

The City Council of the City of Garland convened in regular session at 7:00 p.m. on Monday, October 6, 2014, in the Goldie Locke Room, 217 North Fifth Street, Garland, Texas, with the following members present:

Mayor	Douglas Athas
Mayor Pro Tem	Jim Cahill
Deputy Mayor Pro Tem	Marvin 'Tim' Campbell
Council Member	Anita Goebel
Council Member	Stephen Stanley
Council Member	B. J. Williams
Council Member	Billy Mack Williams
Council Member	Lori Barnett Dodson
Council Member	Scott LeMay

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

CALL TO ORDER: Mayor Athas called the meeting to order. District 3 Council Member Stephen Stanley led the Invocation followed by the Pledge of Allegiance.

ANNOUNCEMENTS: Mayor Athas announced the following: 1) The 2014 Garland Neighborhood Summit is set for Saturday, October 25, 2014 from 8 a.m. to 2 p.m. at the Hyatt Place in Garland; 2) The Pace House will be moved October 15, 2014 to its new, permanent location at 317 South 11<sup>th</sup> Street in Garland's Travis College Hill Historic District and returned to private ownership. 3) Register for Garland E-news at [GarlandTx.gov](http://GarlandTx.gov) and click on the E-News link at the top of the page.

District 2 Council Member Anita Goebel announced the following: A Town Hall Meeting will be held on October 16, 2014 at 7:00 p.m. at 217 N. Duckworth Street in the Goldie Locke Room. Garland ISD Superintendent Bob Morrison will be in attendance.

CONSENT AGENDA: All items marked with asterisks (\*\*) on the Consent Agenda were voted on at the beginning of the meeting. Mayor Athas noted Items 2b, 5 and 6 were pulled for individual consideration. Mayor Athas read the items into the record. A motion was made by Council Member Stanley, seconded by Council Member B.J. Williams, to approve items: 1; 2a; 2c; 2d; 3a; 3b; and 4. A vote was cast and the motion carried with 9 ayes, 0 nays.

1. APPROVED\*\* Minutes of the September 11, September 18, and September 25, 2014 Special Joint Meetings of the Garland City Council and Plan Commission and the September 16, 2014 Regular Meeting.
- 2a. APPROVED\*\* Bid No. 4684-14 in the amount of \$600,000 to Asplundh Tree Expert Company, Inc. to provide tree trimming and vegetation management services for Garland Power & Light and Texas Municipal Power Agency.
- 2b. PULLED Bid No. 4716-14 was pulled from the Consent Agenda for individual consideration.
- 2c. APPROVED\*\* Bid No. 4738-14 in the amount of \$150,246 to TEC Electric Utility Supply for the purchase of wood utility poles as part of the Warehouse Department's inventory to be used to support Garland Power & Light's Transmission and distribution lines.
- 2d. APPROVED\*\* Bid No. 4785-14 in the amount of \$675,550 to CSG/Data Prose, Inc. to provide utility and tax billing services including printing, insertion, and mailing.
- 3a. APPROVED\*\* Ordinance No. 6736 amending the zoning laws of the City of Garland by approving a Specific Use Permit for Retail Sales with Gas Pumps on a 1.087-acre tract of land zoned Planned Development District 10-05 for Central Area 2 Uses and located at 509 West Avenue D. (Zoning File No. 14-33 Nandanvan One, Inc.)
- 3b. APPROVED\*\* Ordinance No. 6737 amending the zoning laws of the City of Garland by approving a Specific Use Permit for Retail Sales with Gas Pumps on a 1.706-acre tract of land zoned Shopping Center District and located at 2435 West Miller Road. (Zoning File No. 14-35, INU USA, Inc.)
4. APPROVED\*\* Ordinance No. 6738 authorizing the issuance of "City of Garland, Texas, General Obligation Refunding Bonds, Series 2014A"; specifying the terms and features of said bonds; levying a continuing direct annual ad valorem tax for the payment of said bonds; providing for the redemption of certain outstanding obligations of the City; and resolving other matters incident and related to the issuance, sale, payment and delivery of said bonds, including the approval and execution of a Paying Agent/Registrar Agreement and

an Escrow Agreement and the approval and distribution of a Preliminary Official Statement and an Official Statement.

- 5. PULLED This item was pulled from the Consent Agenda for Individual consideration.
- 6. PULLED This item was pulled from the Consent Agenda for Individual consideration.

#### ITEMS FOR INDIVIDUAL CONSIDERATION

- 2b. APPROVED Managing Director of Parks, Recreation, and Cultural Services Jim Stone and Senior Park Planner Ann McGinnes presented information to Council regarding the proposed playground at Central Park. District 2 Council Member Goebel made a motion to approve, seconded by Council Member Stanley, Bid No. 4716-14 to Core Construction in the amount of \$470,000 with an optional contingency of \$10,000 for a total award of \$480,000 for construction of a new playground in Central Park. The project incorporates enhanced universal access design elements that will improve wheelchair access throughout the play area.
- 5. APPROVED Assistant City Manager Bryan Bradford presented information to Council regarding the proposed amendment to the 2014-2015 Operating Budget (Budget Amendment No. 1) providing for supplemental appropriation of funds in the General Fund and the infrastructure Repair & Replacement Fund. Council Member Dodson moved to approve Ordinance No. 6739 as presented. Council Member Billy Mack Williams seconded the motion. A vote was cast and the motion carried with 9 ayes, 0 nays.
- 6. APPROVED Mayor Athas recognized the following persons who spoke in opposition to Item 6: Christy Young, 721 Briar Way; Karen Wilson, 1030 Creekwood; Greg Yearsley, 523 Butternut Drive; Larry Jeffus 5926 Hillside Lane; Dorothy Zimmerman, 4802 Vera Cruz; Randall Dunning, 257 Bellwood Drive; Paul Zimmerman, 4802 Vera Cruz Drive; Julie Boirk, 502 Rivercove Drive; Reggie Boirk, 502 Rivercove Drive; and Gail Belton, 1005 Briar Way.  
  
Council Member Cahill made a motion seconded by Council Member Stanley, to refer proposed revisions to City Council Policy OPNS-23, Council Committees, to the Administrative

Services Committee for further review. A vote was cast and the motion carried with 9 ayes, 0 nays.

7. APPROVED

Director of Code Compliance Steve Killen presented information regarding proposed revisions to Chapter 32, "Neighborhood Sanitation and Housing Services", of the Code of Ordinances of the City of Garland. Mayor Athas opened the public hearing. No one spoke. Mayor Athas closed the public hearing. Council Member Campbell made a motion, seconded by Council Member B.J. Williams, to approve Ordinance No. 6740 as presented. A vote was cast and the motion carried with 9 ayes, 0 nays.

8. APPROVED

Director of Planning Anita Russelmann provided information related to the creation of a zoning classification for Smoke Shops. Mayor Athas opened the public hearing. No one spoke. Mayor Athas closed the public hearing. Discussion was held among Council Members. City Attorney Brad Neighbor provided further explanation. Council Member B.J. Williams moved to adopt, seconded by Council Member Stanley, draft number 2 with the last sentence of Section 2 reading as follows: "This definition does not include, and categorically excludes, commercial establishments that derive more than 75% of their revenue from the sale of the following tobacco products contained in the original manufacturer package: cigarettes, cigars, pipe tobacco, snuff, or chewing tobacco." A vote was cast and the motion carried with 9 ayes, 0 nays. Staff will bring forth a formal ordinance for approval.

9. APPROVED

Director of Planning Anita Russelmann provided information related to the application of Shearer Design and Associates requesting approval of a change in zoning from Office 1 District to a Planned Development District for Office 1 Uses with Retail Sales/Personal Service (allowed by Specific Use Permit) on a property located in the SH 190 Overlay. This property is located at the west side of Murphy Road, approximately 480 feet south of the intersection of Murphy Road and Campbell Road (Lot 7, Block 1, Campbell Crossing Office Park). (District 1, File 14-36)

Mayor Athas opened the public hearing to accept comment. Applicant Charlie Shearer appeared before Council to answer questions. No one spoke during the hearing. Mayor Athas closed the public hearing.

Council Member Campbell, seconded by Council Member Dodson, moved to approve the request and directed staff to bring forth an ordinance for formal consideration. A vote was cast and the motion carried with 9 ayes, 0 nays.

10. APPOINTMENTS: A vote was cast and the motion carried with 9 ayes, 0 nays as the following name was placed in nomination:

- Allen “Mike” McCorstin – Library Board (District 3)

11. COMMENTS: The following persons spoke: Christine Hubley, 131 Squirrel Ridge, Wylie, consider resolution against Northeastern Gateway Project; Rede Beitman, 208 K, Wylie, consider resolution against Northeastern Gateway Project; Christopher Hubley, 131 Squirrel Ridge, Wylie, against Northeastern Gateway Project and support IH-30 improvements; Mary Ann Wickersham, 405 Wildbriar, Garland, Animal Shelter concerns, Dawn Haney, Dallas County Precinct 2, consider passing resolution against Northeastern Gateway Project; and Jerry Shaffer, 401 Fox Hollow Drive, Wylie, opposed to Northeastern Gateway Project.

There being no further business to come before the City Council, Mayor Athas adjourned the meeting at 9:19 p.m.

**CITY OF GARLAND**

Signed:

Douglas Athas, Mayor

ATTEST:

Lisa Palomba, City Secretary