

The Garden Ridge City Council will meet in a regular session on Wednesday, April 3, 2024, at 6:00 p.m. in the City Council Chambers, 9400 Municipal Parkway, Garden Ridge, Texas. This is an open meeting, open to the public, subject to the Open Meetings Law of the State of Texas, and as required by law, notice is hereby posted providing time, place, date, and agenda thereof. The meeting facility is wheelchair accessible and accessible parking spaces are provided. Requests for accommodations or interpretative services must be made to the City Secretary 48 hours prior to this meeting.

1. Call to Order/Roll Call**2. Pledge of Allegiance****3. Presentations/Proclamations**

- a) Sexual Assault Awareness Month Proclamation.
- b) Child Abuse Prevention and Awareness Month Proclamation.
- c) National Library Week Proclamation.

4. Citizen Comment Period – limited to 30 minutes total

Rules for Citizens' Participation: The City Council welcomes citizen participation and comments at all City Council Meetings. If you speak, you must follow these guidelines:

- a) Respect and courtesy:
 - 1. Direct your comments to the entire City Council, not to an individual member, nor to the audience.
 - 2. Show the City Council the same respect that you would like to be shown.
 - 3. End your speaking at the time allotted below.
- b) Speaking:
 - 1. First citizen comment period.
 - 1.1. You are required to sign up to speak and you are limited to one 3-minute period.
 - 2. Second citizen comment period.
 - 2.1. You are not required to sign up and you are limited to one 2-minute period.
 - 3. State your name and address before your comments begin.
 - 4. You are only allowed to speak once per topic, unless also speaking during a posted Public Hearing.

NOTE: The Texas Open Meetings Act permits a member of the public or a member of the governmental body to raise a subject that has not been included in the notice for the meeting. However, any discussion of the subject must be limited to a proposal to place the subject on the agenda for a future meeting and any response to a question posed to the City Council is limited to either a statement of specific factual information or a recitation of existing policy. TEX. GOV'T CODE § 551.042.

5. Consent Agenda

THESE ITEMS MAY BE ACTED UPON IN A SINGLE MOTION. NO SEPARATE DISCUSSION OR ACTION ON THESE ITEMS WILL BE HELD UNLESS REQUESTED BY A COUNCILMEMBER. PUBLIC COMMENT ON THESE ITEMS MAY BE HEARD DURING CITIZENS' PARTICIPATION; HOWEVER, THAT DOES NOT MEAN THE ITEM WILL BE CONSIDERED OUTSIDE THE CONSENT AGENDA.

- a) Approval of Minutes for the March 6, 2024, City Council Regular Meeting.
- b) Financial Statement, Summary Report, and Management's Discussion and Analysis of Results of Operations – February 29, 2024.

6. Staff Reports

- a) City Manager Monthly Activity Report.
 - City/employee recognitions, *Volunteer Garden Ridge!*, Community and Event Center report, building permits, citizen concern/input, upcoming events, personnel updates, and continuity of operations.



- b) Finance/HR Monthly Activity Report.
 - Financial reporting, audits, employee benefits, communication efforts, upcoming events, personnel updates, and continuity of operations.
- c) City Secretary Monthly Activity Report.
 - Administrative operations and projects, records management, communication efforts, citizen concern/input, upcoming events, personnel updates, and continuity of operations.
- d) Police Department Monthly Activity Report.
 - Traffic/code compliance enforcement, criminal activity, upcoming events, personnel updates, and continuity of operations.
- e) Public Works Department Monthly Activity Report.
 - Public Facilities: Street/right-of-way maintenance, drainage facility/easement maintenance, City facilities maintenance, animal services, personnel updates, and continuity of operations.
 - Utilities: Water pumping/usage from City wells, system infrastructure maintenance/repairs/projects, leak adjustments, water/drought management, personnel updates, and continuity of operations.
- f) Library Monthly Activity Report.
 - Upcoming events and continuity of operations.

7. City Engineer Projects Status Reports

- a) FM 2252 TxDOT Project: receive report and provide direction, as needed.
- b) Land Development Projects: receive report and provide direction, as needed.

8. City Commission and Committee Reports/Recommendations/Possible Actions

- a) Planning and Zoning Commission:
 - 1. Receive monthly activity update as applicable.
- b) Water Commission:
 - 1. Ordinance No. 61-082022 An Ordinance of the City Council of the City of Garden Ridge, Texas, establishing the Drought Management Plan for the City of Garden Ridge; establishing trigger points and demand reduction measures; providing a variance procedure; providing a penalty for violations of this Ordinance; providing a cumulative and savings clause; providing for severability; and declaring an effective date.
 - 1.1. Receive recommendation and take action on variance to Stage 2 watering restrictions for 22216 Quiet Moon, Garden Ridge, Texas.
 - 2. Receive monthly activity update as applicable.

9. Approvals and Authorizations

The following items are for discussion, consideration, and action.

- a) Garden Ridge Police Department 2024 Cadet Sponsorship Proposal.
- b) Ordinance No. 23-042024 An Ordinance of the City Council of the City of Garden Ridge, Texas, providing for regulations and requirements of peddlers, solicitors, and in certain circumstances, canvassers; establishing protections for homeowners desiring to avoid peddlers, solicitors, and canvassers; providing for severability; establishing a penalty; and providing for an effective date.

10. Updates

- a) City Council Projects.
 - 1. Aggregate Production Operations (APO) impacting Garden Ridge (Swint and Erickson).
 - 2. Mitigation of growth and encroachment impacts on Garden Ridge (Swint and Erickson).
 - 3. Economic Development/Council Liaison to Tri-County Chamber of Commerce (Smith and Bower).
 - 4. Council Liaison to the Water Company/Utilities Department (Valdez and Erickson).
 - 5. Council Liaison to Comal ISD (Arvidson and Erickson).
 - 6. Animal Services Enhancements (Bower and Erickson).

11. Discussion of Future Agenda Items

12. Citizen Comment Period – limited to 20 minutes total

See “Rules for Citizens’ Participation” under Item 4.

13. Reports and Comments from Mayor and City Councilmembers

The Mayor and/or City Councilmembers may comment, make general announcements, and/or provide progress reports on events, activities and/or committees/board meetings concerning the following:

- 100 Club of Comal County
- Alamo Area Metropolitan Planning Organization/Technical Advisory Committee
- Boy Scouts and/or Girl Scouts
- City of Garden Ridge sponsored events and outreach efforts
- Comal ISD (Garden Ridge Elementary School/Danville Middle School/Davenport High School)
- Counties (Bexar/Comal/Guadalupe)
- Families of Garden Ridge
- Garden Ridge Lions Club and Garden Ridge Women’s Club
- Garden Ridge Citizen Police Academy Alumni Association/Citizen Patrol
- Great Springs Project
- Greater Bexar County Council of Cities
- Hill Country Alliance
- Northeast Partnership
- Texas Department of Transportation (TxDOT)
- Tri-County Chamber of Commerce

14. Adjournment

AGENDA NOTICES:

Decorum Required: Any disruptive behavior, including shouting or derogatory statements or comments may be ruled out of order by the Presiding Officer. Continuation of this type of behavior could result in a request by the Presiding Officer that the individual leave the meeting, and if refused, an order of removal.

Action by Council Authorized: The Council may vote or act upon any item within this Agenda. The Council reserves the right to adjourn into closed session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Title 5, Chapter 551, of the Texas Government Code.

Executive Sessions Authorized: This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion.

Attendance By Other Elected or Appointed Officials: It is anticipated that members of the other city boards, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of the other city boards, commissions and/or committees. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a meeting of the City Council, other boards, commissions and/or committees of the City, whose members may be in attendance. The members of the boards, commissions and/or committees may participate in discussions on the same items listed on the agenda, which occur at the meeting, but no action will be taken by such in attendance unless such item and action are specifically provided for on an agenda for that board, commission, or committee subject to the Texas Open Meetings Act.

This is to certify that I, Marisa Spencer, posted this Agenda at 10:00 a.m. on March 21, 2024, on the bulletin board located at the entrance to Garden Ridge City Hall, 9400 Municipal Parkway, Garden Ridge, Texas.

Marisa Spencer

Marisa Spencer
City Secretary

Proclamation

WHEREAS, Sexual Assault Awareness Month (SAAM) calls attention to the fact that sexual violence is widespread and impacts every person in the community. SAAM aims to raise public awareness about sexual violence and educate communities about how to prevent it; and

WHEREAS, Garden Ridge residents who are sexual assault survivors are valued members of the community as employees, volunteers, business owners, loving family members, friends, role models; and

WHEREAS, since 2001 Sexual Assault Awareness Month has been recognized annually during the month of April and during this 23rd anniversary, we as a community will continue to raise public awareness and educate our residents on prevention against sexual violence; and

WHEREAS, the Crisis Center of Comal County has served countless survivors of sexual assault and has provided wrap around services, staff, and volunteers for 37 years; and

WHEREAS, the Crisis Center of Comal County and other prevention-related programs in this county encourage every person to speak out when witnessing acts of violence, however small, and speak up when they hear others making light of sexual violence, stereotypes, or gender bias; and

WHEREAS, with leadership, dedication, and encouragement, there is compelling evidence that we can be successful in reducing sexual violence and sexual assault in our community through prevention education, increased awareness, and holding perpetrators who commit acts of violence responsible for their actions; and

WHEREAS, we strongly support the efforts of national, state, and local partners, and of every resident, to actively engage in public and private efforts, including conversations about what sexual violence is, how to prevent it, how to help survivors connect with services, and how every segment of our society can work together to better address sexual violence.

NOW, THEREFORE, BE IT RESOLVED that I, Robb Erickson, Mayor of Garden Ridge, Texas, do hereby proclaim April 2024 in the City of Garden Ridge as

SEXUAL ASSAULT AWARENESS MONTH

IN WITNESS WHEREOF, I hereunto set my hand and official seal of the City of Garden Ridge this 3rd day of April, 2024.



Robb Erickson
Mayor

Proclamation

WHEREAS, there were nearly 58,110 confirmed victims of child abuse and neglect in Texas during 2023, with 248 of those being children in Comal County; and

WHEREAS, child abuse prevention is a community responsibility and finding solutions depends on involvement among all people; and

WHEREAS, communities must make every effort to promote programs that benefit children and their families; and

WHEREAS, effective child abuse prevention programs succeed because of partnerships among agencies, schools, religious organizations, law enforcement agencies, and the business community; and

WHEREAS, everyone in the community should become more aware of child abuse prevention and encourage parents to raise their children in a safe, nurturing environment.

NOW, THEREFORE, BE IT RESOLVED that I, Robb Erickson, Mayor of Garden Ridge, Texas, do hereby proclaim April 2024 in the City of Garden Ridge as

CHILD ABUSE PREVENTION AND AWARENESS MONTH

and urge all citizens to work together to help reduce child abuse and neglect significantly in the years to come.

IN WITNESS WHEREOF, I hereunto set my hand and official seal of the City of Garden Ridge this 3rd day of April, 2024.



Robb Erickson
Mayor

Proclamation

WHEREAS, libraries provide the opportunity for everyone to pursue their passions and engage in lifelong learning, allowing them to live their best life; and

WHEREAS, libraries have long served as trusted institutions for all members of the community regardless of race, ethnicity, creed, ability, sexual orientation, gender identity, or socio-economic status; and

WHEREAS, libraries strive to develop and maintain programs and collections that are as diverse as the populations they serve and ensure equity of access for all; and

WHEREAS, libraries adapt to the ever-changing needs of their communities, continually expanding their collections, services, and partnerships; and

WHEREAS, libraries play a critical role in the economic vitality of communities by providing internet and technology access, literacy skills, and support for job seekers, small businesses, and entrepreneurs; and

WHEREAS, libraries are accessible and inclusive places that promote a sense of local connection, advancing understanding, civic engagement, and shared community goals; and

WHEREAS, libraries are cornerstones of democracy, promoting the free exchange of information and ideas for all; and

WHEREAS, libraries, librarians, and library workers are joining library supporters and advocates across the nation to celebrate National Library Week.

NOW, THEREFORE, BE IT RESOLVED that I, Robb Erickson, Mayor of Garden Ridge, Texas, do hereby proclaim April 7-13, 2024, in the City of Garden Ridge as

NATIONAL LIBRARY WEEK

and encourage all residents to visit their library to explore the wealth of resources available.

IN WITNESS WHEREOF, I hereunto set my hand and official seal of the City of the Garden Ridge this 3rd day of April, 2024.



Robb Erickson
Mayor

Councilmembers Present:

Mayor Robb Erickson
Mayor Pro-Tem Lisa Swint
Councilmember Kelly Smith
Councilmember Jesús Valdez
Councilmember Kay Bower

Councilmembers Absent:

Councilmember Todd Arvidson

City Staff Present:

Nancy Cain, City Manager
Marisa Spencer, City Secretary
Robyn Achu, Finance/HR Director
Ron Eberhardt, Chief of Police
Steven Steinmetz, Public Works Director
Linda Crosland, Library Director
Charlie Zech, City Attorney

1. Call to Order/Roll Call

With a quorum of the City Councilmembers present, Mayor Erickson called the regular meeting of the Garden Ridge City Council to order at 6:00 p.m. on Wednesday, March 6, 2024, in the City Council Chambers of the Garden Ridge City Hall, 9400 Municipal Parkway, Garden Ridge, Texas 78266.

2. Pledge of Allegiance

Mayor Erickson led the Pledge of Allegiance and the Texas Pledge.

3. Presentations/Proclamations

- a) **Achievement of Excellence in Libraries Award from the Texas Municipal Library Directors Association.**

Mayor Erickson presented the Achievement of Excellence in Libraries Award from the Texas Municipal Library Director's Association to Library Director Linda Crosland.

Library Director Linda Crosland thanked the City of Garden Ridge for their continued support and spoke regarding the Garden Ridge Library.

4. Citizen Comment Period

No one signed up to speak.

5. Consent Agenda

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- a) **Approval of Minutes for the February 7, 2024, City Council Regular Meeting.**
b) **Financial Statement, Summary Report, and Management's Discussion and Analysis of Results of Operations – January 31, 2024.**

Motion: A motion was made by Councilmember Bower, seconded by Councilmember Smith, to approve Consent Agenda items a)-b). The City Council voted four (4) for and none (0) opposed. The motion carried unanimously.

6. Staff Reports

a) City Manager Monthly Activity Report.

City Manager Nancy Cain reviewed employee recognitions and employee anniversaries. She stated there were 95 *Volunteer Garden Ridge!* hours for the month of February and spoke regarding First Friday, Shred Day, and FM 2252 City Sign.

b) Finance/HR Monthly Activity Report.

Finance/HR Director Robyn Achu spoke regarding continuity of operations related to the Finance/HR Department.

c) City Secretary Monthly Activity Report.

City Secretary Marisa Spencer reviewed the monthly activity report and spoke regarding continuity of operations related to the Administrative Department.

d) Police Department Monthly Activity Report.

Chief Eberhardt reviewed the monthly activity report and spoke regarding continuity of operations related to the Police Department.

e) Public Works Department Monthly Activity Report.

Public Works Director Steven Steinmetz reviewed the monthly activity report and spoke regarding continuity of operations related to the Public Works Department.

f) Library Monthly Activity Report.

Library Director Linda Crosland reviewed the monthly activity report and spoke regarding continuity of operations related to the Library.

7. City Engineer Projects Status Reports

City Engineer Sam Johnson reviewed the City Engineer monthly activity report and addressed questions from Councilmembers.

8. City Commission and Committee Reports/Recommendations/Possible Actions

a) Planning and Zoning Commission:

- 1. Development Application by Comal Independent School District for a zoning change (rezoning) from Agriculture and Agricultural Homestead (AG) District to Public and Institutional (P) District, for an 18.00-acre tract known as Lot 1, Block 1, Comal ISD Garden Ridge, located at 9401 Municipal Parkway, Garden Ridge, Texas. The property is further described as the location of Garden Ridge Elementary School.**

1.1. Receive recommendation from Planning and Zoning Commission.

Chair Jacaman stated the Planning and Zoning Commission recommends approval of the Development Application by Comal Independent School District for a zoning change (rezoning) from Agriculture and Agricultural Homestead (AG) District to Public and Institutional (P) District.

1.2. Hold a public hearing.

Mayor Erickson opened the public hearing at 6:36 p.m.

No one wished to speak and City Secretary Marisa Spencer stated no written comments were received.

Mayor Erickson closed the public hearing at 6:37 p.m.

1.3. Discuss and take action.

Motion: A motion was made by Councilmember Valdez, seconded by Mayor Pro-Tem Swint, to approve the Planning and Zoning Commission's recommendation and approve the Development Application by Comal Independent School District for a zoning change (rezoning) from Agriculture and Agricultural Homestead (AG) District to Public and Institutional (P) District, for an 18.00-acre tract known as Lot 1, Block 1, Comal ISD Garden Ridge, located at 9401 Municipal Parkway, Garden Ridge, Texas. The City Council voted four (4) for and none (0) opposed. The motion carried unanimously.

2. Receive monthly activity update as applicable.

Chair Jacaman provided City Council with an update on topics discussed at the Commission's meeting.

b) Water Commission:

Mayor Erickson stated the Commission did not meet in February.

9. Approvals and Authorizations

The following items are for discussion, consideration, and action.

a) Request for water loss adjustment for 20950 Klein Circle for the billing period of July 21, 2023 – August 23, 2023.

Mayor Erickson stated the Water Commission recommended approval of a water loss adjustment in the amount of \$1,244.20, but City Council tabled this item until the customer could be in attendance to address questions and concerns.

Tim McNealy, 20950 Klein Circle, spoke regarding this water loss adjustment request and addressed questions from Councilmembers.

City Council discussed the water loss adjustment as it relates to requirements contained in Ordinance No. 54 and providing a partial adjustment.

Motion: A motion was made by Councilmember Valdez, seconded by Mayor Pro-Tem Swint, to modify the Water Commission's recommendation and approve a water loss adjustment credit in the amount of \$1,138.24 for 20950 Klein Circle for the billing period of July 21, 2023 – August 23, 2023. The City Council voted four (4) for and none (0) opposed. The motion carried unanimously.

b) Natural Features Overlay (NFO) District Technical Committee Update.

Planning and Zoning Commission Chair Jacaman and City Manager Nancy Cain provided City Council with an update related to the Natural Features Overlay (NFO) District Technical Committee.

c) Resolution No. 516-032024 A Resolution of the City Council of the City of Garden Ridge, Texas, authorizing and affirming the creation of the City Events Committee; providing for the purpose, organization, appointment, and duties of the committee and other matters in connection therewith.

Mayor Erickson and City Manager Nancy Cain spoke regarding Resolution No. 516-032024 and addressed questions from Councilmembers.

Motion: A motion was made by Mayor Pro-Tem Swint, seconded by Councilmember Bower, to approve Resolution No. 516-032024 A Resolution of the City Council of the City of Garden Ridge, Texas, authorizing and affirming the creation of the City Events Committee; providing for the purpose, organization, appointment, and duties of the committee and other matters in connection therewith. The City Council voted four (4) for and none (0) opposed. The motion carried unanimously.

10. Updates

a) City Council Projects.

1. Aggregate Production Operations (APO) impacting Garden Ridge (Swint and Erickson).

Mayor Erickson and Mayor Pro-Tem Swint provided updates related to Aggregate Production Operations (APO) impacting Garden Ridge.

2. Mitigation of growth and encroachment impacts on Garden Ridge (Swint and Erickson).

Mayor Erickson and Mayor Pro-Tem Swint stated there are no additional updates at this time.

3. Economic Development/Council Liaison to Tri-County Chamber of Commerce (Smith and Bower).

Councilmember Smith and Councilmember Bower provided updates related to Economic Development/Council Liaison to Tri-County Chamber of Commerce.

4. Council Liaison to the Water Company/Utilities Department (Valdez and Erickson).

Mayor Erickson and Councilmember Valdez stated there are no additional updates at this time.

5. Council Liaison to Comal ISD (Arvidson and Erickson).

Mayor Erickson stated there are no additional updates at this time.

6. Animal Services Enhancements (Bower and Erickson).

Councilmember Bower provided updates related to Animal Services Enhancements.

11. Discussion of Future Agenda Items

None at this time.

12. Citizen Comment Period

Rod Chamberlain, 8807 Cherokee Path, spoke regarding Aggregate Production Operations impacting Garden Ridge and mailbox thefts.

13. Reports and Comments from Mayor and City Councilmembers

The Mayor and/or City Councilmembers may comment, make general announcements, and/or provide progress reports on events, activities and/or committees/board meetings concerning the following:

100 Club of Comal County, Alamo Area Metropolitan Planning Organization/Technical Advisory Committee, Boy Scouts and/or Girl Scouts, City of Garden Ridge sponsored events and outreach efforts, Comal ISD (Garden Ridge Elementary/ Danville Middle School/Davenport High School), Counties (Bexar/Comal/Guadalupe), Families of Garden Ridge, Garden Ridge Lions Club and Garden Ridge Women's Club, Garden Ridge Citizen Police Academy Alumni Association/Citizen Patrol, Great Springs Project, Greater Bexar County Council of Cities, Hill Country Alliance, Northeast Partnership, Texas Department of Transportation (TxDOT), Tri-County Chamber of Commerce.

Councilmember Valdez spoke regarding the 100 Club of Comal County. Councilmember Bower spoke regarding Davenport High School JROTC. Mayor Erickson spoke regarding Families of Garden Ridge Adopt-A-Highway Program and Northeast Partnership for Economic Development.

14. Adjournment

There being no further business, the Wednesday, March 6, 2024, City Council regular meeting was adjourned at 7:56 p.m. by Mayor Erickson.

ATTEST

Robb Erickson
Mayor

Marisa Spencer
City Secretary

CITY OF GARDEN RIDGE

MONTHLY ACCOUNT BALANCES & INTEREST RATES

PERIOD ENDED AS OF 2/29/2024

CITY FUNDS	BALANCE	CURRENT INTEREST RATE
GF OPERATING ACCOUNT	382,410.44	0.40%
GF MONEY MARKET	1,368,836.50	3.66%
PEG CAPITAL FEES	45,226.48	3.66%
TEXPOOL INVESTMENTS	3,197,243.76	5.33%
2017 I&S	2,283.71	3.66%
2012 I&S	92,948.96	3.66%
2012 REFI	58,906.95	3.66%
2015 I&S	101,153.36	3.66%
TEXPOOL WATER IMPACT FEES	183,789.42	5.33%
TEXPOOL STREET IMPACT FEES	63,606.08	5.33%
AMERICAN RECOVERY ACCT	5,380.75	3.66%
TEXPOOL AMERICAN RECOVERY ACCT	519,507.32	5.33%
ASSET/FORFEITURE - STATE	3,699.66	0.10%
ASSET/FORFEITURE - FED	70,375.69	3.66%
TOTAL CITY FUNDS	\$ 6,095,369.08	

WATER FUNDS	BALANCE	CURRENT INTEREST RATE
OPERATING ACCOUNT	631,027.09	3.66%
WATER SURCHARGE	156,773.19	3.66%
TEXPOOL WATER INVEST	1,279,682.99	5.33%
SIB LOAN I&S	3,155.37	3.66%
SIB RESERVE	45,368.06	3.66%
SIB LOAN FUNDS (TXDOT) - Account Closed 10/2023		0.00%
TOTAL WATER FUNDS	\$ 2,116,006.70	

TOTAL ALL ACCOUNTS	\$ 8,211,375.78	
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CITY OF GARDEN RIDGE
CASH & INVESTMENTS STATEMENT
PERIOD ENDED AS OF 02/29/2024

GENERAL FUND	BALANCE
GF Operational Checking	\$ 382,410.44
GF Money Market	1,368,836.50
GF Peg Capital Fund	45,226.48
TexPool Investments	3,197,243.76
Restricted Amounts: (Including GF Peg Capital Fund)	(324,580.57)
TOTAL AVAILABLE FUNDS	\$ 4,669,136.61

WATER FUND	BALANCE
Operational Checking	\$ 631,027.09
TexPool Water Invest	1,279,682.99
Water Surcharge	156,773.19
Restricted Amounts	(234,237.93)
TOTAL AVAILABLE FUNDS	\$ 1,833,245.34

CITY OF GARDEN RIDGE
STATEMENT OF ACTIVITIES
PERIOD ENDING AS OF 02/29/2024

GENERAL FUND	Feb-24	YTD	FY 2024 BUDGET	% OF BUDGET	BUDGET BALANCE
REVENUES	\$ 430,801.87	\$ 2,658,882.24	\$ 3,589,453.00	74.1%	\$ 930,570.76
EXPENDITURES					
ADMINISTRATION	96,645.38	355,555.76	923,937.00	38.5%	568,381.24
COURT	5,841.64	46,530.34	105,062.00	44.3%	58,531.66
POLICE	105,847.48	553,702.09	1,566,928.00	35.3%	1,013,225.91
PUBLIC FACILITIES	138,352.33	386,673.41	766,007.00	50.5%	379,333.59
COMMUNITY CENTER	4,392.90	29,587.25	82,116.00	36.0%	52,528.75
LIBRARY	9,552.67	51,554.60	142,022.00	36.3%	90,467.40
FUND CHANGES/XFER	-	-	-	0.0%	-
TOTAL EXPENDITURES	360,632.40	1,423,603.45	3,586,072.00	39.7%	2,162,468.55
NET POSITION	<u>\$ 70,169.47</u>	<u>\$ 1,235,278.79</u>	<u>\$ 3,381.00</u>		<u>\$ (1,231,897.79)</u>

WATER FUND	Feb-24	YTD	FY 2024 BUDGET	% OF BUDGET	BUDGET BALANCE
REVENUES	\$ 112,551.69	\$ 781,832.83	\$ 2,280,328.00	34.3%	\$ 1,498,495.17
EXPENDITURES					
BOND PRINCIPLE PMTS	532,000.00	532,000.00	533,285.00		1,285.00
ALL OTHER EXPENDITURES	258,622.06	779,766.68	1,721,603.00		941,836.32
TOTAL EXPENDITURES	790,622.06	1,311,766.68	2,254,888.00	58.2%	943,121.32
REVENUE +/- EXPENDITURES	<u>(678,070.37)</u>	<u>(529,933.85)</u>	<u>25,440.00</u>		<u>555,373.85</u>

CITY OF GARDEN RIDGE
STATEMENT OF ACTIVITIES - COMMUNITY CENTER
PERIOD ENDING AS OF 02/29/2024

REVENUES	YTD	Budget
RENTALS	\$ 31,130.00	56,000.00
DEPOSITS	5,450.00	4,700.00
CLEAN-UP FEES	3,050.00	6,000.00
DONATIONS	-	-
TOTAL REVENUES	39,630.00	66,700.00
EXPENDITURES		
PAYROLL/TAXES/RETIREMENT	2,005.04	3,136.00
MANAGER FEES	13,344.50	22,800.00
COMPUTER/INTERNET	735.12	1,680.00
TELEPHONE	250.00	600.00
UTILITIES	4,533.23	12,000.00
MAINTENANCE	1,702.38	7,000.00
SUPPLIES	467.98	1,200.00
CLEANING	3,150.00	6,400.00
EQUIPMENT	199.00	6,000.00
MARKETING	-	-
DEPOSITS REFUNDED	3,200.00	21,300.00
DONATION EXPENDITURES	-	-
FACILITY ENHANCEMENTS	-	-
TOTAL EXPENDITURES	29,587.25	82,116.00
NET POSITION	\$ 10,042.75	\$ (15,416.00)

Management's Discussion and Analysis of Results of Operations – 2/29/2024

GENERAL FUND

Cash

Total available funds as of February 29, 2024, are \$4,669,137

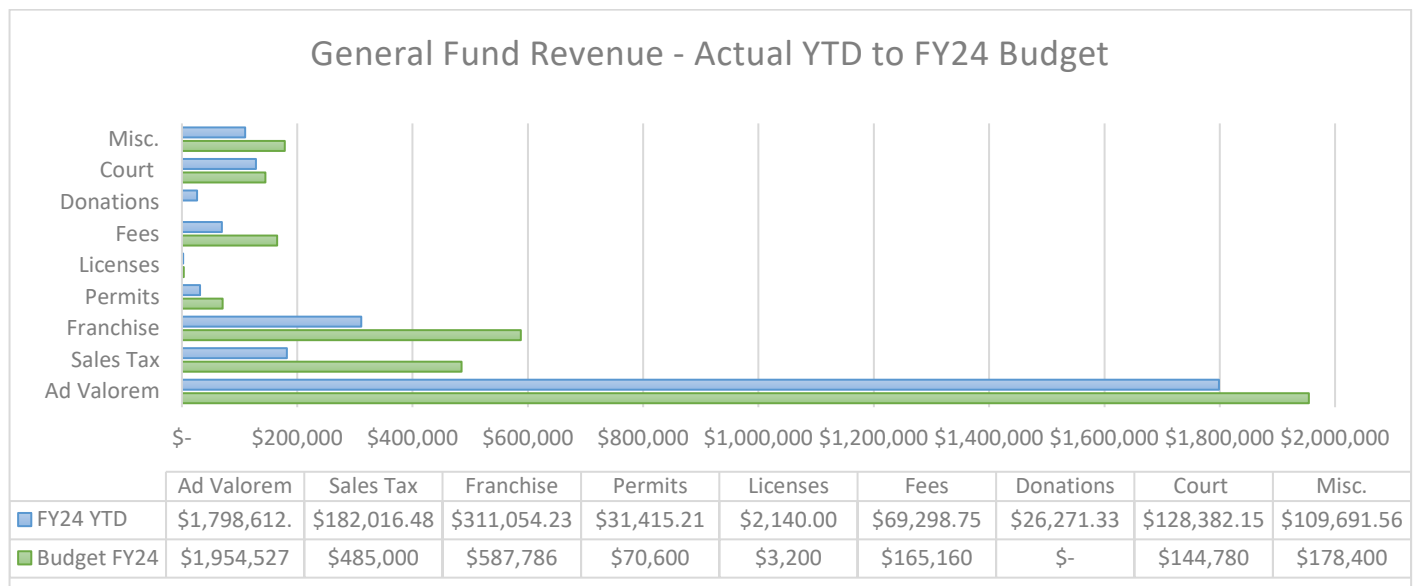
Revenue

Ad Valorem Tax received for February totals \$193,178. YTD collections total \$1,798,613 or 92% of the FY24 budget of \$1,954,527

Sale Tax Revenue received during the month of February totals \$38,049 for FY24. YTD totals \$182,016 or 38% of the \$485,000 budgeted for FY24.

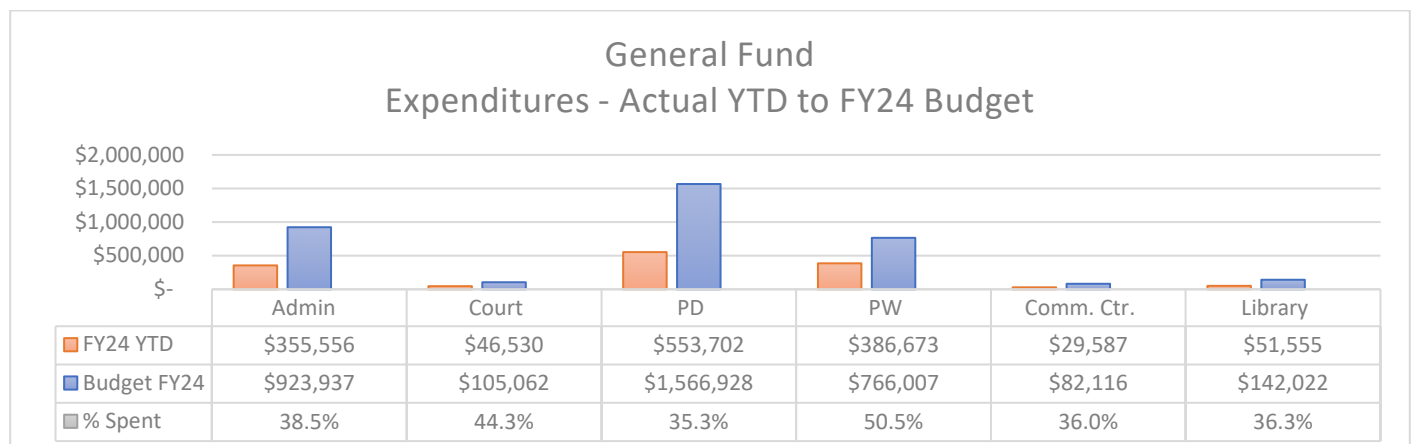
Annual Building Permits revenue totals \$29,740 or 42% of the \$70,000 budgeted for FY24.

Trash Collection YTD totals \$48,909 or 56% of the \$87,466 budgeted for FY24.



Expenditures

Expenditures for the month total \$360,632. YTD expenditures for FY24 total \$1,423,603 or 40% of the \$3,586,072 budget. All departments are operating within the FY24 budget.



WATER FUND

Meters

Current meters for February 2024 total 1694 vs 1687 for February 2023.

Cash

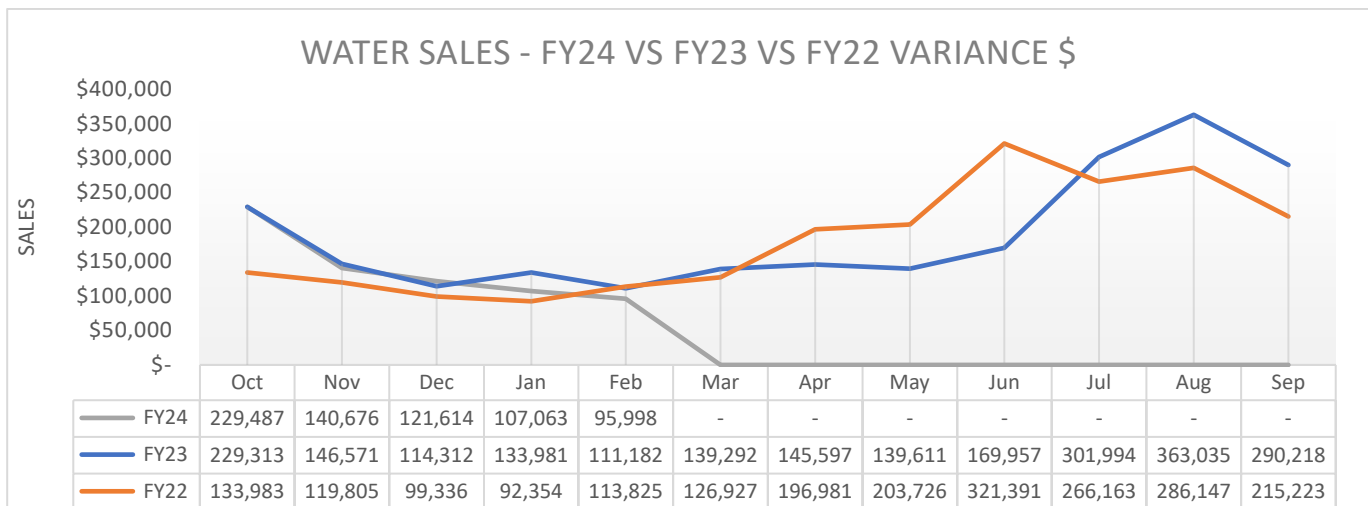
Total available funds as of February 29, 2024, are \$1,833,245.

Revenue

Revenue YTD totals \$781,833 or 35% of the \$2,204,328 budgeted for FY24. Total revenue for the same period last year was \$672,812.

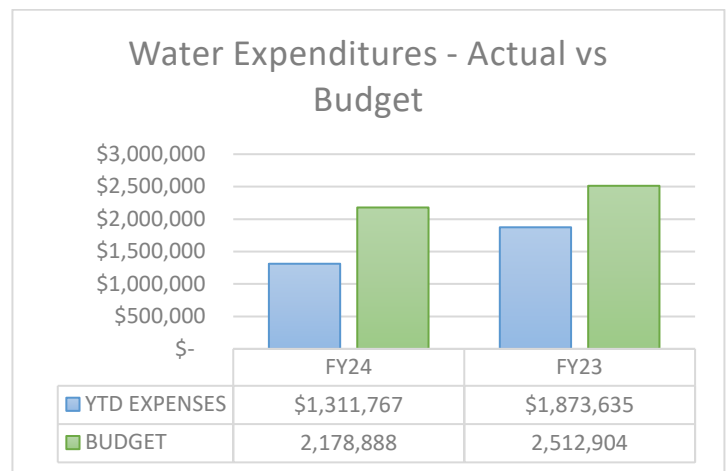
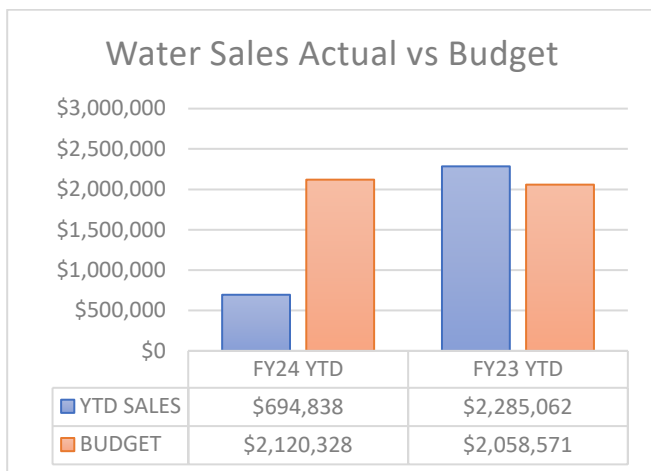
Water Sales for the month total \$95,998. YTD water sales total \$694,838 or 33% of the \$2,120,328 budgeted for FY24.

Meter installation revenue YTD totals \$2,650 or 27% of the \$10,000 budgeted for FY24.



Expenditures

Expenditures for the month total \$790,622. YTD expenditures for FY24 total \$1,311,767 or 58% of the \$2,254,888 budget.



Interest & Sinking Fund

Revenue

Ad Valorem Tax collections YTD total \$605,277 of the \$660,137 budgeted for FY24.

Expenditures

Bond payments (principal & interest) for February 2024 totaled \$1,161,181 of the \$1,317,512 budgeted for FY24. Next bond payments are due in August 2024.

Capital Improvements Fund – (all accounts are restricted)

Cash Balance

Water Impact Fee Balance is \$183,789.

Street Impact Balance is \$63,606.

American Recovery Acct. Balance is \$524,888.

Revenue

No new revenue other than monthly interest which is included in the balances above to report for the month.

Asset Seizure Fund

Cash Balance

The Restricted Fund Balance is \$74,075.

Revenue

No new revenue other than monthly interest which is included in the balances above to report for the month.

Expenditures

Month expenditures to report is \$0

Summary

The City of Garden Ridge is financially sound and operates within the Budget set forth by City Council.

City Secretary

From: City Administrator
Sent: Monday, March 18, 2024 9:15 AM
To: City Secretary
Subject: FW: [EXTERNAL] Thank You

A thank you for the City Council packet.



NANCY CAIN CITY MANAGER

Office: 210-651-6632
Fax: 210-651-9638
administrator@ci.garden-ridge.tx.us
9400 Municipal Parkway
Garden Ridge, TX 78266
www.ci.garden-ridge.tx.us

From: Linda Potts
Sent: Monday, March 18, 2024 9:05 AM
To: City Administrator <administrator@ci.garden-ridge.tx.us>
Subject: [EXTERNAL] Thank You

Nancy,

Just a note to thank Stanley Georg for doing a great job mowing Park Lane last week.

He got it mowed just before the rains and just in time for Easter. Thanks so much.

Linda Potts

FREE MULCH DAY

APRIL 6, 2024, 9am-12pm

Free Mulch for Garden Ridge Residents

Located at the end of Municipal Parkway

Sponsored By:



Event will start at 9am and ends at 12pm or until mulch is gone.

Each resident will get one load and return to end of line for additional loads.

SHRED DAY

SATURDAY, MAY 11th, 10am-1pm

Community and Event Center Drive Through

 NO Binders/Binder Clips

 NO Wet Documents

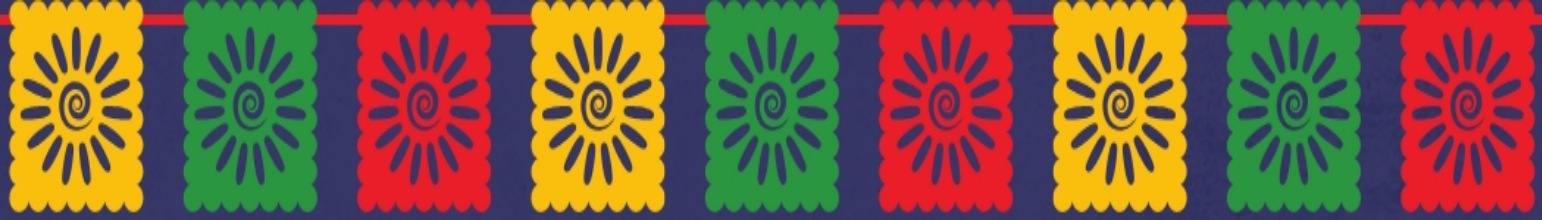
Sponsored by



This event is open to Garden Ridge residents only.

Proof of residency will be required!

**Commercial businesses
will not be allowed.**



FIRST FRIDAY



FIESTA!



DATE

Friday, May 3rd



TIME

5:30 PM - 7:30 PM



LOCATION

Paul Davis Park

FOOD & DRINKS,

LIVE MUSIC,

CONVERSATION & FUN



GARDEN RIDGE

TEXAS

Garden Ridge Community and Event Center
Monthly Report
March 1st thru March 31st, 2024

Utilization (by Days)

FY 23-24 (Current Month)	FY 22-23 (Current Month)	FY 23-24 (Year to Date)	FY 22-23 (Year to Date)
24	29	140	286

Wildflower (Booked Current Month)

11

Bluebonnet (Booked Current Month)

13

Category Count (by Events)

(Current Month)

(Year to Date)

1. Resident / Non-Resident	6	33
2. City Chartered Non-Profit Organizations	1	11
3. Non-Profit Service Organizations	5	40
4. Non-Profit Associations	8	29
5. City Use	4	27

Administrative Operations and Upcoming Events

City Hall Office Hours

- Monday/Wednesday/Thursday: 8am-5pm, Tuesday: 8am-6pm, and Friday: 8am-4pm.
- City Offices and Library will be Closed on Monday, April 8th for the Total Solar Eclipse.
- After hours emergency phone number: 210-651-6831.

City of Garden Ridge General Election

- The City of Garden Ridge holds a General Election annually on the first Saturday of May. The Sample Ballot for the May 4, 2024, General Election is posted on the City's Website.
- Early Voting will be conducted at City Hall on the following days/times: April 22-26: 8am-5pm, April 27: 10am-6pm, April 29-30: 7am-7pm. Election Day will also be at City Hall on May 4 from 7am-7pm.
- The Election Canvass is scheduled for Wednesday, May 15th at 6pm in the City Council Chambers.
- See the Elections page for more information (<https://www.ci.garden-ridge.tx.us/223/Elections>).

First Friday

- There will be no First Friday in April. The next First Friday is scheduled for Friday, May 3rd from 5:30pm-7:30pm at Paul Davis Park. First Friday is a great opportunity for the community to come together, and we truly hope to see you there!

Communication Efforts

Water Alerts/Customer Portal: Gain a greater understanding of your water usage by signing up for the customer portal, which allows you to see your water usage 24/7/365! Access your water usage information and configure notification preferences easily and securely from the Get My Meter Info web portal (<https://getmymeter.info>) and integrated smart phone apps. See the Advanced Metering Infrastructure (AMI) page on the City's Website for more details, including a step-by-step guide on how to register and configure your notification preferences (<https://www.ci.garden-ridge.tx.us/557/Advanced-Metering-Infrastructure-AMI>).

Garden Ridge Emergency Alert System: G.R.E.A.S. enhances the City's ability to communicate with residents during an emergency by sending direct notifications to your phone. Go to the City's website and click on the "Emergency Alerts" graphic button on the homepage to SIGN UP/MODIFY your communication preferences.

Notify Me: Stay up-to-date with general news and information from the City by subscribing to Notify Me email and text notifications. By signing up, you can receive automatic notifications for agenda postings, calendar events, general announcements, and other website updates. Go to the City's website and click on the "Emergency Alerts" graphic button on the homepage to SIGN UP/MODIFY your communication preferences.

Streaming of Meetings: City Council - 242 views / Boards and Commissions - 44 views

Public Information Act Summary	
Year	Number of Requests
2024	27
2023	124
2022	166
2021	146
2020	207
2019	276
2018	225

Social Media Summary	
Social Media Platform	Number of Posts
Facebook	50
Instagram	44
NextDoor	28
X (Twitter)	17
Total for Month	139





POLICE DEPARTMENT MONTHLY BREAKDOWN

February 1 to February 29

Calls for Service

Dispatched: 135

City Ordinance: 23 (4 Water)

False Alarms: 8

Arrests

- * 1 – Outstanding Warrant for Driving While Intoxicated
- * 1 - Evading Arrest or Detention
- * 1 - Resisting Arrest
- * 1 - Possession of Marijuana
- * 1 - Public Intoxication

Traffic Enforcement

Crashes: 9

Citations: 150

Warnings: 148

Total: 298

Training

- * Entire Department completed Patrol Rifle Qualification with new optics installed
- * Entire Department completed pistol qualifications
- * Chief attended Texas Police Chief's Conference
- * McMahan completed DWI Detection and Enforcement training
- * Abbracciamento completed Special Investigative Topics training

Outreach Efforts

- * Coffee with the Cops (Monthly)
- * GRCPAAA Volunteer hours: 26
- * PD conducted a special Coffee with the Cops session for Graceland residents

Administrative Comments

- * Recruiting is still top priority for the Department
- * COP, ACOP and Sgt McKenzie visited with cadets at AACOG Police Academy

PIZZA WITH THE POLICE

THURSDAY

April 11th

6:00pm

**Garden Ridge City
Council Chambers**

Connecting with the community one slice at a time

**JOIN YOUR NEIGHBORS AND
POLICE OFFICERS FOR
PIZZA AND CONVERSATION!**

**No agenda or speeches, just a chance to ask questions
and get to know the Police Officers in your neighborhood.**

**Garden Ridge
Police Department**





City of Garden Ridge

"A way of life, not just a place to live"

MONTHLY PUBLIC WORKS REPORT

March 2024

Activities for the month

Public Works Tasks Completed:422

Steven Steinmetz
Public Works
Director

Eric Lowman
Public Facilities
Foreman

Stanley Georg
Manuel Troncoso
Ryan Furgason
Andrew Klein

Ongoing Responsibilities

- Parks maintenance
- Facilities maintenance
- Streets
- All public facilities grass and right-of-way's
- Storm water Drainage
- Animal Control
- Oak Wilt monitoring

Upcoming Events

April Dumpster
Schedule

Apr 13, 8am to 5pm

Apr 14, 12pm to 4pm

Apr 20, 8am to 5pm

Apr21, 12pm to 4pm

Storm Water Drainage Facility and Easement Maintenance

- Inspected 10 outfalls.
- Inspected 18 detention ponds.
- Stormwater Public Outreach: 2 messages displayed during bulk dumpsters.
- Trash removed from right of ways: 7lbs
- Rain fall total: 1.15 in.

Street/Sign Maintenance

- Filled in low spots on the oak wilt trench street cut.
- Continue to replace old street signs.
- Stormwater Public Outreach signs made for display during bulk dumpsters.

Parks Maintenance

- Hardware replacement on new event grill.
- Put up new dog leash signs at Davis Park.
- Dragged the ballfield twice.
- Ongoing dead tree removal at Davis Park.
- Install rubber mulch rings around Davis Park sign lights.
- New glow in the dark tetherball at Park Lane Park.

City Facility/Property Maintenance

- Continue to perform preventive maintenance on the chiller system.
- Passed our first chiller water chemical inspection.
- Fire alarm system power supply board replaced at City Hall.
- Replaced damaged restroom wall mounting brackets in the Community Center.

Equipment/Vehicle Maintenance

- Replaced windshield wiper sprayer supply hose on small dump.

Oak Wilt

- No new cases.

Future Projects or Needs

- Sound system upgrades for the Community Center and Paul Davis Park.
- More storage space required.
- Covered equipment storage.

Animal Services Monthly Activities

- 5 Deer carcasses were disposed of, total for the year is 13.
- 0 Live traps loaned out for the month, total for the year is 3.
- 189 Registered animals for the year.

Adoptions

- 0 Dogs; 1 Year To Date
- 0 Cats; 0 Year To Date

Returned To Owners

- 3 Dogs; 9 Year To Date
- 0 Cats; 0 Year To Date

Transferred To Other Agencies

- 0 Dog; 1 Year To Date
- 0 Cat; 1 Year To Date

Currently In City Care

- 3 Dogs
- 2 Cats

Ready For Adoption

- 3 Dogs
- 0 Cats



Year to Date Wildlife Report

[illegible]

BAILEY

READY FOR
ADOPTION!

Contact Animal Services

210-651-6831 or email:

animalservices@ci.garden-ridge.tx.us



BEAR

READY FOR ADOPTION!

Contact Animal Services

210-651-6831 or email:

animalservices@ci.garden-ridge.tx.us

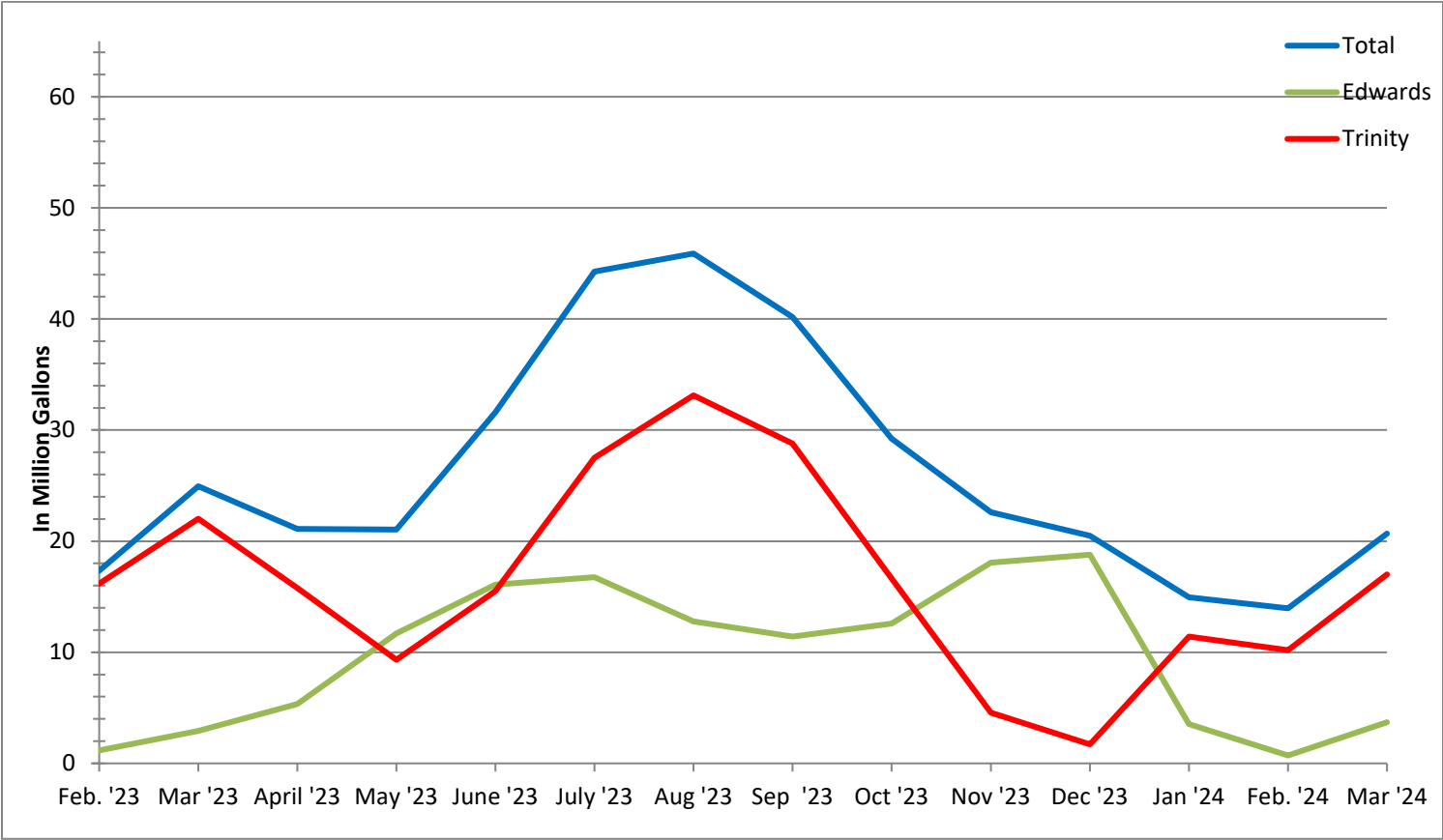




Utilities Department Report

As of March 31, 2024

City of Garden Ridge Aquifer Usage

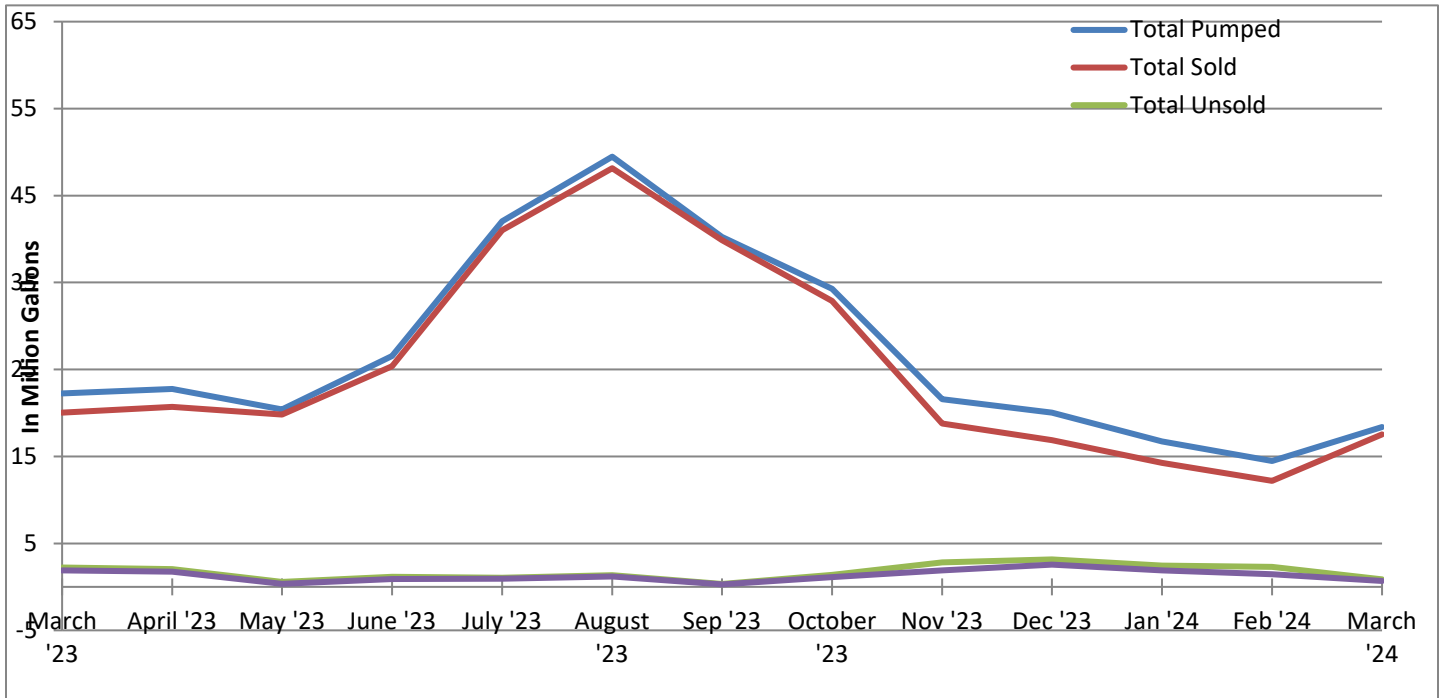


	Month:	Year:	Available:	Stage:
Edwards Well Usage AC/FT:	11.35	24.34	577.4	2
Trinity Well Usage AC/FT:	52.15	127.93	N/A	0

Water Quality

Backteriological Samples	Due :	Missed:	Passed:	Failed:
Distribution Samples :	6	0	6	0
Speacial Samples :	4	0	4	0
Chlorine Residual Test:	31	0	31	0

2023 – 2024 Pumping Report



	Total Pumped (Thousands)	Total Sold (Thousands)	Total Unsold (Thousands)	Unaccountable Unsold (Thousands)	Unaccountable Unsold %
Mar '23	22,232	20,020	2,212	1,895	8.5%
April '23	22,754	20,702	2,052	1,742	7.7%
May '23	20,386	19,834	5,526	362	1.8%
June '23	26,548	25,389	1,159	909	3.4%
July '23	42,053	41,019	1,034	944	2.0%
August '23	49,472	48,143	1,329	1,203	2.4%
September '23	40,223	39,889	334	284	0.7%
Oct '23	34,260	32,874	1,386	1,138	3.3%
Nov '23	21,584	18,777	2,807	1,907	8.0%
Dec '23	20,026	16,868	3,158	2,558	12.0%
Jan '24	16,712	14,276	2,436	1,896	11.3%
Feb '24	14,476	12,191	2,285	1,445	10.0%
March '24	18,375	17,527	8,480	679	3.7%
Yearly Average	26,854	25,193	2,631	1,305	5.8%
	Yearly national average				16%

Utilities Department Monthly Activities:

New Installed Meters	0	Work Orders	262
Meter Replacements	1	Locates	62
City Owned Leaks	0	Irrigations Permits Issued	0
Meters Read	1700	Total Rebates	0
Meter Tests	0	Main breaks	0

AMI Information

	Feb.				Feb.		
Total AMI Notifications	435	688	⬆ 253	Abnormal Usage	133	219	⬆ 86
Automatic Draft Customers	696	695	⬇ 1	Continuous Flow	71	102	⬆ 31
AMI Customer Portal Profiles	821	821	same	Leak Info Code	65	71	⬆ 6
E-Billing Customers	412	413	⬆ 1	Usage Trend	19	97	⬆ 78

Stage 2 restriction alerts

March alerts 199

up 52 from February

*Active Leak Info Code Alerts – The firmware on the meter is measuring the flow rate through the meter and will only be triggered if water is flowing continuously above the configurable parameter of the meter’s max-flow rate threshold for 24 hours. The city has set a standard max-flow rate of .1% and is notified of any triggered alert.

Leak Adjustments

New Requests	1	Waiting for Customer	0	Approved		Amount Approved	0	Denied	0	Sent to Water Commission	0
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Employee Training/certifications



Garden Ridge Library

Volume VIII, Issue 7
April, 2024

Monthly Library Update

By Linda Crosland, Library Director

For leisure, for learning, for life!

Upcoming Activities for April

Children's Activities

Tuesdays, **Lego Robotics**, 3:15-4:15 pm

Wednesdays, ***Lego Robotics for Home Schoolers**, 10:30-11:30 am

Thursdays, **Mad about Science Club**, 3:15-4:15

Fridays, **Preschool Storytime**, 10:30 am with **Stay & Play** immediately following

All Ages Activities

2nd Saturday (Mar. 9), **Advanced Lego Robotics**, 10:00 am—1:00 pm

Adults' Activities

Special Activities

Lunch-n-Learn, "Organize Your Photos," April 11, 12:00 noon

Lunch-n-Learn, "Drip Irrigation," April 18, 12:00 noon

Living Life Well, "Let's Talk about Strokes," April 25 @ 12:00 noon

Regular Activities

2nd Tuesday, **Card Making for Troops**, 1:00PM

3rd Tuesdays, **Card-making**, 1:00 PM

Thursdays, **Adult Coloring**, 1:00 PM

Department Statistics for March

Visits to the Library 1,236

Items Checked Out 2,176

\$ Saved by checking out hardcopy books
during month \$6,500

\$ Saved by using Libby \$7,345

New Patrons Added 16

New Items Added, Physical books 45

-Libby Books + Libby Advantage
-SimplyE 1,003

Volunteer Hours 80

Activity Statistics

Children's Preschool Storytime 234

Children's Lego Robotics & Science 142

Adult Classes—Coloring, Graceland,
Book club, crafts, Lunch-n-Learn 57

Activity Totals 433

"It's still National Library Week. You should be especially nice to a librarian today, or tomorrow. Sometime this week, anyway. Probably the librarians would like tea. Or chocolates. Or a reliable source of funding."— Neil Gaiman author of many books

Libraries as Third Places

When **The New York Times** recently published a piece noting that libraries need to be thought of as “third places” to thrive, I was thrilled because this is exactly the type of thinking that must become widespread if libraries are to become truly places of the people that anchor their communities.

Visits to libraries have been in decline in recent years. One solution to this problem is to re-invent libraries and help create spaces where communities want to actually gather well beyond checking out books or consuming digital material. Boston’s main library in Copley Square had made this transformation a bit earlier and it witnessed a significant rise in use and visitation. This is done with the introduction of myriad programs for all ages as well as providing space for group meetings for people with similar goals and interests. As such, I was thrilled to see a newspaper like the **Times** finally present such the idea of claiming that libraries are truly “at the heart of their communities” and thriving.

Urban planners seeking to stabilize neighborhoods in their large cities are focusing on the critical role that “third places” can play in strengthening our sense of community. “Third places” is a term coined by sociologist Ray Oldenburg and refers to places where people spend time between home (“first” place) and work (“second” place). They are locations where we exchange ideas, have a good time, and build relationships. It is where we draw our friendships.

For young Americans, many third places are now virtual – from Facebook and chat rooms to group texts. But, as Oldenburg notes, the most effective ones for building real community seem to be physical places where people can easily and routinely connect with each other: churches, parks, recreation centers, hairdressers, gyms and even fast-food restaurants.

Third places have a number of important community-building attributes. Depending on their location, social classes and backgrounds can be “leveled-out” in ways that are unfortunately rare these days, with people feeling they are treated as social equals. Informal conversation is the main activity and most important linking function. One commentator refers to third places as the “living room” of society.

This is where libraries make such an excellent “third place.” All people and ideas are welcome there, it is a safe place, and it is free to use. It would indeed be an ideal place to strengthen community ties. **Libraries connect people to people.**

*“A library outranks any other one thing a community can do to benefit its people. It is a never-failing spring in the desert.” — **Andrew Carnegie**, a man who gave \$60 million (\$2,202,978,571.43 in today’s dollar) to establish 1,689 libraries around the country.*



memorandum

To: Garden Ridge City Council
From: Trihydro Corporation
cc: Ms. Nancy Cain, City Manager, City of Garden Ridge
Date: March 26, 2024
Re: Engineering Report for April 2024 Council Meeting

FM 2252 TxDOT Project

- Construction along FM 2252 is 71% complete
- Contractor completed the tie-ins at Sta 215+92 and Sta 217+91

City of Garden Ridge Sewer System

- Force main discharge
 - Contacted the City of Schertz regarding a sewer connection on Doerr Lane; awaiting sewer capacity analysis results from the City of Schertz

Land Development Projects

- Potential Developments: The City Engineer has responded to inquiries from developers regarding potential development projects along FM 2252.

00000-000-0000



FM 2252 WATER LINE RELOCATION

Comal County, TX

April 3, 2024



**GARDEN
RIDGE**

Naturally Home.

PROJECT SITE OVERVIEW



WATER LINE INSTALLATION



Tie-in Connection east of Bat Cave Road

Approximately STA. 215+92



Tie-in Connection east of Bat Cave Road

Approximately STA. 215+92

WATER LINE INSTALLATION



Tie-in Connection east of Bat Cave Road

Approximately STA. 217+91



Tie-in Connection east of Bat Cave Road

Approximately STA. 217+91

CONSTRUCTION SCHEDULE

Project: City of Garden Ridge – FM 2252 Water Line Relocation Project

Start Day - May 18, 2023

Completion Day - May 31, 2024

YEAR		2023																								2024																						
MONTH		MAY		JULY		AUGUST				SEPTEMBER				OCTOBER				NOVEMBER				DECEMBER				JANUARY				FEBRUARY				MART				APRIL				MAY						
#	ACTIVIES DESCRIPTION	15-19	17-21	24-28	31-4	7-11	14-18	21-25	28-1	4-8	11-15	18-22	25-29	2-6	9-13	16-20	23-27	30-3	6-10	13-17	20-24	27-1	4-8	11-15	18-22	25-29	1-5	8-12	15-19	22-26	29-2	5-8	12-16	19-23	26-29	2-4	9-13	16-20	23-27	30-3	6-10	13-17	20-24	27-1	4-8	11-15	18-22	25-29
1	Pre-Construction May 17.2023		X	X																																												
2	Submittals																																															
3	SWPPP																																															
4	Traffic Control																																															
5	12" PVC C909 Water Main																																															
6	24" Bore with Steel Casing																																															
7	24" Steel Split Casing																																															
8	Abandone & Remove Existing Water Lines																																															
9	Repair Asphalt Driveway																																															
10	Repair Concrete Structure																																															
11	Revegetation																																															

NOTES

- 1 CPS Impact: No Defined Time Set for Bracing Electrical Poles
- 2 3 Weeks Added for Work to be Done by Other Contractor
- 3 Rock Excavation is next to Existing Gas Line with other Utilities located in the same Ditch

Clarifications

- 1 Total Revised Time Duration for Proposed Scope is 310 Day

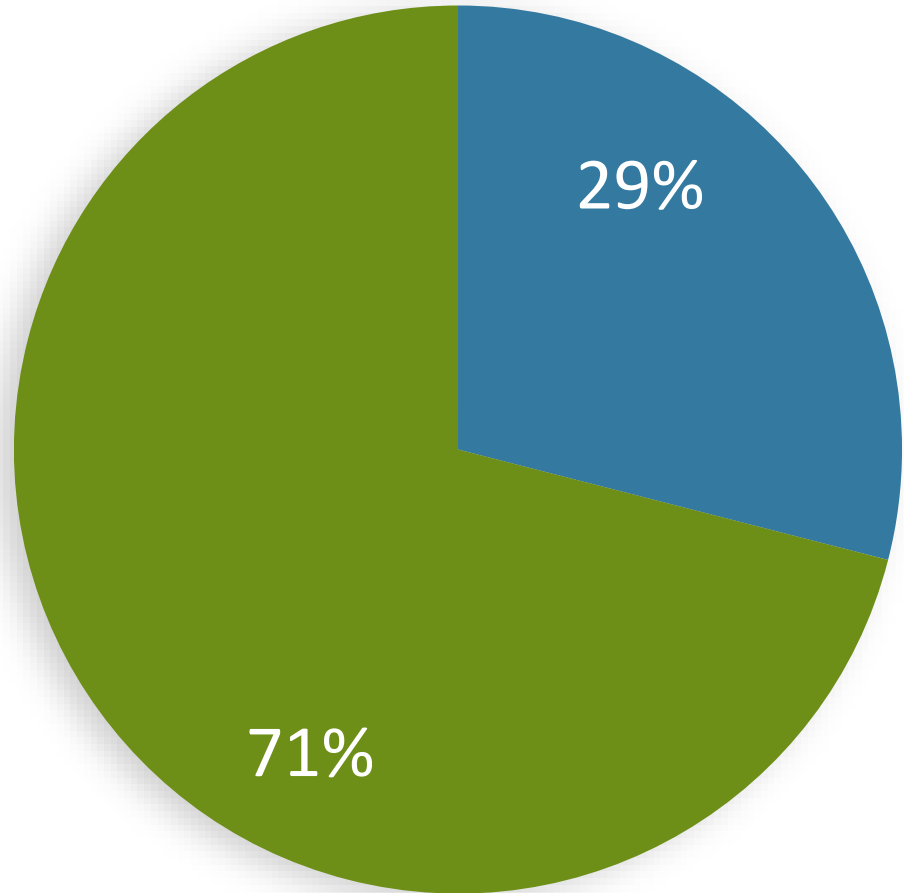
PERCENTAGE OF WORK

71%

Project completion to
date.

29%

Project completion
required to finish.



Questions?

WHAT

WHY

WHERE

WHEN

WHO

HOW

7 March 2024

To Whom It May Concern:

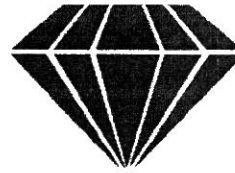
My name is Trinita Carmichael, and I live at 22216 Quiet Moon Drive, Garden Ridge, TX. My husband and I will be installing new grass on or around March 13th. We have had several HOA violation memorandums sent to us regarding the removal and replacement of our dead grass. Since then, we have removed the old grass, installed 12 sprinkler system zones and have put down new soil. The newly installed grass must be watered frequently to prevent drying out and dying therefore, we are requesting permission to water our newly installed grass during the first two weeks twice a day every day, and the third week once a day every day. If you have any additional questions, you can reach me at, 210-365-9777. Thank you for your time.

Trinita Carmichael

CARMICHAEL.TRI
NITA.C.1111759118

Digitally signed by
CARMICHAEL.TRINITA.C.11117
59118
Date: 2024.03.07 14:22:36 -06'00'

Property Owners' Association For Georg
Ranch, Inc.
14603 Huebner Road, Bldg. 40
San Antonio, TX 78230



**DIAMOND
ASSOCIATION**
MANAGEMENT & CONSULTING
Your Local Experienced Professional Partners

Harrell Carmichael, Jr. &
Trinita C. Carmichael
22216 Quiet Moon Drive
Garden Ridge, TX 78266

Date:
Property
Address:

February 14, 2024
22216 Quiet Moon Drive
Garden Ridge, TX, 78266

Covenant Violation - Certified

CERTIFIED # 9214 8969 0099 9790 1321 0102 56

Dear Harrell Carmichael, Jr. &
Trinita C. Carmichael,

For your convenience, you can e-mail us at: manager@damctx.com

Diamond Association Management & Consulting (DAMC) is your management company. In conjunction with your Homeowners Association Board of Directors, we have been given the responsibility of enforcing the Covenants and Restrictions within Georg Ranch. We want to resolve this issue, and we are willing to work with you on a solution that benefits both you and Georg Ranch. Please call or e-mail us to resolve this issue.

During the reinspection that took place on: February 14, 2024, the issue below was still present:

Violation:	Landscape - Dead Grass
Location:	Front Yard
Inspector Notes:	Please maintain the front yard by laying proper ground covering on bare areas. Any changes will need ACC approval prior to installation. Please provide a plan of action on resolving this issue.
Violation Resolution:	Please remove the dead grass from your yard within the next 10 days and replace it with the same new grass. All dead landscaping should be replaced with the same material. Any change to your landscaping will require ARC approval in advance. <i>Violation should be cured by February 24, 2024</i>
CC&R Reference:	Article IX Protective Covenants, Section 19. Maintenance.: "...Each Owner, shall have the duty and responsibility, at his sole cost and expense, to keep and maintain his Lot, all Improvements therein and thereon, in a well maintained, safe, clean and attractive condition at all times. Such maintenance shall include (without limitation): ...the proper seeding, consistent watering and mowing of all lawns..."



www.georgranch.com



14603 Huebner Rd., Building 40 ♦ San Antonio, TX 78230

o: 210-561-0606 ♦ f: 210-690-1125

www.DAMCTX.com



Covenant Violation

Certified

Continued

Any Amounts Due to the Association: \$15.00

Accounts with Association Attorney may owe additional funds. Contact Association Attorney for full balance due.

DAMC as a company would like to convey to you that we must do our job to enforce the Declaration of Georg Ranch, as instructed by the Board of Directors, but we are cognizant of the fact that everyone's situation is unique. We are given flexibility in time frames if we can have the opportunity to discuss the issue with you. Unfortunately, if the violation is not rectified within the number of days specified in the violation resolution above, or we do not hear from you, then we must proceed with the system set up by your Association, which could be the following:

1. Continue to charge your account a \$15 administrative fee for each subsequent certified letter.
2. Report to the Board of Directors, who will determine further course of action based on the Covenants and Restrictions, and the By-Laws of Georg Ranch, which include:
 - a. Turning over to the HOA Attorney and fees will be charged to your account.
 - b. Having a 3rd party cure the violation and charge you for services rendered.
 - c. Implement the Georg Ranch Fine Policy.

For clarification on your covenant violation, we recommend you review the governing documents provided upon purchase of your property, you can also find a copy online at: www.georgranch.com. Lastly, and most importantly, if this violation involves non-approved changes to your property, then the easiest solution is to always get ACC approval prior to any work taking place. If the violation has been corrected, thank you in advance, but please take the time to contact our office and notify us. If not, please resolve the violation, and call or e-mail to discuss this issue.

Pursuant to TEX. PROP. CODE § 209.007, you may request a hearing before the Board of Directors, or a duly appointed committee, if any, to discuss these violations. The request must be in writing and received by this office on or before the thirtieth (30th) day after the date you receive this notice. If the hearing is before a committee, then you have the right to appeal the committee's decision to the Board of Directors by written notice to the Board of Directors. If you do not completely cure said violations within ten (10) days from the date you receive this letter, the HOA will exercise all of its' available rights and remedies under Texas law, including but not limited to filing a suit to recover damages, injunctive relief, statutory penalties, and additional attorneys' fees and costs pursuant to TEX. PROP. CODE § 209.008(a) and all other applicable law.

If you are serving on active military duty, you may have special rights or relief related to the enforcement action under federal law, including the Service Member Civil Relief Act (50 U.S.C. app. Section 501 et.seq.).

Further notices will not alter the time frames in question. Future notice or lack of notice, of the Texas Property Code will be for reference only and will not delay further proceedings.

Sincerely,

DAMC
Your Management Team

www.georgranch.com



14603 Huebner Rd., Building 40 ♦ San Antonio, TX 78230

o: 210-561-0606 ♦ f: 210-690-1125

www.DAMCTX.com



ORDINANCE NO. 61-082022

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN RIDGE, TEXAS, ESTABLISHING THE DROUGHT MANAGEMENT PLAN FOR THE CITY OF GARDEN RIDGE; ESTABLISHING TRIGGER POINTS AND DEMAND REDUCTION MEASURES; PROVIDING A VARIANCE PROCEDURE; PROVIDING A PENALTY FOR VIOLATIONS OF THIS ORDINANCE; PROVIDING A CUMULATIVE AND SAVINGS CLAUSE; PROVIDING FOR SEVERABILITY; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the City of Garden Ridge is a Type A, General Law Municipality located in Comal County, Texas; and

WHEREAS, the Edwards Aquifer Authority is a regional authority managing water pumped out of the Edwards Aquifer by the City of Garden Ridge and has set standards for the Emergency Water Use Reduction Program in the region; and

WHEREAS, the City of Garden Ridge uses both water from the Edwards Aquifer and from the Trinity Aquifer to provide water to residents of the City of Garden Ridge as well as persons residing within the Certificate of Convenience and Necessity (CCN) of the City of Garden Ridge; and

WHEREAS, the Trinity Aquifer is currently an unregulated water source; and

WHEREAS, the level of the Trinity well affects the ability of the city to provide unrestricted water sources; and

WHEREAS, pursuant to Chapter 54 of the Local Government Code, the City is authorized to adopt such ordinances necessary to preserve and conserve its water resources; and

WHEREAS, the City Council finds that the proposed revisions promote the health, safety and welfare of the City and Ordinance No. 61 is amended as contained herein.

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

SECTION 1. FINDINGS.

The findings set out herein are found to be true and correct and are hereby adopted by the City Council and made a part of this Ordinance for all purposes.

SECTION 2. DEFINITIONS.

The following words and terms, when used in this plan, shall have the following meanings unless the context clearly indicates otherwise:

Act is the Act creating the Edwards Aquifer Authority, namely the Edwards Aquifer Authority Act of May 30, 1993, 73rd Leg.R.S. Ch. 626, 1993 Texas General Laws 2353, as amended.

Aesthetic Use is the use of water for fountains, waterfalls, and landscape lakes and ponds where such use is entirely ornamental and serves no other functional purpose.

Agricultural Irrigation means irrigation for the purpose of growing crops commercially for human consumption or to use as feed for livestock or poultry.

Bucket means a bucket or other container holding five gallons or less, used singly by one person.

Connection is a metered or unmetered delivery point to a customer or other receiver of water from an organized water distribution system.

Conservations are those practices, techniques, and technologies that will reduce the consumption of water, reduce the loss or waste of water, improve the efficiency in the use of water, or increase the recycling and reuse of water so that a water supply is made available for future or alternative uses.

Demand Reduction Measure is a specific action to be taken by defined categories of users to reduce the pump age demand on the Edwards Aquifer during a drought.

Domestic Type Use is the use of water, other than uses in the outdoor category, for personal needs or for household purposes, such as drinking, bathing, heating, cooking, sanitation or cleaning, whether the use occurs in a residence or in a commercial or industrial facility.

Drought is a period of shortage of precipitation of seasonal or longer duration.

Edwards Aquifer means that portion of an arcuate belt of porous, water-bearing limestones composed of the Edwards Group Limestone and Associated Formations trending from west to east to northeast through Kinney, Uvalde, Medina, Bexar, Comal and Hays Counties.

Hand-Held Hose is a hose physically held by one person, fitted with a manual or automatic shutoff nozzle.

Healthcare Facility is any hospital, clinic, nursing home or other healthcare or medical research facility.

Impervious Surface Area is any structure, or any street, driveway, sidewalk, patio, or other surface area covered with brick, paving, tile or other impervious material.

Industrial Use is the use of water integral to the production of primary goods and services provided by industrial or commercial facilities, Industrial facilities include facilities which perform such process-specific activities as cooling, boiler feed, cleaning and washing, pollution control, extraction and separation of desirable material from products and waste materials and the incorporation of water into final products, Commercial facilities include, but are not limited to, food service facilities, hotels, retail facilities and nursery operations.

Industrial User is an industrial or commercial water user whose use of water is integral to the production of primary goods and services provided by industrial or commercial facilities.

Industrial Well User is an industrial user who owns one or more wells that produce water used for industrial or commercial facilities.

Irrigator is a well owner who uses water to irrigate land for growing commercial crops.

Landscape Watering means the application of water to grow landscaping plants.

Landscape Plant is any member of the plant kingdom, including any tree, shrub, vine, herb, flower, succulent, groundcover or grass species that grows or has been planted out-of-doors and is used for landscaping purposes or for the support of intensive recreational areas such as playgrounds and playing fields.

Livestock is cattle, sheep, goats, hogs, poultry, horses and game, domestic, exotic and other animals and birds, including zoo animals, used for commercial or personal purposes.

Livestock Use is the use of water for drinking by or washing of livestock.

MSL is mean sea level.

Municipality is a city or other governmental unit with the authority to make and enforce ordinances.

Order is a written order of the City Council or Mayor of the City of Garden Ridge, Texas.

Other Outside Use means the use of water outdoors for the maintenance, cleaning and washing of structures and mobile equipment, including automobiles and boats, the washing of streets, driveways, sidewalks, patios and other similar areas.

Person means any individual, firm, entity, corporation, municipal corporation, governmental or proprietary body, including the United States or the State of Texas, or association of persons.

Reduction Goal means the amount of reduction in pumpage volume, expressed in a percentage from baseline pumpage volume for each drought stage.

Reuse is the use by any user of Edwards Aquifer water that has been recycled or reclaimed for any beneficial purpose, after such water has been previously used for any beneficial purpose, whether or not any treatment of such groundwater may be required in connection with such recycling or reclamation.

Stage means one of the five designated drought stages, which may be declared by the City or the Edwards Aquifer Authority.

Supplier is any person who supplies water to customers for residential, commercial, industrial, military or other uses, including a public or private water company, water supply corporation, municipality and water district.

Trigger Conditions means those specific conditions of rainfall amounts, Edwards Aquifer water level elevations, spring discharges and water quality which the Authority will monitor and use as indicators of the occurrence of drought conditions for purposes of declaring the various stages.

Trigger Points are special conditions experienced by the City of Garden Ridge, which authorize the city to initiate Stage 1 through 5 of the City of Garden Ridge Drought Management Plan.

Trinity Aquifer Well is a source of water for the City of Garden Ridge which is located in the Cow-Creek formation of the Trinity Aquifer.

Use for a Beneficial Purpose means water which is used, without regard to priority, for:

- a) agricultural, commercial, domestic, gardening, industrial, manufacturing, mining, municipal, pleasure, recreational, or stock raising purposes; or

- b) exploring for, producing, handling, or treating oil, gas, sulfur, or other materials; or
- c) any other purpose that is useful and beneficial to the user.

User is a person, public or private, who produces, distributes, or uses water from an Edwards Aquifer well or from the Trinity Aquifer well.

Variance is an authorized exception from compliance by the user with any provision of the Rules granted by this Ordinance.

Waste is:

- a) The flowing or producing of groundwater from wells in the Edwards Aquifer or Trinity Aquifer if the water flowing or produced is not used for a beneficial purpose by any user,
- b) The unreasonable loss of groundwater through faulty design or negligent operation of a well or water delivery or application system; or
- c) Using quantities of groundwater for a purpose that otherwise would be considered beneficial in excess of quantities reasonably necessary for that purpose.

Water Utility Use is water used for withdrawal, treatment, transmission, and distribution by potable water systems.

SECTION 3. DEMAND REDUCTION MEASURES.

The demand reduction measures for all water uses for Stages 1, 2, 3, 4, and 5 are set out in Appendix A. For clarification, certain permitted and exempt water uses are listed. Listed below are the trigger points for the various stages of the Drought Management Plan.

TABLE 1	
Reduction Stage	J-17 Well Level
1	660' (10 day rolling average)
2	650' (10 day rolling average)
3	640' (10 day rolling average)
4	630' (10 day rolling average)
5	625' (10 day rolling average)

SECTION 4. EMERGENCY WATER USE REDUCTION.

- a) **Declaration of Emergency Stages:** The Mayor of Garden Ridge is authorized to order, by proclamation, implementation of provisions of Stages 1 through 5 of the City of Garden Ridge Drought Management Plan when the appropriate trigger points as established in this Ordinance are met.

The City of Garden Ridge shall determine when conditions warrant implementation of the Emergency Water Use Reduction Program. The program is implemented when any one of the below Trigger Points is reached. The City of Garden Ridge may advance stages, as needed to effect compliance with pumping limit goals. The various stages may be declared as shown in Appendix A.

b) Trigger Points:

1. Declaration of Stages 1 through 5 by the Edwards Aquifer Authority and/or at the discretion of the Mayor, City of Garden Ridge, based upon consideration of water supplies, pumping trends, seasonal adjustments, current and forecast precipitation, and other relevant factors impacting the City's water supply.
2. The level of the Edwards Aquifer Authority Test Well J-17 reaches a level of Stages 1 through 5 Emergency Water Use Reduction as defined by Edwards Aquifer Authority.
3. When the pumping ability of the Trinity Aquifer well drops to 600 GPM or Draw down level of the well reaches seventy-five (75) feet above the transponder.
4. When the City's pumping capacity is reduced by infrastructure damage or equipment failure.

c) Public Issuance of Drought Stage Declaration: The Declaration of a critical use stage will be publicly issued by the City of Garden Ridge. Such declaration shall be placed on the City sign, distributed through the Garden Ridge Emergency Alert System, posted on the City's website, posted on the City's social media pages, and/or published in the official City newspaper.

d) Restricting the Use of Water:

1. Upon declaration of a critical use stage by the City of Garden Ridge, compliance with the Emergency Water Use Reduction Program demand reduction measures shall be required and compliance with the voluntary measures shall be encouraged.
2. Demand reduction measures are attached as Appendix A and are herein incorporated for all purposes.
3. Upon declaration of a critical use stage by the City of Garden Ridge, the sale of water to a temporary user for use outside the City shall be prohibited. The sale of water to a temporary user for use within the City shall be at the discretion of the Public Works Director.

e) Water Rate Surcharges:

1. Critical Period Surcharges will be implemented in accordance with the following schedule:
 - i. Stage 3: Customers will be charged the current water rate plus a 100% surcharge for use over 40,000 gallons.
 - ii. Stage 4: Customers will be charged the current water rate plus a 200% surcharge for use over 40,000 gallons.
 - iii. Stage 5: Customers will be charged the current water rate plus a 200% surcharge for use over 40,000 gallons.
2. Water rate surcharges will remain in effect only so long as the City is in Stages 3, 4, or 5 of the Drought Management Plan.
3. Water rate surcharges shall coincide with the normal billing cycle of the Garden Ridge Water Department. Surcharges shall be applied to the next billing cycle following the implementation of Stages 3, 4, or 5.
4. Surcharge revenues shall be deposited in the Water Fund and such revenue is to be used for Water Company Operations.

f) End of Emergency Use Restrictions:

1. Trinity Aquifer: The program and/or each stage may be terminated or changed at the discretion of the Mayor, City of Garden Ridge, after the trigger condition of a stage has been exceeded and after considering the 10 day rolling average of the appropriate index well level, pumping trends, current precipitation, and the outlook for additional precipitation.
2. Edwards Aquifer: The program and/or each stage may be terminated or changed upon declaration of the Edwards Aquifer Authority (EAA) and/or at the discretion of the Mayor, City of Garden Ridge.

SECTION 5. PENALTIES.

- a) A person who knowingly or intentionally violates the provisions of this Ordinance shall be deemed guilty of a misdemeanor offense and upon conviction be punished by a fine of not less than ten dollars (\$10.00) and not more than two thousand dollars (\$2,000). Each day's violation constitutes a separate offense. Compliance may also be sought through injunctive relief in the District Court.
- b) No violation, definition, or penalty under this section shall have bearing on any violation, definition, or penalty under any other section of this Ordinance.

SECTION 6. ENFORCEMENT.

- a) **Applicable to Resident and Non-Resident Customers:** The enforcement provisions of this Ordinance shall apply to all persons, customers, and property utilizing water purchased from and provided by the City. For purposes of this Ordinance, it shall be presumed that any person, corporation, or association in whose name a water meter connection is registered with the City of Garden Ridge Water Company, has knowingly made, caused, used, or permitted to use the water received from the City and that use of said water in a manner contrary to the provisions of Ordinance No. 61, or in an amount in excess of the use permitted by the conservation stage in effect, is considered a violation of Ordinance No. 61 by that resident person, non-resident person, corporation, or association. Proof that the particular premises have a water meter connection registered in the name of the defendant named in a complaint issued under the auspices of Ordinance No. 61 shall constitute in evidence a prima facie presumption that the person in whose name such water connection was registered was the person who permitted the illegal use of water to occur on the premises.

SECTION 7. VARIANCES.

- a) **Request For Variance:** A person may file a written request for a variance from these rules with the City of Garden Ridge. The request must contain the following information:
 1. The specific nature of the variance requested; and
 2. A detailed explanation of why the person believes they should be granted the variance, including any supporting documentation; and
 3. A signed statement that the facts contained in the request are true and within the person's personal knowledge.
- b) **Additional Information:** The City of Garden Ridge may request the variance requester to provide additional information, which must be filed within ten (10) calendar days of the request or as otherwise directed in the request.

- c) **When Variance May Be Granted:** A variance may be granted only when the variance is not contrary to the public interest and is in harmony with the general purpose and intent of this Ordinance so that the public health, safety, and welfare may be secured and that substantial justice may be done. The Water Commission shall recommend to City Council a variance from these regulations when, due to special conditions, an undue hardship will result from requiring compliance. The City Council is the final authority on variances. The variance, if granted, would be the minimum necessary relief required to alleviate the undue hardship, with the following considerations:
1. That the requested variance does not violate the intent of the drought regulations; and
 2. That the relief sought will not cause significant harm to any other person or group of persons or result in the City of Garden Ridge being in violation of regulatory requirements; and
 3. That the granting of a variance will be in harmony with the spirit and purpose of these regulations; and
 4. That the hardship is in no way the result of the applicant's own actions.
- d) **Terms and Conditions of the Variance:**
1. The City Council may grant a variance for such a term and in accordance with any conditions they deem appropriate.
 2. It shall be a term of every variance granted by the City Council that the variance may be rescinded based on changed circumstances, new information, or failure of the holder of the variance to abide by the terms and conditions of the variance or to comply with these rules or any other order or rule of the City of Garden Ridge.
 3. The City Council may require a person granted a variance to file reports with the City of Garden Ridge containing such information as the City believes relevant to monitoring the continuing appropriateness of the variance.

SECTION 8. SEVERABILITY.

If any section, paragraph, subdivision, clause, or phrase of this ordinance shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of this ordinance as a whole or any part of any provision thereof other than the part so decided to be invalid or unconstitutional.

SECTION 9. EFFECTIVE DATE.

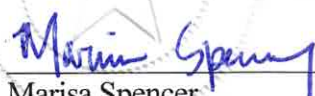
This ordinance shall take effect immediately upon its passage, approval, and publication according to law.

PASSED AND APPROVED ON this 29th day of August, 2022.



Robb Erickson
Mayor

ATTEST:



Marisa Spencer
City Secretary

APPENDIX A
DEMAND REDUCTION MEASURES

Watering by automated irrigation systems is restricted year-round between the hours of 10 am and 8 pm.

STAGE 1

Stage One Alert begins when the Edwards Aquifer Authority Test Well J-17 level reaches **660** feet mean sea level (10 day rolling average) at the monitored well and is declared by the Edwards Aquifer Authority (EAA) and/or at the discretion of the Mayor of the City of Garden Ridge.

1. Water waste is prohibited to include, allowing water to run off onto a gutter, ditch, drain, into the street, or failing to repair a controllable leak.
2. Watering with an irrigation system or sprinkler, permitted only during the hours of 12 a.m. to 10 a.m. and 8 p.m. to 12 a.m.
3. Watering with an irrigation system or sprinkler, permitted only once a week on the designated watering day.

Last Digit of Address	Day
0	Monday
1&2	Tuesday
3&4	Wednesday
5&6	Thursday
7&8	Friday
9	Saturday

Areas without a street address such as medians, neighborhood entryways, or common areas water as if their address ended in a 2.

4. Watering with hand-held hose or drip irrigation permitted any day, any time.
5. Residential, commercial, industrial, and agricultural Edwards Aquifer water users should reduce water consumption by any means available.
6. Washing impervious cover such as parking lots, driveways, streets, or sidewalks is prohibited.
7. Non-commercial washing of vehicles and mobile equipment (e.g. washing vehicles at a residence) is permitted any day at any time over landscape or other surface where run off is minimized and with the use of a hose using an automatic shut-off nozzle or bucket of 5 gallons or less.
8. No building permits will be issued to homeowners or pool contractors for the construction of new swimming pools unless verification is provided that 100% of water for filling of pool will be brought in from a water source outside of the City.

This does not apply to non-potable water, gray water, or treated effluent.

Stage 1 restrictions continue until there is an announcement that Stage 1 has been canceled or that Stage 2 is in effect.

STAGE 2

Stage Two Alert begins when the Edwards Aquifer Authority Test Well J-17 level reaches **650** feet mean sea level (10 day rolling average) at the monitored well and is declared by the Edwards Aquifer Authority (EAA) and/or at the discretion of the Mayor of the City of Garden Ridge.

1. Water waste is prohibited to include, allowing water to run off onto a gutter, ditch, drain, into the street, or failing to repair a controllable leak.
2. Watering with an irrigation system or sprinkler, permitted only once a week on the designated watering day during the hours of 4 a.m. to 8 a.m. and 8 p.m. to 11 p.m.

Last Digit of Address	Day
0	Monday
1&2	Tuesday
3&4	Wednesday
5&6	Thursday
7&8	Friday
9	Saturday

Areas without a street address, such as medians, neighborhood entryways, or common areas water as if their address ended in a 2.

3. Watering with drip irrigation or a 5-gallon bucket permitted during the hours of 4 a.m. to 8 a.m. and 8 p.m. to 11 p.m. any day.
4. Watering with a handheld hose permitted any day, any time.
5. Residential, commercial, industrial, and agricultural Edwards Aquifer water users should reduce water consumption by any means available.
6. Washing impervious cover such as parking lots, driveways, streets, or sidewalks is prohibited.
7. Non-commercial washing of vehicles and mobile equipment (e.g. washing vehicles at a residence) is permitted any day at any time over landscape or other surface where run off is minimized and with the use of a hose using an automatic shut-off nozzle or bucket of 5 gallons or less.
8. No building permits will be issued for the construction of new swimming pools. The City Administrator may grant a variance for the construction of a swimming pool with proof that water for construction and filling of the pool will be brought in from a water source outside of the City.

This does not apply to non-potable water, gray water, or treated effluent.

Stage 2 restrictions continue until there is an announcement that Stage 2 has been canceled or that Stage 3 is in effect.

STAGE 3

Stage Three Alert begins when the Edwards Aquifer Authority Test Well J-17 level reaches **640** feet mean sea level (10 day rolling average) at the monitored well and is declared by the Edwards Aquifer Authority (EAA) and/or at the discretion of the Mayor of the City of Garden Ridge.

1. Water waste is prohibited to include, allowing water to run off onto a gutter, ditch, drain, into the street, or failing to repair a controllable leak.
2. Watering with an irrigation system, soaker hose or sprinkler is permitted every other week beginning on the second Monday after Stage 3 has been declared and only on designated watering day from 4 a.m. to 8 a.m. and 8 p.m. to 11 p.m.

A watering day calendar based upon the last digit of each address will be prepared, distributed, and posted monthly during Stage 3 watering restrictions with the following watering schedule.

Last Digit of Address	Day
0	Monday
1&2	Tuesday
3&4	Wednesday
5&6	Thursday
7&8	Friday
9	Saturday

Areas without a street address, such as medians, neighborhood entryways, or common areas water as if their address ended in a 2.

3. Watering with a drip irrigation or 5-gallon bucket permitted during the hours of 4 a.m. to 8 a.m. and 8 p.m. to 11 p.m. on Monday, Wednesday, and Friday.
4. Watering with a handheld hose permitted any day, any time.
5. Watering newly planted landscapes permitted only with a variance from City Council.
6. Washing cars at home is permitted any day at any time over landscape or other surface where run off is minimized and with the use of hose using automatic shut-off nozzle or bucket of 5 gallons or less. Water runoff from property is prohibited.
7. No person may use groundwater or City provided water for an ornamental outdoor fountain or similar feature.
8. No building permits will be issued for the construction of new swimming pools. The City Administrator may grant a variance for the construction of a swimming pool with proof that water for construction and filling of the pool will be brought in from a water source outside of the City.
9. Water customers subject to a 100% surcharge for use over 40,000 gallons.

This does not apply to non-potable water, gray water, or treated effluent.

Stage 3 restrictions continue until there is an announcement that Stage 3 has been canceled or that Stage 4 is in effect.

STAGE 4

Stage Four Alert begins when the Edwards Aquifer Authority Test Well J-17 level reaches **630** feet mean sea level (10 day rolling average) at the monitored well and is declared by the Edwards Aquifer Authority (EAA) and/or at the discretion of the Mayor of the City of Garden Ridge.

1. All restrictions in Stage 3.
2. Water customers subject to a 200% surcharge for use over 40,000 gallons.
3. The Mayor may establish interim restrictions until the City Council is able to meet to establish additional restrictions.

This does not apply to non-potable water, gray water, or treated effluent.

Stage 4 restrictions continue until there is an announcement that Stage 4 has been canceled or that Stage 5 is in effect.

STAGE 5

Stage Five Alert begins when the Edwards Aquifer Authority Test Well J-17 level reaches **625** feet mean sea level (10 day rolling average) at the monitored well and is declared by the Edwards Aquifer Authority (EAA) and/or at the discretion of the Mayor of the City of Garden Ridge.

1. All restrictions in Stage 4.
2. Conditions as directed by the Mayor and City Council.
3. Use Necessary for Public Health or Safety.
4. Notwithstanding any provision of these rules, groundwater may be used when and to the extent it is necessary to prevent danger to public health, safety, or welfare or to the extent required by State or Federal law.
6. Water customers subject to a 200% surcharge for use over 40,000 gallons.

This does not apply to non-potable water, gray water, or treated effluent.

2024 Cadet Sponsorship Proposal

GARDEN RIDGE POLICE DEPARTMENT





GARDEN RIDGE POLICE DEPARTMENT

9400 MUNICIPAL PARKWAY · GARDEN RIDGE, TX 78266
OFFICE: (210) 651-6441 · FAX: (210) 651-1639

Overview

Like many other specialized industries across the country, police departments are combating a shortage of personnel. There are many contributing factors to why we are experiencing a shortage of qualified and talented police officers. Regardless of the reason, a solution needs to meet this problem and we believe that a Police Cadet Sponsorship Program is the way forward.

History

Finding and hiring police officers has not always been this difficult. I can remember when the department would receive upwards of thirty applications for one patrol officer position. I also remember testing dozens of prospective recruits at a time. It was a lot of work, but the benefits were well worth it. Over the past five years, it has become increasingly more difficult to recruit police officers and this is a country wide problem. There are a couple major factors to this problem:

1. Prior to COVID, national media really worked hard at giving police officers a black eye. They made it seem like being a police officer was being corrupt and untrustworthy. It did not help that the news media made it seem like police officers were being shot around every corner. We all know this is not the truth and we also know that TV shows play a big factor in unreasonable expectations of what a police officer's actually does on a day-to-day basis.
2. Then came COVID. While colleges and universities were finding ways to launch distance learning programs, the police academies were decimated with poor attendance numbers and a lack of desire from the pool of young adults to become police officers.
3. This also fired up a generation of young adults who would rather work from home behind a computer all day and often times could make more money in jobs where they never had to leave their kitchen tables.

The Problem

To effectively provide emergency and non-emergency services to the citizens of Garden Ridge, the police department must be adequately staffed. We are a small department which means that each police officer position carries much more weight. The police department is authorized eight patrol officer positions and seven of those are funding by the budget. Of the seven funded positions, three of those are vacant. That calculates to missing 43% of our patrol officer staff. The department is currently operating on a skeleton shift almost every day and we have not received a qualified application for patrol officer in several months. While we have been extremely short of staff before, we were always comforted by the fact that we had someone in the onboarding stages that we knew would be filling a vacancy. We are currently not that lucky. There are nearly fifty law enforcement agencies in this Tri-County area and upwards of one hundred surrounding San Antonio. All of these agencies are recruiting cadets from the same



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two police academies that we are making trips to regularly. Larger agencies are beginning to actively poach our police officers because they know we have a reputation of maintaining high standards of training and service to the community.

The Solution

The solution that will solve this problem is to implement a Police Cadet Sponsorship Program. It is something that we have never done before, but it is quickly becoming the new recruiting tool for many other agencies with forward thinking leadership. There is no real consistency among agencies, but the basic concept of the program is to hire the cadet either before they start the police academy or while they are actively enrolled in the police academy. This assures the cadet they have a job and offers them a monetary incentive to sign on with us. It also assures the department that they have a qualified police officer in line to fill the vacant patrol officer position and a monetary incentive for them to stay with the department for a minimum of three years.

Financial Impact

Currently, there are three patrol officer positions budgeted. Two of those positions have not been filled for the entire budget year and one position was vacated by Sgt. McKenzie when he was promoted on January 1, 2024. For the purposes of cost, let's dissect one entry level patrol officer position for ease of understanding.

A base salary patrol officer position costs the following in gross dollars:

1. Base pay - \$59,858 annual (\$1151 weekly)
2. Health Insurance Package - &10,700 annually (\$205.77 weekly)
3. TMRS Contributions - \$5,034 annual (96.81 weekly)

Total - \$75,592 annual (\$1,454 weekly)

The police academy is 24 weeks long so if we hired a cadet for the entire time they attended the police academy, the expense would be as follows:

1. Proposed Base Pay - \$25,392 24-weeks (\$1,058 weekly)
2. Health Insurance Package - \$4,938 for 24-weeks (\$205.77 weekly)
3. TMRS Contributions - \$2,135 for 24-weeks (\$88.95 weekly)
4. Peace Officer Academy - \$4308 for 24-weeks (179.50 weekly)

Total - \$36,773 for 24-weeks (\$1,532.22 weekly)

Surplus - \$38,819



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What Comes Next

This will be a newly created position for the city. The Cadet will be a civilian employee of the police department who, by assignment to the police academy, will also have a mix of police policies and procedures to follow. In order to launch this promising program, the following will need to occur:

1. **City Council approval.** This is a newly created position and will require total transparency with City Council and their approval before being able to actively recruit for cadets to hire. The money is already budgeted for the positions.
2. **Employee Sponsorship Agreement.** The City will need to give their blessing to adopt a legally binding contract with the Cadet that assures the department will not be taken advantage of.
3. **Recruiting.** The department has already been actively recruiting, but this would give us a new and extremely encouraging tool to start promoting during our trips to the academies.

Expected Impact and Success

There are new police academy classes beginning every few months. Even though they are not plentiful with cadets, the numbers are still there for an agency that is willing to sponsor. Sponsoring would launch Garden Ridge into a category of more desirable places to work. I would expect that by mid-year, we would have at least one cadet sponsored and another prospective going through the hiring process. Success will be easily evaluated because we already have a top-notch interview and vetting process. Filling all vacant positions with police officers who love to serve the community and are the right fit for Garden Ridge will represent success.

2024 Timeline

April – City Council approval

April 15th – 2024 Bravo Academy Class Orientation

April 29th – First day of Academy – Recruiting trip

May – Receive our first (possibly two) application and begin the interview & vetting process

June – Hire the first and/or second cadet

July 22nd – 2024 Charlie Academy Class Orientation

August 12th – First day of academy – Recruiting trip

September – Receive next (possibly two) applications and begin the interview and vetting process

October – Hire the next cadet

October 16th – 2024 Bravo Class graduation / cadet becomes patrol officer

February 24, 2025 - 2024 Charlie Class graduation / cadet becomes patrol officer



GARDEN RIDGE POLICE DEPARTMENT

9400 MUNICIPAL PARKWAY · GARDEN RIDGE, TX 78266
OFFICE: (210) 651-6441 · FAX: (210) 651-1639

City of Garden Ridge Employee Sponsorship Agreement

This Employee Sponsorship Agreement is made between the City of Garden Ridge ("City") and _____ ("Employee"), collectively referred to as the "Parties." The Effective Date of hire is _____. ("Effective Date")

WHEREAS, the Parties have determined that it is in their respective and mutual best interests for the City to pay certain expenses associated with specialized equipment related to Employee's employment with the City of Garden Ridge's Police Department; and

WHEREAS, the Parties understand and agree that certain protective gear, such as body armor, must be custom fit for the Employee's specific measurements and size in order to ensure a proper fit for Employee's safety;

WHEREAS, the Parties understand and agree that the City will incur significant costs in connection with the hiring, training and outfitting of the Employee as a police officer; and

WHEREAS, the Parties understand and recognize that this agreement is not intended to constitute any type of employment agreement or guarantee of continued employment.

NOW, THEREFORE, in consideration of good and valuable consideration, the receipt of and sufficiency of which is hereby acknowledged, and in consideration of the mutual benefits and covenants herein made, the Parties agree as follows:

1. **BASIC PEACE OFFICER COURSE.** In order to hire and maintain licensed police officers, the City enrolls police cadets in a Texas Commission on Law Enforcement approved Basic Peace Officer Course (hereinafter referred to as "BPOC"), which may include additional training mandated by the BPOC or by the Chief of Police. The City agrees to pay the BPOC Cost for newly hired police cadet Employees. If the Employee has already paid the approved BPOC costs, the City agrees to reimburse the Employee within thirty (30) days after the Effective Date. Original receipts will be required for reimbursement. The BPOC tuition, books, administrative entrance fees, and other associated expenses paid by the City total the sum of \$_____ ("BPOC Cost").
2. **EQUIPMENT PROVIDED.** In order to prepare the Employee for assuming the duties of a Garden Ridge Police Officer, the City agrees to initially furnish Employee certain protective gear, equipment and uniforms. The gear, equipment and uniforms total the sum of \$_____ ("Equipment Expenses").



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3. **CADET COMPENSATION.** In order to ensure an Employee hired as a Police Cadet, has adequate time and attention to apply during the BPOC, Cadets are not allowed to hold any outside employment. The City agrees to compensate the Cadet with an Employee salary to include the standard Employee benefits package while Employee is actively attending the BPOC. Employee salary will be paid in accordance to how other City Employees are paid. The Cadet Salary totals the sum of \$ _____.

Upon successful completion of the BPOC, and passing the state exam for a Certified Peace Officer, the City shall transfer the employee to the police department and adjust the salary accordingly.

4. **EFFECTIVE DATE.** The term of this Agreement begins as of the Effective Date of Hire and expires after the Employee has completed three (3) consecutive years of employment with the City as a certified Police Officer.
5. **PROMISE TO PAY.** If Employee separates from employment within three (3) consecutive years of employment with the City as a certified Police Officer, Employee agrees to pay the City 100% of the BPOC Cost, and Equipment Expenses.

Employee has no obligation to reimburse the City for the BPOC Cost, and Equipment Expenses so long as the Employee remains in continuous service for three (3) consecutive years of employment with the City as a certified Police Officer.

Employee understands and authorizes the City to deduct any sums owed to the City hereunder from Employee's final pay or from any other sums owed to Employee upon the Employee's separation from the City, including unused vacation pay, compensatory time, or other pay owed to Employee in accordance with City's personnel policy. All such deductions shall be made after required state and federal withholdings.

All sums payable by Employee hereunder shall be due on the last day of the Employee's employment with the City. Employee agrees to pay the City any deficiency remaining hereunder within seven (7) days of separation from employment with the City. Employee waives all demands for payment, presentations for payment, protests, and notices of protest, to the extent permitted by law.

6. **EXCEPTIONS.** Notwithstanding any contrary provision herein, Employee shall not be required to reimburse the City for the BPOC Cost, and Equipment Expenses if Employee's employment with the City is terminated:
- By the City solely on the basis of the City's status as an "at-will" employer, and not as a result in whole or in part of Employee's work-related misconduct or other good cause for termination;
 - By the City solely on the basis of a reduction in force;



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- c. Upon Employee's death, or permanent disability which prevents Employee from performing essential job-related functions.
7. **INTEREST.** All sums payable by Employee hereunder shall bear interest at the rate of eight (8%) percent per annum from the date due until paid, provided that interest on the obligations evidenced by this Agreement shall not exceed the maximum amount of nonusurious interest that may be contracted for, taken, reserved, charged, or received under law. Any interest in excess of that maximum amount shall be credited on the principal of the debt, or if that has been paid, refunded.
8. **COSTS OF COLLECTION.** If necessary, Employee shall pay the City all the City's reasonable costs of collection and enforcement hereunder, including reasonable attorney's fees and court costs, in addition to other amounts due.
9. **"AT WILL" STATUS UNAFFECTED. *THIS AGREEMENT IS NOT AN EMPLOYMENT CONTRACT.*** The Parties expressly acknowledge and agree that this Agreement does not guarantee employment for any particular length of time, nor does it in any way alter the parties' "at-will" employment status. The City of Garden Ridge or Employee may terminate the employment relationship at any time, with or without notice, with or without cause, and for any reason or no reason at all subject only to the repayment provisions of this agreement.
10. **MISCELLANEOUS.**
 - a. **No Waiver.** No delay by City in enforcing any part of this Agreement shall be deemed a waiver of any of City's rights or remedies, nor shall such delay be deemed a waiver of any subsequent breach or default by Employee.
 - b. **Severability.** Each and every covenant and obligation contained in this Agreement is and shall be construed to be a separate and independent covenant and obligation. If any term or provision of this Agreement, or its application to any person or circumstances shall to any extent be held invalid, illegal or unenforceable, the remainder of this Agreement shall not be affected thereby, and each and every other term and provision shall be enforced to the fullest extent permitted by law as if the invalid, illegal or unenforceable provision had never been included in this Agreement.
 - c. **Venue and Applicable Law.** The Parties hereto agree that the laws of the State of Texas shall govern the interpretation, validity, performance and enforcement of this Agreement. Venue for any action involving this Agreement shall be solely and exclusively in the courts of Comal County, Texas.
 - d. **Construction and Interpretation.** Each of the Parties has read and understands the meaning and effect of this Agreement. The Parties agree that in the construction



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and interpretation of the terms of this Agreement the rule of construction that a document is to be construed most strictly against the party who prepared same shall not be applied, it being agreed that the Agreement should be construed fairly and simply and not strictly against either party.

- e. Binding Effect. This agreement binds and inures to the benefit of the Parties and their respective legatees, devisees, heirs, executors, legal and personal representatives, assigns, transferees, assigns, and successors in interest.
- f. Entire Agreement. This Agreement embodies in its entirety the sole and only agreement between Employee and City regarding the subject matter hereof, and it incorporates all other written, verbal, express, and implied agreements made between any party or any agent of any party to this Agreement in connection with such matters. If any provisions in this Agreement conflict with any provisions in any other instrument, those in this Agreement shall control.
- g. Amendments. No amendment, modification or alteration of the terms of this Agreement shall be binding unless reduced to writing, dated subsequent to the date of this Agreement, and duly executed by the parties hereto.

NOTICE: READ THIS AGREEMENT CAREFULLY; IT IS A LEGALLY BINDING CONTRACT. IF YOU DO NOT UNDERSTAND THE EFFECT OF THIS AGREEMENT, CONSULT AN ATTORNEY BEFORE SIGNING.

Employee Signature

Ron Eberhardt, Chief of Police

Employee Printed Name

ORDINANCE NO. 23-042024

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARDEN RIDGE, TEXAS, PROVIDING FOR REGULATIONS AND REQUIREMENTS OF PEDDLERS, SOLICITORS, AND IN CERTAIN CIRCUMSTANCES, CANVASSERS; ESTABLISHING PROTECTIONS FOR HOMEOWNERS DESIRING TO AVOID PEDDLERS, SOLICITORS, AND CANVASSERS; PROVIDING FOR SEVERABILITY; ESTABLISHING A PENALTY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Garden Ridge (the "City") is a home-rule city authorized by state law to establish ordinances to protect the health, safety and general welfare of its residents; and

WHEREAS, many citizens of this community expect their local government to assist them in preserving their privacy and the quiet enjoyment of their homes, and protecting them from those who would fraudulently seek information regarding their homes and security for criminal purposes; and

WHEREAS, other persons often desire to interrupt the quiet enjoyment of one's home to solicit donations for causes believed to be worthy of support, or to canvas for support for particular religious, ideological, or political causes or for reasons of prompting commerce; and

WHEREAS, an important part of the freedom enjoyed by all citizens and residents of the United States is the right to speak freely, to express ideas that may be unpopular, and to engage others in debate without government interference; and

WHEREAS, the Supreme Court of the United States has consistently recognized the right and obligation of local governments to protect their citizens from fraud and harassment, particularly when solicitation of money is involved; and

WHEREAS, it is the responsibility of all units of government to balance these competing interests in a manner consistent with the Constitution of the United States and of Texas, while attempting to minimize fraud, prevent crime, and protect the privacy of our citizens; and

WHEREAS, this Ordinance is not intended to impermissibly limit an individual's right to exercise free speech associated with solicitation; rather it aims to impose specific time, place, and manner restrictions on solicitation and associated conduct in certain limited circumstances; and

WHEREAS, the City Council finds that establishing regulations of peddlers, solicitors, and in certain circumstances, canvassers, as provided for in this Ordinance is necessary for the health, safety, and welfare of the City.

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

SECTION 1. FINDINGS.

All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

SECTION 2. DEFINITIONS.

As used in this Ordinance the following words have the meaning indicated:

Peddler. A person who attempts to make personal contact with a resident at his/her residence without prior specific invitation or appointment from the resident, for the primary purpose of attempting to sell a good or service. A "peddler" does NOT include a person who distributes handbills or flyers for a commercial purpose, advertising an event, activity, good or service that is offered to the resident for purchase at a location away from the residence or at a time different from the time of visit, when personal contact with the occupant of the residence may or may not occur. Such a person is a "solicitor".

Solicitor. A person who attempts to make personal contact with a resident at his/her residence without prior specific invitation or appointment from the resident, for the primary purpose of (1) attempting to obtain a donation to a particular patriotic, philanthropic, social service, welfare, benevolent, educational, civic, fraternal, charitable, political or religious purpose, even if incidental to such purpose there is the sale of some good or service, or (2) distributing a handbill or flyer advertising a commercial event or service. A "solicitor" does NOT include a person who attempts to make personal contact with a resident at his/her residence without prior specific invitation or appointment from the resident, for the primary purpose of attempting to sell a good or service. Such a person is a "peddler".

Canvasser. A person with or without personal contact with a resident or without prior specific invitation or appointment from the resident, for the primary purpose of (1) attempting to enlist support for or against a particular religion, philosophy, ideology, political party, issue, or candidate, even if incidental to such purpose the canvasser accepts the donation of money for or against such cause, or (2) with or without personal contact with an occupant distributing a handbill or flyer advertising a commercial or non-commercial event, service or product.

Applicant. A person who has submitted a written application to the City for a permit pursuant to this Ordinance.

Permittee. A person whose written application for a permit pursuant to this Ordinance has been approved.

SECTION 3. EXEMPTIONS.

In addition to any statutory exemption provided by state statute (as amended), the following are excluded from permitting provisions:

- a) Newspaper carriers;
- b) Farmers who sell agricultural products that were raised or grown by them;
- c) Students participating in public or private school approved fundraisers;

- d) Religious proselytizing or distribution of religious literature;
- e) Political speech/activity.

SECTION 4. WRITTEN APPLICATION REQUIRED.

It is unlawful for any peddler or solicitor, or canvasser to engage in business within the City without first obtaining a permit. Any person subject to the provisions of the Ordinance shall file with the City an application in writing on a form to be furnished by the City, and shall provide the following information:

- a) Each Applicant's name, driver's license number or State issued identification number, telephone number, address, birth date, physical description;
- b) A government issued identification of the applicant that includes a photograph;
- c) If the Applicant is peddling or soliciting or canvassing for a commercial organization, the name, telephone number and address of such organization, as well as the name, telephone number and address of an immediate supervisor; goods to be sold and vehicle information;
- d) Full and complete list of goods to be sold and/or services to be delivered;
- e) Description (year, make, model, color) and the issuing state and plate number for any and all vehicles to be used in soliciting and peddling;
- f) Two (2) recent photographs of passport size, which show the head and shoulders of the applicant in a clear and distinguishing manner.
- g) Proof of liability insurance providing a limit of at least \$1,000,000 to cover damages that may arise from the solicitation and providing coverage against claims against the applicant and claims against the City. The certificate of insurance must be signed by an agent authorized to bind coverage and indicate that the applicant has obtained, at his or her sole expense, the following insurance coverage:
 - 1. That is written by an insurance company with an A- or better rating by AM Best and that is admitted or approved to do business in the State of Texas;
 - 2. That is in full force and effect for the duration of the permit period;
 - 3. That provides \$1,000,000 of liability coverage per occurrence with no deductible;
 - 4. That insures the applicant and all persons who will be soliciting;
 - 5. That names the City of Garden Ridge, its officers, agents, employees, and elected representatives as an additional insured;
 - 6. That provides that any insurance maintained by the City shall apply in excess of and not contribute with it.

All applications must be forwarded to the Chief of Police for review and approval. Applicants must provide original identifying documents to the Chief of Police upon request. Peddler/Solicitor Permit Application is attached to this ordinance as Exhibit A.

SECTION 5. FEE.

An initial application processing fee and any applicable renewal fee shall be charged to defray necessary administrative costs associated with processing the application pursuant to the City's

schedule of fees. The processing and permit fees are listed on the City of Garden Ridge Peddler/Solicitor Permit Application. The Peddler/Solicitor Permit Application is attached as Exhibit A to this ordinance.

SECTION 6. STANDARDS FOR APPROVAL & DENIAL.

A copy of the application for permit and all supporting documentation submitted by the Applicant will be referred to the police department, which will undertake a civil investigation of the Applicant's record and background, such as shall be reasonably necessary to protect the public.

- a) An application for permit under this article may be denied where:
 1. Applicant is not 18 years of age or older;
 2. Any required application information is determined to be incomplete or incorrect;
 3. Applicant is currently wanted on warrant(s) for arrest;
 4. Fraud or misrepresentation made on the application;
 5. An Applicant having a felony conviction or any misdemeanor conviction involving moral turpitude within the last seven years;
 6. An Applicant having a conviction of any misdemeanor involving moral turpitude during solicitation activities or a conviction of a sexual offense or is a registered sex offender regardless of time; and
 7. The civil investigation of the applicant's record and background demonstrates denial is appropriate to protect the public.
- b) An Applicant denied a permit shall have the right to appeal to the City Council. In such case the Applicant must submit a written notice of the appeal within 3 business days of the denial of the permit. A hearing shall be preferentially set at a meeting of the City Council as soon as a quorum of council can be reasonably established. The hearing shall be conducted by the presiding officer. The burden of proof shall be a preponderance of the evidence and shall be placed upon the City to demonstrate denial of a permit is appropriate under this section. After conducting the hearing, the City Council shall, by majority vote, either sustain the action of Chief of Police or issue an order to grant the permit. Any decision by the City Council shall be final.

SECTION 7. REGISTRATION DOCUMENTATION.

- a) The issuing officer shall issue to each Applicant, documentation or certification of registration (hereafter "registration documentation") within five working days that shall be dated for the date of actual registration and that documentation is only valid for the date of registration and the 90 days immediately following the date of issuance.
- b) The Permittee is required to notify the Chief of Police before any peddling or soliciting or canvassing under the issued permit is conducted on any new calendar date other than the date stated on the issued permits. If the permit date has expired, Permittee must reapply for a new permit in accordance with this Ordinance.
- c) The Chief of Police will retain the application and a copy of the approved permit as required by law. The permit may not be represented as an endorsement or approval by the City of the purposes of a solicitation or a product offered by the Permittee.
- d) Only those peddlers, or solicitors, or canvassers whose names are listed on the approved

application may conduct business under the issued permit. If any new peddler or solicitor, or canvassers join the campaign after the original permit is issued, they must submit the information required in accordance with this Ordinance.

SECTION 8. DISPLAY OF IDENTIFICATION CARD.

Each Permittee shall be issued a permit and such permit shall be worn on the outer clothing of the individual during door-to-door solicitation activities, so as to be reasonably visible to any person who might be approached by said person. Upon request or demand, the peddler or solicitor or canvasser will exhibit the permit to indicate compliance with all of the relevant requirements of this article.

SECTION 9. NONTRANSFERABILITY.

Permits issued under the provision of this article are not transferable in any situation and will be clearly marked "Not transferable."

SECTION 10. REVOCATION OF CARD.

A registration document may be revoked for any of the following reasons:

- a) Any violation of this Ordinance by the Applicant or by the person for whom the particular card was issued;
- b) Any of the permit application requirements are discovered to be no longer true or invalid during the permit period or in the course of carrying on the activity;
- c) Conducting the activity in such a manner as to constitute a breach of the peace or a menace to the health, safety, or general welfare of the public.

The Chief of Police may suspend any permit upon a determination of violations of this article. Notice of suspension of a permit issued under this Ordinance shall be provided in writing and shall set forth specifically the grounds for the suspension. Notice shall be hand delivered or mailed, postage prepaid, to the Permittee at the address shown on the permit application or at the last known address of the Permittee. Any person whose permit has been suspended shall have the right to appeal such action to the City Council in accordance with this Ordinance.

SECTION 11. DISTRIBUTION OF HANDBILLS AND COMMERCIAL FLYERS.

In addition to the other regulations contained herein, a peddler or solicitor or canvasser leaving handbills or commercial flyers around the community shall observe the following regulations:

- a) No handbill or flyer shall be left at, or attached to any sign, utility pole, transit shelter or other structure within the public right-of-way. The police are authorized to remove any handbill or flyer found within the right-of way.
- b) No handbill or flyer shall be left at, or attached to any privately owned property in a manner that causes damage to such privately owned property.
- c) No handbill or flyer shall be left at, or attached to any property having a "no solicitor" sign of the type described in Section 12(a) or (b).

- d) Any person observed peddling, soliciting or distributing handbills or flyers shall be required to identify himself/herself to the police (by producing evidence of timely registration documentation and government issued picture identification) upon demand.

SECTION 12. POSTED PROPERTIES, DECLARATION OF ACCEPTABLE TIMES TO SOLICIT DOOR TO DOOR AND RESTRICTION OF SOLICITATION AT ALL OTHER TIMES.

No peddler, solicitor or canvasser shall:

- a) Enter upon any private property where the property has clearly posted in the front yard a sign visible from the right of way (public or private) indicating a prohibition against peddling, soliciting and/or canvassing. Such sign need not exceed one square foot in size and may contain words such as “no peddling”, “no soliciting”, or “no canvassing” (or words to that effect) in letters of at least two inches in height;
- b) Enter a gated community or subdivision owned in common and maintained by a restrictive covenant property or homeowners association when, a clearly posted sign is posted at each entrance and is visible from the public right of way indicating a prohibition against peddling, soliciting and/or canvassing applicable to the entire gated community or subdivision. Such sign need not exceed one square foot in size and may contain words such as “no peddling”, “no soliciting”, or “no canvassing” (or words to that effect) in letters of at least two inches in height;
- c) Remain upon any private property where a notice in the form of a sign or sticker is placed upon any door or entrance way leading into the residence or dwelling at which guests would normally enter, which sign contains the words “no peddling”, “no soliciting”, or “no canvassing” and which is clearly visible to the peddler, solicitor or canvasser, regardless of size;
- d) Use or attempt to use any entrance other than the front or main entrance to the dwelling, or step from the sidewalk or indicated walkway (where one exists) leading from the right-of-way to the front or main entrance, except by express invitation of the resident or occupant of the property;
- e) Remove any yard sign, door or entrance sign that gives notice to such person that the resident or occupant does not invite visitors;
- f) Enter upon the property of another except on Monday through Saturday of each week prior to 9:00 a.m. Solicitation hours are authorized between 9:00 a.m. and 30 minutes after sunset. Sunset is defined by the U.S. Naval Observatory Astronomical Applications Department Table of Sunrise and Sunset times.

Provided, however, the above prohibitions shall not apply when the peddler or solicitor, or canvasser or solicitor has an express invitation from the resident or occupant of a dwelling allowing him/her to enter upon any posted property.

SECTION 13. SOLICITATION ON PRIVATE PROPERTY.

Solicitation that includes display and storage of merchandise not in compliance with the City's regulations on zoning, including regulations on the storage of merchandise or supplies in Ordinance No. 13, and any amendment made thereafter, is prohibited.

SECTION 14. PROHIBITING SOLICITATION IN PUBLIC RIGHTS-OF-WAY.

The City recognizes that Texas Transportation Code § 552.007-.0071 regulates "Solicitation by Pedestrians" in roadways. Garden Ridge, pursuant to state law, grants authorization for employees or agents of the City of Garden Ridge, Texas to stand in a roadway to solicit a charitable contribution if all legal requirements are met (See Tex. Trans. Code §552.0071(b)-(f)). Otherwise, the City of Garden Ridge, Texas is immune from this Ordinance.

SECTION 15. VIOLATIONS (STANDARD CRIMINAL OFFENSE).

Any person found to be in violation of this Ordinance, unless otherwise specifically stated, shall be fined a maximum of \$500 for each offense. Each instance of conduct violating this ordinance shall be considered a separate and independent violation of this ordinance. However, it shall be a defense to prosecution if any persons charged with a violation of this ordinance presents at or prior to trial, a Texas statute or other legal authority which established a legal defense to prosecution or exemption as a matter of law. Nothing provided for herein shall prevent the City from seeking civil remedies as allowed by law.

SECTION 16. CUMULATIVE AND SAVINGS.

This Ordinance shall be cumulative of all provisions of ordinances of the City of Garden Ridge, Texas, except where the provisions of the ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed. Any and all previous versions of this Ordinance to the extent that they are in conflict herewith are repealed.

SECTION 17. SEVERABILITY.

The provisions of this Ordinance are declared to be severable. If any section, sentence, clause, or phrase of the Ordinance shall for any reason be held to be invalid or unconstitutional by a court of competent jurisdiction, such decisions shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance, but they shall remain in effect; it being the legislative intent that this Ordinance shall remain in effect notwithstanding the validity of any part.

SECTION 18. PROPER NOTICE AND MEETING.

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

SECTION 19. EFFECTIVE DATE.

This Ordinance shall become effective immediately upon its passage, approval and publication as provided by law.

PASSED AND APPROVED ON this 3rd day of April, 2024.

ATTEST:

Robb Erickson
Mayor

Marisa Spencer
City Secretary

Exhibit A

Peddler/Solicitor Permit Application



**CITY OF GARDEN RIDGE
PEDDLER/SOLICITOR PERMIT APPLICATION**

APPLICANT INFORMATION: (One authorization per solicitor) (PLEASE PRINT)

Name: _____

Residence Address: _____

Residence Phone: _____ Cell Phone: _____

Email Address: _____

ID/DL#: _____ State: _____ Expiration: _____ Birth Date: _____

Sex: _____ Race: _____ Age: _____ Height: _____ Hair Color: _____ Eye Color: _____

Company Name: _____

Company Address: _____

Company Phone: _____ Supervisor Name & Contact #: _____

Vehicle Information:

Year: _____ Make: _____ Color: _____ Plate#: _____ State: _____

Insurance Policy Information: (According to section 4, g Ordinance 23)

Company Name: _____ Phone Number: _____

Company Address: _____

**FAILURE OR REFUSAL TO PROVIDE THE INFORMATION REQUESTED ON THE
PERMIT APPLICATION FORM WILL BE SUFFICIENT REASON FOR
DISAPPROVAL OF THE REQUESTED PERMIT.**

_____ **I have read and understood Ordinance 23 and agree to abide by all terms.**

Permit Fees: _____ \$75 Admin Fee (Up Front / non-refundable) _____ \$30 Permit (90 Day)

Signature of Applicant: _____ Date: _____



OFFICE USE ONLY

Received by: _____ Verified & Approved by: _____

UNDER THE PROVISIONS OF ORDINANCE NUMBER 23-042024, _____ IS
HEREBY AUTHORIZED TO CONDUCT DOOR TO DOOR SOLICATIONS/SALES ACTIVITY
REPRESENTING _____ WITHIN THE CORPORATE LIMITS OF THE CITY OF
GARDEN RIDGE, TEXAS. PRODUCTS TO BE SOLD OR DISTRIBUTED _____.

PERMIT #: _____

Permit Expiration: _____

4/2024