

The City Council of the City of Garland, Texas convened in regular session at 7:00 PM on Tuesday, June 4, 2013, in the Council Chambers at City Hall with the following members present:

Mayor	Douglas Athas
Mayor Pro Tem	John Willis
Councilmember	Marvin 'Tim' Campbell
Councilmember	Anita Goebel
Councilmember	Stephen W. Stanley
Councilmember	Lori Barnett Dodson
Councilmember	Scott LeMay
Councilmember	Jim Cahill

MEMBERS ABSENT: Councilmember B.J. Williams

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

CALL TO ORDER: The meeting was called to order by Mayor Douglas Athas. Councilwoman Dodson led the Invocation and Pledge of Allegiance.

MAYOR'S ANNOUNCEMENTS: Mayor Athas commented on the following: Stage 3 water restrictions; and limitations related to downtown parking.

CEREMONIALS: Mayor Athas recognized Garland Neighborhood Vitality employees Felisa Conner and Tracy Allmendinger upon receiving national recognition from Neighborhoods, USA naming the Garland Neighborhood Management Academy (GNMA) the Best Neighborhood Program of 2013 during the recently held 38th annual NUSA conference in Minneapolis.

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 Councilwoman Dodson, seconded by Councilman LeMay, to approve Items: 1 as amended; 2a; 2b; 3; and 4; A vote was cast and the motion carried with 8 Ayes; 0 Nays (Williams, absent).

1. Approved\*\* City Council minutes of the May 21, 2013 regular meeting as amended to reflect that Councilman Scott LeMay was sworn in as District 7 Councilmember by his wife.

2a. Approved\*\* Award of Bid No. 3519-13 to Tri-Con Services, Inc. in the amount of \$2,500,000.00 to provide various replacement or repair of concrete paving and structures throughout the City.

- 2b. Approved\*\* Award of Bid No. 3605-13 to Teletouch Communications, Inc. in the amount of \$280,355.00 to provide peripheral equipment including but not limited to lights, sirens, cages, and mounted consoles for the new Chevrolet Caprice Patrol Vehicles.
3. Approved\*\* Ordinance No. 6620 amending the zoning laws of the City of Garland by approving a Specific Use Permit for a Kindergarten, Preschool, or Childcare Center on a 9.847-acre tract of land located at 5840 North Garland Avenue. (Zoning File No. 13-18, North Garland Children's Childcare & Academy)
4. Approved\*\* Ordinance No. 6621 amending Chapter 22, "Health" of the Code of Ordinances of the City of Garland; providing a penalty under the provisions of Sec. 10.05 of the Code of Ordinances of the City of Garland requiring sterilization of all animals impounded at the Garland Animal Shelter and increasing the current impoundment fees for unsterilized animals and providing for a refund upon compliance.

#### ITEMS FOR INDIVIDUAL CONSIDERATION:

- 5a. Held & Denied Director of Planning Anita Russelmann provided background information related to the application of Responsive Education Solutions requesting approval of a Specific Use Permit for a Charter School on property zoned Industrial-1 (I-1) District on property located at 2800 West Kingsley Road, Suite 103. (File No. 13-17) The following persons spoke during the public hearing: Applicant Jonathan Vinson; William Chandler; Mark Robinson; and Earle Little. Discussion was held among Councilmembers. Fire Marshal Michael Vanbuskirk answered questions for Council. Mayor Pro Tem Willis, seconded by Councilman Campbell, made a motion to deny the request of Responsive Education Solutions requesting approval of a Specific Use Permit for a Charter School on property zoned Industrial-1 (I-1) District on property located at 2800 West Kingsley Road, Suite 103. (File No. 13-17) A vote was cast and the motion to deny carried with 7 ayes, 1 nay (Cahill) (Williams, absent).
- 5b. Held & Approved Director of Planning Anita Russelmann provided background information regarding the application of FJLC & Associates requesting approval of a Specific Use Permit for a Restaurant, Drive-Through located at 2135 Northwest Highway. Mayor Athas opened the public hearing. Applicant Brian Mathis was present to answer questions. Mayor Pro Tem Willis made a

motion, seconded by Councilwoman Goebel to approve the application of FJLC & Associates for a Specific Use Permit to operate a Starbucks restaurant with drive-through within an existing building for a period of 30 years tied to Starbucks on property zoned Planned Development (PD) District 69-54 for Industrial 1 Uses in the IH 635 Overlay located at 2135 Northwest Highway as recommended by the Plan Commission at the May 13, 2013 meeting and directed staff to bring forth an ordinance for formal consideration. A vote was cast and the motion carried with 8 ayes, 0 nays (Williams, absent).

5c. Held & Approved

Director of Planning Anita Russelmann provided background information related to the application of Cristela Romo requesting approval of a Specific Use Permit for a Reception Facility on property zoned Shopping Center (SC) District located at 219 West Kingsley Road, Suite 322. (Zoning File No. 13-20) Mayor Athas opened the public hearing. Applicant Cristela Romo, spoke during the public hearing. No other persons spoke during the public hearing. Mayor Athas closed the public hearing. Mayor Pro Tem Willis made a motion, seconded by Councilwoman Goebel, to approve the request of Cristela Romo requesting approval of a Specific Use Permit for a Reception Facility tied to Cristela Romo for a period of 5 years on property zoned Shopping Center (SC) District located at 219 West Kingsley Road, Suite 322 and directed staff to bring forth an ordinance for formal consideration. (Zoning File No. 13-20) A vote was cast and the motion carried with 8 ayes, 0 nays (Williams, absent).

6. Citizen Comments

The following persons provided comment: John and Kathy Abbot; and Elizabeth Berry.

There being no further business to come before the City Council, Mayor Athas adjourned the meeting at 8:27 p.m.

CITY OF GARLAND

Signed:

Douglas Athas, Mayor

Attest:

Lisa Palomba, City Secretary