

AGENDA

REGULAR MEETING OF THE CITY COUNCIL

City of Garland

Council Chambers, City Hall

200 North Fifth Street, Garland, Texas

August 21, 2012

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. **BRILLE 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 August 7, 2012 Regular Meeting.

2. Consider approval of the following bids:

- a. Cab and Chassis with Roll-Off Body Bid No. 2948-12

Bruckner Truck Sales	\$319,061.64
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This request is for the replacement of two Mack cab and chassis with roll-off bodies to be used by the Environmental Waste Services Department in daily operations.

- b. Underground Maintenance and Construction Bid No. 2984-12

T & D Solutions	\$1,500,000.00
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This request is to provide all labor, tools, and equipment necessary for maintenance and construction on GP&L underground electric distribution projects.

- c. Materials for 138kV Transmission Line Rebuild Bid No. 3003-12

Techline, Inc.	\$785,476.43
Contingency	<u>164,523.57</u>
TOTAL	<u><u>\$950,000.00</u></u>

This request is for the purchase of materials necessary to rebuild the Olinger to Greenville 138kV transmission line. This is part of the ERCOT transmission planning requirement for system reliability and security.

d. Cab and Chassis for Sewer Truck Body

Bid No. 3075-12

Rush Truck Center, Houston

\$109,072.00

This request is for the purchase of a cab and chassis for the previously approved sewer truck body to be used by the City of Garland Water/Wastewater Department in daily operations.

e. Conductor for 138kV Transmission Line Rebuild

Bid No. 3508-12

**Techline, Inc.
Contingency**

\$1,046,406.00

53,594.00

TOTAL

\$1,100,000.00

This request is for the purchase of a conductor required to build the Olinger to Greenville 138kV transmission line. This is part of the ERCOT transmission planning requirement for system reliability and security.

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

Zoning File No. 12-36, Firewheel Master Partnership

Consider an ordinance amending the zoning laws of the City of Garland by approving an amendment to Planned Development (PD) District 12-08 for Freeway Uses regarding regulation of freestanding signs on a 170-acre tract of land located northeast of the intersection of State Highway 78/Lavon Drive and State Highway 190 (President George Bush Turnpike).

- 4. Consider a resolution changing the date of the first regular meeting of October 2012.**

This year Texas will celebrate National Night Out on Tuesday, October 2, 2012. The first regular Council meeting in October is also scheduled on that same night. Rescheduling their meeting to Monday, October 1, 2012, would allow the Mayor and Council Members the opportunity to participate in local National Night Out activities in the community. This item was scheduled for Council consideration at the August 20, 2012 Work Session.

5. **Consider a resolution authorizing the City Manager to execute a prepayment agreement among and between the City of Bryan, City of Denton, City of Garland, and City of Greenville regarding an elective program of prepayment of fixed cost power purchase payments to the Texas Municipal Power Agency (TMPA).**

On July 12, 2012, the TMPA Board of Directors passed a resolution providing an option for TMPA Member Cities (City of Bryan, City of Denton, City of Greenville, City of Garland) for the administration of funds received from Member Cities for the purpose of refunding or prepaying a portion of TMPA's outstanding revenue refunding bonds, Series 1993. TMPA is proposing the use of escrow accounts as an option to manage the Series 1993 debt service and seeks the approval of an agreement between the Member Cities to allow the use of the escrow accounts. This item was considered by Council at the August 6, 2012 Work Session.

6. **Consider by minute action authorizing the City Manager to execute an Amendment Agreement No. 3 to the Automated Red Light Enforcement Service Agreement (SafeLight Program).**

The agreement between the City and its automated red light enforcement vendor (Xerox State and Local Solutions, Inc.) is in need of updating in order to formalize a number of operational changes that the parties have operated under for some time as well as provisions that are either no longer necessary or are in need of modification. This item was scheduled for Council consideration at the August 20, 2012 Work Session.

ITEMS FOR INDIVIDUAL CONSIDERATION

Speaker Regulations:

Anyone wishing to speak for, against, or on agenda items must fill out a speaker card and give it to the City Secretary before speaking (cards located at the entrance to the Council Chambers). The Mayor will recognize speakers; he may impose a time limit and may provide for rebuttal. All comments and testimony are to be presented from the podium.

7. Hold public hearings on the following zoning cases:

- a. Consider the application of Illiana Rojas, requesting approval of a Specific Use Permit for Reception Facility on property zoned Industrial 1 (I-1) District. The property is located at 2800 West Kingsley Road Suite 100 and 101. (File 12-34)**

The proposal is for approval of a Specific Use Permit for a Reception Facility currently operating in Suite 100 to expand into Suite 101. At the July 23, 2012 meeting, the Plan Commission (by an 8 to 0 vote) recommended approval of the Specific Use Permit for a period of 5 years tied to Illiana Rojas as recommended by staff.

- b. Consider the application of Provence @ Firewheel, L.P. requesting approval of an amendment to Planned Development District 04-19 for Single Family Uses regarding regulation of garages on lots not served by an alley. The properties are located at 909 and 917 Chumley Road; 810 and 818 Rimes Drive; 809 Sharp Court; and 1210, 1206, 1114, 1002, 914, 910, 906 and 902 Means Farm Road. (File 12-37)**

The proposal is for approval of an amendment to PD 04-19 on 13 remaining vacant lots to allow the garage door to face the street of a front entry house if it is for a third garage. At the July 23, 2012 meeting, the Plan Commission (by an 8 to 0 vote) recommended approval of the amendment as recommended by staff.

8. Hold a public hearing regarding the 2012-13 Proposed Budget.

Section 5, Article VII, of the City Charter requires that a public hearing be held on the Proposed Budget for the coming fiscal year. At the public hearing, all interested persons shall be given an opportunity to be heard for or against any item contained in the Proposed Budget. The Proposed Budget for 2012-13 has been available for public inspection in the City libraries, in the City Secretary's Office, and on the City's website since August 8, 2012. A second public hearing on the Proposed Budget is scheduled for Thursday, August 30, 2012. The 2012-13 Budget is scheduled for formal adoption on September 4, 2012.

9. Hold a public hearing regarding the 2012-13 Proposed Tax Rate.

The Texas Property Tax Code, Section 26.05(d), provides that a governing body may not adopt a tax rate that exceeds the lower of the rollback tax rate or 103 percent of the effective rate until it has held two public hearings on the proposed increase. The 2012-13 Proposed Budget is based on a tax rate of 70.46 cents per \$100 of valuation, which does not exceed 103 percent of the effective tax rate of 71.48 cents or the rollback rate of 74.23 cents. The City, at its option, is choosing to have two public hearings on the proposed tax rate. A second public hearing is scheduled for Thursday, August 30, 2012.

10. Consider an ordinance amending Chapter 10, "Administration," of the Code of Ordinances of the City of Garland.

At the July 2, 2012 Work Session, Council formed an Ad Hoc Committee on the City Secretary position. The Committee met on July 9 and presented their recommendations to Council at the July 17, 2012 Work Session. At the August 7, 2012 Regular Meeting, Council considered an ordinance amending Chapter 10, "Administration", of the Code of Ordinances. Council postponed formal consideration of this item to the August 21, 2012 Regular Meeting with additional discussion at the August 20, 2012 Work Session.

11. Consider by minute action appointments to the Garland Housing Finance Corporation Board of Directors.

The terms of office for Ed Jackson and Chris Liebrum as members on the Garland Housing Finance Corporation (GHFC) Board of Directors will expire on August 31, 2012. Council received letters of interest and resumes from

three applicants (Ed Jackson, Chris Liebrum, Frank Chavez) expressing their desire to be reappointed or appointed to the GHFC Board. Council was scheduled to interview the applicants at the August 20, 2012 Work Session.

12. Consider appointments to Boards and Commissions.

Board members are selected for two-year terms by the City Council in August. Terms are usually staggered whereby at least half of the membership has board experience. Board members are appointed based on qualifications.

- *Gregory B. Davis – Parks and Recreation Board (Dodson)*
- *Kenneth R. Puckett – Building and Fire Codes Board (Willis)*
- *Minerva I. Moreno –Community Multicultural Commission (Goebel)*
- *Thomas Jerry Redden – Library Board (Cahill)*
- *Debbie Starling – Housing Standards Board (R. Williams)*

13. 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.

14. 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.

Minutes of the City Council Regular Meeting
Garland, Texas
August 7, 2012
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The City Council of the City of Garland, Texas convened in regular session at 7:00 PM on Tuesday, August 7, 2012 in the Council Chambers at City Hall with the following members present:

Mayor	Ronald E. Jones
Mayor Pro Tem	John Willis
Councilmember	Anita Goebel
Councilmember	Marvin 'Tim' Campbell
Deputy Mayor Pro Tem	Preston Edwards
Councilmember	Lori Barnett Dodson
Councilmember	Rick Williams
Councilmember	B.J. Williams
Councilmember	Jim Cahill

STAFF PRESENT:	City Manager	William E. Dollar
	City Attorney	Brad Neighbor
	Interim City Secretary	Elaine Simpson
	Recording Secretary	Yvonne Naser

CALL TO ORDER: The meeting was called to order by Mayor Ronald E. Jones. Councilman B.J. Williams led the invocation and the pledge of allegiance.

CEREMONIALS: The Mayor issued the following Special Recognitions:

- NAACP Branch and NAACP Youth Council.
- Uriel Villalpando – Code Compliance
- David Greer, Sr. 20 Years of Service on the Parks and Recreation Board.

CONSENT AGENDA: All items marked with asterisks (**) on the Consent Agenda were voted on at the beginning of the meeting. Motion was made by Councilman B.J. Williams and second by MPT John Willis to approve items 1, 2.a., 2.b., 3., 4., 5 and 6 as presented. Motion carried unanimously: 9 Ayes; 0 Nays; and 0 Abstentions.

1. Approved** Consider approval of the minutes of the July 17, 2012 Regular Meeting.

2.a. Approved** Bid No. 2999-12 Replacement Servers, Drivers, and Storage awarded to Dell Computer Corporation for \$155,115.51 for the replacement of aging IT-related equipment used at Ray Olinger Power Plant.

2.b. Approved** Bid No. 2910-12 for Outdoor Warning Sirens for the replacement of the City's obsolete system for outdoor gathering locations.

Safety Com, Inc.	\$359,527.60
Contingency	\$ 53,929.15
Total	\$ 413,456.75

3. Approved** Consider Ord. # 6560 - amending the zoning laws of the City of Garland by approving a Specific Use Permit for Restaurant, Drive-through on a .499-acre tract of land zoned General Business District located at 3330 Broadway Boulevard. (Zoning File No. 12-32, Golden Chick)

4. Approved** Consider approving by minute action the appointment of Tony Jenkins to the Animal Services Advisory Committee. At the July 17, 2012 Work Session, Council considered appointing Tony Jenkins, Assistant Director of Environmental Health for Dallas County Health and Human Services, to the vacant position on the Animal Services Advisory Committee. The vacant position must be filled by a public health official.

5. Approved**

Resolution #10063 approving the sale of designated tax foreclosed real property to approved housing developers through the Housing and Community Services Department; authorizing a deed conveying the property to the buyer. Staff is proposing to utilize six tax foreclosed properties for the construction of new single-family homes by working in partnership with private homebuilders for the construction of affordable housing.

6. Approved**

Resolution #10064 authorizing the City Manager to execute a wastewater agreement with Daisy Brand for wastewater improvements along Wall Street from Denton Drive, through easements, to the upper end of the recently completed Carroll Bardfield Relief Sewer. Due to increased production at Daisy Brand, the City's existing wastewater system in the area does not have adequate capacity for the increased discharge from the plant. Daisy proposes to increase the size of the existing 10" wastewater main to a 12" main to provide additional capacity. A wastewater agreement with Daisy Brand is required to formally establish the financial and construction responsibilities of the City and Daisy Brand. The City's expected share is \$9,000. Daisy Brand's expected share is \$215,023.38.

ITEMS FOR INDIVIDUAL CONSIDERATION

7. Postponed

Consider Ordinance amending Chapter 10, "Administration," of the Code of Ordinances of the City of Garland. At the July 2, 2012 Work Session, Council formed an Ad Hoc Committee on the City Secretary position. The Committee met on July 9 and presented their recommendations to Council at the July 17, 2012 Work Session. Council directed that an ordinance be brought forward amending Chapter 10, "Administration," of the Code of Ordinances regarding the appointment and supervision of the City Secretary.

The following citizens registered a position on the item but did not testify:

Doris Maynor – 305 Washington, Garland: Against
Kenneth Maynor – 305 Washington, Garland: Against
Claudia Porras – 1001 Twilight, Garland: Against

The following citizens testified:

Lawrence Billy Jones, 1954 High Meadow, Garland: Stated he is against proposed Ordinance because it is a disservice to citizens to move the City Secretary's Office up to the fourth floor.

Dorothy L. Brooks, 1126 Alexandria, Garland: Spoke against proposed Ordinance. She stated that the mission of the City Secretary's office is to help the public - so providing the City Secretary's office on the first floor assures it is accessible. Ms. Brooks also expressed concerns with the reporting structure of the position should this Ordinance be passed.

Mike Rose, 2406 Lone Oak TRL, Garland: Spoke against proposed Ordinance. Mr. Rose distributed a handout to the Council containing excerpts from the Garland City Charter. He expressed concerns regarding the appointment process as described in the proposed Ordinance and with the proposed reporting structure. He stated that if there are security concerns that the Marshal is in the lobby. He stated that this Ordinance makes the City Secretary position very similar to the Fire Chief or the Police Chief where only the ratification of the Council is needed.

Lee Lutz, 3705 Oakridge, Garland: Spoke against proposed Ordinance. Expressed concerned that this Ordinance, if passed, would redefine the position. This is a professional position that is recognized nation-wide. The features of this position stand on their own. The neutrality of the Election administrator is precious.

Charlie Hinton, 805 Yaupon, Garland - Spoke against proposed Ordinance. He expressed concern that this Ordinance would wreck havoc on the Charter. He recommended putting it before the voters in a charter election. He recommended that if staffing level changes are needed, that the Council could budget for more or less staff for the City Secretary.

Annie Dickson, 620 Henderson, Garland: Spoke against proposed Ordinance. She explained that when she first ran for office in 1995 that she found the City Secretary's office to be open and helpful. People don't have to wait at the City Secretary's office. The atmosphere puts citizens at ease. If this ordinance passes and the City Secretary office is moved to the fourth floor, there will need to be renovations done to put some other department on the first floor and that the money spent on renovations could be spent elsewhere for more pressing issues.

Karen Nixon, 900 W. AVE E., Garland - Spoke against proposed Ordinance. She explained that she wants to see the City Secretary's office left on the first floor. In the past years she has always come right in and gotten help. They have always helped quite a bit.

Steve Miller, 1918 Travis, Garland, TX - Spoke against proposed Ordinance. The City Secretary's office is the face of the City for the community. We used to have a receptionist out in the lobby, but now we go into the office for information on elections or how to get in touch with someone at the city.

Councilwoman Goebel asked for a count of citizens speaking or registering against this ordinance, the count was eleven.

Councilwoman Goebel made a motion, seconded by Councilman B.J. Williams, to deny the Ordinance.

Councilman B.J. Williams thanked all speakers for participating. He expressed concerns that this ordinance did not 'assess before you adjust'. He stated that he thinks the City Secretary should be more like a 'direct' line than a 'party' line.

Councilman Rick Williams explained he does see logical flaws here, however he sees this as being the best solution to get everyone on the same page regarding overlapping duties and believes it will be easy to 'undo' the ordinance if this does not work out.

Deputy MPT Edwards explained that this was discussed at the Ad Hoc Committee and this will stay in conformity with the charter. This is being done to make sure nothing falls through the cracks.

Councilwoman Dodson explained that this Ordinance is not what she expected because there is no detail regarding which department will be moved to the first floor or other logistical things which should be considered along with this Ordinance. Would like explanation of the 'non-ministerial and discretionary' functions and have other questions answered first before passage of this Ordinance.

Councilman Cahill noted he has concerns about the dual or shared functions but wondered if these could be clarified by revising the affected job descriptions. Also concerns about the 'face of the city' aspect of the position. He noted that the Ordinance doesn't say specifically that Council will interview, only that the City Manager and the Mayor will nominate a City Secretary to the Council.

Councilman B.J. Williams explained that he wants this position to have operational efficiency to serve the citizens. He does not want to have to go through the City Manager to get information on the City Secretary's performance to evaluate the City Secretary.

Councilman Willis stated that this Ordinance is just a housekeeping item. It doesn't rise to the level of change requiring a charter amendment. There is a City Marshal in the lobby, so there are no concerns with safety on the first floor or lack of reception. Also, the Mayor is the face of the city, not the City Secretary.

Councilman Campbell thanked all the speakers who attended tonight and all those who contacted him about this issue. He explained that in his recent run for office he received a great deal of support from the City Secretary's office. He expressed that he is comfortable with the City Secretary's office as a job function, and has concerns that two positions designed as independent positions be 'stacked' with one reporting to the other. This structure could lead to more conflict instead of less.

Councilman Rick Williams explained that he would like to have a Work Session on this item because he believes the Council is uncertain.

Councilman Rick Williams made a (privileged) motion for postponement of consideration of the Ordinance until the next meeting on August 21st with discussion at August 20th Work Session. Motion did not require a second. Motion carried by a vote of 8 Ayes; 1 Nay; and 0 Abstentions. Ayes: Cahill, Dodson, Edwards, Goebel, Rick Williams, Willis, Jones, and Campbell. Nay: B.J. Williams.

8. Accepted

Presentation of the 2012-13 Proposed Budget.

In accordance with the City Charter, the City Manager shall submit to the Council, prior to August 15, a proposed budget for the coming fiscal year. The City Manager will formally present his Proposed Budget for 2012-13. Following the presentation to Council, copies of the Proposed Budget will be placed in each City library, in the Office of the City Secretary, and on the City's website for public review and inspection.

Bill Dollar presented the budget and noted budget priorities and highlights for this budget:

- Maintain Property Tax Rate at 70.46 cents per \$100 of valuation.
- Maintain current service levels.
- Provide employee compensation increases to the extent funding will allow.

He noted the reduction in the City's TMRS contribution rate provided approximately \$1.2 million in General Fund savings and was a key element in preventing a budget deficit. Without the relief provided by the TMRS restructuring, the City would have been faced with much more difficult choices affecting both service levels and City employees.

The Proposed Budget also continues the implementation of the rate strategy approved by the City Council in 2009-10 for the Water Utility. Water rates are proposed to increase \$3.30 a month

based on average usage of 8,000 gallons a month. The monthly rate for Solid Waste Collection is proposed to increase \$1.00. The Proposed Budget holds rates at current levels for Electric, Wastewater and storm water. FY 2012-13 will be the first year that the Electric Utility will draw from the Rate Mitigation Fund. A transfer of \$31.2 million is proposed in order to offset increasing Debt Service cost being passed on to member cities by the Texas Municipal Power Agency (TMPA).

The total budget is \$573 million, increased by \$59 million which is mostly increased fuel costs.

He thanked the Council and staff.

9. Proposed rate/hearings set Consider a proposal to vote on tax rate for 2012-13. In accordance with Chapter 26 of the State Property Tax Code, Council must vote to place on the agenda of a future meeting an action item calling for the adoption of the ad valorem tax rate. This vote must be recorded and must specify the desired rate. This action is required as part of "Truth in Taxation" legislation surrounding setting ad valorem tax rates and does not commit Council to adopting the proposed ad valorem tax rate. Two public hearings will be held prior to the adoption of the proposed tax rate.

Mayor recognized speaker Mr. Dennis Hubbell.
Dennis Hubbell, 5533 Jester, Garland, TX: He expressed confusion regarding why the budget was being reviewed before the tax rate, and recommended that infrastructure improvements be pursued at this time, even if that necessitates an increase in the tax rate.

Mayor Pro Tem Willis made a motion: "Mayor, I move that an item be placed on the Council agenda for September 4, 2012, calling for the adoption of a tax rate equaling 70.46 cents per \$100 of valuation for the fiscal year beginning October 1, 2012."
Deputy MPT Edwards seconded the motion. Motion carried unanimously with 9 Ayes; 0 Nays; and 0 Abstentions.

Mayor Jones made the following announcement regarding upcoming Public Hearings. "I call for two Public Hearings to be held on the proposed ad valorem tax rate of 70.46 cents per \$100 of valuation – which is scheduled for adoption on September 4, 2012, at 7:00 P.M. in the City Council Chambers at Garland City Hall. The Public Hearings will be held on: (1) Tuesday, August 21, 2012, at 7:00 P.M. at Garland City Hall (2) Thursday, August 30, 2012, also at 7:00 P.M. at Garland City Hall".

10. Held and approved

Hold a public hearing and formally consider the issue of televising citizen comments at Council meetings. At the request of Council Member Anita Goebel and Mayor Ronald Jones, a public hearing will be held to provide an opportunity for citizens to speak for or against televising citizen comments at Council meetings. At the end of the public hearing, Council will formally consider the issue of televising citizen comments at Council meetings.

Mayor Jones opened the Public Hearing.

The following citizens registered a position but did not provide testimony:

Janie Brittain, 1318 O'Shannon Lane, Garland, TX 75044: For
Wayne Wilmany, 314 E. Ridgewood, Garland, TX: For
Claudia Porras, 1001 Twilight, Garland, TX 75040: For
Karen Nixon, 900 W. Ave E., Garland, TX: For
Doris Maynor, 305 Washington, Garland, TX: For
Kenneth Maynor, 305 Washington, Garland, TX: For

Mike Rose, 2406 Lone Oak TRL, Garland, TX: Spoke in favor of televising the Citizens Comments on CGTV. He suggested that the concerns regarding negative tone or other issues be handled by giving clear direction to citizens and by having strict regulations on the item. He suggested that the Citizens comments section moved to the beginning of the meeting, and be limited to 30 minutes.

Dorothy L. Brooks, 1126 Alexandria, Garland, TX: She spoke in favor of re-instating the televising of the Citizens Comments section of the agenda. She stated that other cities have very successful policies for the Citizen Comments section of their agenda and she will email these to all the Council members. She believes that the televising of this section of the meeting will increase transparency in government.

Steve Miller, 1918 Travis, Garland, TX: He spoke in favor of the televising of the Citizen Comments. He read from the Open Meetings Act and recommended that Council answer any inaccurate citizens' comments by responding with factual information, as allowed by the Law. He recommended putting the comments section at first of the meeting so that the comments, if negative, do not 'end the meeting on a negative tone'.

Don E. Howard III, 1109 Bardfield AV, Garland, TX: Spoke in favor of the televising of the comments. Thanked Councilmember Goebel for placing this on the agenda. He expressed that his research into the Open Meetings Act law revealed the same information as cited by Mr. Miller. He asked that the citizens' comments be televised, and indicated that all the neighbors he has spoken to agree that this should be televised.

Charlie Hinton, 805 Yaupon, Garland, TX: Spoke in favor of the televising of the comments. My legal opinion is that this segment should be televised. The nature of our government is not reason and eloquent but rather more like sport. There are ways to address the comments which may be made which are inaccurate and the City Manager or Mayor can respond to inaccurate statements.

John Clary, 1934 Sage DR, Garland, TX: He spoke in favor of televising the Citizens Comments. He explained that he frequently speaks on infrastructure needs of the city during the citizens' comments period. He noted that if citizens at home are able to hear his comments, it keeps the infrastructure needs in their minds.

Annie Dickson, 620 Henderson, Garland, TX: Spoke in favor of the televising of the comments. Explained she is a 44 year resident. She noted that when she served on Council she was able

to learn valuable information from the citizens during this open comment time. Televising the comments improves the transparency of our government. It helps the citizens who may not be able to attend the meeting. It will help the Council make better decisions.

Lawrence Billy Jones III, 1954 High Meadow, Garland, TX: Spoke in favor of the televising of the comments. I have faith in the Mayor and feel that this should be televised because the Mayor can keep the meeting in order. He noted that the televised citizen comments section will promote transparency. He said that people can recognize their neighbors on the TV and this makes the comments even more valuable.

Darren Lathen, 213 Stillmeadow, Garland, TX: Spoke in favor of the televising of the comments. He said that the citizens who watch city council should be able to see the entire meeting from beginning to end, and these citizens are savvy enough to understand when a citizen says things that are incorrect. The Council should trust the citizens to maintain decorum.

Lee Lutz, 3705 Oakridge Cr, Garland, TX: Spoke in favor of the televising of the comments. He asked Council to respect the citizens' ability to be heard, even if Council is not allowed to debate. The comments are enlightening. The Mayor can maintain decorum if needed. It has been very rare that the Mayor has had to turn off the microphone.

Councilmember Goebel made a motion to approve reinstating televising the open microphone section of the agenda, seconded by Councilman Cahill.

Councilmember Goebel stated that this item was requested repeatedly when she was running for office recently. The citizens requested that the open microphone portion of the meeting be televised on CGTV.

Councilmember Rick Williams explained that the purpose of the citizens' comments section of the meeting is to allow the citizens to talk to the City Council and not to grind political axes or attack city staff members with inaccurate criticism.

Councilman Cahill noted that if the motion passes tonight, as requested by all these citizens, and if televising of the meeting doesn't work out, we can always pass another motion to return to the policy of not televising. The citizens' comments section can also be placed at the beginning of the agenda, as recommended, or we can institute the other controls as suggested.

Councilman B.J. Williams stated that he likes to press the flesh and doesn't find the supporters of this motion to be insulting or abusive. He favors transparency. He expressed faith in staff.

City Attorney Neighbor explained some background for this item. He explained that there can be rules for decorum, however the speech of the speaker cannot be regulated. If an open microphone is provided, the citizen has the right to free speech, even if the speech is inaccurate.

Councilwoman Dodson explained that her concern is over the 'appearance of transparency or lack of transparency'. There are actions that can be taken to maintain decorum, such as the suggestions made by Mr. Rose.

Councilman Willis explained that all citizens have the ability to phone the Council members and to email the Council members. There is no lack of transparency. He stated concerns with conflicts regarding the speakers' constitutional rights to free speech.

Deputy MPT Edwards stated that when this section of the meeting was televised in the past, there were probably 10 speakers per meeting. He stated he now gets 10 emails an hour on his Council email address. The Council members answer their emails.

Councilman Campbell stated that the citizens without a computer can communicate with the Council members by phone. We have adequate ways to communicate.

The motion was reread:

Councilmember Goebel made a motion to close the public hearing and to approve reinstating televising the open microphone section of the agenda, seconded by Councilman Cahill.

The motion carried by a vote of 5 Ayes; 4 Nays; 0 Abstentions.

Ayes: Goebel, B.J. Williams, Cahill, Dodson and Jones
Nays: Willis, Edwards, Rick Williams, Campbell.

Council took a brief recess and returned into session at 9:57 p.m.

11.a. Held and Approved

Consider the application of Firewheel Master Partnership, Ltd. requesting approval of an amendment to items IV.B.1 and 2 and Exhibit C of Planned Development District 12-08 regarding regulation of freestanding signs. This property is located east of State Highway 78, north of President George Bush Turnpike. (File 12-36). The proposal is for approval of an amendment to the regulations of the freestanding signs on Exhibit C of Planned Development 12-08. At the July 9, 2012 meeting, the Plan Commission (by an 8 to 0 vote) recommended approval of the requested amendments.

Neil Montgomery, Senior Managing Director of Development Services, presented the staff report explaining that the Plan Commission recommended approval of all three requests, but the staff recommends the approval of request one and three. This is a request to amend the signage plans.

Mayor Jones opened the Public Hearing.

Jay Grogan, 6331 Desco, Dallas, TX – speaking for the applicant: When the apartments went on the East side we agreed to consolidate two signs. We made a mistake on the exhibit we had always shown on our plans some larger signs. This request is to get approval to amend the sign plans with the City so that they match the exhibit on our plans that have shown the larger signs.

Councilmember Campbell made a motion and Councilmember Dodson seconded to close the public hearing and to approve the request for an amendment to items IV.B.1 and 2 and Exhibit C of Planned Development District 12-08 regarding regulation of freestanding signs and to approve all three items as recommended by the Plan Commission being further amendments to the conditions and exhibit in order to 1) replace the approved P-1 and P-2 signs with a single P-3 multi-tenant pylon sign on the southeast corner of Firewheel Parkway and Horton Way (Adjacent Parcel E), 2) replace the approved P-1 sign with a P-2

sign along the PGBT service road between Firewheel Parkway and Crist Road (Adjacent Parcel A) and 3) clarify the setback requirements for freestanding pylon and monument signs throughout the subject property.

Motion carried unanimously by a vote of 9 Ayes; 0 Nays; 0 Abstentions.

11.b. Held and denied

Consider the application of Alfonso Vasquez requesting approval of a Specific Use Permit for Recycling Center on property zoned Industrial 1 (I-1) District. The property is located at 314 South Kirby Street. (File 12-35) The proposal is for approval of a Specific Use Permit for a Recycling Center on property zoned Industrial 1 (I-1). At the July 9, 2012 meeting, the Plan Commission (by an 8 to 0 vote) recommended denial of the Specific Use Permit for a Recycling Center.

Neil Montgomery, Senior Managing Director of Development Services, presented the staff report explaining that this request is for a recycling center which will accept metals and etc. from cars and trucks on this parcel. The Plan Commission recommended denial of this request. There are concerns with traffic circulations and congestion, as well as concerns regarding outside storage. The applicant has come before Council tonight to appeal the denial.

The applicant, Alfonso Vasquez, had left the building and did not speak.

Mayor Jones opened the public hearing and there were no speakers.

Councilmember Campbell expressed concerns regarding the outside storage which could provide easy access for theft of these metals. Also, the outside storage of metals could stain the drive and cause problems.

Councilmember Dodson made a motion to close the public hearing and to deny the request per the Plan Commission recommendation, seconded by Councilmember Goebel.

Motion carried unanimously to deny request by vote of 9 Ayes; 0 Nays; 0 Abstentions.

12. Appointed

Consider appointments to Boards and Commissions.

Board members are selected for two-year terms by the City Council in August. Terms are usually staggered whereby at least half of the membership has board experience. Board members are appointed based on qualifications.

The Mayor called for each Council member to make their nominations as a slate and for each to be voted on separately.

Councilmember Goebel made the following nominations:

- Arlene Beasley – Board of Adjustment
- Steven C. Hallman – Building and Fire Codes Board
- Claudia Porras – Garland Cultural Arts Commission
- Rodney Blount – Housing Standards Board
- Lynnell “Patricia” Boone – Library Board
- Lawrence Billy Jones III – Parks and Recreation Board
- Nettie Mae Malcolm – Plan Commission
- Wayne Wilmany – Senior Citizens Advisory Committee
- Dwight Dee Nichols – Plumbing and Mechanical Codes Board
- William L. Dunn – TIF (Downtown)

Mayor called for the vote and the appointments were approved unanimously by a vote of 9 Ayes; 0 Nays; 0 Abstentions.

District 7 – Council Member Rick Williams

- Phillip Alfred Brown – Building and Fire Codes Board
- Jennifer B. Nguyen – Community Multicultural Commission

Mayor called for the vote and the appointments were approved unanimously by a vote of 9 Ayes; 0 Nays; 0 Abstentions.

District 1 – Council Member Tim Campbell

- John P. Young – Board of Adjustment
- Aaron David Miller – Building and Fire Codes Board
- Barbara Rust Powers – CENAC
- Deo Sookdeo – Community Multicultural Commission
- Harlan Ray Seagren – Garland Cultural Arts Commission
- Nicholas William Oliver II – Housing Standards Board
- Julius Irozuru – Library Board
- Ed Seghers – Parks and Recreation Board
- Scott Roberts – Plan Commission
- William Swisher – TIF (South)

Mayor called for the vote and the appointments were approved unanimously by a vote of 9 Ayes; 0 Nays; 0 Abstentions.

District 4 – Council Member B. J. Williams

- Jim Bookout – Board of Adjustment
- Neil Sheffield – CENAC
- Janet Lea Bridges – Community Multicultural Commission
- Blanca A. Sanchez – Garland Cultural Arts Commission
- David Perry – Housing Standards Board
- Corsharra Jackson – Library Board
- Davis Cecil Williams II – Parks and Recreation Board
- John David O'Hara – Plan Commission
- Gwendolyn Daniels – Senior Citizens Advisory Committee
- Robert Duckworth – TIF (Central)
- Larry D. Daniels – Plumbing and Mechanical Codes Board

Mayor called for the vote and the appointments were approved unanimously by a vote of 9 Ayes; 0 Nays; 0 Abstentions.

District 5 – Council Member John Willis

- Betty Templer Roberts – CENAC
- Howard N. Gay – Garland Cultural Arts Commission
- Robert H. Brandon, Jr. – Library Board
- Patsy B. Rogers – Parks and Recreation Board
- Truett Welborn – Plan Commission
- Eula Marie Speece Axe – Senior Citizens Advisory Committee
- Tom Jefferies – TIF (South)

Mayor called for the vote and the appointments were approved unanimously by a vote of 9 Ayes; 0 Nays; 0 Abstentions.

13.

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.

John Clary, 1934 Sage, Garland, TX: Spoke about his concerns for the infrastructure of the city, especially bicycle and pedestrian infrastructure. Expressed concerns for signage. He recommended that the city work with Texas Department of Transportation (TXDOT) to provide education for motorists. He suggested that Council begin to build a 'bike culture'.

There being no further business to come before the City Council, Mayor Jones adjourned the meeting at 10:29 p.m.

CITY OF GARLAND
Signed:

Mayor Ronald E. Jones

Attest:

Elaine Simpson, Interim City Secretary



GARLAND
PURCHASING

Bid No.: 2948-12
Agenda Item: 2a
Meeting: Council
Date: 08/21/12

Purchasing Report

CAB AND CHASSIS WITH ROLL-OFF BODY OPEN MARKET

PURCHASE JUSTIFICATION:

This request is for the replacement purchase of two (2) Mack cab and chassis with roll-off bodies to be used by the Environmental Waste Services Department in their daily operations. These units were approved in the 2012 Capital Improvement Program.

AWARD RECOMMENDATION:

<u>Vendor</u>	<u>Item</u>	<u>Amount</u>
Bruckner Truck Sales	All	\$319,061.64

TOTAL: \$319,061.64

BASIS FOR AWARD:

Lowest Responsible Bidder

Submitted by:

Gary L. Holcomb, CPPO, C.P.M.
Director of Purchasing

Reviewed by:

William E. Dollar
City Manager

Date: 08/13/12

Date: 8/14/12

FINANCIAL SUMMARY:

Total Project/Account: \$	340,000
Expended/Encumbered to Date:	-0-
Balance: \$	340,000
This Item:	319,062
Proposed Balance: \$	20,938

Matt Watson	08/13/12
Budget Analyst	Date

Ron Young	08/13/12
Budget Director	Date

Operating Budget: ☐ CIP: ☒ Year: 2012

Document Location: Page M03

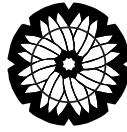
Account #: 246-4319-2104912-9009

Fund/Agency/Project – Description:

Environmental Waste - Delivery (EWS)
CO-Funded CIP / Replacement of Commercial
Roll-Off Trucks

Comments:

[illegible]



GARLAND

PURCHASING

Executive Summary **Bid 2948-12** **Truck Cab and Chassis with Roll Off Body**

Recommended Vendor:

Bruckner Truck Sales

Total Recommended Award:

\$319,061.64

Basis for Award:

Lowest Responsible Bidder

Purpose:

The purpose of this contract is to purchase two (2) replacement Mack cab and chassis with roll off bodies to be used by the Environmental Waste Services department in their daily operations.

Evaluation:

Requests for bids were issued in accordance with Purchasing procedures.

Six (6) bids were received and evaluated. Norwood Equipment quoted a lower alternate bid, but did not include all of the requested options or meet the equipment functionality as specified. Bruckner Truck Sales, the second lowest bidder, included all of the requested options and met or exceeded equipment functionality as specified.

Recommendation:

Staff recommends awarding the bid for the two (2) Mack cab and chassis with roll off bodies to Bruckner Truck Sales.

Funding Information:

246-4319-2104912-9009

Department Director:

Terry Anglin, Fleet Director, 972-205-3524



GARLAND
PURCHASING

Bid No.: 2984-12
Agenda Item: 2b
Meeting: Council
Date: 08/21/12

Purchasing Report

UNDERGROUND MAINTENANCE AND CONSTRUCTION TERM CONTRACT

PURCHASE JUSTIFICATION:

The purpose of this Contract is to provide all labor, tools, and equipment necessary for maintenance and construction on GP&L underground electric distribution projects. The Contract term is for one year or expenditure of funds, whichever occurs first, with two (2) optional renewals. Funds will be committed at time of invoice payment. Expenditures will not exceed appropriated funds.

AWARD RECOMMENDATION:

<u>Vendor</u>	<u>Item</u>	<u>Amount</u>
T&D Solutions	ALL	\$1,500,000.00
TOTAL:		<u>\$1,500,000.00</u>

BASIS FOR AWARD:

Best Value

Submitted by:

Gary L. Holcomb, CPPO, C.P.M.
Director of Purchasing

Date: 8/13/12

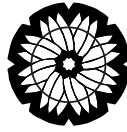
Reviewed by:

William E. Dollar
City Manager

Date: 8/14/12

FINANCIAL SUMMARY:

Total Project/Account: \$	N/A	Operating Budget: <input type="checkbox"/>	CIP: <input checked="" type="checkbox"/>	Year: 2012
Expended/Encumbered to Date:	N/A	Document Location:	Page E10	
Balance: \$	N/A	Account #:	451-6999	
This Item:	1,500,000	Fund/Agency/Project – Description:	Term Contract – Provides All Labor, Tools, and Equipment Necessary for Maintenance and Construction of GP&L Underground Distribution Projects	
Proposed Balance: \$	N/A	Comments:	Term Contract sets price but does not commit funds. Expenses will be charged to accounts as incurred.	
Trent Schulze	08/13/12			
Budget Analyst	Date			
Ron Young	08/13/12			
Budget Director	Date			



GARLAND

PURCHASING

Executive Summary
Bid 2984-12

Term Contract for Underground Maintenance and Construction

Recommended Vendor:

T & D Solutions

Total Recommended Award:

\$1,500,000.00

Basis for Award:

Best Value

Purpose:

The purpose of this contract is to provide all labor, tools and equipment necessary to provide maintenance and construction on GP&L underground electric distribution projects. The Contract term is for a period of one year or expenditure of funds, whichever occurs first with two (2) optional renewals.

Evaluation:

Request for Bids were issued in accordance with Purchasing procedures. Four (4) bids were received and evaluated based on the published criteria of: price; experience; work completed by primary contractor; hourly rates for emergency work; safety and training program; past relationship with GP&L. T&D Solutions received the highest evaluated score of 81.33 out of a possible 100, offering the best value for the City. T&D Solutions also offered the lowest price.

Recommendation:

Staff recommends awarding the Contract to T&D Solutions.

Funding Information:

Term Contract Account #451-6999. Appropriate Departmental expenditure account will be applied as releases are made from the Term Contract.

Department Director:

Art Martinez, Acting Director, GP&L Transmission and Distribution, 972-205-2669



GARLAND
PURCHASING

Bid No.: 3003-12
Agenda Item: 2c
Meeting: Council
Date: 08/21/12

Purchasing Report

MATERIALS FOR 138 KV TRANSMISSION LINE REBUILD OPEN MARKET

PURCHASE JUSTIFICATION:

The purpose of this Contract is to provide the materials necessary to rebuild the Olinger to Greenville 138 kV transmission line. This is part of the ERCOT transmission planning requirement for system reliability and security. Due to the scope and critical nature of the project, an optional contingency has been included for any unforeseen changes in the materials requirements. Expenditures will not exceed appropriated funds. This project was approved in the 2012 Capital Improvement Program.

AWARD RECOMMENDATION:

<u>Vendor</u>	<u>Item</u>	<u>Amount</u>
Techline, Inc.	All items less #40	\$785,476.43
Contingency		164,523.57
	TOTAL:	\$950,000.00

BASIS FOR AWARD:

Straight Low Bid

Submitted by:

Reviewed by:

Gary L. Holcomb, CPPO, C.P.M.
Director of Purchasing

William E. Dollar
City Manager

Date: 8/13/12

Date: 08/14/12

FINANCIAL SUMMARY:

Total Project/Account:	\$ 7,500,000
Expended/Encumbered to Date:	5,158,485
Balance:	\$ 2,341,515
This Item:	950,000
Proposed Balance:	\$ 1,391,515

Trent Schulze	08/13/12
Budget Analyst	Date

Ron Young	08/13/12
Budget Director	Date

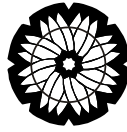
Operating Budget: ☐ CIP: ☒ Year: 2012

Document Location: Page E01

Account #: 217-3591-3141001-6051
(EC-T7410-00216051)

Fund/Agency/Project – Description:
Electric CIP Fund – Materials Necessary to Rebuild Olinger to Greenville 138 kV Transmission Line

Comments:
Optional contingency included for any unforeseen changes in materials requirements. Expenditures will not exceed appropriation.



GARLAND

PURCHASING

Executive Summary **Bid 3003-12** **Materials for 138kV Transmission Line Rebuild**

Recommended Vendor:

Techline, Inc.

Total Recommended Award:

\$950,000.00

Basis for Award:

Straight Low Bid

Purpose:

This purpose of this contract is to provide the materials necessary to rebuild the 23.1 mile 138kV Greenville to Olinger 138kV Transmission Line. This rebuild is necessary as part of the Energy Reliability Council of Texas (ERCOT) transmission planning requirement for system reliability and security.

Evaluation:

Request for Bids were issued per purchasing procedure. Five hundred eighty-one (581) notifications were issued, with Techline, Inc. submitting the only bid. Upon evaluation, it was determined that the conductor identified in line item 40 needs to be bid again due to the fact that it fell outside of the required delivery schedule. The remainder of the bid was determined to be within budget and within the capabilities of Techline, Inc.

Recommendation:

Staff recommends awarding the contract to Techline, Inc. as the Straight Low Bidder meeting all requirements and specifications.

Funding Information:

2011 CIP 217-3591-3141001-6051 (Job Cost #EC-T7410-00216051)

Department Director:

Art Martinez, Acting Director, GP&L Transmission & Distribution, 972-205-2669



GARLAND
PURCHASING

Bid No.: 3075-12
Agenda Item: 2d
Meeting: Council
Date: 08/21/12

Purchasing Report

CAB AND CHASSIS FOR SEWER TRUCK BODY OPEN MARKET

PURCHASE JUSTIFICATION:

This request is for the purchase of a cab and chassis for the previously approved sewer truck body to be used by the City of Garland Water/Wastewater Department in daily operations. The cab and chassis is being purchased through the Houston-Galveston Area Council (HGAC) Cooperative Purchasing Contract HT11-12. This equipment was approved as part of the 2011-12 Equipment Replacement Fund.

AWARD RECOMMENDATION:

<u>Vendor</u>	<u>Item</u>	<u>Amount</u>
Rush Truck Center, Houston	1	\$109,072.00
TOTAL:		<u>\$109,072.00</u>

BASIS FOR AWARD:

Cooperative Purchase

Submitted by:

Reviewed by:

Gary L. Holcomb, CPPO, C.P.M.
Director of Purchasing

William E. Dollar
City Manager

Date: 08/13/12

Date: 8/14/12

FINANCIAL SUMMARY:

Total Project/Account: \$ 550,371
Expended/Encumbered to Date: 344,217
Balance: \$ 206,154
This Item: 109,072
Proposed Balance: \$ 97,082

Ron Tiffany 08/13/12
Budget Analyst Date

Ron Young 08/13/12
Budget Director Date

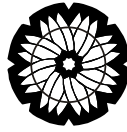
Operating Budget: ☒ CIP: ☐ Year: 2011-12

Document Location: Page 118

Account #: 444-4122-9009

Fund/Agency/Project – Description:
Sewer Truck Cab and Chassis Replacement

Comments:



GARLAND

PURCHASING

Executive Summary **Bid 3075-12** **Cab and Chassis for Sewer Truck Body**

Recommended Vendor:

Rush Truck Center, Houston

Total Recommended Award:

\$109,072.00

Basis for Award:

Cooperative Purchase

Purpose:

The purpose of this contract is to purchase a cab and chassis for the previously approved sewer truck body to be used by the City of Garland Water/Wastewater Department in daily operations.

Evaluation:

This cab and chassis is being purchased through the Houston Galveston Area Council (HGAC) Cooperative Purchasing Contract HT11-12.

Recommendation:

Staff recommends purchasing the cab and chassis from Rush Truck Center, Houston.

Funding Information:

444-4122-9009

Department Director:

Terry Anglin, Fleet Director, 972-205-3524



GARLAND
PURCHASING

Bid No.: 3508-12
Agenda Item: 2e
Meeting: Council
Date: 08/21/12

Purchasing Report

CONDUCTOR FOR 138 KV TRANSMISSION LINE REBUILD OPEN MARKET

PURCHASE JUSTIFICATION:

The purpose of this Contract is to provide the conductor required to rebuild the Olinger to Greenville 138 kV transmission line. This is part of the ERCOT transmission planning requirement for system reliability and security. Due to the scope and critical nature of the project, an optional contingency has been included for any unforeseen changes in the materials requirements. Expenditures will not exceed appropriated funds. This project was approved in the 2012 Capital Improvement Program.

AWARD RECOMMENDATION:

<u>Vendor</u>	<u>Item</u>	<u>Amount</u>
Techline, Inc.	All	\$1,046,406.00
Contingency		53,594.00
	TOTAL:	\$1,100,000.00

BASIS FOR AWARD:

Lowest Responsible Bidder

Submitted by:

Reviewed by:

Gary L. Holcomb, CPPO, C.P.M.
Director of Purchasing

William E. Dollar
City Manager

Date: 8/13/12

Date: 8/14/12

FINANCIAL SUMMARY:

Total Project/Account: \$ 7,500,000
Expended/Encumbered to Date: 5,008,485
Balance: \$ 2,491,515
This Item: 1,100,000
Proposed Balance: \$ 1,391,515

Trent Schulze 08/13/12
Budget Analyst Date

Ron Young 08/13/12
Budget Director Date

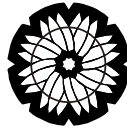
Operating Budget: ☐ CIP: ☒ Year: 2012

Document Location: Page E01

Account #: 217-3591-3141001-6051
(EC-T7410-00216051)

Fund/Agency/Project – Description:
Electric CIP Fund – Conductor Required to
Rebuild Olinger to Greenville 138 kV
Transmission Line

Comments:
Contingency included for any unforeseen
changes in materials requirements.
Expenditures will not exceed appropriation.



GARLAND

PURCHASING

Executive Summary **Bid 3508-12** **Conductor for 138kV Transmission Line Rebuild**

Recommended Vendor:

Techline, Inc.

Total Recommended Award:

\$1,100,000.00

Basis for Award:

Lowest Responsible Bidder

Purpose:

This purpose of this contract is to provide the conductor required in the rebuilding of the 23.1 mile 138kV Greenville to Olinger 138kV Transmission Line. This rebuild is necessary as part of the Energy Reliability Council of Texas (ERCOT) transmission planning requirement for system reliability and security.

Evaluation:

Request for Bids were issued per purchasing procedure. Nine (9) bids were received and evaluated. Upon evaluation, it was determined that Techline, Inc. was the only bidder who could meet the required delivery schedule. Their bid was determined to be within budget and within their capabilities.

Recommendation:

Staff recommends awarding the contract to Techline, Inc. as the Lowest Responsible Bidder meeting specifications and delivery requirements.

Funding Information:

2011 CIP 217-3591-3141001-6051 (Job Cost #EC-T7410-00216051)

Department Director:

Art Martinez, Acting Director, GP&L Transmission & Distribution, 972-205-2669



City Council Item Summary Sheet

☐ Work Session

☒ Agenda Item

Date: August 21, 2012

Zoning Ordinance

Summary of Request/Problem

Zoning Ordinance 12-36 – Firewheel Master Partnership

Recommendation/Action Requested and Justification

Consider adoption of the attached ordinance.

Submitted By:

Neil Montgomery
Senior Managing Director of Development
Services

Approved By:

William E. Dollar
City Manager

ORDINANCE NO.

AN ORDINANCE AMENDING THE ZONING LAWS OF THE CITY OF GARLAND, TEXAS, BY APPROVING AN AMENDMENT TO PLANNED DEVELOPMENT (PD) DISTRICT 12-08 FOR FREEWAY USES REGARDING REGULATION OF FREESTANDING SIGNS ON A 170-ACRE TRACT OF LAND LOCATED NORTHEAST OF THE INTERSECTION OF STATE HIGHWAY 78/LAVON DRIVE AND STATE HIGHWAY 190 (PRESIDENT GEORGE BUSH TURNPIKE); PROVIDING FOR CONDITIONS, RESTRICTIONS, AND REGULATIONS; AND PROVIDING FOR A PENALTY AND AN EFFECTIVE DATE.

WHEREAS, at its regular meeting held on the 9th day of July, 2012, the City Plan Commission did consider and make recommendations on a certain request for zoning change made by **Firewheel Master Partnership, LTD**; and

WHEREAS, The City Council, after determining all legal requirements of notice and hearing have been met, has further determined the following amendment to the zoning laws would provide for and would be in the best interest of the health, safety, morals, and general welfare:

Now, therefore, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GARLAND, TEXAS, that:

Section 1.

Ordinance No. 4647 is hereby amended by approving amended Conditions on property zoned Planned Development (PD) Districts 12-08 for Freeway Uses on a 170-acre tract of land located northeast of the intersection of State Highway 78 (Lavon Drive) and State Highway 190 (President George Bush Turnpike), and being more particularly described in Exhibit A, attached hereto and made a part hereof.

Section 2.

Development shall be in conformance with the conditions, restrictions, and regulations set forth in Exhibit B, attached hereto and made a part hereof.

Section 3.

Ordinance No. 4647, as amended, shall remain in full force and effect, save and except as amended by this Ordinance.

Section 4.

Violation of this Ordinance shall be a misdemeanor punishable in accordance with Section 10.05 of the Code of Ordinances, City of Garland, Texas.

Section 5.

This Ordinance shall become and be effective on and after its adoption and publication as required by law.

PASSED AND APPROVED this _____ day of _____, 2012.

THE CITY OF GARLAND, TEXAS

By:

Mayor

ATTEST:

City Secretary

Published:

EXHIBIT A

LEGAL DESCRIPTION

Zoning File 12-36

Being an approximate total of 170 acres out of the following subdivision plats and abstract parcel described as follows:

Being approximately 36.24 acres as shown as Lot 3, 4, 7 and 8 of Firewheel Center Addition as recorded in Volume 2003247, Page 355 of the Official Public Records of Dallas County; and

Being 93.76 acres of the Firewheel Center Replat of Lot 1R, Block 1 of Firewheel Center Replat and Firewheel Center Replat of Lots 1R, 8R and 9R, Block 1 as recorded in Volume 2005061, Page 00046 and instrument No. 20070384706, respectively, of said Records; and

Being a 11.01-acre parcel identified as Lot 2R, Block 5 Firewheel Center Replat of Lot 1R, Block 5 as recorded in by instrument No. 201100122667 of said Records; and

Being a 27.241-acre tract out of the Daniel Crist Survey, abstract No. 226, described as follows:

Description:
27.241 Acres
City of Garland, Dallas County, Texas

BEING a 27.241 acre tract of land situated in the D. Crist Survey, Abstract No. 226, in the City of Garland, Dallas County, Texas, and being more particularly described as follows:

COMMENCING at the intersection of the easterly right-of-way line of State Highway No. 78 (a variable width right-of-way) and the northerly right-of-way line of State Highway No. 190 (a variable width right-of-way);

THENCE with the northerly right-of-way line of said State Highway No. 190, the following thirteen (13) courses and distances:

- 1) South 69 degrees 15 minutes 59 seconds East, a distance of 209.33 feet;
- 2) North 20 degrees 39 minutes 20 seconds East, a distance of 20.00 feet;
- 3) South 69 degrees 15 minutes 59 seconds East, a distance of 100.61 feet to the beginning of a non-tangent curve to the right with a radius of 486.83 feet and whose chord bears South 29 degrees 02 minutes 31 seconds East, a distance of 461.60 feet;
- 4) **THENCE** with said curve to the right, through a central angle of 56 degrees 36 minutes 01 seconds, an arc length of 480.92 feet;
- 5) South 00 degrees 44 minutes 30 seconds East, a distance of 73.25 feet to the beginning of a curve to the left with a radius of 520.96 feet and whose chord bears South 28 degrees 05 minutes 55 seconds East, a distance of 478.79 feet;
- 6) **THENCE** with said curve to the left, through a central angle of 54 degrees 42 minutes 48 seconds, an arc length of 497.48 feet;
- 7) South 55 degrees 27 minutes 19 seconds East, a distance of 273.75 feet to the beginning of a non-tangent curve to the left with a radius of 2213.63 feet and whose chord bears South 60 degrees 46 minutes 37 seconds East, a distance of 309.77 feet;
- 8) **THENCE** with said curve to the left, through a central angle of 08 degrees 01 minutes 28 seconds, an arc length of 310.03 feet;
- 9) South 76 degrees 58 minutes 56 seconds East, a distance of 304.32 feet to the beginning of a non-tangent curve to the left with a radius of 1640.00 feet and whose chord bears South 87 degrees 19 minutes 34 seconds East, a distance of 610.52 feet;

10) **THENCE** with said curve to the left, through a central angle of 21 degrees 27 minutes 16 seconds, an arc length of 614.10 feet;

11) North 81 degrees 56 minutes 49 seconds East, a distance of 184.80 feet;

12) North 81 degrees 45 minutes 59 seconds East, a distance of 173.41 feet;

13) North 36 degrees 56 minutes 49 seconds East, a distance of 70.71 feet to a point in the west line of Northeast Parkway;

THENCE North 81 degrees 56 minutes 49 seconds East, a distance of 120.00 feet a point in the East line of said Northeast Parkway, same being the beginning of a non-tangent curve to the right with a radius of 890.00 feet and whose chord bears North 07 degrees 54 minutes 20 seconds West, a distance of 4.27 feet;

THENCE with said curve to the right, through a central angle of 00 degrees 16 minutes 29 seconds, an arc length of 4.27 feet to the POINT OF BEGINNING of the herein described tract, same being the beginning of a compound curve to the right with a radius of 890.00 feet and whose chord bears North 14 degrees 54 minutes 55 seconds East, a distance of 686.44 feet;

THENCE with continuing with said curve to the right and with the easterly line of said Northeast Parkway, through a central angle of 45 degrees 22 minutes 01 seconds, an arc length of 704.70 feet to a point for corner;

THENCE North 37 degrees 53 minutes 36 seconds East, continuing with the easterly line of said Northeast Parkway, a distance of 231.48 feet to a point for corner;

THENCE departing the easterly line of said Northeast Parkway, the following thirteen (13) courses and distances:

1) North 86 degrees 29 minutes 40 seconds East, a distance of 605.40 feet to a point for corner;

2) North 79 degrees 34 minutes 24 seconds East, a distance of 71.07 feet to a point for corner;

3) South 80 degrees 12 minutes 05 seconds East, a distance of 54.12 feet to a point for corner;

4) South 61 degrees 33 minutes 34 seconds East, a distance of 46.44 feet to a point for corner;

5) South 31 degrees 52 minutes 19 seconds East, a distance of 27.69 feet to a point for corner;

6) South 50 degrees 07 minutes 54 seconds East, a distance of 46.61 feet to a point for corner;

7) South 69 degrees 19 minutes 04 seconds East, a distance of 68.21 feet to a point for corner;

8) South 62 degrees 04 minutes 42 seconds East, a distance of 61.54 feet to a point for corner;

9) South 60 degrees 25 minutes 04 seconds East, a distance of 89.53 feet to a point for corner;

- 10) South 70 degrees 14 minutes 39 seconds East, a distance of 86.47 feet to a point for corner;
- 11) South 79 degrees 17 minutes 08 seconds East, a distance of 132.32 feet to a point for corner;
- 12) North 83 degrees 09 minutes 39 seconds East, a distance of 75.55 feet to a point for corner;
- 13) South 08 degrees 15 minutes 43 seconds East, a distance of 546.10 feet to a point for corner in the northerly line of said State Highway No. 190;

THENCE with the northerly line of said State Highway No. 190, the following six (6) courses and distances:

- 1) South 79 degrees 46 minutes 01 seconds West, a distance of 224.77 feet to a point for corner;
- 2) South 84 degrees 55 minutes 55 seconds West, a distance of 195.60 feet to a point for corner;
- 3) North 89 degrees 08 minutes 05 seconds West, a distance of 494.51 feet to a point for corner;
- 4) South 82 degrees 03 minutes 44 seconds West, a distance of 751.21 feet to a point for corner;
- 5) North 52 degrees 56 minutes 17 seconds West, a distance of 43.20 feet to a point for corner;
- 6) South 82 degrees 03 minutes 58 seconds West, a distance of 9.63 feet to the POINT OF BEGINNING and containing a total of 27.241 acres of land, more or less.

PLANNED DEVELOPMENT REQUIREMENTS

Firewheel Town Center

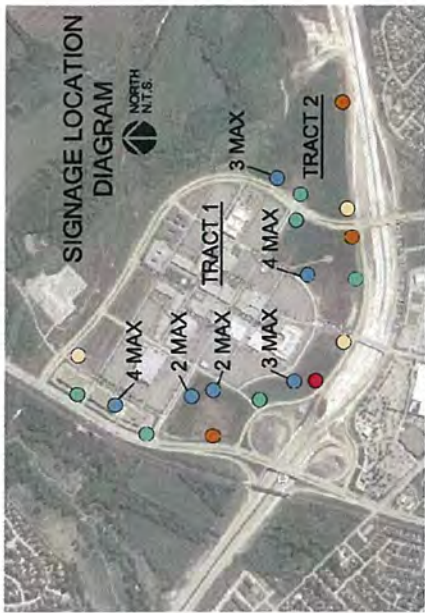
- I. **Statement of Purpose:** The purpose of this Planned Development District is to amend certain requirements regarding freestanding signs as identified on the Signage Exhibit for Firewheel Town Center and its peripheral development tracts.
- II. **Statement of Effect:** This Planned Development District shall not affect any regulation found in the Comprehensive Zoning Ordinance, Ordinance No. 4647, as amended prior to adoption of this ordinance, except as specifically provided herein.
- III. **General Regulations:** All regulations of Planned Development (PD) Districts 02-25, 03-53 and 12-08 for Freeway Uses and the Freeway (FW) District set forth in Sections 31 and 46 of the Comprehensive Zoning Ordinance are included by reference and shall apply, except as otherwise specified by this ordinance.
- IV. **Specific Regulations:**
 - A. Development Requirements: Refer to Planned Development (PD) District 02-25 and PD 03-53 for development requirements and general conditions for the Firewheel Town Center.
 - B. Freestanding Signs: Freestanding signs shall be in conformance with Section VII.E.1., 3. and 4. of Planned Development (PD) District 02-25. In addition, the following shall apply, and shall replace Section VII.E. 2. and 9.
 1. Replacement of Exhibit. Exhibit C of PD 12-08 shall be deleted in its entirety and replaced by Exhibit C attached hereto.
 2. Number, Location, Height and Size of Sign Types. Pylon signs shall be allowed only of the height and size, and at the locations shown, on Exhibit C.

Tracts 1, A, B, C, D, E and F (as identified in PD 02-25). There shall be a maximum of two signs with a maximum height of forty (40) feet and a maximum size of 550 square feet per side (identified on Exhibit C as Sign P-4); there shall be a maximum of two signs with a maximum height of forty (40) feet and a maximum size of 450 square feet per side (identified on Exhibit C as Sign P-3); there shall be a maximum of five signs

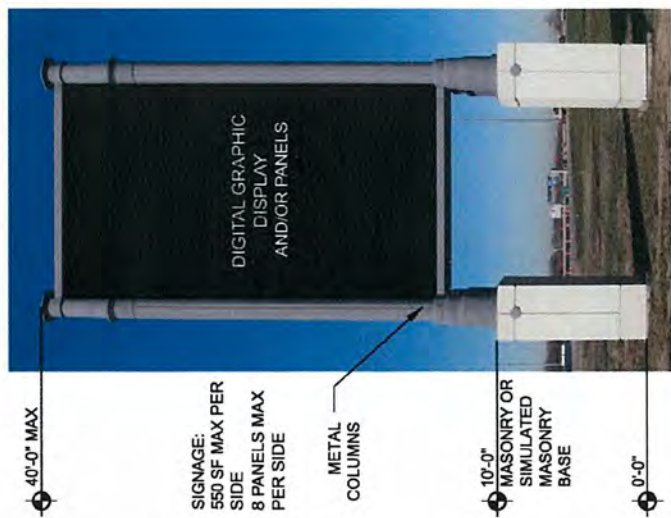
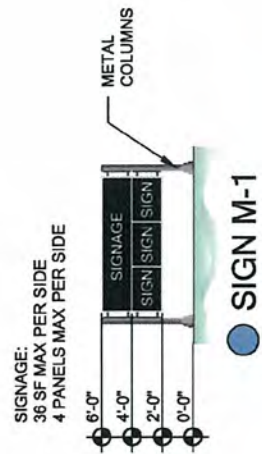
with a maximum height of thirty-two and one-half (32.5) feet and a maximum size of 330 square feet per side (identified on Exhibit C as Sign P-2); and a maximum of one sign with a maximum height of twenty-five (25) feet and a maximum size of 210 square feet per side (identified as Sign P-1).

Tract 2. There shall be a maximum of one sign with a maximum height of forty (40) feet and a maximum size of 550 square feet per side (identified on Exhibit C as Sign P-4); there shall be a maximum of one sign with a maximum height of forty (40) feet in height with a maximum area of 450 square feet per side (identified on Exhibit C as Sign P-3); there shall be a maximum of one sign with a maximum height of thirty two and one-half (32.5) feet with a maximum area of 330 square feet per side (identified on Exhibit C as Sign P-2). A maximum of three monument signs (Sign M-1), not to exceed six feet in height and eight feet in width, shall be located as generally indicated on Exhibit C.

3. Digital/Electronic Programmable Display. Subject to the operating requirements of Ordinance No. 6482, excluding provisions limiting the number, size or type of signs, all pylon and monument signs within the Planned Development District are permitted to use a digital/electronic programmable display. The use of digital/electronic programmable signs shall not be limited to one per site, but shall be allowed for all pylon and monument signs permitted by this Planned Development District.
4. On-premise Signs. Each sign is available for use or display by all tenants, users, owners and other occupants of any tract (Tract 1, 2 and A – F as identified by PD 02-25) of the Planned Development District and any of such parties' products or services and shall be deemed an on-premise sign for all purposes.
5. Freestanding Sign Setbacks. No setback from adjacent property lines is required for any freestanding signs except that no portion of any sign shall 1) extend beyond any property line into or over any public street or right-of-way, 2) impede sight visibility as regulated by the Traffic Management Standards and the Sign Ordinance or 3) interfere with the provision of utilities.

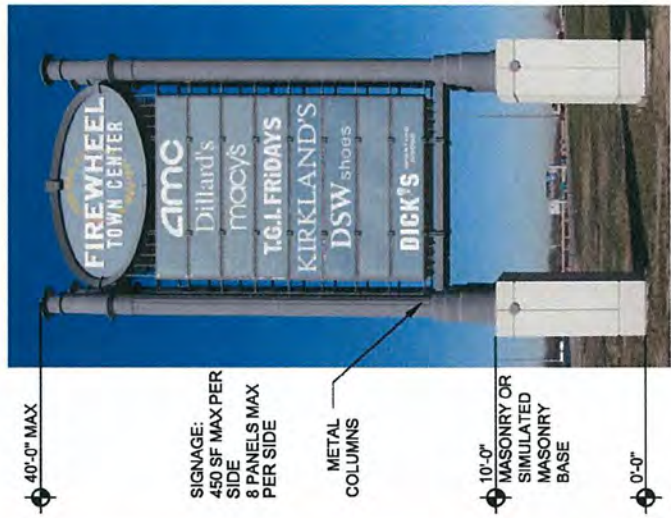


SIGNAGE LOCATIONS AS INDICATED ARE APPROXIMATE, MAP NOT TO SCALE



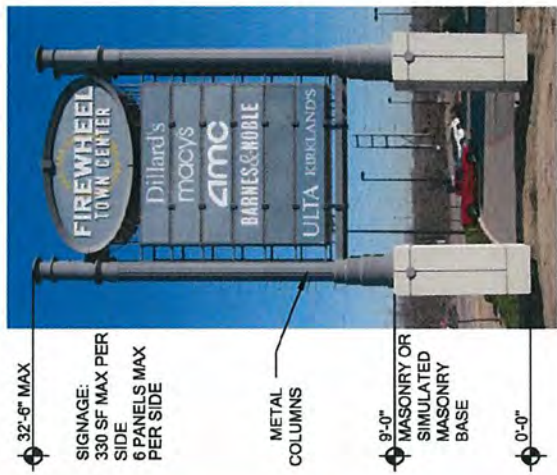
SIGNAGE: 550 SF MAX PER SIDE
8 PANELS MAX PER SIDE
METAL COLUMNS
MASONRY OR SIMULATED MASONRY BASE

SIGN P-4



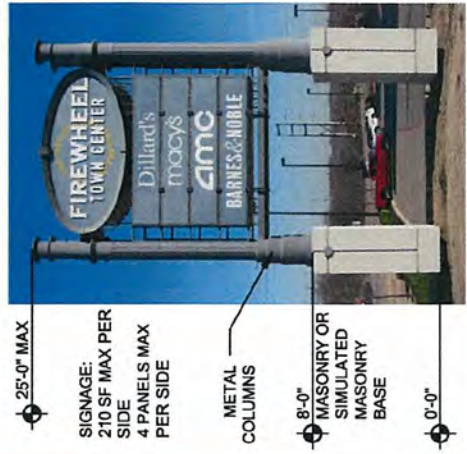
SIGNAGE: 450 SF MAX PER SIDE
8 PANELS MAX PER SIDE
METAL COLUMNS
MASONRY OR SIMULATED MASONRY BASE

SIGN P-3



SIGNAGE: 330 SF MAX PER SIDE
6 PANELS MAX PER SIDE
METAL COLUMNS
MASONRY OR SIMULATED MASONRY BASE

SIGN P-2



SIGNAGE: 210 SF MAX PER SIDE
4 PANELS MAX PER SIDE
METAL COLUMNS
MASONRY OR SIMULATED MASONRY BASE

SIGN P-1

NOTE: IMAGES ARE NOT TO SCALE; HEIGHT & WIDTH DIMENSIONS MAY VARY SUBJECT TO HEIGHT MAX SET FORTH ABOVE FOR EACH SIGN TYPE.

Job #: 12007.00
File Name: Signage-3.dwg
Date: 07.02.2012
Drawn by: ELB

SIGNAGE EXHIBIT
Firewheel Town Center
Gardland, Texas



GFF Planning
2808 Remount Street
Suite 300
Dallas, Texas 75201
www.gff.com

214.301.1500/741
214.301.1502/741
www.gff.com



City Council Item Summary Sheet

☒ Work Session

☒ Agenda Item

Date: August 20, 2012
August 21, 2012

Council Meeting Schedule for National Night Out

Summary of Request/Problem

This year Texas will celebrate National Night Out on Tuesday, October 2, 2012. The first regular Council meeting in October is also scheduled on that same night.

Council is requested to consider rescheduling their meeting to Monday, October 1, 2012. This would allow the Mayor and Council Members the opportunity to participate in local National Night Out activities in the community.

Recommendation/Action Requested and Justification

Approve a resolution establishing October 1, 2012 as the first City Council meeting in October 2012.

Submitted By:

Approved By:

William E. Dollar
City Manager



City Council Item Summary Sheet

☐ Work Session

Date: August 21, 2012

☒ Agenda Item

USE OF ESCROW ACCOUNTS TO MANAGE TMPA DEBT SERVICE

Summary of Request/Problem

Texas Municipal Power Agency (TMPA) Board of Directors passed a resolution providing an option for TMPA Member Cities for the administration of funds received from Member Cities for the purpose of refunding or prepaying a portion of TMPA's outstanding revenue refunding bonds, Series 1993. TMPA is proposing the use of escrow accounts as an option to manage the Series 1993 debt service and seeks the approval of an agreement between and among the Member Cities to allow the use of the escrow accounts.

All the Utility Directors of the Member Cities support the agreement. The City Attorneys and/or Bond Counsel for each Member City have reviewed the agreement and have been given an opportunity to comment. Their comments were integrated into the agreement.

This item was considered by Council at the August 6, 2012 Work Session.

Recommendation/Action Requested and Justification

It is recommended Council approve a resolution authorizing the City Manager, or his representative, to execute the City Prepayment Agreement.

Submitted By:

**Jeff Janke,
GP&L Managing Director**

Approved By:

**William E. Dollar
City Manager**

RESOLUTION NO.

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A PREPAYMENT AGREEMENT AMONG AND BETWEEN THE CITY OF BRYAN, TEXAS, THE CITY OF DENTON, TEXAS, THE CITY OF GARLAND, TEXAS, AND THE CITY OF GREENVILLE, TEXAS REGARDING AN ELECTIVE PROGRAM OF PREPAYMENT OF FIXED COST POWER PURCHASE PAYMENTS TO THE TEXAS MUNICIPAL POWER AGENCY; AND PROVIDING AN EFFECTIVE DATE.

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

Section 1

That the City Council hereby authorizes the City Manager to execute a Prepayment Agreement among and between the City of Bryan, Texas, the City of Denton, Texas, the City of Garland, Texas, and the City of Greenville, Texas in substantially the form and substance attached hereto.

Section 2

That this Resolution shall be and become effective immediately upon and after its adoption and approval.

PASSED AND APPROVED this the ____ day of _____, 2012.

CITY OF GARLAND, TEXAS

Mayor

ATTEST:

City Secretary



City Council Item Summary Sheet

☐ Work Session

Date: August 21, 2012

☒ Agenda Item

Amendment Agreement No. 3 to Automated Red Light Enforcement Service Agreement

Summary of Request/Problem

The agreement between the City and its automated red light enforcement vendor (Xerox State and Local Solutions, Inc.) is in need of updating in order to formalize a number of operational changes that the parties have operated under for some time. In addition, there are provisions in the existing agreement that are either no longer necessary or are in need of modification. Also, the agreement needs to be modified to reflect needed changes that were recognized during the most recent internal audit of the SafeLight program, including a credit to the City for \$72,000 in deferred revenue during a period when some of the monitored approaches were off-line. The changes will impose new performance standards on the vendor and will discontinue the City's obligation to pay certain collection costs for services that the City no longer needs. The changes will clarify provisions of the current agreement that relate to decommissioning cameras.

This item was scheduled for Council consideration at the August 20, 2012 Work Session.

Recommendation/Action Requested and Justification

Approve by minute action the execution of Amendment Agreement No. 3.

Submitted By:

Mitchel Bates
Chief of Police

Approved By:

William E. Dollar
City Manager

**AMENDMENT AGREEMENT NUMBER 3
TO
AUTOMATED RED LIGHT ENFORCEMENT SERVICE AGREEMENT BY AND
BETWEEN XEROX STATE & LOCAL SOLUTIONS, INC.
AND
THE CITY OF GARLAND, TEXAS**

THIS AMENDMENT AGREEMENT NUMBER 3 (“Amendment Number 3”) between XEROX State & Local Solutions, Inc., formerly, “ACS State & Local Solutions, Inc.”, a New York corporation, with offices at 2828 North Haskell Road, Dallas, Texas 75204 (“Contractor” or “XSLS”), and the City of Garland, Texas, a Texas home-rule municipality (“City”), is made to amend the [Amended and Restated] Automated Red Light Enforcement Service Agreement, effective January 24, 2006 by and between the Contractor and the City (as amended, the “Services Agreement”).

WHEREAS, the City has engaged the Contractor to provide certain services to the City under the terms and conditions set forth in the Services Agreement; and

WHEREAS, it is the mutual desire of the parties to enter into this Amendment to modify certain provisions of the Services Agreement relating to the services to be performed by and compensation to be paid to the Contractor.

NOW, THEREFORE, in consideration of the foregoing, and the benefits to accrue to the parties and to the public from this Amendment, the parties agree that the Services Agreement is amended as follows:

I. The parties agree that effective as of September 1, 2012, Amendment Number 1 to the Services Agreement shall no longer be effective, and the original language of the Services Agreement is reinstated except to the extent it is amended by this Amendment Number. 3

II. Section 2 “Work - Scope of Services” of the Services Agreement is hereby amended and the following text shall be added after subparagraph (J) “Public Relations”:

“(K) Delinquent Collections. XSLS agrees to perform the following services to assist the City with its delinquent collections and registration hold programs:

(1) The creation and delivery to the City of an electronic file identifying violations eligible for registration hold in a format and pursuant to a schedule mutually agreed to by the parties.

(2) The printing and first class mailing at XSLS' cost of up to three notices in formats and pursuant to a schedule mutually agreed to by the parties.

(3) The creation of an on-line return on investment report in an agreed format that allows the City to track the cost-effectiveness of its registration

hold program. The City agrees to use all reasonable efforts to pursue delinquent collections and registration hold for all eligible records."

III. In reference to Section 4(C) of the Services Agreement, the parties agree that the City shall not be obligated to apply excess Program Revenues generated prior to November 1, 2007 to any cumulative balances due to XSLS for fees incurred by the City under the Services Agreement on or after November 1, 2007. XSLS hereby waives any claim under the Services Agreement to those Program Revenues.

IV. In reference to Section 4(C) of the Services Agreement, XSLS acknowledges that effective November 1, 2007 and running through August 31, 2012, the City retained certain Program Revenues generated on or after November 1, 2007 to pay for City internal program administrative costs. XSLS hereby waives any claim under the Services Agreement to those retained Program Revenues.

V. Effective September 1, 2012, the first sentence of Section 4(C) of the Services Agreement shall be deleted in its entirety and replaced with the following new first, second, and third sentences of Section 4(C) of the Services Agreement:

"XSLS agrees that the City's obligation to pay the monthly base fee shall be limited to those revenues generated by the Program, collected by XSLS, and received by the City less \$8,500.00 per month to be retained by the City to cover a portion of the City's internal program administrative costs ("Program Revenues"). Additionally, XSLS agrees that, when tendering payment to XSLS, the City may designate how those funds are to be applied to indebtedness under the Services Agreement, that is, a portion of the payment may be designated for application to the monthly base fee then due and a portion may be designated to any deficit or balance due as further described in this paragraph. XSLS will allocate the City's payment as so designated."

VI. Section 4 "Compensation" of the Services Agreement is hereby amended and the following subparagraphs (E), (F), and (G) shall be added after subparagraph (D):

"(E) The parties agree that an administrative fee of \$3.75 shall be added to each pay-by-web transaction. Administrative fees shall clear directly into a City designated account, and XSLS shall itemize such administrative fees on a daily cashing report that the City can access through the program database. As part of its monthly invoice, XSLS shall submit to the City a copy of the monthly bill from XSLS' credit card merchant for reimbursement by the City. The City may, by written notice to XSLS, increase or decrease the administrative fee from time-to-time to make the fee consistent with similar pay-by-web or credit card fees charged by the City."

"(F) In the event that a Unit at a currently operating Installed Approach is not substantially functioning for a period of three or more calendar days within a

calendar month (it being agreed that the days need not be consecutive days), Contractor agrees to prorate the monthly base fee specified in Section 4(B) of this Agreement for that approach for each day in excess of three that the Unit is not substantially functioning. For purposes of this subsection, “not substantially functioning” means failing to accurately detect, measure or record, in the manner described by Chapter 707, Texas Transportation Code and through no fault of the City, its employees, agents, or contractors, fifty percent or more of red light violations by motor vehicles occurring at the approach. By way of example only, if the Unit at an approach is not substantially functioning for one day in excess of the three day allowance in a thirty day month, the prorated monthly fixed fee for the approach would equal 29/30 multiplied by the full monthly fixed fee for the approach (currently \$4950.00) for a payment due for that approach of \$4785.00.”

“(G) Contractor agrees that the Units are required to collectively achieve at least an eighty percent Monthly Controllable Issuance Rate. The Monthly Controllable Issuance Rate is determined by the sum of the number of actual violations detected at all approaches (that is, not including non-violation Unit triggers) in the applicable month that result in issued notices of violation divided by the number of Controllable Violations for the month. “Controllable Violations” means the total number of actual violations detected less “Uncontrollable Rejects”. Uncontrollable Rejects are those violations for which a notice of violation cannot be issued for one or more of the following reasons:

- Plate obstructed
- DMV no hit
- Temporary tag
- Car obstructed
- Vehicle match failure
- Glare on plate
- No plate
- Direct sun glare
- Dealer tag
- Plate damaged
- Expired - City
- Weather
- Multiple Vehicles

If Contractor fails to achieve at least an eighty percent Monthly Controllable Issuance Rate for a given month, Contractor agrees to reduce its monthly invoice by the percentage shortfall on a one-to-one basis. By way of example only, if the Monthly Controllable Issuance Rate achieved in a given month is seventy-five percent, Contractor shall reduce its monthly invoice for such month by five percent; if the Monthly Controllable Issuance Rate achieved in a given month is seventy percent, Contractor shall reduce its monthly invoice for such month by ten percent; if the Monthly Controllable Issuance Rate achieved in a given month is fifty percent,

Contractor shall reduce its monthly invoice for such month by thirty percent, and so on.”

VII. The City acknowledges and agrees that at City’s request in 2007, XSLS reconfigured the approaches at NB Plano Road @ Buckingham Road and SB Jupiter Road @ Kingsley Road to comply with newly enacted State legislation. As compensation for this work, the City agreed to pay a fee to XSLS in the amount of \$662.76 (inclusive of both intersections) per month beginning in October 2007 and ending in September 2012.

VIII. The City acknowledges and agrees that at City’s request in 2009, XSLS relocated three camera systems to new approaches at NB South 1st Street @ Avenue B, SB Broadway Boulevard @ I-30, and NB Shiloh Road @ 190. As compensation for this work, the City agreed to pay XSLS a total fee of \$3,792.64 (inclusive of all three intersections) per month beginning in May 2009 and ending in February 2014. XSLS acknowledges and agrees that, due to circumstances beyond the control of the parties, there was a significant delay following the City’s decision to decommission three other cameras prior to the relocation of the three camera systems referenced in this paragraph during which time the City agreed to continue paying the base monthly fee for the three decommissioned cameras. In recognition of certain cost savings that XSLS may have realized during that time, XSLS agrees to waive and not invoice the City for the amount of \$72,133.59 in fees that have been deferred under Section 4(C) of the Services Agreement.

IX. The last sentence of the second paragraph of Section 6(B) of the Services Agreement is amended to read as follows:

“For purposes of this Section 6(B) only, the City and Contractor agree that the implementation cost of an Installed Approach is \$59,700.”

X. Section 6 of the Services Agreement is hereby amended and the following subparagraph (D) shall be added after subparagraph (C):

“(D) *Decommissioning and Wind-Down Costs.* If the City determines that it no longer desires to operate a Unit at an Installed Approach, the City may decommission that Unit by providing not less than ninety days written notice to Contractor of the City’s intent to decommission that Unit, in which event Contractor shall promptly discontinue operating that Unit. Notwithstanding the decommissioning of a Unit designated by the City, the City agrees to pay any remaining un-amortized installation costs for the Unit being decommissioned including all reasonable costs incurred by Contractor in removing the Unit from its location at the Installed Approach, less the fair market value of any re-usable components including, without limitation, the camera or the detectors.”

XI. Section 8 of the Services Agreement is hereby amended by numbering the first paragraph as subparagraph (A) and adding the following subparagraph (B):

“(B) Contractor agrees to obtain a Statement on Standards for Attestation

Engagements No. 16 (Service Organization Control 2 Type II) report from a third party auditing firm on an yearly basis and will, upon request, provide the City with the report.”

XII. Section 12 of the Services Agreement is hereby amended by adding the following text after the last sentence:

If to XSLS:

12410 Milestone Center Dr.
Germantown, Maryland 20876
Attention: Jeffrey Rockett
(301) 820-4661

If to Garland:

Mitch Bates
Chief of Police
Garland Police Department
1891 Forest Lane Garland, Texas 75042
(972) 205-2010
(972) 485-4801 [fax]

with a copy to:

Brad Neighbor
City Attorney
200 N. Fifth St., 4th Floor
P.O. Box 469002
Garland, Texas 75046-9002
(972) 205-2380
(972) 205-2389 [fax]

All other terms of the Services Agreement, as amended, shall remain in full force and effect.

EXECUTED on the dates indicated below.

CITY OF GARLAND, TEXAS

Name: William E. Dollar
Title: City Manager
Date:

XEROX STATE & LOCAL SOLUTIONS, INC.

Name: Allen Shutt
Title: Vice President
Date:



File No. 12-34/District 5

Agenda Item:

Meeting: City Council

Date: August 21, 2012

Planning Report

Illiana Rojas

2800 W. Kingsley Road, Suites 100 and 101

REQUEST

Approval of a Specific Use Permit for Reception Facility on property zoned Industrial 1 (I-1) District.

OWNER

SWLF Limited Partnership

PLAN COMMISSION RECOMMENDATION

On July 23, 2012 the Plan Commission, by a vote of eight (8) to zero (0), recommended approval of a Specific Use Permit for Reception Facility on property zoned Industrial 1 (I-1) District for a period of 5 years tied to Illiana Rojas per staff recommendation.

STAFF RECOMMENDATION

Approval of a Specific Use Permit for Reception Facility tied to Illiana Rojas for a period of 5 years and allowing a total of 321 parking spaces to be allocated to the reception facility. The proposed reception facility in Suite 101 will operate as part of the existing reception facility in Suite 100. The expanded reception facility will not introduce a significant increase in the intensity of traffic or commercial activity.

BACKGROUND

The Reception Facility use is described by the Zoning Ordinance as a facility that is open to the general public or made available for private uses, designed and used for social events, which may include but are not limited to parties, dances, receptions, banquets or similar social events. It is only allowed by Specific Use Permit in a range of non-residential zoning districts including the Industrial 1 (I-1) District. The subject property was developed in 1970 with a multi-tenant building. In 2009, the applicant obtained a Specific Use Permit (S 09-05) to operate a reception facility in Suite 100 for a period of 5 years. The applicant requests approval of a Specific Use Permit to continue the operation of the existing reception facility in Suite 100 and to expand its operation to Suite 101. In 2009, the City Council approved a Specific Use Permit (S 09-31) to operate an unrelated reception facility from Suite 102; however, a certificate of occupancy was never issued and Suite 102 remains vacant.

SITE DATA

The subject property contains 7 acres. The entire development is composed of 3 platted lots that together have approximately 635 feet of frontage along Kingsley Road. The site can only be accessed from Kingsley Road.

USE OF PROPERTY UNDER CURRENT ZONING

The Industrial 1 (I-1) District provides for a wide range of industrial uses which generate few objectionable conditions. Such uses include manufacturing, processing, assembling, research and development, and warehousing and distribution.

SURROUNDING ZONING AND LAND USES

The subject property is located within an area that is zoned Industrial 1 (I-1) District and developed with buildings that are mostly occupied by light industrial and heavy commercial activities; although, some less intensive uses such as a commercial school, located in Suite 103 on the subject property, are located in this area.

COMPREHENSIVE PLAN

The Future Land Use Map of the Envision Garland Plan recommends Industry centers for the subject property. Industry centers provide a cluster of trade and industry that cumulatively employ large numbers of people. Operations within this development type may require substantial infrastructure and may result in more significant negative impacts (sound, air, traffic, outdoor lighting, storage, etc.). Operations may include such elements as semi-truck traffic, loading docks, and visible outdoor storage. Although the proposed use is not considered an industrial use, due to the distance from residential areas and the intense commercial and industrial activity already in place, industrial areas may be suitable locations for a reception facility; hence, minimizing the negative impact the proposed use could potentially have on residential or less intensive retail or office areas.

CONSIDERATIONS

1. The applicant proposes to operate a reception facility in Suite 101 which has an area of 19,867 square feet in conjunction with the existing reception facility in Suite 100, which has an area of 19,967 square feet. The applicant further states that the proposed reception facility would operate on Friday, Saturday, and Sunday from 5:00 p.m. to 1:00 a.m. The existing Specific Use Permit (S 09-05) to operate the present reception facility in Suite 100 does not regulate the hours of operation.
2. The applicant has stated that there will not be sales of alcoholic beverages. However, in the case that alcoholic beverages are served or consumed during the events, security will be provided at the premise. The City Attorney's Office has indicated that State law identifies who can provide

private security under Chapter 1702 of the State Occupations Code. The Attorney's Office recommends that security be provided as allowed under the State law as shown in the conditions. This security provision has been required with recently approved reception facilities.

3. Proposed signage will be in compliance with the Sign Ordinance. The applicant is not proposing to increase the square footage of the existing building or improve the parking area by more than 40 percent; therefore, the Screening and Landscape Standards are not applicable under this Specific Use Permit.
4. Section 10-200 of the Comprehensive Zoning Ordinance No. 4647 states that the parking requirement for Reception Facility is 1 for every 100 square feet of gross floor area. Together, Suite 100 and Suite 101 would require 399 parking spaces. However, since the parking area is shared by various tenant spaces, it is necessary to determine the required parking spaces for the entire site. The total number of parking spaces required for the subject property, including the parking requirement for the proposed reception facility and assuming the two vacant spaces are occupied with light industrial uses, is 539 parking spaces. The site currently has 270 parking spaces.

The applicant will stripe 191 additional parking spaces in the back paved area of the property to obtain a total of 461 parking spaces for the entire site. The applicant has indicated that based on the maximum number of parking spaces actually utilized for the existing reception facility in Suite 100, no more than 240 parking spaces would be used for both Suite 100 and Suite 101. The applicant is requesting approval to allow a total of 321 parking spaces to be allocated to the reception facility instead of the required 399 parking spaces. Furthermore, the reception facility would generally operate when the school is closed. Staff recommends a condition be included in the Specific Use Permit requiring the applicant to stripe 191 additional parking spaces in the back paved area before a certificate of occupancy is issued.

5. The applicant is requesting approval of the Specific Use Permit for a period of 5 years tied to **Illiana Rojas**. The Specific Use Permit for the existing reception facility in Suite 100 expires in 2014. Thus, this request would allow the reception facility to operate in both Suite 100 and Suite 101 until the year 2017.

COMPATIBILITY OF REQUEST WITH SURROUNDING ZONING AND LAND USES

The proposed reception facility in Suite 101 would operate in conjunction with the existing reception facility currently located in Suite 100. The reception facility would be operating from a location that is surrounded by properties that are being utilized primarily for light industrial and heavy commercial activity. Due to the industrial and intense commercial activity in the area, the expanded reception facility would not create an additional nuisance.

Prepared By:

Josue De La Vega
Development Planner

Date: August 9, 2012

Reviewed By:

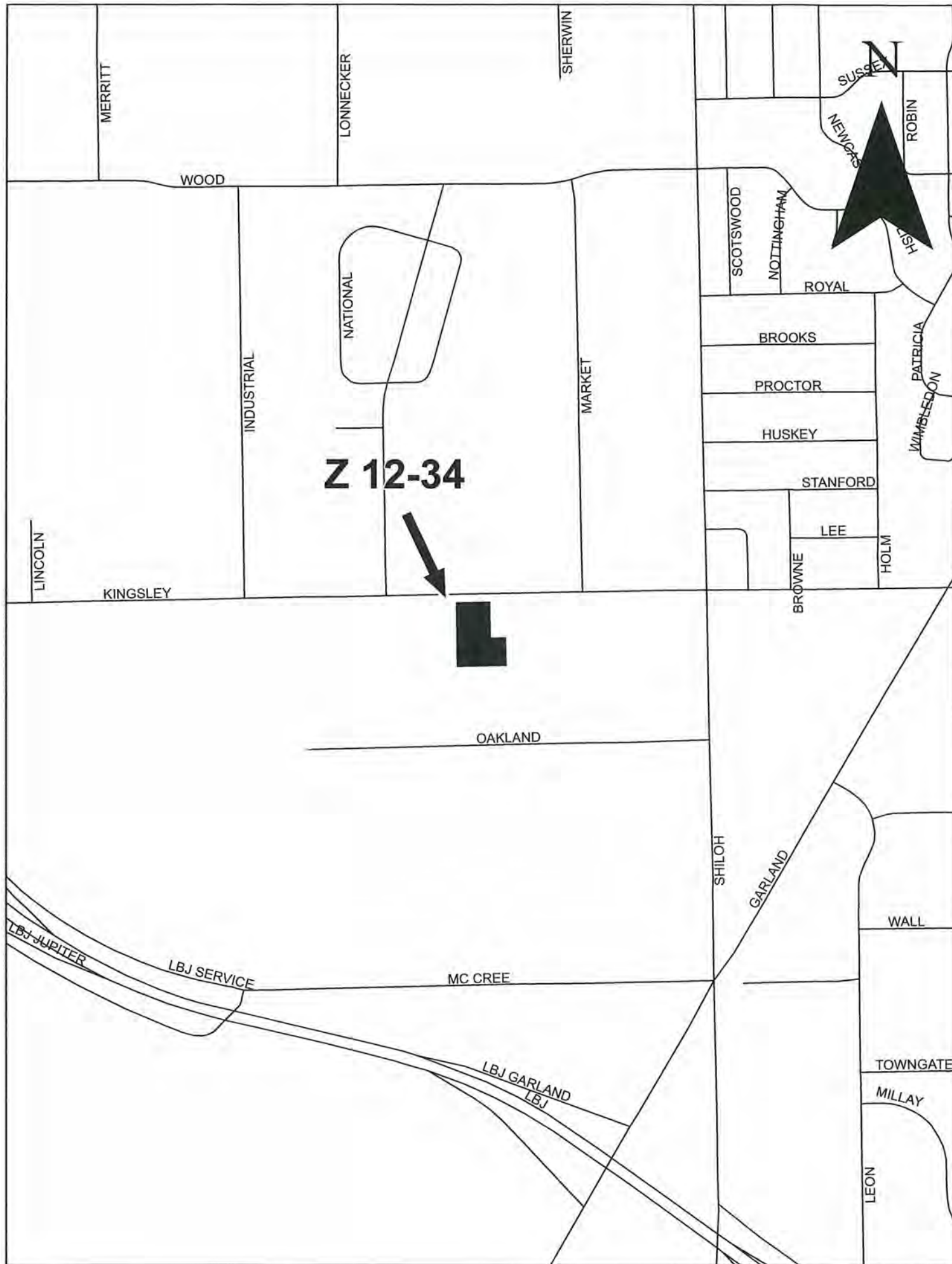
Neil Montgomery
Director of Planning

Date: August 10, 2012

Reviewed By:

William E. Dollar
City Manager

Date: August 14, 2012





NATIONAL

MARKET

KINGSLEY

OAKLAND

SF17/G/S

ROCTOR

HUSKEY

SC

LEE

PD 96-40 GB

SC

I-1

PD 84-116

S-3

S10-29

S09-05

S09-31

S92-13

PD 08-42

C-2

S09-13

S-3

S95-15

SHILOH

PD 11-4

SCALE IN FEET

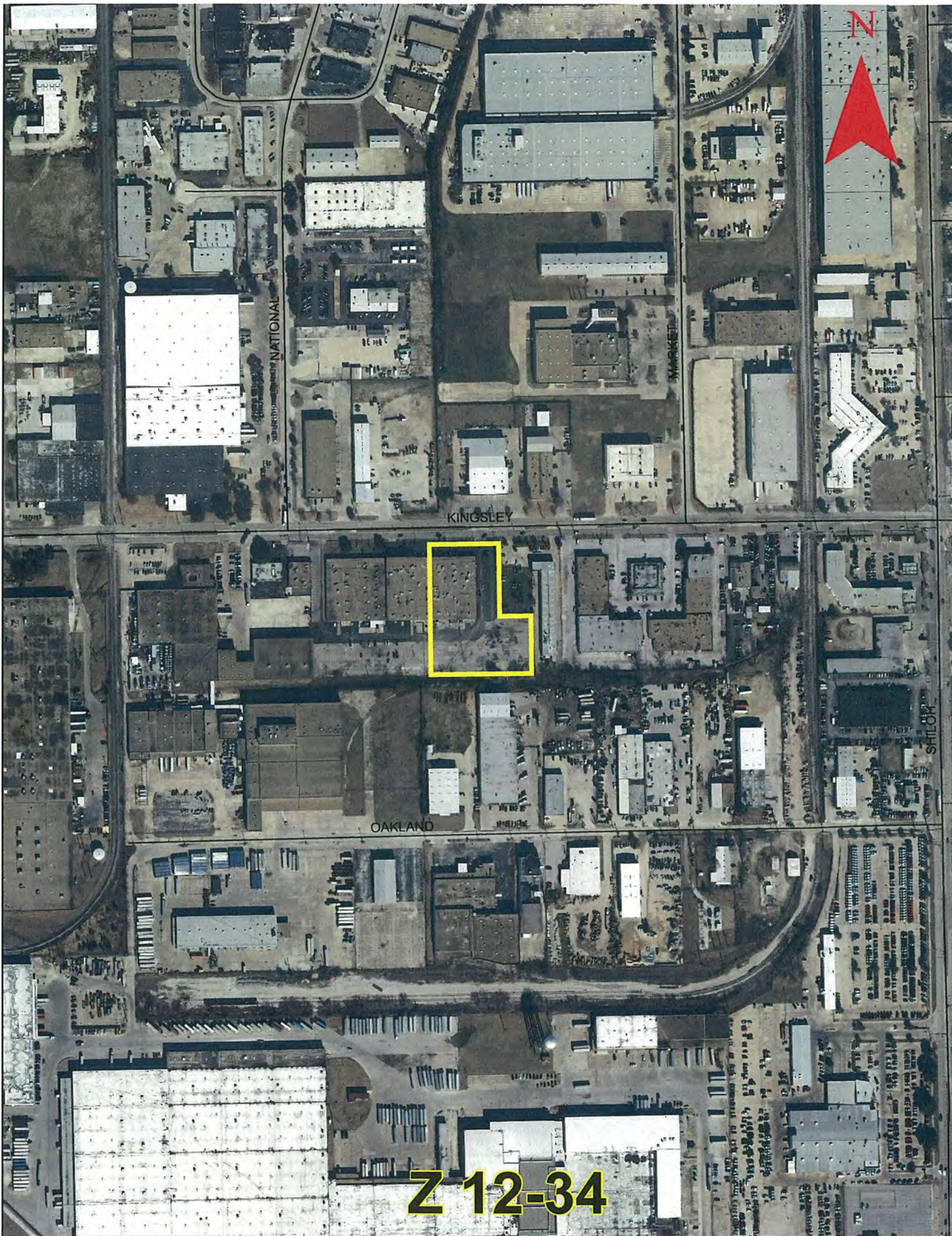
0 200 400 Feet

1" = 400'



INDICATES
AREA OF REQUEST

ZONING
Z 12-34



Z 12-34

W KINGSLEY

Total Building Area
119,435 SF.

199675F.

19.8675#

1st Floor

2nd Floor

19,867.55.

19,8475F.

Site Plan
Scale: 1:20 = 1'-0"

The information is provided by sources deemed reliable, however, Guy Levy Arablist makes no guarantee, warranties or representations as to the completeness or accuracy of the information.

SPECIFIC USE PERMIT CONDITIONS

ZONING FILE 12-34

2800 W. Kingsley Road, Suite 100 and 101

- I. **Statement of Purpose:** The purpose of this Specific Use Permit is to allow a Reception Facility subject to conditions.
- II. **Statement of Effect:** This permit shall not affect any regulation found in the Comprehensive Zoning Ordinance, Ordinance No. 4647, as amended prior to adoption of this ordinance, except as specifically provided herein.
- III. **General Regulations:** All regulations of the Industrial 1 (I-1) District set forth in Section 29 and Section 33 of the Comprehensive Zoning Ordinance are included by reference and shall apply, except as otherwise specified by this ordinance.
- IV. **Specific Regulations:**
 - A. Time Period: The Specific Use Permit shall be in effect for a 5 year time period and shall be tied to **Illiana Rojas**.
 - B. Parking: The applicant shall stripe 191 additional parking spaces as it is reflected on the site plan for a total of 461 parking spaces for the entire site before a certificate of occupancy is issued. There shall be a minimum of 321 parking spaces allocated to the reception facility in Suite 100 and Suite 101.
 - C. Security: Security shall be provided at every event where alcohol is provided. Security will be provided by a person authorized to provide private security under Chapter 1702 of the Texas Occupations Code.
 - D. Loitering: No congregation or loitering will be allowed to occur outside the facility.

REPORT & MINUTES

P.C. Meeting, July 23, 2012 (8 Members Present)

Consideration of the application of Illiana Rojas, requesting approval of a Specific Use Permit for Reception Facility on property zoned Industrial 1 (I-1) District. The property is located at 2800 West Kingsley Road, Suite 100 and 101. (File 12-34)

Illiana Rojas, the applicant, 2800 W Kingsley, was available for questions.

Motion was made by Commissioner Welborn, seconded by Commissioner O'Hara to **approve** the Specific Use Permit for a period of 5 years tied to Illiana Rojas per staff recommendation. **Motion carried: 8 Ayes, 0 Nays.**



NATIONAL

KINGSLEY

OAKLAND

MARKET

SF7/G
ROCK
MUSK
SC
LE
GE
SC
S
E
PD 96-4
PD 88-4
SHILOH
PD 1

2825

2809

209

2765

2701

PD 96-40

I-1

PD 84-116

S-3

S10-29

S92-13

G-2

S95-15

O = IN FAVOR
X = AGAINST

S09-05

S09-31

2722

2766

2900

2800

2834

2828

2917

2761

2747

2743

2701

2637

2609

S09-13

S-3

S07-14

SCALE IN FEET
0 200 400 Feet
1" = 400'

INDICATES
AREA OF REQUEST

ZONING
Z 12-34

No replies were received for this case.



Planning Report

File No. 12-37/District 1

Agenda Item:

Meeting: City Council

Date: August 21, 2012

PROVENCE @ FIREWHEEL, L.P.

Thirteen Lots within the Provence at Firewheel Subdivisions

REQUEST

Approval of an amendment to Planned Development District 04-19 for Single Family Uses regarding regulation of garages on various lots not served by an alley.

OWNER

Provence @ Firewheel, L.P.

PLAN COMMISSION RECOMMENDATION

On July 23, 2012 the Plan Commission, by a vote of eight (8) to zero (0), recommended approval of an amendment to Condition V.I of PD 04-19 allowing a third garage to face the street on thirteen lots that are not served by an alley, provided the garage door is set back no less than 36 feet from the front property line.

STAFF RECOMMENDATION

Staff has no objection to approval of the request for amendment of the PD to allow a third garage to face the street on the thirteen subject lots provided the garage door is setback a minimum of 36 feet from the front property line. The issues regarding the proposed amendment are, however, more a function of neighborhood preference than land use compatibility.

BACKGROUND

The subject property consists of thirteen remaining vacant lots within the Provence at Firewheel No. 1 and 2 single family subdivisions. These subdivisions, together containing 268 lots, were platted in 2005 and 2007, respectively, and are governed by Planned Development District 04-19. Condition V.I. of the PD requires that a J-entry, side entry or swing drive shall be provided for those lots not served by an alley, and that no garage shall face a street. The applicant is requesting an amendment to the PD for thirteen such lots to allow for a third garage to be positioned such that it faces the street provided that the garage door is setback no less than 36 feet from the front property line.

SITE DATA

The subject property contains 3.34 acres comprising the following thirteen lots within the Provence @ Firewheel No. 1 and 2 subdivisions: Lot 1, Block 1 and Lot 31, Block 2 of Provence at Firewheel No. 1; Lots 10, 12 and 17 of Block 14

and Lots 4, 5, 9, 16, 17, 18, 19 and 20 of Block 15 of Provence at Firewheel No. 2. These lots are located at 909 and 917 Chumley Road; 810 and 818 Rimes Drive; 809 Sharp Court; and 1210, 1206, 1114, 1002, 914, 910, 906 and 902 Means Farm Road.

USE OF PROPERTY UNDER CURRENT ZONING

Development of this property is restricted to the uses and standards permitted in Planned Development (PD) District 04-19 for Single Family Uses. The PD is largely developed out with single family homes. The PD conditions prohibit garage doors from facing the street. The proposed amendment would allow garage doors to face the street on thirteen remaining vacant lots where a third garage is provided, and where it is setback a minimum of 36 feet from the front property line.

SURROUNDING ZONING AND LAND USES

The lots are all located within PD 04-19 for Single Family Uses and as such are surrounded by single family zoning and development as regulated by the subject PD, and by adjacent Single Family Districts to the north, east, south and west.

COMPATIBILITY OF REQUEST WITH SURROUNDING ZONING AND LAND USES

The proposed amendment is an issue of neighborhood preference, rather than one of zoning and land use compatibility.

COMPREHENSIVE PLAN

The Envision Garland Plan reserves the subject property for Traditional Neighborhoods, which provide areas for low to moderate density single-family detached housing. The Plan does not address the details of specific design characteristics as in the subject request.

CONSIDERATIONS

1. Ninety-six of the 268 lots in the two phases of Provence at Firewheel are not served by an alley. As already noted, the PD requires that a J-entry, side entry or swing drive be provided for such lots, and prohibits any garage from facing a street. Most of these lots were developed with three-car garages which comply with the PD condition, with all three garages being side-facing. According to the applicant, the original builders in the subdivision created a specially-designed product to meet this requirement.
2. Only 13 of the 96 lots remain vacant. The applicant has indicated that the current builder does not have a three-car product with a J or swing entry. Furthermore, according to the applicant, a three-car J or swing entry requires the home be set back 10 feet further on the lot, thereby reducing the size of the back yard and compromising the ability to provide amenities desired by potential home buyers such as swimming pools and larger back yards.
3. The applicant's request would allow only the third, single-car garage to face the street. The other two-car garage would meet the existing PD condition. The third garage would generally be setback an additional 20 feet from the

required 20-foot front building setback, for a total setback of 40 feet from the front property line. At Staff's suggestion, the condition has been worded to require a minimum 36-foot setback to provide flexibility for those lots that are located on a curvilinear street.

4. Elevations have been provided which illustrate the proposed condition. These elevations are provided only as examples of potential products, but would not be tied to the PD ordinance.

Prepared By:

Anita Russelmann
Assistant Director of Planning

Date: August 8, 2012

Reviewed By:

Neil Montgomery
Director of Planning

Date: August 10, 2012

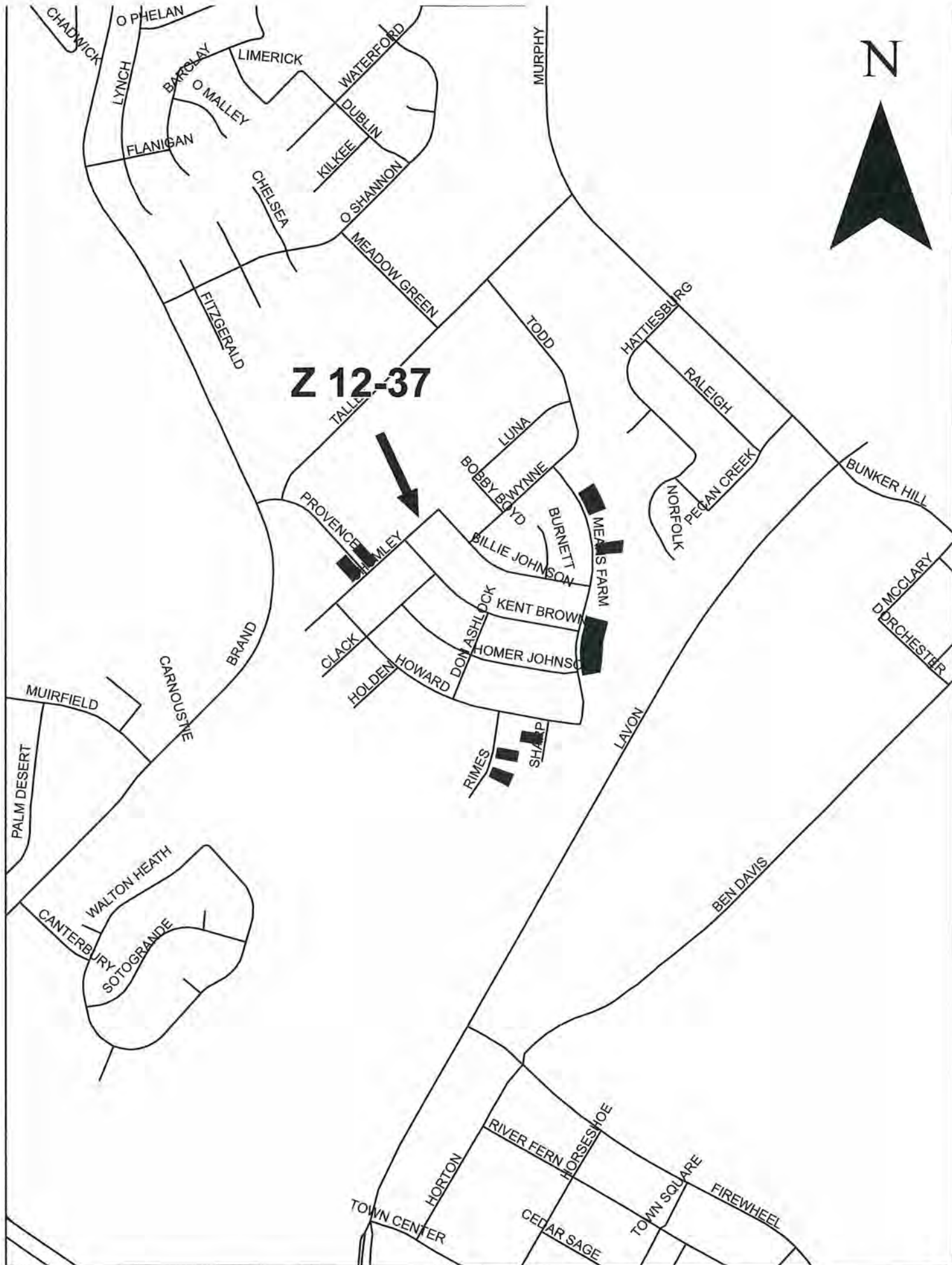
Reviewed By:

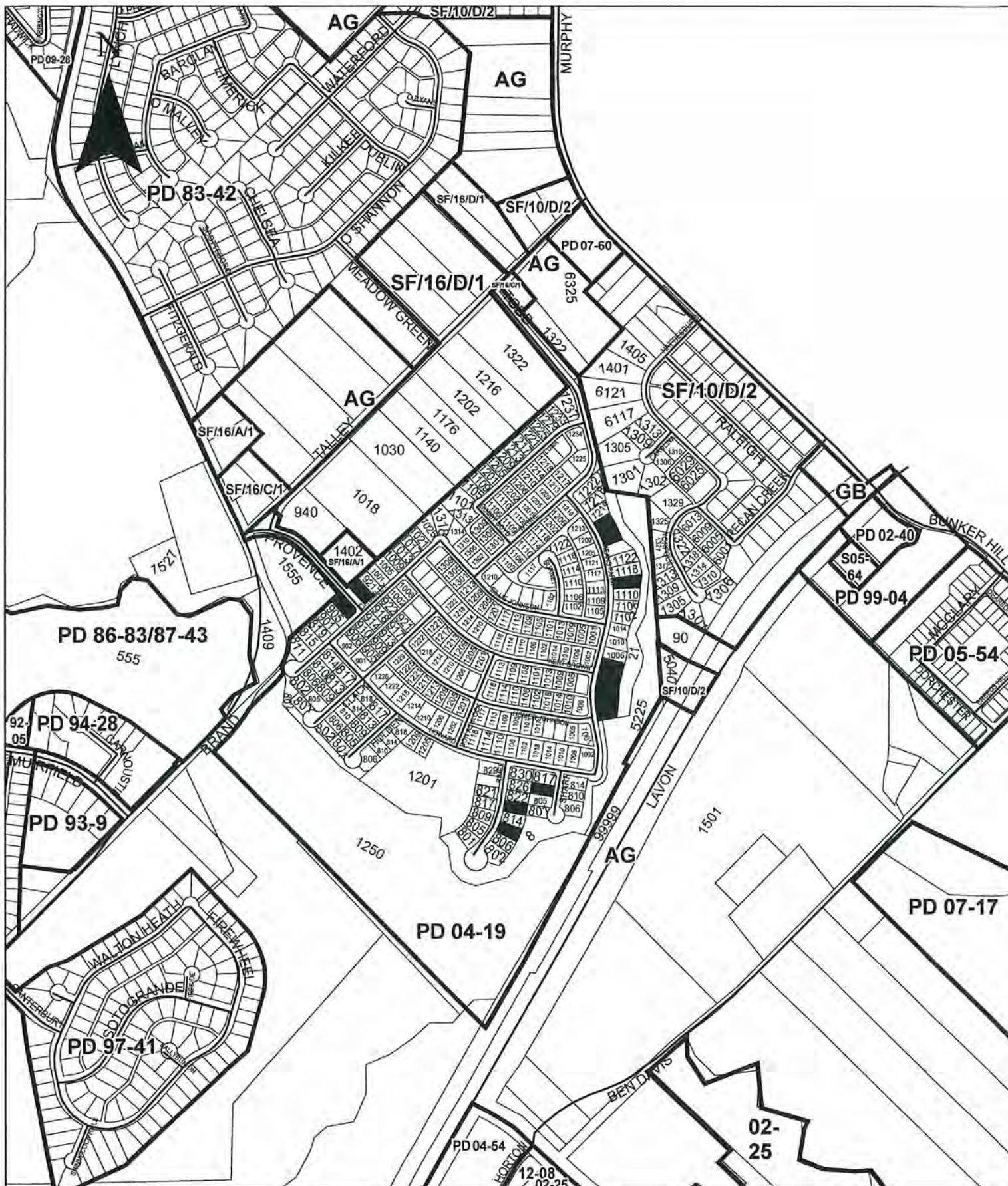
William E. Dollar
City Manager

Date: August 13, 2012



Z 12-37





SCALE IN FEET

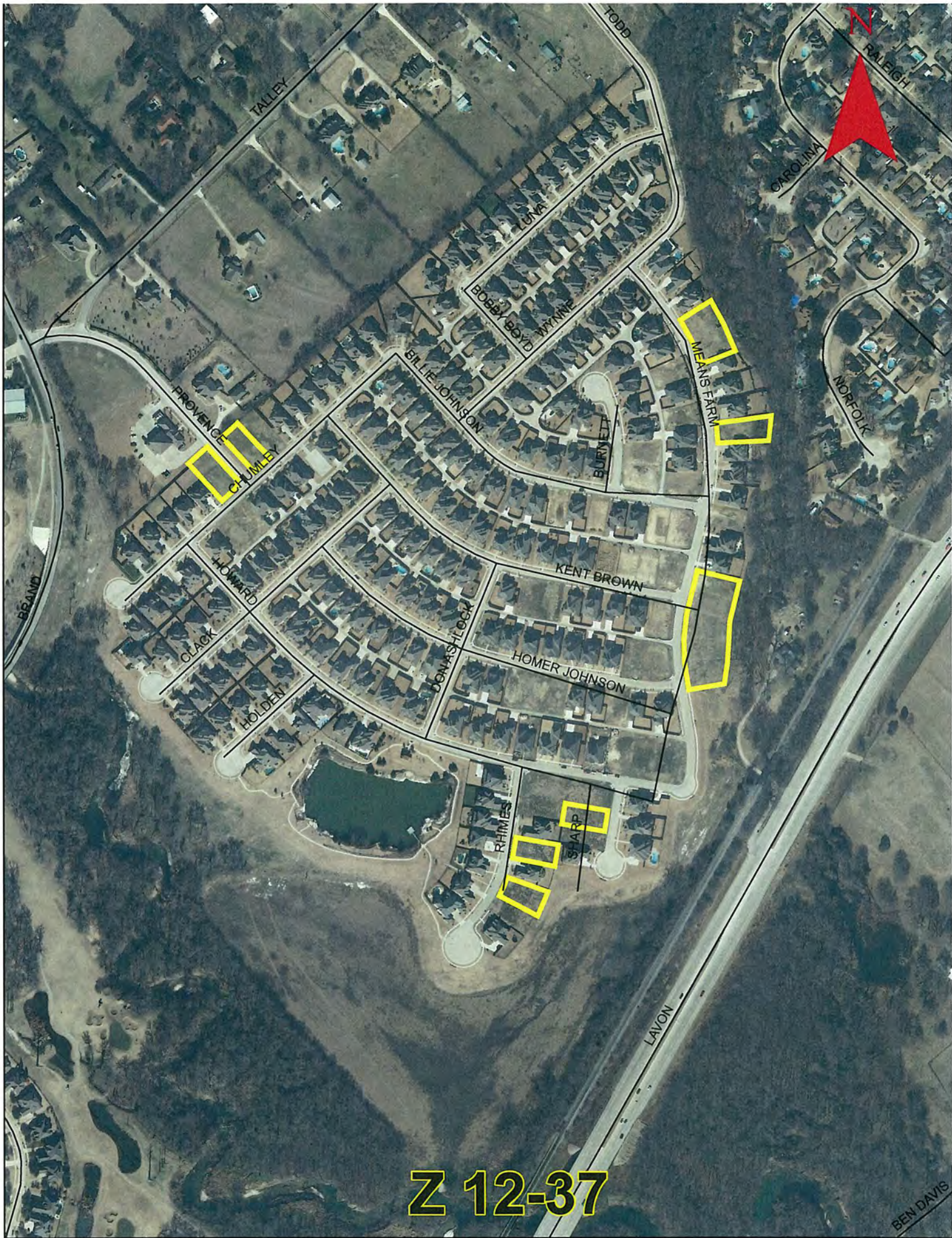
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1" = 400'

■ INDICATES
AREA OF REQUEST

ZONING
Z 12-37



Z 12-37

ZONING FILE 12-37

PLANNED DEVELOPMENT REQUIREMENTS

909 and 917 Chumley Road; 810 and 818 Rimes Drive; 809 Sharp Court; and 1210, 1206, 1114, 1002, 914, 910, 906 and 902 Means Farm Road.

- I. **Statement of Purpose:** The purpose of this Planned Development District is to amend certain requirements regarding garages facing a street on the subject lots within the Provence at Firewheel No. 1 and 2 subdivisions.
- II. **Statement of Effect:** This Planned Development District shall not affect any regulation found in the Comprehensive Zoning Ordinance, Ordinance No. 4647, as amended prior to adoption of this ordinance, except as specifically provided herein.
- III. **General Regulations:** All regulations of Planned Development (PD) District 04-19 for Single Family Uses, and all regulations of the SF/7/D/3 (Single Family Dwelling) District set forth in Sections 17-510, 18, 18-300 and 32 of the Comprehensive Zoning Ordinance are included by reference and shall apply, except as otherwise specified by this ordinance.
- IV. **Specific Regulations:**
 - A. **Garages:** Each dwelling unit shall have a minimum two-car garage. A J-entry, side entry or swing drive shall be provided for the two-car garage on these lots, which are not served by an alley. A third-car garage may face the street provided the garage door is set back behind the two-car garage a minimum of 36 feet from the front property line.





REPORT & MINUTES

P.C. Meeting, July 23, 2012 (8 Members Present)

Consideration of the application of Provence @ Firewheel, L.P. requesting approval of an amendment to Planned Development District 04-19 for Single Family Uses regarding regulation of garages on lots not served by an alley. The properties are located at 909 and 917 Chumley Road; 810 and 818 Rimes Drive; 809 Sharp Court; and 1210, 1206, 1114, 1002, 914, 910, 906 and 902 Means Farm Road (File 12-37).

Representing the applicant and available for questions was Dustin Austin.

David Sutton, HOA President, 806 Holden Court was there to express the HOA Board's support of the request.

Joe Bray, 1222 Howard Lane, also spoke in favor of the request.

Chris Luna, 801 Holden Court, was there to express opposition to the request. If the request is granted he had some suggested guidelines that he outlined to the Commission which included materials, minimum square footage requirement, 2 lots that should be removed from the list of lots, and an increase in the setback.

Bill Boyd, 825 Rimes, another resident in the Provence @ Firewheel, spoke in favor of the request.

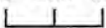
Dustin Austin was given an opportunity to address any issues or concerns previously presented.

Motion was made by Commissioner Luckie, seconded by Commissioner LeMay to **approve** the request per staff recommendation. **Motion carried: 8 Ayes, 0 Nays.**




SCALE IN FEET

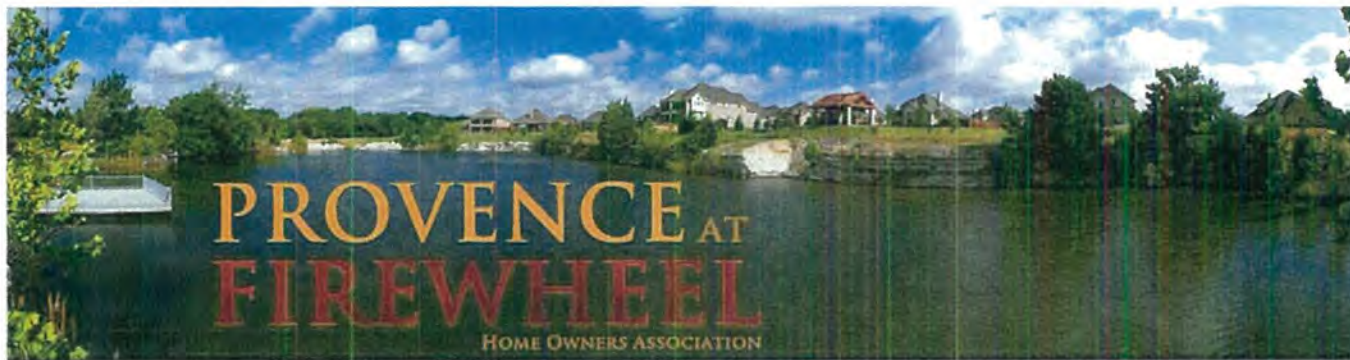
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1" = 400'

 INDICATES
AREA OF REQUEST

ZONING
Z 12-37



Requested PD Amendment

City Council and Planning Department,


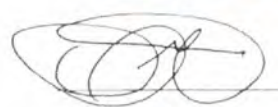
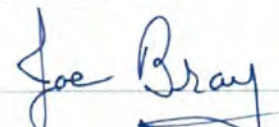
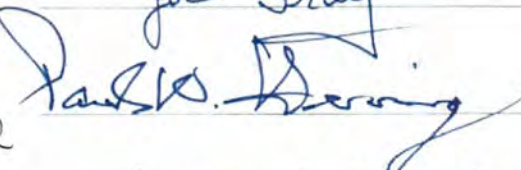
The Provence at Firewheel HOA has been working with the developer David Siciliano in regards to his requested change that would allow for 13 lots in the neighborhood to have a third car garage that would face the street if set back behind the two car garage.

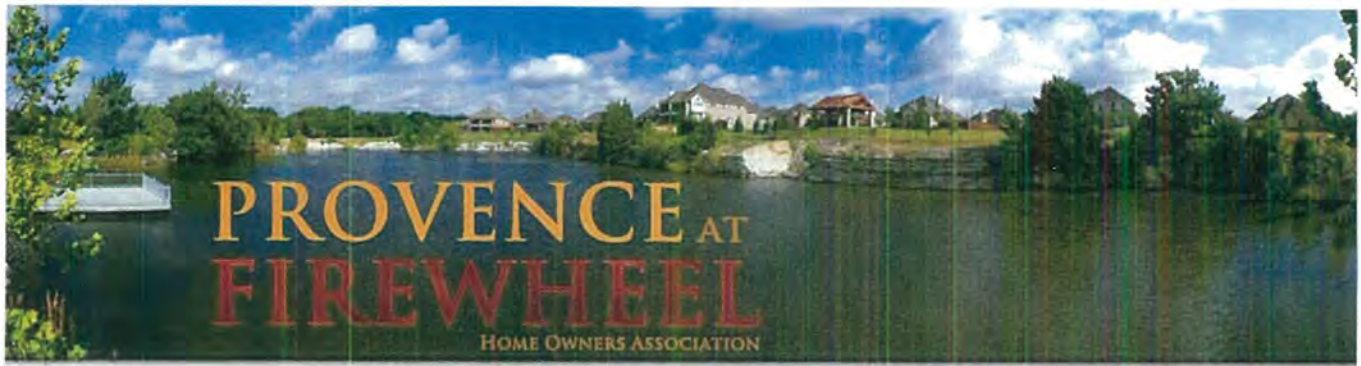
The HOA Architectural Control Committee and the Board of Directors have both reviewed the requested change and are in support of this modification. This issue was also discussed at the 2012 Annual Homeowners meeting (April 30th 2012) and no homeowner was against that change that was present.

Please accept this letter as support for the approval of this PD change.

Regards,

Provence at Firewheel
Board of Directors

Title	Name	Signature
President	David Sutton 806 Holden	
Treasurer	David Sicilano	
Secretary	Joe Bray 1222 HOWARD	
Board Member	Paul Herring 1114 Howard	
Board Member	Robert Sanders	See EMAIL Approval



Requested PD Amendment

City Council and Planning Department,

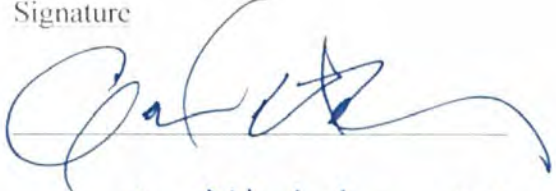
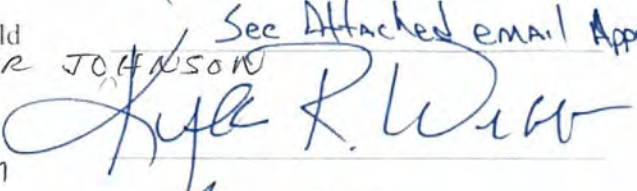


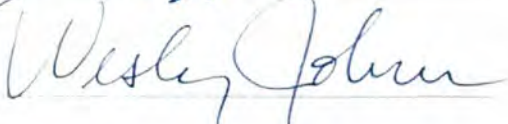
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The HOA Architectural Control Committee and the Board of Directors have both reviewed the requested change and are in support of this modification. This issue was also discussed at the 2012 Annual Homeowners meeting (April 30th 2012) and no homeowner was against that change that was present.

Please accept this letter as support for the approval of this PD change.

Regards,

Provence at Firewheel
Architecture Control Committee

Title	Name	Signature
Chairman	Carl Maldonado 1110 Luna	
Member	Sammy Arnold 1209 HOMER JOHNSON	 See Attached email Approval
Member	Kyle Webb 1202 Wynn	
Member	Joel Tipton 1234 LUNA	
Member	Wes Johnson	

Sunday, July 22, 2012 7:31:44 PM Central Daylight Time

Subject: Re: PD change

Date: Monday, July 9, 2012 10:23:04 PM Central Daylight Time

From: Sammy Arnold

To: davidjsutton@verizon.net

CC: ACC

I am ok with it as well.

Sammy

Sent from my iPhone

Sunday, July 22, 2012 7:26:45 PM Central Daylight Time

Subject: Fwd: PD Ammendment

Date: Sunday, July 22, 2012 7:11:20 PM Central Daylight Time

From: Robert Sanders

To: David Sutton

As a Board Member, I am for the new zoning on the PD.

Thank you,
Robert Sanders

Sent from my iPhone.



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

Dear Property Owner:

A public hearing will be held by the Plan Commission of the City of Garland, Texas, at 7:00 P.M. Monday, July 23, 2012 in the Council Chambers of City Hall, 200 North Fifth Street, to consider the application of **Provence @ Firewheel, L.P.** requesting approval of an amendment to Planned Development District 04-19 for Single Family Uses regarding regulation of garages on lots not served by an alley. The property is shown on the enclosed sketch and is described as follows:

Being all of Lot 1, Block 1 and Lot 31, Block 2 of Provence at Firewheel No. 1; and all of Lots 10, 12 and 17 of Block 14 and Lots 4, 5, 9, 16, 17, 18, 19 and 20 of Block 15 of Provence at Firewheel No. 2, additions to the City of Garland, Dallas County, Texas. The properties are located at 909 and 921 Chumley Road; 810 and 818 Rimes Drive; 809 Sharp Court; and 1210, 1206, 1114, 1002, 914, 910, 906 and 902 Means Farm Road (District 1).

Note: The applicant requests approval of a PD amendment on 13 remaining vacant lots to allow the garage door to face the street of a front entry house if it is for a third garage.

To convey any concerns or opinions regarding the aforementioned request, please complete the below-listed section and return to **City of Garland, Planning Department, P.O. Box 469002, Garland, TX 75046-9002**. Should you have any questions, please contact Anita Russelmann at 972-205-2445.

(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

See attached letter

(Please complete the following information)

Your Property Address

DAVID SICILIANO 16 Lots

Printed Name

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Signature

Title

Date: _____

Provence @ Firewheel, LP
17943 Windflower Way
Dallas, Texas 75252
Phone: (972) 713-6103
Fax: (972)-713-6107

July 17, 2012

City of Garland
Planning Department
P.O. BOX 469002
Garland, Texas 75046-9002
Subject: Provence @ Firewheel , LP. Phase One and Two

To whom it may concern,

As the owner of the following lots in Provence, we are in favor of the PD Amendment referenced on the attached sheet.

Phase I

<u>Number</u>	<u>Block</u>	<u>Lot</u>	<u>Address</u>
1	2	31	917 Chumley Rd.
2	1	1	909 Chumley Rd.

Phase II

3	14	10	810 Rimes Drive
4	14	12	818 Rimes Drive
5	14	14	826 Rimes Drive
6	14	15	830 Rimes Drive
7	14	16	813 Sharp Court
8	14	17	809 Sharp Court
9	15	4	1210 Means Farm
10	15	5	1206 Means Farm
11	15	9	1114 Means Farm
12	15	16	1002 Means Farm
13	15	17	914 Means Farm
14	15	18	910 Means Farm
15	15	19	906 Means Farm
16	15	20	902 Means Farm



David F. Siciliano - PRESIDENT
Provence @ Firewheel, L.P.



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

Dear Property Owner:

A public hearing will be held by the Plan Commission of the City of Garland, Texas, at 7:00 P.M. Monday, July 23, 2012 in the Council Chambers of City Hall, 200 North Fifth Street, to consider the application of **Provence @ Firewheel, L.P.** requesting approval of an amendment to Planned Development District 04-19 for Single Family Uses regarding regulation of garages on lots not served by an alley. The property is shown on the enclosed sketch and is described as follows:

Being all of Lot 1, Block 1 and Lot 31, Block 2 of Provence at Firewheel No. 1; and all of Lots 10, 12 and 17 of Block 14 and Lots 4, 5, 9, 16, 17, 18, 19 and 20 of Block 15 of Provence at Firewheel No. 2, additions to the City of Garland, Dallas County, Texas. The properties are located at 909 and 921 Chumley Road; 810 and 818 Rimes Drive; 809 Sharp Court, and 1210, 1206, 1114, 1002, 914, 910, 906 and 902 Means Farm Road (District 1)

Note: The applicant requests approval of a PD amendment on 13 remaining vacant lots to allow the garage door to face the street of a front entry house if it is for a third garage.

To convey any concerns or opinions regarding the aforementioned request, please complete the below-listed section and return to **City of Garland, Planning Department, P.O. Box 469002, Garland, TX 75046-9002**. Should you have any questions, please contact Anita Russelmann at 972-205-2445.

(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

Provided that the front-facing garage is wood-faced or, if not, is approved by the HOA's Architectural Control Committee.
(Please complete the following information)

Your Property Address

PAUL + CAROLYN HERRING

Printed Name

1114 HOWARD LANE

Address

GARLAND TX

City, State

75044

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Paul & Carolyn Herring
Signature

Home Owners
Title

Date: *7/14/2012*

APPLICANT: Providence @ Firewheel, L.P.

File Z 12-37

Dear Property Owner:

A public hearing will be held by the Plan Commission of the City of Garland, Texas, at 7:00 P.M. Monday, July 23, 2012 in the Council Chambers of City Hall, 200 North Fifth Street, to consider the application of **Providence @ Firewheel, L.P.** requesting approval of an amendment to Planned Development District 04-19 for Single Family Uses regarding regulation of garages on lots not served by an alley. The property is shown on the enclosed sketch and is described as follows:

Being all of Lot 1, Block 1 and Lot 31, Block 2 of Providence at Firewheel No. 1; and all of Lots 10, 12 and 17 of Block 14 and Lots 4, 5, 9, 16, 17, 18, 19 and 20 of Block 15 of Providence at Firewheel No. 2, additions to the City of Garland, Dallas County, Texas. The properties are located at 909 and 921 Chumley Road; 810 and 818 Rimes Drive; 809 Sharp Court; and 1210, 1206, 1114, 1002, 914, 910, 906 and 902 Means Farm Road (District 1).

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

1222 Howard Lane

Printed Name

Joe Bray

Address

1222 Howard Lane

City, State

Garland

Zip

75044

The above statements reflect my (our) opinion regarding the proposed request(s).

Joe Bray



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

Printed Name

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Signature

Title

Date:



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

Printed Name 1121 Means Farm Road
Dennis Lehman Garland TX 75044
Address City, State Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Signature Dennis Lehman Title Homeowner

Date: 7/14/2012



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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Note: The applicant requests approval of a PD amendment on 13 remaining vacant lots to allow the garage door to face the street of a front entry house if it is for a third garage.

To convey any concerns or opinions regarding the aforementioned request, please complete the below-listed section and return to **City of Garland, Planning Department, P.O. Box 469002, Garland, TX 75046-9002**. Should you have any questions, please contact Anita Russelmann at 972-205-2445.

(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

Printed Name

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Signature

Title

Date:

Mark & Patricia Layer
1006 Means Farm Road, Garland, TX 75044
OWNERS
7/13/12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

Dear Property Owner:

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

Printed Name STEVE SWYDER
Address 1214 KENT BROWN RD. City, State GARLAND Zip TX 75044

The above statements reflect my (our) opinion regarding the proposed request(s).

Signature Steve Snyder Title _____
Date: 7/19/2012



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

Dirk & Shannan Stock

Printed Name

1109 Luna Lane

Garland TX

75044

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Shannan R Stock

Dirk N. Stock

Signature

Title

Date:

7/19/12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

1222 KENT BROWN RD, GARLAND, TX 75044

Printed Name

Todd J. Liles

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Signature

owner

Title

Date: 7/12/12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

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File Z 12-37

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Toby Glaser
Your Property Address
1201 BILLIE JOHNSON
Printed Name

Address *Garland TX* City, State *75044* Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

[Signature] Signature *Owner* Title

Date: *7/17/12*



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

1322 TALLEY

Printed Name

LAURA & M.L. TODD

GARLAND, TX

75044

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Laura & M. L. Todd

Signature

Title

Owners

Date: 7-15-2012



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

KENNETH B TUCKER

Printed Name

810 HOLDEN CT GARLAND, TX 75044

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Kenneth B Tucker

Signature

OWNER

Title

Date: 7/13/12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

Scott Bogue

Printed Name

1213 Means Farm Rd

Address

Garland, TX

City, State

75044

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Signature

Title

Date: July 13, 2012



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address 1101 Billie JOHANSON LN GARLAND, TX 75044
Printed Name LEROY NAPIER, JR. & GLORIA SNEED-NAPIER
Address _____ City, State _____ Zip _____

The above statements reflect my (our) opinion regarding the proposed request(s).

Leroy Napier, Jr. Gloria Sneed-Napier
Signature _____ Title _____

Date: July 17, 2012



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

Printed Name Joel Tipton
1234 Luna Lane Garland, TX 75044
Address City, State Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Signature [Signature] Title Home owner
Date: 7/15/12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

JANICE A DALLAS DAVID A DALLAS
Printed Name
1013 Billie Johnson LN Garland Tx 75044
Address City, State Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Janice A ^{Dallas} and David A Dallas Homeowner
Signature Title

Date: 7/16/2011



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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(Please Check One Below)



I am in favor of the request.

I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

Robert & Margaret Clarkson

Printed Name

922 Chumley Rd.

Garland, TX

75044

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Margaret Clarkson

Signature

Title

Date: 7-17-12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

Printed Name Jeff Craden

Address 1221 Luna Ln City, State Garland TX Zip 75044

The above statements reflect my (our) opinion regarding the proposed request(s)

Signature [Signature] Title Homeowner

Date: 7/22/12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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To convey any concerns or opinions regarding the aforementioned request, please complete the below-listed section and return to **City of Garland, Planning Department, P.O. Box 469002, Garland, TX 75046-9002**. Should you have any questions, please contact Anita Russelmann at 972-205-2445.

(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

James V. Davis

Printed Name

1310 Billie Johnsons Lane Garland TX 75044

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

James Davis

Signature

owner

Title

Date: July 22 2012



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

Dear Property Owner:

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

William S Boyd
Printed Name
825 Rimes Dr
Address
Garland TX
City, State
75044
Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Bill Boyd
Signature
Homeowner
Title
Date: 7/24/12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

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File Z 12-37

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below

(Please complete the following information)

Your Property Address

STEPHEN R ANDERTON

Printed Name

821 RIMES

Address

GARLAND TX

City, State

75044

Zip

The above statements reflect my (our) opinion regarding the proposed request(s)

Stephen R Anderton
Signature

Title

Date: 7-22-12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

Raymond Romo

Printed Name

817 Rimes Drive

Address

Garland TX

City, State

75044

Zip

The above statements reflect my (our) opinion regarding the proposed request(s)

Raymond Romo

Signature

Home Owner

Title

Date: 7/22/2012



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below

(Please complete the following information)

Your Property Address Acma M. Duinagoran
Printed Name 814 Rimes Dr. Garland, TX 75044
Address City, State Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

[Signature] Homeowner
Signature Title
Date: 7/22/12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission; July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below

(Please complete the following information)

Your Property Address

822 RIMES DRIVE

Printed Name

SCOTT FRENCH

GARLAND, TX

75044

Address

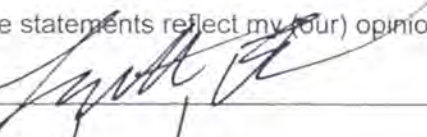
City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Signature

Date


7/22/12

HOMEOWNER
Title



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below

(Please complete the following information)

Your Property Address

LARRY BEEMAN
Printed Name
1102 MEANS FARM
Address

GARLAND, TX
City, State

75044
Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Larry J. Beeman
Signature

Homeowner
Title

Date: 6/22/2012



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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(Please Check One Below)

☒ I am in favor of the request

☐ I am opposed to the request

Please include any comments you wish to provide supporting your position in the space provided below

(Please complete the following information)

Your Property Address

LEO OZUNA
Printed Name
863 HOLDEN CT
Address
GARLAND, TX
City, State
75044
Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Leo Ozuna
Signature
Homeowner
Title

Date: 7-22-12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

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APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

Linda Swanson

Printed Name

809 Holden Court

Address

GARLAND TX

City, State

75046

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Linda Swanson

Signature

Title

Date: 7/23/12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission; July 23, 2012 – 7:00 PM

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File Z 12-37

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below

(Please complete the following information)

Your Property Address

Alex Clinton

Printed Name

1225 Homer Johnson Ln Garland, TX 75044

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s)

Alex Clinton

Signature

Home Owner

Title

Date 7-22-12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below

(Please complete the following information)

Your Property Address

1221 HOMER JOHNSON

Printed Name

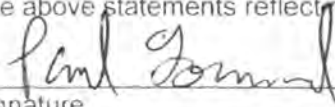
PAUL TOWNSEND

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).


Signature

HOME OWNER
Title

Date: 7-22-12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

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File Z 12-37

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below

(Please complete the following information)

Your Property Address

Doug Williams & Pam Peters

Printed Name

1205 HOWARD LN

GARLAND TX

75044

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

[Signature]

Signature

Title

Date: 7-22-12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

David + Kimberly Sutton

Printed Name

806 Holden Ct

Address

Garland TX

City, State

75044

Zip

The above statements reflect my (our) opinion regarding the proposed request(s)

Signature

Date:

7/22/12

Title

Homeowner



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

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To convey any concerns or opinions regarding the aforementioned request, please complete the below-listed section and return to **City of Garland, Planning Department, P.O. Box 469002, Garland, TX 75046-9002**. Should you have any questions, please contact Anita Russelmann at 972-205-2445.

(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

Wesley Johnson

Printed Name

1009 Homer Johnson

Address

Garland TX

City, State

75044

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Wesley Johnson

Signature

Homeowner

Title

Date: 7-21-12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

Dear Property Owner:

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

Printed Name Gary Laitz
Address 1214 Luna Lane City, State Garland TX Zip 75044

The above statements reflect my (our) opinion regarding the proposed request(s).

Signature Gary Laitz Title Homeowner

Date: 7-13-12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

Printed Name DIANNE TENNANT & HARRY TENNANT
Address 1221 WYNNE DR, City, State GARLAND, TX Zip 75044

The above statements reflect my (our) opinion regarding the proposed request(s).

Signature D. Tennant Harry Tennant Title _____

Date: 7-14-2012



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

Printed Name CHRIS COONS
1001 HOMER JOHNSON LN GARLAND TX 75044
Address City, State Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Signature [Signature] Title HOMEOWNER

Date: 7/13/2012



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

As long as in amendment to indicate garage doors are to be cedar wood not metal when 3rd car garage faces street.

(Please complete the following information)

Your Property Address

802 Rimes Dr.

Printed Name

Randell J. Gaston

Garland, TX

75044

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Randell J. Gaston

Signature

Title

Date: *07-13-2012*



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request

Please include any comments you wish to provide supporting your position in the space provided below

(Please complete the following information)

Your Property Address Lisa Green 1101 Homer Johnson Lisa Green

Printed Name _____

Address _____ City, State _____ Zip _____

The above statements reflect my (our) opinion regarding the proposed request(s).

Lisa Green _____
Signature Title

Date 7/23/2012



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

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(Please Check One Below)

☒ I am in favor of the request

☐ I am opposed to the request

Please include any comments you wish to provide supporting your position in the space provided below

(Please complete the following information)

Your Property Address

JASON & TARYN GENOVESE

Printed Name

1218 HOWARD LN

Address

GARLAND, TX

City, State

75044

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Signature

Title

Date 7/23/2012



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

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(Please Check One Below)

☒ I am in favor of the request.

☐ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

Cheryl Bray
Printed Name
1222 Howard Ln ; Garland, Tx 75044
Address City, State Zip

The above statements reflect my (our) opinion regarding the proposed request(s)

Cheryl Bray Homeowner
Signature Title

Date 7-21-12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

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File Z 12-37

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(Please Check One Below)

☐ I am in favor of the request.

☒ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

PLEASE SEE THE ATTACHED PAGES

(Please complete the following information)

Your Property Address

JOHN "CHRIS" LUNA

Printed Name

001 HOLDEN COURT GARLAND, TX 75044

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

John Chris Luna

Signature

Property owner

Title

Date: 07-17-12

Zoning File Z 12-37**Hearing Date /Time: July 23, 2012 at 7:00 PM**

Below are my comments and suggestions:

1. The developer and the proposed builder have said that the third garage bay door facing the street would be made of wood. However, that statement is not contained in the current request. It should be a requirement that this third garage door be made of wood.
2. The zoning change should only apply to the lots in Phase II. So the zoning request for the two lots on Chumley should be eliminated. (921 Chumley and 909 Chumley are on the applicants list.) This would mean that the zoning change would only apply to 11 total lots. This would result in the change only applying to the lots in the "back" of the development and not the lots in the "front" of the development.
3. One of the reasons for the requested change is so that the builder can build a larger home on these lots. If the third garage faces the street, then the minimum size for the house should be 2500 square feet instead of the current 2200 square feet requirement contained in Exhibit B, Section V, Paragraph E (Minimum Dwelling Unit Area). Please see the attached from the proposed builder. It appears that this should not be an issue.
4. The third garage facing the street should not be closer to the street than the front of the house. In another Garland ordinance (Chapter 52, Section 52.13(C)(4) related to the placement of the garbage container) it is explained this way:

"placed behind a line that runs parallel to the street and passes through the front door. In other words, it cannot be closer to the street than the front door of the structure."

Again, see the attached from the proposed builder. It appears that this should not be an issue.

John "Chris" Linn

07-17-12



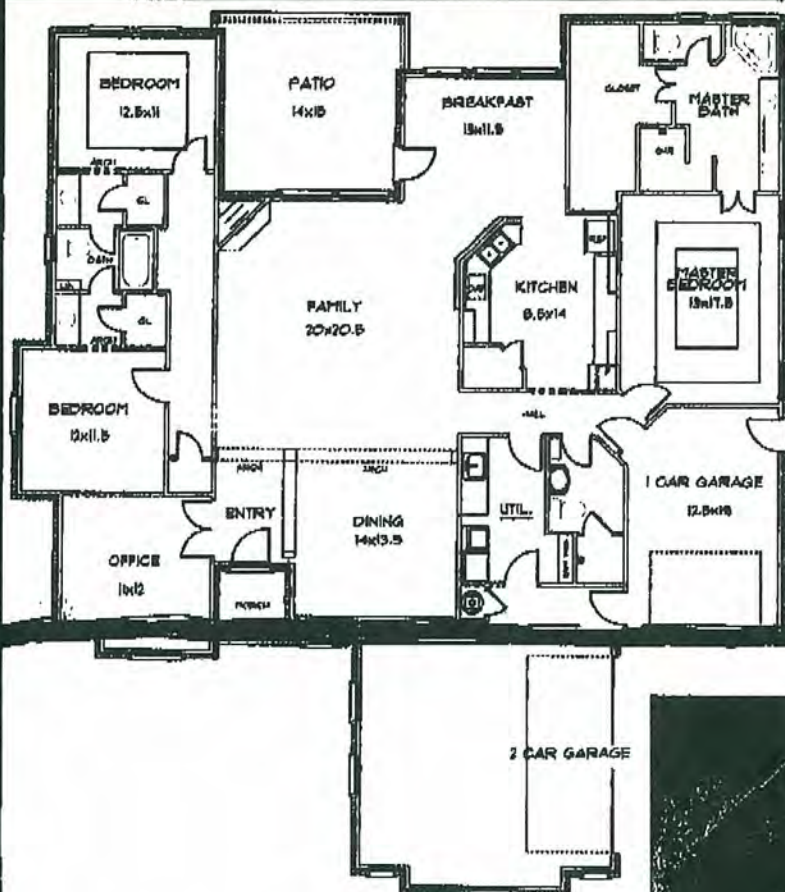
Our Country Homes

Boeing File

Z 12-37

HEARING ON:

07-23-2012



*Woodland
Estates
South*

MODEL HOME

6509 Rock Springs Dr.

North Richland Hills

2,527 S.F. \$320,600



Beautiful 3/3/3 home which includes many amenities, such as, a large walk in shower, spacious covered patio, outdoor kitchen, custom cabinets, and exquisite ceiling treatments! Detailed brick and stone accents along with ornate trim work around the windows and base moldings. Sophisticated study and a very functional utility arrangement! Available move-in date to be determined.

Mark Lally...(817) 567-3034...mlally@ourcountryhomes.com

Mey-Ling Pauri...(214) 714-7464...mpauri@ourcountryhomes.com

www.ourcountryhomes.com

Price, plan & availability subject to change without notice.



Zoning File Z 12-37**Hearing Date /Time: July 23, 2012 at 7:00 PM**

Below is my suggested amendment to Planned Development District 04-19

Exhibit B, Section V. Specific Regulations**Current:**

- I. Garages: Each dwelling unit shall have a minimum two-car garage. A J-entry, side entry or swing drive shall be provided for those lots not served by an alley. No garage shall face a street.

New:

- I. Garages: (i) Each dwelling unit shall have a minimum two-car garage. A J-entry, side entry or swing drive shall be provided for the two-car garage on the lots not served by an alley.
(ii) A third single car garage may face the street if all of these required conditions are met: (a) the third single car garage is set back behind the two-car garage; (b) the third single car garage door is made of wood; (c) the minimum size for the house is 2500 square feet; (d) the third single car garage door facing the street cannot be closer to the street than the front door of the house and it shall be placed behind a line that runs parallel to the street and passes through the front door of the house; and (e) it is on one of the eleven allowed lots.

John "Chini" Luna

07-17-12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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(Please Check One Below)

☐ I am in favor of the request.

☒ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

THE PURPOSE OF MOVING INTO THE NEIGHBORHOOD
WAS BECAUSE WE WERE TOLD THERE WOULD NOT BE
ANY FRONT ENTRY HOMES.

(Please complete the following information)

Your Property Address 1118 HOWARD LN
RAY + CRISSEIDA VALDEZ

Printed Name

1118 HOWARD LN
Address

GARLAND TX
City, State

75044
Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Rafael Crisida Valdez
Signature Title

Date: 7/17/12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

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(Please Check One Below)

☐ I am in favor of the request.

☒ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

CONSTRUCTION OF GARAGES IN THIS MANNER
WOULD BE UNATTRACTIVE AND IN CONTRAST TO
ALL OTHER HOUSES IN PROVENCE @ FIREWHEEL.

(Please complete the following information)

Your Property Address

LARRY W. STEPHENS & CATHY STEPHENS
Printed Name
1009 BILLIE JOHNSON LN. GARLAND TX 75044
Address City, State Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

[Signature] Cathy Stephens OWNERS
Signature Title

Date: 7-16-2012



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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(Please Check One Below)

☐ I am in favor of the request.

☒ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

The New Builders are coming into our Location ^{an} Building Low cost Cheap houses.

(Please complete the following information)

Your Property Address

DR ARTHUR MACY
Printed Name
1118 BURNETT CT. GARLAND, TX 75044
Address City, State Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Signature

Title

Date: _____



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

Dear Property Owner:

A public hearing will be held by the Plan Commission of the City of Garland, Texas, at 7:00 P.M. Monday, July 23, 2012 in the Council Chambers of City Hall, 200 North Fifth Street, to consider the application of **Provence @ Firewheel, L.P.** requesting approval of an amendment to Planned Development District 04-19 for Single Family Uses regarding regulation of garages on lots not served by an alley. The property is shown on the enclosed sketch and is described as follows:

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Note: The applicant requests approval of a PD amendment on 13 remaining vacant lots to allow the garage door to face the street of a front entry house if it is for a third garage.

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(Please Check One Below)

☐ I am in favor of the request.

☒ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

I am opposed to the request as it is written. I would not be opposed if the CITY OF GARLAND (not only the developer) required the third garage door to be upgraded to a cedar door; with all garage doors on the home matching.

(Please complete the following information)

Your Property Address

Michelle Blesi

Printed Name

801 CLACK DR. GARLAND, TX 75044

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Signature

Michelle Blesi

Title

Date:

7/13/12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

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(Please Check One Below)

☐ I am in favor of the request.

☒ I am opposed to the request.

NO! I won't be as electrically pleasing either.

Please include any comments you wish to provide supporting your position in the space provided below.

front garages will change the look of the front yards. Don't want cars parked in front driveways either, if garage is full.

Your Property Address

Printed Name

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Signature

Title

Date:

Jolinda Enslin

owner

7-13-12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

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(Please Check One Below)

☐ I am in favor of the request.

☒ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

I am opposed to changing the looks of our subdivision at this point! I feel a builder as many options of floor plans to offer without this charge! which would change the looks of the whole community.
(Please complete the following information)

Your Property Address

Printed Name

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Signature

Title

Date:



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
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(Please Check One Below)

☐ I am in favor of the request.

☒ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

I don't feel that look fits in our neighborhood

(Please complete the following information)

Your Property Address

Payne
Printed Name
921 clack Dr
Address
Garland
City, State
75044
Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Paul Payne
Signature

Title

Date: 7-16-12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

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(Please Check One Below)

☐ I am in favor of the request.

☒ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

Neil + Colette Ducote

Printed Name

1214 Homer Johnson Ln

Address

Garland, TX

City, State

75044

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Colette Ducote

Signature

Title

Date: 7-16-12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
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(Please Check One Below)

☐ I am in favor of the request.

☒ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

Desperation by the homebuilder to unbind the lots should not allow them to completely change the look of the neighborhood as the high standards were the reason we moved here. The lowering of these standards will make us reconsider!

Your Property Address

Michael James

Printed Name

815 Chumley Rd

Address

Garland, TX

City, State

75044

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Signature

Homeowner

Title

Date: 7-13-12

Date:



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
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(Please Check One Below)

☐ I am in favor of the request.

☒ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

*PURCHASED HOME IN THIS COMMUNITY BASED ON
DEVELOPMENT PLANS - THIS WILL BE NEGATIVE
FOR THIS NEIGHBORHOOD - STRONGLY AGAINST.
(Please complete the following information)
ALREADY A CAR PARKING PROBLEM WITH SIDE FACING GARAGES.*

Your Property Address

MARY GIBSON

Printed Name

1106 LUNA LANE GARLAND TX

Address

City, State

75044

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Mary Gibson

Signature

Owner

Title

Date: *7-15-12*



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

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(Please Check One Below)

☐ I am in favor of the request.

☒ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

Richard Wilson & Angela Reece-Wilson

Printed Name

1222 Means Farm Rd

Address

Garland, Tx

City, State

75044

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Angela K. Reece-Wilson

Signature

Homeowner

Title

Date: 7/16/12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

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(Please Check One Below)

☐ I am in favor of the request.

☒ I am opposed to the request. *(Strongly Opposed)*

Please include any comments you wish to provide supporting your position in the space provided below.

*Certainly Their designers can come up w/
"Side" garages that would be much better than
front.*

(Please complete the following information)

Your Property Address

811 Chumley Rd
Printed Name *Joe & Diane Heit* *Garland, TX* *75044*
Address City, State Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Joe & Diane Heit
Signature Title

Date: *7/13/12*

**GARLAND**

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
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(Please Check One Below)

☐ I am in favor of the request.☒ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

I am not happy with the cedar doors, they should match the whole neighborhood. They should match the rest of the neighborhood for how they face.

(Please complete the following information)

Your Property Address

Brett and Cresta Bonin

Printed Name

1025 Chumley Rd

Garland, TX

75044

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Cresta Bonin Brett Bonin home owner

Signature

Title

Date: 7-13-2012



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

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File Z 12-37

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(Please Check One Below)

☐ I am in favor of the request.

☒ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

STEVE SPARKS

Printed Name

6117 NORFOLK PL

Address

GARLAND TX

City, State

75044

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

[Signature]

Signature

Homeowner

Title

Date: 7-20-2012



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

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(Please Check One Below)

☐ I am in favor of the request.

☒ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

Changing now would cause a change
in neighbors appearance. Negative cosmetic
- Results -

(Please complete the following information)

Your Property Address

Printed Name

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s)

Signature

Title

Date:

1018 Howard Ln Garland Tx

Reginald Stanley

75044

Reginald Stanley

Resident

7/18/12

**GARLAND**

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002**HEARING DATE/TIME:** Plan Commission: July 23, 2012 – 7:00 PM**APPLICANT:** Provence @ Firewheel, L.P.**File Z 12-37**

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(Please Check One Below)

☐ I am in favor of the request.☒ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

Anne Marie & Marcus Howton

Printed Name

1009 Chumky Rd, Garland TX

Address

City, State

75044

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Anne Marie Howton & Marcus Howton

Signature

Title

Owners

Date: 7-21-12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

Dear Property Owner:

A public hearing will be held by the Plan Commission of the City of Garland, Texas, at 7:00 P.M. Monday, July 23, 2012 in the Council Chambers of City Hall, 200 North Fifth Street, to consider the application of **Provence @ Firewheel, L.P.** requesting approval of an amendment to Planned Development District 04-19 for Single Family Uses regarding regulation of garages on lots not served by an alley. The property is shown on the enclosed sketch and is described as follows:

Being all of Lot 1, Block 1 and Lot 31, Block 2 of Provence at Firewheel No. 1; and all of Lots 10, 12 and 17 of Block 14 and Lots 4, 5, 9, 16, 17, 18, 19 and 20 of Block 15 of Provence at Firewheel No. 2, additions to the City of Garland, Dallas County, Texas. The properties are located at 909 and 921 Chumley Road; 810 and 818 Rimes Drive; 809 Sharp Court; and 1210, 1206, 1114, 1002, 914, 910, 906 and 902 Means Farm Road (District 1).

Note: The applicant requests approval of a PD amendment on 13 remaining vacant lots to allow the garage door to face the street of a front entry house if it is for a third garage.

To convey any concerns or opinions regarding the aforementioned request, please complete the below-listed section and return to **City of Garland, Planning Department, P.O. Box 469002, Garland, TX 75046-9002**. Should you have any questions, please contact Anita Russelmann at 972-205-2445.

(Please Check One Below)

☐ I am in favor of the request.

☒ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

DUNG H NGUYEN

Printed Name

1014 HOWARD LN, GARLAND, TX 75044

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

DUNBURN

Signature

OWNER

Title

Date: 7/18/12



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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(Please Check One Below)

☐ I am in favor of the request.

☒ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

Purchasing a property in this neighborhood was based on the overall aesthetics of the neighborhood + promise that this would not be an option for any housing within

(Please complete the following information)

Your Property Address

Printed Name

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Signature

Title

Date:



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

File Z 12-37

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(Please Check One Below)

☐ I am in favor of the request.

☒ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

NEW
THE 13 HOMES NEED TO CONFORM TO THE OTHER EXISTING HOME REQUIREMENTS WHICH ARE ALREADY BUILT!
(Please complete the following information) *KEEP THE APPEARANCE,*

Your Property Address

Printed Name

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Signature

Title

Date:

17 July 2012



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

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(Please Check One Below)

☐ I am in favor of the request.

☒ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

Printed Name

Address

City, State

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Signature

Title

Date:



GARLAND

July 12, 2012

CITY OF GARLAND
PLANNING DEPARTMENT
P.O. BOX 469002
GARLAND, TX 75046-9002

HEARING DATE/TIME: Plan Commission: July 23, 2012 – 7:00 PM

APPLICANT: Provence @ Firewheel, L.P.

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(Please Check One Below)

☐ I am in favor of the request.

☒ I am opposed to the request.

Please include any comments you wish to provide supporting your position in the space provided below.

(Please complete the following information)

Your Property Address

Ali & Melinda Azeez

Printed Name

1225 Luna Lane

Address

Garland, TX

City, State

75044

Zip

The above statements reflect my (our) opinion regarding the proposed request(s).

Melinda Azeez

Signature

Title

Date: 7/27/12



City Council Item Summary Sheet

☐ Work Session

Date: 8/21/12

☒ Agenda Item

Public Hearing on 2012-13 Proposed Budget

Summary of Request/Problem

Section 5, Article VII, of the City Charter requires that a public hearing be held on the Proposed Budget for the coming fiscal year. At the public hearing, all interested persons shall be given an opportunity to be heard for or against any item contained in the Proposed Budget.

The Proposed Budget for 2012-13 has been available for public inspection in the City libraries, in the City Secretary's Office, and on the City's website since August 8, 2012. A second public hearing on the Proposed Budget is scheduled for Thursday, August 30, 2012.

The 2012-13 Budget is scheduled to be adopted on September 4, 2012.

Recommendation/Action Requested and Justification

Open public hearing.
Take citizens' comments.
Close public hearing.

Submitted By:

Ron Young
Director
Budget & Research

Approved By:

William E. Dollar
City Manager



City Council Item Summary Sheet

- ☐ Work Session
☒ Agenda Item

Date: 8/21/12

Public Hearing on 2012-13 Proposed Tax Rate

Summary of Request/Problem

The Texas Property Tax Code, Section 26.05 (d), provides that a governing body may not adopt a tax rate that exceeds the lower of the rollback tax rate or 103 percent of the effective rate until it has held two public hearings on the proposed increase. The 2012-13 Proposed Budget is based on a tax rate of 70.46 cents per \$100 of valuation, which does not exceed 103 percent of the effective tax rate of 71.48 cents or the rollback rate of 74.23 cents. The City, at its option, is choosing to have two public hearings on the proposed tax rate.

A second public hearing is set for Thursday, August 30, 2012, at 7:00 P.M.

Proposed Tax Rate

	<u>Current</u>	<u>Change</u>	<u>Proposed</u>
O&M	39.40	0.00	39.40
Debt Service	<u>31.06</u>	<u>0.00</u>	<u>31.06</u>
Total Tax Rate	<u>70.46</u>	<u>0.00</u>	<u>70.46</u>

Mayor should read the following:

The tax rate is scheduled for adoption on Tuesday, September 4, 2012, at 7:00 P.M. in the Council Chambers of Garland City Hall.

Recommendation/Action Requested and Justification

Open public hearing.
Take public comments.
Close public hearing and Mayor read statement above.

Submitted By:

Ron Young
Director
Budget and Research

Approved By:

William E. Dollar
City Manager



City Council Item Summary Sheet

☒ Work Session

☒ Agenda Item

Date: August 20, 2012
August 21, 2012

City Secretary Position

Summary of Request/Problem

At the July 2, 2012 Work Session, Council formed an Ad Hoc Committee on the City Secretary position. The Committee met on July 9 and presented their recommendations to Council at the July 17, 2012 Work Session.

At the August 7, 2012 Regular Meeting, Council considered an ordinance amending Chapter 10, "Administration," of the Code of Ordinances. Council postponed formal consideration of this item to the August 21, 2012 Regular Meeting with additional discussion at the August 20, 2012 Work Session.

Recommendation/Action Requested and Justification

Consider an ordinance amending Chapter 10, "Administration," of the Code of Ordinances.

Submitted By:

Approved By:

William E. Dollar
City Manager



City Council Item Summary Sheet

☐ Work Session

Date: August 21, 2012

☒ Agenda Item

Appointments to the Garland Housing Finance Corporation Board

Summary of Request/Problem

The terms of office for Ed Jackson and Chris Liebrum as board members on the Garland Housing Finance Corporation (GHFC) Board of Directors will expire on August 31, 2012.

Information was posted on the City's website for 14 days in order to provide an opportunity for citizens to apply for the positions. Qualified applicants were requested to submit a letter of interest and resume to the City Manager's Office by 5:00 p.m. on July 30, 2012.

Ed Jackson and Chris Liebrum have both indicated their desire to be reappointed for another six-year term. A letter of interest and resume was also received from Frank Chavez.

Council was scheduled to interview the applicants at the August 20, 2012 Work Session.

Recommendation/Action Requested and Justification

Approve by minute action the appointment of two individuals to serve on the GHFC Board of Directors for a six-year term that will expire on August 31, 2018.

Submitted By:

Approved By:

William E. Dollar
City Manager



City Council Item Summary Sheet

☐ Work Session

☒ Agenda Item

Date: August 21, 2012

Boards and Commissions

Summary of Request/Problem

Council is requested to consider appointments to Boards and Commissions.

Recommendation/Action Requested and Justification

Submitted By:

Approved By:

William E. Dollar
City Manager

District 3-Dodson

Parks and Recreation

Gregory B. Davis

August 7, 2012



Board & Commission Application

Please Print or Type.

Return completed application to: City Secretary's Office, 200 North Fifth Street, Garland, Texas 75040

PLEASE DO NOT SEND RESUME.

Board or Commission of first, second, and third choice: (Utility Advisory Board has a separate application)

☐ Board of Adjustment

☐ Building and Fire Codes Board

☐ Citizens Environmental and Neighborhood Advisory Committee

☒ Community Multicultural Commission

☐ Electrical Board

☐ Garland Cultural Arts Commission

☐ Garland Youth Council (Special Application Required)

☒ Housing Standards Board

☐ Library Board

☒ Parks and Recreation Board

☐ Plan Commission *

☐ Plumbing and Mechanical Codes Board

☐ Senior Citizens Advisory Committee

Full Name: GREGORY B DAVIS

Home Address: 4129 Windsor dr

Bus. Address: N/A

City, State, Zip: GARLAND, TX 75042

City, State, Zip: _____

Home Phone: 972-494-2757

Phone (Other): Cell- 214-607-3000

Email Address: gdavisgarland@aol.com

Resident of Garland for 8 years

Resident of Texas for 42 years

Are you a registered voter in Dallas County? ☐ Yes ☒ No

I AM registering now

Voter Registration No. _____

Precinct No. _____

City Council District No. 9

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.

I LOVE GARLAND, TX AND WANT to give back to my community. I want to see GARLAND grow in multiple Aspects. I want to eventually serve on City Council for my district.

N/A

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

Church, Children Schools,

What is your educational background?

Graduated School in 1984 from Temple Christian School in Dallas, TX

What is your occupational experience?

Management, Supervisory positions, A Leader,

* Plan Commission members must own property within the city.

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

[Signature]
Signature of Applicant

FOR OFFICE USE ONLY

Ad Valorem Tax Status

Current ☒

Past Due ☐

Status of Utility Accounts

Current ☒

Past Due ☐

Suit/Claim Filed in City Secretary's Office

Yes ☐

No ☒

Date Appointed

6/19/2012

Appointed By

Dodson

Date Notified

Date Disclosure Form Filed

[Signature]
Signatures

[Signature]
Tax Clerk

[Signature]
Accounting Clerk

[Signature]
City Secretary

District 5-Willis

Building and Fire Codes Board

Kenneth Ray Puckett

August 21, 2012

GARLAND

Board & Commission Application

Please Print or Type. **PLEASE DO NOT SEND RESUME.**

Return completed application to: City Secretary's Office, 200 North Fifth Street, Garland, Texas 75040

Board or Commission of first, second, and third choice: (Utility Advisory Board has a separate application)

☒ Board of Adjustment

☒ Building and Fire Codes Board

☐ Citizens Environmental and Neighborhood Advisory Committee

☐ Community Multicultural Commission

☐ Electrical Board

☐ Garland Cultural Arts Commission

☐ Garland Youth Council

☐ Housing Standards Board

☐ Library Board

☐ Parks and Recreation Board

☐ Plan Commission *

☐ Plumbing and Mechanical Codes Board

☐ Senior Citizens Advisory Committee

CITY OF GARLAND
RECEIVED
AUG 01 2012

Full Name: Kenneth Ray Puckett

Home Address: 20100 Ridgecrest Bus. Address: _____

City, State, Zip: Garland, TX 75041 City, State, Zip: _____

Home Phone: 972 840 2539 Phone (Other): _____

Email Address: Busterbill@verizon.net

Resident of Garland for _____ years Resident of Texas for 66 years

Are you a registered voter in Dallas County? ☒ Yes ☐ No

Voter Registration No. 1083189742 Precinct No. 5 City Council District No. _____

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.

OWNER OF A HEATING AND AIR CONDITIONING CO.

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

Building And Fire Code Board - 10 years

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

Scottish Rite - ROTARY CLUB - WORK AT FRIENDSHIP HOUSE
MASON

What is your educational background?

High school - 2 years college

What is your occupational experience?

heating and air conditioning.

* Plan Commission members must own property within the city.

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

Kenneth R. Puckett
Signature of Applicant

FOR OFFICE USE ONLY

Ad Valorem Tax Status

Current ☒

Past Due ☐

Status of Utility Accounts

Current ☒

Past Due ☐

Suit/Claim Filed in City Secretary's Office

Yes ☐

No ☒

Date Appointed _____

Appointed By Willis

Date Notified _____

Date Disclosure Form Filed _____

RH 7/02
Signatures
St. 7/02
Tax Clerk
Simpson
Accounting Clerk
City Secretary

District 2-Goebel

Community Multicultural Commission
Minerva I. Moreno

August 21, 2012



Board & Commission Application

Please Print or Type. **PLEASE DO NOT SEND RESUME.**

Return completed application to: City Secretary's Office, 200 North Fifth Street, Garland, Texas 75040

Board or Commission of first, second, and third choice: (Utility Advisory Board has a separate application)

<input type="checkbox"/> Board of Adjustment	<input type="checkbox"/> Garland Cultural Arts Commission	<input 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"/> Housing Standards Board	<input type="checkbox"/> Plumbing and Mechanical Codes Board
<input checked="" type="checkbox"/> Community Multicultural Commission	<input type="checkbox"/> Library Board	<input type="checkbox"/> Senior Citizens Advisory Committee
<input type="checkbox"/> Electrical Board		

CITY OF GARLAND
RECEIVED

Full Name: Minerva I. Moreno
 Home Address: 1501 Novel Court Bus. Address: retired
 City, State, Zip: Garland TX 75040 City, State, Zip: _____
 Home Phone: 972-271-1913 Phone (Other): _____
 Email Address: gm-moreno5@verizon.net

AUG 07 2012

CITY SECRETARY

Resident of Garland for 32 years Resident of Texas for 58 years
 Are you a registered voter in Dallas County? ☒ Yes ☐ No
 Voter Registration No. 1081090014 Precinct No. 1709 City Council District No. 2
 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.
20 years of work at Texas Instruments Foundation -

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

First Commission I've served on

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

Dayton board - 9 yrs / President BEST Education Foundation
BSA - District Chair / GISO Hispanic Adv. / GARHA

What is your educational background?

University graduate

What is your occupational experience?

Executive Aide, Grants Administrator - T.I. Foundation

* Plan Commission members must own property within the city.

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

Minerva Moreno
 Signature of Applicant

FOR OFFICE USE ONLY

Ad Valorem Tax Status Current ☒ Past Due _____
 Status of Utility Accounts Current ☒ Past Due _____
 Suit/Claim Filed in City Secretary's Office Yes _____ No ☒

Signatures
DL Has Tax Clerk
FL Has Accounting Clerk
E. Simpson City Secretary

Date Appointed _____
 Appointed By Goebel
 Date Notified _____
 Date Disclosure Form Filed _____

District 8-Cahill

Library Board
Thomas Jerry Redden

August 21, 2012



GARLAND
TEXAS MADE HERE

Board & Commission Application

Please Print or Type. **PLEASE DO NOT SEND RESUME.**

Return completed application to: City Secretary's Office, 200 North Fifth Street, Garland, Texas 75040

Board or Commission of first, second, and third choice: (**Garland Youth Council has a separate application)

☐ Board of Adjustment ☐ Garland Cultural Arts Commission ☐ Parks and Recreation Board
☐ Building and Fire Codes Board ☐ Garland Youth Council ** ☐ Plan Commission *
☐ Citizens Environmental and Neighborhood Advisory Committee ☐ Housing Standards Board ☐ Plumbing and Mechanical Codes Board
☐ Community Multicultural Commission ☐ Library Board ☐ Senior Citizens Advisory Committee
☐ Electrical Board

CITY OF GARLAND
RECEIVED
JUL 13 2012

Full Name: THOMAS JERRY REDDEN

Home Address: 2326 CRISTAL CREEK LN Bus. Address:

City, State, Zip: GARLAND, TX 75040 City, State, Zip: GARLAND, TX 75040

Home Phone: 972/414-0017 Phone (Other):

Email Address: marilyn-jerry@VERIZON.NET

Resident of Garland for 43 years Resident of Texas for 69 years

Are you a registered voter in Dallas County? ☒ Yes ☐ No

Voter Registration No. 1080184831 Precinct No. 2715 City Council District No. 08

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.

PAST EXPERIENCE - INTEREST IN READING & ENCOURAGING YOUNG PEOPLE...
...TO READ MORE.

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

(NONE)

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

(NONE)

What is your educational background?

2 YRS COLLEGE

What is your occupational experience?

TX INSTRUMENTS - RANTHEON/E-SYSTEMS - 40+ YEARS

* Plan Commission members must own property within the city.

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

Jerry Redden
Signature of Applicant

FOR OFFICE USE ONLY

Ad Valorem Tax Status Current ☒ Past Due ☐

Status of Utility Accounts Current ☒ Past Due ☐

Suit/Claim Filed in City Secretary's Office Yes ☐ No ☒

Date Appointed

Appointed By Carill

Date Notified

Date Disclosure Form Filed

Signatures
Lu. Nas Tax Clerk
 Accounting Clerk
 City Secretary

District 7-Rick Williams

Housing Standards Board

Debbie Starling

August 21, 2012



GARLAND
TEXAS MADE HERE

Board & Commission Application

Please Print or Type. **PLEASE DO NOT SEND RESUME.**

Return completed application to: City Secretary's Office, 200 North Fifth Street, Garland, Texas 75040

Board or Commission of first, second, and third choice: (**Garland Youth Council has a separate application)

☐ Board of Adjustment
☐ Building and Fire Codes Board
☐ Citizens Environmental and Neighborhood Advisory Committee
☐ Community Multicultural Commission
☐ Electrical Board
☐ Garland Cultural Arts Commission
☐ Garland Youth Council **
☒ Housing Standards Board
☐ Library Board
☐ Parks and Recreation Board
☐ Plan Commission *
☐ Plumbing and Mechanical Codes Board
☐ Senior Citizens Advisory Committee

Full Name: Debbie Starling

Home Address: 5902 Townshire Rd Bus. Address: 2200 E. 14th St

City, State, Zip: Garland Tx City, State, Zip: Plano, TX 75074

Home Phone: 972-414-5850 Phone (Other): (972) 423-4105

Email Address: debbiestaring@yahoo.com Resident of Garland for 7 years

Resident of Texas for 26 years

Are you a registered voter in Dallas County? ☒ Yes ☐ No

Voter Registration No. 1079748618 Precinct No. 2100 City Council District No. GA07

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.

CITY OF GARLAND
RECEIVED
JUL 17 2012
CITY SECRETARY

I have been on this board since 2006

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

Housing Standards Board

List civic or community endeavors with which you have been involved. None

What is your educational background? 2 year Associate's Degree in Applied Science/Paralegal

What is your occupational experience? Customer Service

** Plan Commission members must own property within the city.*

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

Signature of Applicant

FOR OFFICE USE ONLY

Ad Valorem Tax Status Current ☒ Past Due ☐

Status of Utility Accounts Current ☒ Past Due ☐

Suit/Claim Filed in City Secretary's Office Yes ☐ No ☒

Date Appointed

Appointed By Williams

Date Notified

Date Disclosure Form Filed

Signature
Tax Clerk

Signature
Accounting Clerk

Signature
City Secretary