

CITY OF DENTON CITY COUNCIL MINUTES

February 25, 2020

After determining that a quorum was present, the City Council convened in a Work Session on Tuesday, February 25, 2020, at 12:00 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, 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.

None.

3. Work Session Reports

- A. ID 20-291 Receive a report, hold a discussion, and give staff direction regarding the Human Rights Campaign (HRC) Municipal Equality Index (MEI), overview of federal and state civil rights law, and research of comprehensive non-discrimination ordinances.

The presentation was made and discussion followed.

Following discussion, staff was directed to accept comments from Council Members and research the possible costs associated with the implementation of a program while the pending Supreme Court ruling is issued.

The Work Session was recessed for a short break at 1:25 p.m. and reconvened at 1:37 p.m.

- B. ID 19-2885 Receive a report, hold a discussion, and give staff direction regarding the 2020 Mobility Plan Update, with a focus on the eastern area of the city.

The presentation was made and discussion followed.

Following discussion, staff was directed to proceed with the proposed updates to the Thoroughfare, Bicycle, and Pedestrian Plans as outlined in the presentation (maps) for the eastern area of the city.

- C. ID 20-432 Receive a report, hold a discussion, and give staff direction regarding the concrete lined channel on North Pecan Creek through Quakertown Park.

The presentation was made and discussion followed.

Following discussion, staff was directed to prepare a report which elaborates on/outlines the projects in a holistic fashion for presentation at a future meeting.

- D. ID 20-471 Receive a report, hold a discussion, and give staff direction regarding an audit follow up of the Procurement Process Audit.

The presentation was made and discussion followed.

Following discussion, there was no direction provided as this item was for presentation purposes only.

- E. ID 20-472 Receive a report, hold a discussion, and give staff direction regarding an investigation of the Bonnie Brae Road and Scripture Street roundabout construction.

The presentation was made and discussion followed.

Following discussion, there was no direction provided as this item was for presentation purposes only.

The Work Session ended at 3:23 p.m.

CLOSED MEETING

Mayor Watts announced the Closed Meeting would be held after the Special Called Meeting.

SPECIAL CALLED MEETING

After determining that a quorum was present, the City Council of the City of Denton, Texas convened in a Special Called Meeting on Tuesday, February 25, 2020, at 3:23 p.m. in the 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

1. CONSENT AGENDA

The consent agenda consisted of Items 1.A-H. No items were pulled for individual consideration.

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

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

NAYS (0): None

ABSENT WHEN VOTE TAKEN (1): Council Member Armintor

- A. ID 19-2837 Consider approval of a resolution of the City Council of the City of Denton, approving the 2018/2019 Tax Increment Reinvestment Zone Number Two (Westpark TIRZ) annual report; and declaring an effective date. The TIRZ Number Two Board recommends approval (13-0).

ASSIGNED RESOLUTION NO. 19-2837

- B. ID 20-408 Consider adoption of an ordinance of the City of Denton authorizing a service agreement between the City of Denton and Denton Music and Arts Collaborative; 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 five hundred dollars (\$500); and providing for an effective date.

ASSIGNED ORDINANCE NO. 20-408

- C. ID 20-428 Consider adoption of an ordinance of the City Of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or his designee, to utilize a contract through the City of Fort Worth, for the purchase of electrical supplies to be used throughout the City by various departments, as awarded by the City of Fort Worth Bid #16-0160; providing the expenditure of funds therefor; and providing an effective date (File 6981 - awarded to Dealers Electrical Supply, in the two (2) year not-to-exceed amount of \$200,000).

ASSIGNED ORDINANCE NO. 20-428

- D. ID 20-430 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager, or his designee, to utilize a contract with US Digital Designs, Inc., through the Public Procurement Authority (PPA), Contract #VH1614, for the purchase of the Phoenix G2 Fire Station Alerting System for Fire Station #3 located at 1401 Underwood and Fire Station #8 located at 3131 Colorado Boulevard; providing the expenditure of funds therefor; and providing an effective date (File 7282 - awarded to US Digital Designs, Inc., in the not-to-exceed amount of \$141,910.30).

ASSIGNED ORDINANCE NO. 20-430

- E. ID 20-436 Consider approval of a resolution of the City of Denton providing for removal for cause of Erin Clegg, member of the Historic Landmark Commission, in accordance with Article XIV, Section 14.16 of the Denton City Charter; providing notice; and providing an effective date.

ASSIGNED RESOLUTION NO. 20-436

- F. ID 20-439 Consider adoption of an ordinance authorizing the City Manager to execute a Reimbursement Agreement - Preliminary Engineering Services between the City of Denton and Union Pacific Railroad Company ("UPRR") for the reimbursement to UPRR for surface/signal designs and construction costs estimates related to a new at-grade public road crossing at railroad mile post 724.14 - Choctaw Subdivision; authorizing the expenditure of funds in an estimated amount of \$75,000.00 therefore; and providing an effective date.

ASSIGNED ORDINANCE NO. 20-439

- G. ID 20-488 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract through the Department Of Information Resources (DIR) Cooperative Purchasing Network Contract Number DIR-TSO-4025 with GTS Technology Solutions, for the purchase of Panasonic CF-33 (Toughbooks) for use in the Police Department (PD) vehicles; providing for the expenditure of funds therefor; and providing an effective date (File 7307 - awarded to GTS Technology Solutions, in the not-to-exceed amount of \$491,400).

ASSIGNED ORDINANCE NO. 20-488

- H. ID 20-506 Consider approval of the minutes of February 11, 2020.

2. ITEMS FOR INDIVIDUAL CONSIDERATION

- A. ID 20-431 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 Hangartner Commercial, Inc., for the renovation of the Denton Tennis Center Building at 1117 Riney Road and a contract with Mart, Inc., for the American Legion Hall Senior Center located at 629 Lakey Street; providing for the expenditure of funds therefor; and providing an effective date (RFP 7103 - awarded to the lowest responsive bidder for each line item, Denton Tennis Center Building at 1117 Riney Road contract awarded to Hangartner Commercial, Inc., in a not-to-exceed amount of \$601,269 and American Legion Hall Senior Center located at 629 Lakey Street contract awarded to Mart, Inc., in a not-to-exceed amount of \$1,563,000).

ASSIGNED ORDINANCE NO. 20-431

The item was presented and discussion followed.

At the direction of City Attorney Leal, the item was considered and voted on by two separate motions.

Mayor Pro Tem Hudspeth moved to approve the item as presented specific to the Denton Tennis Center Building. 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

Council Member Davis moved to approve the item as presented specific to the American Legion Hall Senior Center. 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

- B. ID 20-525 Consider nominations/appointments to the City's Boards, Commissions, and Committees: Committee on Persons with Disabilities.

The item was not presented or discussed.

Council Member Briggs moved to appoint the following as noted below:

| BOARD/COMMITTEE/COMMISSION | COUNCIL PLACE | NOMINATING CCM | MEMBER FIRST NAME | MEMBER LAST NAME | NEW TERM | STATUS & QUALIFICATION OR PREFERENCE, IF ANY |
|--|---------------|----------------|-------------------|------------------|--|--|
| Committee on Persons with Disabilities | 1 | Briggs | John | Wier | UNEXPIRED September 1, 2019 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

3. **CONCLUDING ITEMS**

Council Members expressed items of interest.

The Special Called Meeting ended at 3:45 p.m. As announced by Mayor Watts earlier in the day, the Closed Meeting followed.

CLOSED MEETING

1. The City Council convened into a Closed Meeting at 3:45 p.m. consistent with Chapter 551 of the Texas Government Code, as amended, or as otherwise allowed by law, as follows. Item 1.B (ID 20-527) was not deliberated.

- A. ID 20-523 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 located at 909 North Loop 288, in the City of Denton, Denton County, Texas, 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. 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 negotiations or potential litigation.

DELIBERATED

- B. ID 20-527 Consultation with Attorneys - Under Texas Governmental Code Section 551.071. Consult with the City's attorneys on the status, strategy, funding, prospects for appeal, and potential resolution of litigation in Cause No. DC-17-08139, styled "Michael Grim and Jim Maynard v. City of Denton, Texas," pending in the 68th Judicial District Court, Dallas 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 in pending litigation or appeal.

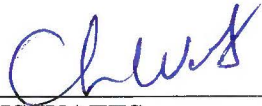
NOT DELIBERATED

- C. ID 20-542 Deliberations regarding a Personnel Matter - Under Government Code, Section 551.074; and Consultation with Attorneys - Under Texas Government Code, Section 551.071. Deliberate and discuss the appointment, employment, evaluation, discipline, duties, dismissal, complaints against, and contract of the Presiding Municipal Judge; consult with the City's attorneys regarding legal issues associated with the above, where a public discussion of the same would conflict with the duty of the City's attorneys to the City of Denton and the 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 3:47 p.m. and ended at 7:47 p.m. No votes or actions were taken during the Closed Meeting.

With no further business, the meeting was adjourned at 7:47 p.m.



CHRIS WATTS
MAYOR
CITY OF DENTON, TEXAS



ZOLAINA R. PARKER
DEPUTY CITY SECRETARY
CITY OF DENTON, TEXAS

MINUTES APPROVED ON: March 12, 2020