The City Council of the City of Garland, Texas convened in regular session at 7:00 PM on Tuesday, January 8, 2013, in the Council Chambers at City Hall with the following members present:

MayorRonald JonesMayor Pro TemJohn WillisDeputy Mayor Pro TemPreston Edwards

Councilmember Marvin 'Tim' Campbell

Councilmember Anita Goebel
Councilmember B.J. Williams
Councilmember Lori Dodson
Councilmember Rick Williams
Councilmember Jim Cahill

STAFF PRESENT: City Manager William E. Dollar

City Attorney Mark Dempsey
City Secretary Lisa Palomba

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

Mayor Pro Tem John Willis led the Invocation and the Pledge

of Allegiance.

CEREMONIALS: Mayor Jones presented a proclamation celebrating the

centennial celebration of the establishment of the American

Society of Civil Engineers. Mark Robbins accepted.

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

were voted on in a single motion at the beginning of the meeting. A motion was made by Mayor Pro Tem Willis and seconded by Councilwoman Anita Goebel, to approve Items: 1; 2a; 2b; 2c; and 3a; 3b; 4; 5; 6; 7; and 8 as presented. A vote was cast. The motion carried unanimously with 9 Ayes; 0

Nays.

1. Approved** City Council Meeting minutes of the December 18, 2012

Regular Meeting.

2a. Approved** Award of Bid No. 3247-13 to Techline in the amount of

\$404,289.64 including a contingency amount to provide all materials necessary to reconstruct the 138kV transmission line project at the Pleasant Valley Bridge at Rowlett Creek. Due to the size and complexity of the project, and optional contingency is included for any unforeseen additional

materials that may be required.

2.b. Approved** Award of Bid No. 3260-13 to Mitsubishi in the amount of

\$1,327,500.00 to purchase 15 circuit breakers to be used on

Garland Power and & Light's substation operations.

2c. Approved**

Award of Bid No. Bid No. 3296-13 to Knight Erosion Control in the amount of \$3,019,200.00 to provide labor, materials, and equipment required for the installation of bag walls for erosion maintenance on an as needed basis.

3a. Approved**

Approve Ordinance No. 6854 amending the zoning laws of the City of Garland by approving a Specific Use Permit for Electric Substation on 4.3344-acre tract of land located at 2896 Bobtown Road. Zoning case (File No. 25-52), R. Delta.

3b. Approved**

Approve Ordinance No. 6855 amending the zoning laws of the City of Garland by approving a Specific Use Permit for Retail Sales with Gasoline Pumps on a 1.705-acre tract of land located at 2435 West Miller Road. Zoning Case (File No. 12-54). 7-Eleven.

4.Approved**

Approve Resolution No. 10087 requesting the members of the 83rd Legislative Session of the State of Texas support legislation that increases funding for the Texas Recreation & Parks Account and the Large County and Municipality Recreation and Parks Account Local Park Grant Programs, and the Texas State Park System.

5.Approved**

Approve by minute action authorizing the City Manager to execute a design contract with RJN Group, Inc. Funding for the miscellaneous flooding was included in the approved 2012 Capital Improvement Program (CIP) and is proposed in the 2013 CIP. To begin the design process, staff has negotiated a contract with a local firm, RJN Group, Inc., in an estimated amount of \$131,565. The contract will cover the design of drainage areas that have storm sewer capacity issues and create street flooding during intense rain events. The limits include the drainage basins along Wallace Drive between Dairy and First Street; Briarwood between Miller and Ridgewood; Ridgewood between Ridgewood and Celeste; and, Fifth Street between Celeste and Chico.

6.Approved**

Approve by minute action authorizing the City Manager to execute a discretionary service agreement with Oncor. Funding for the Walnut Utility Relocation was included in the approved 2012 Capital Improvement Program (CIP) and is proposed in the 2013 CIP. In an effort to reduce the overhead utilities in the downtown redevelopment area, the project includes providing an underground conduit duct bank for Verizon and Oncor along the south side of Walnut

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between Glenbrook and the KCS ROW. The Discretionary Service Agreement includes funding in the amount of \$114,675 for Oncor to provide cable/wires in the new underground conduit system and to remove their existing overhead wires and poles.

7.Approved**

Approve Resolution No. 10088 relating to the issuance of refunding bonds and commercial paper by the Texas Municipal Power Agency and providing the approval of the City for the issuance thereof subject to certain parameters and conditions. Texas Municipal Power Agency (TMPA) Board of Directors passed a resolution providing for TMPA Member Cities to replace the generation portion of the TMPA Tax exempt Commercial Paper Program ("2005 CP Program") with a fixed rate debt to lessen TMPA's exposure to interest rate risk and provide capacity for additional transmission investments. TMPA has determined it must amend or replace the 2005 CP Program with a new commercial paper program ("Series 2013 Commercial Paper Notes") on or prior to the scheduled termination date. The amended 2005 CP Program or the Series 2013 Commercial Paper Notes will have a principal capacity not to exceed \$100,000,000 and a maturity date no later than September 1, 2018. This considered by Council at the December 18, 2012 Work Session.

8. Approved**

Approve by minute action an employment agreement with Craig J. Hametner to continue his employment in the position of City Auditor.

ITEMS FOR INDICUDUAL CONSIDERATION:

9. Held and Approved

Mayor Jones opened the public hearing to consider the application of Turcotte Development Group requesting approval of 1) amendments to Planned Development (PD) 05-63 for Shopping Center Use, 2) a concept Plan with conditions, and 3) a Detail Plan with conditions. The property is located near the southern corner of Naaman Forest Boulevard and North Garland Avenue, south of and adjacent to Mayor Foundation Addition. File 12-56.

Managing Director of Development Services Neil Montgomery provided background information related to the application. The proposal is for approval of a Concept Plan and Detail Plan with new conditions to develop an Academy Sports & Outdoors retail store on the property referenced above. At the December 10, 2012 meeting, the Plan Commission (by a 6 to 0 vote) recommended approval except to exclude the 4 Motor Vehicle and Related Uses from the permitted uses for a Shopping Center District in the 190 Overlay as recommended by staff.

No citizens spoke during the public hearing.

Councilman Tim Campbell, seconded by Councilwoman Goebel, moved to approve the following requests of Turcotte Development Group 1) amendments to Planned Development (PD) 05-63 for Shopping Center Use, 2) a concept Plan with conditions, and 3) a Detail Plan with conditions. The property is located near the southern corner of Naaman Forest Boulevard and North Garland Avenue, south of and adjacent to Mayor Foundation Addition. File 12-56 as presented. A vote was cast and the motion carried with 9 ayes, 0 nays.

CITIZEN COMMENTS: No citizens spoke.

There being no further business to come before the City Council, Mayor Jones adjourned the meeting at 7:11 p.m.

CIPY OF GARLAND

Signed:

Attest:

Mayor Ronald Jones

Lisa Palomba, City Secretary