

The City Council of the City of Garland, Texas convened in regular session at 7:00 PM on Tuesday, February 5, 2013, in the Council Chambers at City Hall with the following members present:

Mayor	Ronald Jones
Mayor Pro Tem	John Willis
Deputy Mayor Pro Tem	Preston Edwards
Councilmember	Marvin 'Tim' Campbell
Councilmember	Anita Goebel
Councilmember	B.J. Williams
Councilmember	Lori Dodson
Councilmember	Rick Williams
Councilmember	Jim Cahill

STAFF PRESENT:	City Manager	William E. Dollar
	Deputy City Attorney	Mark Dempsey
	City Secretary	Lisa Palomba

CALL TO ORDER: The meeting was called to order by Mayor Ronald Jones. Councilmember Rick Williams led the Invocation and the Pledge of Allegiance.

CEREMONIALS: Mayor Jones welcomed Cub Scout Troop 1978, Den 3. Mayor Jones also recognized James Hawkins and Chief Knight from the Garland Fire Department receiving Fire Fit Friendly Platinum Award; Rita White and Kerrah Pena from City of Garland receiving Fit Friendly Gold Award; Dorothy White, Dave Kuhn and Jim Harmon received Special Recognition for accomplishments related to The Garland Television Network (CGTV). Mayor Jones presented a proclamation to The Achievement Center of Texas proclaiming February 9, 2013 "Special Arts Festival Day" in the City of Garland.

CONSENT AGENDA: 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 Mayor Pro Tem Willis and seconded by Councilwoman Anita Goebel, to approve Items: 1; 2a; 2b; 2c; 2d; 2e; 2f; and 3. as presented. A vote was cast. The motion carried with 8 Ayes; 0 Nays. (Dodson Absent)

1. Approved** City Council Meeting minutes of the January 15, 2013 Special Meeting and January 22, 2013 Regular Meeting.

2a. Approved** Award of Bid No. 3295-13 to Dallas Harley-Davidson in the amount of \$129,236.45 for the purchase of seven police motorcycles with accessories to be used by the Police Department in daily operations.

- 2.b. Approved** Award of Bid No. 3303-13 to Reliable Chevrolet in the amount of \$1,043,266.55 for the purchase of seven Chevrolet Impala and thirty-three Chevrolet Caprice vehicles to be used by the Police Department in daily operations.
- 2c. Approved** Award of Bid No. 3308-13 to Holt Cat (\$208,696.00), Landmark Equipment (\$81,500.00), and RDO Equipment (\$79,325.00) for a total amount of \$369,521.00 for the purchase of four backhoes to be used by the Water Department in daily operations.
- 2d. Approved** Award of Bid No. 3345-13 to Hanson Pipe and Precast in the amount of \$400,000.00 to provide materials for various storm water management projects.
- 2e. Approved** Award of Bid No. 3346-13 to RDO Equipment Co. (\$96,047.71) and Interstate Trailers, Inc. (\$22,690.00) for a total amount of \$118,737.71 for the purchase of two backhoe trailers, two excavators, and one skid loader with attachments to be used by GP&L in daily operations.
- 2f. Approved** Award of Bid No. 3352-13 to Trastar, Inc. in the amount of \$130,919.10 to provide LED traffic signals to support the Transportation Department's upcoming replacement project.
3. Approved** Approve Resolution No. 10093 approving the sale of real property, 219 Southwood; authorizing the Mayor to execute a deed conveying the property to Eileen Petroski.

ITEMS FOR INDIVIDUAL CONSIDERATION:

4. Public Hearing Held Mayor Jones opened the public hearing to provide the opportunity for all interested persons to be heard for or against the 2013 proposed Capital Improvement Program. The following persons provided oral testimony during the public hearing: Allison Lewis; Darren Lathen; Randall Dunning; Liz Moser; Ted Mumaw; Jamie Britain; Pamela Stoneham; Mattie Gray; and Lola Horton. The following person registered a position in favor of Item 4: Claud W. George. Mayor Jones closed the public hearing.
5. Approved Mayor Pro Tem Willis, seconded by Deputy Mayor Pro Tem Edwards moved to approve Ordinance No. 6588 approving and adopting the Capital Improvement Program for 2013; proving budgetary appropriations for the various capital funds

of the city, and providing an effective date. A vote was cast and the motion carried with 9 ayes, 0 nays.

6. Approved

The following citizens provided comment: Darren Lathen; Mary Anne Harper; The following persons registered a position against Item 6. J.D. Ross; Mike Ratcliff; Mattie Gray; Pamela Stoneham; and Lola Horton.

Councilwoman Goebel, seconded by Deputy Mayor Pro Tem Edwards, moved to approve Resolution No. 10094 authorizing the City Manager or his designee to enter into a Disposition and Development Agreement with Oaks Properties Development, L.L.C. regarding a Downtown Development Project; and providing an effective date. A vote was cast and the motion carried with 9 ayes, 0 nays.

7a. Held & Approved

Mayor Jones opened the Public Hearing to receive public input regarding the application of The Charter School Fund, LLC, requesting approval of 1) a Specific Use Permit for a Charter School on property zoned Shopping Center (SC) District and 2) a variance to Section 24-600 of the Comprehensive Zoning Ordinance 4647 regarding building height. The property is located north of Belt Line Road and west of North Shiloh Road. (File Z12-55)

Senior Managing Director of Development Services Neil Montgomery provided information related to both requests.

Brian Huffailer spoke on behalf of the applicant. The following persons provided oral testimony: Rosanna Sandlin; and Sherwood Blount. The following persons registered a position supporting Item 6. Jason Kotter; Julia Xeros; Reginald Marcellus; Chris Florance; James Holmberg; Maria Garca; Nadia Ayala; Roberto Ramirez; Angela Marcellus; Eddie Conger; Clif Sevier; Laura McCreight; Jerry McCreight; Christy McCreight; Myrna Apodaca; Adrian Apodea; Sarah McCroon; Frank Corte, Jr.; Connie Wallace; and Rebecca Conger.

Mayor Jones closed the public hearing. Councilman Rick Williams made a motion, seconded by Councilwoman Dodson, to approve the application of The Charter School Fund, LLC, requesting approval of 1) a Specific Use Permit for a Charter School on property zoned Shopping Center (SC) District and 2) a variance to Section 24-600 of the Comprehensive Zoning Ordinance 4647 regarding building

height. The property is located north of Belt Line Road and west of North Shiloh Road. (File Z12-55) A vote was cast and the motion carried with 9 ayes, 0 nays.

7b. Held & Approved

Mayor Jones opened the public hearing to consider the application of Taco Bell requesting approval of 1) amendments to the conditions in Planned Development (PD) 08-09, 2) a Concept Plan with conditions, 3) a Detail Plan with conditions, and 4) a Specific Use Permit for Restaurant with Drive-Through on property zoned Planned Development (PD) 08-09 District for Freeway Uses and in the SH 190 Overlay. The property is located at 5300 Block of North Garland Avenue, Garland, TX (File Z13-02)

Senior Managing Director of Developmental Services Neil Montgomery provided information related to the requests. David Gregory, applicant, also provided information. No one else spoke during the public hearing.

Mayor Jones closed the public hearing. Councilman Tim Campbell made a motion, seconded by Mayor Pro Tem Edwards, to approve the application of Taco Bell requesting approval of 1) amendments to the conditions in Planned Development (PD) 08-09, 2) a Concept Plan with conditions, 3) a Detail Plan with conditions, and 4) a Specific Use Permit for Restaurant with Drive-Through on property zoned Planned Development (PD) 08-09 District for Freeway Uses and in the SH 190 Overlay. The property is located at 5300 Block of North Garland Avenue, Garland, TX (File Z13-02) A vote was cast and the motion carried with 9 ayes, 0 nays.

8. Approved

Councilman Rick Williams nominated Maxwell James Fisher, AICP, to the Plan Commission A vote was cast and the nomination carried with 9 ayes; 0 nays.

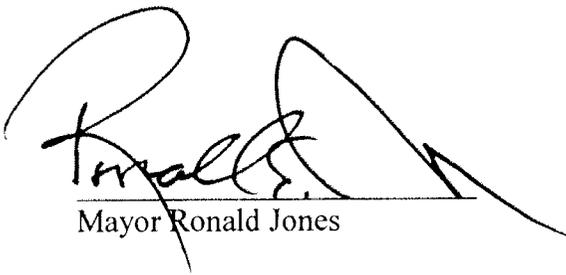
CITIZEN COMMENTS:

The following persons spoke: Larry Jeffus; Jamie Brittain; and Lola Horton.

There being no further business to come before the City Council, Mayor Jones adjourned the meeting at 8:37 p.m.

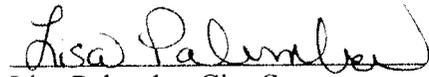
CITY OF GARLAND

Signed:



Mayor Ronald Jones

Attest:



Lisa Palomba, City Secretary