

CITY OF DENTON CITY COUNCIL MINUTES

June 22, 2021

After determining that a quorum was present, the City Council of the City of Denton, Texas convened in a Work Session on Tuesday, June 22, at 2:00 p.m. in the Council Chambers at City Hall, 215 E. McKinney Street, Denton, Texas.

PRESENT IN PERSON: Mayor Gerard Hudspeth, Mayor Pro Tem Meltzer and Council Members Vicki Byrd, Brian Beck, Jesse Davis, and Alison Maguire

PRESENT VIRTUALLY: Council Member Deb Armintor

ABSENT: None

Also present were Interim City Manager Sara Hensley and Interim City Attorney Catherine Clifton.

Note: Virtual participation was pursuant to provisions allowed by the Texas Government Code Section 551.127.

The posted agenda noted the registration process for public participation at this virtual meeting. While citizen commentary received via the online registration process was not read, each member of the City Council received each registration as it was submitted.

WORK SESSION

1. Citizen Comments on Consent Agenda Items

Citizen comments received are noted in Exhibit A.

2. Requests for clarification of agenda items listed on this agenda.

- Clarification was requested on the following items:
 - Council Member Beck: Items 1.B (21-326), 1.C (21-503), 1.D (21-818), and 1.O (21-1201)
 - Council Member Maguire: Items 1.A (21-1150*), 1.B (21-326), 1.C (21-503), 1.K (21-1195), and 1.L (21-1198).
*No corrections were needed to the minutes; confirmed with Council Member Maguire.
- The following items were pulled for Individual Consideration:
 - Council Member Beck: Items 1.T (21-1214), 1.U (21-1254), and 1.V (21-1255)
 - Mayor Pro Tem Meltzer: Item 1.T (21-1214)

3. Work Session Reports

- A. ID 21-1066 Receive a report, hold a discussion, and give staff direction regarding Audit Project 021 - Water System Operations: Rate Structure.

The item was presented and discussion followed.

Following discussion, there was no direction provided as the item was for presentation/discussion purposes.

- B. ID 21-453 Receive a report, hold a discussion and give staff direction regarding FY 2021-22 preliminary budget and departmental budget presentations for Finance, Parks and Recreation, Fire, Human Resources, Risk/Health, Technology Services, Public Safety Communications and Police/Safety.

The item was presented and discussion followed.

The work session was recessed for a short break at 4:14 p.m. and reconvened at 4:23 p.m.

Discussion continued

The work session was recessed for a short break at 4:56 p.m. and reconvened at 5:16 p.m.

Following further discussion, there was no direction provided in preparation for the Fiscal Year 2021-2022 budget for the above-noted departments.

- C. ID 21-684 Receive a report, hold a discussion, and give staff direction regarding the possible merger of the Community Development Advisory Committee and the Human Services Advisory Committee.

The item was presented and discussion followed.

Following discussion, City Council consensus was for Staff to present the proposed merger to the Community Development Advisory Committee and the Human Services Advisory Committee [during a joint meeting being held on July 15] and provide a summary of the feedback during a future presentation.

- D. ID 21-562 Receive a report, hold a discussion, and give staff direction on pending City Council requests for:

1) Work session on updating and editing our Council Rules and Procedure (Sec. 2-29) for maximum public benefit.

- Item 21-562 (1) Work session on updating and editing our Council Rules and Procedure (Sec. 2-29) for maximum public benefit.
 - No consensus for a work session.

The work session ended at 7:08 p.m.

CLOSED MEETING

1. The City Council convened into a Closed Meeting at 7:08 p.m. consistent with Chapter 551 of the Texas Government Code, as amended, or as otherwise allowed by law, as follows.
 - A. ID 21-1300 Consultation with Attorneys - Under Texas Government Code Section 551.071. Consult with the City's attorneys and discuss status, strategy, and potential resolution of litigation in Cause No. DC-21-04452, styled "Tyson Guin v. City of Denton, Texas" pending in the 191st Judicial District Court, Dallas County, Texas; where discussion 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 the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas, or otherwise compromise the City's legal position in pending litigation.

DELIBERATED

The item related to Consent Agenda item 1. A (21-1301) scheduled for later in the day.

The closed meeting started at 7:13 p.m. and ended at 7:20 p.m. No votes or actions were taken during the closed meeting.

SPECIAL CALLED MEETING

After determining that a quorum was present, the City Council of the City of Denton, Texas convened in a Special Called Meeting on Tuesday, June 22, 2021, at 7:24 p.m. in the Council Chambers at City Hall, 215 E. McKinney Street, Denton, Texas.

PRESENT IN PERSON: Mayor Gerard Hudspeth, Mayor Pro Tem Meltzer and Council Members Vicki Byrd, Brian Beck, Jesse Davis, and Alison Maguire

PRESENT VIRTUALLY: Council Member Deb Armintor

ABSENT: None

Also present were Interim City Manager Sara Hensley and Interim City Attorney Catherine Clifton.

Note: Virtual participation was pursuant to provisions allowed by the Texas Government Code Section 551.127.

The posted agenda noted the registration process for public participation at this virtual meeting. While citizen commentary received via the online registration process was not read, each member of the City Council received each registration as it was submitted.

1. CONSENT AGENDA

The Consent Agenda consisted of Items 1. A-W. During the Work Session held earlier in the day, Items 1.T (21-1214), 1.U (21-1254), and 1.V (21-1255) were pulled for Individual Consideration by Council Member Beck and Item 1.T (21-1214) was pulled for Individual Consideration by Mayor Pro Tem Meltzer.

Mayor Pro Tem Meltzer moved to adopt the Consent Agenda, now consisting of Items 1.A-S and 1.W. Motion seconded by Council Member Byrd. Motion carried.

AYES (7): Mayor Hudspeth, Mayor Pro Tem Meltzer and Council Members Byrd, Beck, Davis, Maguire, and Armintor

NAYS (0): None

- A. ID 21-1150 Consider approval of the minutes of June 8, 2021.

APPROVED

- B. ID 21-326 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, rejecting any and all competitive proposals under RFP 7205 for Utility Scale Wind Energy for Denton Municipal Electric; and providing an effective date (RFP 7205). The Public Utilities Board recommends approval (5 - 0).

ASSIGNED ORDINANCE NO. 21-326

- C. ID 21-503 Consider adoption of an ordinance of the City of Denton authorizing the City Manager to sign and submit to the Department of Housing and Urban Development a 2021 Action Plan for Housing and Community Development with appropriate certifications, as authorized and required by the Housing and Community Development Act of 1974, as amended, and the National Affordable Housing Act of 1990, as amended; authorizing the Community Services Manager, or designee, to sign release of liens and subordination agreements upon certain conditions; and providing for an effective date.

ASSIGNED ORDINANCE NO. 21-503

- D. ID 21-818 Consider adoption of an ordinance of the City of Denton authorizing the City Manager to execute a funding agreement between the City of Denton and the Denton Affordable Housing Corporation to provide HOME Investment Partnership Program funds for the rehabilitation of four rental units located at 316 Mill Street, Denton, Texas; authorizing the expenditure of funds in an amount not to exceed \$98,532.98; and providing an effective date.

ASSIGNED ORDINANCE NO. 21-818

- E. ID 21-1144 Consider adoption of an ordinance of the City of Denton directing the Interim City Manager to change the Community Development Block Grant and HOME Investment Partnership program year to align with the City's fiscal year; approving a Third Substantial Amendment to the City's 2020 Action Plan to implement the change to the program year; authorizing the Interim City Manager to handle all fiscal and administrative matters related thereto; and providing for an effective date.

ASSIGNED ORDINANCE NO. 21-1144

- F. ID 21-1301 Consider adoption of an ordinance approving a Settlement Agreement and Release implementing the terms of the settlement in litigation styled "Tyson Guin v. City of Denton, Texas," Cause No. DC-21-04452, pending in the 191st Judicial District Court, Dallas County, Texas; directing the City Manager or designee and the City's attorneys to effectuate as necessary and appropriate the terms of a Settlement Agreement and Release; and declaring an effective date.

ASSIGNED ORDINANCE NO. 21-1301

The item related to Closed Meeting Item 1. A (21-1300) deliberated earlier in the day.

- G. ID 21-1076 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of a third amendment to a Professional Services Agreement between the City of Denton and Freese and Nichols, Inc, amending the contract approved by City Council on October 16, 2018, in the not-to-exceed amount of \$1,200,000.00, amended by Amendments 1-2 approved by Purchasing, said third amendment to provide professional engineering services for the Southeast Denton Neighborhood Street Reconstruction Project and program management services for the completion of the 2019 Street Reconstruction Bond; providing for the expenditure of funds therefor; and providing an effective date (File 6590-042 - providing for an additional third amendment expenditure amount not-to-exceed \$1,257,254.00 with the total contract amount not-to-exceed \$2,457,254.00). The Public Utilities Board recommends approval (5 - 0).

ASSIGNED ORDINANCE NO. 21-1076

- H. ID 21-1083 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or their designee, to execute a contract with C&G Electric, Inc., for electrical services for all labor, materials, tools, equipment, and supervision for various City buildings and to assist with renovations, remodels, and maintenance of existing facilities; providing for the expenditure of funds therefor; and providing an effective date (RFP 7658 - awarded to C&G Electric, 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 \$500,000.00).

ASSIGNED ORDINANCE NO. 21-1083

- I. ID 21-1193 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of a fifth amendment to a Professional Services Agreement between the City of Denton and Freese and Nichols, Inc., amending the contract approved by City Council on December 5, 2017, in the not-to-exceed amount of \$1,529,180.00; amended by Amendments 1, 2, 3, and 4 approved by City Council and Purchasing; said fifth amendment to provide additional professional and construction services for the Lake Lewisville Water Treatment Plant Phase II project; providing for the expenditure of funds therefor; and providing an effective date (File 6305 - providing for an additional fifth amendment expenditure amount not-to-exceed \$229,777.00, with the total contract amount not-to-exceed \$2,219,307.00). The Public Utilities Board recommends approval (5 - 0).

ASSIGNED ORDINANCE NO. 21-1193

- J. ID 21-1194 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or their designee, to execute a contract with Prime Controls, L.P. for the maintenance and service of the Supervisory Control and Data Acquisition (SCADA) system within the Water Production Department; providing for the expenditure of funds therefor; and providing an effective date (RFP 7494-1 - awarded to Prime Controls, L.P., 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 \$400,000.00). The Public Utilities Board recommends approval (5 - 0).

ASSIGNED ORDINANCE NO. 21-1194

- K. ID 21-1195 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or their designee, to execute a contract with VWR International, LLC, for the purchase of laboratory supplies for the Water Production Department and the Municipal Laboratory; providing for the expenditure of funds therefor; and providing an effective date (IFB 7549-1 - awarded to VWR International, LLC, for three (3) years, with the option for two (2) additional one (1) year extensions, in the total five (5) year not-to-exceed \$150,000.00). The Public Utilities Board recommends approval (5 - 0).

ASSIGNED ORDINANCE NO. 21-1195

- L. ID 21-1198 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or their designee, to execute a Professional Services Agreement with Kimley-Horn and Associates, Inc., for the development of the City's Wastewater Master Plan; providing for the expenditure of funds therefor; and providing an effective date (RFP 7574-003 - Professional Services Agreement for development services awarded to Kimley-Horn and Associates, Inc., in the not-to-exceed amount of \$2,025,100.00). The Public Utilities Board recommends approval (5 - 0).

ASSIGNED ORDINANCE NO. 21-1198

- M. ID 21-1199 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or their designee, to execute a contract with Azteca Systems, LLC, for the purchase of Cityworks licenses, an Enterprise Asset Management (EAM) solution that tracks repairs, inspections, and services of City's assets to be used by Technology Services, Parks and Recreation, Water Utility, and Wastewater Utility departments; providing for the expenditure of funds therefor; and providing an effective date (RFP 7545 - awarded to Azteca Systems, LLC, 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 \$460,000.00). The Public Utilities Board recommends approval (5 - 0).

ASSIGNED ORDINANCE NO. 21-1199

- N. ID 21-1200 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of Change Order No. 4 to the contract between the City of Denton and Pavecon Public Works LP, to provide construction services for the Bonnie Brae Phase 2 Project; providing for the expenditure of funds therefor; and providing an effective date (File 7118 - Change Order No. 4 in the not-to-exceed amount of \$369,455.29 for a total contract award aggregated to \$12,449,958.25).

ASSIGNED ORDINANCE NO. 21-1200

- O. ID 21-1201 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or their designee, to execute a contract with North Texas Polygraph Services, for Section 5 - Polygraph Testing Services for the Denton Police and Fire Departments; providing for the expenditure of funds therefor; and providing an effective date (RFP 7571 - awarded to North Texas Polygraph Services, 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 \$50,500.00).

ASSIGNED ORDINANCE NO. 21-1201

- P. ID 21-1202 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or their designee, to execute a contract with Pepper Psychological Services, PLLC, for Section 1 - Psychological Testing Services for the Denton Police and Fire Departments; providing for the expenditure of funds therefor; and providing an effective date (RFP 7571 - awarded to Pepper Psychological Services, PLLC, 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 \$57,625.00).

ASSIGNED ORDINANCE NO. 21-1202

- Q. ID 21-1203 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or their designee, to execute an Interlocal Cooperative Purchasing Agreement with North Central Texas Council of Governments (NCTCOG) under the Government Code, Chapter 791.001, to authorize the City of Denton to adopt a contract with NCTCOG for Nearmap's Aerial Subscription Service; authorizing the expenditure of funds therefor; and declaring an effective date (File 7662 - award an Interlocal Cooperative Purchasing Agreement with North Central Texas Council of Governments (NCTCOG), in the (5) year not-to-exceed amount of \$49,000.00).

ASSIGNED ORDINANCE NO. 21-1203

- R. ID 21-1213 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of a sixth amendment to a Professional Services Agreement between the City of Denton and Freese and Nichols, Inc., amending the contract approved by City Council on July 17, 2012, in the not-to-exceed amount of \$435,701.00, amended by Amendments 1-5 approved by the City Manager, City Council, and Purchasing, said sixth amendment to provide engineering and inspection related services for the North-South Phase II and III 36-Inch/42-Inch Water Transmission Line Project for the Capital Projects and Water Utilities Department; providing for the expenditure of funds therefor; and providing an effective date (File 4978 - providing for an additional sixth amendment expenditure amount not-to-exceed \$619,840.00, with the total contract amount not-to-exceed \$1,672,411.60). The Public Utilities Board recommends approval (5 - 0).

ASSIGNED ORDINANCE NO. 21-1213

- S. ID 21-1204 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or their designee, to execute a contract with Texas Electric Cooperatives, Inc. for the supply of Electric Utility Station Service Voltage Transformers for Denton Municipal Electric to be stocked in the City of Denton Warehouse; providing for the expenditure of funds therefor; and providing an effective date (IFB 7695 - awarded to Texas Electric Cooperatives, 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 \$750,000.00).

ASSIGNED ORDINANCE NO. 21-1204

- W. ID 21-1277 Consider approval of a resolution of the City of Denton ratifying a letter of support from the Original Denton District to the Texas Commission on the Arts for an application by the Texas Filmmakers Corporation for the Arts Respond - Cultural District Project grant in the amount of \$37,500 for artist fees and travel expenses related to the 2022 Thin Line Fest; and providing an effective date.

ASSIGNED RESOLUTION NO. 21-1277

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

- T. ID 21-1214 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or their designee, to execute a Professional Services Agreement with Bird Advocacy and Consulting, Inc., to provide government relations services to the Denton County Transit Authority (DCTA) on behalf of the City of Denton, as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (File 7727 - Professional Services Agreement for government relations services awarded to Bird Advocacy and Consulting, 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 \$117,000.00).

DENIED

Pulled for Individual Consideration by Council Member Beck.

All members of the City Council received the comments as submitted and had the opportunity to review all submissions prior to the start of the meeting and consider such comments when voting on the item. The summary of public commentary/registrations are noted in Exhibit A.

The item was presented and discussion followed.

Citizen comments received are noted in Exhibit A.

Following discussion, Council Member Davis moved to adopt the item as presented. Motion seconded by Council Member Byrd.

Discussion continued.

Following further discussion, Mayor Pro Tem Meltzer Called the Question. Call the Question seconded by Council Member Beck. Call the question carried.

AYES (5): Mayor Pro Tem Meltzer and Council Members Byrd, Beck, Maguire, and Armintor

NAYS (2): Mayor Hudspeth and Council Member Davis

Mayor Hudspeth called the vote on the original motion made by Council Member Davis and seconded by Council Member Byrd to adopt the item as presented. Motion failed.

AYES (3): Mayor Hudspeth and Council Members Byrd and Davis

NAYS (4): Mayor Pro Tem Meltzer and Council Members Beck, Maguire, and Armintor

- U. ID 21-1254 Consider approval of a resolution of the City of Denton providing for removal for cause of Cyndell Addison, member of the Health and Building Standards Commission, in accordance with Article XIV, Section 14.16 of the Denton City Charter; providing notice; and providing an effective date.

DENIED

Pulled for Individual Consideration by Council Member Beck.

There were no online registrations or call-ins on the item.

The item was not presented and discussion followed.

Following discussion, Council Member Maguire moved to deny the item. Motion seconded by Council Member Beck. Motion carried to deny the item.

AYES (7): Mayor Hudspeth, Mayor Pro Tem Meltzer and Council Members Byrd, Beck, Davis, Maguire, and Armintor

NAYS (0): None

- V. ID 21-1255 Consider approval of a resolution of the City of Denton providing the May 31, 2021 meeting absence of Airport Advisory Board Member Dominique Beachum be excused; and declaring an effective date.

ASSIGNED RESOLUTION NO. 21-1255

Pulled for Individual Consideration by Council Member Beck.

There were no online registrations or call-ins on the item.

The item was not presented and no discussion followed.

Following commentary, Council Member Beck moved to approve the item as presented. Motion seconded by Mayor Pro Tem Meltzer. Motion carried.

AYES (7): Mayor Hudspeth, Mayor Pro Tem Meltzer and Council Members Byrd, Beck, Davis, Maguire, and Armintor

NAYS (0): None

2. ITEMS FOR INDIVIDUAL CONSIDERATION

- A. ID 21-1290 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, extending the effective period of the declared state of local disaster to September 30, 2021; providing a repealer clause; and providing an effective date.

ASSIGNED ORDINANCE NO. 21-1290

There were no online registrations or call-ins on the item.

Items 2.A (21-1290) and 2.B (21-1289) were collectively read into the record, presented, and discussed, but voted on individually.

Following discussion, Council Member Maguire moved to adopt the item as presented. Motion seconded by Council Member Davis. Motion carried.

AYES (7): Mayor Hudspeth, Mayor Pro Tem Meltzer and Council Members Byrd, Beck, Davis, Maguire, and Armintor

NAYS (0): None

- B. ID 21-1289 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, promulgating the Thirteenth Order of Council of the City of Denton, superseding and replacing the Twelfth Order of Council of the City of Denton issued March 16, 2021 approved by ordinance No. 21-432; authorizing the expenditure of additional funds; providing a repealer clause; and providing an effective date.

DENIED

There were no online registrations or call-ins on the item.

Items 2.A (21-1290) and 2.B (21-1289) were collectively read into the record, presented, and discussed, but voted on individually.

Following discussion, Mayor Hudspeth moved to deny the item as presented. Motion seconded by Mayor Pro Tem Meltzer with a friendly amendment to the motion to deny the item, directing Staff to administratively waive [late] fees when a payment plan is approved through the end of the disaster declaration as adopted under Item 2.A (21-1290) [September 30, 2021]. Mayor Hudspeth accepted the friendly amendment.

Discussion continued.

Following further discussion, Mayor Hudspeth called the vote on his original motion seconded by Mayor Pro Tem Meltzer to deny the item with the accepted friendly amendment by Mayor Pro Tem Meltzer directing Staff to administratively waive [late] fees when a payment plan is approved through the end of the disaster declaration as adopted under Item 2.A (21-1290) [September 30, 2021].

AYES (4): Mayor Hudspeth, Mayor Pro Tem Meltzer and Council Members Beck and Davis
NAYS (3): Council Members Byrd, Maguire, and Armintor

- C. ID 21-1216 Consider adoption of an ordinance of the City of Denton, Texas, amending the fiscal year 2020-2021 budget and annual program of services of the City of Denton to allow for adjustments to the Customer Service Fund of one hundred twenty-five thousand dollars (\$125,000) for the purpose of increasing funding for the P.L.U.S. One Utility Assistance Program administered by Interfaith Ministries; declaring a public purpose; providing a severability clause, an open meetings clause and an effective date.

ASSIGNED ORDINANCE NO. 21-1216

There were no online registrations or call-ins on the item.

The item was presented and discussion followed.

Following discussion, Council Member Davis moved to adopt the item as presented. Motion seconded by Council Member Maguire. Motion carried.

AYES (7): Mayor Hudspeth, Mayor Pro Tem Meltzer and Council Members Byrd, Beck, Davis, Maguire, and Armintor

NAYS (0): None

- D. ID 21-767 Consider adoption of an ordinance of the City of Denton providing for the indefinite closure of a portion of Frame Street and East Oak Street adjacent to the Denton Police Department Headquarters property from E. McKinney Street to Exposition Street; and providing for an effective date.

ASSIGNED ORDINANCE NO. 21-767

There were no online registrations or call-ins on the item.

The item was presented and discussion followed.

Following discussion, Mayor Hudspeth moved to adopt the item as presented. Motion seconded by Council Member Davis. Motion carried.

AYES (7): Mayor Hudspeth, Mayor Pro Tem Meltzer and Council Members Byrd, Beck, Davis, Maguire, and Armintor
NAYS (0): None

- E. ID 21-1105 Consider approval of a resolution of the City of Denton appointing a Primary Member and Alternate Member as official voting representatives to the current unexpired terms to the North Central Texas Council of Governments' Regional Transportation Council; and providing an effective date.

ASSIGNED RESOLUTION NO. 21-1105

There were no online registrations or call-ins on the item.

The item was presented and discussion followed.

Following discussion, Council Member Davis moved to appoint the following:

<u>APPOINTEES</u>	<u>TERM</u>
Council Member Alison Maguire (Primary)	Unexpired Term Ending June 30, 2022
Mayor Gerard Hudspeth (Alternate)	Unexpired Term Ending June 30, 2022

Motion seconded by Mayor Pro Tem Meltzer. Motion carried.

AYES (7): Mayor Hudspeth, Mayor Pro Tem Meltzer and Council Members Byrd, Beck, Davis, Maguire, and Armintor
NAYS (0): None

- F. ID 21-1223 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute with Our Daily Bread, Inc. a Management Services and Operating Agreement to manage and operate the facility located at 909 N. Loop 288 to provide services to people experiencing, or at risk of experiencing, homelessness; providing for the expenditure of funds therefor; and providing an effective date.

ASSIGNED ORDINANCE NO. 21-1223

There were no online registrations or call-ins on the item.

Items 2.F (21-1223) and 2.G (21-1293) were collectively read into the record, presented, and discussed, but voted on individually.

Following discussion, Mayor Pro Tem Meltzer moved to adopt the item as presented. Motion seconded by Council Member Davis. Motion carried.

AYES (7): Mayor Hudspeth, Mayor Pro Tem Meltzer and Council Members Byrd, Beck, Davis, Maguire, and Armintor
NAYS (0): None

- G. ID 21-1293 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute with Our Daily Bread, Inc. a Termination Agreement providing for the termination of the lease for 300 S. Woodrow Lane, and the extension and termination of the agreement for enhanced shelter services provided at such leased property; providing for the expenditure of funds therefor; and providing an effective date.

ASSIGNED ORDINANCE NO. 21-1293

There were no online registrations or call-ins on the item.

Items 2.F (21-1223) and 2.G (21-1293) were collectively read into the record, presented, and discussed, but voted on individually.

Following discussion, Council Member Davis moved to adopt the item as presented. Motion seconded by Council Member Beck. Motion carried.

AYES (7): Mayor Hudspeth, Mayor Pro Tem Meltzer and Council Members Byrd, Beck, Davis, Maguire and Armintor

NAYS (0): None

The meeting was recessed for a short break at 9:43 p.m. and reconvened at 9:56 p.m.

- H. ID 21-1164 Consider nominations and appointments to the Downtown Denton Tax Increment Financing Reinvestment Zone No. One Board (Downtown TIRZ).

APPROVED

There were no online registrations or call-ins on the item.

The item was presented and discussion followed.

City Council consensus was to separate the vote on the nominees.

Following discussion, Council Member Beck moved to appoint the following:

<u>APPOINTEE</u>	<u>TERM</u>
Council Member Vicki Byrd (Council Place)	Unexpired September 1, 2019 to August 31, 2021

Motion seconded by Mayor Pro Tem Meltzer. Motion carried.

AYES (7): Mayor Hudspeth, Mayor Pro Tem Meltzer and Council Members Byrd, Beck, Davis, Maguire, and Armintor

NAYS (0): None

Following further discussion, Council Member Davis moved to appoint the following:

<u>APPOINTEE</u>	<u>TERM</u>
David Abasolo (Qualified Voter)	Unexpired September 1, 2020 to August 31, 2022

Motion seconded by Council Member Maguire. Motion carried.

AYES (7): Mayor Hudspeth, Mayor Pro Tem Meltzer and Council Members Byrd, Beck, Davis, Maguire, and Armintor

NAYS (0): None

- I. ID 21-1197 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or their designee, to execute a contract with Hammett Excavation, Inc., for the construction of the Public Disposal Facility for the Solid Waste & Recycling Department; providing for the expenditure of funds therefor; and providing an effective date (CSP 7568 - awarded to Hammett Excavation, Inc., in the not-to-exceed amount \$2,526,832.34). The Public Utilities Board recommends approval (5 - 0).

ASSIGNED ORDINANCE NO. 21-1197

There were no online registrations or call-ins on the item.

The item was presented and discussion followed.

Following discussion, Council Member Davis moved to adopt the item as presented. Motion seconded by Council Member Byrd. Motion carried.

AYES (7): Mayor Hudspeth, Mayor Pro Tem Meltzer and Council Members Byrd, Beck, Davis, Maguire, and Armintor

NAYS (0): None

- J. ID 21-1196 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or their designee, to execute a contract with Hammett Excavation, Inc., for construction of the Perimeter Landfill Gas Header, Perimeter Road, and Waterline Extension for the Solid Waste & Recycling Department; providing for the expenditure of funds therefor; and providing an effective date (CSP 7567 - awarded to Hammett Excavation, Inc., in the not-to-exceed amount \$3,641,940.06). The Public Utilities Board recommends approval (5 - 0).

ASSIGNED ORDINANCE NO. 21-1196

There were no online registrations or call-ins on the item.

The item was presented and discussion followed.

Following discussion, Council Member Beck moved to adopt the item as presented. Motion seconded by Council Member Davis. Motion carried.

AYES (7): Mayor Hudspeth, Mayor Pro Tem Meltzer and Council Members Byrd, Beck, Davis, Maguire, and Armintor

NAYS (0): None

- K. ID 21-1265 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or their designee, to execute a Tender Agreement with Travelers Casualty and Surety Company and Mountain Cascade of Texas, LLC for completion of the construction of the North/South Water Main Phase III Project for the City of Denton, with geographical limits from I-35E Service Road North along Bonnie Brae To Panhandle, for completion of the previous construction contract for said project with S & J Construction Co., Inc. approved by City Council on February 18, 2020, and replacing S & J Construction Co., Inc. with Mountain Cascade of Texas, LLC as completion contractor as set forth in said Tender Agreement; providing for the receipt and expenditure of funds therefor; and providing an effective date (File 7200-1 - Tender Agreement to accept receipt of contract shortfall in the amount of \$1,907,041.84 from Travelers Casualty and Surety Company, and expenditure to Mountain Cascade of Texas, LLC in the not-to-exceed amount of \$3,963,902.04).

ASSIGNED ORDINANCE NO. 21-1265

There were no online registrations or call-ins on the item.

The item was presented and discussion followed.

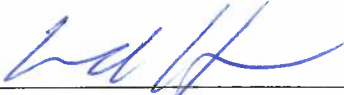
Following discussion, Mayor Pro Tem Meltzer moved to adopt the item as presented. Motion seconded by Council Member Davis. Motion carried.


AYES (7): Mayor Hudspeth, Mayor Pro Tem Meltzer and Council Members Byrd, Beck, Davis, Maguire, and Armintor
NAYS (0): None

3. CONCLUDING ITEMS

Council Members expressed items of interest.

With no further business, the meeting was adjourned at 10:24 p.m.


GERARD HUDSPETH
MAYOR
CITY OF DENTON, TEXAS


ZOLAINA PARKER
DEPUTY CITY SECRETARY
CITY OF DENTON, TEXAS

MINUTES APPROVED ON:

July 20, 2021

June 22, 2021 City Council Special Called Meeting - EXHIBIT A

Speaker Commentaries/Registrations
Online, Email, Phone

Name	Last	Address	City	Agenda Item	Position	Method	Comments
Kathryne	Beebe	1414 Auburn Drive	Denton	21-1214	Opposed	Online	I am AGAINST the city authorizing the execution of a Professional Services Agreement with Bird Advocacy and Consulting, Inc. Brandi Bird's microtransit proposal would be disastrous for the most vulnerable members of our community. Evidence from Arlington suggests that Via offers worse service than our current bus system. DCTA officials have admitted that microtransit would cost the city more. Denton should not contract with consultants who promote this kind of fiscal and civic irresponsibility.
Mary	Burke	1500 W. Oak Street Apt. 16	Denton	21-1214	Opposed	Online	No Comment
Carllin	Claybour	2010 Mistywood Lane	Denton	21-1214	Opposed	Online	I grew up in denton. I dont have a car. Without the bus, I would have no way to get to my job, to get groceries, or to appointments. reconsider this plan and look to cities like toronto instead.
Jeff	Dachroeden	1500 Morin Drive	Denton	21-1214	Opposed	Online	I believe the new proposed on demand system will not be sufficient in replacing the fixed bus lines. There are too many citizens that rely on the bus system that do not have regular access to smart phones. I also feel that there will likely be many times where rider numbers will outweigh the number of available vehicles, causing riders to miss appointments, job interviews, classes, etc. The proposed system could supplement the current system, but is not a valid replacement. Keep the buses!
Joshua	Hatton	1414 Auburn Drive	Denton	21-1214	Opposed	Telephone	(Citizen Comments on Consent) - Against the harm to be done to bus drivers and riders - future damage is an implementation and propaganda function. (Items Pulled for Individual Consideration) - Opposes awarding of contract because they give bad advice. The Bird Agency is morally corrupt and the human cost will be much higher than what initially thought. Drivers will be laid off per DCTA and bus riders will need to have access to a telephone for access. A rider will also need a credit card and the impact will be worse than thought. The financial arrangement is also worse than imagined.
Nancee	Hoffmann	9140 Gardenia Drive	Denton	21-1214	Opposed	Online	No bus cuts!!
Jean	Johnson	12513 Griststone Drive	Denton	21-1214	Opposed	Online	She hasn't been a consultant, she's been a lobbyist for the Mayor and Todd Helleman.
Suzanne	Jones	2700 Loftsmoor	Plano	21-1214	Opposed	Online	I would like to urge the DCTA to not renew the consulting contract of Brandi Bird. I am not happy with the new Go Zone plan hence bus cuts in Denton.
Elizabeth	McCray	1201 Cleveland Street Apt. 635	Carrollton	21-1214	Opposed	Online	More buses
Aurora	Swafford	1407 Bernard Street Apt. 190	Denton	21-1214	Opposed	Online	No Comment
Samantha	Triplett	191 Duchess Drive Apt. 925	Denton	21-1214	Opposed	Online	No Comment
Carllin	Tubby	2320 W Prairie Street	Denton	21-1214	Opposed	Online	No Comment

NOTE: Comments for those citizens addressing the City Council are an abbreviated summary. Information contained within this exhibit includes only commentary for Open Microphone, Consent, Individual Consideration and Public Hearing Items.