

AGENDA

REGULAR MEETING OF THE CITY COUNCIL

City of Garland

Council Chambers, City Hall

200 North Fifth Street, Garland, Texas

September 6, 2011

7:00 p.m.

The City Council extends to each visitor a sincere welcome. We value your interest in your community and your participation in the meetings of this governing body. Regular meetings of the City Council are held the 1st and 3rd Tuesdays of each month, beginning at 7:00 p.m.; the City Council meets regularly in work sessions at 6:00 p.m. the Monday preceding each regular meeting.

The Garland City Hall and Council Chambers are wheelchair accessible. Special parking is available on the north side of City Hall and the building may be accessed by a sloped ramp from the parking area to the door facing Fifth Street. Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services must contact the City Secretary's Office at (972) 205-2403 at least two working days prior to the meeting so that appropriate arrangements can be made. **BRaille IS NOT AVAILABLE.**

CITY COUNCIL GOALS 2020

(Adopted by Resolution No. 9402 on December 20, 2005)

- **Sustainable quality development and redevelopment**
- **Financially stable government with tax base that supports community needs**
- **Defends rightful powers of municipalities**
- **Fully informed and engaged citizenry**
- **Consistent delivery of reliable City services**
- **Safe, family-friendly neighborhoods**
- **Embrace diversity**

CONSENT AGENDA

All items under this section are recommended for approval by a single motion of Council, without discussion. Council has been briefed on these items at a previous work session and approval of the consent agenda authorizes the City Manager to implement each item. The Mayor will announce the agenda and provide an opportunity for members of the audience and the City Council to request that an item be removed and considered separately.

1. Consider approval of the minutes of the August 16, 2011 Regular Meeting and August 25, 2011 Special Meeting.

2. Consider approval of the following bids:

a. **Boiler Maintenance – Electric Production** **Bid No. 2422-11A**

Plant Performance Services, LLC **\$1,000,000.00**

This request is to provide all labor, equipment, and tools necessary to maintain the boiler at power plants on an as-needed basis.

b. **Property Insurance** **Bid No. 2446-11**

Lexington Insurance Company **\$500,421.00**

This request is for the initiation of a 12-month contract for property insurance for all City properties including, but not limited to, City buildings, administrative offices, maintenance buildings, theaters, power plants and associated equipment, recreational facilities, and other properties located throughout the Dallas area.

c. **16” Water Main Extension –** **Bid No. 2465-11**
Roan Road to East Oates Road

Tri-Con Services **\$201,900.50**

This request is for the purchase of construction of approximately 1,550 linear feet of 16” water main by open cut, including sections of paving and sanitary sewer replacement along the future alignment of Oates Road.

- 3. Consider a resolution authorizing the City Manager to execute an engineering services agreement with R-Delta Engineers, Inc.**

Approval of an engineering services agreement with R-Delta Engineers, Inc. will provide surveying, electrical, structural, and geotechnical services necessary for improvements consisting of replacement of select structures on portions of the ROP 2 to Ben Davis Substation and ROP to Firewheel 138kV transmission lines situated between Olinger Plant and the Old Wylie Switchyard.

- 4. Consider an ordinance amending the tax roll of the City of Garland.**

Council annually amends the tax roll to reflect uncollected ad valorem taxes, as required by generally accepted accounting principles. Although the tax roll is reduced by this action, collection efforts continue unless the costs of those efforts exceed potential revenues. This item was considered by Council at the August 15, 2011 Work Session.

- 5. Consider by minute action authorizing the Mayor to execute a deed without warrant conveying 1133 Glynn Drive to Habitat for Humanity.**

At the August 15, 2011 Work Session, Council considered the sale of City property at 1133 Glynn Drive in Glynnhill Estates to Habitat for Humanity.

- 6. Consider an ordinance authorizing the issuance of "City of Garland, Texas Tax Notes, Series 2011," specifying the terms and features of said notes; levying a continuing direct annual ad valorem tax for the payment of said notes; and resolving other matters incident and related to the issuance, sale, payment, and delivery of said notes, including the approval and execution of a Paying Agent/Registrar Agreement and a Purchase Letter.**

At the August 15, 2011 Work Session, Council considered the issuance of tax notes in the amount of \$5,440,000. If approved, the tax note will provide funding for infrastructure improvements with no impact to the General Obligation Debt Service tax rate.

- 7. Consider an ordinance amending Chapter 30, "Building Inspection," 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.

At the July 18, 2011 Work Session, Council discussed possible modifications to the City's sign ordinance which would allow programmable signs. As directed by Council, a public hearing was conducted at the August 2, 2011 Regular Meeting. Additional discussion was held at the August 15, 2011 Work Session at which time staff was directed to bring forth a proposed ordinance for formal consideration at a future Council meeting.

- 8. Consider a resolution establishing the date of the first meeting of the City Council in October 2011.**

Texas will celebrate National Night Out on Tuesday, October 4, 2011. The first regular Council meeting in October is also scheduled that same night. Rescheduling this meeting to Monday, October 3, 2011, would allow the Mayor and Council Members the opportunity to participate in local National Night Out activities in the community.

ITEMS FOR INDIVIDUAL CONSIDERATION

Speaker Regulations:

Anyone wishing to speak for, against, or on agenda items must fill out a speaker card and give it to the City Secretary before speaking (cards located at the entrance to the Council Chambers). The Mayor will recognize speakers; he may impose a time limit and may provide for rebuttal. All comments and testimony are to be presented from the podium.

- 9. Hold a public hearing regarding the 2011-12 Proposed Budget.**

Section 5, Article VII, of the City Charter requires that a public hearing be held on the Proposed Budget for the coming fiscal year. At the public hearing, all interested persons shall be given an opportunity to be heard for or against any proposed item in the Budget, including the proposed tax rate.

- 10. Consider an ordinance adopting the operating budget for fiscal year 2011-12, providing budgetary appropriations for the various funds of the**

City, amending the current budget as revised, authorizing the City Manager to make adjustments.

In accordance with the City Charter, the City Manager presented his recommended Budget for fiscal year 2011-12 to the City Council on August 2, 2011. Copies were made available for public inspection at City libraries, the City Secretary's Office, and on the City's website. Public hearings were held on August 16 and 25, 2011.

- 11. Consider an ordinance fixing the tax rate and tax levy for the City of Garland for the fiscal year 2011-12 upon all taxable property in the City of Garland in conformity with the laws of the State of Texas and the Charter provisions and ordinances of the City of Garland; repealing all ordinances, or parts of ordinances, in conflict therewith.**

Council has considered an ad valorem tax rate of 70.46 cents per \$100 valuation for the fiscal year beginning October 1, 2011. All meetings, notices, and public hearing requirements related to the adoption of the tax rate have been met in accordance with state law. Public hearings were held on the proposed tax rate on August 16 and 25, 2011.

- 12. Consider an ordinance amending various sections of the Code of Ordinances of the City of Garland relating to fees for various services provided by the City.**

In considering the 2011-12 Proposed Budget, Council reviewed the creation of certain rates and fees, and adjustments to existing rates and fees. Revenue estimates included in the 2011-12 Proposed Budget are based on these actions.

- 13. Consider an ordinance establishing civil service classifications within the Police and Fire Departments; prescribing the number of positions in each classification; prescribing the base salary and types of pay for those classifications; reinstating step pay for those classifications.**

Pursuant to Title 5, Chapter 143 of the Local Government Code of Texas, Council must establish the civil service classifications in the Police and Fire Departments, the number of positions in each classification, the base salary, and the types of incentive pays for each classification.

- 14. Hold a public hearing on the following zoning case:**

Consider the application of Pecan Ranch Early Learning Center, LLC, requesting approval of a Specific Use Permit for a Kindergarten, Preschool or Child Care Center on property zoned Single Family (SF/7/E/3) District. The property is located at 815 East Oates Road. (File 11-21)

The proposal is for approval of a Specific Use Permit for a Kindergarten, Preschool or Child Care Center. At the August 8, 2011 meeting, the Plan Commission (by a 9 to 0 vote) recommended approval of the request for a period of 20 years tied to Pecan Ranch Early Learning Center LLC as recommended by staff.

15. Consider appointments to Boards and Commissions.

Board members are selected for two-year terms by the City Council in August. Terms are usually staggered whereby at least half of the membership has board experience. Board members are appointed based on qualifications.

- *Martha Melaku – Community Multicultural Commission (Mayor)*

- *Robert Eldredge Suits – Building and Fire Code (Edwards)*
- *David Vines – CENAC (Edwards)*

- *Bruce Astin – Board of Adjustment (Dodson)*
- *Fran Grove Brown – CENAC (Dodson)*
- *Ricardo Rocha – Community Multicultural Commission (Dodson)*
- *Myron Craig Wright – Cultural Arts Commission (Dodson)*
- *Barbara Chick – Library Board (Dodson)*
- *David Greer, Sr. – Parks/Tree Board (Dodson)*
- *Robert Vera – Plan Commission (Dodson)*

- *Laura McLarry – Parks/Tree Board (Williams)*

- *John McDonald – Board of Adjustment (Cahill)*
- *Sandra Ann Purdom – CENAC (Cahill)*
- *Sheri Stevens – Cultural Arts Commission (Cahill)*
- *Molly Bishop Gruver – Parks/Tree Board (Cahill)*

16. Citizen comments.

Persons wishing to address issues not on the agenda may have three minutes to address Council at this time. Council is prohibited from discussing any item not posted according to the Texas Open Meetings Act.

17. Adjourn.

All Regular Council meetings are broadcast live on CGTV, Time Warner Cable Channel 16, and Verizon FIOS TV 44. Meetings are rebroadcast at 9:00 a.m. and 7:00 p.m. on Wednesday-Sunday and at 7:30 p.m. on Thursday. Live streaming and on-demand videos of the meetings are also available online at www.garlandtx.gov. Copies of the meetings can be purchased through the City Secretary's Office – audio CD's are \$1 each and DVD's are \$3 each.