

The City Council of the City of Garland, Texas convened in regular session at 7:00 PM on Tuesday, July 21, 2009, in the Council Chambers at City Hall with the following members present:

Mayor	Ronald E. Jones
Mayor Pro Tem	Rick Williams
Councilmember	Douglas Athas
Councilmember	Laura Perkins Cox
Councilmember	Preston Edwards
Councilmember	Larry Jeffus
Councilmember	John Willis
Councilmember	Barbara Chick
Councilmember	Darren Lathen

STAFF PRESENT:	City Manager	Bill Dollar
	City Attorney	Brad Neighbor
	City Secretary	Mary J. Kayser
	Deputy City Secretary	Debra Booth

CALL TO ORDER: The meeting was called to order by Mayor Ronald E. Jones. Councilmember Edwards led the invocation and the pledge.

CEREMONIALS: Mayor Jones recognized Scout Troop #57.

CONSENT AGENDA: All items marked with asterisks (**) on the Consent Agenda were voted on at the beginning of the meeting. Motion was made by Councilmember Edwards, seconded by Councilmember Cox to approve Consent Agenda Item #'s: 1, 2a, 2b, 2c, 2d, 3a, 3b, 4, 5, 6, 7, 8, 9 and 10. Motion carried: 9 Ayes; 0 Nays; and 0 Abstentions.

1. Approved** Approval of the minutes of the July 7, 2009 Regular Meeting.
- 2a. Approved** Award the bid for Labor/Materials to Prepare, Clean, and Recoat Secondary Clarifiers (Bid No. 363-09) to HW Industrial Services in the amount of \$144,716.00.
- 2b. Approved** Award the bid for a D8 Dozer (Bid No. 422-09) to Holt Caterpillar in the amount of \$600,605.00.
- 2c. Approved** Award the bid for Portland Cement (Bid No. 369-09) to Ash Grove Texas, L.P. in the amount of \$209,500.00.

- 2d. Approved** Award the bid for Concrete Ready Mix (Bid No. 391-09) to Cooper Concrete Co. in the amount of \$1,717,025.00.
- 3a. Approved** Ordinance 6328 approving a change in zoning from Planned Development (PD) Districts 87-28 and 01-23 for Freeway Uses, Planned Development (PD) District 95-59 for Industrial Uses and Agriculture (AG) District to Planned Development (PD) District for Freeway Uses, a Specific Use Permit for Kindergarten, Preschool or Child Care Center, and a Detail Plan for a Private (Montessori) School on a 2.05-acre tract located east of Campbell Road, south of Ferris Road and north of SH 190. (Zoning File 09-19, The Dimension Group)
- 3b. Approved** Ordinance 6329 approving a change of zoning from Freeway (FW) District to a Planned Development (PD) District for Freeway Uses, an amendment to Planned Development (PD) District 06-69 for Freeway Uses and the concept Plan, and an amendment of the Detail Plan and Specific Use Permit for a Retail Sales with Gas Pumps on a 24.5-acre tract of land located south of Interstate Highway 30 and west of Broadway Boulevard. (Zoning File 09-20, Steve Donosky Co.)
4. Approved** Resolution 9886 authorizing the City Manager to execute Change Order No. 2 to Lee Lewis Construction, Inc. in the amount of \$132,990 for construction of the paving and parking at the Information Technology Services and Office of Emergency Management facility.
5. Approved** Minute action authorizing the City Manager to execute an interlocal agreement with the City of Sachse for use of the 800 MHz radio system owned by the City of Garland.
6. Approved** Minute action authorizing the City Manager to execute an interlocal agreement with the City of Rowlett for use of the 800 MHz radio system owned by the City of Garland.
7. Approved** Minute action authorizing the City Manager to execute an interlocal agreement with the Garland Independent School District for use of the 800 MHz radio system owned by the City of Garland.
8. Approved** Resolution 9887 approving and funding the 2008 Neighborhood Vitality Matching Grant applications for the second application cycle.

9. Approved** Consider by minute action revision City Council Policy OPNS-23 – Council Committees by adding the Emergency Planning Council Representative to the interest form.
10. Approved** Consider an ordinance amending Chapter 22, “Health”, of the Code of Ordinances of the City of Garland.
11. Approved Hold a public hearing to consider an ordinance amending Chapter 26, “Police – Miscellaneous Provisions and Offenses”, of the Code of Ordinances of the City of Garland by adding a new Article XIII.
- Mayor Jones opened a public hearing on this item at 7:06 pm. Speaking on this item were Police chief Mitch Bates, Stephen Miller and Lee Lutz.
- Motion was made by Councilmember Cox and second by Councilmember Edwards to close the public hearing at 7:11 pm and to approve Ordinance 6331 amending Chapter 26, “Police – Miscellaneous Provisions and Offenses”, of the Code of Ordinances of the City of Garland by adding a new Article XIII titled “Convenience Stores”. Motion carried: 9 Ayes; 0 Nays; and 0 Abstentions.
12. Held Public Hearing Hold a public hearing regarding Country Club/Commerce Street Name Change. Mayor Jones opened the public hearing at 7:12 pm. Speaking on this item was Neil Montgomery, Senior Managing Director of Development Services. There being no further speakers Mayor Jones closed the Public Hearing at 7:14 pm.
- 13a. Approved Consider the application of the City of Garland, requesting approval of an amendment to Planned Development (PD) District 82-42 for Single Family and Duplex Uses regarding regulation of carports and garages. The property is located north of West Buckingham Road, west of North Garland Avenue and east of Sam Houston Drive. (File 09-21)
- Mayor Jones opened the public hearing at 7:14 pm. Speaking on this item was Neil Montgomery, Senior Managing Director of Development Services.
- Motion was made by Councilmember Lathen and second by Mayor Pro Tem Williams to close the public hearing at 7:18 pm and to approve the application of the City of Garland,

requesting approval of an amendment to Planned Development (PD) District 82-42 for Single Family and Duplex Uses regarding regulation of carports and garages. Motion carried: 9 Ayes; 0 Nays; and 0 Abstentions.

13b. Approved

Consider the application of the City of Garland, requesting approval of an amendment to the City's Lake Edge Zoning District Ordinance regarding lake edge development requirements. The properties are generally located along the western shoreline of Lake Ray Hubbard. (File 09-22)

Mayor Jones opened the public hearing at 7:19 pm. Speaking on this item was Neil Montgomery, Senior Managing Director of Development Services.

Motion was made by Councilmember Edwards and second by Councilmember Jeffus to close the public hearing at 7:22 pm and to approve the application of the City of Garland, requesting approval of an amendment to the City's Lake Edge Zoning District Ordinance regarding lake edge development requirements. The properties are generally located along the western shoreline of Lake Ray Hubbard. Motion carried: 9 Ayes; 0 Nays; and 0 Abstentions.

14.

Consider appointments to Boards and Commissions.

Motion was made by Councilmember Willis to appoint the following individuals to the listed boards:

Board of Adjustment

Aaron Garelis

Motion carried: 9 Ayes; 0 Nays; and 0 Abstentions.

Plan Commission

Truett Welborn

Motion carried: 9 Ayes; 0 Nays; and 0 Abstentions.

Motion was made by Councilmember Lathen to appoint the following individuals to the listed boards:

Garland Youth Council

Jennifer Sims
Ginu Liz Scaraia

Motion carried: 9 Ayes; 0 Nays; and 0 Abstentions.

Motion was made by Mayor Jones to appoint the following individuals to the listed boards:

Garland Youth Council

Hilina Gatew
Lawrence Billy Jones III

15. Citizen comments.

Sarah McAuley

There being no further business to come before the City Council, Mayor Jones adjourned the meeting at 7:28 pm.

CITY OF GARLAND

Signed:

Mayor Ronald E. Jones

Attest:

Mary J. Kayser, City Secretary