The City Council met in regular session in the Council Chambers of the City Hall Complex on Thursday, September 4, 2014 at approximately 7:00 p.m. The following members were present / absent:

<table>
<thead>
<tr>
<th>Attendee Name</th>
<th>Organization</th>
<th>Title</th>
<th>Status</th>
<th>Arrived</th>
</tr>
</thead>
<tbody>
<tr>
<td>Beth Van Duyne</td>
<td>Irving City Council</td>
<td>Mayor</td>
<td>Present</td>
<td></td>
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<tr>
<td>John C. Danish</td>
<td>Irving City Council</td>
<td>Councilman</td>
<td>Present</td>
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<tr>
<td>Allan Meagher</td>
<td>Irving City Council</td>
<td>Councilman</td>
<td>Present</td>
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<tr>
<td>Dennis Webb</td>
<td>Irving City Council</td>
<td>Councilman</td>
<td>Present</td>
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<tr>
<td>Joe Putnam</td>
<td>Irving City Council</td>
<td>Councilman</td>
<td>Present</td>
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<tr>
<td>Oscar Ward</td>
<td>Irving City Council</td>
<td>Councilman</td>
<td>Present</td>
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<tr>
<td>Brad M. LaMorgese</td>
<td>Irving City Council</td>
<td>Councilman</td>
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<tr>
<td>Gerald Farris</td>
<td>Irving City Council</td>
<td>Councilman</td>
<td>Present</td>
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<tr>
<td>Thomas Spink</td>
<td>Irving City Council</td>
<td>Councilman</td>
<td>Present</td>
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</tbody>
</table>

ORGANIZATIONAL SERVICE ANNOUNCEMENTS

INVOCATION

The invocation was delivered by Pastor Robert Corser, Joy Fellowship FourSquare Church of Irving, Texas.

PLEDGE OF ALLEGIANCE

The pledge of allegiance was given by scouts from Boy Scout Pack 771.

PROCLAMATION

Mayor Van Duyne presented approximately 50 Irving School Crossing Guards with a proclamation to recognized School Crossing Guard Appreciation Day.

CITIZENS’ FORUM

Citizens are invited to speak for three (3) minutes on matters relating to City government and on items not listed on the regular agenda.
Susan L. Emert, 2017 Meadow Dale, Irving, TX - Ms. Emert thanked the Council for allowing DART and para-transit to come to the city of Irving as this service has allowed her son, who is blind, to get to events and appointments. She also thanked the Parks and Recreation Department for all the services they provide that have benefited her child, and spoke of the City replacing a fire hydrant that was in the way of a disabled person after she called in to report it.

Nathan Deolloz, 2514 Morgan St., Irving, TX - Mr. Deolloz spoke regarding changing a recreation center rules so that more children can participate.

Manny Benevidez, 2108 Meadow Glen, Irving, TX - Mr. Benevidez spoke regarding an issue with city services in South Irving.

David Bennett, 3577 N. Belt Line Rd., #1010, Irving, TX - Mr. Bennett spoke regarding tango.

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**CITY COUNCIL AGENDA**

1  **City Operations Update**

   Casey Tate, Capital Improvement Program Director, described the ongoing construction on MacArthur Boulevard, the South Irving Library, and O’Connor improvements in front of Williams Square. He noted that construction on Grauwyler Road is on hold due to work being done by Atmos.

2  **Heritage Crossing Update**

   Kevin Kass, Redevelopment and TIF Administrator, presented the Heritage Crossing Update which included the grand opening of Big State on September 8th and the Irving Main Street Event on September 20th that will feature arts, crafts, and live music.

3  **Public Hearing No. (ID # 6405) -- Public Hearing on the 2014-15 City of Irving Fiscal Year Budget and Tax Rate**

   Mayor Van Duyne opened the public hearing at approximately 7:30 p.m.

   The following individual(s) signed up to speak in support of this item:
   - Wally Banks, 3413 Briarcliff Ct. S., Irving, TX
   - Jim Meler, 8520 Mill Creek Rd., Irving, TX
   - Don Van Slyke, 2617 Castle St., Irving, TX
   - Don Wilson, 1410 Ronase, Irving, TX
   - Sharon Barbaso-Crain, 2608 Alan-a-Dale, Irving, TX
   - Michael McPhail 815 Dixon St., Irving, TX
The following individual(s) signed up in support of this item but did not want to speak:
Eloyise McMilliam, 2501 Patrick St., Irving, TX
Gigi Peters, 601 Bellah Dr., Irving, TX
Josh Smith, 2721 Still Meadow, Irving, TX
Darcy Neal, 2417 Willow, Irving, TX
Logan Scheiwe, 2812 Lago Vista Loop, Irving, TX
Fred Blondell, 2812 Burning Tree Lane, Irving, TX
All of the above indicated in writing their support for medic 3 and station 12

Mayor Van Duyne closed the public hearing at approximately 7:48 p.m.

No other action is required on this item at tonight’s meeting.

CONSENT AGENDA

Motioned by Councilman Farris, seconded by Councilman Danish to approve consent agenda items 4-45, and pull item(s) 16, 17, 22 and 32 for individual consideration

Motion approved 9-0.

4 Approving Minutes for Wednesday, August 06, 2014

RESULT: ACCEPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink
5 Approving Minutes for Thursday, August 07, 2014

RESULT: ACCEPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink

6 Approving Minutes for Thursday, August 21, 2014

RESULT: ACCEPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink

7 Resolution No. RES-2014-280 -- Designating the Mayor as the Authorized Official and Authorizing the Mayor to Accept, Reject, Alter or Terminate a Victim Coordinator and Liaison Grant (VCLG) through the Office of the Attorney General to Continue Funding of the Irving Police Department's Victim Coordinator Liaison Position for a One Year Period

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink
8 **Resolution No. RES-2014-281** -- Approving a Texas Traffic Safety Program Grant Agreement Between the City of Irving and the State of Texas, Acting by and through the Texas Department of Transportation, for a Selective Traffic Enforcement Program (STEP) Grant.

<table>
<thead>
<tr>
<th>RESULT:</th>
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<td>AYES:</td>
<td>Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink</td>
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</table>

9 **Resolution No. RES-2014-282** -- Approving an Interlocal Agreement Between the City of Irving and Irving Independent School District for Emergency Medical Services

<table>
<thead>
<tr>
<th>RESULT:</th>
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<td>Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink</td>
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10 **Resolution No. RES-2014-283** -- Certifying Compliance with and Approving Attachment "A" to the Revised Reimbursement Agreement with Dallas Area Agency on Aging for Nutritional Services at the Heritage Senior Center

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<tr>
<td>AYES:</td>
<td>Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink</td>
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</tbody>
</table>
11 Resolution No. RES-2014-284 -- Approving a Project Specific Agreement (PSA) to Supplement the Master Interlocal Agreement Between the City of Irving and Dallas County, Texas in the Estimated Amount of $202,477.96

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink

12 Resolution No. RES-2014-285 -- Awarding a Contract to FNH Construction LLC in the Amount of $974,568.00 For The Lake Carolyn Parkway Connector Project

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink

13 Resolution No. RES-2014-286 -- Awarding a Contract to SYB Construction Company, Inc., in the Amount of $1,221,075.30 For Garden Oaks, Daywood, Harrison and Robin Water and Wastewater Main Improvements Project

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink
Resolution No. RES-2014-287 -- Awarding a Contract to SYB Construction Company, Inc., in the Amount of $109,821.00 for the Second Street Bridge Drainage Improvement Project

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink

Resolution No. RES-2014-288 -- Approving a License Agreement with the Trinity Railway Express (TRE), Dallas Area Rapid Transit (DART) Allowing Construction, Installation, Maintenance, and Operation of a Hike and Bike Trail by the City of Irving on TRE Right of Way

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink

Resolution No. RES-2014-289 -- Finding it in the Best Interests of the City to Waive the Conflict of Interest and Approving an Economic Development Agreement with Rick and Susan Fairless in the Amount of $25,000 for Façade Enhancements to the Big State Building Located at 100 South Main Street in Downtown Irving

Motioned by Councilman Putnam, seconded by Councilman Danish to Approve a Resolution Finding it in the Best Interests of the City to Waive the Conflict of Interest and Approving an Economic Development Agreement with Rick and Susan Fairless in the Amount of $25,000 for Façade Enhancements to the Big State Building Located at 100 South Main Street in Downtown Irving.

Motion approved 8-1.

Councilmember(s) voting in opposition of this motion include: Councilman LaMorgese
17 Resolution No. RES-2014-290 -- Approving a Discretionary Service Agreement Between the City of Irving and Verizon in the Amount of $108,744.00 for the Undergrounding of Aerial Facilities Along Sixth Street from Larry Street East to Delaware Creek

Motioned by Councilman Farris, seconded by Councilman Danish to Approve a Resolution for a Discretionary Service Agreement Between the City of Irving and Verizon in the Amount of $108,744.00 for the Undergrounding of Aerial Facilities Along Sixth Street from Larry Street East to Delaware Creek.

Motion approved 8-1.

Councilmember(s) voting in opposition of this motion include: Councilman Putnam

18 Resolution No. RES-2014-291 -- Approving an Agreement with Cummins Southern Plains, LLC., in the Amount of $215,325.00 for Digital Master Controller (DMC) Upgrade Services for the Hackberry Pump Station

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink
NAYS: Joe Putnam
Resolution No. RES-2014-292 -- Approving an Agreement Between the City of Irving and Trinity River Authority in the Amount of $270,000.00 to Provide Water and Wastewater Laboratory Analysis Services to Meet Federal and State Requirements for the City of Irving, Texas

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink

Resolution No. RES-2014-293 -- Approving the Interlocal Agreement Between the City of Irving on Behalf of the Irving Arts Center and the Independent School District for Field Trips to Irving Arts Center's Peruvian Gold: Ancient Treasures Unearthed in the Total Estimated Amount of $12,000.00

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink

Resolution No. RES-2014-294 -- Approving the Proposal from Texas Industrial Security, Inc. for the Total Estimated Amount of $58,100.40 through the Texas Multiple Award Schedule (TXMAS) Local Government Statewide Cooperative Purchasing Program for the Security of the Exhibition, Peruvian Gold: Ancient Treasures Unearthed to be on Exhibit October 4 - December 31, 2014

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink
22 Resolution No. RES-2014-295 -- Approving a One-Year Renewal of the Continuum of Care Grant from the U.S. Department of Housing and Urban Development through the Dallas Area/Irving Continuum of Care in the Amount of $106,678.00

Motioned by Councilman Farris, seconded by Councilman Danish to approve a One-Year Renewal of the Continuum of Care Grant from the U.S. Department of Housing and Urban Development through the Dallas Area/Irving Continuum of Care in the Amount of $106,678.00.

Motion approved 8-1.

Councilmember(s) voting in opposition of this motion include: Councilman LaMorgese

RESULT: ADOPTED [8 TO 1]
MOVER: Gerald Farris, Councilman
SECONDER: John C. Danish, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, Farris, Spink
NAYS: Brad M. LaMorgese

23 Resolution No. RES-2014-296 -- Approving a Resolution to Establish the Use of Prevailing Wage Rates for U.S. Department of Housing and Urban Development Funded Projects

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink
### Resolution No. RES-2014-297
Renewing the Contract with Pro Tow Wrecker Service for Wrecker Service and Auto Pound Operations

<table>
<thead>
<tr>
<th>RESULT:</th>
<th>ADOPTED [UNANIMOUS]</th>
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<tr>
<td>MOVER:</td>
<td>Gerald Farris, Councilman</td>
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<td>SECONDER:</td>
<td>Thomas Spink, Councilman</td>
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<tr>
<td>AYES:</td>
<td>Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink</td>
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### Resolution No. RES-2014-298
Approving and Accepting the Proposal of HealthTexas Provider Network in the Total Amount of $116,304.00 for Health and Fitness Services for Irving Fire Department

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<thead>
<tr>
<th>RESULT:</th>
<th>ADOPTED [UNANIMOUS]</th>
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<tr>
<td>MOVER:</td>
<td>Gerald Farris, Councilman</td>
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<td>Thomas Spink, Councilman</td>
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<td>AYES:</td>
<td>Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink</td>
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### Resolution No. RES-2014-299
Renewing the Annual Contract with Progressive Waste Solutions of TX, Inc., for the Sale of Capacity at the Hunter Ferrell Landfill

<table>
<thead>
<tr>
<th>RESULT:</th>
<th>ADOPTED [UNANIMOUS]</th>
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<td>MOVER:</td>
<td>Gerald Farris, Councilman</td>
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<td>Thomas Spink, Councilman</td>
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<tr>
<td>AYES:</td>
<td>Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink</td>
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<tr>
<td>Resolution No. RES-2014-300 -- Renewing the Contract with MED3000, Inc., in the Total Estimated Amount of $304,000.00 for Two Years for Billing and Collection of Emergency Medical Services</td>
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<tr>
<td>RESULT: ADOPTED [UNANIMOUS]</td>
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<tr>
<td>MOVER: Gerald Farris, Councilman</td>
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<td>SECONDER: Thomas Spink, Councilman</td>
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<tr>
<td>AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink</td>
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<thead>
<tr>
<th>Resolution No. RES-2014-301 -- Renewing the Annual Contracts with Vulcan Signs and 3M Company in a Total Amount Not to Exceed $70,000.00 for Reflective Sign Materials</th>
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</thead>
<tbody>
<tr>
<td>RESULT: ADOPTED [UNANIMOUS]</td>
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<td>MOVER: Gerald Farris, Councilman</td>
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<tr>
<th>Resolution No. RES-2014-302 -- Approving the Purchase from Sam Pack's Five Star Ford for a 2015 Ford F-750 Cab and Chassis with Flatbed Dump Body in the Total Amount of $77,958.00 through the State of Texas Cooperative Purchasing Program</th>
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<tr>
<td>RESULT: ADOPTED [UNANIMOUS]</td>
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<td>MOVER: Gerald Farris, Councilman</td>
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<tr>
<td>SECONDER: Thomas Spink, Councilman</td>
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<tr>
<td>AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink</td>
</tr>
</tbody>
</table>

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink

31 Resolution No. RES-2014-304 -- Approving the Purchase from Sam Pack's Five Star Ford for a 2015 Ford F-250 with Animal Control Body in the Total Amount of $61,259.22 through the State of Texas Cooperative Purchasing Program

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink

32 Resolution No. RES-2014-305 -- Approving the Construction Manager at Risk Delivery Method as the Best Value for the Texas Musicians Museum Construction Project

Motioned by Councilman Farris, seconded by Councilman Danish to approve the Construction Manager at Risk Delivery Method as the Best Value for the Texas Musicians Museum Construction Project.

Motion approved 7-2.

Councilmember(s) voting in opposition of this motion include: Councilmen Meagher and LaMorgese
**RESULT:** ADOPTED [7 TO 2]
**MOVER:** Gerald Farris, Councilman
**SECONDER:** John C. Danish, Councilman
**AYES:** Van Duyne, Danish, Webb, Putnam, Ward, Farris, Spink
**NAYS:** Allan Meagher, Brad M. LaMorgese

### Resolution No. RES-2014-306

33 Resolution No. RES-2014-306 -- Renewing the Annual Contract with HD Supply Waterworks for Couplings, Clamps and Service Saddles in the Total Estimated Amount of $50,779.91

**RESULT:** ADOPTED [UNANIMOUS]
**MOVER:** Gerald Farris, Councilman
**SECONDER:** Thomas Spink, Councilman
**AYES:** Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink

### Resolution No. RES-2014-307

34 Resolution No. RES-2014-307 -- Renewing the Annual Contract with K & L Supply, Inc., for Sewer Chemicals in the Total Estimated Amount of $159,037.00

**RESULT:** ADOPTED [UNANIMOUS]
**MOVER:** Gerald Farris, Councilman
**SECONDER:** Thomas Spink, Councilman
**AYES:** Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink

### Resolution No. RES-2014-308

35 Resolution No. RES-2014-308 -- Renewing the Annual Contract with Pollardwater.com for Dechlorinating Tablets in the Total Estimated Amount of $76,500.00

**RESULT:** ADOPTED [UNANIMOUS]
**MOVER:** Gerald Farris, Councilman
**SECONDER:** Thomas Spink, Councilman
**AYES:** Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink
36 Resolution No. RES-2014-309 -- Approving and Accepting the Bid of Logical Solutions, Inc., in an Amount Not to Exceed $350,000.00 for LENEL Security Systems Hardware and Service

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink

37 Resolution No. RES-2014-310 -- Approving and Accepting the Bids of Memos Auto Body Shop, Martins Paint and Body Shop, and Rios Collision and Fleet Service, Inc., in an Amount Not to Exceed $150,000.00 for Auto Body Repairs

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink

38 Resolution No. RES-2014-311 -- Approving As-Needed Purchases from Freedom Dodge in the Total Estimated Amount of $131,000.00 for Parts for Public Safety Dodge Vehicles through a Mutual Cooperative Purchasing Agreement with the City of Dallas

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink
Resolution No. RES-2014-312 -- Renewing the Annual Contract with Equipment Southwest, Inc., in an Amount Not to Exceed $100,000.00 for Parts and Repairs for Refuse & Dump Trucks

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink

Resolution No. RES-2014-313 -- Renewing the Annual Contract with Cummins Southern Plains, LLC, in an Amount Not to Exceed $100,000.00 for Heavy Equipment Maintenance for Cummins Engines

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink

Resolution No. RES-2014-314 -- Renewing the Annual Contract with Nerwin & Martin & Glenn, LLC, for Art Handling and Fine Arts Services in the Total Estimated Amount of $61,000.00

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink
42 Ordinance No. ORD-2014-9607 -- Authorizing the Abandonment of a Portion of Irving Heights Drive and Grauwyler Road Right-Of-Way Located at 1426 N. Irving Heights Drive

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink

43 Ordinance No. ORD-2014-9608 -- Accepting Bid by Most Reverend Kevin J. Farrell, Bishop of the Roman Catholic Diocese of Dallas and His Successors in Office for the Exclusive Benefit of St. Luke Parish - Irving for the Sale of 1.409 Acres of Land, Located at 119 South MacArthur Boulevard in the Amount of $307,000 and Authorizing the Mayor to Execute a Special Warranty Deed Upon Receipt of the Consideration Stated in Bid for the Grant, Sale, and Conveyance of the Property

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink


RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Farris, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink
45 Ordinance No. ORD-2014-9610 -- Budget Adjustment #4 to the 2013-14 Fiscal Year Budget

RESULT: 
MOVER: Gerald Farris, Councilman 
SECONDER: Thomas Spink, Councilman 
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink

INDIVIDUAL CONSIDERATION

46 Ordinance No. ORD-2014-9611 -- First Reading - Amending Chapter 33 Entitled "Refuse, Garbage and Weeds" of the Code of Civil and Criminal Ordinances of the City of Irving, Texas, Providing for New Monthly Charges for Refuse Pickup Service for Residences, Apartments, and Churches and for All Other Customers Besides Residential, and Defining a Container Size

Motioned by Councilman Danish, seconded by Councilman Ward to Approve the First Reading - Amending Chapter 33 Entitled "Refuse, Garbage and Weeds" of the Code of Civil and Criminal Ordinances of the City of Irving, Texas, Providing for New Monthly Charges for Refuse Pickup Service for Residences, Apartments, and Churches and for All Other Customers Besides Residential, and Defining a Container Size

Motion approved 9-0.

RESULT: FIRST READING [UNANIMOUS] 
MOVER: John C. Danish, Councilman 
SECONDER: Oscar Ward, Councilman 
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink
Ordinance No. ORD-2014-9612 -- First Reading - Amending Chapter 52 Entitled "Water and Sewer Rates" of the Code of Civil and Criminal Ordinances of the City of Irving, Texas, Providing for New Monthly Water and Sewer Rates

Motioned by Councilman Webb, seconded by Councilman LaMorgese to Approve the First Reading - Amending Chapter 52 Entitled "Water and Sewer Rates" of the Code of Civil and Criminal Ordinances of the City of Irving, Texas, Providing for New Monthly Water and Sewer Rates

Motion denied 4-5.

Councilmember(s) voting in favor of this motion include: Councilmen LaMorgese, Webb, Farris and Meagher

Councilmember(s) voting in opposition of this motion include: Mayor Van Duyne and Councilmen Danish, Putnam, Ward and Spink

Motion by Councilman Putnam, seconded by Councilman Danish Amending Chapter 52 Entitled "Water and Sewer Rates" of the Code of Civil and Criminal Ordinances of the City of Irving, Texas, Providing for New Monthly Water and Sewer Rates in the amount of a 3.2% increase.

Motion approved 5-4.

Councilmember(s) voting in favor of this motion include: Councilmen LaMorgese, Danish, Putnam, Ward and Spink.

Councilmember(s) voting in opposition of this motion include: Mayor Van Duyne, Councilmen Webb, Farris and Meagher

RESULT:  
FIRST READING [5 TO 4]  
Next: 9/18/2014 7:00 PM
MOVER: Joe Putnam, Councilman
SECONDER: John C. Danish, Councilman
AYES: LaMorgese, Danish, Putnam, Ward, Spink
NAYS: Allan Meagher, Dennis Webb, Beth Van Duyne, Gerald Farris
ORDINANCE NO. ORD-2014-9613 -- Conduct a Public Hearing and Consider the Request of the Carrollton-Farmers Branch Independent School District for Amendment to the Project Plan and Financing Plan of Tax Increment Reinvestment Zone Number One

The following individual(s) signed up to speak in support of this item:
Todd Howard, 1506 W. Griffin St., Dallas, TX
Ralph Ellis, 3819 Cabeza De Vach, Irving, TX

Motioned by Councilman Ward, seconded by Councilman LaMorgese to Approve Conducting a Public Hearing and Consider the Request of the Carrollton-Farmers Branch Independent School District for Amendment to the Project Plan and Financing Plan of Tax Increment Reinvestment Zone Number One

Motion approved 9-0.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Oscar Ward, Councilman
SECONDER: Brad M. LaMorgese, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink

RESOLUTION NO. RES-2014-315 -- Approving First Amendment to Tax Increment Reinvestment Zone No. One Participation Agreement with Carrollton-Farmers Branch Independent School District

No one signed up to speak on this item at tonight’s meeting.

Motioned by Councilman Ward, seconded by Councilman LaMorgese to Approve First Amendment to Tax Increment Reinvestment Zone No. One Participation Agreement with Carrollton-Farmers Branch Independent School District

Motion approved 9-0.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Oscar Ward, Councilman
SECONDER: Brad M. LaMorgese, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink
ZONING CASES AND COMPANION ITEMS

50 Resolution No. RES-2014-316 -- Temporary Use Permit G1407-0014 - to Allow a Haunted House - Property Located at 3602 W. Airport Freeway- Strangling Brothers Haunted Circus of Dallas, Applicant

The applicant has requested that this item be postponed to the September 18, 2014 council meeting per applicant request. No council action necessary.

RESULT: POSTPONED NO VOTE
Next: 9/18/2014 7:00 PM

51 Resolution No. RES-2014-317 -- Approving Special Sign Permit S1407-0008 to Modify the Existing Pylon Sign with an LED Cabinet to Display Gasoline Pricing - Property Located at 3001 North Beltline - Beacon Sign and Lighting, Applicant - Victor Ruiz, Owner

Mayor Van Duyne opened the public hearing at approximately 8:28 p.m.

The following individual(s) signed up to speak in support of this item:
Victor Ruiz, P.O. Box 1982, Addison, TX
Chris Edwards, 239 W. Davis, Duncanville, TX

The following individual(s) signed up to speak in opposition of this item:
Don Van Slyke, 2617 Castle St., Irving, TX

Mayor Van Duyne closed the public hearing at approximately 8:30 p.m.

Motioned by Councilman Danish, seconded by Councilman Putnam to Approve Special Sign Permit S1407-0008 to Modify the Existing Pylon Sign with an LED Cabinet to Display Gasoline Pricing - Property Located at 3001 North Beltline - Beacon Sign and Lighting, Applicant - Victor Ruiz, Owner

Motion denied 2-7.

Councilmember(s) voting in favor of this motion include: Councilman Putnam and Danish

Councilmember(s) voting in opposition of this motion include: Mayor Van Duyne, Councilmen Ward, Meagher, LaMorgese, Farris, Spink and Webb
RESULT:  DENIED [2 TO 7]
MOVER:  John C. Danish, Councilman
SECONDER:  Joe Putnam, Councilman
AYES:  John C. Danish, Joe Putnam
NAYS:  Van Duyne, Meagher, Webb, Ward, LaMorgese, Farris, Spink

52  Ordinance No. ORD-2014-9614 -- Development Plan DVP14-0005 - Amending the Comprehensive Plan to Change the Recommended Land Use from Office to Retail and Approving Development Plan #8, 5th Revision, Kinwest PUD (Planned Unit Development) for C-C (Community Commercial) Uses - Approximately 11.98 Acres Located on the Southwest Corner of State Highway 161 and MacArthur Boulevard - Vasquez Engineering, Applicant - MOB 105 of Texas LP, Owner

Mayor Van Duyne opened the public hearing at approximately 8:42 p.m.

No one signed up to speak on this item at tonight’s meeting.

Mayor Van Duyne closed the public hearing at approximately 8:42 p.m.

Motioned by Councilman LaMorgese, seconded by Councilman Farris to Approve Development Plan DVP14-0005 - Amending the Comprehensive Plan to Change the Recommended Land Use from Office to Retail and Approving Development Plan #8, 5th Revision, Kinwest PUD (Planned Unit Development) for C-C (Community Commercial) Uses - Approximately 11.98 Acres Located on the Southwest Corner of State Highway 161 and MacArthur Boulevard - Vasquez Engineering, Applicant - MOB 105 of Texas LP, Owner

Motion approved 9-0.

RESULT:  ADOPTED [UNANIMOUS]
MOVER:  Brad M. LaMorgese, Councilman
SECONDER:  Gerald Farris, Councilman
AYES:  Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink
Ordinance No. ORD-2014-9615 -- Zoning Case #ZC14-0029 - Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) Uses - Approximately 0.16 Acres Located at 1805 Cochran Street - Gustavo and Mary Sanchez, Applicant/Owner

Mayor Van Duyne opened the public hearing at approximately 8:43 p.m.

No one signed up to speak on this item at tonight’s meeting.

Mayor Van Duyne closed the public hearing at approximately 8:43 p.m.

Motioned by Councilman Webb, seconded by Councilman Putnam to Approve Zoning Case #ZC14-0029 - Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) Uses - Approximately 0.16 Acres Located at 1805 Cochran Street - Gustavo and Mary Sanchez, Applicant/Owner

Motion approved 8-1.

Councilmember(s) voting in opposition of this motion include: Councilman Farris

RESULT: ADOPTED [8 TO 1]
MOVER: Dennis Webb, Councilman
SECONDER: Joe Putnam, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Spink
NAYS: Gerald Farris

Ordinance No. ORD-2014-9616 -- Zoning Case #ZC14-0031 - Granting S-P-1 (Detailed Site Plan) for R-AB (Restaurant with the Accessory Use of the Sale of Alcoholic Beverages for On-Premises Consumption) Uses - Approximately 0.08 Acres Located at 1030 West John Carpenter Freeway - 708 Studios, Applicant - RDF 141 West 114 Irving TX P2, LLC, Owner

Mayor Van Duyne opened the public hearing at approximately 8:44 p.m.

No one signed up to speak on this item at tonight’s meeting.

Mayor Van Duyne closed the public hearing at approximately 8:44 p.m.

Motioned by Councilman Farris, seconded by Councilman Meagher to Approve Zoning Case #ZC14-0031 - Granting S-P-1 (Detailed Site Plan) for R-AB (Restaurant with the Accessory Use of the Sale of Alcoholic Beverages for On-Premises Consumption) Uses - Approximately 0.08 Acres Located at 1030 West John Carpenter Freeway - 708 Studios, Applicant - RDF 141 West 114 Irving TX
P2, LLC, Owner

Motion approved 9-0.

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**Ordinance No. ORD-2014-9617 --** Zoning Case #ZC14-0036 - Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) Uses - Approximately 0.18 Acres Located at 2439 Concord Drive - Christino Rodriguez, Applicant/Owner

Mayor Van Duyne opened the public hearing at approximately 8:44 p.m.

No one signed up to speak on this item at tonight’s meeting.

Mayor Van Duyne closed the public hearing at approximately 8:44 p.m.

Motioned by Councilman Putnam, seconded by Councilman Spink to Approve Zoning Case #ZC14-0036 - Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) Uses - Approximately 0.18 Acres Located at 2439 Concord Drive - Christino Rodriguez, Applicant/Owner

Motion approved 9-0.

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<td>Thomas Spink, Councilman</td>
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**Ordinance No. ORD-2014-9618 -- Zoning Case #ZC14-0043**

Amending the Comprehensive Plan to Change the Recommended Land Use from Light Commercial to Low-Density Residential and Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) Uses - Approximately 4.2 Acres Located on the Northwest Corner of Riverside Drive and Creative Way - Claymoore Engineering, Applicant - Encore Land LLC, Owner

Mayor Van Duyne opened the public hearing at approximately 8:45 p.m.

No one signed up to speak on this item at tonight’s meeting.

Mayor Van Duyne closed the public hearing at approximately 8:45 p.m.

Motioned by Councilman LaMorgese, seconded by Councilman Putnam to Approve Zoning Case #ZC14-0043 - Amending the Comprehensive Plan to Change the Recommended Land Use from Light Commercial to Low-Density Residential and Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) Uses - Approximately 4.2 Acres Located on the Northwest Corner of Riverside Drive and Creative Way - Claymoore Engineering, Applicant - Encore Land LLC, Owner

The opposition represents 21.08% of the land within 200 feet of the subject property. Since this is more than 20%, per State law a ¾-vote is required for approval.

Motion approved 9-0.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Brad M. LaMorgese, Councilman
SECONDER: Joe Putnam, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink

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**Ordinance No. ORD-2014-9619 -- Zoning Case #ZC14-0053**

Granting C-C (Community Commercial) District Uses - Approximately 2,641 Square Feet Located at 1143 East Irving Boulevard - Sagrero Restaurant, Applicant - Santander Irvingate, LTD., Owner

Mayor Van Duyne opened the public hearing at approximately 8:46 p.m.

The following individual(s) signed up to speak in support of this item:
Moises Zamora, 244 Woodhill St., Mesquite, TX
Mayor Van Duyne closed the public hearing at approximately 8:46 p.m.

Motioned by Councilman Ward, seconded by Councilman Danish to Approve Zoning Case #ZC14-0053 - Granting C-C (Community Commercial) District Uses - Approximately 2,641 Square Feet Located at 1143 East Irving Boulevard - Sagrero Restaurant, Applicant - Santander Irvingate, LTD., Owner

Motion approved 9-0.

RESULT:  
ADOPTED [UNANIMOUS]
MOVER:  
Oscar Ward, Councilman
SECONDER:  
John C. Danish, Councilman
AYES:  
Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink

58 Ordinance No. ORD-2014-9620 -- Zoning Case #ZC14-0055 - Granting S-P-2 (Generalized Site Plan) for C-C (Community Commercial) District Uses - Approximately 12.179 Acres Located at 400 West LBJ Freeway - T. Howard and Associates, Inc., Applicant - Irving Hospital Authority, Owner

Mayor Van Duyne opened the public hearing at approximately 8:47 p.m.

The following individual(s) signed up to speak in support of this item:
Todd Howard, 1506 W. Griffin St., Dallas, TX
Ralph Ellis, 3819 Cabeza De Vach, Irving, TX

Mayor Van Duyne closed the public hearing at approximately 8:47 p.m.

Motioned by Councilman Ward, seconded by Councilman Webb to Approve Zoning Case #ZC14-0055 - Granting S-P-2 (Generalized Site Plan) for C-C (Community Commercial) District Uses - Approximately 12.179 Acres Located at 400 West LBJ Freeway - T. Howard and Associates, Inc., Applicant - Irving Hospital Authority, Owner

Motion approved 9-0.
RESULT:  ADOPTED [UNANIMOUS]
MOVER:  Oscar Ward, Councilman
SECONDER:  Dennis Webb, Councilman
AYES:  Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Farris, Spink

APPOINTMENTS AND REPORTS

59  Mayor's Report

There was no mayor's report at tonight's meeting.

Adjournment
The meeting was adjourned at approximately 8:54 p.m.

Beth Van Duyne, Mayor

ATTEST:

Shanae Jennings, TRMC
City Secretary