

CITY OF DENTON CITY COUNCIL MINUTES
November 5, 2019

After determining that a quorum was present, the City Council of the City of Denton, Texas convened in a Work Session on Tuesday, November 5, 2019, at 1:02 p.m. in the Council Work Session Room at City Hall, 215 E. McKinney Street, Denton, Texas.

PRESENT: Mayor Chris Watts, Mayor Pro Tem Gerard Hudspeth and Council Members Keely Briggs, Jesse Davis, John Ryan, Deb Armintor, and Paul Meltzer

ABSENT: None

Also present were City Manager Todd Hileman and City Attorney Aaron Leal

WORK SESSION

1. Citizen Comments on Consent Agenda Items

None.

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

- Consent 4.AG (ID 19-2575) - As requested, staff provided clarification as to the purpose of obtaining a consultant to conduct the study. (Armintor)
- Consent Item 4.R (ID 19-2408) - As requested, staff provided clarification as to the definition of real age radio network and associated costs. (Briggs)
- Consent Item 4.AC (ID 19-2570) - As requested, staff provided clarification as to the required maintenance and need of an agreement with other utilities on pole replacement. (Briggs)
- Consent Item 4.AM (ID 19-2582) - As requested, staff provided clarification as to the functionality of CloudLibrary digital services. (Briggs)
- Consent Item 4.AR (Item 19-2720) - As requested, City Attorney Leal advised there would be no need to remove this item and updates as to the Officer Rodriguez could be addressed during Item 7 (Concluding Items). (Meltzer)

3. Work Session Reports

- A. ID 19-2242 Receive a report, hold a discussion, and give staff direction regarding a fee grant or fee reimbursement program for Nonprofit Development Fees.

The presentation was made and discussion followed.

Following discussion, staff was directed to prepare the item for presentation at a future meeting followed by formal adoption.

The meeting was recessed for a short break at 2:37 p.m. and reconvened at 2:43 p.m.

- B. ID 19-2370 Receive a report, hold a discussion, and give staff direction regarding creating an ordinance for the allowance of horse-drawn carriages.

The item was presented and discussion followed.

Following discussion, staff was directed to prepare a draft ordinance for consideration at a future meeting.

- C. ID 19-2594 Receive a report, hold a discussion, and give staff direction regarding the creation of a Comprehensive Solid Waste Management Strategy for the City of Denton.

The presentation was made and discussion followed.

Following discussion, staff was directed to prepare a draft of the request for proposal for presentation at a future meeting.

- D. ID 19-2209 Receive a report, hold a discussion, and give staff direction on pending City Council requests for:
- (1) Protecting veterans from source of income discrimination for housing,
 - (2) Changing the Drainage Channel in Quakertown Park to its natural state,
 - (3) A comprehensive anti-discrimination ordinance, and
 - (4) Establishing a Denton Welcoming Committee.

The item was presented and discussion followed.

Following discussion, results were as follows:

- Item 1 - Protecting veterans from source of income discrimination for housing (Arminton)
 - Consensus to discuss at a future work session
- Item 2 - Changing the Drainage Channel in Quakertown Park to its natural state (Briggs)
 - Consensus to discuss at a future work session
- Item 3 - A comprehensive anti-discrimination ordinance (Davis)
 - Consensus to discuss at a future work session
- Item 4 - Establishing a Denton Welcoming Committee (Meltzer)
 - No consensus to discuss at a future work session

CLOSED MEETING

1. The City Council convened into a Closed Meeting at 4:17 p.m. consistent with Chapter 551 of the Texas Government Code, as amended, or as otherwise allowed by law, as follows:
 - A. ID 19-2631 Deliberations regarding Personnel Matters - Under Texas Government Code Section 551.074. Deliberate and discuss the evaluation, duties, discipline, procedures, and contracts of the Municipal Judge and City Auditor.

DELIBERATED

The Closed Meeting was recessed at 5:48 p.m. for a short break and reconvened at 6:00 p.m.

- B. ID 19-2662 Deliberate regarding Real Property - Under Texas Government Code Section 551.072; Consultation with Attorneys - Under Texas Government Code Section 551.071. Discuss, deliberate, receive information from staff, and provide staff with direction pertaining to leases of Airport property at 5035 Warbird Drive and existing airport ramp space where the deliberation of same in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person or potential litigation. Consultation with the City's attorneys regarding legal issues associated with Airport leases of 5035 Warbird Drive and existing airport ramp space and of potential claims as expressed in the letter received by Council on October 16, 2019, 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 negotiations or potential litigation.

DELIBERATED

The Closed Meeting started at 4:25 p.m. and ended at 6:25 p.m. No votes or actions were taken during the Closed Meeting.

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 5, 2019, at 6:32 p.m. in the Council Chambers at City Hall, 215 E. McKinney Street, Denton, Texas.

PRESENT: Mayor Chris Watts, Mayor Pro Tem Gerard Hudspeth and Council Members Keely Briggs, Jesse Davis, John Ryan, Deb Armintor, and Paul Meltzer

ABSENT: None

Also present were City Manager Todd Hileman and City Attorney Aaron Leal

1. PLEDGE OF ALLEGIANCE

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

2. PROCLAMATIONS/PRESENTATIONS

- A. ID 19-2710 Transgender Awareness Day - ISSUED
- B. ID 19-2711 Texas Arbor Day - ISSUED
- B. ID 19-2711 Texas Arbor Day - ISSUED

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.
 - 1. ID 19-2255 Stephanie Reinke, regarding the Osher Lifelong Learning Institute (OLLI) at UNT, a lifelong learning program for seniors in the community - CANCELLED; RESCHEDULED
 - 2. ID 19-2567 Tristan Seikel, 601 Eagle Drive, Apt. 101, regarding a moratorium on cannabis arrests at the City and/or County level - PRESENTED
- C. Additional Citizen Reports (Open Microphone)
 - Dewey Marshall, 1700 Willowwood Street - appreciation for City Council supporting an upcoming work session on anti-discrimination, acceptance of housing vouchers and difficulty in getting housing
 - Eva Grecco, 802 W. Oak Street - accessing City Council meeting schedule online and start time was wrong; having to wait hours to speak and process should be reviewed

4. CONSENT AGENDA

The consent agenda consisted of Items 4.A-AS. No items were pulled for individual consideration.

Council Member Briggs moved to adopt the Consent Agenda as presented. Motion seconded by Council Member Ryan. Motion carried.

AYES (7): Mayor Watts, Mayor Pro Tem Hudspeth and Council Members Briggs, Davis, Ryan, Armintor, and Meltzer

NAYS (0): None

- A. ID 19-2309 Consider the adoption of an ordinance of the City of Denton authorizing the City Manager, or his designee, to execute on behalf of the City of Denton an acceptance of an offer from the Texas Department of Transportation relating to a grant of \$50,000.00 for the Routine Airport Maintenance Program, requiring the City to provide \$50,000.00 in matching funds; authorizing the City Manager to expend funds provided for in the Grant Agreement; and declaring an effective date (TxDOT CSJ No.: M2018DNTO).

ASSIGNED ORDINANCE NO. 19-2309

- B. ID 19-2390 Consider adoption of an ordinance authorizing the City Manager to execute an agreement between the City of Denton and the Denton Black Chamber of Commerce, Inc. for the payment and use of hotel tax revenue; and providing an effective date. (\$26,520 Hotel Occupancy Tax and Sponsorship Committee recommends approval 2-1)

ASSIGNED ORDINANCE NO. 19-2390

- C. ID 19-2391 Consider adoption of an ordinance authorizing the City Manager to execute an agreement between the City of Denton and the Denton Chamber of Commerce, Inc. (Convention and Visitors Bureau) for the payment and use of hotel tax revenue; and providing an effective date. (\$1,398,197 Hotel Occupancy Tax and Sponsorship Committee recommends approval 2-1)

ASSIGNED ORDINANCE NO. 19-2391

- D. ID 19-2392 Consider adoption of an ordinance authorizing the City Manager to execute an agreement between the City of Denton and the Denton African American Scholarship Foundation, Inc. for the payment and use of hotel tax revenue; and providing an effective date. (\$40,750 Hotel Occupancy Tax and Sponsorship Committee recommends approval 2-1)

ASSIGNED ORDINANCE NO. 19-2392

- E. ID 19-2393 Consider adoption of an ordinance authorizing the City Manager to execute an agreement between the City of Denton and the Denton Community Market, Inc. for the payment and use of hotel tax revenue; and providing an effective date. (\$50,000 Hotel Occupancy Tax and Sponsorship Committee recommends approval 2-1)

ASSIGNED ORDINANCE NO. 19-2393

- F. ID 19-2394 Consider adoption of an ordinance authorizing the City Manager to execute an agreement between the City of Denton and the Denton Community Theatre, Inc. for the payment and use of hotel tax revenue; and providing an effective date. (\$30,855 Hotel Occupancy Tax and Sponsorship Committee recommends approval 2-1)

ASSIGNED ORDINANCE NO. 19-2394

- G. ID 19-2396 Consider adoption of an ordinance authorizing the City Manager to execute an agreement between the City of Denton and the Denton Day of the Dead Festival, Inc. for the payment and use of hotel tax revenue; and providing an effective date. (\$5,500 Hotel Occupancy Tax and Sponsorship Committee recommends approval 2-1)

ASSIGNED ORDINANCE NO. 19-2396

- H. ID 19-2397 Consider adoption of an ordinance authorizing the City Manager to execute an agreement between the City of Denton and Denton Dog Days, Inc. for the payment and use of hotel tax revenue; and providing an effective date. (\$19,381 Hotel Occupancy Tax and Sponsorship Committee recommends approval 2-1)

ASSIGNED ORDINANCE NO. 19-2397

- I. ID 19-2398 Consider adoption of an ordinance authorizing the City Manager to execute an agreement between the City of Denton and the Denton Festival Foundation, Inc. for the payment and use of hotel tax revenue; and providing an effective date. (\$107,161 Hotel Occupancy Tax and Sponsorship Committee recommends approval 2-1)

ASSIGNED ORDINANCE NO. 19-2398

- J. ID 19-2399 Consider adoption of an ordinance authorizing the City Manager to execute an agreement between the City of Denton and the Denton Holiday Festival Association, Inc. for the payment and use of hotel tax revenue; and providing an effective date. (\$23,500 Hotel Occupancy Tax and Sponsorship Committee recommends approval 2-1)

ASSIGNED ORDINANCE NO. 19-2399

- K. ID 19-2400 Consider adoption of an ordinance authorizing the City Manager to execute an agreement between the City of Denton and the Denton Parks Foundation, Inc. for the payment and use of hotel tax revenue; and providing an effective date. (\$39,780 Hotel Occupancy Tax and Sponsorship Committee recommends approval 2-1)

ASSIGNED ORDINANCE NO. 19-2400

- L. ID 19-2401 Consider adoption of an ordinance authorizing the City Manager to execute an agreement between the City of Denton and the Greater Denton Arts Council, Inc. for the payment and use of hotel tax revenue; and providing an effective date. (\$150,026 Hotel Occupancy Tax and Sponsorship Committee recommends approval 2-1)

ASSIGNED ORDINANCE NO. 19-2401

- M. ID 19-2402 Consider adoption of an ordinance authorizing the City Manager to execute an agreement between the City of Denton and Historic Denton, Inc., for the payment and use of hotel tax revenue; and providing an effective date. (\$1,020 Hotel Occupancy Tax and Sponsorship Committee recommends approval 2-1)

ASSIGNED ORDINANCE NO. 19-2402

- N. ID 19-2404 Consider adoption of an ordinance authorizing the City Manager to execute an agreement between the City of Denton and the Denton Central Business District Association, Inc., for the payment and use of hotel tax revenue; and providing an effective date. (\$35,700 Hotel Occupancy Tax and Sponsorship Committee recommends approval 2-1)

ASSIGNED ORDINANCE NO. 19-2404

- O. ID 19-2405 Consider adoption of an ordinance authorizing the City Manager to execute an agreement between the City of Denton and the North Texas State Fair Association, Inc. for the payment and use of hotel tax revenue; and providing an effective date. (\$195,486 Hotel Occupancy Tax and Sponsorship Committee recommends approval 2-1)
ASSIGNED ORDINANCE NO. 19-2405
- P. ID 19-2406 Consider adoption of an ordinance authorizing the City Manager to execute an agreement between the City of Denton and the Tejas Storytelling Association, Inc. for the payment and use of hotel tax revenue; and providing an effective date. (\$57,079 Hotel Occupancy Tax and Sponsorship Committee recommends approval 2-1)
ASSIGNED ORDINANCE NO. 19-2406
- Q. ID 19-2407 Consider adoption of an ordinance authorizing the City Manager to execute an agreement between the City of Denton and the Texas Filmmakers' Corporation for the payment and use of hotel tax revenue; and providing an effective date. (\$17,500 Hotel Occupancy Tax and Sponsorship Committee recommends approval 2-1)
ASSIGNED ORDINANCE NO. 19-2407
- R. ID 19-2408 Consider adoption of an ordinance authorizing the City Manager to execute an agreement between the City of Denton and Real Waves Radio Network, Inc., for the payment and use of hotel tax revenue; and providing an effective date. (\$3,200 Hotel Occupancy Tax and Sponsorship Committee recommends approval 2-1)
ASSIGNED ORDINANCE NO. 19-2408
- S. ID 19-2409 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 the 2020 Denton Blues Festival and Business Entrepreneur weekend sponsorship; providing for the expenditure of funds; and providing for an effective date. (\$3,535 - Hotel Occupancy Tax and Sponsorship Committee recommends approval 3-0)
ASSIGNED ORDINANCE NO. 19-2409
- T. ID 19-2410 Consider adoption of an ordinance of the City of Denton authorizing an agreement between the City of Denton, Texas, and Denton African American Scholarship Foundation, Inc., for the purpose of the 2020 Denton Black Film Festival sponsorship; providing for the expenditure of funds; and providing for an effective date. (\$7,545 - Hotel Occupancy Tax and Sponsorship Committee recommends approval 3-0)
ASSIGNED ORDINANCE NO. 19-2410
- U. ID 19-2411 Consider adoption of an ordinance of the City of Denton authorizing an agreement between the City of Denton, Texas, and Denton Festival Foundation Inc., for the purpose of the 2020 Denton Arts and Jazz Festival sponsorship; providing for the expenditure of funds; and providing for an effective date. (\$6,425- Hotel Occupancy Tax and Sponsorship Committee recommends approval 3-0)
ASSIGNED ORDINANCE NO. 19-2411

- V. ID 19-2412 Consider adoption of an ordinance of the City of Denton authorizing an agreement between the City of Denton, Texas, and Denton Holiday Festival Association, Inc. for the purpose of 2019 Denton Holiday Lighting Festival sponsorship; providing for the expenditure of funds; and providing for an effective date. (\$2,570 - Hotel Occupancy Tax and Sponsorship Committee recommends approval 3-0)

ASSIGNED ORDINANCE NO. 19-2412

- W. ID 19-2413 Consider adoption of an ordinance of the City of Denton authorizing an agreement between the City of Denton, Texas, and Greater Denton Arts Council, Inc. for the purpose of the Community Art Grants Program sponsorship; providing for the expenditure of funds; and providing for an effective date. (\$3,855 - Hotel Occupancy Tax and Sponsorship Committee recommends approval 3-0)

ASSIGNED ORDINANCE NO. 19-2413

- X. ID 19-2415 Consider adoption of an ordinance of the City of Denton authorizing an agreement between the City of Denton, Texas, and North Texas State Fair Association, Inc., for the purpose of 2020 North Texas Fair and Rodeo sponsorship; providing for the expenditure of funds; and providing for an effective date. (\$5,000 - Hotel Occupancy Tax and Sponsorship Committee recommends approval 3-0)

ASSIGNED ORDINANCE NO. 19-2415

- Y. ID 19-2416 Consider adoption of an ordinance of the City of Denton authorizing an agreement between the City of Denton, Texas, and Texas Filmmakers Corporation for the purpose of Thin Line Fest 2020 sponsorship; providing for the expenditure of funds; and providing for an effective date. (\$10,000 - Hotel Occupancy Tax and Sponsorship Committee recommends approval 3-0)

ASSIGNED ORDINANCE NO. 19-2416

- Z. ID 19-2495 Consider adoption of an ordinance of the City of Denton, Texas, appointing Brian Holman as Assistant Judge for the City of Denton Municipal Court of Record; appointing Dennis Engler as Assistant Judge for the City of Denton Municipal Court of Record; appointing Ann Poston as Assistant Judge for the City of Denton Municipal Court of Record; appointing Cynthia Burkett as Assistant Judge for the City of Denton Municipal Court of Record; appointing Kimberly Lafferty as Assistant Judge for the City of Denton Municipal Court of Record; appointing Kristine Primrose as Assistant Judge for the City of Denton Municipal Court of Record; authorizing expenditure of funds; authorizing notice of non-renewal of existing assistant judge contracts; authorizing the Mayor to execute a contract for term of office; ratifying terms of contract; and declaring an effective date.

ASSIGNED ORDINANCE NO. 19-2495

- AA. ID 19-2519 Consider adoption of an ordinance of the City of Denton approving a consent to Collateral Assignment of an Airport Lease between US Trinity Holdings, LLC and Guaranty Bank & Trust, N.A.; and providing an effective date.

ASSIGNED ORDINANCE NO. 19-2519

AB. ID 19-2569 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of Change Order No. 3 to the contract between the City of Denton and Jagoe-Public Company, for the Eagle Drive Drainage Improvements Phase II Project; providing for the expenditure of funds therefor; and providing an effective date (IFB 6792 - Change Order No. 3 in the not-to-exceed amount of \$176,949.73 for a total contract award aggregated to \$2,299,683.93). The Public Utilities Board recommends approval (6 - 0).

ASSIGNED ORDINANCE NO. 19-2569

AC. ID 19-2570 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 Quality Pole Inspection and Maintenance, Inc., for electric distribution pole inspection and treatment services for Denton Municipal Electric; providing for the expenditure of funds therefor; and providing an effective date (RFP 6993 - awarded to Quality Pole Inspection and Maintenance, Inc., in the five (5) year not-to-exceed amount of \$235,315). The Public Utilities Board recommends approval (5 - 1).

ASSIGNED ORDINANCE NO. 19-2570

AD. ID 19-2571 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 Cotton Electric Services, Inc., for the supply of Dielectric Safety Glove and Sleeve Testing Service and Replacement for Denton Municipal Electric; providing for the expenditure of funds therefor; and providing an effective date (RFP 7117 - awarded to Cotton Electric Services, Inc., for two (2) years, with the option for three (3) additional one (1) year extensions, in the total five (5) year not-to-exceed amount of \$275,000). The Public Utilities Board recommends approval (6 - 0).

ASSIGNED ORDINANCE NO. 19-2571

AE. ID 19-2573 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 Azteca Systems, LLC, for software maintenance for continued vendor support for Cityworks software for Water and Wastewater Departments asset work order software system, which is the sole provider of this software, in accordance with Texas Local Government Code 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; and providing an effective date (File 7185 - awarded to Azteca Systems, LLC in the not-to-exceed amount of \$88,000). The Public Utilities Board recommends approval (6 - 0).

ASSIGNED ORDINANCE NO. 19-2573

- AF. ID 19-2574 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 Impact Promotional Services, LLC dba Got You Covered Workwear & Uniforms, for the supply of uniforms for the Fire Department; providing for the expenditure of funds therefor; and providing an effective date (IFB 7012-2 - awarded to Impact Promotional Services, LLC dba Got You Covered Workwear & Uniforms, in the three (3) year, not-to-exceed amount of \$350,000).

ASSIGNED ORDINANCE NO. 19-2574

- AG. ID 19-2575 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 TIP Strategies, Inc., for the development of a comprehensive economic development strategic plan; providing for the expenditure of funds therefor; and providing an effective date (File 7184 - Professional Services Agreement awarded to TIP Strategies, Inc. in the not-to-exceed amount of \$134,922).

ASSIGNED ORDINANCE NO. 19-2575

- AH. ID 19-2576 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, rejecting any and all competitive bids under IFB 7108 for the supply of professional group travel services for Denton Senior Center trips any other potential group travel needs for the City of Denton; and providing an effective date (IFB 7108).

ASSIGNED ORDINANCE NO. 19-2576

- AI. ID 19-2578 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, rejecting any and all competitive bids under IFB 7128 for the supply of electric services for various City buildings and any other areas maintained by the City of Denton Facilities Department; and providing an effective date (IFB 7128).

ASSIGNED ORDINANCE NO. 19-2578

- AJ. ID 19-2579 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, rejecting any and all competitive bids under IFB 7131 for the supply of plumbing services and repairs for various City buildings and any other areas maintained by the City of Denton Facilities Department; and providing an effective date (IFB 7131).

ASSIGNED ORDINANCE NO. 19-2579

- AK. ID 19-2580 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 Rockstar Welding LLC, for welding and fabrication repairs, retrofitting, construction and custom fabrication for various City facilities and properties; providing for the expenditure of funds therefor; and providing an effective date (IFB 7132 - awarded to Rockstar Welding LLC, 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 \$1,400,000).

ASSIGNED ORDINANCE NO. 19-2580

- AL. ID 19-2581 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 Matrix Consulting Group, Ltd., to perform an operational review and assessment of the City of Denton's Fleet Services Division; providing for the expenditure of funds therefor; and providing an effective date (RFP 7120 - awarded to Matrix Consulting Group, Ltd., in the not-to-exceed amount of \$57,302).

ASSIGNED ORDINANCE NO. 19-2581

- AM. ID 19-2582 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute an Interlocal Cooperative Purchasing Agreement with various government entities, under Government Code, Chapter 791.001, to authorize mutual access to CloudLibrary digital services; authorizing the expenditure of funds therefor; and declaring an effective date (File 7121 - award an Interlocal Cooperative Purchasing Agreement for mutual access to Bibliotheca Cloudlink Services).

ASSIGNED ORDINANCE NO. 19-2582

- AN. ID 19-2583 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 McGriff, Seibels and Williams, Inc., for Benefit Consultant Services for City employee benefit programs; providing for the expenditure of funds therefor; and providing an effective date (RFP 7122 - awarded to McGriff, Seibels and Williams, Inc., in the five (5) year not-to-exceed amount of \$242,500).

ASSIGNED ORDINANCE NO. 19-2583

- AO. ID 19-2584 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 Environmental Systems Research Institute, for the purchase of Small Government Enterprise License Agreement software maintenance for continued vendor support of the Geographic Information System software, which is the sole provider of this software, in accordance with Texas Local Government Code 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; and providing an effective date (File 7179 - awarded to Environmental Systems Research Institute (ESRI), in the three (3) year not-to-exceed amount of \$345,000).

ASSIGNED ORDINANCE NO. 19-2584

- AP. ID 19-2634 Consider adoption of an ordinance of the City of Denton, a Texas Home Rule Municipal Corporation, authorizing the City Manager, or his designee, to execute an agreement with Federal Bureau of Investigation (FBI), for the participation of the City of Denton Police Department in the North Texas Organized Crime Task Force (NTOCTF), providing for the City to receive reimbursements from the FBI for certain overtime costs and other expenses related to the City of Denton Police Department's participation in the North Texas Organized Crime Task Force; and providing an effective date.

ASSIGNED ORDINANCE NO. 19-2634

- AQ. ID 19-2648 Consider adoption of an ordinance of the City of Denton, Texas authorizing the expenditure of funds for payment by the City of Denton for the annual Major Capital Repair (MCR) and Operations and Maintenance (O&M) fees for water storage at Lake Lewisville and Lake Ray Roberts to the U.S. Army Corps of Engineers; and providing an effective date (MCR and Water Storage O&M fees in the total amount not to exceed \$190,000). The Public Utilities Board recommends approval (6-0).

ASSIGNED ORDINANCE NO. 19-2648

- AR. ID 19-2720 Consider approval of a resolution allowing for an exception to the Employee Ethics Policy, reference Number 10.00 within the City of Denton Personnel Policies and Procedures for an employee injured in the line of duty; and providing an effective date.

ASSIGNED RESOLUTION NO. 19-2720

- AS. ID 19-2683 Consider approval of the minutes of October 15, 2019.

7. CONCLUDING ITEMS

At Council Member Meltzer's request, and upon getting approval to do so by his family, Chief Dixon provided an update as to the condition of injured Police Officer Rodriguez.

Mayor Watts announced the item would be presented again at the end of the meeting to allow other Council Members to provide additional topics.

5. ITEMS FOR INDIVIDUAL CONSIDERATION

- A. ID 19-2272 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, approving and authorizing the City Manager to execute an interlocal cooperation agreement with the Town of Little Elm, providing for a guaranteed volume agreement for the landfill; and providing an effective date.

ASSIGNED ORDINANCE NO. 19-2272

The item was presented and discussion followed.

Mayor Pro Tem Hudspeth moved to approve the item as presented. Motion seconded by Council Member Ryan. Motion carried.

AYES (4): Mayor Watts, Mayor Pro Tem Hudspeth and Council Members Davis and Ryan
NAYS (3): Council Members Briggs, Armintor, and Meltzer

- B. ID 19-2371 Consider adoption of an ordinance of the City of Denton, Texas, authorizing the City Manager, or designee, to execute non-disclosure or confidentiality agreements; providing for a repealer; providing for a severability clause and providing an effective date.

ASSIGNED ORDINANCE NO. 19-2371

The item was presented and discussion followed.

Mayor Pro Tem Hudspeth moved to amend the item by removing the provision “as needed” in Section 2 of the ordinance. Motion seconded by Council Member Briggs. Motion carried.

Council Member Meltzer offered a friendly amendment to separate the proprietary information and include a thirty (30) day timeline. The friendly amendment was not accepted.

AYES (5): Mayor Watts, Mayor Pro Tem Hudspeth and Council Members Briggs, Davis, and Ryan

NAYS (2): Council Members Armintor and Meltzer

- C. ID 19-2395 Consider adoption of an ordinance authorizing the City Manager to execute an agreement between the City of Denton and Denton County for the payment and use of hotel tax revenue in support of the Denton County Office of History and Culture; and providing an effective date. (\$160,742 Hotel Occupancy Tax and Sponsorship Committee recommends approval 2-1)

ASSIGNED ORDINANCE NO. 19-2395

Council Member Davis had a conflict of interest and left the Council Chambers.

The item was not presented or discussed.

Mayor Pro Tem Hudspeth moved to approve the item as presented. Motion seconded by Council Member Briggs. Motion carried.

AYES (5): Mayor Watts, Mayor Pro Tem Hudspeth and Council Members Briggs, Ryan, and Meltzer

NAYS (1): Council Member Armintor

ABSTAIN (1): Council Member Davis

- D. ID 19-2403 Consider adoption of an ordinance authorizing the City Manager to execute an agreement between the City of Denton and Kiwanis Club of Denton, Breakfast, Denton, Texas, Inc., for the payment and use of hotel tax revenue; and providing an effective date. (\$6,120 Hotel Occupancy Tax and Sponsorship Committee recommends approval 2-1)

ASSIGNED ORDINANCE NO. 19-2403

Council Member Ryan had a conflict of interest and left the Council Chambers.

The item was not presented or discussed.

Mayor Pro Tem Hudspeth moved to approve the item as presented. Motion seconded by Council Member Briggs. Motion carried.

AYES (6): Mayor Watts, Mayor Pro Tem Hudspeth and Council Members Briggs, Davis, Armintor, and Meltzer

NAYS (0): None

ABSTAIN (1): Council Member Ryan

- E. ID 19-2414 Consider adoption of an ordinance of the City of Denton authorizing an agreement between the City of Denton, Texas, and Kiwanis Youth Services, Inc. for the purpose of 4th of July fireworks show sponsorship; providing for the expenditure of funds; and providing for an effective date. (\$40,000 - Hotel Occupancy Tax and Sponsorship Committee recommends approval 3-0)

ASSIGNED ORDINANCE NO. 19-2414

The item was not presented or discussed.

Mayor Pro Tem Hudspeth moved to approve the item as presented. Motion seconded by Council Member Briggs. Motion carried.

AYES (7): Mayor Watts, Mayor Pro Tem Hudspeth and Council Members Briggs, Davis, Ryan, Armintor, and Meltzer

NAYS (0): None

- F. ID 19-2523 Consider the adoption of an ordinance of the City of Denton, Texas, establishing the rates for Solid Waste and Recycling collection service; repealing ordinance 19-2138; providing for a repealer; providing for a severability clause; and providing an effective date. The Public Utilities Board recommends approval (6-0)

ASSIGNED ORDINANCE NO. 19-2523

The item was presented and discussion followed.

Mayor Pro Tem Hudspeth moved to approve the item as presented. Motion seconded by Council Member Briggs. Motion carried.

AYES (7): Mayor Watts, Mayor Pro Tem Hudspeth and Council Members Briggs, Davis, Ryan, Armintor, and Meltzer

NAYS (0): None

- G. ID 19-2624 Consider adoption of an ordinance of the City of Denton, Texas, approving a first amendment to the employment agreement for City Manager Todd Hileman; providing a salary increase for City Manager Todd Hileman under the performance review provision of the City Manager's employment agreement with the City; extending the term of the City Manager's employment agreement to October 23, 2023; increasing vacation accrual to four weeks per year for the City Manager; adding an automatic renewal clause; authorizing the expenditure of funds; and providing an effective date.

ASSIGNED ORDINANCE NO. 19-2624

The item was not presented; commentary followed.

Mayor Pro Tem Hudspeth moved to approve the item as presented. Motion seconded by Council Member Ryan. Motion carried.

AYES (6): Mayor Watts, Mayor Pro Tem Hudspeth and Council Members Briggs, Davis, Ryan, and Meltzer

NAYS (1): Council Member Armintor

- H. ID 19-2625 Consider adoption of an ordinance of the City of Denton, Texas, approving a second amendment to the employment agreement for City Attorney Aaron Leal; providing a salary increase under the performance review provision of the City Attorney's employment agreement with the City; extending the term of the City Attorney's employment agreement to October 11, 2021; authorizing the expenditure of funds; and providing an effective date.

ASSIGNED ORDINANCE NO. 19-2625

The item was not presented; commentary followed.

Council Member Ryan moved to approve the item as presented. Motion seconded by Council Member Davis. Motion carried.

AYES (5): Mayor Watts, Mayor Pro Tem Hudspeth and Council Members Davis, Ryan, and Meltzer

NAYS (2): Council Members Briggs and Armintor

- I. ID 19-2633 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 All-N-One Services, LLC, for Temporary Labor Services for various City of Denton departments; providing for the expenditure of funds therefor; and providing an effective date (IFB 7045 - awarded to All-N-One Services, LLC, in the three (3) year not-to-exceed amount of \$525,000).

ASSIGNED ORDINANCE NO. 19-2633

The item was presented and discussion followed.

Mayor Pro Tem Hudspeth moved to approve the item as presented. Motion seconded by Council Member Ryan. Motion carried.

AYES (4): Mayor Watts, Mayor Pro Tem Hudspeth and Council Members Davis and Ryan

NAYS (3): Council Members Briggs, Armintor, and Meltzer

- J. ID 19-2577 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 CBS Mechanical Services, Inc. dba CMS Mechanical Services, Inc., for the supply of heating, ventilation and air conditioning maintenance, repairs, and replacement services for various City buildings and any other areas maintained by the City of Denton Facilities Department;

providing for the expenditure of funds therefor; and providing an effective date (IFB 7127 - awarded to CBS Mechanical Services, Inc. dba CMS Mechanical Services, 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 \$2,500,000).

ASSIGNED ORDINANCE NO. 19-2577

Mayor Watts had a conflict of interest and left the Council Chambers. Mayor Pro Tem Hudspeth presided over the item.

The item was presented and no discussion followed.

Council Member Ryan moved to approve the item as presented. Motion seconded by Council Member Davis. Motion carried.

AYES (6): Mayor Pro Tem Hudspeth and Council Members Briggs, Davis, Ryan, Armintor, and Meltzer

NAYS (0): None

ABSTAIN (1): Mayor Watts

- K. ID 19-2514 Consider nominations/appointments to the City's Boards, Commissions, and Committees: Animal Shelter Advisory Committee, Public Art Committee, and Zoning Board of Adjustment.

The item was not presented or discussed.

Council Member Armintor moved to appoint the following as noted:

| BOARD/ COMMITTEE/ COMMISSION | COUNCIL PLACE | NOMINATING CCM | MEMBER FIRST NAME | MEMBER LAST NAME | PRESENT TERM | NEW TERM | STATUS & QUALIFICATION OR PREFERENCE, IF ANY |
|--|------------------|-------------------|-------------------------|------------------------|-----------------------|--|--|
| Animal Shelter Advisory Committee | 3 | Davis | Angela | Paben | HOLDOVER 2019-2021 | September 1, 2019 through August 31, 2021 | Reappointment |
| Public Art Committee | 5 | Armintor | Meredith | Buie | N/A | September 1, 2019 through August 31, 2021 | New |
| Zoning Board of Adjustment - Alternate 3 | 0-ALL- ALT. 3 | Briggs | Kate | Lynass | N/A | UNEXPIRED September 1, 2018 through August 31, 2020 | New |

Motion seconded by Council Member Davis. Motion carried.

AYES (7): Mayor Watts, Mayor Pro Tem Hudspeth and Council Members Briggs, Davis, Ryan, Armintor, and Meltzer

NAYS (0): None

The meeting recessed for a short break at 7:46 p.m. and reconvened at 7:54 p.m.

6. PUBLIC HEARINGS

- A. ID 19-2288 Hold a public hearing to gather input regarding the proposed amendments to the Naming Policy Guidelines for City Buildings, Facilities, Land, or any portion thereof.

The presentation was made and discussion followed.

The public hearing was opened; and with no speakers coming forward, the public hearing was closed.

There was no action needed as the item was a public hearing only.

- B. Z18-0013d Hold a public hearing and consider approval of a request by Chet Leugers representing MMRQ Land, LP to rezone approximately 6.71 acres of land from Rural Residential 1 (RR) to Mixed Use Neighborhood (MN) and to rezone approximately 11.359 acres of land from Residential 1 (R-1) to Mixed Use Neighborhood (MN). The subject site is generally located at the northeast corner of the intersection of U.S. 377/Fort Worth Drive and Brush Creek Road, in the City of Denton, Denton County, Texas. The Planning and Zoning Commission recommended denial of this request (6-0). (Z18-0013, Brush Creek Apartments, Cindy Jackson) THE APPLICANT HAS WITHDRAWN THIS APPLICATION.

The item was not considered as the applicant had withdrawn the application as noted.

- C. DCA19-0012a Hold a public hearing and consider adoption of an ordinance of the City of Denton, Texas, amending the Denton Development Code Subchapter 5, Use Regulations related to use-specific standards for medical offices and medical clinics in the Mixed Use Regional (MR) District; providing for a penalty in the maximum amount of \$2,000.00 for violations thereof; providing a severability clause and an effective date. (DCA19-0012, Medical Use Standards, Hayley Zagurski)

ASSIGNED ORDINANCE NO. DCA19-0012a

The item was presented and no discussion followed.

The public hearing was opened; and with no speakers coming forward, the public hearing was closed.

Mayor Pro Tem Hudspeth moved to approve the item as presented. Motion seconded by Council Member Meltzer. Motion carried.

AYES (7): Mayor Watts, Mayor Pro Tem Hudspeth and Council Members Briggs, Davis, Ryan, Armintor, and Meltzer

NAYS (0): None

- D. DCA19-0013a Hold a public hearing and consider adoption of an ordinance of the City of Denton, Texas, amending the Denton Development Code Subchapter 1, General Standards to incorporate, approve and create Subsection 1.7.9 Master Planned Communities; providing for a penalty in the maximum amount of \$2,000.00 for violations thereof; providing a severability clause and an effective date. (DCA19-0013, Richard Cannone)

ASSIGNED ORDINANCE NO. DCA19-0013a

The item was presented and no discussion followed.

The public hearing was opened; and with no speakers coming forward, the public hearing was closed.

Council Member Ryan moved to approve the item as presented. Motion seconded by Mayor Pro Tem Hudspeth. Motion carried.

AYES (7): Mayor Watts, Mayor Pro Tem Hudspeth and Council Members Briggs, Davis, Ryan, Armintor, and Meltzer


NAYS (0): None

7. CONCLUDING ITEMS

This item was continued as it was addressed earlier in the meeting.

Council Members expressed items of interest, congratulatory remarks and provided general announcements. Staff to provide responsive information to those requests for information as part of the Friday Report process.

With no further business, the meeting was adjourned at 8:24 p.m.



CHRIS WATTS
MAYOR
CITY OF DENTON, TEXAS



ROSA RIOS
CITY SECRETARY
CITY OF DENTON, TEXAS

MINUTES APPROVED ON: November 19, 2019