



City of Denton

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

Meeting Agenda

City Council

Tuesday, June 27, 2023

2:00 PM

Council Work Session Room
&
Council Chambers

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 CHAMBERS

REGISTRATION GUIDELINES FOR ADDRESSING THE CITY COUNCIL

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

Open Microphone:

At regular meetings only, individuals can speak on any topic that is not on the agenda for no longer than four (4) minutes per individual. This portion of the meeting occurs immediately after the start of the regular meeting session. Please note, Council members cannot engage in a discussion on topics presented during this portion and there are limited slots available for this portion of the meeting.

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, June 27, 2023, 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.

This section includes questions members of the City Council direct to staff on any item listed on this agenda. Answers are compiled in a report and provided to the City Council and members of the public by clicking on Exhibit 1 of the item below. The link found within the document will provide access to the supporting documentation. The report will be available prior to start of the meeting. Any handouts distributed at the meeting will also be uploaded to the below link by 12:00 p.m. on the business day following the meeting.

A. [ID 23-637](#) Meeting Questions, Responses & Handouts

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

3. Work Session Reports

- A. [ID 23-1173](#) Receive a report, hold a discussion, and give staff direction regarding a potential amendment to the Fiscal Year 2022-23 Annual Internal Audit Plan.
[Estimated Presentation/Discussion Time: 15 minutes]
Attachments: [Exhibit 1 - Agenda Information Sheet](#)
[Exhibit 2 - Presentation](#)
- B. [ID 23-268](#) Receive a report, hold a discussion, and give staff direction regarding the FY 2023-24 Capital Budget.
[Estimated Presentation/Discussion Time: 1 hour]
Attachments: [Exhibit 1 - Agenda Information Sheet](#)
[Exhibit 2 - Capital Budget Presentation \(REV\)](#)
[Exhibit 3 - Preliminary FY 23-24 CIP Book](#)
- C. [ID 23-601](#) Receive a report and hold a discussion on the Police Department Overview.
[Estimated Presentation/Discussion Time: 30 minutes]
Attachments: [Exhibit 1 - Agenda Information Sheet - Police Department Overview](#)
[Exhibit 2 - Police Department Work Session Presentation 2023](#)
[Exhibit 3 - 2022 Denton Police Department Annual Report](#)
- D. [ID 23-383](#) Receive a report, hold a discussion, and give staff direction regarding the rewrite of the Solid Waste Ordinance and the addition of a commercial diversion article.
[Estimated Presentation/Discussion Time: 45 minutes]
Attachments: [Exhibit 1 - Agenda Information Sheet](#)
[Exhibit 2 - Solid Waste Ordinance \(redline\)](#)
[Exhibit 3 - Solid Waste Ordinance \(clean\)](#)
[Exhibit 4 - Presentation](#)
- E. [ID 23-1136](#) Receive a report, hold a discussion, and give staff direction regarding the nominations of Council members to standing and ad hoc boards, committees, and other internal/external groups, and the associated nomination and appointment processes.
[Estimated Presentation/Discussion Time: 45 minutes]
Attachments: [Exhibit 1 - Agenda Information Sheet](#)
[Exhibit 2 – Presentation](#)
[Exhibit 3 - Current Council Member Committee Assignments and Expected Vac](#)
- F. [ID 23-217](#) Receive a report, hold a discussion, and give staff direction on pending City Council requests for:
(1) Request for staff to research and prepare an Informal Staff Report (ISR) on workforce development fees.
[Estimated Presentation/Discussion Time: 30 minutes]

Attachments: [Exhibit 1 - Agenda Information Sheet - Pending Council Request](#)
 [Exhibit 2 - Ordinance 21-1837 - City Council Request Process](#)
 [Exhibit 3 - 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 23-1261](#) Consultation with Attorneys - Under Texas Government Code Section 551.071
- Consult with City attorneys regarding adoption of an ordinance of the City of Denton, Texas regarding a reasonable accommodation in accordance with the Federal Fair Housing Act related to the maximum number of unrelated persons occupying a dwelling located at 2413 Kayewood Drive in the City of Denton, Denton County, Texas, where 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 otherwise compromise the City's legal position.
- B. [ID 23-1282](#) Consultation with Attorneys - Under Texas Government Code Section 551.071.
- Consult with City attorneys regarding fair chance hiring, where 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 otherwise compromise the City's legal position.
- C. [ID 23-1291](#) Consultation with Attorneys - Under Texas Government Code Section 551.071.
- Consult with the City's attorneys regarding pending TCEQ petitions for the creation of Sanctuary Municipal Utility District No. 1 of Denton County and Sanctuary Municipal Utility District No. 2 of Denton County and a pending TCEQ petition for the annexation of territory into the Ponder Farms Municipal Utility District of Denton County, where 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.
- D. [ID 23-1294](#) 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 information from staff regarding financial matters regarding the Denton Municipal Electric Capital Improvement Plan to the extent such projects are confidential under Texas Government Code Section 551.086; discuss, deliberate, and provide direction to staff regarding same. Consultation with City's attorneys regarding legal issues associated

the above matter 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 Texas Disciplinary Rules of Professional Conduct of State Bar of Texas, or would jeopardize the City's legal position in any administrative proceeding or potential litigation.

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

4. 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 – AE). 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 23-032](#) Consider approval of the minutes of the June 6, 2023 Meeting.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - June 6, 2023 Meeting Minutes](#)

- B. [ID 23-1270](#) Consider appointments to City Council Committees: Committee on the Environment and Mobility Committee.

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

- C. [ID 23-1263](#) Consider approval of a resolution of the City of Denton prohibiting the carrying of a handgun or other firearm into the room or rooms in which any meeting of the City Council or any other City board or commission that is subject to Chapter 551, Texas Government Code (Open Meetings Act) is meeting; and providing an effective date.

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

- D. [ID 23-909](#) Consider adoption of an ordinance of the City of Denton authorizing the City Manager to execute Amendment 1 to an Agreement with Denton Affordable Housing Corporation to provide HOME investment Partnership Program funds for the rehabilitation of six (6) rental units located at 710, 712, 714, 716, 718 and 720 Roberts Street, Denton, Texas; increasing the funds to an amount not to exceed \$244,537.56; and providing an effective date.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - DAHC Ordinance - Amendment 1 to Agreement](#)
 [Exhibit 3 - Original DAHC Ordinance #22-1776 - Agreement](#)

- E. [ID 23-1054](#) Consider adoption of an ordinance of the City of Denton approving an agreement between The City of Denton and Hickory & Rail Ventures, LLC, regarding an Economic Development Program for Stoke Denton, in the amount of \$183,963; and providing an effective date. The Economic Development Partnership Board recommends approval (6-0).

Attachments: [Exhibit 1. Agenda Information Sheet](#)
 [Exhibit 2. FY24 Stoke Presentation](#)
 [Exhibit 3. Ordinance](#)
 [Exhibit 4. FY24 Agreement](#)
 [Exhibit 5. LLC Member Check](#)

- F. [ID 23-1120](#) Consider adoption of an Ordinance of the City of Denton providing for the abandonment, relinquishment, and quitclaim of a 0.068 acre Public Access and Fire Lane easement granted to the City of Denton by Ken Newman Properties, recorded by County Clerk file number 2016-54570 378, Real Property Records, Denton County, Texas; providing for the quitclaim thereof to M/I Homes of DFW LLC, a Delaware limited liability company; providing for the terms and conditions of the abandonment, relinquishment and quitclaim made herein; providing for the indemnification of the City of Denton against damages arising out of the abandonment herein; providing for the consideration to be paid to the City of Denton; providing for severability and an effective date.

Attachments: [Exhibit 1. Agenda Information Sheet](#)
 [Exhibit 2. Location Map](#)
 [Exhibit 3. Site Map](#)
 [Exhibit 4. Secretary of State Corporation members list](#)
 [Exhibit 5. Draft Ordinance](#)

- G. [ID 23-1095](#) Consider approval of a resolution of the City of Denton ratifying a letter of support to the US Department of Transportation, Federal Highway Administration (FHWA) to designate the North Central Texas Council of Governments (NCTCOG) as the lead applicant to the FHWA's Charging and Fueling Infrastructure (CFI) Discretionary Grant Corridor Program on behalf of the Dallas-Fort Worth-Arlington Metropolitan Statistical Area (DFW MSA) and neighboring jurisdictions; and providing an effective date.
- Attachments: [Exhibit 1 Agenda Information Sheet](#)
[Exhibit 2 Resolution](#)
[Exhibit 3 Letter of Support](#)
- H. [ID 23-1096](#) Consider approval of a resolution of the City of Denton ratifying a letter of support to the US Environmental Protection Agency (EPA) to designate the North Central Texas Council of Governments (NCTCOG) as the lead applicant to the EPA's Climate Pollution Reduction Grants (CPRG) planning grants on behalf of the Dallas-Fort Worth-Arlington Metropolitan Statistical Area (DFW MSA) and neighboring jurisdictions; and providing an effective date.
- Attachments: [Exhibit 1 Agenda Information Sheet](#)
[Exhibit 2 Resolution](#)
[Exhibit 3 Letter of Support](#)
- I. [ID 23-1098](#) Consider approval of a resolution of the City of Denton ratifying the submission of an application to the North Central Texas Council of Governments (NCTCOG) FY 2024 to 2025 Solid Waste Implementation Grant Program in the amount of \$129,404 for a Residential Recycling Education and Incentives program; and providing an effective date.
- Attachments: [Exhibit 1 Agenda Information Sheet](#)
[Exhibit 2 Resolution](#)
[Exhibit 3 Grant Application](#)
- J. [ID 23-1129](#) Consider approval of a resolution of the City of Denton ratifying a letter of support to the US Department of Transportation, Federal Highway Administration (FHWA) for the North Central Texas Council of Governments (NCTCOG) Texas Hydrogen and Electric Freight Truck Infrastructure (TX-HEFTI) grant application under the FHWA's Charging and Fueling Infrastructure (CFI) Discretionary Grant Corridor Program on behalf of the Dallas-Fort Worth-Arlington Metropolitan Statistical Area (DFW MSA) and neighboring jurisdictions; and providing an effective date.
- Attachments: [Exhibit 1 Agenda Information Sheet](#)
[Exhibit 2 Resolution](#)
[Exhibit 3 Letter of Support](#)
- K. [ID 23-1196](#) Consider adoption of an ordinance by the City of Denton authorizing the City Manager to execute twenty-nine (29) agreements for funding under the Arts and Cultural Relief Grant Program funded by American Rescue Plan Act (ARPA) State and Local Fiscal Recovery Funds (SLFRF), providing financial support to local artists, musicians, and cultural organizations in the amount of \$457,425 for the program year starting July 1, 2023 and

ending July 31, 2024; and providing an effective date.

Attachments:

[Exhibit 1 - Agenda Information Sheet](#)
[Exhibit 2 - Ordinance](#)
[Exhibit 3 - Brandon Taylor Agreement](#)
[Exhibit 4 - Denton Black Film Festival Institute Agreement](#)
[Exhibit 5 - Real Waves Radio Network Agreement](#)
[Exhibit 6 - Jasmine Willis](#)
[Exhibit 7 - William Hensley Agreement](#)
[Exhibit 8 - Daniel Black Agreement](#)
[Exhibit 9 - Todd Little Agreement](#)
[Exhibit 10 – Iman Khajehzadeh Agreement](#)
[Exhibit 11 – Tejas Storytelling Association Agreement](#)
[Exhibit 12 – Institute of Creative Music Agreement](#)
[Exhibit 13 – Cassie Arnold Agreement](#)
[Exhibit 14 – Madelyn Grays Agreement](#)
[Exhibit 15 – Cyndell Addison Agreement](#)
[Exhibit 16 – Maria Plagge Agreement](#)
[Exhibit 17 – Elizabeth McNutt Agreement](#)
[Exhibit 19 – Sarah Alexander Agreement](#)
[Exhibit 20 – Sarah Black Agreement](#)
[Exhibit 21 – David Meder Agreement](#)
[Exhibit 22 – William Frenkel Agreement](#)
[Exhibit 23 – Christopher Meerdo Agreement](#)
[Exhibit 24 – Sarah Leal Agreement](#)
[Exhibit 25 – Explorium Denton Agreement](#)
[Exhibit 26 – Lily Sloan Agreement](#)
[Exhibit 27 – Denton Community Market Agreement](#)
[Exhibit 28 – Denton Festival Foundation Agreement](#)
[Exhibit 29 – Christopher Curcuruto Agreement](#)
[Exhibit 30 – Daniella Colombo-Dougovito Agreement](#)
[Exhibit 31 – Texas Filmmakers Corporation Agreement](#)
[Exhibit 18 – Frederick Nicholson Agreement](#)

- L. [ID 23-1137](#) Consider adoption of an ordinance of the City of Denton approving a fourth amendment to the current compensation agreement of the Presiding Judge to authorize outside employment as an adjunct professor; and providing an effective date.

Attachments:

[Exhibit 1 - Agenda Information Sheet \(Municipal Judge\)](#)
[Exhibit 2 - Ordinance](#)

- M. [ID 23-1012](#) 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 Patel & Patel General Partners dba Deluxe Inn, to provide accommodations for persons experiencing homelessness due to the ongoing economic impact related to COVID-19 for the Community Development Department; providing for the expenditure of funds therefor; and providing an effective date (RFP 8218 - awarded to Patel & Patel General Partners dba Deluxe Inn, in the two (2) year not-to-exceed amount of \$800,000.00).

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

- N. [ID 23-1047](#) 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 Kraftsman, L.P. dba Kraftsman Playgrounds & Water Parks, through the Buy Board Cooperative Purchasing Network Contract #679-22, for the construction of Phase 2 for the Carl Young Sr. Splashpad for the Parks and Recreation Department; providing for the expenditure of funds therefor; and providing an effective date (File 8248 - awarded to Kraftsman, L.P. dba Kraftsman Playgrounds & Water Parks, in the not-to-exceed amount of \$700,000.00).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Splashpad Amenities Survey](#)
 [Exhibit 3- Carl Young Ph. 2 Renderings](#)
 [Exhibit 4 - Ordinance and Contract](#)
 [Exhibit 5- Presentation](#)

- O. [ID 23-1146](#) Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, ratifying the approval of a first amendment to a contract between the City of Denton and Stella-Jones Corporation, amending the contract approved by the City Council on September 18, 2018, in the not-to-exceed amount of \$2,500,000.00; said first amendment for the emergency purchase of wood poles for Denton Municipal Electric; providing for the expenditure of funds therefor; and providing an effective date (IFB 6813 - providing for an additional first amendment expenditure amount not-to-exceed \$625,000.00, with the total contract amount not-to-exceed \$3,125,000.00). The Public Utilities Board recommends approval (5-0).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Original Ordinance, Contract, Assignment of Contract, Declaration of](#)
 [Exhibit 3 - Ordinance](#)

- P. [ID 23-1148](#) 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 Southern Petroleum Laboratories, Inc. dba SPL, Inc., for lab analysis for the Municipal Laboratory, Industrial Pretreatment, and Watershed Protection Departments; providing for the expenditure of funds therefor; and providing an effective date (RFP 8134 - awarded to Southern Petroleum Laboratories, Inc. dba SPL, Inc., for three (3) years, with the option for two (2) additional one (1) year extensions, in the total five (5) year not-to-exceed amount of \$485,200.00). The Public Utilities Board recommends approval (5-0).

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

[Exhibit 2 - Pricing Evaluation](#)

[Exhibit 3 - Ordinance and Contract](#)

- Q. [ID 23-1149](#) Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, rejecting any and all competitive bids under IFB 8200 for AUMA Actuators Service and Equipment for the Water Production department; and providing an effective date (IFB 8200). The Public Utilities Board recommends approval (5-0).

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

[Exhibit 2 - Ordinance](#)

- R. [ID 23-1150](#) Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, rejecting any and all competitive proposals under RFP 8212 for the bulk bleach tanks for the Ray Roberts Water Treatment Plant (RRWTP) Temporary Chlorine Conversion Project for the Water Production Department; and providing an effective date (RFP 8212). The Public Utilities Board recommends approval (5-0).

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

[Exhibit 2 - Ordinance](#)

- S. [ID 23-1151](#) 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 Pipeline Analysis, LLC, for the Capacity, Management, Operations, and Maintenance Plan for the sanitary sewer and water system for the Wastewater Collections Department as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFQ 8217 - Professional Services Agreement for professional services awarded to Pipeline Analysis, LLC, in the not-to-exceed amount of \$87,167.00). The Public Utilities Board recommends approval (5-0).

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

[Exhibit 2 - Evaluation Sheet](#)

[Exhibit 3 - LLC Members](#)

[Exhibit 4 - Ordinance and Contract](#)

- T. [ID 23-1152](#) 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 Caterpillar Inc., through the Sourcewell Cooperative Purchasing Network Contract Number 032119-CAT, for the acquisition of one (1) Caterpillar model 627 Wheel Tractor Scraper for the Solid Waste Department; authorizing the expenditure of funds therefor; and providing an effective date (File 8266 - awarded to Caterpillar Inc., in the not-to-exceed amount of \$1,389,300.00). The Public Utilities Board recommends approval (5-0).

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

[Exhibit 2 - Quote](#)

[Exhibit 3 - Ordinance](#)

- U. [ID 23-1153](#) 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 First Arriving, LLC, for data digital display and multimedia content display management for various City of Denton departments; providing for the expenditure of funds therefor; and providing an effective date (RFP 8151 - awarded to First Arriving, LLC, for three (3) years, with the option for two (2) additional one (1) year extensions, in the total five (5) year not-to-exceed amount of \$550,000.00).

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

- V. [ID 23-1154](#) 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 Digitech Computer LLC, for emergency medical services billing for the Fire Department; providing for the expenditure of funds therefor; and providing an effective date (RFP 8206 - awarded to Digitech Computer LLC, for three (3) years, with the option for two (2) additional one (1) year extensions, in the total five (5) year not-to-exceed amount of \$1,000,000.00).

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

- W. [ID 23-1155](#) 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 PondMedics Divisional Holdings, LLC dba Pondmedics, LLC., for the maintenance of the City of Denton-owned retention ponds for the Parks and Recreation Department; providing for the expenditure of funds therefor; and providing an effective date (RFP 8223 - awarded to PondMedics Divisional Holdings, LLC dba Pondmedics, LLC., for three (3) years, with the option for two (2) additional one (1) year extensions, in the total five (5) year not-to-exceed amount of \$250,000.00).

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

- X. [ID 23-1200](#) 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 Berry, Dunn, McNeil & Parker, LLC., dba BerryDunn, through The Interlocal Purchasing System (TIPS) Cooperative Program Contract #200601 for the Land Management Needs Assessment for the Technology Service department; providing for the expenditure of funds therefor; and providing an effective date (File 8273 - awarded to Berry, Dunn, McNeil & Parker, LLC., dba BerryDunn in the not-to-exceed amount of \$124,000.00).

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

- Y. [ID 23-1201](#) 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 Mend Collaborative, Inc., for assistance in the update of the Downtown Master Plan on behalf of the City of Denton for the Planning Department; providing for the expenditure of funds therefor; and providing an effective date (RFQ 8147 - Professional Services Agreement for Planning Services awarded to Mend Collaborative, Inc. in the not-to-exceed amount of \$241,340.00).

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

- Z. [ID 23-1202](#) 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 design services related to Illumination/Lighting Projects for the City of Denton Parks department as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7292-009- Professional Services Agreement for design services awarded to Kimley-Horn and Associates, Inc., in a three (3) year not-to-exceed amount of \$1,500,000.00).

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

- AA. [ID 23-1203](#) Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, ratifying the expenditure of funds by the City Manager with Turbo Systems US Inc., for the repair and replacement of damaged turbos for the Denton Energy Center; providing for the expenditure of funds therefor; and providing an effective date (File 8199 - awarded to Turbo Systems US Inc., in the not-to-exceed amount of \$1,051,444.84).

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

- AB. [ID 23-1205](#) 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 NaturChem, Inc. dba Opterra Solutions, Inc., to spray twenty-six electric Substation sites for weed control for Denton Municipal Electric; providing for the expenditure of funds therefor; and providing an effective date (IFB 8256 - awarded to NaturChem, Inc. dba Opterra Solutions, Inc., in the five (5) year not to exceed amount of \$185,000).

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

- AC. [ID 23-1206](#) Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, rejecting any and all competitive proposals under RFP 7678 for the Landfill Gas to Energy (LFGE) Project; and providing an effective date (RFP 7678).

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

- AD. [ID 23-1208](#) 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 2L Construction, L.L.C., for the Construction of the Westgate Connector Paving and Drainage project for the Capital Projects Department; providing for the expenditure of funds therefor; and providing an effective date (IFB 8204 - awarded to 2L Construction, L.L.C., in the not-to-exceed amount of \$624,926.00.)

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

- AE. [ID 23-1236](#) 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 Freeport Welding & Fabricating, Inc., for three (3) 60,000 gallon tanks for the Denton Energy Center's Winterization Project; providing for the expenditure of funds therefor; and providing an effective date (RFP 8220 - awarded to Freeport Welding & Fabricating, Inc., in the not-to-exceed amount of \$1,279,570.00).

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

5. ITEMS FOR INDIVIDUAL CONSIDERATION

- A. [ID 23-1221](#) Consider adoption of an ordinance of the City of Denton amending Chapter 14, Article VIII of the Code of Ordinances (Non-Discrimination in Public Accommodations, Employment Practices, and Housing), to add a fair chance hiring provision to Section 14-203-5 setting hiring standards to limit employers' consideration of the criminal history on an initial job application; providing severability; providing a savings clause; providing for publication and codification; providing for a penalty; and providing an effective date.

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

- B. [ID 23-1175](#) Consider appointments to City Council Committees: Community Partnership Committee

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

- C. [ID 23-1162](#) Consider approval of a resolution to appoint a member to the Board of Directors of the Texas Municipal Power Agency, a Texas Joint Powers Agency, to represent the City of Denton, a Texas Home-Rule Municipal Corporation; and declaring an effective date.

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

[Exhibit 2 - Nominee Applications](#)

[Exhibit 3 - Resolution](#)

[Exhibit 4 - Presentation](#)

- D. [ID 23-1147](#) 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 and movement of public water/wastewater utilities in support of the Texas Department of Transportation's I-35 widening from US-380 to Milam Road for the Capital Projects Department; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7968-003 - awarded to Mountain Cascade of Texas, LLC, in the not-to-exceed amount of \$17,109,084.30). The Public Utilities Board recommends approval (5-0).

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

[Exhibit 2 - Bid Tabulation](#)

[Exhibit 3 - LLC Members](#)

[Exhibit 4 - Presentation](#)

[Exhibit 5 - Ordinance and Contract](#)

6. 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 June 23, 2023, in advance of the 72-hour posting deadline, as applicable, and in accordance with Chapter 551 of the Texas Government Code.

OFFICE OF THE 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.