



GARLAND

MINUTES

The City Council of the City of Garland convened in regular session at 7:00 p.m. on Tuesday, February 21, 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 Ed Moore
Council Member B.J. Williams
Council Member Margaret Lucht
Council Member Robert Vera
Council Member Dylan Hedrick

Staff Present: City Manager Jud Rex
Deputy City Manager Mitch Bates
Assistant City Manager Phillip Urrutia
Assistant City Manager Andy Hesser
City Attorney Brian England
City Secretary Eloyce RenÃ© 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.

Mayor LeMay acknowledged Boy Scouts Alex from Troop 243 and Landon from Troop 707; attending to complete there requirement for Citizenship in the Community.

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 Council Member Williams to approve the Consent Agenda as presented, seconded by Mayor Pro Tem Morris. Motion carried:

Vote: 9 ayes, 0 nays

1. **APPROVED** Consider approval of the minutes of the February 7, 2023 Regular Meeting.

2. **Consider approval of the following bids:**

a. **APPROVED Custodial Services** **Bid No. 0450-23**

ABM Industry Groups, LLC **\$ 1,225,179.08**

This request is to provide custodial services for thirty-nine (39) City of Garland facilities. This approval is for a term agreement with four (4) optional renewals.

b. **APPROVED Annual Concrete Contract** **Bid No. 0316-23**

Tri-Con Services, Inc. **\$ 3,000,000.00**

This request is to provide replacement or repair of concrete paving and structures throughout the City on an as-needed basis. The contract is utilized by various City Departments for small and minor repair/replacement projects.

c. APPROVED Full Range of Electrical Service Work

Bid No. 0311-23

Boyd Electric

\$ 750,000.00

This request is to provide on-call services for electrical related repair, replacement, and project work at various City of Garland facilities.

d. APPROVED GP&L Transmission System Vegetation Management

Bid No. 0223-23

Trees, Inc.

\$ 497,482.11

Optional Contingency

\$ 300,000.00

TOTAL: \$ 797,482.11

Council is requested to consider vegetation management services as part of the GP&L and TMPA transmission system maintenance and construction operations.

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 22-17, Claudia Rodriguez (District 5)

Ordinance No. 7401 amending the Garland Development Code of the City of Garland, Texas, by approving 1) a Change in Zoning from Single-Family-7 (SF-7) District to a Planned Development (PD) District for Single-Family-7 (SF-7) Uses; 2) a Specific Use Provision for a Guest House on a property zoned Single-Family-7 (SF-7) District and 3) a Detail Plan for a Guest House on a 0.22-acre tract of land located at 2112 Brookhollow Drive; 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 22-68, C&C Consulting and Licensing (District 6)

Ordinance No. 7402 amending the Garland Development Code of the City of Garland, Texas, by approving a Specific Use Provision for a Personal Services Use (licensed massage therapy) on a 1.27-acre tract of land located at 333 North Shiloh Road, Suite 101B and zoned Community Office (CO) District; 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 Interlocal Cooperation Agreement with the City of Mesquite for Duck Creek South Extension Trail

Council approved a **Resolution No. 10576** authorizing the City Manager to execute the Interlocal Cooperation Agreement with the City of Mesquite for the Duck Creek South Extension Trail.

5. APPROVED Amendment to Chapter 26 "Police-Miscellaneous Provisions and Offenses" and Chapter 32 "Property Sanitation and Housing Services"

Ordinance No. 7403 approving amendments to Chapter 26, "Police-Miscellaneous Provisions and Offenses" and Chapter 32 "Property Sanitation and Housing Services" of the Code of Ordinances.

6. APPROVED Las Brisas Small Area Plan Adoption

Council approved the adoption of the Las Brisas Small Area Plan.

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 are 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.

7. Hold public hearings on:

- a. **APPROVED** Consider a Specific Use Provision request by Frontier States Development Services (FSDS) to construct an ice kiosk. The site is located at 131 West Kingsley Road in District 5.

Consideration of the application of Frontier States Development Services (FSDS), requesting approval of a Specific Use Provision for a Kiosk, Self-Service: Retail (Ice) on a property zoned Community Retail (CR) District. This property is located at 131 West Kingsley Road. (File Z 22-75, District 5)

The staff report was presented by William Guerin, Director of Planning. The speakers on this item were: Cody Painter, Mark Painter and Chris Garcia.

There was discussion by the Council.

The motion was made by Council Member Lucht to deny the Specific Use Provision, seconded by Deputy Mayor Pro Tem Smith. Motion failed:

Vote: 2 ayes (Deputy Mayor Pro Tem Smith and Council Member Lucht), 7 nays

The motion was made by Council Member Hedrick to approve the Specific Use Provision (Item 7a) and the Site Plan (Item 7b), seconded by Council Member Moore. Motion carried:

Vote: 7 ayes, 2 nays (Deputy Mayor Pro Tem Smith and Council Member Lucht)

- b. **APPROVED** Consider a Site Plan request by Frontier States Development Services (FSDS) to construct an ice kiosk. The site is located at 131 West Kingsley Road in District 5.

Consideration of the application of Frontier States Development Services (FSDS), requesting approval of a Plan for Kiosk, Self-Service: Retail (Ice) on a property zoned Community Retail (CR) District. This property is located at 131 West Kingsley Road. (File Z 22-75, District 5)

- c. **APPROVED** Consider Amendments to the Garland Development Code regarding Screening Requirements, Tree Mitigation and Preservation, the removal of a Building Materials reference, and the Definition of "Pet Store". These items were previously presented to the City Council by the Development Services Committee.

Consider amending in part Article 3, "Screening & Landscaping," Article 4, "Tree Preservation & Mitigation," and Article 6, "Building Design," of Chapter 4, "Site Development" of the Garland Development Code; and amending in part Section 6.03 "Definitions" of Chapter 6, "Definitions;" and Section 2.52, "Special Standards for Certain Uses," of Chapter 2, "Zoning Regulations," of the Garland Development Code of the City of Garland, Texas.

The staff report was presented by William Guerin, Director of Planning. The speakers on this item were: Brenda Jackson, Lisa Crawford and Charlotte Weiss.

The motion was made by Council Member Williams to approve the amendments as presented, seconded by Council Member Lucht. Motion carried:

Vote: 9 ayes, 0 nays, Adopting Ordinances No. 7404 and 7405

8. Citizen comments: Manny Diaz

9. Adjourn: There being no further business to come before the City Council, Mayor LeMay

adjourned the meeting at 7:40 p.m.

Submitted By:

/s/ Scott LeMay, Mayor

/s/ Eloyce Rene Dowl, City Secretary