

# **AGENDA**

**CITY COUNCIL WORK SESSION  
City of Garland  
Work Session Room, City Hall  
200 North Fifth Street, Garland, Texas  
October 19, 2009**

**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 or deliberations regarding a utility-related matter that the City Council in good faith determines by a vote is related to the City's public power utility's competitive activity, including commercial information, that would, if disclosed, give advantage to competitors or prospective competitors. Sec. 551.806, TEX. GOV'T CODE.

**(6:00) 1. Written Briefings:**

**a. Portfolio Summary**

*The Portfolio Summary is reported to Council each quarter. The report is in compliance with the requirements of the Public Funds Investment Act. Management of the City's portfolios is conducted in accordance with City Council Policy FIN-06, Statement of Investment, and City Council Policy FIN-05, Statement of Investment Strategy.*

**b. Rate Mitigation Fund**

*As previously directed by Council, staff provides a report on the financial position of the GP&L Rate Mitigation Fund on a quarterly basis. As of September 30, 2009, the Fund had a book balance of \$81,756,740. This balance includes all Council-approved transfers and all interest earnings since inception of the Fund.*

**c. Utility Easement Abandonment – Proposed New Safe Haven Addition, Lot 1, Block 1**

*Council is requested to consider authorizing the abandonment of a portion of the 15-foot wide utility easement that is no longer necessary due to the development planned by the Safe Haven Church of God in Christ. The easement was originally obtained for construction of a 24-inch sanitary sewer line which has since been abandoned. If Council concurs, this item will be scheduled for formal consideration at the November 3, 2009 Regular Meeting.*

**d. Community Access Preservation Act of 2009**

*Council is requested to consider adopting a resolution in support of the Community Access Preservation Act of 2009 (H.R. 3745) that was introduced to address the challenges faced by public, educational, and governmental TV channels. If Council concurs, this item will be scheduled for formal consideration at the November 3, 2009 Regular Meeting.*

Item	Key Person
<b>(6:10) 2. Verbal Briefings:</b>	
<b>a. Interviews of Animal Services Advisory Committee Candidates</b>	<b>Council</b>
<i>At the September 15, 2009 Regular Meeting, Council held a public hearing and approved an ordinance expanding the Animal Services Advisory Committee by two positions, a public health official and one impartial citizen who shall be a resident of Garland. Information was posted on the City's website requesting that citizens interested in serving on the Committee submit a Boards and Commissions application to the City Secretary's Office by Friday, October 9, 2009 at 5:00 p.m. One application was received for the public health official and eight applications were received for the at-large position. Council will interview each applicant.</i>	
<b>b. DART Update</b>	<b>Whitaker</b>
<i>The City of Garland's representative on the DART Board of Directors, Tracey Whitaker, will update Council on the following:</i>	
<ul style="list-style-type: none"><li>• <i>DART substation repairs and upkeep within Garland</i></li><li>• <i>Route changes affecting Garland DART riders</i></li><li>• <i>Update on DART activities, programs, and projects within Garland</i></li></ul>	
<b>c. Lake Pointe Marina Relocation</b>	<b>Stone</b>
<i>Council will be briefed on the status of the relocation of the Lake Pointe Marina operations from the current location on Lake Ray Hubbard at Rowlett Road to an area in the Lake Ray Hubbard Greenbelt adjacent to the Chaha boat ramp near IH 30. The marina is operated by a concessionaire under agreement with the City.</i>	
<b>d. Financial Update</b>	<b>Kauffman</b>
<i>Staff will provide Council with a financial update.</i>	
<b>e. Crime Prevention through Environmental Design</b>	<b>Bates</b>

*At the request of Council Members Douglas Athas and Laura Perkins Cox, the Police Department will make a presentation to Council on crime prevention through environmental design.*

**f. Ongoing Security Issues at Vacant Commercial Properties** **Bates**

*At the request of Council Members John Willis and Laura Perkins Cox, Council is requested to discuss ongoing security issues at vacant commercial properties.*

**g. Audit Committee Report** **Hametner**

*The Audit Committee will make a report to Council on the following items:*

- *FY 2009 Audit by Deloitte & Touche LLP (Williams)*
- *Audit Investigation of Detention Center (Williams)*
- *Draft FY Annual Audit Plan (Hametner)*

**(9:30) 4. Discuss Appointments to Boards and Commissions** **Council**

- *Board of Adjustment – John Thomas McDonald*
- *Senior Citizens Advisory Committee – Joanne E. Stephens*
- *Downtown TIF – Jason Bryant Curtis*

**5. Consider the Consent Agenda** **Council**

*A member of the City Council may ask that an item on the consent agenda for the next regular meeting be pulled from the consent agenda and considered separate from the other consent agenda items. No substantive discussion of that item will take place at this time.*

**6. Announce Future Agenda Items** **Council**

*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.*

**(10:00)7. Adjourn**

**Council**

**(Estimated time to consider)**