

AGENDA

**CITY COUNCIL WORK SESSION
City of Garland
Work Session Room, City Hall
200 North Fifth Street, Garland, Texas
November 3, 2008**

5:00 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.

(5:00) 1. Written Briefing:

a. Deny Oncor Rate Increase Request

Oncor Electric Delivery Company (“Oncor”) filed an application on or about June 27, 2008 with cities retaining original jurisdiction seeking to increase system-wide transmission and distribution rates by \$275 million. The requested rate increases, if approved, would increase residential rates 17.6%, commercial rates 9.1%, and streetlights 5.8%. Approximately 15% of Garland receives electric service from Oncor and would be affected by the rate increases. The City would be directly affected due to increased electric cost for streetlights and government facilities serviced by Oncor. Council is requested to consider an ordinance to deny Oncor’s request to increase rates. This item is scheduled for formal consideration at the November 3, 2008 Regular Meeting.

Item	Key Person
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(5:10) 2. Verbal Briefing:

a. Foreign Trade Zone

Glenn

Fossil, Inc., a watch and accessories distributor, currently has two distribution facilities located in a foreign trade zone in the Dallas/Fort Worth area. The company requires additional distribution space and has decided to lease an approximately 154,000 square feet portion of a building at 3901 West Miller Road, Garland. Fossil is in the process of preparing a temporary minor boundary modification application to expand the Fossil zone to temporarily include the leased area for the term of the lease, which is 64 months. The application will be formally submitted by the Grantee of Foreign Trade Zone 39, the Dallas/Fort Worth International Airport Board, to the Foreign Trade Zones Board in the Department of Commerce. As part of the process, Fossil has requested a letter of support from the City of Garland.

b. Ordinance Related to Reasonable

Neighbor

Accommodation from the Garland Zoning Ordinance

The Office of the City Attorney will brief Council on a proposed ordinance to provide a formal mechanism for an applicant to request reasonable accommodation from the City of Garland from the requirements of the zoning ordinance as necessary to accommodate a person with disabilities as required by the Fair Housing Amendments Act and the Americans with Disabilities Act.

- c. Conservation Standards within the 190 Overlay District** **Development Services Committee**

The Development Services Committee is recommending that the Council discuss forming a citizen committee to explore the feasibility and advisability of establishing LEED energy conservation standards in the S.H. 190 corridor.

(6:00) 3. Regular Items:

- a. Proposed Amendment of the City's Comprehensive Zoning Ordinance Regarding Wind Energy Systems** **Montgomery**

At the October 21, 2008 Regular Meeting, Council considered an ordinance that would provide a definition and regulations for Wind Energy Systems. At the conclusion of the discussion, this item was postponed until the November 18, 2008 Regular Meeting with direction to staff that the item also be placed on the next Work Session agenda for further discussion.

- (6:40) 4. Discuss Appointments to Boards and Commissions** **Council**

- 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.

(6:45) 7. Adjourn

Council

(Estimated time to consider)