

The City Council of the City of Garland, Texas convened in regular session at 7:00 PM on Monday, October 3, 2011, in the Council Chambers at City Hall with the following members present:

Mayor	Ronald E. Jones
Mayor Pro Tem	Preston Edwards
Councilmember	Douglas Athas
Councilmember	Larry Jeffus
Councilmember	John Willis
Councilmember	Lori Barnett Dodson
Councilmember	Rick Williams
Councilmember	Jim Cahill

ABSENT: Councilmember Laura Perkins Cox

STAFF PRESENT:	City Manager	William E. Dollar
	City Attorney	Brad Neighbor
	City Secretary	Mary J. Kayser
	Deputy City Secretary	Elaine Simpson

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

CEREMONIALS: The Mayor presented the Good Neighbor Award to Eileen Mohr.

The Mayor presented a proclamation for Public Power Week to representatives of Garland Power and Light.

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 Willis and second by Mayor Pro Tem Edwards to approve Consent Agenda Item #'s: 1, 2a, 2b, 2c, 2d, 2e, 2f, 3, 4, 5, 6 and 7. Motion carried: 8 Ayes; 0 Nays; and 0 Abstentions.

1. Approved** Approve the minutes of the September 20, 2011 Regular Meeting.

2a. Approved** Award the bid for the Walnut Street Water Main Replacements (Bid No. 2566-11) to SAK Construction, LLC in the amount of \$940,624.23.

- 2b. Approved** Award the bid for the Police Shooting Range Ballistic Containment (Bid No. 2579-11) to Action Target in the amount of \$422,525.00.
- 2c. Approved** Award the bid for Voice and Data Cable Replacement at City Hall (Bid No. 2582-11) to Nouveau Construction and Technology Services in the amount of \$243,435.00.
- 2d. Approved** Award the bid for the Ray Olinger Plant Unit #2 Pressure Heater Repair (Bid No. 2489-11) to R.C.E. Heat Exchangers, LLC in the amount of \$129,133.00.
- 2e. Approved** Award the bid for the Manhole Rehabilitation Project – Phase I (Bid No. 2595-11) to Fuquay, Inc. in the amount of \$112,700.00.
- 2f. Approved** Award the bid for a Software Maintenance Package and System Upgrade for GP&L Operations to Open Systems International in the amount of \$107,925.75.
3. Approved** Resolution 10013 approving the sale of certain tracts of real property to North Texas Tollway Authority for the Eastern Extension of President George Bush Turnpike; authorizing the Mayor to execute deeds conveying the property to the buyer.
4. Approved** Resolution 10014 affirming the appointment of Mark Enoch as a shared member of the Dallas Area Rapid Transit (DART) Board of Directors (Garland, Glenn Heights and Rowlett) and reaffirming the appointment of Michael Cheney as a member to serve on the DART Board of Directors. Both terms will end June 30, 2012.
5. Approved** Resolution 10015 authorizing the City Manager to execute an Interlocal Agreement with El Centro College for instructional assistance, class accreditation, and related services for classes delivered in the course of the Garland Fire Academy and the Garland Fire Department Continuing Education program.
6. Approved** Resolution 10016 approving the City of Garland’s participation in the settlement of PUC Docket No. 39066; authorizing the payment and receipt of those amounts agreed to by and among the parties to PUC Docket 39066 as provided in the “Stipulation and Motion for Approval” to be filed in that

docket; authorizing the City Manager and the City Attorney to take such other actions as may be necessary to implement or effectuate the settlement. The proposed settlement here will completely and finally settle all remaining issues that arise from or relate to wholesale transmission service and charges within ERCOT for the period of September 1, 1999 through December 31, 1999.

7. Approved**

Resolution 10017 accepting a Texas Department of Transportation Selective Traffic Enforcement Program (STEP) Comprehensive Grant relating to speeding, seat belt/restraint; red light/intersection, and DWI enforcement initiatives.

8a. Approved**

Consider the application of Frank Vu, LLC, requesting approval of 1) a Specific Use Permit for a Recycling Center on property zoned Industrial-1 (I-1) District and 2) a variance to Section 10-200 of the Comprehensive Zoning Ordinance regarding parking requirements. The property is located at 209 Range Drive. (File 11-22)

The proposal is for approval of a Specific Use Permit for a Recycling Center and a variance to the parking requirement. At the September 12, 2011 meeting, the Plan Commission (by a 9 to 0 vote) recommended approval of the request for a period of 10 years tied to Frank Vu.

Neil Montgomery, Senior Managing Director of Development Services presented the staff report.

Mayor Jones opened the public hearing at 7:10 p.m.

Speaking on this item were Jim Jarvis (for questions only); Sean Cham, against; Mike Etheridge signed a speaker card against the item but did not speak; Jamshid Samadi signed a card against but did not speak.

Motion was made by Councilmember Cahill and second by Councilmember Williams to close the public hearing at 7:13 p.m. and to approve the application of Frank Vu, LLC, requesting approval of 1) a Specific Use Permit for a Recycling Center on property zoned Industrial-1 (I-1) District and 2) a variance to Section 10-200 of the Comprehensive Zoning Ordinance regarding parking requirements. Motion carried: 7 Ayes; 1 Nays (Edwards); and 0 Abstentions.

8b. Approved**

Consider the application of the DAOUD Investment Inc, requesting approval of a Specific Use Permit for a Convenience Store on property zoned Planned Development (PD) District 76-15 for General Business Uses. The property is located at 961 West Centerville Road. (File 11-23)

The proposal is for approval of a Specific Use Permit for a Convenience Store. At the September 12, 2011 meeting, the Plan Commission (by a 9 to 0 vote) recommended approval of the request for a period of 10 years tied to DAOUD Investment, Inc.

Neil Montgomery, Senior Managing Director of Development Services presented the staff report.

Mayor Jones opened the public hearing at 7:15 p.m.

There were no speakers.

Motion was made by Councilmember Willis and second by Councilmember Dodson to close the public hearing at 7:16 p.m. and to approve the application of the DAOUD Investment Inc, requesting approval of a Specific Use Permit for a Convenience Store on property zoned Planned Development (PD) District 76-15 for General Business Uses. Motion carried: 8 Ayes; 0 Nays; and 0 Abstentions.

8c. Approved**

Consider the application of Fourth Street Investments, requesting approval of a Detail Plan for approximately 71 single family residential lots on property zoned Planned Development (PD) District 11-19 for Single Family Uses. The property is located north of Belt Line Road, east of Wagon Wheel Road, and southwest of North Garland Avenue. (File 11-24)

The proposal is for approval of a Detail Plan for a 71-lot single family subdivision. At the September 12, 2011 meeting, the Plan Commission (by a 9 to 0 vote) recommended approval of the request.

Neil Montgomery, Senior Managing Director of Development Services presented the staff report.

Mayor Jones opened the public hearing at 7:18 p.m. There were no speakers but Lawrence Masi was available for questions.

Motion was made by Councilmember Williams and second by Councilmember Dodson to close the public hearing at 7:18 p.m. and to approve the application of Fourth Street Investments, requesting approval of a Detail Plan for approximately 71 single family residential lots on property zoned Planned Development (PD) District 11-19 for Single Family Uses. Motion carried: 8 Ayes; 0 Nays; and 0 Abstentions.

9.

Consider appointments to Boards and Commissions.

At this time Mayor Jones turned the meeting over to Mayor Pro Tem Edwards. There was a consensus of the Council to handle all nominations with one vote.

Motion was made by Mayor Jones to appoint the following individual(s) to the listed board(s):

Shirley Robnett – Senior Citizens Advisory Committee

Motion was made by Councilmember Williams to appoint the following individual(s) to the listed board(s):

Charlotte Piercy – Senior Citizens Advisory Committee

Motion was made by Councilmember Dodson to appoint the following individual(s) to the listed board(s):

Rick Wyatt, Jr. – Building and Fire Codes Board

Motion was made by Councilmember Cahill to appoint the following individual(s) to the listed board(s):

James E. Schroeder – Building and Fire Codes Board

Christopher Ott – Plan Commission

Joanne E. Stephens – Senior Citizens Advisory Committee

Rick Johnson – Downtown TIF

Motion carried: 8 Ayes; 0 Nays; and 0 Abstentions.

10. Citizen comments.

None

There being no further business to come before the City Council, Mayor Jones adjourned the meeting at 7:22 pm.

CITY OF GARLAND

Signed:

Mayor Ronald E. Jones

Attest:

Mary J. Kayser, City Secretary