

AGENDA

REGULAR MEETING OF THE CITY COUNCIL

City of Garland

Council Chambers, City Hall

200 North Fifth Street, Garland, Texas

October 7, 2008

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. **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 16, 2008 Regular Meeting.

2. Consider approval of the following bids:

- a. Construction of Zion Road Lift Station #2 Bid No. 382-08

Tri-Con Services, Inc. \$597,231.00

This request is for the construction of Zion Road Lift Station #2 in order to add additional water storage and pumping capacity.

- b. Construction of 2.5 Million Gallon Elevated Storage Tank Bid No. 383-08

Landmark Structures I, L.P. \$4,729,000.00

This request is for the construction of a 2.5 million gallon elevated storage tank needed to increase the storage capacity for water distribution.

- c. Olinger Units #2 and #3 AVR Exciter Upgrade Bid No. 442-08

E-Squared Power Systems, Inc. \$695,710.00

This request is to provide labor and equipment necessary to upgrade the Olinger Units #2 and #3 AVR Exciter, complete with new magnetics and options.

- d. Monica Park Heights No. 2 Sanitary Bid No. 475-08

At the September 15, 2008 Work Session, Council considered a resolution encouraging the 81st Legislature of Texas to support funding from the existing sporting goods sales tax for the Texas Recreation and Parks Account (TRPA). The TRPA provides a grant program, from which Garland has received funding, for parkland acquisition and development of recreation facilities in both local and state parks systems.

- 5. Consider a resolution authorizing the City Manager to execute a contract with a retail electric provider for electric power for the Duck Creek Wastewater Treatment Plant.**

The Duck Creek Wastewater Treatment Plant is located outside the city limits of Garland and outside the service area of GP&L. The plant is currently in a four-year fixed price contract with TXU Energy that will end in July 2010. At the September 15, 2008 Work Session, Council considered authorizing staff to select a consultant to secure competitive pricing from at least four major retail electric providers and make a recommendation to the City Manager. The City Manager would be authorized to review the recommendation and enter into a contract for retail electric power to the Duck Creek Wastewater Treatment Plant for a period of 24 to 36 months beyond July 2010.

- 6. Consider an ordinance amending Chapter 26, "Police – Miscellaneous Provisions and Offenses," of the Code of Ordinances of the City of Garland.**

At their September 15, 2008 meeting, the Community Services Committee discussed possible modifications to certain sections of the Code of Ordinances regarding home solicitations. This item was scheduled for Council consideration at the October 6, 2008 Work Session.

- 7. Consider a resolution supporting the discontinuation of the diversion of transportation user revenues to non-transportation uses; supporting the appropriation of all revenue generated from highway user fees and taxes to fund transportation projects.**

At the request of Mayor Ronald Jones and Council Member Douglas Athas, Council is requested to consider a resolution that supports: 1) the discontinuation of the diversion of state transportation user revenues to non-transportation uses, and 2) the appropriation of all revenue from highway user fees and taxes to fund transportation projects. This item was scheduled for

for Council consideration at the October 6, 2008 Work Session.

- 8. Consider a resolution amending the Downtown Development Standards as adopted and approved by Resolution No. 9283 to include cement fiberboard as an approved façade material.**

At the September 15, 2008 Work Session, Council discussed amending the Downtown Development Standards to include the use of cement fiberboard.

- 9. Consider a resolution authorizing the City Manager to enter into a contract of sale with Joe Lester Schreiber.**

Council previously considered acquiring a tract of land needed for the Miller Road Substation improvements.

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. The City Attorney will swear in everyone who intends to present comments or testimony during the meeting.

- 10. Hold a public hearing and 1.) consider an ordinance designating an area as a reinvestment zone for commercial/industrial tax abatement and authorizing the City Manager to execute an agreement with the applicant regarding the reinvestment zone, and 2.) authorize the City Manager to execute a tax abatement agreement.**

IDQ Holding, Inc. has plans to move and consolidate three of its operations into their Garland facility. The move will bring \$3 million in Business Personal Property value and \$18.5 million taxable inventory value to Garland. This will bring in a total of over \$148,000 to the City and \$269,460 to the Garland Independent School District. The project will also add up to 200 new employees. At the September 15, 2008 Work Session, Council considered a

recommendation by the Garland Economic Development Partnership Steering Committee that Council provide 1.) general support for the project and 2.) support of a 50% City Tax Abatement on Business Personal Property Value for 5 years.

11. 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.

12. 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.

13. 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.