

The City Council of the City of Garland convened in regular session at 7:00 p.m. on Tuesday, June 3, 2014, in the Goldie Locke Room, 217 North Fifth Street, Garland, Texas, with the following members present:

Mayor Pro Tem	Lori Barnett Dodson
Council Member	Marvin 'Tim' Campbell
Council Member	Anita Goebel
Council Member	Stephen Stanley
Council Member	B. J. Williams
Council Member	Billy Mack Williams
Council Member	Scott LeMay
Council Member	Jim Cahill

MEMBERS ABSENT: Mayor Douglas Athas

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 Pro Tem Lori Dodson. Council Member Billy Mack Williams led the Invocation and the Pledge of Allegiance.

ANNOUNCEMENTS: Mayor Pro Tem Dodson commented on the following:
1) The City of Garland will host a Transportation Plan Town Hall Meeting on Thursday, June 5, 2014 at the Central Library in Downtown Garland from 5:30 to 7:30 p.m. Citizens are encouraged to attend and share thoughts and suggestions about transportation issues in Garland. Additional details are available at garlandtx.gov. 2) The Garland Health Department continues to gather public input as part of its Comprehensive Health Assessment. An online survey is available at garlandtx.gov. A paper survey is available at all City libraries, recreation centers, senior centers and the Health Department.

CONSENT AGENDA: All items marked with asterisks (**) on the consent agenda were voted on at the beginning of the meeting. Mayor Pro Tem Dodson noted that Item 6 is pulled from the Consent Agenda as requested by Council Members Goebel and LeMay. Item 1 is also pulled at the request of Council Member Campbell. A motion was made by Council Member Billy Mack Williams, seconded by Council Member LeMay, to approve items: 2a; 2b; 2c; 2d; 2e; 2f; 3; 4; and 5 as presented. The motion carried with a vote of 8 Ayes and 0 Nays. (Athas, absent)

1. PULLED Minutes of the May 15, 2014 Special Meeting and May 20, 2014 Regular Meeting. This item was pulled from the Consent Agenda for individual consideration.

- 2a. APPROVED ** Bid No. 4320-14 in the amount of \$177,999.50 to Onyx Services, LLC to provide all labor, equipment, and materials to perform the cleaning, measurement, and inspection of Garland Power & Light's natural gas pipeline to meet requirements of the Texas Railroad Commission.

- 2b. APPROVED ** Bid No. 4335-14 in the amount of \$2,000,599 to Tri Con Services, Inc. to construct water and sanitary sewer improvements along with all associated paving and incidentals. The total amount of the award is estimated based on unit pricing and may be more or less depending on actual needs.

- 2c. APPROVED** Bid No. 4352-14 in the amount of \$138,350 to Industrial Disposal Supply Co. for the purchase of a pedestal mounted crane to be used by Environmental Waste Services for loading solid waste transfer trailers.

- 2d. APPROVED ** Bid No. 4369-14 in the amount of \$170,000 to DMC Power, Inc. for a term contract with four renewal options for bus connectors, cables connectors, grounding connectors, and tools required for substation construction and maintenance.

- 2e. APPROVED** Bid No. 4377-14 in the amount of \$213,285 to Stuart Irby with an optional contingency in the amount of \$22,000 for a total award of \$235,285 for the purchase of steel structures for the Wynn Joyce Substation as part of the approved Wynn Joyce Substation Rebuild CIP project.

- 2f. APPROVED** Bid No. 4447-14 in the amount of \$109,043.68 to EST Group to add blade servers to the City's existing VMware virtual infrastructure in order to host production and test database virtual servers.

3. APPROVED** Ordinance No. 6702 approving and authorizing the issuance of "City of Garland Electric Utility System Commercial Paper Notes, Series 2014", in an aggregate principal amount at any one time outstanding not to exceed \$66,657,535 to provide interim financing to pay project costs for eligible projects and to refund obligations issued in connection with an eligible project; authorizing such short term obligations to be issued,

sold and delivered in various forms, including commercial paper notes and bank notes, and prescribing the terms, features and characteristics of such instruments; approving and authorizing certain authorized officers and employees of the City to act on behalf of the City in the selling and delivery of such short term obligations, within the limitations and procedures specified herein; making certain covenants and agreements in connection therewith; providing for the payment of the commercial paper notes and bank notes; resolving other matters incident and related to the issuance, sale, security, and delivery of commercial paper notes, including the approval of an Issuing and Paying Agent Agreement, a Reimbursement Agreement and a Dealer Agreement; approving the use of an offering memorandum in connection with the sale from time to time of such short term obligations.

4. APPROVED**

Ordinance No. 6703 authorizing the issuance of “City of Garland Electric Utility System Revenue Refunding Bonds, New Series 2014”, pledging the net revenues of the City’s electric utility system to the payment of the principal of and interest on said bonds; specifying the terms and conditions of such bonds; resolving other matters incident and related to the issuance, payment, security, sale, and delivery of said bonds, including the approval and execution of a Paying Agent/Registrar Agreement and a Purchase Agreement; and the approval and distribution of a Preliminary Official Statement and an Official Statement.

5. APPROVED**

Ordinance No. 6704 authorizing an amendment to the 2013-14 Operating Budget (Budget Amendment No. 2) providing for supplemental appropriation of funds in the General Fund, the Equipment Replacement Fund, the Public Safety Grant Fund, the Infrastructure Repair and Replacement Fund, the Storm Water Management Fund, the Wastewater Utility Fund, the Environmental Waste Services Fund, and various funds associated with the Group Health Insurance adjustment.

6. PULLED

Consider an ordinance amending Chapter 50, “Utility Rates and Fees,” of the Code of Ordinances relating to fees for various services provided by the City. This item was pulled from the Consent Agenda for individual consideration.

ITEMS FOR INDIVIDUAL CONSIDERATION

1. APPROVED Council Member Campbell requested Council Member Cahill review the minutes of the May 15, 2014 Special Meeting. Council Member Cahill affirmed that the final motion of the May 15, 2014 Special Meeting should be amended to read as follows: "Council Member Cahill moved to keep the current standing committees, and composition thereof, until new Council committee members are appointed." The vote result on the motion was also corrected to 7 ayes, 2 nays. Councilman Campbell, seconded by Council Member Cahill, moved to approve the minutes and vote count as corrected. A vote was cast and the motion carried with 8 ayes, 0 nays. (Athas, absent)

6. DENIED Assistant City Manager Bryan Bradford provided background information and answered questions from Council regarding consideration of an ordinance amending Chapter 50, "Utility Rates and Fees," of the Code of Ordinances relating to fees for various services provided by the City.

COMMENTS The following citizens spoke against raising proposed utility rates: Annie Dickson and Karen Nixon.

Council Member Cahill made a motion, seconded by Council Member Campbell, to approve authorizing an increase of the Residential Solid Waste Collection rate by \$1.60 to be effective on July 1, 2014. Council discussion followed.

A vote was cast and the motion failed with 4 ayes, 4 nays. (Dodson, LeMay, Goebel, Williams) (Athas, absent)

7. NO ACTION Director of Planning Anita Russelmann provided information regarding the request by Alloy Right Recyclers (File 14-13) to reconsider a request for a Specific Use Permit for a Recycling Center on property located at 828 East Walnut Street. Russelmann further explained Council Policy DEV-03 which sets forth the criteria and procedures for reconsideration, upon request by the applicant, of zoning requests which have been denied. A motion to grant reconsideration may only be made by a council member who voted to deny the original request. No action was taken.

8a. DENIED

Director of Planning Anita Russelmann provided background information and responded to questions from Council regarding the application of Apollo Beer and Wine requesting approval of a Specific Use Permit for a Convenience Store on property zoned Planned Development (PD) District 87-15 for General Business Uses and in the SH-190 Overlay. The property is located at 7602 North Jupiter Road, Suite 100. (File 14-06, District 1)

Mayor Pro Tem Dodson opened the public hearing and the following persons spoke in favor of the request: Applicant Pinesh Tanna; Alfonso Vasquez; Joe Duncan, II; Hank Gaines; and Bill Mansfield. The following persons spoke in opposition to the request: Kristen Heironymus; Terrie Keeper; Lee Lutz; and Clark Dowell. The following persons registered a position in opposition: Katheryn Litz; Frances Dowell; Ginger Hubbard; Starr Scobee; and Pat Marchman.

Council Member Campbell, seconded by Council Member Cahill, moved close the public hearing and to deny the request. A vote was cast and the motion to deny carried with 7 ayes, 1 nay. (LeMay) (Athas, absent)

8b. APPROVED

Director of Planning Anita Russelmann provided background information regarding the application of Firewheel Senior Living LLC requesting approval of 1) a change of zoning from Agriculture (AG) District to a Planned Development (PD) District for Multifamily Uses on property in the SH-190 Overlay, 2) a Detail Plan for an Assisted Living Facility, 3) a Specific Use Permit for Assisted Living Facility, and 4) a variance to Section 34.51 (B)(3)(b) of the Development Standards for Senior Living and Related Facilities regarding common storage. The property is located on the north side of West Campbell Road, approximately 500 feet west of the intersection of West Campbell Road and Holford Road, between 1401 and 1601 Campbell Road. (File 14-16, District. 1) Russelmann provided additional detailed information regarding the request for a reduction in square footage to 1,200 square feet of required common storage area.

Mayor Pro Tem Dodson opened the public hearing. The following persons spoke in favor of the request: Venay Sedey; Shaye Donica. Karen Wilson also spoke regarding the topic.

Council Member Campbell, seconded by Council Member Cahill, moved to approve the request including the request for 1,200 square feet of common storage. A vote was cast and the motion carried with 8 ayes, 0 nays. (Athas, absent)

8c. APPROVED

Director of Planning Anita Russelmann provided background information regarding the application of Troy Crosson requesting approval of a Specific Use Permit for a Reception Facility on property zoned Central Area 1 (CA-1) District. The property is located at 620 Main Street. (File 14-20, District 2)

Mayor Pro Tem Dodson opened the public hearing to invite public input. The following persons spoke in favor of the request: Applicant Tony Crosson and Karen Nixon. The following person spoke against the request: Carlos Porras. Council Member Goebel, seconded by Council Member Lemay, made a motion to close the public hearing and approve the request. A vote was cast and the motion carried with 8 ayes, 0 nays. (Athas, absent)

9. APPROVED

Preston Sanderson's name was placed in nomination for consideration of appointment to the Garland Youth Council. A vote as cast the nomination carried with 8 ayes, 0 nays. (Athas, absent)

10. COMMENTS

The following persons spoke regarding Garland Animal Shelter concerns: Lee Lutz; Michelle Ferrer; Terrie Keeper; Karen Nixon; Melinda Miranda; and Mary Ann Wickersham. Don Howard, III spoke regarding utility fees, noise, unfinished street repairs; and difficulty doing business in Garland.

There being no further business to come before the City Council, Mayor Pro Tem Dodson adjourned the meeting at 11:01p.m.

CITY OF GARLAND

Signed:

Douglas Athas, Mayor

ATTEST:

Lisa Palomba, City Secretary