



City of Denton

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

Meeting Agenda Public Utilities Board

Monday, September 12, 2016

9:00 AM

Service Center Training Room

After determining that a quorum is present, the Public Utilities Board of the City of Denton, Texas will convene in a meeting on Monday, September 12, 2016 at 9:00 a.m. in the Service Center Training Room at the City of Denton Service Center, 901-A Texas Street, Denton, Texas at which the following items will be considered:

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. When items for consideration are not listed under the Closed Meeting section of the agenda, the PUB will not conduct a Closed Meeting and will immediately convene its open meeting. The 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.

CLOSED MEETING

- A. [PUB16-171](#) Deliberations Regarding Certain Public Power Utilities: Competitive Matters - Under Texas Government Code Section 551.086.

Receive a presentation from Denton Municipal Electric staff ("DME") regarding public power competitive and financial matters pertaining to plans, strategies, opportunities, and developments for generation improvements to the DME system; discuss and deliberate strategies regarding same; discuss and deliberate opportunities and strategies for the City to acquire purchased power and enter into agreements regarding the same, in order to meet its future energy needs. Discuss, deliberate and provide Staff with direction.

- B. [PUB16-188](#) Certain Public Power Utilities: Competitive Matters - Under Texas Government Code Sec. 551.086.

Receive competitive public power electric information, including financial information from staff pertaining to Denton Municipal Electric ("DME") electric service rate issues and strategies, including without limitation, the Energy Cost Adjustment ("ECA"), Renewable Cost Adjustment ("RCA"), and Transmission Cost Recovery Factor (TCRF) rates and other related matters; and discuss, deliberate, provide Staff with direction, consider, and determine policy regarding such matters.

- C. [PUB16-196](#) Deliberations Regarding Certain Public Power Utilities: Competitive Matters - Under Texas Government Code Section 551.086.

Receive competitive public power information and competitive financial information from staff regarding an amendment to the operating budget for Denton Municipal Electric ("DME") for FY 2015-2016, including without limitation,

revenues, expenses, and commodity volumes; and discuss, deliberate, provide staff with direction regarding such matters, consider, and make a recommendation to City Council regarding approval of the amendment to the FY 2015-2016 DME operating budget.

ANY FINAL ACTION, DECISION, OR VOTE ON A MATTER DELIBERATED IN A CLOSED MEETING WILL ONLY BE TAKEN IN AN OPEN MEETING THAT IS HELD IN COMPLIANCE WITH TEXAS GOVERNMENT CODE, CHAPTER 551, EXCEPT TO THE EXTENT SUCH FINAL ACTION, DECISION, OR VOTE IS TAKEN IN THE CLOSED MEETING IN ACCORDANCE WITH THE PROVISIONS OF §551.086 OF THE TEXAS GOVERNMENT CODE (THE 'PUBLIC POWER EXCEPTION'). THE PUBLIC UTILITIES BOARD RESERVES THE RIGHT TO ADJOURN INTO A CLOSED MEETING OR EXECUTIVE SESSION AS AUTHORIZED BY TEX. GOV'T. CODE, §551.001, ET SEQ. (THE TEXAS OPEN MEETINGS ACT) ON ANY ITEM ON ITS OPEN MEETING AGENDA OR TO RECONVENE IN A CONTINUATION OF THE CLOSED MEETING ON THE CLOSED MEETING ITEMS NOTED ABOVE, IN ACCORDANCE WITH THE TEXAS OPEN MEETINGS ACT, INCLUDING, WITHOUT LIMITATION §551.071-551.086 OF THE TEXAS OPEN MEETINGS ACT.

REGULAR MEETING

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

CONSENT AGENDA

Each of these items 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 Assistant City Manager of Utilities or his 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 of other action under the Consent Agenda (Agenda Items A – I). 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, Consent Agenda Items A – I below 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. [PUB16-199](#) Consider recommending approval of a Standard Utility Agreement U14818, an Advance Funding Agreement for Voluntary Utility Relocation and related documents for IH-35E, between Mayhill Rd. and Loop 288 (CSJ No. 0196-01-106), between the City of Denton and the Texas Department of Transportation (TxDOT), for the relocation and betterment of a City water line along the I-35E right-of-way near Brinker Rd. and to include the water line relocation construction in TxDOT's roadway project contract.

Attachments: [Exhibit 1 - Standard Utility Agreement](#)

[Exhibit 2- Advance Funding Agreement for Voluntary Utility Relocation](#)

- B. [PUB16-201](#) Consider recommending adoption of an ordinance approving a Pipeline Crossing contract by and between the City of Denton, Texas and the Kansas City Southern Railway Company relating to the location of a water pipeline within railroad right-of-way, located at mile post D-105.10, Alliance Subdivision within the County

and City of Denton Texas; and providing an effective date. [Pipeline Crossing Agreement for 12-inch water line: 84 Lumber development]

Attachments: [Exhibit 1 - Location Map](#)
 [Exhibit 2 - Site Map](#)
 [Exhibit 3 - KCSRR Agreement](#)

- C. [PUB16-202](#) Consider recommending approval of a Professional Services Agreement (PSA) with Solutient GeoSciences, Inc., of Tyler, Texas, for hydrogeological and analytical consulting services regarding the City's landfill monitoring and reporting requirements for a three year period, in a total amount not to exceed \$304,961 (PSA 6231).

Attachments: [Exhibit 1 Exhibit 1- Solutient GeoSciences Proposal](#)

- D. [PUB16-203](#) Consider a recommendation that the City Council adopt an ordinance of the City of Denton, Texas authorizing the City Manager to execute a Third Supplement to a Professional Services Agreement by and between the City of Denton, Texas and the law firm of Cole Schotz, P.C., Dallas, Texas for legal services relating to transactional and regulatory work pertaining to the Texas Municipal Power Agency; providing for additional expenditure agency of not-to-exceed \$400,000; providing an effective date. (File 5380 in the additional amount not-to-exceed \$400,000, aggregating a total not-to-exceed \$799,500).

Attachments: [Exhibit 1 - Original Agreement.pdf](#)
 [Exhibit 2 - Ordinance.pdf](#)
 [Exhibit 3 - Third Supplement.pdf](#)

- E. [PUB16-204](#) Consider recommending approval of awarding a Software Perpetual Licensing Agreement that allows Denton Municipal Electric to provide an Online Customer Dashboard for all customers to PicoTera Systems, based on proposal evaluation criteria, as provided for in the Request for Proposal #6067 in the amount not to exceed \$225,000 over a three year term.

Attachments: [Proposal Evaluation Worksheet.pdf](#)
 [Justification Memo.pdf](#)

- F. [PUB16-205](#) Consider recommending the City Council adopt an ordinance of the City of Denton authorizing the City Manager or his designee to execute a contract through the National IPA Purchasing Network for the acquisition of one (1) 2014 CAT model MH3037 material handler for the City of Denton Solid Waste Department; and providing an effective date (File 6224-awarded to Holt CAT in the amount of \$455,584.49).

Attachments: [File 6224- Exhibit 1 Material Handler Comparison and Quotes.pdf](#)

- G. [PUB16-206](#) Consider recommending the City Council adopt an ordinance of the City of Denton authorizing the City Manager or his designee to execute a contract through the Buyboard Cooperative Purchasing Network for the acquisition of one (1) 2014 Elgin model Broom Badger street sweeper for the City of Denton Solid Waste Department; and providing an effective date (File 6225-awarded to Kinloch Equipment & Supply, Inc. in the amount of \$169,000).

Attachments: [File 6225- Exhibit 1 Sweeper Comparison and Quotes.pdf](#)

- H. [PUB16-207](#) Consider recommending approval of the bid from Xylem Inc. for the purchase of dry pit submersible pumps for the Raw Sewage Pump Station Number 2 at the Pecan Creek Water Reclamation Plant in the amount of \$226,852 (RFP#6152).

Attachments: [Exhibit 1- 6152-TAB EVAL](#)
 [Exhibit 2 - Photos](#)

- I. [PUB16-208](#) Consider recommending approval of a contract with Xylem Inc. for the purchase of pump station equipment package for the Denton West Lift Station in the amount of \$115,809 (RFP#6186).

Attachments: [Exhibit 1 - Denton West Drainage Area](#)
 [Exhibit 2 - 6186-1 BAFO TABULATION Denton West Lift Substation Supplies](#)
 [Exhibit 3 - CIP Detail Sheet](#)

ITEMS FOR INDIVIDUAL CONSIDERATION

- A. [PUB16-195](#) Consider approval of the Public Utilities Board Meeting minutes of August 22, 2016.

Attachments: [Exhibit 1 - PUB 8-22-16 Draft Minutes](#)

- B. [PUB16-209](#) ACM Update:
 1. Matrix

Attachments: [Exhibit 1 - New Business Matrix](#)

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 salutary 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.

B. Possible Continuation of Closed Meeting topics, above posted.

CERTIFICATE

I certify that the above notice of meeting was posted on the bulletin board at the City Hall of the City of Denton, Texas, on the _____ day of _____, 2016 at _____ o'clock (a.m.) (p.m.)

CITY SECRETARY

NOTE: THE CITY OF DENTON SERVICE CENTER TRAINING ROOM IS HANDICAP-ACCESSIBLE IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT. THE CITY WILL PROVIDE 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 349-8309 OR USE TELECOMMUNICATIONS DEVICES FOR THE DEAF (TDD) BY CALLING 1-800-RELAY-TX SO THAT A SIGN LANGUAGE INTERPRETER CAN BE SCHEDULED THROUGH THE CITY SECRETARY'S OFFICE.