

AGENDA

**CITY COUNCIL WORK SESSION
City of Garland
Work Session Room, City Hall
200 North Fifth Street, Garland, Texas
December 13, 2011**

Council will meet beginning at 4:30 p.m.

Executive Session

- 1. Consult with attorney(s) regarding 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]**
 - a. GGI Waste to Energy Project**

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]

(5:00) 1. Written Briefings:

a. Metropolitan Medical Response System Grant Program

Council is requested to consider authorizing the acceptance of the FY2011 Metropolitan Medical Response System Grant Program award totaling \$267,608.35 for a 20-month period ending August 31, 2013. This grant will allow the City to enhance its capabilities to respond to the disaster-related needs of its citizens and also provide the necessary funding to sustain current activities and future enhancements without an economic impact to the City. This item is scheduled for formal consideration at the December 13, 2011 Regular Meeting.

b. Urban Area Security Initiative Grant Program

Council is requested to consider authorizing the acceptance of the FY2011 Urban Area Security Initiative Grant award totaling \$121,000 for a 20-month period ending August 31, 2013. This grant will allow the City of Garland to enhance its capabilities to respond to the disaster-related needs of its citizens and also provide the necessary funding to sustain current activities and future enhancements without an economic impact to the City. This item is scheduled for formal consideration at the December 13, 2011 Regular Meeting.

c. Urban Area Security Initiative – Law Enforcement Terrorism Prevention Activity Grant Program

Council is requested to consider authorizing the acceptance of the FY2011 Urban Area Security Initiative – Law Enforcement Terrorism Prevention Activity Grant award totaling \$170,692 for a 20-month period ending August 31, 2013. This grant will allow the City of Garland to enhance its capabilities to respond to terrorism-related needs of its citizens and also provide the necessary funding to sustain current activities and future enhancements without an economic impact to the City. This item is scheduled for formal consideration at the December 13, 2011 Regular Meeting.

d. Assistance Request for Nonprofit Special Event

Council is requested to consider a request by the Garland NAACP for the waiver of expenditures for city services in the amount of \$6,600 required for their Martin Luther King, Jr. Parade and March and Youth Musical event on Saturday, January 14, and Sunday, January 15, 2012. City Council Policy No. OPNS-29, Assistance to Nonprofit Organizations, states that requests from nonprofit organizations for donated services in excess of \$1,000 must be brought to Council for consideration.

Item	Key Person
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(5:15) 2. Verbal Briefings:

a. Update on 2011 Health and Code Compliance Departmental Activities **Briley**

Staff will provide an update on Health and Code Compliance departmental activities in 2011.

b. Discussion regarding the Comprehensive Plan - Envision Garland **Montgomery**

Staff will provide an update on the Envision Garland Comprehensive Plan.

c. GGI Waste to Energy Facilities Project **Glenn**

Staff will be available to address questions concerning the proposed Waste to Energy Feedstock Supply Agreement and Ground Lease Agreement between the City of Garland and GGI Operations Garland, LLC. This item is scheduled for formal consideration at the December 13, 2011 Regular Meeting.

d. Resolution Condemning Racism

Mayor/Cox/Jeffus

At the request of Mayor Ronald E. Jones and Council Members Laura Perkins Cox and Larry Jeffus, Council is requested to discuss approving a resolution condemning racism. This item is scheduled for formal consideration at the December 13, 2011 Regular Meeting.

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.

(6:45) 5. Adjourn

Council

(Estimated time to consider)

AGENDA

REGULAR MEETING OF THE CITY COUNCIL

City of Garland

Council Chambers, City Hall

200 North Fifth Street, Garland, Texas

December 13, 2011

7:00 p.m.

The City Council extends to each visitor a sincere welcome. We value your interest in your community and your participation in the meetings of this governing body. Regular meetings of the City Council are held the 1st and 3rd Tuesdays of each month, beginning at 7:00 p.m.; the City Council meets regularly in work sessions at 6:00 p.m. the Monday preceding each regular meeting.

The Garland City Hall and Council Chambers are wheelchair accessible. Special parking is available on the north side of City Hall and the building may be accessed by a sloped ramp from the parking area to the door facing Fifth Street. Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services must contact the City Secretary's Office at (972) 205-2403 at least two working days prior to the meeting so that appropriate arrangements can be made. **BRAILLE IS NOT AVAILABLE.**

CITY COUNCIL GOALS 2020

(Adopted by Resolution No. 9402 on December 20, 2005)

- **Sustainable quality development and redevelopment**
- **Financially stable government with tax base that supports community needs**
- **Defends rightful powers of municipalities**
- **Fully informed and engaged citizenry**
- **Consistent delivery of reliable City services**
- **Safe, family-friendly neighborhoods**
- **Embrace diversity**

CONSENT AGENDA

All items under this section are recommended for approval by a single motion of Council, without discussion. Council has been briefed on these items at a previous work session and approval of the consent agenda authorizes the City Manager to implement each item. The Mayor will announce the agenda and provide an opportunity for members of the audience and the City Council to request that an item be removed and considered separately.

1. Consider approval of the minutes of the December 6, 2011 Regular Meeting.

2. Consider approval of the following bids:

- a. **Water and Sanitary Sewer Main Repair** **Bid No. 2667-12**

Tri-Con Services, Inc. **\$1,500,000.00**

This request is for the repair and replacement of water and sanitary sewer mains and related utilities at various locations throughout the City on an as needed basis.

- b. **Police and Pursuit Vehicles** **Bid No. 2676-12**

Reliable Chevrolet **\$769,041.88**

This request is for the replacement of eight (8) police vehicles and twenty-three (23) pursuit vehicles.

- c. **Pool Filtration Equipment** **Bid No. 2699-12**

Sunbelt Pools **\$184,618.09**

This request is for the necessary equipment required to replace the pool filtration system at Surf and Swim Wave Action Swimming Pool. The filtration system needs to be replaced prior to the Memorial Day opening.

3. **A public hearing was previously conducted for the following zoning case. Council approved the requests and instructed staff to bring forth the following ordinance for consideration.**

Zoning File No. 11-33, Sovran Self Storage

Consider an ordinance amending the zoning laws of the City of Garland by approving an amendment to Planned Development (PD) District 11-05 for Limited Commercial 1 Uses and a Detail Plan for self-storage units on a 1.187-acre tract of land located south of Apollo Road and east of Shiloh Road.

4. **Consider a resolution authorizing the City Manager to execute Change Order No. 12 – Guaranteed Maximum Price Reconciliation to reduce the contract with Harrison, Walker & Harper LP.**

At the December 5, 2011 Work Session, Council considered authorizing Change Order No. 12 to reduce the contract with Harrison, Walker & Harper LP for the McIntire Operations Center located at 525 E. Avenue B by the amount of \$37,669.83 following a reconciliation of the project costs to the guaranteed maximum price awarded originally.

5. **Consider a resolution adopting the annual review of the City's Investment Policy and Financial Policy and approving the Statement of Investment Strategy.**

At the December 5, 2011 Work Session, Council considered adopting the annual review of the City's written Investment Policy, Investment Strategy, and approved broker list.

6. **Consider an ordinance authorizing the 2011 Commercial Paper Program.**

At the December 5, 2011 Work Session, Council considered authorizing the termination of existing agreements and authorize new agreements for commercial paper dealer services and liquidity facility provider. The General Obligation Tax-Exempt Commercial Paper Program that was initially approved in 2002 has been a low-cost financing tool for the 1991, 1997, and 2004 bond programs. The contractual agreement with the commercial paper dealer reaches the end of its three-year term in December 2011.

7. **Consider by minute action authorizing the acceptance of the Metropolitan Medical Response System Grant Program Award totaling \$267,608.35.**

At the December 13, 2011 Work Session, Council was scheduled to consider authorizing the acceptance of the Metropolitan Medical Response System Grant Program award totaling \$267,608.35 for a 20-month period ending August 31, 2013. This grant will allow the City of Garland to enhance its capabilities to respond to the disaster related needs of its citizens and also provide the necessary funding to sustain current activities and future enhancements without an economic impact to the City.

8. **Consider by minute action authorizing the acceptance of the Urban Area Security Initiative Grant Program Award totaling \$121,000.**

At the December 13, 2011 Work Session, Council was scheduled to consider authorizing the acceptance of the Urban Area Security Initiative Grant Program award totaling \$121,000 for a 20-month period ending August 31, 2013. This grant will allow the City of Garland to enhance its capabilities to respond to the disaster related needs of its citizens and also provide the necessary funding to sustain current activities and future enhancements without an economic impact to the City.

9. **Consider by minute action authorizing the acceptance of the Urban Area Security Initiative – Law Enforcement Terrorism Prevention Activity Grant Program Award totaling \$170,692.**

At the December 13, 2011 Work Session, Council was scheduled to consider authorizing the acceptance of the Urban Area Security Initiative – Law Enforcement Terrorism Prevention Activity Grant Program award totaling \$170,692 for a 20-month period ending August 31, 2013. This grant will allow the City of Garland to enhance its capabilities to respond to the disaster related needs of its citizens and also provide the necessary funding to sustain current activities and future enhancements without an economic impact to the City.

10. **Consider a resolution authorizing the City Manager to execute an agreement with GGI.**

At the December 13, 2011 Work Session, Council was scheduled to consider authorizing the Waste to Energy Feedstock Supply Agreement and Ground Lease Agreement between the City of Garland and GGI Operations Garland, LLC.

11. Consider a resolution adopting the Analysis of Impediments to Fair Housing Choice Plan.

At the December 5, 2011 Work Session, Council considered approving the Analysis of Impediments to the Fair Housing Choice Plan submitted by the Fair Housing Department and the Housing and Community Services Department.

12. Consider by minute action authorizing the City Manager to execute the design/build contract for security improvements to the Rowlett Creek and Duck Creek Wastewater Treatment Facilities.

Funding to provide security improvements for the City's Wastewater Treatment Plants was approved through the 2011 CIP process.

13. Consider a resolution condemning racism.

At the December 13, 2011 Work Session, Council was scheduled to discuss adopting a resolution condemning racism.

14. Citizen comments.

Persons wishing to address issues not on the agenda may have three minutes to address Council at this time. Council is prohibited from discussing any item not posted according to the Texas Open Meetings Act.

15. Adjourn.

All Regular Council meetings are broadcast live on CGTV, Time Warner Cable Channel 16, and Verizon FIOS TV 44. Meetings are rebroadcast at 9:00 a.m. and 7:00 p.m. on Wednesday-Sunday and at 7:30 p.m. on Thursday. Live streaming and on-demand videos of the meetings are also available online at www.garlandtx.gov. Copies of the meetings can be purchased through the City Secretary's Office – audio CD's are \$1 each and DVD's are \$3 each.