



City of Denton

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

Meeting Agenda

City Council

Tuesday, June 28, 2016

1:00 PM

Work Session Room

After determining that a quorum is present, the City Council of the City of Denton, Texas will convene in a Work Session on Tuesday, June 28, 2016 at 1:00 p.m. in the Council Work Session Room at City Hall, 215 E. McKinney Street, Denton, Texas at which the following items will be considered:

1. Work Session Reports

- A. [ID 16-805](#) Receive a presentation and hold a discussion regarding the Texas Woman's University (TWU) master planning activities, the conceptual planning of university facilities necessary for future campus development, and the service and infrastructure impacts on both the University and the City.

- B. [ID 16-651](#) Receive a report, hold a discussion, and give staff direction regarding goals, accomplishments, and upcoming strategic priorities for the Department of Development Services.

Attachments: [Exhibit 1 - Development Services Update Presentation](#)
[Exhibit 2 - Kaizen Team Recommendations](#)

- C. [ID 16-778](#) Receive a report, hold a discussion, and give staff direction regarding the Novaces Agile Economic Development consulting report and the goals, accomplishments, and upcoming strategic priorities of the Economic Development Division.

Attachments: [Exhibit 1 Novaces Report](#)
[Exhibit 2 Current State RFP response](#)
[Exhibit 3 Ideal State RFP Response](#)
[Exhibit 4 Denton Marketing Scorecard](#)
[Exhibit 5 Presentation](#)

- D. [ID 16-498](#) Receive a report, hold a discussion, and give staff direction regarding the Economic Development Investment Fund and the Downtown Reinvestment Grant Fund.

Attachments: [Exhibit 1 Ordinance 2012-001](#)
[Exhibit 2 Draft Revisions to DT Grant Program Policy](#)
[Exhibit 3 Downtown Grant ROI 2007-2015](#)
[Exhibit 4 Draft ED Investment Fund Ordinance 2](#)
[Exhibit 5 Presentation](#)

- E. [ID 16-776](#) Receive a report, hold a discussion and provide staff direction regarding the Street Maintenance Department and Traffic Operations Division's Annual Programs.

- Attachments:**
- [Exhibit 1 - Street Department OCI and Non OCI Expenditure History](#)
 - [Exhibit 2 - 20 Million Dollar 2012 Street Improvement Bond Program](#)
 - [Exhibit 3 - 24 Million Dollar 2014 Street Improvement Bond Program](#)
 - [Exhibit 4 - City of Denton Comparison to Other Agencies \(Section 3.4, IMS 2016\)](#)
 - [Exhibit 5 - Presentation on Streets and Traffic](#)

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 16-800](#) Deliberations regarding Real Property - Under Texas Government Code Section 511.072; 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 interests generally located in (1) the Gibson Myers Survey, Abstract No. 843, The Johnson, Green, Myers, and Brummell Survey, Abstract No. 1699, the Moses H. Davis Survey, Abstract No. 377, and the William Wilburn Survey, Abstract No. 1419, and (2) the William A. Thompson Survey, Abstract No. 1238, both located in the City of Denton, Denton County, Texas, for the possible construction of an electric generation facility where deliberation in an open meeting would have a detrimental effect on the position of a governmental body in negotiations with a third party. Consultation with the City's attorney's 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.

- B. [ID 16-816](#) Consultation with Attorneys - Under Texas Government Code Section 551.071.

Consult with City's attorneys with regard to Item # 16-555 of the June 28, 2016 Special Called Meeting Agenda, as it concerns legal issues associated with that item where a public discussion of this legal matter would conflict with the duty of the City's attorneys under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas.

- C. [ID 16-817](#) 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 and duties of the Interim 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 Special Called Meeting at which the following items will be considered:

1. ITEMS FOR INDIVIDUAL CONSIDERATION

- A. [ID 16-555](#) Consider adoption of an ordinance of the City of Denton, Texas, authorizing the City Manager to execute a Professional Services Agreement with Sawko and Burroughs, P.C., for Professional Services related to collection of delinquent taxes on behalf of the City of Denton; and establishing an effective date.

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

- B. [ID 16-762](#) Consider adoption of an ordinance authorizing the City Manager, or his authorized designee to execute an agreement or agreements by and between the City of Denton, Texas and the Texas Municipal Power Agency (TMPA), that provides for terms and conditions under which the parties will be jointly manage the responsibility of the operations of TMPA, in substantial conformity with the attached exhibits; authorizing the expenditure of funds therefor; and providing an effective date.

Attachments: [Exhibit 1 - Ordinance and Agreement](#)

- C. [ID 16-797](#) Consider adoption of an ordinance of the City of Denton, Texas authorizing the City Manager to execute a Second Amendment to a Professional Services Agreement by and between the City of Denton, Texas and Teague Nall and Perkins, Inc. for engineering and surveying services relating to the Fiscal Year 2015-2016 Wastewater Collection System Improvements Project; authorizing the expenditure of funds therefor; providing an effective date (File 5756 in the additional amount not-to-exceed \$93,600; aggregating a total not-to-exceed \$397,430).

Attachments: [Exhibit 1-Original Contract and Amendment Redacted](#)
[Exhibit 2-Ordinance](#)
[Exhibit 3-2nd Amendment](#)

- D. [ID 16-814](#) Consider adoption of an ordinance regarding settlement of the pending litigation entitled: The City of Denton, Texas v NRG Power Marketing, LLC, et al., Cause No. 15-01404-16 in the 16th Judicial District Court in and for Denton County, Texas; discuss, deliberate and provide staff with direction.

Attachments: [Ordinance NRG settlement](#)

- E. [ID 16-815](#) Consider approval of a resolution of the City Council of the City of Denton, Texas, appointing an Interim City Manager; setting forth the terms of the appointment; setting forth the Interim City Manager's salary; and providing an effective date.

Attachments: [Interim Manager Resolution](#)

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.