

# **AGENDA**

## **REGULAR MEETING OF THE CITY COUNCIL**

**City of Garland**

**Council Chambers, City Hall**

**200 North Fifth Street, Garland, Texas**

**April 5, 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 March 22, 2011 Regular Meeting.

2. Consider approval of the following bids:

a. **Transmission Monopoles for Shiloh Substation Line Improvements** **Bid No. 2119-11**

**Techline, Inc.** **\$255,845.71**

*This request is for the purchase of transmission monopoles with all appurtenances necessary to construct five new steel transmission structures.*

b. **Backhoe Loaders** **Bid No. 2124-11**

**RDO Equipment Company** **\$166,860.00**

*This request is for the purchase of two backhoe loaders for Garland Power and Light for use in daily operations.*

c. **Roll-Off Truck** **Bid No. 2207-11**

**Bruckner Truck Sales** **\$160,000.00**

*This request is for the purchase of a container roll-off truck that will be utilized by the Wastewater Department for use in daily operations.*

d. **Caterpillar D-650 Dozer** **Bid No. 2208-11**

**Holt Cat**

**\$351,762.00**

*This request is for the purchase of a Caterpillar D-650 dozer to be utilized by the Landfill Department for use in daily operations.*

- 3. Public hearings were previously conducted for the following zoning cases. Council approved the requests and instructed staff to bring forth the following ordinances for consideration.**

**a. Zoning File No. 11-05, Sovran Self Storage**

*Consider approval of an ordinance amending the zoning laws of the City of Garland by approving a change in zoning from Planned Development (PD) District 03-57 for Neighborhood Services Uses to a Planned Development (11-05) for Limited Commercial-1 Uses and a Concept Plan for Self Storage Units on a 1.187-acre tract of land located at 3420 North Shiloh Road, east of North Shiloh Road and south of Apollo Road.*

**b. Zoning File No. 11-06, Reimagine Beverage Containers**

*Consider approval of an ordinance amending the zoning laws of the City of Garland by approving an amendment to Planned Development (PD) District 98-28 for Shopping Center Uses and a Specific Use Permit and Detail Plan for a Recycling Center (Kiosk) on a 2.9-acre tract of land located at 6850 Shiloh Road, north of Campbell Road, east of Shiloh Road.*

**c. Zoning File No. 11-07, Marcelo Esparza**

*Consider approval of an ordinance amending the zoning laws of the City of Garland by approving a Specific Use Permit for a Restaurant with Drive-Through on property zoned Planned Development (PD) District for General Business (GB) Uses on a 0.45-acre tract of land located at 1818 Northwest Highway.*

- 4. Consider a resolution authorizing the City Manager to execute a first amendment to Heliport Lease and Operating Agreement with SKY Helicopter, Inc.**

*At the March 21, 2011 Work Session, Council considered authorizing a 12-year extension to the lease and operating agreement with SKY Helicopters, Incorporated for the operation of the Garland/DFW Heliport.*

- 5. Consider a resolution authorizing the City Manager to submit an application to the Texas Department of Transportation for a Routine Airport Maintenance Program grant.**

*As part of the Garland/DFW Heloplex improvements proposed by SKY Helicopters, Inc., the City is making application as a sponsor for financial assistance through the Texas Department of Transportation Routine Airport Maintenance Grant Program. This item was considered by Council at the March 21, 2011 Work Session.*

- 6. Consider a resolution accepting a Texas Department of Transportation Selective Traffic Enforcement Program Comprehensive Grant in the amount of \$9,000.**

*At the March 21, 2011 Work Session, Council considered authorizing the acceptance of a Texas Department of Transportation Selective Traffic Enforcement Program Grant – “Click It or Ticket” consisting of conducting intense vehicle occupant protection enforcement in the amount of \$9,000. The enforcement period is May 23, 2011 – June 5, 2011.*

- 7. Consider a resolution approving a lease between the City of Garland and New Beginning Center, a Texas nonprofit corporation whose mission is to assist victims of domestic violence located within the community.**

*At the March 21, 2011 Work Session, Council considered authorizing New Beginning Center to lease space located at 120 W. Kingsley from the City of Garland. This space would be used to operate a nonprofit resale store for donated items from the community to assist victims of family violence.*

8. **Consider a resolution accepting a Texas Commission on Environmental Quality (TCEQ) Emissions Reduction Incentive Grant in an amount not to exceed \$161,056.00; authorizing the City Manager or his designee to execute a grant agreement with TCEQ.**

*At the March 21, 2011 Work Session, Council considered authorizing the acceptance of a Texas Commission on Environmental Quality Emissions Reduction Incentive Grant in an amount not to exceed \$161,056.00 for reimbursement of funds expended by the City to purchase replacement vehicles that will reduce emissions of nitrogen oxide.*

9. **Consider a resolution approving and authorizing publication of Notice of Intention to Issue Certificates of Obligation.**

*At the March 21, 2011 Work Session, Council considered authorizing the publication of Notice of Intention to Issue Certificates of Obligation in the principal amount not to exceed \$4.5 million. The Issuance of Certificates of Obligation will fund various projects approved in the Capital Improvement Program approved on February 8, 2011.*

10. **Consider an ordinance canceling the election to be held on May 14, 2011 for unopposed candidates for Mayor and in Districts 3, 7, and 8; declaring the unopposed candidates for Mayor and within those districts elected to office; continuing unaffected the General Election to be held May 14, 2011 for a Council Member in District 6.**

*Council is requested to accept the Certification of Unopposed Candidates and approve an ordinance canceling the election for May 14, 2011 for Mayor and Council Districts 3, 7, and 8 in accordance with the charter of the City of Garland and the laws of the State of Texas. These elections are canceled due to the fact that the candidates in each of these districts are unopposed. The election in District 6 is not affected by this ordinance and will continue as scheduled.*

## 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.

11. **Hold a public hearing regarding the 2011/2012 CDBG, HOME, and ESG Budgets.**

*One of the requirements in the process of formulating the budget for federal grants is to conduct a public hearing. This hearing is to provide an opportunity for comments by any interested individual regarding the proposed use of the funds.*

12. **Hold public hearing on the following zoning case:**

**Consider the application of Paradigm Consulting, requesting approval of 1) amendments to Planned Development (PD) Districts 84-31 and 08-10 for General Business Uses, 2) a Concept Plan, and 3) a Detail Plan for General Office. This property is located at 4555 West Walnut Street and 513 Plano Road, north of West Walnut Street and west of Plano Road. (File 11-09)**

*The proposal is for approval of a 1) the amended Planned Development Districts 84-31 and 08-10 for General Business Uses, 2) a Concept Plan, and 3) a Detail Plan for General Office. Approval of the request will allow for the construction of an approximately 12,600 square foot office building on the subject property. The Concept Plan includes a future office building expansion and a future parking structure. At the March 14, 2011 meeting, the Plan Commission (by a 7 to 0 vote) recommended approval of the request as recommended by staff.*

**13. Consider appointments to Boards and Commissions.**

- *Garland Representative to the DART Board of Directors*

**14. 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.*

**15. 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](http://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.*