



City of Denton

City Hall
215 E. McKinney St.
Denton, Texas 76201
www.cityofdenton.com

Meeting Agenda Public Utilities Board

Monday, June 10, 2024

9:00 AM

Council Work Session Room

REGISTRATION GUIDELINES FOR ADDRESSING THE PUBLIC UTILITIES BOARD

Citizens will be able to participate in the following way:

- eComment – The agenda was posted online at <https://tx-denton.civicplus.com/242/Public-Meetings-Agendas>. Once the agenda is posted, a link to make virtual comments using the eComment module will be made available next to the meeting listing on the Upcoming Events Calendar. Using eComment, Individuals may indicate support or opposition and submit a brief comment about a specific agenda item. eComments may be submitted up until the start of the meeting at which time the ability to make an eComment will be closed. eComments will be sent directly to members of the Public Utilities Board immediately upon submission and recorded by the Secretary into the Minutes of the Meeting.

After determining that a quorum is present, the Public Utilities Board of the City of Denton, Texas will convene in a Regular Meeting on Monday, June 10, 2024, at 9:00 a.m. in the Council Work Session Room at City Hall, 215 E. McKinney Street, Denton, Texas at which the following items will be considered:

REGULAR MEETING

1. PRESENTATIONS FROM MEMBERS OF THE PUBLIC

This section of the agenda permits a person to make comments regarding public business on items as listed on the agenda. Each speaker will be allowed a maximum of four (4) minutes. Such person(s) shall have registered under the REGISTRATION GUIDELINES FOR ADDRESSING THE PUBLIC UTILITIES BOARD detailed at the beginning of this agenda. Registration is required prior to the time this agenda item is read into the record.

2. CONSENT AGENDA

Each of the items on the Consent Agenda is recommended by the Staff and approval thereof will be strictly on the basis of the Staff recommendations. Approval of the Consent Agenda authorizes the City Manager or designee to implement each item in accordance with the Staff recommendations. The Public Utilities Board has received background information and has had an opportunity to raise questions regarding these items prior to consideration.

Listed below are bids, purchase orders, contracts, and other items to be approved for payment or other action under the Consent Agenda (Agenda Items A – N). This listing is provided on the Consent Agenda to allow Public Utilities Board Members to discuss or withdraw an item prior to approval of the Consent Agenda. If no items are pulled, the Consent Agenda Items will be approved with one motion. If items are pulled for separate discussion, they may be considered as the first items following approval of the Consent Agenda.

- A. [PUB24-100](#) Consider recommending adoption of an Ordinance of the City of Denton, a Texas

home-rule municipal corporation, authorizing the City Manager to enter into an agreement with the Texas Department of Transportation (TxDOT) for the relocation and road widening projects (ROW CSJ 0195-03-103, ROW CSJ 0081-13-074, and ROW CSJ 1951-01-012) of various facilities operated by Denton Municipal Electric generally located at I35E frontage road at the Union Pacific Railroad crossing, I35W frontage road between FM 407 and FM 2499 and FM 1515 from Bonnie Brae Street to Westcourt Road within the territorial limits of the City of Denton; authorizing the expenditure of funds not to exceed \$5,000,000; and declaring an effective date.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
[Exhibit 2 - Signature Authority Form ROW-U-40](#)
[Exhibit 3 - Ordinance](#)

- B. [PUB24-105](#) Consider recommending adoption of an ordinance of the City of Denton, Texas authorizing the City Manager to execute and administer joint funding agreements (“agreements”) for water resource investigations by and between the City of Denton and the United States Geological Survey, Oklahoma-Texas Water Science Center (“USGS”) related to continued support of the Hickory Creek streamflow station (“station”) in an annual amount not to exceed \$6,500.00; authorizing the expenditure of funds; and providing an effective date.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
[Exhibit 2 - Ordinance](#)
[Exhibit 3 - Agreement](#)

- C. [PUB24-106](#) Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of a first amendment to a Professional Services Agreement between the City of Denton and 1898 & Co., a division of Burns & McDonnell Engineering Company, Inc., amending the contract approved by City Council on August 1, 2023, in the not-to-exceed amount of \$892,320.00, said first amendment to add additional services as the Owner's Engineer for Denton Municipal Electric; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7804-010 - providing for an additional first amendment expenditure amount not-to-exceed \$197,780.00, with the total contract amount not-to-exceed \$1,090,100.00).

Attachments: [Exhibit 1 - Agenda Information Sheet - PUB](#)
[Exhibit 2 - Original Ordinance and Contract](#)
[Exhibit 3 - Ordinance and Amendment 1](#)

- D. [PUB24-107](#) Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of a first amendment to a contract between the City of Denton and Freeport Welding & Fabricating, Inc., amending the contract approved by the City Council on June 27, 2023, in the not-to-exceed amount of \$1,279,570.00; said first amendment to complete the purchase of three (3) 60,000 gallon tanks for the Denton Energy Center Winterization Project; providing for the expenditure of funds therefor; and providing an effective date (RFP 8220 - providing for

an additional first amendment expenditure amount not-to-exceed \$140,000.00, with the total contract amount not-to-exceed \$1,419,570.00).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
[Exhibit 2 - Original Ordinance and Contract](#)
[Exhibit 3 - Ordinance and Amendment 1](#)

- E. [PUB24-108](#) 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 (CTS) Crown Texas, Inc. dba Crown Texas, Inc., for the purchase of prefabricated substation control buildings for Denton Municipal Electric; providing for the expenditure of funds therefor; and providing an effective date (RFP 8418 - awarded to (CTS) Crown Texas, Inc. dba Crown Texas, Inc., in the three (3) year not-to-exceed amount of \$2,419,785.01).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
[Exhibit 2 - Ordinance and Contract](#)

- F. [PUB24-109](#) 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 Mountain Cascade of Texas, LLC, for the I-35 Utility Relocation at Fort Worth Drive project, including the construction and movement of public water and abandonment of wastewater utilities in support of the Texas Department of Transportation's I-35 widening from US-377 to South Locust Street for the Capital Projects Department as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7968-006 - awarded to Mountain Cascade of Texas, LLC, in the not-to-exceed amount of \$750,870.75).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
[Exhibit 2 - Ordinance and Contract](#)

- G. [PUB24-111](#) 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 Gage & Cade Construction, LLC, for the construction of the Landfill Entrance Facility (Scalehouse) Improvements Project for the Solid Waste and Capital Projects Department; providing for the expenditure of funds therefor; and providing an effective date (CSP 8281 - awarded to Gage & Cade Construction, LLC, in the not-to-exceed amount of \$3,419,799.60).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
[Exhibit 2 - Ordinance and Contract](#)

- H. [PUB24-112](#) 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 Trilliant Networks Inc., for the renewal extension of continued vendor support services for Advanced Metering Infrastructure (AMI) for 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 8566 - awarded to Trilliant Networks Inc., in the five (5) year not-to-exceed amount of \$1,707,564.10).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Ordinance and Contract](#)

- I. [PUB24-113](#) Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, ratifying the expenditure of funds by the City Manager for the emergency purchase of property, boiler, machinery, and business interruption insurance coverage for the Denton Energy Center through the City's broker of record, Lockton Companies, LLC; and providing an effective date (File 8544 - awarded to Associated Electric & Gas Insurance Services Limited (AEGIS), 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 \$2,707,349.29).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Declaration of Emergency](#)
 [Exhibit 3 - Recommendation Letter](#)
 [Exhibit 4 - Comparison Summary](#)
 [Exhibit 5 - Ordinance](#)

- J. [PUB24-114](#) Consider recommending adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of a first amendment to a contract between the City of Denton and Wärtisilä North America, Inc., amending the contract approved by City Council on April 20, 2021, in the not to exceed amount of \$3,448,184.00; said first amendment to continue to supply routine maintenance supplies for the Denton Energy Center; providing for the expenditure of funds therefor; and providing an effective date (IFB 7544 - providing for an additional first amendment expenditure amount not-to-exceed \$862,046.00, with the total contract amount not-to-exceed \$4,310,230.00).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Original Ordinance and Contract](#)
 [Exhibit 3 - Ordinance and Amendment](#)

- K. [PUB24-115](#) 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 Parkhill, Smith & Cooper, Inc., for design services of Landfill Cell 6 for the Solid Waste and Recycling Department as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFP 7109-039 - Professional Services Agreement for design services awarded to Parkhill, Smith & Cooper, Inc., in the not-to-exceed amount of \$367,000.00).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Ordinance and Contract](#)

- L. [PUB24-116](#) Consider recommending adoption of an ordinance of the City of Denton, a Texas

home-rule municipal corporation, authorizing the approval of a fifth amendment to a contract between the City of Denton and Schneider Electric Smart Grid Solutions, LLC, formerly Telvent USA, LLC, amending the contract approved by City Council on May 7, 2013, in the not-to-exceed amount of \$491,813.75; said fifth amendment to continue to provide vendor support of the Denton Municipal Electric (DME) ArcFM solution and associated software modules along with new hardware and software upgrades, which is the sole provider of these items, 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 8564 - providing for a two (2) year term and an additional fifth amendment expenditure amount not-to-exceed \$95,000.00).

Attachments:

[Exhibit 1 - Agenda Information Sheet](#)

[Exhibit 2 - Original Ordinance, Contract, Amendments, and Name Change](#)

[Exhibit 3 - Ordinance and Amendment 5](#)

- M. [PUB24-119](#) Consider recommending adoption of an ordinance authorizing the City Manager to execute and deliver Supplemental No. 2 to the Standard Utility Agreement (“Agreement”) by and between the City of Denton and the Texas Department of Transportation (“TxDOT”), for the reimbursement of design, property acquisition and related services, construction, inspection, project management and other direct costs associated with the adjustment, removal, and/or relocation of water utilities along I-35E from Mayhill to Loop 288 more specifically called the I-35E/Mayhill Utility Relocations Project (Utility ID No. U00008008) for water utility relocation efforts, within the County and City of Denton, Texas; providing for the expenditure of funds not to exceed an increase of One Million, Eight Hundred Thirty-Two Thousand, Six Hundred Thirty-Two and 59/100 dollars (\$1,832,632.59) therefor; and providing an effective date.

Attachments:

[Exhibit 1 - Agenda Information Sheet](#)

[Exhibit 2 - Ordinance and Agreement](#)

[Exhibit 3 - Original Agreement and Supplemental No. 1](#)

- N. [PUB24-120](#) Consider recommending adoption of an ordinance of the City of Denton, Texas authorizing the City Manager to execute and deliver the Standard Utility Agreement (“Agreement”) by and between the City of Denton (“City”) and the Texas Department of Transportation (“TxDOT”), for the reimbursement of eligible costs incurred in the adjustment, removal, and relocation of city facilities of both Water and Wastewater Utilities along I-35E from US 377/Fort Worth Drive to Locust Street and along the North Frontage Road at UPRR Railroad to the east (“Utility Relocations Project -TxDOT CSJ# 0195-03- 103/Utility ID:U00020852), within the County and City of Denton, Texas; providing for the expenditure of funds in an amount not to exceed Seven Hundred Fifteen Thousand, One Hundred and Fifteen and 00/100 Dollars (\$715,115.00) for Water and Wastewater Utility Relocation efforts; and providing an effective date.

Attachments:

[Exhibit 1 - Agenda Information Sheet](#)

[Exhibit 2 - Ordinance and Agreement](#)

3. ITEMS FOR INDIVIDUAL CONSIDERATION

- A. [PUB24-118](#) Consider approval of the May 20, 2024 minutes.

Attachments: [5.20.24 PUB Minutes](#)

- B. [PUB24-110](#) 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 Archer Western Construction, LLC, for the Ray Roberts Water Treatment Plant Capacity Re-Rate and Performance Improvements Project for the Water Utilities Department; providing for the expenditure of funds therefor; and providing an effective date (CSP 8141-2 - awarded to Archer Western Construction, LLC, in the not-to-exceed amount of \$43,994,500.00).

Attachments: [Exhibit 1 - Agenda Information Sheet - PUB](#)

[Exhibit 2 - Pricing Evaluation](#)

[Exhibit 3 - Presentation - PUB](#)

[Exhibit 4 - Ordinance and Contract](#)

- C. [PUB24-117](#) Management Reports
1. Future Agenda Items
 2. New Business Action Items

Attachments: [1. Future Agenda Items](#)

[2. New Business Action Items](#)

4. CONCLUDING ITEMS

A. Under Section 551.042 of the Texas Open Meetings Act, respond to inquiries from the Public Utilities Board or the public with specific factual information or recitation of policy, or accept a proposal to place the matter on the agenda for an upcoming meeting AND Under Section 551.0415 of the Texas Open Meetings Act, provide reports about items of community interest regarding which no action will be taken, to include: expressions of thanks, congratulations, or condolence; information regarding holiday schedules; an honorary or salutory recognition of a public official, public employee, or other citizen; a reminder about an upcoming event organized or sponsored by the governing body; information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the municipality; or an announcement involving an imminent threat to the public health and safety of people in the municipality that has arisen after the posting of the agenda.

Following the completion of the Regular Meeting, the Public Utilities Board will convene in a Work Session at which the following items will be considered:

WORK SESSION

- A. [PUB24-014](#) Receive a report, hold a discussion, and give staff direction regarding the Fiscal Year 2024-25 preliminary utility forecasts for Solid Waste, Water, Wastewater/Drainage, and Electric.

Attachments: [Exhibit 1. Agenda Information Sheet](#)

[Exhibit 2. Presentation](#)

Following the completion of the Work Session, the Public Utilities Board (PUB) will convene in a Closed Meeting to consider specific items when these items are listed below under the Closed Meeting section of this agenda. The Public Utilities Board (PUB) reserves the right to adjourn into a Closed Meeting on any item on its Open Meeting agenda consistent with Chapter 551 of the Texas Government Code, as amended, or as otherwise allowed by law.

CERTIFICATE

I certify that the above notice of meeting was posted on the official website (<https://tx-denton.civicplus.com/242/Public-Meetings-Agendas>) and bulletin board at City Hall, 215 E. McKinney Street, Denton, Texas, on June 6, 2024, in advance of the 72-hour posting deadline, as applicable, and in accordance with Chapter 551 of the Texas Government Code.

OFFICE OF THE CITY SECRETARY

NOTE: THE CITY OF DENTON'S DESIGNATED PUBLIC MEETING FACILITIES ARE ACCESSIBLE IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT. THE CITY WILL PROVIDE ACCOMMODATION, SUCH AS SIGN LANGUAGE INTERPRETERS FOR THE HEARING IMPAIRED, IF REQUESTED AT LEAST 48 HOURS IN ADVANCE OF THE SCHEDULED MEETING. PLEASE CALL THE CITY SECRETARY'S OFFICE AT 940-349-8309 OR USE TELECOMMUNICATIONS DEVICES FOR THE DEAF (TDD) BY CALLING 1-800-RELAY-TX SO THAT REASONABLE ACCOMMODATION CAN BE ARRANGED.