

CITY OF DENTON PUBLIC UTILITIES BOARD MINUTES
May 8, 2023

After determining that a quorum was present of the Public Utilities Board of the City of Denton, convened in a Regular Meeting on Monday, May 8, 2023, at 9:01 a.m. in the Council Work Session Room at City Hall, 215 E. McKinney Street, Denton, Texas.

PRESENT: Vice Chair Billy Cheek, Barbara Russell, Devin Taylor, and Lee Riback

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

Absent: Chair Susan Parker, Larry Beck, and Thomas Plock

REGULAR MEETING

1. PRESENTATIONS FROM MEMBERS OF THE PUBLIC

There were no public comments.

2. CONSENT AGENDA

The Consent Agenda consisted of Items 2 A-D.

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

YES (4): Vice Chair Billy Cheek, Barbara Russell, Devin Taylor, and Lee Riback

NO (0):

A. PUB23-087 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 extension between the City of Denton and John Hoggard dba Utility Planning Network (UPN) through June 10, 2024, to continue to provide 311/CRM Consulting Services for Customer Service and Public Affairs; and declaring an effective date (RFQ 7485 - extending a contract with John Hoggard dba Utility Planning Network (UPN), to June 10, 2024).

This item was pulled by Board Member Riback for questions. Tiffany Thompson was present to answer.

Board Member Riback moved to recommend adoption of agenda items 2 A. Motion seconded by Board Member Russell; motion carried.

YES (4): Vice Chair Billy Cheek, Barbara Russell, Devin Taylor, and Lee Riback

NO (0):

B. PUB23-088 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 Kimley-Horn and Associates Inc., amending the contract approved by the City Council on November 16, 2021, in the not-to-exceed amount of \$159,300.00; said first amendment to provide approximately 1,500 linear feet of 12-inch sanitary sewer line for the Water Utilities Divisions for the Granada Lift Station Replacement Project; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7574-008 - providing for an additional first amendment expenditure amount not-to-exceed \$204,500.00, with the total contract amount not-to-exceed \$363,800.00).

C. PUB23-089 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 Burns & McDonnell Engineering Company, Inc., to provide Owner Engineer services on several ongoing initiatives for the Denton Municipal Electric Department; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7804-009 - Professional Services Agreement for professional services awarded to Burns & McDonnell Engineering Company, Inc., in the not-to-exceed amount of \$763,641.00).

D. PUB23-090 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 Black & Veatch Corporation, for substation design and capital improvement projects requiring professional engineering services for Denton Municipal Electric; providing for the expenditure of funds therefor; and providing an effective date (RFQ 8031-001 - professional services agreement for engineering services awarded to Black & Veatch Corporation, in the not-to-exceed amount of \$4,244,870.84).

3. ITEMS FOR INDIVIDUAL CONSIDERATION

A. PUB23-093 Consider approval of the April 24, 2023, minutes.

Board Member Russell moved to recommend approval of agenda item 3A. Motion seconded by Board Member Taylor; motion carried.

YES (4): Vice Chair Billy Cheek, Barbara Russell, Devin Taylor, and Lee Riback

NO (0):

B. PUB23-094 - Management Reports

1. Utilities Debt Service History
2. Future Agenda Items
3. New Business Action Items

4. CONCLUDING ITEMS

Vice Chair Cheek would like an update on Winter Storm Uri.

CLOSED MEETING

- A. **PUB23-070** - Deliberations Regarding Certain Public Power Utilities: Competitive Matters - Under Texas Government Code Section 551.086; Consultation with Attorneys - Under Texas Government Code Section 551.071.

Receive information from staff regarding an update on the Core Scientific Power Purchase Agreement and Lease that includes data stemming from public power utility competitive data; discuss, deliberate, and provide direction to staff regarding same. Consultation with City's attorney regarding legal issues associated with the above matter where a public discussion of these legal matters would conflict with the duty of the City's attorneys to the City of Denton and the Denton City Council under Texas Disciplinary Rule of Professional Conduct of State Bar of Texas, or would jeopardize the City's legal position in any administrative proceeding or potential litigation.

With no further business, the meeting was adjourned at 9:34 AM.

BILLY CHEEK
VICE CHAIR
CITY OF DENTON, TEXAS

KIM MANKIN
UTILITIES ADMIN MANAGER
CITY OF DENTON, TEXAS

Minutes approved on: May 22, 2023.