



City of Denton

Meeting Agenda

City Council

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

Tuesday, March 19, 2019

12:00 PM

Work Session Room & Council Chambers

WORK SESSION BEGINS AT 12:00 P.M. IN THE WORK SESSION ROOM

REGULAR MEETING BEGINS AT 6:30 P.M. IN THE COUNCIL CHAMBERS

After determining that a quorum is present, the City Council of the City of Denton, Texas will convene in a Work Session on Tuesday, March 19, 2019 at 12:00 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 Consent Agenda Items only. Each speaker will be given a total of three (3) minutes to address any items he/she wishes that are listed on the Consent Agenda. A Request to Speak Card should be completed and returned to the City Secretary before Council considers this item.

2. Requests for clarification of agenda items listed on the agenda for March 19, 2019.

3. Work Session Reports

- A. [ID 19-520](#) Receive a report, hold a discussion and give staff direction regarding the FY 2017-18 Comprehensive Annual Financial Report and annual audit. (Audit/Finance Committee approves 2-0)

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
[Exhibit 2 - FY 2017-18 CAFR](#)
[Exhibit 3 - Single Audit Report](#)
[Exhibit 4 - Auditor's Communication](#)
[Exhibit 5 - Auditor's Presentation](#)

- B. [ID 19-120](#) Receive a report, hold a discussion, and give staff direction regarding New Market Tax Credits.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
[Exhibit 2 - Eligible NMTC Census tracts in Denton](#)
[Exhibit 3 - Presentation](#)

- C. [DCA18-0009](#) Receive a report, hold a discussion, and provide staff direction on the Denton Development Code Update and Draft Zoning Map.
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Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Comparison of Allowed Uses Table](#)
 [Exhibit 3 - Comparison of General Regulations Table](#)
 [Exhibit 4 - Presentation](#)

- D. [ID 19-569](#) Receive a report, hold a discussion, and provide staff direction regarding Senate Bill 1156 which was recently introduced in the 86th Texas Legislature and would require the Texas Railroad Commission to hold public hearings on certain gas well permit applications.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Presentation.pdf](#)
 [Exhibit 3 - SB 1156 Legislation As Filed](#)

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 19-363](#) 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.

Discuss and deliberate on strategies and opportunities for the City to acquire natural gas for the Denton Energy Center (“DEC”); receive a presentation from staff regarding public power competitive and financial matters for the purchase of natural gas; and provide recommendations on the purchase of natural gas under the existing Base Contract for the Purchase and Sale of Natural Gas with Enterprise Products Operating, LLC. 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 19-557](#) Deliberations Regarding Real Property - Under Texas Government Code, Section 551.072; Consultation with Attorneys - Under Texas Government Code, Section 551.071.

Discuss, deliberate, and receive information from staff and provide staff with direction pertaining to the potential purchase of real property interests located within the City of Denton, Denton County, Texas, generally located in the N. Britton, M. Forrest, W. Durham, Woodrow, A. Hickman, Gideon Walker, Home, and J.W. Withers surveys. The potential purchases are related to the City’s park and tree preservation initiatives. Consultation with the City’s attorneys regarding legal issues associated with the potential acquisition of the real property interests described above 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 Rules of Professional Conduct of

the State Bar of Texas.

- C. [ID 19-611](#) Deliberations regarding Real Property - Under Texas Government Code Section 551.072; Consultation with Attorneys - Under Texas Government Code Section 551.071.

Receive information from staff, discuss, deliberate, and provide staff with direction pertaining to the potential acquisition of real property interests in the Eugene Puchalski Survey, Abstract No. 996, Denton County, Texas, and located generally along the north side of the 1200 and 1300 blocks of West Oak Street, City of Denton, Texas. Consultation with the City's attorneys regarding legal issues associated with the potential acquisition or condemnation of the real property interests described above 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. (West Oak Parking)

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.

REGULAR MEETING OF THE CITY OF DENTON CITY COUNCIL AT 6:30 P.M. IN THE COUNCIL CHAMBERS AT CITY HALL, 215 E. MCKINNEY STREET, DENTON, TEXAS AT WHICH THE FOLLOWING ITEMS WILL BE CONSIDERED:

1. PLEDGE OF ALLEGIANCE

- A. U.S. Flag
- B. Texas Flag

"Honor the Texas Flag – I pledge allegiance to thee, Texas, one state under God, one and indivisible."

2. PROCLAMATIONS/PRESENTATIONS

- A. [ID 19-556](#) National Blood Clot Awareness Month

3. PRESENTATION FROM MEMBERS OF THE PUBLIC

- A. Review of procedures for addressing the City Council.

B. Receive Scheduled Citizen Reports from Members of the Public. This section of the agenda permits any person who has registered in advance to make a citizen report regarding a public business item he or she wishes to be considered by the City Council. This is limited to no more than four (4) speakers per meeting with each speaker allowed a maximum of four (4) minutes to present their report. At the conclusion of each report, the City Council may pose questions to the speaker or may engage in discussion. If the City Council believes that a speaker's report requires a more detailed review, the City Council will give the City Manager or City Staff direction to place the item on a future work session or regular meeting agenda and advise staff as to the background materials to be desired at such meeting.

1. [ID 19-513](#) Charlotte Robinson regarding climate change.
2. [ID 19-616](#) Ronald Shenberger regarding community-based internet service.

C. Additional Citizen Reports - This section of the agenda, which is also known as the "open microphone" section, permits any person who is not registered for a citizen report to make comments about public business items not listed on the agenda. This section is limited to two open microphone speakers per meeting with each speaker allowed a maximum of four (4) minutes. Such person(s) must file a "Blue Card" requesting to speak during this period, prior to the calling of this agenda item.

During open microphone reports under this section of the agenda, the Council may listen to citizens speak. However, because notice of the subject of the open microphone report has not been provided to the public in advance, the Texas Open Meetings Act limits any deliberation or decision by the Council to: a proposal to place the item on a future agenda; a statement of factual policy; or a recitation of existing policy. Council Members may not ask the open microphone speakers questions or discuss the items presented during open microphone reports.

NOTE: If audio/visual aids during presentations to Council are needed, they must be submitted to the City Secretary 24 hours prior to the meeting.

4. CONSENT AGENDA

Each of these items is recommended by the Staff and approval thereof will be strictly on the basis of the Staff 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.

Listed below are bids, purchase orders, contracts, and other items to be approved under the Consent Agenda (Agenda Items A – R). 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, Consent Agenda Items A – R below 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 19-414](#) Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing and approving the City Manager, or his designee, to execute an agreement with STHProject, Inc., a non-profit corporation, providing for authorization of STHProject, Inc., to provide free lunches to children under the age of eighteen and qualifying disabled participants through age 21 at no charge to said recipients during the summer months at designated City of Denton Park and Recreation facility sites; and providing an effective date.

Attachments: [Exhibit 1 Agenda Information Sheet](#)
 [Exhibit 2 Ordinance](#)
 [Exhibit 3 STHProject Summer Food Program Contract](#)

- B. [ID 19-444](#) Consider adoption of an ordinance of the City of Denton authorizing an agreement between the City of Denton, Texas and Filmmaking Access, Inc., for the purpose of 2019 Oracle in Time sponsorship; providing for the expenditure of funds; and providing an effective date. (\$500) The Hotel Occupancy Tax and Sponsorship Committee recommends approval (2-0).

Attachments: [Exhibit 1 AIS.pdf](#)
 [Exhibit 2 Ordinance.pdf](#)

- C. [ID 19-477](#) Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, accepting competitive bids and awarding a contract for the supply of Traffic Signs and Accessories for the City of Denton Distribution Center; providing for the expenditure of funds therefor; and providing an effective date (IFB 6883 - awarded to the lowest responsive bidder for each line item: Centerline Supply, Inc., in a total not-to-exceed amount of \$82,000, Dobie Supply, LLC, in a total not-to-exceed amount of \$344,000, Vulcan, Inc., in a total not-to-exceed amount of \$22,000, in a total four (4) year, not-to-exceed amount of \$448,000).

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

- D. [ID 19-515](#) Consider adoption of an ordinance of the City of Denton authorizing an agreement between the City of Denton, Texas, and Denton Black Chamber of Commerce, Inc. for the purpose of 22nd Annual Banquet sponsorship; providing for the expenditure of funds; and providing for an effective date. (\$440) The Hotel Occupancy Tax and Sponsorship Committee recommends approval (2-0).

Attachments: [Exhibit 1 AIS.pdf](#)
 [Exhibit 2 Ordinance.pdf](#)

- E. [ID 19-516](#) Consider adoption of an ordinance of the City of Denton authorizing an agreement between the City of Denton, Texas, and Habitat for Humanity of Denton County, Inc. for the purpose Dream Builder's Luncheon sponsorship; providing for the expenditure of funds; and providing for an effective date. (\$500) The Hotel Occupancy Tax and Sponsorship Committee recommends approval (2-0).

Attachments: [Exhibit 1 AIS.pdf](#)
 [Exhibit 2 Ordinance.pdf](#)

- F. [ID 19-517](#) Consider adoption of an ordinance of the City of Denton authorizing an agreement between the City of Denton, Texas, and Denton Assistance Center, Inc., dba Serve Denton for the purpose 2019 Celebration sponsorship; providing for the expenditure of funds; and providing for an effective date. (\$1,500) The Hotel Occupancy Tax and Sponsorship Committee recommends approval (2-0).

Attachments: [Exhibit 1 AIS.pdf](#)
 [Exhibit 2 Ordinance.pdf](#)

- G. [ID 19-528](#) 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 Integrity Municipal Systems, LLC, to refurbish the bulk caustic storage tank for the chlorine scrubber system of the City of Denton's Lake Ray Roberts Water Treatment Plant; providing for the expenditure of funds therefor; and providing an effective date (IFB 6750 - awarded to Integrity Municipal Systems, LLC, in the not-to-exceed amount of \$111,400).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Bid Tabulation](#)
 [Exhibit 3 - Tank Inspection Report](#)
 [Exhibit 4 - Ordinance and Contract](#)

- H. [ID 19-531](#) 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 Classic Landscapes, Inc., for Landscape and Sod Replacement Services for various City departments, amending the contract approved by City Council on June 7, 2016, in the not-to-exceed amount of \$500,000; providing for the expenditure of funds therefor; and providing an effective date (File 6098 - providing for an additional expenditure amount not-to-exceed \$125,000, for a total contract amount not-to-exceed \$625,000).

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

- I. [ID 19-541](#) Consider adoption of an ordinance of the City of Denton, a Texas home rule corporation ("City"), authorizing the City Manager, or his designee, to administratively approve and execute temporary Rights-of-Entry to allow public agencies, utilities, and their representatives to conduct environmental studies and field survey work on City-owned property when such work is being conducted in preparation for a public project.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - ROE Request from TXDOT rep - Loop 288](#)
 [Exhibit 3 - Project vicinity map](#)
 [Exhibit 4 - Site map - Loop 288](#)
 [Exhibit 5 - ROE Request from TXDOT rep - FM1515](#)
 [Exhibit 6 - Site Map - FM1515](#)
 [Exhibit 7 - Ordinance](#)

- J. [ID 19-542](#) Consider adoption of an ordinance of the City Council of the City of Denton, Texas, approving a grant application from Joey Hawkins, representing Sweetwater Grill and Tavern, from the Downtown Reinvestment Grant Program not to exceed \$5,000; and providing for an effective date. The Economic Development Partnership Board

recommends approval (9-0).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Ordinance and Grant Application](#)
 [Exhibit 3 - Minutes December 13, 2018 Downtown Task Force](#)
 [Exhibit 4 - Minutes February 13, 2019 EDPB](#)

- K. [ID 19-543](#) Consider adoption of an ordinance of the City Council of the City of Denton, Texas, approving a grant application from Charles Nolet, representing the Loophole, from the Downtown Reinvestment Grant Program not to exceed \$5,000; and providing for an effective date. The Economic Development Partnership Board recommends approval (9-0).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Ordinance and Grant Application](#)
 [Exhibit 3 - Minutes October 11, 2018 Downtown Task Force](#)
 [Exhibit 4 - Minutes February 14, 2019 Economic Development Partnership Board](#)

- L. [ID 19-544](#) Consider adoption of an ordinance of the City Council of the City of Denton, Texas, approving a grant application for Joey Hawkins, representing Jupiter House Coffee, from the Downtown Reinvestment Grant Program not to exceed \$25,000; and providing for an effective date. The Economic Development Partnership Board recommends approval (8-0).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Ordinance and Grant Application](#)
 [Exhibit 3 - Minutes October 11, 2018 Downtown Task Force](#)
 [Exhibit 4 - Minutes February 13, 2019 Economic Development Partnership Board](#)

- M. [ID 19-548](#) Consider approval of the minutes of January 15, February 4, February 5, and February 12, 2019.

Attachments: [Exhibit 1 - January 15, 2019 Minutes](#)
 [Exhibit 2 - February 4, 2019 Minutes](#)
 [Exhibit 3 - February 5, 2019 Minutes](#)
 [Exhibit 4 - February 12, 2019 Minutes](#)

- N. [ID 19-558](#) Consider adoption of an ordinance of the City of Denton, Texas amending the Fiscal Year 2018-2019 Budget and Annual Program of Services of the City of Denton to allow for adjustments to (A) the Animal Donation Fund of eighty thousand dollars (\$80,000) for the purpose of funding Denton Animal Support Foundation donations, (B) the tax increment reinvestment zone number two (commonly known as the “Westpark TIRZ”) fund of one hundred ninety eight thousand nine hundred and ninety one dollars (\$198,991) for the purpose of funding a Chapter 380 agreement with Denton-Tarrant PRW, LLC, a Texas limited liability company, and (C) the Tourist and Convention Fund of three hundred sixty nine thousand seven hundred nine dollars (\$369,709) for the purpose of funding a Chapter 380 agreement with O’Reilly Hotel Partners - Denton, LLC, a Missouri limited liability company; declaring a municipal purpose; providing a severability clause; an open

meetings clause; and, an effective date.

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

- O. [ID 19-559](#) Consider adoption of an ordinance of the City of Denton authorizing a service agreement between the City of Denton and the Denton Black Chamber of Commerce; authorizing the City Manager, or his designee, to execute said agreement; providing for the expenditure of Council Contingency funds in an amount not to exceed \$300; and providing for an effective date. (\$300)

Attachments: [Exhibit 1 - Agenda Information Sheet - Black Chamber](#)
 [Exhibit 2 - Ord & Agreement DBCOC](#)

- P. [ID 19-570](#) Consider adoption of an ordinance of the City of Denton, approving a City sponsorship in an amount not to exceed \$250 of in-kind services to the Denton Assistance Center, Inc. (DBA “Serve Denton”) for the Celebration Fundraising Event, to be held on Saturday, March 30, 2019, from 5:30 p.m. to 8:30 p.m. at the Embassy Suites by Hilton Denton Convention Center; and providing an effective date.

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

- Q. [ID 19-571](#) Consider adoption of an ordinance approving a salary increase of three percent (3%) for City Auditor Umesh Dalal under the performance review provision of his employment agreement with the City; authorizing the expenditure of funds; and providing an effective date.

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

- R. [ID 19-572](#) Consider adoption of an ordinance approving a first amendment to the employment agreement for the Presiding Judge and authorizing the Mayor to execute said amendment to the agreement; setting a 6% contribution of Presiding Judge’s base salary to her ICMA-RC’s 457 plan; authorizing expenditures, and providing an effective date.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Ordinance and First Amendment to Employment Agreement](#)

5. ITEMS FOR INDIVIDUAL CONSIDERATION

- A. [ID 19-365](#) Consider adoption of an ordinance of the City of Denton authorizing the City Manager, or designee, to execute a physical gas transaction confirmation for the purchase of natural gas under the terms and conditions of base contract for the purchase and sale of natural gas with Enterprise Products Operating, LLC; providing for the expenditure of funds; and, providing for an effective date.

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

- B. [ID 19-390](#) Consider adoption of an ordinance of the City of Denton approving the Denton

Affordable Housing Fee Grant Program; establishing the guidelines for the program and the provisions for enforcement thereof; establishing an annual budget; and declaring an effective date.

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
[Exhibit 2 - Ordinance](#)
[Exhibit 3 - Proposed Affordable Housing Fee Grant Program Guidelines](#)
[Exhibit 4 - Presentation](#)

6. PUBLIC HEARINGS

- A. [ID 19-553](#) Hold a public hearing and consider adoption of an ordinance of the City of Denton, adopting Standards of Care for recreational care programs administered by Denton's Parks and Recreation Department as required by Texas Human Resources Code Section 42.041 (b) (14); and providing an effective date.

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

- B. [S19-0001b](#) Hold a public hearing and consider adoption of an ordinance approving a Specific Use Permit to allow for an Accessory Dwelling Unit behind an existing residence on approximately 0.5374 of an acre. The property is generally located on the south side of Roberts Street, west of Brown Drive, in the City of Denton, Denton County, Texas (S19-0001, 606 Roberts Accessory Building, Sean Jacobson).

Attachments: [Exhibit 1: Agenda Information Sheet](#)
[Exhibit 2: Staff Analysis](#)
[Exhibit 3: Staff Presentation](#)
[Exhibit 4: Aerial/Location Map](#)
[Exhibit 5: Site Zoning Map](#)
[Exhibit 6: Site Plan](#)
[Exhibit 7: Architectural Rendering of Proposed Accessory Dwelling Unit](#)
[Exhibit 8: Neighborhood Accessory Buildings Map](#)
[Exhibit 9: Notification Map](#)
[Exhibit 10: Ordinance](#)

- C. [S18-0007a](#) Hold a public hearing and consider adoption of an ordinance of the City of Denton, Texas, approving a Specific Use Permit to allow for a vehicle repair use on approximately 0.57 acre site, generally located on the south side of E. McKinney Street, approximately 135 feet west of Oakland Street in the City of Denton, Denton County, Texas; providing for a penalty in the maximum amount of \$2,000.00 for violations thereof; providing a severability clause and an effective date. (S18-0007, Dent One - Auto Hail Repair, Hayley Zagurski).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Staff Analysis](#)
 [Exhibit 3 - Aerial Map](#)
 [Exhibit 4 - Zoning Map](#)
 [Exhibit 5 - Future Land Use Map](#)
 [Exhibit 6 - Site Plan](#)
 [Exhibit 7 - Timeline](#)
 [Exhibit 8 - Notification Map and Responses](#)
 [Exhibit 9 - Presentation](#)
 [Exhibit 10 - Planning and Zoning Commission Meeting Minutes](#)
 [Exhibit 11 - Draft Ordinance](#)

- D. [PDA18-0009a](#) Hold a public hearing and consider adoption of an ordinance regarding a Detailed Plan for a 2.96-acre parcel located within the Planned Development 176 (PD-176) Zoning District, generally located on the west side of North FM 2499, approximately 1,450 feet north of Hickory Creek Road in the City of Denton, Denton County, Texas, to allow a storage warehouse (self-storage) use; providing for a penalty in the maximum amount of \$2,000.00 for violations thereof; providing for severability; and establishing an effective date. (PDA18-0009a, Proposed Self Storage Facility, Hayley Zagurski).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Staff Analysis](#)
 [Exhibit 3 - Aerial Map](#)
 [Exhibit 4 - Zoning Map](#)
 [Exhibit 5 - Future Land Use Map](#)
 [Exhibit 6 - Proposed Site Plan](#)
 [Exhibit 7 - Landscape Plan](#)
 [Exhibit 8 - Proposed Elevations](#)
 [Exhibit 9 - Notification Map and Responses](#)
 [Exhibit 10 - Presentation](#)
 [Exhibit 11 - Planning and Zoning Commission Meeting Minutes](#)
 [Exhibit 12 - Draft Ordinance](#)

- E. [DCA18-0008](#) Hold a public hearing and consider adoption of an ordinance of the City of Denton, Texas, amending the Denton Development Code, Amending Subchapters 13 and 17 related to tree preservation, landscape standards, and environmentally sensitive area standards; providing for a penalty in the maximum amount of \$2000.00 for violations thereof; providing for severability; and establishing an effective date. (DCA18-0008, Conservation and Landscape Code, Hayley Zagurski).

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Draft Ordinance](#)
 [Exhibit 3 - Presentation](#)
 [Exhibit 4 - Public Comments](#)
 [Exhibit 5 - Emerald Ash Borer Memo](#)
 [Exhibit 6 - Planning and Zoning Commission Meeting Minutes](#)

- F. [Z18-0028b](#) Hold a public hearing of an ordinance of the City of Denton, Texas, regarding a change in the zoning district and use classification from Neighborhood Residential Mixed Use 12 (NRMU-12) District to a Neighborhood Residential Mixed Use (NRMU) District with overlay restrictions on approximately 8.7 acres of land generally located on the north side of Audra Lane 110 feet east of Bayfield Street in the City of Denton, Denton County, Texas; adopting an amendment to the City's official zoning map; providing for a penalty in the maximum amount of \$2,000.00 for violations thereof; providing for severability and establishing an effective date. The Planning and Zoning Commission voted 7-0 to approve the request with overlay restrictions. (Z18-0028, Audra Heights Phase II, Julie Wyatt)

Attachments: [Exhibit 1 - Agenda Information Sheet](#)
 [Exhibit 2 - Staff Analysis](#)
 [Exhibit 3 - Site Location/Aerial Map](#)
 [Exhibit 4 - Zoning Map](#)
 [Exhibit 5 - Future Land Use Map](#)
 [Exhibit 6 - Proposed Zoning Map](#)
 [Exhibit 7 - Zoning and Proposed Buffer Exhibit](#)
 [Exhibit 8- Comparison of Permitted Uses](#)
 [Exhibit 9 - Notification Map and Responses](#)
 [Exhibit 10 - Presentation](#)
 [Exhibit 11 - Planning and Zoning Commission Meeting Minutes](#)
 [Exhibit 12 - Draft Ordinance](#)

7. 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 _____, 2019 at _____ o'clock (a.m.) (p.m.)

CITY SECRETARY

NOTE: THE CITY OF DENTON CITY COUNCIL WORK SESSION ROOM AND COUNCIL CHAMBERS ARE 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.