



City of Denton

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

Meeting Agenda

City Council

Tuesday, June 14, 2016

11:30 AM

Work Session Room

The City Council of the City of Denton, Texas will have lunch on Tuesday, June 14, 2016 at 11:30 a.m. in the Council Work Session Room.

After determining that a quorum is present, the City Council of the City of Denton, Texas will convene in a Closed Meeting at 12:00 noon at which the following item will be considered:

1. Closed Meeting

- A. [ID 16-763](#) Deliberations regarding a Personnel Matter under Government Code Section 551.074 - Consultation with Attorneys under Government Code Section 551.071.

Consultation, discussion, and deliberation about the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager or hear a complaint or charge regarding the City Manager; consultation with the City's attorneys regarding associated legal issues 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 would jeopardize the City's legal position in any administrative proceeding or potential litigation.

Following the completion of the Closed Meeting, the City Council will convene in a Work Session at which the following items will be considered:

1. Work Session Reports

- A. [ID 16-615](#) Receive a report; hold a discussion, and give staff direction regarding the preliminary FY 2016-17 Proposed Budget, Capital Improvement Program, and Five Year Financial Forecast.

Attachments: [Exhibit 1 Powerpoint Presentation](#)

- B. [ID 16-695](#) Receive a report, hold a discussion, and give staff direction regarding the Renewable Denton Plan, the financing thereof, and activities related to the future power supply for Denton.

Attachments: [Exhibit 1 - Brattle Group Final Report](#)
[Exhibit 2 - DME Debt Presentation](#)
[Exhibit 3 - DME Debt Service Comparison 20 YR 06 09 2016 \\$240 mm](#)
[Exhibit 4 - Old & New Rev Bond Ord Comparison](#)
[Exhibit 5 - DME Denton Renewable Plan Resolution](#)

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 16-692](#) Consultation with Attorneys - Under Texas Government Code, Section 551.071

Consultation, discussion, deliberation and receipt of information from the City's attorneys involving legal matters relating to A-1 American Fence Incorporated's appeal to the award of a contract for substation precast security fences for the City of Denton, and to provide the City's attorneys with direction, where a public discussion of these legal matters would clearly 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.

B. [ID 16-696](#) Deliberations Regarding Certain Public Power Utilities: Competitive Matters - Under Texas Government Code Section 551.086.

Discuss, deliberate, and give staff direction regarding the Renewable Denton Plan, including 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.

C. [ID 16-754](#) Consultation with Attorneys - Under Texas Government Code Section 551.071.

Consult with the City's attorneys regarding the present status of pending litigation entitled: The City of Denton, Texas v. NRG Power Marketing, LLC, et al, Cause No. 15-01404-16, now pending before the 16th Judicial District Court in and for Denton County, Texas; discuss, deliberate and provide the City's attorneys with direction and any recommendations regarding such legal matter. A public discussion of this legal matter would conflict with the duty of the City's Attorneys to the City of Denton, Texas under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas.

D. [ID 16-765](#) Deliberations Regarding Certain Public Power Utilities: Competitive Matters - Under Texas Government Code Section 551.086.

Receive a presentation from staff regarding public power competitive and financial matters related to the City's participation in, and the overall operational and financial aspects of, the Texas Municipal Power Agency; discuss and deliberate strategies regarding same; discuss, deliberate and provide staff with direction. [TMPA]

Following the completion of the Closed Meeting, the City Council will convene in a Special Called Meeting at which the following items will be considered:

1. Items for Individual Consideration

- A. [ID 16-282](#) Consider adoption of an ordinance accepting competitive proposals and awarding a public works contract for construction of Substation Pre-Cast Security Fences for Denton Municipal Electric; providing for the expenditure of funds therefor; and providing an effective date (RFP 5963-awarded to Walsh's Hawk Construction Company, LLC in the three (3) year not-to-exceed amount of amount of \$6,200,000). The Public Utilities Board recommends approval (5-0).

Attachments: [Exhibit 1-Evaluation and Ranking sheet](#)
 [Exhibit 2-PUB Minutes](#)
 [Exhibit 3-Ordinance](#)
 [Exhibit 4-Contract](#)

2. 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.

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 WORK SESSION ROOM IS 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.