GARLAND

# MINUTES

The City Council of the City of Garland convened in regular session at 7:00 p.m. on Tuesday, May 20, 2025, in the Council Chambers at the William E. Dollar Municipal Building, 200 North Fifth Street, Garland, Texas, with the following members present:

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| Present: | Mayor Scott LeMay<br>Mayor Pro Tem Ed Moore<br>Deputy Mayor Pro Tem Margaret Lucht<br>Council Member Jeff Bass<br>Council Member Kris Beard<br>Council Member B.J. Williams<br>Council Member Carissa Dutton<br>Council Member Dylan Hedrick<br>Council Member Chris Ott |
| Staff Present: | City Manager Jud Rex<br>Deputy City Manager Mitch Bates<br>Assistant City Manager Crystal Owens<br>Assistant City Manager Phil Urrutia<br>City Attorney Brian England<br>Planning and Development Director Nabila Nur<br>City Secretary Jennifer Stubbs |

## LEGISLATIVE PRAYER AND PLEDGE OF ALLEGIANCE

It is a custom and tradition of the City Council to have an invocation and recital of the Pledge of Allegiance prior to the beginning of each Regular Meeting. Members of the audience are invited but not required to participate. The decision to participate is strictly a matter of personal choice. It has no bearing on matters to be considered by the City Council and will not affect the decisions to be made during this meeting.

Mayor Pro Tem Moore provided the legislative prayer and led those in attendance in reciting the Pledge of Allegiance to the Flag of the United States of America.

## MAYORAL PROCLAMATIONS, RECOGNITIONS AND ANNOUNCEMENTS

The Mayor may present proclamations, recognize attendees or accomplishments, and make announcements regarding City events or other matters of interest to citizens including but not limited to listed items. There will be no Council discussion or votes on these matters.

- Proclamation Honoring the Retirement of Fort Battad: Celebrating 20 Years of Excellence at the Coleman Tennis Center

Mayor LeMay presented a proclamation honoring the retirement of Fort Battad, recognizing his 20 plus years of service at the Jack Coleman Tennis Center and his contributions to the tennis community in Garland.

## CONSENT AGENDA

All items under this section are recommended for approval by a single motion of Council, without discussion. Council has had the opportunity to review each of these items at a previous Work Session, and approval of the consent agenda authorizes the City Manager or his designee to execute each item. The Mayor will announce the consent agenda and provide an opportunity for members of the audience, as well as Council, to request that any item be removed and considered separately.

Mayor Pro Tem Moore made a motion to approve the consent agenda as presented. Councilmember Bass seconded the motion. All voted in favor. The motion carried.

1. **Approve the minutes of the May 6, 2025 Regular Meeting**

2. **Approve the following bids:**

a. APPROVED **Construction Award for Seneca Drive & Cascade Drive Water Main Improvements** — **Bid No. 0792-25**

**Tri-Con Services, Inc.** — **$964,900.00**

*This request is to award a contract for construction of the Seneca Drive and Cascade Drive Water Main Improvements project.*

b. APPROVED **Engineering Project Management Services for Five 2019 Bond Projects** — **Bid No. 1018-25**

**Walter P. Moore and Associates, Inc.** — **$990,000.00**

*This request is to obtain engineering project management services for five 2019 Bond Capital Improvement Projects: Country Club Park Estates Drainage; Saturn Springs Estates; Bottleneck Improvements Package 4; Shiloh Road - Kingsley Road to Miller Road; and Shiloh Road - Miller Road to Forest Lane.*

c. APPROVED **Construction Contract Award for Pleasant Valley Road/Elm Grove Road Pavement Rehabilitation** — **Bid No. 0529-25**

**Rabine Paving Texas, LLC** — **$2,584,908.50**

*This request is to award a construction contract to Rabine Paving Texas, LLC in the amount of $2,584,908.50 for the rehabilitation of Pleasant Valley Road and Elm Grove Road.*

d. APPROVED **Meadowcreek Park Channel Improvements** — **Bid No. 0309-25**

**Stoic Civil Construction, Inc.** — **$1,625,000.00**

*This request is for the construction of the Meadowcreek Branch Channel Improvements project. This project is the second phase of the Greenbelt Drainage Improvements Program.*

e. APPROVED **Term Contract Award for Asphalt Materials** — **Bid No. 0784-25**

**Austin Asphalt, Inc.** — **$1,000,000.00**
**Texas Materials, Inc.** — **$500,000.00**

*This request is to award term contracts for asphalt materials to support the Street Department's maintenance program. This approval is for a one-year term per contract with up to two renewal options.*

f. APPROVED **Duck Creek 42" Interceptor Main Rehabilitation Phase 5** **Bid No. 0944-25**

**Insituform Technologies, LLC** **$4,548,364.00**

*This request is for Phase 5 of the Duck Creek 42" Interceptor Main Rehabilitation Project. This phase will consist of cleaning and relining approximately 5,796 feet of 42" wastewater interceptor main from near Edgebrook Drive south to Miller Road along Duck Creek.*

g. APPROVED **Design of Paving, Drainage, and Utility Improvements for Brazos Street, Kathleen Court, and Trinity Street** **Bid No. 1050-25**

**Walter P. Moore & Associates, Inc.** **$401,594.00**

*This request is for the design of paving, drainage, and utility improvements to Brazos Street, Kathleen Court, and Trinity Street.*

h. APPROVED **Stream 213 Sanitary Sewer Interceptor at Spring Creek** **Bid No. 1046-25**

**Garver, LLC** **$317,729.00**

*This request is to provide professional engineering services for the design of a new 24" sewer main replacement near Stream 213 in Winters Park from Apollo Road to Spring Creek. This pipeline will replace an aging pipeline with substantial infiltration and remove a capacity constraint within the sanitary sewer network. This project was identified in the sanitary sewer master plan. The project will also include sanitary sewer improvements on Forest Cove Lane, north of Apollo Road, in order to connect the system to the new pipeline at Apollo.*

3. APPROVED **Ordinance Amendment of Chapter 22 of the Code of Ordinances**

*Council is requested to consider an amendment to Section 22.06, Miscellaneous Fees: Adoption Procedure for dogs and cats, of Chapter 22 "Health" of the Code of Ordinances that would allow for the discretionary reduction of waiver of fees. Council was briefed on this item at the May 5, 2025 Work Session.*

4. APPROVED **Authorize the City Manager or his designee to execute the Interlocal Agreement between the City of Garland and the City of Terrell**

*Approve the terms and conditions of a Master Interlocal Radio System Service Agreement between the City of Terrell and the City of Garland. This agreement outlines the radio system technical support services provided by the City of Garland to the City of Terrell. Council was briefed on this item at the May 5, 2025 Work Session.*

5. APPROVED **Interlocal Agreement with the City of Richardson for the Intersection at Campbell and Jupiter Roads**

*Approve a resolution authorizing the City Manager to execute an Interlocal Agreement (ILA) with the City of Richardson for the design, construction, maintenance, and operation of Campbell Road and Jupiter Road Intersection improvements. Council was briefed on this item at the May 5, 2025 Work Session.*

6. **APPROVED** **Shiloh Road Project - Acquisition of Real Property Located at 2328 Proctor Street**

*Council is requested to consider by minute action the approval of a purchase agreement and relocation assistance package negotiated with Chester B. Harp, Jr., having Power-of-Attorney for Cleta Harp and as Trustee of the Cleta M. Harp Supplemental Needs Trust created under the Will of Chester B. Harp, for the acquisition of the right-of-way from real property located at 2328 Proctor Street (Parcel E-40), and authorize the City Manager to execute such documents necessary to complete the transaction.*

7. **APPROVED** **Shiloh Road Project - Acquisition of Real Property Located at 2329 Huskey Street**

*Council is requested to consider the approval of a purchase agreement and relocation assistance package negotiated with Irma Rojas for the acquisition of the right-of-way from real property located at 2329 Huskey Street (Parcel E-41), and authorize the City Manager to execute such documents necessary to complete the transaction.*

## ITEMS FOR INDIVIDUAL CONSIDERATION

Members of the audience may provide public comment in favor, in opposition or about any of the items for individual consideration. Anyone wishing to speak must fill out a speaker card (located at the entrance to the Council Chambers) and give it to the City Secretary in advance of the respective agenda item. Speakers are grouped by agenda item and will be called in the order of the agenda. All comments and testimony are to be presented from the podium. The Mayor may impose a time limit and may provide for rebuttal.

8. **North Texas Municipal Water District Appointment**

*Consider by minute action the appointment of a City of Garland representative to the North Texas Municipal Water District Board.*

Motion made by Mayor Pro Tem Moore to appoint Lori Barnett Dodson to the North Texas Municipal Water District Board. Councilmember Williams seconded the motion. All voted in favor. The motion carried.

9. **Hold public hearing on the following Case:**

a. **APPROVED** **Public Hearing and Consideration of an Ordinance to approve the Youth Programs Standards of Care**

*Approve an ordinance for the Youth Programs Standards of Care to meet the requirements of Texas Human Resource Code, Section 42.041(b)(14) to exempt recreational programs for children operated by municipalities from state child care licensing. Council was briefed on this item at the May 5, 2025 Work Session.*

Mayor LeMay opened up the public hearing for the Youth Programs Standards of Care. There being no speakers, the public hearing was closed. Mayor Pro Tem Moore made a motion to approve the item as presented. Deputy Mayor Pro Tem Lucht seconded the motion. All voted in favor. The motion carried.

10. **Hold public hearing on the following Zoning Case:**

a. TABLED **Consider a request by Everest Gas and Food Mart Inc., requesting a variance regarding a distance less than the 300 feet minimum separation to South Garland High School from an establishment that sells alcoholic beverages. An Everest Gas and Food Mart Inc., which currently sells beer & wine, will need a new wine and beer retailer's permit due to expiration in July. The site is located at 3301 Broadway Boulevard. (District 4) (File BW 25-01)**

*Consider and take appropriate action on the application of Everest Gas and Food Mart Inc., requesting a variance regarding a distance less than the 300 feet minimum separation to South Garland High School from an establishment that sells alcoholic beverages. An Everest Gas and Food Mart Inc., which currently sells beer & wine, will need a new wine and beer retailer's permit due to expiration in July. The site is located at 3301 Broadway Boulevard. (District 4) (File BW 25-01)*

Mrs. Nur provided a presentation and answered questions of the Council.

Speakers on the item: Sanjay Sah, Applicant, Lindsey Fiegelman and Nilesh Golakig, property owner.

Councilmember Williams made a motion to table this item until the June 3, 2025 Regular Meeting. Councilmember Bass seconded the motion. All voted in favor. The motion carried.

## CITIZEN COMMENTS

Members of the audience wishing to address issues not on the meeting agenda may have three minutes to speak. However, according to the Texas Open Meetings Act, Council is prohibited from discussing any item not on the posted agenda.

Matthew Vernon Banks, Simon Mathew, Shyam Sendar Garneshram, Saanvi Patel, David Houg and Jorge Flores.

## ADJOURN

All Regular Meetings of the Garland City Council are broadcast live on CGTV, Time Warner Cable Channel 16 and Frontier FIOS TV 44. Meetings are rebroadcast at 9 a.m. and 7 p.m. Wednesdays - Sundays. Live streaming and on-demand videos of the meetings are also available online at GarlandTX.tv. 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).

Mayor LeMay adjourned the meeting at 8:03 p.m.

**Submitted By:**

**/s/ Scott LeMay, Mayor**

**/s/ Jennifer Stubbs, City Secretary**