



City of Denton

City Hall
215 E. McKinney St.
Denton, Texas 76201
www.cityofdenton.com

Meeting Agenda

City Council

Tuesday, October 20, 2015

12:00 PM

Work Session Room & Council Chambers

After determining that a quorum is present, the City Council of the City of Denton, Texas will convene in a Closed Meeting on Tuesday, October 20, 2015 at 12:00 p.m. in the Council Work Session Room at City Hall, 215 E. McKinney Street, Denton, Texas at which the following item will be considered:

- A. [ID 15-1030](#) Consultation with Attorneys - Under Texas Government Code Section 551.071.

Consult with City's Attorneys regarding legal issues associated with the disclosure of confidential information, including those raised by legal counsel for the Freedom of Information Foundation of Texas in a letter dated August 27, 2015, by City Council members, by members of City boards and commissions and by City employees, including but not limited to, Constitutional limitations and criminal penalties, where a public discussion of these legal matters would conflict with the duty of the City's attorneys under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas.

Following completion of the Closed Meeting, the City Council will convene in a Work Session at which the following items will be considered:

1. Citizen Comments on Consent Agenda Items

This section of the agenda allows citizens to speak on Consent Agenda Items only. Each speaker will be given a total of three (3) minutes to address any items he/she wishes that are listed on the Consent Agenda. A Request to Speak Card should be completed and returned to the City Secretary before Council considers this item.

2. Requests for clarification of agenda items listed on the agenda for October 20, 2015.

3. Work Session Reports

- A. [ID 15-1039](#) Hold a discussion and give staff direction concerning legal issues raised by legal counsel for the Freedom of Information Foundation of Texas in a letter dated August 27, 2015, in connection with the release of confidential information by City Council members, by members of City boards and commissions and by City employees.

Attachments: [Exhibit 1 Letter from Freedom of Information Foundation](#)

- B. [ID 15-958](#) Receive a report, hold a discussion, and give staff direction regarding potential changes to Chapter 23, Article VI of the Code of Ordinances as it relates to a change in police initiated towing and review and provide recommendation for the draft of Chapter 23 Article V of the Code of Ordinances relating to non-consent towing.

Attachments: [Exhibit 1 Non Consent Towing Ordinance](#)

- C. [ID 15-1002](#) Receive a report, hold a discussion, and give staff direction regarding creation of a

fee ordinance governing permissible maximum fees associated with non-consent towing and the regulatory fees charged to tow companies by the City.

Attachments: [Exhibit 1 Towing Fee Ordinance](#)

- D. [ID 15-989](#) Receive a report, hold a discussion, and provide staff direction regarding the City of Denton Solid Waste & Recycling Department proceeding with a proposed multi-year landfill mining capital project.

Attachments: [Exhibit 1-Landfill Mining Overview](#)

- E. [ID 15-932](#) Receive a report and hold a discussion regarding various types of municipal debt, procedures for debt issuance, refundings and associated matters.

Attachments: [Exhibit 1 - Presentation](#)

- F. [ID 15-1055](#) Receive a report, hold a discussion and give staff direction on options related to the possible sale of debt for Denton Municipal Electric power generation facilities.

Attachments: [Exhibit 1 Debt Option 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 15-1029](#) Deliberations regarding Real Property - Under Texas Government Code Section 551.072; Consultation with Attorneys - Under Texas Government Code Section 551.071.

Receive information from staff, discuss, deliberate, and provide staff with direction regarding the potential acquisition of real property interests located along both the east and west sides of Bernard St. between Eagle Drive to the north and Collins Street to the south, in the City of Denton, Texas, if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person. Consultation with the City's attorneys regarding legal issues associated with the acquisition of the real property interests described above where a public discussion of these legal matters would conflict with the duty of the City's attorneys to the City of Denton and the Denton City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas, or would jeopardize the City's legal position in any administrative proceeding or potential litigation. [Eagle Substation] [ID 15-985]

- B. [ID 15-911](#) 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 Daniel Lambert Survey, Abstract Number 784, located generally at the northeast corner of

Mayhill Road and Colorado Boulevard, City of Denton, Denton County, Texas. Consultation with the City's attorneys regarding legal issues associated with the acquisition or condemnation of the real property interests referenced 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. (Mayhill Road Widening and Improvements project - Parcel M231-Ray Hallford, Trustee)

- C. [ID 15-1024](#) Deliberations regarding Real Property - Under Texas Government Code Section 551.072; Consultation with Attorneys - Under Texas Government Code Section 551.071

Receive information, from staff, discuss, deliberate, and provide staff with direction regarding the potential lease of real property interests generally located in the 200 block of W. Hickory Street and the 100 block of S. Locust Street in the City of Denton, Denton County, Texas where deliberation in an open meeting would have a detrimental effect on the position of the Denton City Council in negotiations with a third person. Consultation with the City's attorneys regarding legal issues associated with the lease of the real property interests described above where a public discussion of these legal matters would conflict with the duty of the City's attorneys to the City of Denton and the Denton City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas, or would jeopardize the City's legal position in any administrative proceeding or potential litigation.

- D. [ID 15-1027](#) Deliberations regarding Economic Development Negotiations - Under Texas Government Code Section 551.087.

Receive a report and hold a discussion regarding economic development issues regarding a proposed economic development incentive agreement for Project Cartoon. This discussion shall include commercial and financial information the City Council has received from Project Cartoon, a business prospect, which the City Council seeks to have locate, stay, or expand in or near the territory of the city, and with which the City Council is conducting economic development negotiations; deliberate the offer of a financial or other incentive to Project Cartoon.

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 ACTION, DECISION, OR VOTE IS TAKEN IN THE CLOSED MEETING IN ACCORDANCE WITH THE PROVISIONS OF §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 TEX. GOV'T. CODE, §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 §551.071-551.086 OF THE TEXAS OPEN MEETINGS ACT.

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

- A. [ID 15-939](#) Support Our Troops
- B. [ID 15-1045](#) Fire Prevention Month

3. PRESENTATION FROM MEMBERS OF THE PUBLIC

- A. Review of procedures for addressing the City Council.
- B. Receive Scheduled Citizen Reports from Members of the Public.

- 1. [ID 15-907](#) Naomi Wood regarding paid parental leave for City of Denton employees: going beyond FMLA.
- 2. [ID 15-931](#) Dawn Carlin regarding necessary improvements on McKinney between Loop 288 and Ryan High School.
- 3. [ID 15-936](#) John Goodman regarding Quakertown Park.

C. Additional Citizen Reports - This section of the agenda permits any person not registered for a citizen report to make comments regarding public business on items not listed on the agenda. This is limited to four speakers per meeting with each speaker allowed a maximum of four (4) minutes.

4. CONSENT AGENDA

Each of these items is recommended by the 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 – AA). 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, Consent Agenda Items A – AA below 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 15-934](#) Consider adoption of an ordinance of the City of Denton, Texas to declare the intent to reimburse capital program expenditures of the Electric Utility (\$57,850,000), Solid Waste (\$9,280,000), and General Government (\$27,980,000) with Tax Preferred Obligations (Certificates of Obligation and General Obligation Bonds) with an aggregate maximum principal amount equal to \$95,110,000; and providing

an effective date. The Public Utilities Board considered the utility fund expenditures of this resolution and recommends approval (7-0).

Attachments: [Exhibit 1 - Issuance Timeline](#)
 [Exhibit 2 - FY 2015-16 Capital Budget](#)
 [Exhibit 3 - Ordinance](#)
 [Exhibit 4 - Draft PUB Minutes](#)

- B. [ID 15-949](#) Consider a request for an exception to the Noise Ordinance for the purpose of the Brave Denton - Brave Combo Fight the Frack event sponsored by the Blackland Prairie Rising Tide. Live music will be played in Quakertown Park, located at 321 E. McKinney Street, on Tuesday, November 3, 2015, from 7:00 p.m. to 9:30 p.m. An exception is specifically requested to increase sound levels from 70 to 75 decibels. Staff recommends approval.

Attachments: [Exhibit 1-Letter of Request](#)

- C. [ID 15-953](#) Consider adoption of an ordinance of the City Council of the City of Denton, Texas providing for the City's adoption of the Clean Fleet Vehicle Model Ordinance proposed by the Regional Transportation Council (RTC) which is the Regional Transportation Policy Body associated with the North Central Texas Council of Governments (NCTCOG); and providing an effective date. The Committee on the Environment recommends approval (3-0).

Attachments: [Exhibit 1- NCTCOG Clean Fleet Policy](#)
 [Exhibit 2- Clean Fleet Adoptees](#)
 [Exhibit 3- Committee on Environment Minutes](#)
 [Exhibit 4- Ordinance](#)

- D. [ID 15-954](#) Consider adoption of an ordinance of the City of Denton, Texas, amending Ordinance No. 2013-016 to prescribe updated titles and number of positions for certain classifications of Fire Department personnel; providing repealer, cumulative and severability clauses; and declaring an effective date.

Attachments: [Exhibit 1 - Ordinance 2013-016](#)
 [Exhibit 2 - Ordinance Amending Ordinance 2013-016](#)

- E. [ID 15-979](#) Consider adoption of an ordinance authorizing the City Manager to execute an Interlocal Agreement with the University of North Texas for internet services under Section 791.001 of the State of Texas Government Code; authorizing the expenditure of funds therefor; and declaring an effective date (File 4943-Interlocal Agreement with University of North Texas System in the three (3) year not-to-exceed amount of \$60,000).

Attachments: [Exhibit 1-Ordinance](#)
 [Exhibit 2-Agreement](#)

- F. [ID 15-980](#) Consider adoption of an ordinance of the City of Denton, Texas, authorizing the City Manager or his designee to enter into an Interlocal Agreement with the City of Copperas Cove, Texas, to provide for the City of Denton purchase of a model year 2000 used Scarab Windrow Turner for the City Landfill; providing for the

expenditure of funds therefor; providing a savings clause; providing an effective date (File 5894 in the amount of \$30,000). The Public Utilities Board recommends approval (7-0).

Attachments: [Exhibit 1-PUB Minutes](#)
 [Exhibit 2-Ordinance](#)
 [Exhibit 3-Interlocal Agreement](#)

- G. [ID 15-981](#) Consider adoption of an ordinance of the City of Denton authorizing the City Manager or his designee to execute a contract through the Buy Board Cooperative Purchasing Network for the acquisition of one (1) Bobcat Model T870 Skidsteer Loader for the City of Denton Solid Waste Department; and providing an effective date (File 5950-awarded to Bobcat Company in the amount of \$74,243.17). The Public Utilities Board recommends approval (7-0).

Attachments: [Exhibit 1-Quote](#)
 [Exhibit 2-Buy Board Contract](#)
 [Exhibit 3-Staff Memo](#)
 [Exhibit 4-PUB Minutes](#)
 [Exhibit 5-Ordinance](#)

- H. [ID 15-982](#) Consider adoption of an ordinance of the City of Denton, Texas providing for, authorizing, and approving the purchase of Laserfiche Document Imaging Application upgrade to version 9.3 on the RIO Licensing Platform, software maintenance, additional licensing for Laserfiche Forms Package, and software enhancements as approved by the State of Texas Department of Information Resources (DIR) Contract Number DIR-SDD-2502; providing for the expenditure of funds therefor; and providing an effective date (File 5954-awarded to MCCi, LLC in the not-to-exceed amount of \$305,000).

Attachments: [Exhibit 1-Pricing Comparison](#)
 [Exhibit 2-Ordinance](#)
 [Exhibit 3-Contract](#)

- I. [ID 15-983](#) Consider adoption of an ordinance rejecting any and all competitive bids for the construction of the Santa Monica Water and Wastewater Improvements project for the City of Denton; and providing an effective date (Bid 5876). The Public Utilities Board recommends approval (7-0).

Attachments: [Exhibit 1-Tabulation Sheet](#)
 [Exhibit 2-Public Utilities Board Minutes](#)
 [Exhibit 3-Ordinance](#)

- J. [ID 15-984](#) Consider adoption of an ordinance accepting competitive bids and awarding a public works contract for the construction of the Country Club Mobile Home Park, Nettie Schultz Park, and Woodhaven Street Sanitary Sewer Replacements Project for the City of Denton; providing for the expenditure of funds therefor; and providing an effective date (Bid 5877-awarded to the lowest responsible bidder meeting specification, Dickerson Construction Company, in the amount of

\$1,002,073). The Public Utilities Board recommends approval (7-0).

Attachments: [Exhibit 1-Tabulation Sheet](#)
 [Exhibit 2-Public Utilities Board Minutes](#)
 [Exhibit 3-Ordinance](#)

- K. [ID 15-986](#)** Consider adoption of an ordinance of the City of Denton, Texas providing for, authorizing, and approving the expenditure of funds for the purchase of two (2) Altec bucket trucks for Denton Municipal Electric which are available from only one source and in accordance with Chapter 252.022 of the Texas Local Government Code, such purchases are exempt from requirements of competitive bidding; and providing an effective date (File 5949-awarded to Altec Industries, Inc. in the not-to-exceed amount of \$428,385.50). The Public Utilities Board recommends approval (7-0).

Attachments: [Exhibit 1-Quotes](#)
 [Exhibit 2-Standardization Memo](#)
 [Exhibit 3-Sole Source Letter](#)
 [Exhibit 4-PUB Minutes](#)
 [Exhibit 5-Ordinance](#)

- L. [ID 15-987](#)** Consider adoption of an ordinance of the City of Denton authorizing the City Manager or his designee to execute a contract through the Houston-Galveston Area Council of Governments (H-GAC) Cooperative Purchasing Program for the acquisition of one (1) Frazer Type I Ambulance for the City of Denton Fire Department; and providing an effective date (File 5948-awarded to Frazer, Ltd. not-to-exceed amount of \$151,425).

Attachments: [Exhibit 1-H-GAC quote](#)
 [Exhibit 2-H-GAC Contract](#)
 [Exhibit 3-Single Source Memo](#)
 [Exhibit 4-Ordinance](#)

- M. [ID 15-990](#)** Consider adoption of an ordinance approving the expenditure of funds for the purchase of two (2) WEMCO Hydrogritter 12” Weir End stainless steel grit separation systems for the Pecan Creek Water Reclamation Plant, which are available from only one source and in accordance with Texas Local Government Code 252.022, such purchases are exempt from requirements of competitive bids; providing for the expenditure of funds therefor; and providing an effective date (File 5941-awarded to Jay Martin Company in the not-to-exceed amount of \$85,600). The Public Utilities Board recommends approval (7-0).

Attachments: [Exhibit 1-Quote](#)
 [Exhibit 2-Weir Sole Source Letter](#)
 [Exhibit 3-Staff Memo](#)
 [Exhibit 4-PUB Minutes](#)
 [Exhibit 5-Ordinance](#)

- N. [ID 15-991](#)** Consider adoption of an ordinance accepting competitive proposals and awarding a

contract for City of Denton utility bill printing and mailing services; providing for the expenditure of funds therefor; and providing an effective date (RFP 5815-awarded to Ancor Information Management LLC., dba Utilitec, in the three (3) year not-to-exceed amount of \$1,300,000). The Public Utilities Board recommends approval (7-0).

Attachments: [Exhibit 1-Pricing Sheet](#)
[Exhibit 2-PUB Minutes](#)
[Exhibit 3-Ordinance](#)
[Exhibit 4-Signed Contract](#)

- O. [ID 15-993](#) Consider adoption of an ordinance accepting competitive proposals and awarding a contract for the purchase of Police Vehicles for the City of Denton; providing for the expenditure of funds therefor; and providing an effective date (RFP 5855-awarded to James Wood Autopark in the three (3) year not-to-exceed amount of \$1,469,716.08).

Attachments: [Exhibit 1-Tabulation Sheet](#)
[Exhibit 2-Ordinance](#)
[Exhibit 3-Contract](#)

- P. [ID 15-994](#) Consider adoption of an ordinance accepting competitive proposals and awarding a contract for Performance Management, Compensation Management, and Learning Management Software including a three (3) year software maintenance agreement for the City of Denton Human Resources Department; providing for the expenditure of funds therefor; and providing an effective date (RFP 5827-awarded to Cornerstone OnDemand, Inc. in the not-to-exceed amount of \$322,688.40.)

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

- Q. [ID 15-996](#) Consider adoption of an ordinance of the City of Denton, Texas authorizing the City Manager to execute a lease agreement between the City of Denton (Keep Denton Beautiful) and Rail Yard Partners, LTD, and providing an effective date. The Public Utilities Board recommends approval 7-0.

Attachments: [Exhibit 1 - KDB Lease Agreement](#)
[Exhibit 2 - KDB Lease Renewal Options](#)
[Exhibit 3 - Ordinance](#)

- R. [ID 15-997](#) Consider adoption of an ordinance of the City of Denton, Texas, amending 2004-261; establishing fees to be charged for overdue books and materials for the libraries of the city of Denton, TX; to equalize said fees, update formats, and provide a uniform checkout length of time to all circulating materials; repealing all ordinances in conflict; provide a severability clause; provide for an effective date.

Attachments: [Exhibit 1 Proposed ordinance](#)
[Exhibit 2 Markup of existing ordinance](#)
[Exhibit 3 Library Board Minutes](#)

- S. [ID 15-998](#) Consider adoption of an ordinance of the City of Denton authorizing the City Manager, or his designee, to execute on behalf of the City of Denton a lease of property between the City of Denton, Monsignor King Outreach Center in substantially the same form as attached hereto and incorporated herein by reference, for the operation of a homeless shelter at 300 Woodrow Lane; and providing for an effective date.
- Attachments:** [Exhibit 1 - MKOC Lease \(Oct 2015 Draft\)](#)
 [Exhibit 2 - Shelter Lease Ordinance](#)
- T. [ID 15-1003](#) Consider adoption of an ordinance closing, abandoning and vacating a portion of the right-of-way on Texas Street between the northwest corner of Lot 1, Block A, East College Addition, to the East, and the Union Pacific Railroad corridor, to the West, being a 0.641 acre tract; and providing an effective date. (Abandonment of Texas Street located within the main Service Center compound)
- Attachments:** [Exhibit 1 Location Map](#)
 [Exhibit 2 Site Map](#)
 [Exhibit 3 Ordinance](#)
- U. [ID 15-1006](#) Consider adoption of an ordinance of the City of Denton, Texas prohibiting U-turns for any vehicle travelling northbound at the 800 Block of North Loop 288; providing a repealer clause, providing a savings clause; providing a penalty of a fine not to exceed two hundred dollars (\$200) for violations of this ordinance; and providing for an effective date. The Traffic Safety Commission recommends approval (4-0).
- Attachments:** [Exhibit 1 - Site Map](#)
 [Exhibit 2 - Graphic of the hazardous area](#)
 [Exhibit 3 - Ordinance](#)
- V. [ID 15-1007](#) Consider adoption of an ordinance of the City of Denton, Texas prohibiting parking on the west side of Bryan Street from its intersection with West Oak Street to its intersection with Scripture Street; providing a repealer clause, providing a savings clause; providing a penalty not to exceed five hundred dollars (\$500) for violations of this ordinance shall be governed by Chapter 18 of the code of ordinances of the City of Denton; and providing for an effective date. The Traffic Safety Commission recommends approval (4-0).
- Attachments:** [Exhibit 1 Petition Fact Sheet](#)
 [Exhibit 2 Location Map](#)
 [Exhibit 3 Google Photos of On-Street Parking](#)
 [Exhibit 4 Ordinance](#)
- W. [ID 15-1018](#) Consider adoption of an ordinance approving a Commercial Operator Airport Lease Agreement between the City of Denton, Texas and Mark Hicks Transport, LLC; and providing an effective date. The Council Airport Committee recommends approval (3-0).

Attachments: [Exhibit 1 - Piper Navajo Aircraft](#)
[Exhibit 2 - Site Plan](#)
[Exhibit 3 - Building Site Location](#)
[Exhibit 4 - Ordinance and Lease](#)

- X. [ID 15-1019](#) Consider a request for an exception to the Noise Ordinance for the purpose of the Denton Day of the Dead Festival, to be held in the Williams Trade Square parking lot and on Industrial and E. Hickory Streets, October 24, 2015, from 11 a.m. to 9 p.m. The exception is specifically requested to increase sound levels from 70 to 75 decibels.

Attachments: [Exhibit 1-Noise Exception Request](#)

- Y. [ID 15-1021](#) Consider approval of a resolution allowing Wine Squared to be the sole participant allowed to sell alcoholic beverages at the Denton Day of the Dead Festival, on October 24, 2015, upon certain conditions; authorizing the City Manager or his designee to execute an agreement in conformity with this resolution; and providing for an effective date.

Attachments: [Exhibit 1- Request to sell alcohol](#)
[Exhibit 2- Resolution and Agreement](#)

- Z. [ID 15-1032](#) Consider a request for an exception to the Noise Ordinance for the purpose of the Goddesses of Light Music Festival, to be held in the Williams Trade Square parking lot, November 6 - 7, 2015, from Noon to 10 p.m. The exception is specifically requested to increase sound levels from 70 to 75 decibels.

Attachments: [Exhibit 1-Noise Exception](#)

- AA. [ID 15-1033](#) Consider approval of a resolution allowing Hannah's Off the Square to be the sole participant allowed to sell alcoholic beverages at the Goddesses of Light Music Festival, on November 6 - 7, 2015, upon certain conditions; authorizing the City Manager or his designee to execute an agreement in conformity with this resolution; and providing for an effective date.

Attachments: [Exhibit 1- Request to Sell Alcoholic Beverages](#)
[Exhibit 2- Resolution and Agreement](#)

5. ITEMS FOR INDIVIDUAL CONSIDERATION

- A. [ID 15-952](#) Consider nominations/appointments to the City's Boards and Commissions: Parks, Recreation and Beautification Board; Public Art Committee; and Traffic Safety Commission.
- B. [ID 15-966](#) Consider approval of a resolution by the City of Denton, Texas, authorizing the City Manager to sign and submit an amendment to the 2013 and 2014 Action Plans for Housing and Community Development submitted in June 2013 and June 2014 to the U.S. Department of Housing and Urban Development; with appropriate certifications, as authorized and required by the Housing and Community Development Act of 1974, as amended, and the Affordable Housing Act of 1990, as amended; and providing for an effective date. The Community Development Advisory Committee recommended approval unanimously.

Attachments: [Exhibit 1 2013 and 2014 Action Plan Revisions](#)
[Exhibit 2 CDAC September 10, 2015 Draft Meeting Minutes](#)
[Exhibit 3 Ordinance](#)

- C. [ID 15-972](#) Consider adoption of an ordinance of the City Council of the City of Denton, Texas, approving the First Amendment to the 2014-15 agreement between the City of Denton and the Denton Affordable Housing Corporation; authorizing the City Manager to execute the First Amendment and to expend funds with respect to the First Amendment; and providing for an effective date. The Community Development Advisory Committee unanimously recommended approval.

Attachments: [Exhibit 1 Draft CDAC Minutes from September 10, 2015](#)
[Exhibit 2 Ordinance](#)

6. PUBLIC HEARINGS

- A. [S15-0008](#) Hold a public hearing and consider adoption of an ordinance of the City of Denton, Texas, regarding a Specific Use Permit (SUP) for a Drive-Through Facility in a Downtown Commercial General (DC-G) zoning district and use classification. The approximately .30 acre site is generally located on the east side of South Carroll Boulevard and approximately 130 feet south of Maple Street; and providing for a penalty in the maximum amount of \$2,000.00 for violations thereof; providing a severability clause and an effective date. (S15-0008) The Planning and Zoning Commission recommended approval of this request, subject to conditions (7-0).

Attachments: [Exhibit 1-Staff Analysis](#)
[Exhibit 2-Site Location Aerial Map](#)
[Exhibit 3-Zoning Map](#)
[Exhibit 4-Future Land Use Map](#)
[Exhibit 5-Proposed Site Plan](#)
[Exhibit 6-Proposed Landscape Plan](#)
[Exhibit 7-Public Notification Map and Responses](#)
[Exhibit 8-Planning and Zoning Commission meeting minutes](#)
[Exhibit 9-Draft Ordinance](#)

- B. [Z15-0022A](#) Hold a public hearing and consider adoption of an ordinance of the City of Denton, Texas, regarding a change in the zoning classification from a Regional Center Commercial Downtown (RCC-D) zoning district and use classification to an Employment Center Industrial (EC-I) zoning district and use classification on approximately 1.5 acres of land generally located on the north side of Schuyler Street and approximately 450 feet west of I-35 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. (Z15-0022) The Planning and Zoning Commission recommended approval of this request (6-0).

- Attachments:**
- [Exhibit 1-Staff Analysis](#)
 - [Exhibit 2 - Site Location Aerial Map](#)
 - [Exhibit 3 - Zoning Map](#)
 - [Exhibit 4 - Future Land Use Map](#)
 - [Exhibit 5 - Permitted Uses in Regional Center Commercial Downtown](#)
 - [Exhibit 6 - Permitted Uses in Employment Center Industrial](#)
 - [Exhibit 7 - Public Notification Map and Responses](#)
 - [Exhibit 8 - Planning and Zoning Commission Draft Minutes](#)
 - [Exhibit 9 - Draft Ordinance](#)

- C. [ID 15-985](#) Hold a public hearing and consider approval of a resolution by the City Council regarding four proposed sites for construction, expansion, and use of an electric power transmission /distribution substation located along both the east and west sides of Bernard St. between Eagle Drive to the north and Collins Street to the south, in the City of Denton, Texas, as part of Denton Municipal Electric's service territory.

- Attachments:**
- [Exhibit 1 - Project Information](#)
 - [Exhibit 2 - System Map](#)
 - [Exhibit 3 - Location Map](#)
 - [Exhibit 4 - Eagle Site Options](#)
 - [Exhibit 5 - Resolution](#)

7. PRESENTATION FROM MEMBERS OF THE PUBLIC

- A. Review of procedures for addressing the City Council.
 - B. Receive Scheduled Citizen Reports from Members of the Public.
1. [ID 15-927](#) Willie Hudspeth regarding City Hall.
 2. [ID 15-1000](#) Alysia Jordan regarding water bills.
 3. [ID 15-1048](#) Kerri Burnside regarding the Engineering Department concreting drainage ditches.
 4. [ID 15-1050](#) Judy Smith regarding the City Engineering Department's transparency when handling drainage ditch related projects.
 5. [ID 15-1052](#) Gary Cook regarding engineering projects and the community.

8. 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 _____ day of _____, 2015 at _____ o'clock (a.m.) (p.m.)

CITY SECRETARY

NOTE: THE CITY OF DENTON CITY COUNCIL WORK SESSION ROOM/ COUNCIL CHAMBERS ARE ACCESSIBLE IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT. THE CITY WILL PROVIDE 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 349-8309 OR USE TELECOMMUNICATIONS DEVICES FOR THE DEAF (TDD) BY CALLING 1-800-RELAY-TX SO THAT A SIGN LANGUAGE INTERPRETER CAN BE SCHEDULED THROUGH THE CITY SECRETARY'S OFFICE.