

The City Council of the City of Garland, Texas convened in regular session at 7:00 PM on Tuesday, November 15, 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	Laura Perkins Cox
Councilmember	Larry Jeffus
Councilmember	John Willis
Councilmember	Rick Williams
Councilmember	Jim Cahill

ABSENT Councilmember Lori Barnett Dodson

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: Mayor Jones presented a Special Recognition to Meshack's Bar-B-Que.

The Salvation Army kicked off their 2011 Red Kettle campaign.

Mayor Jones recognized Leadership Garland Class 31.

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 Councilmember Edwards to approve Consent Agenda Item #'s: 1, and 3. Motion carried: 9 Ayes; 0 Nays; and 0 Abstentions.

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

2. Approved

Consider approval of the following bids:

a. Logo Clothing Bid No. 2623-12

Payton Group \$400,000.00

This request is for the purchase of logo clothing by City departments to promote City services and reach out to the community. This is a two-year contract with three annual renewal options.

b. Promotional Items Bid No. 2624-12

Divine Imprints \$200,000.00

This request is for the purchase of items by City departments to promote City services and reach out to the community. This is a two-year contract with three annual renewal options.

Gary Holcomb, Director of Purchasing and Assistant City Manager, Bryan Bradford presented the staff report on this item.

Greg Yearsley spoke in opposition to this item.

Motion was made by Councilmember Willis and second by Councilmember Jeffus to award the bid for Logo Clothing (Bid No. 2623-12) to the Payton Group in the amount of \$400,000.00 and to award the bid for Promotional Items (Bid No. 2624-12) to Divine Imprints in the amount of \$200,000.00. Motion carried: 8 Ayes; 0 Nays; and 0 Abstentions.

3. Approved**

Resolution 10019 establishing December 12, 2011 and December 13, 2011 as the meeting schedule for the second Work Session and second Regular Meeting respectively.

4. Approved

Hold a public hearing and consider an ordinance providing for and reaffirming the taxation of Goods-in-Transit as tangible personal property otherwise exempted under Section 11.253 of the Texas Tax Code; reaffirming and re-adopting Section 40.04(E) of Chapter 40 of the Code of Ordinances of the City of Garland to reflect that determination.

Kevin Slay, Managing Director of Customer Service, Tax and Municipal Court presented the staff report.

Mayor Jones opened the public hearing at 7:26 pm. There being no speakers the public hearing was closed at 7:26 pm.

Motion was made by Councilmember Jeffus and second by Councilmember Willis to approve Ordinance 6501 providing for and reaffirming the taxation of Goods-in-Transit as tangible personal property otherwise exempted under Section 11.253 of the Texas Tax Code; reaffirming and re-adopting Section 40.04(E) of Chapter 40 of the Code of Ordinances of the City of Garland to reflect that determination. Motion carried: 8 Ayes; 0 Nays; and 0 Abstentions.

5a. Approved

Consider the application of Jerry's Express Car Wash, requesting approval of 1) an amended Concept Plan and 2) a Detail Plan for a Car Wash on property zoned Planned Development (PD) District 09-33 for Shopping Center Uses. The property is located northeast of the intersection of N. Jupiter Road and Arapaho Road. (File 11-30)

The proposal is for approval of 1) an amended Concept Plan and 2) a Detail Plan for a Car Wash. At the October 24, 2011 meeting, the Plan Commission (by a 7 to 1 vote) recommended approval of the request as recommended by staff with the addition of approving an additional freestanding sign.

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

Mayor Jones opened the public hearing at 7:31 pm. Speaking on this item were: James Nader for.; Everett Roberts, for; Walter Owen (representing QT) for; Louis Schiele, against; Bob Sorrentino, against; Peggy Sorrentino, against; and Don Cates against.

Motion was made by Councilmember Williams and second by Councilmember Willis to close the public hearing at 8:06 pm

and to approve the application of Jerry's Express Car Wash, requesting approval of 1) an amended Concept Plan and 2) a Detail Plan for a Car Wash on property zoned Planned Development (PD) District 09-33 for Shopping Center Uses with the extension of the back wall of the tunnel on the east side for additional noise mitigation. Motion carried: 7 Ayes; 1 Nays (Cox); and 0 Abstentions.

b. Postponed

Consider the application of Onyx Builders, requesting approval of 1) a change of zoning from Planned Development (PD) District 05-55 for Single Family, Attached Uses (Townhouses), to a Planned Development (PD) District for Single Family Uses, 2) a Detail Plan for 63 single family residences, and 3) a waiver of Section 31.27 of the City of Garland Code of Ordinances regarding the requirement of alleys. The property is located north of the intersection of Roan Road and Rowlett Road. (File 11-31)

The proposal is for approval of 1) a change of zoning from a Planned Development for Single Family Attached Uses to a Planned Development for Single Family, 2) a Detail Plan for 63 single family residences, and 3) a waiver regarding the requirement of alleys. At the October 24, 2011 meeting, the Plan Commission (by an 8 to 0 vote) recommended approval of the request. NOTE: The applicant has requested that this item be postponed to the December 6, 2011 Regular Meeting.

Motion was made by Mayor Pro Tem Edwards and second by Councilmember Cox to postpone this item to the December 6, 2011 Regular Council Meeting. Motion carried: 8 Ayes; 0 Nays; and 0 Abstentions.

6.

Consider appointments to Boards and Commissions.

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

Harry H. Wilson – Senior Citizens Advisory Committee
Motion carried: 8 Ayes; 0 Nays; and 0 Abstentions.

At this time the Mayor turned the meeting over to Mayor Pro Tem Edwards

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

Dorothy L. Brooks – Community Multicultural Commission
Henry Evans Hammons, II – Community Multicultural Commission

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

John T. Ball – Housing Standards Board
Joanne E. Stephens – Senior Citizens Advisory Committee

With the Council's consent the Mayor's and Councilmember Cahill's appointments were considered together.

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

At this time the meeting was returned to the Mayor.

7. Citizen comments.

Clay Dafoe
John Clary

There being no further business to come before the City Council, Mayor Jones adjourned the meeting at 8:18 pm.

CITY OF GARLAND

Signed:

Mayor Ronald E. Jones

Attest:

Mary J. Kayser, City Secretary