

# **AGENDA**

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

**City of Garland**

**Council Chambers, City Hall**

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

**November 15, 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 November 1, 2011 Regular Meeting.

2. Consider approval of the following bids:

- a. Logo Clothing

**Bid No. 2623-12**

**Payton Group**

**\$400,000.00**

*This request is for the purchase of logo clothing by City departments to promote City services and reach out to the community. This is a two-year contract with three annual renewal options.*

- b. Promotional Items

**Bid No. 2624-12**

**Divine Imprints**

**\$200,000.00**

*This request is for the purchase of items by City departments to promote City services and reach out to the community. This is a two-year contract with three annual renewal options.*

3. Consider a resolution establishing December 12, 2011 and December 13, 2011 as the meeting schedule for the second Work Session and second Regular Meeting respectively.

*At the November 14, 2011 Work Session, Council was scheduled to consider rescheduling the second meeting in December 2011 from December 20 to December 13. The Work Session would be held on December 12.*

### **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.

4. **Hold a public hearing and consider an ordinance providing for and reaffirming the taxation of Goods-in-Transit as tangible personal property otherwise exempted under Section 11.253 of the Texas Tax Code; reaffirming and re-adopting Section 40.04(E) of Chapter 40 of the Code of Ordinances of the City of Garland to reflect that determination.**

*Senate Bill 1, which was recently passed by the Texas Legislature, revised and narrowed the law relating to Freeport property tax exemption on certain types of "Goods-in-Transit." This legislation expands the current Freeport exemption to include goods shipped from one location to another within the state. This revised exemption of "Goods-in-Transit" would result in a loss of approximately \$269,944 in annual property tax revenues to the City. At the November 1, 2011 Work Session, Council was requested to consider opting out while still maintaining the current Freeport Exemption.*

5. **Hold public hearings on the following zoning cases:**
  - a. **Consider the application of Jerry's Express Car Wash, requesting approval of 1) an amended Concept Plan and 2) a Detail Plan for a Car Wash on property zoned Planned Development (PD) District 09-33 for Shopping Center Uses. The property is located northeast of the intersection of N. Jupiter Road and Arapaho Road. (File 11-30)**

*The proposal is for approval of 1) an amended Concept Plan and 2) a Detail Plan for a Car Wash. At the October 24, 2011 meeting, the Plan Commission (by a 7 to 1 vote) recommended approval of the request as recommended by staff with the addition of approving an additional freestanding sign.*

- b. Consider the application of Onyx Builders, requesting approval of 1) a change of zoning from Planned Development (PD) District 05-55 for Single Family, Attached Uses (Townhouses), to a Planned Development (PD) District for Single Family Uses, 2) a Detail Plan for 63 single family residences, and 3) a waiver of Section 31.27 of the City of Garland Code of Ordinances regarding the requirement of alleys. The property is located north of the intersection of Roan Road and Rowlett Road. (File 11-31)

*The proposal is for approval of 1) a change of zoning from a Planned Development for Single Family Attached Uses to a Planned Development for Single Family, 2) a Detail Plan for 63 single family residences, and 3) a waiver regarding the requirement of alleys. At the October 24, 2011 meeting, the Plan Commission (by an 8 to 0 vote) recommended approval of the request. NOTE: The applicant has requested that this item be postponed to the December 6, 2011 Regular Meeting.*

**6. 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.*

- Harry H. Wilson – Senior Citizens Advisory Committee (Edwards)
- Dorothy L. Brooks – Community Multicultural Commission (Mayor)
- Henry Evans Hammons, II – Community Multicultural Commission (Mayor)
- John T. Ball – Housing Standards Board (Cahill)
- Joanne E. Stephens – Senior Citizens Advisory Committee (Cahill)

**7. 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.*

**8. 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.*