

**REGULAR MEETING OF THE IRVING CITY COUNCIL
MEETING MINUTES
October 23, 2014**

The City Council met in regular session in the Council Chambers of the City Hall Complex on Thursday, October 23, 2014 at approximately 7:04 p.m. The following members were present / absent:

Attendee Name	Organization	Title	Status	Arrived
Beth Van Duyne	Irving City Council	Mayor	Present	
John C. Danish	Irving City Council	Councilman	Present	
Allan Meagher	Irving City Council	Councilman	Present	
Dennis Webb	Irving City Council	Councilman	Present	
Joe Putnam	Irving City Council	Councilman	Present	
Oscar Ward	Irving City Council	Councilman	Present	
Brad M. LaMorgese	Irving City Council	Councilman	Present	
Gerald Farris	Irving City Council	Councilman	Present	
Thomas Spink	Irving City Council	Councilman	Present	

ORGANIZATIONAL SERVICE ANNOUNCEMENTS

There was no organizational service announcement at tonight's meeting.

INVOCATION

The invocation was delivered by Councilman Dennis Webb.

PLEDGE OF ALLEGIANCE

The pledge of allegiance was given by Sam McDuffie and Angel Prada from Stonegate Christian Academy.

PROCLAMATION

Mayor Van Duyne presented AccessAbility Award to the Target Corporation. Thomas Phillips, Senior Code Compliance Manager and Karen Gridley, Accessibility Specialist were present to receive the award on behalf of the Target Corporation.

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.

Manny Benavidez, 2108 Meadow Glen, Irving, TX - Mr. Benavidez spoke regarding increasing enforcement on code and parking ordinances within the neighborhoods.

David Bennett, 3577 N. Belt Line Rd., #1010, Irving, TX - Mr. Bennett spoke regarding ballroom dancing and exercise.

CITY COUNCIL AGENDA

1 City Operations Update

Casey Tate, Capital Improvement Program Director, gave an overview of construction throughout the city.

Chris Hillman, City Manager, encouraged residents to attend the Canal Fest event that will be held this weekend.

2 Heritage Crossing Update

Kevin Kass, Redevelopment and TIF Administrator, provided an update for the Heritage Crossing area that included a new restaurant opening on Main Street, an increase of parking spaces in and around Main Street and Jefferson Street, and the Chamber of Commerce sponsoring Small Business Saturday on Saturday, November 29, 2014.

3 Public Hearing No. (ID # 6507) -- Re-Enacting Chapter 56 Entitled "Curfew Hours for Minors" of The Code of Civil and Criminal Ordinances of the City of Irving, Texas, Providing for a Curfew for Persons Under the Age of Seventeen in the City of Irving

Mayor Van Duyne opened the public hearing at approximately 7:23 p.m.

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

Mayor Van Duyne closed the public hearing at approximately 7:23 p.m.

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

CONSENT AGENDA

Motioned by Councilman Meagher, seconded by Councilman LaMorgese to approve consent agenda items 4-21.

Motion approved 9-0.

4 Approving Minutes for Wednesday, October 08, 2014

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

5 Approving Minutes for Thursday, October 09, 2014

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

6 Resolution No. RES-2014-378 -- Approving and Adopting the Tarrant County 9-1-1 District 2014-15 Annual Budget

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

7 Resolution No. RES-2014-379 -- Authorizing the Mayor to Enter into an Agreement with the Texas Department of Public Safety/Texas Homeland Security State Administrative Agency (THSSAA) to Receive and Participate in the Fiscal Year 2014 Homeland Security Grant Program

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

- 8 Resolution No. RES-2014-380 --** Approving an Amended Interlocal Agreement Between the City of Irving Tax Increment Reinvestment Zone Number One, City of Irving, and the Dallas County Utility Reclamation District Concerning Desilting of District Waterways in the Amount of \$387,000

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

- 9 Resolution No. RES-2014-381 --** Approving the Purchase from Crafcot Texas, Inc., in an Amount Not to Exceed \$68,000.00 for a Crafcot Super Shot 250 D/C with 50 CFM Compressor (Crack Seal Machine) through the State of Texas Local Government Statewide Purchasing Cooperative Agreement (BuyBoard)

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

- 10 Resolution No. RES-2014-382 --** Approving the Purchase from Equipment Southwest, Inc., in an Amount Not to Exceed \$58,000.00 for Two (2) Monroe Spreaders MCV-120-84-62, 10/07 Gauge W/Aux Engine Package through the State of Texas Local Government Statewide Purchasing Cooperative Agreement (BuyBoard)

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

- 11 Resolution No. RES-2014-383 -- Awarding a Contract to SYB Construction Company Inc., in the Amount of \$1,795,806.36 for the Pioneer Drive, Sunnybrook Drive and Jody Lane Water and Wastewater Improvements Project**

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

- 12 Resolution No. RES-2014-384 -- Approving an Interlocal Agreement Between the City of Irving and the Irving Flood Control District Section I in the Amount of \$600,000.00 for the Desiltation and Maintenance Related to District Waterways**

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

- 13 Resolution No. RES-2014-385 -- Approving an Interlocal Agreement Between the City of Irving and the Dallas County Utility Reclamation District (DCURD) in the Amount of \$384,000.00 for the Desiltation and Maintenance Related to District Waterways**

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

- 14 Resolution No. RES-2014-386** -- Approving an Interlocal Cooperation Agreement Between the North Central Texas Council of Governments (NCTCOG) and the City of Irving for Implementation of the Regional Traffic Signal Re-Timing Program

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

- 15 Resolution No. RES-2014-387** -- Authorizing the Irving Convention and Visitors Bureau to Purchase Advertising Space in the Media in the Amount of \$555,000.00 for Calendar Year 2015

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

- 16 Resolution No. RES-2014-388** -- Renewing the Annual Contracts with Sunbeam Foods Inc., and Oak Farms/Schepps in the Total Estimated Amount of \$114,460.54 for Prisoner Food

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

- 17 Resolution No. RES-2014-389 -- Approving As-Needed Purchases of Public Safety & Fire House Supplies & Equipment from GT Distributors, Inc., in the Total Estimated Amount of \$160,000.00 through the State of Texas Local Government Statewide Purchasing Cooperative Agreement (BuyBoard)**

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

- 18 Resolution No. RES-2014-390 -- Approving As-Needed Purchases of Law Enforcement Uniforms from Red the Uniform Tailor in the Total Estimated Amount of \$125,000.00 through an Interlocal Cooperative Purchasing Agreement with the City of Frisco**

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

- 19 Resolution No. RES-2014-391 -- Renewing the Annual Contracts with DACO Fire Equipment and Municipal Emergency Services in the Total Estimated Amount of \$127,191.15 For Bunker Clothing**

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

- 20 Resolution No. RES-2014-372 -- Approving and Accepting the Bids of Crouch Sand & Gravel, Inc., and Big City Crushed Concrete LP in the Total Estimated Amount of \$316,145.20 for Road Maintenance Materials and Recycled Concrete**

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

- 21 Resolution No. RES-2014-392 -- Rejecting All Bids for an Annual Contract for Water Meters**

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

INDIVIDUAL CONSIDERATION

- 22 Resolution No. RES-2014-393 -- Amending City Council Rules of Procedure Including Establishing Rules Relating to Council Committees (Postponed from October 23, 2014)**

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

Motioned by Councilman Farris to Approve a Resolution Amending City Council Rules of Procedure Including Establishing Rules Relating to Council Committees by amending Sections 4 and 5.4a and omit Section 5.5a related to approving minutes.

Motion failed for lack of a second.

Motioned by Councilman LaMorgese, seconded by Councilman Danish to postpone this item to a future meeting.

Motion approved 8-1.

Councilmember(s) voting in favor of this motion include: Van Duyne, Danish, Ward, Webb, Putnam, Meagher, Spink, LaMorgese

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

RESULT:	POSTPONED [8 TO 1] Next: 11/13/2014 7:00 PM
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	John C. Danish, Councilman
AYES:	Van Duyne, Danish, Meagher, Webb, Putnam, Ward, LaMorgese, Spink
NAYS:	Gerald Farris

23 Resolution No. RES-2014-394 -- Approving and Accepting the Proposal of Core Construction Services of Texas, Inc., for Construction Manager at Risk (CMR) for Texas Musicians Museum

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

Motioned by Councilman Farris, seconded by Councilman Ward to Approve and Accept a Resolution for the Proposal of Core Construction Services of Texas, Inc., for Construction Manager at Risk (CMR) for Texas Musicians Museum

Motion approved 7-2.

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

Councilmember(s) voting in opposition of this motion include: Councilmen LaMorgese and Meagher

RESULT:	ADOPTED [7 TO 2]
MOVER:	Gerald Farris, Councilman
SECONDER:	Oscar Ward, Councilman
AYES:	Van Duyne, Danish, Webb, Putnam, Ward, Farris, Spink
NAYS:	Allan Meagher, Brad M. LaMorgese

- 24 Ordinance No. ORD-2014-9632 -- Amending Chapter 21 of the Code of Civil and Criminal Ordinances of the City of Irving, Texas to Provide Speed Regulations for School Zone for Richard J. Lee Elementary School; and Providing a Severability Clause**

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

Motioned by Councilman LaMorgese, seconded by Councilman Farris, To Approve an Ordinance Amending Chapter 21 of the Code of Civil and Criminal Ordinances of the City of Irving, Texas to Provide Speed Regulations for School Zone for Richard J. Lee Elementary School; and Providing a Severability Clause

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

ZONING CASES AND COMPANION ITEMS

- 25 Ordinance No. ORD-2014-9633 -- Zoning Case #ZC14-0025 - Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) Uses - Approximately 0.22 Acres Located at 2713 Stanford Drive - Rigo and Jill Alvarado, Applicant/Owner**

The following individual(s) signed up to speak in opposition of this item:

Tina Thomas, 2713 Wesleyan Dr., Irving, TX
Larry Brotherton, 2640 LaSalle, Irving, TX
Tammy Picard-Greenwood, 2806 Stanford Dr., Irving, TX
George Stephenson, 2805 Druid Dr., Irving, TX
Michael D. Woods, 2822 Stanford, Irving, TX

Mayor Van Duyne stated that the applicant requested indefinite postponement.

Motioned by Councilman Farris, seconded by Councilman Spink to postpone indefinitely Zoning Case #ZC14-0025 – an Ordinance Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) Uses - Approximately 0.22 Acres Located at 2713 Stanford Drive - Rigo and Jill Alvarado, Applicant/Owner

Motion approved 8-1.

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

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

- 26 Ordinance No. ORD-2014-9629 -- Zoning Case #ZC14-0042 - Amending the Comprehensive Plan to Change the Recommended Land Use from Commercial to Low Density Residential and Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) Uses - Approximately 34.18 Acres Located on the Northwest Corner of Conflans Road and Hard Rock Road - Megatel Homes, Applicant - Codi Land & Cattle LP, Owner (Postponed from October 9, 2014)**

Mayor Van Duyne opened the public hearing at approximately 7:32 p.m.

The following individual(s) signed up to speak in opposition of this item:

Dr. Stephen Wheeler, 1515 Hardrock Rd., Irving, TX
Donyse Jadowski, 3223 NW 33rd St., Ft. Worth, TX
Fran Johnson, 1515 Hardrock Rd., Irving, TX
Diane Wheeler, 1515 Hardrock Rd., Irving, TX

The following individual(s) signed up in opposition of this item but did not want to speak:

Celestine Knott, 1515 Hardrock Rd., Irving, TX
Marcelene Vandeman, 1515 Hardrock Rd. #309, Irving, TX
Lizzie Allconnor, 1515 Hardrock Rd., Irving, TX
Geraldine Pritchard, 1515 Hardrock Rd. #237, Irving, TX
Elaine Ritchie, 1515 Hardrock Rd.#307, Irving, TX
Roy Allen, 1515 Hardrock Rd., Irving, TX

Mayor Van Duyne closed the public hearing at approximately 7:50 p.m.

Motioned by Councilman Putnam, seconded by Councilman Webb to Approve Zoning Case #ZC14-0042 – an Ordinance Amending the Comprehensive Plan to Change the Recommended Land Use from Commercial to Low Density Residential and Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) Uses - Approximately 34.18 Acres Located on the Northwest Corner of Conflans Road and Hard Rock Road - Megatel Homes, Applicant - Codi Land & Cattle LP, Owner (Postponed from October 9, 2014)

Motion approved 9-0.

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

- 27 Ordinance No. ORD-2014-9634 -- Zoning Case #ZC14-0047 - Granting S-P-1 (Detailed Site Plan) for C-O (Commercial Office) Uses - Approximately 12.55 Acres Located at 5000 Riverside Drive - BSREP Riverside Drive LLC., Applicant/Owner**

Mayor Van Duyne opened the public hearing at approximately 7:56 p.m.

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

Mayor Van Duyne closed the public hearing at approximately 7:56 p.m.

Motioned by Councilman LaMorgese, seconded by Councilman Ward to Approve Zoning Case #ZC14-0047 – an Ordinance Granting S-P-1 (Detailed Site Plan) for C-O (Commercial Office) Uses - Approximately 12.55 Acres Located at 5000 Riverside Drive - BSREP Riverside Drive LLC., Applicant/Owner

Motion approved 9-0.

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

- 28 Ordinance No. ORD-2014-9635 -- Zoning Case #ZC14-0058 - Granting S-P-1 (Detailed Site Plan) for C-C (Community Commercial) Uses - Approximately 1.36 Acres Located at 829 and 831 East Shady Grove Road - Jojo Car Repair, Applicant/Owner**

Mayor Van Duyne opened the public hearing at approximately 7:57 p.m.

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

Mayor Van Duyne closed the public hearing at approximately 7:57 p.m.

Motioned by Councilman LaMorgese, seconded by Councilman Danish to Approve Zoning Case #ZC14-0058 – an Ordinance Granting S-P-1 (Detailed Site Plan) for C-C (Community Commercial) Uses - Approximately 1.36 Acres Located at 829 and 831 East Shady Grove Road - Jojo Car Repair, Applicant/Owner

Motion approved 9-0.

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

- 29 Ordinance No. ORD-2014-9636 -- Zoning Case #ZC14-0059 - Granting S-P-1 (Detailed Site Plan) for Telecommunications Tower Uses - Approximately 0.0207 Acres Located at 222 South Walton Walker Boulevard (Loop 12) - AT&T Mobility, Applicant - Gary Calvin Durham, Owner**

Mayor Van Duyne opened the public hearing at approximately 7:57 p.m.

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

Mayor Van Duyne closed the public hearing at approximately 7:57 p.m.

Motioned by Councilman Farris, seconded by Councilman LaMorgese to Approve Zoning Case #ZC14-0059 – an Ordinance Granting S-P-1 (Detailed Site Plan) for Telecommunications Tower Uses - Approximately 0.0207 Acres Located at 222 South Walton Walker Boulevard (Loop 12) - AT&T Mobility, Applicant - Gary Calvin Durham, Owner

Motion approved 9-0.

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

- 30 Ordinance No. ORD-2014-9637 -- Zoning Case #ZC14-0062 - Granting S-P-1 for Telecommunications Tower Uses - Approximately 0.0056 Acres Located at 3407 Herring Avenue - AT&T Mobility, Applicant - Patricia J. Billups, Owner**

Mayor Van Duyne opened the public hearing at approximately 7:57 p.m.

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

Mayor Van Duyne closed the public hearing at approximately 7:57 p.m.

Motioned by Councilman Farris, seconded by Councilman LaMorgese to Approve Zoning Case #ZC14-0062 – an Ordinance Granting S-P-1 for Telecommunications Tower Uses - Approximately 0.0056 Acres Located at 3407 Herring Avenue - AT&T Mobility, Applicant - Patricia J. Billups, Owner

Motion approved 9-0.

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

APPOINTMENTS AND REPORTS

31 Mayor's Report

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

Adjournment

The meeting adjourned at approximately 7:58 p.m.

Beth Van Duyne, Mayor

ATTEST:

Shanae Jennings, TRMC
City Secretary