CITY OF DENTON CITY COUNCIL MINUTES
April 16, 2024

After determining that a quorum was present, the City Council of the City of Denton, Texas convened in a Work Session on Tuesday, April 16, 2024, 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, Paul Meltzer, Brandon Chase McGee, Joe Holland, and Chris Watts

ABSENT: None

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**

   o None

2. **Requests for clarification of agenda items listed on this agenda for public hearing and individual consideration.**

   • Clarification:

   o Council Member Watts: Item 24-421
   o Mayor Pro Tem Beck: Item 24-421
   o Council Member Meltzer: Item 24-421

3. **Work Session Reports**

A. ID 23-2457 Receive a report, hold a discussion, and give staff direction regarding Audit Project 038 - Franchise Fees Collections. [Estimated Presentation/Discussion Time: 30 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 24-112 Receive a report, hold a discussion, and give staff direction regarding potential subject matter to be discussed by a future Charter Review Committee. [Estimated Presentation/Discussion Time: 45 minutes]

The item was presented and discussion followed.

Through Council discussion, the following items received Council consensus to move forward with a Charter Review Committee Charge:

Section 4.12. Initiative, Referendum and Recall

1. Examine a requirement of a 200 word or less statement detailing the grounds for removal on recall petitions.

Next steps:

The Council will move forward with the following Work Session schedule:

May 7, 2024	Municipal Court: 6.03
May 21, 2024	2-Minute Pitch
June 4, 2024	Summary & Presentation of Charges

C. ID 24-295 Receive a report, hold discussion, and give staff direction regarding requiring working air conditioning in rentals and prohibiting HOAs from disallowing air conditioners. [Estimated Presentation/Discussion Time: 45 minutes]

The item was presented and discussion followed.

Following discussion, City Council provided staff direction to implement a policy requiring the mandatory installation of air conditioning in all rental properties and a policy that prohibits Homeowners Associations (HOAs) from forbidding the installation of air conditioning units.

D. ID 24-710 Receive a report, hold a discussion, and give staff direction regarding proposed amendments to the Hunter Ranch Improvement District's Operating and Project Agreements. [Estimated Presentation/Discussion Time: 1 hour]

The item was presented and discussion followed.

Following discussion, City Council consensus was to follow staff recommendation by reevaluating the Fiscal Impact Analysis using: updated assessed values and land use assumptions, updated capital plan assumptions and estimates for developer and city constructed improvement projects, as well as updated operating cost assumptions for City of Denton

E. ID 24-082 Receive a report, hold a discussion, and give staff direction on pending City Council requests for: 1) Request for a Work Session to discuss establishing a Community Benefits Ordinance 2) Request for a Work Session to discuss guidelines for individual Council Member discussions with developers and businesses. [Estimated Presentation/Discussion Time: 30 minutes]

1) Following discussion, City Council consensus was as follows:

o No consensus for a work session.

2) Following discussion, City Council consensus was as follows:

o No consensus for a work session

The work session ended at 3:42 p.m.

CLOSED MEETING

1. The City Council convened into a Closed Meeting at 3:42 p.m. consistent with Chapter 551 of the Texas Government Code, as amended, or as otherwise allowed by law, as follows:

The Mayor recessed at 3:43 for a short break.

A. ID 24-678 Deliberations Regarding Certain Public Power Utilities Competitive Matters - Under Texas Government Code Section 551.086; Consultation with Attorneys - Under Texas Government Code Section 551.071. Receive information from staff regarding a proposed Power Purchase Agreement with Yellow Viking Development One, LLC that includes data stemming from public power utility competitive data; discuss, deliberate, and provide direction to staff regarding same. Consultation with City's attorney regarding issues associated with the above matter 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 Texas Disciplinary Rule of Professional Conduct of the State Bar of Texas, or would jeopardize the City's legal position in any administrative or potential litigation.
DELIBERATED

B. ID 24-796 Consultation with Attorneys - Under Texas Government Code Section 551.071. Consult with the City's attorneys on the legal status, strategy and options for resolution of litigation in Cause No. 24-1005-481, styled "State of Texas v. City of Denton; Gerard

Hudspeth, Mayor of Denton; Brian Beck, Mayor Pro Tem of Denton; Vicki Byrd, Paul Meltzer, Joe Holland, Brandon Chase McGee, and Chris Watts, Members of the City Council of Denton; Sara Hensley, City Manager of Denton; and Doug Shoemaker, Chief of Police of Denton; in their official capacities" pending in the 481st District Court, Denton 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.
DELIBERATED

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 16, 2024, 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, Paul Meltzer, Joe Holland, Brandon Chase McGee, and Chris Watts

ABSENT: None

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

The posted agenda noted the registration process for in-person, call-in, and public participation at this meeting. While citizen commentary received via the online registration process was not read, each member for the City Council received each online commentary as it was submitted. In-person, call-in, and online comments received are reflected on the exhibit to the minutes of this meeting.

1. PLEDGE OF ALLEGIANCE

A. U.S. Flag
B. Texas Flag

2. PROCLAMATIONS/PRESENTATIONS

A. ID 24-726 Proclamation: Animal Care and Control Appreciation Week
PRESENTED

B. ID 24-806 Proclamation: National Day of Prayer
PRESENTED

C. ID 24-807 Proclamation: 30 years as Redbud Capital of Texas
PRESENTED

3. PRESENTATIONS 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 24-770 Ms. Melinda Preston regarding Denton Farmer's Market.
PRESENTED

b. ID 24-771 Mr. Tad Preston regarding Fine Arts Theater.
NOT PRESENTED

c. ID 24-772 Mr. Justin Weis regarding Palestine.
PRESENTED

d. ID 24-773 Ms. Susanna Strange regarding Greg Abbott targeting free speech at public universities.
PRESENTED

e. ID 24-775 Ms. Malak Abuesheh regarding Free Palestine.
PRESENTED

f. ID 24-776 Ms. Sydney Schoellhorn regarding Palestine.
PRESENTED

g. ID 24-777 Ms. Jane Torrie regarding Residential Development.
PRESENTED

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.

(2) Additional Citizen Reports (Open Microphone)

Citizen comments received are noted on Exhibit A.

4. ITEM FOR INDIVIDUAL CONSIDERATION AND SWEARING IN CEREMONY

A. ID 24-824 Consider approval of a resolution of the City of Denton confirming the appointment of Jessica Robledo as Interim Chief of Police of the City of Denton Police Department beginning on April 16, 2024; and declaring an effective date.
ASSIGNED RESOLUTION NO. 24-824

All members of the City Council received the comments as submitted and had the opportunity to review all submissions prior to the start of the meeting and consider such comments when voting on the item. The summary of public commentary/registrations are noted on Exhibit A.

The item was presented and discussion followed.

Citizen comments received are noted on Exhibit A.

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

Motion carried.

AYES (6): Mayor Pro Tem Beck and Council Members Byrd, Meltzer, Holland, McGee, and Watts

NAYS (1): Mayor Hudspeth

5. CONSENT AGENDA

The Consent Agenda consisted of Items 5. A – AI. During the Work Session held earlier in the day, no items were pulled for Individual Consideration.

Mayor Pro Tem Beck moved to adopt the Consent Agenda as presented. Motion seconded by Council Member Watts.

Motion carried.

AYES (7): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Byrd, Meltzer, Holland, McGee, and Watts

NAYS (0): None

A. ID 24-780 Consider approval of a resolution of the City of Denton confirming the appointment of Lauren Thoden as the City Secretary; and providing an effective date.
ASSIGNED RESOLUTION NO. 24-780

B. ID 24-814 Consider approval of a resolution of the City of Denton, concurring with the City Manager's reorganization of the City's administrative departments and divisions; and providing an effective date.
ASSIGNED RESOLUTION NO. 24-814

C. ID 24-090 Consider approval of the minutes of the March 19, 2024 Joint Meeting with Planning and Zoning Commission, April 2, 2024 Joint Meeting with DISD, and April 2, 2024 Regular Meeting.
APPROVED

D. ID 24-098 Consider nominations/appointments to the City's Boards, Commissions, and Committees: Public Art Committee
APPROVED
APPOINTMENTS LISTED ON EXHIBIT B

E. ID 24-516 Consider adoption of an ordinance of the City of Denton approving a Joint Election Agreement and Contract for election services with Denton County for joint election services for the May 4, 2024 Denton regular municipal election being held for the purpose of electing Council Members to Places 5 and 6 and electing a Mayor to Place 7, at a total estimated cost of $62,029.40; and providing an effective date.
ASSIGNED ORDINANCE NO. 24-516

F. ID 24-711 Consider approval of a resolution of the City of Denton revising Policy No. 1.00 Policies, Procedures, and Administrative Directives; and declaring an effective date.
ASSIGNED RESOLUTION NO. 24-711

G. ID 24-774 Consider adoption of an ordinance of the City of Denton, a Texas Home-Rule Municipal Corporation, authorizing the filing of applications, forms, and associated documents with the Texas Commission on Environmental Quality ("TCEQ") by the City Manager, to seek permits, permit amendments, permit renewals, and authorizations needed for the operation of the City's Water Utility, the expenditure of funds needed to receive TCEQ Permits and Authorizations, providing an effective date. The Public Utilities Board recommends approval (4-0).
ASSIGNED ORDINANCE NO. 24-774

H. ID 24-172 Consider adoption of an ordinance of the City of Denton authorizing the City Manager, or designee, to execute a pipeline crossing contract with the Kansas City Southern Railway Company, a Missouri Corporation, D/B/A CPKC ("Railway Company"), for the purpose of crossing under the railway company's tracks and right-of-way at Mile Post D 103.27 (Alliance Subdivision) Denton (Denton County), Texas to construct, maintain, operate, use and/or remove a proposed sanitary sewer pipeline for the City's Bonnie Brae Phase 3 Widening and Realignment Project; providing for the expenditure of funds in the Not-To-Exceed Amount of Nine Thousand, Three Hundred Seventy-Five Dollars ($9,375.00); authorizing the expenditure of funds therefor; and providing an effective date.
ASSIGNED ORDINANCE NO. 24-172

I. ID 24-708 Consider adoption of an ordinance of the City of Denton authorizing the City Manager to execute a license agreement for highway overpass by and between the City of Denton ("City") and the Kansas City Southern Railroad Company D/B/A CPKC ("KCSRR") relating to the construction of Hickory Creek Road within the railroad right-of-way located at KCSRR Milepost MM 99.54, within the County and City of Denton, Texas; providing for the expenditure of funds not to exceed the amount of $10.00 and other good and valuable consideration for the license agreement for highway overpass; and providing an effective date.
ASSIGNED ORDINANCE NO. 24-708

J. ID 24-421 Consider approval of a resolution of the City of Denton authorizing the City Manager to apply for funding in the amount of $4,969,060 for the Fiscal Year (FY) 2024 funding period through the Denton County Transportation Authority (DCTA) Transportation Reinvestment Program which provides financial assistance to DCTA member cities for transit-supportive projects; and providing an effective date.
ASSIGNED RESOLUTION NO. 24-421

K. ID 24-667 Consider adoption of an ordinance of the City of Denton approving and authorizing the City Manager to execute a Memorandum of Understanding with the City of Lewisville, Texas, for the transfer to Lewisville of its share ($24,596.00) of the proceeds of the U.S. Department of Justice - Office of Justice Programs - Edward Byrne Justice Assistance Grant (JAG Grant) 2023; and declaring an effective date.
ASSIGNED ORDINANCE NO. 24-667

L. ID 24-663 Consider adoption of an ordinance of the City of Denton granting a noise exception for Fry Street Entertainment District and Merchants Association's Fry Street Fair event which will be held on Saturday, April 27, 2024 and Sunday, April 28, 2024 at 109 Avenue A; and providing an effective date.
ASSIGNED ORDINANCE NO. 24-663

M. ID 24-664 Consider adoption of an ordinance of the City of Denton granting the Denton Main Street Association a noise exception for the Twilight Tunes Series, which will be held

on Thursday, May 2, May 9, May 16, May 23, May 30, June 6, June 13, June 20 and Friday, June 21, 2024 from 6:00 p.m. to 8:00 p.m. on the Courthouse Lawn - 110 W Hickory Street; and providing an effective date.

ASSIGNED ORDINANCE NO. 24-664

N. ID 24-666 Consider adoption of an ordinance of the City of Denton granting Denton Cinco de Mayo, a three-year noise exception for the Cinco de Mayo celebrations on Friday, May 3, 2024, through Sunday, May 5, 2024, Friday, May 2, 2025, through Sunday, May 4, 2025, and Friday, May 1, 2026, through Sunday, May 3, 2026; and providing an effective date.

ASSIGNED ORDINANCE NO. 24-666

O. ID 24-768 Consider adoption of an ordinance of the City of Denton granting Texas Filmmakers Corporation, a three-year noise exception for Thin Line Fest on Saturday, April 27, 2024, Saturday, April 26, 2025, and Saturday, April 25, 2026; and providing an effective date.

ASSIGNED ORDINANCE NO. 24-768

P. A23-0002c Consider adoption of an ordinance of the City of Denton, Texas, Nunc Pro Tunc, correcting a scrivener's error in the ordinance number on the signed copy of Ordinance No. A23-0003c; providing for a savings clause and an effective date. (A23-0002c, Walker Tract Annexation, Angie Manglaris)

ASSIGNED ORDINANCE NO. A23-0002c

Q. ID 24-738 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the approval of a first amendment to a Professional Services Agreement between the City of Denton and Freese and Nichols, Inc., amending the contract approved by City Council on December 12, 2017, in the not-to-exceed amount of $1,200,000.00, said first amendment to provide full depth reconstruction and utility improvements within the project limits for the Capital Projects Department; providing for the expenditure of funds therefor; and providing an effective date (File 6625 - providing for an additional first amendment expenditure amount not-to-exceed $1,630,500.00, for a total contract amount not-to-exceed $2,830,500.00). The Public Utilities Board recommends approval (4 - 0).

ASSIGNED ORDINANCE NO. 24-738

R. ID 24-739 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 Burns & McDonnell Engineering Company, Inc., to manage and control improvements to the Supervisory Control and Data Acquisition (SCADA) network in the capacity of Owner Engineer for Denton Municipal Electric; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7804-013 - awarded to Burns & McDonnell Engineering Company, Inc., in the not-to-exceed amount of $1,399,998.00). The Public Utilities Board recommends approval (4 - 0).

ASSIGNED ORDINANCE NO. 24-739

S. ID 24-740 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 Atmospheric G2, LLC, for weather forecasting services for Denton Municipal Electric; providing for the expenditure of funds therefor; and providing an effective date. (RFP 8420 - awarded to Atmospheric G2, LLC, in the three (3) year not-to-exceed amount of $165,240.00). The Public Utilities Board recommends approval (4 - 0).

ASSIGNED ORDINANCE NO. 24-740

T. ID 24-741 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 Quorum Architects, Inc., for professional design services for the addition and renovation of the Linda McNatt - Animal Care and Adoption Center for the Capital Projects Department; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7818-010 - awarded to Quorum Architects, Inc., in the not-to-exceed amount of $1,333,200.00).

ASSIGNED ORDINANCE NO. 24-741

U. ID 24-742 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 Martinez Architects, LP, for the architectural design services of Fire Station # 5 & Fire Station # 6 for the Capital Projects Department as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFQ 7818-011 - Professional Services Agreement for design services awarded to Martinez Architects, LP, in the not-to-exceed amount of $2,071,500.00).

ASSIGNED ORDINANCE NO. 24-742

V. ID 24-744 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 Skanska USA Building Inc, for project management services for the renovation at the Water Works Park for the Capital Projects Department as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFQ 8245-002 - Professional Services Agreement for project management services awarded to Skanska USA Building Inc, in the not-to-exceed amount of $167,256.00).

ASSIGNED ORDINANCE NO. 24-744

W. ID 24-745 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 Skanska USA Building Inc, for project management services for the renovation of the Linda McNatt Animal Care and Adoption Center for the Capital Projects Department as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFQ 8245-003 - Professional Services Agreement for project management services awarded to Skanska USA Building Inc, in the not-to-exceed amount of $299,360.00).

ASSIGNED ORDINANCE NO. 24-745

X. ID 24-746 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 Daikin Applied Americas Inc. dba Daikin Applied, for all labor, materials, tools, equipment, and supervision for various City buildings and to assist with service, preventative maintenance, and installation of Daikin equipment in new and existing facilities for the Facilities Management Department; providing for the expenditure of funds therefor; and providing an effective date (RFP 8331 - awarded to Daikin Applied Americas Inc. dba Daikin Applied, for one (1) year, with the option for four (4) additional one (1) year extensions, in the total five (5) year not-to-exceed amount of $1,000,000.00).
ASSIGNED ORDINANCE NO. 24-746

Y. ID 24-747 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 Teague Nall and Perkins, Inc., for a Professional Services Agreement for the design of the North Lakes Soccer Complex, Emily Fowler Library, Martin Luther King Recreation Center, and Avondale Park (NEMA) Parking Lots for the Capital Projects Department; providing for the expenditure of funds therefor; and providing an effective date (RFQ 8386 - awarded to Teague Nall and Perkins, Inc., Professional Services Agreement for design services awarded to Teague Nall and Perkins, Inc., in the not-to-exceed amount of $570,800.00).
ASSIGNED ORDINANCE NO. 24-747

Z. ID 24-748 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 Stuart C. Irby Company, for the supply of electric aluminum swage connectors for the City of Denton Warehouse; providing for the expenditure of funds therefor; and providing an effective date (IFB 8452 - awarded to Stuart C. Irby Company, for two (2) years, with the option for two (2) additional one (1) year extensions, in the total four (4) year not-to-exceed amount of $500,000.00).
ASSIGNED ORDINANCE NO. 24-748

AA. ID 24-749 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation, authorizing the City Manager to approve a pre-qualified professional list of firms to be contracted for real estate acquisition and relocation services for various real property and capital improvement projects within the City of Denton for the Real Estate Department; and providing an effective date (RFQ 8460 - for a three (3) year term).
ASSIGNED ORDINANCE NO. 24-749

AB. ID 24-750 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 GWB Enterprises, LLC dba Clean & Green Car Wash, for vehicle washing and detailing services for the Fleet Services Department; providing for the expenditure of funds therefor; and providing an effective date (RFP 8470 - awarded to GWB Enterprises, LLC dba Clean &

Green Car Wash, 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 $500,000.00).

ASSIGNED ORDINANCE NO. 24-750

AC. ID 24-751 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 Bradstreet Construction, LLC dba ForeverLawn Texas, for the removal and replacement of the North Lakes Driving Range tee line turf for the Parks and Recreation Department; providing for the expenditure of funds therefor; and providing an effective date (RFP 8474 - awarded to Bradstreet Construction, LLC dba ForeverLawn Texas, in the not-to-exceed amount of $60,000.00).

ASSIGNED ORDINANCE NO. 24-751

AD. ID 24-752 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 Mountjoy Aquatics, LLC, through the Buy Board Cooperative Purchasing Network Contract # 701-23, for repair services and purchase of swimming pool equipment for the Parks and Recreation Department; providing for the expenditure of funds therefor; and providing an effective date (File 8494 - awarded to Mountjoy Aquatics, LLC, for one (1) year, with the option for four (4) additional one (1) year extensions, in the total five (5) year not-to-exceed amount of $3,300,000.00).

ASSIGNED ORDINANCE NO. 24-752

AE. ID 24-753 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 University Park, under the Texas Government Code, Section 791.001, to authorize the City of University Park 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 8510 - award an Interlocal Cooperative Purchasing Agreement with the City of University Park).

ASSIGNED ORDINANCE NO. 24-753

AF. ID 24-754 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 Sam's Club, through the Purchasing Association of Cooperative Entities (PACE) Contract Number P00246, for the acquisition of Retail Suppliers Services for various city departments; providing for the expenditure of funds therefor; and providing an effective date (File 8514 - awarded to Sam's Club, in the five (5) year not-to-exceed amount of $450,000.00).

ASSIGNED ORDINANCE NO. 24-754

AG. ID 24-755 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 FarrWest Environmental Supply, Inc., through the Buy Board Cooperative Purchasing Network Contract # 718-23, for a gas identification system for the Fire Department; providing for the

expenditure of funds therefor; and providing an effective date (File 8529 - awarded to FarrWest Environmental Supply, Inc., in the not-to-exceed amount of $58,800.00).
ASSIGNED ORDINANCE NO. 24-755

AH. ID 24-756 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 all City of Denton departments; providing for the expenditure of funds therefor; and providing an effective date (RFP 8436 - awarded to Lessek Enterprises, LLC dba Impress Graphics, for one (1) year, with the option for four (4) additional one (1) year extensions, in the total five (5) year not-to-exceed amount of $1,250,000.00).
ASSIGNED ORDINANCE NO. 24-756

AI. ID 24-757 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 Amazon Services, LLC, through the Omnia Partners Contract Number R-TC-17006, for the procurement of business products and office supplies through an online marketplace for various City of Denton departments, providing for the expenditure of funds therefor; and providing an effective date (File 8497 - awarded to Amazon Services, LLC, in the five (5) year not-to-exceed amount of $6,000,000.00).
ASSIGNED ORDINANCE NO. 24-757

6. PUBLIC HEARINGS

A. ID 24-657 Consider adoption of an ordinance of the City of Denton adopting Standards of Care for recreational care programs administered by Denton's Parks and Recreation department pursuant to Texas Human Resources Code Section 42.041(b)(14); and providing an effective date. The Parks, Recreation, and Beautification Board recommends approval (4-0).
ASSIGNED ORDINANCE NO. 24-657

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 with no callers in the queue, the public hearing was closed.

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

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

Motion carried.

AYES (7): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Byrd, Meltzer, Holland, McGee, and Watts

NAYS (0): None

B. DCA24-0002b Hold a public hearing and consider adoption of an ordinance of the City of Denton, Texas amending the Denton Development Code's land occupancy process; amendments include but are not limited to: Table 2.2-A: Summary of Development Review Procedures and Section 2.5: Development Permits and Procedures; providing for a penalty in the maximum amount of $2,000.00 for violations thereof; providing a severability clause and an effective date. The Planning and Zoning Commission voted 7-0 to recommend approval of the request. Motion for approval by Commissioner Villareal and second by Commissioner Smith. (DCA24-0002b, Land Occupancy, Julie Wyatt)
ASSIGNED ORDINANCE NO. DCA24-0002b

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

The item was presented and discussion followed.

The public hearing was opened and with no callers in the queue, the public hearing was closed.

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

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

Motion carried.

AYES (7): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Byrd, Meltzer, Holland, McGee, and Watts

NAYS (0): None

C. Z23-0008b 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 Public Facilities (PF) district to Residential 7 (R7) district on approximately 1.143 acres of land generally located at the southeast intersection of Bonnie Brae Road and Riney Road in the City of Denton, Denton County; 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. The Planning and Zoning Commission voted [7-0] to recommend approval of the request. Motion for approval was made by Commissioner Smith and seconded by Commissioner Thaggard. (Z23-0008b, Bonnie Brae Rezoning PF to R7, Angie Manglaris).
ASSIGNED ORDINANCE NO. Z23-0008b

All members of the City Council received the comments as submitted and had the opportunity to review all submissions prior to the start of the meeting and consider such comments when voting on the item. The summary of public commentary/registrations are noted on Exhibit A.

The item was presented and 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.

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

AYES (7): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Byrd, Meltzer, Holland, McGee, and Watts

NAYS (0): None

7. ITEMS FOR INDIVIDUAL CONSIDERATION - CONTINUED

A. ID 24-640 Consider adoption of an ordinance of the City of Denton, A Texas Home-Rule Corporation ("City"), amending the City's Water Conservation and Drought Contingency Plan previously adopted by the City Council in Ordinance No. 19-863 enacted on April 16, 2019, providing an effective date. The Public Utilities Board recommends approval (4-0).
ASSIGNED ORDINANCE NO. 24-640

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.

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

Motion carried.

AYES (7): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Byrd, Meltzer, Holland, McGee, and Watts

NAYS (0): None

B. ID 24-668 Consider approval of a resolution of the City of Denton, Texas, authorizing and approving the creation of Denton Public Facility Corporation, a public facility corporation, pursuant to Chapter 303 of the Texas Local Government Code; approving the articles of incorporation; approving the initial bylaws for the corporation; and providing an effective date.

ASSIGNED RESOLUTION NO. 24-668

All members of the City Council received the comments as submitted and had the opportunity to review all submissions prior to the start of the meeting and consider such comments when voting on the item. The summary of public commentary/registrations are noted on Exhibit A.

The item was presented, and discussion followed.

Citizen comments received are noted on Exhibit A.

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

Motion carried.

AYES (4): Mayor Hudspeth, and Council Members Byrd, Holland, and Watts

NAYS (3): Mayor Pro Tem Beck and Council Members Meltzer, and McGee.

C. ID 24-677 Consider adoption of an ordinance of the City of Denton, a Texas home-rule municipal corporation ("Denton") providing for, authorizing, and approving the execution by the City Manager of the Power Purchase Agreement ("PPA") between Denton and Yellow Viking Development One, LLC ("Yellow Viking"); authorizing the acceptance and approval by the City Manager of the Letter of Credit, or other credit support issued on behalf of Yellow Viking, further securing the obligations of Yellow Viking to Denton for the benefit of Denton; approving the execution of such other and further related documents deemed necessary to effectuate the transactions allowed under this agreement by the City Manager, which are incident to or related to the PPA; finding that that the purchase of capacity and energy made by Denton under the terms of the PPA are in the public welfare; authorizing the expenditure of funds; determining that specific information contained in documents involved in this transaction pertain to a "Competitive Electric Matter" as set forth under the provisions of §551.086 and §552.133 of the Texas Government Code, as amended; allowing the public to inspect and reproduce the PPA as redacted; and providing an effective date. The Public Utilities Board recommends approval (3-1).

ASSIGNED ORDINANCE NO. 24-677

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

The item was presented, and no discussion followed.

Citizen comments received are noted on Exhibit A.

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

Motion carried.

AYES (7): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Byrd, Meltzer, Holland, McGee, and Watts

NAYS (0): None

8. CONCLUDING ITEMS

Council Members expressed items of interest.

With no further business, the meeting was adjourned at 8:49 p.m.

GERARD HUDSPETH
MAYOR
CITY OF DENTON, TEXAS

LAUREN THODEN
CITY SECRETARY
CITY OF DENTON, TEXAS

MINUTES APPROVED ON: May 7, 2024

April 16, 2024 City Council Regular Meeting - EXHIBIT A							
Name	**Last**	**Address**	**City**	**Agenda Item**	**Position**	**Method**	**Comments**
Sharetta	Lee	2560 Tower Ridge Dr.	Corinth	24-668	Oppositi	IC	
Phillip	Baker	PO Box 2424	Denton	Z23-0008	Support	PH	
Donna	Smith	3924 Yellowstone	Denton			Open Mic	AG Lawsuit
Hugh	Coleman	506 Ridgecrest Circle	Denton	24-824		IC	
Stephen	Dillenberg	1004 Abbots Lane	Denton	24-824		IC	

BOARDS & COMMISSIONS - NOMINATIONS LIST
April 16, 2024

BOARD/COMMITTEE/COMMISSION	COUNCIL PLACE	NOMINATING CCM	NOMINEE	PRESENT TERM	NEW TERM	STATUS & QUALIFICATION OR PREFERENCE, IF ANY
Public Arts Committee	N/A	N/A	Travis Veselka	N/A	UNEXPIRED September 1, 2023 through August 31, 2025	New Nominated by GDAC
Public Arts Committee	N/A	N/A	Krissi Berry	N/A	UNEXPIRED September 1, 2023 through August 31, 2025	New Ex-officio GDAC member