

AGENDA

REGULAR MEETING OF THE CITY COUNCIL

City of Garland

Council Chambers, City Hall

200 North Fifth Street, Garland, Texas

April 20, 2010

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 April 6, 2010 Regular Meeting.

2. Consider approval of the following bids:

a. IVR Migration Bid No. 532-09

Allcom Solutions **\$102,060.00**

This request is for the replacement of an existing Interactive Voice Response System (IVR) which is nearing its end-of-life.

b. Ford Escape Hybrids Bid No. 178-10

Sam Packs Five Star Ford of Carrollton **\$163,728.00**

This request is for the purchase of six Ford Escape Hybrids to be used in daily operations by various departments.

c. Gravity Sanitary Sewer Interceptor Bid No. 227-10
Condition Assessment Professional Service

Pipeline Analysis, LLC **\$212,420.00**

This request is to provide professional services to evaluate the current condition of the interceptor and recommend rehabilitation, if necessary, to extend the useful life of the critical infrastructure.

- 3. A public hearing was previously conducted for the following zoning case. Council approved the request and instructed staff to bring forth the following ordinance for consideration.**

Zoning File No. 10-04, Bryan Ly

Approval of an ordinance will approve a Specific Use Permit for a Reception Facility on property zoned Shopping Center District on a 10-acre tract of land located at 3460 W. Walnut Road, Suite 120.

- 4. Consider an ordinance amending Chapter 51, "General Utility Provisions," of the Code of Ordinances of the City of Garland.**

At the April 5, 2010 Work Session, Council considered changes to the existing ordinance that governs backflow and cross-connections to the City's water supply. The proposed changes will accommodate new equipment, products, and industry standards in this area.

- 5. Consider a resolution authorizing the City Manager to submit a recreational trails grant application to Texas Parks & Wildlife Department.**

At the April 5, 2010 Work Session, Council considered authorizing the submission of an application to the Texas Parks & Wildlife Department for a Recreational Trails Program grant. The grant application is for a project to provide trail work, wayfinding markers, and interpretative signage in the Spring Creek greenbelt and forest.

- 6. Consider a resolution authorizing the City Manager to execute a Project Specific Agreement with Dallas County for the design of roadway improvements to Northwest Highway, between Centerville Road and LaPrada Drive.**

The City of Garland has been selected to receive funds from Dallas County for improvements to Northwest Highway between Centerville Road and LaPrada Drive. Funding for the design of the project is approved in the 2010 Capital Improvement Program budget. Dallas County has issued a Project Supplement Agreement (PSA) to release \$150,000 to fund one half the design cost of this project. The balance of the approved funds will be released through another PSA when the final design plans are completed.

- 7. Consider a resolution authorizing the City Attorney to file articles of incorporation regarding the formation of a local government corporation pursuant to the provisions of Subchapter D, Chapter 431 of the Texas Transportation Code.**

At the October 5, 2009 Work Session, the City Attorney briefed Council on the potential creation of a nonprofit, limited local government corporation that may be assigned various public projects by the Council.

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.

- 8. Hold a public hearing and consider an ordinance supporting the nomination of Plastipak Packaging, Inc., for the Texas Enterprise Zone Program.**

Over the next five years Plastipak plans to invest \$5 million in its facility and equipment improvements. This will increase their Garland business personal property value by \$34,980. At the April 19, 2010 Work Session, Council was scheduled to consider a recommendation by the Garland Economic Development Steering Committee that Council provide support of nomination for the Texas Enterprise Zone Program.

- 9. Hold a public hearing and consider an ordinance regarding proposed changes to Chapter 22 (Child Care) of the Code of Ordinances.**

A public hearing will be held to receive citizen input regarding proposed changes to Chapter 22 (Child Care) of the Code of Ordinances. This item was considered by Council at the March 22, 2010 Work Session.

- 10. Hold a public hearing and consider an ordinance regarding proposed changes to Chapter 32 (Junked Vehicle) of the Code of Ordinances.**

A public hearing will be held to receive citizen input regarding proposed changes to Chapter 32 (Junked Vehicle) of the Code of Ordinances. This item was considered by Council at the April 5, 2010 Work Session.

- 11. Hold a public hearing regarding the Consolidated Plan.**

At the April 5, 2010 Work Session, Council was briefed regarding the development of an updated Consolidated Plan for the City. Part of the required process for adoption is to conduct a public hearing to obtain any comments from interested parties. The Plan is scheduled for formal adoption at the May 4, 2010 Regular Meeting.

- 12. Hold public hearings on the following zoning cases:**

- a. Consider the application of Sahail Inc., requesting approval of a Specific Use Permit for Retail Sales with Gas Pumps on property zoned Planned Development (PD) District 06-07 for Central Area 2 (CA-2) Uses. The property is located at 509 West Avenue D. (File 10-05)**

The proposal is for approval of a Specific Use Permit for Retail sales with Gas. At the March 22, 2010 meeting, the Plan Commission (by a 9 to 0 vote) recommended approval of a Specific Use Permit for a period of 20 years tied to Sahail Inc. as recommended by staff.

- b. Consider the application of JCC Food Mart LLC, requesting approval of a Specific Use Permit for Retail Sales with Gas Pumps on property zoned General Business (GB) District. The property is located at 1320 West Miller Road. (File 10-07)**

The proposal is for approval of a Specific Use Permit for Retail sales with Gas. At the March 22, 2010 meeting, the Plan Commission (by a 9 to 0 vote) recommended approval of a Specific Use Permit for a period of 20 years tied to JCC Food Mart LLC as recommended by staff with an additional condition added for participation in the program under the Convenience Store Ordinance permitting the Police Department to issue Criminal Trespass Affidavits.

- c. **Consider the application of Jibrin-MCI LLC, requesting approval of a Specific Use Permit for a Kindergarten, Preschool or Child Care Center on property zoned Planned Development (PD) District 09-19 for Freeway Uses. The property is located at 1625 Ferris Road, east of Campbell Road and south of Ferris Road. (File 10-08)**

The proposal is for approval of a Specific Use Permit for a Kindergarten, Preschool or Child Care Center. At the March 22, 2010 meeting, the Plan Commission (by a 9 to 0 vote) recommended approval of a Specific Use Permit for a period of 20 years tied to Jibrin-MCI LLC as recommended by staff.

13. 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.

14. 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.