



City of Denton

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

Meeting Agenda

City Council

Tuesday, October 25, 2022

2:00 PM

Council Work Session Room

Special Called Meeting

WORK SESSION BEGINS AT 2:00 P.M. IN THE COUNCIL WORK SESSION ROOM

CLOSED MEETING BEGINS IMMEDIATELY FOLLOWING THE WORK SESSION IN THE COUNCIL WORK SESSION ROOM

CITY COUNCIL CONSIDERATION OF THE CONSENT AGENDA AND ITEMS FOR INDIVIDUAL CONSIDERATION WILL BEGIN IMMEDIATELY FOLLOWING THE CLOSED MEETING IN THE COUNCIL WORK SESSION ROOM

REGISTRATION GUIDELINES FOR ADDRESSING THE CITY COUNCIL

Individuals may speak during a Council meeting under one of the following categories:

Comments on Agenda Items:

Public comments can be given for any item considered by the Council, EXCEPT work session reports or closed meetings. Individuals are only able to comment one time per agenda item and cannot use more than one method to comment on a single agenda item. Public comments are limited to three (3) minutes per citizen.

Public Hearing Items:

Individuals are limited to four (4) minutes per public hearing item.

Individuals may participate by using one of the following methods:

1. In Person for Regular or Consent Agenda Items:

To provide in-person comments regular or consent agenda items (excluding public hearing items), Individuals must be present at the meeting and submit a speaker card (available at the meeting location) to the City Secretary prior to the item being called.

2. In Person for Public Hearing Items:

For public hearing items, speaker cards are encouraged but not required.

3. eComment:

The agenda is posted online at <https://tx-denton.civicplus.com/242/Public-Meetings-Agendas>. Once the agenda is posted, a link to make virtual comments using the eComment module will be made available next to the meeting listing on the Upcoming Events Calendar. Using eComment, Individuals may indicate support or opposition and submit a brief comment about a specific agenda item. eComments may be submitted up until the start of the meeting at which time the ability to make an eComment will be closed. eComments will be sent directly to members of the City Council immediately upon submission and recorded by the City Secretary into the Minutes of the Meeting.

4. By Phone:

Individuals may register to provide comments by phone. Instructions and a link to register to comment by phone will be available at www.cityofdenton.com/publicmeetings until noon of the meeting date. Residents will submit contact information using the link provided and receive further instructions via email on how to join the meeting by phone and provide comments.

After determining that a quorum is present, the City Council of the City of Denton, Texas will convene in a Work Session on Tuesday, October 25, 2022, at 2:00 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:

WORK SESSION

1. Citizen Comments on Consent Agenda Items

This section of the agenda allows citizens to speak on any item listed on the Consent Agenda prior to its consideration. Each speaker will be given a total of three (3) minutes to address any item(s). Any person who wishes to address the City Council regarding these items may do so by utilizing the "By Phone" registration process as referenced under the REGISTRATION GUIDELINES FOR ADDRESSING THE CITY COUNCIL detailed at the beginning of this agenda. Registration is required prior to the time the City Council considers this item. Registrants may call in and remain on hold or receive a call back at the time the Work Session is called to Order and are encouraged to ensure they remain accessible to accept the call.

2. Requests for clarification of agenda items listed on this agenda.

3. Work Session Reports

- A. [ID 22-1830](#) Receive a report, hold a discussion, and give staff direction regarding the City of Denton's 2023-2024 Legislative Program.

[Estimated Presentation/Discussion Time: 1 hour]

Attachments:

[Exhibit 1 - Agenda Information Sheet](#)

[Exhibit 2 - 2023-2024 Legislative Program](#)

[Exhibit 3 - 2023-24 Legislative Program Presentation](#)

- B. [ID 22-1721](#) Receive a report, hold a discussion, and give staff direction regarding the use of Responsive Speed Limit Signs within the City of Denton.

[Estimated Presentation/Discussion Time: 45 minutes]

Attachments:

[Exhibit 1 - Agenda Information Sheet](#)

[Exhibit 2 - Presentation](#)

- C. [ID 22-1453](#) Receive a report, hold a discussion, and give staff direction regarding the City creating Public Facility Corporations to partner with developers to develop affordable housing in Denton.

*[Council Priority; Estimated Presentation/Discussion Time: 30 minutes]

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

Following the completion of the Work Session, the City Council will convene in a Closed Meeting in the Council Work Session Room to consider specific item(s) 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 22-2183](#) Deliberations regarding Personnel Matters - Under Texas Government Code Section 551.074

Deliberate and discuss the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the Municipal Court Judge.

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 decision, or vote is taken in the Closed Meeting in accordance with the provisions of Section 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 Texas Government Code, Section 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 Sections 551.071-551.086 of the Texas Open Meetings Act.

NOTE: Any item for which a formal action at the Special Called Meeting has been taken by Council may be subject to a request for a motion for reconsideration at any time during the meeting, at the Concluding Items Section, or after the meeting. In order to comply with the Texas Open Meetings Act, a request for a motion for reconsideration made during, at the end of, or after a Council meeting will be placed on the agenda and considered at the next official meeting of the City Council.

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

1. CONSENT AGENDA

Each of these items is recommended by Staff or a board, commission, and committee. Approval thereof will be strictly on the basis of the those 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.

For those items recommended by a specific board, commission, or committee, the agenda item will

reference that recommendation. To view the video of the related board, commission, or committee meeting, as applicable, a link can be found within the applicable supporting documentation (Exhibit 1).

Listed below are bids, purchase orders, contracts, and other items to be approved under the Consent Agenda (Agenda Items A – J). 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, the Consent Agenda Items 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 22-1392](#) Consider nominations/appointments to the City’s Boards, Commissions, and Committees: Traffic Safety Commission and Zoning Board of Adjustment.

Attachments: [Exhibit 1 - Agenda Information Sheet B&C - 10-25-2022](#)
[Exhibit 2 - Nominations List 10-25-2022](#)

- B. [ID 22-1574](#) Consider adoption of an ordinance of the City of Denton authorizing the City Manager to execute a funding agreement between the City and The Salvation Army, a Georgia Corporation to provide American Rescue Plan Coronavirus State and Local Fiscal Recovery Funds for The Salvation Army KARE Kitchen and Food Pantry in Denton, Texas; authorizing the expenditure of funds in an amount not to exceed \$35,000.00; and providing an effective date.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
[Exhibit 2 – 2022-23 CSAC Funding Recommendations and Descriptions](#)
[Exhibit 3 - Agency Ordinance Agreement](#)

- C. [ID 22-2125](#) Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of a first amendment to a contract between the City of Denton and Parker Power Systems, Inc., amending the contract approved by City Council on February 9, 2021, in the not-to-exceed amount of \$750,000.00; said first amendment to continue to provide generator repairs, replacement, preventative maintenance, and installation in City of Denton buildings for the Facilities Management Department; providing for the expenditure of funds therefor; and providing an effective date (RFP 7534 - providing for an additional first amendment expenditure amount not-to-exceed \$187,500.00, with the total contract amount not-to-exceed \$937,500.00).

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

- D. [ID 22-2166](#) Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract with Hartstra Manufacturing, LLC, for the purchase of two (2) animal control truck bodies for the City of Denton Animal Control Services; providing for the expenditure of funds therefor; and providing an effective date (IFB-BV 8081 - awarded to Hartstra Manufacturing, LLC, in the not-to-exceed amount of \$75,000.00).

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

[Exhibit 2 - Pricing Evaluation](#)

[Exhibit 3 - LLC Members](#)

[Exhibit 4 - Ordinance and Contract](#)

- E. [ID 22-2167](#) Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract with Evergreen Solutions, LLC, to provide the compensation and classification study for non-civil service City of Denton employees; providing for the expenditure of funds therefor; and providing an effective date (RFP 8052 - awarded to Evergreen Solutions, LLC, in not-to-exceed amount of \$95,000.00).

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

[Exhibit 2 - Pricing Evaluation](#)

[Exhibit 3 - LLC Members](#)

[Exhibit 4 - Ordinance and Contract](#)

- F. [ID 22-2042](#) Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or their designee, to execute an Interlocal Agreement with the University of North Texas to conduct “Court on Campus” events, allowing university students to interact with court personnel, learn about court processes, and resolve any outstanding offenses before the court; and providing an effective date.

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

[Exhibit 2 - Ordinance](#)

- G. [ID 22-2077](#) Consider adoption of an ordinance of the City of Denton, Texas authorizing the expenditure of funds for the payment of wholesale transmission charges in the total amount of \$7,845,830.26, and, providing an effective date.

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

[Exhibit 2 - Ordinance](#)

[Exhibit 3 - Presentation](#)

- H. [ID 22-2069](#) Consider adoption of an ordinance of the City of Denton authorizing the City Manager to execute a Facility Use Agreement between the City of Denton Parks and Recreation Department and Span Inc. and Meals on Wheels of Denton County for the use of the Parks and Recreation Senior Center; and providing an effective date.

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

[Exhibit 2- Ordinance](#)

[Exhibit 3- SPAN Facility Use Agreement](#)

- I. [ID 22-2163](#) Consider adoption of an ordinance of the City of Denton amending Chapter 21 of the Code of Ordinances (Offenses) to add Article V, titled “Possession of Catalytic Converter;” providing severability; providing a savings clause; providing for a penalty; providing for publication and codification; and providing an effective date.

Attachments: [Exhibit 1 - Agenda Information Sheet - Catalytic Converter Possession](#)
 [Exhibit 2 - Ordinance - Catalytic Converter Possession](#)

- J. [ID 22-2206](#) Consider adoption of an ordinance of the City of Denton amending Chapter 16, Article V, of the Code of Ordinances (Licenses, Permits and Business Regulation - Purchase and Sale of Precious Metals and Jewelry), to add definitions and requirements for the purchase of catalytic converters; providing severability; providing a savings clause; providing for publication and codification; and providing an effective date.

Attachments: [Exhibit 1 - Agenda Information Sheet - Catalytic Converter Purchase](#)
 [Exhibit 2 - Ordinance - Catalytic Converter Purchase](#)

2. ITEMS FOR INDIVIDUAL CONSIDERATION

- A. [ID 22-2075](#) Consider approval of a resolution of the City of Denton adopting a Municipal Utility District Policy for the City and Extraterritorial Jurisdiction (ETJ); repealing the prior Interim Municipal Utility District Policy approved by Resolution 20-920; providing for an effective date; and providing for severability.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Resolution No. 22-2075](#)
 [Exhibit 3 - Exhibit "A" - Municipal Utility District \(MUD\) Policy](#)
 [Exhibit 4 - Presentation](#)

- B. [ID 22-2085](#) Consider approval of a resolution of the City of Denton adopting the Cole Ranch Neighborhood Park #1 Master Plan and providing an effective date. The Parks, Recreation, and Beautification Board recommends approval (4-0).

Attachments: [Exhibit 1- Agenda Information Sheet](#)
 [Exhibit 2- Resolution](#)
 [Exhibit 3- Development Agreement](#)
 [Exhibit 4- Park Master Plan](#)
 [Exhibit 5- Initial Park Master Plan Map](#)
 [Exhibit 6- Presentation](#)

- C. [ID 22-1779](#) Consider adoption of an ordinance of the City of Denton, Texas, denying Oncor Electric Delivery Company LLC's application to increase rates related to Oncor's statement of intent to increase rates filed on or about May 13, 2022; requiring the reimbursement of municipal rate case expenses; finding that the meeting complies with the open meetings act; making other findings and provisions related to the subject; and declaring an effective date

Attachments: [Exhibit 1 - Agenda Information Sheet.pdf](#)
 [Exhibit 2 - Ordinance](#)
 [Exhibit 3 - Presentation.pdf](#)
 [Exhibit 4 - LLC Member Check](#)

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 official website (<https://tx-denton.civicplus.com/242/Public-Meetings-Agendas>) and bulletin board at City Hall, 215 E. McKinney Street, Denton, Texas, on October 21, 2022, in advance of the 72-hour posting deadline, as applicable, and in accordance with Chapter 551 of the Texas Government Code.

CITY SECRETARY

NOTE: THE CITY OF DENTON'S DESIGNATED PUBLIC MEETING FACILITIES ARE ACCESSIBLE IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT. THE CITY WILL PROVIDE ACCOMMODATION, SUCH AS 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 940-349-8309 OR USE TELECOMMUNICATIONS DEVICES FOR THE DEAF (TDD) BY CALLING 1-800-RELAY-TX SO THAT REASONABLE ACCOMMODATION CAN BE ARRANGED.