The City Council of the City of Garland, Texas convened in regular session at 7:00 PM on Tuesday, March 23, 2010, in the Council Chambers at City Hall with the following members present:

Mayor	Ronald E. Jones
Mayor Pro Tem	Laura Perkins Cox
Councilmember	Douglas Athas
Councilmember	Preston Edwards
Councilmember	Larry Jeffus
Councilmember	John Willis
Councilmember	Barbara Chick
Councilmember	Rick Williams
Councilmember	Darren Lathen

STAFF PRESENT: City Manager Bill Dollar
City Attorney Brad Neighbor

City Attorney Brad Neighbor Deputy City Secretary Debra Booth Recording Secretary Yvonne Naser

CALL TO ORDER: The meeting was called to order by Mayor Ronald E. Jones;

Councilmember Douglas Athas led the invocation and the pledge.

CONSENT AGENDA: All items marked with asterisks (**) on the Consent Agenda were

voted on at the beginning of the meeting. Motion was made by Councilmember Athas, second by Councilmember Chick to approve Consent Agenda Item #'s: 1, 2a, 2b, 2c, 3, 4, 5, 6, 7, 8, 9,

and 11. Motion carried: 9 Ayes; 0 Nays; and 0 Abstentions.

1. Approved** Approval of the minutes of the March 1, 2010 Regular

Meeting.

2a. Approved** Award the bid for Street Light Maintenance/Service and

Installation (Bid No. 101-10) to Republic ITS in the amount of

\$400,000.00.

2b. Approved** Award the bid for Aerial Electric Reconstruction Material for

DART Rail Line R-1 (Bid No. 109-10) to Techline, Inc. in the amount of \$545,834.86 with a contingency of \$90,000.00 for a

total of \$635,834.86.

2c. Approved** Award the bid for Architectural Services at the Field Operation

Center Phase III (Bid No. 166-10) to Mayse & Associates, Inc. in

the amount of \$266,500.00.

3. Approved** Approval by minute action authorizing staff to redeem tax notes

early.

4. Approved**

Minute action approval of an employment agreement with William E. Dollar.

5. Approved**

Minute action approval of an employment agreement with Brad Neighbor.

6. Approved**

Minute action approval of an employment agreement with Craig Hametner.

7. Approved**

Minute action approval of an employment agreement with Mary Kayser.

8. Approved**

Minute action approval of the reappointment of Robert J. Beasley and Sonja H. Galbraith as Municipal Judges.

9. Approved**

Resolution 9926 approved supporting and endorsing the adoption of HR 1618, the Safe Highways and Infrastructure Preservation Act.

10. Approved

Consider an ordinance canceling the election to held May 8, 2010 for unopposed candidates in District 1, 2 and 4; declaring the unopposed candidates within those districts elected to office; continuing unaffected the General Election to be held May 8, 2010 for a Councilmember in District 5; ordering the City Secretary to post a copy of this ordinance at each polling place that would have been used in the election within Districts 1, 2 and 4.

Bobby Copeland spoke on this item. Motion was made by Councilmember Athas, second by Councilmember Chick to approve Ordinance 6383. Motion carried: 9 Ayes; 0 Nays; and 0 Abstentions.

11. Approved**

Ordinance 6384 amending Chapter 24, "Municipal Court and Administrative Adjudication," of the Code of Ordinances to implement the transition of supervision of the City Marshals Office to the Office of the City Attorney.

12. Approved

Resolution 9927 authorizing the waiver of impact and certain other fees related to the development of a proposed QuikTrip facility. Motion was made by Councilmember Williams second by Councilmember Lathen to approve a waiver of Landfill Fees in the amount of \$25,000, Water impact fees in the amount of \$1,007.50, and Roadway impact fees in the amount of \$6,807.21 for a total of \$32,814.71.

Motion was made by Councilmember Jeffus second by Mayor Pro Tem Cox to amend the main motion by waiving only the Water

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impact fees and the Roadway impact fees. Motion failed: 3 Ayes; 6 Nays (Athas, Edwards, Willis, Chick, Williams, Lathen); 0 Abstentions

The Mayor called for a vote on the main motion. Motion carried: 6 Ayes; 3 Nays (Jones, Cox, Jeffus); and 0 Abstentions.

13. Approved

Hold a public hearing to consider a waiver of a required payment of the Reforestation and Tree Management Fund of Tree Preservation Ordinance 5731 on property zoned Single Family (SF/7/G/3) District with a Specific Use Permit (S09-30) for a Kindergarten, Preschool or Child Care Center. The property is located south of Davidson Drive (formerly Commerce Street) and east of Curtis Drive.

The Mayor opened the public hearing at 7:23 pm. Speaking on this item were Neil Montgomery, Senior Managing Director of Development Services, Frank A. Polma, John J. Malone, Carolyn A. Malone, Lawrence Henderson, Lorraine Nelson, Sharon Simpson, and Terri Williams.

Motion was made by Mayor Pro Tem Cox second by Councilmember Jeffus to close the public hearing at 7:45 pm and approve the waiver of the required payment of the Reforestation and Tree Management Fund of Tree Preservation Ordinance 5731. Motion carried: 9 Ayes; 0 Nays; 0 Abstentions.

14. Approved

Consider the application of Eric Finley, requesting approval of a Specific Use Permit for a Commercial School (cosmetology or beauty school) on property zoned Planned Development (PD) District 69-31 for General Business uses. The property is located at 1430 Northwest Highway. (File 10-03)

Mayor Jones opened the public hearing at 7:46 pm. Speaking on this item was Neil Montgomery, Senior Managing Director of Development Services.

Motion was made by Councilmember Willis second by Councilmember Lathen to close the public hearing at 7:49 pm and approve the request for the change in zoning per staff and Plan Commission recommendation. Motion carried: 9 Ayes; 0 Nays; 0 Abstentions.

15. Approved

Ordinance 6385 approving a Specific Use Permit for a Commercial School (cosmetology or beauty school) on property zoned Planned Development (PD) District 69-31 for General Business uses. The property is located at 1430 Northwest Highway. (File 10-03)

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Motion was made by Councilmember Willis and second by Councilmember Lathen to approve. Motion carried: 9 Ayes; 0 Nays; 0 Abstentions. 16. Council confirmed the City Manager's appointment of Carl R.Nall III and Pamela Johnson to the Civil Service Commission. 9 Ayes; 0 Nays; 0 Abstentions. The following names were placed in nomination for Utility Advisory Board - Position 4: Michael Cheney, James E. Pohl, James Spence. Michael Cheney received 4 votes (Cox, Edwards, Willis and Williams) James E. Pohl received no votes James Spence received 5 votes (Jones, Athas, Jeffus, Chick and Lathen) James Spence was appointed. 17. Citizen comments. C J Maher John Clary There being no further business to come before the City Council, Mayor Jones adjourned the meeting at 7:59 pm. CITY OF GARLAND, TEXAS Signed: Mayor Ronald E. Jones

Attest: