

# **AGENDA**

**CITY COUNCIL WORK SESSION  
City of Garland  
Work Session Room, City Hall  
200 North Fifth Street, Garland, Texas  
November 16, 2009**

**Council will meet beginning at 5:00 p.m.**

## **Executive Session**

**Consider Competitive Matters in the Electric Utility; The Texas Open Meetings Act does not require a public power utility governing body to conduct an open meeting to deliberate, vote or take final action on any competitive matter, as that term is defined in Subsection 551.086. "Competitive matter" means a utility-related matter that the public power utility governing body in good faith determines by a vote under this section is related to the public power utility's competitive activity, including commercial information, and would, if disclosed, give advantage to competitors or prospective competitors. Section 551.086(b)(3), Texas Government Code.**

### **1. FY09 QSE & Power Marketing Activities**

## **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. Change Order – Commerce Elevated Water Tank Telecommunications Improvements**

*Council is requested to consider approving a \$382,487 change order that would allow City telecommunications equipment to be included with the ongoing construction of the Commerce Water Tank. If Council concurs, this item will be scheduled for formal consideration at the December 1, 2009 Regular Meeting.*

**b. Park Names**

*Council is requested to consider a recommendation by the Parks and Recreation Board to name two parks in honor of former City of Garland Park and Recreation Department Directors, Jack M. Hayes and Robert E. "Bob" Hall. If Council concurs, this item will be scheduled for formal consideration at the December 1, 2009 Regular Meeting.*

**c. Texas Department of Transportation's STEP – Impaired Driving Mobilization Grant**

*Council is requested to consider accepting a Texas Department of Transportation – Selective Traffic Enforcement Program Impaired Driving Mobilization grant in the amount of \$15,000. The purpose of this grant is to save lives and reduce motor vehicle accidents and related injuries by aggressively enforcing the laws of the State of Texas associated with Driving While Intoxicated. This item is scheduled for formal consideration at the November 17, 2009 Regular Meeting.*

**d. Change Order No. 1 – Quanta Utility Services ERT Meter Change-out Project**

*Council is requested to consider authorizing Change Order No. 1 in the amount of \$25,000 for the purchase of a software reporting mechanism upgrade in the meter accounting function that provides computer generated reports in lieu of handwritten forms. If Council concurs, this item will be scheduled for formal consideration at the December 1, 2009 Regular Meeting.*

**e. Transportation Enhancement 2009 Program**

*The Statewide Transportation Enhancement Program is accepting project nominations for its 2009 Program. Staff is proposing to submit two projects, the "Downtown Pedestrian and Streetscape Enhancement" and the "Duck Creek Greenbelt Trail – South Extension." If Council concurs, this item will be scheduled for formal consideration at the December 1, 2009 Regular Meeting.*

**f. Energy Efficiency Conservation Block Grant:  
Formula Grant through ARRA**

*Council is requested to consider authorizing staff to submit the final application for the project activities for the Energy Efficiency Conservation Block Grant (EECBG) formula grant funds under the American Recovery and Reinvestment Act of 2009. If Council concurs, staff will proceed with completing the application process.*

**g. Neighborhood Vitality Matching Grant**

*As recommended by the Community Services Committee, Council is requested to review and consider approval of all Neighborhood Vitality applications as submitted. If Council concurs, this item will be scheduled for formal consideration at the December 1, 2009 Regular Meeting.*

Item	Key Person
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**(6:15) 2. Verbal Briefings:**

**a. Texas Enterprise Zone Program -  
Sears Logistics Services, Inc.**

**Mayer**

*Sears Logistics Services, Inc. plans to invest \$5 to \$7 million in its facility and equipment improvements over the next five years. This project will increase their Garland business personal property value by a total of \$17,000 to \$24,000. The Garland Economic Development Partnership Steering Committee is recommending that Council provide support for the nomination of Sears Logistics Services, Inc. for the Texas Enterprise Zone Program and support of employee training. This item is scheduled for a public hearing and formal consideration of an ordinance at the November 17, 2009 Regular Meeting.*

**b. GREAT Homes Program Update** **King**

*Staff will make a presentation to Council on the current status of the GREAT Homes Program, a foreclosure and neighborhood revitalization effort funded by Federal and State Neighborhood Reinvestment Program grants.*

**c. Use of Handheld Communication Devices** **Mayor**

*At the request of Mayor Ronald Jones, Council is requested to discuss the use of handheld communication devices in school zones.*

**d. Security of City Buildings** **Mayor**

*At the request of Mayor Ronald Jones, Council is requested to discuss security of City buildings.*

**3. 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.*

**4. 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.*

**(7:30) 5. Adjourn** **Council**

**(Estimated time to consider)**