

## CITY OF DENTON CITY COUNCIL MINUTES

July 26, 2022

After determining that a quorum was present, the City Council of the City of Denton, Texas convened in a Work Session on Tuesday, July 26, 2022, at 2:00 p.m. in the Work Session Room at City Hall, 215 E. McKinney Street, Denton, Texas.

**PRESENT IN PERSON:** Mayor Gerard Hudspeth, Mayor Pro Tem Brian Beck and Council Members Vicki Byrd, Jesse Davis (virtual), Alison Maguire, 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 virtual 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**

None

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

- Clarification was requested on the following items:
  - Council Member Beck: Item 4.E (22-1420)
  - Council Member Byrd: Item 4.F (22-1444)
  - Council Member Watts: Item 4.C (22-1410)
- The following item was Pulled for Individual Consideration:
  - Council Member Maguire: Item 4.B (22-1413)

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

- A. ID 21-2816 Receive a report, hold a discussion, and give staff direction regarding the Fiscal Year 2022-23 Annual Internal Audit Plan. [Estimated Presentation/Discussion Time: 30 minutes]

The item was presented and discussion followed.

Following discussion, City Council consensus was to follow Staff recommendations for the following from those options presented:

- FY 22-23 New Audit Projects:
  - Solid Waste Operations Series
  - Recreation Facility Operations
  - Fire Prevention Series
  - Pedestrian & Cyclist Safety
  - Fuel Management
  - Staff Recruiting & Hiring.
- FY 21-22 Follow-Up Review Items:
  - Utility Street Cuts
  - Police Property Room
  - CIP Phase 1: Planning & Design
  - CIP Phase 3: Construction
  - COVID-19: Pandemic Preparedness
  - Municipal Court Payments
  - Building Permits

- B. ID 22-739 Receive a report, hold a discussion, and give staff direction regarding funding options for economic development. [Estimated Presentation/Discussion Time: 1 hour]

The item was presented and discussion followed.

Following discussion, City Council consensus was to follow Staff recommendation as presented.

- C. ID 22-742 Receive a report, hold a discussion, and give direction regarding the Water, Wastewater (Drainage), Solid Waste and Electric FY 2022-23 Preliminary Budget, Capital Improvement Program, Five-Year Financial Forecast and Rates. [Estimated Presentation/Discussion Time: 1 hour]

The item was presented and discussion followed.

Following discussion, City Council consensus was to follow Staff recommendation as presented. Additional budget presentation(s) are scheduled, with formal adoption set for the September 27, 2022 Council Meeting.

The work session was recessed for a short break at 4:14 p.m. and reconvened at 4:40 p.m.

- D. ID 22-1118 Receive a report, hold a discussion, and give staff direction regarding City Council Contingency funds. [Estimated Presentation/Discussion Time: 1 hour]

The item was presented and discussion followed.

Following discussion, City Council consensus was that Council Contingency funds be rolled into the Sponsorship Program within the first year, phase the funding during Year 1, setting funds aside for the upcoming Fiscal year 2022-23, and prepare for full implementation in combination with Sponsorship going forward. The Community Partnership Committee will review requests and submit for formal award by City Council. Guidelines for the Sponsorship Program would need to be updated accordingly.

- E. ID 22-683 Receive a report, hold a discussion, and give staff direction on pending City Council requests for: (1) A Council recommendation for staff to direct Downtown TIRZ #1 and Downtown Economic Development Committee to form a recommendation on implementation of a fire sprinkler installation grant program. [Estimated Presentation/Discussion Time: 30 minutes]

The item was presented and discussion followed.

Following discussion, City Council consensus was as follows:

- ID 22-682 (1) A Council recommendation for staff to direct Downtown TIRZ #1 and Downtown Economic Development Committee to form a recommendation on implementation of a fire sprinkler installation grant program.
  - Consensus to continue as requested, with the item added to the upcoming TIRZ and DEDC agendas for discussion.

The work session ended at 5:11 p.m.

### **SPECIAL CALLED MEETING**

After determining that a quorum was present, the City Council of the City of Denton, Texas convened in a Special Called Meeting on Tuesday, July 26, 2022, at 5:33 p.m. in the Council Chambers at City Hall, 215 E. McKinney Street, Denton, Texas.

PRESENT IN PERSON: Mayor Gerard Hudspeth, Mayor Pro Tem Brian Beck and Council Members Vicki Byrd, Jesse Davis (virtual), Alison Maguire, 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 virtual public participation at this meeting. However, there were no online registrations or call ins on any items on the agenda.**

#### **4. CONSENT AGENDA**

The Consent Agenda consisted of Items 4.A-G. During the Work Session held earlier in the day, Item 4.B (22-1413) was pulled for Individual Consideration by Council Member Maguire.

Council Member Byrd moved to adopt the Consent Agenda, now consisting of Items 4.A and 4.C-G. Motion seconded by Council Member McGee. Motion carried.

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

NAYS (0): None

- A. ID 22-1387 Consider nominations/appointments to the City's Boards, Commissions, and Committees: Denton Police Department Chief of Police Advisory Board and Health & Building Standards Commission.

**APPROVED**

Appointments listed on Exhibit B.

- C. ID 22-1410 Consider adoption of an ordinance approving a Grade Crossing Construction Agreement ("Agreement") by and between the City of Denton and the Kansas City Southern Railroad Company ("KCSRR") for grade crossing construction and warning devices installation relating to the widening of South Bonnie Brae Street within the railroad right-of-way located at KCSRR milepost 103.24, within the County and City of Denton, Texas; authorizing the City Manager, or their designee, to execute and deliver the Grade Crossing Construction Agreement; providing for the expenditure of funds (the estimate is \$957,602.00); the City will receive a final invoice upon completion of the work); and providing an effective date.

**ASSIGNED ORDINANCE NO. 22-1410**

- D. ID 22-1417 Consider approval of a resolution of the City of Denton authorizing the submission of an application to the Texas Parks and Wildlife Department (TPWD) Local Parks Grant Program 2023 in the amount of \$600,000 for materials and construction costs to renovate Bowling Green Park; and providing for an effective date.

**ASSIGNED RESOLUTION NO. 22-1417**

- E. ID 22-1420 Consider approval of a resolution of the City of Denton ratifying the submission of an application to the Texas Commission on Environmental Quality (TCEQ) Alternative Fueling Facilities Program FY 2022-2023 in the amount of \$85,800 for the purchase of two electric vehicle charging stations; and providing an effective date.

**ASSIGNED RESOLUTION NO. 22-1420**

- F. ID 22-1444 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 Brunel Group, LLC, for a professional development plan for the Police Department as set forth in the contract; providing for the expenditure of funds therefor; and providing an effective date (RFQ 8016 - Professional Services Agreement for professional services awarded to Brunel Group, 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 \$413,250.00).

**ASSIGNED ORDINANCE NO. 22-1444**

- G. ID 22-1445 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 SHI Government Solutions, Inc., through the Texas Department of Information Resources (DIR) Cooperative Purchasing Network Contract Number DIR-TSO-4092 for Microsoft Licensing, Products & Related Services; providing for the expenditure of funds therefor; and providing an effective date of September 23, 2022 (File 8051 - awarded to SHI Government Solutions, Inc., in the five (5) year not-to-exceed amount of \$4,500,000.00).

**ASSIGNED ORDINANCE NO. 22-1445**

**ITEM PULLED FOR INDIVIDUAL CONSIDERATION**

- B. ID 22-1413 Consider adoption of an ordinance of the City of Denton authorizing the City Manager to execute an Interlocal Agreement with the Denton Independent School District for the use of approximately 10,000 square feet of warehouse space in a City owned property located at 651 South Mayhill Road; and providing an effective date.

**ASSIGNED ORDINANCE NO. 22-1413**

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

The item was not presented and no discussion followed.

Pulled for Individual Consideration by Council Member Maguire.

Council Member Maguire had a conflict of interest and left the Council Chambers. Council Member Davis, participating virtually, also had a conflict of interest and was removed from the video conference for this item, thereby not participating in its deliberation.

Council Member Beck moved to adopt the item as presented. Motion seconded by Council Member Watts. Motion carried.

AYES (5): Mayor Hudspeth, Mayor Pro Tem Beck and Council Members Byrd, McGee, and Watts

NAYS (0): None

ABSTENTIONS (2): Council Members Davis and Maguire

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

- A. ID 22-1198 Consider adoption of an ordinance ordering a special election to submit to the voters the proposition of an amendment to the Denton Code of Ordinances, creating Chapter 21, Article V to be titled "Marijuana Enforcement" be held on November 8, 2022; prescribing the time, manner, and conduct of the election in accordance with an Election Agreement and Contract for election services with the Election Administrator of Denton County; and providing an effective date.

### **ASSIGNED ORDINANCE NO. 22-1198**

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

The item was presented and discussion followed.

Citizen comments received are noted in Exhibit A.

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

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

NAYS (0): None

- B. ID 22-1354 Consider approval of a resolution of the City Council of the City of Denton for the appointment of one member to the Board of Managers of the DENCO Area 9-1-1 District for a two-year term beginning on October 1, 2022 and ending on September 30, 2024, and providing an effective date.

### **ASSIGNED RESOLUTION NO. 22-1354**

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

The item was presented and no discussion followed.

Following commentary, Mayor Hudspeth moved to approve reappointment of Jim Carter (See Exhibit B). Motion seconded by Council Member Watts. Motion carried.

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

NAYS (0): None

## **6. CONCLUDING ITEMS**

Council Members expressed items of interest.

With no further business, the special called meeting was adjourned at 6:22 p.m.

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GERARD HUDSPETH  
MAYOR  
CITY OF DENTON, TEXAS

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ROSA RIOS  
CITY SECRETARY  
CITY OF DENTON, TEXAS

MINUTES APPROVED ON: \_\_\_\_\_

**July 26, 2022 City Council Regular Meeting - EXHIBIT A**

**Speaker Commentaries/Registrations  
Online, Email, Phone**

<b>Name</b>	<b>Last</b>	<b>Address</b>	<b>City</b>	<b>Agenda Item</b>	<b>Position</b>	<b>Method</b>	<b>Comments</b>
Nicholas	Stevens	417 Amarillo St.	Denton	22-1198	Support	In-Person	Gave comments in support of the item.

**NOTES**

- Information contained within this exhibit includes only commentary for Open Microphone, Consent, Individual Consideration and Public Hearing Items.
- eComments are included in their entirety, as submitted.
- Comments for those citizens addressing the City Council are an abbreviated summary.
- 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](http://www.cityofdenton.com/242/Public-Meetings-Agendas), going to the Archived Meetings Section, and selecting the applicable meeting date.



EXHIBIT B  
July 26, 2022

**Agenda Item 4.A (ID 22-1387)**

BOARD/COMMITTEE/COMMISSION	COUNCIL PLACE	NOMINATING CCM	MEMBER NAME	NEW TERM	STATUS & QUALIFICATION OR PREFERENCE, IF ANY
Denton Police Department Chief of Police Advisory Board	5	McGee	*Desiree Padron	UNEXPIRED May 1, 2021 through April 30, 2023	New (Term Assignment Update)
Health & Building Standards Commission	0-ALT - 1	McGee	Zachary Cathcart	UNEXPIRED July 1, 2022 through June 30, 2024	New Qualification 3: Engineer

\*On June 28, 2022, Desiree Padron was appointed for a term to begin September 1, 2021 and end on August 31, 2023. Terms for all members of the Denton Police Department Chief of Police Advisory Board begin May 1, 2021 and end April 30, 2023. This item will allow for Member Padron's term to be aligned as noted.

**Agenda Item 4.B (ID 22-1354)**

COMMITTEE	APPOINTEES	TERM
DENCO Area 9-1-1 District Board of Managers	Jim Carter	October 1, 2022 through September 30, 2024