



City of Denton

Meeting Agenda

City Council

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

Tuesday, June 5, 2018

12:00 PM

Work Session Room & Council Chambers

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 5, 2018 at 12:00 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. 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. Requests for clarification of agenda items listed on the agenda for June 5, 2018.

3. Work Session Reports

- A. [ID 18-902](#) Receive a report, hold a discussion, and give staff direction regarding University of North Texas's Bike Share Pilot Proposal and a proposed Interlocal Agreement between the City of Denton and The University of North Texas.

Attachments: [Exhibit 1 AIS - UNT Bike Share.docx](#)
[Exhibit 2 UNT Bike Share.pdf](#)
[Exhibit 3 - UNT Bike Share Draft ILA.pdf](#)
[Exhibit 4 - UNT Bike Share Presentation.pdf](#)

- B. [ID 18-758](#) Receive a report from staff and EIKON consultants, hold a discussion, and give staff direction regarding the design and construction of the American Legion Hall Senior Center.

Attachments: [Exhibit 1 Agenda Information Sheet.pdf](#)
[Exhibit 2 Presentation.pdf](#)
[Exhibit 3 Eikon Consulting Building and Site Assessment \(May 2018\) \(2\).pdf](#)

- C. [ID 18-649](#) Receive a report, hold a discussion, and give staff direction regarding the various options to cost effectively complete reconstruction projects for the Street Rehab Bond Program.

Attachments: [Exhibit 1 - AIS](#)
[Exhibit 2 Presentation](#)

- D. [ID 18-799](#) Receive a report, hold a discussion and give staff direction regarding City of Denton drainage system improvements planned and/or implemented since the 2007 flood.

Attachments: [Exhibit 1 - AIS](#)
 [Exhibit 2 - Presentation](#)
 [Exhibit 3 - Floodplain Report](#)

- E. [ID 18-885](#) Receive a report; hold a discussion, and receive departmental presentations in preparation for the FY 2018-19 Proposed Budget, Capital Improvement Program, and Five Year Financial Forecast.

Attachments: [Exhibit 1 - Agenda Information Sheet.docx](#)
 [Exhibit 2 - Tech Services Presentation.pdf](#)

- F. [ID 18-893](#) Receive a report, hold a discussion, and give staff direction concerning water supply planning to meet the City of Denton's future needs.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Presentation](#)

- G. [ID 18-899](#) Receive a report, hold a discussion and give staff direction regarding the Wastewater and Drainage FY 2018-19 Operating and Capital Improvement Program Budgets.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - FY18-19 Wastewater Budget Book](#)
 [Exhibit 3 - FY18-19 Drainage Budget Book](#)
 [Exhibit 4 - Wastewater Presentation](#)
 [Exhibit 5 - Drainage Presentation](#)

NOTE: 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.

Regular 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. PROCLAMATIONS/PRESENTATIONS

- A. [ID 18-819](#) Women Veterans Day
- B. [ID 18-820](#) Men's Health Week
- C. [ID 18-821](#) Pollinator Week
- D. [ID 18-934](#) Juneteenth Day
- E. [ID 18-935](#) LGBTQ Pride Month

- F. [ID 18-936](#) The Longest Day

3. PRESENTATION FROM MEMBERS OF THE PUBLIC

A. Review of procedures for addressing the City Council.

B. Receive Scheduled Citizen Reports from Members of the Public. This section of the agenda permits any person who has registered in advance to make a citizen report regarding a public business item he or she wishes to be considered by the City Council. This is limited to no more than four (4) speakers per meeting with each speaker allowed a maximum of four (4) minutes to present their report. At the conclusion of each report, the City Council may pose questions to the speaker or may engage in discussion. If the City Council believes that a speaker's report requires a more detailed review, the City Council will give the City Manager or City Staff direction to place the item on a future work session or regular meeting agenda and advise staff as to the background materials to be desired at such meeting.

C. Additional Citizen Reports - This section of the agenda permits any person not registered for a citizen report to make comments regarding public business on items not listed on the agenda. This is limited to two speakers per meeting with each speaker allowed a maximum of four (4) minutes. Such person(s) shall have filed a "Blue Card" requesting to speak during this period prior to the calling of this agenda item.

NOTE: If audio/visual aids during presentations to Council are needed, they must be submitted to the City Secretary 24 hours prior to the meeting.

4. 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 – T). 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 – T 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 18-331](#) Consider adoption of an ordinance of the City of Denton, Texas, a Texas home-rule municipal corporation, for approval of a pre-qualified professional services list for Water, Wastewater, and Storm Water; and providing an effective date (RFQ 6590). The Public Utilities Board recommends approval (6-0).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Prequalified Firm List](#)
 [Exhibit 3 - Ordinance](#)

- B. [ID 18-604](#) Consider adoption of an ordinance of the City of Denton, Texas, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract for food and beverage concession services; and providing an effective date (RFP 6650- awarded to Mega Promotions, Inc. for a one year term with two (2) one (1) year options). The Parks, Recreation and Beautification Board recommends approval (6-0)

Attachments: [Exhibit 1 - Agenda Information Sheet](#)

[Exhibit 2 - Pricing Evaluation](#)

[Exhibit 3 - Contract](#)

[Exhibit 4 - Ordinance](#)

- C. [ID 18-692](#) Consider adoption of an ordinance of the City of Denton, Texas, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract for Micro Surfacing Services with Intermountain Slurry Seal, Inc.; providing for the expenditure of funds therefor; and providing an effective date (RFP 6659- awarded to Intermountain Slurry Seal, Inc., in the three (3) year not-to-exceed amount of \$2,500,000).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)

[Exhibit 2 - Pricing Evaluation](#)

[Exhibit 3- Contract](#)

[Exhibit 4 - Street Project List.pdf](#)

[Exhibit 5 - Ordinance](#)

- D. [ID 18-693](#) Consider adoption of an ordinance of the City of Denton, Texas, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract for Fiber Optic Cable Installation Services with Sunrise IT Solutions Group; providing for the expenditure of funds therefor; and providing an effective date (RFP 6703 - awarded to Sunrise IT Solutions Group, in the three (3) year not-to-exceed amount of \$2,000,000 of which 80% is funded by state grant).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)

[Exhibit 2 - Pricing Evaluation](#)

[Exhibit 3 - Contract](#)

[Exhibit 4 - Ordinance](#)

- E. [ID 18-695](#) Consider adoption of an ordinance of the City of Denton, Texas, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract for street milling service with Dustrol, Inc.; providing for the expenditure of funds therefor; and providing an effective date (RFP 6726- awarded to Dustrol, Inc., in the four (4) year not-to-exceed amount of \$2,176,000).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)

[Exhibit 2 - Pricing Evaluation](#)

[Exhibit 3 - Contract](#)

[Exhibit 4 - Ordinance](#)

- F. [ID 18-698](#) Consider adoption of an ordinance of the City of Denton, Texas, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract for Odor Neutralizer Chemicals with Probe America Inc.; providing for the expenditure of funds therefor; and providing an effective date (RFP 6651- awarded to Probe America Inc., in the three (3) year not-to-exceed amount of \$130,000). The Public Utilities Board recommends approval (6-0).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Pricing Evaluation](#)
 [Exhibit 3 - Safety Data Sheet](#)
 [Exhibit 4 - Contract](#)
 [Exhibit 5 - Ordinance](#)

- G. [ID 18-753](#) Consider adoption of an ordinance of the City of Denton, Texas, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract through the Buy Board Cooperative Purchasing Network Contract Number 515-16 for the acquisition of one (1) 2018 replacement Wheel Loader for the Beneficial Reuse Department; providing expenditure of funds therefor; and providing an effective date (File 6801- awarded to RDO Equipment Company, in the amount of \$313,050.55). The Public Utilities Board recommends approval (6-0).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Bid Tabulation and Quotes](#)
 [Exhibit 3 - Ordinance](#)

- H. [ID 18-766](#) Consider adoption of an ordinance of the City of Denton, Texas, a Texas home-rule municipal corporation, accepting competitive proposals and awarding a public works contract for the Construction of Sanitary Sewer Pipe Rehab for the City of Denton; providing for the expenditure of funds therefor; and providing an effective date (RFP 6716-awarded to Insituform Technologies, LLC, in the not-to-exceed amount of \$297,368.50). The Public Utilities Board recommends approval (6-0).

Attachments: [Exhibit 1- Agenda Information Sheet](#)
 [Exhibit 2- Map](#)
 [Exhibit 3 - Pricing Evaluation](#)
 [Exhibit 4 - Contract](#)
 [Exhibit 5 - Ordinance](#)

- I. [ID 18-769](#) Consider adoption of an ordinance of the City of Denton, Texas, a Texas home-rule municipal corporation, authorizing the approval of Change Order No. 1 to the contract between the City of Denton and Floyd Smith Concrete, Inc. for the concrete slab extension of existing compost windrows; providing for the expenditure of funds therefor; and providing an effective date (IFB 6547- Change Order No. 1 in the amount of \$220,233.87 for a total contract award aggregating to \$22,196,495.71). The Public Utilities Board recommends approval (6-0).

Attachments: [Exhibit 1- Agenda Information Sheet](#)
 [Exhibit 2 - Windrow Concrete Area](#)
 [Exhibit 3 - Proposal](#)
 [Exhibit 4 - Change Order No 1](#)
 [Exhibit 5 - Ordinance](#)

- J. [ID 18-822](#) Consider adoption of an ordinance of the City of Denton, Texas, a Texas home-rule

municipal corporation, authorizing the approval of Change Order No. 4 to the contract between the City of Denton and Zachry Construction Corporation for the Mayhill Road Widening and Improvements Project; and providing an effective date (IFB 6389- Change Order No. 4 reduces the contract by \$667,847.97 for a total contract award aggregating to \$35,276,656.88).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Map](#)
 [Exhibit 3 - Change Order](#)
 [Exhibit 4 - Ordinance](#)

- K. [ID 18-829](#) Consider adoption of an ordinance of the City of Denton, Texas, a Texas home-rule municipal corporation, authorizing the City Manager to execute a Professional Services Agreement with Dannenbaum Engineering Company - Dallas, LLC, for design services of City sidewalks as set forth in the agreement; providing for the expenditure of funds therefor; and providing an effective date (RFQ 6590-007- Professional Services Agreement for design services awarded to Dannenbaum Engineering Company - Dallas, LLC, in the not-to-exceed amount of \$183,839.97).

Attachments: [Exhibit 1-Agenda Information Sheet](#)
 [Exhibit 2 - Contract](#)
 [Exhibit 3 - Ordinance](#)

- L. [ID 18-846](#) Consider approval of a resolution repealing the City's Illness/Off-Duty Injury Policy (commonly referred to as the City's Uniform Absence Control Policy), reference number 107.05; incorporating a non-FMLA Medical Leave Policy, reference number 111.07; and revising the City's Personal Leave Without Pay Policy, reference number 111.08, of City of Denton's current policies and procedures; and providing an effective date.

Attachments: [Agenda Information Sheet](#)
 [Resolution and affected policies](#)
 [Informal Staff Report - UAC 5-18-2018](#)

- M. [ID 18-868](#) Consider adoption of an ordinance by the City of Denton, Texas, authorizing the City Manager to sign and submit to the Department of Housing and Urban Development a 2018 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 Development Manager and Community Development Coordinator to sign release of liens and subordination agreements upon certain conditions; and providing for an effective date.

Attachments: [Exhibit 1 AIS 2018 Action Plan Ord 6 5 18 fin.pdf](#)
 [Exhibit 2 Final AP2018 w Certifications.pdf](#)
 [Exhibit 3 Action Plan Ordinance.pdf](#)

- N. [ID 18-875](#) Consider adoption of an ordinance of the City of Denton, Texas approving a City sponsorship in an amount not to exceed \$15,150 of in-kind services and resources for the

Denton Juneteenth Celebration on Friday, June 15, and Saturday, June 16, 2018, at Fred Moore Park; and providing an effective date.

Attachments: [Exhibit 1 Agenda Information Sheet.pdf](#)
 [Exhibit 2 Ordinance.pdf](#)
 [Exhibit 3 Sponsorship Agreement.pdf](#)
 [Exhibit 4 Letter of Request.pdf](#)

- O. [ID 18-876](#) Consider adoption of an ordinance of the City of Denton, Texas granting the Denton Juneteenth Celebration, pursuant to Section 17-20 of the Code of Ordinances, a noise exception on Friday, June 15, from 10 p.m. to 11:30 p.m. and Saturday, June 16, from 10 p.m. to midnight; granting an increase in sound levels for an outdoor music festival from 70 to 75 dba and a variance in hours of operation at Fred Moore Park; and providing for an effective date.

Attachments: [Exhibit 1 Agenda Information Sheet .pdf](#)
 [Exhibit 2 Ordinance.pdf](#)
 [Exhibit 3 Letter of Request.pdf](#)

- P. [ID 18-880](#) Consider adoption of an ordinance of the City of Denton, Texas, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract for the supply of Concession Supplies to Water Works Park and Civic Center Pool Concession Stands to Ben E. Keith Foods; providing for the expenditure of funds therefor; and providing an effective date (IFB 6758- awarded to Ben E. Keith Foods in the three (3) year not-to-exceed amount of \$180,000).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Bid Tabulation](#)
 [Exhibit 3 - Contract](#)
 [Exhibit 4 - Ordinance](#)

- Q. [ID 18-887](#) Consider adoption of an ordinance of the City of Denton, Texas, a Texas home-rule municipal corporation, authorizing the approval of a second amendment to a professional services agreement between the City of Denton and Teague Nall and Perkins, Inc., amending the contract approved by City Council on March 21, 2017, in the not-to-exceed amount of \$118,000, amended by Amendment 1 approved by the City Manager for an additional \$90,000, said second amendment to provide additional surveying and engineering services related to the Magnolia Drainage Phase II project in the amount of \$21,300; providing for the expenditure of funds therefor; and providing an effective date (File 6405 - providing for a second amendment in the amount of \$21,300, with the total contract amount not-to-exceed of \$229,300).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Second Amendment](#)
 [Exhibit 3 - Ordinance](#)

- R. [ID 18-903](#) Consider the adoption of an ordinance of the City of Denton approving an interlocal agreement between the City of Denton and the University of North Texas for a bike share

pilot program owned and administered by the University of North Texas; and providing an effective date.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - UNT Bike Share.pdf](#)
 [Exhibit 3 - UNT Bike Share Ordinance.pdf](#)

- S. [ID 18-926](#) Consider approval of the minutes of April 10, April 17, and April 24, 2018.

Attachments: [Exhibit 1 - April 10, 2018 Minutes](#)
 [Exhibit 2 - April 17, 2018 Minutes](#)
 [Exhibit 3 - April 24, 2018 Minutes](#)

- T. [ID 18-950](#) Consider adoption of an Ordinance of the City of Denton authorizing the City Manager, or designee, to execute a confidentiality agreement between the City and ENGIE Development LLC, a Delaware Limited Liability Company, (“EDL”); and, providing for an effective date.

Attachments: [Exhibit 1 - Agenda Information Sheet.pdf](#)
 [Exhibit 2 - Proposed Confidentiality Agreement.pdf](#)
 [Exhibit 3 - Ordinance.pdf](#)

5. ITEMS FOR INDIVIDUAL CONSIDERATION

- A. [ID 18-951](#) Consider approval of a resolution nominating one candidate to a slate of nominees for the Board of Managers of the Denco Area 9-1-1 District; and declaring an effective date.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Informal Staff Report - March 30, 2018](#)
 [Exhibit 3 - Bio and Resume - Ms. Linda Hapeman](#)
 [Exhibit 4 - Resolution](#)

6. PUBLIC HEARINGS

- A. [Z18-0006a](#) Hold a public hearing and consider adoption of an ordinance to rezone approximately 1.33 acres from a Downtown Residential 1 (DR-1) to a Downtown Commercial General (DC-G) District. The property is generally located south of Underwood Street along Avenue A, in the City of Denton, Denton County, Texas; adopting an amendment to the City’s official zoning map; providing for a penalty in the maximum amount of \$2,000.00 for violations thereof; providing a severability clause and an effective date. (Z18-0006, Fire Station 3, Hayley Zagurski). THIS ITEM HAS BEEN WITHDRAWN FROM THE AGENDA AND RENOTICED FOR A LATER MEETING DATE.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)

7. 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 _____, 2018 at _____ o'clock (a.m.) (p.m.)

CITY SECRETARY

NOTE: THE CITY OF DENTON CITY COUNCIL WORK SESSION ROOM AND COUNCIL CHAMBERS 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.