The City Council of the City of Garland, Texas convened in regular session at 7:00 PM on Tuesday, October 16, 2012, in the Council Chambers at City Hall with the following members present:

MayorRonald E. JonesMayor Pro TemJohn WillisDeputy Mayor Pro TemPreston Edwards

Councilmember Marvin 'Tim' Campbell

Councilmember Anita Goebel Councilmember B.J. Williams

Councilmember Lori Barnett Dodson Councilmember Rick Williams Councilmember Jim Cahill

### STAFF PRESENT:

City Manager William E. Dollar
City Attorney Brad Neighbor
City Secretary Lisa Palomba
Deputy City Secretary Elaine Simpson

CALL TO ORDER: The meeting was called to order by Mayor Ronald E. Jones. Councilman Jim Cahill led the invocation and the Pledge of Allegiance.

### **CEREMONIAL:**

Special Recognition: Chester Johnson

## CONSENT AGENDA:

Deputy Mayor Pro Tem Edwards pulled Item 4 from the Consent Agenda for separate consideration.

All items marked with asterisks (\*\*) on the Consent Agenda were voted on at the beginning of the meeting. The motion to approve items: 1, 2a, 2b, 2c, 2d, and 3, as presented was made by Councilman Jim Cahill, and seconded by Councilwoman Lori Dodson. The motion carried unanimously with 9 Ayes; 0 Nays; and 0 Abstentions.

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1. Approved\*\*

Consider approval of the minutes of the October 1, 2012 Regular Meeting.

2. a. Approved\*\*

Award Bid No. 2911-12 for Fiber Optic Cable Expansion at Various Locations to Advanced Communications in the amount of \$112,964.71 to provide equipment and services necessary to install fiber optic communications and conduit infrastructure necessary to tie various City facilities into their existing fiber optic network.

2. b. Approved\*\*

Award Bid No. 3021-12 for Contract Labor for Grounds Maintenance with Express Employment Professionals in the amount of \$686,000.00 to provide temporary as well as long-term grounds maintenance employees for the Firewheel Golf Park. Approval is subject to the City of Garland and Express Employment Professionals reaching an agreement on contract terms.

2. c. Approved\*\*

Award Bid No. 3084-12 for Underground Cable Replacement to the Fishel Company, in the amount of \$799,594.55 with contingency amount as \$60,000.00 and a total bid amount of \$859,594.55 to provide all labor and equipment necessary to remove and replace underground distribution facilities for maintenance purposes for the City's electrical system.

2. d. Approved\*\*

Award Bid No. 3139-12 for Replacement EKG Monitors to Zoll Medical Corporation in the amount of \$476,160.00 to provide the latest technology EKG monitors for all frontline ambulances that serve the citizens of Garland. The majority of this purchase will be funded by a federal grant in the amount of \$427,126 for which the City is responsible for 20%.

3. Approved\*\*

Approve Ordinance # 6574 amending the zoning laws of the City of Garland by approving a Specific Use Permit for Restaurant, Drive-Through in the name of Chicken Express, on a 0.78- acre tract of land located at 2002 Eastgate Drive. (Zoning file No. 12-44, applicant: Wes Parnell)

4. Postponed

Consider approval of by minute action approving the Council Rules of Order and Procedure for meetings in accordance with the City Charter.

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Deputy Mayor Pro Tem Edwards proposed an amendment to the item located in the Rules of Procedure on Page 6, No. 9, Voting, a. Abstention, to include the addition of No. iii. to read as follows: "Pursuant to Article 3, Section 6 of the City Charter, A Councilman who is present and not required by law to abstain from voting shall vote on every measure for which a vote is called. A refusal to vote constitutes a vote of no." Discussion followed. Brad Neighbors, City Attorney, provided opinion. A vote was cast and the motion carried by unanimous consent with 9 ayes, 0 nays; and 0 abstentions.

Mayor Pro Tem John Willis offered a secondary amendment to the main item appearing on Page 10, No. 1, Timing, and second sentence. "A Speakers comments shall be limited to three minutes."; striking the remaining part of the sentence; and striking the last two sentences of the paragraph. Councilman Jim Cahill seconded the amendment. Discussion followed. A vote was cast and the motion carried with 5 ayes, 4 nays, and 0 abstentions. (Ayes: Jones; Willis; Edwards; Dodson; and Cahill. Nays: Campbell; Goebel; B.J. Williams; and R. Williams.)

Councilman Rick Williams made a motion, seconded by Councilwoman Goebel, to postpone this item, as amended, until the November 5<sup>th</sup> City Council Work Session and November 6, 2012 City Council Agenda. A vote was cast and the motion to postpone carried with 5 ayes, 4 nays; and 0 abstentions. (Ayes: Edwards; Goebel; B.J. Williams; Dodson; and R. Williams. Nays: Jones; Willis; Campbell; and Cahill.)

# ITEMS FOR INDIVIDUAL CONSIDERATION

### 5. Citizen Comments.

The following persons spoke during the Citizens Comment Period:

Steve Miller; John Clary; and Randal Dunning.

## 6. Adjourn.

There being no further business to come before the City Council, Mayor Jones adjourned the meeting at 7:41 p.m.

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CITY OF GARLAND

Signed:

Mayor Ronald E. Jones

Attest:

Lisa Palomba, City Secretary

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