

## CITY OF DENTON CITY COUNCIL MINUTES

November 1, 2022

After determining that a quorum is present, the City Council of the City of Denton, Texas convened in a Work Session on Tuesday, November 1, 2022, at 2:00 p.m. in the Council Work Session Room at City Hall, 215 E. McKinney Street, Denton, Texas.

PRESENT IN PERSON: 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 McGee arrived 2:04 p.m., Council Member Maguire arrived 2:09 p.m., and Council Member Byrd arrived 2:19 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:
  - None
- The following item(s) were pulled for Individual Consideration:
  - None

#### **3. Work Session Reports**

- A. ID 22-1552 Receive a report, hold a discussion, and give staff direction regarding the rehabilitation and future use of City Hall West. \*[Council Priority; Presentation/Discussion Time: 45 minutes]

The item was presented and discussion followed.

Following discussion, City Council consensus was for staff to proceed with Option 2, Municipal Service Office Space & Rental Space.

- B. ID 22-1761 Receive a report, hold a discussion, and give staff direction regarding citywide regulation of criminal history information on job applications. [Estimated Presentation/Discussion Time: 45 minutes]

The item was presented and discussion followed.

Following discussion, City Council consensus was to provide a draft ordinance for further review and discussion at a future work session.

- C. ID 22-1999 Receive a report, hold a discussion, and give staff direction regarding the Bonnie Brae Street Project Update. [Estimated Presentation/Discussion Time: 30 minutes]

The item was presented and discussion followed.

Following discussion, there was no direction provided as the item was for presentation/discussion purposes.

The work session ended at 4:25 p.m.

### **REGULAR MEETING**

After determining that a quorum was present, the City Council of the City of Denton, Texas convened in a Regular Meeting on Tuesday, November 1, 2022, at 6:30 p.m. in the Council Chambers at City Hall, 215 E. McKinney Street, Denton, Texas.

PRESENT IN PERSON: 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. PLEDGE OF ALLEGIANCE**

A. U.S. Flag and B. Texas Flag

#### **2. PROCLAMATIONS/PRESENTATIONS**

- A. ID 22-2144 Proclamation: The Salvation Army's Red Kettle Love Beyond Campaign  
**PRESENTED**

- B. ID 22-2268 Proclamation: Homeless and Hunger Week  
**PRESENTED**

**3. PRESENTATIONS FROM MEMBERS OF THE PUBLIC**

A. Review of procedures for addressing the City Council.

B. Reports from members of the public

1) Receive Scheduled Citizen Reports from Members of the Public

- a. ID 22-2259 Mr. Nicholas Woods, 1024 E. McKinney St., regarding the degradation of the Solomon Hill neighborhood.  
**PRESENTED**

2) Additional Citizen Reports (Open Microphone)

Citizen comments received are noted in Exhibit A.

**4. CONSENT AGENDA**

The Consent Agenda consisted of Items 4.A-K. During the Work Session held earlier today, no items were pulled for Individual Consideration.

Mayor Pro Tem Beck moved to adopt the Consent Agenda as presented. Motion seconded by Council Member Davis. Motion carried.

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

NAYS (0): None

- A. ID 22-1393 Consider nominations/appointments to the City's Boards, Commissions, and Committees: Public Art Committee.

**APPROVED**

**APPOINTMENT LISTED ON EXHIBIT B**

- B. ID 22-1697 Consider approval of a resolution of the City of Denton adopting the City of Denton's 2023-2024 Legislative Program; and providing an effective date.

**ASSIGNED RESOLUTION NO. 22-1697**

- C. ID 22-2270 Consider adoption of an ordinance of the City of Denton repealing Ordinance No. 21-2193 relating to the delegation of authority to the City Manager to administer Council Contingency fund spending agreements; and providing an effective date.

**ASSIGNED ORDINANCE NO. 22-2270**

- D. ID 22-2272 Consider approval of a resolution of the City of Denton delegating certain administrative duties regarding the Council Contingency fund to the Community Partnership committee; and providing an effective date.

**ASSIGNED RESOLUTION NO. 22-2272**

- E. ID 22-2193 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a Professional Services Agreement with HDR Engineering, Inc., for professional engineering services on the Lead and Copper Public Outreach and Crisis Communication Plan for the Water Utilities Department as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7574-019 - Professional Services Agreement for engineering services awarded to HDR Engineering, Inc., in the not-to-exceed amount of \$217,106.50). The Public Utilities Board recommends approval (6 - 0).

**ASSIGNED ORDINANCE NO. 22-2193**

- F. ID 22-2196 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 Altec Industries, Inc., through the Sourcewell Cooperative Purchasing Network Contract Number 110421-ALT, for the acquisition of Altec model Digger Derricks, Bucket Trucks, & Utility Equipment for the Electric Distribution, Electric Operations, Traffic, and Parks Departments; authorizing the expenditure of funds therefor; and providing an effective date (File 8130 - awarded to Altec Industries, Inc., in the five (5) year not-to-exceed amount of \$3,000,000.00). The Public Utilities Board recommends approval (6 - 0).

**ASSIGNED ORDINANCE NO. 22-2196**

- G. ID 22-2197 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 KS2 Technologies, Inc., for the renewal of maintenance and vendor support services for the KS2 Reporting Tool and associated software modules for the Technology Services Department, which is the sole provider of this software, in accordance with Texas Local Government Code Chapter 252.022, which provides that procurement of commodities and services that are available from one source are exempt from competitive bidding, and if over \$50,000, shall be awarded by the governing body; providing for the expenditure of funds therefor; and providing an effective date (File 8073-awarded to KS2 Technologies, Inc., for one (1) year, with the option for four (4) additional one (1) year extensions, in the total five (5) year not-to-exceed amount of \$150,000.00).

**ASSIGNED ORDINANCE NO. 22-2197**

- H. ID 22-2198 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of Change Order No. 4 to the contract between the City of Denton and 2L Construction, LLC, for the construction of the West Hickory Street Paving, Lighting & Drainage Improvements Project for the City of Denton; providing for the expenditure of funds therefor; and providing an effective date (IFB 7163 - Change Order No. 4 in the not-to-exceed amount of \$219,543.05 for a total contract award aggregated to \$2,139,047.00).

**ASSIGNED ORDINANCE NO. 22-2198**

- I. ID 22-2199 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 Amperon Holdings, Inc., for load forecasting services for Denton Municipal Electric; providing for the expenditure of funds therefor; and providing an effective date (RFP 8024 - awarded to Amperon Holdings, Inc., in the three (3) year not-to-exceed amount of \$252,000.00). The Public Utilities Board recommends approval (6 - 0).

**ASSIGNED ORDINANCE NO. 22-2199**

- J. ID 22-2200 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 Maxar Intelligence, Inc., for weather forecasting services and renewables forecasting services for Denton Municipal Electric; providing for the expenditure of funds therefor; and providing an effective date (RFP 8024 - awarded to Maxar Intelligence, Inc., in the three (3) year not-to-exceed amount of \$200,000.00). The Public Utilities Board recommends approval (6 - 0).

**ASSIGNED ORDINANCE NO. 22-2200**

- K. ID 22-2250 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 Red Wing Brands of America, Inc. through the U.S. General Services Administration's (GSA) MAS schedule 47QSWA22D00AB, for Safety Foot Wear for the City of Denton; providing for the expenditure of funds therefor; and providing an effective date (File 8144 - awarded to Red Wing Brands of America, Inc. in a not-to-exceed amount of \$750,000.00).

**ASSIGNED ORDINANCE NO. 22-2250**

**5. ITEMS FOR INDIVIDUAL CONSIDERATION**

- A. ID 22-2192 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a Professional Services Agreement with Kimley-Horn and Associates, Inc., for the design services of Neighborhoods 2 and 6 for the Capital Projects/Engineering Department as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7599-010 - Professional Services Agreement for design services awarded to Kimley-Horn and Associates, Inc., in the not-to-exceed amount of \$5,726,000.00). The Public Utilities Board recommends approval (6 - 0).

**ASSIGNED ORDINANCE NO. 22-2192**

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

The item was presented and discussion followed.

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

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

NAYS (0): None

- B. ID 22-2195 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a Construction Manager at Risk contract with Sundt Construction, Inc., for pre-construction services of Neighborhood 2 & 6 Improvements for the Capital Projects Department; providing for the expenditure of funds therefor; and providing an effective date (RFP 8055 - awarded to Sundt Construction, Inc., in the not-to-exceed amount of \$452,147.00). The Public Utilities Board recommends approval (6 - 0).

**ASSIGNED ORDINANCE NO. 22-2195**

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 Council Member Davis. Motion carried.

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

NAYS (0): None

- C. ID 22-2194 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 Mountain Cascade of Texas, LLC, for the construction of the I-35E-Mayhill Utility Relocations Project for the Water/Wastewater Utilities and Capital Projects/Engineering Department; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7968-001 - awarded to Mountain Cascade of Texas, LLC, in the not-to-exceed amount of \$15,008,997.15). The Public Utilities Board recommends approval (6 - 0).

**ASSIGNED ORDINANCE NO. 22-2194**

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

The item was presented and no discussion followed.

Mayor Pro Tem Beck 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

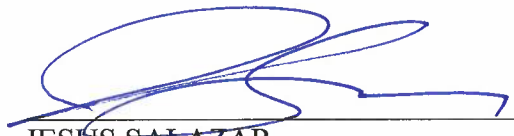
NAYS (0): None

**6. CONCLUDING ITEMS**

Council Members expressed items of interest.

With no further business, the meeting was adjourned at 7:41 p.m.

  
GERARD HUDSPETH  
MAYOR  
CITY OF DENTON, TEXAS

  
JESUS SALAZAR  
DEPUTY CITY SECRETARY  
CITY OF DENTON, TEXAS

MINUTES APPROVED ON: December 6, 2022

