

## CITY OF DENTON CITY COUNCIL MINUTES

October 25, 2022

After determining that a quorum was present, the City Council of the City of Denton, Texas convened in a Special Called Meeting on Tuesday, October 25, 2022, at 2:00 p.m. in the Work Session Room at City Hall, 215 E. McKinney Street, Denton, Texas.

**PRESENT:** Mayor Gerard Hudspeth, Mayor Pro Tem Brian Beck and Council Members Vicki Byrd, Jesse Davis, Alison Maguire, Brandon Chase McGee, and Chris Watts

**ABSENT:** None

Also present were City Manager Sara Hensley and City Attorney Mack Reinwand.

Council Member Maguire arrived at 2:09 p.m.

**The posted agenda noted the registration process for public participation at this virtual meeting. However, there were no online registrations or call ins on any items on the agenda.**

### **WORK SESSION**

#### **1. Citizen Comments on Consent Agenda Items**

None

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

- Clarification was requested on the following items:
  - Mayor Pro Tem Beck: Item 1.J (22-2206)
  - Council Member Watts: Item 1.J (22-2206)
  - Council Member McGee: Item 1.J (22-2206)
  - Council Member Byrd: Item 1.F (22-2042)
- The following items were pulled for Individual Consideration:
  - Council Member Davis: Item 1.F (22-2042)
  - Council Member Maguire: Item 1.F (22-2042)

#### **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]

The item was presented and discussion followed.

Following discussion, City Council consensus was to follow Staff recommendation and schedule formal adoption of the Legislative Program for the November 1, 2022 City Council Meeting.

- 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]

The item was presented and discussion followed.

Following discussion, City Council consensus was to follow Staff recommendation for a City lead program, establish criteria for the Responsive Speed Limit Sign Program, complete cost estimate for FY 2024 budget, and coordinate with Denton PD on enforcement.

- 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]

The item was presented and discussion followed.

Following discussion, City Council consensus was to direct Staff to create a development program authorizing the formation of Public Facility Corporations for future affordable housing projects.

The work session ended at 4:39 p.m.

#### **CLOSED MEETING**

- 1. The City Council convened into a Closed Meeting at 4:40 p.m. consistent with Chapter 551 of the Texas Government Code, as amended, or as otherwise allowed by law, as follows.
  - 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.

#### **DELIBERATED**

The closed meeting started at 5:19 p.m. and ended at 5:54 p.m. No votes or actions were taken during the closed meeting.

### **SPECIAL CALLED MEETING**

After determining that a quorum was present, the City Council of the City of Denton, Texas convened in a Special Called Meeting on Tuesday, October 25, 2022, at 5:55 p.m. in the Work Session Room at City Hall, 215 E. McKinney Street, Denton, Texas.

PRESENT: Mayor Gerard Hudspeth, Mayor Pro Tem Brian Beck and Council Members Vicki Byrd, Jesse Davis, Alison Maguire, Brandon Chase McGee, and Chris Watts

ABSENT: None

Also present were City Manager Sara Hensley and City Attorney Mack Reinwand.

**The posted agenda noted the registration process for public participation at this virtual meeting. However, there were no online registrations or call ins on any items on the agenda.**

#### **1. CONSENT AGENDA**

The Consent Agenda consisted of Items 1. A-J. During the Work Session held earlier in the day, Item 1.F (22-2042) was pulled for Individual Consideration by Council Members Davis and Maguire.

Mayor Pro Tem Beck moved to adopt the Consent Agenda, now consisting of Items 1.A-E and G-J. Motion seconded by Council Member McGee. Motion carried.

AYES (7): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Byrd, Davis, Maguire, McGee, and Watts

NAYS (0): None

- A. ID 22-1392 Consider nominations/appointments to the City's Boards, Commissions, and Committees: Traffic Safety Commission and Zoning Board of Adjustment.

**APPROVED**

#### **APPOINTMENTS LISTED ON EXHIBIT A**

- 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.

**ASSIGNED ORDINANCE NO. 22-1574**

- 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).

**ASSIGNED ORDINANCE NO. 22-2125**

- 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).

**ASSIGNED ORDINANCE NO. 22-2166**

- 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).

**ASSIGNED ORDINANCE NO. 22-2167**

- 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.

**ASSIGNED ORDINANCE NO. 22-2077**

- 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.

**ASSIGNED ORDINANCE NO. 22-2069**

- 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.

**ASSIGNED ORDINANCE NO. 22-2163**

- 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.

**ASSIGNED ORDINANCE NO. 22-2206**

## **ITEM PULLED FOR INDIVIDUAL CONSIDERATION**

- 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.

**ASSIGNED ORDINANCE NO. 22-2042**

There were no online registrations or call-ins on the item.

Council Members Davis and Maguire had a conflict of interest on the item and left the Council Chambers.

The item was not presented and no discussion followed.

Mayor Pro Tem Beck moved to adopt the item as presented. Motion seconded by Council Member McGee. Motion carried.

AYES (5): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Byrd, McGee, and Watts

NAYS (0): None

ABSTENTIONS (2) Council Members Davis and Maguire

## **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.

**ASSIGNED RESOLUTION NO. 22-2075**

There were no online registrations or call-ins on the item.

The item was presented and no discussion followed.

Council Member Watts moved to adopt the item as presented. Motion seconded by Mayor Pro Tem Beck. Motion carried.

AYES (7): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Byrd, Davis, Maguire, McGee, and Watts  
NAYS (0): None

- 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).

**ASSIGNED RESOLUTION NO. 22-2085**

There were no online registrations or call-ins on the item.

The item was presented and discussion followed.

Following discussion, Council Member Watts moved to adopt the item as presented. Motion seconded by Mayor Pro Tem Beck. Motion carried.

AYES (7): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Byrd, Davis, Maguire, McGee, and Watts  
NAYS (0): None

- 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

**ASSIGNED ORDINANCE NO. 22-1779**

There were no online registrations or call-ins on the item.

The item was presented and discussion followed.

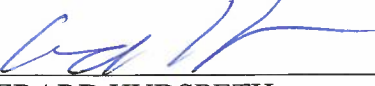
Following discussion, Council Member Davis moved to adopt the item as presented. Motion seconded by Council Member Watts. Motion carried.


AYES (7): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Byrd, Davis, Maguire, McGee, and Watts  
NAYS (0): None

**3. CONCLUDING ITEMS**

Council Members expressed items of interest.

With no further business, the meeting was adjourned at 6:35 p.m.

  
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GERARD HUDSPETH  
MAYOR  
CITY OF DENTON, TEXAS

  
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JESUS SALAZAR  
DEPUTY CITY SECRETARY  
CITY OF DENTON, TEXAS

MINUTES APPROVED ON: November 15, 2022

EXHIBIT A  
October 25, 2022

Agenda Item 1.A (ID 22-1392)

BOARD/COMMITTEE/COMMISSION	COUNCIL PLACE	NOMINATING CCM	MEMBER NAME	NEW TERM	STATUS & QUALIFICATION OR PREFERENCE, IF ANY
Traffic Safety Commission	2	Beck	Marc Oliphant	UNEXPIRED September 1, 2022 through August 31, 2024	New
Zoning Board of Adjustment	2	Beck	Jennifer Lane	UNEXPIRED September 1, 2022 through August 31, 2024	New