

AGENDA

REGULAR MEETING OF THE CITY COUNCIL

City of Garland

Council Chambers, City Hall

200 North Fifth Street, Garland, Texas

August 7, 2012

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. **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 July 17, 2012 Regular Meeting.

2. Consider approval of the following bids:

a. Replacement Servers, Drivers, and Storage Bid No. 2999-12

Dell Computer Corporation	\$155,115.51
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This request is for the replacement of aging IT-related equipment used at Ray Olinger Power Plant.

b. Outdoor Warning Sirens Bid No. 2910-12

SafetyCom, Inc.	\$359,527.60
Contingency	<u>53,929.15</u>
TOTAL	<u>\$413,456.75</u>

This request is for the replacement of the City's obsolete outdoor warning siren system for outdoor gathering locations.

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. 12-32, Golden Chick

Consider an ordinance amending the zoning laws of the City of Garland by approving a Specific Use Permit for Restaurant, Drive-through on a .499-acre

tract of land zoned General Business District located at 3330 Broadway Boulevard.

4. **Consider approving by minute action the appointment of Tony Jenkins to the Animal Services Advisory Committee.**

At the July 17, 2012 Work Session, Council considered appointing Tony Jenkins, Assistant Director of Environmental Health for Dallas County Health and Human Services, to the vacant position on the Animal Services Advisory Committee. The vacant position must be filled by a public health official.

5. **Consider a resolution approving the sale of designated tax foreclosed real property to approved housing developers through the Housing and Community Services Department; authorizing a deed conveying the property to the buyer.**

Staff is proposing to utilize six tax foreclosed properties for the construction of new single-family homes by working in partnership with private homebuilders for the construction of affordable housing. This item was scheduled for Council consideration at the August 6, 2012 Work Session.

6. **Consider a resolution authorizing the City Manager to execute a wastewater agreement with Daisy Brand for wastewater improvements along Wall Street from Denton Drive, through easements, to the upper end of the recently completed Carroll Bardfield Relief Sewer.**

Due to increased production at Daisy Brand, the City's existing wastewater system in the area does not have adequate capacity for the increased discharge from the plant. Daisy proposes to increase the size of the existing 10" wastewater main to a 12" main to provide additional capacity. A wastewater agreement with Daisy Brand is required to formally establish the financial and construction responsibilities of the City and Daisy Brand. The City's expected share is \$9,000. Daisy Brand's expected share is \$215,023.38.

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. Consider an ordinance amending Chapter 10, "Administration," of the Code of Ordinances of the City of Garland.**

At the July 2, 2012 Work Session, Council formed an Ad Hoc Committee on the City Secretary position. The Committee met on July 9 and presented their recommendations to Council at the July 17, 2012 Work Session. Council directed that an ordinance be brought forward amending Chapter 10, "Administration," of the Code of Ordinances regarding the appointment and supervision of the City Secretary.

- 8. Presentation of the 2012-13 Proposed Budget.**

In accordance with the City Charter, the City Manager shall submit to the Council, prior to August 15, a proposed budget for the coming fiscal year. The City Manager will formally present his Proposed Budget for 2012-13. Following the presentation to Council, copies of the Proposed Budget will be placed in each City library, in the Office of the City Secretary, and on the City's website for public review and inspection.

- 9. Consider a proposal to vote on tax rate for 2012-13.**

In accordance with Chapter 26 of the State Property Tax Code, Council must vote to place on the agenda of a future meeting an action item calling for the adoption of the ad valorem tax rate. This vote must be recorded and must specify the desired rate. This action is required as part of "Truth in Taxation" legislation surrounding setting ad valorem tax rates and does not commit Council to adopting the proposed ad valorem tax rate. Two public hearings will be held prior to the adoption of the proposed tax rate.

10. Hold a public hearing and formally consider the issue of televising citizen comments at Council meetings.

At the request of Council Member Anita Goebel and Mayor Ronald Jones, a public hearing will be held to provide an opportunity for citizens to speak for or against televising citizen comments at Council meetings. At the end of the public hearing, Council will formally consider the issue of televising citizen comments at Council meetings.

11. Hold public hearings on the following zoning cases:

- a. Consider the application of Firewheel Master Partnership, Ltd. requesting approval of an amendment to items IV.B.1 and 2 and Exhibit C of Planned Development District 12-08 regarding regulation of freestanding signs. This property is located east of State Highway 78, north of President George Bush Turnpike. (File 12-36)**

The proposal is for approval of an amendment to the regulations of the freestanding signs on Exhibit C of Planned Development 12-08. At the July 9, 2012 meeting, the Plan Commission (by an 8 to 0 vote) recommended approval of the requested amendments.

- b. Consider the application of Alfonso Vasquez requesting approval of a Specific Use Permit for Recycling Center on property zoned Industrial 1 (I-1) District. The property is located at 314 South Kirby Street. (File 12-35)**

The proposal is for approval of a Specific Use Permit for a Recycling Center on property zoned Industrial 1 (I-1). At the July 9, 2012 meeting, the Plan Commission (by an 8 to 0 vote) recommended denial of the Specific Use Permit for a Recycling Center.

12. 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.

District 1 – Council Member Tim Campbell

- John P. Young – Board of Adjustment
- Aaron David Miller – Building and Fire Codes Board
- Barbara Rust Powers – CENAC
- Deo Sookdeo – Community Multicultural Commission
- Harlan Ray Seagren – Garland Cultural Arts Commission
- Nicholas William Oliver II – Housing Standards Board
- Julius Irozuru – Library Board
- Ed Seghers – Parks and Recreation Board
- Scott Roberts – Plan Commission
- William Swisher – TIF (South)

District 2 – Council Member Anita Goebel

- Arlene Beasley – Board of Adjustment
- Steven C. Hallman – Building and Fire Codes Board
- Claudia Porras – Garland Cultural Arts Commission
- Rodney Blount – Housing Standards Board
- Lynnell “Patricia” Boon – Library Board
- Lawrence Billy Jones III – Parks and Recreation Board
- Nettie Mae Malcolm – Plan Commission
- Wayne Wilmany – Senior Citizens Advisory Committee
- Dwight Dee Nichols – Plumbing and Mechanical Codes Board
- William L. Dunn – TIF (Downtown)

District 4 – Council Member B. J. Williams

- Jim Bookout – Board of Adjustment
- Neil Sheffield – CENAC
- Janet Lea Bridges – Community Multicultural Commission
- Blanca A. Sanchez – Garland Cultural Arts Commission
- David Perry – Housing Standards Board
- Corsharra Jackson – Library Board
- Davis Cecil Williams II – Parks and Recreation Board
- John David O’Hara – Plan Commission
- Gwendolyn Daniels – Senior Citizens Advisory Committee
- Robert Duckworth – TIF (Central)
- Larry D. Daniels – Plumbing and Mechanical Codes Board

District 5 – Council Member John Willis

- Betty Templer Roberts – CENAC
- Howard N. Gay – Garland Cultural Arts Commission
- Robert H. Brandon, Jr. – Library Board
- Patsy B. Rogers – Parks and Recreation Board
- Truett Welborn – Plan Commission
- Eula Marie Speece Axe – Senior Citizens Advisory Committee
- Tom Jefferies – TIF (South)

District 7 – Council Member Rick Williams

- Phillip Alfred Brown – Building and Fire Codes Board
- Jennifer B. Nguyen – Community Multicultural Commission

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.