



GARLAND

AGENDA

CITY COUNCIL WORK SESSION City of Garland

REMOTE MEETING

Monday, June 7, 2021
6:00 p.m.

DEFINITIONS:

Written Briefing: Items that generally do not require a presentation or discussion by the staff or Council. On these items the staff is seeking direction from the Council or providing information in a written format.

Verbal Briefing: These items do not require written background information or are an update on items previously discussed by the Council.

NOTICE: Due to the COVID-19 emergency, and pursuant to Section 551.125 of the Texas Government Code and the executive orders of Governor Greg Abbott suspending provisions of the Texas Government Code and other applicable laws of the State regarding normal open meetings, the City Council will hold this meeting by internet/telephonic remote means.

The meeting will be broadcast by webinar or telephone at the following URL:

https://garlandtx.zoom.us/webinar/register/WN_Sf7XeseYQLmFBPAn0YeHrg

Registration for the online meeting is required. The meeting will be recorded and will be available for viewing the next day at www.garlandtx.gov.

For those without internet access to the meeting, a dial-in option is available. The numbers are:

346-248-7799
470-250-9358
470-381-2552

The Meeting ID is: 979 1552 8600

For participants (online and by phone) who wish to speak, a public comments period is provided as the first item on the agenda. If you desire to address the City Council on a matter that is posted on this agenda, please be prepared to do so at the beginning of the meeting. After the City Council has begun its discussion of the agenda, you will not be recognized to speak. The public comments portion of the meeting is provided for citizen comments. You are invited to offer a comment or make a statement on any item on the agenda. However, please bear in mind that offering comments should not be done in the form of posing questions. Generally, due to legal restrictions, the City Council is not able to answer questions during the public comments portion of the agenda. Your comments must relate to an item on this agenda - non-germane comments are not in order.

If an Executive Session is included as part of the agenda for this meeting, the Executive Session will be conducted by teleconference between and among the members of the City Council and relevant City staff. Public access to that call is prohibited by State law.

COUNCIL HOUSE RULES

- | | |
|--|---|
| 1. Decisions based on issues, goals and vision. | 9. Follow goals, principles and action agenda. |
| 2. Do not take things personal. | 10. Decide, vote and move on. |
| 3. Project a positive attitude. | 11. Avoid ambushes - Council or staff. |
| 4. Focus on issues, not on the person. | 12. Talk to staff before meetings. |
| 5. Be prepared to discuss issues. | 13. Vote our convictions, but be willing to compromise " <i>What is best for Garland.</i> " |
| 6. Maintain decorum. | 14. Follow Roberts Rules of Order consistently. |
| 7. Keep your sense of humor. | 15. Agree to disagree. |
| 8. Honor and respect each other; accept each other as individuals. | 16. Be open and honest. |

NOTICE: The City Council may recess from the open session and convene in a closed executive session if the discussion of any of the listed agenda items concerns one or more of the following matters:

(1) Pending/contemplated litigation, settlement offer(s), and matters concerning privileged and unprivileged client information deemed confidential by Rule 1.05 of the Texas Disciplinary Rules of Professional Conduct. Sec. 551.071, Tex. Gov't Code.

(2) The purchase, exchange, lease or value of real property, if the deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. Sec. 551.072, Tex. Gov't Code.

(3) A contract for a prospective gift or donation to the City, if the deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. Sec. 551.073, Tex. Gov't Code.

(4) Personnel matters involving the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee or to hear a complaint against an officer or employee. Sec. 551.074, Tex. Gov't Code.

(5) The deployment, or specific occasions for implementation of security personnel or devices. Sec. 551.076, Tex. Gov't Code.

(6) Discussions or deliberations regarding commercial or financial information that the City has received from a business prospect that the City seeks to have locate, stay, or expand in or near the territory of the City and with which the City is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect of the sort described in this provision. Sec. 551.087, Tex. Gov't Code.

(7) Discussions, deliberations, votes, or other final action on matters related to the City's competitive activity, including information that would, if disclosed, give advantage to competitors or prospective competitors and is reasonably related to one or more of the following categories of information:

- generation unit specific and portfolio fixed and variable costs, including forecasts of those costs, capital improvement plans for generation units, and generation unit operating characteristics and outage scheduling;
- bidding and pricing information for purchased power, generation and fuel, and Electric Reliability Council of Texas bids, prices, offers, and related services and strategies;
- effective fuel and purchased power agreements and fuel transportation arrangements and contracts;
- risk management information, contracts, and strategies, including fuel hedging and storage;
- plans, studies, proposals, and analyses for system improvements, additions, or sales, other than transmission and distribution system improvements inside the service area for which the public power utility is the sole certificated retail provider; and
- customer billing, contract, and usage information, electric power pricing information, system load characteristics, and electric power marketing analyses and strategies. Sec. 551.086; Tex. Gov't Code; Sec. 552.133, Tex. Gov't Code]

1. Public Comments on Work Session Items

Persons who desire to address the City Council on any item on the Work Session agenda are allowed three minutes to speak. Speakers are taken only at the beginning of the meeting, other than invited testimony.

Speakers are grouped by Work Session item and will be taken in the order of the Work Session agenda. Speakers must submit to the City Secretary a completed speaker's card before the beginning of the meeting. Speaker cards will not be accepted after the Mayor calls the meeting to order. Speaker cards are available in the lobby, at the visitor's side of the Work Session Room, and from members of staff.

Speakers are limited to addressing items on the Work Session agenda – any item relating to a Regular Session agenda item should be addressed at the Regular Session and any item not on an agenda may be addressed during the open microphone at the end of the Regular Session.

2. Consider the Consent Agenda

A member of the City Council may ask for discussion or further information on an item posted as a consent agenda item on the next Regular Meeting of the City Council. The Council Member may also ask that an item on the posted consent agenda be pulled from the consent agenda and considered for a vote separate from consent agenda items on the regular agenda. All discussions or deliberations on this portion of the work session agenda are limited to posted agenda items and may not include a new or unposted subject matter.

3. Written Briefings:

a. COVID-19 Response Update and Further Actions

Staff will provide an update to Council and ask for Council direction, if needed, on various matters related to COVID-19 and actions being taken by the City.

b. Colonel Parking Restriction Modifications

Council is requested to consider an ordinance modifying the parking restrictions on Colonel Drive to match the school times. Unless otherwise directed by Council, this item will be scheduled for formal consideration at the June 22, 2021 Regular Meeting.

c. Consider Authorizing a Lawsuit Against Various Video Service Providers to Recover Unpaid Franchise Fees

Council is requested to consider whether to pursue litigation against the video service providers for unpaid franchise fees.

d. Sale of Property - 111 McKinley

Council is requested to approve the sale of 111 McKinley Street to Jose G. Lopez and provide an executed deed without warranty. Unless otherwise directed by Council, this item will be scheduled for formal consideration at the June 22, 2021 Regular Meeting.

e. Sale of Property - 905 Trellis Circle

Council is requested to approve the sale of 905 Trellis Circle to JMR Construction and provide an executed deed without warranty. Unless otherwise directed by Council, this item will be scheduled for formal consideration at the June 22, 2022 Regular Meeting.

f. Sale of Property - 610 Parker Circle

Council is requested to approve the sale of 610 Parker Circle to Jose G. Lopez & Erika Ontiveros and provide an executed deed without warranty. Unless otherwise directed by Council, this item will be scheduled for formal consideration at the June 22, 2021 Regular Meeting.

4. Verbal Briefings:

a. TxDOT Update on LBJ East Project

At the request of Council Member BJ Williams and former Council Member Ricky McNeal, TxDOT will provide an update on the current status of the LBJ East project.

b. Interview for Appointment to the North Texas Municipal Water District Board

The North Texas Municipal Water District Board notified the City that Don Gordon's term of office as a North Texas Municipal Water District Board Member expires May 31, 2021. Information regarding the qualifications of the NTMWD Board Member position was posted for at least 21 days prior to the close of the application period in order to provide the opportunity for citizens to apply for the position. An application was received from Don Gordon. Council is scheduled to formally appoint a representative to the NTMWD Board of Directors at the June 8, 2021 Regular Meeting.

c. Development Services Committee Report

Council Member Dylan Hedrick, Chairman of the Development Services Committee, and Planning Director Will Guerin, will provide a committee report on the following items assigned to the committee:

- *Consider a Historic or Iconic Signs Ordinance*
- *Review GDC regulations regarding carport pole cladding.*

d. Transportation, Infrastructure and Mobility Committee Report

Council Member Rich Aubin, Chair of the Transportation, Infrastructure and Mobility Committee, will provide a committee report on the following items:

- *Sidewalk Participation Ordinance Revisions*
- *Street Hump Policy Revisions.*

5. Announce Future Agenda Items

A member of the City Council, with a second by another member, or the Mayor alone, may ask that an item be placed on a future agenda of the City Council or a committee of the City Council. No substantive discussion of that item will take place at this time.

6. Council will move into Executive Session

**EXECUTIVE SESSION
AGENDA**

NOTICE: The City Council may recess from the open session and convene in a closed executive session if the discussion of any of the listed agenda items concerns one or more of the following matters:

The City Council will adjourn into executive session pursuant to Sections 551.087, 551.072 and 551.071 of the Texas Government Code to deliberate or discuss:

Economic development matters related to an incentive to a business prospect (551.087); the purchase, exchange, lease or value of a tract of real property and improvements located in the downtown area (551.072); and attorney/client matters concerning privileged and unprivileged client information (551.071).

The City Council will also adjourn into executive session pursuant to Sections 551.071 and 551.087 of the Texas Government Code to deliberate or discuss:

Economic development matters related to an incentive to a business prospect (551.087) and the purchase, exchange, lease or value of real property and improvements (551.072) located generally at the intersection of W. Walnut Street and N. Shiloh Road.

7. Adjourn



GARLAND
CITY COUNCIL ITEM SUMMARY SHEET

City Council Work Session Agenda

3. a.

Meeting Date: June 7, 2021

Item Title: COVID-19 Response Update and Further Actions

Summary of Request/Problem

Staff will provide an update to Council and ask for Council direction, if needed, on various matters related to COVID-19 and actions being taken by the City.

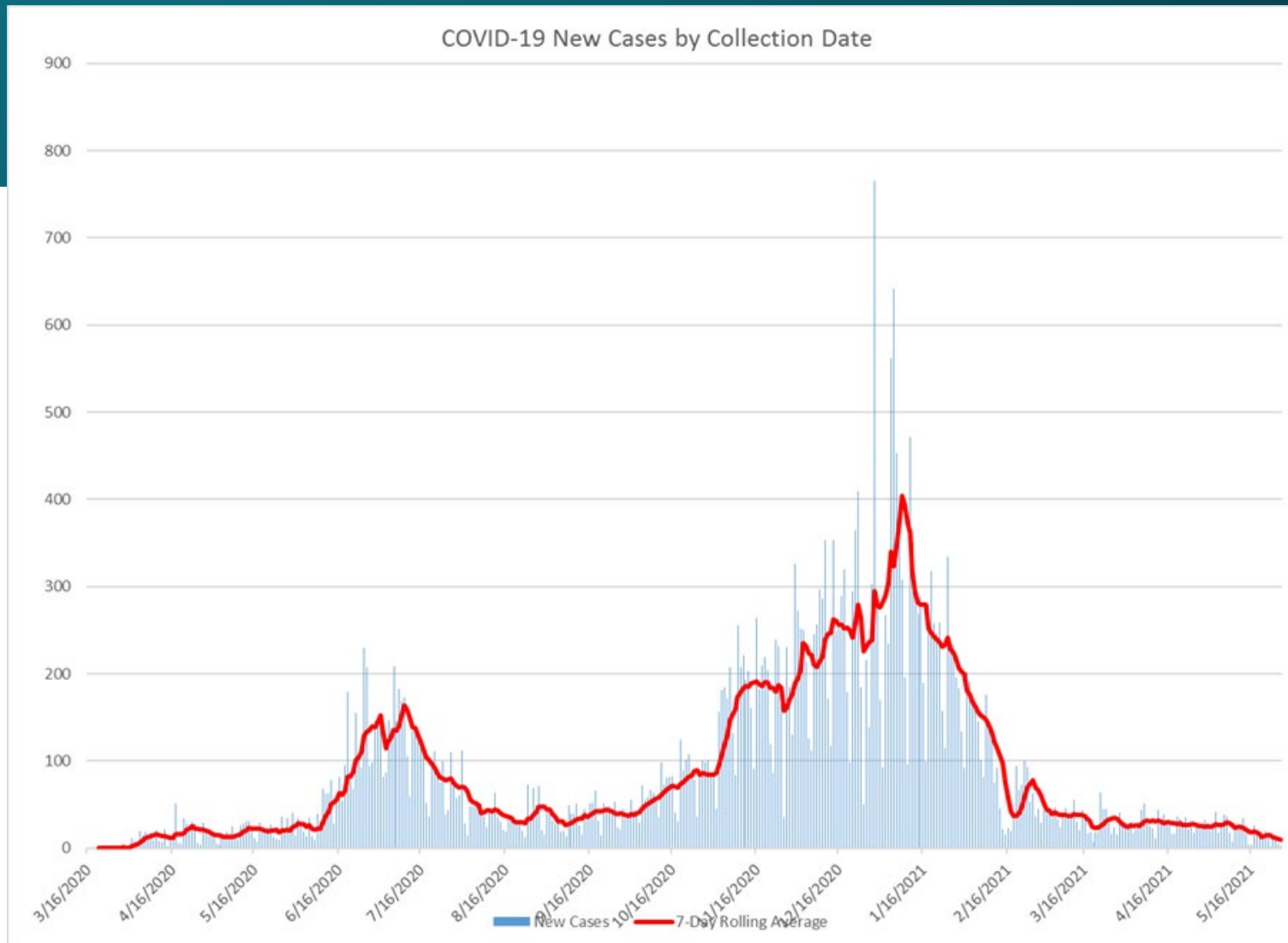
Recommendation/Action Requested and Justification

Information only.

Attachments

June 7th COVID-19 Presentation

Garland Impacts *(as of 5/31/21)*



Total Confirmed
28,257

Total Recovered
27,681

Total Deaths
445

Active Cases
131

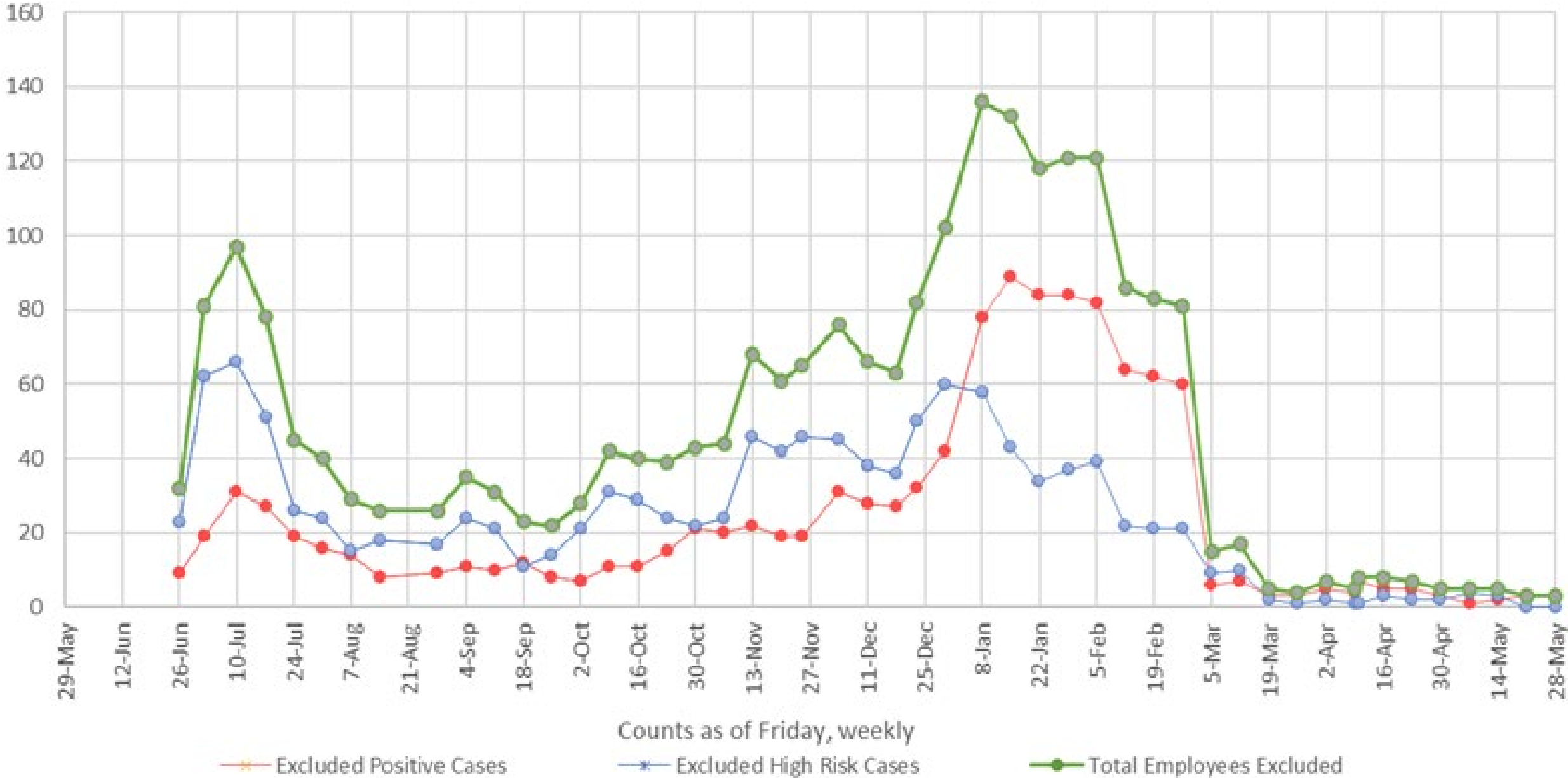
Staff Impacts

(as of 5/31/21)

	Employees Currently Excluded Tested Positive for COVID-19	Employees Currently Excluded PENDING COVID-19 Test Results	Employees Currently Excluded COVID-19 Risk Exposure	TOTAL EMPLOYEES CURRENTLY EXCLUDED FROM WORK	Employees RECOVERED from COVID-19 & Returned to Work
Animal Services				0	4
Building Inspections				0	5
City Attorney				0	1
City Audit				0	1
City Care Clinic				0	4
City Manager				0	0
Code Enforcement				0	6
Courts				0	5
Customer Service				0	16
Economic Development				0	1
Engineering				0	6
Emergency Management				0	1
EWS	1			1	16
Facilities				0	4
Fire				0	86
Firewheel Golf Course				0	1
Fleet					6
GP&L	1			1	22
Granville Arts				0	1
Health				0	9
Housing				0	0
Human Resources				0	4
IT				0	9
Library				0	3
Marshall's Office				0	1
Parks & Recreation				0	14
Planning and Community Development				0	0
Police				0	57
Public and Media Relations				0	0
Purchasing				0	2
Storm Water				0	4
Streets				0	15
Tax Office				0	1
Transportation				0	6
Water Utilities	1			1	20
Warehouse				0	0
TOTAL	3	0	0	3	331*

*Employee Covid-19 related fatality not included in this number.

COVID-19 Employee Exclusion Summary



Garland Vaccinations *(as of 5/31/21)*

Vaccinations Administered

First Doses – 17,732

Second Doses – 15,737

TOTAL – 33,469

Vaccinations On-hand to Distribute

- Two Dose Vaccines: 2,860
- Single Dose Vaccines: 590



GARLAND POLICY REPORT

City Council Work Session Agenda

3. b.

Meeting Date: June 7, 2021
Item Title: Colonel Parking Restriction Modifications
Submitted By: Paul Luedtke, Transportation Director
Strategic Focus Areas: Safe Community
Vibrant Neighborhoods and Commercial Centers

ISSUE

The current time limited parking restrictions no longer match the school times. Modifications are necessary to adjust to the new times.

RECOMMENDATION

Modify the ordinance for parking, standing and stopping prohibiting it on both sides of Colonel Drive between Broadway and Monticello Court during the hours of 6:30 AM to 3:30 PM on school days.

Unless otherwise directed by Council, this item will be scheduled for formal consideration at the June 22, 2021 Regular Meeting.

BACKGROUND

Staff has been working with the principal of South Garland High School and residents to update faded parking signage in front of Colonel and ensure the time limits on the signs are appropriate to the current school times.

Attachments

Street Parking Amendments Ordinance

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 Sec. 33.52(B) 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>Extent</u>	<u>Side</u>
"Colonel Drive	Broadway Boulevard to Monticello Court	South"

Section 2

That Sec. 33.49 of Chapter 33, "Transportation", of the Code of Ordinances of the City of Garland, Texas, is hereby amended by adding a new subsection (L) to read as follows:

"(L) Between 6:30 a.m. and 3:30 p.m. on school days only. When signs are erected giving notice thereof, no person shall stop, stand or park a vehicle at any time upon the designated sides of the following streets, from 6:30 a.m. to 3:30 p.m. on any day in which school is in session in the Garland Independent School District.

<u>Street</u>	<u>Extent</u>	<u>Side</u>
Colonel Drive	Broadway Boulevard to Monticello Court	Both"

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 4

That Chapter 33, "Transportation", 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 5

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 6

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

PASSED AND APPROVED this the ____ day of _____, 2021.

CITY OF GARLAND, TEXAS

Mayor

ATTEST:

City Secretary

PUBLISHED:



GARLAND
CITY COUNCIL ITEM SUMMARY SHEET

City Council Work Session Agenda

3. c.

Meeting Date: June 7, 2021

Item Title: Consider Authorizing a Lawsuit Against Various Video Service Providers to Recover Unpaid Franchise Fees

Submitted By: Brad Neighbor, City Attorney

Summary of Request/Problem

Under the traditional model of cable franchises, the cable operator is required to pay a franchise fee to cities in which it operates. Historically that obligation was enforced through a bilateral contract between the city and the operator. The law has changed over the years as well as the means of providing video entertainment services to the home. State law (rather than a bilateral contract) now requires the payment of what used to be called "franchise fees" and cable operators are not the exclusive providers of video entertainment services.

Subscription video entertainment services like Netflix, Disney, and Hulu provide multi-channel entertainment in a manner that looks very much like what the cable company provides by way of cable subscription. However, those service providers do not pay the state-mandated fees to the City, their argument being that they are not cable operators.

We believe the Texas Utilities Code requires video entertainment services to pay state service fees ("franchise fees") to cities in which they provide such services, including Garland. Other cities have already joined together as a group to press the matter through litigation inasmuch as there seems to be little chance of getting the video service providers to voluntarily pay the required fees short of litigation.

Recommendation/Action Requested and Justification

The threshold request to be considered by the Council is whether it desires to pursue litigation against the video service providers for unpaid franchise fees. By initial calculations, it appears that there is approximately \$2.8 million in unpaid fees to be recovered.

If the Council is willing to authorize litigation to collect the fees, the Office of the City Attorney recommends that the City retain the litigation group counsel being used by other cities that are pursuing these fees. Litigation counsel would be retained on a contingency basis so that the City would incur no out-of-pocket costs to engage in the litigation. Counsel will be paid from the recovery, if there is a recovery, from the video service providers.

Under State law, a city must go through several steps before it may engage outside counsel on a contingency basis. If the Council concurs in pursuing the unpaid fees, we must provide certain

required notices, pass a resolution that contains certain findings, and obtain permission from the Texas Attorney General.

With Council approval, the City Attorney will commence the process of posting the required notice and preparing an appropriate authorizing resolution for Council approval to be considered on the next available regular session agenda.



GARLAND POLICY REPORT

City Council Work Session Agenda

3. d.

Meeting Date: June 7, 2021
Item Title: Sale of Property - 111 McKinley
Submitted By: Corey Worsham, Tax Administrator
Strategic Focus Areas: Vibrant Neighborhoods and Commercial Centers
Sound Governance and Finances

ISSUE

The City of Garland has received an unsolicited offer from Jose G. Lopez related to the purchase of City owned property obtained through a 2010 Sheriff's Sale. Jose G. Lopez has presented an offer of \$32,000.00 for the property located at 111 McKinley Street. In addition to this amount, Jose G. Lopez has agreed to pay post-judgment taxes at the time of closing. The total amount of post-judgment taxes will be approximately \$777.47. If approved, the City of Garland will receive approximately \$7,561.20 in proceeds from this sale.

OPTIONS

The City Council may:

1. Approve the sale of 111 McKinley Street to Jose G. Lopez and provide an executed deed without warranty, or
2. Deny the offer presented by Jose G. Lopez.

RECOMMENDATION

Staff recommends the City Council accept the offer and sell the property to Jose G. Lopez. Unless otherwise directed by Council, this item will be scheduled for formal consideration at the June 22, 2021 Regular Meeting.

BACKGROUND

The property was struck off to the City of Garland at the Dallas County Sheriff's Sale in December of 2010. In accordance with Section 34.05 of the Texas Property Tax Code, the offer meets minimum bid requirements and does not require the consent of other taxing entities. If the sale is approved, the City of Garland will accept payment on behalf of all entities and disperse all sale proceeds.

CONSIDERATION

This property has been held by the City of Garland since December of 2010. Pursuant to Section 34.05 of the Texas Property Tax Code it may be resold to a private entity with the approval of the governing body.

Attachments

111 McKinley - Offer
111 McKinley - Map and Picture
111 McKinley - Deed
111 McKinley - resolution



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f: 972-278-8222
w: www.pbfcml.com

November 13, 2019

Mr. Corey Worsham
Tax Assessor/Collector
City of Garland
217 N. 5th Street
Garland, Texas 75040

Via electronic-mail

Re: Offer from Jose G. Lopez to purchase
111 McKinley Street, Garland, Texas

Dear Mr. Worsham:

Jose G. Lopez has offered to purchase 111 McKinley Street, Garland, Texas (LOT 73, R.E. SUMNERS ADDITION, aka 111 MCKINLEY, CITY OF GARLAND, DALLAS COUNTY, TEXAS) for \$32,000.00. In addition to that amount, all post-judgment taxes for the year 2010 will be paid at closing. The total amount of post-judgment taxes will be approximately \$777.47 of which the City of Garland will receive approximately \$216.61.

This property was sold at a Sheriff's Sale on December 7, 2010 pursuant to delinquent tax collection suit number TX08-40199. There were no bidders and the property was struck off to the City of Garland for itself and on behalf of the other taxing jurisdictions.

The property's most recent value according to the Appraisal District is \$12,500.00. The property was struck off for the total judgment amount, \$17,157.91, which includes taxes, penalties and interest, abatement liens, costs of court, and costs of sale.

Pursuant to the Texas Property Tax Code, City reimbursement for post-sale maintenance, court costs and costs of sale must be paid first out of the proceeds of a resale. Those expenses and costs total \$3,903.13. The remainder would be distributed to the taxing jurisdictions pro-rata. A breakdown of amounts each taxing entity will receive is enclosed.

Because the sale price is greater than the total amount due under the Judgment, this sale meets the criteria of §34.05(h) and does not require the consent of the other taxing units in the Judgment.

If the City decides to accept this offer, enclosed for execution is a Special Warranty Deed our office prepared for this resale. When the Deed is executed, please return it to me so that I may finalize the transaction.

If you have any questions or need additional information, please do not hesitate to call me.

Sincerely,

A handwritten signature in blue ink, appearing to read "J. Douglas Burnside", is centered within a light gray rectangular box. The signature is fluid and cursive, with a long horizontal stroke extending to the right.

J. Douglas Burnside

Enclosure

Exhibit A
Re-sale Disbursement Worksheet

CAD Acct #:	26587500000730000
Property address:	111 McKinley Street
Cause No.:	TX08-40199
Offer Amount:	\$32,000.00
DCAD Value:	\$12,500.00
Judgment Date:	February 4, 2010
Sheriff's Sale Date:	December 7, 2010
Judgment amount:	GISD 1996-2009 taxes \$7,185.49 (59.6%)
	City 1999-2009 taxes \$2,646.46 (22.0%)
	County 1998-2008 taxes \$2,211.25 (18.4%)
Total Judgment for Taxes:	\$12,043.20
Court costs:	\$2,344.95
Sheriff's fees for sale:	\$1,262.55
Publication fees for sheriff's sale, paid by Perdue Brandon:	\$295.63
Total Costs:	\$3,903.13

Funds to be disbursed as follows:

1.	Dallas County District Clerk	\$2,344.95
2.	Dallas County Sheriff	\$1,262.55
3.	Perdue Brandon Fielder Collins & Mott, LLP	\$295.63
4.	City of Garland (administrative fee)	\$1,500.00
5.	City of Garland (Pro-rata Judgment tax year distribution)	\$5,844.59
6.	Garland ISD (Pro-rata Judgment tax year distribution)	\$15,868.83
7.	Dallas County (Pro-rata Judgment tax year distribution)	\$4,883.45
	TOTAL Judgment Distribution	\$32,000.00

Post Judgment Distribution:

8.	City of Garland (Post Judgment tax year distribution)	\$216.61
9.	Garland ISD (Post Judgment tax year distribution)	\$369.25
10.	Dallas County (Post Judgment tax year distribution)	\$191.61
	TOTAL Post Judgment Distribution	\$777.47
	TOTAL Distribution	\$32,777.47

111 Mckinley Map and Picture



DEED WITHOUT WARRANTY

THE STATE OF TEXAS §
 § KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF DALLAS §

That the **City of Garland**, a Texas home-rule municipality ("Grantor"), for and in consideration of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration to Grantor, the receipt and sufficiency of which is hereby acknowledged, paid in hand by **Jose G. Lopez, 414 N. Yale Drive, Garland, TX 75042** ("Grantee"), has GRANTED, SOLD and CONVEYED, and by these presents does GRANT, SELL and CONVEY unto Grantee that certain lot, tract, or parcel of land, commonly known as **111 McKinley Street**, situated in the City of Garland, County of Dallas, State of Texas, to wit:

LOT 73, R.E. SUMNERS ADDITION, aka 111 McKINLEY, CITY OF GARLAND, DALLAS COUNTY, TEXAS (the "Property").

This Deed Without Warranty is subject to:

- (i) any and all visible and apparent easements and encroachments, whether of record or not;
- (ii) any and all covenants, conditions, reservations, restrictions, exceptions, easements, rights-of-way, mineral interests, mineral leases, or other instruments of record applicable to the land or any part thereof;
- (iii) rights of the public to any portion of the above described property lying within the boundaries of dedicated or existing roadways or which may be used for road or street purposes;
- (iv) rights of parties in possession; and
- (v) any right of redemption as specified in Chapter 34, Subchapter B, Texas Property Tax Code.

It is understood and agreed that Grantor is not making any warranties or representations of any kind or character, express, implied or statutory, with respect to the Property, its physical condition or any other matter or thing relating to or affecting the Property and that the Property is being conveyed and transferred to Grantee "AS IS, WHERE IS, AND WITH ALL FAULTS." Grantor does not warrant or make any representations, express or implied, as to fitness for a particular purpose, merchantability, design, quantity, physical condition, operation compliance with specifications, absence of latent defects or compliance with laws and regulations (including, without limitation, those relating to zoning, health, safety and the environment) or any other matter affecting the Property.

THIS DEED IS MADE WITHOUT WARRANTY, EXPRESS OR IMPLIED, AND GRANTOR EXPRESSLY DISCLAIMS, EXCEPTS AND EXCLUDES ANY AND ALL

WARRANTIES OF TITLE OR OTHERWISE FROM THIS CONVEYANCE, INCLUDING, WITHOUT LIMITATION, ANY WARRANTIES ARISING UNDER COMMON LAW OR STATUTE.

The intent of this Deed Without Warranty is to transfer the Property foreclosed on by the Grantor taxing jurisdictions in Cause TX08-40199 in the 44th Judicial District Court, Dallas County, Texas, and no more.

When the context requires, singular nouns and pronouns include the plural.

TO HAVE AND TO HOLD the Property, together with all and singular the rights and appurtenances thereto and in anywise belonging unto Grantee, his heirs, successors and assigns forever; **WITHOUT WARRANTY AND SUBJECT IN ALL RESPECTS TO THE DISCLAIMERS SET FORTH ABOVE.**

EXECUTED on the dates set forth in the acknowledgements below, to be EFFECTIVE on the _____ day of _____ 20__.

GRANTOR:

CITY OF GARLAND, a Texas home-rule municipality

By: _____

Title: _____

THE STATE OF TEXAS §
 §
COUNTY OF DALLAS §

The foregoing instrument was acknowledged before me on the _____ day of _____, 20__, by _____, in his capacity as Mayor of the City of Garland.

NOTARY PUBLIC, STATE OF TEXAS

PRINTED NAME OF NOTARY

MY COMMISSION EXPIRES:

RESOLUTION NO. _____

A RESOLUTION AGREEING TO THE SALE OF CERTAIN PROPERTY LOCATED WITHIN THE CITY OF GARLAND AND OWNED BY TAXING AUTHORITIES INCLUDING THE CITY OF GARLAND AS THE RESULT OF A TAX SALE; AUTHORIZING THE MAYOR TO EXECUTE A DEED WITHOUT WARRANTY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, taxing entities including the City of Garland, Texas, have become owners of certain real property by virtue of a foreclosure sale conducted pursuant to an order of the 193rd Judicial District Court of Dallas County, Texas in cause number TX08-40199, and

WHEREAS, it is to the benefit of all taxing entities that the property ultimately be returned to the tax rolls

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

Section 1

That City does hereby consent to the sale of property commonly known as 111 Mckinley Street, situated in the City of Garland, County of Dallas, State of Texas to wit:

LOT 73, R.E. SUMNERS ADDITION, aka 111 McKINLEY, CITY OF GARLAND, DALLAS COUNTY, TEXAS (the "Property").

Section 2

That the Mayor is hereby authorized to execute a deed without warranty in the form and substance of that attached hereto as Exhibit "A".

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 _____, 2021.

CITY OF GARLAND, TEXAS

Mayor

ATTEST:

City Secretary



GARLAND POLICY REPORT

City Council Work Session Agenda

3. e.

Meeting Date: June 7, 2021
Item Title: Sale of Property - 905 Trellis Circle
Submitted By: Corey Worsham, Tax Administrator
Strategic Focus Areas: Vibrant Neighborhoods and Commercial Centers
Sound Governance and Finances

ISSUE

The City of Garland has received an unsolicited offer from JMR Construction related to the purchase of City owned property obtained through a 2011 Sheriff's Sale. JMR Construction has presented an offer of \$22,000.00 for the property located at 905 Trellis Circle. In addition to this amount, JMR Construction has agreed to pay post-judgment taxes at the time of closing. The total amount of post-judgment taxes will be approximately \$1,527.40. If approved, the City of Garland will receive approximately \$5,518.94 in proceeds from this sale.

OPTIONS

The City Council may:

1. Approve the sale of 905 Trellis Circle to JMR Construction and provide an executed deed without warranty, or
2. Deny the offer presented by JMR Construction.

RECOMMENDATION

Staff recommends the City Council accept the offer and sell the property to JMR Construction. Unless otherwise directed by Council, this item will be scheduled for formal consideration at the June 22, 2021 Regular Meeting.

BACKGROUND

The property was struck off to the City of Garland at the Dallas County Sheriff's Sale in September of 2011. In accordance with Section 34.05 of the Texas Property Tax Code, the offer meets minimum bid requirements and does not require the consent of other taxing entities. If the sale is approved, the City of Garland will accept payment on behalf of all entities and disperse all sale proceeds.

CONSIDERATION

This property has been held by the City of Garland since September of 2011. Pursuant to Section 34.05 of the Texas Property Tax Code it may be resold to a private entity with the approval of the governing body.

Attachments

905 Trellis - Offer

905 Trellis - Resolution

905 Trellis - Deed

905 Trellis - Map and Picture



J. DOUGLAS BURNSIDE
Attorney at Law
1919 S. Shiloh Rd, Ste 310, LB 40
Garland, Texas 75042
p: 972-278-8282
f: 972-278-8222
w: www.pbfcml.com

November 21, 2019

Mr. Corey Worsham
Tax Assessor/Collector
City of Garland
217 N. 5th Street
Garland, Texas 75040

Via electronic-mail

Re: Offer from JMR Construction to purchase
905 Trellis Circle, Garland, Texas

Dear Mr. Worsham:

JMR Construction has offered to purchase 905 Trellis Circle, Garland, Texas (BEING LOT 11, BLOCK 1, ROSEWOOD TERRACE ADDITION, aka 905 TRELLIS CIRCLE, CITY OF GARLAND, DALLAS COUNTY, TEXAS, AS RECORDED IN VOLUME 2004180, PAGE 7222, OF THE DALLAS COUNTY DEED RECORDS) for \$22,000.00. In addition to that amount, all post-judgment taxes for the years 2010-2011 will be paid at closing. The total amount of post-judgment taxes will be approximately \$1,527.40 of which the City of Garland will receive approximately \$425.70.

This property was sold at a Sheriff's Sale on September 6, 2011 pursuant to delinquent tax collection suit number TX09-40225. There were no bidders and the property was struck off to the City of Garland for itself and on behalf of the other taxing jurisdictions. The property was struck off for the assessed value in the judgment, \$14,000.00.

The property's most recent value according to the Appraisal District is \$22,000.00. The total judgment amount was \$25,434.96, which includes taxes, penalties and interest, abatement liens, costs of court, and costs of sale.

Pursuant to the Texas Property Tax Code, City reimbursement for post-sale maintenance, court costs and costs of sale must be paid first out of the proceeds of a resale. Those expenses and costs total \$7,456.06. The remainder would be distributed to the taxing jurisdictions pro-rata. A breakdown of amounts each taxing entity will receive is enclosed.

Because the sale price is greater than the assessed value of the property in the Judgment, this sale meets the criteria of §34.05(h) and does not require the consent of the other taxing units in the Judgment.

If the City decides to accept this offer, enclosed for execution is a Special Warranty Deed our office prepared for this resale. When the Deed is executed, please return it to me so that I may finalize the transaction.

If you have any questions or need additional information, please do not hesitate to call me.

Sincerely,

A handwritten signature in blue ink, appearing to read "J. Douglas Burnside", is written over a light gray rectangular background.

J. Douglas Burnside

Enclosure

Exhibit A
Re-sale Disbursement Worksheet

CAD Acct #:	26501500010110000
Property address:	905 Trellis Circle
Cause No.:	TX09-40225
Offer Amount:	\$22,000.00
DCAD Value:	\$22,000.00
Judgment Date:	January 20, 2011
Sheriff's Sale Date:	September 6, 2011
Judgment amount:	GISD 2005-2009 taxes \$5,035.02 (54.5%)
	City 2005-2009 taxes \$2,281.41 (24.7%)
	County 2005-2009 taxes \$1,917.78 (20.8%)
Total Judgment for Taxes:	\$9,234.21
City Abatement Liens:	\$9,901.20
Court costs:	\$3,393.30
Sheriff's fees for sale:	\$2,225.88
Publication fees for sheriff's sale, paid by Perdue Brandon:	\$336.88
Total Costs:	\$5,956.06

Funds to be disbursed as follows:

1.	Dallas County District Clerk	\$3,393.30
2.	Dallas County Sheriff	\$2,225.88
3.	Perdue Brandon Fielder Collins & Mott, LLP	\$336.88
4.	City of Garland (administrative fee)	\$1,500.00
5.	City of Garland (Pro-rata Judgment tax year distribution)	\$3,593.24
6.	Garland ISD (Pro-rata Judgment tax year distribution)	\$7,930.19
7.	Dallas County (Pro-rata Judgment tax year distribution)	\$3,020.51
	TOTAL Judgment Distribution	\$22,000.00

Post Judgment Distribution:

8.	City of Garland (Post Judgment tax year distribution)	\$425.70
9.	Garland ISD (Post Judgment tax year distribution)	\$725.69
10.	Dallas County (Post Judgment tax year distribution)	\$376.01
	TOTAL Post Judgment Distribution	\$1,527.40

	TOTAL Distribution	\$23,527.40
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RESOLUTION NO. _____

A RESOLUTION AGREEING TO THE SALE OF CERTAIN PROPERTY LOCATED WITHIN THE CITY OF GARLAND AND OWNED BY TAXING AUTHORITIES INCLUDING THE CITY OF GARLAND AS THE RESULT OF A TAX SALE; AUTHORIZING THE MAYOR TO EXECUTE A DEED WITHOUT WARRANTY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, taxing entities including the City of Garland, Texas, have become owners of certain real property by virtue of a foreclosure sale conducted pursuant to an order of the 134th Judicial District Court of Dallas County, Texas in cause number TX09-40225, and

WHEREAS, it is to the benefit of all taxing entities that the property ultimately be returned to the tax rolls

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

Section 1

That City does hereby consent to the sale of property commonly known as 905 Trellis Circle, situated in the City of Garland, County of Dallas, State of Texas to wit:

BEING LOT 11, BLOCK 1, ROSEWOOD TERRACE ADDITION, aka 905 TRELLIS CIRCLE, CITY OF GARLAND, DALLAS COUNTY, TEXAS, AS RECORDED IN VOLUME 2004180, PAGE 7222, OF THE DALLAS COUNTY DEED RECORDS (the "Property").

Section 2

That the Mayor is hereby authorized to execute a deed without warranty in the form and substance of that attached hereto as Exhibit "A".

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 _____, 2021.

CITY OF GARLAND, TEXAS

Mayor

ATTEST:

City Secretary

DEED WITHOUT WARRANTY

THE STATE OF TEXAS §
 § KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF DALLAS §

That the **City of Garland**, a Texas home-rule municipality ("Grantor"), for and in consideration of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration to Grantor, the receipt and sufficiency of which is hereby acknowledged, paid in hand by **JMR Construction, P.O. Box 3603, McKinney, TX 75070** ("Grantee"), has GRANTED, SOLD and CONVEYED, and by these presents does GRANT, SELL and CONVEY unto Grantee that certain lot, tract, or parcel of land, commonly known as **905 Trellis Circle**, situated in the City of Garland, County of Dallas, State of Texas, to wit:

**BEING LOT 11, BLOCK 1, ROSEWOOD TERRACE
ADDITION, aka 905 TRELLIS CIRCLE, CITY OF GARLAND,
DALLAS COUNTY, TEXAS, AS RECORDED IN VOLUME
2004180, PAGE 7222, OF THE DALLAS COUNTY DEED
RECORDS (the "Property").**

This Deed Without Warranty is subject to:

- (i) any and all visible and apparent easements and encroachments, whether of record or not;
- (ii) any and all covenants, conditions, reservations, restrictions, exceptions, easements, rights-of-way, mineral interests, mineral leases, or other instruments of record applicable to the land or any part thereof;
- (iii) rights of the public to any portion of the above described property lying within the boundaries of dedicated or existing roadways or which may be used for road or street purposes;
- (iv) rights of parties in possession; and
- (v) any right of redemption as specified in Chapter 34, Subchapter B, Texas Property Tax Code.

It is understood and agreed that Grantor is not making any warranties or representations of any kind or character, express, implied or statutory, with respect to the Property, its physical condition or any other matter or thing relating to or affecting the Property and that the Property is being conveyed and transferred to Grantee "AS IS, WHERE IS, AND WITH ALL FAULTS." Grantor does not warrant or make any representations, express or implied, as to fitness for a particular purpose, merchantability, design, quantity, physical condition, operation compliance with specifications, absence of latent defects or compliance with laws and regulations (including, without limitation, those relating to zoning, health, safety and the environment) or any other matter affecting the Property.

THIS DEED IS MADE WITHOUT WARRANTY, EXPRESS OR IMPLIED, AND GRANTOR EXPRESSLY DISCLAIMS, EXCEPTS AND EXCLUDES ANY AND ALL WARRANTIES OF TITLE OR OTHERWISE FROM THIS CONVEYANCE, INCLUDING, WITHOUT LIMITATION, ANY WARRANTIES ARISING UNDER COMMON LAW OR STATUTE.

The intent of this Deed Without Warranty is to transfer the Property foreclosed on by the Grantor taxing jurisdictions in Cause TX09-40225 in the 134th Judicial District Court, Dallas County, Texas, and no more.

When the context requires, singular nouns and pronouns include the plural.

TO HAVE AND TO HOLD the Property, together with all and singular the rights and appurtenances thereto and in anywise belonging unto Grantee, his heirs, successors and assigns forever; **WITHOUT WARRANTY AND SUBJECT IN ALL RESPECTS TO THE DISCLAIMERS SET FORTH ABOVE.**

EXECUTED on the dates set forth in the acknowledgements below, to be EFFECTIVE on the _____ day of _____ 20__.

GRANTOR:

CITY OF GARLAND, a Texas home-rule
municipality

By: _____

Title: _____

THE STATE OF TEXAS §
 §
COUNTY OF DALLAS §

The foregoing instrument was acknowledged before me on the _____ day of _____, 20__, by _____, in his capacity as Mayor of the City of Garland.

NOTARY PUBLIC, STATE OF TEXAS

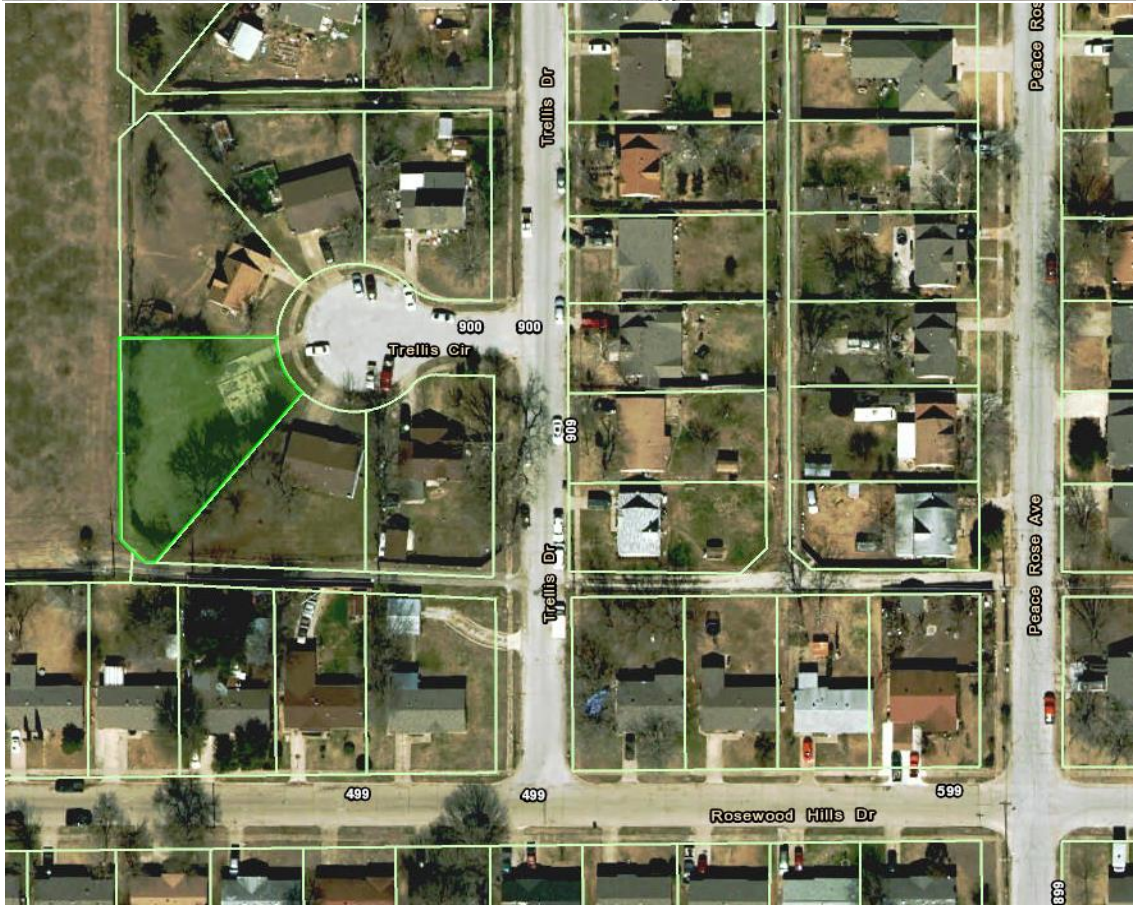
PRINTED NAME OF NOTARY

MY COMMISSION EXPIRES:

905 E Trellis Circle Map and Pic



Google





GARLAND POLICY REPORT

City Council Work Session Agenda

3. f.

Meeting Date: June 7, 2021
Item Title: Sale of Property - 610 Parker Circle
Submitted By: Corey Worsham, Tax Administrator
Strategic Focus Areas: Vibrant Neighborhoods and Commercial Centers
Sound Governance and Finances

ISSUE

The City of Garland has received an unsolicited offer from Jose G. Lopez & Erika Ontiveros related to the purchase of City owned property obtained through a 2019 Sheriff's Sale. Jose G. Lopez & Erika Ontiveros has presented an offer of \$40,000.00 for the property located at 610 Parker Circle. In addition to this amount, Jose G. Lopez & Erika Ontiveros has agreed to pay post-judgment taxes at the time of closing. The total amount of post-judgment taxes will be approximately \$2,198.17. If approved, the City of Garland will receive approximately \$9,882.56 in proceeds from this sale.

OPTIONS

The City Council may:

1. Approve the sale of 610 Parker Circle to Jose G. Lopez & Erika Ontiveros and provide an executed deed without warranty, or
2. Deny the offer presented by Jose G. Lopez & Erika Ontiveros.

RECOMMENDATION

Staff recommends the City Council accept the offer and sell the property to Jose G. Lopez & Erika Ontiveros. Unless otherwise directed by Council, this item will be scheduled for formal consideration at the June 22, 2021 Regular Meeting.

BACKGROUND

The property was struck off to the City of Garland at the Dallas County Sheriff's Sale in January of 2019. In accordance with Section 34.05 of the Texas Property Tax Code, the offer meets minimum bid requirements and does not require the consent of other taxing entities. If the sale is approved, the City of Garland will accept payment on behalf of all entities and disperse all sale proceeds.

CONSIDERATION

This property has been held by the City of Garland since January of 2019. Pursuant to Section 34.05 of the Texas Property Tax Code it may be resold to a private entity with the approval of the governing body.

Attachments

610 Parker - Resolution

610 Parker - Offer

610 Parker - Deed

610 Parker - Map and Picture

RESOLUTION NO. _____

A RESOLUTION AGREEING TO THE SALE OF CERTAIN PROPERTY LOCATED WITHIN THE CITY OF GARLAND AND OWNED BY TAXING AUTHORITIES INCLUDING THE CITY OF GARLAND AS THE RESULT OF A TAX SALE; AUTHORIZING THE MAYOR TO EXECUTE A DEED WITHOUT WARRANTY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, taxing entities including the City of Garland, Texas, have become owners of certain real property by virtue of a foreclosure sale conducted pursuant to an order of the 298th Judicial District Court of Dallas County, Texas in cause number TX16-02077 combined with TX99-40721 and TX97-40849, and

WHEREAS, it is to the benefit of all taxing entities that the property ultimately be returned to the tax rolls

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

Section 1

That City does hereby consent to the sale of property commonly known as 610 Parker Circle, situated in the City of Garland, County of Dallas, State of Texas to wit:

LOT 12, BLOCK 6, RAINBOW ESTATES NO. 5 ADDITION, AKA 610 PARKER CIR., CITY OF GARLAND, TEXAS AS RECORDED IN VOLUME 82022, PAGE 2232, OF THE DALLAS COUNTY DEED RECORDS (the "Property").

Section 2

That the Mayor is hereby authorized to execute a deed without warranty in the form and substance of that attached hereto as Exhibit "A".

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 _____, 2021.

CITY OF GARLAND, TEXAS

Mayor

ATTEST:

City Secretary



J. DOUGLAS BURNSIDE
Attorney at Law
1919 S. Shiloh Rd, Ste 310, LB 40
Garland, Texas 75042
p: 972-278-8282
f: 972-278-8222
w: www.pbfcmlaw.com

November 13, 2019

Mr. Corey Worsham
Tax Assessor/Collector
City of Garland
217 N. 5th Street
Garland, Texas 75040

Via electronic-mail

Re: Offer from Jose G. Lopez & Erika Ontiveros to purchase
610 Parker Circle, Garland, Texas

Dear Mr. Worsham:

Jose G. Lopez & Erika Ontiveros have offered to purchase 610 Parker Circle, Garland, Texas (LOT 12, BLOCK 6, RAINBOW ESTATES NO. 5 ADDITION, AKA 610 PARKER CIR., CITY OF GARLAND, TEXAS AS RECORDED IN VOLUME 82022, PAGE 2232, OF THE DALLAS COUNTY DEED RECORDS) for \$40,000.00. In addition to that amount, all post-judgment taxes for the years 2017-2019 will be paid at closing. The total amount of post-judgment taxes will be approximately \$2,198.17 of which the City of Garland will receive approximately \$561.12.

This property was sold at a Sheriff's Sale on January 2, 2019 pursuant to delinquent tax collection suit number TX16-02077 combined with TX99-40721 and TX97-40849. There were no bidders and the property was struck off to the City of Garland for itself and on behalf of the other taxing jurisdictions. The property was struck off for the assessed value in the judgment, \$25,500.00.

The property's most recent value according to the Appraisal District is \$25,500.00. The total judgment amount was \$64,387.23, which includes taxes, penalties and interest, costs of court, and costs of sale.

Pursuant to the Texas Property Tax Code, City reimbursement for post-sale maintenance, court costs and costs of sale must be paid first out of the proceeds of a resale. Those expenses and costs total \$10,496.90. The remainder would be distributed to the taxing jurisdictions pro-rata. A breakdown of amounts each taxing entity will receive is enclosed.

Because the sale price is greater than the assessed value of the property in the Judgment, this sale meets the criteria of §34.05(h) and does not require the consent of the other taxing units in the Judgment.

If the City decides to accept this offer, enclosed for execution is a Special Warranty Deed our office prepared for this resale. When the Deed is executed, please return it to me so that I may finalize the transaction.

If you have any questions or need additional information, please do not hesitate to call me.

Sincerely,

A handwritten signature in blue ink, appearing to read "J. Douglas Burnside", is written over a light gray rectangular background.

J. Douglas Burnside

Enclosure

Exhibit A
Re-sale Disbursement Worksheet

CAD Acct #:	26468500060120000
Property address:	610 Parker Circle
Cause No.:	TX16-02077 with TX99-40721 and TX97-40849
Offer Amount:	\$40,000.00
DCAD Value:	\$25,500.00
Judgment Date:	July 20, 2017
Sheriff's Sale Date:	January 2, 2019
Judgment amount:	GISD 1986-2016 taxes \$11,326.36 (50.4%)
	City 1986-2016 taxes \$5,953.19 (26.5%)
	County 1986-2016 taxes \$5,176.37 (23.1%)
Total Judgment for Taxes:	\$22,455.92
City Abatement Liens:	\$31,208.67
Court costs:	\$5,819.34
Sheriff's fees for sale:	\$2,568.56
Publication fees for sheriff's sale, paid by Perdue Brandon:	\$609.00
Total Costs:	\$8,996.90

Funds to be disbursed as follows:

1.	Dallas County District Clerk	\$5,819.34
2.	Dallas County Sheriff	\$2,568.56
3.	Perdue Brandon Fielder Collins & Mott, LLP	\$609.00
4.	City of Garland (administrative fee)	\$1,500.00
5.	City of Garland (Pro-rata Judgment tax year distribution)	\$7,821.44
6.	Garland ISD (Pro-rata Judgment tax year distribution)	\$14,880.83
7.	Dallas County (Pro-rata Judgment tax year distribution)	\$6,800.83
	TOTAL Judgment Distribution	\$40,000.00

Post Judgment Distribution:

8.	City of Garland (Post Judgment tax year distribution)	\$561.12
9.	Garland ISD (Post Judgment tax year distribution)	\$1,114.18
10.	Dallas County (Post Judgment tax year distribution)	\$522.87
	TOTAL Post Judgment Distribution	\$2,198.17

	TOTAL Distribution	\$42,198.17
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DEED WITHOUT WARRANTY

THE STATE OF TEXAS §
 § KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF DALLAS §

That the **City of Garland**, a Texas home-rule municipality ("Grantor"), for and in consideration of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration to Grantor, the receipt and sufficiency of which is hereby acknowledged, paid in hand by **Jose G. Lopez & Erika Ontiveros, 414 N. Yale Drive, Garland, TX 75042** ("Grantee"), has GRANTED, SOLD and CONVEYED, and by these presents does GRANT, SELL and CONVEY unto Grantee that certain lot, tract, or parcel of land, commonly known as **610 Parker Circle**, situated in the City of Garland, County of Dallas, State of Texas, to wit:

**LOT 12, BLOCK 6, RAINBOW ESTATES NO. 5 ADDITION,
AKA 610 PARKER CIR., CITY OF GARLAND, TEXAS AS
RECORDED IN VOLUME 82022, PAGE 2232, OF THE DALLAS
COUNTY DEED RECORDS (the "Property").**

This Deed Without Warranty is subject to:

- (i) any and all visible and apparent easements and encroachments, whether of record or not;
- (ii) any and all covenants, conditions, reservations, restrictions, exceptions, easements, rights-of-way, mineral interests, mineral leases, or other instruments of record applicable to the land or any part thereof;
- (iii) rights of the public to any portion of the above described property lying within the boundaries of dedicated or existing roadways or which may be used for road or street purposes;
- (iv) rights of parties in possession; and
- (v) any right of redemption as specified in Chapter 34, Subchapter B, Texas Property Tax Code.

It is understood and agreed that Grantor is not making any warranties or representations of any kind or character, express, implied or statutory, with respect to the Property, its physical condition or any other matter or thing relating to or affecting the Property and that the Property is being conveyed and transferred to Grantee "AS IS, WHERE IS, AND WITH ALL FAULTS." Grantor does not warrant or make any representations, express or implied, as to fitness for a particular purpose, merchantability, design, quantity, physical condition, operation compliance with specifications, absence of latent defects or compliance with laws and regulations (including, without limitation, those relating to zoning, health, safety and the environment) or any other matter affecting the Property.

THIS DEED IS MADE WITHOUT WARRANTY, EXPRESS OR IMPLIED, AND GRANTOR EXPRESSLY DISCLAIMS, EXCEPTS AND EXCLUDES ANY AND ALL WARRANTIES OF TITLE OR OTHERWISE FROM THIS CONVEYANCE, INCLUDING, WITHOUT LIMITATION, ANY WARRANTIES ARISING UNDER COMMON LAW OR STATUTE.

The intent of this Deed Without Warranty is to transfer the Property foreclosed on by the Grantor taxing jurisdictions in Cause TX16-02077 combined with TX99-40721 and TX97-40849 in the 298th Judicial District Court, Dallas County, Texas, and no more.

When the context requires, singular nouns and pronouns include the plural.

TO HAVE AND TO HOLD the Property, together with all and singular the rights and appurtenances thereto and in anywise belonging unto Grantee, his heirs, successors and assigns forever; **WITHOUT WARRANTY AND SUBJECT IN ALL RESPECTS TO THE DISCLAIMERS SET FORTH ABOVE.**

EXECUTED on the dates set forth in the acknowledgements below, to be EFFECTIVE on the _____ day of _____ 20__.

GRANTOR:

CITY OF GARLAND, a Texas home-rule
municipality

By: _____

Title: _____

THE STATE OF TEXAS §
 §
COUNTY OF DALLAS §

The foregoing instrument was acknowledged before me on the _____ day of _____, 20__, by _____, in his capacity as Mayor of the City of Garland.

NOTARY PUBLIC, STATE OF TEXAS

PRINTED NAME OF NOTARY

MY COMMISSION EXPIRES:

610 Parker Circle Map and Picture





GARLAND
CITY COUNCIL ITEM SUMMARY SHEET

City Council Work Session Agenda

4. a.

Meeting Date: June 7, 2021

Item Title: TxDOT Update on LBJ East Project

Submitted By: Paul Luedtke, Transportation Director

Summary of Request/Problem

At the request of Council Member BJ Williams and former Council Member Ricky McNeal, TxDOT will provide an update on the current status of the LBJ East project.

Recommendation/Action Requested and Justification

Council discussion.



**GARLAND
CITY COUNCIL ITEM SUMMARY SHEET**

City Council Work Session Agenda

4. b.

Meeting Date: June 7, 2021

Item Title: Interview for Appointment to the North Texas Municipal Water District Board

Submitted By: Rene Dowl, City Secretary

Summary of Request/Problem

Information was posted on the City's website for 21 days in order to provide an opportunity for citizens to apply for the North Texas Municipal Water District Board position. At the close of the notice period on Monday, May 24, one applicant: Don Gordon, responded. An interview has been scheduled for the June 7, 2021 Work Session.

Council is scheduled to formally appoint a representative to the North Texas Municipal Water District Board at the June 8, 2021 Regular Meeting.

Recommendation/Action Requested and Justification

Candidate interview.

Attachments

Don Gordon Application

Don Gordon Letter of Interest



GARLAND

TEXAS MADE HERE

Application for City of Garland Boards/Commissions/Committees

Please Type or Print Clearly:

Date: APRIL 6, 2021

Name: DON G. GORDON

Phone: n/a

Address: 6 DUNROBIN

Phone: [REDACTED] (Home)

City, State, Zip: GARLAND

Phone: [REDACTED] (Other)

Email: [REDACTED]

Resident of Garland for 60+ years

Resident of Texas for 70 years

DOB [REDACTED]

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 have served 12 years on the "North Texas Municipal Water District" in numerous capacities.

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

Dallas Area Rapid Transit Board, Board of Adjustments, Planning and Zoning, Charter Review Committee

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

Advisory Board of Hope Clinic, Bond Study Committee, Downtown Advisory committee, Garland Crime S

What is your educational background?

Business Degree, Texas A&M Commerce, TX

What is your occupational experience?

Business Owner for over 40 years. President of nine Corporations or LLCs

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

Board or Commission of first (1st), second (2nd), and third (3rd) choice:

☐ Board of Adjustment

☐ Community Multicultural Commission

☐ Environmental and Community Advisory Board

☐ Garland Cultural Arts Commission

☐ Garland Youth Council **

☐ Library Board

☐ Parks and Recreation Board

☐ Plan Commission *

☐ Property Standard Board

☐ Senior Citizens Advisory Committee

☐ TIF Downtown

☐ TIF Medical District

☐ TIF South

☐ Unified Building Standards Commission

Return completed application to:

City Secretary's Office
200 North Fifth Street
Garland, TX 75040
Fax: 972-205-2504
Email: rdow1@GarlandTx.gov

*Plan Commission members must live in district

** Garland Youth Council has a separate application

Revised 02/2020

DON G. GORDON
6 DUNROBIN
GARLAND, TX 75044

April 6, 2021

Hon. Scott Lemay, Mayor
City of Garland
200 N Fifth Street
Garland, TX 75040

City of Garland Council Members
200 N Fifth Street
Garland, TX 75040

Re: Application for Re-appointment as Board Member of North Texas Municipal Water District

Dear Mayor and Council Members,

Please consider this letter my request to be reappointed to the North Texas Municipal Water District's Board of Directors. I have truly enjoyed the time that I have served on this Board. I believe reliable water service is critical to Garland's success, and I believe my service has contributed to the Water District's ability to supply water not only to the citizens of Garland, but also to the 1.9 million people in the district's service area.

I was appointed to the NTMWD Board of Directors on July 7, 2009, by the Garland City Council. Since then I have served in the following capacities:

- Served in a leadership role as an officer of the Board of Directors as follows:
 - Board of Director's President, 2019 – 2020;
 - Board of Director's Vice President, 2018 – 2019;
 - Board of Director's Secretary, 2017 – 2018.
- Served on all standing Board of Director's committees (except Solid Waste); as follows:
 - Finance Committee for five years;
 - Executive, Water, Wastewater and Legislative Committees for four years, including Chairman of Executive Committee;
 - Policy and Insurance Committees for two years, including Chairman of both;
 - Personnel Committee for one year;
 - Appointed to serve on the newly created standing Real Estate Committee in 2020;
 - Appointed to serve on the John Bunker Hunt Wetland Center's Board of Directors.
- Currently serving as Chairman of the team to develop a recommended slate of officers for the Board of Directors for the upcoming year.

Milestones I have participated in during service
on the NTMWD Board of Directors:

- Continued to help guide the District to accomplish their vision of “*regional service through unity*” and their mission of “*providing high quality and dependable water, wastewater, and solid waste services in a cost-efficient manner*” during a global pandemic.
- In September 2020, helped to adopt a budget that kept wholesale water rates at the current level by opting to use reserves and reduce spending to help keep rates flat for cities facing financial impacts from COVID-19.
- Helped to make significant progress on Bois d’Arc Lake and its components, which are essential to providing drinking water to the growing region the District serves.
- Helped to approve a historic wholesale water service contract agreement with the 13 Member Cities, with the new cost-sharing structure being phased in during 2021. The agreement gradually adjusts the amount that cities currently pay to a rolling average that more closely aligns with their actual consumption, with the goal of having this transition complete in 2033. The agreement incentivizes water conservation.

There are many ongoing opportunities in which I believe I can help.

Ongoing opportunities

- Appointing the committee for the selection of the incoming Executive Director;
- Working to build stronger relationships between NTMWD and its Member Cities and Customers;
- Completing the construction of the Bois d’Arc Lake project on time and within budget;
- Overseeing the planning, construction, and budget of Sister Grove Regional Water Resource Recovery Facility;
- Working with the Board and Committees on the customer contract methodology and the customer rate differential.

Major on-going projects

Bois d’Arc Lake Project

- Project will help meet water demands through 2040.
- Work includes a 2-mile-long, 90-foot high dam, a raw water intake structure, raw water pump station, 60-miles of pipeline, a new water treatment plant in Leonard, a lake operations center, 11 miles of state and county roads and bridges, three public boat ramp areas, and a 17,000 acre environmental mitigation site.
- \$1.6 billion project.
- Construction is on schedule and staff expects to provide treated water from Bois d’Arc Lake in late Spring 2022.

Sister Grove Regional Water Resource Recovery Facility

- Project will help meet projected growth in the Upper East Fork Interceptor System service area, which growth is projected to exceed the existing facilities’ capacity by 2023.
- The facility will initially treat an average annual daily flow of 16 MGD.

- The Texas Water Development Board approved \$459 million in low-interest state funding for Phases I & II of the project, which is expected to save \$160.5 million in interest costs.
- Construction work is underway with excavation on-going.
- Completion is expected in late 2023.

South Mesquite Regional WWTP Expansion

- Project will include expanding and making improvements to peak flow capacity and expand the average annual daily capacity by 8 MGD to 41 MGD.
- Work will include adding peak flow basins and an effluent pump station. The plant's peak flow capacity would increase to 102.5 MGD.
- Approximately \$120 million project for Phases I & II.
- Staff expects to hire a CMAR (Construction Manager At-Risk) within the next 2-3 months and expects work on the peak flow improvements to begin within a year. The 8 MGD expansion will begin about a year after the peak flow improvements.

South Mesquite Regional WWTP Upgrades

- Project increased the filtration capacity and converted from chlorine disinfection to ultraviolet (UV) disinfection to meet regulatory requirements and improve plant safety.
- Work included the installation of a UV basin and UV equipment to disinfect treated water, construction of a new electrical building, and the addition of new cloth-media disc filters which replaced older filter technology.
- \$10 million
- Substantial completion was August 2020

Wilson Creek Regional WWTP Expansion

- Project provided an additional 8 MGD average daily flow capacity, increasing the plant's total treatment capacity to 64 MGD.
- \$54 million expansion.
- Completed in June 2020.

Wylie Water Operations Center

- Project provided a modern control room for the regional water system to replace the previous building built in the 1950's.
- The facility included office space, a training room, a small lab, and a portion of the building was hardened to withstand severe weather.
- \$11.9 million project.
- The building opened for staff in January 2021.

Wylie Water Treatment Plant IV Expansion

- Project increases treatment capacity for the regional water system to meet future water demands.
- 70 MGD expansion increases total treatment capacity at all four plants in Wylie to 840 MGD.
- \$87 million project.
- Substantial completion was achieved in November 2020. Final completion is expected in the next couple of months.

Wylie Water Treatment Plant 1 Rehab

- Project rehabilitates the 65-year-old water treatment plant and brings it up to modern standards, fully utilizing the capacity of existing storage at the Wylie Water Treatment Plant.

- Work includes constructing two new 35 MGD sedimentation basins, rapid mix station, pumping units, and pipelines, and replacing the junction gates, influent gates, and isolation valves.
- \$21 million project.
- Substantial completion was achieved in November 2020. Final completion is expected in the next few months.

Trinity River Main Stem Pump Station and Pipeline

- Project increased the District's available water supply.
- Allows up to 100 MGD of water from the Trinity River to be diverted to the East Fork Water Reuse Project (wetlands) for natural filtering and pumping to Lavon Lake.
- \$120 million project.
- Completed June 2020.
- Awarded the American Public Works Association Texas Chapter Project of the Year for 2020.

South System Air Valve Improvements Phases I & II

- Project will make improvements to upgrade installations to current TCEQ requirements. Requirements for air valves have changed since these were originally constructed.
- Work includes replacing nearly 200 combination air valves, upsizing manholes, and providing air venting at each location.
- The South System of the water transmission system includes Garland.
- \$6.63 million project.
- Completion expected by end of April 2021.

The NTMWD is a huge operation with 800+ employees and an annual budget of \$550,000,000. As you can see from the above, there is much work left to do.

I am proud of my participation and contribution as a Director of North Texas Municipal Water District, and I ask you to reappoint me to the North Texas Municipal Water District's Board of Directors.

Sincerely,



Don Gordon
6 Dunrobin
Garland, Texas 75044





**GARLAND
CITY COUNCIL ITEM SUMMARY SHEET**

City Council Work Session Agenda

4. c.

Meeting Date: June 7, 2021

Item Title: Development Services Committee Report

Submitted By: Will Guerin, Planning Director

Summary of Request/Problem

Council Member Dylan Hedrick, Chairman of the Development Services Committee, and Planning Director Will Guerin will provide a committee report on the following items assigned to the committee:

- Consider a Historic or Iconic Signs Ordinance
- Review GDC regulations regarding carport pole cladding

A draft historic signs ordinance, as recommended by the Development Services Committee, is attached for the Council's review.

Recommendation/Action Requested and Justification

Council discussion.

Attachments

Draft Historic Signs Ordinance

ORDINANCE NO.

AN ORDINANCE AMENDING IN PART CHAPTER 4, ARTICLE 5, "SIGNS," OF THE GARLAND DEVELOPMENT CODE OF THE CITY OF GARLAND, TEXAS, BY ADDING A SECTION 4.79, "HISTORIC SIGNS,"; PROVIDING A SAVINGS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

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

Section 1

That Chapter 4, Article 5, "Signs," of the Garland Development Code of the City of Garland, Texas, is hereby amended by addition to read as follows:

"Section 4.79 Historic Signs

(A) Purpose. The City values and recognizes that historical signs foster civic pride in the history of the City, support and stimulate business and industry, strengthen the economy of the City, enhance the quality of life for all citizens, and contribute to the overall positive nature of the community. Therefore, upon application by the property owner or owner of the sign, and pursuant to the criteria and procedures set out within this Section 4.79, a sign may be designated as an historic sign. A sign designated as an historic sign shall be exempt from the general sign regulations of this Article 5, except for applicable safety requirements and regulations that are expressly applicable to historic signs.

(B) Permit Required. No sign shall be considered an historic sign for the purposes of this Section 4.79 without first being designated as an historic sign by City Council and subsequently issued an historic sign permit by the Building Official.

(C) Application for an Historic Sign Permit. For a sign to be designated as an historic sign and qualify for an historic sign permit, the applicant must file a written application with the Building Official, in a form provided by the City, and include a site plan, elevations of the sign, engineering drawings when determined necessary by the Building Official,

and any additional information necessary to determine if the proposed sign meets the minimum criteria to qualify as an historic sign.

(D) Criteria. In order to be designated as an historic sign, an applicant must provide sufficient evidence demonstrating that the sign meets all of the following criteria:

(1) *Materials, technology, and design*. The sign must be architecturally and aesthetically representative of a period of construction that existed fifty (50) years prior to the date of the time the application is submitted by the applicant. An historic sign may use newer technologies (e.g., LED lighting) so long as it retains its overall historic character.

(2) *Integrity*. The sign must retain the majority of its character-defining features (materials, technologies, structure, colors, shapes, symbols, text, and/or art) that have historical significance, or are integral to overall sign design, or convey historical or regional context. If character-defining features have been altered or removed, the majority of the features must have the potential to be restored to their historic function and appearance.

(3) *Safety*. The sign must be structurally safe or can be made safe without substantially altering its historical appearance.

(4) *Location*. The sign may not be a billboard, unless approved in accordance with subsection E.

(5) *Date of Construction*. The sign must have been originally constructed more than fifty (50) years before the date of application.

(E) Issuance of Historic Sign Permit. The Building Official is the responsible official for processing a historic sign application and issuing a sign permit upon recommendation of the Plan Commission and an affirmative vote for approval by 5 members of the City Council. The City Council may approve a sign that was originally constructed over twenty-five (25) years (but less than fifty (50) years) before the date of application as an historic sign with an affirmative vote of 7 members of the City Council.

(F) Fees. The non-refundable fee for an historic sign permit shall be the same for "Signs-New, repair or reface attached or detached," provided for in the Fee Schedule of Section 30.301 of the City Code.

(G) Improper Designation; Failure to Properly Maintain Historic Sign.

(1) *Suspension or Revocation of Sign Permit.*

(a) The Building Official may suspend or revoke any sign permit issued under the provisions of this article upon a determination that the permit was issued in error or on the basis of incorrect or false information, whenever the permit was issued in violation of any of the provisions of this article or any other ordinance of the City or any state or federal law, or when the historic sign no longer meets the criteria upon which the permit was issued.

(b) The suspension or revocation is effective immediately upon written notice being personally delivered or mailed to the person to whom the sign permit was issued at the address provided by the applicant in the respective sign permit application, to the owner or benefactor of the sign, or to the owner of the premises upon which the sign is located.

(c) If the sign approved as an historic sign has not been repaired, restored, constructed, or relocated within six (6) months after designation is granted, the designation and permit shall expire.

(d) Any sign installed under a revoked historic sign permit must be removed by the permit holder, sign owner, or property owner within fifteen calendar days following the mailing of the written notice of the revocation.

(e) If an historic sign permit is issued for a historic sign in existence on the date of

enactment of this Section, the permit will be valid for the life of the sign so long as the sign maintains compliance with requirement of this Section.

(2) *Appeal*. The owner of the sign or the owner of the premises upon which the sign is located may appeal the decision of the Building Official to revoke or suspend an historic sign permit to the City Council. The appeal must be in writing and filed with the Building Official within ten (10) business days of the Building Official sending notice of the revocation or suspension.

(H) Repairs and Restoration.

(1) An historic sign may be repaired, restored, and/or adaptively reused if there is sufficient surviving fabric or sufficient historical documentation (photographs, postcards, permits, or other records) on which to base the treatment concept. An existing historic sign may be repaired, restored, or rehabilitated either in place, or off-site and then re-erected on site.

(2) An historic sign may be repaired or restored to any past appearance prior to fifty (50) years before the date of application. If the owner of an historic sign can provide documentation or physical evidence that the original design included intermittent lighting features (e.g., flashing, blinking, chasing or sequentially lit elements which create the appearance of movement) or moving parts, those sign elements may be repaired and restored.

(3) An historic sign that will be adaptively reused must retain, repair, or restore the majority of the character-defining features (e.g., materials, technologies, structure, colors, shapes, symbols, text, typography and/or artwork) that have historical significance, or are integral to the overall design of the sign, or convey historical or regional context. Changes to character-defining text are not allowed; any or all text that is not character defining can be changed. Changes to text must either match or be compatible with existing text or the text being

replaced, in terms of materials, letter size, font, and color.

(I) Relocating an Historic Sign. An historic sign may only be relocated under the following conditions:

(1) Where the historic sign is being relocated:

(a) to another location on the same premises;

(b) to another location that houses the same or similar businesses;

(c) to areas of similar character within a one mile radius of the present location; or

(d) to the original location of the sign.

(2) An historic sign may not be relocated to property zoned residential.

(3) Relocated detached historic signs must be located no less than ten (10) feet from the face of the curb or edge of pavement. Where there is no curb, the measurement shall be taken from the street property line.

(4) Relocated historic signs that project into the public right-of-way shall follow the rules and procedures of this Article, and shall follow the sign permitting process.

(J) A free-standing historic sign that was historically used to identify a multiple-building or multi-tenant shopping center, business park, or industrial, commercial, or office complex shall be treated as a Multi-tenant Complex Sign for calculating allowable sign face square footage on the premises.

Section 2

That Chapter 4 of the Garland Development Code 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 3

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

Section 4

That the terms and provisions of this Ordinance are severable and are governed by Sec. 1.07 of the Garland Development Code of the City of Garland, Texas.

Section 5

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 6

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

PASSED AND APPROVED this the ____ day of _____, 2021.

CITY OF GARLAND, TEXAS

Mayor

ATTEST:

City Secretary



**GARLAND
CITY COUNCIL ITEM SUMMARY SHEET**

City Council Work Session Agenda

4. d.

Meeting Date: June 7, 2021

Item Title: Transportation, Infrastructure and Mobility Committee Report

Summary of Request/Problem

Council Member Rich Aubin, Chair of the Transportation, Infrastructure and Mobility Committee, will provide a committee report on the following items:

- Sidewalk Participation Ordinance Revisions
- Street Hump Policy Revisions.

Recommendation/Action Requested and Justification

Council discussion.

Attachments

Sidewalk Participation Ordinance Presentation
Traffic Control Program Revisions Presentation
Sidewalk Participation Ordinance



Sidewalk Participation Ordinance Revision

Council Update – TIM Committee

June 7, 2021

Sidewalk Participation Ordinance

Old Ordinance



Responsibilities of Sidewalk Maintenance

- Residents interior to a subdivision or adjacent to a residential street are responsible for the sidewalk abutting their property. Single Family Residential is eligible for the City's Cost Share Program.
- Apartments, Commercial and Industrial properties are responsible for the sidewalks abutting their property and are not be eligible for the City's Cost Chare Program.
- Schools and Churches are responsible for the sidewalks abutting their property and are not eligible for the City's Cost Share Program.

Sidewalk Participation Program

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Adopted Program – July 2020

- Continue Cost Participation Program at 50/50 between the City and property owner.
- 15% Additional Reduction to the property owner for Homestead Exemption.
- 15% Additional Reduction to the property owner if located within Community Development Block Grant (CBDG) Area.
- 10% Additional Reduction to the property owner if Disabled (Social Security Disability).
- Maximum benefit to the property owner is a 90/10 participation by City and Property Owner.
- ***New Ordinance was adopted with the focus on Residential property owners. The Ordinance does not address Non-Residential properties.***

Recommendations



TIM Committee recommends the following revisions to Ordinance Sec. 31.138

Sec. 31.138 City participation in sidewalk reconstruction

(A) **Residential Properties.** The City may participate in the reconstruction provided monies are available for this program from bond funds. If monies are available, City participation in the cost of improvements shall be shared with the abutting **residential** property owner on a 50/50 basis-shared with the abutting property owner as follows:

- (1) Sidewalk improvements (when those costs are not included in a street improvement project): 50%;
- (2) The property owner of a qualifying project may receive additional reductions to his/her participation amount based on the following criteria:
 - (a) Property owner's share may receive an additional reduction of fifteen percent (15%) if property has a homestead exemption as recorded in the Dallas Central Appraisal District (DCAD) database.
 - (b) Property owner's share may receive an additional reduction of fifteen percent (15%) if property is located within a Community Development Block Grant (CDBG) geographical area as determined by the United States Department of Housing and Urban Development Community Development and current Census Data.
 - (c) Property owner's share may receive an additional reduction of ten percent (10%) if property owner is disabled or a person 65 years of age or older. Property owners claiming disability must provide a Social Security Administration Award letter to receive the ten (10%) reduction benefit.
 - (d) Property owner's share may receive a maximum benefit of a ninety percent (90%) City and ten percent (10%) Property Owner participation based on the total cost of the sidewalk repair/replacement costs should the property owner qualify for all three (3) reductions contained in subsection (A)(1)(a), (b), and (c).

Recommendations Cont.

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(B) Non-Residential Properties (Excluding Independent School Districts) The City may participate in the reconstruction provided monies are available for this program from bond funds. If monies are available, City participation in the cost of improvements shall be shared with the abutting property owner on a 90/10 basis, with the City's cost being 10% and the total aggregate cost of the City's share for all repairs/replacements not exceeding \$25,000 per property.

(C) Independent School District The City will not participate in the reconstruction of sidewalks abutting Independent School District properties.

(D) If the property owner's share of the cost of improvements is equal to or greater than the amounts shown below, payment may be made in not more than the corresponding number of equal monthly payments for that amount as shown below at an interest rate not to exceed the maximum interest rate allowed by law.

Property Owner's Share	Monthly Payment
\$250.00–\$499.00	36 equal monthly payments
\$500.00–\$999.00	48 equal monthly payments
\$1,000.00 and more	60 equal monthly payments

Sidewalks

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Questions/Discussion



Neighborhood Traffic Control Program Revisions

Council Update – TIM Committee

June 7, 2021

Neighborhood Traffic Control Program

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- Resident makes the request – location, # of humps
- Transportation Dept determines eligibility
 - No drainage issues
 - Spacing to intersections, manholes, fire hydrants, etc
 - Type F or G streets (includes collectors)
- Transportation Dept provides survey forms
- 80% approval required
- Residents pay \$700/hump
- City installs and maintains hump

Neighborhood Traffic Control Program – Proposed Revisions

- New Eligibility Requirement – Speed Study must show that there is a speeding problem
- Type F Streets no longer eligible (residential collectors)
- Type F Streets with existing speed humps to be grandfathered

Neighborhood Traffic Control Program – Future Item

- Transportation Department to study speed hump alternatives for Type F Streets with existing speed humps (including Country Club)

Neighborhood Traffic Control Program

Questions/Discussion

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(B) Non-Residential Properties (Excluding Independent School Districts) The City may participate in the reconstruction provided monies are available for this program from bond funds. If monies are available, City participation in the cost of improvements, shall be shared with the abutting property owner on a 90/10 basis, with the City's cost being 10% and the total aggregate cost of the City's share for all repairs/replacements not exceeding \$25,000 per property.

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\$250.00–\$499.00	36 equal monthly payments
\$500.00–\$999.00	48 equal monthly payments
\$1,000.00 and more	60 equal monthly payments

(Ordinance 4444, sec. 1, adopted 9/4/90; Ordinance 6678, sec. 1, adopted 3/4/14; Ordinance 7052, sec. 36, adopted 5/7/19; Ordinance 7154, sec. 10, adopted 7/7/20)

Secs. 31.139–31.144 Reserved