



A G E N D A

**REGULAR MEETING OF THE
HIGHLAND VILLAGE CITY COUNCIL
HIGHLAND VILLAGE MUNICIPAL COMPLEX
1000 HIGHLAND VILLAGE ROAD, HIGHLAND VILLAGE, TEXAS
TUESDAY, NOVEMBER 10, 2020, at 6:00 P.M.**

Pursuant to Governor Greg Abbott's temporary suspension of various provisions of the Texas Open Meetings Act and in an effort to protect the health and safety of the public, the public will not be allowed to attend the City Council meeting in person. Members of the public may view the City Council meeting live at no cost via the following Internet link: www.highlandvillage.org/HVTV.

Any person wishing to provide comments on any matter to be considered on this agenda may email such comments to the City Secretary at amiller@highlandvillage.org by 1:00 p.m. on Tuesday, November 10, 2020.

EARLY WORK SESSION

City Council Chambers –6:00 P.M.

- 1. Discuss awarding of Grant Funds to Community Non-Profit Organizations for Fiscal Year 2020-2021**
- 2. Receive an Update on Public Works Projects and Initiatives**
- 3. Clarification of Consent or Action Items listed on Today's City Council Meeting Agenda of November 10, 2020**

(Items discussed during Early Work Session may be continued or moved to Open Session and/or Late Work Session if time does not permit holding or completing discussion of the item during Early Work Session.)

CLOSED SESSION

City Council Chambers

- 4. Hold a closed meeting in accordance with the following sections of the Texas Government Code:
(a) Section 551.071 – Consultation with City Attorney Concerning Pending or Contemplated Litigation and on any Regular Session or Work Session Agenda Item Requiring Confidential, Attorney/Client Advice Necessitated by the Deliberation or Discussion of Said Item (as needed)**

OPEN SESSION

City Council Chambers – 7:00 P.M.

- 5. Call Meeting to Order**

6. Prayer led by Councilmember Robert Fiester
7. Pledge of Allegiance to the U.S. and Texas flags led by Councilmember Robert Fiester: *“Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.”*
8. Visitor Comments *(Any person wishing to provide comments on any matter to be considered on this agenda should email such comments to the City Secretary by 1:00 p.m. on Tuesday, October 13, 2020. In accordance with the Texas Open Meetings Act, the City Council is restricted in discussing or taking action on items not posted on the agenda. Action on your statement can only be taken at a future meeting.)*
9. City Manager/Staff Reports
 - COVID-19 Update
 - 2019 Nonprofit of the Year Video
 - Honoring City of Highland Village Employee Veterans Video
10. Mayor and Council Reports on Items of Community Interest pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items: (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; and (6) announcements involving imminent threat to public health and safety

Anyone wishing to address the City Council on any item posted on the City Council agenda for possible action, including matters placed on the Consent Agenda or posted as a Public Hearing, must complete a Speakers' Request Form available at the entrance to the City Council Chambers and present it to the City Secretary prior to the Open Session being called to order. Speakers may be limited to three (3) minutes and given only one opportunity to speak on an item. Other procedures regarding speaking on matters posted for action on the City Council agenda are set forth on the Speakers' Request Form. Subject to applicable law, the City Council reserves the right to modify or waive at any time the procedures relating to members of the public speaking on matters placed the Council's agenda.

CONSENT AGENDA

All of the items on the Consent Agenda are considered for approval by a single motion and vote without discussion. Each Councilmember has the option of removing an item from this agenda so that it may be considered separately and/or adding any item from the Action Agenda to be considered as part of the Consent Agenda items.

11. Consider approval of Minutes of the Regular City Council Meeting held on October 27, 2020
12. Receive Investment Report for Quarter Ending September 30, 2020

ACTION AGENDA

13. Take action, if any, on matters discussed in closed session in accordance with the following sections of the Texas Government Code:
 - (a) Section 551.071 – Consultation with City Attorney Concerning Pending or Contemplated Litigation and on any Regular Session or Work Session Agenda Item Requiring Confidential, Attorney/Client Advice Necessitated by the Deliberation or Discussion of Said Item (as needed)

14. Consider Resolution 2020-2917 authorizing a Task Order with Schaumburg and Polk, Inc. to provide Professional Services for a Risk and Resilience Assessment of the City's Water Infrastructure
15. Consider Resolution 2020-2918 in Support of the Application of the Denton County Transportation Authority (DCTA) to the Texas Commission on Environmental Quality (TCEQ) for a Municipal Setting Designation for the Property located at 640 Texas Highway 121 Business, Lewisville, Texas
16. Consider Resolution 2020-2919 awarding and authorizing a Contract with Viking Painting, LLC for the Unity Park Elevated Storage Tank Repainting Project
17. Consider Ordinance 2020-1279 enacting and authorizing Collection of a Composting Program Fee (*1st of two reads*)
18. Consider Resolution 2020-2920 awarding Grant Funds to Community Non-Profit Organizations for Fiscal Year 2020-2021

LATE WORK SESSION

(Items may be discussed during Early Work Session, Time Permitting)

19. Status Reports on Current Projects and Discussion on Future Agenda Items (A Councilmember may inquire about a subject of which notice has not been given. A statement of specific information or the recitation of existing policy may be given. Any deliberation shall be limited to a proposal to place the subject on an agenda for a subsequent meeting.)
20. Adjournment

I HEREBY CERTIFY THAT THIS NOTICE OF MEETING WAS POSTED ON THE PUBLIC BULLETIN BOARD AT THE MUNICIPAL COMPLEX, 1000 HIGHLAND VILLAGE ROAD, HIGHLAND VILLAGE, TEXAS IN ACCORDANCE WITH THE *TEXAS GOVERNMENT CODE, CHAPTER 551*, ON THE 6TH DAY OF NOVEMBER 2020 NOT LATER THAN 6:00 P.M.


 Angela Miller, City Secretary

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's Office at (972) 899-5132 or Fax (972) 317-0237 for additional information.

Removed from posting on the _____ day of _____, 2020 at
 _____ am / pm by _____.

CITY OF HIGHLAND VILLAGE
COUNCIL BRIEFING

AGENDA#	1	MEETING DATE:	11/10/2020
SUBJECT:	Discuss awarding of Grant Funds to Community Nonprofit Organizations for Fiscal Year 2020-2021		
PREPARED BY:	Angela Miller, City Secretary		

BACKGROUND:

Per Resolution 2018-2729, community organizations desiring funding from the City must submit applications to the city secretary's office. Once all applications are received, the City Secretary's Office processes the applications and submits the requests to the City Council for review.

Requests must meet the following criteria:

- Services to be provided by an organized civic, cultural, educational, or service group that is a nonprofit organization with membership open to all citizens of Highland Village
- Services must be of economic benefit to the community or contribute to the quality of life in Highland Village by serving a municipal public purpose
- Services must be provided to the citizens of Highland Village on an equal basis
- The organization must enter into a written contract with the City of Highland Village for the provision of services

Examples of municipal public purpose include, but are not limited to:

- Preservation, promotion or development of historically sensitive areas of the city
- Promotion of the performing arts
- Activities promoting and improving the health, safety and welfare of the youth, adults or senior citizens in the city
- Educational programs promoting student and citizen participation in the electoral process and local government
- Crime awareness and prevention

City Council may consider written requests for financial assistance and determine allocation amounts, if any, for the community nonprofit organizations. Council has historically allocated 0.25% of the City's Maintenance & Operations budget (excluding capital project or purchasing funds) for nonprofit organizations. There is \$46,100 included in the Fiscal Year 2020-2021 budget for funding community services and activities provided by nonprofit organizations.

A copy of all applications have been provided to Council for consideration and Council received presentations from representatives of the following nonprofit organizations at their regular meeting held October 27, 2020: CASA of Denton County, Chisholm Trail RSVP, Communities in Schools of North Texas, Friends of the Flower Mound Public Library, Highland Village Lions Foundation, Journey to Dream, Lewisville ISD Education Foundation

(LEF), Lewisville Lake Symphony, PediPlace, Special Abilities of North Texas, The Salvation Army, SPAN/Meals on Wheels, Winning the Fight, and Youth and Family Counseling. Due to COVID-19, Denton County Friends of the Family was unable to send a representative.

Below is a listing of the nonprofit organizations that filed an application with the City Secretary for Fiscal Year 2020-2021 funding:

Nonprofit Organization	Funding Request
CASA of Denton County	\$ 2,000
Chisholm Trail Retired Senior Volunteer Program (RSVP)	\$ 2,500
Communities in Schools of North Texas	\$ 3,000
Denton County Friends of the Family	\$ 5,000
Friends of the Flower Mound Public Library	\$ 1,500
Highland Village Lions Foundation	\$ 3,000
Journey to Dream	\$ 3,100
Lewisville ISD Education Foundation (LEF)	\$ 5,000
Lewisville Lake Symphony Association	\$ 4,000
PediPlace	\$ 5,000
Salvation Army – Lewisville	\$ 3,500
SPAN, Inc./Meals on Wheels of Denton County	\$ 639
Special Abilities of North Texas	\$ 5,000
Winning The Fight (WTF)	\$ 2,500
Youth and Family Counseling	\$ 7,500
TOTAL	\$53,239

A listing of funding allocations awarded to each nonprofit organization for the previous three (3) fiscal years is included with this briefing.

In addition to the funding awarded annually to nonprofit organizations, the City purchases tables and individual tickets to special events that are held during the year by local Chambers as well as nonprofit, civic and community organizations. In order to provide a better understanding of the monetary support of the City and City Council for local organizations, a listing of these purchases for the previous three (3) fiscal years is shown below:

ADDITIONAL SPONSORSHIPS / PURCHASES			
EVENT	FY 2017-2018	FY 2018-2019	FY 2019-2020
FM Chamber - Fiesta Flower Mound	1 Table = \$1,500	1 Table = \$1,500	1 Table = \$1,500
FM Chamber - Awards Banquet	1 Ticket = \$50	2 Tickets = \$100	2 Tickets = \$100
Lewisville Chamber - Awards Banquet	2 Tickets = \$200	1 Table = \$800	1 Table = \$800
State of the Cities Luncheon	1 Table = \$350	1 Table = \$350	Event Cancelled

Unity in Communities Luncheon	1 Table = \$350	1 Table = \$350	1 Table = \$350
Mayor's Prayer Breakfast	1 Table = \$250	1 Table = \$250	Event Cancelled
Children's Advocacy Center of Denton County	\$4,000 Funds included in PD Annual FY Budget	\$4,000 Funds included in PD Annual FY Budget	\$4,000 Funds included in PD Annual FY Budget
Children's Advocacy Center of Denton County - Gala	n/a	1 Ticket = \$250	Event Cancelled
Ally's Wish - Gala	n/a	1 Table = \$1,500	Event Cancelled
Special Olympics Steaks and Stetsons	1 Table = \$1,200	1 Table = \$1,200	1 Table = \$1,200 Event postponed until 2021
Youth & Family Counseling - Holiday Extravaganza	1 Ticket = \$44	1 Ticket = \$45	Event Cancelled
Special Abilities of North Texas - Denim & Diamonds Gala	1 Ticket = \$100	1 Ticket = \$100	Event Cancelled
LEF - 2019 Evening for Education	3 Tickets = \$300	1 Ticket = \$100	Event Cancelled
United Way Breakfast	n/a	1 Ticket = \$35	1 Ticket = \$35
Total	\$8,344	\$10,580	\$7,985

This item provides for Council discussion to identify non-profit organizations that will receive funding as allocated in the Fiscal Year 2020-2021 budget. City staff has included an item on tonight's agenda if Council wishes to take formal action.

CITY OF HIGHLAND VILLAGE
COUNCIL BRIEFING

AGENDA# 2

MEETING DATE: 11/10/2020

SUBJECT: Receive an Update on Public Works Projects and Initiatives

PREPARED BY: Scott Kriston, Public Works Director

COMMENTS

City staff will provide an update on Public Works projects and initiatives.

CITY OF HIGHLAND VILLAGE
COUNCIL BRIEFING

AGENDA# 9

MEETING DATE: 11/10/2020

SUBJECT: Mayor and Council Reports on Items of Community Interest

PREPARED BY: Karen McCoy, Executive Assistant

COMMENTS

Pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items: (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; and (6) announcements involving imminent threat to public health and safety.

- COVID-19 Update
- 2019 Nonprofit of the Year Video
- Honoring City of Highland Village Employee Veterans Video

CITY OF HIGHLAND VILLAGE
COUNCIL BRIEFING

AGENDA# 11

MEETING DATE: 11/10/2020

SUBJECT: Consider Approval of Minutes of the Regular City Council Meeting held on October 27, 2020

PREPARED BY: Angela Miller, City Secretary

BACKGROUND:

Minutes are approved by a majority vote of Council at the Council meetings and listed on the Consent Agenda.

IDENTIFIED NEED/S:

Council is encouraged to call the City Secretary's Office prior to the meeting with suggested changes. Upon doing so, staff will make suggested changes and the minutes may be left on the Consent Agenda in order to contribute to a time efficient meeting. If the change is substantial in nature, a copy of the suggested change will be provided to Council for consideration prior to the vote.

OPTIONS & RESULTS:

The City Council should review and consider approval of the minutes. Council's vote and approval of the minutes reflect agreement with the accuracy of the minutes.

PROGRESS TO DATE: (if appropriate)

The City Manager has reviewed the minutes and given approval to include the minutes in this packet.

BUDGETARY IMPACT/ORDINANCE CHANGE: (if appropriate)

N/A

RECOMMENDATION:

To approve the minutes of the Regular City Council meeting held on October 27, 2020.



**MINUTES OF THE REGULAR MEETING OF THE
HIGHLAND VILLAGE CITY COUNCIL
HIGHLAND VILLAGE MUNICIPAL COMPLEX
1000 HIGHLAND VILLAGE ROAD
TUESDAY, OCTOBER 27, 2020**

EARLY WORK SESSION

Mayor Charlotte J. Wilcox called the meeting to order in open session at 5:30 p.m. and announced pursuant to Governor Greg Abbott's temporary suspension of various provisions of the Texas Open Meetings Act and in an effort to protect the health and safety of the public, the meeting is being conducted using social distancing practices. Members of the public are not allowed to attend the City Council meeting in person, but may view the City Council meeting live at no cost via www.highlandvillage.org/HVTV.

In addition, she reported any person wishing to provide comments on any matter to be considered on this agenda were to email such comments to the City Secretary by 1:00 p.m. on Tuesday, October 27, 2020.

Roll Call

Present:	Charlotte J. Wilcox	Mayor
	Jon Kixmiller	Councilmember
	Michael Lombardo	Mayor Pro Tem
	Barbara Fleming	Deputy Mayor Pro Tem
	Tom Heslep	Councilmember
	Robert A. Fiester	Councilmember
	Daniel Jaworski	Councilmember
Staff Members:	Paul Stevens	City Manager
	Kevin Laughlin	City Attorney
	Ken Heerman	Assistant City Manager
	Angela Miller	City Secretary
	Michael Thomson	Fire Chief
	Scott Kriston	Public Works Director
	Jana Onstead	Human Resources Director
	Phil Lozano	Parks and Recreation Director
	Laurie Mullens	Marketing & Communications Director
	Andrew Boyd	Media Specialist

- 1. Receive Presentations from Non-Profit Organizations requesting Funding for Providing Services, Programs and/or Benefits Serving a Public Purpose to City Residents**

The City received fifteen (15) applications this year, totaling 53,239. Council received brief presentations from representatives of the following non-profit organizations.

- **CASA of Denton County** – Debbie Jenson
- **Chisholm Trail RSVP, Inc.** – Diana Corona
- **Communities in Schools of North Texas, Inc.** – Katie Clifford
- **Friends of the Flower Mound Library** – Richard Sheff
- **Highland Village Lions Foundation** – Harry Dinsmore
- **Journey to Dream** – Nesa Grider
- **Lewisville ISD Education Foundation (LEF)** – Dr. Tony White
- **Lewisville Lake Symphony Association, Inc.** – Nancy Wright
- **PediPlace** – Ryan Schroer
- **Salvation Army** – Stephen Thomas
- **SPAN, Inc./Meals on Wheels** – Kristine Herrera
- **Special Abilities of North Texas** – JaChel Redmond
- **Winning the Fight (WTF)** – Kathy Duke
- **Youth and Family Counseling** – Sue Ridnour

Due to COVID-19, Denton County Friends of the Family was unable to send a representative.

Council will consider funding allocations at their November 10, 2020 meeting.

2. Discuss a Supplemental Agreement to the Solid Waste, Recycling, and Household Hazardous Waste Collection Contract with Community Waste Disposal (CWD) relative to a Requested Rate Adjustment relating to the Closing of DFW Landfill

Assistant City Manager Ken Heerman reported Community Waste Disposal (CWD) requested an additional rate increase to mitigate ongoing increased operating costs resulting from the closing of the DFW Landfill. The annual CPI increase provided for in the current collection contract already addresses the increased cost related to the gate rate of the alternate landfill (City of Denton) secured by CWD. However, the increased distance of the Denton Landfill from Highland Village results in increased operating costs that are not addressed.

As the closing of the DFW Landfill was unexpected, CWD has requested the City consider an additional rate increase accordingly. Mr. Heerman stated there is no provision in the contract other than the established CPI annual adjustment to address rate adjustments based on this type of event. CWD's request for Council to consider further relief will require an agreement to make a one-time adjustment in CWD's collection rates beyond the amount allowed in the contract, if Council is so inclined. As this is solely Council discretion, City staff had no recommendation. However, to facilitate Council evaluation, staff provided CWD with a suggested parameter of only addressing tangible incremental operating variable costs associated with the landfill closing. This would primarily involve labor cost and vehicle cost (fuel, maintenance). Mr. Heerman stated an item is included on tonight's meeting agenda should Council choose to take action on a Supplemental Agreement.

CWD's request reflects a monthly increase of \$.57 for residential accounts, primarily reflective of estimated increased delivery time to the landfill, franchise and applicable sales tax; commercial rate would be adjusted similarly. Councilmember Kixmiller asked what the volume increase has been with more people at home now due to COVID-19. CWD President/CEO Mr. Greg Roemer reported about 13% from residential trash volume,

adding that he is not asking to cover that with the rate increase, but just to cover the transportation increase.

Deputy Mayor Pro Tem Fleming asked the life expectancy of the Denton Landfill. Mr. Roemer stated he was not sure, but their contract with the City of Denton end in three (3) years.

3. Clarification of Consent or Action Items listed on Today's City Council Meeting Agenda of October 27, 2020

No items were discussed.

Since time allowed, Late Work Session items were moved up on the agenda.

16. Discuss Scheduling a City Council Planning Session / Retreat

Mayor Wilcox announced there would be a one-day planning session/retreat for Council during the first quarter of 2021, and suggested having Riley Harvil work with Council in the morning and City staff attending in the afternoon with Council for discussion regarding goals/objectives. The session/retreat will be held locally. Councilmember Kixmiller requested city leaders/departments provide a list of items they would like so that Council could consider City needs and resident needs during their discussion on goals/objectives. Mayor Wilcox asked Council to forward any ideas/suggestions to the City Secretary. Additional details will be provided once a date is set.

17. Status Reports on Current Projects and Discussion on Future Agenda Items (A Councilmember may inquire about a subject of which notice has not been given. A statement of specific information or the recitation of existing policy may be given. Any deliberation shall be limited to a proposal to place the subject on an agenda for a subsequent meeting.)

Parks and Recreation Director Phil Lozano provided renderings of the artwork to be used in the column panels at Kids Kastle. Councilmember Kixmiller asked the life expectancy of the panels. Mr. Lozano reported he would have to check and follow back up.

Early Work Session concluded at 7:06 p.m.

CLOSED SESSION

- 4. Hold a closed meeting in accordance with the following sections of the Texas Government Code:**
(a) Section 551.071 – Consultation with City Attorney Concerning Pending or Contemplated Litigation and on any Regular Session or Work Session Agenda Item Requiring Confidential, Attorney/Client Advice Necessitated by the Deliberation or Discussion of Said Item (as needed)

Council did not meet in Closed Session.

OPEN SESSION

5. Call Meeting to Order

Mayor Charlotte J. Wilcox called the meeting to order at 7:30 p.m.

Roll Call

Present:	Charlotte J. Wilcox	Mayor
	Jon Kixmiller	Councilmember
	Michael Lombardo	Mayor Pro Tem
	Barbara Fleming	Deputy Mayor Pro Tem
	Tom Heslep	Councilmember
	Robert A. Fiester	Councilmember
	Daniel Jaworski	Councilmember
Staff Members:	Paul Stevens	City Manager
	Kevin Laughlin	City Attorney
	Ken Heerman	Assistant City Manager
	Angela Miller	City Secretary
	Doug Reim	Chief of Police
	Michael Thomson	Fire Chief
	Scott Kriston	Public Works Director
	Phil Lozano	Parks and Recreation Director
	Laurie Mullens	Marketing & Communications Director
	Andrew Boyd	Media Specialist

6. Prayer led by Councilmember Tom Heslep

Councilmember Heslep gave the invocation.

7. Pledge of Allegiance to the U.S. and Texas flags led by Councilmember Tom Heslep

Councilmember Heslep led the Pledge of Allegiance to the U.S. and Texas flags.

8. Visitor Comments

Mayor Wilcox stated any person wishing to provide comments on any matter to be considered on this agenda were to email such comments to the City Secretary by 1:00 p.m. on Tuesday, October 27, 2020. City Secretary Angela Miller reported no visitor comments were received.

9. City Manager/Staff Reports

Parks and Recreation Director Phil Lozano provided an update on the Kids Kastle project, adding there was a Joint City Council and Parks and Recreation Advisory Board Work Day held on Saturday, October 24, 2020.

10. Mayor and Council Reports on Items of Community Interest pursuant to Texas Government Code Section 551.0415 the City Council may report on the following items: (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; and (6) announcements involving imminent threat to public health and safety

Councilmember Jaworski announced Highland Village resident Christian Swain left for Marine boot camp this past weekend and wished him luck and success. He also wished daughter Emily Jaworski a happy 10th birthday.

Mayor Wilcox thanked Parks and Recreation Advisory Board Member Bill Irwin for organizing the workday on Saturday.

CONSENT AGENDA

11. Consider approval of Minutes of the Regular City Council Meeting held on October 13, 2020
12. Consider Resolution 2020-2914 authorizing the Purchase of a Vehicle from Silsbee Ford through the City's Cooperative Purchasing Agreement with the State of Texas Purchasing Co-op (GoodBuy)

Motion by Mayor Pro Tem Lombardo, seconded by Deputy Mayor Pro Tem Fleming, to approve Consent Agenda Items #11 and #12. Motion carried 7-0.

ACTION AGENDA

13. Take action, if any, on matters discussed in closed session in accordance with the following sections of the Texas Government Code:
(a) Section 551.071 – Consultation with City Attorney Concerning Pending or Contemplated Litigation and on any Regular Session or Work Session Agenda Item Requiring Confidential, Attorney/Client Advice Necessitated by the Deliberation or Discussion of Said Item (as needed)

No action was taken on this item.

14. Consider Resolution 2020-2915 approving the Annual Rate Adjustment pursuant to the Solid Waste, Recycling, and Household Hazardous Waste Collection Contract with Community Waste Disposal (CWD)

APPROVED (7 – 0)

Assistant City Manager Ken Heerman reported as part of the contract with CWD, updated rates can be considered annually and are based on three criteria: DFW Consumer Price Index (CPI), the change in US Price of Natural Gas sold to Commercial Customers Index and the percentage change in the gate rate charged to CWD by the disposal site they utilize. Applying these factors, including sales tax, would result in a \$1.12 increase to each residential customer.

Additionally, the City also incurs a separate charge associated with processing of compost from another vendor, which equates to a \$.25 additional pass-through charge. Due to a credit balance associated with the composting, the associated charge has been temporarily withheld over the past year, but now needs to be reinstated.

Motion by Councilmember Heslep, seconded by Councilmember Kixmiller, to approve Resolution 2020-2915. Motion carried 7-0.

15. Consider Resolution 2020-2916 approving a Supplemental Agreement to the Solid Waste, Recycling, and Household Hazardous Waste Collection Contract with Community Waste Disposal (CWD) regarding a Rate Adjustment relating to the Closing of DFW Landfill

APPROVED (7 – 0)

Mr. Heerman reported CWD requested a supplemental agreement to their current contract to include a rate increase to mitigate the ongoing increased operating costs resulting from the unexpected closing of the DFW Landfill in December 2019. With the closing of the DFW Landfill, CWD secured a contract with the City of Denton to use their landfill, which

resulted in additional labor and vehicle costs. Applying the increase, franchise and applicable sales tax would result in a total increase of \$.57 to each residential customer, with commercial rates adjusted similarly.

Motion by Deputy Mayor Pro Tem Fleming, seconded by Councilmember Fiester, to approve Resolution 2020-2916. Motion carried 7-0.

LATE WORK SESSION

16. Discuss Scheduling a City Council Planning Session / Retreat

This item was moved up for discussion during Early Work Session.

17. Status Reports on Current Projects and Discussion on Future Agenda Items (A Councilmember may inquire about a subject of which notice has not been given. A statement of specific information or the recitation of existing policy may be given. Any deliberation shall be limited to a proposal to place the subject on an agenda for a subsequent meeting.)

This item was moved up for discussion during Early Work Session.

18. Adjournment

Mayor Wilcox adjourned the meeting at 7:47 p.m.

Charlotte J. Wilcox, Mayor

ATTEST:

Angela Miller, City Secretary

CITY OF HIGHLAND VILLAGE
COUNCIL BRIEFING

AGENDA# 12	MEETING DATE: 11/10/2020
SUBJECT:	Investment Report for Quarter Ending September 30, 2020
PREPARED BY:	Heather Miller, Assistant Finance Director

BACKGROUND:

The Public Funds Investment Act, Chapter 2256.023 of the Government Code requires the investment officer of each local government to submit its governing body a quarterly report of investment transactions. The City staff has compiled the following information for your review and to comply with this reporting requirement.

IDENTIFIED NEED/S:

N/A

OPTIONS & RESULTS:

The detailed transactions for June 30, 2020 through September 30, 2020 follow this briefing.

- TexPool (Texas Local Government Investment Pool, a public funds investment pool that matures October 1, 2020)
- TexSTAR (Texas Short Term Asset Reserve Program, a public funds investment pool, custodial, and depository services are provided by JP Morgan Chase Bank and subsidiary J.P. Morgan Investor Services Co. that matures October 1, 2020)
- Independent DDA (Demand Deposit Account that matures October 1, 2020 collateralized by pledged securities held in custody by The Independent Bankers Bank)
- Independent NOW (Negotiable Order of Withdraw that matures October 1, 2020 collateralized by pledged securities held in custody by The Independent Bankers Bank)
- Wells Fargo DDA (Demand Deposit Account that matures October 1, 2020 collateralized by pledged securities held in custody by the Bank of New York Mellon)

- Southside MMA (Money Market Account that matures October 1, 2020, collateralized by pledged securities held in custody by the Federal Home Loan Bank)
- InterBank MMA (Money Market Account that matures October 1, 2020, fully insured by the Federal Deposit Insurance Corporation)
- InterBank ICS (Insured Cash Sweep that matures October 1, 2020, fully insured by the Federal Deposit Insurance Corporation)
- Wallis State Bank CD (Certificates of Deposit that matures July 24, 2020 collateralized by a letter of credit held in custody by the Federal Home Loan Bank)
- Wallis State Bank CD (Certificates of Deposit that matures October 30, 2020 collateralized by a letter of credit held in custody by the Federal Home Loan Bank)
- Wallis State Bank CD (Certificates of Deposit that matures January 29, 2021 collateralized by a letter of credit held in custody by the Federal Home Loan Bank)
- Wallis State Bank CD (Certificates of Deposit that matures January 29, 2021 collateralized by a letter of credit held in custody by the Federal Home Loan Bank)

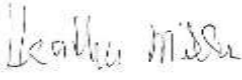
This information reports that the beginning market value for all cash and investments was \$20,592,638 and the ending market value on September 30, 2020 was \$18,402,965. The average yield for the quarter ending September 30, 2020 in pooled, demand deposit, negotiable order of withdrawal, and money market accounts (0.30%) is less than the six-month term treasuries. The beginning pool, demand deposit, negotiable order of withdrawal, and money market accounts invested balance at June 30, 2020 was \$14,737,314 and the ending balance at September 30, 2020 was \$13,562,151 or 74% of the City's total portfolio. The weighted average maturity of the City's portfolio at September 30, 2020 is 28 days.

The average total portfolio yield for the quarter ending September 30, 2020 was 0.64%.

The book value and market value for the City's total portfolio for the beginning and end of the reporting period is as follows:

	<u>Book Value</u>	<u>Market Value</u>
June 30, 2020	\$20,592,638	\$20,592,638
September 30, 2020	\$18,402,965	\$18,402,965

I hereby certify that the attached report is in compliance with the Public Funds Investment Act and that all investments held and transactions made during the reporting period were duly authorized and properly recorded and valued.



Heather Miller
Investment Officer



Ken Heerman
Assistant City Manager



Jeff Sun
Staff Accountant

¹Note:

Par is the stated legal dollar value or principal value at maturity.

Book value is what we paid for the instrument adjusted by any accretion or amortization costs.

Market value is what we could reasonably sell the instrument for in the current market.

RECOMMENDATION:

Council to receive the Investment Reports for the period ending September 30, 2020.



QUARTERLY INVESTMENT REPORT

For the Quarter Ended

September 30, 2020

Prepared by

Valley View Consulting, L.L.C.

The investment portfolio of the City of Highland Village is in compliance with the Public Funds Investment Act and the City of Highland Village Investment Policy and Strategies.

Ken Heerman, Assistant City Manager

Heather Miller, Assistant Finance Director

Jeff Sun, Staff Accountant

Disclaimer: These reports were compiled using information provided by the City of Highland Village. No procedures were performed to test the accuracy or completeness of this information. The market values included in these reports were obtained by Valley View Consulting, L.L.C. from sources believed to be accurate and represent proprietary valuation. Due to market fluctuations these levels are not necessarily reflective of current liquidation values. Yield calculations are not determined using standard performance formulas, are not representative of total return yields and do not account for investment advisor fees.

Annual Comparison of Portfolio Performance

FYE Results by Investment Category:

Asset Type	September 30, 2019			September 30, 2020		
	Ave. Yield	Book Value	Market Value	Ave. Yield	Book Value	Market Value
MMA/NOW/Pools	2.02%	\$ 15,701,089	\$ 15,701,089	0.22%	\$ 13,562,151	\$ 13,562,151
Securities/CDs	2.77%	4,054,434	4,054,434	1.71%	4,840,815	4,840,815
Totals		\$ 19,755,523	\$ 19,755,523		\$ 18,402,965	\$ 18,402,965

Fourth Quarter-End Yield **2.17%** **0.64%**

Average Quarter-End Yields (1):

	2019 Fiscal Year	2020 Fiscal Year
Highland Village	2.35%	1.13%
Rolling Three Month Treasury	2.30%	0.76%
Rolling Six Month Treasury	2.37%	0.99%
TexPool	2.31%	0.76%
Fiscal YTD Interest Earnings	\$ 550,951	\$ 275,358

(1) Average Quarterly Yield calculated using quarter-end report average yield and adjusted book value.

Summary

Quarter End Results by Investment Category:

Asset Type	June 30, 2020			September 30, 2020		
	Ave. Yield	Book Value	Market Value	Ave. Yield	Book Value	Market Value
MMA/NOW/Pools	0.30%	\$ 14,737,314	\$ 14,737,314	0.22%	\$ 13,562,151	\$ 13,562,151
Securities/CDs	1.90%	5,855,324	5,855,324	1.71%	4,840,815	4,840,815
Totals	0.75%	\$ 20,592,638	\$ 20,592,638	0.64%	\$ 18,402,965	\$ 18,402,965

Current Quarter Average Yield (1)

Total Portfolio	0.64%
Rolling Three Month Treasury	0.12%
Rolling Six Month Treasury	0.15%
TexPool	0.15%

Fiscal Year-to-Date Average Yield (2)

Total Portfolio	1.13%
Rolling Three Month Treasury	0.76%
Rolling Six Month Treasury	0.99%
TexPool	0.76%

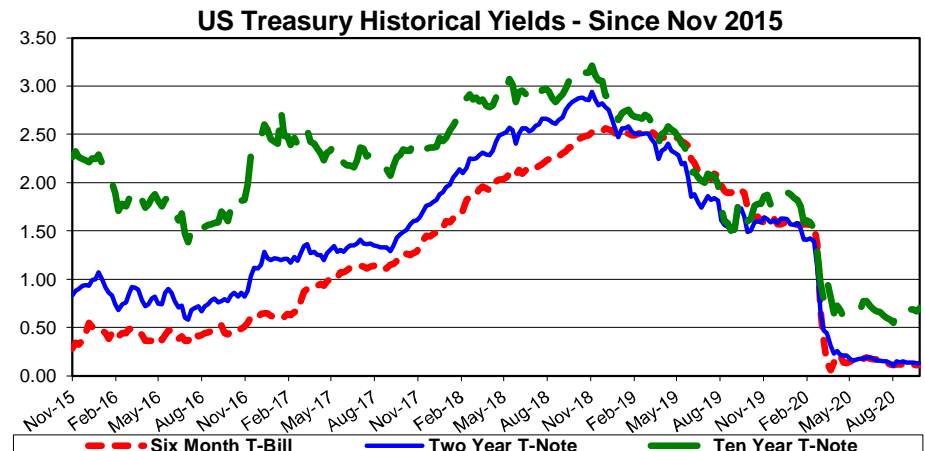
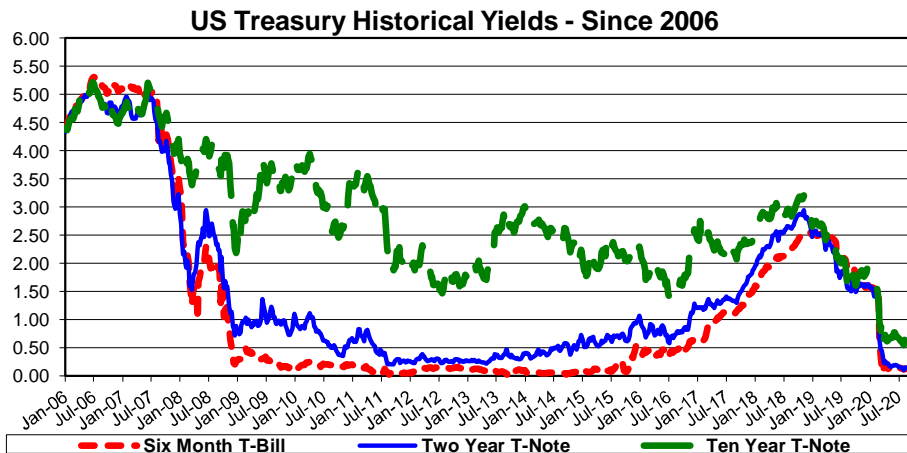
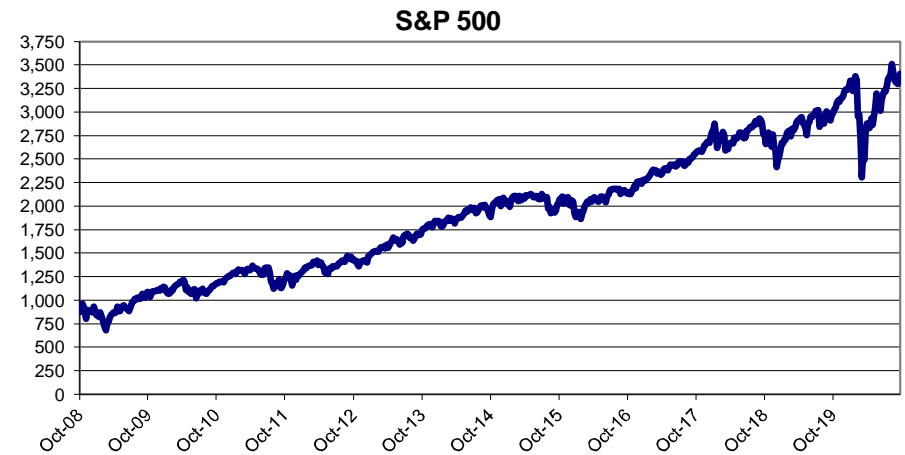
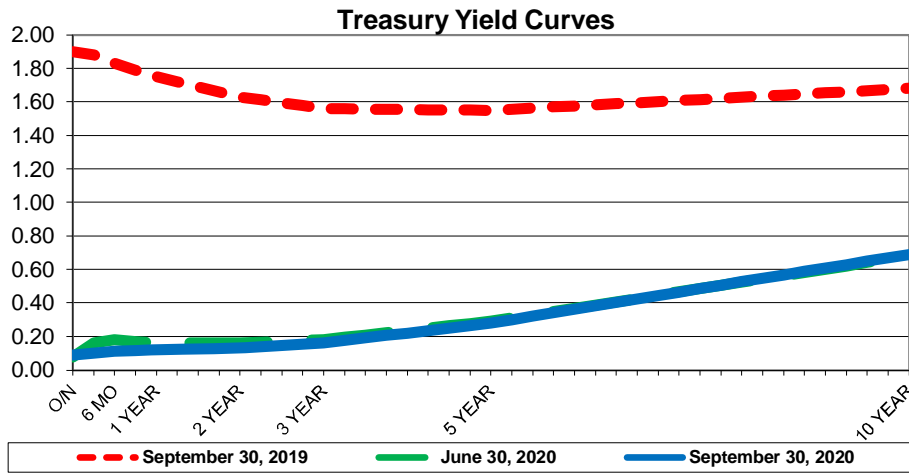
Interest Earnings (Approximate)

Quarterly Interest	\$ 35,954
Fiscal Year-to-Date Interest	\$275,358

(1) **Current Quarter Average Yield** - based on adjusted book value, realized and unrealized gains/losses and investment advisory fees are not considered. The yield for the reporting month is used for bank, pool, and money market balances. □

(2) **Fiscal Year-to-Date Average Yield** - calculated using quarter end report yields and adjusted book values and does not reflect a total return analysis or account for advisory fees.

The Federal Open Market Committee (FOMC) maintained the Fed Funds target range at 0.00% to 0.25% (Effective Fed Funds are trading +/-0.10%), and projected that reduced rates could remain through 2024. Final estimate of Second Quarter GDP revised to down 31.4% (from down 31.9%). The Yield Curve remained stable. Crude oil slid to below \$40 per barrel. September Non Farm Payroll added 661k workers. Business added over 800k, but governments shed 200+k. The Stock Markets retreated slightly from all-time highs. Housing strengthened due to low mortgage rates. Additional federal economic assistance remained stalled in Congress.



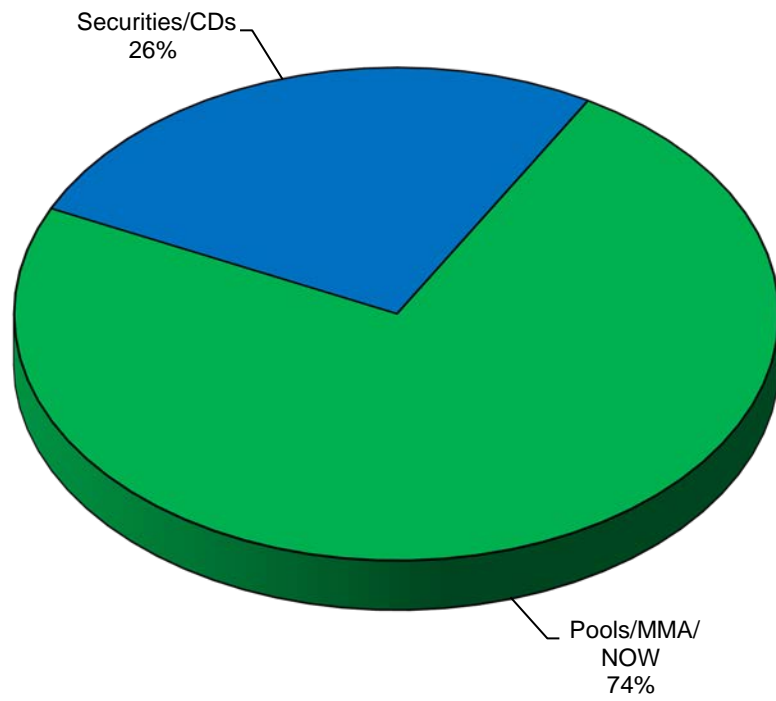
Investment Holdings
September 30, 2020

Description	Rating	Coupon/ Discount	Maturity Date	Settlement Date	Original Face/ Par Value	Book Value	Market Price	Market Value	Life (days)	Yield
Independent DDA		0.35%	10/01/20	09/30/20	\$ 23,177	\$ 23,177	1.00	\$ 23,177	1	0.35%
Independent NOW		0.40%	10/01/20	09/30/20	6,667	6,667	1.00	6,667	1	0.40%
Wells Fargo DDA		0.49%	10/01/20	09/30/20	787,484	787,484	1.00	787,484	1	0.49%
Southside MMA		0.25%	10/01/20	09/30/20	1,432,798	1,432,798	1.00	1,432,798	1	0.25%
InterBank MMA		0.35%	10/01/20	09/30/20	211,946	211,946	1.00	211,946	1	0.35%
InterBank ICS		0.35%	10/01/20	09/30/20	5,075,609	5,075,609	1.00	5,075,609	1	0.35%
TexPool	AAAm	0.15%	10/01/20	09/30/20	2,599,240	2,599,240	1.00	2,599,240	1	0.15%
TexSTAR	AAAm	0.13%	10/01/20	09/30/20	3,425,229	3,425,229	1.00	3,425,229	1	0.13%
WallisBank CD		1.67%	10/30/20	01/30/20	1,008,344	1,008,344	100.00	1,008,344	30	1.68%
WallisBank CD		1.71%	01/29/21	01/30/20	3,832,470	3,832,470	100.00	3,832,470	121	1.72%
					\$ 18,402,965	\$ 18,402,965		\$ 18,402,965	28	0.64%
									(1)	(2)

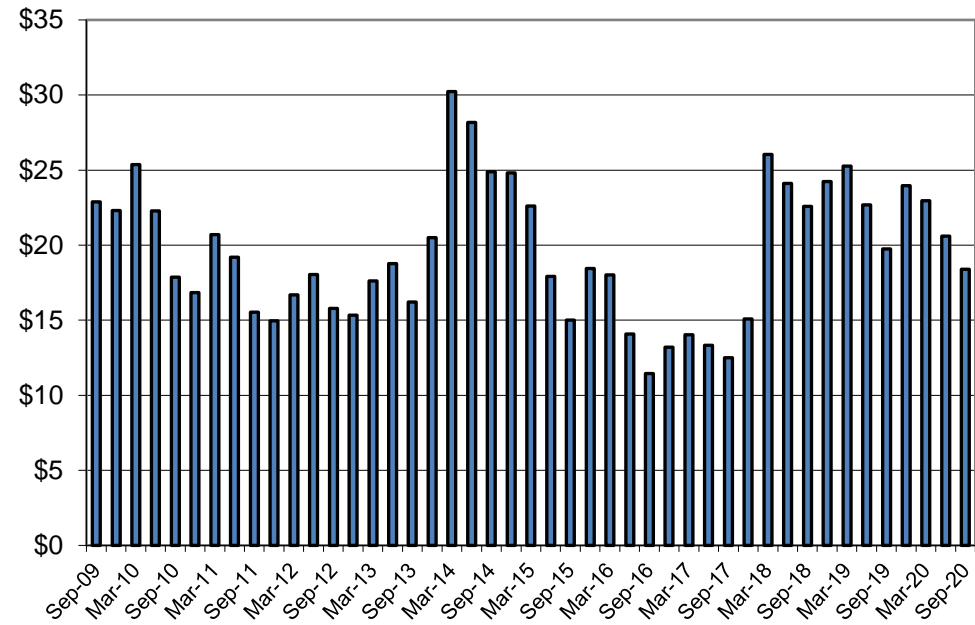
(1) **Weighted average life** - For purposes of calculating weighted average life, pool and bank account investments are assumed to have a one day maturity.

(2) **Weighted average yield to maturity** - The weighted average yield to maturity is based on adjusted book value, realized and unrealized gains/losses and investment advisory fees are not considered.

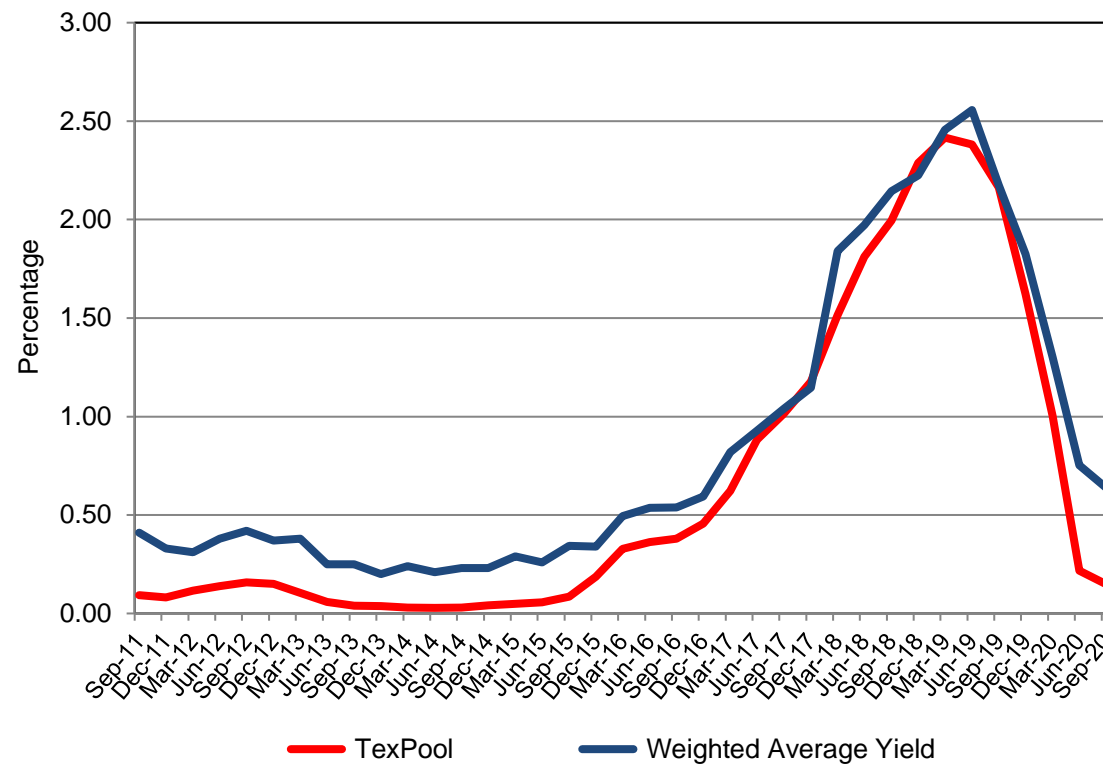
Portfolio Composition



Total Portfolio (Millions)



Total Portfolio Performance



Book & Market Value Comparison

Issuer/Description	Yield	Maturity Date	Book Value 06/30/20	Increases	Decreases	Book Value 09/30/20	Market Value 06/30/20	Change in Market Value	Market Value 09/30/20
Independent DDA	0.35%	10/01/20	\$ 284,699	\$ -	\$ (261,521)	\$ 23,177	\$ 284,699	\$ (261,521)	\$ 23,177
Independent NOW	0.40%	10/01/20	6,660	7	-	6,667	6,660	7	6,667
Wells Fargo DDA	0.49%	10/01/20	1,226,114	-	(438,630)	787,484	1,226,114	(438,630)	787,484
Southside MMA	0.25%	10/01/20	1,431,782	1,015	-	1,432,798	1,431,782	1,015	1,432,798
InterBank MMA	0.35%	10/01/20	211,935	11	-	211,946	211,935	11	211,946
InterBank ICS	0.35%	10/01/20	5,070,959	4,650	-	5,075,609	5,070,959	4,650	5,075,609
TexPool	0.15%	10/01/20	2,807,933	-	(208,693)	2,599,240	2,807,933	(208,693)	2,599,240
TexSTAR	0.13%	10/01/20	3,697,232	-	(272,003)	3,425,229	3,697,232	(272,003)	3,425,229
WallisBank CD	2.76%	07/26/20	1,034,960	-	(1,034,960)	-	1,034,960	(1,034,960)	-
WallisBank CD	1.68%	10/30/20	1,004,164	4,181	-	1,008,344	1,004,164	4,181	1,008,344
WallisBank CD	1.72%	01/29/21	3,816,200	16,270	-	3,832,470	3,816,200	16,270	3,832,470
TOTAL/AVERAGE	0.64%		\$ 20,592,638	\$ 26,134	\$ (2,215,807)	\$ 18,402,965	\$ 20,592,638	\$ (2,189,673)	\$ 18,402,965

**Allocation by Fund
September 30, 2020
Book and Market Value**

Utility Funds	TexPool	TexSTAR	Independent DDA	Independent NOW	Wells Fargo DDA	Southside MMA	InterBank MMA	InterBank ICS
Interest & Sinking	\$ 661,685	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Replacement Reserve	473,628	-	-	-	-	-	-	-
Operations	359,720	-	-	-	-	279,843	-	-
Impact Fees	223,831	-	-	-	-	44,657	-	-
2013 CO Utility Capital Projects	-	2,393	-	-	-	-	-	-
2018 CO Utility Capital Projects	-	567,582	-	-	-	-	100,029	2,256,113
Sub Total	\$ 1,718,865	\$ 569,975	\$ -	\$ -	\$ -	\$ 324,500	\$ 100,029	\$ 2,256,113
General Funds								
Operations	\$ 404,826	\$ 1,743,436	\$ -	\$ 320	\$ -	\$ 1,108,298	\$ 12,889	\$ -
Pooled Cash	-	-	23,177	-	787,484	-	-	-
Interest & Sinking	63,668	65,908	-	-	-	-	-	-
CARES Act	-	909,691	-	-	-	-	-	-
Drainage Utility	238,382	-	-	-	-	-	-	-
Sub Total	\$ 706,876	\$ 2,719,034	\$ 23,177	\$ 320	\$ 787,484	\$ 1,108,298	\$ 12,889	\$ -
General Capital Project Funds								
Park Development	\$ 112,658	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2015 Tax Note Capital Projects	-	-	-	-	-	-	-	-
2018 GO Capital Projects	-	130,145	-	-	-	-	99,028	2,819,496
Sub Total	\$ 112,658	\$ 130,145	\$ -	\$ -	\$ -	\$ -	\$ 99,028	\$ 2,819,496
Corp Leased Park Funds								
Corp LeasedTXDot Mitigation	\$ -	\$ 3	\$ -	\$ 6,347	\$ -	\$ -	\$ -	\$ -
Sub Total	\$ -	\$ 3	\$ -	\$ 6,347	\$ -	\$ -	\$ -	\$ -
HV Community Development Funds								
Operations	\$ 60,842	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
HVDCD TXDot Mitigation	-	6,071	-	-	-	-	-	-
Sub Total	\$ 60,842	\$ 6,071	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Totals	\$ 2,599,240	\$ 3,425,229	\$ 23,177	\$ 6,667	\$ 787,484	\$ 1,432,798	\$ 211,946	\$ 5,075,609

**Allocation by Fund
September 30, 2020
Book and Market Value**

(Continued)

Utility Funds	Certificates of Deposit		Total	Interest
	10/30/2020	01/29/2021		This Quarter
Interest & Sinking	\$ -	\$ -	\$ 661,685	\$ 239
Replacement Reserve	-	-	473,628	212
Operations	-	-	639,563	359
Impact Fees	-	806,836	1,075,323	3,536
2013 CO Utility Capital Projects	-	-	2,393	6
2018 CO Utility Capital Projects	-	-	2,923,724	2,313
Sub Total	\$ -	\$ 806,836	\$ 5,776,317	\$ 6,666
General Funds				
Operations	\$ 1,008,344	\$ 3,025,634	\$ 7,303,747	\$ 25,975
Pooled Cash	-	-	810,662	78
Interest & Sinking	-	-	129,576	116
CARES Act	-	-	909,691	156
Drainage Utility	-	-	238,382	44
Sub Total	\$ 1,008,344	\$ 3,025,634	\$ 9,392,057	\$ 26,369
General Capital Project Funds				
Park Development	\$ -	\$ -	\$ 112,658	\$ 93
2015 Tax Note Capital Projects	-	-	-	20
2018 GO Capital Projects	-	-	3,048,669	2,796
Sub Total	\$ -	\$ -	\$ 3,161,327	\$ 2,909
Corp Leased Park Funds				
Corp LeasedTXDot Mitigation	\$ -	\$ -	\$ 6,350	\$ 6
Sub Total	\$ -	\$ -	\$ 6,350	\$ 6
HV Community Development Funds				
Operations	\$ -	\$ -	\$ 60,842	\$ 2
HVDCD TXDot Mitigation	-	-	6,071	3
Sub Total	\$ -	\$ -	\$ 66,913	\$ 4
Totals	\$ 1,008,344	\$ 3,832,470	\$ 18,402,965	\$ 35,954

**Allocation by Fund
June 30, 2020
Book and Market Value**

Utility Funds	TexPool	TexSTAR	Independent DDA	Independent NOW	Wells Fargo DDA	Southside MMA	InterBank MMA	InterBank ICS
Interest & Sinking	\$ 516,912	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Replacement Reserve	473,416	-	-	-	-	-	-	-
Operations	359,559	-	-	-	-	279,644	-	-
Impact Fees	148,811	-	-	-	-	44,625	-	-
2013 CO Utility Capital Projects	-	25,116	-	-	-	364	-	-
2018 CO Utility Capital Projects	-	567,346	-	-	-	-	100,029	2,254,036
Sub Total	\$ 1,498,699	\$ 592,462	\$ -	\$ -	\$ -	\$ 324,634	\$ 100,029	\$ 2,254,036
General Funds								
Operations	\$ 694,156	\$ 2,225,287	\$ -	\$ 320	\$ -	\$ 1,107,148	\$ 12,878	\$ -
Pooled Cash	-	-	284,699	-	1,226,114	-	-	-
Interest & Sinking	305,251	65,880	-	-	-	-	-	-
Drainage Utility	100,212	-	-	-	-	-	-	-
Sub Total	\$ 1,099,618	\$ 2,291,167	\$ 284,699	\$ 320	\$ 1,226,114	\$ 1,107,148	\$ 12,878	\$ -
General Capital Project Funds								
Park Development	\$ 209,249	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2015 Tax Note Capital Projects	-	47,839	-	-	-	-	-	-
2018 GO Capital Projects	-	759,692	-	-	-	-	99,028	2,816,923
Sub Total	\$ 209,249	\$ 807,531	\$ -	\$ -	\$ -	\$ -	\$ 99,028	\$ 2,816,923
Corp Leased Park Funds								
Corp LeasedTXDot Mitigation	\$ -	\$ 3	\$ -	\$ 6,340	\$ -	\$ -	\$ -	\$ -
Sub Total	\$ -	\$ 3	\$ -	\$ 6,340	\$ -	\$ -	\$ -	\$ -
HV Community Development Funds								
Operations	\$ 367	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
HV CDC TXDot Mitigation	-	6,069	-	-	-	-	-	-
Sub Total	\$ 367	\$ 6,069	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Totals	\$ 2,807,933	\$ 3,697,232	\$ 284,699	\$ 6,660	\$ 1,226,114	\$ 1,431,782	\$ 211,935	\$ 5,070,959

Allocation by Fund
June 30, 2020
Book and Market Value

(Continued)

Utility Funds	Certificates of Deposit			Total	Interest
	07/24/2020	10/30/2020	01/29/2021		This Quarter
Interest & Sinking	\$ -	\$ -	\$ -	\$ 516,912	\$ 225
Replacement Reserve	-	-	-	473,416	369
Operations	-	-	-	639,204	588
Impact Fees	-	-	803,411	996,847	3,556
2013 CO Utility Capital Projects	-	-	-	25,480	50
2018 CO Utility Capital Projects	-	-	-	2,921,411	2,470
Sub Total	\$ -	\$ -	\$ 803,411	\$ 5,573,270	\$ 7,258
General Funds					
Operations	\$ 1,034,960	\$ 1,004,164	\$ 3,012,790	\$ 9,091,702	\$ 35,069
Pooled Cash	-	-	-	1,510,813	239
Interest & Sinking	-	-	-	371,131	274
Drainage Utility	-	-	-	100,212	114
Sub Total	\$ 1,034,960	\$ 1,004,164	\$ 3,012,790	\$ 11,073,857	\$ 35,697
General Capital Project Funds					
Park Development	\$ -	\$ -	\$ -	\$ 209,249	\$ 85
2015 Tax Note Capital Projects	-	-	-	47,839	35
2018 GO Capital Projects	-	-	-	3,675,643	3,273
Sub Total	\$ -	\$ -	\$ -	\$ 3,932,732	\$ 3,393
Corp Leased Park Funds					
Corp LeasedTXDot Mitigation	\$ -	\$ -	\$ -	\$ 6,344	\$ 6
Sub Total	\$ -	\$ -	\$ -	\$ 6,344	\$ 6
HV Community Development Funds					
Operations	\$ -	\$ -	\$ -	\$ 367	\$ -
HV CDC TXDot Mitigation	-	-	-	6,069	4
Sub Total	\$ -	\$ -	\$ -	\$ 6,436	\$ 4
Totals	\$ 1,034,960	\$ 1,004,164	\$ 3,816,200	\$ 20,592,638	\$ 46,358

CITY OF HIGHLAND VILLAGE
COUNCIL BRIEFING

AGENDA# 14

MEETING DATE: 11/10/2020

SUBJECT: Consider Resolution 2020-2917 authorizing a Task Order with Schaumburg and Polk, Inc. for the provision of Professional Services for a Risk and Resilience Assessment of Water Infrastructure to comply with America's Water Infrastructure Act of 2018

PREPARED BY: Scott Kriston, Director of Public Works

BACKGROUND:

The America's Water Infrastructure Act (AWIA) of 2018 is an unfunded EPA mandate that requires the City to certify that a risk and resilience assessment has been done for the City's water system. A similar risk and resilience assessment was performed for the City's water system in 2004 called a Vulnerability Assessment. This AWIA project will consist of an updated 2021 risk and resilience assessment to meet the current requirements. This assessment will include the following tasks: 1) Planning, 2) Threat Assessment, 3) Facility Characterization, 4) System Effectiveness, and 5) Risk Analysis and Risk Management. The due date for completion of this risk and resilience assessment for cities with the population the size of Highland Village is June 30, 2021.

IDENTIFIED NEED/S:

A risk and resilience assessment is mandated to be conducted for the City's water infrastructure. This assessment must be completed by June 30, 2021.

OPTIONS & RESULTS:

This proposed risk and resilience assessment of the City's water system will ensure that the City meets the requirements of the America's Water Infrastructure Act (AWIA) of 2018.

PROGRESS TO DATE: (if appropriate)

A Task Order has been received from Schaumburg and Polk, Inc. (SPI) for the provision of professional services required for this project. Pipeline Analysis, LLC will assist SPI with technical components of the assessment.

BUDGETARY IMPACT/ORDINANCE CHANGE: (if appropriate)

The funds for this project are budgeted in the FY20-21 Utility Fund.

RECOMMENDATION:

Consider Resolution 2020-2917.

CITY OF HIGHLAND VILLAGE, TEXAS

RESOLUTION NO. 2020-2917

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND VILLAGE, TEXAS AUTHORIZING A TASK ORDER WITH SCHAUMBURG AND POLK, INC. TO PROVIDE PROFESSIONAL SERVICES FOR PERFORMANCE OF A RISK AND RESILIENCE ASSESSMENT OF WATER INFRASTRUCTURE TO COMPLY WITH AMERICA'S WATER INFRASTRUCTURE ACT OF 2018; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the America's Water Infrastructure Act (AWIA) of 2018 is an unfunded EPA mandate that requires the City to certify that a risk and resilience assessment has been done for the City's water system; and

WHEREAS, City administration, having obtained a Task Order for professional services relating to performance of a Risk and Resilience Assessment of Water Infrastructure from Schaumburg and Polk, Inc. in an amount of \$53,000.00, recommends execution of such Task Order; and

WHEREAS, the City Council of the City of Highland Village, Texas, finds it to be in the public interest to accept the foregoing recommendation.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HIGHLAND VILLAGE, TEXAS, THAT:

SECTION 1. The City Manager is hereby authorized to sign a Task Order with Schaumburg and Polk, Inc. to provide professional services relating to performance for the Risk and Resilience Assessment of Water Infrastructure for a fee in the amount of \$53,000.00.

SECTION 2. This Resolution shall become effective immediately upon passage.

PASSED AND APPROVED THIS 10TH DAY OF NOVEMBER, 2020.

APPROVED:

Charlotte J. Wilcox, Mayor

ATTEST:

Angela Miller, City Secretary

APPROVED AS TO FORM AND LEGALITY:

Kevin B. Laughlin, City Attorney
(kbl:11/5/2020:118985)

CITY OF HIGHLAND VILLAGE
COUNCIL BRIEFING

AGENDA# 15

MEETING DATE: 11/10/2020

SUBJECT: Consider Resolution 2020-2918 In support of the application of Denton County Transportation Authority to the Texas Commission on Environmental Quality for a Municipal Setting Designation for the property located at 640 Texas Highway 121 Business, Lewisville, Texas

PREPARED BY: Scott Kriston, Director of Public Works

BACKGROUND:

In 2003, the Texas Legislature passed a Municipal Setting Designation (MSD) statute which created a new alternative for persons addressing the groundwater contamination they were responsible for causing, as well as for persons who “volunteer” to address groundwater contamination.

An MSD is an official state designation given to property within a municipality or its extraterritorial jurisdiction which certifies that designated groundwater at the property is not used as potable water. Potable water is defined as water that is used for drinking, showering, bathing, cooking, or for irrigating crops intended for human consumption. Because that groundwater is contaminated in excess of the applicable potable-water protective concentration level, this law prohibits its future use as potable water. Through this locally-controlled program, the prohibition against using the designated groundwater must either be in the form of a city ordinance or as a restrictive covenant that is enforceable by the city and filed in the property records. This law also limits investigation and remediation requirements for contaminated groundwater on MSD properties. By offering this alternative to address the problem of contaminated groundwater that will not be used as potable water, persons may be more inclined to develop and redevelop properties in municipal areas that have contaminated groundwater.

The TCEQ has issued a few hundred MSD Certificates, with all but a few being in the DFW area. The City of Lewisville has several MSD Certificates within their corporate limits.

The City of Lewisville approved Ordinance 0265-20-ORD (attached) prohibiting the use of the groundwater under said property.

The proposed MSD Site is the Denton County Transportation Authority (DCTA) Rail Maintenance Facility located on South Railroad Street (but addressed as 640 E State Highway 121 Business, Lewisville, Texas). Highland Village has been approached by DCTA’s environmental consultant with a request to submit a support resolution for DCTA’s application to the TCEQ to designate the DCTA Rail Maintenance Facility property as an MSD site. A portion of the property was used as an unpermitted landfill prior to DCTA’s purchase of the property and is presently undeveloped. Designating the property as an MSD will permit the undeveloped property to be developed in the future with any clean up of the property being subject to less stringent requirements.

IDENTIFIED NEED/S:

Three (3) of the City's five (5) ground water wells fall within the 5 mile radius of the proposed MSD, (See Attachment B). Therefore, the property owner is required to have support from Highland Village to apply for the MSD Certificate through the TCEQ.

OPTIONS & RESULTS:

NA

PROGRESS TO DATE: (if appropriate)

City of Lewisville staff informed City of Highland Village staff that the contamination is made up of Tetrachloroethene, Arsenic and Manganese and the contamination is moving away from Highland Village in a southern direction. The Environmental consultant has concluded that the contaminated site is not hydro-geologically connected to the City's groundwater supply.

BUDGETARY IMPACT/ORDINANCE CHANGE: (if appropriate)

None.

RECOMMENDATION:

To approve Resolution No. 2020-2918.

ATTACHMENT A

ORDINANCE NO. 0265-20-ORD

AN ORDINANCE PROHIBITING THE USE OF AND CONTACT WITH DESIGNATED GROUNDWATER FROM BENEATH THE DESIGNATED PROPERTY GENERALLY DESCRIBED AS TWO REAL PROPERTIES (DCTA MAINTENANCE FACILITY ADDITION, BLOCK A, LOTS 1 AND 2), 640 TEXAS 121 BUSINESS LEWISVILLE, TEXAS, TO FACILITATE CERTIFICATION OF A MUNICIPAL SETTING DESIGNATION (“MSD”) OF SAID PROPERTY BY THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (“TCEQ”), PURSUANT TO THE TEXAS SOLID WASTE DISPOSAL ACT; PROVIDING FOR A REPEALER, SEVERABILITY, A PENALTY, AND AN EFFECTIVE DATE; AND DECLARING AN EMERGENCY.

WHEREAS, Chapter 361, Subchapter W, of the Texas Solid Waste Disposal Act authorizes the TCEQ to certify Municipal Setting Designations for properties upon receipt and approval of a proper application to the TCEQ; and,

WHEREAS, the Texas legislature, in enacting Chapter 361, Subchapter W, of the Texas Solid Waste Disposal Act, found that an action by a municipality to restrict access to or the use of groundwater in support of or to facilitate an MSD advances a substantial and legitimate state interest where the quality of the groundwater subject to the designation is an actual or potential threat to human health; and,

WHEREAS, as part of the application process for an MSD, an applicant is required to provide the TCEQ with a statement as to whether the municipality in which the MSD is being sought supports the proposed designation, and an ordinance that prohibits the use of designated groundwater beneath that property as potable water and that appropriately restricts other uses of and contact with that groundwater; and,

WHEREAS, due to limited quantity and low quality, there are areas of shallow groundwater within the City and its extraterritorial jurisdiction that are not valuable as potable water sources and therefore are not utilized for potable water; and,

WHEREAS, some commercial and industrial properties within the City and its extraterritorial jurisdiction are underlain with unusable groundwater that has become contaminated by historical on-site or off-site sources; and,

WHEREAS, the potable use of groundwater in designated areas should be prohibited to protect public health and welfare when the quality of the groundwater presents an actual or potential threat to public health; and,

WHEREAS, the use of an MSD allows for a state-evaluated corrective action process for groundwater that is directed towards the protection of human health and the environment; and,

WHEREAS, Terracon Consultants, Inc., on behalf of Denton County Transit Authority, or DCTA, (“Applicant”) intends to submit an application to the TCEQ for certification of an MSD for the property located generally at 640 Texas 121 Business, as shown and described by metes and bounds in Exhibit “A”, which is attached hereto and made a part hereof (“MSD Property”), and said MSD Property is located within the city limits of the City of Lewisville; and,

WHEREAS, the Applicant has certified that the type of known contaminants in the groundwater beneath the MSD property, including contaminants of concern as defined in Lewisville City Code Section 16-395, are as set forth in Exhibit “B” attached hereto and made a part hereof, and that such contaminated groundwater (the “designated groundwater”) has a maximum depth of twenty-five (25) feet below ground surface; and

WHEREAS, the Applicant has certified to the City that:

1. The purpose of the application is to assist the Applicant in obtaining from the TCEQ closure documentation demonstrating the TCEQ's determination, after completion of any remediation requirements and appropriate review by the TCEQ, that no further environmental cleanup or restoration is required by the TCEQ with respect to the MSD Property; and,
2. As a part of the application, the Applicant has or will submit to the TCEQ a statement regarding the type of known contamination in the groundwater beneath the MSD Property and has identified that shallow groundwater contains chemicals of concern above Tier 1 groundwater ingestion protective concentration levels, as set forth in 30 Texas Administrative Code, Chapter 350, the Texas Risk Reduction Program; and,

WHEREAS, the Applicant has continuing obligations to satisfy applicable statutory and regulatory provisions concerning groundwater contamination investigation and response actions at the MSD Property; and

WHEREAS, a public drinking water supply system exists that satisfies the requirements of Texas Health and Safety Code Chapter 341 that supplies or is capable of supplying drinking water to the MSD Property and property within one-half mile of the MSD Property; and

WHEREAS, a public meeting regarding the proposed MSD application was held on October 7, 2020, in accordance with Chapter 16, Article IX (Municipal Setting Designations) of the City's Code of Ordinances, at which the Applicant or Applicant's representative did appear and have the opportunity to present, and at which members of the affected community were given the opportunity to ask the Applicant questions or make oral comments on the Application; and

WHEREAS, the City Council held a public hearing regarding the proposed MSD application, in accordance with Chapter 16, Article IX (Municipal Setting Designations) of the City's Code of Ordinances, at which the Applicant or Applicant's representative did appear and present the request for approval of the MSD application and at which persons wishing to speak either in favor of or against the application were provided the opportunity to speak; and

WHEREAS, the office of sustainability manager did, prior to the public hearing, provide the City Council with a written report summarizing the request for the MSD application approval, including any staff comments and comments of members of the public from the public meeting, in accordance with Chapter 16, Article IX (Municipal Setting Designations) of the City's Code of Ordinances; and

WHEREAS, the City Council supports the proposed MSD designation of the MSD property; and

WHEREAS, the City Council believes it is in the best interest of the public and the City to facilitate the Applicant's efforts to secure an MSD and TCEQ closure documentation by passage of this Ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, THAT:

SECTION 1. The City Council finds the declarations and findings set forth in the preamble of this Ordinance are true and correct and are incorporated herein.

SECTION 2. The City Council finds this ordinance is necessary because the contaminant concentrations of contaminants of concern, as defined in Lewisville City Code Section 16-395, a list of which is included in Attachment "B", exceed TCEQ potable water standards.

SECTION 3. The City Council finds it is in the best interest and welfare of the public to facilitate TCEQ's certification of an MSD for the MSD Property as well as the TCEQ closure documentation.

SECTION 4. Upon and after the effective date of this Ordinance, the drilling of wells and use of designated groundwater for any purpose is hereby prohibited on or from any portion of the

MSD Property, including but not limited to drilling and use of designated groundwater for use as potable water, as defined in Section 361.801, Texas Health & Safety Code, and excepting only: (i) wells used as monitoring wells for the collection of groundwater samples for chemical or biological laboratory analysis; and (ii) wells used for the purpose of remediation of soil or groundwater contamination,.

SECTION 5. Failure of the Applicant to diligently pursue and obtain from the TCEQ an MSD certificate for the MSD Property and TCEQ closure documentation for the MSD Property shall render this Ordinance voidable by the City Council following 30 days' written notice to the TCEQ and the Applicant.

SECTION 6. REPEALER. Every ordinance or parts of ordinances found to be in conflict herewith are hereby repealed.

SECTION 7. SEVERABILITY. If any section, sentence, clause, or phrase of this ordinance shall for any reason be held to be invalid, such decision shall not affect the validity of the remaining sections, sentences, clauses, or phrases of this ordinance, but they shall remain in effect.

SECTION 8. PENALTY. Any person, firm or corporation who violates any provisions of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof in the Municipal Court, shall be subject to a fine of not more than \$2000.00 for each offense, and each and every day such offense is continued shall constitute a new and separate offense.

SECTION 9. EFFECTIVE DATE. This ordinance shall become effective immediately upon its passage and publication as required by law.

SECTION 10. EMERGENCY. It being for the public welfare that this ordinance be passed creates an emergency and public necessity, and the rule requiring this ordinance be read on three separate occasions be, and the same is hereby waived, and this ordinance shall be in full force and effect from and after its passage and approval and publication, as the law in such cases provides.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, BY A VOTE OF 5 TO 0, ON THIS THE 19TH DAY OF OCTOBER, 2020.

APPROVED:

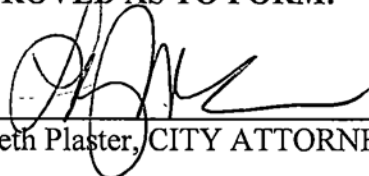


Rudy Durham, MAYOR

ATTEST:



Julie Worster, CITY SECRETARY
APPROVED AS TO FORM:



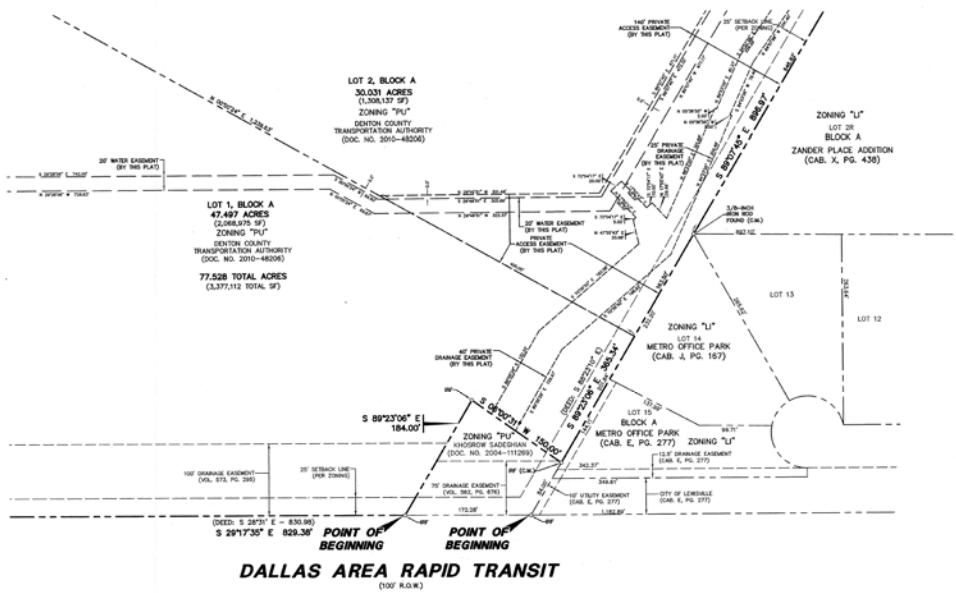
Lizbeth Plaster, CITY ATTORNEY

EXHIBIT A
LEGAL DESCRIPTION OF PROPERTY

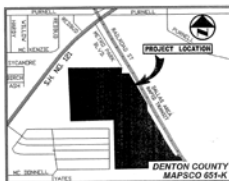
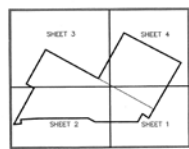
**EXHIBIT B
CONTAMINANTS**

Ordinance No. 0265-20-ORD

Exhibit A



DALLAS AREA RAPID TRANSIT
(TOP R.O.W.)



- LEGEND**
- PROPERTY LINE
 - EASEMENT LINE
 - UTILITY EASEMENT LINE
 - DRAINAGE EASEMENT LINE
 - WATER EASEMENT
 - PRIVATE DRAINAGE EASEMENT
 - SEWER EASEMENT
 - PRIVATE SEWER EASEMENT
 - AIRWAY EASEMENT
 - PRIVATE ACCESS EASEMENT
 - (S) CONTROLING INSTRUMENT
 - (S) 1/2" X 1/2" X 1/2" C&P PIANO

AREA TABLE
(SCALE 1"=1000')

PANEL	S.1	ACRES
LOT 1, BLOCK A	47.487	47.487
LOT 2, BLOCK A	30.031	30.031
TOTAL	77.528	77.528

NOTES

- Showing system for this survey is based on the Texas State Plane Coordinate System NAD-83/95, North Adjustment North Central Zone 4202 using the Denton County Transportation Authority network utilizing a surface model factor of 1.000000000.
- Subject property is shown on the National Flood Insurance Program Flood Insurance Rate Map for Denton County, Texas, Map No. 4822(0200) 2. Contouring for the subject area is based on August 23, 2005, data. All of the subject property is shown to be located in Zone "X" (Shaded) and Zone "Y" on said map. The location of the said flood insurance is based on said map. It is approximate and is not located on the ground. Flood insurance rates are subject to said map on file.
- Zone "X" (Shaded) - Other Flood Areas: Areas of 500-year flood, areas of 100-year flood with average depths of less than 1 foot, with average depths of less than 1 foot or with drainage areas less than 1 square mile, and areas protected by levees that 100-year flood.
- Zone "Y" - Other Areas: Areas determined to be suitable 500-year floodplain.

- 189334A G01, S09, C12
- 18830 A0695A J W KING, TR 73, 8.07AC/ALL
- 18830 A0695A J W KING, TR 74, 12.81AC/ALL
- 19958 J W HAVEN, TR 15, 5.764 AC/ALL
- 18754 A0695A J W KING, TR 36, 46.88AC/ALL

SHEET 1 OF 5
FBIAL PLAT
DCTA MAINTENANCE FACILITY ADDITION
LOTS 1 & 2, BLOCK A
77.528 ACRES (ZONED PU)
LOCATED IN THE CITY OF LEWISVILLE TEXAS
AND BEING OUT OF THE
J.W. KING SURVEY, ABSTRACT NO. 695, AND
THE J.H. HAVENS SURVEY ABSTRACT NO. 541
DENTON COUNTY, TEXAS

Pacheco Koch Consulting Engineers
8510 N. CENTRAL EXPRESS WAY SUITE 1000 DENTON TEXAS 76201
DALLAS TX 75246 972.235.3000 TX REG. SURVEYING FIRM 15-100860-00
DENTON TX 76201 972.235.3000 TX REG. SURVEYING FIRM 15-100860-00

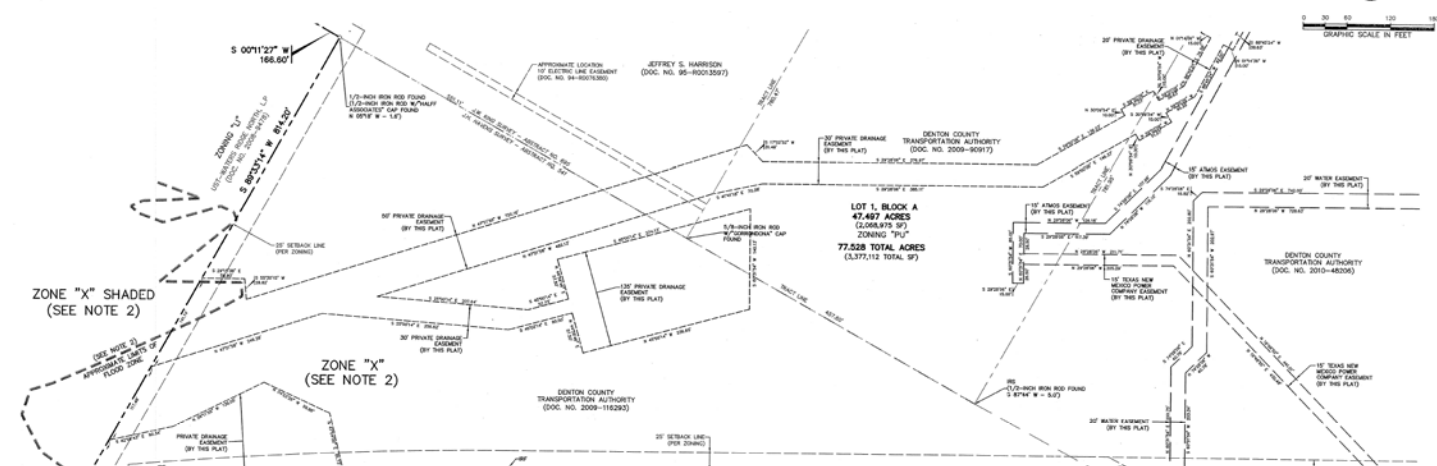
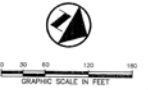
DATE OF SURVEY: AUGUST 2010
SCALE: AS SHOWN
DRAWN BY: M.L.
CHECKED BY: M.L.
DATE: AUGUST 2010
JOB NUMBER: 3038-08.258
DWG FILE: 3038-08.258P7.DWG

ENGINEER: LOGAN W. HAVENS & ASSOCIATES, INC. 1880 S. STEWART EXPRESSWAY SUITE 100 DENTON, TEXAS 76201
OWNER/SURVEYOR: DENTON COUNTY TRANSPORTATION AUTHORITY 1880 S. STEWART EXPRESSWAY SUITE 100 DENTON, TEXAS 76201
SUPERVISOR: PACHECO KOCH CONSULTING ENGINEERS 8510 N. CENTRAL EXPRESSWAY SUITE 1000 DALLAS, TEXAS 75246

FILED: _____ DOC# _____ P.R.D.C.T.

Ordinance No. 0265-20-ORD

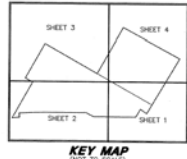
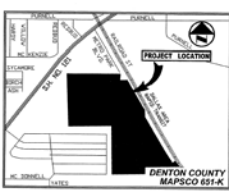
Exhibit A



DALLAS AREA RAPID TRANSIT (100' R.O.D.)

AREA TABLE				
PARCEL	ACRES	FEET	FEET	FEET
LOT 1, BLOCK A	47.467	1,029.2	4,237.5	4,237.5
LOT 2, BLOCK A	29.292	1,317.4	1,317.4	1,317.4
TOTAL	76.759			

- LEGEND**
- PROPERTY LINE
 - RIGHT-OF-WAY LINE
 - EASEMENT LINE
 - SETBACK LINE
 - PRIVATE DRAINAGE EASEMENT
 - SEWER EASEMENT
 - WATER EASEMENT
 - AT-RISK EASEMENT
 - PRIVATE ACCESS EASEMENT (G.A.)
 - CONTROLLING MOMENTUM
 - 1/2-TRACK ROW BOUNDARY
 - 1/2-TRACK ROAD
 - 1/2-TRACK ROAD FOUND



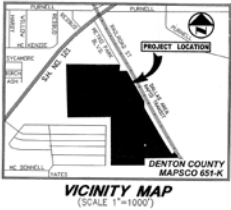
- NOTES**
- Bearing system for this survey is based on the Texas State Plane Coordinate System (NAD-83), from Adjustment North Central Zone 4303, using the Denton County Transportation Authority network utilizing a datum error factor of 1,000,000.
 - Sublot property to be shown on the National Flood Insurance Program Flood Insurance Rate Map for Denton County, Texas, Map No. HAZUS2006-17, Control/Flood No. 48525 0001 1, Map Revised August 23, 2006. All of the subject property is shown to be located in Zone "X" Shaded and Zone "X" on said map. The location of the said boundaries is based on said map, to be represented and to not located on the ground. Said boundaries are defined on said map as follows:
Zone "X" (Shaded) - Other Flood Areas: Areas of 500-year flood areas of 100-year flood with storage depths of less than 7 feet or with average depths of less than 7 feet or with drainage areas less than 1 square mile, and areas protected by levees from 100-year floods.
Zone "X" - Other Areas: Areas determined to be suitable 500-year floodplain.
 - The purpose of this plat is to create two lots.

SHEET 2 OF 5
FINAL PLAT
DCTA MAINTENANCE FACILITY ADDITION
LOTS 1 & 2, BLOCK A
77,528 ACRES (ZONED PU)
LOCATED IN THE CITY OF LEWISVILLE TEXAS
AND BEING OUT OF THE
AND BEING OUT OF THE
J.W. KING SURVEY, ABSTRACT NO. 695, AND
THE J.H. HAVENS SURVEY ABSTRACT NO. 541
DENTON COUNTY, TEXAS

Pacheco Koch Consulting Engineers
3006 N. CENTRAL EXPRESSWAY, SUITE 1000 TO HIS ENGINEERING FIRM 11-445
DALLAS, TX 75204 972.338.2031 TX REG. SURVEYING FIRM 35-09880-02
OWNER: DCTA
CLIENT: MLL
DATE: AUGUST 2010
JOB NUMBER: 3038-08.358

FILED: _____ DOC# _____ P.R.D.C.T.
DENTON COUNTY CLERK OF COURTS
1108 EAST DALLAS STREET
DALLAS, TEXAS 75202
800.875.5175
WWW.DENTONCOUNTYTX.GOV

Ordinance No 0265-20-08D
Mahr A



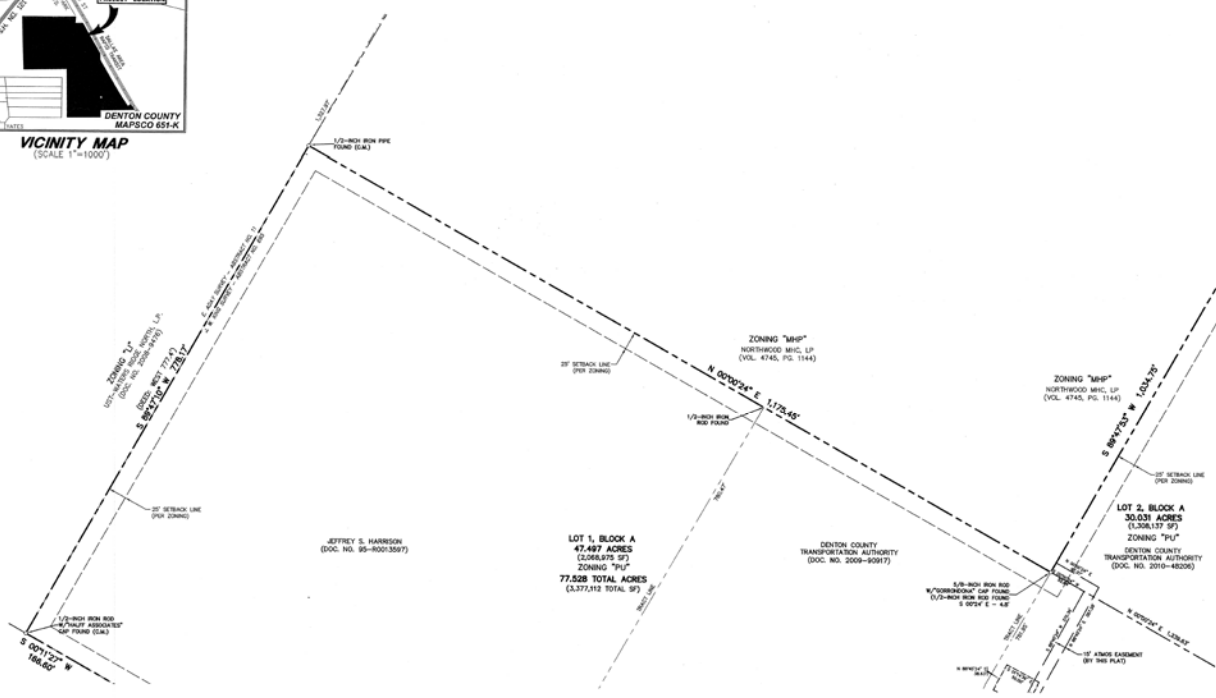
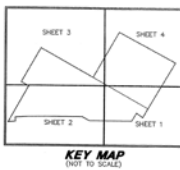
GRAPHIC SCALE IN FEET
0 30 60 90 120 150

LEGEND

- PROPERTY LINE
- RETRAK LINE
- EXISTING EASEMENT LINE
- EXISTING EASEMENT LINE
- 4" WATER EASEMENT
- PRIVATE DRAINAGE EASEMENT
- 12" WATER EASEMENT
- 18" WATER EASEMENT
- 24" WATER EASEMENT
- 30" WATER EASEMENT
- 36" WATER EASEMENT
- 42" WATER EASEMENT
- 48" WATER EASEMENT
- 54" WATER EASEMENT
- 60" WATER EASEMENT
- 66" WATER EASEMENT
- 72" WATER EASEMENT
- 78" WATER EASEMENT
- 84" WATER EASEMENT
- 90" WATER EASEMENT
- 96" WATER EASEMENT
- 102" WATER EASEMENT
- 108" WATER EASEMENT
- 114" WATER EASEMENT
- 120" WATER EASEMENT
- 126" WATER EASEMENT
- 132" WATER EASEMENT
- 138" WATER EASEMENT
- 144" WATER EASEMENT
- 150" WATER EASEMENT
- 156" WATER EASEMENT
- 162" WATER EASEMENT
- 168" WATER EASEMENT
- 174" WATER EASEMENT
- 180" WATER EASEMENT
- 186" WATER EASEMENT
- 192" WATER EASEMENT
- 198" WATER EASEMENT
- 204" WATER EASEMENT
- 210" WATER EASEMENT
- 216" WATER EASEMENT
- 222" WATER EASEMENT
- 228" WATER EASEMENT
- 234" WATER EASEMENT
- 240" WATER EASEMENT
- 246" WATER EASEMENT
- 252" WATER EASEMENT
- 258" WATER EASEMENT
- 264" WATER EASEMENT
- 270" WATER EASEMENT
- 276" WATER EASEMENT
- 282" WATER EASEMENT
- 288" WATER EASEMENT
- 294" WATER EASEMENT
- 300" WATER EASEMENT

AREA TABLE

PARCEL	ACRES
LOT 1, BLOCK A	47.497
LOT 2, BLOCK A	30.031
TOTAL	77.528



- NOTES**
- Survey system for this survey is based on the Texas State Plane Coordinate System (NAD-83) with adjustment from Central Zone 4203 using the Denton County Transportation Authority network as a surface scale factor of 1.00033006.
 - Subdivided property is shown on the National Flood Insurance Program Flood Insurance Rate Map for Denton County, Texas, Map No. 440120001P, promulgated by the Federal Emergency Management Agency on August 23, 2005. All of the subdivided property is shown to be outside of Zone "A" Special Flood Hazard Area, Zone "X" on said map. The location of the said flood zone is based on said map, is approximate and is not located on this plan. Subdivided areas are defined on said map as follows:
Zone "X" (Shaded) - Other Flood Areas of 100-year flood areas of 100-year flood with average depth of one foot or less and with average depth of one foot or less.
Zone "X" - Other Areas: areas determined to be outside 100-year flood zone.
 - The purpose of this plat is to create two lots.

SHEET 3 OF 5
FINAL PLAT
DCTA MAINTENANCE FACILITY ADDITION LOTS 1 & 2, BLOCK A
77.528 ACRES (ZONED PU)
LOCATED IN THE CITY OF LEWISVILLE TEXAS
AND BEING OUT OF THE
J.W. KING SURVEY, ABSTRACT NO. 695, AND
THE J.H. HAVENS SURVEY ABSTRACT NO. 541
DENTON COUNTY, TEXAS

ENGINEER
LOOKWELL AND ASSOCIATES, INC.
1000 W. MARKET STREET, SUITE 100
AUSTIN, TEXAS 78701
TEL: 512-476-1271
CONTACT: STEVE S. MOORE

OWNER/DEVELOPER
DENTON COUNTY TRANSPORTATION AUTHORITY
1801 S. SHILOH FREIGHTWAY NO. 200
LEWISVILLE, TEXAS 75040
TEL: 972-504-3000
CONTACT: TIMOTHY J. SCHMIDT

SURVEYOR
PACHECO KOCH CONSULTING ENGINEERS
800 N. CENTRAL EXPRESSWAY, SUITE 1000
DALLAS, TEXAS 75204
TEL: 972-504-3000
CONTACT: MICHAEL LEWIS

Pacheco Koch Consulting Engineers
800 N. CENTRAL EXPRESSWAY, SUITE 1000
DALLAS, TEXAS 75204
TEL: 972-504-3000
FAX: 972-504-3001

DATE AUGUST 2010	BY MICHAEL LEWIS	DATE AUGUST 2010	BY MICHAEL LEWIS
---------------------	---------------------	---------------------	---------------------

FILED IN ABSTRACT NO. 100000
DENTON COUNTY, TEXAS
ON AUGUST 20, 2010
AT 10:00 AM
BY MICHAEL LEWIS
SURVEYOR
RECORDED IN PUBLIC RECORDS
BOOK 100000, PAGE 000000
INDEXED
RECORD NUMBER 79209
DATE RECORDED
AUG 20 2010

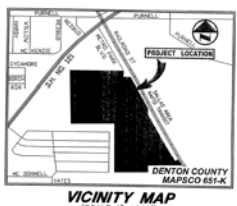
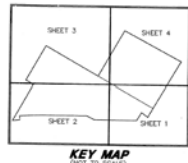
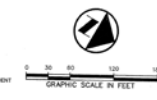
FILED: _____ DOC# _____ P.R.D.C.T.

NOTES

- Showing herein for this survey is based on the Texas State Plane Coordinate System NAD-83 (NAD-83), North Adjustment North Central Zone, using the Denton County Transportation Authority reference utility a surface area factor of 1.00026266.
- Sublot property is shown on the National Flood Insurance Program Flood Insurance Rate Map for Denton County, Texas, Map No. 48532626L, Community Flood No. 48242-0360. It was last revised August 31, 2009. All of the subject property is shown to be located in Zone "X" (Shaded) and Zone "A" on said map. The location of the 48532626L is based on said map, is approximate and is not based on its ground. Elevation zones are defined as said map as follows:
 Zone "X" (Shaded) - Other Flood areas: Areas of 500-year flood, areas of 100-year flood with average depth of less than 1 foot or with average depth of more than 1 foot or with average areas less than 1 square mile, and areas protected by levees from 100-year flood.
 Zone "A" - Other Areas: Areas determined to be outside 500-year floodplain.
- The purpose of this plot is to create two lots.

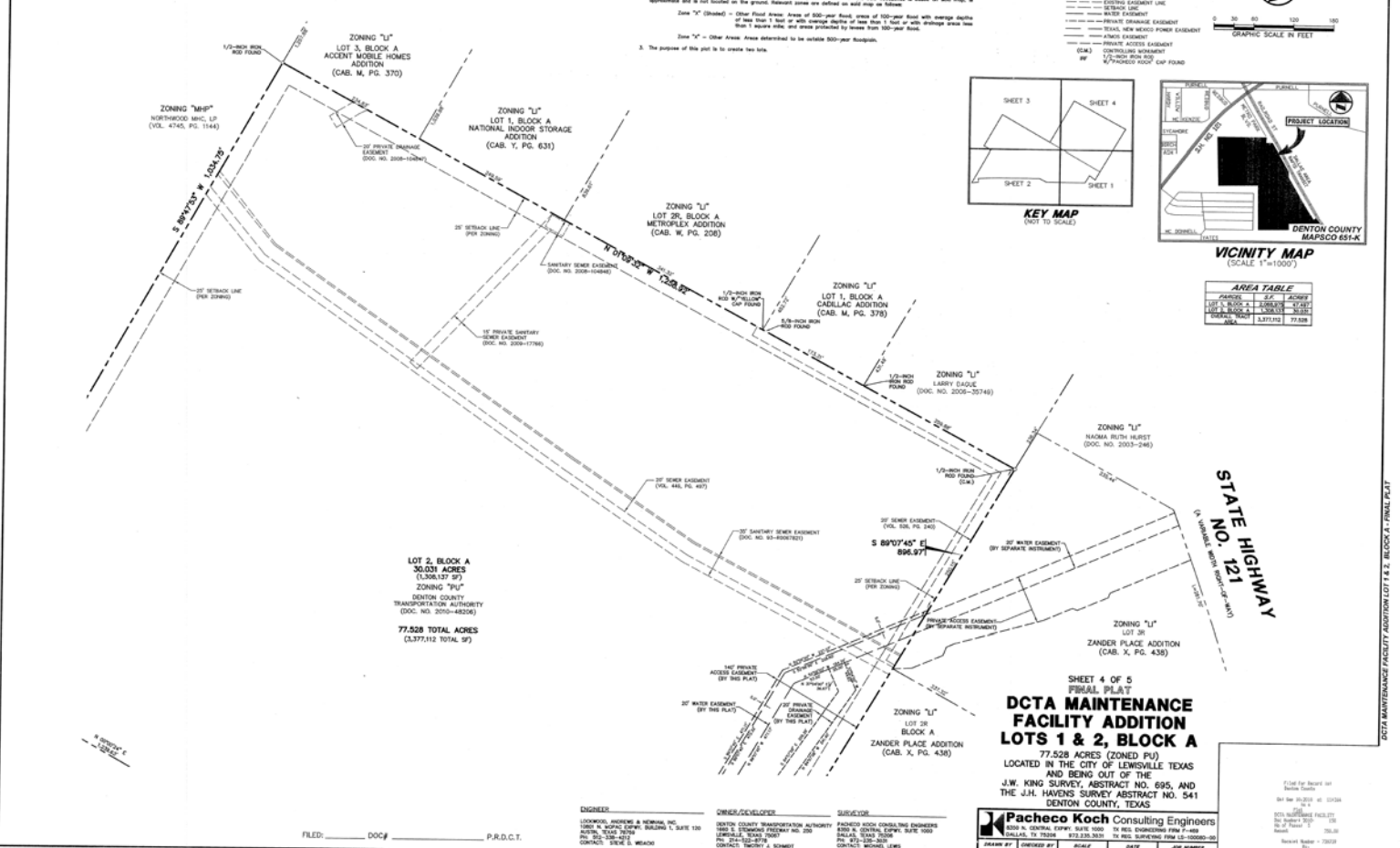
LEGEND

- PROPERTY LINE
- TRACT CAP
- DISTINGUISHING LINE
- RECORD
- WATER EASEMENT
- PRIVATE DRAINAGE EASEMENT
- TEXAS NEW MEXICO POWER EASEMENT
- POWER EASEMENT
- PRIVATE ACCESS EASEMENT
- UTILITY EASEMENT
- 1/2-INCH WIDE R/W FOUND
- 1/2-INCH WIDE R/W FOUND



AREA TABLE

PARCEL	AC.	PERCENT
LOT 1, BLOCK A, ZONING "LU"	32.97	44.7%
LOT 2, BLOCK A, ZONING "LU"	44.31	58.9%
TOTAL	77.28	100%



LOT 2, BLOCK A
 30.031 ACRES
 (3,068,137 SF)
 ZONING "LU"
 DENTON COUNTY
 TRANSPORTATION AUTHORITY
 (DOC. NO. 2010-48206)
 77.528 TOTAL ACRES
 (3,177,112 TOTAL SF)

SHEET 4 OF 5
PINHAL PLANT
DCTA MAINTENANCE FACILITY ADDITION
LOTS 1 & 2, BLOCK A
 77.528 ACRES (ZONED PU)
 LOCATED IN THE CITY OF LEWISVILLE TEXAS
 AND BEING OUT OF THE
 J.W. KING SURVEY, ABSTRACT NO. 695, AND
 THE J.H. HAYES SURVEY ABSTRACT NO. 541
 DENTON COUNTY, TEXAS

Pacheco Koch Consulting Engineers
 8200 N. CENTRAL EXPRESS, SUITE 1000 DALLAS, TX 75248
 PHONE: 214.759.9111 FAX: 214.759.9112
 WWW: PKC.COM

DRAWN BY	DESIGNED BY	CHECKED BY	DATE
KCH	ML	JW	AUGUST 2010

ENGINEER:
 LOCKWOOD, ANDREWS & NEWHAUS, INC.
 1000 N. WOOD STREET, SUITE 1500 DALLAS, TX 75209
 CONTACT: STEVE S. WELAND

OWNER/DEVELOPER:
 DENTON COUNTY TRANSPORTATION AUTHORITY
 1800 S. STEWART FREIGHTWAY, SUITE 200 DALLAS, TEXAS 75207
 CONTACT: TERRY J. SCHMIDT

SURVEYOR:
 PACHECO KOCH CONSULTING ENGINEERS
 8200 N. CENTRAL EXPRESS, SUITE 1000 DALLAS, TEXAS 75248
 CONTACT: MICHAEL LEWIS

FILED: _____ DOC# _____ P.R.D.C.T.

**EXHIBIT B
CONTAMINANTS**

**GROUNDWATER SAMPLE ANALYTICAL RESULTS – PCE, TCE, ARSENIC AND MANGANESE,
VACANT TRACTS – DCTA SITE
640 TEXAS BUSINESS 121
LEWISVILLE, TEXAS**

Sample I.D.	Sample Date	PCE (mg/L)	TCE (mg/L)	Arsenic (mg/L)	Manganese (mg/L)
TCMW-1	09/06/18	0.0295	0.0269	0.00422	0.63
TCMW-2	09/06/18	<0.000347	0.000770 (J)	0.00274 (J)	1.22
TCMW-3	09/06/18	<0.000347	<0.000218	0.00817 (J)	0.516
TCMW-4	09/06/18	<0.000347	0.000260 (J)	0.00187 (J)	1.14
TCMW-5	09/06/18	<0.000347	<0.000218	0.00164 (J)	0.603
TCMW-6	09/06/18	<0.000347	<0.000218	0.00249 (J)	2.97
TCMW-7	09/07/18	<0.000347	<0.000218	0.00272 (J)	0.639
TCMW-8	09/07/18	<0.000347	<0.000218	0.0142	0.409
TCMW-9	09/07/18	<0.000347	<0.000218	0.00917	0.931
TCMW-10	09/07/18	<0.000347	<0.000218	0.0110	0.971
MW-3	09/07/18	<0.000347	<0.000218	0.00894	1.21
MW-8	10/04/18	<0.000347	<0.000218	0.0074	5.68 (J)
MW-10	09/07/18	<0.000347	<0.000218	0.00280 (J)	0.329
<i>TRRP Tier 1 Residential Groundwater PCL (^{GW}GW_{ing}) without an MSD</i>		0.0005	0.005	0.01	1.1
<i>TRRP Tier 1 Residential Groundwater PCL (^{Air}GW_{inh}) with an MSD</i>		64	3.1	No PCL	No PCL

PCE = Tetrachloroethene

TCE = Trichloroethene

TRRP = Texas Risk Reduction Program

PCL = Protective Concentration Level

(J) = Estimated value, value is above the laboratory sample detection limit (SDL), but below the laboratory method quantitation limit (MQL)

Yellow denotes concentrations that exceed the applicable PCL without an MSD

See attached maps of sampling locations relative to the GWBU classifications.

Aerial Map - Municipal Setting Designation



Ordinance No. 0265-20-ORD



Date: 05/24/20 N:\Projects\2019\94197512\CAD\94197512.dwg Layout: site diagram-north Current Layer: 0

THIS DRAWING SHOULD NOT BE USED SEPARATELY FROM ORIGINAL REPORT.

NOTE: BORING LOCATIONS ARE APPROXIMATE.

0 100 200 FEET

APPROXIMATE SCALE

SOURCE: GOOGLE EARTH, IMAGERY DATE: 11/25/2018.

T-X TRENCH LOCATION
 B-X SOIL BORING LOCATION
 TCMW-X TERRACON MONITORING WELL LOCATION
 MW-X EXISTING MONITORING WELL LOCATION

SEWER LINE
 STORMWATER LINE
 WATER LINE

Project Mgr: ABT	Project No: 94197512	 Terracon Consulting Engineers and Scientists (Registration No. F-3272) 6901 CARPENTER FRELWAY DALLAS, TEXAS 75247 PH: (214) 630-1910 FAX: (214) 630-2070	SITE DIAGRAM (NORTH)	EXHIBIT 1B-1
Drawn By: CDD	Scale: AS SHOWN		VACANT TRACTS - DCTA 640 TEXAS 121 BUSINESS LEWISVILLE, DENTON COUNTY, TEXAS	
Checked By: ABT	Date: 06/24/20			
Approved By: ABT				

Ordinance No. 0265-20-ORD



Date: 05/24/20 N:\Projects\2019\94197512\CAD\94197512.dwg Layout: site diagram-south Current Layer: 0

THIS DRAWING SHOULD NOT BE USED SEPARATELY FROM ORIGINAL REPORT.

NOTE: BORING LOCATIONS ARE APPROXIMATE.

0 100 200 FEET

APPROXIMATE SCALE

SOURCE: GOOGLE EARTH, IMAGERY DATE: 11/25/2018.

T-X TRENCH LOCATION
 B-X SOIL BORING LOCATION
 TCMW-X TERRACON MONITORING WELL LOCATION
 MW-X EXISTING MONITORING WELL LOCATION

SEWER LINE
 STORMWATER LINE
 WATER LINE

Project Mgr:	ABT
Drawn By:	CDD
Checked By:	ABT
Approved By:	ABT

Project No: 94197512
 Scale: AS SHOWN
 Date: 06/24/20

Terracon
 Consulting Engineers and Scientists
 (Registration No. F-3272)
 6901 CARPENTER FRIEWAY DALLAS, TEXAS 75247
 PH. (214) 630-1910 FAX. (214) 630-2070

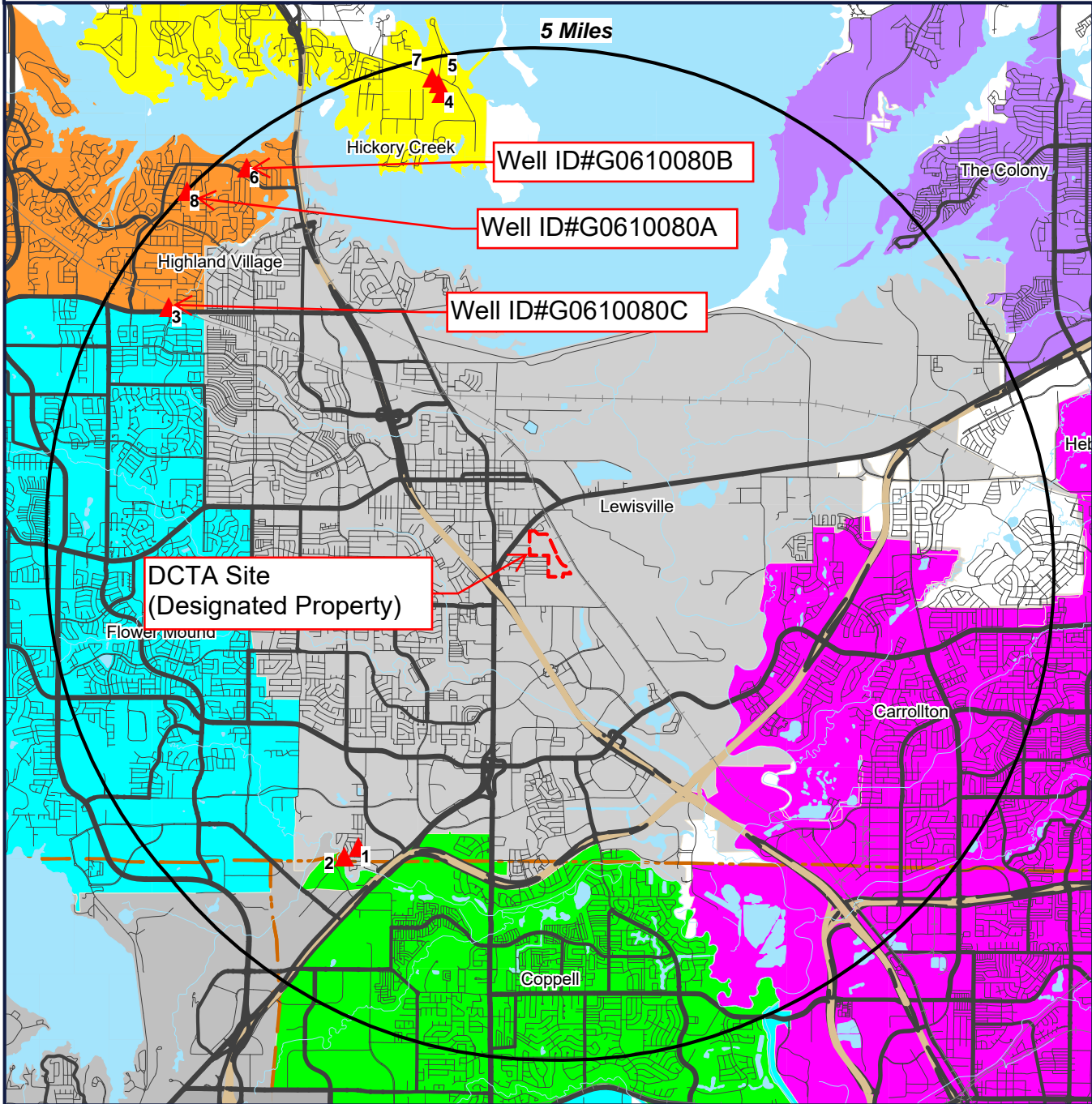
SITE DIAGRAM (SOUTH)



VACANT TRACTS - DCTA
 640 TEXAS 121 BUSINESS
 LEWISVILLE, DENTON COUNTY, TEXAS

EXHIBIT
1B-2

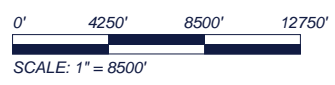
ATTACHMENT B

WATER UTILITY DATABASE (WUD) SITE MAP



 Target Property (TP)
 WUD

DCTA
640 TX-121 BUS
Lewisville, Texas
75057



ATTACHMENT C

CITY OF HIGHLAND VILLAGE, TEXAS

RESOLUTION NO. 2020-2918

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND VILLAGE, TEXAS IN SUPPORT OF THE APPLICATION OF DENTON COUNTY TRANSPORTATION AUTHORITY TO THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY FOR A MUNICIPAL SETTING DESIGNATION FOR THE PROPERTY LOCATED AT 640 STATE HIGHWAY 121 BUSINESS, LEWISVILLE, TEXAS, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 361, Subchapter W of the Texas Health and Safety Code authorizes the Texas Commission on Environmental Quality (TCEQ) to certify Municipal Setting Designations (MSD) for properties upon receipt and approval of a property submitted application to TCEQ; and

WHEREAS, as part of the application to TCEQ for a MSD, Texas Health and Safety Code §361.8065(a) requires the applicant to notify each municipality that owns or operates a groundwater supply well located within five miles of a site proposed for a MSD of the application for MSD for said site and to obtain a resolution of support from the governing body of each such municipality for the MSD application; and

WHEREAS, at the request of the Denton County Transportation Authority (“Applicant”), the City Council of the City of Lewisville (“Lewisville”) approved City of Lewisville Ordinance No. 0265-20-ORD (“the Lewisville Ordinance”) supporting an application for MSD for the property located at 640 State Highway 121 Business in the City of Lewisville, said property being more particularly described as Lots 1 and 2, Block A of DCTA Maintenance Facility Addition, Lots 1 & 2, Block A, an addition to the City of Lewisville, according to the plat thereof recorded in Volume 2010-158, Plat Records, Denton County, Texas (“the Proposed MSD Site”); and

WHEREAS, the City of Highland Village owns and operates a groundwater supply well located not more than five miles from the proposed MSD site that provides potable water to customers of the City’s public water supply system; and

WHEREAS, as required by law, the Applicant has provided the notice to the City of Highland Village of the application for the MSD for the Proposed MSD Site and requested that the City Council of the City of Highland Village, Texas, provide a resolution supporting said application; and

WHEREAS, Applicant’s environmental consultant has provided information to City staff indicating that the designated groundwater supply beneath the Proposed MSD Site is down gradient from and not hydro-geologically connected with the groundwater source from which the City’s public water supply wells draw groundwater; and

WHEREAS, City staff has reviewed the materials received from the Applicant’s consultant and finds no reason to object to the MSD application for the Proposed MSD Site; and

WHEREAS, in the spirit of cooperation with and support of the City of Lewisville in its efforts to provide for the redevelopment of property within its corporate limits, and as a founding member of the Applicant, the City Council of the City of Highland Village, finds it to be in the public interest to support the proposed MSD application;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HIGHLAND VILLAGE, TEXAS THAT:

SECTION 1. The City Council of the City of Highland Village, Texas, supports the Applicant's application to the TCEQ for certification of a Municipal Setting Designation for the Proposed MSD Site.

SECTION 2. This Resolution shall become effective immediately upon passage.

PASSED AND APPROVED THIS 10th DAY OF NOVEMBER, 2020.

APPROVED:

Charlotte J. Wilcox, Mayor

ATTEST:

Angela Miller, City Secretary

APPROVED AS TO FORM AND LEGALITY:

Kevin B. Laughlin, City Attorney

(kbl:11/4/2020:118960)

CITY OF HIGHLAND VILLAGE
COUNCIL BRIEFING

AGENDA# 16

MEETING DATE: 11/10/2020

SUBJECT: Consider Resolution 2020-2919 authorizing a contract with Viking Painting, LLC for the Unity Park Elevated Storage Tank Repainting Project

PREPARED BY: Scott Kriston, Director of Public Works

BACKGROUND:

The City's 750,000 gallon Unity Park Elevated Storage Tank (EST) was designed and constructed in '07-'08. The Texas Commission on Environmental Quality (TCEQ) requires that steel water storage tanks be repainted periodically. Repainting steel water storage tanks facilitates maintenance, enhances their appearance, and prolongs their useful life. The City's water reservoir painting program places the City's water tanks on a 10-year painting schedule. The Unity Park EST is 12-years old and inspections reveal the need to repaint the tank. A City logo is in the plans to be added on the EST bowl that will face the FM407 / Briarhill intersection.

Bids were received on October 29, 2020 for the project from general contractors. Sixteen responsive bids from contractors were received. They are the following:

BIDDER	BASE BID
Viking Painting	\$297,730
N.G. Painting	\$328,000
Tank Pro	\$334,659
Trumble Construction	\$339,237
Tankez Coating	\$345,500
M.K. Painting	\$368,000
A&M Construction and Utilities	\$382,600
Texas Tank Services	\$385,000
Champion Tank Services	\$394,000
CFG Industries	\$400,000
J.R. Stelzer Company	\$411,565
Gulf States Protective Coatings	\$440,225
Utility Service Company	\$464,225
Blastco Texas	\$471,327
Classic Protective Coatings	\$486,958
TMI Coatings	\$587,000

The low bidder is Viking Painting, LLC with a bid in the amount of \$297,730.00. The low bid has been reviewed and evaluated and is considered a very good bid. Viking Painting has sufficient resources and, based on the contractor's work history, is considered the lowest responsible bidder.

IDENTIFIED NEED/S:

Steel water storage tanks need to be repainted periodically in order to facilitate maintenance, enhance their appearance, and prolong their useful life.

OPTIONS & RESULTS:

The repainting of this elevated storage tank will enhance its appearance and prolong its useful life.

PROGRESS TO DATE: (if appropriate)

Contractors' bids for this repainting project have been received and evaluated.

BUDGETARY IMPACT/ORDINANCE CHANGE: (if appropriate)

This project is budgeted for and Funded through the Utility Fund.

RECOMMENDATION:

To approve Resolution 2020-2919.

CITY OF HIGHLAND VILLAGE, TEXAS

RESOLUTION NO. 2020-2919

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND VILLAGE, TEXAS AWARDED AND AUTHORIZING A CONTRACT WITH VIKING PAINTING, LLC FOR THE UNITY PARK ELEVATED STORAGE TANK REPAINTING PROJECT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, City administration, having solicited, received, and reviewed the bids for the Unity Park Elevated Storage Tank Repainting Project (the "Project") has determined that Viking Painting, LLC has submitted the lowest most responsible bid in an amount of \$297,730.00, and recommends award of a contract for the Project to said bidder; and

WHEREAS, the City Council of the City of Highland Village, Texas, finds it to be in the public interest to accept the recommendation of the City administration; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HIGHLAND VILLAGE, TEXAS THAT:

SECTION 1. The City Manager is hereby authorized to execute a contract with Viking Painting, LLC in the amount of \$297,730.00 for the Project and, subject to applicable state laws, city policies, and, in the event change order(s) result in an increase in the contract amount, the availability of funds for such purpose, to negotiate and sign such change order(s) to said contract as the City Manager determines to be in the best interest of the City.

SECTION 2. This Resolution shall become effective immediately upon passage.

PASSED AND APPROVED THIS 10TH DAY OF NOVEMBER 2020.

APPROVED:

Charlotte J. Wilcox, Mayor

ATTEST:

Angela Miller, City Secretary

APPROVED AS TO FORM AND LEGALITY:

Kevin B. Laughlin, City Attorney
(kbl:11/5/2020:118984)

CITY OF HIGHLAND VILLAGE
COUNCIL BRIEFING

AGENDA# 17

MEETING DATE: 11/10/2020

SUBJECT: Consider Ordinance No. 2020-1279 Approving Reinstatement of a Pass-Through Compost Fee on First Reading

PREPARED BY: Ken Heerman, Assistant City Manager

BACKGROUND:

At the October 27, 2020 Council Meeting, Council approved Resolution 2020-2917 approving updated garbage rates. Included in the garbage rate discussion with Council was a separate component concerning reinstatement of a suspended charge for processing compost. Community Waste Disposal collects yard waste from residents on Mondays of each week and delivers to the City's vendor, Living Earth (LETCO), for processing. The delivery charge is included in the garbage rate. But the charge from LETCO to process the delivered yard waste into compost is billed separately to the City. Accordingly, a compost fee sufficient to address actual cost incurred by the City is billed to residents as a pass-through charge.

Due to various factors, a credit balance had accumulated with collected compost fees. As a result, the fee was temporarily suspended in late 2017 to extinguish the credit balance. With the credit balance now eliminated, Staff had intended to reinstate the compost fee of \$.25 in conjunction with this year's annual garbage rate adjustment, as articulated in the discussion with City Council. However, we subsequently discovered that rather than being suspended, the compost fee was instead repealed by ordinance. This previous action requires reinstatement of the fee by ordinance in order to collect the fee going forward.


IDENTIFIED NEED/S:

The November utility bills reflected the updated compost fee. With discovery of the fee being previously repealed, a credit will be issued for the November overpayment. Accordingly, a corresponding \$.25 credit will be applied to the December billing. But to maintain the compost program, there is need to reinstate the fee. The proposed ordinance provides for reinstatement of the compost fee as a pass-through charge to be adjusted as needed in conjunction with actual charges billed to the City.

OPTIONS & RESULTS:

The reinstatement of the compost fee by ordinance will allow the City to collect the fee as approved on the adjusted CWD rate schedule approved by the City Council at the October 27, 2020 council meeting, but the start of collection of the fee will be delayed until January 2021.

	Updated 10/27/2020	
	<u>Reg Customer</u>	<u>Senior</u>
Garbage	\$ 9.05	\$8.15
Recycling	3.40	3.06
Compost	1.62	1.45
HH Haz Waste	0.95	0.85
Sub-total	\$15.02	\$13.51
Franchise	1.50	1.35
Total Vendor Chgs	\$16.52	\$14.86
Sales Tax	1.36	1.23
Total Garbage Bill	\$17.88	\$16.09
Compost Processing	0.25	0.25
Total Bill to Resident	\$18.13	\$16.34



BUDGETARY IMPACT/ORDINANCE CHANGE: (if appropriate)

N/A

RECOMMENDATION:

Council to approve first read of Ordinance 2020-1279.

CITY OF HIGHLAND VILLAGE, TEXAS

ORDINANCE NO. 2020-1279

**AN ORDINANCE OF THE CITY OF HIGHLAND VILLAGE, TEXAS, ENACTING
AND AUTHORIZING COLLECTION A COMPOSTING PROGRAM FEE;
PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE**

WHEREAS, the City Council previously enacted Ordinance No. 08-1053 authorizing the assessment and collection of a fee to fund the City's composting and hazardous waste programs to provide for disposal of yard waste and household hazardous waste generated by the City's residents; and

WHEREAS, over time, the costs relating to the City's composting program were less than anticipated, resulting in an accumulated credit balance from the compost fee assessed to residents; and

WHEREAS, the composting program fee was repealed by Ordinance No. 2017-1236; and

WHEREAS, the credit balance with the City's composting service vendor has over time been eliminated; and

WHEREAS, City Administration recommends reinstatement of the composting program fee if the City Council desires to continue providing a program for composting residential yard waste; and

WHEREAS, the City Council finds it to be in the public interest to continue providing a residential yard waste composting program and providing for funds to pay for such program.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HIGHLAND VILLAGE, TEXAS, THAT:

SECTION 1. Effective for the first utility billing following the effective date of this Ordinance, there is hereby imposed on each residential solid waste collection account a fee in the amount of \$0.25 per month to be collected and used by the City to pay the costs for composting residential yard waste and other compostable household solid waste.

SECTION 2. Should any sentence, paragraph, subdivision, clause, phrase or section of this Ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this Ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Ordinance as a whole

SECTION 3. This ordinance shall be effective from and after its date of passage after second reading and publication as required by law or charter.

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF HIGHLAND VILLAGE,
TEXAS ON THE FIRST READING, THIS THE 10TH DAY OF NOVEMBER 2020.**

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF HIGHLAND VILLAGE,
TEXAS ON THE SECOND READING, THIS THE 8TH DAY OF DECEMBER 2020.**

APPROVED:

Charlotte J. Wilcox, Mayor

ATTEST:

Angela Miller, City Secretary

APPROVED AS TO FORM AND LEGALITY:

Kevin B. Laughlin, City Attorney
(kbl:11/4/2020:118942)

CITY OF HIGHLAND VILLAGE
COUNCIL BRIEFING

AGENDA# 18	MEETING DATE: 11/10/2020
SUBJECT: Consider Resolution 2020-2920 awarding Grant Funds to Community Nonprofit Organizations for Fiscal Year 2020-2021	
PREPARED BY: Angela Miller, City Secretary	

BACKGROUND:

Per Resolution 2018-2729, community organizations desiring funding from the City must submit applications to the city secretary's office. Once all applications are received, the City Secretary's Office processes the applications and submits the requests to the City Council for review.

Requests must meet the following criteria:

- Services to be provided by an organized civic, cultural, educational, or service group that is a nonprofit organization with membership open to all citizens of Highland Village
- Services must be of economic benefit to the community or contribute to the quality of life in Highland Village by serving a municipal public purpose
- Services must be provided to the citizens of Highland Village on an equal basis
- The organization must enter into a written contract with the City of Highland Village for the provision of services

Examples of municipal public purpose include, but are not limited to:

- Preservation, promotion or development of historically sensitive areas of the city
- Promotion of the performing arts
- Activities promoting and improving the health, safety and welfare of the youth, adults or senior citizens in the city
- Educational programs promoting student and citizen participation in the electoral process and local government
- Crime awareness and prevention

IDENTIFIED NEED/S:

City Council will consider written requests for financial assistance and determine allocation amounts, if any, for the community nonprofit organizations. Council has historically allocated 0.25% of the City's Maintenance & Operations budget (excluding capital project or purchasing funds) for nonprofit organizations. There is \$46,100 included in the Fiscal Year 2020-2021 budget for funding community services and activities provided by nonprofit organizations.

OPTIONS & RESULTS:

To identify nonprofit organizations that will receive funding as allocated in the Fiscal Year 2020-2021 budget.

PROGRESS TO DATE: (if appropriate)

A copy of all applications have been provided to Council for consideration and Council received presentations from representatives of the following nonprofit organizations at their regular meeting held October 27, 2020: CASA of Denton County, Chisholm Trail RSVP, Communities in Schools of North Texas, Friends of the Flower Mound Public Library, Highland Village Lions Foundation, Journey to Dream, Lewisville ISD Education Foundation (LEF), Lewisville Lake Symphony, PediPlace, Special Abilities of North Texas, The Salvation Army, SPAN/Meals on Wheels, Winning the Fight, and Youth and Family Counseling.

Below is a listing of the nonprofit organizations that filed an application with the City Secretary for Fiscal Year 2020-2021 funding:

Nonprofit Organization	Funding Request
CASA of Denton County	\$ 2,000
Chisholm Trail Retired Senior Volunteer Program (RSVP)	\$ 2,500
Communities in Schools of North Texas	\$ 3,000
Denton County Friends of the Family	\$ 5,000
Friends of the Flower Mound Public Library	\$ 1,500
Highland Village Lions Foundation	\$ 3,000
Journey to Dream	\$ 3,100
Lewisville ISD Education Foundation (LEF)	\$ 5,000
Lewisville Lake Symphony Association	\$ 4,000
PediPlace	\$ 5,000
Salvation Army – Lewisville	\$ 3,500
SPAN, Inc./Meals on Wheels of Denton County	\$ 639
Special Abilities of North Texas	\$ 5,000
Winning The Fight (WTF)	\$ 2,500
Youth and Family Counseling	\$ 7,500
TOTAL	\$53,239

A listing of funding allocations awarded to each nonprofit organization for the previous three (3) fiscal years is attached to this briefing.

In addition to the funding awarded annually to nonprofit organizations, the City purchases tables and individual tickets to special events that are held during the year by local Chambers as well as nonprofit, civic and community organizations. In order to provide a better understanding of the monetary support of the City and City Council for local organizations, a listing of these purchases for the previous three (3) fiscal years is shown below:

ADDITIONAL SPONSORSHIPS / PURCHASES			
EVENT	FY 2017-2018	FY 2018-2019	FY 2019-2020
FM Chamber - Fiesta Flower Mound	1 Table = \$1,500	1 Table = \$1,500	1 Table = \$1,500
FM Chamber - Awards Banquet	1 Ticket = \$50	2 Tickets = \$100	2 Tickets = \$100
Lewisville Chamber - Awards Banquet	2 Tickets = \$200	1 Table = \$800	1 Table = \$800
State of the Cities Luncheon	1 Table = \$350	1 Table = \$350	Event Cancelled
Unity in Communities Luncheon	1 Table = \$350	1 Table = \$350	1 Table = \$350
Mayor's Prayer Breakfast	1 Table = \$250	1 Table = \$250	Event Cancelled
Children's Advocacy Center of Denton County	\$4,000 Funds included in PD Annual FY Budget	\$4,000 Funds included in PD Annual FY Budget	\$4,000 Funds included in PD Annual FY Budget
Children's Advocacy Center of Denton County - Gala	n/a	1 Ticket = \$250	Event Cancelled
Ally's Wish - Gala	n/a	1 Table = \$1,500	Event Cancelled
Special Olympics Steaks and Stetsons	1 Table = \$1,200	1 Table = \$1,200	1 Table = \$1,200 Event postponed until 2021
Youth & Family Counseling - Holiday Extravaganza	1 Ticket = \$44	1 Ticket = \$45	Event Cancelled
Special Abilities of North Texas - Denim & Diamonds Gala	1 Ticket = \$100	1 Ticket = \$100	Event Cancelled
LEF - 2019 Evening for Education	3 Tickets = \$300	1 Ticket = \$100	Event Cancelled
United Way Breakfast	n/a	1 Ticket = \$35	1 Ticket = \$35
Total	\$8,344	\$10,580	\$7,985

BUDGETARY IMPACT/ORDINANCE CHANGE: (if appropriate)

Council has historically allocated 0.25% of the City's Maintenance & Operations budget (excluding capital project or purchasing funds) to fund services provided by eligible nonprofit organizations. There is \$46,100 included in the Fiscal Year 2020-2021 budget for funding community services and activities provided by nonprofit organizations.

RECOMMENDATION:

To approve Resolution 2020-2920 making nonprofit funding allocations for Fiscal Year 2020-2021.

CITY OF HIGHLAND VILLAGE, TEXAS

RESOLUTION NO. 2020-2920

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND VILLAGE, TEXAS, AWARDED GRANT FUNDS TO NON-PROFIT ORGANIZATIONS FOR FISCAL YEAR 2020-2021; AUTHORIZING CONTRACTS WITH SUCH ORGANIZATIONS; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, City Resolution 2018-2729 establishes a uniform policy to grant financial assistance to non-profit organizations and community service providers; and

WHEREAS, grant funds are included in the Fiscal Year 2020-2021 Budget; and

WHEREAS, the Council finds it to be in the public interest to authorize the City Manager to execute agreements with non-profit organizations who are to receive funding from the City, in accordance with Resolution 2018-2729 based on the funding allocation set forth in this Resolution;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HIGHLAND VILLAGE, TEXAS, THAT:

SECTION 1. The City Manager is authorized to negotiate and sign service agreements on behalf of the City of Highland Village with the following Family Service Organizations for Fiscal Year 2020-2021 in the following designated amounts:

<u>Organization</u>	<u>Funding Amount</u>
<u>Denton County Friends of the Family, Inc.</u>	_____
<u>Salvation Army</u>	_____
<u>SPAN, Inc./Wheels on Meals of Denton County</u>	_____
<u>Special Abilities of North Texas</u>	_____
<u>Winning the Fight (WTF)</u>	_____
<u>Youth and Family Counseling</u>	_____

SECTION 2. The City Manager is authorized to negotiate and sign service agreements on behalf of the City of Highland Village with the following Children's Service Organizations for Fiscal Year 2020-2021 in the following designated amounts:

<u>Organization</u>	<u>Funding Amount</u>
<u>CASA of Denton County, Inc.</u>	_____
<u>Communities in Schools of North Texas</u>	_____
<u>Journey to Dream</u>	_____

PediPlace _____

Lewisville ISD Education Foundation (LEF) _____

SECTION 3. The City Manager is authorized to negotiate and sign service agreements on behalf of the City of Highland Village with the following Community Service Organizations for Fiscal Year 2020-2021 in the following designated amounts:

<u>Organization</u>	<u>Funding Amount</u>
<u>Highland Village Lions Foundation</u>	_____
<u>Friends of the Flower Mound Public Library</u>	_____
<u>Lewisville Lake Symphony Association, Inc.</u>	_____
<u>Chisolm Trail Retired Senior Volunteer Program (RSVP)</u>	_____

SECTION 4. This Resolution shall take effect immediately upon passage.

PASSED AND APPROVED this the 10th day of November 2020

APPROVED:

Charlotte J. Wilcox, Mayor

ATTEST:

Angela Miller, City Secretary

APPROVED AS TO FORM AND LEGALITY:

Kevin B. Laughlin, City Attorney

(kbl:11/4/2020:118961)

CITY OF HIGHLAND VILLAGE
COUNCIL BRIEFING

AGENDA# 19

MEETING DATE: 11/10/2020

**SUBJECT: Status Reports on Current Projects and Discussion on Future
Agenda Items**

PREPARED BY: Karen McCoy, Executive Assistant

COMMENTS

This item is on the agenda to allow a Councilmember to inquire about a subject of which notice has not been given. A statement of specific factual information or the recitation of existing policy may be given. Any deliberation shall be limited to a proposal to place the subject on an agenda for a subsequent meeting.



UPCOMING MEETINGS

November 10, 2020	Regular City Council Meeting - 7:00 pm
November 16, 2020	Planning & Zoning Commission Meeting – 7:00 pm
November 17, 2020	Parks & Recreation Advisory Board Meeting - 6:00 pm
November 24, 2020	Regular City Council Meeting - 7:00 pm – Cancelled
November 26-27, 2020	City Offices Closed for the Thanksgiving Holiday
December 3, 2020	Zoning Board of Adjustment Meeting - 6:00 pm
December 8, 2020	Regular City Council Meeting - 7:00 pm
December 15, 2020	Planning & Zoning Commission Meeting – 7:00 pm
December 21, 2020	Parks & Recreation Advisory Board Meeting - 6:00 pm
December 22, 2020	Regular City Council Meeting - 7:00 pm – Cancelled
December 24-25, 2020	City Offices Closed for the Christmas Holiday
January 1, 2021	City Offices Closed for the New Year Holiday

Note – The Zoning Board of Adjustment, Parks & Recreation Advisory Board, and the Planning & Zoning Commission meetings are held monthly, IF NEEDED. Please visit www.highlandvillage.org or the City Hall bulletin board for the latest meeting additions and updates.

By: Karen McCoy, Executive Assistant – City of Highland Village