



AGENDA

REGULAR MEETING OF THE CITY COUNCIL

City of Garland
Council Chambers, City Hall
William E. Dollar Municipal Building
200 North Fifth Street
Garland, Texas
Tuesday, September 17, 2019
7:00 p.m.

The City Council extends to each visitor a sincere welcome. We value your interest in your community and your participation in the meetings of this governing body. Regular meetings of the City Council are held the 1st and 3rd Tuesdays of each month, beginning at 7:00 p.m.; the City Council meets regularly in work sessions at 6:00 p.m. the Monday preceding each regular meeting.

Garland City Hall and Council Chambers is wheelchair accessible. Special parking is available on the east side of City Hall and on Austin & State Street west of City Hall.

Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services must contact the City Secretary's Office at (972) 205-2404 at least two working days prior to the meeting so that appropriate arrangements can be made.
BRAILLE IS NOT AVAILABLE.



LEGISLATIVE PRAYER AND PLEDGE OF ALLEGIANCE

It is the custom and tradition of the members of the City Council to have an invocation and recital of the Pledge of Allegiance prior to the beginning of the meeting. Members of the audience are invited to participate. However, members of the audience are not required to participate. The decision to participate is strictly a matter of personal choice and has no bearing on matters to be considered by the City Council and will not affect the decisions to be made during the meeting.

MAYORAL PROCLAMATIONS, RECOGNITIONS AND ANNOUNCEMENTS

The Mayor may present proclamations and recognize attendees or award winners, and may make announcements regarding upcoming City events and matters of interest to citizens. There will be no Council deliberations or votes on these matters.

CONSENT AGENDA

All items under this section are recommended for approval by a single motion of Council, without discussion. Council has had the opportunity to review each of these items at a previous work session and approval of the consent agenda authorizes the City Manager to implement each item. The Mayor will announce the agenda and provide an opportunity for members of the audience and the City Council to request that an item be removed and considered separately.

1. Consider approval of the minutes of the September 3, 2019 Regular Meeting.
2. Consider approval of the following bids:
 - a. Professional Engineering Design Services for Water Improvements Bid No. 1224-19

LAM Consulting Engineering \$159,724.00

This request is to provide Professional Engineering Design Services for the replacement of water and wastewater lines on Carroll Drive and Patricia Drive.

b. Water Meter Replacement Bid No. 0912-19

Compass Metering Solutions \$2,000,000.00

This request is to replace approximately 40,000 water meters throughout the city over the next five years. This is a Term Agreement with four optional renewals.

c. 2018 Paving, Water and Sewer Replacement Project, Phase Three Bid No. 1168-19

DDM Construction Corporation \$1,599,644.90

This request is for the construction associated with the 2018 Paving, Water and Sewer Replacement Project, Phase Three.

d. GP&L Distribution Pole Inspection and Treatment Bid No. 1214-19

Texas Utility Engineering, Inc. \$175,000.00

This request is for the continuation of GP&L's distribution pole inspection and treatment program. This is a Term Agreement with four optional renewals.

e. 2019 Bond Program Management Services Bid No. 0722-19

AECOM \$12,998,000.00

This request is to provide professional services for the 2019 Bond Program Management.

f. TMPA Ben Davis to McCree 138kV Transmission Line Reconductor Services Bid No. 1239-19

Higher Power Electrical, LLC \$4,226,273.00

This request is to obtain reconductor construction services on the TMPA Ben Davis to McCree 138kV Transmission Line as part of the TMPA Ben Davis to McCree Reconductoring CIP project.

g. GP&L and TMPA Right-of-Way Maintenance Services Bid No. 1342-19

Right of Way Services, Inc. \$150,000.00

This request is to obtain as-needed maintenance services in GP&L and TMPA Rights-of-Way. This is a Term Agreement with two optional renewals.

h. GP&L 200-Amp Loop Underground Replacements Bid No.1187-19

Infratech Corporation \$596,042.75
Optional Contingency 39,545.00
TOTAL: \$635,587.75

This request is for the replacement of underground cable due to aging and failure on four of GP&L's distribution loops. An Optional Contingency is included for any additional work that may be required.

i. Construction Management Services for TMPA Ben Davis to McCree 138kV Transmission Line Reconductor Project Bid No. 1343-19

Black & Veatch \$313,000.00

This request is to obtain Construction Management Services for the TMPA Ben Davis to McCree 138kV Transmission Line Reconductor CIP project.

j. Professional Engineering Design Services for Water Improvements Bid No.1298-19

Criado & Associates, Inc. \$123,437.00

This request is to provide Professional Engineering Design Services for the replacement of water and wastewater lines on Hartford Drive, Cuero Drive and Beverly/La Vista Alley.

k. 2019 Garland Alley Improvements, Phase One Bid No. 0987-19

Tri-Con Services, Inc. \$1,335,000.00

This request is for the construction associated with the 2019 Garland Alley Improvements, Phase One.

3. **Consider a resolution authorizing the submission of a grant application to the Office of the Governor of the State of Texas for certain public safety, law enforcement and Homeland Security projects; and providing an effective date.**

Council is requested to consider a resolution in support of the HSGP application to gain access to grant funding.

4. **Consider approving an ordinance amending Chapter 33, Transportation, of the Code of Ordinances of the City of Garland, Texas; providing a penalty under the provisions of SEC. 10.05 of the Code of Ordinances of the City of Garland, Texas; providing a savings clause and a severability clause; and providing an effective date.**

At the September 3, 2019 Work Session, Council considered approving an ordinance restricting parking on the west side of Clear Point Drive, 300 feet south of Mayfield Avenue.

5. **Consider an ordinance amending Chapter 33, "Transportation" of the Code of Ordinances of the City of Garland, Texas relating to truck routes; providing a penalty under the provisions of SEC. 10.05 of the Code of Ordinances of the City of Garland, Texas; providing a Savings Clause and a Severability Clause; and providing an effective date.**

At the September 3, 2019 Work Session, Council considered an ordinance revising the designated truck routes.

6. **Consider an ordinance of the City Council of the City of Garland, Texas, approving a negotiated settlement between the Atmos Cities Steering Committee ("ACSC") and Atmos Energy Corp., Mid-Tex division regarding the company's 2019 rate review mechanism filing; declaring the existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement; finding the rates to be set by the attached settlement tariffs to be just and reasonable and in the public interest; approving an attached exhibit establishing a benchmark for pensions and retiree medical benefits; approving an attached exhibit regarding amortization of regulatory liability; requiring the company to reimburse ACSC's reasonable ratemaking expenses; providing that nothing contained in this ordinance or any tariff or attachment approved hereby affects the terms of any franchise agreement or other approval for use of the city's rights-of-way or public property; adopting a savings clause; declaring an effective date; and requiring delivery of this ordinance to the company and the ACSC's legal counsel.**

At the September 3, 2019 Work Session, Council considered a settlement agreement with Atmos Energy Mid-Tex Division ("Atmos") and the resulting rate change under the Rate Review Mechanism (RRM) tariff. Council is requested to approve the Atmos settlement agreement.

7. **Consider by minute action an amendment to Article II, Division 1, Section 11 of the Council Policies to include a Uniform Election Date for officers of all Boards and Commissions.**

At the September 16, 2019 Work Session, Council considered a report from the Administrative Services Committee regarding this proposed policy change.

8. **Consider a resolution authorizing a Texas Department of Transportation (TxDOT) Selective Traffic Enforcement Program (STEP) – single year - 2019 comprehensive grant in the amount of \$218,844.64; and providing an effective date.**

Council is requested to approve a resolution authorizing the City Manager to accept the State of Texas Department of Transportation (TxDOT) Selective Traffic Enforcement Program (STEP) Grant for FY 2019-2020 in the amount of \$218,844.64.

ITEMS FOR INDIVIDUAL CONSIDERATION

Speaker Regulations:

Anyone wishing to speak for, against, or on agenda items must fill out a speaker card and give it to the City Secretary before speaking (cards are located at the entrance to the Council Chambers). The Mayor will recognize speakers; he may impose a time limit and may provide for rebuttal. All comments and testimony are to be presented from the podium.

9. **Hold public hearings on:**
 - a. **Consider the application of K1 Concept, LLC, requesting approval of a Specific Use Provision for Used Goods, Retail Sales (Indoors) on a property zoned Community Retail (CR) District. This property is located at 1725 South First Street. (File No. Z 19-08, District 2) (This case was postponed from the September 3, 2019 Regular City Council meeting).**

BEING an approximate 1.234-acre tract of land identified as Lot 1, Block 7, of the CRESTHAVEN RESERVED PHASE II, A Replat of Lot 1, Block 7, CHRESTHAVEN FIRST INSTALLMENT an addition to the City of Garland, Dallas County, Texas, and according to the map recorded under Instrument No: 201300037022, Map Records Dallas County, Texas. The applicant proposes to open a thrift store on a developed property.

- b. **Consider the application of BGE, Inc., requesting approval of a Concept Plan for Commercial and Retail Uses on a property zoned Planned Development (PD) District 03-53 for Community Retail Uses (Town Center styled Regional Shopping Mall and Complementary Peripheral Development). This property is located at 270 Town Center Boulevard and 3800 Lavon Drive. (File No. Z 19-18, District 1)**

BEING an approximate 11.015-acre tract of land situated in the Daniel Crist Survey, Abstract Number 226, in the City of Garland, Dallas County, Texas; being a part of that tract of land described in special warranty deed to Simon Property Group (Texas), L.P. as record in Volume 99089, Page 57 of the Deed Record of Dallas County, Texas; being a part of those tracts of land described in quitclaim to Firewheel Master Partnership, Ltd. As recorded in Volume 2004191, Page 2642 of the Deed Record of Dallas County, Texas; and being part of Lot 1R, Block 5 of the Firewheel Center, an Addition to the City of Garland as recorded in Instrument Number 201100122667 of the Official Map Records of Dallas County, Texas. The applicant proposes to establish a Concept Plan (a generalized plan showing lots, drives, streets and future uses). A future Detail Plan for each lot showing additional development information such as buildings, landscaping, and other site features will require a public hearing.

- c. **Consider the application of Masterplan (previous applicant was Firewheel Master Partnership Ltd.), requesting approval of 1) an amendment to Planned Development (PD) District 03-53, 2) a Specific Use Provision for a Limited Service Hotel, and 3) a Detail Plan. This property is located at 270 Town Center Boulevard. (File No. Z 19-19, District 1)**

BEING, all of that 2.555-acre (111,297 square-foot) tract of land situated in the Daniel Crist Survey, Abstract Number 226, in the City of Garland, Dallas County, Texas; being a part of that tract of land described in Special Warranty Deed to Simon Property Group (Texas), L.P. as record in Volume 99089, Page 57 of the Deed Record of Dallas County, Texas; being a part of those tracts of land described in Quitclaim to Firewheel Master Partnership, Ltd. as recorded in Volume 2004191, Page 2643 of the Deed Record of Dallas County, Texas; and being part of Lot 1R, Block 5 of the Firewheel Center, an addition to the City of Garland as recorded in Instrument Number 201100122667 of the Official Plat Records of Dallas County, Texas. The applicant proposes to build a limited service hotel.

10. Consider appointments to Boards and Commissions.

Board members are selected for two-year terms by the City Council in August. Terms are usually staggered whereby at least half of the membership has board experience. Board members are appointed based on qualifications.

Council Member David Gibbons

- Nazly Haroon - Library Board

Council Member Deborah Morris

- Daniel Montenegro - Downtown TIF Board

11. Citizen comments.

Persons wishing to address issues not on the agenda may have three minutes to address Council at this time. Council is prohibited from discussing any item not posted according to the Texas Open Meetings Act.

12. Adjourn.

All Regular Council meetings are broadcast live on CGTV, Time Warner Cable Channel 16, and Frontier FIOS TV 44. Meetings are rebroadcast at 9:00 a.m. and 7:00 p.m. on Wednesday-Sunday and at 7:30 p.m. on Thursday. Live streaming and on-demand videos of the meetings are also available online at www.garlandtx.gov. Copies of the meetings can be purchased through the City Secretary's Office – audio CD's are \$1 each and DVD's are \$3 each.



**GARLAND
CITY COUNCIL ITEM SUMMARY SHEET**

City Council Regular Session Agenda

1.

Meeting Date: 09/17/2019

Item Title: Minutes September 3

Submitted By: Rene Dowl, City Secretary

Summary of Request/Problem

Consider approval of the minutes of the September 3, 2019 Regular Meeting.

Recommendation/Action Requested and Justification

Attachments

Minutes September 3



GARLAND

MINUTES

The City Council of the City of Garland convened in regular session at 7:00 p.m. on Tuesday, September 3, 2019, in the Council Chambers at the William E. Dollar Municipal Building, 200 North Fifth Street, Garland, Texas, with the following members present:

Present: Mayor Scott LeMay
Mayor Pro Tem Robert John Smith
Deputy Mayor Pro Tem Robert Vera
Council Member David Gibbons
Council Member Deborah Morris
Council Member Jerry A. Nickerson
Council Member Jim Bookhout
Council Member Rich Aubin
Council Member Dylan Hedrick

Staff Present: City Manager Bryan Bradford
Deputy City Manager Mitch Bates
City Attorney Brad Neighbor
City Secretary Eloyce René Dowl

LEGISLATIVE PRAYER AND PLEDGE OF ALLEGIANCE

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MAYORAL PROCLAMATIONS, RECOGNITIONS AND ANNOUNCEMENTS

The Mayor may present proclamations and recognize attendees or award winners, and may make announcements regarding upcoming City events and matters of interest to citizens. There will be no Council deliberations or votes on these matters.

The Pet of the Month was presented by Amy Dunphy.

Mayor LeMay presented The Texas Water Utilities Association's R. B. "Bob" Batchelor Memorial Safety Award, recognizing the staff for zero lost time incidents at the Duck Creek Wastewater Treatment Plant during 2015, 2016, 2017 and 2018; staff members receiving the award were: Wes Kucera, Managing Director of Water and Wastewater, Bill Gase, Director of Wastewater, Alex Stuart, Duck Creek Plant Superintendent, Earl Gibson, Duck Creek Assistant Plant Superintendent and Juan Arroyao, Plant Operator/Mechanic.

Mayor LeMay presented The National Association of Clean Water Agencies (NACWA) award to staff from the Duck Creek Wastewater Treatment Plant for Platinum5 Peak Performance for 2018. The program recognizes facilities for excellent in wastewater treatment as measured by their compliance with National Pollutant Discharge Elimination System (NPDES) permits. The Platinum5 award is to honor treatment plants that achieved 100 percent compliance during the last five calendar years, for Duck Creek, this encompasses over 40,000 permit parameters (8,000 permit parameters per year).

These awards demonstrate the hard work of every treatment employee and their commitment to safety and being good stewards of the environment.

CONSENT AGENDA

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Motion was made by Council Member Gibbons to approve the Consent Agenda as presented, with the notation that Council Member Hedrick is recusing himself from the vote on Item 2C, seconded by Council Member Aubin.

Vote: 9-0 on all items except Item 2C

Vote: 8-0 on Item 2C

1. **APPROVED** Consider approval of the minutes of the August 20 Regular Meeting and August 27 Special Session.
2. Consider approval of the following bids:
 - a. **APPROVED** Design Services for Downtown - Infrastructure, Plaza and Surrounding Streetscapes **Bid No. 0937 - 19**

Studio Outside, LLC **\$2,442,142.00**

This request is to provide professional design services for conceptual plan design, design development plans and detailed construction documents for multiple projects in Downtown including infrastructure around the Square, the public plaza and up to 15 blocks of surrounding streetscapes. Due to the complexity of this project, an Optional Contingency is included for additional services that may be required.

- b. APPROVED Rowlett Creek Wastewater Treatment Plant Administration Building Renovations Bid No. 0550-19**

Hill & Wilkinson General Contractors \$1,991,403.00

This request is to provide needed renovations to the 25-year-old Rowlett Creek Wastewater Treatment Plant Administration Building.

- c. APPROVED Trails and Bikeways Master Plan Scope Expansion Bid No. 0735-19**

Halff Associates, Inc. \$110,500.00

This request is to expand upon the previously approved Bicycle and Pedestrian Master Plan currently being performed by Halff Associates to include additional Scope of Work in order to generate a comprehensive Trails and Bikeways Master Plan for the City of Garland.

- d. APPROVED Winters Park Sports Lighting Bid No. 1301-19**

Musco Sports Lighting, LLC \$2,363,420.00

This request is to replace the existing wood poles and light fixtures at Winters Park Soccer Complex with new steel poles and LED light fixtures.

- e. APPROVED Water and Wastewater Improvements - First Street and Fremont Drive Bid No. 1162-19**

Tri-Con Services, Inc \$1,060,400.00

This request is to provide water and wastewater improvements in the alley between First Street and Fremont Drive. An Optional Contingency is included for any additional work that may be required.

- f. APPROVED Professional Engineering Design Services for Water Improvements Bid No. 1222-19**

LAM Consulting Engineering \$159,460.00

This request is to provide Professional Engineering Design Services for the replacement of water and wastewater lines on Noble Lane, Victoria Drive and Lakeshore Drive.

g. APPROVED Pierce Pumper and Aerial Trucks Bid No. 1279-19

Siddons-Martin Emergency Group \$2,823,082.00

This request is for the purchase of two replacement Pumper Trucks and one replacement Aerial Ladder Truck for Garland Fire Department.

h. APPROVED GP&L LED Street Light Installation Labor Bid No. 1125-19

Volt Power \$900,000.00

This request is to obtain labor services for the installation of street light poles and LED street lights throughout the city as part of the GP&L Street Light Conversion CIP project. This is a term agreement that has three optional renewals.

i. APPROVED Concrete Construction Materials Bid No. 1079-19

Barnsco, Inc \$286,750.82
Optional Contingency \$12,000.00
TOTAL: \$298,750.82

This request is for the purchase of steel reinforcing bars and other related materials to be used in the Street Department's Concrete Construction Program. This is a term agreement with four optional renewals. An Optional Contingency is included for any additional materials that may be required.

j. APPROVED Alley Paving and Drainage Improvements - Strother Drive and Churchill Way Bid No. 0839-19

Muniz Construction \$706,405.00

This request is for the construction of a retaining wall and alley between Strother Drive and Churchill Way.

k. APPROVED GP&L EMS/SCADA Hardware Upgrades Bid No. 1280-19

Dell Marketing \$206,122.60

This request is for the upgrade of the GP&L Energy Management System (EMS) and Supervisory Control and Data Acquisition (SCADA) Hardware Systems.

l. APPROVED TMPA Ben Davis to McCree Conductor and Optical Ground Wire Bid No. 1126-19

Techline, Inc \$549,456.20

This request is for the purchase of overhead conductor and optical ground wire for the reconductor of the TMPA Ben Davis to McCree transmission line.

m. APPROVED TMPA Shelby 138 kV Substation Terminal Addition Bid No. 0532-19

Sayers Construction, LLC \$158,385.00

This request is to provide all labor, equipment, materials and supervision necessary for construction of a terminal addition at the TMPA Shelby 138 kV Substation.

n. APPROVED GP&L Workforce Management System and Geodatabase Management Upgrades Bid No. 1281-19

SSP Innovations, LLC \$264,403.37
Optional Contingency \$26,440.34
TOTAL: \$290,843.71

This request is to upgrade GP&L's existing Workforce Management System and Geodatabase Asset Management Extension to the latest version. An Optional Contingency is included for any additional work that may be required.

o. APPROVED GP&L Relay Maintenance and Electrical Repair Services Bid No. 1200-19

Shermco Industries \$200,000.00

This request is to provide on-call maintenance and electrical plant repair services for switchgears, breakers and relays at the Olinger, Spencer and Lewisville Hydro Plants.

p. APPROVED GP&L Control Room Video Wall Board Bid No. 0963-19

AVI-SPL \$580,329.07

This request is for the upgrade of the existing GP&L Control Room Transmission Map Board located at System Operations.

q. APPROVED Architectural Services for the New Animal Shelter Bid No. 0850-19

BDA Architecture, PC \$830,850.00

This request is to provide architectural design and construction administration services for the new Animal Shelter.

3. **APPROVED Resolution No. 10404 authorizing the submission and acceptance of an application to the Bureau of Justice Assistance Grant under the 2019 Edward Byrne Memorial Justice Assistance Grant program; and providing an effective date.**

At the August 19, 2019 Work Session, Council was scheduled to consider a request from the Police Department to apply for the 2019 Edward Byrne Memorial Justice Assistance Grant (JAG) program for reducing crime and improving public safety.

4. **APPROVED Ordinance No. 7081 amending the Tax Roll of the City of Garland, Texas and providing an effective date.**

At the August 19, 2019 Council Work Session, Council was requested to consider the approval of an ordinance to amend the Tax Roll by \$96,077.80.

5. **APPROVED Ordinance No. 7082 amending Chapter 33, "Transportation", of the Code of Ordinances of the City of Garland Texas relating to the use and possession of shopping carts; providing a penalty under the provisions of Sec. 10.05 of the Code of Ordinances of the City of Garland, Texas; providing a savings clause and a severability clause; and providing an effective date.**

At the August 19, 2019, Council Work Session, Council discussed an ordinance to resolve issues related to the use and possession of shopping carts.

Motion was made by Council Member David Gibbons, and seconded by Council Member Rich Aubin Motion to Approve

Vote: 8 - 0

6. **APPROVED Ordinance No. 7083 authorizing the issuance of "CITY OF GARLAND, TEXAS, TAX NOTES, SERIES 2019B"; specifying the terms and features of said notes; levying a continuing direct annual ad valorem tax for the payment of said notes; and resolving other matters incident and related to the issuance, sale, payment, and delivery of said notes, including the approval and execution of a Paying Agent/Registrar Agreement and a Purchase Letter; and providing an effective date.**

On May 15, 2019 Council authorized staff to issue Tax Notes, Series 2019A in the amount of \$9,530,000, which is equivalent to a 6.5 cent increase in the debt service tax rate. At this time, it was anticipated that second tax note issuance would occur in September due to savings realized from the General Obligation Commercial Paper Program and growth in the tax base. The City has the capacity in the FY 2019-20 Proposed Budget to issue additional tax notes totaling \$12,750,000 with no additional tax rate increase required. Proceeds from tax notes are an important funding source for the City's annual Street Reconstruction and Improvement Program and allow for the City to fund capital improvements without increasing the City's long-term debt burden.

7. **APPROVED Minute action authorizing the City Manager to execute the second amendment to the Interlocal Agreement between City of Garland and Parkland Health and Hospital System for Medical Direction Services.**

At the August 19, 2019 City Council Work Session the City Council considered the approval of the second amendment to an existing Interlocal Agreement between City of Garland and Parkland Health and Hospital System extending the current agreement for a two-year period effective October 1, 2019 and expiring September 30, 2021.

8. **APPROVED Minute action approving an amendment to Article II, Division 1, Section 3 (M) (relating to posting of notices of potential quorums) and approve a policy to be included as Section 14 of Article II, Division 1 of the Council's policies (relating to the integrity of information).**

At the August 19, 2019 Work Session, Council considered a report from the Administrative Services Committee regarding two proposed policy changes.

ITEMS FOR INDIVIDUAL CONSIDERATION

Speaker Regulations:

Anyone wishing to speak for, against, or on agenda items must fill out a speaker card and give it to the City Secretary before speaking (cards are located at the entrance to the Council Chambers). The Mayor will recognize speakers; he may impose a time limit and may provide for rebuttal. All comments and testimony are to be presented from the podium.

9. **PUBLIC HEARING: Hold a public hearing regarding the 2019-20 Proposed Budget**

Section 5, Article VIII, of the City Charter requires that a Public Hearing be held on the Proposed Budget for the coming fiscal year. At the Public Hearing, all interested persons shall be given an opportunity to be heard for or against any item contained in the Proposed Budget. The Proposed Budget for 2019-20 has been available for public inspection in the City libraries, in the City Secretary's Office and on the City's website since August 7, 2019.

This budget will raise more total property taxes than last year's budget by \$16,584,574 or 15.47%, and of that amount, \$2,131,145 is tax revenue to be raised from new property added to the tax roll this year.

Mayor LeMay opened the public hearing at 7:14 p.m.

There were no speakers on this item.

Mayor LeMay closed the public hearing at 7:15p.m.

**10. PUBLIC
HEARING
HELD:**

Hold a public hearing regarding the Proposed 2019-20 Tax Rate

The Texas Property Tax Code, Section 26.05 (d), provides that a governing body may not adopt a tax rate that exceeds the lower of the rollback tax rate or the effective rate until the governing body has held two public hearings on the proposed tax rate and has otherwise complied with Section 26.06 and Section 26.065. The 2019-20 Proposed Budget is based on a tax rate of 76.96 cents per \$100 of valuation, which exceeds the effective tax rate of 66.82 cents by 15.17%. Previous public hearings were held on August 20 and August 27, 2019.

Mayor LeMay opened the public hearing at 7:16 p.m.

There were no speakers on this item.

Mayor LeMay closed the public hearing at 7:17 p.m.

Mayor LeMay announced that the Tax Rate is scheduled for adoption on Tuesday, September 3, 2019.

11. APPROVED Adoption of the 2019-20 Budget

In accordance with the City Charter, the City Manager presented his recommended Budget for fiscal year 2019-20 to City Council on August 6, 2019. Copies were made available for public inspection at the City libraries, at the City Secretary's Office, and on the City's website. Public hearings were held on August 20, August 27 and September 3, 2019. An ordinance reflecting final decisions regarding the Budget for 2019-20 and revised budgets will be prepared for the Mayor's signature upon final direction from City Council.

Motion was made by Mayor Pro Tem Robert John Smith, and seconded by Council Member Rich Aubin Motion to ratify the property tax rate as reflected in the budget.

Vote: 9 - 0

Motion was made by Mayor Pro Tem Robert John Smith, and seconded by Council Member Rich Aubin Motion to approve the City Manager's Budget with the following amendments:

a) The City Manager reduced the General Fund budget by \$409,820 and increased the Electric Utility Fund budget by \$95,000 in order to fund the following City Council requests:

i) Increase cell phone stipend for City Council to satisfy SB944 requirements.

ii) Add two part-time parking enforcement Marshals.

iii) Implement Alarm Permit Fee reduction for senior citizens.

iv) Add equipment and training mat for Police Boxing Gym.

v) Increase general schedule merit to market.

The general schedule merit increase to market will impact all other funds excluding the General Fund by \$518,820.

b) Reduce the Electric Utility Fund budget by \$72,000 by eliminating the budget for Focused Advocacy.

c) Fund the Day Labor Center for six months with Council authorization required to fund beyond March 31, 2020. The Day Labor Center budget is reduced by \$43,037.

d) Eliminate the 3% increase in the City contribution for retiree's health insurance. The impact to all funds is \$131,053.

e) Increase Downtown – Forest/Jupiter TIF by \$35,000 to fund a pilot program for public restrooms.

f) The Adopted Water rates will be adjusted from the proposed budget as follows:

- Average residential user rate will decrease by 60 cents per month.
- Average apartment user rate will increase by \$1.79 per month.

g) The Adopted Wastewater rates will be adjusted from the proposed budget as follows:

- Average residential user rate will decrease by 80 cents per month.
- Average apartment user rate will increase by \$2.37 per month."

approving **Ordinance No. 7084** and adopting the operating budget.

Vote: 9 - 0

12. APPROVED Adoption of 2019-20 Property Tax Rate

The City Council has considered an Ad Valorem Tax Rate of 76.96 cents per \$100 of valuation for the fiscal year beginning October 1, 2019. All meetings, notices and public hearing requirements related to the adoption of the Tax Rate have been met in accordance with State law. Council is requested to consider approving an ordinance setting the Ad Valorem Tax Rate at 76.96 cents per \$100 of valuation for 2019-20.

Motion was made by Mayor Pro Tem Robert John Smith, and seconded by Deputy Mayor Pro Tem Robert Vera to increase the property tax rate by the adoption of a tax rate of 76.96 cents per \$100 valuation, which is effectively a 15.17 percent increase in the tax rate, which increases the rate for debt service in the amount of thirty-seven and fifty-six hundredths of a cent.

Vote: 9 - 0

Motion was made by Mayor Pro Tem Robert John Smith, and seconded by Council Member Rich Aubin that the rate for maintenance and operations be approved in the amount of thirty-nine and forty hundredths of a cent, to approve **Ordinance No. 7085**.

Vote: 9 - 0

13. APPROVED Rate and Fee Changes for 2019-20

In considering the 2019-20 Proposed Budget, the City Council reviewed the adjustments to existing rates and fees. Revenue estimates included in the 2019-20 Proposed Budget are based on these actions. An ordinance will be prepared for the Mayor's signature once final direction has been given by the City Council.

Motion was made by Mayor Pro Tem Robert John Smith, and seconded by Deputy Mayor Pro Tem Robert Vera to approve the ordinance establishing certain fee and rate adjustments, with an effective date of October 1, 2019, to approve **Ordinance No. 7086**.

Vote: 9 - 0

14. **APPROVED Ordinance No. 7087 of the City of Garland, Texas, establishing civil service classifications within the Police and Fire Departments; prescribing the number of positions in each classification; prescribing the base salary and types of pay for those classifications; and providing an effective date.**

Pursuant to Chapter 143 of the Local Government Code of Texas, the City Council must establish the civil service classifications in the Police and Fire Departments, the number of positions in each classification, the base salary and the types of incentive pays for each classification.

Motion was made by Mayor Pro Tem Robert John Smith, and seconded by Deputy Mayor Pro Tem Robert Vera Motion to approve an ordinance authorizing civil service classifications within Police and Fire Departments; prescribing the number of positons in each classification; prescribing the base salary and types of pay for those classifications; and providing an effective date, to approve **Ordinance No. 7087**.

Vote: 9 - 0

15. **Hold a public hearing on:**

a. **TABLED**

Consider the application of K1 Concept, LLC, requesting approval of a Specific Use Provision for Used Goods, Retail Sales (Indoors) on a property zoned Community Retail (CR) District. This property is located at 1725 South First Street. (File No. Z 19-08, District 2)

BEING an approximate 1.234-acre tract of land identified as Lot 1, Block 7, of the CRESTHAVEN RESERVED PHASE II, a Replat of Lot 1, Block 7, CHRESTHAVEN FIRST INSTALLMENT, an addition to the City of Garland, Dallas County, Texas, and according to the map recorded under Instrument No: 201300037022, Map Records Dallas County, Texas. The applicant proposes to open a thrift store on a developed property.

The staff reports were presented by Nabiha Ahmed, Development Planner and Jim Olk, Building Official . Speaker on this item was Amir Zand. There was discussion by the Council.

Council requested clarification from Mr. Neighbor in considering a postponement of this item.

Motion was made by Council Member Deborah Morris, and seconded by Mayor Pro Tem Robert John Smith to postpone this item for further discussion at the September 16, 2019 Work Session, .

Vote: 9 - 0

16. Consider appointments to Boards and Commissions.

Board members are selected for two-year terms by the City Council in August. Terms are usually staggered whereby at least half of the membership has board experience. Board members are appointed based on qualifications.

Council Members read their nominees into the record.

Nominations were approved by a single vote:

Vote: 9 - 0

Deputy Mayor Pro Tem Robert Vera

- Brian F. Parker - Community Multicultural Commission

Council Member Dylan Hedrick

- Susan Nye - Board of Adjustment

17. Citizen comments.

Persons wishing to address issues not on the agenda may have three minutes to address Council at this time. Council is prohibited from discussing any item not posted according to the Texas Open Meetings Act.

Gary Miller

18. Adjourn.

All Regular Council meetings are broadcast live on CGTV, Time Warner Cable Channel 16, and Frontier FIOS TV 44. Meetings are rebroadcast at 9:00 a.m. and 7:00 p.m. on Wednesday-Sunday and at 7:30 p.m. on Thursday. Live streaming and on-demand videos of the meetings are also available online at www.garlandtx.gov. Copies of the meetings can be purchased through the City Secretary's Office – audio CD's are \$1 each and DVD's are \$3 each.

There being no additional business to come before the Council, Mayor LeMay adjourned the meeting at 8:16 p.m.

Submitted By:

Scott LeMay, Mayor

Eloyce René Dowl, City Secretary



**GARLAND
PURCHASING REPORT**

City Council Regular Session Agenda

2. a.

Meeting Date: 09/17/2019

Item Title: Professional Engineering Design Services for Water Improvements

Submitted By: Wes Kucera, Managing Director

Bid Number: 1224-19

Purchase Justification:

This request is to provide Professional Engineering Design Services for the replacement of water and wastewater lines on Carroll Drive and Patricia Drive.

Evaluation:

LAM Consulting Engineering was selected as the Most Qualified firm for this project from the short list of engineers evaluated in RFQ 0960-19.

Award Recommendation:

<u>Vendor</u>	<u>Item</u>	<u>Amount</u>
LAM Consulting Engineering	All	\$159,724.00
TOTAL:		\$159,724.00

Basis for Award: Most Qualified

Purchase Requisition #: 42108

Fiscal Impact

Total Project/Account: \$10,610,264
Expended/Encumbered to Date: 9,326,395
Balance: \$1,283,869
This Item: 159,724
Proposed Balance: \$1,124,145
Account #: 220-4049-3019100-7101, 237-4149-3214900-7101
Fund/Dept/Project – Description and Comments:

Water CIP / Distribution Lines (Up to 14-Inch)	=	\$ 90,433.50
Wastewater CIP / Collection Mains	=	<u>69,290.50</u>
TOTAL		\$159,724.00

Attachments

Bid Recap

Fiscal Reference:

Budget Type: CIP

Fiscal Year: 2019

Document Location: CIP - Pages W02 and WW04

Budget Director Approval: Ron Young

Approval Date: 08/22/2019

Purchasing Director Approval: Gary L. Holcomb

Approval Date: 08/22/2019



**GARLAND
PURCHASING REPORT**

City Council Regular Session Agenda

2. b.

Meeting Date: 09/17/2019

Item Title: Water Meter Replacement

Submitted By: Wes Kucera, Managing Director

Bid Number: 0912-19

Purchase Justification:

This request is to replace approximately 40,000 water meters throughout the city over the next five (5) years. This is part of the Texas Water Development Board (TWDB) Radio Read and Water Meter Retrofit project. This is a Term Agreement with four (4) optional renewals. A term is defined as either the annual expiration date or the expenditure of funds, whichever occurs first. Subsequent renewals do not require additional City Council approval. If all optional renewals are exercised, the potential financial impact will be \$10,000,000 over the life of the agreement. Expenditures will not exceed appropriated funds.

Evaluation:

A request for bids was issued in accordance with Purchasing procedures. Two (2) bids were received and evaluated. The apparent low bidder, Olamater DPG, withdrew their bid due to a pricing error. Compass Metering Solutions is recommended as the Lowest Responsible Bidder.

Award Recommendation:

<u>Vendor</u>	<u>Item</u>	<u>Amount</u>
Compass Metering Solutions	All	\$2,000,000.00
TOTAL:		\$2,000,000.00

Basis for Award: Lowest Responsible Bid

Purchase Requisition #: 41674

Fiscal Impact

Total Project/Account: N/A

Expended/Encumbered to Date: N/A

Balance: N/A
This Item: \$2,000,000
Proposed Balance: N/A
Account #: 228-4049-3021300-9211

Fund/Dept/Project – Description and Comments:

Term Contract sets price but does not commit funds. Expenses will be charged to the TWDB-Funded Radio Read Water Meter Installation CIP account(s) as incurred.

Attachments

Bid Recap

Fiscal Reference:

Budget Type: CIP
Fiscal Year: 2019
Document Location: CIP - Page W10

Budget Director Approval:	Ron Young	Approval Date: 09/04/2019
Purchasing Director Approval:	Gary L. Holcomb	Approval Date: 09/04/2019



**GARLAND
PURCHASING REPORT**

City Council Regular Session Agenda

2. c.

Meeting Date: 09/17/2019

Item Title: 2018 Paving, Water and Sewer Replacement Project, Phase Three

Submitted By: Steve Oliver, Streets Director

Bid Number: 1168-19

Purchase Justification:

This request is for the construction associated with the 2018 Paving, Water and Sewer Replacement Project, Phase Three. The project includes the reconstruction of North Court (Richoak Drive to the south end of North Court), Goliad Drive (Sam Houston Drive to Old Mill Run), and Meadow Green Drive (O'Shannon Lane to Talley Road). The project also includes the replacement of water mains and sanitary sewer mains in North Court and Goliad Drive.

Evaluation:

A request for bids was issued in accordance with Purchasing procedures. Ten (10) bids were received and evaluated with DDM Construction Corporation submitting the Straight Low Bid.

Award Recommendation:

<u>Vendor</u>	<u>Item</u>	<u>Amount</u>
DDM Construction Corporation	All	\$1,599,644.90
TOTAL:		\$1,599,644.90

Basis for Award: Straight Low Bid

Purchase Requisition #: 42047

Fiscal Impact

Total Project/Account:	\$44,428,488
Expended/Encumbered to Date:	28,104,250
Balance:	\$16,324,238
This Item:	1,599,645
Proposed Balance:	\$14,724,593

Account #: 831-4693-7111, 220-4049-3018200-9214,
230-4149-3215700-9305

Fund/Dept/Project – Description and Comments:

Street Department / Construction	=	\$1,138,821
Water CIP / Relocation of Mains Prior to Paving	=	196,778
Wastewater CIP / Relocation of Mains Prior to Paving	=	<u>264,046</u>
Total Project		\$1,599,645

Attachments

Bid Recap 1 of 2

Bid Recap 2 of 2

Fiscal Reference:

Budget Type: Operating Budget
CIP

Fiscal Year: 2018-19

Document Location: Oper. Budget - Page 275; CIP - Pages W03, WW07

Budget Director Approval: Ron Young Approval Date: 09/05/2019

Purchasing Director Approval: Gary L. Holcomb Approval Date: 09/04/2019

[illegible]

[illegible]



GARLAND PURCHASING REPORT

City Council Regular Session Agenda

2. d.

Meeting Date: 09/17/2019

Item Title: GP&L Distribution Pole Inspection and Treatment

Submitted By: Jonas Whitehead, Distribution Director

Bid Number: 1214-19

Purchase Justification:

This request is for the continuation of GP&L's distribution pole inspection and treatment program. The pole inspections and evaluations are necessary to determine the condition of distribution system wood poles and to provide for the application of preservative treatments as necessary. This is a Term Agreement with four (4) optional renewals. A term is defined as either the annual expiration date or the expenditure of funds, whichever occurs first. Subsequent renewals do not require additional City Council approval. If all optional renewals are exercised, the potential financial impact will be \$875,000 over the life of the agreement. Expenditures will not exceed appropriated funds.

Evaluation:

A request for bids was issued in accordance with Purchasing procedures. Two (2) bids were received and evaluated based on the published criteria of price, experience and qualifications, safety, qualified personnel, and equipment. Osmose Utilities Services, Inc., quoted an alternative inspection method that is not approved by GP&L, and was therefore deemed non-responsive. Texas Utility Engineering, Inc. received the highest evaluated score, offering the Best Value for the City.

Award Recommendation:

<u>Vendor</u>	<u>Item</u>	<u>Amount</u>
Texas Utility Engineering, Inc.	All	\$175,000.00

TOTAL:	\$175,000.00
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Basis for Award: Best Value

Purchase Requisition #: 41978

Fiscal Impact

Total Project/Account: N/A
Expended/Encumbered to Date: N/A
Balance: N/A
This Item: \$175,000
Proposed Balance: N/A
Account #: 211-3523-7111

Fund/Dept/Project – Description and Comments:

Term Contract sets price but does not commit funds. Expenses will be charged to Electric Transmission account(s) as incurred.

Attachments

Bid Recap

Fiscal Reference:

Budget Type: Operating Budget
Fiscal Year: 2018-19
Document Location: Operating Budget - Page 215

Budget Director Approval:	Ron Young	Approval Date: 09/05/2019
Purchasing Director Approval:	Gary L. Holcomb	Approval Date: 09/04/2019



**GARLAND
PURCHASING REPORT**

City Council Regular Session Agenda

2. e.

Meeting Date: 09/17/2019

Item Title: 2019 Bond Program Management Services

Submitted By: Ginny Holliday, Facilities Management Director

Bid Number: 0722-19

Purchase Justification:

This request is to provide professional services for the 2019 Bond Program Management. These services are necessary to meet the City Council's request to deliver all 2019 Bond Program projects within seven (7) to ten (10) years, to provide efficiencies in the project delivery process and to provide public transparency on the status of all projects. The utilization of Program Management services is expected to provide significant savings to the delivery of the Bond Program projects by eliminating the need to hire additional City staff and by reducing the cost of inflation by expediting the timeframe for project delivery to within seven (7) years.

Evaluation:

A request for qualifications was issued in accordance with Purchasing procedures. Seven (7) responses were received and evaluated on the basis of the team's approach to the program, project-related issues, staffing resources, technical competence and methodology and techniques. The three (3) highest ranked firms were subsequently evaluated on the basis of interview performance. AECOM received the highest ranking and was selected as the Most Qualified firm for this project. The City has negotiated a contract with AECOM on the basis of demonstrated competence and qualifications to perform the services.

Award Recommendation:

	<u>Vendor</u>	<u>Item</u>	<u>Amount</u>
	AECOM	All	\$12,998,000.00
		TOTAL:	\$12,998,000.00

Basis for Award: Most Qualified

Purchase Requisition #: 42280

Fiscal Impact

Total Project/Account: N/A
Expended/Encumbered to Date: N/A
Balance: N/A
This Item: \$12,998,000.00
Proposed Balance: N/A
Account #: 451-6999

Fund/Dept/Project – Description and Comments:

Expenses will be charged to 2019 Bond Program capital projects as incurred for a seven-year period. The annual Capital Improvement Program will include an allocation of Bond Program Management costs across applicable projects.

Attachments

Bid Recap

Fiscal Reference:

Budget Type: CIP
Fiscal Year: 2019
Document Location: N/A

Budget Director Approval:	Ron Young	Approval Date: 09/06/2019
Purchasing Director Approval:	Gary L. Holcomb	Approval Date: 09/05/2019



**GARLAND
PURCHASING REPORT**

City Council Regular Session Agenda

2. f.

Meeting Date: 09/17/2019

Item Title: TMPA Ben Davis to McCree 138kV Transmission Line Reconductor Services

Submitted By: Steve Martin, Transmission Director

Bid Number: 1239-19

Purchase Justification:

This request is to obtain reconductor construction services on the TMPA Ben Davis to McCree 138kV Transmission Line as part of the TMPA Ben Davis to McCree Reconductoring CIP project. This is a TMPA project and will be reimbursed at 100%.

Evaluation:

A request for bids was issued in accordance with Purchasing procedures. Six (6) bids were received and evaluated based on the published criteria of price, experience, qualifications, equipment and safety. Higher Power Electrical, LLC, received the highest evaluated score, offering the Best Value for the City.

Award Recommendation:

<u>Vendor</u>	<u>Item</u>	<u>Amount</u>
Higher Power Electrical, LLC	All	\$4,226,273.00
TOTAL:		\$4,226,273.00

Basis for Award: Best Value

Purchase Requisition #: 42112

Fiscal Impact

Total Project/Account:	\$7,364,970
Expended/Encumbered to Date:	2,424,796
Balance:	\$4,940,174
This Item:	4,226,273
Proposed Balance:	\$713,901

Account #: 215-3542-3126101-7111

Fund/Dept/Project – Description and Comments:

Electric CIP / 2019 TMPA Transmission Lines Program

Attachments

Bid Recap 1 of 2

Bid Recap 2 of 2

Fiscal Reference:

Budget Type: CIP

Fiscal Year: 2019

Document Location: CIP - Page E01

Budget Director Approval: Ron Young

Approval Date: 09/06/2019

Purchasing Director Approval: Gary L. Holcomb

Approval Date: 09/05/2019



**GARLAND
PURCHASING REPORT**

City Council Regular Session Agenda

2. g.

Meeting Date: 09/17/2019

Item Title: GP&L and TMPA Right-of-Way Maintenance Services

Submitted By: Steve Martin, Transmission Director

Bid Number: 1342-19

Purchase Justification:

This request is to obtain as-needed maintenance services in GP&L and TMPA Rights-of-Way. Services include culvert installations and removals, grading, clearing, repairs and other maintenance within the Rights-of-Way. This is a Term Agreement with two (2) optional renewals. A term is defined as either the annual expiration date or the expenditure of funds, whichever occurs first. Subsequent renewals do not require additional City Council approval. If all optional renewals are exercised, the potential financial impact will be \$450,000 over the life of the agreement. Expenditures will not exceed appropriated funds.

Evaluation:

These services are being provided by Right of Way Services, Inc., through an Interlocal Agreement with Lower Colorado River Authority Contract 4760.

Award Recommendation:

<u>Vendor</u>	<u>Item</u>	<u>Amount</u>
Right of Way Services, Inc.	All	\$150,000.00
TOTAL:		\$150,000.00

Basis for Award: Cooperative Purchase

Purchase Requisition #: 42282

Fiscal Impact

Total Project/Account: N/A

Expended/Encumbered to Date: N/A

Balance: N/A

This Item: \$150,000
Proposed Balance: N/A
Account #: 211-3523-7111, 211-3542-7111

Fund/Dept/Project – Description and Comments:

Term Contract sets price but does not commit funds. Expenses will be charged to Electric Transmission accounts as incurred.

Attachments

Bid Recap

Fiscal Reference:

Budget Type: Operating Budget

Fiscal Year: 2018-19

Document Location: Operating Budget - Page 215

Budget Director Approval: Ron Young

Approval Date: 09/05/2019

Purchasing Director Approval: Gary L. Holcomb

Approval Date: 09/04/2019



**GARLAND
PURCHASING REPORT**

City Council Regular Session Agenda

2. h.

Meeting Date: 09/17/2019

Item Title: GP&L 200-Amp Loop Underground Replacements

Submitted By: Jonas Whitehead, Distribution Director

Bid Number: 1187-19

Purchase Justification:

This request is for the replacement of underground cable due to aging and failure on four (4) of GP&L's distribution loops. This is part of the approved UG 200-Amp Loop Replacement CIP project. An Optional Contingency is included for any additional work that may be required.

Evaluation:

A request for bids was issued in accordance with Purchasing procedures. Five (5) bids were received and evaluated based on the published criteria of price, qualifications/experience, safety, summation of bid items and pre-bid meeting attendance. Infratech Corporation received the highest evaluated score, offering the Best Value for the City.

Award Recommendation:

	<u>Vendor</u>	<u>Item</u>	<u>Amount</u>
Infratech Corporation		All	\$596,042.75
Optional Contingency			39,545.00
		TOTAL:	\$635,587.75

Basis for Award: Best Value

Purchase Requisition #: 41944

Fiscal Impact

Total Project/Account: \$4,287,810
Expended/Encumbered to Date: 2,288,581
Balance: \$1,999,229
This Item: 635,588
Proposed Balance: \$1,363,641

Account #: 210-3299-3162501-7111

Fund/Dept/Project – Description and Comments:

Electric CIP / 2019 Distribution Lines - Underground Program

Attachments

Bid Recap

Fiscal Reference:

Budget Type: CIP

Fiscal Year: 2019

Document Location: CIP - Page E09

Budget Director Approval: Ron Young

Approval Date: 09/05/2019

Purchasing Director Approval: Gary L. Holcomb

Approval Date: 09/04/2019

CITY OF GARLAND - BID RECAP SHEET OPENED: 08/20/19 REQ. NO. PR 41944 BID NO. 1187-19 PAGE: 1 of 1 BUYER: Teresa Smith			Infratech Corporation		Volt Power		9oaks Realty, LLC dba Tejas Utilities		Primoris T&D		The Fishel Company		
ITEM	QTY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
1	1	Lt.	Underground Cable Replacement for 4 Loops		\$596,042.75		\$546,425.00		\$698,200.00		\$3,344,330.20		\$886,247.88
			Evaluation Criteria:										
			Price	Maximum=35	32.10	35.00		27.40		5.70		21.60	
			Qualifications/Experience	Maximum=30	30.00	30.00		30.00		20.00		0.00	
			Safety	Maximum=25	20.70	19.00		8.30		20.30		20.40	
			Pre-Bid Meeting Attendance	Maximum=5	5.00	5.00		5.00		5.00		5.00	
			Summation of Additional Bid Items	Maximum=5	5.00	3.70		2.00		0.00		3.60	
			Total	Maximum=100	92.80	92.70		72.70		51.00		50.60	
			TOTAL GROSS PRICE		\$596,042.75		\$546,425.00		\$698,200.00		\$3,344,330.20		\$886,247.88
			CASH DISCOUNT										
			TOTAL NET PRICE		\$596,042.75		\$546,425.00		\$698,200.00		\$3,344,330.20		\$886,247.88
			F.O.B.	DELIVERED		DELIVERED		DELIVERED		DELIVERED		DELIVERED	
			DELIVERY										
NEXT LOW: LOW: SAVINGS:													
172 # IonWave Notifications # IonWave HUBS 12 # Direct Contact HUBS 0 # HUBS Responded													
All bids submitted for the designated project are reflected on this bid tab sheet. However, the listing of a bid on this sheet should not be construed as a comment on the responsiveness of such bid or as any indication that the city accepts such bid as responsive. The City will notify the successful bidder upon award of the contract and, according to the law, all bids received will be available for inspection at that time.													



**GARLAND
PURCHASING REPORT**

City Council Regular Session Agenda

2. i.

Meeting Date: 09/17/2019

Item Title: Construction Management Services for TMPA Ben Davis to McCree 138kV Transmission Line Reconductor Project

Submitted By: Steve Martin, Transmission Director

Bid Number: 1343-19

Purchase Justification:

This request is to obtain Construction Management Services for the TMPA Ben Davis to McCree 138kV Transmission Line Reconductor CIP project. Black & Veatch will provide critical oversight of the core construction services of the line including: monitoring construction progress to ensure adherence to time tables; enforcing contract specifications, permit stipulations and safety regulations; providing inspection services; ensuring OSHA/Safety compliance; and monitoring ROW clearings, foundations and structure assembly. This is a TMPA project and will be reimbursed at 100%.

Evaluation:

Black & Veatch was selected as the Most Qualified firm for this project from the short list of engineers evaluated in RFQ 5771-15.

Award Recommendation:

<u>Vendor</u>	<u>Item</u>	<u>Amount</u>
Black & Veatch	All	\$313,000.00
TOTAL:		\$313,000.00

Basis for Award: Most Qualified

Purchase Requisition #: 42289

Fiscal Impact

Total Project/Account: \$7,364,970

Expended/Encumbered to Date: 2,111,796

Balance: \$5,253,174
This Item: 313,000
Proposed Balance: \$4,940,174
Account #: 215-3542-3126101-7111
Fund/Dept/Project – Description and Comments:
Electric CIP / 2019 TMPA Transmission Lines Program

Attachments

Bid Recap

Fiscal Reference:
Budget Type: CIP
Fiscal Year: 2019
Document Location: CIP - Page E01

Budget Director Approval:	Ron Young	Approval Date: 09/04/2019
Purchasing Director Approval:	Gary L. Holcomb	Approval Date: 09/04/2019



**GARLAND
PURCHASING REPORT**

City Council Regular Session Agenda

2. j.

Meeting Date: 09/17/2019

Item Title: Professional Engineering Design Services for Water Improvements

Submitted By: Wes Kucera, Managing Director

Bid Number: 1298-19

Purchase Justification:

This request is to provide Professional Engineering Design Services for the replacement of water and wastewater lines on Hartford Drive, Cuero Drive and Beverly/La Vista Alley.

Evaluation:

Criado & Associates, Inc., was selected as the Most Qualified firm for this project from the short list of engineers evaluated in RFQ 0960-19.

Award Recommendation:

<u>Vendor</u>	<u>Item</u>	<u>Amount</u>
Criado & Associates, Inc.	All	\$123,437.00
TOTAL:		\$123,437.00

Basis for Award: Most Qualified

Purchase Requisition #: 42222

Fiscal Impact

Total Project/Account: \$22,355,893
Expended/Encumbered to Date: 11,250,225
Balance: \$11,105,668
This Item: 123,437
Proposed Balance: \$10,982,231
Account #: 220-4049-3019200-7101, 230-4149-3215700-7101
Fund/Dept/Project – Description and Comments:

Water CIP / Relocation of Mains Prior to Paving	=	\$ 61,718.50
Wastewater CIP / Relocation of Mains Prior to Paving	=	<u>61,718.50</u>
Total Project		\$123,437.00

Attachments

Bid Recap

Fiscal Reference:

Budget Type: CIP

Fiscal Year: 2019

Document Location: CIP - Pages W03, WW07

Budget Director Approval: Ron Young

Approval Date: 09/05/2019

Purchasing Director Approval: Gary L. Holcomb

Approval Date: 09/04/2019



**GARLAND
PURCHASING REPORT**

City Council Regular Session Agenda

2. k.

Meeting Date: 09/17/2019

Item Title: 2019 Garland Alley Improvements, Phase One

Submitted By: Steve Oliver, Streets Director

Bid Number: 0987-19

Purchase Justification:

This request is for the construction associated with the 2019 Garland Alley Improvements, Phase One. The project includes the reconstruction of the following ten (10) existing concrete alleys: Brook Crest Drive/Forest Park Drive (W. Brand Road to Century Park Drive); Brook Crest Drive/Forest Park Drive (W. Brand Road to West Park Drive); Brook Crest Drive/Green Oaks Drive (W. Brand Road to Century Park Drive); Brook Crest Drive/Green Oaks Drive (W. Brand Road to West Park Drive); Carriage House Lane/Holland Drive (Mars Drive to Wilmington Drive); Dukeswood Drive (S) (E. Bancroft Drive/Stillmeadow Drive Alley to Limestone Drive Alley); Dukeswood Drive (S) (E. Bancroft Drive/Stillmeadow Drive Alley to Idlewood Drive); E. Bancroft Drive/Stillmeadow Drive (E. Bancroft Drive to Dukeswood Drive); Kingswood Drive/Queenswood Lane (Bellwood Drive/Kingsbridge Drive Alley to E. Ridgeway Drive); and Limestone Drive/Redbrook Drive (E. Bancroft to Stillmeadow Drive).

Evaluation:

A request for bids was issued in accordance with Purchasing procedures. Thirteen (13) bids were received and evaluated. The apparent low bidder, Construction Companies Group, LLC, was recently recommended for termination and disbarment from another agency due to documented performance issues. After meeting with the apparent low bidder and conducting additional reference checks, staff does not recommend moving forward with Construction Companies Group, LLC for this project. Due to the critical nature and aggressive timeline for project completion, Tri-Con Services, Inc. is recommended at the Lowest Responsible Bidder.

Award Recommendation:

<u>Vendor</u>	<u>Item</u>	<u>Amount</u>
Tri-Con Services, Inc.	All	\$1,335,000.00
TOTAL:		\$1,335,000.00

Basis for Award: Lowest Responsible Bid
Purchase Requisition #: 41807

Fiscal Impact

Total Project/Account: \$22,072,595
Expended/Encumbered to Date: 18,330,233
Balance: \$3,742,362
This Item: 1,335,000
Proposed Balance: \$2,407,362
Account #: 831-4693-7111
Fund/Dept/Project – Description and Comments:
Street Department / Construction

Attachments

Bid Recap 1 of 3
Bid Recap 2 of 3
Bid Recap 3 of 3

Fiscal Reference:
Budget Type: Operating Budget
Fiscal Year: 2018-19
Document Location: Operating Budget - Page 275

Budget Director Approval:	Ron Young	Approval Date: 09/05/2019
Purchasing Director Approval:	Gary L. Holcomb	Approval Date: 09/04/2019

[illegible]



**GARLAND
CITY COUNCIL ITEM SUMMARY SHEET**

City Council Regular Session Agenda

3.

Meeting Date: 09/17/2019

Item Title: Consider a Resolution to Support the 2019 Homeland Security Grant Program (HSGP) Application

Submitted By: Jeffrey Bryan, Chief of Police

Summary of Request/Problem

The Department of Homeland Security Grant Program (HSGP) is managed, at the state level, by the Texas Office of the Governor (OOG). One of the requirements mandated by OOG, in order to receive HSGP funding, is jurisdictions applying for HSGP funding must have a council approved resolution each year prior to receiving HSGP awarded funds.

Approving the resolution will assist the City of Garland with acquiring funding to help support public safety. This funding will be used to purchase resources that will support the Garland Police SWAT Team, Garland Police Bomb Unit, Garland Health Department and the Garland Office of Emergency Management.

Recommendation/Action Requested and Justification

The Office of Emergency Management (OEM) staff recommends passing a resolution in support of the HSGP application to gain access to grant funding.

Attachments

2019 HSGP Resolution

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR OF THE STATE OF TEXAS FOR CERTAIN PUBLIC SAFETY, LAW ENFORCEMENT, AND HOMELAND SECURITY PROJECTS; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City Council finds it in the best interests of the citizens of Garland that the following projects be operated for the Fiscal Year of 2019 - 2020: 2019 Urban Area Security Initiative (UASI) and 2019 State Homeland Security Program (SHSP), both projects include Law Enforcement Terrorism Prevention Activities (LETPA). 2019 UASI Garland Emergency Management Planning Sustainment, 2019 UASI LETPA Garland SWAT Ballistic Helmets (LETPA), 2019 UASI Garland Health Department SCBA Tanks and 2019 SHSP LETPA Garland EOD X-Ray Equipment Enhancement; and

WHEREAS, the City Council agrees that in the event of loss or misuse of the Office of the Governor funds, the City assures that the funds will be returned to the Office of the Governor in full;

WHEREAS, the City Council designates the Emergency Management Coordinator of the Garland Office of Emergency Management as the grantee's authorized official. The authorized official is given the power to apply for, accept, reject, alter or terminate the grant on behalf of the applicant agency.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GARLAND, TEXAS THAT:

Section 1

The City Council approves the submission of a grant application (whether one or more) for the following projects to the Office of the Governor: 2019 Urban Area Security Initiative (UASI) and 2019 State Homeland Security Program (SHSP), both projects include Law Enforcement Terrorism Prevention Activities (LETPA). 2019 UASI Garland Emergency Management Planning Sustainment, 2019 UASI LETPA Garland SWAT Ballistic Helmets (LETPA), 2019 UASI Garland Health Department SCBA Tanks and 2019 SHSP LETPA Garland EOD X-Ray Equipment Enhancement.

Section 2

The City Council hereby designates the Emergency Management Coordinator of the Garland Office of Emergency Management as the

City's authorized official to act in all matters relating to the foregoing grant application(s) and that authorized official is hereby given the power to apply for, accept, reject, alter or terminate the grant on behalf of the City.

Section 3

That this Resolution shall be and become effective immediately upon and after its adoption and approval.

PASSED AND APPROVED this the ____ day of _____, 2019.

CITY OF GARLAND, TEXAS

Mayor

ATTEST:

City Secretary

Grant Numbers:

2982305

3719501

3916401

3918201



**GARLAND
CITY COUNCIL ITEM SUMMARY SHEET**

City Council Regular Session Agenda

4.

Meeting Date: 09/17/2019

Item Title: Ruth Roach Elementary Parking Restrictions

Submitted By: Paul Luedtke, Transportation Director

Summary of Request/Problem

Increasing congestion on Clear Point Dr. near Routh Roach Elementary has resulted in the need for parking restrictions to improve traffic flow.

This item was considered at the September 3, 2019 Work Session.

Recommendation/Action Requested and Justification

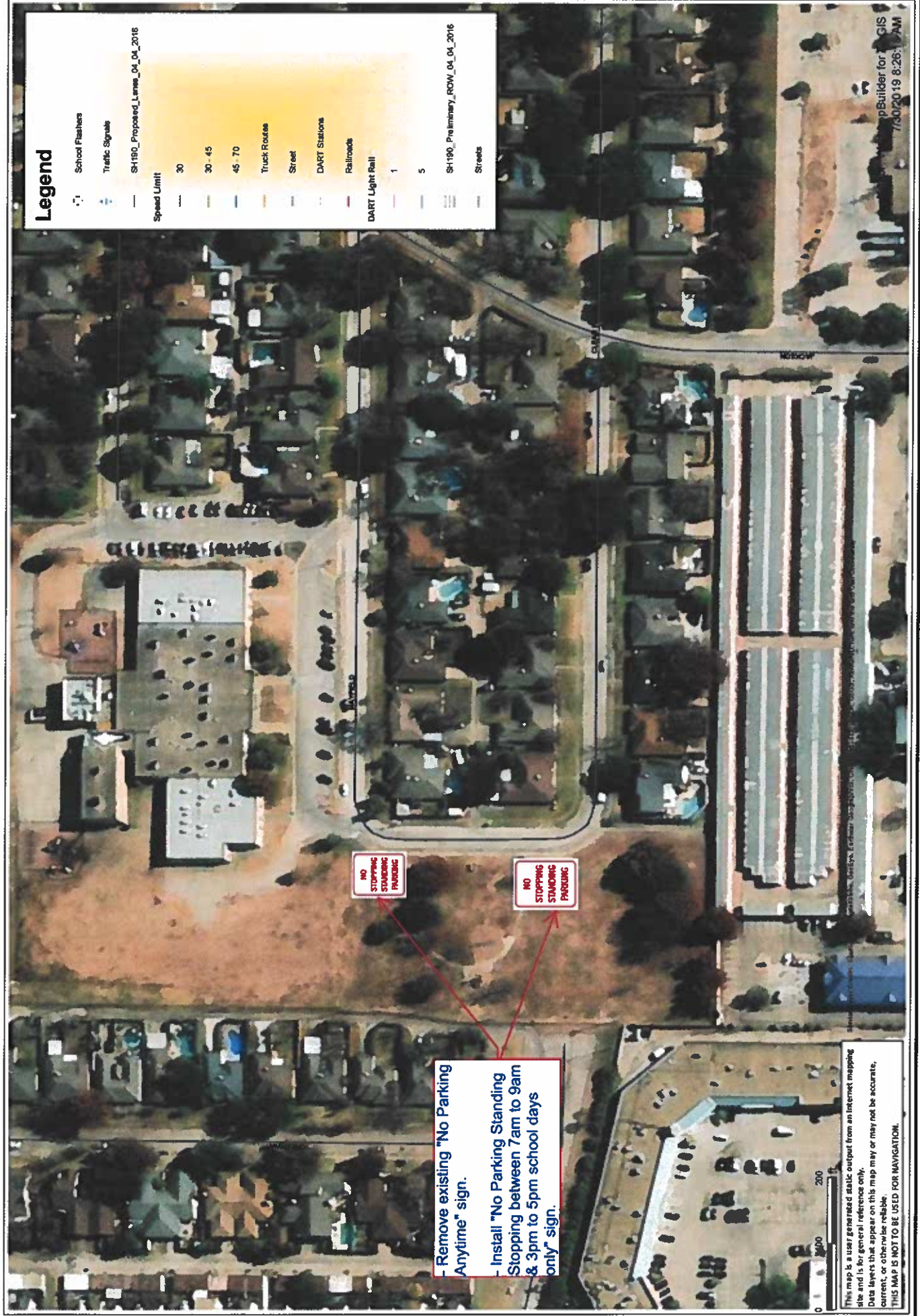
Approve the attached ordinance restricting parking on the west side of Clear Point Drive, 300 feet south of Mayfield Avenue.

Attachments

Map of Routh Roach Elementary Parking Restrictions

Ordinance for Routh Roach Elementary

Routh Roach Elementary School - No Parking sign to No Parking Standing



ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 33, TRANSPORTATION@, OF THE CODE OF ORDINANCES OF THE CITY OF GARLAND, TEXAS; PROVIDING A PENALTY UNDER THE PROVISIONS OF SEC. 10.05 OF THE CODE OF ORDINANCES OF THE CITY OF GARLAND, TEXAS; PROVIDING A SAVINGS CLAUSE AND A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GARLAND, TEXAS:

Section 1

That Section 33.48(A) of Chapter 33, "Transportation", of the Code of Ordinances of the City of Garland, Texas, is hereby amended by deleting the following:

<u>Street</u>	<u>Side</u>	<u>Extent</u>
Clear Point Drive	Mayfield Avenue south	300 feet West

Section 2

That Section 33.52(J) of Chapter 33, "Transportation", of the Code of Ordinances of the City of Garland, Texas, is hereby amended by adding the following:

<u>Street</u>	<u>Side</u>	<u>Extent</u>
Clear Point Drive	Mayfield Avenue south	300 feet West

Section 3

That a violation of any provision of this Ordinance shall be a misdemeanor punishable in accordance with Sec. 10.05 of the Code of Ordinances of the City of Garland, Texas.

Section 3

That Chapter 33, ATransportation@, of the Code of Ordinances of the City of Garland, Texas, as amended, shall be and remain in full force and effect save and except as amended by this Ordinance.

Section 4

That the terms and provisions of this Ordinance are severable and are governed by Sec. 10.06 of the Code of Ordinances of the City of Garland, Texas.

Section 5

That this Ordinance shall be and become effective immediately upon and after its passage and approval.

PASSED AND APPROVED this the ____th day of _____, 2019.

CITY OF GARLAND, TEXAS

Mayor

ATTEST:

City Secretary

PUBLISHED:



**GARLAND
CITY COUNCIL ITEM SUMMARY SHEET**

City Council Regular Session Agenda

5.

Meeting Date: 09/17/2019

Item Title: Truck Route Revisions

Submitted By: Paul Luedtke, Transportation Director

Summary of Request/Problem

Revisions to the Truck Route ordinance are needed to address excessive truck use of Firewheel Parkway. Truck routes are established on major Garland streets to minimize truck traffic in neighborhoods or other areas where large trucks are inappropriate. The attached truck route map shows the current truck routes established by ordinance in the City of Garland.

This item was considered at the September 3, 2019 Work Session.

Recommendation/Action Requested and Justification

Approve the attached ordinance revising the designated truck routes.

Attachments

2019 Truck Route Revisions Ordinance

ORDINANCE NO.

AN ORDINANCE AMENDING CHAPTER 33, "TRANSPORTATION" OF THE CODE OF ORDINANCES OF THE CITY OF GARLAND, TEXAS RELATING TO TRUCK ROUTES; PROVIDING A PENALTY UNDER THE PROVISIONS OF SEC. 10.05 OF THE CODE OF ORDINANCES OF THE CITY OF GARLAND, TEXAS; PROVIDING A SAVINGS CLAUSE AND A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GARLAND, TEXAS:

Section 1

That Sec. 33.14 (D) of Article II, "Operation of Vehicles Generally", of Chapter 33, "Transportation", of the Code of Ordinances of the City of Garland, Texas, is hereby amended by deleting the following:

Street

Firewheel Parkway from Lavon Drive to the east city limits.

Section 2

That Sec. 33.14 (D) of Article II, "Operation of Vehicles Generally", of Chapter 33, "Transportation", of the Code of Ordinances of the City of Garland, Texas, is hereby amended by adding the following:

Street

Firewheel Parkway from President George Bush Turnpike frontage roads to the east city limits.

President George Bush Turnpike Frontage Roads from Firewheel Parkway to Lavon Drive.

Section 3

That a violation of any provision of this Ordinance shall be a misdemeanor punishable in accordance with Section 10.05 of the Code of Ordinances of the City of Garland, Texas.

Section 4

That Chapter 33, "Transportation" of the Code of Ordinances of the City of Garland, Texas, as amended, shall remain in full force and effect save and except as amended by this Ordinance.

Section 5

That the terms and provisions of this Ordinance are severable and are governed by Section 10.06 of the Code of Ordinances of the City of Garland, Texas.

That this Ordinance shall be and become effective immediately upon and after its passage and approval.

PASSED AND APPROVED this the _____ day of _____, 2019.

CITY OF GARLAND, TEXAS

Mayor

ATTEST:

City Secretary

PUBLISHED:



GARLAND
CITY COUNCIL ITEM SUMMARY SHEET

City Council Regular Session Agenda

6.

Meeting Date: 09/17/2019

Item Title: Atmos Settlement Agreement

Submitted By: Matt Watson, Finance Director

Summary of Request/Problem

At the September 3, 2019 Work Session, Council considered a settlement agreement with Atmos Energy Mid-Tex Division ("Atmos") and the resulting rate change under the Rate Review Mechanism (RRM) tariff. The City, along with 171 other Mid-Texas cities served by Atmos, is a member of the Atmos Cities Steering Committee ("ACSC").

In 2007, ACSC and Atmos settled a rate application filed by the Company pursuant to Section 104.301 of the Texas Utilities Code for an interim rate adjustment commonly referred to as a GRIP filing (arising out of the Gas Reliability Infrastructure Program legislation). That settlement created a substitute rate review process, referred to as Rate Review Mechanism ("RRM"), as a substitute for future filings under the GRIP statute. Since 2007, there have been several modifications to the original RRM Tariff. The most recent iteration of an RRM Tariff was reflected in an ordinance adopted by ACSC members in 2018. On or about April 1, 2019, Atmos filed a rate request pursuant to the RRM Tariff adopted by ACSC members. Atmos claimed that its cost-of-service in a test year ending December 31, 2018, entitled it to additional system-wide revenues of \$70 million. However, application of the standards set forth in ACSC's RRM Tariff required Atmos to reduce its request to \$54 million, \$39.3 million of which would be applicable to ACSC members. After further review by the ACSC's consultants, the ACSC's Executive Committee negotiated a settlement whereby Atmos would receive an increase of \$35.4 million from ACSC member cities.

The impact of the settlement on average residential rates is an increase of \$2.05 on a monthly basis, or 3.7 percent. The increase for average commercial usage will be \$6.18 or 2.31 percent.

Recommendation/Action Requested and Justification

Staff and the ACSC Executive Committee recommend approval of the Atmos settlement agreement.

Attachments

Ordinance

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARLAND, TEXAS, APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE ARMOS CITIES STEERING COMMITTEE ("ASCS") AND ATMOS ENERGY CORP., MID-TEX DIVISION REGARDING THE COMPANY'S 2019 RATE REVIEW MECHANISM FILING; DECLARING THE EXISTING RATES TO BE UNREASONABLE; ADOPTING TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE NEGOTIATED SETTLEMENT; FINDING THE RATES TO BE SET BY THE ATTACHED SETTLEMENT TARIFFS TO BE JUST AND REASONABLE AND IN THE PUBLIC INTEREST; APPROVING AN ATTACHED EXHIBIT ESTABLISHING A BENCHMARK FOR PENSIONS AND RETIREE MEDICAL BENEFITS; APPROVING AN ATTACHED EXHIBIT REGARDING AMORTIZATION OF REGULATORY LIABILITY; REQUIRING THE COMPANY TO REIMBURSE ACSC'S REASONABLE RATEMAKING EXPENSES; PROVIDING THAT NOTHING CONTAINED IN THIS ORDINANCE OR ANY TARIFF OR ATTACHMENT APPROVED HEREBY AFFECTS THE TERMS OF ANY FRANCHISE AGREEMENT OR OTHER APPROVAL FOR USE OF THE CITY'S RIGHTS-OF-WAY OR PUBLIC PROPERTY; ADOPTING A SAVINGS CLAUSE; DECLARING AN EFFECTIVE DATE; AND REQUIRING DELIVERY OF THIS ORDINANCE TO THE COMPANY AND THE ACSC'S LEGAL COUNSEL.

WHEREAS, the City of Garland, Texas ("City") is a gas utility customer of Atmos Energy Corp., Mid-Tex Division ("Atmos Mid-Tex" or "Company"), and a regulatory authority with an interest in the rates and charges of Atmos Mid-Tex; and

WHEREAS, the City is a member of the Atmos Cities Steering Committee ("ACSC"), a coalition of similarly-situated cities served by Atmos Mid-Tex ("ACSC Cities") that have joined together to facilitate the review of, and response to, natural gas issues affecting rates charged in the Atmos Mid-Tex service area; and

WHEREAS, ACSC and the Company worked collaboratively to develop a new Rate Review Mechanism ("RRM") tariff that allows for an expedited rate review process by ACSC Cities as a substitute to the Gas Reliability Infrastructure Program ("GRIP") process instituted by the Legislature, and that will establish rates for the ACSC Cities based on the system-wide cost of serving the Atmos Mid-Tex Division; and

WHEREAS, the current RRM tariff was adopted by the City in a rate ordinance in 2018; and

WHEREAS, on about April 1, 2019, Atmos Mid-Tex filed its 2019 RRM rate request with ACSC Cities based on a test year ending December 31, 2018; and

WHEREAS, ACSC coordinated its review of the Atmos Mid-Tex 2019 RRM filing through its Executive Committee, assisted by ACSC's attorneys and consultants, to resolve issues identified in the Company's RRM filing; and

WHEREAS, the Executive Committee, as well as ACSC's counsel and consultants, recommend that ACSC Cities approve an increase in base rates for Atmos Mid-Tex of \$35.4 million applicable to ACSC Cities; and

WHEREAS, the attached tariffs (Exhibit A) implementing new rates are consistent with the recommendation of the ACSC Executive Committee, are agreed to by the Company, and are just, reasonable, and in the public interest; and

WHEREAS, the settlement agreement sets a new benchmark for pensions and retiree medical benefits (Exhibit B); and

WHEREAS, the settlement agreement establishes an amortization schedule for regulatory liability (Exhibit C); and

WHEREAS, the RRM Tariff contemplates reimbursement of ACSC's reasonable expenses associated with RRM applications;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GARLAND, TEXAS:

Section 1

That the findings set forth in this Ordinance are hereby in all things approved.

Section 2

That, without prejudice to future litigation of any issue identified by ACSC, the City Council finds that the settled amount of an increase in revenues of \$35.4 million for ACSC Cities represents a comprehensive settlement of gas utility rate issues affecting the rates, operations, and services offered by Atmos Mid-Tex within the municipal limits arising from Atmos Mid-Tex's 2019 RRM filing, is in the public interest, and is consistent with the City's authority under Section 103.001 of the Texas Utilities Code.

Section 3

That the existing rates for natural gas service provided by Atmos

Mid-Tex are unreasonable. The new tariffs attached hereto and incorporated herein as Exhibit A, are just and reasonable, and are designed to allow Atmos Mid-Tex to recover annually an additional \$35.4 million from customers in ACSC Cities, over the amount allowed under currently approved rates. Such tariffs are hereby adopted.

Section 4

That the ratemaking treatment for pensions and retiree medical benefits in Atmos Mid-Tex's next RRM filing shall be as set forth on Exhibit B, attached hereto and incorporated herein.

Section 5

That amortization of regulatory liability shall be consistent with the schedule found in attached Exhibit C attached hereto and incorporated herein.

Section 6

That Atmos Mid-Tex shall reimburse the reasonable ratemaking expenses of the ACSC in processing the Company's 2019 RRM filing.

Section 7

That to the extent any resolution or ordinance previously adopted by the Council is inconsistent with this Ordinance, it is hereby repealed.

Section 8

That nothing contained in this Ordinance or in any tariff or attachment approved by this Ordinance shall in any manner affect the terms and conditions of any franchise or other ordinance or approval for Atmos Mid-Tex's use of any City right-of-way or other public property.

Section 9

That if any one or more sections or clauses of this Ordinance is adjudged to be unconstitutional or invalid, such judgment shall not affect, impair, or invalidate the remaining provisions of this Ordinance, and the remaining provisions of the Ordinance shall be interpreted as if the offending section or clause never existed.

Section 10

That consistent with the City Ordinance that established the RRM process, this Ordinance shall become effective from and after its passage with rates authorized by attached tariffs to be effective for bills rendered on or after October 1, 2019.

Section 11

That a copy of this Ordinance shall be sent to Atmos Mid-Tex, care of Chris Felan, Vice President of Rates and Regulatory Affairs Mid-Tex Division, Atmos Energy Corporation, 5420 LJB Freeway, Suite 1862, Dallas, Texas 75240, and to Geoffrey Gay, General Counsel to ACSC, at Lloyd Gosselink Rochelle & Townsend, P.C., 816 Congress Avenue, Suite 1900, Austin, Texas 78701.

Section 12

PASSED AND APPROVED this ____ day of _____, 2019.

CITY OF GARLAND, TEXAS

Mayor

ATTEST:

City Secretary



**GARLAND
CITY COUNCIL ITEM SUMMARY SHEET**

City Council Regular Session Agenda

7.

Meeting Date: 09/17/2019

Item Title: Administrative Services Committee Update

Submitted By: Rene Dowl, City Secretary

Summary of Request/Problem

Robert Smith, Chair of the Administrative Services Committee, will provide a committee report on the following item:

- Information on a proposed Uniform Election Date for officers of all boards and commissions

Recommendation/Action Requested and Justification

Approve by minute action the amendment to Article II, Division 1, Section 11 of the Council Policies to include a Uniform Election Date for officers of all Boards and Commissions.

Attachments

Boards and Commissions Policy Amendment

**AMEND ARTICLE II, DIVISION 1, SECTION 11 TO READ AS FOLLOWS,
APPLYING TO BOARDS AND COMMISSIONS THAT HAVE NOT ALREADY
HELD OFFICER ELECTIONS WITHIN THE PAST 30 DAYS:**

Section 11 Appointments to boards and commissions; annual election of officers

(A) Generally, appointments to boards and commissions shall be made by the City Council annually during the month of August. The general term of office for a council appointee begins on September 1 and expires on August 31 in the year in which the term of office of the member of the City Council who made the appointment expires. If a vacancy occurs before a term is completed, the Councilmember representing the district in which the vacancy occurs shall be responsible for nominating a replacement. *See also, Section 2 of Division 4 of this Article for the procedure regarding the recruitment and appointment of members of boards and commissions.*

(B) All boards and commissions, the members of which are solely appointed by the City Council, shall elect officers at the first meeting held by the board or commission on or after October 1 in each calendar year.



**GARLAND
CITY COUNCIL ITEM SUMMARY SHEET**

City Council Regular Session Agenda

8.

Meeting Date: 09/17/2019

Item Title: TxDOT Selective Traffic Enforcement Program (STEP) 2020 Comprehensive Grant

Submitted By: Jeffrey Bryan, Chief of Police

Summary of Request/Problem

Council is requested to adopt a resolution authorizing the City Manager to accept a State of Texas Department of Transportation (TxDOT) Selective Traffic Enforcement Program (STEP) Grant in the amount of \$218,844.64. The enforcement grant will consist of high visibility patrols in nine(9) identified zones throughout the City that have historically had major crashes. The required enforcement period will be Fiscal Year 2019-2020. The increased police presence is anticipated to have a positive effect on the citizens of the City of Garland through both improved driver behavior resulting in fewer serious crashes as well as crime reduction in these identified areas.

This item was considered by Council at the September 16, 2019 Work Session.

Recommendation/Action Requested and Justification

Approve a resolution authorizing the City Manager to accept the State of Texas Department of Transportation (TxDOT) Selective Traffic Enforcement Program (STEP) Grant for FY 2019-2020 in the amount of \$218,844.64.

Attachments

2020 TxDOT Comprehensive STEP resolution
Texas Safety eGrants

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING A TEXAS DEPARTMENT OF TRANSPORTATION (TxDOT) SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (STEP) - SINGLE YEAR - 2019 COMPREHENSIVE GRANT IN THE AMOUNT OF \$218,844.64; AND PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GARLAND, TEXAS:

Section 1

That the City of Garland Police Department, by and through Police Chief Jeffrey Bryan, is hereby authorized to accept a Texas Department of Transportation (TxDOT) Selective Traffic Enforcement Program - Single Year - 2020 Comprehensive Grant in the amount of \$218,844.64, for the purpose of high visibility patrols/traffic stops during fiscal year 2019-2020.

Section 2

That this Resolution shall be and become effective immediately upon and after its adoption and approval.

PASSED AND APPROVED this the _____ day of _____, 2019.

CITY OF GARLAND, TEXAS

Mayor

ATTEST:

City Secretary

Texas Traffic Safety eGrants

Fiscal Year 2020

Organization Name: City of Garland - Police Department

Legal Name: City of Garland

Payee Identification Number: 17560005344000

Project Title: STEP Comprehensive

ID: 2020-GarlandPD-S-1YG-00104

Period: 10/01/2019 to 09/30/2020

GENERAL INFORMATION

Project Title:STEP Comprehensive

Program Elements

When performing enforcement activities under this grant, officers should make the enforcement of the STEP elements listed below their top priority, although any traffic-related probable cause can be used to initiate a vehicle stop

1. DWI: Driving While Intoxicated
2. Speed: Speed Enforcement
3. OP: Occupant Protection (Safety Belt and Child Safety Seat)
4. ITC: Intersection Traffic Control
5. DD: Distracted Driving

Holiday Periods

Enforcement activities under this grant may be conducted on any day at any time of day the agency deems appropriate between date of execution and midnight, September 30, 2020. However, subgrantee must document performing some enforcement activities during each of the following six holiday mobilization periods

1. Christmas/New Year's (December 13, 2019 to January 01, 2020)
3. Spring Break (March 06 - 22, 2020)
4. Memorial Day (May 18 - 31, 2020)
5. Independence Day (June 25 - July 12, 2020)
6. Labor Day (August 14 - September 01, 2020)

XAgency agrees to enforce the above Program Elements and Holiday Periods as part of the Selective Traffic Enforcement Program.

Texas Traffic Safety Program

GRANT AGREEMENT GENERAL TERMS AND CONDITIONS

Definitions: For purposes of these Terms and Conditions, the "Department" is also known as the "State" and the "prospective primary participant" and the "Subgrantee" is also known as the "Subrecipient" and "prospective lower tier participant"

ARTICLE 1. COMPLIANCE WITH LAWS

The Subgrantee shall comply with all federal, state, and local laws, statutes, codes, ordinances, rules and regulations, and the orders and decrees of any courts or administrative bodies or tribunals in any matter affecting the performance of this agreement, including, without limitation, workers' compensation laws, minimum and maximum salary and wage statutes and regulations, nondiscrimination laws and regulations, and licensing laws and regulations. When required, the Subgrantee shall furnish the Department with satisfactory proof of compliance.

ARTICLE 2. STANDARD ASSURANCES

The Subgrantee assures and certifies that it will comply with the regulations, policies, guidelines, and requirements, including 2 CFR, Part 200; and the Department's Traffic Safety Program Manual, as they relate to the application, acceptance, and use of federal or state funds for this project. Also, the Subgrantee assures and certifies that:

A. It possesses legal authority to apply for the grant; and that a resolution, motion, or similar action has been duly adopted or passed as an official act of the applicant's governing body, authorizing the filing of the application, including all understandings and assurances contained in the application, and directing and authorizing the person identified as the official representative of the applicant to act in connection with the application and to provide any additional information that may be required.

B. It and its subcontractors will comply with Title VI of the Civil Rights Act of 1964 (Public Law 88-352), as amended, and in accordance with that Act, no person shall discriminate, on the grounds of race, color, sex, national origin, age, religion, or disability.

C. It will comply with requirements of the provisions of the Uniform Relocation Assistance and Real Property Acquisitions Act of 1970, as amended; 42 USC (United States Code) §§4601 et seq.; and United States Department of Transportation (USDOT) regulations, "Uniform Relocation and Real Property Acquisition for Federal and Federally Assisted Programs," 49 CFR, Part 24, which provide for fair and equitable treatment of persons displaced as a result of federal and federally assisted programs.

D. It will comply with political activity (Hatch Act) (applies to subrecipients as well as States). The State will comply with provisions of the Hatch Act (5 U.S.C. 1501-1508) which limits the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.

E. It will comply with the federal Fair Labor Standards Act's minimum wage and overtime requirements for employees performing project work.

F. It will establish safeguards to prohibit employees from using their positions for a purpose that is or gives the appearance of being motivated by a desire for private gain for themselves or others, particularly those with whom they have family, business, or other ties.

G. It will give the Department the access to and the right to examine all records, books, papers, or documents related to this Grant Agreement.

H. It will comply with all requirements imposed by the Department concerning special requirements of law, program requirements, and other administrative requirements.

I. It recognizes that many federal and state laws imposing environmental and resource conservation requirements may apply to this Grant Agreement. Some, but not all, of the major federal laws that may affect the project include: the National Environmental Policy Act of 1969, as amended, 42 USC §§4321 et seq.; the Clean Air Act, as amended, 42 USC §§7401 et seq. and sections of 29 USC; the Federal Water Pollution Control Act, as amended, 33 USC §§1251 et seq.; the Resource Conservation and Recovery Act, as amended, 42 USC §§6901 et seq.; and the Comprehensive Environmental Response, Compensation, and Liability Act, as amended, 42 USC §§9601 et seq. The Subgrantee also recognizes that the U.S. Environmental Protection Agency, USDOT, and other federal agencies have issued, and in the future are expected to issue, regulations, guidelines, standards, orders, directives, or other requirements that may affect this Project. Thus, it agrees to comply, and assures the compliance of each contractor and each subcontractor, with any federal requirements that the federal government may now or in the future promulgate.

J. It will comply with the flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973, 42 USC §4012a(a). Section 102(a) requires, on and after March 2, 1975, the purchase of flood insurance in communities where that insurance is available as a condition for the receipt of any federal financial assistance for construction or acquisition purposes for use in any area that has been identified by the Secretary of the Department of Housing and Urban Development as an area having special flood hazards. The phrase "federal financial assistance" includes any form of loan, grant, guaranty, insurance payment, rebate, subsidy, disaster assistance loan or grant, or any form of direct or indirect federal assistance.

K. It will assist the Department in its compliance with Section 106 of the National Historic Preservation Act of 1966 as amended (16 USC 470 et seq.), Executive Order 11593, and the Antiquities Code of Texas (National Resources Code, Chapter 191).

L. It will comply with Chapter 573 of the Texas Government Code by ensuring that no officer, employee, or member of the Subgrantee's governing board or the Subgrantee's subcontractors shall vote or confirm the employment of any person related within the second degree of affinity or third degree by consanguinity to any member of the governing body or to any other officer or employee authorized to employ or supervise that person. This prohibition shall not apply to the employment of a person described in Section 573.062 of the Texas Government Code.

M. It will ensure that all information collected, assembled, or maintained by the applicant relative to this project shall be available to the public during normal business hours in compliance with Chapter 552 of the Texas Government Code, unless otherwise expressly provided by law.

N. If applicable, it will comply with Chapter 551 of the Texas Government Code, which requires all regular, special, or called meetings of governmental bodies to be open to the public, except as otherwise provided by law or specifically permitted in the Texas Constitution.

ARTICLE 3. COMPENSATION

A. The method of payment for this agreement will be based on actual costs incurred up to and not to exceed the limits specified in the Project Budget. The amount included in a Project Budget category will be deemed to be an estimate only and a higher amount can be reimbursed, subject to the conditions specified in paragraph B of this Article. If the Project Budget specifies that costs are based on a specific rate, per-unit cost, or other method of payment, reimbursement will be based on the specified method.

B. All payments will be made in accordance with the Project Budget.

1. The Subgrantee's expenditures may overrun a budget category (I, II, or III) in the approved Project Budget without a grant (budget) amendment, as long as the overrun does not exceed a total of five (5) percent of the maximum amount eligible for reimbursement (TxDOT) in the attached Project Budget for the current fiscal year. This overrun must be off-set by an equivalent underrun elsewhere in the Project Budget.

2. If the overrun is five (5) percent or less, the Subgrantee must provide written notification to the Department, through the TxDOT Electronic Grants Management System (eGrants), prior to the Request for Reimbursement being approved. The notification must indicate the amount, the percent over, and the specific reason(s) for the overrun.

3. Any overrun of more than five (5) percent of the amount eligible for reimbursement (TxDOT) in the attached Project Budget requires an amendment of this Grant Agreement.

City of Garland - Police Department
STEP Comprehensive 2020

4. The maximum amount eligible for reimbursement shall not be increased above the Grand Total TxDOT Amount in the approved Project Budget, unless this Grant Agreement is amended, as described in Article 5 of this agreement.

5. For Selective Traffic Enforcement Program (STEP) grants only: In the Project Budget, Subgrantees are not allowed to use underrun funds from the TxDOT amount of (100) Salaries, Subcategories A, "Enforcement," or B, "PI&E Activities," to exceed the TxDOT amount listed in Subcategory C, "Other." Also, Subgrantees are not allowed to use underrun funds from the TxDOT amount of (100) Salaries, Subcategories A, "Enforcement," or C, "Other," to exceed the TxDOT amount listed in Subcategory B, "PI&E Activities." The TxDOT amount for Subcategory B, "PI&E Activities," or C, "Other," can only be exceeded within the five (5) percent flexibility, with underrun funds from Budget Categories II or III.

C. To be eligible for reimbursement under this agreement, a cost must be incurred in accordance with the Project Budget, within the time frame specified in the Grant Period of this Grant Agreement, attributable to work covered by this agreement, and which has been completed in a manner satisfactory and acceptable to the Department.

D. Federal or TxDOT funds cannot supplant (replace) funds from any other sources. The term "supplanting," refers to the use of federal or TxDOT funds to support personnel or an activity already supported by local or state funds.

E. Payment of costs incurred under this agreement is further governed by the cost principles outlined in 2 CFR Part 200.

F. The Subgrantee agrees to submit monthly Requests for Reimbursement, as designated in this Grant Agreement, within thirty (30) days after the end of the billing period. The Request for Reimbursement and appropriate supporting documentation must be submitted through eGrants.

G. The Subgrantee agrees to submit the final Request for Reimbursement under this agreement within forty-five (45) days of the end of the grant period.

H. Payments are contingent upon the availability of appropriated funds.

I. Project agreements supported with federal or TxDOT funds are limited to the length of this Grant Period specified in this Grant Agreement. If the Department determines that the project has demonstrated merit or has potential long-range benefits, the Subgrantee may apply for funding assistance beyond the initial agreement period.

Preference for funding will be given to projects based on (1) proposed cost sharing and (2) demonstrated performance history.

ARTICLE 4. LIMITATION OF LIABILITY

Payment of costs incurred under this agreement is contingent upon the availability of funds. If at any time during this Grant Period, the Department determines that there is insufficient funding to continue the project, the Department shall notify the Subgrantee, giving notice of intent to terminate this agreement, as specified in Article 11 of this agreement. If at the end of a federal fiscal year, the Department determines that there is sufficient funding and performance to continue the project, the Department may notify the Subgrantee to continue this agreement.

ARTICLE 5. AMENDMENTS

This agreement may be amended prior to its expiration by mutual written consent of both parties, utilizing the Grant Agreement Amendment in eGrants. Any amendment must be executed by the parties within the Grant Period, as specified in this Grant Agreement.

ARTICLE 6. ADDITIONAL WORK AND CHANGES IN WORK

A. If the Subgrantee is of the opinion that any assigned work is beyond the scope of this agreement and constitutes additional work, the Subgrantee shall promptly notify the Department in writing through eGrants. If the Department finds that such work does constitute additional work, the Department shall advise the Subgrantee and a written amendment to this agreement will be executed according to Article 5, Amendments, to provide

compensation for doing this work on the same basis as the original work. If performance of the additional work will cause the maximum amount payable to be exceeded, the work will not be performed before a written grant amendment is executed.

B. If the Subgrantee has submitted work in accordance with the terms of this agreement but the Department requests changes to the completed work or parts of the work which involve changes to the original scope of services or character of work under this agreement, the Subgrantee shall make those revisions as requested and directed by the Department. This will be considered as additional work and will be paid for as specified in this Article.

C. If the Subgrantee submits work that does not comply with the terms of this agreement, the Department shall instruct the Subgrantee to make any revisions that are necessary to bring the work into compliance with this agreement. No additional compensation shall be paid for this work.

D. The Subgrantee shall make revisions to the work authorized in this agreement that are necessary to correct errors or omissions, when required to do so by the Department. No additional compensation shall be paid for this work.

E. The Department shall not be responsible for actions by the Subgrantee or any costs incurred by the Subgrantee relating to additional work not directly associated with or prior to the execution of an amendment.

ARTICLE 7. REPORTING AND MONITORING

A. Not later than thirty (30) days after the end of each reporting period, the Subgrantee shall submit a performance report through eGrants. Reporting periods vary by project duration and are defined as follows:

1. For short term projects, the reporting period is the duration of the project. Subgrantee shall submit a performance report within 30 days of project completion.
2. For longer projects, the reporting period is monthly. Subgrantee shall submit a performance report within 30 days of the completion of each project month and within 30 days of project completion.
3. For Selective Traffic Enforcement Program (STEP) Wave projects, the reporting period is each billing cycle. Subgrantee shall submit a performance report within 30 days of the completion of each billing cycle.

B. The performance report will include, as a minimum: (1) a comparison of actual accomplishments to the objectives established for the period, (2) reasons why established objectives and performance measures were not met, if appropriate, and (3) other pertinent information, including, when appropriate, an analysis and explanation of cost underruns, overruns, or high unit costs.

C. The Subgrantee shall promptly advise the Department in writing, through eGrants, of events that will have a significant impact upon this agreement, including:

1. Problems, delays, or adverse conditions, including a change of project director or other changes in Subgrantee personnel, that will materially affect the ability to attain objectives and performance measures, prevent the meeting of time schedules and objectives, or preclude the attainment of project objectives or performance measures by the established time periods. This disclosure shall be accompanied by a statement of the action taken or contemplated and any Department or federal assistance needed to resolve the situation.
2. Favorable developments or events that enable meeting time schedules and objectives sooner than anticipated or achieving greater performance measure output than originally projected.

D. The Subgrantee shall submit the Final Performance Report through eGrants within thirty (30) days after completion of the grant.

ARTICLE 8. RECORDS

The Subgrantee agrees to maintain all reports, documents, papers, accounting records, books, and other evidence pertaining to costs incurred and work performed under this agreement (called the "Records"), and shall make the Records available at its office for the time period authorized within the Grant Period, as specified in this Grant Agreement. The Subgrantee further agrees to retain the Records for four (4) years from the date of final

payment under this agreement, until completion of all audits, or until pending litigation has been completely and fully resolved, whichever occurs last.

Duly authorized representatives of the Department, the USDOT, the Office of the Inspector General, Texas State Auditor, and the Comptroller General shall have access to the Records. This right of access is not limited to the four (4) year period but shall last as long as the Records are retained.

ARTICLE 9. INDEMNIFICATION

A. To the extent permitted by law, the Subgrantee, if other than a government entity, shall indemnify, hold, and save harmless the Department and its officers and employees from all claims and liability due to the acts or omissions of the Subgrantee, its agents, or employees. The Subgrantee also agrees, to the extent permitted by law, to indemnify, hold, and save harmless the Department from any and all expenses, including but not limited to attorney fees, all court costs and awards for damages incurred by the Department in litigation or otherwise resisting claims or liabilities as a result of any activities of the Subgrantee, its agents, or employees.

B. To the extent permitted by law, the Subgrantee, if other than a government entity, agrees to protect, indemnify, and save harmless the Department from and against all claims, demands, and causes of action of every kind and character brought by any employee of the Subgrantee against the Department due to personal injuries to or death of any employee resulting from any alleged negligent act, by either commission or omission on the part of the Subgrantee.

C. If the Subgrantee is a government entity, both parties to this agreement agree that no party is an agent, servant, or employee of the other party and each party agrees it is responsible for its individual acts and deeds, as well as the acts and deeds of its contractors, employees, representatives, and agents.

ARTICLE 10. DISPUTES AND REMEDIES

This agreement supersedes any prior oral or written agreements. If a conflict arises between this agreement and the Traffic Safety Program Manual, this agreement shall govern. The Subgrantee shall be responsible for the settlement of all contractual and administrative issues arising out of procurement made by the Subgrantee in support of work under this agreement. Disputes concerning performance or payment shall be submitted to the Department for settlement, with the Executive Director or his or her designee acting as final referee.

ARTICLE 11. TERMINATION

A. This agreement shall remain in effect until the Subgrantee has satisfactorily completed all services and obligations described in this agreement and these have been accepted by the Department, unless:

1. This agreement is terminated in writing with the mutual consent of both parties; or
2. There is a written thirty (30) day notice by either party; or
3. The Department determines that the performance of the project is not in the best interest of the Department and informs the Subgrantee that the project is terminated immediately.

B. The Department shall compensate the Subgrantee for only those eligible expenses incurred during the Grant Period specified in this Grant Agreement that are directly attributable to the completed portion of the work covered by this agreement, provided that the work has been completed in a manner satisfactory and acceptable to the Department. The Subgrantee shall not incur nor be reimbursed for any new obligations after the effective date of termination.

ARTICLE 12. INSPECTION OF WORK

A. The Department and, when federal funds are involved, the USDOT, or any of their authorized representatives, have the right at all reasonable times to inspect or otherwise evaluate the work performed or being performed under this agreement and the premises in which it is being performed.

B. If any inspection or evaluation is made on the premises of the Subgrantee or its subcontractor, the Subgrantee shall provide and require its subcontractor to provide all reasonable facilities and assistance for the safety and

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convenience of the inspectors in the performance of their duties. All inspections and evaluations shall be performed in a manner that will not unduly delay the work.

ARTICLE 13. AUDIT

The state auditor may conduct an audit or investigation of any entity receiving funds from the state directly under this agreement or indirectly through a subcontract under this agreement. Acceptance of funds directly under this agreement or indirectly through a subcontract under this agreement acts as acceptance of the authority of the State Auditor, under the direction of the legislative audit committee, to conduct an audit or investigation in connection with those funds. An entity that is the subject of an audit or investigation must provide the state auditor with access to any information the state auditor considers relevant to the investigation or audit.

ARTICLE 14. SUBCONTRACTS

A subcontract in excess of \$25,000 may not be executed by the Subgrantee without prior written concurrence by the Department. Subcontracts in excess of \$25,000 shall contain all applicable terms and conditions of this agreement. No subcontract will relieve the Subgrantee of its responsibility under this agreement.

ARTICLE 15. GRATUITIES

A. Texas Transportation Commission policy mandates that employees of the Department shall not accept any benefit, gift, or favor from any person doing business with or who, reasonably speaking, may do business with the Department under this agreement. The only exceptions allowed are ordinary business lunches and items that have received the advanced written approval of the Department's Executive Director.

B. Any person doing business with or who reasonably speaking may do business with the Department under this agreement may not make any offer of benefits, gifts, or favors to Department employees, except as mentioned here above. Failure on the part of the Subgrantee to adhere to this policy may result in termination of this agreement.

ARTICLE 16. NONCOLLUSION

The Subgrantee warrants that it has not employed or retained any company or person, other than a bona fide employee working solely for the Subgrantee, to solicit or secure this agreement, and that it has not paid or agreed to pay any company or person, other than a bona fide employee, any fee, commission, percentage, brokerage fee, gift, or any other consideration contingent upon or resulting from the award or making of this agreement. If the Subgrantee breaches or violates this warranty, the Department shall have the right to annul this agreement without liability or, in its discretion, to deduct from the agreement price or consideration, or otherwise recover the full amount of such fee, commission, brokerage fee, contingent fee, or gift.

ARTICLE 17. CONFLICT OF INTEREST

The Subgrantee represents that it or its employees have no conflict of interest that would in any way interfere with its or its employees' performance or which in any way conflicts with the interests of the Department. The Subgrantee shall exercise reasonable care and diligence to prevent any actions or conditions that could result in a conflict with the Department's interests.

ARTICLE 18. SUBGRANTEE'S RESOURCES

A. The Subgrantee certifies that it presently has adequate qualified personnel in its employment to perform the work required under this agreement, or will be able to obtain such personnel from sources other than the Department.

B. All employees of the Subgrantee shall have the knowledge and experience that will enable them to perform the duties assigned to them. Any employee of the Subgrantee who, in the opinion of the Department, is incompetent or whose conduct becomes detrimental to the work, shall immediately be removed from association with the project.

C. Unless otherwise specified, the Subgrantee shall furnish all equipment, materials, supplies, and other

resources required to perform the work.

ARTICLE 19. PROCUREMENT AND PROPERTY MANAGEMENT

The Subgrantee shall establish and administer a system to procure, control, protect, preserve, use, maintain, and dispose of any property furnished to it by the Department or purchased pursuant to this agreement in accordance with its own procurement and property management procedures, provided that the procedures are not in conflict with (1) the Department's procurement and property management standards and (2) the federal procurement and property management standards provided by 2 CFR §§ 200.310-.316, 200.318-.324.

ARTICLE 20. OWNERSHIP OF DOCUMENTS AND INTELLECTUAL PROPERTY

Upon completion or termination of this Grant Agreement, whether for cause or at the convenience of the parties, all finished or unfinished documents, data, studies, surveys, reports, maps, drawings, models, photographs, etc. prepared by the Subgrantee, and equipment and supplies purchased with grant funds shall, at the option of the Department, become the property of the Department. All sketches, photographs, calculations, and other data prepared under this agreement shall be made available, upon request, to the Department without restriction or limitation of their further use.

A. Intellectual property consists of copyrights, patents, and any other form of intellectual property rights covering any databases, software, inventions, training manuals, systems design, or other proprietary information in any form or medium.

B. All rights to Department. The Department shall own all of the rights (including copyrights, copyright applications, copyright renewals, and copyright extensions), title and interests in and to all data, and other information developed under this contract and versions thereof unless otherwise agreed to in writing that there will be joint ownership.

C. All rights to Subgrantee. Classes and materials initially developed by the Subgrantee without any type of funding or resource assistance from the Department remain the Subgrantee's intellectual property. For these classes and materials, the Department payment is limited to payment for attendance at classes.

ARTICLE 21. SUCCESSORS AND ASSIGNS

The Department and the Subgrantee each binds itself, its successors, executors, assigns, and administrators to the other party to this agreement and to the successors, executors, assigns, and administrators of the other party in respect to all covenants of this agreement. The Subgrantee shall not assign, sublet, or transfer interest and obligations in this agreement without written consent of the Department through eGrants.

ARTICLE 22. CIVIL RIGHTS COMPLIANCE

A. Compliance with regulations. The Subgrantee shall comply with the regulations relative to nondiscrimination in federally-assisted programs of the United States Department of Transportation (USDOT): 49 CFR, Part 21; 23 CFR, Part 200; and 41 CFR, Parts 60-74, as they may be amended periodically (called the "Regulations"). The Subgrantee agrees to comply with Executive Order 11246, entitled "Equal Employment Opportunity," as amended by Executive Order 11375 and as supplemented by the U.S. Department of Labor regulations (41 CFR, Part 60).

B. Nondiscrimination: (applies to subrecipients as well as States) The State highway safety agency and Subgrantee will comply with all Federal statutes and implementing regulations relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (Pub. L. 88-352), which prohibits discrimination on the basis of race, color or national origin (and 49 CFR Part 21); (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. 1681-1683 and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. 794), and the Americans with Disabilities Act of 1990 (Pub. L. 101-336), as amended (42 U.S.C. 12101, et seq.), which prohibits discrimination on the basis of disabilities (and 49 CFR Part 27); (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. 6101-6107), which prohibits discrimination on the basis of age; (e) the Civil Rights Restoration Act of 1987 (Pub. L. 100-259), which requires Federal-aid recipients and all subrecipients to prevent discrimination and ensure nondiscrimination in all of their programs and activities; (f) the Drug Abuse Office and Treatment Act of 1972 (Pub. L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (g) the comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (Pub. L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (h) Sections 523 and 527 of the Public Health Service Act of 1912, as amended (42 U.S.C. 290dd-3 and 290ee-3), relating to

confidentiality of alcohol and drug abuse patient records; (i) Title VIII of the Civil Rights Act of 1968, as amended (42 U.S.C. 3601, et seq.), relating to nondiscrimination in the sale, rental or financing of housing; (j) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (k) the requirements of any other nondiscrimination statute(s) which may apply to the application.

C. Solicitations for subcontracts, including procurement of materials and equipment: In all solicitations either by competitive bidding or negotiation made by the Subgrantee for work to be performed under a subcontract, including procurements of materials and leases of equipment, each potential subcontractor or supplier shall be notified by the Subgrantee of the Subgrantee's obligations under this agreement and the regulations relative to nondiscrimination on the grounds of race, color, sex, national origin, age, religion, or disability.

D. Information and reports: The Subgrantee shall provide all information and reports required by the Regulations, or directives issued pursuant thereto, and shall permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by the Department or the USDOT to be pertinent to ascertain compliance with the Regulations or directives. Where any information required of the Subgrantee is in the exclusive possession of another who fails or refuses to furnish this information, the Subgrantee shall certify that to the Department or the USDOT, whichever is appropriate, and shall set forth what efforts the Subgrantee has made to obtain the requested information.

E. Sanctions for noncompliance: In the event of the Subgrantee's noncompliance with the nondiscrimination provision of this agreement, the Department shall impose such sanctions as it or the USDOT may determine to be appropriate.

F. Incorporation of provisions: The Subgrantee shall include the provisions of paragraphs A. through E. in every subcontract, including procurements of materials and leases of equipment, unless exempt by the regulations or directives. The Subgrantee shall take any action with respect to any subcontract or procurement that the Department may direct as a means of enforcing those provisions, including sanctions for noncompliance. However, in the event a Subgrantee becomes involved in, or is threatened with litigation with a subcontractor or supplier as a result of such direction, the Subgrantee may request the Department to enter into litigation to protect the interests of the state; and in addition, the Subgrantee may request the United States to enter into such litigation to protect the interests of the United States.

ARTICLE 23. DISADVANTAGED BUSINESS ENTERPRISE (DBE) PROGRAM

A. The parties shall comply with the DBE Program requirements established in 49 CFR Part 26.

B. The Subgrantee shall adopt, in its totality, the Department's federally approved DBE program.

C. The Subgrantee shall set an appropriate DBE goal consistent with the Department's DBE guidelines and in consideration of the local market, project size, and nature of the goods or services to be acquired. The Subgrantee shall have final decision-making authority regarding the DBE goal and shall be responsible for documenting its actions.

D. The Subgrantee shall follow all other parts of the Department's DBE program referenced in TxDOT Form 2395, Memorandum of Understanding Regarding the Adoption of the Texas Department of Transportation's Federally-Approved Disadvantaged Business Enterprise by Entity and attachments found at web address <http://www.txdot.gov/business/partnerships/dbe.html>

E. The Subgrantee shall not discriminate on the basis of race, color, national origin, or sex in the award and performance of any USDOT-assisted contract or in the administration of its DBE program or the requirements of 49 CFR Part 26. The Subgrantee shall take all necessary and reasonable steps under 49 CFR Part 26 to ensure non-discrimination in award and administration of USDOT-assisted contracts. The Department's DBE program, as required by 49 CFR Part 26 and as approved by USDOT, is incorporated by reference in this agreement. Implementation of this program is a legal obligation and failure to carry out its terms shall be treated as a violation of this agreement. Upon notification to the Subgrantee of its failure to carry out its approved program, the Department may impose sanctions as provided for under 49 CFR Part 26 and may, in appropriate cases, refer the matter for enforcement under 18 USC 1001 and the Program Fraud Civil Remedies Act of 1986 (31 USC 3801 et seq.).

F. Each contract the Subgrantee signs with a contractor (and each subcontract the prime contractor signs with a sub-contractor) must include the following assurance: The contractor, sub-recipient, or sub-contractor shall not discriminate on the basis of race, color, national origin, or sex in the performance of this contract. The contractor

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shall carry out applicable requirements of 49 CFR Part 26 in the award and administration of USDOT-assisted contracts. Failure by the contractor to carry out these requirements is a material breach of this agreement, which may result in the termination of this agreement or such other remedy as the recipient deems appropriate.

ARTICLE 24. CERTIFICATION REGARDING DEBARMENT AND SUSPENSION (applies to subrecipients as well as States)

Instructions for Primary Certification

1. By signing and submitting this proposal, the prospective primary participant is providing the certification set out below.

2. The inability of a person to provide the certification required below will not necessarily result in denial of participation in this covered transaction. The prospective participant shall submit an explanation of why it cannot provide the certification set out below. The certification or explanation will be considered in connection with the department or agency's determination whether to enter into this transaction. However, failure of the prospective primary participant to furnish a certification or an explanation shall disqualify such person from participation in this transaction.

3. The certification in this clause is a material representation of fact upon which reliance was placed when the department or agency determined to enter into this transaction. If it is later determined that the prospective primary participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.

4. The prospective primary participant shall provide immediate written notice to the department or agency to which this proposal is submitted if at any time the prospective primary participant learns its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.

5. The terms covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded, as used in this clause, have the meaning set out in the Definitions and coverage sections of 49 CFR Part 29. You may contact the department or agency to which this proposal is being submitted for assistance in obtaining a copy of those regulations.

6. The prospective primary participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency entering into this transaction.

7. The prospective primary participant further agrees by submitting this proposal that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-Lower Tier Covered Transaction," provided by the department or agency entering into this covered transaction, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.

8. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the list of Parties Excluded from Federal Procurement and Non-procurement Programs.

9. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.

10. Except for transactions authorized under paragraph 6 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.

Certification Regarding Debarment, Suspension, and Other Responsibility Matters-Primary Covered Transactions

(1) The prospective primary participant certifies to the best of its knowledge and belief, that its principals:

(a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded by any Federal department or agency;

(b) Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of record, making false statements, or receiving stolen property;

(c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or Local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and

(d) Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State, or local) terminated for cause or default.

(2) Where the prospective primary participant is unable to certify to any of the Statements in this certification, such prospective participant shall attach an explanation to this proposal.

Instructions for Lower Tier Certification

1. By signing and submitting this proposal, the prospective lower tier participant is providing the certification set out below.

2. The certification in this clause is a material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that the prospective lower tier participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

3. The prospective lower tier participant shall provide immediate written notice to the person to which this proposal is submitted if at any time the prospective lower tier participant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.

4. The terms covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded, as used in this clause, have the meanings set out in the Definition and Coverage sections of 49 CFR Part 29. You may contact the person to whom this proposal is submitted for assistance in obtaining a copy of those regulations.

5. The prospective lower tier participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which this transaction originated.

6. The prospective lower tier participant further agrees by submitting this proposal that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion -- Lower Tier Covered Transaction," without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions. (See below)

7. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the List of Parties Excluded from Federal Procurement and Non-procurement Programs.

8. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.

9. Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion - Lower Tier Covered Transactions:

1. The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.

2. Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

ARTICLE 25. CERTIFICATION REGARDING FEDERAL LOBBYING (applies to subrecipients as well as States)

Certification for Contracts, Grants, Loans, and Cooperative Agreements

In executing this agreement, each signatory certifies to the best of his or her knowledge and belief, that:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

3. The undersigned shall require that the language of this certification be included in the award documents for all sub-awards at all tiers (including subcontracts, subgrants, and contracts under grant, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

ARTICLE 26. CHILD SUPPORT CERTIFICATION

Under Section 231.006, Texas Family Code, the Subgrantee certifies that the individual or business entity named in this agreement is not ineligible to receive the specified grant, loan, or payment and acknowledges that this agreement may be terminated and payment may be withheld if this certification is inaccurate. If the above certification is shown to be false, the Subgrantee is liable to the state for attorney's fees and any other damages provided by law or the agreement. A child support obligor or business entity ineligible to receive payments because of a payment delinquency of more than thirty (30) days remains ineligible until: all arrearages have been paid; the obligor is in compliance with a written repayment agreement or court order as to any existing delinquency; or the court of continuing jurisdiction over the child support order has granted the obligor an exemption from Subsection (a) of Section 231.006, Texas Family Code, as part of a court-supervised effort to improve earnings and child support payments.

ARTICLE 27. FEDERAL FUNDING ACCOUNTABILITY AND TRANSPARENCY ACT REQUIREMENTS

A. Any recipient of funds under this agreement agrees to comply with the Federal Funding Accountability and Transparency Act and implementing regulations at 2 CFR Part 170, including Appendix A. This agreement is subject to the following award terms: <http://edocket.access.gpo.gov/2010/pdf/2010-22705.pdf> and <http://edocket.access.gpo.gov/2010/pdf/2010-22706.pdf>.

B. The Subgrantee agrees that it shall:

1. Obtain and provide to the State a System for Award Management (SAM) number (48 CFR subpt. 4.11) if this award provides for more than \$25,000 in Federal funding. The SAM number may be obtained by visiting the SAM web-site at: <https://www.sam.gov>

2. Obtain and provide to the State a Data Universal Numbering System (DUNS) number, a unique nine-character number that allows the Federal government to track the distribution of federal money. The DUNS number may be requested free of charge for all businesses and entities required to do so by visiting the Dun & Bradstreet (D&B) on-line registration website <http://fedgov.dnb.com/webform>; and

3. Report the total compensation and names of its top five (5) executives to the State if:

i. More than 80% of annual gross revenues are from the Federal government, and those revenues are greater than \$25,000,000; and

ii. The compensation information is not already available through reporting to the U.S. Securities and Exchange Commission.

ARTICLE 28. SINGLE AUDIT REPORT

A. The parties shall comply with the requirements of the Single Audit Act of 1984, P.L. 98-502, ensuring that the single audit report includes the coverage stipulated in 2 CFR Part 200.

B. If threshold expenditures of \$750,000 or more are met during the Subgrantee's fiscal year, the Subgrantee must submit a Single Audit Report and Management Letter (if applicable) to TxDOT's Audit Office, 125 East 11th Street, Austin, TX 78701 or contact TxDOT's Audit Office at singleaudits@txdot.gov

C. If expenditures are less than \$750,000 during the Subgrantee's fiscal year, the Subgrantee must submit a statement to TxDOT's Audit Office as follows: "We did not meet the \$750,000 expenditure threshold and therefore, are not required to have a single audit performed for FY_____."

D. For each year the project remains open for federal funding expenditures, the Subgrantee will be responsible for filing a report or statement as described above. The required annual filing shall extend throughout the life of the agreement, unless otherwise amended or the project has been formally closed out and no charges have been incurred within the current fiscal year.

ARTICLE 29. BUY AMERICA ACT (applies to subrecipients as well as States)

The State and Subgrantee will comply with the provisions of the Buy America Act (49 U.S.C. 5323(j)), which contains the following requirements:

Only steel, iron and manufactured products produced in the United States may be purchased with Federal funds unless the Secretary of Transportation determines that such domestic purchases would be inconsistent with the public interest, that such materials are not reasonably available and of a satisfactory quality, or that inclusion of domestic materials will increase the cost of the overall project contract by more than 25 percent. Clear justification for the purchase of non-domestic items must be in the form of a waiver request submitted to and approved by the Secretary of Transportation.

ARTICLE 30. RESTRICTION ON STATE LOBBYING (applies to subrecipients as well as States)

None of the funds under this program will be used for any activity specifically designed to urge or influence a State or local legislator to favor or oppose the adoption of any specific legislative proposal pending before any State or

City of Garland - Police Department
STEP Comprehensive 2020

local legislative body. Such activities include both direct and indirect (e.g., "grassroots") lobbying activities, with one exception. This does not preclude a State official whose salary is supported with NHTSA funds from engaging in direct communications with State or local legislative officials, in accordance with customary State practice, even if such communications urge legislative officials to favor or oppose the adoption of a specific pending legislative proposal.

ARTICLE 31. NONGOVERNMENTAL ENTITY'S PUBLIC INFORMATION [This article applies only to non-profit entities.]

The Subgrantee is required to make any information created or exchanged with the Department pursuant to this Grant Agreement and not otherwise excepted from disclosure under the Texas Public Information Act, available in a format that is accessible by the public at no additional charge to the Department. [SB-1368, 83rd Texas Legislature, Regular Session, Effective 9/1/13]

ARTICLE 32. PROHIBITION ON USING GRANT FUNDS TO CHECK FOR HELMET USAGE (applies to subrecipients as well as States)

The State and each Subgrantee will not use 23 U.S.C. Chapter 4 grant funds for programs to check helmet usage or to create checkpoints that specifically target motorcyclists.

ARTICLE 33. INTERNAL ETHICS AND COMPLIANCE PROGRAM

Subgrantee shall comply with Title 43 Texas Administrative Code §25.906(b). Subgrantee certifies it has adopted an internal ethics and compliance program that satisfies the requirements of Title 43 Texas Administrative Code §10.51 (relating to Internal Ethics and Compliance Program). Subgrantee shall enforce compliance with that program.

Data Universal Numbering System: The Data Universal Numbering System (DUNS) is a unique nine-digit number recognized as the universal standard for identifying and tracking businesses worldwide. The Federal Spending Transparency Directive and the previous Federal Funding Accountability and Transparency Act (FFATA) requires grantees and sub-grantees to have a DUNS number. Most agencies and organizations have DUNS numbers established, please check with your accounting staff. To obtain a DUNS number, applicants should go to the Dun and Bradstreet website at: <http://fedgov.dnb.com/webform>

Data Universal Numbering System (D-U-N-S)

801609462

2 C.F.R. Part 200 Compliance

Enter the Begin Date and End Date of your Agency's Fiscal Year 2020

Begin Date : 10/1/2019 End Date : 9/30/2020

Your entity is required to comply with federal (OMB A-133) and/or state (State of Texas Single Audit Circular) requirements.

If threshold expenditures of \$750,000 or more are met during your agency's fiscal year, please submit a Single Audit Report and Management Letter (if applicable) to TxDOT's Audit Office, 125 East Eleventh Street, Austin, TX 78701 or contact TxDOT's Audit Office at singleaudits@txdot.gov

If expenditures are less than \$750,000 during your agency's fiscal year, please submit a statement to TxDOT's Audit Office as follows:

"We did not meet the \$750,000 expenditure threshold and therefore we are not required to have a single audit performed for FY ."

X I agree

STEP Operating Policies and Procedures

All STEP agencies must either have established written STEP operating policies and procedures, or will develop written policies and procedures before STEP grants can be executed. Please click here for [STEP Policies and Procedures requirements.](#)

If your agency has approved STEP Operating Policies and Procedures, please upload here :

[https://www.dot.state.tx.us/apps/egrants/_Upload/861574-](https://www.dot.state.tx.us/apps/egrants/_Upload/861574-SOPSTEPgrant1RevisedLV071717Signed.doc.pdf)

[SOPSTEPgrant1RevisedLV071717Signed.doc.pdf](https://www.dot.state.tx.us/apps/egrants/_Upload/861574-SOPSTEPgrant1RevisedLV071717Signed.doc.pdf)

If your agency does not have approved STEP Operating Policies and Procedures, please certify the following:

I certify that our agency will develop STEP Operating Policies and Procedures before executing the grant.

PROPOSING AGENCY AUTHENTICATION

X The following person has authorized the submittal of this proposal.

Name	: Mitchel L. Bates
Title	: Chief of Police
Address	: 1891 Forest Lane
City	: Garland
State	: Texas
Zip Code	: 75042
Phone Number	: 972-205-2011
Fax Number	: 972-485-4801
E-mail address	: BatesM@garlandtx.gov

COUNTY SERVED

Dallas County - Dallas District

POLITICAL DISTRICT SERVED

U.S. Congress* Congressional District 3
Congressional District 4
Congressional District 5
Congressional District 32

Texas Senate* Texas Senate District 2
Texas Senate District 8
Texas Senate District 16

Texas House* Texas House of Representatives District 33
Texas House of Representatives District 67
Texas House of Representatives District 102
Texas House of Representatives District 107
Texas House of Representatives District 112
Texas House of Representatives District 113
Texas House of Representatives District 114

GOALS AND STRATEGIES

Goal: To increase effective enforcement and adjudication of traffic safety-related laws to reduce crashes, fatalities, and injuries.

Strategies: Increase and sustain high visibility enforcement of traffic safety-related laws.
Increase public education and information campaigns regarding enforcement activities.

Goal: To reduce the number of alcohol impaired and driving under the influence of alcohol and other drug-related crashes, injuries, and fatalities.

Strategy: Increase and sustain high visibility enforcement of DWI laws.

Goal: To increase occupant restraint use in all passenger vehicles and trucks.

Strategy: Increase and sustain high visibility enforcement of occupant protection laws.

Goal: To reduce the number of speed-related crashes, injuries, and fatalities.

Strategy: Increase and sustain high visibility enforcement of speed-related laws.

Goal: To reduce intersection-related motor vehicle crashes, injuries, and fatalities.

Strategy: Increase and sustain high visibility enforcement of Intersection Traffic Control (ITC) laws.

Goal: To reduce Distracted Driving motor vehicle crashes, injuries, and fatalities.

Strategies: Increase and sustain high visibility enforcement of state and local ordinances on cellular and texting devices.
Increase public information and education on Distracted Driving related traffic issues.

☒ I agree to the above goals and strategies.

BASELINE INFORMATION

Baseline Definition: A number serving as a foundation for subgrantees to measure pre-grant traffic enforcement activity. Baseline information must be provided by the subgrantee in order to identify local traffic enforcement related activity. This information should exclude any activity generated with STEP grant dollars. Once the baseline is established, these figures will be used to compare subsequent year's local and grant traffic enforcement activity.

Note: Baseline data used must be no older than 2016.

Baseline Year (12 months) **From 10/1/2017 To 9/30/2018**

<u>Baseline Measure</u>	<u>Arrests/Citations</u>	<u>Written Warnings</u>	<u>KA Crashes</u>
Driving Under Influence (DUI)	206	0	15
Speed	14446	882	13
Safety Belt	924	60	14
Child Safety Seat	202	15	
Intersection Traffic Control (ITC)	3126	225	59
Distracted Driving Citations	401	41	0
Other Elements	18383	152	25

If you have additional attachments, provide them on the "Attachments" page.

LAW ENFORCEMENT OBJECTIVE/PERFORMANCE MEASURE

Objective/Performance Measure	Target Number	Not Applicable
Reduce the number of Driving Under Influence (DUI) crashes to	14	
Reduce the number of Speed-related crashes to	12	
Reduce the number of Safety Belt-related crashes to	13	
Reduce the number of Child Safety Seat-related crashes to		X
Reduce the number of ITC-related crashes to	55	
Reduce the number of Distracted Driving-related crashes to		X
Number of Enforcement Hours	2795	

Note: Nothing in this agreement shall be interpreted as a requirement, formal or informal, that a peace officer issue a specified or predetermined number of citations in pursuance of the Subgrantee's obligations hereunder. Department and Subgrantee acknowledge that Texas Transportation Code Section 720.002 prohibits using traffic-offense quotas and agree that nothing in this Agreement is establishing an illegal quota.

In addition to the STEP enforcement activities, the subgrantee must maintain baseline non-STEP funded citation and arrest activity due to the prohibition of supplanting.

PI&E OBJECTIVE/PERFORMANCE MEASURE

Objectives/Performance Measure	Target Number
Support Grant efforts with a public information and education (PI&E) program	
a. Conduct presentations	5
b. Conduct media exposures (e.g. news conferences, news releases, and interviews)	5
c. Conduct community events (e.g. health fairs, booths)	3

OPERATIONAL PLAN

Zone Name : Garland Zone 1
2500 - 4000 of W. Miller Rd (North)
Zone Location : West City Limits between W. Miller Rd and I-635 (West)
1900 S. Shiloh Rd south to I-635 (East)
10800 - 11200 block I-635 (South)
Zone Hours :
Zone Heat Map : [https://www.dot.state.tx.us/apps/egrants/_Upload/866388_1-](https://www.dot.state.tx.us/apps/egrants/_Upload/866388_1-GarlandZone1.pdf)
(attach) GarlandZone1.pdf

OPERATIONAL PLAN

Zone Name : Garland Zone 2

100 E. Kingsley Rd - 3500 W. Kingsley Rd (North)
3000 S. First St - 3700 S. First St (East)

Zone Location : 100 E. Centerville Rd - 1300 W. Centerville Rd (Southeast)
11300 - 13000 block I635 (South)
3400 S. Shiloh Rd - 3800 S. Shiloh Rd (West)

Zone Hours :

Zone Heat Map : (attach) https://www.dot.state.tx.us/apps/egrants/_Upload/866391-GarlandZone2.pdf

OPERATIONAL PLAN

Zone Name : Garland Zone 3

1300 W. Centerville - 100 E. Centerville Rd (North)
2700 Duck Creek Dr. - 5200 Duck Creek Dr. (East)

Zone Location : 100 W. Oates Rd - 5700 Obanion Rd
5700 Obanion Rd - 300 La Prada Dr. west to I635 (South)
15200 I635 - 1300 W. Centerville Rd (West)

Zone Hours :

Zone Heat Map : (attach) https://www.dot.state.tx.us/apps/egrants/_Upload/866392-GarlandZone3.pdf

OPERATIONAL PLAN

Zone Name : Garland Zone 4

1700 E I30 - 500 W. I30 (South)

5600 Broadway Blvd - 6200 Broadway Blvd (West)

Zone Location : 500 Rowlett Rd - 2500 Rowlett Rd (North)

Shoreline city limits (East)

Zone Hours :

Zone Heat Map : (attach) https://www.dot.state.tx.us/apps/egrants/_Upload/866393-GarlandZone4.pdf

OPERATIONAL PLAN

Zone Name : Garland Zone 5

100 W. Ave B - 2000 block SH66 (North)

3200 E. Centerville Rd - 2000 E. Centerville Rd (East)

Zone Location : 2000 E. Miller Rd - 100 W. Miller Rd (South)

2000 S. First St - 100 N. First St. (West)

Zone Hours :

Zone Heat Map : (attach) https://www.dot.state.tx.us/apps/egrants/_Upload/866394-GarlandZone5.pdf

OPERATIONAL PLAN

Zone Name : Garland Zone 6
100 E. Buckingham Rd - 1400 W. Buckingham Rd (North)
100 Lavon Dr. - 2000 Lavon Dr. to include 100-400 S. First Street (East)

Zone Location : 100 E. Ave. D - 1400 W. Ave D. (South)
500 S. Garland Ave - 2000 N. Garland Ave (West)

Zone Hours :

Zone Heat Map : (attach) https://www.dot.state.tx.us/apps/egrants/_Upload/866395-GarlandZone6.pdf

OPERATIONAL PLAN

Zone Name : Garland Zone 7

Zone Location : 2200 Arapaho Rd - 3400 Arapaho Rd (South)
800 Holford Rd - 2300 Holford Rd to
5300 SH190 - 7600 SH190 (East)
2300 Lookout Drive - 3400 Lookout Drive (North)
4800 Jupiter Rd - 7600 Jupiter Rd (West)

Zone Hours :

Zone Heat Map : (attach) https://www.dot.state.tx.us/apps/egrants/_Upload/866398-GarlandZone7.pdf

SALARIES AND FRINGE BENEFITS

Law Enforcement Hours: 2795								
X Overtime Regular Time								
	TxDOT Hours	Match Hours	Wage Rate	TxDOT Salaries	Match Salaries	Total Salaries	Fringe %	Total Fringe:
A. Enforcement								
Officers/Deputies:	2545		\$60.960	\$155,143.20		\$155,143.20	12.45%	\$19,315.33
Sergeants:			\$0				%	\$0
Lieutenants/Other:	250		\$79.425	\$19,856.25		\$19,856.25	12.45%	\$2,472.10
B. PI&E Activities								
PI&E Activities:			\$0		\$0		%	\$0
C. Administrative Duties								
Captain		26	\$61.740		\$1,605.24	\$1,605.24	12.45%	\$199.85
Admin Staff		85	\$22.110		\$1,879.35	\$1,879.35	18.64%	\$350.31
Court Personnel		750	\$20.250		\$15,187.50	\$15,187.50	18.67%	\$2,835.51
			\$0				%	\$0
			\$0				%	\$0
			\$0				%	\$0
Total:				\$174,999.45	\$18,672.09	\$193,671.54		\$25,173.10
Category	TxDOT	%		Match			%	Total
Salaries:	\$174,999.45	90.36%		\$18,672.09			9.64%	\$193,671.54
Fringe Benefits:	\$0	0.00%		\$25,173.10			100.00%	\$25,173.10
Breakdown of Fringe Percentages:								
Sworn: 1.45% Medicare;		Details of regular time, if included in any of the above hours :						
11% TMRS;								
Civilian 7.65%								
FICA/Medicare;								
11% TMRS								

STEP ENFORCEMENT MILEAGE

Instructions:

Unit # : Provide your agency's inventory number or other identifying number for each vehicle. To assist in calculating your agency's average enforcement mileage rate, we are requesting information from a sampling of five (5) patrol vehicles. The calculator will average the costs from all vehicles to arrive at the average operational cost per vehicle mile. If your agency does not have at least five patrol vehicles that are used for enforcement, include the requested information for the vehicles that you have.

Original Vehicle Cost : Provide each vehicle's total cost. (The total cost could include vehicle base cost, equipment/accessories and preparation costs).

Life Expectancy (In Years) : Provide the number of years that your agency expects the vehicle(s) will be used for enforcement activities. Many agencies have policies stating vehicles will be used for a specific time period (years) and some agencies determine mileage as the basis for vehicle retirement from enforcement. If mileage is used, determine the average number of years it takes for agency's vehicles to reach their mileage limit.

Maintenance Costs : Provide historical maintenance costs for the latest 12 month period available for each vehicle. Maintenance costs can also include annual liability insurance costs.

Fuel Costs : Provide historical fuel costs for the latest 12 month period available for each vehicle.

Yearly Miles: Provide the yearly enforcement miles for each vehicle. Use each vehicle's mileage logs or other available information to document the average number of enforcement miles driven annually or simply divide the mileage by the number of years the vehicle has been in use for enforcement activities.

Unit #	Original Vehicle Cost	Life Expectancy (In Years)	Maintenance Costs	Fuel Costs	Yearly Miles	OP Cost/Mile
Vehicle 1						\$0
Vehicle 2						\$0
Vehicle 3						\$0
Vehicle 4						\$0
Vehicle 5						\$0

Average Operational Cost of the Vehicle Per Mile : \$0

Number of Miles Proposed :

TOTAL : \$0

	Amount	Percentages
TxDOT	\$0	0.00%
Match		0.00%
Total	\$0	

BUDGET SUMMARY

Budget Category		TxDOT	Match	Total
Category I - Labor Costs				
(100)	Salaries:	\$174,999.45	\$18,672.09	\$193,671.54
(200)	Fringe Benefits:	\$0	\$25,173.10	\$25,173.10
	Sub-Total:	\$174,999.45	\$43,845.19	\$218,844.64
Category II - Other Direct Costs				
(300)	Travel:	\$0	\$0	\$0
(400)	Equipment:	\$0	\$0	\$0
(500)	Supplies:	\$0	\$0	\$0
(600)	Contractual Services:	\$0	\$0	\$0
(700)	Other Miscellaneous:	\$0	\$0	\$0
	Sub-Total:	\$0	\$0	\$0
Total Direct Costs:		\$174,999.45	\$43,845.19	\$218,844.64
Category III - Indirect Costs				
(800)	Indirect Cost Rate:	\$0	\$0	\$0
Summary				
	Total Labor Costs:	\$174,999.45	\$43,845.19	\$218,844.64
	Total Direct Costs:	\$0	\$0	\$0
	Total Indirect Costs:	\$0	\$0	\$0
Grand Total		\$174,999.45	\$43,845.19	\$218,844.64
	Fund Sources (Percent Share):	79.97%	20.03%	
Salary and cost rates will be based on the rates submitted by the Subgrantee in its grant application in Egrants.				



GARLAND PLANNING REPORT

City Council Regular Session Agenda

9. a.

Meeting Date: 09/17/2019

Item Title: Z 19-08 K1 Concept, LLC (District 2)

Submitted By: Nabiha Ahmed, Development Planner

REQUEST

Approval of a Specific Use Provision (SUP) for Used Goods, Retail Sales (Indoors) on a property zoned Community Retail (CR) District.

OWNER

HP Concept, LLC

PLAN COMMISSION RECOMMENDATION

On August 12, 2019 the Plan Commission, by a vote of nine (9) to zero (0), recommended approval of a Specific Use Provision (SUP) for Used Goods, Retail Sales (Indoors) on a property zoned Community Retail (CR) District.

STAFF RECOMMENDATION

Approval of a Specific Use Provision (SUP) for Used Goods, Retail Sales (Indoors) on a property zoned Community Retail (CR) District.

BACKGROUND

The applicant requests to allow the operation of a used goods retail store including the sale of new and repurposed/used items on a 1.234-acre lot (Lot A-1, Block 7) currently developed with a building and parking area. Used Goods, Retail Sales (Indoors) is defined by the Garland Development Code (GDC) as an establishment that primarily sells used goods within a fully enclosed building.

A Used Goods, Retail store was previously in operation in the subject tenant space for almost thirty (30) years prior to the adoption of the GDC and the store closed in 2018. The owner would like to reopen the Used Goods, Retail Sales (Indoors) establishment which requires approval of a Specific Use Provision per the GDC. The existing building can accommodate two tenant spaces. There is an existing furniture store next to the proposed Used Goods, Retail store, within the same building. The applicant proposes to use 9,000 square feet of the building for Used Goods, Retail Sales (Indoors).

During the September 3, 2019 Regular Meeting, the Council postponed this case to the

September 16 Work Session and September 17 Regular Meeting for further discussion and consideration.

SITE DATA

The site contains approximately 1.234 acres with 213.13 lineal feet of frontage along South First Street. The site is accessed from South First Street.

USE OF PROPERTY UNDER CURRENT ZONING

The Community Retail (CR) District is intended to accommodate a variety of retail, service, and business establishments. An example of an allowed use in a Community Retail (CR) District is a retail shopping area that may be large in scale with very limited or no outside storage. Used Goods, Retail Sales (Indoors) is allowed only upon approval of a Specific Use Provision (SUP) in a Community Retail (CR) District.

CONSIDERATIONS

1. The applicant is proposing a Used Goods, Retail Sales (Indoors) business in an existing building which currently houses a furniture store and its storage room areas. The applicant has submitted a site plan that shows the overall site and building with the Used Goods, Retail Sales (Indoors) occupying 9,000 square feet of the building. The building, parking, and site improvements are proposed to remain as existing.
2. The overall site is developed with a 24,393 square-foot building and parking area with forty-nine (49) parking spaces. The Garland Development Code (GDC) establishes a parking requirement of thirty-six (36) parking spaces for the proposed used goods store and sixty-five (65) parking spaces for the existing furniture store. Therefore, a total of one-hundred and one parking spaces are required for both uses. The site is developed with forty-nine (49) parking spaces; the applicant proposes to continue the existing parking layout. The applicant contends through a parking study, submitted by Dynamic Traffic, LLC and using research data collected by the Institute of Transportation Engineers (ITE), that the existing supply of forty-nine (49) parking spaces is sufficient to support both uses.
3. Given that the scope of the site improvements under this request is limited to the interior of the building, neither screening/landscape standards nor building design standards are triggered.
4. The applicant requests the Specific Use Provision (SUP) to be in effect for a period of twenty (20) years.

COMPREHENSIVE PLAN

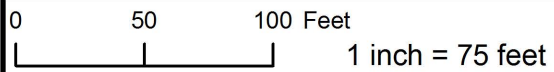
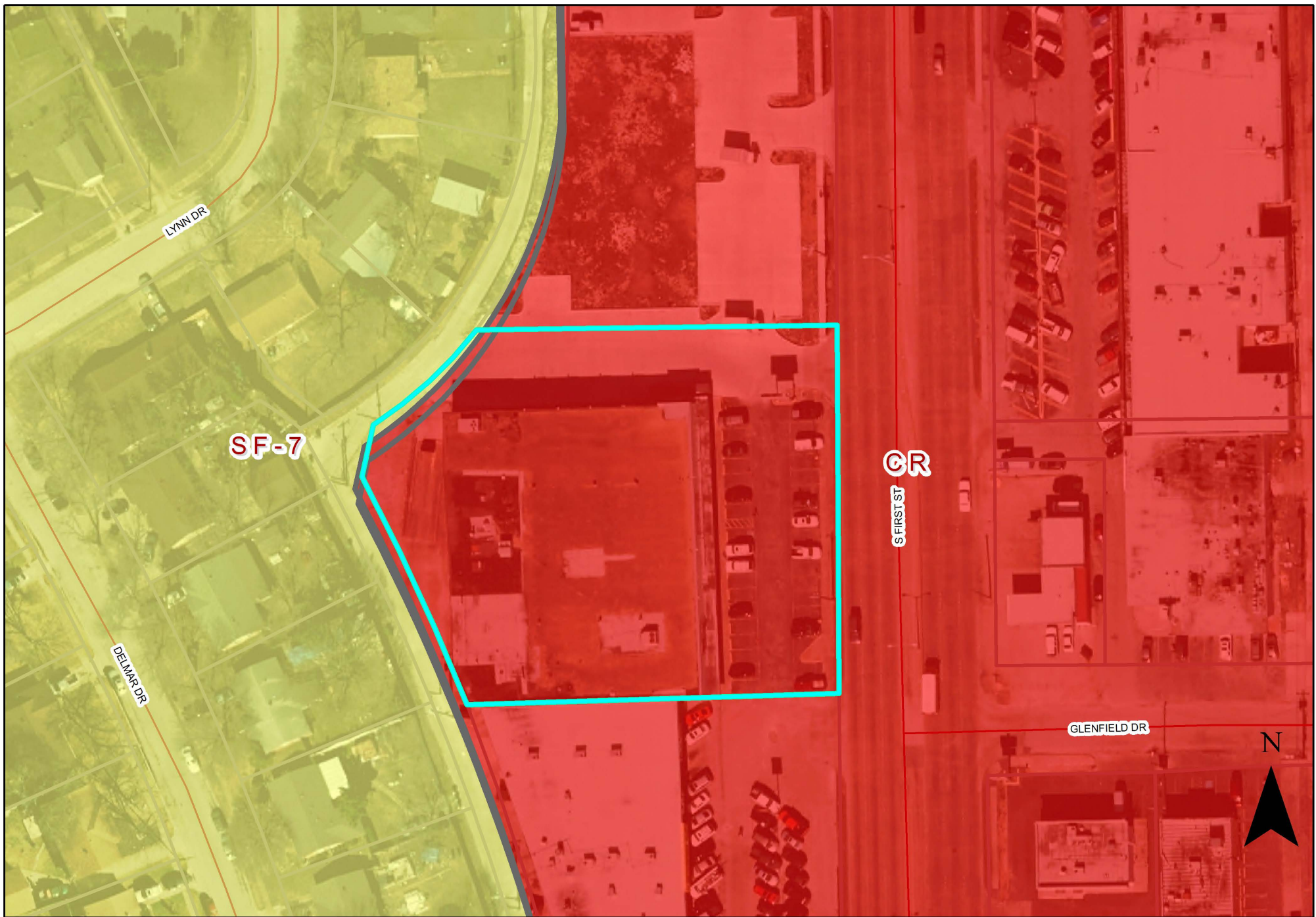
The Envision Garland Plan designates the subject property as Compact Neighborhoods. Compact neighborhoods provide areas for moderate increases in residential density, including single-family attached and single-family detached housing. It expands housing options through infill and redevelopment, while continuing walkable development patterns. These areas provide transitions between traditional residential neighborhoods and higher density residential neighborhoods and non-residential developments. These areas accommodate uses such as convenience retail (goods and services), office space, and public services. The architectural character and scale of these areas are compatible with adjacent residential development.

COMPATIBILITY OF REQUEST WITH SURROUNDING ZONING AND LAND USES

The properties to the north are zoned Community Retail (CR) District and these properties are developed with retail uses and a retail building under construction. The properties to the east across South First Street are zoned Community Retail (CR) District and these properties are developed with retail uses. The properties to the south are zoned Community Retail (CR) District and these properties are developed with retail uses. The properties to the west are zoned Single-Family-7 (SF-7) District and are developed with single-family detached dwellings.

Attachments

Z 19-08 Location Map
Z 19-08 Exhibit B
Z 19-08 Exhibit C
Z 19-08 R&M
Z 19-08 Responses
Z 19-08 Staff Presentation



Zoning Map Z 19-08



INDICATES AREA
OF REQUEST

SPECIFIC USE PROVISION CONDITIONS

ZONING FILE Z 19-08

1725 South First Street

- I. Statement of Purpose:** The purpose of this Specific Use Provision is to allow Used Goods, Retail Sales (Indoors).
- II. Statement of Effect:** This Specific Use Provision shall not affect any regulations found in the Garland Development Code, Ordinance No. 6773, as amended prior to the adoption of this ordinance, except as specifically provided herein.
- III. General Regulations:** All regulations of the Community Retail (CR) District as set forth in Chapter 2 of the Garland Development Code, Ordinance 6773, are included by reference and shall apply, except as otherwise specified by this ordinance.
- IV. Development Plans:**
- Site Layout: The site shall be in general conformance with the approved Site Plan labeled Exhibit C. In the event of conflict between the conditions and the site plan, the written conditions listed below are to apply.
- V. Specific Use Provision:**
- A. SUP Time Period: The Specific Use Provision for Used Goods, Retail Sales (Indoors) shall be in effect for a period of twenty (20) years.
- B. Parking: A total of forty-nine (49) parking spaces shall remain on site.

NOTE:
CITY DETAILS TAKE PRECEDENCE
IN CITY R.O.W. AND EASEMENTS

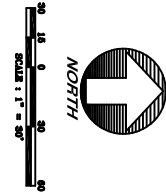
FRANCHISE UTILITY LOCATOR SERVICES
CALL TEXAS ONE AT 1-800-245-4545 OR
UTILITY LOCATOR AT 1-800-DIG-TESS

CAUTION!!!
UNDERGROUND TELEPHONE CABLE AND
OVERHEAD ELECTRIC IN AREA. CONTRACTOR
TO VERIFY EXACT LOCATION AND DEPTH
PRIOR TO CONSTRUCTION.

CAUTION!!!
UNDERGROUND GAS IN AREA. CONTRACTOR
TO VERIFY EXACT LOCATION AND DEPTH
PRIOR TO CONSTRUCTION.

LEGEND

- PROPERTY BOUNDARY
- PROPOSED ADA RAMP
- TRAFFIC FLOW DIRECTION
- EXISTING LIGHT POLE
- EXISTING POWER POLE
- EXISTING FIRE HYDRANT
- EXISTING GAS METER
- EXISTING WATER METER
- LOADING SPACE



GENERAL NOTES :

- THIS SITE IS NOT IN A 100 OR 500 YEAR FLOOD PLAIN.
- ALL CONSTRUCTION SHALL BE IN STRICT ACCORDANCE WITH THESE PLANS AND THE CITY OF GARLAND STANDARDS AND SPECIFICATIONS.
- ALL RADIUS SHOWN ARE 5 FEET UNLESS OTHERWISE NOTED.
- ALL DIMENSIONS SHOWN ARE TO THE FACE OF CURB UNLESS OTHERWISE NOTED.
- THE CONTRACTOR SHALL OBTAIN A SITE PERMIT FROM THE CITY OF GARLAND AND PARTICIPATE IN A PUBLIC WORKS PRE-CONSTRUCTION MEETING PRIOR TO MOBILIZATION AND CONSTRUCTION.
- FIRE LANES, WATER MAINS AND FIRE HYDRANTS SHALL BE INSTALLED, OPERATIONAL, CONSTRUCTED BEFORE A CERTIFICATE OF OCCUPANCY IS ISSUED.
- PRIOR TO CONSTRUCTION, THE CONTRACTOR SHALL NOTIFY THE GAS, TELEPHONE, ELECTRIC, CABLE AND OTHER UTILITY COMPANIES FOR FIELD LOCATION AND STAKING OF THEIR RESPECTIVE UTILITIES.
- NO LANDSCAPING SUCH AS TREES, HEDGES, ABOVE AND UNDERGROUND STRUCTURES SHALL BE LOCATED WITHIN EXISTING OR PROPOSED UTILITY EASEMENTS AND RIGHT OF WAY.

SITE STATISTICS:

ZONING:	COMMUNITY RETAIL
PROPOSED USE:	USED GOODS RETAIL
LAND AREA; GROSS:	53,744.00 SF (1.234 AC)
USED GOODS RETAIL SALES	9,000 S.F.
TOTAL PARKING PROVIDED:	49 INCLUDING ADA, PARKING
HANDICAP PARKING REQUIRED:	2 PER BUILDING CODE
HANDICAP PARKING PROVIDED:	2
IMPERVIOUS COVERAGE:	50,874 SF
BUILDING/LOT COVERAGE:	46.80%

CASE # 190307-1



ZJM ENGINEERS, INC.
CREATING A BETTER & PROGRESSIVE COMMUNITY
7501 WOODMOORE PLACE
GARLAND, TEXAS 75044
PHONE: 972-475-4570
FAX: 972-475-4570
www.zjme.com

HEM REVISIONS: 2-15-2019
ISSUE: 1-15-2019
REVISIONS:

USED GOODS RETAIL SALES
1725 S. FIRST STREET, GARLAND, TEXAS
CRESHAVEN RESERVED PHASE II - LOT A-1, BLOCK 7



SHEET TITLE:
SITE PLAN
PROJECT NO. 12-43

C-1
Sheet 1 of 1

EXHIBIT C

- MONUMENT BENCHMARKS:
- GPS #134 - 2" BRASS DISK STAMPED 134 IS LOCATED ON INLET TOP S.W. COR. ON S. BOUND SIDE OF FIRST STREET APPROX. 20.80' W. OF S. BOUND FIRST ST. CL. & APPROX. 47.50' N. OF 1725 S. FIRST ST. THRIFT CITY STORE DRIVEWAY CL. ELEV. = 569.37 (NAD 83)
 - GPS #137 - 2" BRASS DISK STAMPED 134 IS LOCATED IN CL. MEDIAN NOSE APPROX. 58.60' E. OF CL. INTERSECT. OF MILLER RD. & FIRST ST. AND APPROX. 5.30 S. OF MILLER ROAD CL. ELEV. = 570.50 (NAD 83)

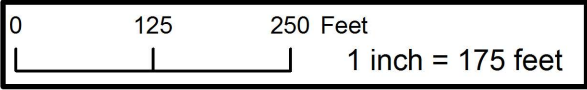
REPORT & MINUTES

P.C. Meeting, August 12, 2019

Consideration of the application of **K1 Concept, LLC**, requesting approval of a Specific Use Provision for Used Goods, Retail Sales (Indoors) on a property zoned Community Retail (CR) District. This property is located at 1725 South First Street. (District 2) (File Z 19-08)

The applicant, Amir Zandevakili, 1725 South First Street, Garland, TX 75040, provided a brief overview of the request.

Motion was made by Commissioner Hallman, to close the public hearing and **approve** the request per staff recommendation. Seconded by Commissioner Williams. **Motion carried: 9 Ayes, 0 Nays.**



Zoning Map Z 19-08





GARLAND

July 31, 2019

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: August 12, 2019 – 7:00 PM

APPLICANT: K1 Concept, LLC.

File Z 19-08

Dear Property Owner:

A public hearing will be held by the Plan Commission of the City of Garland, Texas, at 7:00 P.M. Monday, August 12, 2019, in the Council Chambers of the William E. Dollar Municipal Building (City Hall), 200 North Fifth Street, to consider the application of **K1 Concept, LLC**, requesting approval of a Specific Use Provision for Used Goods, Retail Sales (Indoors) on a property zoned Community Retail (CR) District. The property is shown on the enclosed sketch and is described as follows:

BEING an approximate 1.234-acre tract of land identified as Lot 1. Block 7, of the CRESTHAVEN RESERVED PHASE II, A Replat of Lot 1, Block 7, CHRESTHAVEN FIRST INSTALLMENT, an addition to the City of Garland, Dallas County, Texas, and according to the map recorded under Instrument No: 201300037022, Map Records Dallas County, Texas. **The site is located at 1725 South First Street. (District 2)**

Note: The applicant proposes to open a thrift store on a developed property.

To convey any concerns or opinions regarding the aforementioned request, please complete the below-listed section and return that section using any of the following methods: mail to City of Garland, Planning Department, P.O. Box 469002, Garland, TX 75046-9002; fax to 972-205-2474; deliver to the Planning Department at 800 Main Street, Garland TX; or email Planning@Garlandtx.gov. It is important that your response include your property address, your name, and mailing address. Should you have any questions, please contact Nabiha Ahmed at 972-205-2453.

Para Español, por favor contactar a Josue De La Vega 972-205-2833.

(Please Check One Below)

- ☒ I am in favor of the request.
☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

500 W. Miller Road, Garland 75041 – Daugherty ES
Your Property Address
Joel Falcon
Printed Name
701 N. 1st St
Address
Garland, TX 75040
City, State Zip

The above statements reflect my (our) opinion regarding the proposed request(s)

Signature: Joel Falcon Title: GISD Exec Director Facilities & Maintenance

Date: 8/9/19

Outside the notification area

Z 19-08

**Approval of a Specific Use Provision (SUP) for Used Goods,
Retail Sales (Indoors) on a property zoned Community Retail
(CR) District**

**City Council Meeting
September 17, 2019**



GARLAND

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Case Information

Location: 1725 South First Street

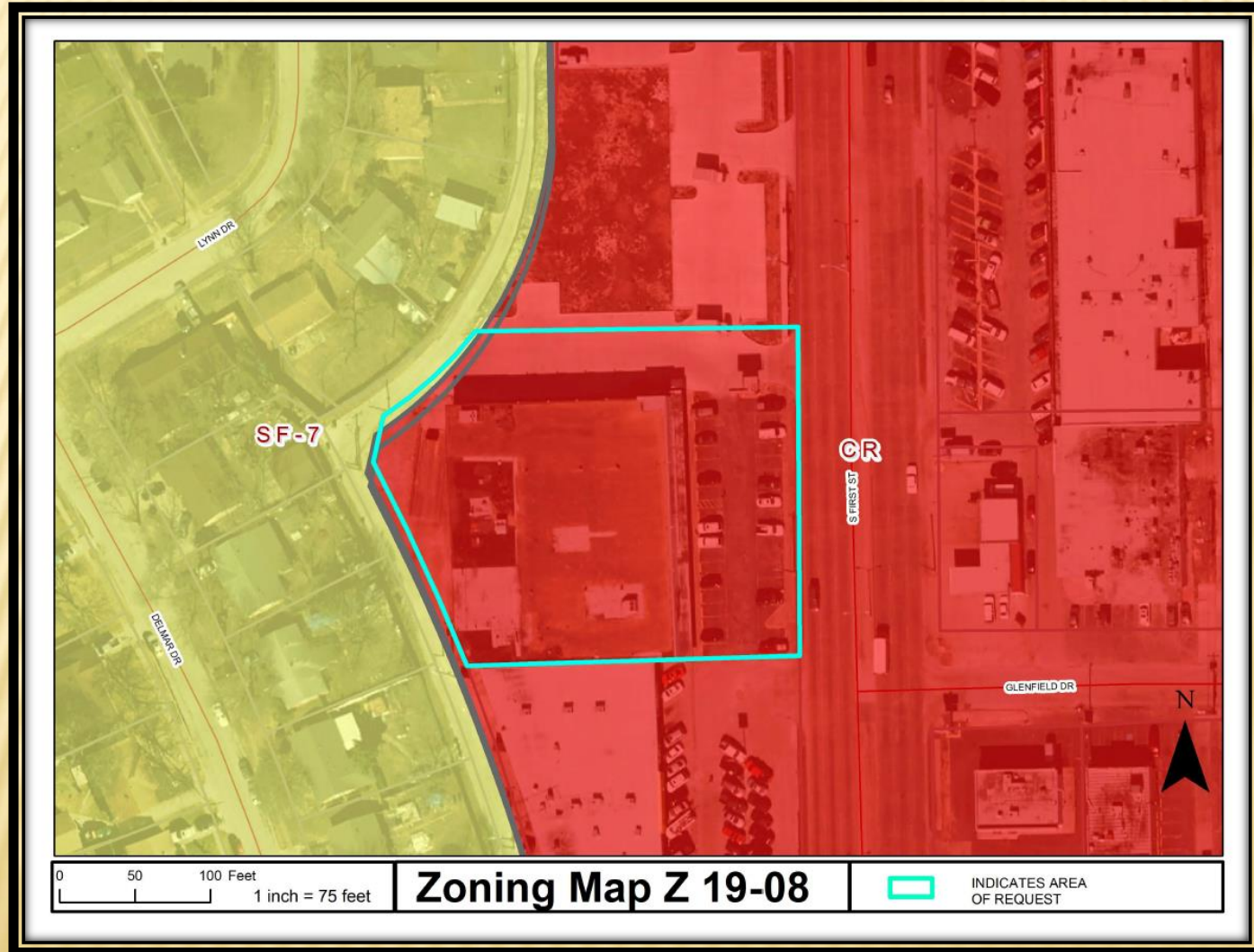
Applicant: Amir Zandevakili (K1 Concept, LLC)

Owner: HP Concept, LLC.

Acreage: Approximately 1.234 acres

Zoning: Community Retail (CR) District

Location Map



Photos



View of the subject property from South First Street



North of the subject property from South First Street

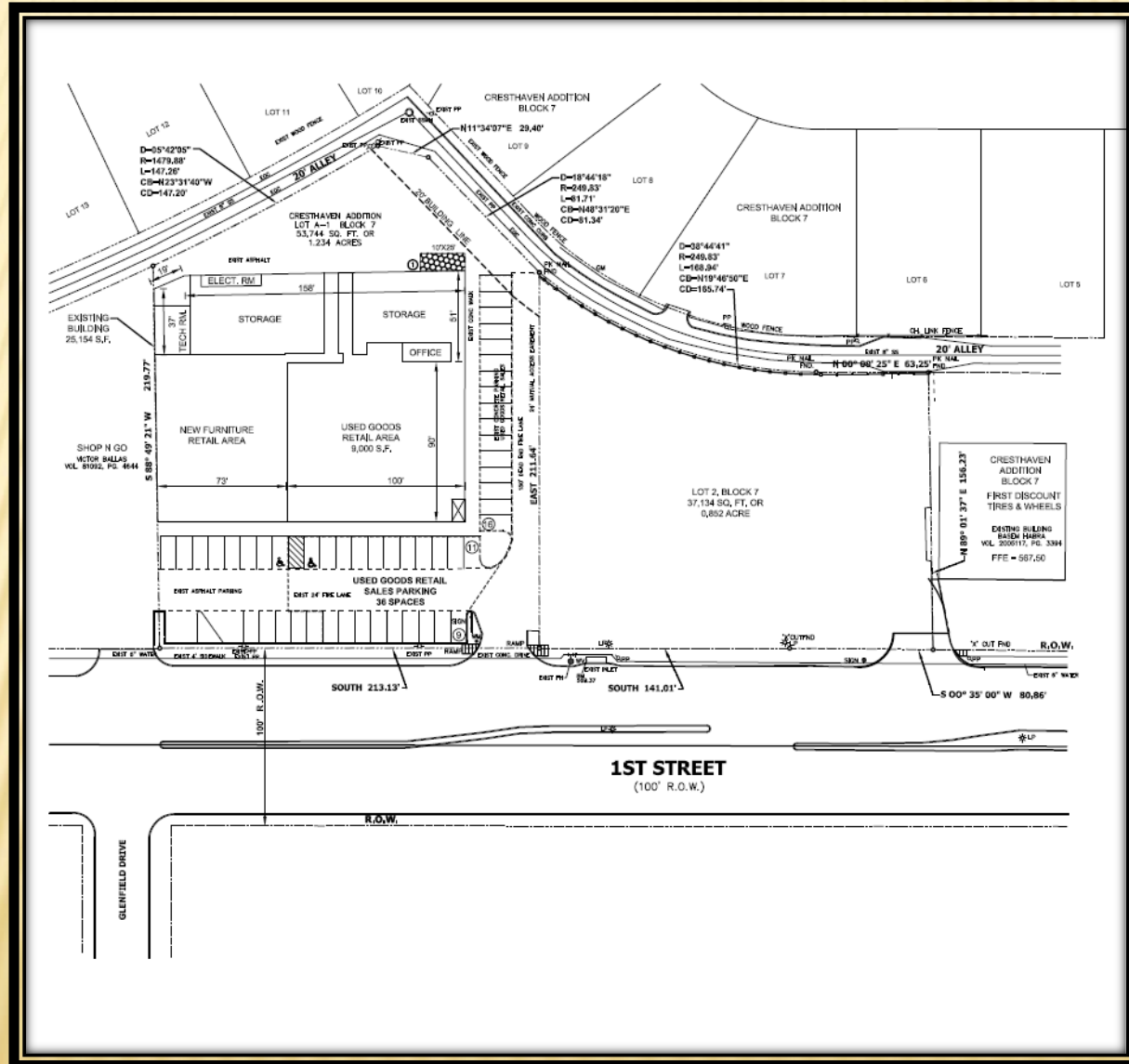


East of the subject property from South First Street



GARLAND
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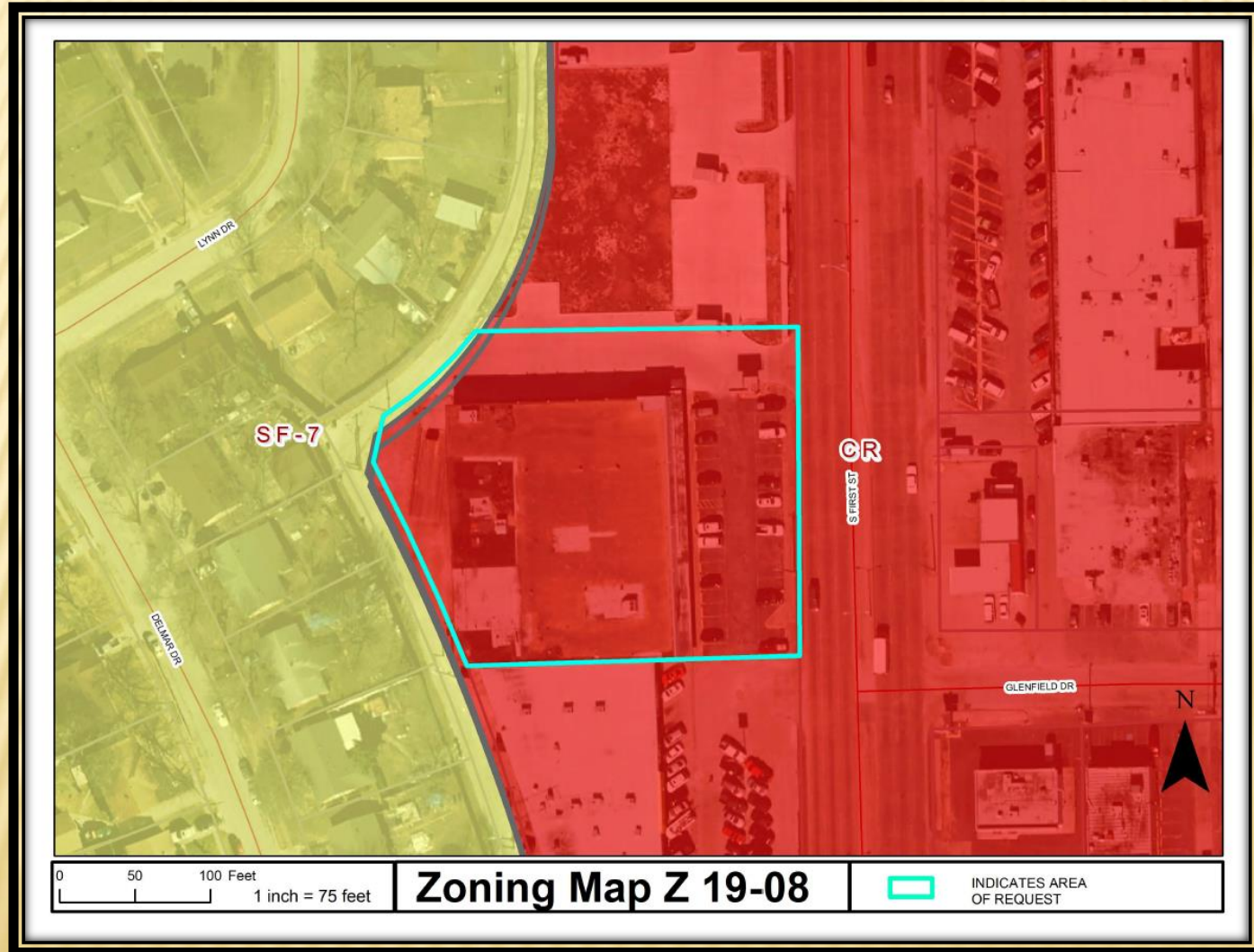
Site Plan



Consideration

The applicant requests the Specific Use Provision (SUP) to be in effect for a period of twenty (20) years.

Location Map





GARLAND PLANNING REPORT

City Council Regular Session Agenda

9. b.

Meeting Date: 09/17/2019

Item Title: Z 19-18 BGE, Inc. (District 1)

Submitted By: Kira Wauwie, Principal Development Planner

REQUEST

Approval of Concept Plan for Commercial and Retail Uses on a property zoned Planned Development (PD) District 03-53 for Community Retail Uses (Town Center styled Regional Shopping Mall and Complementary Peripheral Development).

OWNER

Firewheel Master Partnership, Ltd.

PLAN COMMISSION RECOMMENDATION

On August 26, 2019 the Plan Commission, by a vote of six (6) to one (1), recommended approval of a Concept Plan for Commercial and Retail Uses on a property zoned Planned Development (PD) District 03-53 for Community Retail Uses (Town Center styled Regional Shopping Mall and Complementary Peripheral Development).

STAFF RECOMMENDATION

Approval of the request as presented by the applicant.

BACKGROUND

In 2003 City Council approved Planned Development (PD) 02-25 with a Concept Plan for the development of a mixed use town center regional shopping mall and complementary peripheral development. Consecutively, in 2003, City Council approved Planned Development (PD) 03-53 District which carried forward the Concept Plan elements in a Detail Plan. With these PD approvals, the town center site was assigned individual development tracts.

The Development Design Intent of the overall zoned property is to create a unified development with linked vehicular and landscaped pedestrian pathways that connect throughout, including a unified architectural themed development in respect to massing, façade details, materials, roof details, and similar features. The zoning includes specific regulations for building design, landscaping, and signage.

The core tract of the Planned Development has been constructed with an urban style, outdoor-oriented shopping mall. An area north of the Core development, along Firewheel

Parkway, has been developed with multi-family use and townhouses. Tract 2, located east of the Core development and east of Firewheel Parkway was recently approved for multi-family use, townhouses, and retail uses. Tract D which is located north of Town Center Drive and east of Lavon Drive has developed with in-line shops, restaurant, and retail uses. Tract C, which is the subject of this application, has been partially developed with two drive-through restaurants.

The applicant has brought forward a proposal only for Tract C (the application designates the property as Tract 6) of PD 03-53, excluding the existing drive-through restaurant sites. Tract C is currently a single parcel development. The proposal is to establish separate parcels within Tract C for future development.

The site is also zoned Planned Development (PD) 12-36 District which was specific to the regulation of freestanding signs. This application proposes no changes to PD 12-36.

SITE DATA

The subject property has an area of 11.0 acres with approximately 528 lineal feet of frontage along State Highway 78 (Lavon Drive); 450 feet along President George Bush Highway (State Highway 190); 720.55 feet along Horseshoe Drive; and 663 feet along Town Center Drive. The site would be accessed from President George Bush Turnpike (State Highway 190), Horseshoe Drive, and Town Center Drive.

USE OF PROPERTY UNDER CURRENT ZONING

Planned Development (PD) District 03-53 establishes retail, office, and multi-family residential uses as the land uses permitted on the subject property. The ultimate development is intended as an integral part of the greater town center planned development. Furthermore, it requires the approval of a Detail Plan through a public hearing process prior to the issuance of development permits.

CONSIDERATIONS

1. This Tract was approved in Planned Development (PD) District 03-53 with a Detail Plan that depicts an in-line shopping center and two pad sites. The approval of Planned Development (PD) 10-06 District allowed development of the drive-through restaurant (In-N-Out Burger) at the northwest corner of the Tract. Additionally, Planned Development (PD) 14-25 District was approved for development of the drive-through restaurant (Panera Bread) also near the northwest corner of the Tract.
2. The proposed Concept Plan modifies the previous plan and proposes six (6) lots designated for retail, restaurant, parking, and hotel uses. The Detail Plan for the hotel is being processed simultaneously with this Concept Plan request. The hotel Detail Plan is included with zoning application case Z 19-19.
3. Further, the Concept Plan shows traffic pedestrian and vehicular circulation. *Vehicular circulation.* An internal circulation drive provides future access to each of these lots. Access driveways from the surrounding streets are also shown: right-turn in-only from Lavon Drive; right-turn in and right-turn out onto Town Center Drive; and two access points for all directions onto Horseshoe Drive. There are no access driveways to or from the President George Bush Turnpike access road.

Pedestrian circulation. Sidewalks are shown on the Concept Plan along the surrounding streets with the exception of President George Bush Turnpike frontage. A future Detail Plan will be required to consider the requirements of the City's Highway 190 easement which has been implemented along the highway. That easement includes sidewalk and landscaping and, where implemented, has established a viable pedestrian route from parcel to parcel along the highway frontage road.

4. The development proposes no changes to the existing Planned Development use or development standards.

COMPREHENSIVE PLAN

The Envision Garland Plan designates the subject property as Regional Centers, which are areas with a higher concentration of activity that serve as a destination for residents and visitors. Uses within this development type provide a mix of retail, services, entertainment, and employment and may include residential uses. Regional centers may be found along major highways and turnpikes, and at significant bus or rail stations.

Regional centers generally cover an area greater than thirty (30) acres and consist of one or more buildings with more than 450,000 square feet of gross leasable area. This development type typically serves a five to fifteen-mile radius trade area, within a 20 minute drive time, and serves a minimum population of 150,000.

COMPATIBILITY OF REQUEST WITH SURROUNDING ZONING AND LAND USES

The Envision Garland Plan designates the subject property as Regional Centers, which are areas with a higher concentration of activity that serve as a destination for residents and visitors. Uses within this development type provide a mix of retail, services, entertainment, and employment and may include residential uses. Regional centers may be found along major highways and turnpikes, and at significant bus or rail stations.

Regional centers generally cover an area greater than thirty (30) acres and consist of one or more buildings with more than 450,000 square feet of gross leasable area. This development type typically serves a five to fifteen-mile radius trade area, within a 20 minute drive time, and serves a minimum population of 150,000.

Attachments

Z 19-18 BGE, Inc. Attachments and Exhibit
Z 19-18 BGE, Inc. Responses
Z 19-18 BGE, Inc. Staff Presentation



0 150 300 Feet
1 inch = 194 feet

ZONING MAP Z 19-18



INDICATES AREA
OF REQUEST

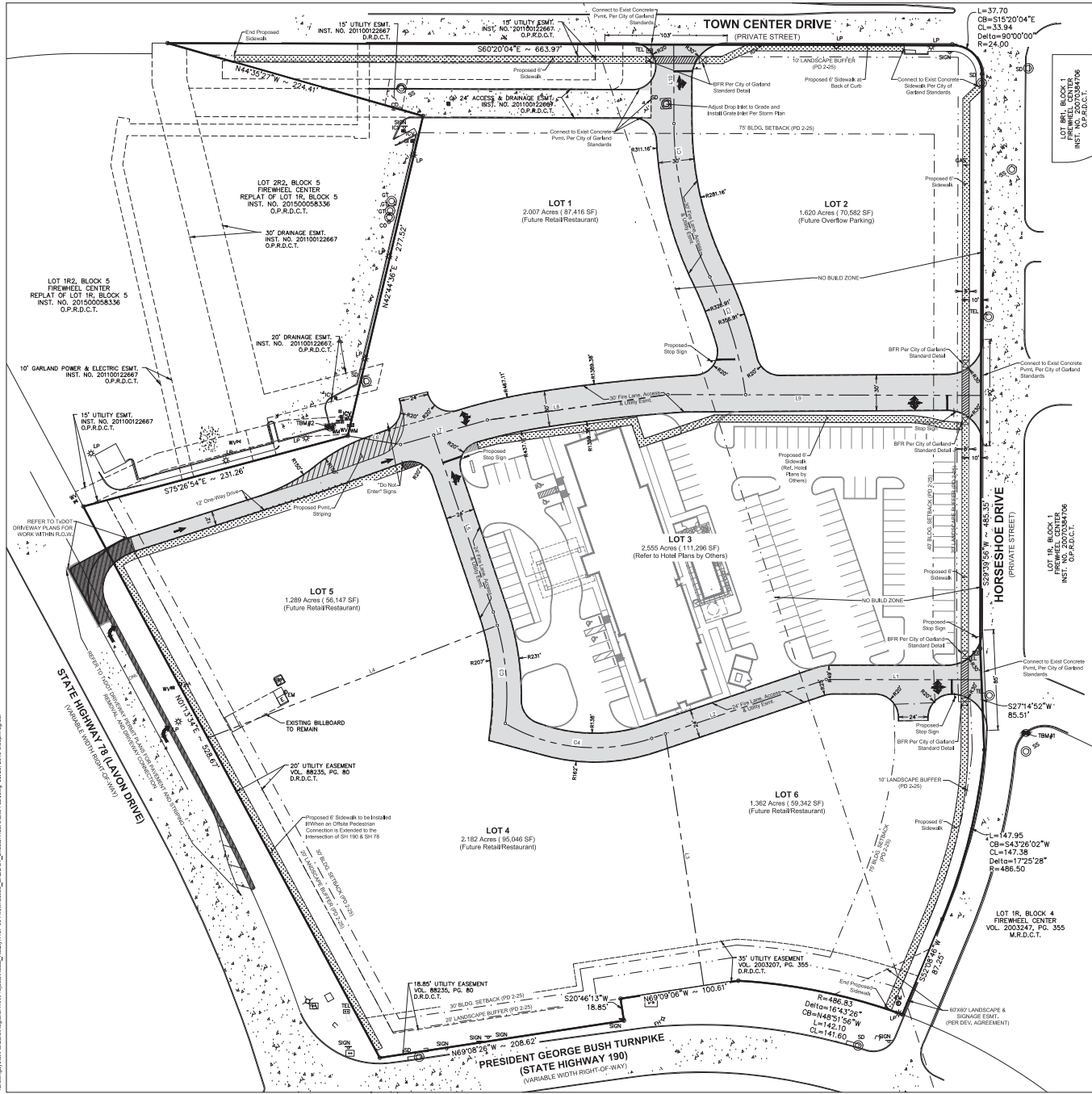
PLANNED DEVELOPMENT CONDITIONS

ZONING FILE Z 19-18

270 Town Center Boulevard and 3800 Lavon Drive

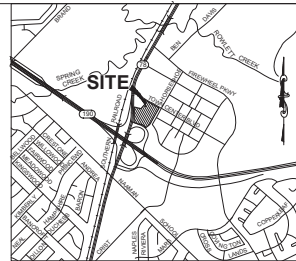
- I. Statement of Purpose:** The purpose of this Planned Development is to approve a Concept Plan subject to the conditions contain herein.
- II. Statement of Effect:** This Planned Development shall not affect any regulation found in the Garland Development Code, Ordinance No. 6773, Planned Development (PD) 03-53 District, and Planned Development (PD) 02-25, as amended prior to adoption of this ordinance, except as specifically provided herein.
- III. General Regulations:** All regulations as set forth in Planned Development (PD) 03-53 District and Planned Development (PD) 02-25 District, and Garland Development Code are included by reference and shall apply, except as otherwise specified by this ordinance.
- IV. Development Plans:**
 - A. Concept Plan:** Development shall be in general conformance with the Concept Plan labeled Exhibit C.
 - B. Detail Plan:** Future development shall require a Detail Plan with a Public Hearing.

BGE, Inc.
Surveyor of Public Improvements
Range of 18250 Firewheel Rd., CADDDT, JhonnTrist Estate Planning, 4/23/2016-5:00pm (revised)



LEGEND

- EXISTING CONCRETE PAVEMENT
- EXISTING LIGHT POLE
- EXISTING SIGN
- EXISTING ELECTRIC METER
- EXISTING FIRE HYDRANT AND WATER VALVE
- EXISTING WATER METER
- EXISTING TELEPHONE HAND HOLE
- EXISTING IRRIGATION CONTROL VALVE
- EXISTING BURIED CABLE MARKER
- EXISTING STORM DRAIN MANHOLE
- EXISTING WASTEWATER MANHOLE
- EXISTING TELEPHONE MANHOLE
- PROPOSED FIRE LANE
- PROPOSED SIDEWALK
- BARRIER FREE RAMP



VICINITY MAP
(NOT TO SCALE)

Line #	Distance	Bearing
L1	131.29	S80°24'00"E
L2	195.96	S79°08'11"E
L3	215.36	S20°50'54"W
L4	202.48	S81°43'48"E
L5	107.71	S10°51'40"W
L6	45.16	S51°09'47"E
L7	75.52	S76°19'39"E
L8	154.17	S68°32'42"E
L9	284.44	N60°20'04"W
L10	66.68	S20°19'24"W

Curve #	Length	Radius	Delta	Chord Direction	Chord Length
C1	134.30	266.16	28°58'00"	S16°18'59"W	133.10
C2	154.30	341.81	17°39'30"	N12°38'30"E	153.88
C3	95.30	219.00	24°56'00"	N23°19'40"E	94.50
C4	125.07	193.00	48°55'02"	S54°40'40"E	124.21

NOTES:

1. According to Flood Insurance Rate Maps (FIRM) Map No. 4813C0230K effective date 07/07/2014 prepared by the Federal Emergency Management Agency (FEMA) for Dallas County, Texas, the subject property is located within Zone X.

CONCEPT PLAN
FIREWHEEL TRACT 6
LOT 2R, BLOCK 5
FIREWHEEL CENTER
CITY OF GARLAND, DALLAS COUNTY, TEXAS
APRIL 2019

DEVELOPER Reata Development 1100 NE Loop 410, Suite 400 San Antonio, TX 78209 Tel: 210-841-3280	ENGINEER & SURVEYOR BGE, Inc. 500 West 7th Street, Suite 1800 San Antonio, TX 78209 Tel: 817-887-6130 • www.bgeinc.com TSP# Registration No. F-10468
--	--

CITY CASE NO. 181101-2 SHEET 1 OF 1

EXHIBIT C

REPORT & MINUTES

P.C. Meeting, August 26, 2019

Consideration of the application of **BGE, Inc.**, requesting approval of a Concept Plan for Commercial and Retail Uses on a property zoned Planned Development (PD) District 03-53 for Community Retail Uses (Town Center styled Regional Shopping Mall and Complementary Peripheral Development). This property is located at 270 Town Center Boulevard and 3800 Lavon Drive. (District 1) (File Z 19-18)

The applicant, David Greer, 2604 Radcliffe, Arlington, TX 76012 was available for questions.

Also representing the applicant, David Greer, 2604 Radcliffe, Arlington, TX 76012 and Asher Reilly, 1100 NE Loop 410, Ste. 400, San Antonio, TX 70209 provided additional information regarding the no-build designated area and orientation of the proposed building.

Chairman Roberts questioned the orientation of the building.

Commissioner Dalton spoke in agreement with the concern raised by Chairman Roberts. Commissioner Dalton also spoke in agreement with the applicant's proposal to bring growth to the Firewheel Town Center.

Motion was made by Commissioner Dalton, to close the public hearing and **approve** the request per staff recommendation. Seconded by Commissioner Rose. **Motion carried: 6 Ayes, 1 Nay** from Chairman Roberts.

(Please Check One Below)

X I am in favor of the request. — *can't stop progress.*

 I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

My concern is the inability to turn left at the intersection of Horton Way and Firewheel Parkway. Firewheel Parkway is not a busy street (on the other hand, the intersection at Town Center Blvd & Horton Way is a heavily congested area). It is frustrating, now, not to be able to turn left because of the curbing barriers. I would like to see this barrier removed and give the citizens in the area another choice to access #78.

(Please complete the following information)

3801 Laurel, GARLAND, Texas
Your Property Address

Horton Asset LINDA GIDDENS, Manager
Printed Name

7612 Applecross DALLAS TX 75248
Address City, State Zip

The above statements reflect my (our) opinion regarding the proposed request(s)

Linda Giddens, Manager (Horton Asset Co. LTD)
Signature Title

Date: 8-21-19

(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Lister ES, 3131 Mars Drive, Garland 75040; NFHS 4843 Naaman Forest Blvd, Garland 75040;
Your Property Address GRCTC 4885 N. President Bush Hwy, Garland 75040

Joel Falcon
Printed Name

<u>710 N. First Street</u>	<u>Garland, TX</u>	<u>75040</u>
Address	City, State	Zip

The above statements reflect my (our) opinion regarding the proposed request(s)

<u></u>	<u>GISD Executive Director of Facilities & Maintenance</u>
Signature	Title

Date: 8/26/19

RECEIVED

SCHOOL FACILITIES

Outside of the notification area

Z 19-18

Approval of a Concept Plan for Commercial and Retail Uses on a property zoned Planned Development (PD) District 03-53 for Community Retail Uses (Town Center styled Regional Shopping Mall and Complementary Peripheral Development).

**City Council Meeting
September 17, 2019**



GARLAND
TEXAS MADE HERE

Case Information

Location: 270 Town Center Boulevard and 3800 Lavon Drive

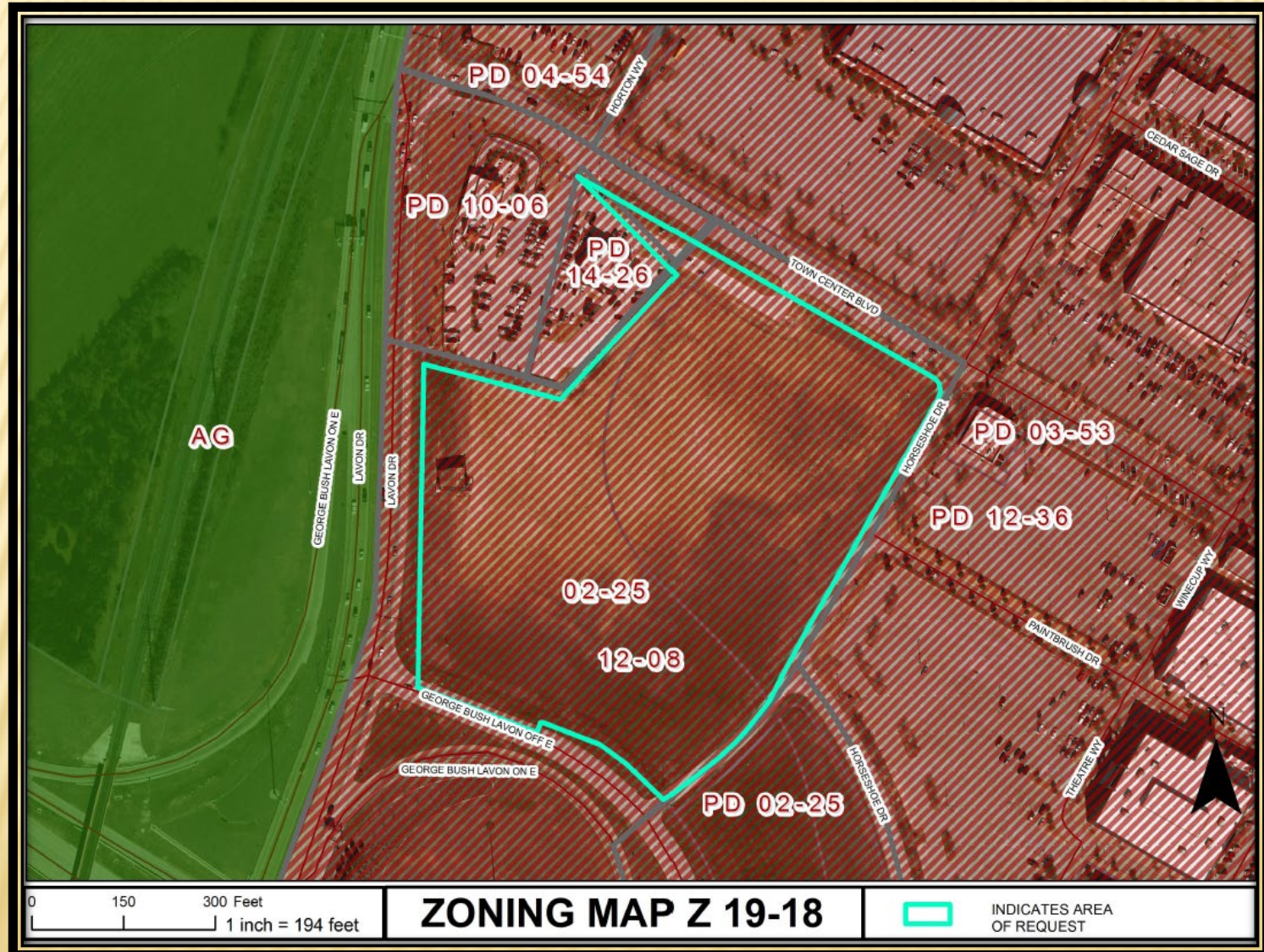
Applicant: BGE, Inc.

Owner: Firewheel Master Partnership, Ltd.

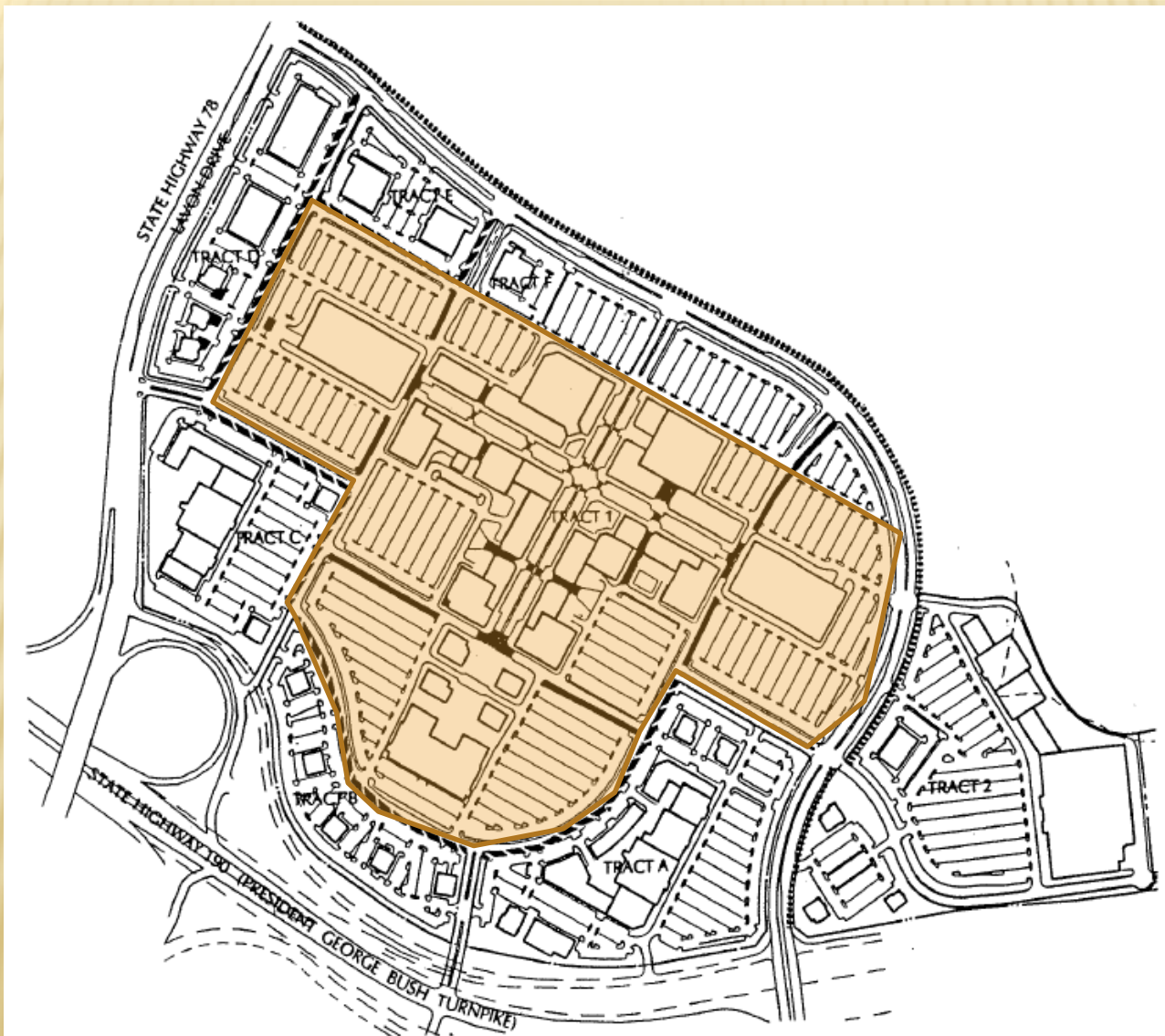
Acreage: Approximately 11.0 acres

Zoning: Planned Development (PD) 03-53 District

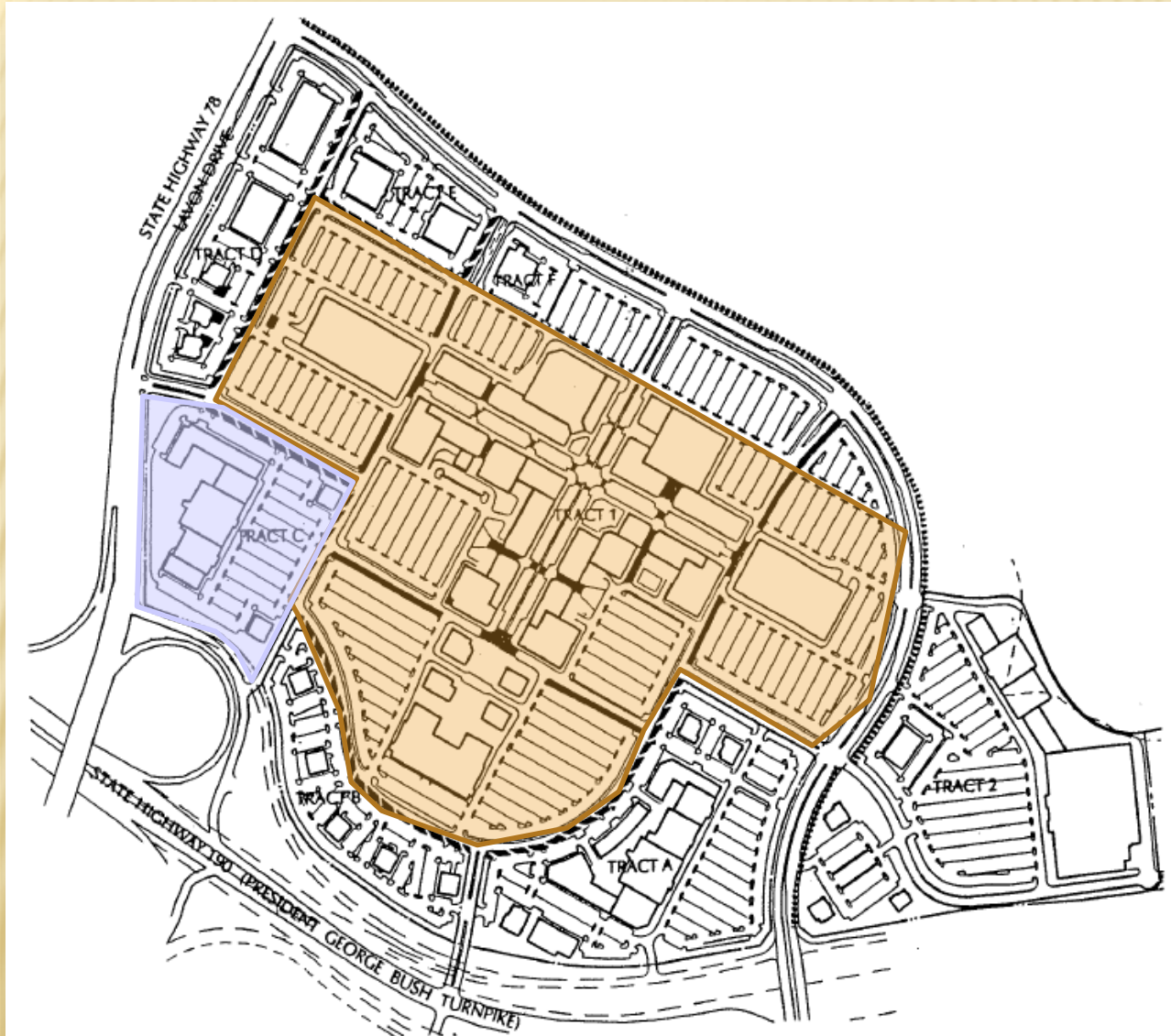
Location Map



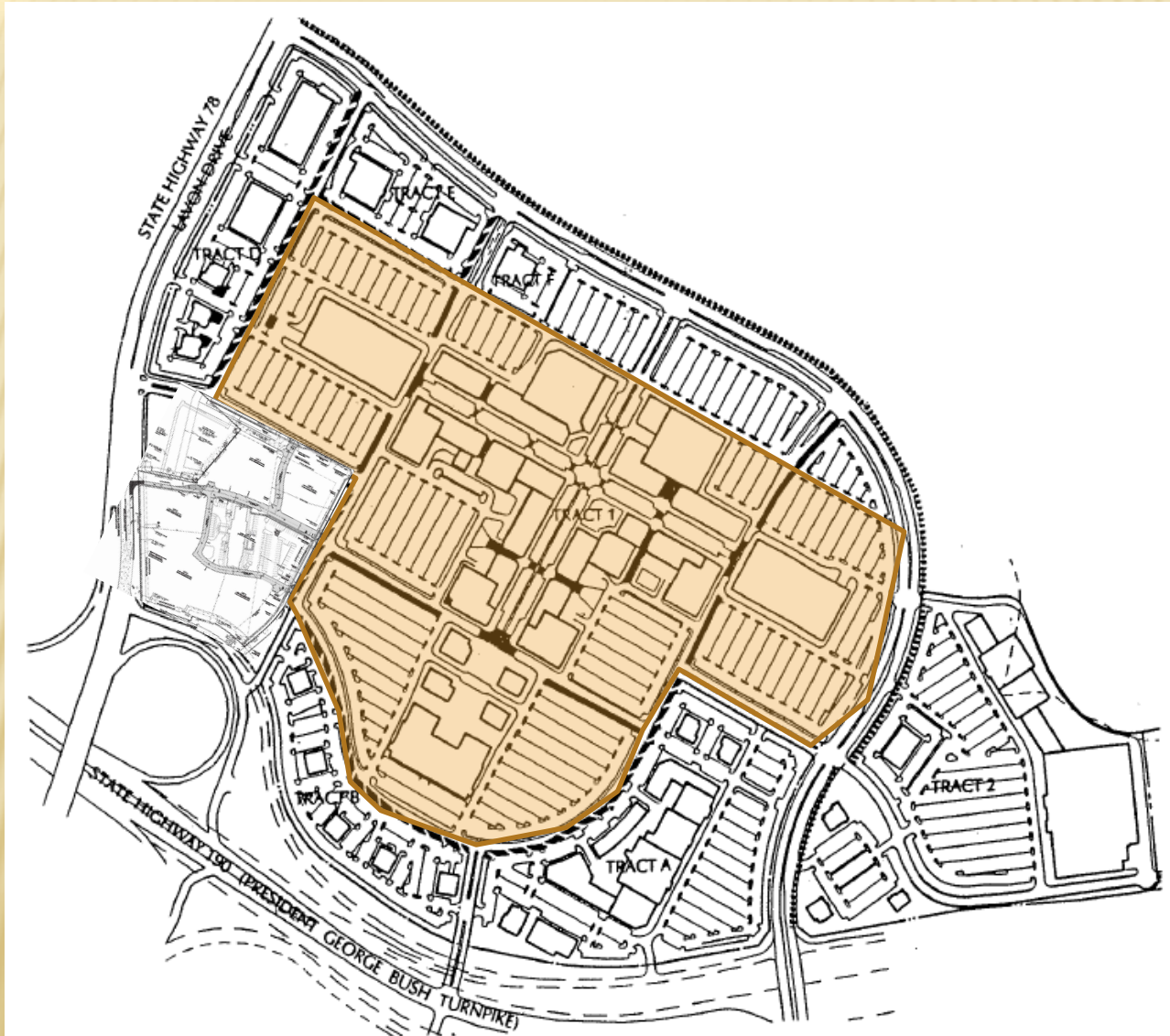
Background



Background

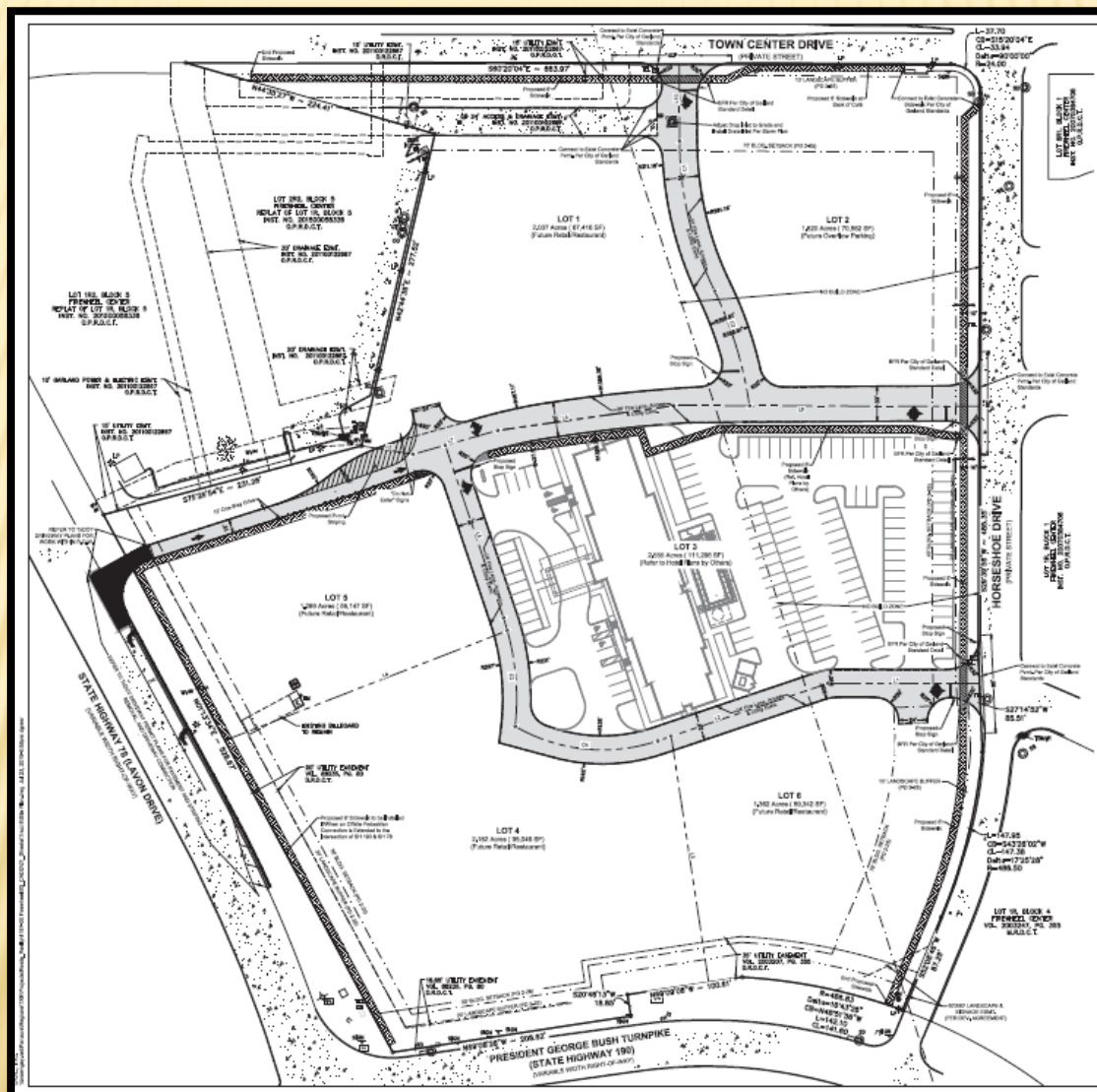


Background

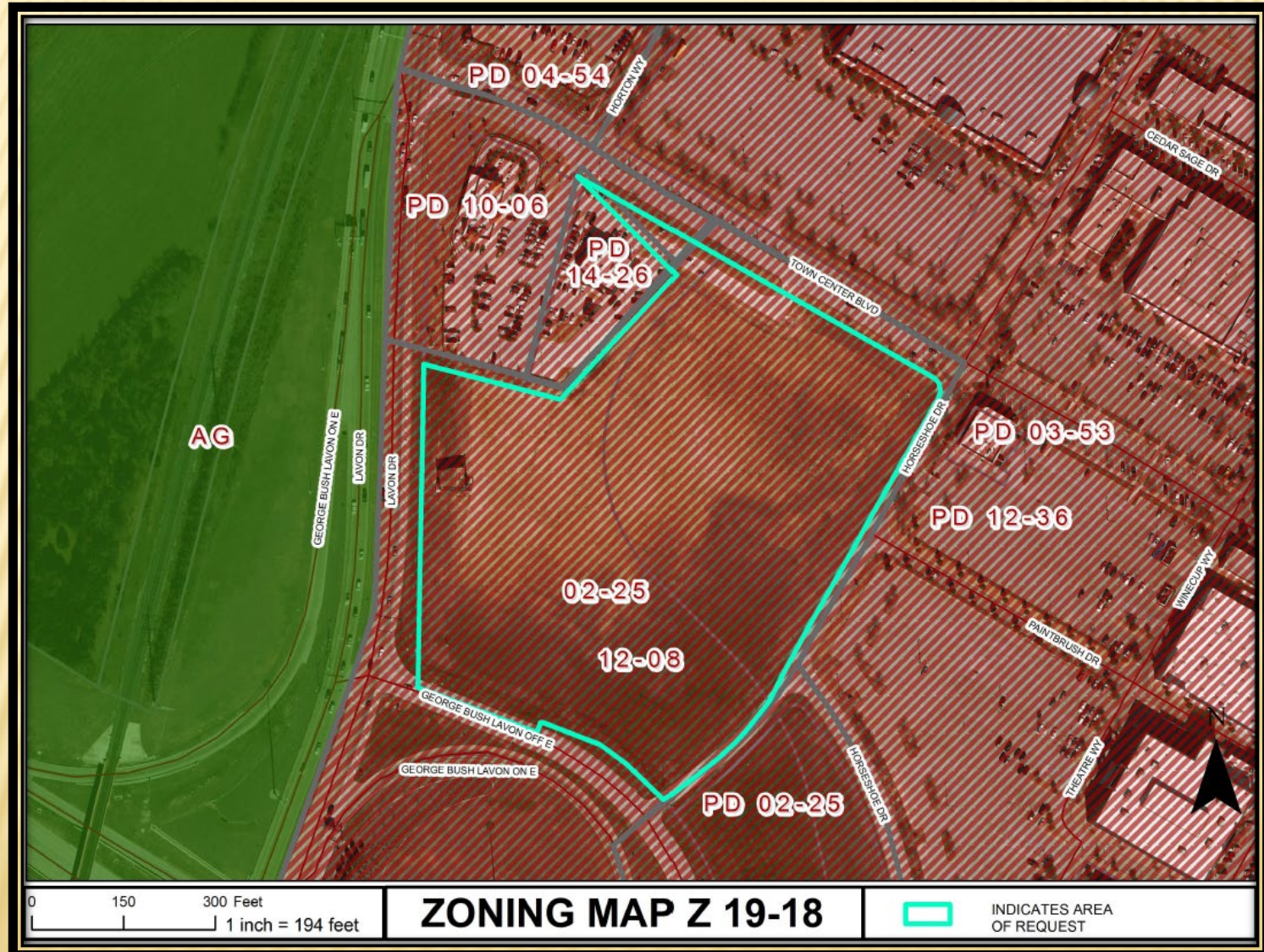




Z 19-18



Location Map





GARLAND PLANNING REPORT

City Council Regular Session Agenda

9. c.

Meeting Date: 09/17/2019

Item Title: Z 19-19 Masterplan (District 1)

Submitted By: Kira Wauwie, Principal Development Planner

REQUEST

Approval of 1) an amendment to Planned Development (PD) District 03-53, 2) a Specific Use Provision for a Limited Service Hotel, and 3) a Detail Plan.

OWNER

Firewheel Master Partnership, Ltd.

PLAN COMMISSION RECOMMENDATION

On August 27, 2019 the Plan Commission, by a vote of seven (7) to zero (0), recommended approval of 1) an amendment to Planned Development (PD) District 03-53, 2) a Specific Use Provision for a Limited Service Hotel, and 3) a Detail Plan; furthermore the Plan Commission recommended the alternative building elevation as shown in the applicant's presentation during the hearing, and that a smaller landscape buffer be allowed.

The applicant has submitted revised elevations showing the alternative building elevation as recommended by the Plan Commission. Furthermore, during discussion of the landscape buffer the Plan Commission suggested that trees should be added along the northern driveway; in response the applicant has submitted a revised landscape plan showing the addition of small ornamental trees along the northern driveway.

STAFF RECOMMENDATION

Approval of the request as presented by the applicant.

BACKGROUND

In 2003 City Council approved Planned Development (PD) 02-25 with a Concept Plan for development of a mixed use Town Center regional shopping mall and complementary peripheral development. Consecutively, in 2003, City Council approved Planned Development (PD) 03-53 District carried forward the Concept Plan elements in a Detail Plan. With these PD approvals, the Town Center site was assigned individual development tracts.

The Development Design Intent of the overall zoned property is to create a unified development with linked vehicular and landscaped pedestrian pathways that connect throughout, including a

unified architectural themed development in respect to massing, façade details, materials, roof details, and similar features. The zoning includes specific regulations for building design, landscaping, and signage.

The core tract of the Planned Development has been constructed with an urban style, outdoor-oriented shopping mall. An area north of the Core development, along Firewheel Parkway, has been developed with multi-family use and townhouses. Tract 2, located east of the Core development and east of Firewheel Parkway was recently approved for multi-family use, townhouses, and retail uses. Tract D which is located north of Town Center Drive and east of Lavon Drive has developed with in-line shops, restaurant, and retail uses. Tract C, which is the subject of this application, has been partially developed with two drive-through restaurants.

This site is brought forward in conjunction with Planned Development (PD) District PD 19-18 which proposes a Concept Plan for Tract C of the Firewheel Town Center. Tract C is also referred to as Tract 6 in this application. The applicant's request is for the development of a Limited Service Hotel/Motel on Lot 3 of Tract 6.

The site is also zoned Planned Development (PD) 12-36 District which was specific to the regulation of freestanding signs. This application proposes no changes to PD 12-36.

SITE DATA

The subject property has an area of 2.55 acres with approximately 213 lineal feet of frontage along Horseshoe Drive. The site layout includes access to Horseshoe Drive with future circulation through Tract 6 to the surrounding street network.

USE OF PROPERTY UNDER CURRENT ZONING

Planned Development (PD) District 03-53 establishes retail, office, and multi-family residential uses as the land uses permitted on the subject property. The ultimate development is intended as an integral part of the greater Town Center planned development. Furthermore, it requires the approval of a Detail Plan through a public hearing process prior to the issuance of development permits.

CONSIDERATIONS

1. This proposal would add Hotel/Motel, Limited Service Use to the regional serving uses already allowed at the Firewheel Town Center. The Garland Development Code (GDC) definitions for hotel/motel uses are:
 - **HOTEL/MOTEL, FULL SERVICE:** A facility for the overnight or temporary lodging of travelers for compensation. A full service hotel or motel has meeting facilities and on-site food service for guests.
 - **HOTEL/MOTEL, LIMITED SERVICE:** A building(s) for the overnight or temporary lodging of travelers for compensation. A limited service hotel or motel may have on-site food preparation/service for guests.

The applicant brings forward the proposal for a limited service hotel/motel as an addition to lodging options with nearby shopping, restaurant, and entertainment options within the Town Center. Additionally, the use without a full service restaurant would better complement the adjacent restaurants and entertainment options of the Town Center, aligning with the Envision Garland goal of enhancing the larger mixed use area.

2. The request satisfies the standards of the GDC for Hotel/Motel, Limited Service:

- Guest rooms (75 minimum required, 111 provided)
- Guest room size (275 square feet minimum, 326 square feet provided) with sleeping area, bathroom, and closet space (provided)
- A fitness center (required and provided)
- Kitchens are prohibited in guest rooms (prohibited)
- Leisure area (1,000 square feet minimum required, 1,074 square feet provided)
- A swimming pool (minimum 800 square feet of water surface area, (provided)
- Meeting room (700 square feet minimum, 1,156 square feet provided)
- Business center
- Pantry (small sundries shop).

3. Additionally, the applicant has brought forward a Detail Plan (Exhibit C) to develop the hotel consisting of a 49,286 square-foot five (5) story building. The proposal includes 129 parking spaces, consistent with the GDC's parking requirements.

4. The proposed building height is seventy-two (72) feet to the highest decorative feature. The existing PD is unclear regarding maximum building height, indicating 30-foot maximum "(office and hotel excepted)". The nearest residential uses are within the Town Center and are approximately one-quarter mile from the site. Additionally, the site location is within a regional Town Center and near a major highway.

5. The site is part of the Firewheel Town Center development, which includes requirements to enhance and create a higher quality of experience and community. The application includes pedestrian lighting, benches and refuse containers, pedestrian path connections. The proposed amenities will complement the amenities already existing within the Town Center.

6. The site plan depicts the proposed building on the west side of the site with a field of parking between the building and Horseshoe Drive. The building is set off of, rather than at the face of Horseshoe Drive, due to a visibility reservation that is intended to allow a line of sight into the Town Center from the President George Bush Turnpike frontage road. The access to the front (west side) of the hotel is from internal streets that extend west from Horseshoe Drive. Consideration should be given to the orientation of the refuse container and its enclosure gates which orient the enclosure opening towards the internal street to the south; orientation of the refuse container and its enclosure gates away from the street is a preferable alternative.

7. The proposed landscaping (Exhibit D) incorporates perimeter, parking lot and amenity landscaping with trees within the parking lot areas, amenity area, and along the perimeter drives and Horseshoe Drive. The landscape plan lacks one tree at the end of a parking row on the south side of the pool amenity. As mentioned above, the applicant has added a row of trees along the northern driveway per Plan Commission recommendation. The Town Center development encourages pedestrian activity and areas that are comfortable for pedestrians including tree lined sidewalks.

8. The building (Exhibit E) responds to the existing Planned Development (PD) District and the nearby commercial development context. Larger buildings in the greater Town Center exhibit typical large box massing yet include over-sized cornice details, a variety of flat and

textures, large colored surfaces, and elements that draw attention to the building entrances. The elevations of the proposed hotel complement the greater Town Center. While the existing zoning requires buildings have an appearance of one- and two-stories, the application asserts that the proposed elevations demonstrate two-story appearance as well as depth articulation at the second level.

9. The application proposes that the Specific Use Provision be effective for forty (40) years.

COMPREHENSIVE PLAN

The Envision Garland Plan designates the subject property as Regional Centers, which are areas with a higher concentration of activity that serve as a destination for residents and visitors. Uses within this development type provide a mix of retail, services, entertainment, and employment and may include residential uses. Regional Centers may be found along major highways and turnpikes, and at significant bus or rail stations.

Regional centers generally cover an area greater than thirty (30) acres and consist of one or more buildings with more than 450,000 square feet of gross leasable area. This development type typically serves a five to fifteen-mile radius trade area, within a 20 minute drive time, and serves a minimum population of 150,000.

COMPATIBILITY OF REQUEST WITH SURROUNDING ZONING AND LAND USES

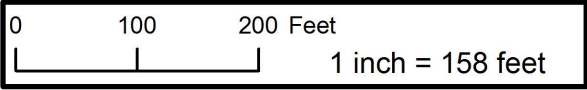
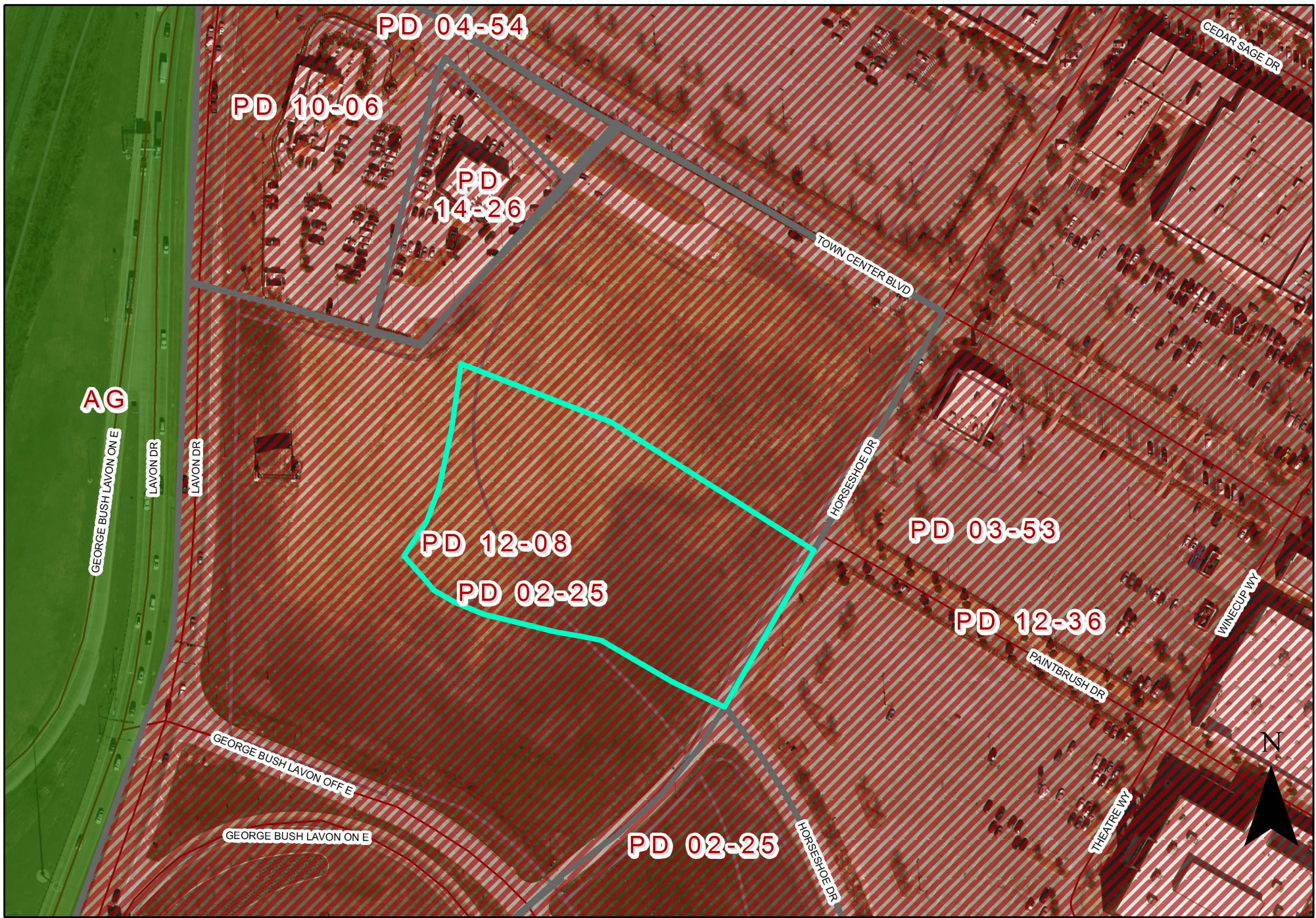
The site is surrounded to the north, west, and south by the remainder of Tract C, which is part of the Firewheel Town Center and proposed for commercial types of development; to the northwest is a portion of Tract C which is developed with two drive-through restaurants. To the east of the site is existing Firewheel Town Center parking associated with the larger outdoor shopping mall. The Detail Plan intended for this site is compatible with the nearby development.

Attachments

Z 19-19 Masterplan Attachments and Exhibits

Z 19-19 Masterplan Responses

Z 19-19 Staff Presentation



ZONING MAP Z 19-19



INDICATES AREA
OF REQUEST

PLANNED DEVELOPMENT CONDITIONS

ZONING FILE Z 19-19

270 Town Center Boulevard

- I. Statement of Purpose:** The purpose of this Planned Development (PD) is to approve a Detail Plan for a Hotel/Motel, Limited Service Use.
- II. Statement of Effect:** This Planned Development shall not affect any regulation found in the Garland Development Code, Ordinance No. 6773, Planned Development (PD) District 19-18, Planned Development (PD) District 03-53, and Planned Development (PD) District 02-25, as amended prior to adoption of this ordinance, except as specifically provided herein.
- III. General Regulations:** All regulations as set forth in Planned Development (PD) District 19-18, Planned Development (PD) District 03-53 and Planned Development (PD) District 02-25, and the Garland Development Code are included by reference and shall apply, except as otherwise specified by this ordinance.
- IV. Development Plan:**
- A. Detail Plan: Development shall conform to the Detail Plan set forth in Exhibits C, D, and E; however, in the event of conflict between the Detail Plan and the written conditions, the written conditions shall apply.
- V. Specific Regulations:**
- A. Permitted Uses: All uses are prohibited except Hotel/Motel, Limited Service.
- B. Site Layout: The site shall be in conformance to the layout reflected on Exhibit C.
- C. Screening and Landscape: Screening and landscaping shall be in conformance with the layout reflected on Exhibit D.
- D. Maintenance Requirements:
- 1) Landscaping must be regularly maintained in a healthy growing condition and in compliance with this PD Ordinance, the Garland Development Code,

the Code of Ordinances of the City of Garland, and the landscaping plan attached hereto at all times. The property owner is responsible for regular weeding, mowing of grass, irrigation, fertilizing, pruning, or other maintenance of all plantings as needed. All exposed ground surfaces on or within the premises shall be properly improved, covered with screening or other approved solid material, or protected with a vegetative growth that prevents soil erosion and ameliorates objectionable dust conditions.

2) Any dead or dying plant or vegetation, whether or not a component of required landscaping, must be promptly replaced with another approved plant or vegetation variety that complies with the approved landscape plan within sixty (60) days after receipt of notification by the City. In the event the property owner fails to remedy a violation of any landscaping maintenance regulation within sixty (60) days of the City sending notice, the City may, in addition to any other remedy available by law, suspend, withhold or revoke city permits, approvals, consents, licenses and/or certificates for the property.

3) Screening and paving must be installed and regularly maintained in compliance with this PD Ordinance, the Garland Development Code, and the Code of Ordinances of the City of Garland at all times. The property owner is responsible for regular maintenance of all screening and paving as needed. In the event the property owner fails to remedy a violation of any screening or paving maintenance regulation within sixty (60) days after of the City sending notice,, the City may, in addition to any other remedy available by law, suspend, withhold, or revoke city permits, approval, consents and certificates for the property .

E. Building Elevations: Elevations shall be in general conformance to the elevations reflected on Exhibit E.

F. Building Height: The maximum building height shall be seventy-two (72) feet.

G. Number of Guest Rooms: The Hotel/Motel, Limited

service shall have a minimum of one-hundred eleven (111) guest rooms.

H. Signs: All signs shall be in conformance with the Planned Development (PD) District 03-53.

SPECIFIC USE PROVISION CONDITIONS

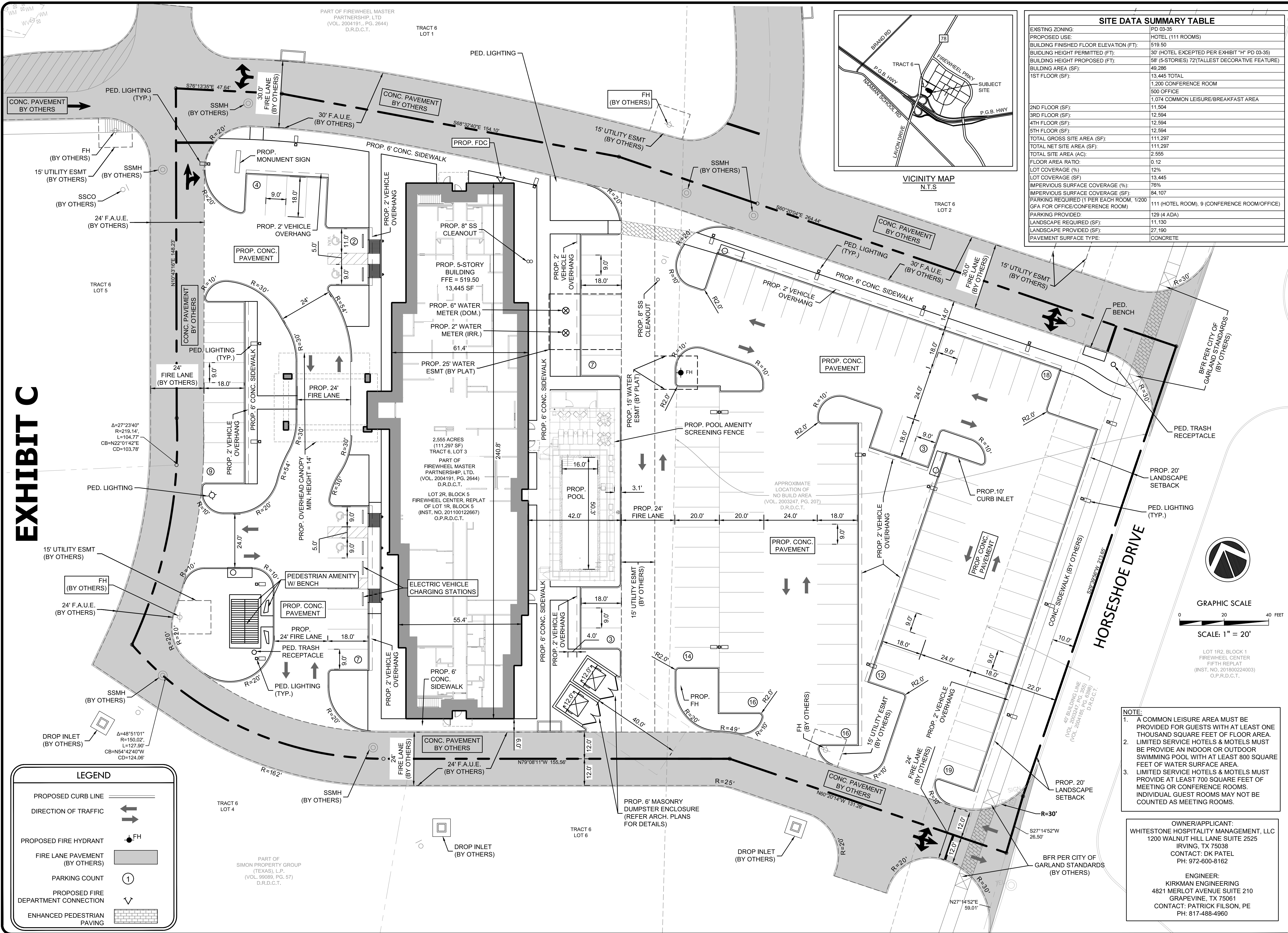
ZONING FILE Z 19-19

270 Town Center Boulevard

- I. Statement of Purpose:** The purpose of this Specific Use Provision is to allow Hotel/Motel, Limited Service.
- II. Statement of Effect:** This Planned Development shall not affect any regulation found in the Garland Development Code, Ordinance No. 6773, Planned Development (PD) 19-18 District, Planned Development (PD) 03-53 District, and Planned Development (PD) 02-25, as amended prior to adoption of this ordinance, except as specifically provided herein.
- III. General Regulations:** All regulations as set forth in Planned Development (PD) 19-18 District, Planned Development (PD) 03-53 District and Planned Development (PD) 02-25 District, Chapter 2 and Chapter 4 of the Garland Development Code are included by reference and shall apply, except as otherwise specified by this ordinance.
- IV. Specific Regulations:**
- A. SUP Time Period: The Specific Use Provision for Hotel/Motel, Limited Service shall be in effect for a period of forty (40) years.

PLANNING: WSH18004, SITE PLAN; DESIGN: WSH18004, SITE PLAN; DRAWING: WSH18004, SITE PLAN; CHECKED: WSH18004, SITE PLAN; DATE: 08/29/2019

EXHIBIT C



4821 Merlot Avenue, Suite 210
Grapevine, Texas 76051
Phone: 817-488-4960

DEVELOPER/OWNER

WHITESTONE HOSPITALITY
MANAGEMENT, LLC
Contact: DK Patel, President & CDO
1200 Walnut Hill Lane, Suite #2525
Irving, Texas 75038
Phone: 972-600-8162

JOB NUMBER: WSH18004
DESIGNED BY: JBN
DRAWN BY: JBN
CHECKED BY: PCF
ISSUE DATE: 08/29/2019
REV:

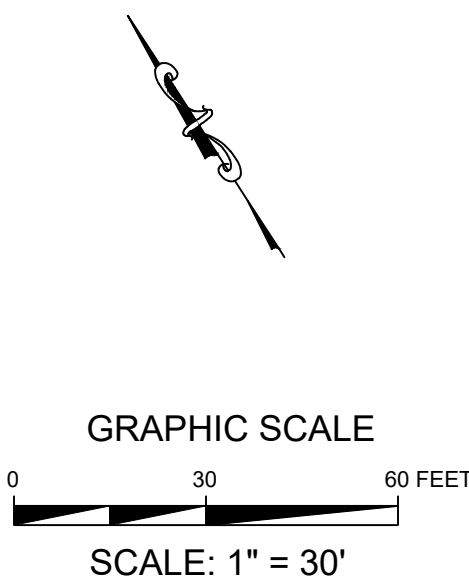
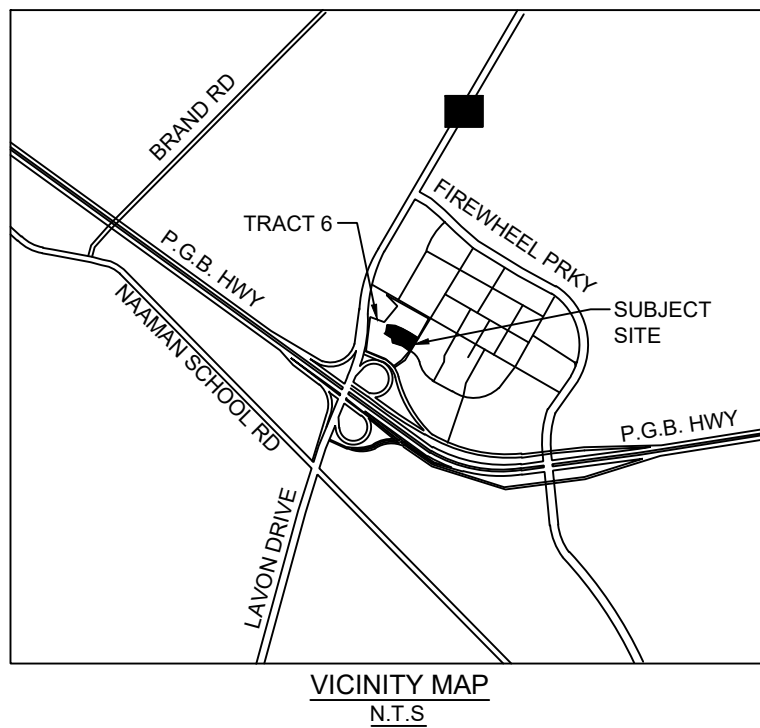
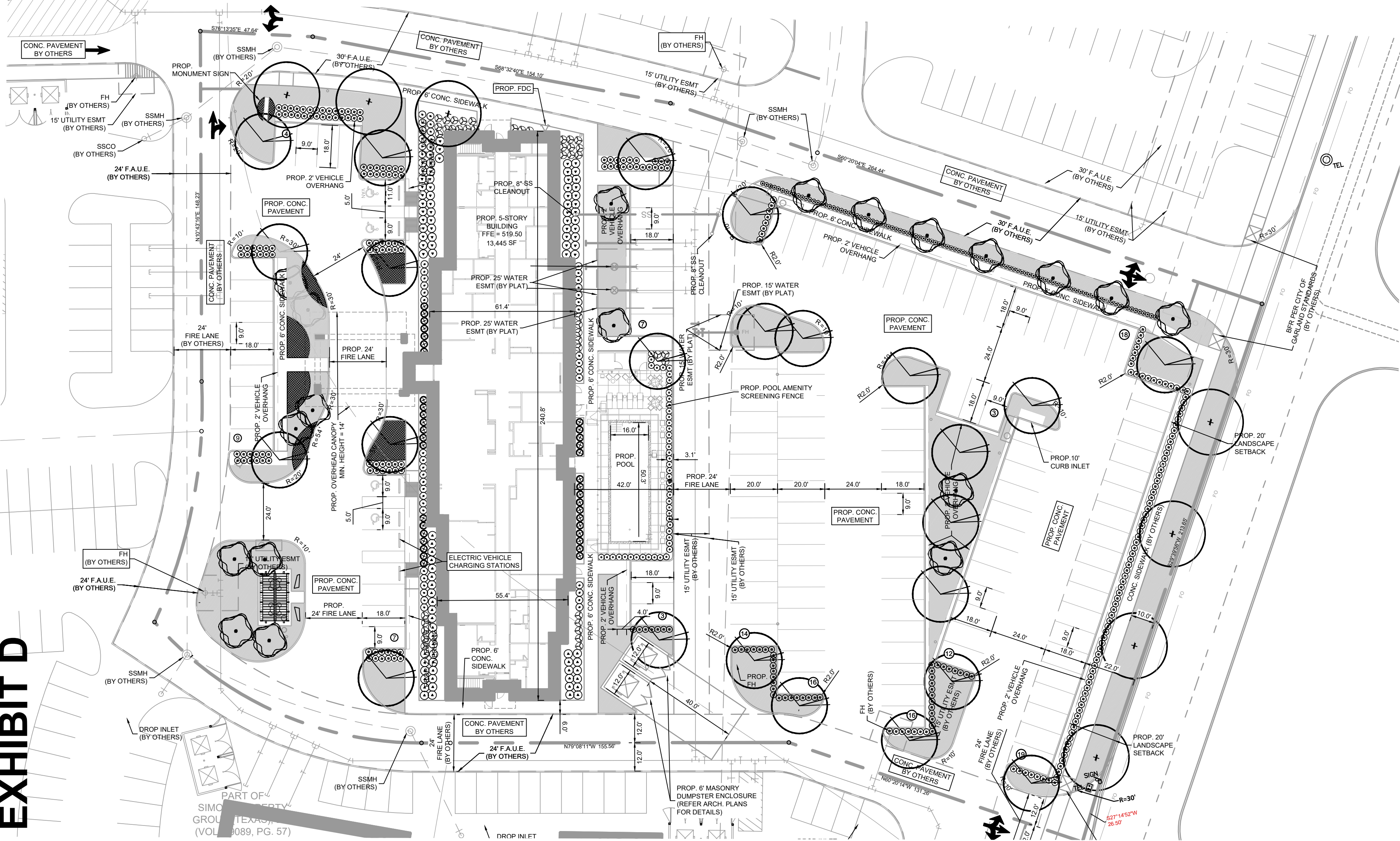
PRELIMINARY
FOR REVIEW ONLY
THESE DOCUMENTS ARE FOR
DESIGN REVIEW ONLY AND
NOT INTENDED FOR THE
PURPOSES OF CONSTRUCTION,
BIDDING OR PERMIT. THEY
WERE PREPARED BY, OR
UNDER THE SUPERVISION OF:
PATRICK C. FILSON
P.E. # 108577
DATE: 08/29/2019
Kirkman Engineering, LLC
Texas Firm No: 15874

FIREWHEEL
HAMPTON INN
270 TOWN
CENTER BLVD
GARLAND,
TEXAS 75040
CASE No. 181002-2

SITE
PLAN

SHEET:
SP1.0

EXHIBIT D



KEY TREES

	25	UC	Ulmus crassifolia	Cedar Elm	3" Cal. Min. Cont. Grown-65 Gal. 12'-15' Height, 7'-8' Spread Specimen
	7	QV	Quercus virginiana	Live Oak	3" Trunk Min. 30 Gal. Cont. Grown 12'-15' Height, 7'-8' Spread Specimen
	19	CL	Chilopsis linearis	Desert Willow	15 Gallon, 5' Height Full Crown, Min. 1 1/2" Canes Healthy, Plant as Shown

SHRUBS

	369	NDC	Nandina domestica 'Compacta'	Nandina compacta	3 Gal. Minimum 30" Minimum height at planting Spaced per plan, matching
	53	LL	Ligustrum 'Lemon Lime'	Lemon Lime Ligustrum	3 Gal. Minimum 18" Minimum height at planting Spaced per plan, matching
	48	RHA	Rhaphiolepis indica	Indian Hawthorne	3 Gal. Minimum 30" Minimum height at planting Spaced per plan, matching
	89	CGL	Rosa spp. 'Coral'	Drift Rose	3 Gal. Minimum 30" Minimum height at planting Spaced per plan, matching
	37	PTO	Pittosporum tobira 'Wheeler Dwarf'	Dwarf Pittosporum	3 Gal. Minimum 30" Minimum height at planting Spaced per plan, matching

GROUND COVER, FIELD TURF, DECOMPOSED GRANITE AND GRAVEL

	875	ANN	SEASONAL COLOR	SEASONAL COLOR	4" POTS SPECIMEN SPACED 12" O.C.
	1,519 SY	SOD	BERMUDA SOD	COMMON BERMUDA GRASS	

CITY OF GARLAND LANDSCAPE REQUIREMENTS

TOTAL PERCENTAGE OF SITE AREA LANDSCAPED
REQUIRED: 10% X 111,297 SF = 11,129 SF
PROVIDED: 21435 SF = 19%

TOTAL NUMBER OF ALL TREES
REQUIRED: 17
PROVIDED: 23 Large and 8 Ornamental

TOTAL NUMBER OF ALL SHRUBS
REQUIRED: 179 SHRUBS
PROVIDED: 450 SHRUBS

TOTAL NUMBER OF ALL GROUND COVERED
REQUIRED: 11,129 SF
PROVIDED: 17,343 SF

CITY OF GARLAND REQUIREMENTS IN DETAIL:

STREET TREES: 1 TREE PER 50 LF OF STREET FRONTAGE

REQUIRED: 213 LF / 50 = 4 TREES
PROVIDED: 4 TREES

LANDSCAPE BUFFERS: A LANDSCAPE BUFFER SHALL BE PROVIDED TEN (10) FEET IN DEPTH ADJACENT TO ALL OTHER ROADS.

TREES REQUIRED: 2100 SF / 500 = 4
TREES PROVIDED: 4

PARKING LOTS. A MINIMUM PERCENTAGE OF THE PARKING AREA SHALL BE LANDSCAPED ACCORDING TO THE FOLLOWING REQUIREMENTS. SUCH LANDSCAPING SHALL BE DISTRIBUTED WITHIN THE PARKING AREA, OCCURRING WITHIN MEDIANS, ISLANDS, OR PENINSULAS. ALL SUCH LANDSCAPE AREAS SHALL BE PROTECTED BY CONCRETE CURBING OR OTHER ACCEPTABLE DEVICES WHICH PROHIBIT VEHICULAR ACCESS TO LANDSCAPED AREAS. BUMPER OVERHANG SHALL NOT BE INCLUDED AS PART OF REQUIRED LANDSCAPING. A PERMEABLE AREA NO LESS THAN FOUR (4) FEET BY FOUR (4) FEET SHALL BE PROVIDED SURROUNDING EACH TREE LOCATED IN A SURFACE PARKING AREA.

PROVIDED: 72,673 SF OF PARKING/57,128 SF LANDSCAPE AREA=78% LANDSCAPE COVERAGE

COMMERCIAL SITES: A TOTAL OF FIVE (5) PERCENT OF THE INTERIOR OF THE ENTIRE PARKING LOT REGARDLESS OF LOCATION, SHALL BE LANDSCAPED. ONE LARGE TREE OR THREE (3) ORNAMENTAL TREES FROM THE PLANT LIST, SHALL BE PROVIDED FOR EACH TEN (10) PARKING SPACES, AND PLANTED WITHIN THE FIVE (5) PERCENT AREA. TREES SHALL BE DISTRIBUTED SO THAT NO PARKING SPACE IS LOCATED MORE THAN ONE HUNDRED (100) FEET FROM A TREE.

129 SPACES / 10 = 13 TREES REQUIRED

19 TREES PROVIDED

PARKING LOT SCREENING. PARKING AREAS SHALL BE SCREENED FROM PUBLIC STREETS AND ADJACENT RESIDENTIAL DISTRICTS. SCREENING SHALL CONSIST OF ONE OR A COMBINATION OF THE FOLLOWING ALTERNATIVES. IN EACH CASE, SCREENING SHALL, WHEN VIEWED FROM ANY ANGLE FROM THE STREET OR NEIGHBORING PROPERTIES, SCREEN THE PARKING LOT COMPLETELY, GIVING THE APPEARANCE OF A CONTINUOUS MINIMUM HEIGHT OF TWENTY-FOUR (24) INCHES ABOVE THE TOP OF THE ADJACENT PARKING AREA CURB.

REQUIRED: EVERGREEN SHRUBS.
PROVIDED: EVERGREEN SHRUBS

SITE DATA SUMMARY TABLE

EXISTING ZONING:	PD 02-25/PD 12-08
PROPOSED USE:	HOTEL (111 ROOMS)
BUILDING FINISHED FLOOR ELEVATION (FT):	519.50
BUILDING HEIGHT PERMITTED (FT):	30' MIN./70' MAX
BUILDING HEIGHT PROPOSED (FT):	58' (5-STORIES) 72'(TALLEST DECORATIVE FETAURE)
BULDING AREA (SF):	49,286
1ST FLOOR (SF):	13,445 TOTAL 1,200 CONFERENCE ROOM 500 OFFICE 1,074 COMMON LEISURE/BREAKFAST AREA
2ND FLOOR (SF):	11,504
3RD FLOOR (SF):	12,594
4TH FLOOR (SF):	12,594
5TH FLOOR (SF):	12,594
TOTAL GROSS SITE AREA (SF):	111,297
TOTAL NET SITE AREA (SF):	111,297
TOTAL SITE AREA (AC):	2.555
FLOOR AREA RATIO:	0.12
LOT COVERAGE (%):	0.12
LOT COVERAGE (SF)	13,445
IMPERVIOUS SURFACE COVERAGE (%):	76%
IMPERVIOUS SURFACE COVERAGE (SF):	84,107
PARKING REQUIRED (1 PER EACH ROOM, 1/200 GFA FOR OFFICE/CONFERENCE ROOM)	111 (HOTEL ROOM), 9 (CONFERENCE ROOM/OFFICE)
PARKING PROVIDED:	129 (4 ADA)
LANDSCAPE REQUIRED (SF):	11,130
LANDSCAPE PROVIDED (SF):	27,190
PAVEMENT SURFACE TYPE:	CONCRETE

NOTE: REFER TO ARCHITECTURAL PLANS FOR INFORMATION REGARDING THE SWIMMING POOL, POOL DECK AND CONFERENCE SPACE.



4821 Merlot Avenue, Suite 210
Grapevine, Texas 76051
Phone: 817-488-4960

DEVELOPER/OWNER



WHITESTONE HOSPITALITY
MANAGEMENT, LLC
Contact: DK Patel, President & CDO
1200 Walnut Hill Lane, Suite #2525
Irving, Texas 75038
Phone: 972-600-8162

JOB NUMBER: WSH18004

DESIGNED BY: ASL

DRAWN BY: ASL

CHECKED BY: ASL

ISSUE DATE: 8/30/19

REV:



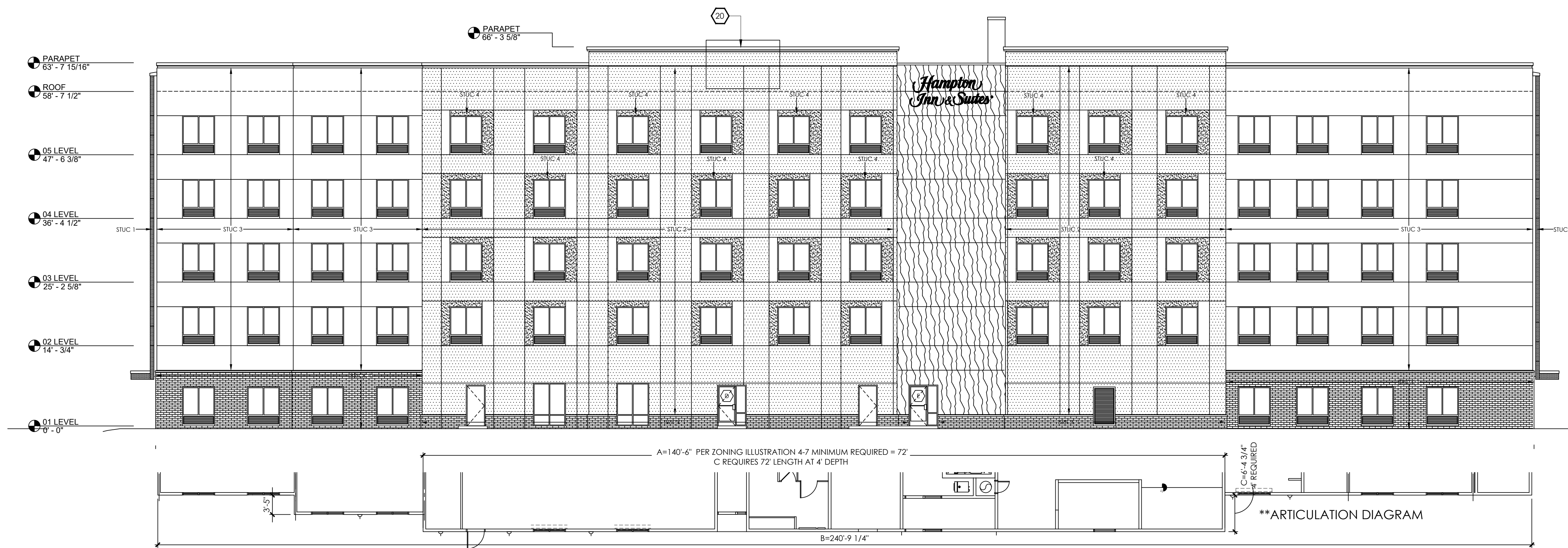
Kirkman Engineering, LLC
Texas Firm No: 15874

FIREWHEEL
HAMPTON INN
1200 BEN
DAVIS ROAD
GARLAND,
TEXAS 75040

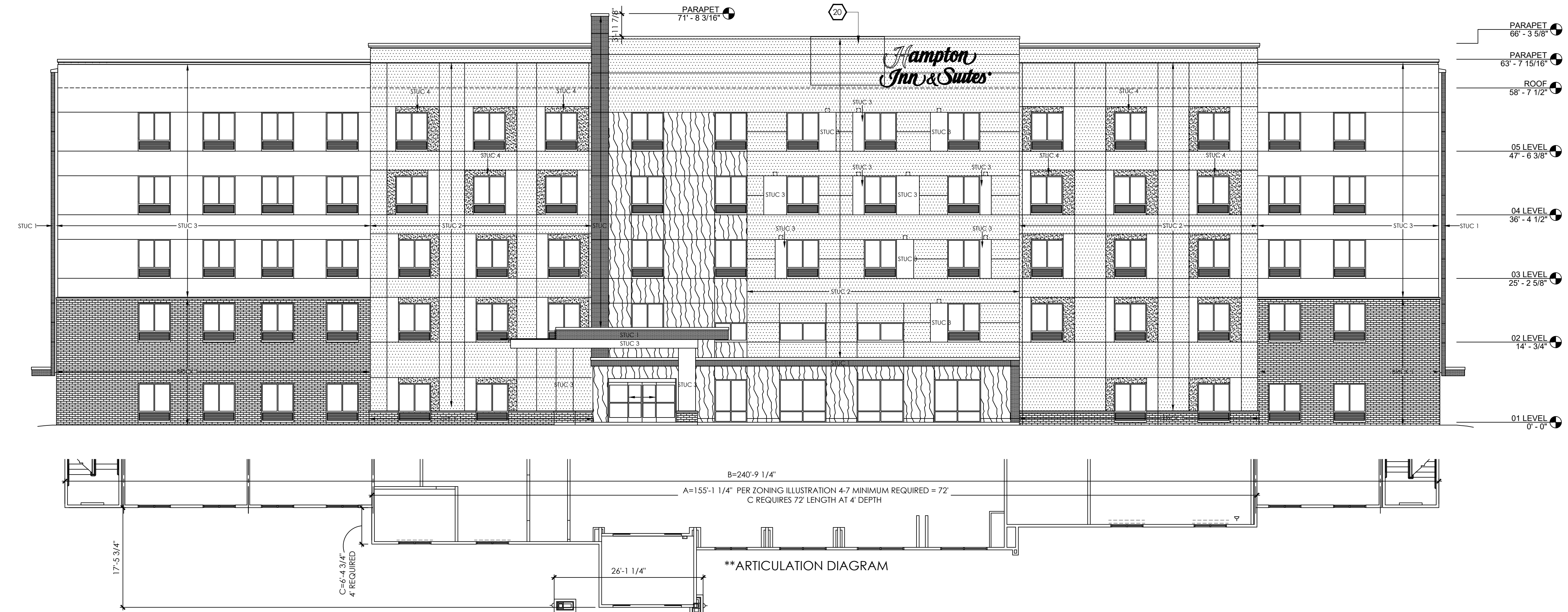
LANDSCAPE
PLAN

SHEET:

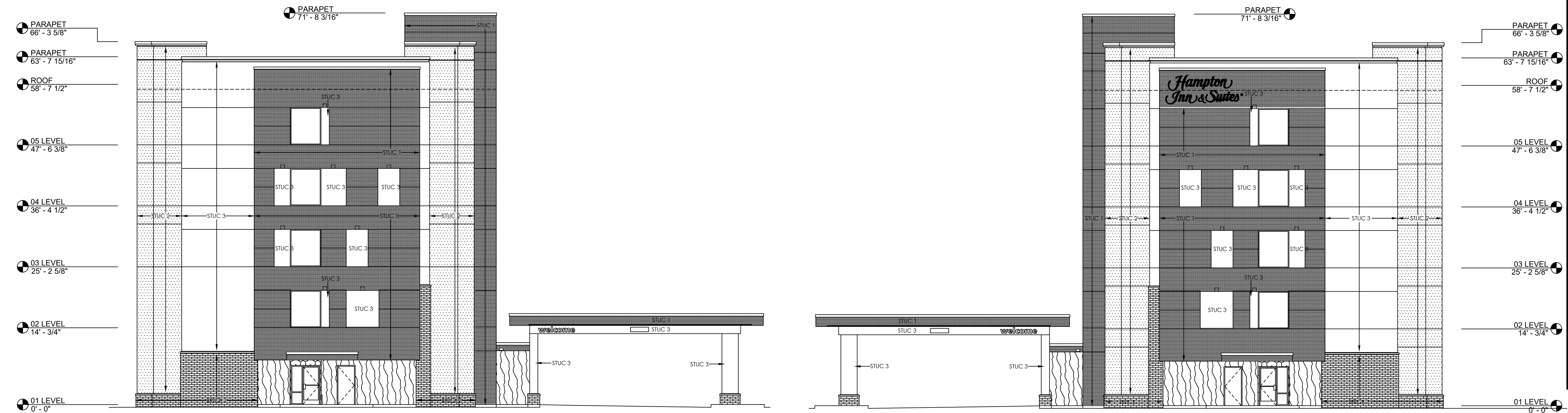
L1.00



1 SOUTH ELEVATION
3/32" = 1'-0"



2 NORTH ELEVATION
3/32" = 1'-0"



3 WEST ELEVATION
3/32" = 1'-0"

4 EAST ELEVATION
3/32" = 1'-0"

HEIGHT ARTICULATIONS CAN NOT MEET COMPLIANCE DUE TO HEIGHT RESTRICTIONS.

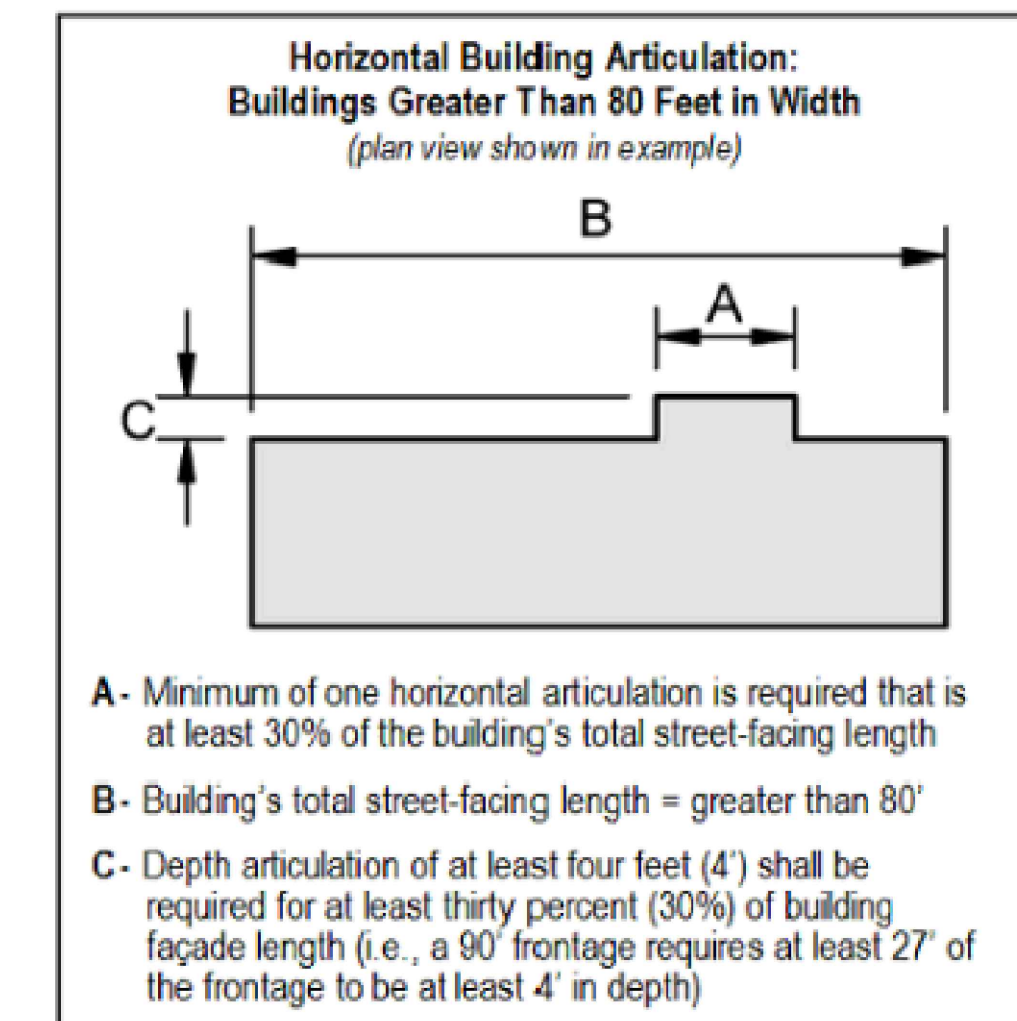


Illustration 4-7 cont'd.

ELEV.	AREAS	MAT. %	MATERIALS
	Total		BRICK STUCCO NICHIA
EAST	4,504 SF		724 SF 3,545 SF 235 SF
		100 %	16 % 79 % 5 %
WEST	4,504 SF		724 SF 3,545 SF 235 SF
		100 %	16 % 79 % 5 %
SOUTH	12,869 SF		3,751 SF 7,950 SF 1,168 SF
		100 %	29 % 62 % 9 %
NORTH	13,067 SF		2,798 SF 9,199 SF 1,070 SF
		100 %	21 % 70 % 9 %

NOTE: MATERIAL QUANTITIES ARE PROVIDED TO DEMONSTRATE COMPLIANCE WITH CITY ORDINANCE. THESE NUMBERS ARE NOT TO BE USED FOR ESTIMATION OR TAKE-OFF.

PRE SUBMITTAL CASE # - 181002-2

KEY NOTES:

1. ROOF SCUPPER SEE DETAIL 3/14/00
2. CONTROL JOINT
3. SIGNAGE - COORDINATE ELECTRICAL REQUIREMENTS AS NEEDED. REFER TO BUILDING SIGNAGE BELOW. GO TO PROVIDE BLOCKING AS NECESSARY PER SIGNAGE MANUFACTURE.
4. 3-COAT STUCCO SYSTEM
5. PRE-FINISHED ALUMINUM WINDOWS AND LOUVERS, THERMALLY BROKEN FRAME, KYNAR 500 FINISH
6. ALUMINUM STOREFRONT, THERMALLY BROKEN FRAME, KYNAR 500 FINISH
7. PRE-FINISHED METAL LOUVERS AT DRYER VENTS, KYNAR 500 FINISH
8. AUTOMATIC SLIDING DOORS
9. EXTERIOR WALL SCONCE
10. INSULATED HOLLOW METAL DOOR AND FRAME
11. CLEARANCE SIGN
12. SLOPE DRIVE 1:48 MAX (1:84 RECOMMENDED) TO DRAIN OUT FROM UNDER CANOPY.
13. PROVIDE EXTERIOR LOUVERS TO MATCH LOOK OF PTAC-BASED WINDOWS. PROVIDE INSULATED PANEL BEHIND LOUVER AT NON-PTAC LOCATIONS
14. GUEST LAUNDRY THRU WALL VENT FOR OPTIONAL LAUNDRY IF USED
15. HARD SURFACE BASE MATERIAL (MASONRY/TILE)
16. FLAT ROOF ABOVE SMOKING AREA
17. WELCOME SIGNAGE - REFER TO GLOBAL EXTERIOR SIGNAGE SPECIFICATIONS FOR ADDITIONAL INFORMATION
18. RECESSED LED CAN LIGHT EQUIVALENT TO INTER-LUX MODEL ORMA R SS-E9008-W-60-5 WITH EXTENDED STAINLESS STEEL MOUNTING SCREWS
19. RECESSED LED STRIP LIGHT EQUIVALENT TO ACCLAIM MODEL FLEX P63 WITH FLUXEL TRACK RATED AT 3000K AND 5.3 WATT
20. RTU SHOWN DASHED FOR REFERENCE. GO TO ENSURE RTU IS BEHIND HIGH PARAPET. NOTIFY ARCHITECT OF ANY CONFLICTS WITH SCREENING.

BUILDING SIGNAGE

1. ALL SIGNAGE INDICATED FOR ILLUSTRATIVE PURPOSES ONLY. LOCATION, SIZE, ETC. TO BE DETERMINED ON AN INDIVIDUAL PROJECT BASIS.
2. MINIMUM 3/4" PLYWOOD BACKERBOARD REQUIRED AT SIGN LOCATIONS. AREA SHOULD COVER ENTIRE LENGTH AND HEIGHT OF FASCIA OR SPACE AVAILABLE FOR SIGN.
3. ELECTRICAL AND FINAL CONNECTION BY CONTRACTOR. ELECTRICAL REQUIREMENTS MAY BE OBTAINED FROM SIGN COMPANY. TYPICAL 120V REQUIREMENT.
4. RACEWAYS/WIREWAYS ARE NOT ALLOWED.
5. PERMANENT ACCESS DOORS TO INTERIOR OF ALL PARAPETS WHERE SIGNS ARE LOCATED TO BE PROVIDED BY CONTRACTOR. CONTRACTOR TO FURNISH AND CONNECT PRIMARY ELECTRICAL SERVICE INSIDE PARAPET WALL.
6. GUESTROOMS OR PUBLIC SPACES WITH SIGNAGE ON EXTERIOR WALLS MUST HAVE ELECTRICAL PENETRATIONS AND/OR REMOTE TRANSFORMERS COORDINATED AND/OR INSTALLED PRIOR TO CLOSING UP THE WALL. PENETRATION LAYOUT MAY BE OBTAINED FROM SIGN COMPANY.

COLOR & FINISH LEGEND

	BRICK 1 - 031 VELOUR RIDGEMAR 105401 MODULAR
	STUCCO 1 - DIGNITY BLUE SW 6804
	STUCCO 2 - REPOSE GRAY SW 7015
	STUCCO 3 - SNOWBOUND SW 7004
	STUCCO 4 - ADIER SW 9170
	NICHIA FIBER CEMENT - VINTAGE WOOD CEDAR EPC626

GENERAL NOTES:

1. ALL ROOF TOP EQUIPMENT, PLUMBING, VENTS, CONDENSING UNITS, EXHAUST FANS, BOILER FLUES, ETC. ARE TO BE CONCEALED FROM VIEW BEHIND PARAPET WALLS
2. DO NOT EXCEED (6) STRUCTURAL BAYS WITHOUT INTRODUCING A VERTICAL ELEMENT (I.E. BUILDING OFFSET, PILASTER, ETC.)

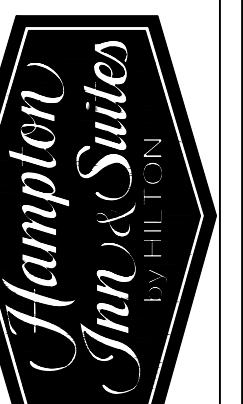
SHEET NUMBER



TYPE-SIX
DESIGN AND
DEVELOPMENT SERVICES

300 E. ABRAM ST., #150
ARLINGTON, TX 76010

PROJECT MANAGER
james.lusty@type-six.com
682-999-8154



1200 BEN DAVIS ROAD
GARLAND, TX 75040

T6_1907

ARCHITECT
D. HAYES HINKLE

ISSUE DATE
05-24-2019

ISSUED FOR
SUP

REVISIONS

SHEET NAME



REPORT & MINUTES

P.C. Meeting, August 26, 2019

Consideration of the application of **Firewheel Master Partnership Ltd.**, requesting approval of 1) an amendment to Planned Development (PD) District 03-53, 2) a Specific Use Provision for a Limited Service Hotel, and 3) a Detail Plan. This property is located at 270 Town Center Boulevard. (District 1) (File Z 19-19)

Representing the applicant, Maxwell Fisher, 900 Jackson Street, Dallas, TX 75202, provided an overview of the request. Mr. Fisher further spoke on the building orientation and parking access.

Chairman Roberts questioned the building orientation, deviation of the parking access to the front of the building, and enhanced paving. Chairman Roberts also had questions regarding the landscape buffer.

Staff offered additional PD condition language regarding the entry drives.

Motion was made by Commissioner Dalton, to close the public hearing and **approve** the request as presented with the provision the 2nd elevation shown in the applicant's presentation be included as a condition of the PD, and a smaller landscape buffer be allowed and revised prior to presenting to City Council. Seconded by Commissioner Williams. **Motion carried: 7 Ayes, 0.**

August 14, 2019

Z 19-19

Page 2 of 2

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

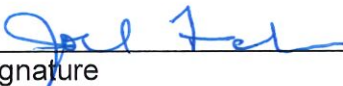
Lister ES, 3131 Mars Drive, Garland 75040; NFHS 4843 Naaman Forest Blvd, Garland 75040;
Your Property Address GRCTC N. President Bush Hwy, Garland 75040

Joel Falcon

Printed Name

701 N. First Street	Garland, TX	75040
Address	City, State	Zip

The above statements reflect my (our) opinion regarding the proposed request(s)

	GISD Executive Director of Facilities & Maintenance
Signature	Title

Date: 8/26/19

Outside the notification area

Z 19-19

Approval of 1) an amendment to Planned Development (PD) District 03-53, 2) a Specific Use Provision for a Limited Service Hotel, and 3) a Detail Plan.

**City Council Meeting
September 17, 2019**



GARLAND

TEXAS MADE HERE

Case Information

Location: 270 Town Center Boulevard

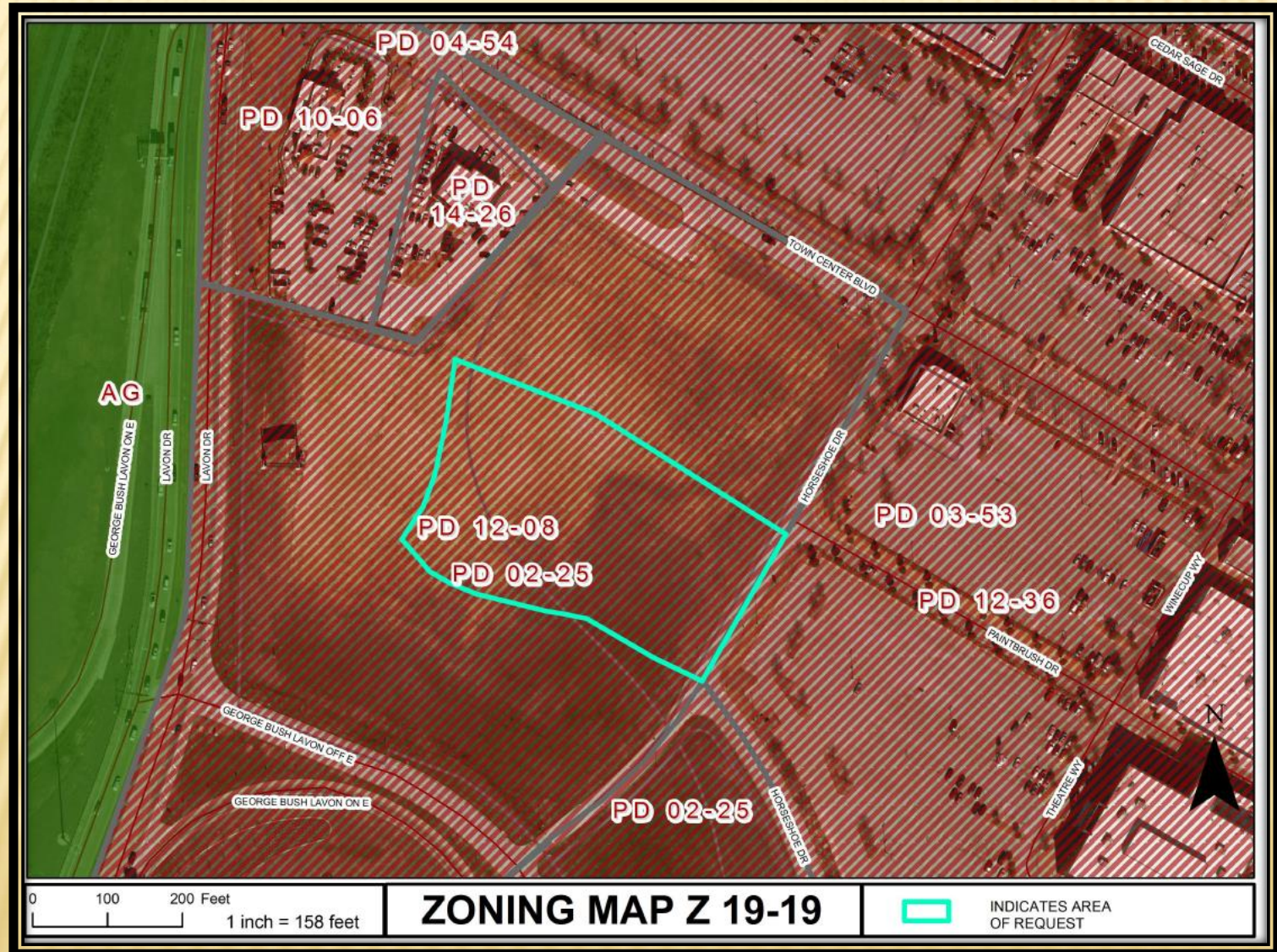
Applicant: Masterplan

Owner: Firewheel Master Partnership, Ltd.

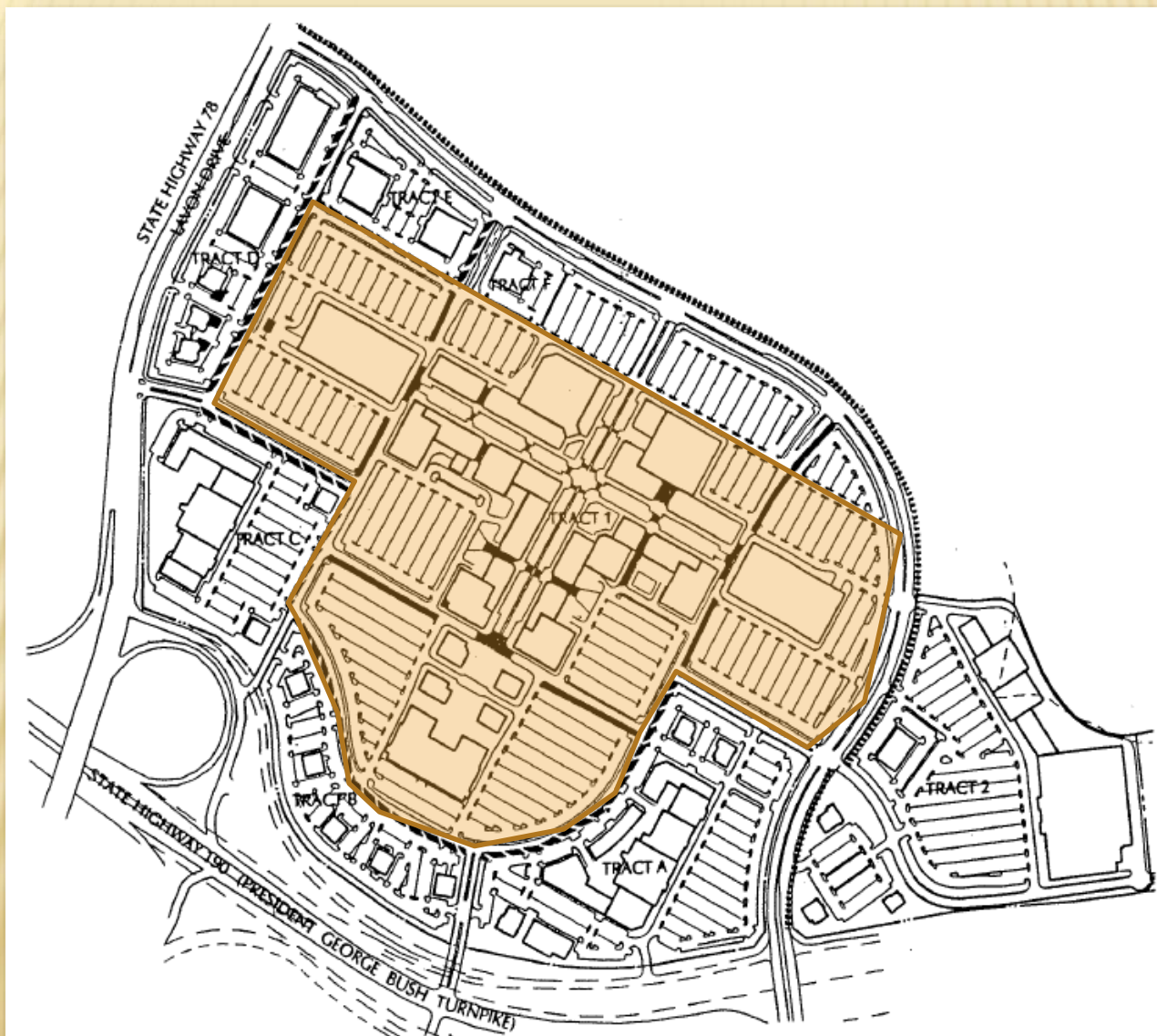
Acreage: Approximately 2.55 acres

Zoning: Planned Development (PD) 03-53 District

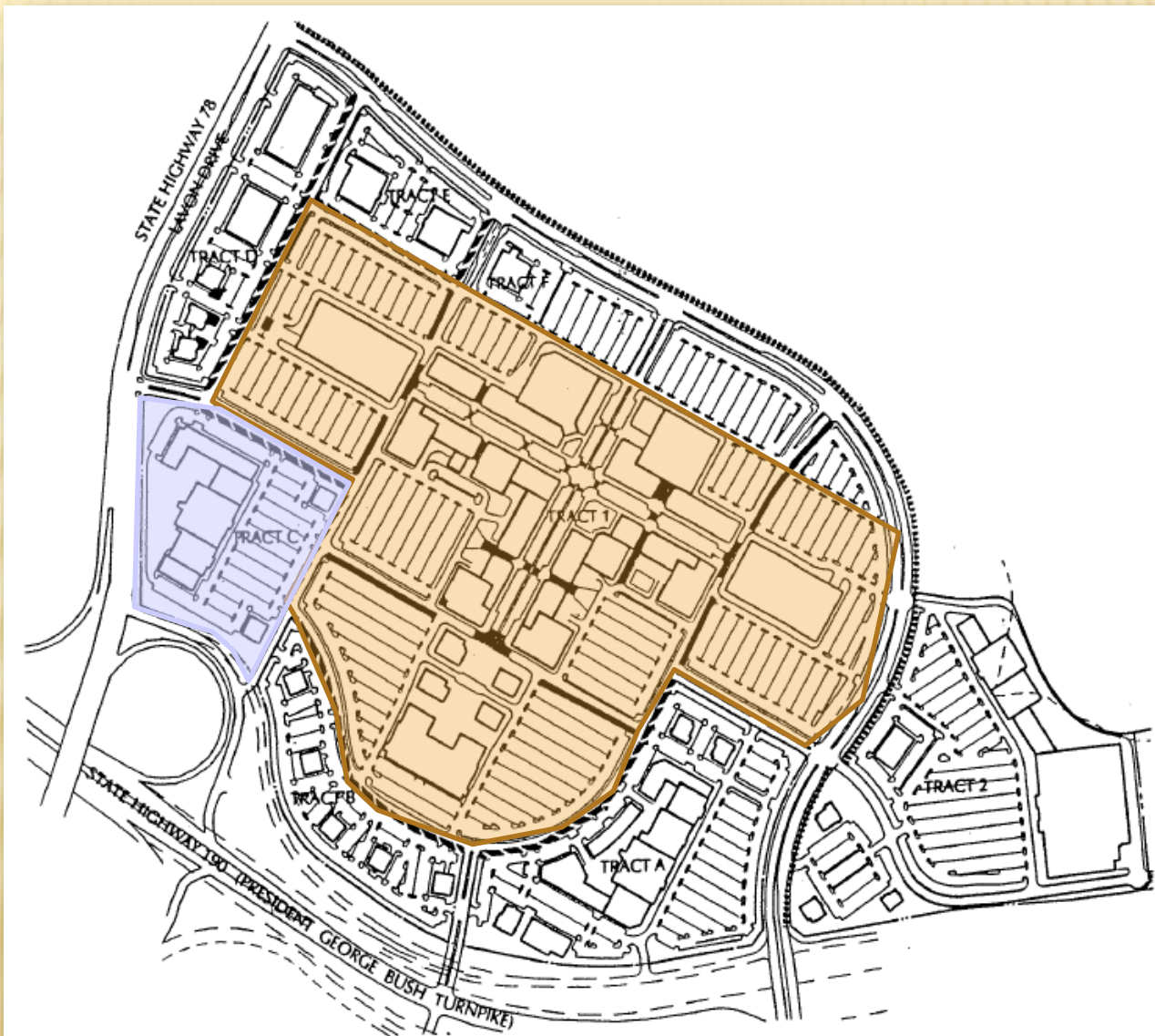
Location Map



Background



Background



Background

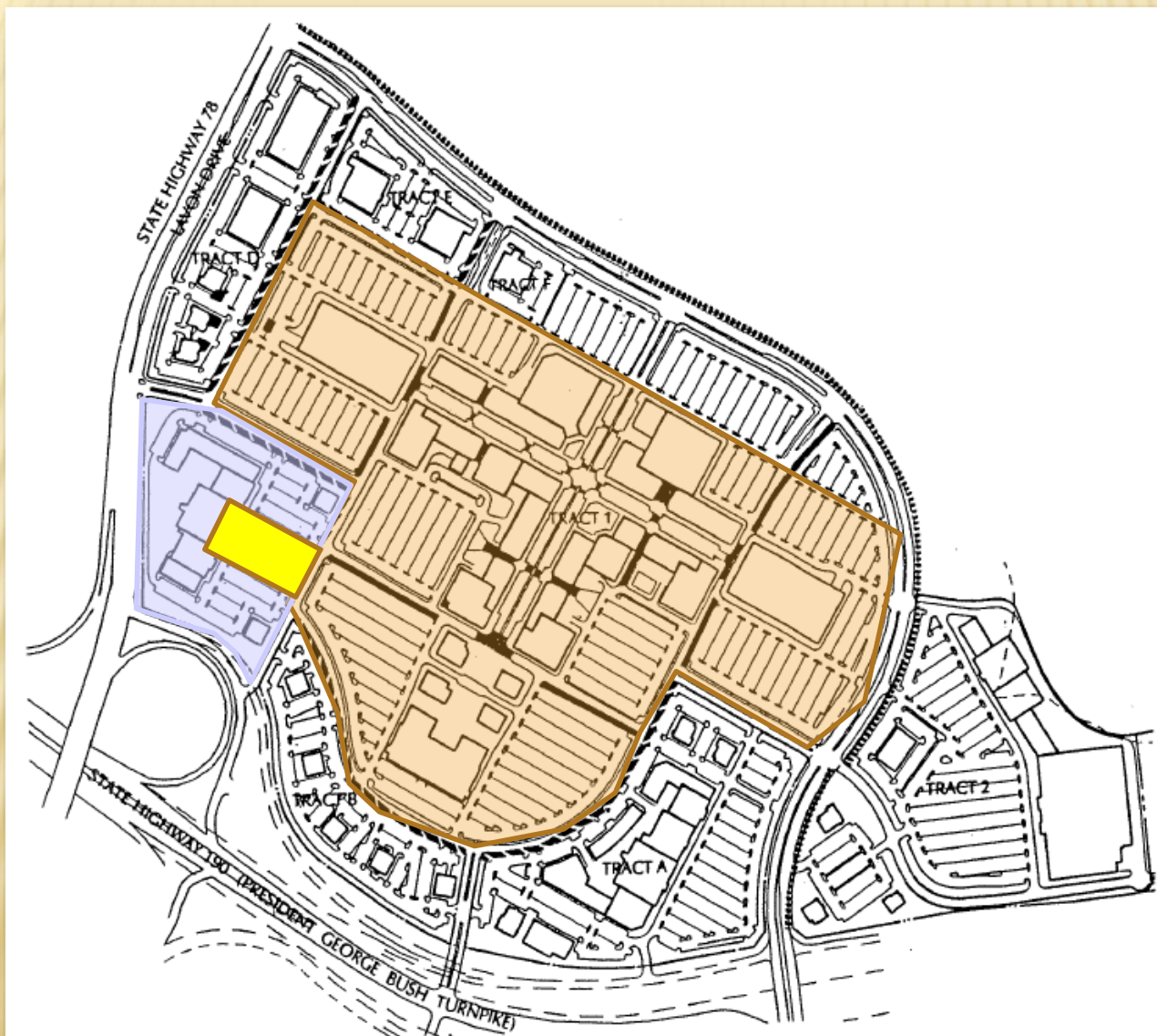




EXHIBIT C

SITE DATA SUMMARY TABLE

CORRESPONDING ZONING	PD 02-38
PROPOSED USE:	OFFICE (OFFICE)
BUILDING TYPED FLOOR ELEVATION (FT.)	11.000
BUILDING HEIGHT PERMITTED (FT.)	11.000
BUILDING HEIGHT PROPOSED (FT.)	11.000
TOTAL GROSS SITE AREA (SF)	111,200
FLOOR AREA (SF)	111,200
TOTAL LOT AREA (SF)	111,200
LOT COVERAGE (%)	100%
IMPERVIOUS SURFACE COVERAGE (%)	100%
PAVING REQUIRED (1 PER EACH ROOM 1000 SQ FT FOR OFFICE/CONFERENCE ROOMS)	111,200
LANDSCAPE PRELIMINARY (SF)	111,200
CONCRETE	CONCRETE

VICINITY MAP

LEGEND

- PROPOSED CURB LINE
- DIRECTION OF TRAFFIC
- PROPOSED FIRE HYDRANT
- FIRE LANE PAVEMENT (BY OTHERS)
- PARKING COUNT
- PROPOSED FIRE DEPARTMENT CONNECTION
- ENHANCED PEDESTRIAN PAVING

NOTE:

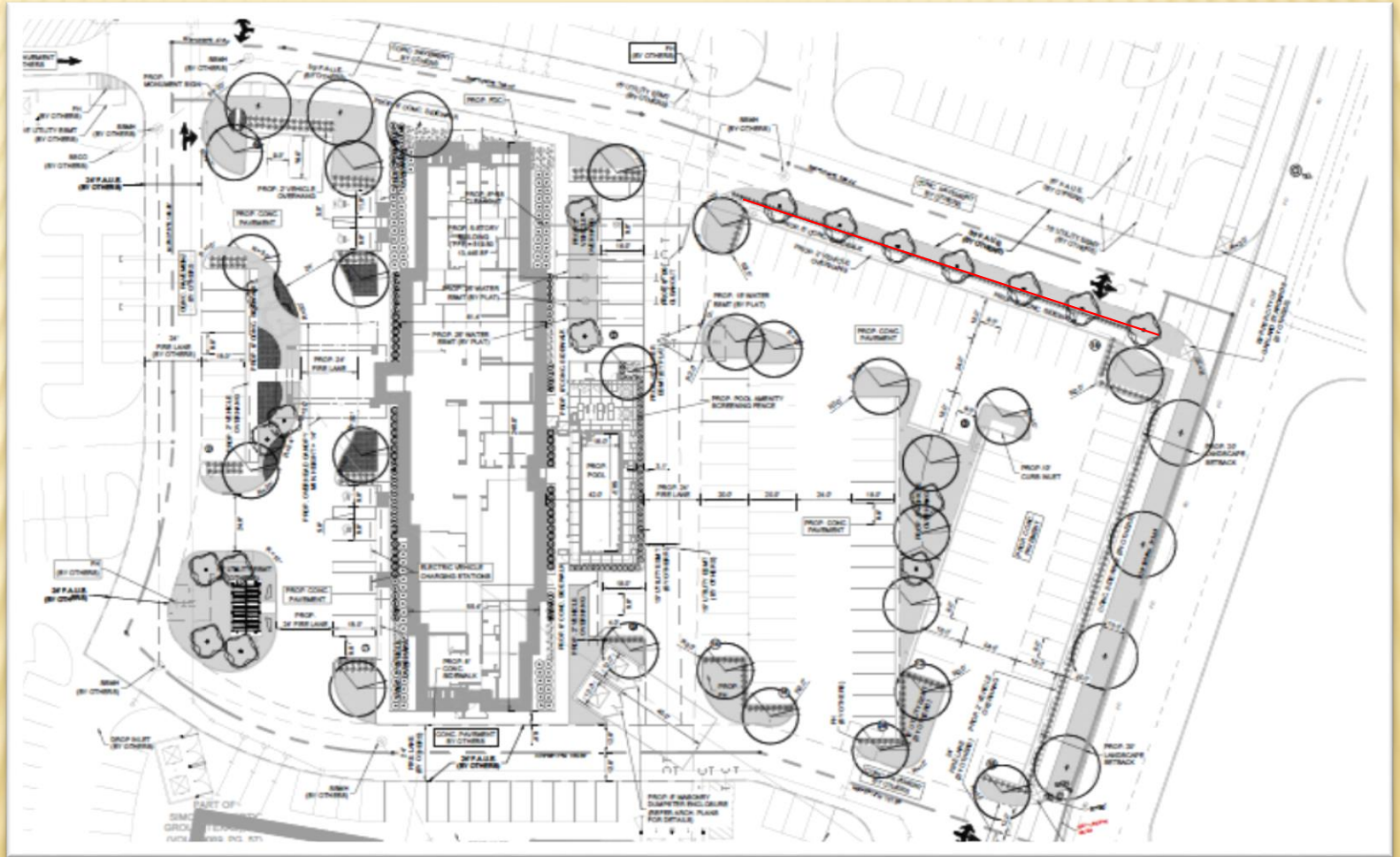
- COMMON LEASABLE AREA MUST BE PROVIDED FOR GUESTS WITH AT LEAST ONE THOUSAND SQUARE FEET OF FLOOR AREA.
- LIMITED SERVICE HOTELS & MOTELS MUST PROVIDE AN INDOOR OR OUTDOOR SWIMMING POOL WITH AT LEAST 300 SQUARE FEET OF WATER SURFACE AREA.
- LIMITED SERVICE HOTELS & MOTELS MUST PROVIDE AT LEAST 700 SQUARE FEET OF MEETING/CONFERENCE ROOMS. INDIVIDUAL GUEST ROOMS MAY NOT BE COUNTED AS MEETING ROOMS.

OWNER/APPLICANT:
WHITESIDE PROPERTY MANAGEMENT, LLC
1200 WALNUT HILL LANE SUITE 202B
IRVING, TX 76038
CONTACT: DR. PATEL
PH: 972-455-4562

ENGINEER:
KIRKMAN ENGINEERING
401 MERIDOT AVENUE SUITE 200
GRAPEVINE, TX 76039
CONTACT: PATRICK SLOAN, PE
PH: 817-455-4562



Landscape Plan





The architectural drawings show four elevations of a proposed building. The South Elevation (top) and North Elevation (middle) are long, multi-story buildings with a central section featuring a textured facade and a central vertical element. The West Elevation (bottom left) and East Elevation (bottom right) show the side profiles of the building, which are narrower and feature a similar textured facade. Each elevation includes floor levels, window patterns, and articulation diagrams. The drawings are labeled with 'SOUTH ELEVATION', 'NORTH ELEVATION', 'WEST ELEVATION', and 'EAST ELEVATION'.

Elevations Plan to PC



Elevations Plan



Presented to Plan Commission



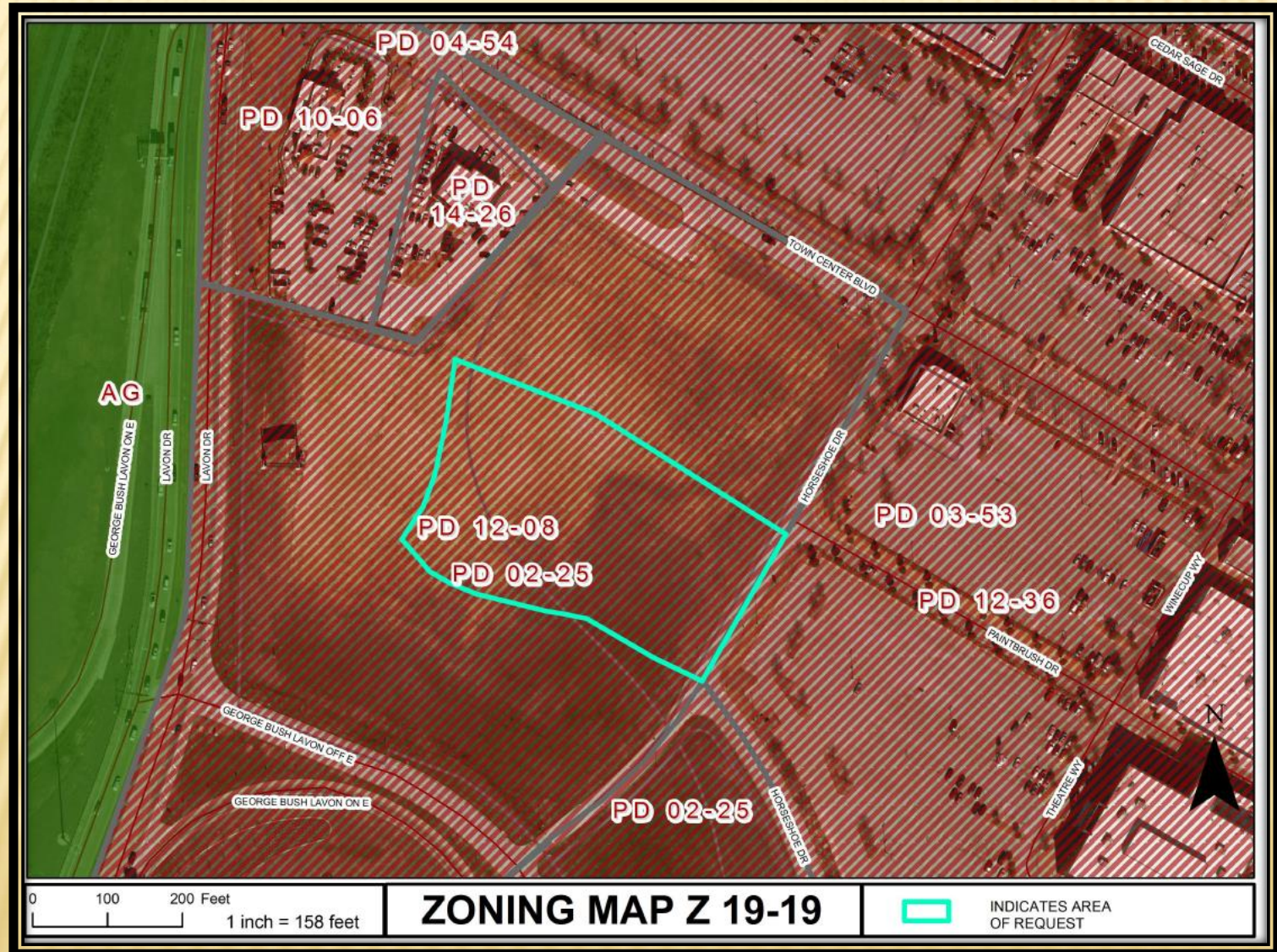
Recommended by Plan Commission and
Proposed to City Council

Z 19-19

Consideration

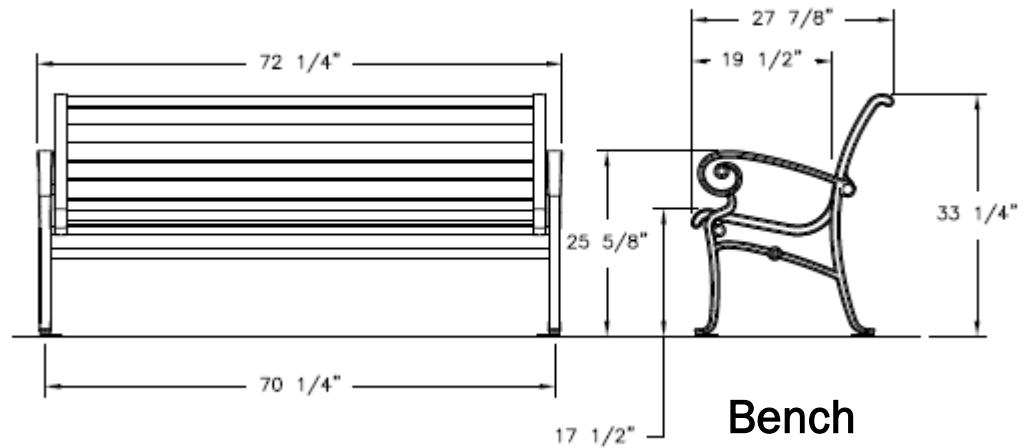
The applicant requests the Specific Use Provision (SUP) to be in effect for a period of forty (40) years.

Location Map



Amenity Furnishing

Plaza Trash Can - 32 Gallon





GARLAND

City Council Regular Session Agenda

Meeting Date: 09/17/2019

Item Title: Boards and Commissions

Submitted By: Carma Potter, Assistant to City Council, City Secretary

Summary:

Council Member David Gibbons

- Nazly Haroon - Library Board
-

Attachments

Nazly Haroon-Library Board



GARLAND

TEXAS MADE HERE

CITY OF GARLAND
RECEIVED
AUG 30 2019

CITY SECRETARY

Application for City of Garland Boards/Commissions/Committees

Return completed application to City Secretary's Office, 200 North Fifth Street, Garland, Texas 75040

Please Type or Print Clearly: Date: August 26, 2019

Name: Nazly Haroon Phone: [REDACTED]

Address: 2306 FARRINGTON DR. Phone: [REDACTED]

City, State, Zip: GARLAND, TX 75044 Email: [REDACTED]

Resident of Garland for 18 years Resident of Texas for 35 years

✓ Dallas County Voter Registration Number [REDACTED] Garland City Council District Number 1

Have you ever been convicted of a felony? ☐ Yes ☒ No

Have you ever been convicted of a Class A misdemeanor? ☐ Yes ☒ No

Please list any experience that qualifies you to serve in the areas you have indicated. I am a certified Texas teacher and have 7 years of teaching experience. I teach my students and have taught my own kids the value & joy of reading. I am an avid reader, and have attended many library programs.

If you have previously served on a City Board or Commission, please specify and list dates of service.

I have not previously served.

List civic or community endeavors with which you have been involved.

I have taught ESL adult classes as a volunteer. I have been involved with a local food pantry & with the Salvation Army.

What is your educational background?

I have a Bachelor of Science degree from University of Houston, with a major in Biology.

What is your occupational experience?

I am currently an Elementary ESL teacher at Harmony Charter Schools. I have taught for 7 years as a certified teacher. I have taught Kindergarten & 2nd grade too.

I hereby affirm that all statements herein are true and correct. [Signature]

Board or Commission of first, second, and third choice:		
Board of Adjustment	Garland Youth Council	Parks and Recreation Board
Children, Encouragement and Safety Board	Property Standards Board	Pets Committee
2 Community Multicultural Commission	2 Schools Board	Senior Citizens Advisory Committee
3 Cultural Cultural Arts Commission		Unaffiliated Working Board/Advisory Committee

*Garland Youth Council has a separate application

FOR OFFICE USE ONLY

Ad Valorem Tax Status	Current ☒	Paid This	Date Approved
Utility Account Status	Current ☒	Paid This	Appointed By
CSC Suit/Claim Filed	Yes ☐ No ☒		Date Notified
Check Signature & Date	<u>Courtney Vanover</u>		Disclosures Form Filed

8/30/19



GARLAND

City Council Regular Session Agenda

Meeting Date: 09/17/2019

Item Title: Boards and Commissions

Submitted By: Carma Potter, Assistant to City Council, City Secretary

Summary:

Council Member Deborah Morris

- Daniel Montenegro - Downtown TIF Board
-

Attachments

Daniel Montenegro-Downtown TIF Board



GARLAND

TEXAS MADE HERE

CITY OF GARLAND
RECEIVED
SEP 04 2019
CITY SECRETARY

Application for City of Garland Boards/Commissions/Committees

Return completed application to: City Secretary's Office, 200 North Fifth Street, Garland, Texas 75040

Please Type or Print Clearly:

Date: 9-1-2019

Name: Daniel Montenegro

Phone: [REDACTED]

(Home)

Address: 406 W Ave D

Phone: [REDACTED]

(Other)

City, State, Zip: Garland TX, 75040

Email: [REDACTED]

Resident of Garland for 2 years

Resident of Texas for 33 years

✓ Dallas County Voter Registration Number [REDACTED] Garland City Council District Number 2 ✓

Have you ever been convicted of a felony? ☐ Yes ☒ No

Have you ever been convicted of a Class A misdemeanor? ☐ Yes ☒ No

Please list any experience that qualifies you to serve in the areas you have indicated.

Well traveled and excited to live in Garland and become more active with and for the community

If you have previously served on a City Board or Commission, please specify and list dates of service.

N/A

List civic or community endeavors with which you have been involved.

World Race 2011: Mission trip abroad

What is your educational background?

Some College, and vocational training

What is your occupational experience?

Shipping and receiving manager, Automotive Technician, Service Industry

I hereby affirm that all statements herein are true and correct.

Daniel Montenegro

Board or Commission of first, second, and third choice:

☐ Board of Adjustment

☐ Garland Youth Council **

☐ Parks and Recreation Board

☐ Citizens Environmental and Neighborhood Advisory Committee

☐ Property Standards Board

☐ Plan Commission

☐ Community Multicultural Commission

☐ Library Board

☐ Senior Citizens Advisory Committee

☐ Garland Cultural Arts Commission

☐ Unified Building Standards Commission

**Garland Youth Council has a separate application

Downtown TIF

FOR OFFICE USE ONLY

Ad Valorem Tax Status
Utility Account Status

Current ☒
Current ☐

Past Due ☐
Past Due ☐

Date Appointed

Appointed By

CSO Suit/Claim Filed
Clerk Signature & Date

Yes ☐ No ☒

Courtney Vanover

Date Notified

Disclosure Form Filed

Revised 03/2018