

AGENDA

REGULAR MEETING OF THE CITY COUNCIL

City of Garland

Council Chambers, City Hall

200 North Fifth Street, Garland, Texas

January 5, 2010

7:00 p.m.

5:30 p.m. - COUNCIL EXECUTIVE SESSION

Council Executive Session to discuss Council briefings, personnel, land, and legal matters to be continued, if necessary from the Work Session.

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. **BRILLE 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 December 8, 2009 Regular Meeting and December 16, 2009 Special Meeting.

2. Consider approval of the following bids:

- a. **Anchor Point/Allen Acres Lift Station Removals and New Gravity Sanitary Sewer Mains** **Bid No. 547-09**

North Texas Contracting **\$1,612,890.00**

This request is for the removal of the Anchor Point and Allen Acres Lift Stations and construction of new gravity sanitary sewer mains.

- b. **138 kV Fiber Optic Static Wire & Hardware** **Bid No. 21-10**

Techline, Inc. **\$125,650.28**

This request is to provide material necessary to replace existing 138 kV fiber optic static line from Elm Grove Substation to Olinger Power Plant.

- c. **Police Pursuit Sedans** **Bid No. 66-10**

Sam Pack's Five Star Ford **\$837,238.00**

This request is for the purchase of 36 four-door full-size 2010 Ford Crown Victoria police pursuit sedans.

3. **Consider a resolution supporting the passage of H. R. 3745 to amend the Communications Act of 1934 to provide for the carriage and display of public, educational, and government channels in a manner consistent with commercial channels; to permit use of PEG funding for any PEG related purpose; and for other purposes.**

At the October 19, 2009 Work Session, Council considered supporting a Bill in Congress, Community Access Preservation Act of 2009, to address the challenges faced by public, educational, and governmental (PEG) TV channels.

4. **Consider authorizing by minute action the City Manager to execute a contract with Bentley Engineering, Inc.**

Dallas County has agreed to participate with the City of Garland in reconstructing Northwest Highway from a four to six-lane divided thoroughfare between Centerville Road and LaPrada Drive. Funding for the City's portion of the design was included in the 2004 Capital Improvement Program. Staff has negotiated a contract with Bentley Engineering, Inc. in an estimated amount of \$190,000.

5. **Consider a resolution authorizing the City Manager to submit a project nomination for the Downtown Pedestrian and Streetscape Enhancement Project to the Texas Department of Transportation for the 2009 Statewide Transportation Enhancement Program.**

At the December 1, 2009 Regular Meeting, Council approved Resolution No. 9907 supporting the nomination of the Downtown Pedestrian and Streetscape Enhancement Project for the Texas Department of Transportation (TxDOT) 2009 Statewide Enhancement Program call for projects. The Planning Department was notified by TxDOT on December 28, 2009 that a revised resolution was necessary to clarify language regarding cost overruns, if any, on the project.

6. **Consider a resolution authorizing the City Manager to submit a project nomination for the Duck Creek Greenbelt Trail South Extension to the Texas Department of Transportation for the 2009 Statewide Transportation Enhancement Program.**

At the December 1, 2009 Regular Meeting, Council approved Resolution No. 9908 supporting the nomination of the Duck Creek Greenbelt Trail South Extension for the Texas Department of Transportation (TxDOT) 2009

Statewide Transportation Enhancement Program call for projects. The Parks Department was notified by TxDOT on December 28, 2009 that a revised resolution was necessary to clarify language regarding cost overruns, if any, on the project.

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.

7. Hold public hearings on the following zoning cases:

- a. Consider the application of Pyramid Realty, requesting approval of a change of zoning from Single Family (SF/7/G/3) District to Central Area-2 (CA-2) District. The property is located at 109-111 West Avenue D. (File 09-43)**

The proposal is for a change of zoning from Single Family District to Central Area-2 District, to accommodate the property to be used as a real estate office. The Plan Commission (by an 8 to 0 vote) recommended approval of the request as recommended by staff.

- b. Consider the application of Kawa's Mart, requesting approval of a Specific Use Permit for Restaurant with Drive Through on property zoned Industrial-1 (I-1) District. The property is located at 3080 South Jupiter Road. (File 09-44)**

The proposal is for approval of a Specific Use Permit for a Restaurant with Drive Through. The Plan Commission (by a 7 to 0 vote) recommended approval of the request for a period of 20 years tied to Kawa Tahasalih.

8. 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.

9. 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.

10. 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 am and 7:00 pm on Wednesday-Sunday and at 7:30 pm on Thursday. Copies are available for purchase through the City Secretary's Office – audio CD's are \$1 each and DVD's are \$3.00 each. DVD's of the meetings can also be checked out through the Nicholson Memorial Library System.