

The City Council of the City of Garland, Texas convened in regular session at 7:00 p.m. on Tuesday, March 4, 2014, in the Council Chambers at City Hall with the following members present:

Mayor	Douglas Athas
Mayor Pro Tem	Lori Barnett Dodson
Councilmember	Marvin 'Tim' Campbell
Councilmember	Anita Goebel
Councilmember	B.J. Williams
Councilmember	John Willis
Councilmember	Scott LeMay
Councilmember	Jim Cahill

MEMBERS ABSENT Councilmember Stephen Stanley

STAFF PRESENT:	City Manager	William E. Dollar
	City Attorney	Brad Neighbor
	City Secretary	Lisa Palomba

CALL TO ORDER: The meeting was called to order by Mayor Douglas Athas. District 7 Councilman Scott LeMay led the Invocation and Pledge of Allegiance.

CEREMONIALS: Mayor Athas recognized Troop 57 Eagle Scouts Jeremy Monk and David Bradley in the audience. Mayor Athas recognized the Garland Fire Department and City of Garland as recipients of the Platinum Level Fit Friendly Award from the American Heart Association. The Garland Toastmaster Club was also recognized.

MEMBER ARRIVES: Councilmember Stanley arrived at 7:06 p.m.

ANNOUNCEMENTS: Mayor Athas commented on the following: (1) Applications for 2014-2015 Garland Youth Council are now available; (2) Garland Teen Talk to be held Saturday, March 29, at Garland City Hall; (3) the deadline to file for a place on the May 10, 2014 General Election Ballot has expired. Incumbent candidates from Districts 1, 2, and 4 are unopposed and two candidates have filed for District 5 Councilmember; (4) Thursday, April 10 is the last day to register to vote to be eligible to vote in the May 10 election. (5) Voters are urged to familiarize themselves with the new Voter ID Laws.

CONSENT AGENDA: Mayor Athas noted Item 2d is pulled from the Consent Agenda for individual consideration and Item 4 is postponed until a future meeting. All items marked with asterisks (***) on the Consent Agenda were voted on in a single motion at the beginning of the

meeting. A motion was made by Councilman LeMay, seconded by Mayor Pro Tem Dodson, to approve Items: 1; 2a; 2b; 2c; 2e; 2f; and 3. A vote was cast and the motion carried with 9 Ayes; 0 Nays. Mayor Athas read the items into the record.

1. APPROVED** City Council minutes of the February 18, 2014 Regular Meeting.
- 2a. APPROVED** Award of Bid No. 4073-14 to Techline, Inc. in the amount of \$80,286; to JH Davidson & Associates, Inc. in the amount of \$31,245.00 and an optional contingency of \$11,200 to provide 138kV disconnect switches, line trap, and current transformers for the TMPA/GP&L Ben Davis Substation.
- 2b. APPROVED** Award of Bid No. 4205-14 to Freightliner of Austin in the amount of \$1,967,248, to Altec Industries in the amount of \$247,428 to purchase a digger derrick, a pressure digger, and aerial trucks for GP&L to be used in their daily operations.
- 2c. APPROVED** Award of Bid No. 4211-14 to ARC in the amount of \$451,642.74 to replace existing mobile computers in police vehicles.
- 2d. PULLED
- 2e. APPROVED** Award of Bid No. 4206-14 to Reliable Chevrolet in the amount of \$1,008,259.20 for the purchase of thirty-four 2014 Chevrolet Pursuit vehicles and five Chevrolet Impalas to be used by the Garland Police Department in their everyday operations.
- 2f. APPROVED** Award of Bid No. 4217 to Smith Pump Company in the amount of \$363,884 to provide for the emergency repair of the Apollo Water Pump Station's pumps #1 and #4.
3. APPROVED** Ordinance 6676 amending Chapter 31, "Engineering," of the Code of Ordinances to reflect options for reimbursement to the City by the residents participating in the 50/50 sidewalk program. The options include variable payment plans depending on the resident's total share owed to the City.
4. POSTPONED Approval by minute action authorizing the City Manager to execute an agreement with Freese and Nichols in the amount of \$200,000 to update the current Thoroughfare Plan.

ITEMS FOR INDIVIDUAL CONSIDERATION

2d. APPROVED

Police Chief Mitch Bates provided information regarding Bid No. 4158-14 regarding upgrade for Police Department E911 Equipment. One speaker, Mary Ellenfeldt, spoke regarding lack of information regarding contracts; pricing; and discounts. Council discussion was held. Councilman Cahill made a motion, seconded by Councilman LeMay, to approve Award of Bid No. 4158-14 in the amount of \$496,486 to Century Link for upgrade for Police Department E911 Equipment. A vote was cast and the motion carried with 9 ayes, 0 nays.

5a. HELD & APPROVED

Director of Planning Anita Russelmann provided background information regarding the application of Claymore Engineering Inc. requesting approval of a Specific Use Permit for a Charter School on property zoned Single Family (SF-7) District and in the SH 190 Overlay. The property is located at 2302 Firewheel Parkway. (File No. 14-01) (District 1) The proposal is to allow a change in zoning to build a two-story school building on an existing charter school campus and increase the student enrollment.

Mayor Athas opened the public hearing to allow public input. The following person spoke in favor of the application: Applicant Karl Crawley. No one else spoke.

Councilman Campbell moved to close the public hearing and to approve the request. Staff will prepare an ordinance for formal consideration at a future meeting. Councilwoman Goebel seconded the motion. A vote was cast and the motion carried with 9 ayes, 0 nays.

5b. HELD & APPROVED

Director of Planning Anita Russelmann provided background information regarding the application of the Javelin Group, LLC, requesting approval of 1) an amendment to Planned Development District (85-5) for Complex for the Elderly, 2) a Detail Plan, and 3) a Specific Use Permit for a Nursing Home. The property is located northeast of the intersection of Broadway Boulevard and Colonel Drive. (File No. 14-02) (District 3) The proposal is to allow a change in zoning for a 120-bed nursing home.

Mayor Athas opened the public hearing to allow citizen comment. The following persons spoke during the public hearing: Applicant Jerry Monk spoke in favor of the application; neighboring property owner Ismael Prada spoke against; and Lee Lutz spoke regarding quality of care.

Councilman Stanley, seconded by Councilman Cahill, moved to close the public hearing and to approve the request as presented. Staff will bring forth an ordinance for formal consideration at a future meeting. A vote was cast and the motion carried with 9 ayes, 0 nays.

NUMBERING CHANGED The Mayor changed the order of the Agenda to consider item 7 followed by Item 6. There were no objections to the change.

7. APPROVED

Consider approval by minute action authorizing the City Manager to execute an amendment to the Consultation Services Retainer Agreement for Dean International, Inc. The following persons spoke in favor of the request: Dave Brady; Gail Belton; Christie Baughman; Lee Lutz; and Frances Hiner. The following person registered a position against: Stanley Winterbauer. Applicant David Dean and Russell Schaffner spoke in favor of the request and answered questions.

Council discussion was held. Councilman Willis, seconded by Mayor Pro Tem Dodson, moved to approve the proposed amendment as presented including the proposed expanded focus areas. Councilman LeMay offered an amendment. Mayor Athas ruled his proposed change did not qualify as an amendment. Councilman Williams offered an amendment to the original motion to include the following: 1) maintain DART monitoring as currently presented in the contract; 2) limit increasing the amount of the contract to 33%; and 3) extend the contract to an end date of September 2015. Councilman Campbell called Point of Order regarding the amount of the contract. Clarification was provided. Councilman Campbell seconded Councilman Williams's motion. Council discussion continued. Mayor Pro Tem Dodson called Point of Order regarding negotiation of contract during the meeting. City Attorney Brad Neighbor offered a ruling declaring Council may debate all points of the contract. A vote was cast on the amendment offered by Councilman Williams and seconded by Councilman Campbell. A vote was cast and the motion failed with 4 ayes, 5 nays (Goebel, Willis, LeMay, Dodson, and Cahill).

The original motion offered by Councilman Willis was further discussed. Mayor Pro Tem Dodson called the question. A vote was cast and the motion to call the vote on the original motion carried with 7 ayes, 2 nays (Williams, LeMay).

A vote was cast on the original motion as presented. The motion to approve the motion as originally presented passed with 5 ayes, 4 nays (Athas, Goebel, Williams, LeMay).

6. APPROVED

Russell Schaffner representing Dean International provided an overview of the Strategic Transportation Enhancement Plan (STEP) for IH-635 East, SH-78, and IH-30. Councilman Willis, seconded by Mayor Pro Tem Dodson, moved to approve by minute action the Strategic Transportation Plan (STEP) for IH-635 East, SH-78, and IH-30. A vote was cast and the motion carried with 8 ayes, 1 nay (LeMay).

8. APPROVED

Alexander Lucian Giambasu was nominated to the Community Multicultural Commission. A vote was cast and the nomination carried with 9 ayes, 0 nays.

9. CITIZEN COMMENTS: Mary Ehlenfeldt offered a prayer.

There being no further business to come before the City Council, Mayor Athas adjourned the meeting at 9:45 p.m.

CITY OF GARLAND

Signed:

Douglas Athas, Mayor

Attest:

Lisa Palomba, City Secretary