

## CITY OF DENTON CITY COUNCIL MINUTES

October 27, 2020

After determining that a quorum was present, the City Council of the City of Denton, Texas convened in a Work Session on Tuesday, October 27, 2020, at 2:05 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.

**Note: Mayor Chris Watts, Mayor Pro Tem Gerard Hudspeth, and Council Members Keely Briggs, Jesse Davis, John Ryan, Deb Armintor and Paul Meltzer participated in the work session, and special called meeting via video/teleconference under the provisions allowed by the Texas Government Code Section 551.127.**

**The posted agenda noted the registration process for public participation at this virtual meeting. While citizen commentary received via the online registration process was not read, each member of the City Council received each registration as it was submitted.**

### **WORK SESSION**

1. **Citizen Comments on Consent Agenda Items**

None

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

- Clarification was requested on the following items:
  - Council Member Meltzer: Item 1.I (20-2059)
- The following item(s) were pulled for Individual Consideration:
  - Council Member Armintor: Item 1.C (20-2124)
  - Council Member Davis: Item 1.G (20-2129)
  - Council Member Briggs: Item 1.F (20-2128)
  -

3. **Work Session Reports**

NOTE: Items are listed in the order deliberated.

- A. ID 20-1615 Receive a report, hold a discussion, and give staff direction regarding the Economic Development Strategic Plan and additional funding options for economic development.

The item was presented and discussion followed. Tom Stellman, CEO/Founder of TIP Strategies, also presented on the item.

The work session was recessed for a short break at 3:23 p.m. and reconvened at 3:34 p.m.

Discussion continued.

Presentation of the item was paused to allow Work Session Item 3.C (ID 20-1969) to be presented/discussed.

Presentation/discussion continued at 4:53 p.m. with Mayor Pro Tem Hudspeth serving as Presiding Officer.

Following discussion, City Council consensus was to continue with the Plan, with related funding, as presented.

- C. ID 20-1969 Receive a report, hold a discussion, and provide staff direction regarding an evaluation of regulatory sampling information for Dyno Dirt and an overview of non-regulated contaminants in biosolids.

Note: The item was presented and discussed before the completion of Work Session Item 3.A (ID 20-1615).

The item was presented and discussion followed. Dr. Sally Brown, Research Professor at the School of Environmental and Forest Sciences at the University of Washington, and Ben Davis, Environmental Program Manager with Renda Environmental, also presented material on the item.

Following discussion, City Council consensus was to take no action and continue with current regulatory and operational sampling and analyses.

The work session was recessed for a short break at 4:39 p.m. and reconvened at 4:53 p.m., with the presentation/discussion of Work Session Item 1.A (ID 20-1615) continuing.

Mayor Pro Tem Hudspeth continued as Presiding Officer.

- B. ID 20-1891 Receive a report, hold a discussion, and give staff direction regarding the proposed prioritization and implementation of the City's Capital Improvement Projects.

The item was presented and discussion followed.

The work session was recessed for a short break at 5:54 p.m. and reconvened at 6:04 p.m.

Mayor Watts returned as Presiding Officer.

Following discussion, there was no direction provided by City Council.

- D. ID 20-1758 Receive a report, hold a discussion, and give staff direction regarding the process of establishing speed limits in the City of Denton.

The item was presented and discussion followed.

Following discussion, there was no direction provided by City Council.

- E. ID 20-1493 Receive a report, hold a discussion, and give staff direction on pending City Council requests for information for:

1. Pedestrian and bike accident data over the past 2 years

The item was presented and discussion followed.

Following discussion, City Council consensus was as follows:

- Item 20-1493-1: Pedestrian and bike accident data over the past 2 years
  - Consensus was to move forward with a staff report.

The work session ended at 6:51 p.m.

### **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, October 27, 2020, at 6:51 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.

**Note: Mayor Chris Watts, Mayor Pro Tem Gerard Hudspeth, and Council Members Keely Briggs, Jesse Davis, John Ryan, Deb Armintor and Paul Meltzer participated in the work session, and special called meeting via video/teleconference under the provisions allowed by the Texas Government Code Section 551.127.**

**The posted agenda noted the registration process for public participation at this virtual meeting. While citizen commentary received via the online registration process is not read, each member of the City Council received each registration as it was submitted.**

**1. CONSENT AGENDA**

The Consent Agenda consisted of Items 1.A-J. During the Work Session held earlier in the day, Item 1.C (ID 20-2124) was pulled for Individual Consideration by Council Member Armintor, Item 1.G (ID 20-2129) was pulled for Individual Consideration by Council Member Davis, and Item 1.F (ID 20-2128) was pulled for Individual Consideration by Council Member Briggs.

Council Member Ryan moved to adopt the Consent Agenda, now consisting of Items 1.A, 1.B, 1.D, 1.E, and 1.H-J. Motion seconded by Council Member Meltzer. Motion carried.

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

NAYS (0): None

- A. ID 20-2157 Consider approval of the minutes of October 13, 2020.

**APPROVED**

- B. ID 20-2122 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute a contract extension between the City of Denton and Bound Tree Medical, through February 28, 2021, to continue to provide Emergency Medical Services (EMS) medical supplies for the City of Denton Fire Department to be stocked in the Distribution Center; and declaring an effective date (File 5427 - extending a contract with Bound Tree Medical, to February 28, 2021).

**ASSIGNED ORDINANCE NO. 20-2122**

- D. ID 20-2126 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute an Agricultural Lease Agreement with Webster & Son, LTD, for the cutting, baling, and prompt removal of hay from leased agricultural portions of the Airport; and providing an effective date (RFP 7408 - awarded to Webster & Son, LTD, for three (3) years, with the option for two (2) additional one (1) year extensions, in the total five (5) year term).

**ASSIGNED ORDINANCE NO. 20-2126**

- E. ID 20-2127 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 Lessek Enterprises, LLC dba Impress Graphics, for printing services for the Citizen Connection newsletter and shipping services to City of Denton's utility billing contractor; providing for the expenditure of funds therefor; and providing an effective date (RFP 7424 - awarded to Lessek Enterprises, LLC dba Impress Graphics, in the three (3) year not-to-exceed amount of \$117,000).

**ASSIGNED ORDINANCE NO. 20-2127**

- H. ID 20-2131 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, amending Ordinance No. 20-1064 and authorizing the City Manager to execute a contract with Texas Excavation Safety System, Inc., for the continuation of the services for utility line locates for the Water Distribution Department, Wastewater Collections, Water Metering, and Denton Municipal Electric Department provided by Texas 811, which is the sole provider of these commodities and services, 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 7336 - awarded to Texas Excavation Safety System, Inc., in the five (5) year not-to-exceed amount of \$300,000).

**ASSIGNED ORDINANCE NO. 20-2131**

- I. ID 20-2059 Consider adoption of an ordinance of the City of Denton amending the Municipal Code of the City of Denton, Chapter 25 titled Streets, Sidewalks and Public Places by repealing Section 25-211 "Funeral Escorts" which establishes fees charged by the Police Department for funeral escorts; by adding Article VII titled "Vehicles For Hire" to allow the establishment of private motor vehicle escort services within the City of Denton, Texas; providing for a severability clause; providing for a savings clause; providing a penalty; providing codification; and providing for publication and an effective date.

**ASSIGNED ORDINANCE NO. 20-2059**

- J. ID 20-2171 Consider approval of a resolution appointing Stephen Moore as the City's representative to serve as a member of the Board of Directors of the Upper Trinity Regional Water District; and, providing an effective date.

**ASSIGNED RESOLUTION NO. 20-2171**

**ITEMS PULLED FOR INDIVIDUAL CONSIDERATION**

- C. ID 20-2124 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 Online Information Services, Inc., to provide fraud protection, credit risk assessment and debt recovery solutions; providing for the expenditure of funds therefor; and providing an

effective date (RFP 7395 - awarded to Online Information Services, Inc., in the five (5) year not-to-exceed amount of \$320,000).

**ASSIGNED ORDINANCE NO. 20-2124**

*Pulled for Individual Consideration by Council Member Armintor.*

There were no online registrations or call-ins on the item.

The item was not presented and discussion followed.

Following discussion, Mayor Pro Tem Hudspeth moved to adopt the item as presented. Motion seconded by Council Member Ryan. Motion carried.

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

NAYS (2): Council Member Briggs and Armintor

- F. ID 20-2128 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, Inc dba CBS Roofing Services, for the re-roofing of five (5) City of Denton buildings for the Facilities Management Department; providing for the expenditure of funds therefor; and providing an effective date (RFP 7430 - awarded to CBS Mechanical, Inc dba CBS Roofing Services, in the not-to-exceed amount of \$1,510,300).

**ASSIGNED ORDINANCE NO. 20-2128**

*Pulled for Individual Consideration by Council Member Briggs.*

There were no online registrations or call-ins on the item.

The item was not presented and discussion followed.

Following discussion, Mayor Pro Tem Hudspeth moved to adopt the item 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

- G. ID 20-2129 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to execute an Interlocal Cooperation Agreement with Denton County, under Texas Government Code, Chapter 791, to exchange dark fiber services for the Technology Services Department; authorizing the expenditure of funds therefor; and declaring an effective date (File 7472 - award an Interlocal Cooperation Agreement with Denton County, for a five (5) year term).

**ASSIGNED ORDINANCE NO. 20-2129**

*Pulled for Individual Consideration by Council Member Davis.*

There were no online registrations or call-ins on the item.

Council Member Davis had a conflict of interest on the item and was removed from the video conference for this item, thereby not participating on its deliberation.

The item was not presented and no discussion followed.

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

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

NAYS (0): None

ABSTAIN (1): Council Member Davis

## **2. ITEMS FOR INDIVIDUAL CONSIDERATION**

- A. ID 20-2098 Consider adoption of an ordinance considering all matters incident and related to the issuance, sale and delivery of up to \$16,540,000 in principal amount of "City of Denton General Obligation Refunding Bonds, Series 2020A", authorizing the issuance of the bonds; delegating the authority to certain City officials to execute certain documents relating to the sale of bonds; approving and authorizing instruments and procedures relating to said bonds; enacting other provisions relating to the subject; and providing an effective date.

### **ASSIGNED ORDINANCE NO. 20-2098**

There were no online registrations or call-ins on the item.

The item was presented and discussion followed.

Following discussion, Council Member Meltzer moved to adopt 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

- B. ID 20-2154 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of a second extension and amendment to a contract for the management of the City's Stoke Denton Entrepreneur Center (RFP 6571) between the City of Denton and Hickory & Rail Ventures, LLC, until June 30, 2021; authorizing an extension and amendment to the sublease of Stoke Denton between the City of Denton and Hickory & Rail Ventures, LLC, until June 30, 2021; authorizing the City Manager or designee to execute the contract extension and amendment and lease extension; providing for the expenditure of funds therefor; and providing an effective date.

### **ASSIGNED ORDINANCE NO. 20-2154**

There were no online registrations or call-ins on the item.

The item was presented and no discussion followed.

Council Member Briggs moved to adopt the item 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

- C. ID 20-2189 Consider adoption of an ordinance of the City of Denton approving a third amendment to the employment agreement for City Attorney Aaron Leal; and providing an effective date.

**ASSIGNED ORDINANCE NO. 20-2189**

There were no online registrations or call-ins on the item.

City Attorney Aaron Leal had a conflict of interest on the item and left the work session room, thereby not participating on its deliberation.

The item was briefly presented and no discussion followed.

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

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

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

- D. ID 20-2193 Consider approval of a resolution of the City of Denton authorizing a lump-sum merit performance payment for City Manager Todd Hileman equal to three percent of his annual salary; authorizing the expenditure of funds therefor; and declaring an effective date.

**ASSIGNED RESOLUTION NO. 20-2193**

There were no online registrations or call-ins on the item.

The item was not presented and no discussion followed.

Council Member Davis moved to adopt 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 Members Armintor



3. **CONCLUDING ITEMS**

Council Members expressed no items of interest.

With no further business, the meeting was adjourned at 7:10 p.m.



GERARD HUDSPETH  
MAYOR PRO TEM  
CITY OF DENTON, TEXAS



ROSA RIOS  
CITY SECRETARY  
CITY OF DENTON, TEXAS

MINUTES APPROVED ON: November 10, 2020