

**A G E N D A**  
**CITY COUNCIL MEETING**  
**LAKE DALLAS CITY HALL**  
**212 MAIN STREET**  
**March 24, 2016 - 7:30 PM**

*Notice is hereby given, as required, by Title 5, Chapter 551.041 of the Government Code that the City Council of the City of Lake Dallas will meet in a Regular Meeting on March 24, 2016 at 7:30 PM in the Council Chambers of Lake Dallas City Hall located at 212 Main Street. The agenda follows.*

**A. ROLL CALL**

**B. INVOCATION**

**C. PLEDGE OF ALLEGIANCE:**

- 1) United States Flag
- 2) State of Texas Flag

*{Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.}*

**D. ANNOUNCEMENTS**

**E. PRESENTATIONS**

- 1) Ricky Mathews regarding exterior materials for residential construction
- 2) AGL regarding changes to I35E

**F. REPORTS**

- 1) Boards and Commissions

**G. VISITORS/CITIZENS AGENDA** *In accordance with the Open Meetings Act, the City Council is prohibited from acting on or discussing (other than factual responses to specific questions) any items brought before them at this time. Citizen's comments will be limited to five (5) minutes.*

**H. CONSENT AGENDA**

- 1) Consideration and Action to approve the minutes from the March 10, 2016 meeting. (City Secretary)
- 2) Consideration and Action to approve an ordinance for a Special Use Permit at 209 Main Street. (City Manager)

**I. BUSINESS**

- 1) Consideration and Action to approve one or more Interlocal Cooperation Agreements with the Town of Hickory Creek for the rehabilitation of Main Street. (City Manager)
- 2) Consideration and Action to appoint a temporary Municipal Court Judge. (City Manager)
- 3) Consideration and Action to approve a contract with Strategic Government Resources for a City Manager Search. (Councilmember Nolan)
- 4) Discussion regarding drainage issues and general conditions on Myers and Wilson Streets with the Mayberry development. (Councilmembers Houdek and Nolan)

**J. WORKSHOP**

- 1) Discuss and consider authorizing the city manager to negotiate and execute an agreement with Waste Management and/or take other appropriate action regarding Waste Management's improper disposal of collected recyclable materials.

**K. EXECUTIVE SESSION**

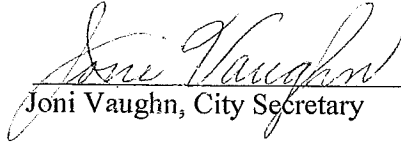
- 1) Conduct a closed meeting pursuant to Texas Local Government Code Section 551.071 to consult with and seek legal advice from the City Attorney regarding the City's rights and obligations pursuant to its interlocal cooperation agreement for fire services with City of Corinth.

**L. ACTION, IF ANY, FROM EXECUTIVE SESSION**

**M. NEW AGENDA ITEMS**

**N. ADJOURNMENT**

*I, Joni Vaughn, City Secretary, certify that this agenda was posted on the City of Lake Dallas bulletin board as required on March 18, 2016 by 5:00 p.m.*

  
\_\_\_\_\_  
Joni Vaughn, City Secretary



**Executive Session:**

As authorized by Section 551.071 of the Texas Government Code, this meeting may be convened into closed executive session for the purpose of seeking confidential legal advice from the City Attorney on any agenda item listed herein.

This building is wheelchair accessible. Any requests for sign interpretive services must be made 48 hours ahead of meeting. To make arrangements, call 940-497-2226 or (TDD) 1-800-RELAY-TX (1-800-735-2989) to reach 940-497-2226.

I certify that the attached notice and agenda of items to be considered by the City Council was removed by me from the City Hall bulletin board on the \_\_\_\_\_ day of March, 2016.

\_\_\_\_\_  
Joni Vaughn, City Secretary

**Council Agenda Item E - 1**  
**March 24, 2016**

**MEMORANDUM**

**TO:** City Council

**THROUGH:** Nick Ristagno, Interim City Manager/Chief of Police

**FROM:** Char DuPree, Community Development

**SUBJECT:** Ricky Mathews presentation regarding exterior materials for residential construction

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**Issue:** Allowing the use of cement fiber board as an approved masonry product in the construction of new residential homes

**Background:**

Building permit number 05308 was issued on January 12, 2016 for the construction of a new residential home located at 603 Cain St. in the R1-6000 Zoning District. This district allows the installation of cement fiber board (also known as handi-plank) for new homes. On March 9, 2016, Mr. Mathews, owner of 605 Cain St., came to City Hall questioning why he was not notified a house was going to be built next to his rental income property using cement fiber board on the exterior of the structure. He was asked to email his concerns and questions, which he did. In response, he was informed that Community Development was not required to notify neighboring property owners unless the project did not comply with the City and Building Codes. The new home met all requirements and was being built on an already platted residential lot.

In reply to his concerns regarding the exterior surface being cement fiber board, Section 122-93 (a) of the City Code was revised in a joint project between City Manager Earl Berner and Schrickel, Rollins & Associates and approved by the City Council on March 26, 2006, allowing the use of cement fiber board in residential structures.

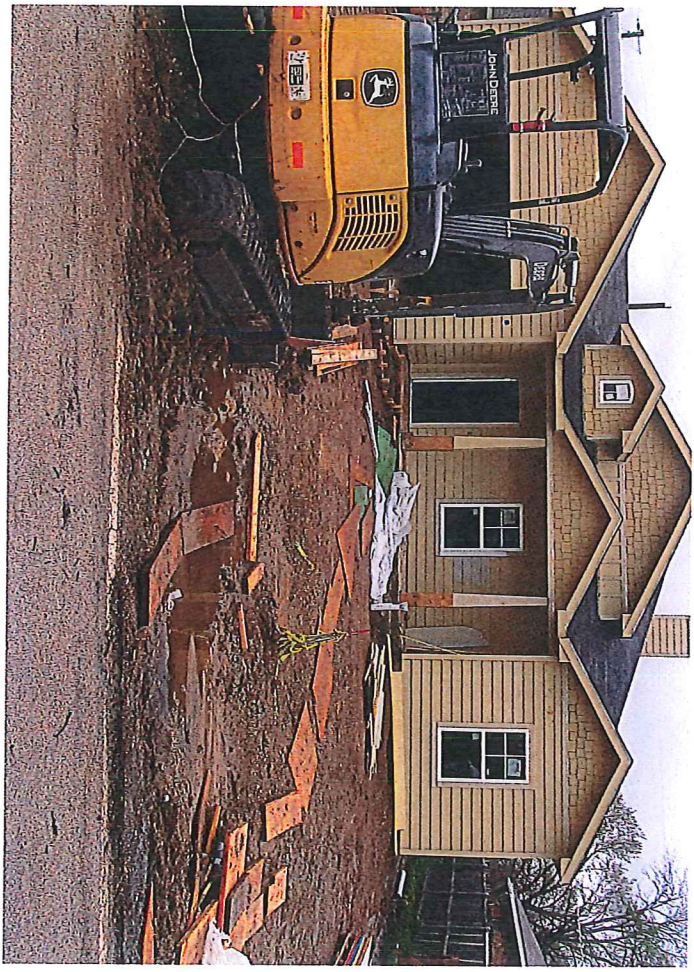
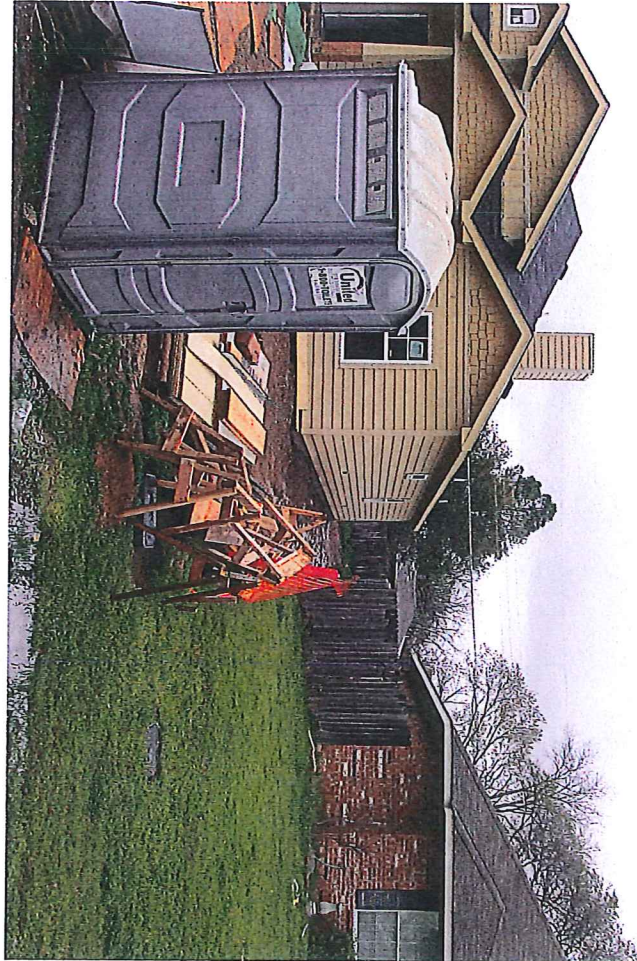
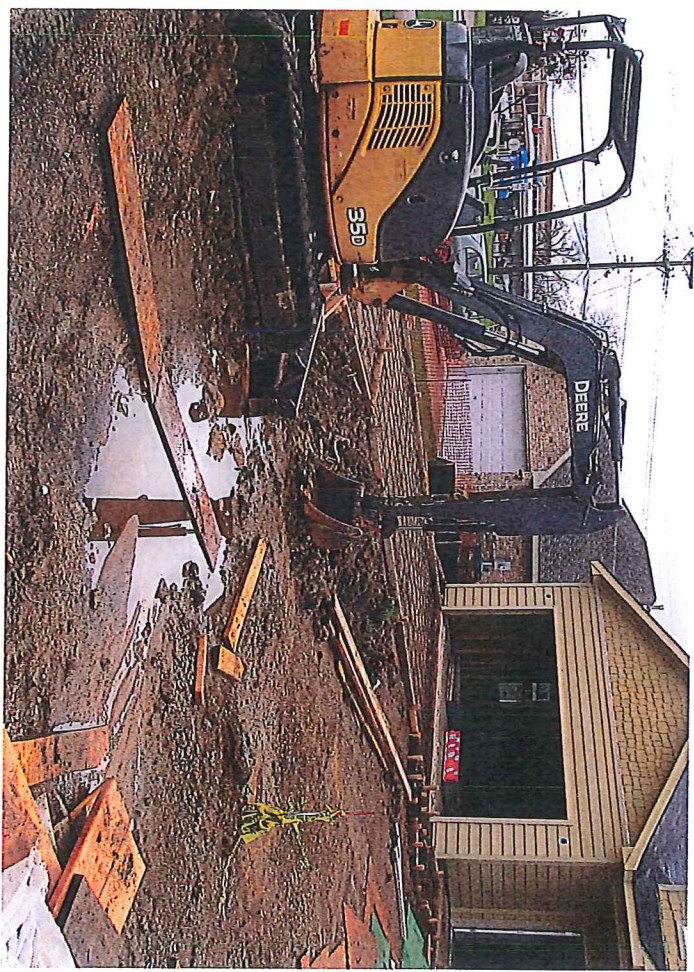
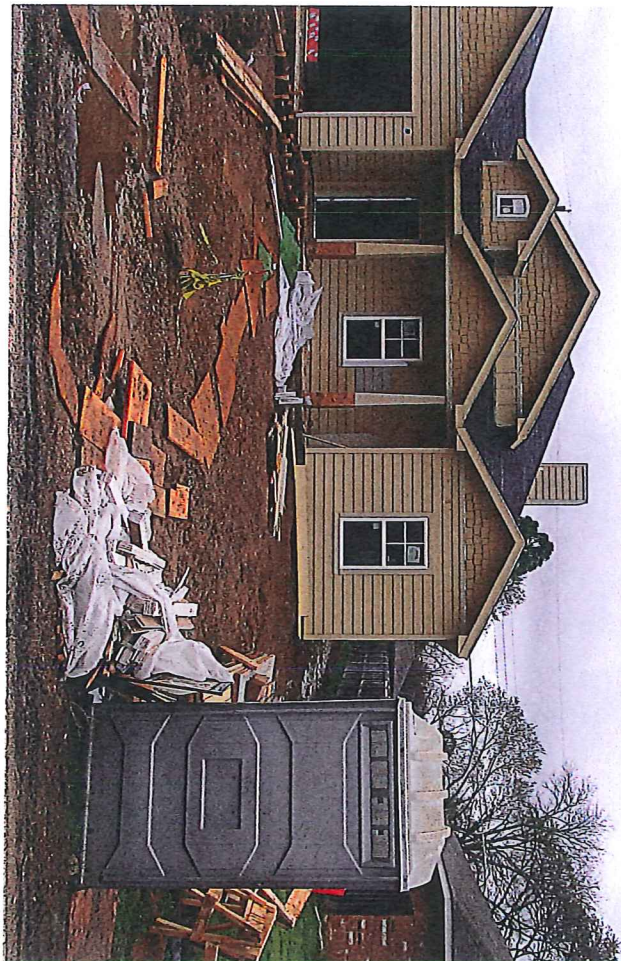
The International Code Council (ICC), who creates and publishes the international building code, adopted by the City of Lake Dallas, recognizes cement fiber board as a masonry product. All cement fiber boards must meet certain requirements as stated in Section 1404-110 of the 2009 International Building Code.

There are numerous areas within the Lake Dallas city limits where there are mixed exterior surfaces.

The exterior surface on this home will be painted gray at the end of the primary construction.

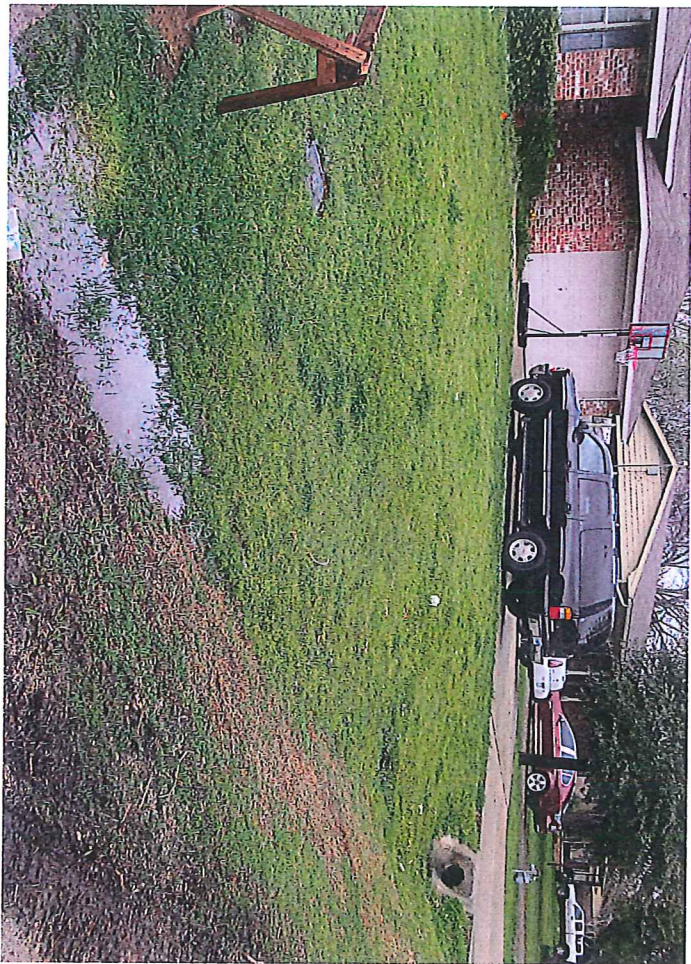
**Attachments:** Emails between Mr. Mathews and Char DuPree, Community Development

3/9/16 - 603 Cairn



Photos taken by Char the Phil

3192014 603 CHIN



Photos taken by Chad St. Pierre

## Joni Vaughn

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**From:** ricky mathews  
**Sent:** Wednesday, March 16, 2016 3:43 PM  
**To:** Joni Vaughn  
**Cc:** Char Dupree; Devin Shields; A Nolan; David Houdek; Khara Sherrill; Nick Ristagno  
**Subject:** Re: Thousand Oaks Drive - Storm Damage

Thank you

Ricky Mathews

On Wed, Mar 16, 2016 at 9:19 AM, Joni Vaughn <[jvaughn@lakedallas.com](mailto:jvaughn@lakedallas.com)> wrote:

Mr. Mathews,

You have been placed on the agenda for the March 24<sup>th</sup> council meeting to give a presentation.

Joni Vaughn

City Secretary

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**From:** ricky mathews  
**Sent:** Tuesday, March 15, 2016 4:14 PM  
**To:** Char Dupree; Devin Shields; A Nolan; David Houdek  
**Cc:** Joni Vaughn; Khara Sherrill; Nick Ristagno  
**Subject:** Re: Thousand Oaks Drive - Storm Damage

Char,

Please respond to my request.

Regards,

On Mon, Mar 14, 2016 at 2:54 PM ricky mathews wrote:

Char,

I have requested that exterior materials for residential construction be placed on the City Council Agenda. I will also be presenting. Please confirm.

Regards,

Ricky Mathews

On Thu, Mar 10, 2016 at 4:00 PM Char Dupree <[cdupree@lakedallas.com](mailto:cdupree@lakedallas.com)> wrote:

Mr. Mathews:

Public Works is aware of this issue and has conducted an inspection in the area noted. They will follow-up on this matter as needed.

Char DuPree

**Char DuPree**  
**Community Development**  
**City of Lake Dallas**  
**212 Main Street**  
**Lake Dallas, TX 70565**  
**940/497-2226, ext. 110 or 124**  
**cdupree@lakedallas.com**

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**From:** ricky mathews  
**Sent:** Thursday, March 10, 2016 10:45 AM  
**To:** Char Dupree; Julie Mathews  
**Subject:**

Char,

The portable toilet remains located within the drainage ditch on the new construction site on Cain St. This is a clear TCEQ violation that can be followed by fines, especially considering the flood conditions this week.. The culvert remains blocked preventing water drainage and there is no soil erosion plan.

The 2009 International Building Code, 2009 Residential Building Code and Cities Ordinances all define that Cement Board and Hardi Board are not considered masonry. There is a reason that homes built within the last 25 years have masonry brick and stone in the front and sides with composite cement board usually in the back. This is evident throughout the City. I will be following up with formal Letters detailing very clearly the issues being mentioned.

One other highly important issue – there is a section of concrete road leading to storm drainage on Thousand Oaks Dr. that is in danger of becoming a huge sink hole. This will be a huge liability to the City when it eventually collapses.

Regards,

Ricky Mathews

**Joni Vaughn**

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**From:** Char Dupree  
**Sent:** Monday, March 14, 2016 12:32 PM  
**To:** Ricky Mathews  
**Cc:** Nick Ristagno; Joni Vaughn; Khara Sherrill  
**Subject:** RE: 605 Cain

Mr. Mathews:

The International Code Council (ICC), who create and publish the international building code recognize cement fiber board as a masonry product. All cement fiber boards must meet certain requirements as stated in Section 1404-110. Since the City of Lake Dallas has adopted the 2009 International Building and Residential Codes, as well as a City Ordinance allowing this type of exterior finish in R1-6000, the exterior finish meets Code.

There are numerous areas within the Lake Dallas city limits where there are mixed exterior surfaces, especially along Lakeview Drive and east of Lakeview.

The City of Lake Dallas has always sent letters to neighboring property owners, as required by law, when a construction project does not meet Code and an exception, variance or exemption is required. The project at 603 Cain did not require any of those since it met all Code requirements. Bureau Veritas conducted the plan review for this project, which it passed, and ensures the building meets all building specs, including the exterior finish. Therefore, letter notification is not required. The City did not manipulate the Code or have a right to deny issuance of a permit for construction that meets Code requirements.

Upon inspection, the required erosion control was in place on the east side of the property preventing any water drainage or silt to drain onto 605 Cain.

Char DuPree

**Char DuPree**  
**Community Development**  
**City of Lake Dallas**  
**212 Main Street**  
**Lake Dallas, TX 70565**  
**940/497-2226, ext. 110 or 124**  
**[cdupree@lakedallas.com](mailto:cdupree@lakedallas.com)**

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**From:** Ricky Mathews  
**Sent:** Thursday, March 10, 2016 4:55 PM  
**To:** Char Dupree  
**Cc:** Nick Ristagno; Joni Vaughn; Khara Sherrill  
**Subject:** RE: 605 Cain

Char,

Section 1404 of IBC 2009 does nowhere classify cement fiber board or Exterior Finishing System as masonry materials. You will need to show me this as I doubt I missed it. I will be speaking to the City Council on this. To put a residence with complete exterior cement board between two newer residents with brick is inappropriate and seriously devalues the property. Poor decision making! Show me other areas within Lake Dallas that this has been done. There is one sentence completely dedicated to cement fiber board within the 2009 IBC. Materials are being manipulated. Again, why do newer brick homes or even apartment complexes have a section of composite board? Is it the 80% rule? I would bet yes. I'm not finished with this as the way the City is defining appropriate exterior materials is not correct.

The City will send notice about the construction of a storage shed but not an entire house. Inexcusable. Also, under Residential Guidelines, an Erosion Control Plan must be approved and on site. Where is it? I mentioned this.

My largest concerns are lack of notification, disregard for the matching of exterior material already utilized in surrounding homes and the wrongful manipulating of exterior materials. I am prepared to bring professional guidance into this. The City has devalued homes within at least a three block area for the sake of a permit fee.

Regards,

Ricky Mathews

**From:** Char Dupree [<mailto:cdupree@lakedallas.com>]

**Sent:** Thursday, March 10, 2016 3:52 PM

**To:** Ricky Mathews

**Cc:** Nick Ristagno <[nristagno@lakedallas.com](mailto:nristagno@lakedallas.com)>; Joni Vaughn <[jvaughn@lakedallas.com](mailto:jvaughn@lakedallas.com)>; Khara Sherrill <[ksherrill@lakedallas.com](mailto:ksherrill@lakedallas.com)>

**Subject:** RE: 605 Cain

**Importance:** High

Mr. Mathews:

An inspection of the job site at 603 Cain was conducted Wednesday, 3/9/2016. Drainage did not appear to be flowing onto your property at 605 Cain.

The port-a-potty placed in the drainage ditch is being moved by the construction contractor, and in fact, should already have been moved.

The Texas Commission on Environmental Quality (TCEQ) does not require a SWPPP permit when the construction site is less than 1 acre. Therefore, the construction project at 603 Cain does not require a SWPPP because it is a single platted residential lot less than 1 acre.

As stated during your visit at City Hall, Community Development is not required to notify neighbors when a single family home is going to be built on a platted empty lot and the construction meets all Code requirements. As such, a construction project that meets Code requirement does not need to be approved by the Planning & Zoning Commission (P & Z) or the City Council. Therefore, the City does not have meeting minutes that would reflect approval of this project or property owner notification letters.

This residential construction met all the zoning setback requirements in the R1-6000 District. As long as a setback variance is not needed, the project is also not reviewed by the Board of Adjustment.

The exterior materials are approved by the Lake Dallas Municipal Code, Section 122-93 (a) that was developed in a joint project between City Manager, Earl Berner and Schrickel, Rollins & Assoc., and approved by the City Council on 3/26/2006. Chapter 122 – Zoning defines masonry as “materials allowed under this chapter as exterior façade, included fired clay, brick, stone, finished stucco, aggregate concrete, or other brick and materials as determined by the

commission. Under Section 1404 of the 2009 Intl. Building Code, fiber –cement siding and exterior insulation and finish systems (EIFS) are approved masonry product exterior surfaces.

Hopefully I have answered all of your concerns, however, if you have more questions please email them to me.

Char DuPree

**Char DuPree**  
**Community Development**  
**City of Lake Dallas**  
**212 Main Street**  
**Lake Dallas, TX 70565**  
**940/497-2226, ext. 110 or 124**  
**[cdupree@lakedallas.com](mailto:cdupree@lakedallas.com)**

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**From:** Ricky Mathews  
**Sent:** Wednesday, March 09, 2016 12:04 PM  
**To:** Char Dupree  
**Cc:** Julie Mathews  
**Subject:** 605 Cain

Char,

Attached are pictures taken this morning revealing the blockage of drainage on Cain Street. The residence being constructed next to 605 Cain has no SWPPP posted, has a portable toilet placed in the drainage ditch with blockage of the culvert by concrete framing and building materials. 605 Cain has a pool and poor water drainage by the property in construction has in the past resulted in damage due to back-up. This has been reported. Also, as a property owner, I received no notification regarding residential construction next to my property. I am requesting minutes with approval from the Planning and Zoning Board regarding the construction of this property to include alternate building materials being used, City Council minutes and a copy of resident notification. There are other issues with exterior materials being used that I will discuss with the City Council.

Regards,

Ricky Mathews

Photo emailed by Ricky Matthews



Photo emailed by Ricky Matkawa





Photos emailed by Rick Mathews

**Council Agenda Item H - 1**  
**March 24, 2016**

**MEMORANDUM**

**TO:** Mayor and Members of City Council

**THROUGH:** Nick Ristagno, Interim City Manager/Chief of Police

**FROM:** Joni Vaughn, City Secretary

**SUBJECT:** Minutes for March 10, 2016 meeting.

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**Issue:** Approval of Minutes for March 10, 2016 meeting.

**Attachments:** Minutes for March 10, 2016 meeting.

**Sample Motion**

I move approval/denial of the Consent Agenda consisting of the minutes for the March 10, 2016 meeting and the Ordinance to approve a Special Use Permit for 209 Main.

**State of Texas  
County of Denton  
City of Lake Dallas**

The Lake Dallas City Council met in a regular meeting on March 10, 2016 in the Lake Dallas City Hall, 212 Main Street, with notice of the meeting given, as required by Title 5, Chapter 551.041 of the Texas Government Code. Mayor McCaleb called the meeting to order at 7:30 p.m.

**A. ROLL CALL**

Mike McCaleb  
David Houdek  
Steve Forgey  
Andi Nolan

Mayor  
Councilmember 2  
Councilmember 3  
Councilmember 5

Councilmember Estrada was absent due to work.

**Staff Present:** Interim City Manager/Police Chief Nick Ristagno; City Secretary Joni Vaughn; Finance Human Resources Director Donna Boner; Community Development Director Char DuPree; Police Captain Eric Louderback; Patrol Officer Steven Works.

**B. INVOCATION**

Pastor Rod Collver, Open Arms Church, led the invocation.

**C. PLEDGE OF ALLEGIANCE**

Mayor McCaleb led the pledges.

**D. ANNOUNCEMENTS**

Angie Warner, the Lake Dallas Municipal Court Judge of nearly 30 years, passed away unexpectedly Wednesday, March 9.

The Circus will be here Thursday, March 17.

City Wide Residential Clean-Up will occur Saturday, March 19, from 8 am to 2 pm at the City Yard.

Low cost vaccinations and micro-chipping will take place Sunday, April 3, from 2 to 4 pm at the Lake Dallas Animal Shelter. More information is in the City newsletter and on the City website.

The Texas Trash-Off is April 9. Breakfast will be served to volunteers at 9 am at Willow Grove Park where groups will be assigned and sent out for collections from 9:30 to 11 am. Prizes will be awarded to the largest pre-registered group and the largest, weirdest piece of trash collected.

New businesses include First Out Roofing at 204 E. Hundley; SuzyFlex, a second hand retail shop, at 218 Main Street; Chop Chop Pick Up Chinese Food at 303 Swisher; Three Kings Grounds Keeping at 303 Main Street. Three Kings have adopted the Lake Dallas ground monument area on Lake Dallas Drive to care for.

**E. REPORTS**

Board of Adjustment met this past Monday and approved a set-back variance required due to the widening of Lakeview Drive.

Donna Boner gave the Finance report.

**F. VISITORS/CITIZENS AGENDA**

Mayor McCaleb opened the Citizens Agenda.

Mike Drozd, 114 Noyes Street, Lake Dallas, spoke to the Council regarding his concerns about the flooding caused by Mike Mayberry's development on Myers Street and Wilson Street. Mr. Drozd wants the City to take a more in depth look at this area and have a civil engineer do a hydrological study of the area. He does not believe that the drainage plan Mr. Mayberry has in place will be effective in controlling the water. Mr. Drozd feels the City and the developer are responsible for the flooding on his properties. Mr. Drozd stated he will pursue legal action if the City does not act on this situation now.

Mayor McCaleb closed the Citizens Agenda.

**G. CONSENT AGENDA**

- 1) **Consideration and Action to approve the minutes of the February 23, 2016 meeting.**
- 2) **Consideration and Action to approve the financials for February 2016.**

**Motion** to approve the Consent Agenda consisting of the minutes of the February 23, 2016 minutes and the February financials was made by Councilmember Forgey and second by Councilmember Nolan.

**Ayes:** Councilmembers Forgey, Nolan, and Houdek

**Noes:** None

**Motion Passed**

**H. BUSINESS**

- 1) **Public hearing to hear comments on an application by Terry Lantrip for a Special Use Permit to allow for residential use in the structure located at 209 Main Street.**

Mayor McCaleb opened the Public Hearing.

Terry Lantrip, 275 Market, Lake Dallas, explained his request to the Council and answered Council's questions. Mr. Lantrip would like to be able to rent the house at 209 Main as a residential property for the next five years since commercial is not moving right now.

Mayor McCaleb closed the Public Hearing.

- 2) **Consideration and Action to approve a Special Use Permit to allow for residential use in the structure located at 209 Main Street.**

**Motion** to approve a Special Use Permit for 209 Main Street to allow temporary residential use where commercial use is required up to 5 years also allowing the ability to revert to commercial if needed was made by Councilmember Houdek and second by Councilmember Forgey.

**Ayes:** Councilmembers Houdek, Forgey, and Nolan

**Noes:** None

**Motion Passed**

- 3) **Public hearing to hear comments on an application by Charlie Price for a masonry exemption on an accessory building located at 312 Georgian Oak.**

Mayor McCaleb opened the Public Hearing.

Charlie Price, 312 Georgian Oak, explained his project and answered Council's questions. Mr. Price owns two lots behind his property which he had re-platted with his main lot and he would like to put an 18' x 24' metal building at the back of these lots for a workshop and storage.

Mayor McCaleb closed the Public Hearing.

- 4) **Consideration and Action to approve a masonry exemption on an accessory building located at 312 Georgian Oak.**

**Motion** to approve a masonry exemption on an accessory building located at 312 Georgian Oak was made by Councilmember Nolan and second by Councilmember Houdek.

**Ayes:** Councilmembers Nolan, Houdek, and Forgey

**Noes:** None

**Motion Passed**

5) **Consideration and Action to approve a Joint Election Agreement and Contract for Election Services with Denton County.**

**Motion** to approve a Joint Election Agreement and Contract for Election Services with Denton County was made by Councilmember Houdek and second by Councilmember Nolan.

**Ayes:** Councilmembers Houdek, Nolan, and Forgey

**Noes:** None

**Motion Passed**

**I. WORKSHOP**

**City Manager Search**

Molly Decker, Senior Vice President with Strategic Government Resources in Keller, spoke to Council about the City Manager Search. She explained the process that SGR uses to search for a City Manager. Ms. Decker said she would meet with each Councilmember to get their input and then put together a plan. The cost is not to exceed \$25,000.

**J. NEW AGENDA ITEMS**

Contract with Strategic Government Resources for the services of a City Manager Search.

Discussion about the drainage on Myers and Wilson due to the Mayberry development project.

**K. ADJOURNMENT**

Mayor McCaleb adjourned the meeting at 8:25 pm

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Mike McCaleb, Mayor

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Joni Vaughn, City Secretary

**Council Agenda Items H - 2**  
**March 24, 2016**

**MEMORANDUM**

**TO:** Mayor and Members of City Council

**THROUGH:** Nick Ristagno, Interim City Manager/Police Chief

**FROM:** Joni Vaughn, City Secretary

**SUBJECT:** Ordinance allowing a Special Use Permit for 209 Main Street

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**Request:** To finalize the Special Use Permit (SUP) for 209 Main Street to allow residential where commercial is required.

**Background:** At the last Council meeting, Council approved a Special Use Permit for this property. An ordinance has been prepared to finalize that Special Use Permit.

**Coordination:** City Secretary, City Attorney

**Recommendation:** City Staff recommends approval of the ordinance. This is a housekeeping issue.

**Attachments:** Ordinance 2016-05

**Sample Motion**

I move approval/denial of the Consent Agenda consisting of the minutes for the March 10, 2016 meeting and the Ordinance to approve a Special Use Permit for 209 Main.

**ORDINANCE NO. 2016-05**

**AN ORDINANCE OF THE CITY OF LAKE DALLAS, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE AND MAP OF THE CITY OF LAKE DALLAS, TEXAS, AS HERETOFORE AMENDED BY GRANTING A SPECIAL USE PERMIT FOR THE PROPERTY LOCATED AT 209 MAIN STREET, BEING MORE PARTICULARLY DESCRIBED HEREIN, IN THE CITY OF LAKE DALLAS, DENTON COUNTY, TEXAS, TO AUTHORIZE RESIDENTIAL USE FOR A PERIOD NOT TO EXCEED FIVE YEARS; PROVIDING A REPEALING CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND (\$2,000.00) DOLLARS FOR EACH OFFENSE; AND, PROVIDING AN EFFECTIVE DATE.**

WHEREAS, the Planning and Zoning Commission of the City of Lake Dallas and the governing body of the City of Lake Dallas, in compliance with the laws of the State of Texas and the ordinances of the City of Lake Dallas, have given requisite notice by publication and otherwise, and after holding due public hearings and affording a full and fair hearing to all property owners generally and to all persons interested and situated in the affected area and in the vicinity thereof, and in the exercise of its legislative discretion have concluded that the Comprehensive Zoning Ordinance and Map should be amended. Now, Therefore,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAKE DALLAS, TEXAS:**

**SECTION 1.** That the Comprehensive Zoning Ordinance and Map of the City of Lake Dallas, Texas, heretofore duly passed by the governing body of the City of Lake Dallas, as heretofore amended, be, and the same are hereby amended by granting a special use permit for property located at 209 Main Street, described as Tract 21, Abstract 1355, M. Wright Survey, in the City of Lake Dallas, Denton County, Texas (the "Property"), to authorize the use of the Property for the purposes and under the conditions specified herein.

**SECTION 2.** That in addition to the uses authorized by the City's Comprehensive Zoning Ordinance for properties within the C-3 Commercial District and Downtown District zoning overlay in which the Property is situated, the Property may also be used for the purpose of single family residential use; provided, however, that 1) the residential use shall be exclusive of commercial uses for so long as the residential use continues; 2) the residential use of the

property may, at the owner's option, revert back to nonresidential uses permissible within the C-3 Commercial zoning district so long as the residential or commercial use is exclusive, and 3) the rights and authority granted under this special use permit shall expire upon the expiration of five (5) years from the effective date of this ordinance.

**SECTION 3.** That the above-described property may be used for the foregoing purposes effective upon passage of this ordinance, and only in the manner and for the purposes provided by the Comprehensive Zoning Ordinance and other ordinances of the City of Lake Dallas, as heretofore amended and as amended herein.

**SECTION 4.** That all provisions of the ordinances of the City of Lake Dallas in conflict with the provisions of this ordinance be and the same are hereby repealed and all other provisions of the ordinances of the City of Lake Dallas not in conflict with the provisions of this ordinance shall remain in full force and effect.

**SECTION 5.** That should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid the same shall not affect the validity of this ordinance as a whole, or any part or provision hereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Comprehensive Zoning Ordinance as a whole.

**SECTION 6.** An offense committed before the effective date of this ordinance is governed by the prior law and the provisions of the Comprehensive Zoning Ordinance, as amended, in effect when the offense was committed and the former law is continued in effect for this purpose.

**SECTION 7.** That any person, firm or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty as provided for in the Comprehensive

Zoning Ordinance of the City of Lake Dallas, as heretofore amended, and upon conviction shall be punished by a fine not to exceed the sum of Two Thousand (\$2,000.00) Dollars for each offense; and each and every day such violation shall continue shall be deemed to constitute a separate offense.

**SECTION 8.** This ordinance shall take effect immediately from and after its passage and the publication of the caption as the law and charter in such cases provide.

**PASSED AND APPROVED** this 24th day of March 2016.

\_\_\_\_\_  
Mike McCaleb, Mayor

ATTEST:

\_\_\_\_\_  
Joni Vaughn, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

**Council Agenda Item I - 1a**  
**March 24, 2016**

**MEMORANDUM**

**TO:** Mayor and Members of the City Council

**FROM:** Nick Ristagno, Interim City Manager / Chief of Police

**SUBJECT:** Consideration and Action to approve an ICA with Hickory Creek for the Main Street Project.

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**Issue:** Whether to enter into an ICA with Hickory Creek for the Main Street project.

**Background:** In accordance with the Denton County agreement, Hickory Creek is taking the lead on the Main Street project and all payments to the contractor will be made through Hickory Creek. This ICA allows Lake Dallas to transfer the Lake Dallas contribution to the project to Hickory Creek who will pay the contractor.

**Fiscal Impact:** \$100,000 CDC approved funds

**Recommendation:** Approve

**Coordination:** Denton County, Lake Dallas, Hickory Creek, City Engineer, Project Engineer, Interim City Manager, City Attorney

**Attachments:** Agreement to be provided at meeting

**Council Agenda Item I – 1b**  
**March 24, 2016**

**MEMORANDUM**

**TO:** Mayor and Members of the City Council

**FROM:** Nick Ristagno, Interim City Manager / Chief of Police

**SUBJECT:** Consideration and Action to approve an ICA with Hickory Creek for the Main Street Enhancements.

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**Issue:** Whether to enter into an ICA with Hickory Creek for the Main Street Enhancements.

**Background:** In accordance with the Denton County agreement, Hickory Creek is taking the lead on the Main Street project and all payments to the contractor will be made through Hickory Creek. This ICA allows Lake Dallas to transfer the funds for the Lake Dallas Enhancements to Hickory Creek who will pay the contractor.

**Fiscal Impact:** Up to \$350,000

**Recommendation:** Approve

**Coordination:** Denton County, Lake Dallas, Hickory Creek, City Engineer, Project Engineer, Interim City Manager, City Attorney

**Attachments:** Agreement to be provided at meeting

**Council Agenda Item I - 2**  
**March 24, 2016**

**MEMORANDUM**

**TO:** Mayor and Members of the City Council

**FROM:** Nick Ristagno, Interim City Manager / Chief of Police

**SUBJECT:** Consideration and Action to approve the appointment of a temporary judge for the municipal court.

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**Issue:** Whether to appoint Stephanie M. Berry as a Temporary Judge of the Lake Dallas Municipal Court.

**Background:** It is necessary to seek the services of a Municipal Court Judge. So as to not impede the court process, it would behoove us to appoint a temporary judge until a more permanent appointment is made. Stephanie Berry, the Assistant City Attorney for the City of Denton since 1994 who also serves as a prosecutor and a Municipal Judge for other cities, has agreed to serve as our temporary judge and may be also interested in the future full-time position. By appointing her, the court can continue to effectively function without interruption until a permanent appointment is made by Council.

**Fiscal Impact:** To be negotiated

**Recommendation:** Approve

**Coordination:** Interim City Manager, Court Clerk Jennifer Henry

**Attachments:** Resume

## **Stephanie M. Berry**

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### **EXPERIENCE**

**1994-Present- Assistant City Attorney, Denton, Texas.** Serves as municipal court prosecutor and police legal advisor.

Advises the police department regarding the following matters: the filing of criminal cases, arrest and warrant issues, public information requests, internal affairs issues including confidentiality, courtroom preparation and testimony. Provided training to the police department during briefings regarding arrest, search and seizure issues and various changes in the law.

As the municipal court prosecutor:

Prepares all complaints, assists citizens and officers in the preparation of probable cause affidavits for Class C misdemeanors, responds to motions including motions for discovery. Represents the State in all dockets including bench and jury trial dockets. Prepares plea offers on municipal court cases. Represent the city in dangerous dog hearings and red light appeals.

Additional duties as Assistant City Attorney include advising the code enforcement department and animal control department. Represents the city in substandard building hearings before the Construction Appeals and Advisory Board. Prepares ordinances for traffic and engineering, the police department, animal control and code enforcement.

**2005-Present-Assistant Municipal Judge, Pilot Point, Texas.** Serves as an assistant municipal judge presiding over arraignment dockets, trial dockets, ruling on motions and reviewing warrants.

**2009-Present-Prosecutor, Krum, Texas.** Represent the City of Krum in all criminal dockets and trials.

**2012-March 2016-Prosecutor, Providence, Texas.** Represent the Town of Providence Village in all criminal dockets and trials.

1991-1994-Assistant County Attorney, Johnson County Attorney's Office, Cleburne, Texas. Represent Child Protective Services in all emergency hearings, removals and terminations and served as the prosecutor for all juvenile prosecutions in Johnson County for offenses ranging from Class B misdemeanor through first degree felonies.

#### **STRENGTHS AND SKILLS**

Varied experience in criminal law ranging from serving as a municipal judge to municipal prosecutor and from Class C misdemeanor prosecutions to prosecutions of felony juvenile cases. Familiar with the functioning of police departments and the preparation of probable cause affidavits and warrants.

#### **TRAINING**

Texas Municipal Court Education Center-12 hour Judges Seminar-attended yearly since 2005  
Summit for Texas Code Enforcement Attorneys-January 2010  
Legal Aspects of Interrogation-by Randolph McAfee-November 2008  
Search and Seizure Seminar-by Randolph McAfee-August 2007  
Taser Use of Force, Risk Management and Legal Strategies-June 2007  
National Summit on Police Use of Force-by ILEA -2006  
Texas Public Information Act training-by John West Jr.-November 15-16, 2005  
Wintergarden Area Training Seminar on Domestic Violence-2001  
Advanced Criminal Law Course 2000  
Effectively Prosecuting a Domestic Violence Case-by Texas Council on Family Violence-2000  
Texas Municipal Court Education Center-12 hour Prosecutors Seminar-2000

#### **EDUCATION**

J.D, Baylor Law School (1991)

B.A., Baylor University (1988)

Central High School, Columbia, Tennessee (1984)

**Council Agenda Item I - 3**  
**March 24, 2016**

**MEMORANDUM**

**TO:** Mayor and Members of the City Council

**FROM:** Nick Ristagno, Interim City Manager / Chief of Police

**SUBJECT:** Consideration and Action to enter into an agreement with SGR for a City Manager search.

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**Issue:** Whether to enter into an agreement with Strategic Government Resources (SGR) to conduct a city manager search.

**Background:** The City Council is considering SGR as the professional firm to conduct the city manager search and the attached is the agreement presented by SGR. It has been reviewed by the City Attorney who states that it is a standard agreement but it should be noted in a letter of engagement that any additional services not a part of the contract fee may be charged only if first expressly approved by the City Council

**Fiscal Impact:** Not to exceed \$25,000 unless additional services are requested and approved by City Council.

**Recommendation:** Council's pleasure

**Coordination:** Council Member Andi Nolan, SGR, Interim City Manager, City Attorney

**Attachments:** Agreement



March 14, 2016

Honorable Mayor Mike McCaleb and City Council Members  
City of Lake Dallas  
212 Main Street  
Lake Dallas, Texas 75065

Dear Mayor McCaleb,

This letter of understanding has been submitted to articulate and define the terms and conditions under which Strategic Government Resources, Inc. (SGR) will assist the City of Lake Dallas in your search for a City Manager.

These terms and conditions are as follows.

*Strategic Government Resources, Inc. shall provide all services for search as described in the formal proposal submitted, described in abbreviated form as follows:*

- Develop a position profile and recruitment brochure for the position. (expense item)
- Place ads in appropriate professional publications, as approved. (expense item)
- Contact key opinion leaders nationwide seeking seek candidate recommendations.
- Identify high probability prospects and conduct follow up with those prospects.
- Receive, track, and maintain all inquiries and applications.
- Conduct a “triage” level review of all resumes, and conduct initial phone/email conversations with candidates.
- Conduct recorded online interviews with up to 8 semifinalist candidates. (expense item)
- Conduct Stage 1 Media Searches on up to 8 semifinalist candidates.
- Provide periodic updates regarding the progress of the search, as frequently as desired.
- Assist Organization in developing a short list of up to 4 finalist candidates recommended for interviews, and present a verbal briefing on relevant issues related to each.
- Assist in preparation of recommended interview questions and of the interview process.

- Conduct comprehensive Stage 2 Media Searches on up to 4 finalist candidates. (expense item)
- Conduct psychometric assessments on up to 4 finalist candidates. (expense item)
- Conduct full character checks with standard references, as well as non-provided reference checks.
- Conduct comprehensive background investigation on up to 4 finalist candidates consisting of criminal, sex offender, civil, and credit check conducted by an outside investigative entity on a contract basis. (expense item)

*The Organization shall:*

- Provide legal opinions to SGR regarding when and if any information must be released in accordance with Public Information requests.
- Reimburse finalists for travel related expenses to interview.
- Provide photos/graphics and information necessary to develop position profile brochure.
- Provide any direct mailings desired by the Organization.
- Provide reproduction of hard copy brochure production, if desired.

*SGR shall be compensated by the Organization as detailed below:*

- Pricing
  - Professional Services Fee = \$18,500
  - Expenses (SGR) Not to Exceed = \$6,500
  - **Not-to-Exceed Maximum Price = \$25,000\*** *(Plus any optional services as described below, if desired.)*
- Expense Items *(Included in Not-to-Exceed Price Above)* - SGR considers incidentals to be covered by the professional services fee, and we do not bill the client for any expenses except for those explicitly detailed herein.
  - Professional production of a high quality brochure. This brochure (typically four pages) is produced by SGR's graphic designer for a flat fee of \$1,500.
  - Ad placement in appropriate professional publications, including trade journals and websites, to announce the position is billed at actual cost.

- Printing of documents and materials are billed at 23 cents per page per copy, plus binders/binding. Shipping/mailling documents (to one location) is included in the not-to-exceed expenses above. Shipping/postage billed at actual cost. Flash drives are billed at \$10 each.
- Online Interviews. There is a cost of \$200 for each recorded online interview (up to 8 semifinalist candidates included in not to exceed expenses above).
- Psychometric Assessments. There is a cost of \$150 per candidate for each psychometric analysis instrument (up to 4 finalist candidates included in not to exceed expenses above).
- Comprehensive Media Reports – Stage 2. There is a cost of \$350 per candidate (up to 4 finalist candidates included in not to exceed expenses above).
- Comprehensive Background Investigation Reports. There is a cost of \$300 per candidate for our comprehensive background screening reports prepared by our licensed private investigations provider (up to 4 finalist candidates included in not-to-exceed expenses above).
- Travel and related costs for the Project Manager are incurred for the benefit of the client. Meals are billed back at a per diem rate of \$10 for breakfast, \$15 for lunch, and \$25 for dinner. Mileage will be reimbursed at the current IRS rate. All other travel-related expenses are billed back at actual cost, with no markup for overhead.
- Billing
  - Professional fees for the search are billed in three equal installments during the course of the search. The initial installment is billed after the Organizational Inquiry and Analysis is completed. The second installment is billed when semifinalists are selected. The final installment is billed at the conclusion of the search. Expense (reimbursable) items and supplemental services will be billed with each of the three installments, as appropriate.

- Optional/Supplemental Services (**not included in Not-to-Exceed Maximum Price above**)
  - Candidate Travel. Candidates are typically reimbursed directly by the Organization for travel expenses. If the Organization prefers a different arrangement for candidate travel, SGR will be glad to accommodate the Organization's wishes.
  - Site Visits to Communities of Finalist Candidates will be charged at a day rate of \$1,000 per day, plus travel expenses.
  - In the unexpected event the Organization shall request that unusual out of pocket expenses be incurred, said expenses will be reimbursed at the actual cost with no mark up for overhead.
  - If the Organization desires any supplemental services not mentioned in this section, an estimate of the cost and hours to be committed will be provided at that time, and no work shall be done without approval. Supplemental services will be billed out at \$250 per hour.

*Terms and Conditions:*

- This project will be personally managed by Molly Deckert.
- It is estimated that this search will require approximately 120 days, unless otherwise agreed to by the parties.
- The Organization reserves the right to terminate this agreement at any time upon giving SGR seven days advanced written notice. In such event SGR will be compensated for all work satisfactorily completed up to and through the date of termination. In addition SGR shall provide to the Organization all information obtained during the search process through the date of termination.
- The Organization acknowledges that the nature of executive recruitment is such that SGR engages in discussions with prospects throughout the process who may or may not ultimately become a candidate, and that SGR is utilizing its proprietary network of relationships to identify and engage prospective candidates, and that premature release of such proprietary information, including names of prospective candidates who SGR may be having conversations with as part of the recruitment process, may be damaging

to the prospects and to SGR. Accordingly, the Organization acknowledges and, to the extent provided by law, agrees that all information related to this search is proprietary, and remains the property of and under the exclusive control of, SGR, regardless of whether such information has been shared with the Organization or not, including all decisions regarding release of information, until such time that a finalist is named. At the time finalists are determined, all information related to the finalists shall become the property of the Organization and all decisions regarding public disclosure shall be determined by the Organization except that psychometric assessments, questionnaires, and any information produced by SGR is proprietary and shall not become the property of the Organization or subject to disclosure.

Approved and Agreed to, this the \_\_\_\_\_ day of March, 2016 by and between

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Mike McCaleb, Mayor  
City of Lake Dallas, Texas

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Cyndy Brown, Managing Director  
Strategic Government Resources

**Council Agenda Item I - 4**  
**March 24, 2016**

**MEMORANDUM**

**TO:** Mayor and Members of the City Council

**FROM:** Nick Ristagno, Interim City Manager / Chief of Police

**SUBJECT:** Discussion regarding the Mayberry Project drainage and general conditions.

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**Issue:** To discuss the Mayberry Development drainage and general conditions.

**Background:** A concern was raised regarding the drainage of this development and it was requested that a discussion take place. The City Engineer will be in attendance.

**Fiscal Impact:** Engineer time

**Recommendation:** N/A

**Coordination:** N/A

**Attachments:** N/A

**Council Agenda Item J - 1**  
**March 24, 2016**

**MEMORANDUM**

**TO:** Mayor and Members of the City Council

**FROM:** Nick Ristagno, Interim City Manager / Chief of Police

**SUBJECT:** Discuss and consider authorizing the city manager to negotiate and execute an agreement with Waste Management and/or take other appropriate action regarding Waste Management's improper disposal of collected recyclable materials.

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**Issue:** How to proceed with the Waste Management recycle issue

**Background:** Waste Management administrators will be in attendance to present what occurred and what they propose as mitigation for the recycling issue that was recently discovered and reported by WM.

**Fiscal Impact:** A payment amount proposed by WM in an approximate amount of \$10,000 and other possible additional benefits.

**Recommendation:** Authorize the City Manager to negotiate and execute an agreement with Waste Management and/or take other appropriate action.

**Coordination:** Interim City Manager, Waste Management, City Attorney

**Attachments:** Credit work sheets

# Lake Dallas

## Mishandled Recyclables Credit Worksheet

February 26, 2016

| Mishandled Recyclables - January 2014 thru February 2016     |              |                                                                           |
|--------------------------------------------------------------|--------------|---------------------------------------------------------------------------|
| <b>Part 1 Recyclables Collection Services Credit</b>         |              |                                                                           |
| Loads Mishandled                                             | 84           | Loads                                                                     |
| Tons Mishandled                                              | 341          | 39% of Total Tons Collected                                               |
| Trucking Cost Per Hour                                       | \$ ###.##    | Per Hour                                                                  |
| Truck Cost Per Minute                                        | \$ 1.57      | Per Minute                                                                |
| Trip Time Saved Per Load (minutes roundtrip)                 | .72          | Minutes                                                                   |
| Total Trucking Dollars Inadvertantly Saved                   | \$ 9,489.31  | Recyclables Collection Service Credit                                     |
| <b>Part 2 Recyclables Processing Services Credit</b>         |              |                                                                           |
| Cost Per Ton at DFW Landfill                                 | \$ ###.##    | Per Ton                                                                   |
| WM Cost to Landfill                                          | \$ 4,467.10  |                                                                           |
| Processing Cost per Ton at Arlington MRF                     | \$ ###.##    | Per Ton                                                                   |
| WM Cost Avoided to Process at Arlington MRF                  | \$ 30,059.15 |                                                                           |
| Average Commodity Sales Revenue Per Blended Ton              | \$ 73.21     | Average Commodity Value Per Ton from January 2014 thru February 2016      |
| WM Commodity Sales Revenue Not Received                      | \$ 24,962.91 |                                                                           |
| Net Avoided Recyclables Processing Cost at MRF               | \$ 5,096.25  | Commodity Sales Revenue Not Received minus Avoided Processing Cost at MRF |
| Total Avoided Recyclables Processing cost LF vs. MRF         | \$ 629.15    | Avoided Recyclables Processing Cost minus Cost to Landfill                |
| <b>Total Mishandled Recyclables Credit (Part 1 + Part 2)</b> |              | <b>\$ 10,118.46</b>                                                       |



**Lake Dallas**  
**Mishandled Recyclables Details**  
**February 26, 2016**

**Loads 84**  
**Tons 341**

| Disposal Date | Disposal Time | DOW    | Route # | Route Type                      | Tons |
|---------------|---------------|--------|---------|---------------------------------|------|
| 2/3/2014      | 7:10 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 7.72 |
| 2/24/2014     | 7:22 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 2.15 |
| 3/10/2014     | 7:02 PM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 2.31 |
| 3/17/2014     | 7:05 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 4.33 |
| 4/21/2014     | 6:00 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 2.00 |
| 4/28/2014     | 7:24 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 0.99 |
| 5/5/2014      | 7:04 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 4.67 |
| 5/5/2014      | 7:56 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 5.11 |
| 5/26/2014     | 7:09 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 5.22 |
| 6/16/2014     | 7:07 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 1.05 |
| 6/16/2014     | 8:01 PM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 1.94 |
| 6/30/2014     | 7:14 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 5.31 |
| 7/7/2014      | 6:06 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 1.47 |
| 7/14/2014     | 5:58 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 1.84 |
| 7/21/2014     | 7:01 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 3.89 |
| 7/28/2014     | 8:02 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 1.80 |
| 7/28/2014     | 8:43 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 4.33 |
| 8/4/2014      | 7:08 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 3.04 |
| 8/11/2014     | 7:14 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 2.67 |
| 8/11/2014     | 7:15 AM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 1.27 |
| 8/11/2014     | 8:24 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 2.52 |
| 8/11/2014     | 8:53 PM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 1.97 |
| 8/25/2014     | 7:06 AM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 1.79 |
| 8/25/2014     | 1:09 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 3.89 |
| 9/1/2014      | 7:06 AM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 2.59 |
| 9/22/2014     | 7:10 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 1.72 |
| 10/6/2014     | 11:54 AM      | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 3.07 |
| 11/17/2014    | 3:39 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 0.58 |
| 11/17/2014    | 3:40 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 2.85 |
| 12/29/2014    | 7:48 PM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 1.68 |
| 1/12/2015     | 5:40 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 0.68 |
| 1/19/2015     | 8:35 PM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 4.87 |
| 1/26/2015     | 7:46 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 2.26 |
| 2/2/2015      | 7:56 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 4.74 |
| 2/9/2015      | 7:08 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 0.92 |
| 3/2/2015      | 11:38 AM      | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 4.30 |
| 3/16/2015     | 4:33 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 3.55 |
| 3/16/2015     | 7:15 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 2.58 |
| 3/23/2015     | 5:22 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 4.01 |
| 3/23/2015     | 7:31 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 2.60 |
| 3/30/2015     | 8:34 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 1.81 |
| 4/6/2015      | 3:55 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 4.01 |

| Disposal Date | Disposal Time | DOW    | Route # | Route Type                      | Tons  |
|---------------|---------------|--------|---------|---------------------------------|-------|
| 4/6/2015      | 4:31 PM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 5.70  |
| 4/6/2015      | 8:04 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 6.86  |
| 4/13/2015     | 7:21 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 2.75  |
| 5/18/2015     | 8:35 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 5.37  |
| 5/25/2015     | 3:22 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 3.40  |
| 5/25/2015     | 6:24 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 1.20  |
| 6/15/2015     | 7:30 AM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 5.38  |
| 6/15/2015     | 6:35 PM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 3.36  |
| 6/22/2015     | 7:27 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 8.57  |
| 7/6/2015      | 8:56 PM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 3.65  |
| 7/20/2015     | 7:32 AM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 0.22  |
| 7/20/2015     | 5:53 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 3.89  |
| 7/20/2015     | 9:36 PM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 4.76  |
| 8/3/2015      | 7:08 AM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 8.83  |
| 8/10/2015     | 7:10 AM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 9.12  |
| 8/10/2015     | 5:57 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 4.51  |
| 8/17/2015     | 7:14 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 6.81  |
| 9/7/2015      | 6:20 PM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 2.91  |
| 9/21/2015     | 7:10 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 2.87  |
| 9/21/2015     | 6:54 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 6.21  |
| 9/28/2015     | 6:36 PM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 2.82  |
| 9/28/2015     | 8:13 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 7.84  |
| 10/5/2015     | 7:19 AM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 1.06  |
| 10/5/2015     | 4:35 PM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 2.25  |
| 10/5/2015     | 5:41 PM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 5.72  |
| 10/19/2015    | 5:37 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 6.77  |
| 10/26/2015    | 7:39 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 7.29  |
| 10/26/2015    | 8:07 AM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 3.69  |
| 11/2/2015     | 6:57 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 2.65  |
| 11/2/2015     | 5:50 PM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 3.24  |
| 11/9/2015     | 8:54 AM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 3.17  |
| 11/16/2015    | 7:24 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 5.29  |
| 11/23/2015    | 6:23 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 7.56  |
| 11/30/2015    | 3:16 PM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 9.90  |
| 12/7/2015     | 7:04 AM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 8.12  |
| 12/7/2015     | 6:19 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 6.55  |
| 12/14/2015    | 8:33 PM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 1.68  |
| 12/21/2015    | 8:37 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 6.01  |
| 12/21/2015    | 6:22 PM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 6.97  |
| 12/28/2015    | 7:50 AM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 3.93  |
| 1/4/2016      | 8:01 AM       | Monday | L1UM    | Y-REAR LOAD RESIDENTIAL RECYCLE | 11.66 |
| 1/18/2016     | 8:03 AM       | Monday | L1UL    | Y-REAR LOAD RESIDENTIAL RECYCLE | 8.36  |