The City Council of the City of Garland, Texas convened in regular session at 7:00 PM on Tuesday, April 16, 2013, in the Council Chambers at City Hall with the following members present:

MayorRonald JonesMayor Pro TemJohn WillisDeputy Mayor Pro TemPreston 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

City Attorney Brad Neighbor City Secretary Lisa Palomba

CALL TO ORDER: The meeting was called to order by Mayor Ronald Jones.

Councilman B.J. Williams led the Invocation and the Pledge

of Allegiance.

CEREMONIALS: Mayor Jones provided special recognition to Sweet Home

Missionary Baptist Church celebrating their 25th Anniversary. A proclamation was read recognizing May 2013 as Motorcycle Safety Awareness Month in the City of Garland; Garland Power & Light staff received special recognition for 90 years of service in Garland. Mayor Jones provided special recognition to Victoria Yeatts, MSN, RN for receiving the Texas Public Health Association (TPHA) James E. Peavy Memorial Award at the TPHA annual education conference in San Antonio on March 21, 213 and for continuity of service to

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 Councilman B.J. Williams, seconded by Councilman Campbell, to approve Items: 1; 2; 3a; 3b; 3c; 4; and 5 as presented. A vote was cast and the motion

carried with 9 Ayes; 0 Nays.

1. Approved** City Council Meeting minutes of the April 2, 2013 Regular

Meeting.

2a. Approved** Award of Bid No. 3482-13 to GT Distributors in the amount of

\$149,299.95 for ammunition for the training of Garland Police

Officers use of firearms to perform their duties.

3a. Approved**

Approve Ordinance No. 6600 amending the zoning laws of the City of Garland approving a Specific Use Permit for a Kindergarten, Preschool or Child Care Center on a 4.65-acre tract of land zoned Planned Development District (PD 78-87) for Retail Uses located at 2121 Northwest Highway, Suite 116. (Zoning File No. 13-08, Restoration Fellowship Church).

3b. Approved**

Approve Ordinance No. 6601 amending the zoning laws of the City of Garland by approving a Specific Use Permit for Retail Sales with Gas Pumps on property zoned Shopping Center (SC) District on a 0.336-acre tract of land located at 101 West Buckingham Road. (Zoning File No. 13-09, Wal-Mart Real Estate Business Trust).

3c. Approved**

Approve Ordinance No. 6602 amending the zoning laws of the City of Garland by approving a Specific Use Permit for a High Risk Use on a 5.61-acre tract of land zoned Industrial-1(I-1) District located at 3414 Hermann Drive. (Zoning File No. 13-10, C1S Group).

4. Approved**

Approve by minute action authorizing the City Manager to execute Change Orders 1, 2, and 3 to PO #18484 in the amount of \$192,753.00 needed to increase the general construction contract with Hill & Wilkinson for labor, equipment, and materials to repair and replace damaged structures uncovered during the reconstruction of the Police Shooting Range roof collapse.

5. Approved**

Approve by minute action authorizing the City Manager to execute a Change Order to PO #20506 in the amount of \$687,946.25 needed for the Storm Water Spill Prevention Plan implementation required for the Olinger to Greenville Transmission Line Upgrade Project.

ITEMS FOR INDIVIDUAL CONSIDERATION:

6. Held

Mayor Jones opened the public hearing to consider items 6a; and 6b regarding a tax abatement for APEX Tool Group. Managing Director of Development Services Neil Montgomery provided background information. Paul Mayer CEO of Garland Chamber of Commerce also provided information. The public hearing was closed. Mayor Pro Tem Willis made a motion, seconded by Deputy Mayor Pro Tem Edwards, to approve both items 6a and 6b as follows:

6a. Approved

Approve Ordinance No. 6603 designating an area as a reinvestment zone for commercial/industrial tax abatement; making certain findings thereon; authorizing the City Manager to execute an agreement with the applicant regarding the reinvestment zone.

6b. Approved

Approve Resolution No. 10100 authorizing the City Manager to execute a tax abatement agreement. The APEX tool group is planning to invest \$8 million in its existing facility. This project is estimated to add \$5 million to the business personal property value and \$3 million for property improvement. At the April 1, 2013 Work Session, the Garland Economic Development Partnership Steering Committee recommended that Council provide: 1) a general support for the project and 2) support of a 100% City tax abatement on business personal property value on this new investment for 10 years totaling \$352,300.

A vote was cast and the motion to approve items 6a and 6b carried with 9 ayes, 0 nays.

7a. Held and Approved

Managing Director of Development Services Neil Montgomery provided background information regarding the request. Mayor Jones opened the public hearing to receive input regarding the application of Vincent De Jesus requesting approval of a Specific Use Permit for Contractor Equipment and Storage on property zoned Commercial 2 (C-2) District. The property is located at 3120 Denton Dive (Zoning File No. 13-11). The public hearing was closed.

Mayor Pro Tem Willis made a motion, seconded by Councilman B.J. Williams, to close the public hearing and to approve the application of Vincent De Jesus requesting approval of a Specific Use Permit for Contractor Equipment and Storage on property zoned Commercial 2 (C-2) District and directed staff to bring forth an ordinance for formal consideration. A vote was cast and the motion carried with 9 ayes, 0 nays.

7b.Held & Approved

Managing Director of Development Services Neil Montgomery provided background information. Mayor Jones opened the public hearing to receive input regarding the application of CBRE Healthcare Services requesting approval of a Specific Use Permit Medical Office/Clinic on property zoned Industrial 1 (I-1) District. The property is located at 900 North Shiloh Road. Councilman Cahill made a motion, seconded by

Councilwoman Dodson, to close the public hearing and to approve the request for a Specific Use Permit Medical Office/Clinic on property zoned Industrial 1 (I-1) District. The property is located at 900 North Shiloh Road; and directed staff to bring forth an ordinance for formal consideration. A vote as cast and the motion carried with 9 ayes, 0 nays.

7c.Held & Approved

Senior Managing Director of Administrative Services Neil Montgomery provided background information. Mayor Jones opened the public hearing to receive input regarding the application of Firewheel Welcome Ltd. Requesting approval of 1) a change in zoning from Planned Development (PD) District 06-79 for Freeway Uses to a Planned Development (PD) District for Multi-Family Uses (Independent Senior Living) and 2) a Concept. The property is located in the 5101 N. George Bush Highway (Hyatt Place Hotel, Zoning File13-14).

Ted Pittman, Applicant provided oral testimony during the public hearing. The public hearing was closed. Councilman Campbell made a motion, seconded by Councilwoman Dodson, to approve the application of Firewheel Welcome Ltd. Requesting approval of 1) a change in zoning from Planned Development (PD) District 06-79 for Freeway Uses to a Planned Development (PD) District for Multi-Family Uses (Independent Senior Living) and 2) a Concept as recommended by the Plan Commission at the March 25, 2013 Meeting. A vote was cast and the motion carried with 7 ayes, 0 nays (Edwards, B.J. Williams).

7d. Held & Denied

Senior Managing Director of Development Services Neil Montgomery provided background information. Mayor Jones opened the public hearing and the following persons provided oral testimony during the public hearing: Alfonso Vasquez, Applicant; Kathleen Walshe; Alejandrina Gamboa; Belen Alverado; Rosa Elia Valdez; Rolando Arellano; and Rene Estrada. The following persons registered a position: Joe Walshe; and Jose Valazquez.

The public hearing was closed and discussion was held among Councilmembers. Councilwoman Goebel made a motion, seconded by Councilwoman Dodson, to deny the request of Alfonso Vasquez requesting approval of a Specific Use Permit for Recycling Center of property zoned Industrial 1 (I-1) District located at 704 Walnut Circle East (Zoning File No. 13-15).

Councilman Campbell offered an amendment to approve the request on the condition that the Special Use Permit will expire at the end of the current Special Use Permit term. The motion died on the floor due to lack of a second.

A vote was cast on the original motion to deny. The motion carried with 5 ayes, 4 nays. (Edwards, Willis, R. Williams, Cahill)

8. CITIZEN COMMENTS None.

There being no further business to come before the City Council, Mayor Jones adjourned the meeting at 9:20p.m.

CITY OF GARLAND

Signed:

Mayor Ronald Jones

Attest:

Lisa Palomba, City Secretary