



# City of Denton

City Hall  
215 E. McKinney St.  
Denton, Texas 76201  
[www.cityofdenton.com](http://www.cityofdenton.com)

## Meeting Agenda

### City Council

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Tuesday, August 18, 2020

12:00 PM

Council Work Session Room

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

**REGULAR MEETING BEGINS AT 6:30 P.M. IN THE COUNCIL WORK SESSION ROOM**

Note: Mayor Chris Watts, Mayor Pro Tem Gerard Hudspeth, and Council Members Keely Briggs, Jesse Davis, John Ryan, Deb Armintor and Paul Meltzer will be participating in the work session, closed meeting and regular meeting via video/teleconference.

#### **REGISTRATION GUIDELINES FOR ADDRESSING THE CITY COUNCIL**

Due to COVID-19 precautions, members of the public will not be able to attend the August 18, 2020 City Council meeting in-person. To accommodate and receive input on agenda items, citizens will be able to participate in one of the following ways (NOTE: Other than public hearings, citizens are only able to comment one time per agenda item; citizens cannot use both methods to comment on a single agenda item. Public comments are not held for work session reports.):

- Virtual White Card – On August 14, the agenda was posted online at [www.cityofdenton.com/publicmeetings](http://www.cityofdenton.com/publicmeetings). Once the agenda is posted, a link to the Virtual White Card, an online form, will be made available under the main heading on the webpage. Within this form, citizens may indicate support or opposition and submit a brief comment about a specific agenda item. Comments may be submitted up until the start of the meeting, at which time, the Virtual White Card form will be closed. Similar to when a citizen submits a white card to indicate their position on the item, these comment forms will be sent directly to City Council members and recorded by the City Secretary.

City Council Members review comments received in advance of the meeting and take that public input into consideration prior to voting on an agenda item. The Mayor will announce the number of Comment Cards submitted in support or opposition to an item during the public comment period. Comments will not be read during the meeting. The City Secretary will reflect the number of comments submitted in favor/opposition to an item, the registrant's name, address, and (summary of) comments within the Minutes of the Meeting, as applicable.

OR

- By phone – Citizens wishing to speak over the phone during this Council meeting, may call (940) 349-7800 beginning 30 minutes prior to the meeting start time. Comments by phone will be accepted until the item is opened for discussion by the Council. When the call is initially received, a staff member will receive the caller's information and either: 1) offer to call the citizen back when it is time for them to speak, or 2) record the caller's information, support or opposition, and comment. If the caller chooses to record their support or opposition, rather than speaking during the meeting, the Mayor will announce the number of comments submitted in support or opposition to the item. If the caller wishes to receive a call back, the voice of each caller will be broadcast into the meeting during the public commenting time of their desired agenda item. Individuals will be able to comment once per agenda item, no matter the method.

- At regular meetings only, citizens can speak on any topic that is not on the agenda (Open Microphone). Alert the call taker if you wish to speak under the Open Microphone category. If you would like to give a public report, see the information below.

After determining that a quorum is present, the City Council of the City of Denton, Texas will convene in a Work Session on Tuesday, August 18, 2020, 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 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.**

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

- A. [ID 20-1206](#) Receive a report and hold a discussion regarding an update to the City of Denton's COVID-19 response.

Attachments:      [Exhibit 1 - Agenda Information Sheet](#)  
                                 [Exhibit 2 - Work Session A - COVID Update 08 18 20](#)

- B. [ID 20-1130](#) Receive a report, hold a discussion, and give staff direction regarding the Economic Development Strategic Plan and additional funding options for economic development.

Attachments:      [Exhibit 1 - Agenda Information Sheet](#)  
                                 [Exhibit 2 - Draft Economic Development Strategic Plan](#)  
                                 [Exhibit 3 - Draft Implementation Matrix](#)  
                                 [Exhibit 4 - Public Comments](#)  
                                 [Exhibit 5 - Presentation - Strategic Plan](#)  
                                 [Exhibit 6 - Presentation - Funding Options](#)

- C. [ID 20-1185](#) Receive a report, hold a discussion, and give staff direction regarding the Economic Development Partnership and contract between the City of Denton and the Denton Chamber of Commerce.

Attachments:      [Exhibit 1 - Agenda Information Sheet](#)  
                                 [Exhibit 2 - Draft Agreement and Work Plan](#)  
                                 [Exhibit 3 - Presentation](#)

- D. [ID 20-1523](#) Receive a report, hold a discussion, and give staff direction regarding the General Fund preliminary FY 2020-21 Proposed Budget, Tax Rate, Capital Improvement Program,

and Five-Year Financial Forecast.

**Attachments:**      [Exhibit 1 - Agenda Information Sheet](#)  
                                 [Exhibit 2 - Budget Follow Up Memo](#)  
                                 [Exhibit 3 - DEC Presentation](#)

- E.    [ID 20-1536](#)    Receive a report, hold a discussion, and give staff direction regarding potential revisions to the approved pilot/temporary Parklet and Streatery program within the Mixed Use Downtown Core (MD) zoning district.

**Attachments:**      [Exhibit 1 - Agenda Information Sheet](#)  
                                 [Exhibit 2 - Presentation](#)  
                                 [Exhibit 3 - July 28 Presentation](#)

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 20-1534](#)    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 acquisition of real property interests located in the Alexander Hill Survey, Abstract No. 623, Denton County, Texas, generally located in the 800 block of Eagle Drive, a 1.656 acre tract situated at the southeast corner of the Bernard Street / Eagle Drive intersection, City of Denton, Texas. Consultation with the City's attorneys regarding legal issues associated with the acquisition or condemnation of the real property 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. (Eagle Electric Substation)

- B.    [ID 20-1636](#)    Deliberations regarding Real Property - Under Texas Government Code Section 551.072.

Receive information from staff, discuss, deliberate, and provide staff with direction pertaining to terms and conditions of a potential lease of City-owned property in the BBB & CRR Survey, Abstract No. 185, Denton County, Texas, and located generally south of Parkway Street, between Bolivar Street and North Elm Street, City of Denton, Texas.

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 Regular 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.**

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**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**

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

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

B. Reports from members of the public shall be received through the following two (2) methods. A total of up to seven (7) speakers are permitted to provide public comment and may include any combination of prior registration and open microphone speakers.

1) Pre-registration. 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. Each speaker is 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.

- a. [ID 20-1563](#) Queen Janata Montgomery regarding painting Black Lives Matter and the fallen names on the street's on the Square.

2) Open Microphone. This section of the agenda permits any person who has not registered in advance for a citizen report to make comments about public business items not listed on the agenda. Such person(s) shall have registered using the “Virtual White Card” or “By Phone” process outlined by the City on its website or meeting notice.

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 information; 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 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 – H). 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 20-1187](#) Consider approval of the minutes of August 4 and August 6, 2020.

Attachments:      [Exhibit 1 - August 4, 2020 Minutes](#)  
                             [Exhibit 2 - August 6, 2020 Minutes](#)

- B. [ID 20-1514](#) 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 Schneider Engineering, LTD., for revisions to the Electric Service Standards for Denton Municipal Electric as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7379 - Professional Services Agreement for revisions to the Electric Service Standards for Denton Municipal Electric awarded to Schneider Engineering, LTD., in the not-to-exceed amount of \$150,000). The Public Utilities Board recommends approval (4 - 0).

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

- C. [ID 20-1516](#) 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 Stearns, Conrad and Schmidt Consulting Engineers, Inc., dba SCS Engineers, for design services of the gas header, waterline, and road construction at the City of Denton Landfill; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7109-011 - professional services agreement for design services awarded to Stearns, Conrad and Schmidt Consulting Engineers, Inc., dba SCS Engineers, in the not-to-exceed amount of \$69,645). The Public Utilities Board recommends approval (4 -

0).

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

- D.    [ID 20-1517](#)    Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of a third amendment to a Professional Services Agreement between the City of Denton and GL PwrSolutions Inc., amending the contract approved by City Council on February 5, 2013, in the not-to-exceed amount of \$857,469.06; amended by Amendment 1 approved by the City Manager; amended by Amendment 2 approved by the City Council; said third amendment to continue to provide compliance, studies, modeling, and other professional services for Denton Municipal Electric's transmission and generation assets as required by regulatory agencies including the Federal Energy Regulatory Commission (FERC), North American Electric Reliability Corporation (NERC), Texas Reliability Entity (TRE), and the Electric Reliability Council of Texas (ERCOT); providing for the expenditure of funds therefor; and providing an effective date (File 5148 - providing for an additional third amendment expenditure amount not-to-exceed \$284,259, with the total contract amount not-to-exceed \$2,253,668.14). The Public Utilities Board recommends approval (4 - 0).

**Attachments:**     [Exhibit 1 - Agenda Information Sheet](#)  
                                 [Exhibit 2 - Original Ordinance and Contract](#)  
                                 [Exhibit 3 - Amendment 1](#)  
                                 [Exhibit 4 - Ordinance and Amendment 2](#)  
                                 [Exhibit 5 - Ordinance](#)

- E.    [ID 20-1518](#)    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 Ennis-Flint, Inc. dba Ennis Paint, Inc., for the purchase of pavement markers inventory parts to be stocked in the City of Denton Distribution Center; providing for the expenditure of funds therefor; and providing an effective date (IFB 7397 - awarded to Ennis-Flint, Inc. dba Ennis Paint, 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 \$475,000).

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

- F.    [ID 20-1521](#)    Consider adoption of an ordinance of the City of Denton adopting an updated Downtown Reinvestment Grant Program Policy for the Downtown Reinvestment Grant Program; providing a repealer, and providing an effective date. The Downtown Denton Tax Increment Financing Reinvestment Zone No. 1 Board recommends approval (6-0).

**Attachments:**     [Exhibit 1 - Agenda Information Sheet](#)  
                                 [Exhibit 2 - Downtown Reinvestment Grant Program \(Redline\)](#)  
                                 [Exhibit 3 - Scoring Sheet \(Redline\)](#)  
                                 [Exhibit 4 - Ordinance and Policy](#)

- G.    [ID 20-1539](#)    Consider adoption of an ordinance of the City of Denton, Texas approving the Denton

Firemen's Relief and Retirement Fund actuarial valuation as of December 31, 2019; and providing an effective date.

**Attachments:**      [Exhibit 1 - Agenda Information Sheet](#)  
                                 [Exhibit 2 - Ordinance](#)  
                                 [Exhibit 3 - Ordinance 2017-387](#)

- H.    [ID 20-1625](#)      Consider adoption of an ordinance of the City of Denton, Texas, providing for an in-kind contribution of 130 cubic yards of the City's dyno-dirt compost to Friends of Shiloh Garden, a local non-profit agency, for use by it to grow produce at the Shiloh Field Community Garden which will be distributed to food insecure individuals and families; and, providing an effective date.

**Attachments:**      [Exhibit 1 - Agenda Information Sheet](#)  
                                 [Exhibit 2 - Letter from Mr. Pat Smith](#)  
                                 [Exhibit 3 - Ordinance](#)

## **5. ITEMS FOR INDIVIDUAL CONSIDERATION**

- A.    [ID 20-1445](#)      Consider nominations/appointments to the City's Economic Development Partnership Board.

**Attachments:**      [Exhibit 1 - Agenda Information Sheet](#)  
                                 [Exhibit 2 - Ordinance No. 2017-203](#)  
                                 [Exhibit 3 - Presentation](#)

- B.    [ID 20-1526](#)      Consider adoption of an ordinance of the City of Denton, Texas, a Texas home-rule municipal corporation, granting to Atmos Energy Corporation, Mid-Tex Division, a Texas and Virginia Corporation, its successors and assigns, a non-exclusive franchise to furnish, transport, and supply natural gas to the general public in the City of Denton and Denton County, Texas, to construct maintain and operate pipelines and equipment in the City of Denton, Texas, for the transportation, delivery, sale, and distribution of natural gas in, out of and through said city for all purposes; providing for the payment of a fee or charge for the use of the public rights-of-ways; providing that such fee shall be in lieu of other fees and charges, excepting Ad valorem taxes; repealing all previous Atmos Energy Gas Franchise Ordinances; prescribing the terms, conditions, obligations and limitations under which such franchise shall be exercised; a most favored nations clause; a severability clause; and providing an effective date.

**Attachments:**      [Exhibit 1 - Agenda Information Sheet](#)  
                                 [Exhibit 2 - Proposed Ordinance](#)  
                                 [Exhibit 3 - Presentation](#)  
                                 [Exhibit 4 - Ord. 2001-484](#)  
                                 [Exhibit 5 - Ord. 2002-202](#)  
                                 [Exhibit 6 - Ord. 2002-288](#)  
                                 [Exhibit 7 - Ord. 2008-179](#)  
                                 [Exhibit 8 - Atmos Extension Letter](#)



- C. [ID 20-1584](#) Consider approval of a resolution of the City Council of the City of Denton, Texas placing a proposal on the September 22, 2020, City Council public meeting agenda to adopt a 2020 Tax Rate that will not exceed the lower of the no-new-revenue tax rate or the voter approval tax rate; calling a public meeting on a tax rate to be held on September 15, 2020, and calling a budget public hearing on the Fiscal Year 2020-2021 Annual Program of Services of the City of Denton to be held on September 15, 2020; requiring publication of notices of the public meetings and hearing in accordance with the law; requiring the posting of the notices of the public meetings and hearing on the City's Internet website; requiring the posting of the notices on the City's public access channel; and providing an effective date.

Attachments:      [Exhibit 1 - Agenda Information Sheet](#)  
                              [Exhibit 2 - Resolution](#)  
                              [Exhibit 3 - Staff Presentation](#)

- D. [ID 20-1379](#) Consider approval of a resolution of the City of Denton regarding the creation of the Denton County Municipal Utility District No. 16 (OLEX MUD), encompassing approximately 553 acres of land, located north of Old Stoney Road, south of Jackson Road, and west on FM 156, within Division 2 of the Extraterritorial Jurisdiction of the City of Denton, Texas; and providing an effective date.

Attachments:      [Exhibit 1 - Agenda Information Sheet](#)  
                              [Exhibit 2 - Draft Resolution](#)  
                              [Exhibit 3 - Resolution Exhibit A - Map of ETJ](#)  
                              [Exhibit 4 - Resolution Exhibit B - Petition for Consent](#)  
                              [Exhibit 5 - Resolution Exhibit C - Conceptual Master Plan](#)  
                              [Exhibit 6 - Kimley Horn memo dated June 17, 2020](#)  
                              [Exhibit 7 - Presentation](#)

- E. [ID 20-1496](#) Consider adoption of an ordinance of the City of Denton, Texas regarding the Development and Consent Agreement with VS Development, LLC and Olex (United States), Inc. concerning the Denton County Municipal Utility District No. 16 and other related matters; and providing an effective date.

Attachments:      [Exhibit 1 - Agenda Information Sheet](#)  
                              [Exhibit 2 - Draft Ordinance](#)  
                              [Exhibit 3 - Ordinance Exhibit A - Development and Consent Agreement](#)

- F. [HL20-0008a](#) Consider approval of a resolution of the City of Denton, Texas approving an application for a partial tax exemption of designated historic sites, in accordance with Chapter 10, Article VI, Sections 10-126 through 10-129 of the Denton Municipal Code of Ordinances, for a Local Historic Landmark, located at 923 West Oak Street in the Oak-Hickory Historic District (OHH), generally located on the south side of West Oak Street, between Denton Street and Welch Street; providing for severability; and providing an effective date. (HL20-0008, 923 W Oak Street - Tax Exemption, Ron Menguita)



Attachments:      [Exhibit 1 - Agenda Information Sheet](#)  
[Exhibit 2 - Site Location Map](#)  
[Exhibit 3 - Oak-Hickory Historic District Map](#)  
[Exhibit 4 - Chapter 10, Article VI, Sections 10-126 through 10-129](#)  
[Exhibit 5 - Application](#)  
[Exhibit 6 - Photos](#)  
[Exhibit 7 - July 13, 2019 Draft HLC Meeting Minutes](#)  
[Exhibit 8 - Draft Resolution](#)  
[Exhibit 9 - Ordinance Exhibit A Legal Description](#)  
[Exhibit 10 - Presentation](#)

## **6. PUBLIC HEARINGS**

- A.    [PDA19-0004b](#)    Hold a public hearing and consider making a recommendation to City Council regarding a request by Forestar Real Estate Group, Inc. for a Concept Plan amendment and Detailed Plan approval to Sections J & K of Planned Development 132, The Preserve at Pecan Creek. The 7.2-acre property is generally located at the southwest corner of Lakeview Boulevard and Edwards Road, in the City of Denton, Denton County, Texas. CONSIDERATION OF THIS ITEM HAS BEEN POSTPONED TO THE SEPTEMBER 1, 2020 CITY COUNCIL MEETING. (PDA19-0004, Preserve at Pecan Creek J & K Amendment, Julie Wyatt)

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

- B.    [S19-0013a](#)    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 Multi-Family Dwelling use on approximately 4 acres of land generally located on the north side of Mingo Road, approximately 150 feet southwest of Boyd 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 for severability; and establishing an effective date. The Planning and Zoning Commission voted 6-0 to recommend approval of the request with conditions. (S19-0013a, Mingo Road Apartments, Julie Wyatt)

**Attachments:**      [Exhibit 1 - Agenda Information Sheet](#)  
                                 [Exhibit 2 - Planning Staff Analysis](#)  
                                 [Exhibit 3 - Aerial Map](#)  
                                 [Exhibit 4 - Future Land Use Map](#)  
                                 [Exhibit 5 - Previous SUP Ordinance S17-0006a](#)  
                                 [Exhibit 6 - Concept Plan](#)  
                                 [Exhibit 7 - Landscape Plan](#)  
                                 [Exhibit 8 - Conceptual Architectural Elevations](#)  
                                 [Exhibit 9 - LLC Members List](#)  
                                 [Exhibit 10 - Notification Map and Responses](#)  
                                 [Exhibit 11 - Presentation](#)  
                                 [Exhibit 12 - July 22, 2020 Planning and Zoning Meeting Minutes](#)  
                                 [Exhibit 13 - Draft Ordinance](#)

- C.    [AES20-000](#)    Hold a public hearing and consider adoption of an ordinance of the City of Denton, Texas  
      [3c](#)                regarding an Alternative Environmentally Sensitive Area Plan for approximately 213.9-acres of land generally located north of the 3500-3600 block of Roselawn Drive and the east side of the Kansas City Southern Railroad tracks in the City of Denton, Denton County, Texas; adopting an amendment to the City's official Environmentally Sensitive Areas map; providing for a penalty in the maximum amount of \$2,000.00 for violations thereof; providing a severability clause and an effective date. (AES20-0003, Forestar Rayzor, Christi Upton).

**Attachments:**      [Exhibit 1 - Agenda Information Sheet](#)  
                                 [Exhibit 2 - Staff Analysis](#)  
                                 [Exhibit 3 - Site Location Map](#)  
                                 [Exhibit 4 - Existing Zoning Map](#)  
                                 [Exhibit 5 - Environmentally Sensitive Areas Map](#)  
                                 [Exhibit 6 - Rayzor Forestar AESA Restoration Plan Updated 07102020](#)  
                                 [Exhibit 7 - Project Narrative](#)  
                                 [Exhibit 8 - Approved Preliminary Plat](#)  
                                 [Exhibit 9 - ESA Field Assessments](#)  
                                 [Exhibit 10 - Notification Map and Response](#)  
                                 [Exhibit 11 - Community Participation Report](#)  
                                 [Exhibit 12 - Draft Ordinance](#)  
                                 [Exhibit 13 - Staff Presentation](#)

## **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 14 day of August, 2020 at 5:03 p.m.

\_\_\_\_\_  
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.