

**CITY OF DENTON PUBLIC UTILITIES BOARD MINUTES**  
**March 25, 2024**

After determining that a quorum was present of the Public Utilities Board of the City of Denton, convened in a Regular Meeting on Monday, March 25, 2024, at 9:00 a.m. in the Council Work Session Room at City Hall, 215 E. McKinney Street, Denton, Texas.

PRESENT: Chair Susan Parker, Vice Chair Billy Cheek, Devin Taylor, Robert Rayner and Thomas Plock

Also present: General Manager Antonio Puente and Deputy City Attorney Marcella Lunn

Absent: Lee Riback

**REGULAR MEETING**

**1. PRESENTATIONS FROM MEMBERS OF THE PUBLIC**

There were no presentations from the public.

**2. CONSENT AGENDA**

The Consent Agenda consisted of Items 2 A - D

**Board Member Plock moved to recommend adoption of agenda items 2 A-D. Motion seconded by Board Member Taylor; motion carried.**

**YES (5): Chair Susan Parker, Vice Chair Billy Cheek, Devin Taylor, Robert Rayner and Thomas Plock**

**NO (0):**

- A. PUB24-062** Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a Professional Services Agreement with Kimley-Horn and Associates, Inc., for water and wastewater modeling services for the Water Utilities Department as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7574-031 - Professional Services Agreement for water and wastewater modeling services awarded to Kimley-Horn and Associates, Inc., in the not-to-exceed amount of \$95,000.00).
- B. PUB24-063** 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 PowerWorld Corporation, for the annual licensing, maintenance, and support of PowerWorld Simulator software, currently used by Denton Municipal Electric, which is the sole provider of this software, 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;

providing for the expenditure of funds therefor; and providing an effective date (File 8404 - awarded to PowerWorld Corporation, in the not-to-exceed amount of \$63,112.50, with a contract term expiring February 21, 2027).

- C. PUB24-064** 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 Strong Data, Inc., for scalehouse software and hardware for the Solid Waste and Recycling Department, which is the sole provider of this software, 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; providing for the expenditure of funds therefor; and providing an effective date (File 8431 - awarded to Strong Data, Inc., for one (1) year, with the option for four (4) additional one (1) year extensions, in the total five (5) year not-to-exceed amount of \$339,080.85).
- D. PUB24-065** 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 Xylem Water Solutions U.S.A., Inc., to purchase Flygt pumps, equipment, parts, supplies, and services to operate and maintain the City of Denton sewage pumping stations and treatment plants for the Water Reclamation Department, which is the sole provider of this service, 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; providing for the expenditure of funds therefor; and providing an effective date (File 8476 - awarded to Xylem Water Solutions U.S.A., Inc., for three (3) years, with the option for two (2) additional one (1) year extensions, in the total five (5) year not-to-exceed amount of \$1,875,000.00).

### **3. ITEMS FOR INDIVIDUAL CONSIDERATION**

- A. PUB24-061** Consider approval of the March 11, 2024, minutes.

**Board Member Cheek moved to recommend approval of agenda item 3A. Motion seconded by Board Member Plock; motion carried.**

**YES (5): Chair Susan Parker, Vice Chair Billy Cheek, Devin Taylor, Robert Rayner and Thomas Plock**

**NO (0):**

- B. PUB24-039** Consider recommending adoption of an ordinance establishing the City of Denton Utility System Nodal Market Revenue Financing Program and authorizing Utility System Nodal Market Revenue Notes, Taxable Series A, in a maximum aggregate principal amount not to exceed sixty million five thousand dollars (\$60,005,000) to satisfy ERCOT financial security requirements; and providing an effective date.

Vis Bouaphanthavong gave the presentation. There were questions by the Board Members that staff answered.

**Board Member Cheek moved for approval of agenda item 3B. Motion seconded by Board Member Taylor; motion carried.**

**YES (5): Chair Susan Parker, Vice Chair Billy Cheek, Devin Taylor, Robert Rayner and Thomas Plock**

**NO (0):**

- C. PUB24-059** Consider recommending adoption of an ordinance directing the publication of Notice of Intention to issue \$84,770,000 in principal amount of Certificates of Obligation of the City of Denton for General Government and Solid Waste projects; and providing an effective date.

Randee Klingele gave the presentation for items C and D. There were questions by Board Members that staff answered.

**Board Member Cheek moved for approval of agenda item 3B. Motion seconded by Board Member Plock; motion carried.**

**YES (5): Chair Susan Parker, Vice Chair Billy Cheek, Devin Taylor, Robert Rayner and Thomas Plock**

**NO (0):**

- D. PUB24-060** Consider recommending adoption of an ordinance directing the publication of Notice of Intention to issue \$177,560,000 in principal amount of Certificates of Obligation of the City of Denton for Waterworks and Wastewater System and Electric System projects; and providing an effective date.

**Board Member Taylor moved for approval of agenda item 3D. Motion seconded by Board Member Cheek; motion carried.**

**YES (5): Chair Susan Parker, Vice Chair Billy Cheek, Devin Taylor, Robert Rayner and Thomas Plock**

**NO (0):**

- E. PUB24-066** Management Reports
1. Voting Requirements for Public Utilities Board Members
  2. DME Personnel Expenses
  3. Future Agenda Items
  4. New Business Action Items

**4. CONCLUDING ITEMS**

none

With no further business, the meeting was adjourned at 9:22 AM.

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**SUSAN PARKER**  
**CHAIR**  
**CITY OF DENTON, TEXAS**

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**KIM MANKIN**  
**UTILITIES ADMIN MANAGER**  
**CITY OF DENTON, TEXAS**

Minutes approved on: April 8, 2024.