



City of Denton

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

Meeting Agenda

City Council

Tuesday, June 12, 2018

11:00 AM

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 12, 2018 at 11:00 a.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. Requests for clarification of agenda items listed on the agenda for June 12, 2018.

2. Work Session Reports

- A. [ID 18-886](#) 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 PowerPoint Presentation - Fire.pdf](#)
[Exhibit 3 PowerPoint Presentation - Community Improvement.pdf](#)
[Exhibit 4 PowerPoint Presentation - Human Resources.pdf](#)
[Exhibit 5 PowerPoint Presentation - Risk.pdf](#)
[Exhibit 6 PowerPoint Presentation - Health.pdf](#)
[Exhibit 7 PowerPoint Presentation - Library.pdf](#)
[Exhibit 8 PowerPoint Presentation - Drainage.pdf](#)

- B. [ID 18-888](#) Receive a report and hold a discussion regarding the status of the Oak Gateway Area Plan.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
[Exhibit 2 - Oak Gateway Area Plan Boundary Map](#)
[Exhibit 3 - Subareas Map](#)
[Exhibit 4 - Staff Presentation](#)

- C. [ID 18-900](#) Receive a report; hold a discussion, and give staff direction regarding the preliminary FY 2018-19 Proposed Budget, Capital Improvement Program, and Five Year Financial Forecast.

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

- D. [ID 18-906](#) Receive a report, hold a discussion and give staff direction regarding development of the Airport Terminal Area to include private aviation development, terminal ramp expansion, land acquisition and future airport fire station siting on the Denton Enterprise Airport.

Attachments: [Exhibit 1 - AIS Terminal Area Development.docx](#)
 [Exhibit 2 - Terminal Area Development Presentation - Revised](#)

- E. [ID 18-916](#) Receive a report, hold a discussion, and give staff direction regarding options for proposed radio communications system replacement.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Radio System Upgrade.pdf](#)

- F. [ID 18-944](#) Receive a report, hold a discussion and give staff direction regarding the City's Hotel Occupancy Tax and Sponsorship Programs.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - 2019 HOT Guidelines](#)
 [Exhibit 3 - 2019 HOT Application](#)
 [Exhibit 4 - 2019 Sponsorship Guidelines](#)
 [Exhibit 5 - 2019 Sponsorship Application](#)
 [Exhibit 6 - 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 18-921](#) Deliberations Regarding Certain Public Power Utilities: Competitive Matters - Under Texas Government Code Section 551.086; Consultation with Attorneys - Under Texas Government Code Section 551.071.

Receive a presentation from staff regarding public power competitive and financial matters pertaining to the natural gas fuel supply for the Denton Energy Center ("DEC"); discuss and deliberate strategies, opportunities and agreements for the City to acquire natural gas for the DEC from ConocoPhillips Company and Tenaska Marketing Ventures. Consultation with the City's attorneys regarding legal issues associated with the agreements described above 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.

- B. [ID 18-930](#) Consultation with Attorneys - Under Texas Government Code, Section 551.071.

Consult with the City's attorneys to discuss the status and potential resolution of pending litigation styled Brian Buren Peace, Plaintiff, v. City of Denton, Texas and Daniel Neighbors, Defendants, filed in the United States District Court for the Eastern District of Texas, Sherman Division, Civil Action No.: 4:17-cv-626, where a public discussion associated with 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.

- C. [ID 18-941](#) Deliberations Regarding Certain Public Power Utilities: Competitive Matters - Under Texas Government Code Section 551.086; Consultation with Attorneys - Under Texas Government Code, Section 551.071.

Receive competitive and financial public power information from staff related to Power Purchase Agreements between the City of Denton, as the seller of power and electric energy services, and Texas Woman's University and the University of North Texas, both as buyers of power and electric energy services; discuss and deliberate actions regarding the same. Consultation with the City's attorneys regarding legal issues associated with the above matters 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.

Following the completion of the Closed Meeting, the City Council will convene in a Special Called Meeting to consider the following items:

1. ITEMS FOR INDIVIDUAL CONSIDERATION

- A. [ID 18-918](#) Consider adoption of an ordinance of the City Council of the City of Denton, a Texas home-rule municipal corporation, providing for, authorizing, and approving the execution by the City Manager, or his designee, of a Base Contract for Sale and Purchase of Natural Gas, between the City of Denton and Conoco Philips Company ("Conoco"), a Delaware corporation headquartered in Texas; approving the execution of such other and further related documents deemed necessary to effectuate the transactions allowed under this agreement by the City Manager or his designee; determining that specific information contained in documents involved in this transaction pertain to a "competitive electric matter" as set forth under the provisions of §§551.086 and 552.133 of the Texas Government Code, as amended; allowing the public to inspect, but not reproduce, the base contract as redacted; providing an effective date.

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

[Exhibit 2 - Ordinance.pdf](#)

[Exhibit 3 - NAESB Copyright policy.pdf](#)

[Exhibit 4 - Public viewing notice.pdf](#)

- B. [ID 18-961](#) Consider adoption of an ordinance of the City of Denton, Texas, a Texas home-rule municipal corporation authorizing the City Manager, or his designee, to execute a Waiver Agreement Relating to the Global Settlement Agreement between Texas Municipal Power Agency and its Member Cities to waive the September 1, 2018 start-up date for previously agreed upon changes in handling ERCOT postage stamp charges and to begin implementation of such changes on January 1, 2019; and, providing an effective date.

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

[Exhibit 2 - Waiver Agreement relating to the TMPA Global Settlement Agreement](#)

[Exhibit 3 - Proposed Ordinance.pdf](#)

2. PUBLIC HEARINGS

- A. [A18-0001b](#) Conduct the first of two public hearings for a voluntary annexation of approximately 47.466 acres of land generally located on the south side of E. Ryan Road, east of the intersection of E. Ryan Road and Andrew Avenue by the City of Denton, Texas. (A18-0001, Creekside, Cindy Jackson)

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

[Exhibit 2 Site Location Map](#)

[Exhibit 3 Existing Zoning Map](#)

[Exhibit 4 Ordinance No. 2016-251](#)

[Exhibit 5 Staff Presentation](#)

3. 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 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.