CITY OF DENTON CITY COUNCIL MINUTES
April 4, 2023

After determining that a quorum was present, the City Council of the City of Denton, Texas convened in a Special Called Joint Meeting with the Denton Independent School District Board of Trustees on Tuesday, April 4, 2023, at 11:38 a.m. at the Development Service Center, Training Rooms 3, 4, and 5, at 401 N Elm Street, Denton, Texas.

PRESENT IN PERSON:	Mayor Gerard Hudspeth, Mayor Pro Tem Brian Beck and Council Members Vicki Byrd, Jesse Davis, and Brandon Chase McGee
ABSENT:	Council Member Watts
VACANT:	District 4

Also present were City Manager Sara Hensley and City Attorney Mack Reinwand.

Board of Trustees representing the Denton Independent School District (DISD) were President Mia Price, Vice-President Barbara Burns, and Board Members Dr. Jim Alexander, Sheryl English, and Charles Stafford. Also present were Superintendent Dr. Jamie Wilson, Executive Director of Operations Paul Andress, Deputy Superintendent Scott Niven, General Counsel Deron Robinson, Chief Communications Officer Julie Zwahr, Demographer Bob Templeton, and Executive Assistant Kim Stevenson.

DISD President Price also called their Special Called Meeting to order at 11:38 a.m.

WORK SESSION

A. ID 23-485 Receive a report, hold a discussion, and give staff direction regarding an update from the United Way of Denton County.

The presentation was made by Gary Henderson, CEO, United Way.

Following discussion, there was no direction provided as the item was for presentation/discussion purposes.

B. ID 23-486 Receive a report, hold a discussion, and give staff direction regarding an update on the proposed 2023 Denton Independent School District Bond Program.

The presentation was made by Julie Zwahr, Chief Communications Officer, DISD.

Following discussion, there was no direction provided as the item was for presentation/discussion purposes. DISD shared QR code to get public input.

C. ID 23-487 Receive a report, hold a discussion, and give staff direction regarding an update on the City of Denton Downtown Master Planning process.

The presentation was made by Scott McDonald, Director, Development Services, City of Denton.

Following discussion, there was no direction provided as the item was for presentation/discussion purposes.

D. ID 23-488 Receive a report, hold a discussion, and give staff direction regarding partnerships between the City of Denton and the Denton Independent School District, including:
- Police Summer and Internship Programs
- Fire Academy and Fire Camp
- Summer Youth Jobs Program

The presentation was made by Ryan Adams, Chief of Staff, City of Denton.

Following discussion, there was no direction provided as the item was for presentation/discussion purposes.

The work session ended at 1:23 p.m.

With no further business, Mayor Hudspeth and DISD President Price adjourned the Special Called Joint Meeting at 1:23 p.m.

GERARD HUDSPETH
MAYOR
CITY OF DENTON, TEXAS

JESUS SALAZAR
INTERIM CITY SECRETARY
CITY OF DENTON, TEXAS

MINUTES APPROVED ON: April 18, 2023

CITY OF DENTON CITY COUNCIL MINUTES
April 4, 2023

After determining that a quorum was present, the City Council of the City of Denton, Texas convened in a Work Session on Tuesday, April 4, 2023, at 2:00 p.m. in the Council Work Session Room at City Hall, 215 E. McKinney Street, Denton, Texas.

PRESENT: Mayor Gerard Hudspeth, Mayor Pro Tem Brian Beck and Council Members Vicki Byrd, Jesse Davis, Brandon Chase McGee, and Chris Watts (Virtual)

ABSENT: None

VACANT: District 4

Also present were City Manager Sara Hensley and City Attorney Mack Reinwand.

The posted agenda noted the registration process for public participation at this meeting. However, there were no online registrations or call ins on any items on the agenda.

WORK SESSION

1. Citizen Comments on Consent Agenda Items

Citizen comments received are noted on Exhibit A.

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

- Clarification:
  - Mayor Hudspeth: Items 4.H (23-463) and 4.L (23-728)
  - Mayor Pro Tem Beck: Item 4.F (23-722)
  - Council Member Watts: Item 4.H (23-463)

- Pulled For Individual Consideration:
  - Mayor Hudspeth: Item 4.M (23-730)
  - Council Member Davis: Item 4.G (23-462)

3. Work Session Reports

A. ID 23-690 Receive a report, hold a discussion, and give staff direction regarding Audit Project 031 - Recreation Facility Operations. [Estimated Presentation/Discussion Time: 15 minutes]

The item was presented and discussion followed.

Following discussion, there was no direction provided as the item was for presentation/discussion purposes.

B. ID 23-691 Receive a report, hold a discussion, and give staff direction regarding Audit Project 019 - Municipal Court Payments: Follow-Up Review. [Estimated Presentation/ Discussion Time: 15 minutes]

The item was presented and discussion followed.

Following discussion, there was no direction provided as the item was for presentation/discussion purposes.

C. ID 23-689 Receive a report, hold a discussion, and give staff direction regarding proposals from the Board of Ethics to amend the Ethics Ordinance and the Board of Ethics' Rules of Procedure. [Estimated Presentation/Discussion Time: 60 minutes]

The item was presented and discussion followed.

The work session was recessed for a short break at 3:25 p.m. and reconvened at 3:37 p.m.

Following discussion, results were as follows:

- Proposal 1 - Bring back language to expand the gifts prohibition to include City Official's relatives and require disclosure.
- Proposal 5 - Bring back language to expand the Conflicts of Interest definition to include recent offers of employment made to or by a City Official.
- Proposal 9 - Bring back language to adjust the process for filing Business Disclosures.
- Proposal 10 - Bring back language to require the City Auditor to also provide a copy of an Accepted Complaint to the Complainant
- Proposals 4, 6, 7, 8, and 11 were rejected.

D. ID 23-212 Receive a report, hold a discussion, and give staff direction on pending City Council requests for: 1) Request for a Work Session to discuss the Southern Methodist University food insecurity project commissioned and related regional food bank information. [Estimated Presentation/Discussion Time: 30 minutes]

The item was presented and discussion followed.

Following discussion, results were as follows:

- ID 23-212 (1) Work Session to discuss the Southern Methodist University food insecurity project commissioned and related regional food bank information.
  o No consensus for a work session.

The work session was recessed for a short break at 4:58 p.m. and reconvened at 5:21 p.m.

The work session ended at 5:35 p.m.

CLOSED MEETING

1. The City Council convened into a Closed Meeting at 4:57 p.m. consistent with Chapter 551 of the Texas Government Code, as amended, or as otherwise allowed by law, as follows:

A. ID 23-344 Consultation with Attorneys under Texas Government Code Section 551.071 and Deliberations Involving Medical or Psychiatric Records of Individuals under Texas Government Code Chapter 551.0785. Receive information from staff, discuss, and provide staff with direction related to a police officer's plan benefits related to an injury in the line of duty. Consultation with the City's attorney regarding legal issues associated with benefits 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; to consider information in the medical or psychiatric records related to a police officer's injury in the line of duty.
DELIBERATED

B. ID 23-707 Consultation with Attorneys - Under Texas Government Code Section 551.071. Consult with the City's attorneys on the legal status, expenses, strategy and options for resolution of the bankruptcy litigation of In re Core Scientific, Inc.; 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.
NOT DELIBERATED

C. ID 23-754 Consultation with Attorneys - Under Texas Government Code Section 551.071. Consult with the City's attorneys on the legal status, expenses, strategy and options for resolution of initial litigation styled City of Denton v. Delilah Solar Energy L.L.C. and Samson Solar Energy L.L.C.; 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.
NOT DELIBERATED

D. ID 23-755 Consultation with Attorneys - Under Texas Government Code Section 551.071. Consult with the City's attorneys on the legal status, expenses, strategy and options for resolution of initial litigation styled "Michael Grim and Jim Maynard v. City of Denton, Texas", currently pending merits briefing before the Supreme Court of 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.
NOT DELIBERATED

The closed meeting started at 5:21 p.m. and ended at 5:35 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, April 4, 2023, at 6:30 p.m. in the Council Chambers at City Hall, 215 E. McKinney Street, Denton, Texas.

PRESENT: Mayor Gerard Hudspeth, Mayor Pro Tem Brian Beck and Council Members Vicki Byrd, Jesse Davis, Brandon Chase McGee, and Chris Watts (Virtual)

ABSENT: None

VACANT: District 4

Also present were City Manager Sara Hensley and City Attorney Mack Reinwand.

The posted agenda noted the registration process for public participation at this meeting. However, there were no online registrations or call ins on any items on the agenda.

1. **PLEDGE OF ALLEGIANCE**

   A. U.S. Flag and B. Texas Flag

2. **PROCLAMATIONS/PRESENTATIONS**

A. ID 23-609 Proclamation: National Community Development Week
PRESENTED

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

   A. Review of procedures for addressing the City Council.

   B. Reports from members of the public

      1) Scheduled Citizen Reports from Members of the Public

         a. ID 23-565 Mr. Stephen Dillenberg regarding Campaign Questions
         NOT PRESENTED

         b. ID 23-565 Ms. Camila Parra regarding youth, education, achievements, and plans for the future.
         CANCELLED

2) Additional Citizen Reports (Open Microphone)

None

4. CONSENT AGENDA

The Consent Agenda consisted of Items 4.A - T. During the Work Session held earlier in the day, Item 4.G (23-462) was pulled for Individual Consideration by Council Member Davis, and Item 4.M (23-730) was pulled for Individual Consideration by Mayor Hudspeth.

Mayor Pro Tem Beck moved to adopt the Consent Agenda, now consisting of Items 4.A-F, H-L and N-T. Motion seconded by Council Member McGee Motion carried.

AYES (6): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Byrd, Davis, McGee, and Watts
NAYS (0): None
VACANT (1): District 4

A. ID 23-027 Consider approval of the minutes of the March 21, 2023 Meeting.
APPROVED

B. ID 23-057 Consider nominations/appointments to the City's Boards, Commissions, and Committees: Airport Advisory Board and Community Services Advisory Committee.
APPROVED

APPOINTMENTS LISTED ON EXHIBIT B

C. ID 23-705 Consider approval of a resolution of the City of Denton providing the March 16, 2023 meeting absence of a Committee on Persons with Disabilities Member be excused; and providing an effective date.
ASSIGNED RESOLUTION NO. 23-705

D. ID 23-664 Consider approval of a resolution of the City of Denton providing the March 11, 2023 meeting absence of a Community Services Advisory Committee Member be excused; and providing an effective date.
ASSIGNED RESOLUTION NO. 23-664

E. ID 23-000 Consider approval of a resolution of the City Council of the City of Denton, approving the 2021/2022 Tax Increment Reinvestment Zone Number Two (Westpark TIRZ) annual report; and declaring an effective date. The TIRZ Number Two Board recommends approval (10-0).
ASSIGNED RESOLUTION NO. 23-000

F. ID 23-722 Consider approval of a resolution of the City of Denton adopting the Denton County Hazard Mitigation Plan; and declaring an effective date.
ASSIGNED RESOLUTION NO. 23-722

H. ID 23-463 Consider adoption of an ordinance of the City of Denton granting Ashes Smoke Shop, LLC, a three-year noise exception for the Annual Ashes 420 Festivals on Thursday, April 20, 2023, Saturday, April 20, 2024, and Sunday, April 20, 2025, from 11 a.m. to 11 p.m., at 420 S. Carroll Boulevard; and providing an effective date.
ASSIGNED ORDINANCE NO. 23-463

I. ID 23-527 Consider adoption of an ordinance of the City of Denton authorizing the City Manager to execute a funding agreement between the City of Denton and Grace Like Rain, Inc. DBA Giving Grace for the payment and use of HOME Investment Partnership Grant American Rescue Plan (HOME-ARP) Entitlement funding for Tenant Based Rental Assistance; providing for the expenditure of funds in an amount not to exceed $856,811.00; and providing an effective date.
ASSIGNED ORDINANCE NO. 23-527

J. ID 23-259 Consider adoption of an ordinance of the City of Denton authorizing the City Manager to execute a funding agreement between the City of Denton and Our Daily Bread, Inc. for the payment and use of HOME Investment Partnership Grant American Rescue Plan (HOME-ARP) Entitlement funding for Tenant Based Rental Assistance; providing for the expenditure of funds in an amount not to exceed $856,811.00; and providing an effective date.
ASSIGNED ORDINANCE NO. 23-259

K. ID 23-719 Consider adoption of an ordinance of the City of Denton authorizing the City Manager, or their designee, to execute a letter donation agreement and accept the gift and dedication of a fee simple interest in approximately 6.8717 acres of land located south of Jim Christal Road Lot 3, and a portion of lot 4, Block A, Westpark Addition, Phase 2; City and County of Denton, Texas; and providing for severability and an effective date.
ASSIGNED ORDINANCE NO. 23-719

L. ID 23-728 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of a first amendment to an engagement between the City of Denton and Haynes and Boone, LLP, amending the engagement approved by the City Attorney on November 7, 2022, in the not-to-exceed amount of $49,500.00; said first amendment to provide additional legal services for the City of Denton; providing for the expenditure of funds therefor; and providing an effective date (File 8174 - providing for an additional first amendment expenditure amount not-to-exceed $100,500.00, with the total contract amount not-to-exceed $150,000.00).
ASSIGNED ORDINANCE NO. 23-728

N. ID 23-730 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of a first amendment to an engagement between the City of Denton and King and Spalding, L.L.P., amending the engagement approved by the City Attorney on March 11, 2022, in the not-to-exceed amount of $49,500.00; said first amendment to provide additional legal services for the City of Denton;

providing for the expenditure of funds therefor; and providing an effective date (File 8159 - providing for an additional first amendment expenditure amount not-to-exceed $300,500.00, with the total contract amount not-to-exceed $350,000.00).

ASSIGNED ORDINANCE NO. 23-730

O. ID 23-626 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 Kimley-Horn and Associates, Inc., to provide regulatory permitting/approval support, process evaluation, design services, bidding assistance, and construction phase services for the Cooper Creek Lift Station Improvement Project for the Water Utilities Department; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7574-025 - Professional Services Agreement for design services awarded to Kimley-Horn and Associates, Inc., in the not-to-exceed amount of $750,000.00). The Public Utilities Board recommends approval (5 - 0).

ASSIGNED ORDINANCE NO. 23-626

P. ID 23-627 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 McCourt Equipment, Inc, for screener maintenance and repairs for the Beneficial Reuse Department, which is the sole provider of this service, 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; providing for the expenditure of funds therefor; and providing an effective date (File 8116 - awarded to McCourt Equipment, 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 $300,000.00). The Public Utilities Board recommends approval (5 - 0).

ASSIGNED ORDINANCE NO. 23-627

Q. ID 23-628 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 the City of Longview, under the Texas Government Code, Section 791.001, to authorize the City of Longview and City of Denton to utilize each entities' solicited contracts for the purchasing of various goods and services; authorizing the expenditure of funds therefor; and declaring an effective date (File 8208 - award an Interlocal Cooperative Purchasing Agreement with the City of Longview).

ASSIGNED ORDINANCE NO. 23-628

R. ID 23-662 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 Mart, Inc., for the additional work and extension of days necessary to complete the American Legion Hall Senior Center; providing for the expenditure of funds therefor; and providing an effective date (RFP 7103 - Change Order No. 3 in the not-to-exceed amount of $53,506.77, for a total contract award aggregated to $1,688,146.68).

ASSIGNED ORDINANCE NO. 23-662

S. ID 23-665 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of a second amendment to a contract between the City of Denton and United Healthcare Insurance Company, Inc., amending the contract approved by the City Council on October 23, 2018, in the not-to-exceed amount of $625,600.00; amended by Amendment 1 approved by Purchasing; said second amendment to continue to provide employee voluntary vision insurance coverage; providing for the expenditure of funds therefor; and providing an effective date (RFP 6826 - providing for an additional second amendment expenditure amount not-to-exceed $107,400.00, with the total contract amount not-to-exceed $782,000.00).

ASSIGNED ORDINANCE NO. 23-665

T. ID 23-706 Consider adoption of an ordinance of the City of Denton authorizing the City Manager, or designee, to execute a Contract of Sale between the City of Denton, as "Buyer", and Nelda Hackett (referred to herein as "Seller"), for the purchase of approximately 6.5 acres of land, more or less, for the purposes of the construction of a Wastewater Treatment Facility and other public uses, being located in the J. W. Withers Survey, Abstract No. 1343, and the B.B.B. & C.R.R. Company Survey, Abstract No. 196, all located in the City and County of Denton, Texas, for a purchase price of $820,000.00; authorizing the provision of relocation advisory services and relocation financial assistance in an amount of $155,478.84; authorizing the expenditure of funds therefor; providing for severability; and providing an effective date.

ASSIGNED ORDINANCE NO. 23-706

ITEMS PULLED FOR INDIVIDUAL CONSIDERATION

G. ID 23-462 Consider adoption of an ordinance of the City of Denton authorizing the City Manager to execute an Interlocal Agreement between the City of Denton and Denton Independent School District for joint facility use and transportation services for Denton Parks and Recreation camp programs; authorizing the City Manager, or their designee, to perform all obligations of the City under the agreement, including the expenditure of funds; and providing an effective date.

ASSIGNED ORDINANCE NO. 23-462

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

Pulled for Individual Consideration by Council Member Davis.

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

The item was presented and no discussion followed.

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

AYES (5): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Byrd, McGee, and Watts
NAYS (0): None
ABSTAIN (1): Council Member Davis
VACANT (1): District 4

M. ID 23-729 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the additional expenditure of $150,000, for outside counsel expenses and other appellate expenses in the initial litigation styled "Michael Grim and Jim Maynard v. City of Denton, Texas", currently pending merits briefing before the Supreme Court of Texas; and declaring an effective date (File 6567 - providing for an additional amendment expenditure amount not-to-exceed $150,000.00, with the total contract amount not-to-exceed $1,491,900.00).
ASSIGNED ORDINANCE NO. 23-729

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

Pulled for Individual Consideration by Council Member.

The item was presented and discussion followed.

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

AYES (6): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Byrd, Davis, McGee, and Watts
NAYS (0): None
VACANT (1): District 4

5. PUBLIC HEARINGS

A. ID 23-387 THIS PUBLIC HEARING IS POSTPONED INDEFINITELY. NEW PUBLIC NOTICE WILL BE PUBLISHED IN ADVANCE OF THE FUTURE PUBLIC HEARING IN ACCORDANCE WITH LOC. GOV'T CODE CH. 395. Hold a public hearing and consider adoption of an ordinance of the City of Denton, Texas, regarding the approval of the Roadway Impact Fees Study.
POSTPONED INDEFINITELY

Mayor Hudspeth reiterated the item was postponed indefinitely. There was no objection voiced by the City Council.

B. ID 22-2556 THIS PUBLIC HEARING IS POSTPONED INDEFINITELY. NEW PUBLIC NOTICE WILL BE PUBLISHED IN ADVANCE OF THE FUTURE PUBLIC HEARING IN ACCORDANCE WITH LOC. GOV'T CODE CH. 395. Hold a public hearing and consider adoption of an ordinance of the City of Denton, Texas regarding updates to the Roadway Impact Fees.
POSTPONED INDEFINITELY

Mayor Hudspeth reiterated the item was postponed indefinitely. There was no objection voiced by the City Council.

C. PD22-0010d Hold a public hearing and consider adoption of an Ordinance of the City of Denton, Texas, regarding a change in the zoning district and use classification from a Planned Development - Mixed-Use Neighborhood (PD-MN) District to a Planned Development - Suburban Corridor (PD-SC) District on approximately 12.770 acres of land generally located at the northwest and southwest corner of Teasley Lane (F.M.2181) and Hunters Creek Road in the City of Denton, Denton County, Texas; adopting an amendment to the City's official zoning map; providing for a penalty in the maximum amount of $2,000.00 for violations thereof; providing a severability clause and an effective date. STAFF IS REQUESTING TO WITHDRAW THIS ITEM (PD22-0010d, Denton West Joint Venture, Mia Hines).
WITHDRAWN

Mayor Hudspeth reiterated the item was withdrawn at the request of staff. There was no objection voiced by the City Council.

D. Z23-0001a Hold a public hearing and consider adoption of an ordinance of the City of Denton, Texas regarding a change in the zoning district and use classification on approximately 29.714 acres of land from Planned Development 120 (PD-120) District to Mixed-Use Neighborhood (MN) District. The site is generally located at the south of Loop 288, approximately 1,640 feet west of North Locust Street (F.M. 2164) in the City of Denton, Denton County, Texas; adopting an amendment to the City's Official Zoning Map; providing for a penalty in the maximum amount of $2,000.00 for violations thereof; providing for severability and an effective date. The Planning and Zoning Commission voted [7-0] to recommend approval of the request. Motion for approval by Commissioner Smith and second by Commissioner McDade. (Z23-0001a, Loop 288 PD to MN, Mia Hines).
ASSIGNED ORDINANCE NO. Z23-0001a

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

The item was presented and no discussion followed.

The public hearing was opened and citizen comments received are noted on Exhibit A.

With no other callers on queue, the public hearing was closed.

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

AYES (6): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Byrd, Davis, McGee, and Watts
NAYS (0): None
VACANT (1): District 4

6. ITEMS FOR INDIVIDUAL CONSIDERATION

A. ID 23-545 Consider adoption of an ordinance of the City of Denton, Texas, amending the fiscal year 2022-2023 budget and Annual Program of Services of the City of Denton to allow for adjustments to the Capital Improvement Program of $29,223,360 for expenses related to transformers, LED conversion, Hickory GIS, and TxDOT relocations; declaring a public purpose; directing the City Secretary attach a copy to the 2022-2023 budget; requiring approval by at least five votes; providing a severability clause, an open meetings clause and an effective date. The Public Utilities Board recommends approval (6-0).
ASSIGNED ORDINANCE NO. 23-545

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

The item was presented and discussion followed.

Following discussion, Council Member Beck moved to adopt the item as presented. Motion seconded by Council Member McGee. Motion carried.

AYES (6): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Byrd, Davis, McGee, and Watts
NAYS (0): None
VACANT (1): District 4

B. ID 23-195 Consider adoption of an ordinance directing the publication of Notice of Intention to issue $52,000,000 in principal amount of Certificates of Obligation of the City of Denton for General Government and Solid Waste projects; and providing an effective date. The Public Utilities Board recommends approval (5-0).
ASSIGNED ORDINANCE NO. 23-195

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

Items 6.B (23-195) and 6.C (23-196) were collectively read into the record, presented, and discussed, but voted on individually.

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

AYES (6): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Byrd, Davis, McGee, and Watts
NAYS (0): None
VACANT (1): District 4

C. ID 23-196 Consider adoption of an ordinance directing the publication of Notice of Intention to issue $167,000,000 in principal amount of Certificates of Obligation of the City of Denton for Waterworks and Wastewater System and Electric System projects; and providing an effective date. The Public Utilities Board recommends approval 5-0).
ASSIGNED ORDINANCE NO. 23-196

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

Items 6.B (23-195) and 6.C (23-196) were collectively read into the record, presented, and discussed, but voted on individually.

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

AYES (6): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Byrd, Davis, McGee, and Watts
NAYS (0): None
VACANT (1): District 4

D. ID 23-241 Consider adoption of an ordinance of the City of Denton, Texas, amending the fiscal year 2022-2023 budget and annual program of services of the City of Denton to allow for adjustments to the Westpark Tax Increment Reinvestment Zone (TIRZ) Fund of six hundred sixty-five thousand fifty-three dollars ($665,053) for the purpose of reimbursing the Westray Group, LP; declaring a public purpose; directing the City Secretary attach a copy to the 2022-2023 budget; requiring approval by at least five votes; and providing a severability clause, an open meetings clause, and an effective date.
ASSIGNED ORDINANCE NO. 23-241

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

The item was presented and no discussion followed.

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

AYES (6): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Byrd, Davis, McGee, and Watts
NAYS (0): None
VACANT (1): District 4

E. ID 23-721 Consider adoption of an ordinance of the City of Denton creating a Special Citizens Bond Advisory Committee for the proposed November 2023 Bond Election; Appointing Chair, Chair Pro Tem and members to the committee; creating rules for the meetings; establishing a charge for the committee; and providing an effective date
ASSIGNED ORDINANCE NO. 23-721

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

The item was presented and discussion followed.

Citizen comments received are noted on Exhibit A.

Council Member Davis moved approval of the proposed ordinance with the following amendments:

Section 2 – the number 40 be replaced with 25
Section 3 –

- First bullet - the number 4 replaced by 3
- Second bullet - referring to District 4 be stricken
- Third bullet – the number 12 replaced with 4
- Fourth bullet – be stricken

Additional language added stating that no appointments will be made to the Committee until the May 6, 2023 election has been Canvassed

Section 4 – the number 15 be replaced with 13

Mayor Pro Tem Beck seconded the motion.

More discussion followed.

Council Member Watts made a friendly amendment to the motion that the Committee shall choose the Chair and Chair Pro Tem. Council Member Davis seconded the friendly amendment. Motion on the friendly amendment carried.

AYES (4): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Watts and Davis
NAYS (2): Council Members Byrd and McGee
VACANT (1): District 4

Mayor Hudspeth called for a vote on the original proposal as amended by Council Member Davis and seconded by Mayor Pro Tem Beck, and with the additional language passed by the Friendly amendment.

Motion failed.

AYES (2): Council Members Davis and Watts
NAYS (4): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Byrd and McGee
VACANT (1): District 4

Council Member Byrd moved to adopt the item as presented. Motion seconded by Mayor Hudspeth.

Council Member Davis made an amendment to the proposed ordinance:

Section 2 – the number 40 be replaced with 25
Section 3 –

- First bullet - the number 4 replaced by 3

- Second bullet - referring to District 4 be stricken
- Third bullet – the number 12 replaced with 4
- Fourth bullet – Change City Council shall, to the Committee shall appoint the Committee Chair (1 position) and Chair Pro Tem (1 position)

Section 4 – the number 15 be replaced with 13

Mayor Pro Tem Beck seconded the proposed amendment.

More discussion followed.

Motion on the amendment failed.

AYES (3): Mayor Pro Tem Beck, and Council Members Davis and Watts
NAYS (3): Mayor Hudspeth, and Council Members Byrd and McGee
VACANT (1): District 4

Mayor Hudspeth called for a vote on the motion to adopt the original proposal made by Council Member Byrd and seconded by Mayor Hudspeth.

Motion carried.

AYES (4): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Byrd and McGee
NAYS (2): Council Members Watts and Davis
VACANT (1): District 4

7. CONCLUDING ITEMS

Council Members expressed items of interest.

With no further business, the meeting was adjourned at 8:53 p.m.

CITY OF DENTON DENTON, TEXAS

GERARD HUDSPETH
MAYOR
CITY OF DENTON, TEXAS

JESUS SALAZAR
INTERIM CITY SECRETARY
CITY OF DENTON, TEXAS

MINUTES APPROVED ON: April 18, 2023

April 4, 2023 City Council Regular Meeting - EXHIBIT A

Citizen Registrations Online, Email, Phone

NAME	LAST	ADDRESS	CITY	AGENDA ITEM	POSITION	METHOD
Deb	Armintor	2003 Mistywood Ln.	Denton	23-463	Support	In-Person
Aimee	Bissett (Representing the Applicant)	109 N Elm St.	Denton	Z23-0001	Support	In-Person
Pati	Haworth	1506 Highland Pk. Rd.	Denton	23-721	N/A	In-Person
Julianne	Remski	11904 Glenbrook	Denton	23-721	Oppose	In-Person

NOTES:

- Information contained within this exhibit includes information regarding citizens who participated in the meeting by giving commentary during Open Microphone, Consent, Individual Consideration and Public Hearing Items, or by submitting eComments in advance.

- Full agenda, meeting video, and system transcript are available by visiting the City of Denton Public Meetings Page at www.cityofdenton.com/242/Public-Meetings-Agendas, going to the Archived Meetings Section, and selecting the applicable meeting date.

- eComments, if submitted, can be found here: https://denton-tx.granicusideas.com/meetings?scope=past

EXHIBIT B
April 4, 2023

Agenda Item 4.B (ID 23-057)

BOARD/COMMITTEE/COMMISSION	COUNCIL PLACE	NOMINATING CCM	MEMBER NAME	NEW TERM	STATUS & QUALIFICATION OR PREFERENCE, IF ANY
Airport Advisory Board	6	Watts	Larry Luce	UNEXPIRED September 1, 2021 through August 31, 2023	New
Community Services Advisory Committee	All-1	Byrd	Conner hall	UNEXPIRED September 1, 2022 through August 31, 2024	New