



# City of Denton

City Hall  
215 E. McKinney St.  
Denton, Texas 76201  
[www.cityofdenton.com](http://www.cityofdenton.com)

## Meeting Agenda

### City Council

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Tuesday, April 26, 2016

1:30 PM

Council Chambers & City Hall Conference Room

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After determining that a quorum is present, the City Council of the City of Denton, Texas will convene in a Work Session on Tuesday, April 26, 2016 at 1:30 p.m. in the Council Chambers at City Hall, 215 E. McKinney Street, Denton, Texas at which the following items will be considered:

#### **1. Citizen Comments on Consent Agenda Items**

This section of the agenda allows citizens to speak on Consent Agenda Items only. Each speaker will be given a total of three (3) minutes to address any items he/she wishes that are listed on the Consent Agenda. A Request to Speak Card should be completed and returned to the City Secretary before Council considers this item.

#### **2. Work Session Reports**

- A. [ID 16-499](#) Receive a report, hold a discussion, and give staff direction regarding the City of Denton Strategic Plan and the performance management and open data components of the What Works Cities initiative.

**Attachments:**

[Exhibit 1 FY 2015-16 Strategic Plan](#)

[Exhibit 2 Status of FY 2015-16 Key Action Steps](#)

[Exhibit 3 Proposed Strategic Outcomes and Key Action Steps for FY 2016-17](#)

[Exhibit 4 What Works Cities and Strategic Plan Presentation](#)

- B. [ID 16-500](#) Receive a report and hold a discussion regarding results of the 2016 Denton Open Data Day.

**Attachments:**

[Exhibit 1 - Presentation](#)

- C. [ID 16-514](#) Receive a report, hold a discussion, and give staff direction concerning the upcoming 2016 mosquito season.

**Attachments:**

[Exhibit 1 Presentation](#)

[Exhibit 2 2016 Communications Plan Mosquito and WN Virus](#)

[Exhibit 3 Mosquito Surveillance and Response Plan](#)

- D. [ID 16-543](#) Receive a report, hold a discussion, and give staff direction regarding Denton Parks Foundation projects including the Eureka Playground replacement.

- E. [ID 16-544](#) Receive a report, hold a discussion, and give staff direction regarding the Parks and Recreation Department's annual report.

- F. [ID 16-580](#) Receive a report, hold a discussion, and give staff direction regarding a professional services agreement related to collection of delinquent taxes on behalf of the City of Denton.

**Attachments:**[Exhibit 1- Request for Qualifications \(RFQ\)](#)[Exhibit 2- Sawko & Burroughs, PC Proposal](#)[Exhibit 3- Perdue, Brandon, Fielder, Collins & Mott, LLP Proposal](#)[Exhibit 4- McCreary, Veselka, Bragg, and Allen, PC Proposal](#)[Exhibit 5- Linebarger, Goggan, Blair & Sampson, LLP Proposal](#)[Exhibit 6- Contract with Sawko and Burroughs](#)[Exhibit 7- Evaluation Matrix](#)[Exhibit 8- Delinquent Tax Collection Services Presentation](#)

Following the completion of the Work Session, the City Council 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 City Council 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.

**1. Closed Meeting:**

- A. [ID 16-547](#) Deliberations regarding Economic Development Negotiations - Under Texas Government Code Section 551.087.

Receive a report and hold a discussion regarding a proposed amendment to an economic development Tax Abatement agreement between the City of Denton and Peterbilt Motors Company. This discussion shall include commercial and financial information the City Council has received from Peterbilt Motors Company, a business which the City Council seeks to have locate, stay, or expand in or near the territory of the city, and with which the City Council is conducting economic development negotiations; deliberate the economic development Tax Abatement agreement between the City of Denton and Peterbilt Motors Company.

- B. [ID 16-579](#) Deliberations regarding Real Property - Under Texas Government Code Section 551.072; Consultation with Attorneys - Under Texas Government Code Section 551.071. Receive information from staff, discuss, deliberate, and provide staff with direction regarding the potential acquisition of real property located at 301 E. McKinney, Denton, Texas where deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third party. Consultation with the City's attorneys regarding legal issues associated with the acquisition of the real property interests described above 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 the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas, or would jeopardize the City's legal position in any administrative proceeding or potential litigation. [Denton County Courthouse Annex property tract(s) - no action item]

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 CITY COUNCIL 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.

Special Called Meeting of the City of Denton City Council at 6:30 p.m. in the Council Chambers at City Hall, 215 E. McKinney Street, Denton, Texas at which the following items will be considered:

### **1. PLEDGE OF ALLEGIANCE**

- A. U.S. Flag
- B. Texas Flag

“Honor the Texas Flag – I pledge allegiance to thee, Texas, one state under God, one and indivisible.”

### **2. 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 City Manager or his designee to implement each item in accordance with the Staff recommendations. The City Council 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 under the Consent Agenda (Agenda Items A – F). This listing is provided on the Consent Agenda to allow Council Members to discuss or withdraw an item prior to approval of the Consent Agenda. If no items are pulled, Consent Agenda Items A – F 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. [ID 16-293](#) Consider adoption of an ordinance accepting competitive proposals and awarding a contract for bank depository services for the City of Denton and providing an effective date (RFP 5962-awarded to Wells Fargo Bank N.A. in the five (5) year not-to-exceed amount of \$1,200,000). The Audit/Finance Committee recommends approval (3-0).

**Attachments:**      [Exhibit 1-List of Prospective Banks](#)  
                                 [Exhibit 2-Bank Evaluations](#)  
                                 [Exhibit 3-Ordinance](#)  
                                 [Exhibit 4-Contract](#)

- B. [ID 16-513](#) Consider adoption of an ordinance authorizing the City Manager to execute a “Further Extension to Amendment No. 1” to the “Memorandum of Understanding - The Environment,” by and between the City of Denton, Texas and the University of

North Texas which provides for the further extension of the terms of said agreement until September 30, 2021; providing for the expenditure of funds therefor; providing an effective date. The Memorandum of Understanding establishes conditions for conducting small, short term research projects between the City of Denton and the University of North Texas.

Attachments:      [Exhibit 1 Extension agreement](#)  
                              [Exhibit 2 Memorandum of Understanding](#)  
                              [Exhibit 3 Ordinance](#)

- C.    [ID 16-535](#)      Consider adoption of an ordinance accepting competitive bids and awarding a public works contract for the construction of the City of Denton Eagle Drive Reconstruction project; providing for the expenditure of funds therefor; and providing an effective date (Bid 6057-awarded to the lowest responsible bidder meeting specification, Jagoe-Public Company in the amount of \$2,089,550.42).

Attachments:      [Exhibit 1-Bid Tabulation](#)  
                              [Exhibit 2-Ordinance](#)

- D.    [ID 16-537](#)      Consider adoption of an ordinance accepting competitive proposals and awarding a contract for Website Redevelopment Services for the City of Denton; providing for the expenditure of funds therefor; and providing an effective date (RFP 6001-awarded to Imaginuity Interactive, Inc. in the three (3) year not-to-exceed amount of \$250,080).

Attachments:      [Exhibit 1-Initial Ranking](#)  
                              [Exhibit 2-Evaluation and Ranking Sheet](#)  
                              [Exhibit 3-Ordinance](#)  
                              [Exhibit 4-Contract](#)

- E.    [ID 16-553](#)      Consider adoption of an ordinance accepting competitive proposals and awarding a public works contract for the construction of the City of Denton Police Department Lobby Renovation located at 601 East Hickory Street; providing for the expenditure of funds therefor; and providing an effective date (RFP 6010-awarded to Beach Construction, Inc. in the amount of \$333,297.57).

Attachments:      [Exhibit 1-Evaluation and Pricing Sheet](#)  
                              [Exhibit 2-Ordinance](#)

- F.    [ID 16-554](#)      Consider adoption of an ordinance authorizing the City Manager to execute Change Order Number Four to the contract between the City of Denton and Schmoldt Construction, Inc. for the construction of Fire Station #2; providing for the expenditure of funds therefor; and providing an effective date (RFP 5545-Change Order Number Four in the amount of \$67,417.94 for a total contract amount not-to-exceed \$4,679,834.92).

Attachments:      [Exhibit 1-Change Order 4](#)  
                              [Exhibit 2-Ordinance](#)

### **3. PUBLIC HEARINGS**

- A. [ID 16-515](#) Hold a public hearing and consider adoption of an ordinance of the City of Denton, Texas, adopting roadway impact fees per service unit; establishing procedures for the assessment, collection, computation, expenditure, refund and general administration of roadway impact fees; providing for the establishment of accounts for roadway impact fees; providing construction, severability, and conflict clauses; and providing for an effective date.

Attachments:      [Exhibit 1-Roadway Impact Fee Study](#)  
                              [Exhibit 2-CIAC Comments to Council for Roadway Impact Fee](#)  
                              [Exhibit 3-Impact Fee Ordinance](#)  
                              [Exhibit 4-Roadway Impact Fee Adoption Power Point](#)

#### **4. CONCLUDING ITEMS**

A. Under Section 551.042 of the Texas Open Meetings Act, respond to inquiries from the City Council 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.

#### **C E R T I F I C A T E**

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 CITY COUNCIL CHAMBERS AND CITY HALL CONFERENCE ROOM ARE 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.