

**CITY OF DENTON PUBLIC UTILITIES BOARD MINUTES
November 9, 2020**

After determining that a quorum was present of the Public Utilities Board of the City of Denton, convened in a Regular Meeting on Monday, November 9, 2020 at 9:00 a.m. in the Work Session Room at City Hall, 215 E. McKinney Street, Denton, Texas.

PRESENT: Chair Susan Parker, Vice Chair Billy Cheek, Members Russell Bafford, Karen DeVinney, Charles Parker and Ed Soph

Also present: City Manager Todd Hileman, Executive Manager of Utilities Antonio Puente and First Assistant City Attorney Larry Collister

ABSENT: Barbara Russell

Note: Chair Susan Parker, Vice Chair Billy Cheek and Members Barbara Russell, Russell Bafford, Ed Soph, Charles Parker and Karen DeVinney will be participating in the work session and regular meeting via video/teleconference under the provisions allowed by the Texas Government Code Section 551.127.

REGULAR MEETING

1. CONSENT AGENDA

The Consent Agenda consisted of Items 1.A-G.

Board Member C. Parker moved to recommend adoption of the Consent Agenda items 1 B, D, E, F and G. Motion seconded by Board Member Soph, motion carried.

YES (6): Susan Parker, Billy Cheek, Russell Bafford, Karen DeVinney, Charles Parker and Ed Soph

NO (0):

A. PUB20-218 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-ruled municipal corporation, rejecting any and all competitive bids under IFB 7402 for professional demolition service, removal, and cleanup of two (2) commercial buildings located on the proposed Eagle Substation site; and providing an effective date (IFB 7402).

Board Member Cheek asked why this was rejected. Antonio Puente answered the questions.

Board Member Cheek moved to recommend adoption of Consent Agenda item 1 A. Motion seconded by Board Member Bafford, motion carried.

YES (6): Susan Parker, Billy Cheek, Russell Bafford, Karen DeVinney, Charles Parker and Ed Soph

NO (0):

C. PUB20-221 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract with Schweitzer Engineering Laboratories, Inc., for the purchase of protective relay panels for Denton Municipal Electric's Brinker Substation; providing for the expenditure of funds therefor; and providing an effective date (RFP 7428 - awarded to Schweitzer Engineering Laboratories, Inc., in the not-to-exceed amount of \$230,220).

Board Member Bafford pulled this item to ask questions. Jerry Fielder, Antonio Puente and Christine Taylor answered the questions.

Board Member DeVinney moved to recommend adoption of Consent Agenda item 1 C. Motion seconded by Board Member Soph, motion carried.

YES (4): Susan Parker, Karen DeVinney, Charles Parker and Ed Soph

NO (2): Billy Cheek and Russell Bafford, against - would like to add policies to give the work to companies inside the United States when possible.

B. PUB20-220 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract with Anixter Inc., for the supply of linemen's tools and accessories for the Denton Municipal Electric Department; providing for the expenditure of funds therefor; and providing an effective date (IFB 7427 - awarded to Anixter Inc, for one (1) year, with the option for two (2) additional one (1) year extensions, in the total three (3) year not-to-exceed amount of \$653,089).

D. PUB20-222 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract with Schweitzer Engineering Laboratories, Inc., for the purchase of SEL protective relays, controls, monitoring, metering, software, integration, accessories, and devices for Denton Municipal Electric, which is the sole provider of these commodities and services, in accordance with Texas Local Government Code 252.022, which provides that procurement of commodities and services that are available from one source are exempt from competitive bidding, and if over \$50,000 shall be awarded by the governing body; and providing an effective date (File 7429 - awarded to Schweitzer Engineering Laboratories, Inc., in the five (5) year not-to-exceed amount of \$1,864,638).

E. PUB20-223 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, rejecting any and all competitive proposals under RFP 7431 for North Lakes Recycling Drop-Off; and providing an effective date (RFP 7431).

F. PUB20-224 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract with Texas Electric Cooperatives, Inc., for galvanized steel transmission poles, anchor cages, and associated hardware for the Denton Municipal Electric Department; providing for the expenditure of funds therefor; and providing an effective date (RFP 7433 - awarded to Texas Electric Cooperatives, Inc., in the not-to-exceed amount of \$104,338).

G. PUB20-225 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract with GWB Enterprises, LLC dba Clean & Green Car Wash, for vehicle washing and detailing services for various City of Denton departments; providing for the expenditure of funds therefor; and providing an effective date (IFB-BV 7455 - awarded to GWB Enterprises, LLC dba Clean & Green Car Wash, for one (1) year, with the option for two (2) additional one (1) year extensions, in the total three (3) year not-to-exceed amount of \$150,000).

ITEMS FOR INDIVIDUAL CONSIDERATION

A. PUB20-216 Consider approval of the October 26, 2020 minutes.

Board Member C. Parker moved to recommend approval of agenda item 2A. Motion seconded by Board Member Soph, motion carried.

YES (6): Susan Parker, Billy Cheek, Russell Bafford, Karen DeVinney, Charles Parker and Ed Soph

NO (0):

B. PUB20-217 Consider recommending adoption of an ordinance of the City of Denton, Texas authorizing the expenditure of funds for the payment of wholesale transmission charges in the total amount of \$7,181,039.73 and providing an effective date.

Nick Vincent gave the presentation. There were questions by the Board Members that was answered by Vincent and Terry Naulty.

Board Member Bafford moved to recommend approval of agenda item 2B. Motion seconded by Board Member C. Parker, motion carried.

YES (6): Susan Parker, Billy Cheek, Russell Bafford, Karen DeVinney, Charles Parker and Ed Soph

NO (0):

C. PUB20-226 Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or his designee, to execute a contract with Rush Truck Centers of Texas, LP, through the Buy Board Cooperative Purchasing Network Contract # 601-19, for the purchase of Peterbilt Trucks for various City Departments; providing for the expenditure of funds therefor; and providing an effective date (File 7517 - awarded to Rush Truck Centers of Texas, LP, in the five (5) year not-to-exceed amount of \$20,000,000).

Terry Kader gave the presentation. There were questions by the Board Members that Kader answered.

Board Member Cheek moved to recommend approval of agenda item 2C. Motion seconded by Board Member DeVinney, motion carried.

City of Denton Public Utilities Board Minutes
November 9, 2020

Page | 4

YES (6): Susan Parker, Billy Cheek, Russell Bafford, Karen DeVinney, Charles Parker and Ed Soph

NO (0):

D. PUB20-229 Management Reports

1. Relocation of the North Lakes Park Recycling Drop-off Site
2. Recycling in Areas Serviced by Outside Waste Haulers
3. Future Agenda Items
4. New Business Action Items

The items were presented with discussion.

3. CONCLUDING ITEMS

Larry Collister mentioned a new process for virtual abstaining from an item. Please let Kim Mankin know ahead of time and the paperwork will be forwarded to you.

Cheek and Bafford would like to add an item about adding ‘buy America’ as points for purchasing an item.

WORK SESSION

A. PUB20-208 Receive a report, hold a discussion, and give staff direction regarding the implementation of a \$100 million Utility System extendable commercial paper program.

David Gaines gave the detailed presentation. There were questions by the Board Members, staff as well as consultants answered them.

All Board Members were in favor of this item.

The Board went into Closed Session at 10:05 a.m.

CLOSED SESSION

A. PUB20-209 Deliberation Regarding Certain Public Power Utilities Competitive Matters - Under Texas Government Code Section 551.086; Consultation with Attorneys - Under Texas Government Code Section 551.071.

Discuss and Deliberate strategies and opportunities to amend renewable energy supply strategies and agreements, including potential power purchase agreements, receive a presentation from staff regarding public power competitive and financial matter pertaining to the purchase of renewable energy, consultation with the City’s attorneys regarding legal issues associates with the agreements described above where discussions of these legal matters in an open meeting would conflict with the duty of the City’s attorneys to the City of Denton and the Denton City Council under Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas.

November 9, 2020

Page | 5

With no further business, the meeting was adjourned at 10:39 a.m.

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Susan Parker

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SUSAN PARKER

CHAIR

CITY OF DENTON, TEXAS

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Kim Mankin

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KIM MANKIN

UTILITIES ADMIN MANAGER

CITY OF DENTON, TEXAS

Minutes approved on: December 14, 2020