



# GARLAND

## AGENDA

### **CITY COUNCIL WORK SESSION**

**City of Garland**

**Work Session Room, City Hall**

**William E. Dollar Municipal Building**

**200 North Fifth Street**

**Garland, Texas**

**February 18, 2019**

**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.

**Regular Item:** These items generally require discussion between the Council and staff, boards, commissions, or consultants. These items are often accompanied by a formal presentation followed by discussion.

**[Public comment will not be accepted during Work Session  
unless Council determines otherwise.]**

**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. 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.*

**2. Written Briefings:**

**a. Police Contact Data**

*In accordance with the Texas "Racial Profiling" statute (Texas Code of Criminal Procedure Article 2.131 through 2.138), the Garland Police Department has been collecting police contact data for the purpose of identifying and responding to concerns regarding racial profiling since the statute's implementation in 2002. In accordance with the law, the Police Department is required to submit this report to the City Council by March 1st of each year for the data from the previous calendar year.*

**b. Optional Redemption of Tax Notes**

*When Council approved the issuance of \$12,195,000 Tax Notes, Series 2018 on September 18, 2018, it was contemplated that the City would exercise the call provision to redeem the notes prior to the scheduled maturity date of November 15, 2019. Staff requests Council consider approving a resolution to redeem the Tax Notes, Series 2018 as contemplated. Unless otherwise directed by Council, this item will be scheduled for formal consideration at the February 19, 2019 Regular Meeting.*

**c. 2018-19 Budget Amendment No. 1**

*Council is requested to approve Budget Amendment No. 1 as proposed. Unless otherwise directed by Council, this item will be scheduled for formal consideration at the March 5, 2019 Regular Meeting.*

**d. Joint Election Contract**

*Council is requested to approve a contract with Dallas County Elections to secure election services for all Garland registered voters for the May 4, 2019 General Election. Dallas County will provide the estimated cost for the election after February 20, 2018. Unless otherwise directed by Council, this item will be scheduled for formal consideration at the February 19, 2019 Regular Meeting.*

**e. Sale of Property - 450 East Kingsley Road**

*Council is requested to approve the sale of 450 East Kingsley Road to the Garland Foundation for Development and provide an executed deed without warranty. Unless otherwise directed by Council, this item will be scheduled for formal consideration at the February 19, 2019 Regular Meeting.*

**f. Sale of Property - 502 East Kingsley Road**

*Council is requested to approve the sale of 502 East Kingsley Road to the Garland Foundation for Development, Inc. and provide an executed deed without warranty. Unless otherwise directed by Council, this item will be scheduled for formal consideration at the February 19, 2019 Regular Meeting.*

**3. Verbal Briefings:**

**a. Preview of 2019 Proposed CIP**

*Staff will provide an overview of the 2019 Proposed Capital Improvement Program (CIP), which will be formally presented by the City Manager at the February 19, 2019, Regular City Council Meeting.*

**b. Hinton Landfill Permit Modification**

*The Site Operating Plan (SOP), Part IV of the operating permit issued by the Texas Commission on Environmental Quality (TCEQ) for the Hinton Landfill, must be modified due to an increase in waste acceptance rates. The waste acceptance rate was last modified in 2006. The SOP requires modification of waste acceptance rates if the maximum daily average is exceeded for four consecutive quarters. The 2006 modification set the maximum daily average of waste acceptance at 1,500 tons per day and that rate was exceeded each quarter over FY 2017/18. Staff will brief Council on the permit modification and public notification process.*

**c. Bond Program Public Education Plan**

*Multiple public education/information tools are being produced to educate voters about the upcoming bond election. The Public & Media Relations Director will provide an overview and a timeline for when those tools will be available.*

**d. Transportation Update**

*The Transportation Director will provide an update on recent developments regarding advancing the IH 635 East Project, SH 78 and I-30.*

**e. GRACE in Healing Hands**

*At the request of Council Member Deborah Morris and Mayor Lori Barnett Dodson, Council is requested to discuss a request to waive approximately \$100,000 in city permits and fees related to constructing a dental clinic on First Street and State Street. The clinic is being sponsored by Lavon Baptist Church and Dr. Grace Smart to serve those in the community that would otherwise not have access to dental care.*

**4. Discuss Appointments to Boards and Commissions**

**Council Member Jerry Nickerson**

- Jerry Carter - Parks & Recreation Board

**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**

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**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:

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**The City Council will convene in executive session pursuant to Sec. 551.074, to consider 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 involving the:**

- **Appointment of Jeffrey L. Bryan as Chief of Police of the Garland Police Department.**

**The City Council will convene in executive session under the provisions of Sec. 551.087, TEX. GOV'T CODE for 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.**

- **Potential development in the Shiloh-Jupiter area**

**7. Adjourn**



## **GARLAND POLICY REPORT**

### **City Council Work Session Agenda**

**2.a.**

**Meeting Date:** February 18, 2019  
**Item Title:** Police Contact Data  
**Submitted By:** Mitch Bates, Chief of Police  
**Strategic Focus Areas:** Safe Community

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### **ISSUE**

In accordance with the Texas “Racial Profiling” statute (Texas Code of Criminal Procedure Article 2.131 through 2.138), the Garland Police Department has been collecting police contact data for the purpose of identifying and responding to concerns regarding racial profiling since the statute's implementation in 2002. In accordance with the law, the Police Department is required to submit this report to the City Council by March 1st of each year for the data from the previous calendar year.

### **OPTIONS**

For discussion purposes only. No action is required by City Council.

### **RECOMMENDATION**

Staff recommends the City Council accepts the report as submitted.

### **BACKGROUND**

Chapter 2 of the Texas Code of Criminal Procedure includes a prohibition of “racial profiling” by peace officers. It requires that law enforcement agencies adopt a detailed written policy on racial profiling, and implement a process by which an individual may file a complaint if the individual believes that a police officer engaged in racial profiling with respect to that individual. In addition, the statute requires, among other things, that the department provide public education relating to the agency’s complaint process.

The Code of Criminal Procedure Article 2.131 – 2.1385 requires all agencies to report racial profiling data to the Texas Commission on Law Enforcement (TCOLE) as well as to their “governing body” (City Council).

The Garland Police Department has met all the requirements related to policies, procedures, and reporting requirements related to Racial Profiling.

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### **Attachments**

Racial Profiling General Order

2018 Traffic Stop Data

Racial Profiling Complaint Summary

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## RACIAL PROFILING

General Order # 20.08

Issued: December 31, 2001

Revised: December 12, 2017



- I. **PURPOSE:** The purpose of this policy is to unequivocally state that racial and ethnic profiling in law enforcement are totally unacceptable, to provide guidelines for officers to prevent such occurrences, and to protect our officers when they act within the dictates of the law and policy from unwarranted accusations.
- II. **DEFINITIONS:**
  - A. **Racial Profiling** - a law enforcement initiated action based on an individual's race, ethnicity, or national origin rather than on the individual's behavior or on information identifying the individual as having engaged in criminal activity.
  - B. **Reasonable Suspicion** - also known as articulable suspicion. Suspicion that is more than a mere hunch, but is based on a set of articulable facts and circumstances that would warrant a person of reasonable caution in believing that an infraction of the law has been committed, is about to be committed, or is in the process of being committed, by the person or persons under suspicion. This can be based on the observations of a police officer combined with his or her training and experience, and/or reliable information received from credible outside sources.
  - C. **Acts Constituting Racial Profiling** - are acts initiating law enforcement action, such as a traffic stop, a detention, a search, issuance of a citation, or an arrest based upon an individual's race, ethnicity, national origin or on the basis of racial or ethnic stereotypes, rather than upon the individual's behavior, information identifying the individual as having possibly engaged in criminal activity, or other lawful reasons for the law enforcement action.
  - C. **Race or Ethnicity** - means of a particular descent, including Alaska native or American Indian, Asian or Pacific Islander, black, white, and Hispanic or Latino.
  - D. **Motor Vehicle Stop** - means an occasion in which a peace officer stops a motor vehicle for an alleged violation of a law or ordinance.

**III. POLICY:**

It is the policy of the Garland Police Department to patrol in a proactive manner, to aggressively investigate suspicious persons and circumstances, and to actively enforce the motor vehicle laws, while insisting that citizens will only be stopped or detained when there exists reasonable suspicion to believe they have committed, are committing, or are about to commit, an infraction of the law. Racial Profiling by Garland Police Officers is totally unacceptable and is strictly prohibited in all areas, including traffic contacts, field contacts and in asset seizure and forfeiture efforts.

**IV. COLLECTION OF INFORMATION:**

- A. All motor vehicle stops will be recorded using departmentally approved audio and video equipment. (Reference General Order 30.17 Digital Video Evidence: Body-Worn Cameras, In-Car Cameras, & Interview Room Cameras)
- B. Every officer is required to record the following information, by either using a departmentally approved e-ticket writer or the department's racial profiling entry program, immediately after conducting a motor vehicle stop:
  - 1. The street address or approximate location of the stop.
  - 2. The initial reason for the stop.
  - 3. The physical description of any person operating the motor vehicle who is detained as a result of the stop, including:
    - a. The person's gender; and
    - b. The person's race or ethnicity, as stated by the person or, if the person does not state the person's name or ethnicity, as determined by the officer to the best of the officer's ability.
  - 4. Whether a search was conducted and, if so whether the individual detained consented to the search.
  - 5. Whether any contraband or other evidence was discovered in the course of the search and a description of the contraband or evidence,
  - 6. The reason for the search, including whether:
    - a. Any contraband or other evidence was in plain view;
    - b. Any probable cause or reasonable suspicion existed to perform the search; or
    - c. The search was performed as a result of the towing of the motor vehicle or the arrest of any person in the motor vehicle.
  - 7. Whether the officer knew the race or ethnicity of the individual detained before detaining that individual.
  - 8. Whether the officer made an arrest as a result of the stop or the search, including a statement of whether the arrest was based on a violation of the Penal Code, a violation of a traffic law or ordinance, or an outstanding warrant and a statement of the offense charged.

9. Whether the officer issued a verbal or written warning or a ticket or citation as a result of the stop,
10. Whether the officer used physical force that resulted in bodily injury during the stop.

**V. COMPLAINTS OF RACIAL PROFILING:**

- A. Any person may file a complaint with the Internal Affairs Unit of the department if they feel they have been stopped or searched based on racial profiling, and no person shall be discouraged, intimidated, or coerced from filing such a complaint, or discriminated against because they have filed such a complaint.
- B. Any officer or supervisor contacted by a person who wishes to file such a complaint shall refer the person to the Internal Affairs Unit by providing the name and phone number of the Internal Affairs Unit supervisor. The officer or supervisor shall also obtain the name and phone number of the person making the complaint, if they will provide it, and forward this information to the Internal Affairs Unit supervisor.
- C. The Internal Affairs Unit shall investigate complaints of racial profiling in the same manner as other complaints. If a complaint involves a stop in which a mobile video or audio recording was made, a copy of the recording will be promptly provided to the police officer who is the subject of the complaint on written request of the officer to the Chief of Police. A copy of the video and audio or audio record of the stop will be maintained until final disposition of the complaint. The Internal Affairs Unit will report the findings of the investigation in writing along with recommendations for disciplinary action or changes in policy, training, or tactics to the Chief of Police.
- D. Any officer found to have engaged in racial profiling in violation of this policy would be subject to corrective disciplinary action up to and including termination.

**VI. REVIEW PROCESS:**

A sample of the digital video recordings made by officers assigned to uniformed enforcement units will be reviewed quarterly by their Lieutenant. The Lieutenant will review five (5) consecutive recordings for each of their assigned officers on a randomly selected date for evidence of racial profiling. The date will be selected by the Racial Profiling Review Captain. In the case of an officer with less than five (5) motor vehicle stops on the selected date, the Lieutenant will continue to review consecutive days until five (5) motor vehicle stops are reviewed for the officer. Should the consecutive review run past the last day of the quarter, the Lieutenant will go back to the first day of the quarter and proceed until five (5) recordings have been reviewed.

A video review worksheet will be completed for each officer reviewed. The reviewing Lieutenant will forward the completed video review worksheets to their Captain who will review them and forward them to the Racial Profiling Review Captain. The Racial Profiling Review Captain will ensure that all Lieutenants have completed worksheets on their personnel. The Racial Profiling Review Captain will forward the worksheets to the Chief of Police with a cover sheet indicating the quarter under review and the randomly selected date of review. If concerns of racial profiling are noted by reviewing Lieutenant(s), the Racial Profiling Review Captain will brief the Chief of Police.

An annual review of agency practices, including citizen concerns, will be conducted at the direction of the Chief of Police.

**VII. TRAINING OF ENFORCEMENT PERSONNEL:**

The Garland Police Department shall meet the educational requirements related to racial profiling in the Occupations Code Section 1701.253 and 1701.402, established by the Texas Commission on Law Enforcement (T.C.O.L.E.) and all other mandated training. The Garland Police Academy will incorporate training on the issue of racial profiling in conjunction with the Basic Academy and mandated "Cultural Diversity" training for in-service personnel.

**VIII. PUBLIC EDUCATION:**

The Garland Police Department shall provide written material, in English and Spanish, detailing the department's compliment and complaint process. The material shall be available in the lobby of the police building and through the Office of Internal Affairs. The department will periodically highlight the complaint process through use of its community access cable television program and through general mailings in conjunction with utility billing.

Tickets, citations, or warnings issued by the Garland Police Department shall include the compliment and complaint process, including the department's telephone number, mailing address, and e-mail address.

**IX. ANNUAL REPORT TO THE STATE AND CITY:**

By March 1<sup>st</sup> of each year, the Chief of Police shall submit an annual report to the City Council and the Texas Commission on Law Enforcement that includes the information gathered during motor vehicle stops.

**X. PRIOR ORDERS:**

From and after the effective date of this order, it shall be in full force and effect and shall govern the operations of this department with regard to its subject matter. Former orders, policies, directives and memoranda relating to the subject matter are hereby specifically revoked and they shall be of no force and effect from and after the date of issuance of this order.



Mitchel L. Bates  
Chief of Police

*Index As:*      Pedestrian Stop / Profiling  
                     Profiling  
                     Traffic Stop / Profiling

# Garland Police Department

## Traffic Stop Data

January 1, 2018 to December 31, 2018



**Total Traffic Stops 46,698**

### Gender

|        |        |       |
|--------|--------|-------|
| Female | 17,819 | 38.2% |
| Male   | 28,879 | 61.8% |

### Was Contraband Discovered During Search

|     |       |       |
|-----|-------|-------|
| Yes | 1,186 | 45.8% |
| No  | 1,404 | 54.2% |

### Race

|                                 |        |       |
|---------------------------------|--------|-------|
| Asian/Pacific Islander          | 3,159  | 6.8%  |
| Black                           | 10,407 | 22.3% |
| Hispanic                        | 16,443 | 35.2% |
| Native American / Alaska Native | 126    | 0.3%  |
| White                           | 16,563 | 35.5% |

### Description of Contraband

|                 |     |       |
|-----------------|-----|-------|
| Drugs           | 566 | 47.7% |
| Currency        | 2   | 0.2%  |
| Weapons         | 29  | 2.4%  |
| Alcohol         | 122 | 10.3% |
| Stolen Property | 11  | 0.9%  |
| Other           | 456 | 38.4% |

### Race Known Prior to Stop

|     |        |       |
|-----|--------|-------|
| Yes | 1,748  | 3.7%  |
| No  | 44,950 | 96.3% |

### Result of the Stop

|                            |        |       |
|----------------------------|--------|-------|
| Arrest                     | 966    | 2.1%  |
| Citation                   | 32,024 | 68.6% |
| Citation and Arrest        | 650    | 1.4%  |
| Verbal Warning             | 11,008 | 23.6% |
| Written Warning            | 2,046  | 4.4%  |
| Written Warning and Arrest | 4      | 0.01% |

### Reason for Stop

|                           |        |       |
|---------------------------|--------|-------|
| Violation of Law          | 1,044  | 2.2%  |
| Pre-existing Knowledge    | 699    | 1.5%  |
| Moving Traffic Violation  | 40,628 | 87.0% |
| Vehicle Traffic Violation | 4,327  | 9.3%  |

### Arrest Based On

|                             |       |       |
|-----------------------------|-------|-------|
| Violation of Penal Code     | 772   | 47.7% |
| Violation of Traffic Law    | 193   | 11.9% |
| Violation of City Ordinance | 2     | 0.1%  |
| Outstanding Warrant         | 653   | 40.3% |
| Total Arrests               | 1,620 |       |

### Location of Stop

|                           |        |       |
|---------------------------|--------|-------|
| City Street               | 41,950 | 89.8% |
| US Highway                | 3,981  | 8.5%  |
| County Road               | 96     | 0.2%  |
| Private Property or Other | 671    | 1.4%  |

### Was a Search Conducted

|     |        |       |
|-----|--------|-------|
| Yes | 2,590  | 5.5%  |
| No  | 44,108 | 94.5% |

### Physical Force Used

|     |        |        |
|-----|--------|--------|
| Yes | 7      | 0.01%  |
| No  | 46,691 | 99.99% |

### Reason for Search

|                          |        |       |
|--------------------------|--------|-------|
| Consent                  | 888    | 1.9%  |
| Contraband in Plain View | 147    | 0.3%  |
| Probable Cause           | 1,100  | 2.4%  |
| Inventory                | 273    | 0.6%  |
| Incident to Arrest       | 182    | 0.4%  |
| No Search Conducted      | 44,108 | 94.5% |

# Garland Police Department

## 2018 Racial Profiling Complaint Summary

During the calendar year of 2018 the Garland Police Department Internal Affairs Division received and investigated zero (0) citizen complaints of racial profiling.

| <u>Case #</u> | <u>*Contact</u> | <u>Race</u> | <u>Allegation</u> | <u>*Case Disposition</u> |
|---------------|-----------------|-------------|-------------------|--------------------------|
|---------------|-----------------|-------------|-------------------|--------------------------|

Not Applicable

### \* Contact Type

Traffic – Officer initiated contact of motorist

Pedestrian – Officer initiated contact of individuals not in vehicles

Call – Contact with citizens in response to reported incidents (not self-initiated)

### \* Case Disposition

Sustained – Allegation was true

Not Sustained – Not enough evidence to determine if incident occurred or not

Exonerated – Incident occurred but the officer's actions were justified

Unfounded – Allegation was without merit or false



## **GARLAND POLICY REPORT**

### **City Council Work Session Agenda**

**2.b.**

**Meeting Date:** February 18, 2019  
**Item Title:** Optional Redemption of Tax Notes  
**Submitted By:** Matt Watson, Finance Director  
**Strategic Focus Areas:** Sound Governance and Finances

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### **ISSUE**

When Council approved the issuance of \$12,195,000 Tax Notes, Series 2018 on September 18, 2018, it was contemplated that the City would exercise the call provision to redeem the notes prior to the scheduled maturity date of November 15, 2019. Staff requests Council consider approving a resolution to redeem the Tax Notes, Series 2018 as contemplated.

### **OPTIONS**

1. Call the Tax Notes, Series 2018 on February 20, 2019.
2. Allow the Tax Notes, Series 2018 to mature on November 15, 2019.

### **RECOMMENDATION**

Unless otherwise directed by Council, this item will be scheduled for formal consideration at the February 19, 2019 Regular Meeting.

### **BACKGROUND**

The debt service savings generated from the General Obligation Commercial Paper program and a significant increase in the property tax base created additional debt capacity of \$12,195,000 in the FY 2018-19 budget. On September 18, 2018 City Council approved the issuance of a Tax Note, Series 2018 in the amount of \$12,195,000 to fund additional infrastructure improvements. Tax Note, Series 2018 was issued with the intent of exercising the option to early redeem the tax notes.

### **CONSIDERATION**

If Council approves this request to redeem the tax notes, the City will save approximately \$200,000 in interest cost paid from the General Obligation Interest & Sinking Fund.

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### **Attachments**

Resolution - Optional Redemption of Tax Notes, Series 2018

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RESOLUTION NO. \_\_\_\_\_

A RESOLUTION providing for the redemption of certain outstanding City of Garland, Texas, Tax Notes, Series 2018; and resolving other matters incident and related to the redemption of such obligations.

WHEREAS, pursuant to Ordinance No. 7013 (the "Ordinance") passed and adopted by the City Council (the "Council") of the City of Garland, Texas (the "City"), the following described obligations were duly authorized to be issued and are currently outstanding, to wit: City of Garland, Texas, Tax Notes, Series 2018, dated September 1, 2018, maturing on November 15, 2019, and aggregating in principal amount \$12,195,000 (the "Notes"); and

WHEREAS, the Notes were authorized, issued, sold and delivered subject to the right and authority of the City to redeem the same prior to maturity, as provided in the Ordinance and in said obligations; and

WHEREAS, the Council hereby finds and determines that the Notes should be redeemed prior to their maturity on the date hereinafter provided;

WHEREAS, the 100% owner of the Notes has agreed to a February 20, 2019 optional redemption of the Notes; now, therefore,

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

SECTION 1: The tax notes of the series known as "City of Garland, Texas, Tax Notes, Series 2018," dated September 1, 2018, maturing on November 15, 2019, and aggregating in principal amount \$12,195,000, shall be redeemed and the same are hereby called for redemption on February 20, 2019, at the price of par plus accrued interest to the date of redemption.

SECTION 2: The prior actions of the City advising the holder of the outstanding Notes of the redemption on February 20, 2019 are hereby ratified and confirmed.

SECTION 3: It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Texas Government Code, Chapter 551, as amended.

SECTION 4: This Resolution shall be in force and effect from and after its passage on the date shown below.

*[remainder of page intentionally left blank]*

PASSED AND ADOPTED, this February 19, 2019.

CITY OF GARLAND, TEXAS

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Secretary

(City Seal)



## **GARLAND POLICY REPORT**

### **City Council Work Session Agenda**

**2.c.**

**Meeting Date:** February 18, 2019  
**Item Title:** 2018-19 Budget Amendment No. 1  
**Submitted By:** Ron Young, Budget Director  
**Strategic Focus Areas:** Sound Governance and Finances

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### **ISSUE**

Amend the 2018-19 Adopted Budget in order to appropriate available funds for the following:

1. Projects approved in last year's Budget but not completed by the fiscal year-end.
2. Rollover of open Purchase Orders from the 2017-18 fiscal year.
3. Expenditures not anticipated in the 2018-19 Adopted Budget.

### **OPTIONS**

- A. Approve Budget Amendment No. 1 as proposed.
- B. Approve portions of Budget Amendment No. 1.
- C. Do not approve Budget Amendment No. 1.

### **RECOMMENDATION**

Option (A) – Approve Budget Amendment No. 1 as proposed. Unless otherwise directed by Council, this item will be scheduled for formal consideration at the March 5, 2019 Regular Meeting.

### **BACKGROUND**

#### **(1) Carryover of 2017-18 Incomplete Projects**

##### **(a) Rolled-Forward Funds for Street Upgrades**

The FY 2017-18 Revised Budget for the Infrastructure Repair & Replacement Fund included \$2,900,000 for Street Pavement Improvements that was not spent prior to the end of FY 2017-18. Budget Amendment No. 1 proposes to increase FY 2018-19 operating appropriations by \$2,900,000 to complete various concrete street replacement projects.

A Budget Amendment is required due to the timing of the expenditures only. There is no additional financial impact.

**(b) Rolled-Forward Funds in the Information Technology Replacement Fund**

The FY 2017-18 Revised Budget for the Information Technology (IT) Replacement Fund included \$1,255,168 for replacement equipment that was not purchased by the close of the fiscal year. Budget Amendment No. 1 proposes to increase FY 2018-19 appropriations by \$1,255,168 in the IT Replacement Fund to purchase previously approved equipment.

A Budget Amendment is required due to the timing of the expenditures only. There is no additional financial impact.

**(c) Rolled-Forward Funds in the Hotel/Motel Tax Fund for Heritage Tourism Program**

The FY 2017-18 Revised Budget for the Hotel/Motel Tax Fund included \$205,000 for the Heritage Tourism Program to promote Downtown Garland as a visitor destination with additional wayfinding and gateway signage. A new funding strategy for Downtown was developed to optimally align funding sources, including the Downtown TIF Fund and the Hotel/Motel Tax Fund, to appropriate needs within Downtown. Advancement of the Heritage Tourism Program was pending approval of the strategy as well as the Financing and Project Plan for TIF #1, which includes Downtown Garland. Proposals for the use of these funds will be taken to Council for direction and approval. Budget Amendment No. 1 proposes to increase FY 2018-19 operating appropriations by \$205,000 in the Hotel/Motel Tax Fund.

A Budget Amendment is required due to the timing of the expenditures only. There is no additional financial impact.

**(d) Rolled-Forward Funds in the Equipment Replacement Fund**

The FY 2017-18 Revised Budget for the Equipment Replacement Fund included \$368,000 to replace seven pieces of equipment that did not get purchased by the end of the year. The previously approved equipment includes one truck for the Health Department, one van for the Parks, Recreation & Cultural Arts Department, one utility trailer for Garland Power & Light, one truck for Wastewater Utility, one truck for Environmental Waste Services, one vehicle for Stormwater Management Utility, and one van for Facilities Management. Budget Amendment No. 1 proposes to increase the FY 2018-19 operating appropriations by \$368,000 to purchase the previously approved equipment.

A budget amendment is required due to the timing of the expenditures only. There is no additional financial impact.

**(e) Rolled-Forward Funds in the SafeLight Fund**

The FY 2017-18 Revised Budget for the SafeLight Fund included \$197,000 for the completion of traffic safety programs led by the Transportation Department.

Programs include stop bar and crosswalk resurfacing, supplemental crossing guard signage, replacement of flashing crosswalks, florescent school signs and other signs, and a safety audit. Budget Amendment No. 1 proposes to increase the FY 2018-19 operating appropriations by \$197,000 to complete these programs.

A budget amendment is required due to the timing of the expenditures only. There is no additional financial impact.

## **(2) Rolled-Forward Encumbrances from Fiscal Year 2017-18**

When an order is placed for goods or services, a Purchase Order is issued that encumbers the budgeted funds. This has the effect of reserving the funds for future payment of the items covered in the Purchase Order. Every year on September 30, when the fiscal year ends, there are open Purchase Orders related to goods or services that have been ordered but not yet received. Accordingly, the funds reserved for these open Purchase Orders are still in the year-end fund balances since the transactions are not yet completed.

Because the purchase of these open items was authorized by Council in the previous fiscal year (2017-18), the City's practice has been to roll these encumbrances forward into the current fiscal year (2018-19). This has the effect of increasing the current year's appropriation by the amount of the open Purchase Orders or encumbrances. The funding to cover the expenditures is available in the fund balance since payment was not made before the close of the fiscal year.

The projected fund balance for the current fiscal year is unaffected by the "roll forward" because it was assumed in the 2018-19 Adopted Budget that the expenditures would be completed in the prior year. The presence of the funds in the fund balance is above and beyond what the Budget assumes for the 2018-19 year-end balance.

Budget Amendment No. 1 proposes that encumbrances totaling \$12,565,434 be rolled forward to 2018-19. Of the total rollover amount, \$1,075,205 is related to the General Fund. Attachment A provides a detailed listing by fund of individual outstanding encumbrances over \$25,000.

A Budget Amendment is required due to the timing of the expenditures only. There is no additional financial impact.

## **(3) Expenditures Not Anticipated in the 2018-19 Adopted Budget**

### **(a) Transportation Equipment**

SafeLight Fund requests approval of \$110,000 to purchase an additional thermoplastic markings machine and traffic sign printer. The thermoplastic markings machine is requested in response to the Street Department's increase in asphalt overlays, which has greatly increased the amount of yellow thermoplastic markings. The traffic sign printer is a large printer and associated equipment to allow the City to print virtually any sign color or type, enabling the in-house fabrication of signs that

have been typically fabricated by third parties. These signs will meet the quality and longevity of Transportation's newer standard traffic regulatory and warning signs.

Budget Amendment No. 1 proposes to increase the SafeLight Fund's FY 2018-19 capital appropriations by \$110,000 to purchase the traffic safety equipment for the Transportation Department. Funding for the new signage will come from fund balance reserves in the SafeLight Fund.

**(b) Rifle Replacement Program**

Narcotic Seizure Fund requests approval of an additional \$22,500 to purchase rifle replacements for the Police Patrol Division. The replacement of Patrol rifles was discussed with City Council by Chief Bates during the budget presentations held in August 2018 regarding the use and expenditure of Narcotic Seizure Funds. At that time, Council approved \$5,000 for this purpose. Since the budget discussions last fall, additional Narcotic Seizure funds have been awarded by State and/or Federal courts. The Patrol Division is requesting to replace 25 rifles that are beginning to experience mechanical failures. This is the first of a two to three-year process to replace 140 Patrol rifles.

Budget Amendment No. 1 proposes to increase the Narcotic Seizure Fund's FY 2018-19 operating appropriation by \$22,500 to purchase rifle replacements for the Police Patrol Division. Funding for the program will come from fund balance reserves in the Narcotic Seizure Fund.

**(c) Recycling Partnership Contract – FCC Environmental Services**

City Council, at the December 4, 2018, Regular Meeting, authorized the City Manager to execute an amendment to the Single Stream Recyclable Materials Transport, Processing and Marketing Agreement between the City of Garland and Fomento de Construcciones y Contratas, Inc. (FCC). Due to decreased recyclables commodity values and increased operational costs, our current Agreement with FCC has been amended to include \$138,000 to pay costs for transporting recyclable materials. FCC transports recyclables from the City's Recyclable Drop-Off Center to their Materials Recovery Facility in Dallas, Texas, where the materials are processed and sold.

Budget Amendment No. 1 proposes to increase the Environmental Waste Services Fund's FY 2018-19 operating appropriations by \$138,000 to pay for transportation fees. Funding for this request will come from excess fund balance reserves.

**(d) Erosion Control Expenses – Hinton Landfill**

Environmental Waste Services - Disposal requests approval of an additional \$22,000 needed for expenses related to acquisition of rock material used for erosion control at the Hinton Landfill caused by the site receiving 23 inches of rainfall during the months of October through December 2018. The rock material was needed to

perform necessary repairs to the main access road and construction of a wet weather disposal working area for customers to offload their solid waste.

Additionally, Environmental Waste Services - Disposal requests approval of \$5,700 needed to repair erosion of gullies and intermediate soil cover areas caused by the rainfall during the same period. At times, the front-line bulldozer and backup bulldozer were inoperable due to major mechanical repairs.

Budget Amendment No. 1 proposes to increase the General Fund's FY 2018-19 operating appropriations by \$27,700 to pay for the material needed to perform necessary repairs. Funding for this request will come from excess fund balance reserves.

#### **(e) Water Rate Study**

City Council approved, at its January 14, 2019, Work Session, a staff request to engage an outside consulting firm to update the City's water and wastewater retail cost of service calculations. This project is intended to determine the allocable costs associated with providing water and wastewater services to the City's various customer classes and, where needed, recommend adjustments to retail service rates that more closely align those rates with achieving the City's service goals and objectives.

Budget Amendment No. 1 proposes to increase the Water Utility Fund's FY 2018-19 operating appropriation by \$65,000 to hire a firm to perform the study. Funding for this request will come from excess fund balance reserves.

### **CONSIDERATION**

The Street pavement improvements, IT replacement equipment, Heritage Tourism Program funding, replacement vehicles, traffic safety programs, and outstanding Purchase Orders carried forward were fully funded in the FY 2017-18 Budget, and the funds required to cover these expenditures remain within each fund's respective fund balance. As a result, there is no financial impact from approval of these items. The additional expenses in the SafeLight Fund, Narcotic Seizure Fund, Environmental Waste Services Fund, General Fund, and Water Utility Fund will all be funded out of excess fund balance reserves in each respective fund.

Budget Amendment No. 1 proposes to appropriate funds as follows:

#### Infrastructure Repair & Replacement Fund

|                                        |              |
|----------------------------------------|--------------|
| Street Repair and Replacement Projects | \$ 2,900,000 |
|----------------------------------------|--------------|

#### IT Replacement Fund

|                     |           |
|---------------------|-----------|
| Equipment Purchases | 1,255,168 |
|---------------------|-----------|

#### Hotel/Motel Tax Fund

|                          |         |
|--------------------------|---------|
| Heritage Tourism Program | 205,000 |
|--------------------------|---------|

#### Equipment Replacement Fund

|                                           |         |
|-------------------------------------------|---------|
| Vehicle Replacement – Various Departments | 368,000 |
|-------------------------------------------|---------|

SafeLight Fund

Continuation of Traffic Safety Programs 197,000

Thermoplastic Markings Machine & Traffic  
Sign Printer 110,000

Narcotic Seizure Fund

Rifle Replacement Program 22,500

Environmental Waste Services Fund

Recycling Partnership Contract – FCC  
Environmental 138,000

General Fund

Erosion Control Expenses – Hinton Landfill 27,700

Water Utility Fund

Water Rate Study 65,000

Various Funds

Rollover of Purchase Order Encumbrances 12,565,434

TOTAL SUPPLEMENTAL  
APPROPRIATION \$17,853,802

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**Attachments**

PO Rollover List

BA #1 - Financial Summary

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**ATTACHMENT A**  
**2017-18 Rollover**  
**(With Detail of PO's Over \$25,000)**

| <i><b>Fund/Department</b></i>              | <i><b>PO Description</b></i>              | <i><b>Amount<br/>Outstanding<br/>9/30/2018</b></i> |
|--------------------------------------------|-------------------------------------------|----------------------------------------------------|
| <b><u>General Fund</u></b>                 |                                           |                                                    |
| Environmental Waste Services - Disposal    | Leachate Repair                           | \$59,864                                           |
| Fire                                       | Professional Services                     | 46,200                                             |
|                                            | Fire Hose                                 | 27,192                                             |
| Library                                    | Furniture                                 | 81,000                                             |
|                                            | Library Master Plan                       | 99,554                                             |
| Parks, Recreation & Cultural Arts          | Parks Master Plan                         | 138,545                                            |
|                                            | Mowing Tractor                            | 116,632                                            |
|                                            | Truck with Litter Compactor               | 81,124                                             |
| Non-Departmental                           | Bond Program Consultant                   | 160,161                                            |
| Various                                    | PO's Under \$25,000                       | 264,933                                            |
| <b>Sub-Total General Fund</b>              |                                           | <b><u>\$1,075,205</u></b>                          |
| <b><u>Customer Service</u></b>             |                                           |                                                    |
|                                            | Revenue Protection Software               | \$40,000                                           |
|                                            | PO's Under \$25,000                       | 11,082                                             |
| <b>Sub-Total Customer Service Fund</b>     |                                           | <b><u>\$51,082</u></b>                             |
| <b><u>Economic Development Fund</u></b>    |                                           |                                                    |
|                                            | Image Management Advertising Campaign     | \$131,500                                          |
|                                            | South Garland Avenue Catalyst Study       | 70,862                                             |
|                                            | PO's Under \$25,000                       | 1,550                                              |
| <b>Sub-Total Economic Development Fund</b> |                                           | <b><u>\$203,912</u></b>                            |
| <b><u>Electric Utility Fund</u></b>        |                                           |                                                    |
|                                            | Professional Services                     | \$369,381                                          |
|                                            | Equipment Rental                          | 41,158                                             |
|                                            | Multipurpose Trailer                      | 45,186                                             |
|                                            | PO's Under \$25,000                       | 219,755                                            |
| <b>Sub-Total Electric Utility Fund</b>     |                                           | <b><u>\$675,480</u></b>                            |
| <b><u>Equipment Replacement Fund</u></b>   |                                           |                                                    |
| Police                                     | Two 2018 12-Passenger Chevrolet Vans      | \$54,496                                           |
| Police                                     | One 2019 Pursuit Tahoe                    | 35,002                                             |
| Fire                                       | One 2019 Ford Crew Cab Pickup Truck       | 31,695                                             |
| Engineering                                | Two 2019 Light-Duty Pickup Trucks         | 93,192                                             |
| Parks, Recreation & Cultural Arts          | One 2019 Chevrolet Traverse               | 25,975                                             |
| Parks - Ground Maintenance                 | Two 2019 Ford F-450 with Compactor Unit   | 162,648                                            |
| Parks - Medians and ROW                    | One 2018 Ford F-450 99T Diesel Truck      | 163,323                                            |
| Parks - Facilities & Irrigation            | Four 2019 Light-Duty Pickup Trucks        | 242,743                                            |
| GP&L - Electric Transmission               | Condor Bucket Truck                       | 129,911                                            |
| GP&L - Metering/Power Quality              | One 2018 Chevrolet 2500 Truck             | 30,420                                             |
| GP&L - Substations                         | Two 2018 Chevrolet 3500 Heavy Duty Trucks | 102,949                                            |
| GP&L - Distribution                        | One 2018 Ford F-350 Truck                 | 48,866                                             |

**ATTACHMENT A**  
**2017-18 Rollover**  
**(With Detail of PO's Over \$25,000)**

| <b><u>Fund/Department</u></b>                                 | <b><u>PO Description</u></b>            | <b><u>Amount<br/>Outstanding<br/>9/30/2018</u></b> |
|---------------------------------------------------------------|-----------------------------------------|----------------------------------------------------|
| <b><u>Equipment Replacement Fund</u></b> (Continued)          |                                         |                                                    |
| Wastewater Collection                                         | Three 2019 Ford Service Body Trucks     | \$153,003                                          |
| Wastewater Treatment                                          | Two 2019 Ford F-250 Service Body Trucks | 64,820                                             |
| Wastewater Treatment                                          | One 2019 Ford F-450 Service Body Truck  | 62,796                                             |
| Information Technology                                        | One 2019 Ford F-150 Truck               | 35,018                                             |
| Stormwater Management                                         | One 2018 Chevrolet 3500 Crew Cab Truck  | 38,020                                             |
| Facilities Management                                         | One 2019 Chevrolet Colorado             | 25,705                                             |
| Fleet Services                                                | One 2019 Ford F-250 Truck               | 40,009                                             |
| Customer Service                                              | Four 2019 Ford F-150 Trucks             | 103,035                                            |
|                                                               | PO's Under \$25,000                     | 37,815                                             |
| <b>Sub-Total Equipment Replacement Fund</b>                   |                                         | <b>\$1,681,441</b>                                 |
| <b><u>Facilities Management Fund</u></b>                      |                                         |                                                    |
|                                                               | New Chevy Traverse                      | \$25,975                                           |
|                                                               | PO's Under \$25,000                     | 73,250                                             |
| <b>Sub-Total Facilities Management Fund</b>                   |                                         | <b>\$99,225</b>                                    |
| <b><u>Information Technology Fund</u></b>                     |                                         |                                                    |
|                                                               | Service Contracts                       | \$119,189                                          |
|                                                               | Consulting Services                     | 139,137                                            |
|                                                               | PO's Under \$25,000                     | 96,365                                             |
| <b>Sub-Total Information Technology Fund</b>                  |                                         | <b>\$354,691</b>                                   |
| <b><u>Information Technology Replacement Fund</u></b>         |                                         |                                                    |
|                                                               | Network Infrastructure                  | \$214,636                                          |
|                                                               | Toughbook Replacements                  | 36,895                                             |
|                                                               | PO's Under \$25,000                     | 38,806                                             |
| <b>Sub-Total Information Technology Replacement Fund</b>      |                                         | <b>\$290,337</b>                                   |
| <b><u>Infrastructure Repair &amp; Replacement Fund</u></b>    |                                         |                                                    |
|                                                               | Paving Services                         | \$5,782,710                                        |
|                                                               | Engineering Services                    | 248,580                                            |
|                                                               | Two Dump Trucks                         | 277,770                                            |
|                                                               | Seven Trailers                          | 114,261                                            |
|                                                               | PO's Under \$25,000                     | 66,118                                             |
| <b>Sub-Total Infrastructure Repair &amp; Replacement Fund</b> |                                         | <b>\$6,489,439</b>                                 |
| <b><u>SafeLight Fund</u></b>                                  |                                         |                                                    |
|                                                               | Crash Summary Report                    | \$93,880                                           |
| <b>Sub-Total SafeLight Fund</b>                               |                                         | <b>\$93,880</b>                                    |

**ATTACHMENT A**  
**2017-18 Rollover**  
**(With Detail of PO's Over \$25,000)**

| <i><u>Fund/Department</u></i>               | <i><u>PO Description</u></i>   | <i><u>Amount<br/>Outstanding<br/>9/30/2018</u></i> |
|---------------------------------------------|--------------------------------|----------------------------------------------------|
| <b><u>Stormwater Management Fund</u></b>    |                                |                                                    |
|                                             | Engineering Services           | \$128,571                                          |
|                                             | PO's Under \$25,000            | 64,909                                             |
| <b>Sub-Total Stormwater Management Fund</b> |                                | <u>\$193,480</u>                                   |
| <b><u>Water Utility Fund</u></b>            |                                |                                                    |
|                                             | Professional Services          | \$360,832                                          |
|                                             | Audiovisual Equipment Upgrades | 28,000                                             |
|                                             | PO's Under \$25,000            | 153,207                                            |
| <b>Sub-Total Water Utility Fund</b>         |                                | <u>\$542,039</u>                                   |
| <b><u>Wastewater Utility Fund</u></b>       |                                |                                                    |
|                                             | Professional Services          | \$331,453                                          |
|                                             | Equipment Maintenance          | 103,240                                            |
|                                             | PO's Under \$25,000            | 268,279                                            |
| <b>Sub-Total Wastewater Utility Fund</b>    |                                | <u>\$702,972</u>                                   |
| <b><u>All Other Funds</u></b>               | PO's Under \$25,000            | <u>\$112,251</u>                                   |
| <b><u>TOTAL OUTSTANDING PO's</u></b>        |                                | <u>\$12,565,434</u>                                |

## ATTACHMENT B

### Proposed Budget Amendment FY 2018-19 Operating Budget

|                                          | <u>BA #1</u>       | <u>BA #1<br/>PO Rollover</u> | <u>Total Budget<br/>Amendments</u> |
|------------------------------------------|--------------------|------------------------------|------------------------------------|
| <b>REVENUES AND EXPENDITURES</b>         |                    |                              |                                    |
| <b>Sources of Funds:</b>                 |                    |                              |                                    |
| Fund Balance - Prior Year                | \$5,288,368        | \$12,565,434                 | \$17,853,802                       |
| Total Funds Provided                     | <u>\$5,288,368</u> | <u>\$12,565,434</u>          | <u>\$17,853,802</u>                |
| <b>Use of Funds - Expenditures:</b>      |                    |                              |                                    |
| General Fund (See Detail in Notes)       | \$27,700           | \$1,075,205                  | \$1,102,905                        |
| Electric Utility Fund                    | 0                  | 675,480                      | 675,480                            |
| Water Utility Fund                       | 65,000             | 542,039                      | 607,039                            |
| Wastewater Utility Fund                  | 0                  | 702,972                      | 702,972                            |
| Environmental Waste Services Fund        | 138,000            | 2,437                        | 140,437                            |
| Infrastructure Repair & Replacement Fund | 2,900,000          | 6,489,439                    | 9,389,439                          |
| Stormwater Management Fund               | 0                  | 193,480                      | 193,480                            |
| Firewheel Fund                           | 0                  | 13,160                       | 13,160                             |
| Recreation Performance Fund              | 0                  | 30,570                       | 30,570                             |
| Hotel/Motel Tax Fund                     | 205,000            | 27,610                       | 232,610                            |
| SafeLight Fund                           | 307,000            | 93,880                       | 400,880                            |
| Economic Development Fund                | 0                  | 203,912                      | 203,912                            |
| Downtown TIF Fund                        | 0                  | 24,740                       | 24,740                             |
| Group Health Insurance Fund              | 0                  | 8,330                        | 8,330                              |
| Narcotic Seizure Funds                   | 22,500             | 235                          | 22,735                             |
| Equipment Replacement Fund               | 368,000            | 1,681,441                    | 2,049,441                          |
| Customer Service Fund                    | 0                  | 51,082                       | 51,082                             |
| Facilities Management Fund               | 0                  | 99,225                       | 99,225                             |
| Fleet Services Fund                      | 0                  | 1,950                        | 1,950                              |
| Information Technology Fund              | 0                  | 354,691                      | 354,691                            |
| IT Replacement Fund                      | 1,255,168          | 290,337                      | 1,545,505                          |
| Warehouse Fund                           | 0                  | 3,219                        | 3,219                              |
| Total Expenditures                       | <u>\$5,288,368</u> | <u>\$12,565,434</u>          | <u>\$17,853,802</u>                |
| <b>Notes:</b>                            |                    |                              |                                    |
| General Fund -                           |                    |                              |                                    |
| Code Compliance                          | \$0                | \$7,892                      | \$7,892                            |
| Engineering                              | 0                  | 2,925                        | 2,925                              |
| EWS - Disposal                           | 27,700             | 87,011                       | 114,711                            |
| Fire                                     | 0                  | 127,197                      | 127,197                            |
| Human Resources                          | 0                  | 5,000                        | 5,000                              |
| Library                                  | 0                  | 85,046                       | 85,046                             |
| Municipal Court                          | 0                  | 2,625                        | 2,625                              |
| Parks, Recreation & Cultural Arts        | 0                  | 433,497                      | 433,497                            |
| Police                                   | 0                  | 38,294                       | 38,294                             |
| Purchasing                               | 0                  | 7,486                        | 7,486                              |
| Transportation                           | 0                  | 18,517                       | 18,517                             |
| Non-Departmental                         | 0                  | 259,715                      | 259,715                            |
| Sub-Total General Fund                   | <u>\$27,700</u>    | <u>\$1,075,205</u>           | <u>\$1,102,905</u>                 |



**GARLAND**  
**CITY COUNCIL ITEM SUMMARY SHEET**

**City Council Work Session Agenda**

**2.d.**

**Meeting Date:** February 18, 2019

**Item Title:** Joint Election Contract

**Submitted By:** Rene Dowl, City Secretary

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**Summary of Request/Problem**

Council is requested to approve a contract with Dallas County Elections to secure election services for all Garland registered voters for the May 4, 2019 General Election.

Dallas County will provide the estimated cost for the election after February 20, 2018.

**Recommendation/Action Requested and Justification**

Unless otherwise directed by Council, this item will be scheduled for formal consideration at the February 19, 2019 Regular Meeting.

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## **GARLAND POLICY REPORT**

### **City Council Work Session Agenda**

**2.e.**

**Meeting Date:** February 18, 2019  
**Item Title:** Sale of Property - 450 East Kingsley Road  
**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, subject to final approval, from the Garland Foundation for Development, Inc. related to the purchase of City owned property obtained through a Sheriff's Sale. This property is located at 450 East Kingsley Road. The Garland Foundation for Development has presented an offer of \$6,880.00 for the property which meets the judgment value. The purchaser has also agreed to pay post judgment taxes of approximately \$304.87. The City of Garland will receive approximately \$1,836.57 from the proceeds of this sale.

### **OPTIONS**

The City Council may:

1. Approve the sale of 450 East Kingsley Road to the Garland Foundation for Development and provide an executed deed without warranty, or
2. Deny the offer presented by the Garland Foundation for Development

### **RECOMMENDATION**

Staff recommends that the City Council accept the offer and sell the property to the Garland Foundation for Development. Unless otherwise directed by Council, this item will be scheduled for formal consideration at the February 19, 2019 Regular Meeting.

### **BACKGROUND**

The property was struck off to the City of Garland at the Dallas County Sheriff's Sale on November 5, 2013. In accordance with Section 34.05 of the Texas Property Tax Code, the offer meets the 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 2013. 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.

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**Attachments**

450 E. Kingsley - Resolution

450 E. Kingsley - Offer

450 E. Kingsley - Deed

450 E. Kingsley - Map and Picture

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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 14th Judicial District Court of Dallas County, Texas in cause number TX12-40662, 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 agrees to the sale of certain real property being

**TRACT 26 OF THE JOHN W. KEEN SURVEY, ABSTRACT 742, PAGE 150, aka 450 E. KINGSLEY ROAD, CITY OF GARLAND, TEXAS AS RECORDED IN VOLUME 72215, PAGE 1018 OF THE DALLAS COUNTY DEED RECORDS**

**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 \_\_\_\_\_, 2018.

**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](http://www.pbfcmlaw.com)

November 28, 2018

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

Via electronic-mail

Re: Offer from Garland Foundation for Development, Inc. to purchase  
450 E. Kingsley Rd., Garland, Texas

Dear Mr. Worsham:

Garland Foundation for Development, Inc. has offered to purchase 450 E. Kingsley Rd., Garland, Texas (TRACT 26 OF THE JOHN W. KEEN SURVEY, ABSTRACT 742, PAGE 150, aka 450 E. KINGSLEY ROAD, CITY OF GARLAND, TEXAS AS RECORDED IN VOLUME 72215, PAGE 1018 OF THE DALLAS COUNTY DEED RECORDS) for \$6,880.00. In addition to that amount, all post-judgment taxes for the years 2013 will be paid at closing. The total amount of post-judgment taxes will be approximately \$304.87 of which the City of Garland will receive approximately \$83.93.

This property was sold at a Sheriff's Sale on November 5, 2013 pursuant to delinquent tax collection suit number TX12-40662. 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, \$6,880.00.

The property's most recent value according to the Appraisal District is \$13,760.00. The total judgment amount was \$9,455.94, 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 \$4,225.24. 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 blue rectangular background.

J. Douglas Burnside

Enclosure

Re-sale Disbursement Worksheet  
City of Garland

|                                                              |                                           |
|--------------------------------------------------------------|-------------------------------------------|
| CAD Acct #:                                                  | 65074215010260000                         |
| Property address:                                            | 450 E. Kingsley Rd.                       |
| Cause No.:                                                   | TX12-40662                                |
| Judgment Date:                                               | July 1, 2013                              |
| Sheriff's Sale Date:                                         | November 5, 2013, September 4, 2018       |
| Judgment amount:                                             | GISD 1998-2012 taxes \$3,459.95 (51.8%)   |
|                                                              | City 1999-2012 taxes \$1,461.62 (21.9%)   |
|                                                              | County 1993-2012 taxes \$1,759.07 (26.3%) |
| Total Judgment for Taxes:                                    | \$6,680.64                                |
| Court costs:                                                 | \$2,519.34                                |
| Sheriff's fees for sale:                                     | \$1,343.40                                |
| Publication fees for sheriff's sale, paid by Perdue Brandon: | \$362.50                                  |
| Total Costs:                                                 | \$4,225.24                                |

**Funds to be disbursed as follows:**

|           |                                                                  |                   |
|-----------|------------------------------------------------------------------|-------------------|
| <b>1.</b> | <b>Dallas County District Clerk</b>                              | <b>\$2,519.34</b> |
| <b>2.</b> | <b>Dallas County Sheriff</b>                                     | <b>\$1,343.40</b> |
| <b>3.</b> | <b>Perdue Brandon Fielder Collins &amp; Mott, LLP</b>            | <b>\$362.50</b>   |
| <b>4.</b> | <b>City of Garland (administrative fee)</b>                      | <b>\$1,500.00</b> |
| <b>5.</b> | <b>City of Garland (Pro-rata Judgment tax year distribution)</b> | <b>\$252.64</b>   |
| <b>6.</b> | <b>Garland ISD (Pro-rata Judgment tax year distribution)</b>     | <b>\$598.06</b>   |
| <b>7.</b> | <b>Dallas County (Pro-rata Judgment tax year distribution)</b>   | <b>\$304.06</b>   |
|           | <b>TOTAL Judgment Distribution</b>                               | <b>\$6,880.00</b> |

**Post Judgment Distribution:**

|            |                                                              |                 |
|------------|--------------------------------------------------------------|-----------------|
| <b>8.</b>  | <b>City of Garland (Post Judgment tax year distribution)</b> | <b>\$83.93</b>  |
| <b>9.</b>  | <b>Garland ISD (Post Judgment tax year distribution)</b>     | <b>\$143.06</b> |
| <b>10.</b> | <b>Dallas County (Post Judgment tax year distribution)</b>   | <b>\$77.88</b>  |
|            | <b>TOTAL Post Judgment Distribution</b>                      | <b>\$304.87</b> |

|  |                           |                   |
|--|---------------------------|-------------------|
|  | <b>TOTAL Distribution</b> | <b>\$7,184.87</b> |
|--|---------------------------|-------------------|

## 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 **Garland Foundation for Development, Inc., a Texas Local Government Corporation, 200 N. 5th Street, Garland, Texas 75040** ("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 **450 E. Kingsley Rd.**, situated in the City of Garland, County of Dallas, State of Texas, to wit:

**TRACT 26 OF THE JOHN W. KEEN SURVEY, ABSTRACT 742,  
PAGE 150, aka 450 E. KINGSLEY ROAD, CITY OF GARLAND,  
TEXAS AS RECORDED IN VOLUME 72215, PAGE 1018 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 TX12-40662 in the 14th 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 \_\_\_\_\_ 201\_.

**GRANTOR:**

CITY OF GARLAND, a Texas home-rule  
municipality

By: \_\_\_\_\_

Title: \_\_\_\_\_

THE STATE OF TEXAS           §  
                                          §  
COUNTY OF DALLAS         §

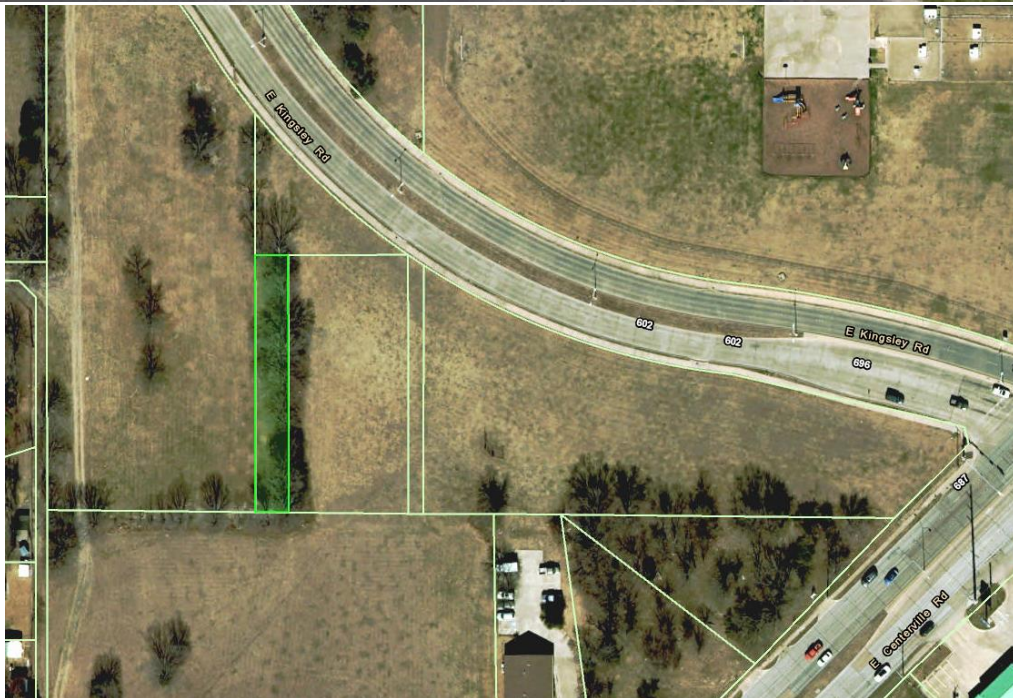
The foregoing instrument was acknowledged before me on the \_\_\_\_\_ day of \_\_\_\_\_, 201\_, by \_\_\_\_\_, in her capacity as Mayor of the City of Garland.

\_\_\_\_\_  
NOTARY PUBLIC, STATE OF TEXAS

\_\_\_\_\_  
PRINTED NAME OF NOTARY

MY COMMISSION EXPIRES:  
\_\_\_\_\_

## 450 E Kingsley Rd Map and Picture





## **GARLAND POLICY REPORT**

### **City Council Work Session Agenda**

**2.f.**

**Meeting Date:** February 18, 2019  
**Item Title:** Sale of Property - 502 East Kingsley Road  
**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, subject to final approval, from the Garland Foundation for Development, Inc. related to the purchase of City owned property obtained through a Sheriff's Sale. This property is located at 502 East Kingsley Road. The Garland Foundation for Development, Inc. has presented an offer of \$26,140.00 for the property which meets the judgment value. The purchaser has also agreed to pay post judgment taxes of approximately \$1,734.15. The City of Garland will receive approximately \$8,156.99 from the proceeds of this sale.

### **OPTIONS**

The City Council may:

1. Approve the sale of 502 East Kingsley Road to the Garland Foundation for Development, Inc. and provide an executed deed without warranty, or
2. Deny the offer presented by the Garland Foundation for Development

### **RECOMMENDATION**

Staff recommends that the City Council accept the offer and sell the property to the Garland Foundation for Development, Inc. Unless otherwise directed by Council, this item will be scheduled for formal consideration at the February 19, 2019 Regular Meeting.

### **BACKGROUND**

The property was struck off to the City of Garland at the Dallas County Sheriff's Sale on June 7, 2016. In accordance with Section 34.05 of the Texas Property Tax Code, the offer meets the 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 2016. 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**

502 E Kingsley - Resolution

502 E Kingsley - Deed

502 E Kingsley - Offer

502 E Kingsley - Map and Pictures

---

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 160<sup>th</sup> Judicial District Court of Dallas County, Texas in cause number TX15-01137, 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 agrees to the sale of certain real property being

**0.60 ACRES, TRACT 25, OUT OF THE JOHN W. KEEN SURVEY, ABSTRACT 742, PAGE 150, AKA 502 E. KINGSLEY RD, CITY OF GARLAND, TEXAS AS RECORDED IN VOLUME 81244, PAGE 1033, OF THE DALLAS COUNTY DEED RECORDS**

**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 \_\_\_\_\_, 2019.

**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 **Garland Foundation for Development, Inc., a Texas Local Government Corporation, 200 N. 5th Street, Garland, Texas 75040** ("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 **502 E. Kingsley Rd.**, situated in the City of Garland, County of Dallas, State of Texas, to wit:

**BEING 0.60 ACRES, TRACT 25, OUT OF THE JOHN W. KEEN SURVEY, ABSTRACT 742, PAGE 150, AKA 502 E. KINGSLEY RD, CITY OF GARLAND, TEXAS AS RECORDED IN VOLUME 81244, PAGE 1033, 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 TX15-01137 in the 160th 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 \_\_\_\_\_ 201\_.

**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 \_\_\_\_\_, 201\_, by \_\_\_\_\_, in her capacity as Mayor of the City of Garland.

\_\_\_\_\_  
NOTARY PUBLIC, STATE OF TEXAS

\_\_\_\_\_  
PRINTED NAME OF NOTARY

MY COMMISSION EXPIRES:

\_\_\_\_\_



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 28, 2018

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

Via electronic-mail

Re: Offer from Garland Foundation for Development, Inc. to purchase  
502 E. Kingsley Rd., Garland, Texas

Dear Mr. Worsham:

Garland Foundation for Development, Inc., a Texas Local Government Corporation has offered to purchase 502 E. Kingsley Rd., Garland, Texas (BEING 0.60 ACRES, TRACT 25, OUT OF THE JOHN W. KEEN SURVEY, ABSTRACT 742, PAGE 150, AKA 502 E. KINGSLEY RD, CITY OF GARLAND, TEXAS AS RECORDED IN VOLUME 81244, PAGE 1033, OF THE DALLAS COUNTY DEED RECORDS) for \$26,140.00. In addition to that amount, all post-judgment taxes for the years 2015-2016 will be paid at closing. The total amount of post-judgment taxes will be approximately \$1,734.15 of which the City of Garland will receive approximately \$454.06.

This property was sold at a Sheriff's Sale on June 7, 2016 pursuant to delinquent tax collection suit number TX15-01137. 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, \$26,140.00.

The property's most recent value according to the Appraisal District is \$52,270.00. The total judgment amount was \$27,121.87, 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 \$2,706.39. 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 blue rectangular background.

J. Douglas Burnside

Enclosure

Re-sale Disbursement Worksheet  
City of Garland

|                                                              |                                           |
|--------------------------------------------------------------|-------------------------------------------|
| CAD Acct #:                                                  | 65074215010250000                         |
| Property address:                                            | 502 E. Kingsley Rd.                       |
| Cause No.:                                                   | TX15-01137                                |
| Judgment Date:                                               | January 14, 2016                          |
| Sheriff's Sale Date:                                         | June 7, 2016                              |
| Judgment amount:                                             | GISD 1994-2014 taxes \$14,156.54 (60.7%)  |
|                                                              | City 1995-2014 taxes \$6,590.63 (28.3%)   |
|                                                              | County 2007-2014 taxes \$2,557.35 (11.0%) |
| Total Judgment for Taxes:                                    | \$23,304.52                               |
| Court costs:                                                 | \$736.00                                  |
| Sheriff's fees for sale:                                     | \$1,620.39                                |
| Publication fees for sheriff's sale, paid by Perdue Brandon: | \$350.00                                  |
| Total Costs:                                                 | \$2,706.39                                |

**Funds to be disbursed as follows:**

|           |                                                                  |                    |
|-----------|------------------------------------------------------------------|--------------------|
| <b>1.</b> | <b>Dallas County District Clerk</b>                              | <b>\$736.00</b>    |
| <b>2.</b> | <b>Dallas County Sheriff</b>                                     | <b>\$1,620.39</b>  |
| <b>3.</b> | <b>Perdue Brandon Fielder Collins &amp; Mott, LLP</b>            | <b>\$350.00</b>    |
| <b>4.</b> | <b>City of Garland (administrative fee)</b>                      | <b>\$1,500.00</b>  |
| <b>5.</b> | <b>City of Garland (Pro-rata Judgment tax year distribution)</b> | <b>\$6,202.93</b>  |
| <b>6.</b> | <b>Garland ISD (Pro-rata Judgment tax year distribution)</b>     | <b>\$13,323.77</b> |
| <b>7.</b> | <b>Dallas County (Pro-rata Judgment tax year distribution)</b>   | <b>\$2,406.91</b>  |
|           | <b>TOTAL Judgment Distribution</b>                               | <b>\$26,140.00</b> |

**Post Judgment Distribution:**

|            |                                                              |                    |
|------------|--------------------------------------------------------------|--------------------|
| <b>8.</b>  | <b>City of Garland (Post Judgment tax year distribution)</b> | <b>\$454.06</b>    |
| <b>9.</b>  | <b>Garland ISD (Post Judgment tax year distribution)</b>     | <b>\$854.48</b>    |
| <b>10.</b> | <b>Dallas County (Post Judgment tax year distribution)</b>   | <b>\$425.61</b>    |
|            | <b>TOTAL Post Judgment Distribution</b>                      | <b>\$1,734.15</b>  |
|            | <b>TOTAL Distribution</b>                                    | <b>\$27,874.15</b> |

## 502 E Kingsley Rd Map and Picture





**GARLAND  
CITY COUNCIL ITEM SUMMARY SHEET**

**City Council Work Session Agenda**

**3.a.**

**Meeting Date:** February 18, 2019

**Item Title:** Preview of 2019 Proposed CIP

**Submitted By:** Ron Young, Budget Director

---

**Summary of Request/Problem**

Staff will provide an overview of the 2019 Proposed Capital Improvement Program (CIP), which will be formally presented by the City Manager at the February 19, 2019, Regular City Council Meeting.

**Schedule for Review and Approval:**

Feb. 18 Mon. Preview of 2019 Proposed CIP to City Council

Feb. 19 Tues. City Manager Presentation of 2019 Proposed CIP to City Council

Feb. 26 Tues. Public Hearing and Budget Work Session - 6:00 P.M.

Mar. 4 Mon. Council Work Session - Deliberations

Mar. 5 Tues. Public Hearing and Adoption of 2019 CIP - 7:00 P.M.

As shown in the schedule above, Budget Work Sessions for review of the proposed capital plan will take place on Tuesday, February 26, 2019, and Monday, March 4, 2019. Public Hearings on the CIP will be held on Tuesday, February 26, 2019, at 6:00 P.M., and Tuesday, March 5, 2019, at 7:00 P.M., with final adoption proposed to take place on March 5, 2019.

**Recommendation/Action Requested and Justification**

Information only.

---



**GARLAND**  
**CITY COUNCIL ITEM SUMMARY SHEET**

**City Council Work Session Agenda**

**3.b.**

**Meeting Date:** February 18, 2019

**Item Title:** Hinton Landfill Permit Modification

**Submitted By:** Jason Chessher, Health Director

---

**Summary of Request/Problem**

The Site Operating Plan (SOP), Part IV of the operating permit issued by the Texas Commission on Environmental Quality (TCEQ) for the Hinton Landfill, must be modified due to an increase in waste acceptance rates. The waste acceptance rate was last modified in 2006. The SOP requires modification of waste acceptance rates if the maximum daily average is exceeded for four consecutive quarters. The 2006 modification set the maximum daily average of waste acceptance at 1,500 tons per day and that rate was exceeded each quarter over FY 2017/18. Staff will brief Council on the permit modification and public notification process.

**Recommendation/Action Requested and Justification**

Council discussion.

---

**Attachments**

Public Notice Letter

Site Operating Plan - Revised

Hinton Landfill Permit Modification - Waste Acceptance Rate

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# Texas Commission on Environmental Quality



## Notice of Application and Preliminary Decision for Municipal Solid Waste Permit Modification

Permit No. 1895A

**Application and Preliminary Decision.** City of Garland, P.O. Box 469002 Garland, Texas 75046, has applied to the Texas Commission on Environmental Quality (TCEQ) for a permit modification to authorize changes to the currently permitted annual waste acceptance rate. The facility is located at 3175 Elm Grove Road in Dallas County, Texas 75089. This application was received by the TCEQ on December 3, 2018. The following link to an electronic map of the site or facility's general location is provided as a public courtesy and is not part of the application or notice: <http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=32.953611&lng=-96.544722&zoom=13&type=r>. For exact location, refer to the application.

The TCEQ executive director has completed the technical review of the application and has prepared a draft permit modification. The draft modification, if approved, would establish the conditions under which the facility must operate. The executive director has made a preliminary decision that this permit modification, if issued, meets all statutory and regulatory requirements. The permit modification application is available for viewing and copying at the TCEQ Region 4 Office, 2309 Gravel Dr., Fort Worth, TX 76118-6951 and may be viewed online at [https://www.tceq.texas.gov/permitting/waste\\_permits/msw\\_permits/msw\\_posted\\_apps.html](https://www.tceq.texas.gov/permitting/waste_permits/msw_permits/msw_posted_apps.html). Contact number for the TCEQ Region 4 Office is 817-588-5800.

**Public Comment.** You may submit public comments about this application. Written public comments must be received in the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, TX 78711-3087 or electronically submitted to [www14.tceq.texas.gov/epic/eComment/](http://www14.tceq.texas.gov/epic/eComment/) within 23 days after the date this notice is mailed. Please be aware that any contact information you provide, including your name, phone number, email address and physical address will become part of the agency's public record. After the deadline for public comments, the executive director will review and consider the comments. The executive director is not required to file a response to comments. If approved, notice of issuance will be mailed to everyone who submitted public comments or requested to be on the mailing list for this application. If comments are received, the mailing will also provide an explanation of the opportunity to file a motion to overturn the executive director's decision.

**Mailing List.** In addition to submitting public comments, you may ask to be placed on a mailing list to receive future public notices mailed by the Office of the Chief Clerk. You may request to be added to: (1) the mailing list for this specific application; (2) the permanent mailing list for a specific applicant name and permit number; and/or (3) the permanent mailing list for a specific county. Clearly specify the mailing list(s) you wish to be placed on and send your request to the TCEQ Office of the Chief Clerk at the address provided above. Unless you otherwise specify, you will be included only on the mailing list for this specific application.

**Information.** For details about the status of the application, visit the Commissioners' Integrated Database at <[www.tceq.gov/goto/cid](http://www.tceq.gov/goto/cid)>. Once you have access to the CID using the above link, enter the permit number for this application, which is provided at the top of this notice.

If you need more information about this permit modification application or the permitting process, please call the TCEQ Public Education Program at (800) 687-4040 or visit their website at [www.tceq.gov/goto/pep](http://www.tceq.gov/goto/pep). Si desea información en Español, puede llamar al 1-800-687-4040.

Further information may also be obtained from City of Garland at the address stated above or by calling **Lonnie R. Banks** at 972-205-3684.

This notice was mailed on [date notice was mailed].

MSW [Permit/Registration] No.: \_\_\_\_\_

[Permittee/Registrant] Name: \_\_\_\_\_

**CERTIFICATION OF NOTICE OF APPLICATION AND PRELIMINARY DECISION  
FOR MUNICIPAL SOLID WASTE PERMIT OR REGISTRATION  
MODIFICATION PURSUANT TO 30 TAC §305.70**

STATE OF TEXAS

COUNTY OF \_\_\_\_\_

Before me, the undersigned authority, on this day personally appeared

\_\_\_\_\_, who being by me duly sworn, deposes and says  
*(name of signatory)*  
that (s)he is the \_\_\_\_\_ of \_\_\_\_\_; and  
*(title)* *(name of permittee/registrant)*  
that the attached Notice of Application and Preliminary Decision was provided on \_\_\_\_\_  
*(date)*  
as required by Title 30 Texas Administrative Code, Chapter 39, Section 39.106, by first class  
mail to each property owner located within one-quarter mile of the above-named site, and to  
other interested and/or affected parties included on the attached mailing list.

\_\_\_\_\_  
*(signature of permittee/registrant or representative)*

Subscribed and sworn to before me this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, to  
certify which witness my hand and seal of office.

\_\_\_\_\_  
Notary Public in and for the State of

SEAL

\_\_\_\_\_  
*(print or type name of notary)*

My Commission Expires \_\_\_\_\_  
*(date)*

# Texas Commission on Environmental Quality



## **Modification to Municipal Solid Waste Permit No. 1895A City of Garland - Charles M. Hinton, Jr. Regional Landfill**

Municipal Solid Waste Permit No. 1895A is hereby modified as follows:

### **Description of Change:**

This permit modification authorizes the above-referenced facility to update the annual waste acceptance rate in the Site Operating Plan.

The details of this permit modification are contained in the application dated November 30, 2018, and the revision dated December 18, 2018.

### **Part of Permit Modified:**

#### **Part IV: Site Operating Plan**

Title page

Section 2.7, pg. IV-5

Section 4, pg. IV-14

Table 4-1, pg. IV-15

This modification is a part of Permit No. 1895A and should be attached thereto.

*Approved, Issued, and Effective* in accordance with Title 30 Texas Administrative Code, §305.70(k) and §330.125(h).

**Issued Date:**

---

**For the Commission**

**CHARLES M. HINTON, JR. REGIONAL LANDFILL  
DALLAS COUNTY, TEXAS  
TCEQ PERMIT NO. MSW-1895A**

**PART IV – SITE OPERATING PLAN**

Prepared for

City of Garland

May 2006

Revised May 2009

Revised February 2010

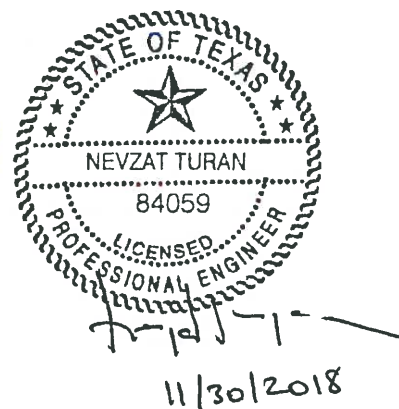
Revised August 2011

Revised July 2012

Revised February 2014

Revised June 2018

Revised November 2018



Prepared by

**Weaver Consultants Group, LLC**

TBPE Registration No. F-3727

6420 Southwest Blvd., Suite 206

Fort Worth, Texas 76109

817-735-9770

WCG Project No. 0647-002-11-91

personnel operator licenses for municipal solid waste facility operators as required by 30 TAC Chapter 30, Subchapter F: Municipal Solid Waste Facility Supervisors.

## **2.6 Alternative Schedules (§330.125(g))**

The executive director, in accordance with §330.125(g), may set alternative schedules for record-keeping and notification requirements as specified in §330.125(a-f), except for notification requirements contained in §§330.545-330.559 for any proposed lateral expansion located within a five-mile radius of any airport runway end used by turbojet or piston-type aircraft or notification relating to landowners whose property overlies any part of the plume of contamination if contaminants have migrated off-site as indicated by ground water sampling.

## **2.7 Annual Waste Acceptance Rate (§330.125(h))**

The Hinton Landfill will maintain as part of the operating record, documentation of the annual waste acceptance rate for the facility in accordance with §330.125(h). Records will include maintaining the quarterly solid waste summary reports and the annual solid waste summary report as required by §330.675. The annual waste acceptance rate, as established by the sum of the previous four quarterly summary reports, will be evaluated by the Hinton Landfill to determine if the waste acceptance rate exceeds the rate estimated in the approved permit and SDP. Should an increase in waste acceptance be established, the facility will determine if the increase is due to a temporary occurrence. Should the waste acceptance rate exceed that established in the approved permit, a permit modification would be prepared in accordance with then applicable TCEQ regulations to propose changes, if required, to manage the increased waste acceptance rate.

The Hinton Landfill approved July 1999 Permit Amendment and Site Development Plan estimates that the facility will accept approximately 339,768 tons per year or approximately 1,089 tons per day, based on accepting waste 6 days per week (312 days per year). The approved permit states the waste acceptance rate will vary as economic conditions and population in the area changes; as well as the number of communities and private waste haulers using the facility change. The Hinton Landfill, as reported in the TCEQ FY 2004 MSW Annual Report, the facility accepted 357,003 tons or approximately 1,144 tons per day. The Hinton Landfill anticipates that the waste acceptance rate may increase to 1,5003,000 tons per day or 468936,000 tons per year. This SOP includes provisions for site management and site operating personnel to manage the general and site-specific requirements for the waste acceptance rates established in the permit.

## **4 EQUIPMENT 30 TAC §330.127(2)**

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Sufficient equipment will be provided to conduct site operations in accordance with the design and permit conditions.

The following list of equipment is expected to be routinely available for use at the facility. Equipment requirements may vary in accordance with the method of landfill operations or the waste acceptance rate at any given time. Additional equipment will be provided as required for increasing volumes of incoming solid waste. Other equivalent types of equipment by other manufacturers may be substituted on an as-needed basis. The minimum number of pieces of equipment to be provided for daily operations is listed in Table 4-1 on page IV-11.

The estimated waste acceptance rate for the Hinton Landfill is described in this SOP. As defined, the waste acceptance rate in FY 2004 is 357,003 tons per year, or 1,144 tons per day. The maximum waste acceptance rate is estimated to be 468,936,000 tons per year or 1,500,3,000 tons per day. The size, number, types, and equipment manufacturers will vary during site operations based on operational practices and on the annual waste acceptance rate.

Compactors are typically used for spreading and compacting the refuse and also for compacting the cover material. Dozers are typically used for soil movement and placement and for emergency waste compaction. Scrapers or excavators and haul trucks are typically used for excavating both the cover material used in site operations and the future disposal areas. The landfill will use either scrapers or an excavator and haul trucks for soil excavation and movement. The motor grader is typically used for road maintenance, ditching, surface water control, and final grading of the completed fill areas. The water truck will be used for dust control and moisture conditioning of soil materials as necessary. A farm tractor and pickup truck(s) will be used as needed for miscellaneous maintenance, litter control and personnel use. Backup equipment will be provided from other city facilities or local rental companies to obtain equipment in the event of a breakdown. The equipment maintenance will be performed at the site by the City of Garland Fleet Maintenance Department. Any vehicle fluid spills will be cleaned up in accordance with the site Spill Prevention Control and Countermeasures Plan (located in the landfill's site operating record) and will be disposed of at the working face of the landfill.

The site will be equipped with fire extinguishers of a type, size, location, and number as recommended by the local fire department. Each fire extinguisher will be fully-charged and ready for use at all times. Each extinguisher will be inspected on an annual basis and recharged as necessary. These inspections will be performed by a qualified service company, and all extinguishers will display a current inspection tag. Inspection and recharging will be performed following each use. At a minimum, the gatehouse, future citizen's convenience center, equipment and maintenance area, and all landfill equipment and vehicles will be equipped with fire extinguishers.

**Table 4-1  
Equipment Dedicated to the Hinton Landfill<sup>(1)</sup>**

| Equipment                     | Typical Size                      | Number              |                     | Function                                   |
|-------------------------------|-----------------------------------|---------------------|---------------------|--------------------------------------------|
|                               |                                   | Less than 1,500 tpd | 1,501 to 25,000 tpd |                                            |
| Compactor(s)                  | CAT 826, 836, Aijon 600           | 1                   | 2                   | Trash Compaction                           |
| Dozer(s)                      | CAT D6, D7, D8,<br>John Deere 550 | 1                   | 4 <sup>(2)</sup>    | Soil movement and placement                |
| Excavator <sup>(2)</sup>      | CAT 360                           | 1                   | 1                   | Soil Excavation                            |
| Haul Truck(s) <sup>(2)</sup>  | 10 to 40 ton                      | 1                   | 2                   | Soil hauling                               |
| Motor Grader                  | CAT 120, 12G, 160                 | 1                   | 1                   | Roadway maintenance                        |
| Farm Tractor                  | Various Sizes                     | As Needed           | As Needed           | Miscellaneous maintenance                  |
| Pickup Truck(s)               | Various Sizes                     | As Needed           | As Needed           | Personnel use, litter control, maintenance |
| Chipper and/or<br>Tub Grinder | Various Sizes                     | As Needed           | As Needed           | Wood waste processing, chipping            |
| Water Truck(s)                | 1,000 gallons                     | 1                   | 1 <sup>(3)</sup>    | Dust control, earth fill compaction        |
| Pump(s)                       | 10 to 500 gpm                     | 1                   | 1                   | Stormwater pumping                         |

<sup>(1)</sup>Size, number, and equipment manufacturers will vary based on operational needs and annual waste acceptance rate.

<sup>(2)</sup>Soil excavation will be conducted with an excavator and haul truck(s). The landfill will determine appropriate excavation as landfill is developed.

<sup>(3)</sup>Either two 1,000 gallon capacity water trucks or one 2,000 gallon capacity water truck may be used.



# Hinton Landfill

**Site Operating Plan  
Waste Acceptance Rate  
Permit Modification**

**City Council Work Session  
February 18, 2019**



**GARLAND**

# Hinton Landfill

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- Current allowable waste acceptance rate per Site Operating Plan (SOP) = 1,500 tons per day/ 468,000 tons per year
- SOP modification to Texas Commission on Environmental Quality (TCEQ) for increase to 3,000 tons per day/ 936,000 tons per year
- SOP modification triggered after 4 quarters of exceeding the waste acceptance rate and is required by TCEQ regulation
- FY 2018 = 1730.6 tons per day
- Modification required to be submitted within 90 days of exceedance and was submitted on 11/30/2018

# Hinton Landfill

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- No change in daily waste acceptance will occur due to this permit modification
- Waste acceptance increase expected to be gradual
- Will prepare the site to meet future needs as the population of the region grows
- Only other impact to the Landfill is the required equipment dedicated to landfill activities
  - one additional dozer is required for soil movement and placement (which we currently have)

# Hinton Landfill

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- Modification requires notification to all land owners within ¼ mile of landfill boundary
- Landfill staff has met with officials from Sachse & Rowlett to keep them updated
- Notice is generated by TCEQ
- Explains the following:
  - Details of the modification
  - How to submit public comment
  - How to receive more information
- Information posted on City website
- Direct phone contact for City representative



# Hinton Landfill

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- Current status – awaiting final notice draft
- Once received, will be mailed to required recipients
- Public comments are allowed to be submitted in writing to TCEQ for 23 days after the date the notice is mailed
- All comments are public record
- TCEQ not required to respond to comments
- If approved, notice of issuance is mailed to anyone who submitted comments or requested to be on mailing list
  - Also provide opportunity to file a motion to overturn the TCEQ's decision



# Hinton Landfill

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Questions?



**GARLAND  
CITY COUNCIL ITEM SUMMARY SHEET**

**City Council Work Session Agenda**

**3.c.**

**Meeting Date:** February 18, 2019

**Item Title:** Bond Program Public Education Plan

**Submitted By:** Dorothy White, Public & Media Relations Director

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**Summary of Request/Problem**

Multiple public education/information tools are being produced to educate voters about the upcoming bond election. The Public & Media Relations Director will provide an overview and a timeline for when those tools will be available.

**Recommendation/Action Requested and Justification**

For City Council's information and use.

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**Attachments**

Bond Program Communication Tools

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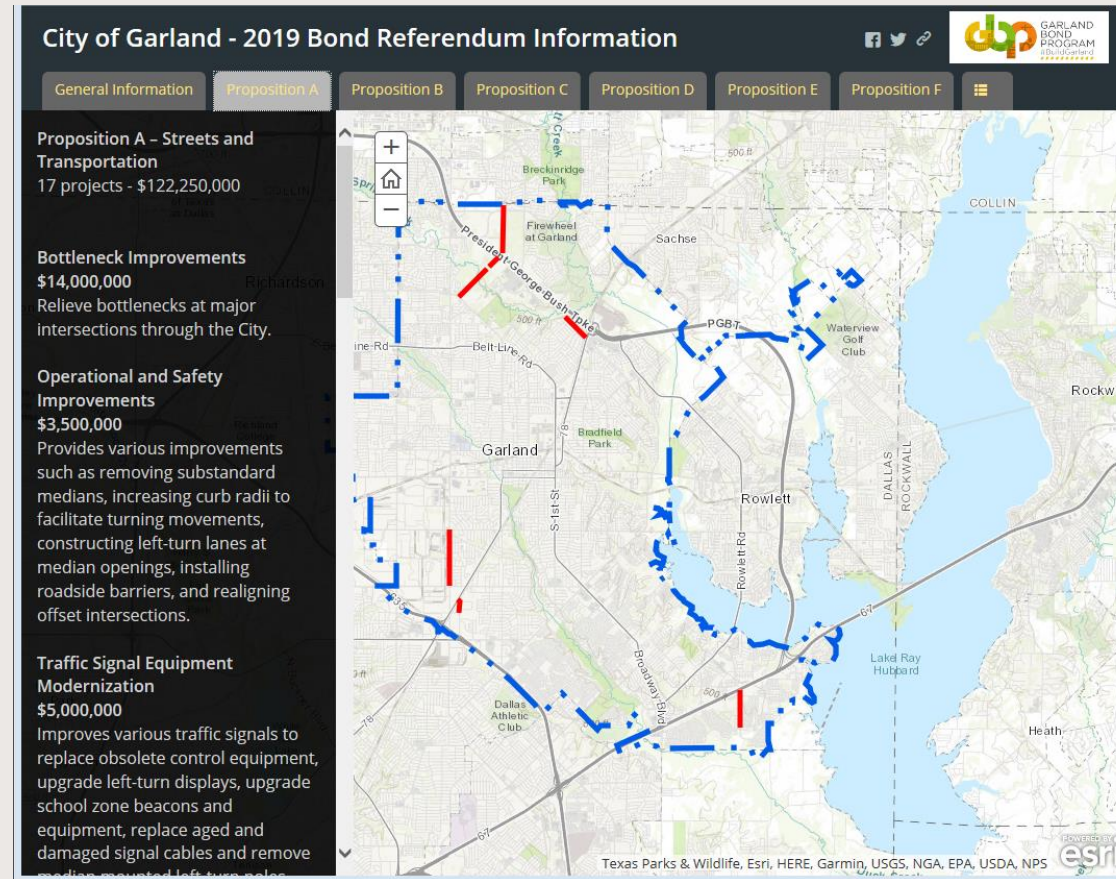
GARLAND  
BOND  
PROGRAM  
#BuildGarland  
////

## Public Communication Plan

Feb. 18, 2019

# Communications Tools

- Website – Target Go-Live March 1



# Communications Tools

- Printed Materials
  - Information Guide – approximately 20 pages
  - Single page summary for Garland City Press and as handout
  - Utility Bill Inserts – to run mid-March through mid-April
  - Display Boards – Summary Information with handouts

# Communications Tools

- Presentation Materials
  - Will create voiced version for CGTV
- Official Advertisements in April
- Announcements in weekly Briefs email, social media
- Brief overview video

# Implementation & Tax Rate

- Bond Program Implementation Time: 7 to 10 years
- Estimated Tax Rate Increase: 11.25 cents
  - Actual increase is dependent on future growth in tax base, timing of tax rate increases, interest rates, and how quickly projects are initiated and completed.
- Monthly Impact to Resident:

| Home Value | Monthly Impact to Resident | Monthly Impact to Senior |
|------------|----------------------------|--------------------------|
| \$100,000  | \$9                        | \$4                      |
| \$200,000  | \$17                       | \$12                     |
| \$300,000  | \$26                       | \$21                     |
| \$400,000  | \$35                       | \$30                     |

# Questions?



**GARLAND**  
**CITY COUNCIL ITEM SUMMARY SHEET**

**City Council Work Session Agenda**

**3.d.**

**Meeting Date:** February 18, 2019

**Item Title:** Transportation Update

**Submitted By:** Paul Luedtke, Transportation Director

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**Summary of Request/Problem**

The Transportation Director will provide an update on recent developments regarding advancing the IH 635 East Project, SH 78 and I-30.

**Recommendation/Action Requested and Justification**

Information only.

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**Attachments**

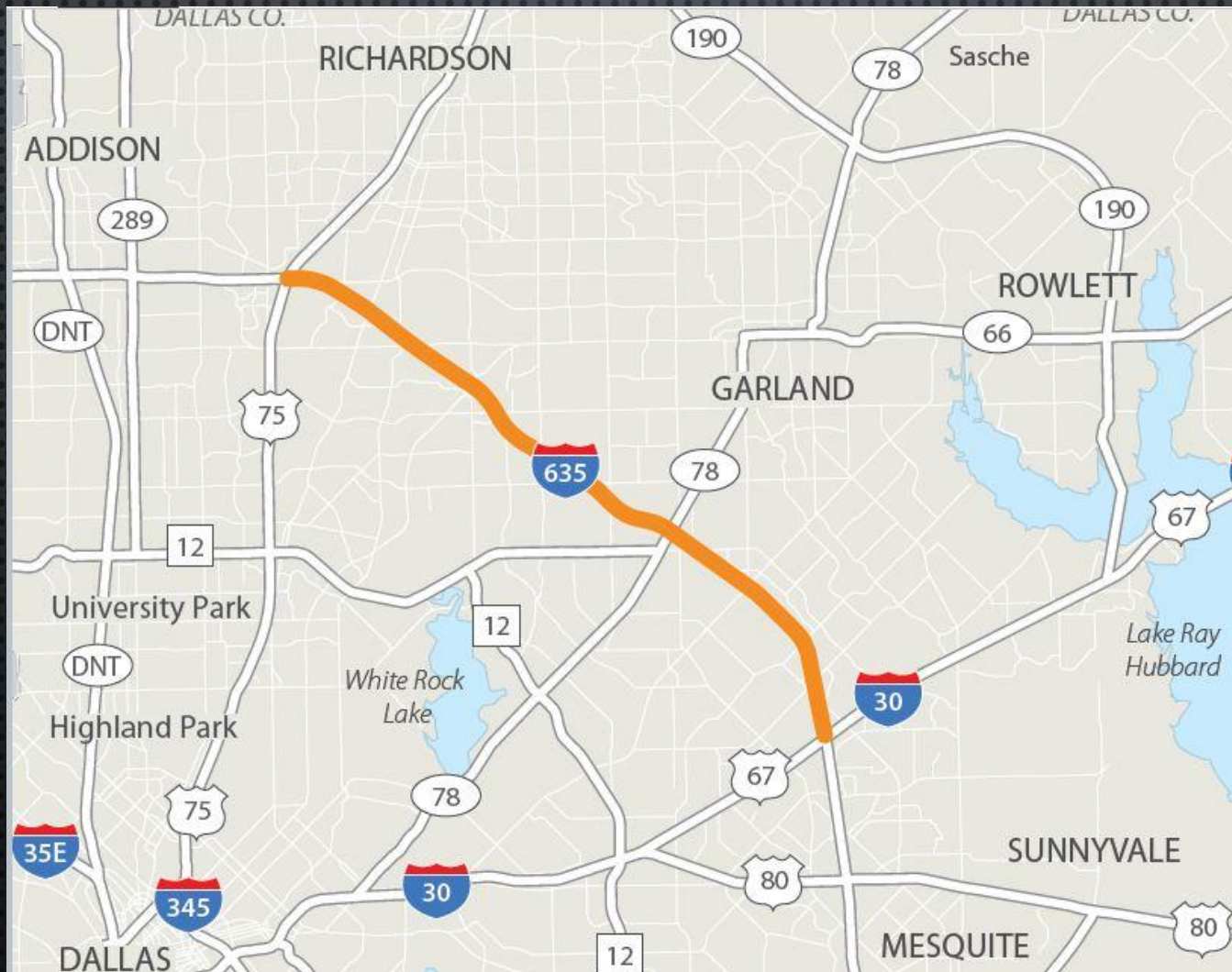
Council Quarterly Update February 2019

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# TRANSPORTATION QUARTERLY UPDATE

FEBRUARY 18, 2019

# IH 635 EAST



# IH 635 EAST

- \$1.6 BILLION – ON SCHEDULE
- JULY 2018 – BIDS SOLICITED
- AUGUST 2018 – SHORT LISTED 3 FIRMS
- APRIL 2019 – BIDS OPENED
- MAY 30, 2019 – TTC AWARD CONTRACT
- AUGUST 2019 – SIGNED CONTRACT (ANTICIPATED)
- JANUARY 2020 – CONSTRUCTION BEGINS
- 2024 – CONSTRUCTION COMPLETE

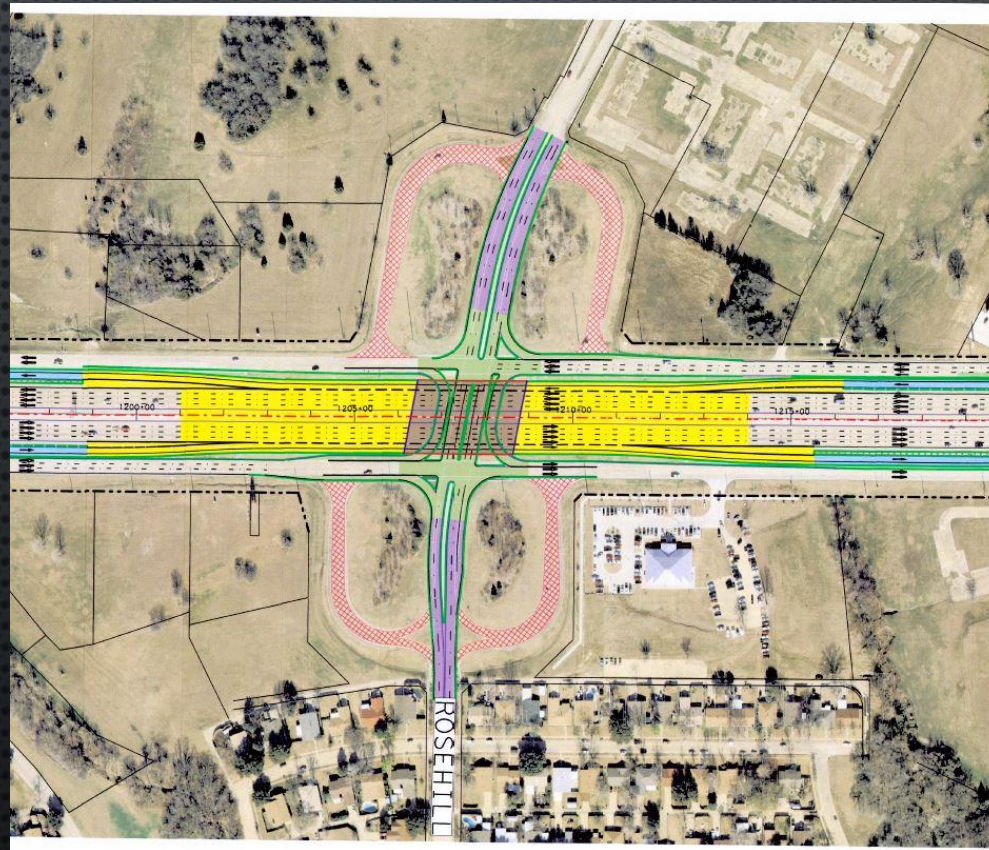
# IH 30

- TWO PROJECTS
  - WEST SECTION : DOWNTOWN DALLAS TO BASS PRO DR
  - EAST SECTION : EAST OF BASS PRO DR TO HUNT COUNTY
- FRONTAGE ROADS ACROSS LAKE
  - CHANGE FRONTAGE ROADS TO ONE WAY
- IH 635 TO BASS PRO SECTION
  - SEPARATE FROM DALLAS SECTION

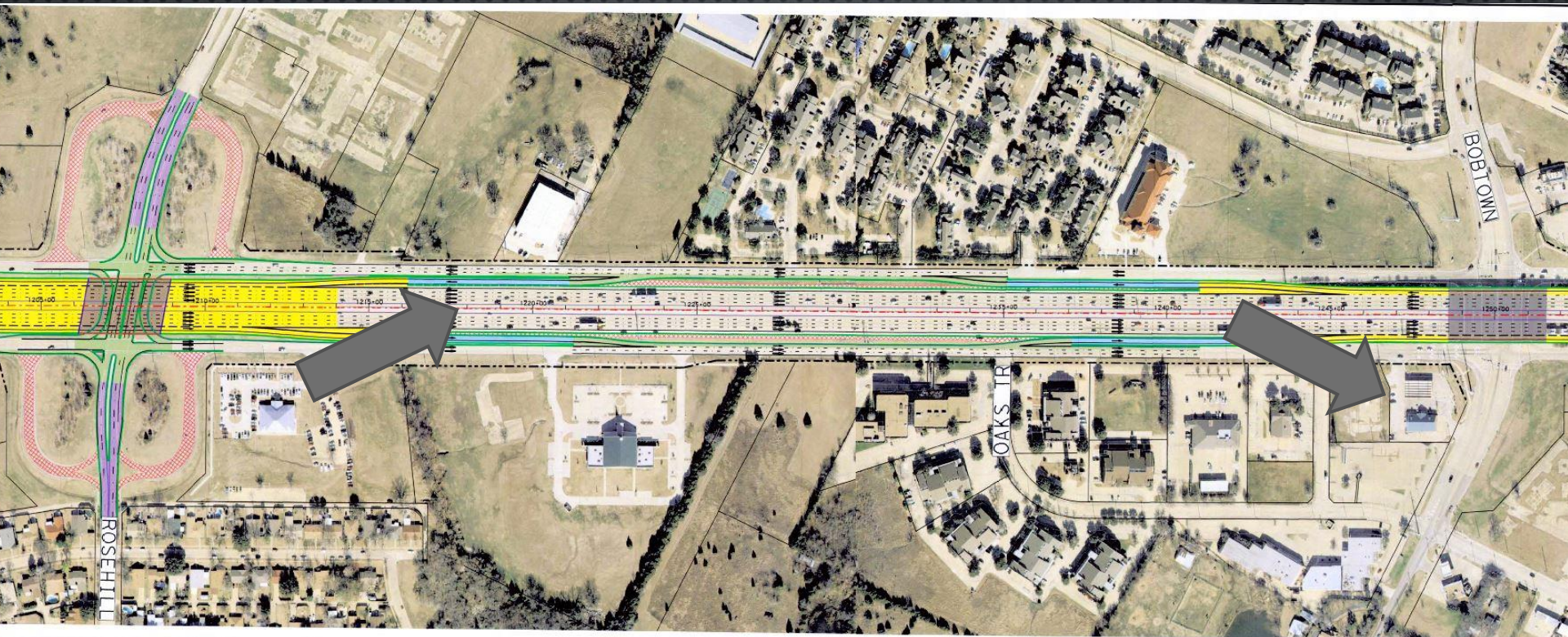
# IH 30 : EAST SECTION

- NO CHANGE TO FREEWAY OR FRONTAGE ROADS
- ELIMINATE JUGHANDLES
  - ROSEHILL RD
  - ZION RD
  - BASS PRO DR
- X RAMPS

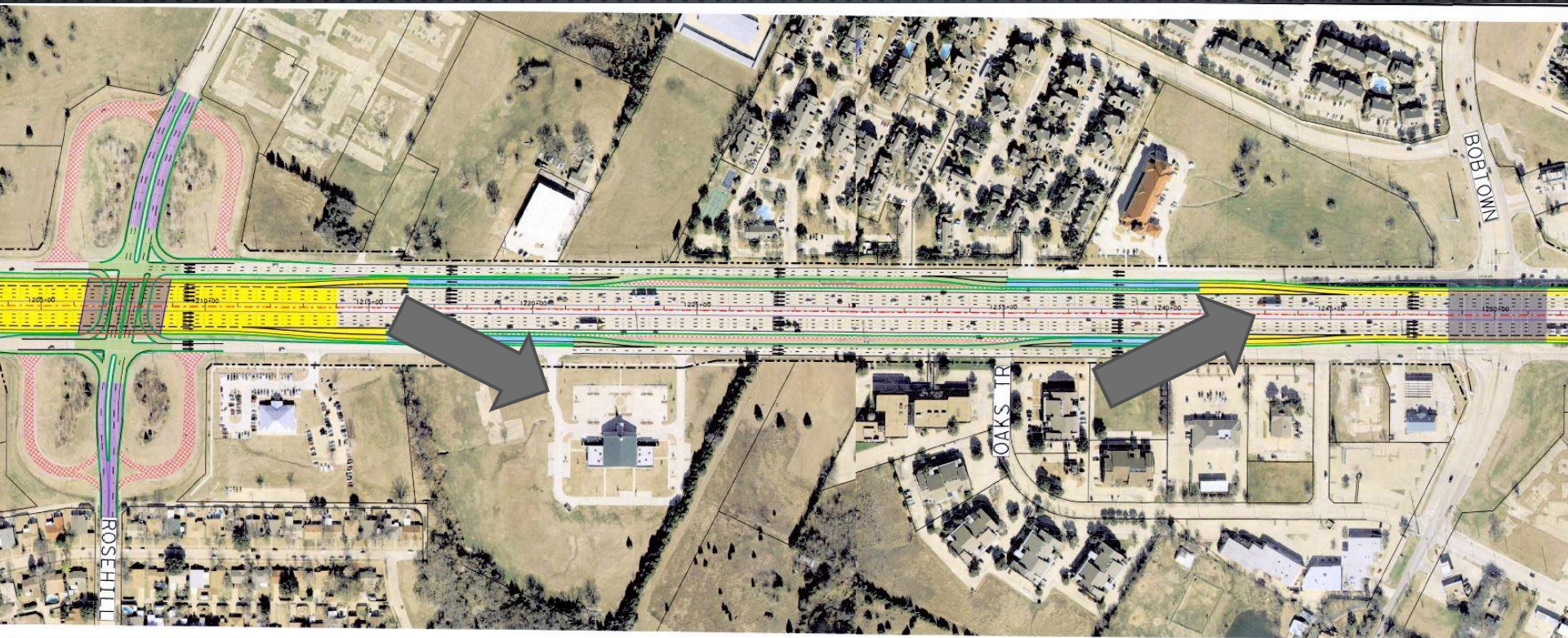
# ELIMINATE JUGHANDLES

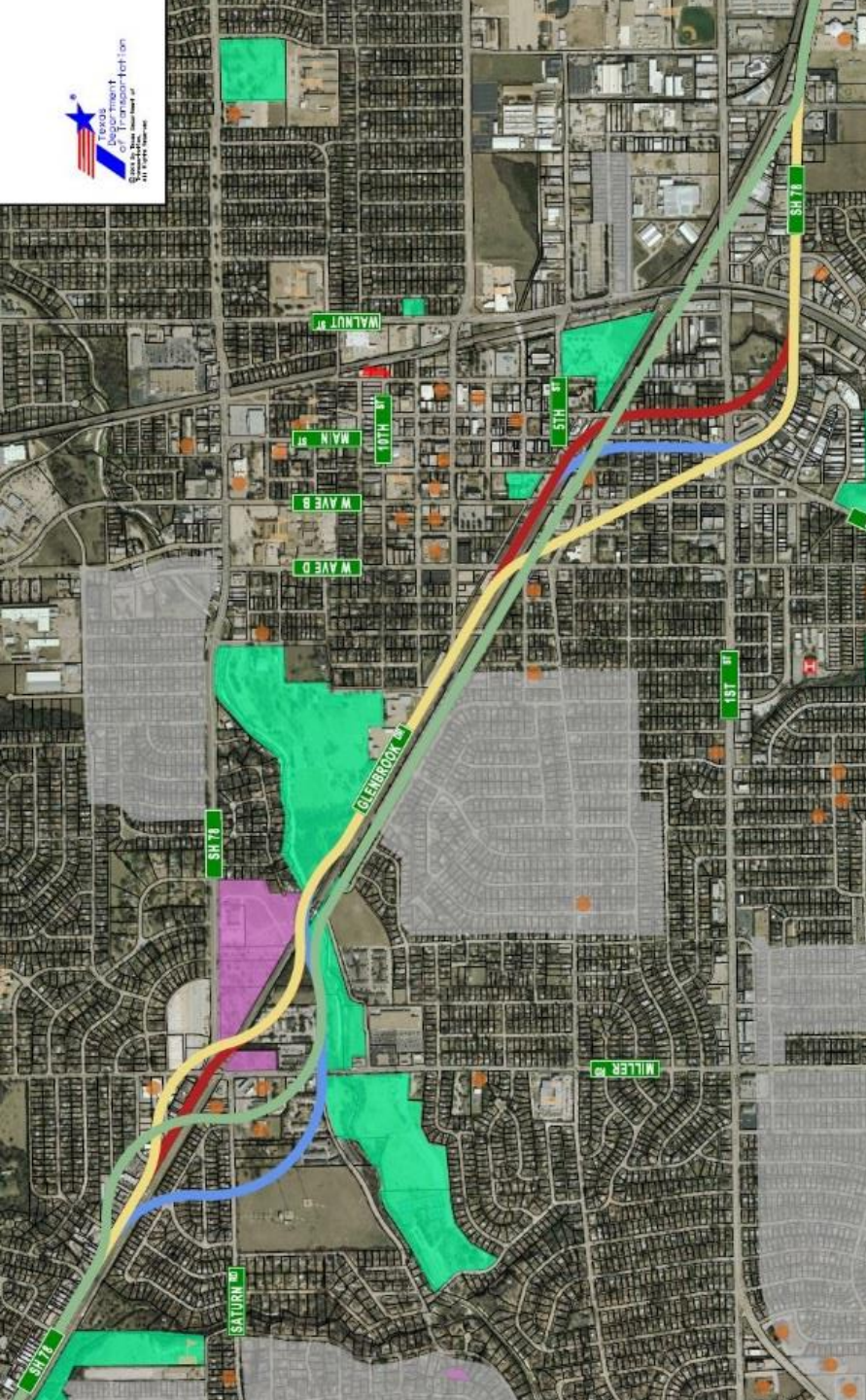


# EXISTING RAMPS



# MODERN X RAMPS





## SH 78

- PROVIDES NORTH/SOUTH CONNECTIVITY
- ELIMINATES BOTTLENECKS
  - GARLAND/MILLER/SATURN
  - FIRST/B/D/LAVON
- REDUCES TRAFFIC ON B/D
  - SCHOOL/CHURCHES
- VISIBILITY TO DOWNTOWN
- STAKEHOLDER MEETING FEBRUARY 21, 2019



**GARLAND**  
**CITY COUNCIL ITEM SUMMARY SHEET**

**City Council Work Session Agenda**

**3.e.**

**Meeting Date:** February 18, 2019

**Item Title:** GRACE in Healing Hands

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**Summary of Request/Problem**

At the request of Council Member Deborah Morris and Mayor Lori Barnett Dodson, Council is requested to discuss a request to waive approximately \$100,000 in city permits and fees related to constructing a dental clinic on First Street and State Street. The clinic is being sponsored by Lavon Baptist Church and Dr. Grace Smart to serve those in the community that would otherwise not have access to dental care.

**Recommendation/Action Requested and Justification**

Council discussion.

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**GARLAND**

**City Council Work Session Agenda**

**Meeting Date:** February 18, 2019

**Item Title:** Boards & Commissions

**Submitted By:** Elisa Morales, Management Services Coordinator , Administration

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**Summary:**

**Council Member Jerry Nickerson**

- Jerry Carter - Parks & Recreation Board
- 

**Attachments**

Jerry Carter - Parks & Recreation Board

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# GARLAND

TEXAS MADE HERE

CITY OF GARLAND  
RECEIVED  
FEB 07 2018

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: 2.6.18

Name: JERRY CARTER

Phone: [REDACTED] (Home)

Address: 2725 COUNTRY VALLEY RD.

Phone: [REDACTED] (Other)

City, State, Zip: GARLAND

Email: [REDACTED]

Resident of Garland for 70 years

Resident of Texas for 70 years

☒ Dallas County Voter Registration Number [REDACTED] Garland City Council District Number 3

☒ 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.

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

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

What is your educational background?

ASSOC. OF SCIENCE ELECTRICAL ENGINEERING TECHNOLOGY

What is your occupational experience?

47 YRS OF BUILDING CUSTOM HOMES + REMODELING HOMES IN GARLAND + SURROUNDING COMMUNITIES + COUNTIES.

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

Jerry Carter

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

- |                                                                                     |                                                           |                                                                |
|-------------------------------------------------------------------------------------|-----------------------------------------------------------|----------------------------------------------------------------|
| <input type="checkbox"/> Board of Adjustment                                        | <input type="checkbox"/> Garland Cultural Arts Commission | <input checked="" type="checkbox"/> Parks and Recreation Board |
| <input type="checkbox"/> Building and Fire Codes Board                              | <input type="checkbox"/> Garland Youth Council **         | <input type="checkbox"/> Plan Commission *                     |
| <input type="checkbox"/> Citizens Environmental and Neighborhood Advisory Committee | <input type="checkbox"/> Property Standards Board         | <input type="checkbox"/> Plumbing and Mechanical Codes Board   |
| <input type="checkbox"/> Community Multicultural Commission                         | <input type="checkbox"/> Library Board                    | <input type="checkbox"/> Senior Citizens Advisory Committee    |
| <input type="checkbox"/> Electrical Board                                           |                                                           |                                                                |

\* Plan Commission members must live in district \*\* Garland Youth Council has a separate application

### 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

Yes ☐ No ☒

Date Notified \_\_\_\_\_

Courtney Vanover 2/8/19

Resume

M.G. (Jerry) Carter, Jr.

**Garland Chamber of Commerce**

Member 1976 - 2011

Garland Image Committee - 1979

Chamber Accreditation Committee - 1985

Retail Revitalization Committee - 1985-1989

Retail Development Committee - 1989-1990

**Community Service**

**City of Garland - Boards & Committees**

Housing Standard Board - 1977-1979

Committee to Develop 1<sup>st</sup> Municipal Energy Code in Nation - 1978

Building & Fire Codes Advisory & Appeals Board - 1979-1986

Chairman 1984-1986 (Brought City of Garland under the Uniform  
Family of Codes for Building, Fire, Mechanical & Electrical)

Bond Study Committee - Streets - 1977

Bond Study Committee - Streets - 1981 (Chairman)

Bond Study Committee - Streets - 1984

Committee for development new standards for Subdivision Paving &  
Street Sizing 1981

Committee for placement of Temporary Directional Signs - 1985

Swimming Pool Fencing Committee - 1986

Retaining Wall Design Committee - 1987

Zoning Ordinance Review Committee - 1989-1990

Bond Study Committee - Streets 1991 (Chairman)

Single Family Development Standards Committee - 1993

Committee to Develop Plan for Implementation of Storm Water  
Permitting and Enforcement - 2002

South Area Plan Implementation Committee, 2002-2003

South Area Plan Implementation Committee Vice-Chairman, 2003-2006

Blue Ribbon Committee to Develop Rental Housing Standards, Inspection, &  
Enforcement - 2006

Mayor's Development Advisory Committee - 2015

**BOND STUDY COMMITTEE - 2018**

Revised August 13, 2018