



GARLAND

MINUTES

The City Council of the City of Garland convened in regular session at 7:00 p.m. on Tuesday, January 17, 2023, in the Council Chambers at the William E. Dollar Municipal Building, 200 North Fifth Street, Garland, Texas, with the following members present:

Present: Mayor Scott LeMay
Mayor Pro Tem Deborah Morris
Deputy Mayor Pro Tem Robert John Smith
Council Member Jeff Bass
Council Member (Virtual) Ed Moore
Deputy Mayor Pro Tem B.J. Williams
Council Member Margaret Lucht
Council Member Robert Vera
Council Member Dylan Hedrick

Staff Present: City Manager Judson Rex
Deputy City Manager Mitch Bates
Assistant City Manager Phillip Urritia
City Attorney Brian England
City Secretary Eloyce R. Dowl

LEGISLATIVE PRAYER AND PLEDGE OF ALLEGIANCE

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

MAYORAL PROCLAMATIONS, RECOGNITIONS AND ANNOUNCEMENTS

The Mayor may present proclamations and recognize attendees or award winners, and may make announcements regarding upcoming City events and matters of interest to citizens. There will be no Council deliberations or votes on these matters.

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 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.

The motion was made by Mayor Pro Tem Morris to approve the Consent Agenda, except Item 10, pulled for Individual Consideration, seconded by Council Member Williams. Motion carried:

Vote: 9 ayes, 0 nays

1. **APPROVED** Consider approval of the minutes of the January 10, 2023 Regular Meeting.

2. Consider approval of the following bids:

a. **APPROVED** Dump Trucks

Bid No. 0338-23

Freightliner of Austin

\$281,386.00

This request is for the purchase of two replacement dump trucks to be utilized by the Water Department.

b. APPROVED Pickup Trucks for Various Departments Bid No. 0344-23

Caldwell Country Ford \$491,575.00

This request is for the purchase of five replacement pickup trucks to be utilized by various departments.

c. APPROVED Generators Bid No. 0345-23

Generac Power Systems, Inc. \$313,333.00

This request is for the purchase of two new generators to be utilized at City recreation centers in the event that the recreation center(s) are activated as temporary shelters.

3. Public hearings were previously conducted for the following zoning cases. Council approved the requests and instructed staff to bring forth the following ordinances for consideration.

a. APPROVED Zoning File No. Z 22-63, Quiddity Engineering, LLC (District 1)

Ordinance No. 7393 amending the Garland Development Code of the City of Garland, Texas, by approving 1) an amendment to Planned Development (PD) District 21-34 for Community Retail Uses; 2) a Specific Use Provision for a Restaurant, Drive-Through Use and 3) a Detail Plan for a Restaurant, Drive-Through on a 0.784-acre tract of land located at 5200 North Garland Avenue; providing for conditions, restrictions, and regulations; providing a penalty under the provisions of Sec. 10.05 of the Code of Ordinances of the City of Garland, Texas; providing a Notice of Conditions of Compliance Clause; providing a Savings Clause and a Severability Clause; and providing an effective date.

b. APPROVED Zoning File No. Z 22-64, Matt Moore (District 7)

Ordinance No. 7394 amending the Garland Development Code of the City of Garland, Texas, by approving 1) a Specific Use Provision for a Restaurant, Drive-Through Use and 2) a Detail Plan for a Restaurant, Drive-Through Use on a 1.152-acre tract of land located at 4680 North Shiloh Road zoned Planned Development (PD) District 20-35 for Neighborhood Office Uses; providing for conditions, restrictions, and regulations; providing a penalty under the provisions of Sec. 10.05 of the Code of Ordinances of the City of Garland, Texas; providing a Notice of Conditions of Compliance Clause; providing a Savings Clause and a Severability Clause; and providing an effective date.

4. APPROVED Ordinance No. 7395 amending Chapters 10 and 50 of the Code of Ordinances of the City of Garland to (1) amend in part the Master Fee and Rate Schedule of Section 10.85(c) to include a deposit for the issuance of high velocity water meters for construction purposes and (2) remove the deposit amount enumerated in Section 50.34(c) of the Code of Ordinances and replace it with a reference and hyperlink to the Master Fee and Rate Schedule of Chapter 10; providing a penalty under the provisions of Sec. 10.05 of the Code of Ordinances of the City of Garland, Texas; providing a Savings Clause and a Severability Clause; and providing an effective date.

At the December 5, 2022, Work Session, Council considered increasing the deposit amount from \$1,000 to \$2,000 for a high velocity water meter to cover the cost of replacing any damaged meters.

5. APPROVED Ordinance No. 7396 amending various sections of Article V, "Cross-Connection Control, Of Chapter 51, "General Utility Provisions," of the Code of Ordinances of the City of Garland, Texas; providing a Savings Clause; providing a penalty under the provisions of Section 10.05 of the Code of Ordinances of the City of Garland, Texas; providing a Severability Clause; and setting an effective date.

At the December 5, 2022, Work Session, Council considered an ordinance amendment that would allow exceptions to the persons allowed to perform maintenance, repair or testing on fire protection systems as defined in Chapter 6003 of the Texas Insurance Code.

6. APPROVED

Ordinance No. 7397 amending Chapter 33, "Transportation" of the Code of Ordinances of the City of Garland, Texas; providing a penalty clause, a savings clause, and a severability clause; and providing an effective date.

At the January 9, 2023, Work Session, Council considered an ordinance amendment to restrict parking at all times on Greenbelt Parkway between Duck Creek Drive and IH 30.

7. APPROVED

Ordinance No. 7397 amending Chapter 33, "Transportation" of the Code of Ordinances of the City of Garland, Texas; providing a penalty clause, a savings clause, and a severability clause; and providing an effective date.

At the January 9, 2023, Work Session, Council considered an ordinance amendment that would restrict parking at all times on both sides of Purdue Drive in between Walnut Street and Princeton Drive.

8. APPROVED

Minute action approving the proposed Neighborhood Vitality Matching Grant Fall 2022 Applications.

At the January 9, 2023, Work Session, Council considered the approval of the Neighborhood Vitality Matching Grant Fall 2022 Applications.

9. APPROVED

Resolution No. 10574 providing for the redemption of the outstanding City of Garland, Texas, Tax Notes, Series 2022; and resolving other matters incident and related to the redemption of such obligations.

Council approved a resolution to call \$36,980,000 of the Tax Notes, Series 2022.

10. APPROVED

Approve by minute action the attached Interlocal Agreement, and authorize the City Manager to execute the Interlocal Agreement with DART. (formerly Item 11)

On November 15, 2022, the DART Board approved an Interlocal Agreement (ILA) with DART Service Area Cities for public transportation improvements, which includes information about the City of Garland's obligations, project eligibility, and terms for accepting the money. DART has requested that this ILA be executed by January 31, 2023.

ITEMS FOR INDIVIDUAL CONSIDERATION

11. CEREMONIALS: Appointment of City Manager (formerly Item 10, pulled from the Consent Agenda for Individual Consideration)

The motion was made by Mayor Pro Tem Morris to appoint Judson J. Rex as City Manager, seconded by Council Member Lucht.

Vote: 9 ayes, 0 nays, adopting Resolution No. 10575

Mayor LeMay read the resolution and administered the oath of office to Judson J. Rex to accept the duties of the office of City Manager. Mr. Rex's Wife, Jennifer and daughters, Lauren, Chloe and Olivia were present for the appointment; he introduced them, thanking the Mayor and Council for the appointment.

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.

APPOINTMENTS: Mayor Pro Tem Deborah Morris

- Tamara Aquino - Parks and Recreation Board

Mayor Pro Tem Morris presented her nominee and a vote was cast with the following result:

Vote: 9 ayes, 0 nays

12. Citizen comments: Mark King, Chairman & CEO, Micropac Industries

13. Adjourn: There being no further business to come before the City Council, Mayor LeMay adjourned the meeting at 7:21 p.m.

Submitted By:

/s/ Scott LeMay, Mayor

/s/ Eloyce Rene Dowl, City Secretary