

# **AGENDA**

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

**City of Garland**

**Council Chambers, City Hall**

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

**October 4, 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 September 21, 2010 Regular Meeting.

2. Consider approval of the following bids:

- a. Screening Wall Replacement Bid No. 321-10

Ratliff Hardscape, Ltd. \$431,802.66

*This request is for the demolition of an existing 6-foot screening wall and the construction of a new 6-foot masonry screening wall. The replacement of sidewalks and ramps are also included.*

- b. Underground Cable Replacement, 5 Loops Bid No. 364-10

Infratech Corporation \$450,637.75

Contingency 50,000.00

TOTAL \$500,637.75

*This request is to provide labor necessary to remove and replace existing underground cable in the ongoing Distribution Maintenance Program.*

- c. Elm Grove to Olinger Static Wire Bid No. 404-10

**Replacement - Labor**

<b>Chapman Construction Co., LP</b>	<b>\$207,723.42</b>
<b>Contingency</b>	<b><u>50,000.00</u></b>
<b>TOTAL</b>	<b><u>\$257,723.42</u></b>

*This request is to provide labor necessary to remove approximately 14 miles of existing static line and replace it with new composite fiber optic ground wire from Elm Grove Switching Station to the Olinger Plant to complete a fiber link from Ben Davis to Olinger.*

**d. New Construction – 1002 and 1006 Cabana Lane                      Bid No. 413-10  
Home Infill Project**

<b>Bailey Family Builders</b>	<b>\$206,346.00</b>
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*This request is for the construction of two single family homes on property using HOME Infill Grant funding.*

- 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. 10-25, Jerry Bell**

*Approval of an ordinance will approve a Specific Use Permit for Major Automotive Repair on a 0.805-acre tract of land zoned Commercial-1 Uses located at 428 North First Street, southeast of the intersection of North First Street and West Walnut Street.*

- 4. Consider a resolution authorizing the City Manager to execute a Project Supplemental Agreement with Dallas County for roadway improvements to Pleasant Valley Road from Firewheel Parkway to Richfield Drive.**

*The 2004 Bond Referendum and the approved 2010 Capital Improvement Program included funds to partner with Dallas County in the reconstruction and widening of Pleasant Valley Road from Firewheel Parkway to Richfield Drive. At the September 20, 2010 Work Session, Council considered authorizing a Project Supplemental Agreement with Dallas County in order to proceed with the construction.*

5. **Consider a resolution authorizing the City Manager to execute a Project Supplemental Agreement with Dallas County for roadway improvements to Shiloh Road from IH-635 to Kingsley Road.**

*The 2004 Bond Referendum and the approved Capital Improvement Program included funds to partner with Dallas County in the reconstruction and widening of Shiloh Road from IH-635 to Kingsley Road. At the September 20, 2010 Work Session, Council considered authorizing a Project Supplemental Agreement in order to proceed with the construction.*

6. **Consider by minute action authorizing the City Manager to execute a design contract with Nathan D. Maier Consulting Engineers, Inc.**

*The 2010 Capital Improvement Program includes funding for design and coordination activities associated with Shiloh Road from IH-635 to Kingsley. A contract in the amount of \$346,655 has been negotiated with Nathan D. Maier Consulting Engineers, Inc. for the design and preparation of construction plans and specifications. This item was considered by Council at the September 20, 2010 Work Session.*

7. **Consider a resolution authorizing the City Manager to enter into a contract with the Texas State Library and Archives Commission to operate the Northeast Texas Library System (NETLS); to submit annually a grant application and program of service to operate NETLS.**

*The City of Garland contracts annually with the Texas State Library and Archives Commission to operate the Northeast Texas Library System (NETLS). At the September 20, 2010 Work Session, Council considered authorizing the approval of the State Fiscal Year 2011 NETLS Operating Grant Contract. The City will receive \$643,233 for operation of the NETLS service program through the Nicholson Memorial Library System during State Fiscal Year 2011 (September 1, 2010 through August 31, 2011), including a projected \$30,633 in indirect costs as City revenues.*

8. **Consider a resolution authorizing the City Manager to execute and administer a grant with the Texas State Library and Archives**

**Commission; providing that the Nicholson Memorial Library System will provide certain services.**

*The City of Garland contracts with the Texas State Library and Archives Commission to administer the program for the Northeast Texas Library System through the Nicholson Memorial Library System. The program is fully funded by the State of Texas and the City incurs no liability for operation should funds not be appropriated by the State. At the September 20, 2010 Work Session, Council considered authorizing the City Manager to accept a Technical Assistance Negotiated Grant in the amount of \$82,325 for administration of the program, including \$3,920 indirect costs as City revenues.*

### **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.**

**9. Hold a public hearing on the following zoning case:**

**Consider the application of Vicente de Jesus, requesting approval of 1) a change in zoning from Multi-Family (MF-18) District to Commercial-2 (C-2) District and 2) a Specific Use Permit for Contractor Equipment and Storage. The property is located at 3128 Denton Drive. (File 10-27)**

*This proposal is for approval of a change in zoning from Multi-Family (MF-18) to Commercial-2 (C-2) and a Specific Use Permit for Contractor Equipment and Storage. At the September 13, 2010 meeting, the Plan Commission (by a 9 to 0 vote) recommended approval for a period of 10 years tied to Vicente de Jesus as recommended by staff.*

**10. 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.*

**11. 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.*

**12. 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.*