

**REGULAR MEETING OF THE IRVING CITY COUNCIL
MEETING MINUTES
January 15, 2015**

The City Council met in regular session in the Council Chambers of the City Hall Complex on Thursday, January 15, 2015 at approximately 7:00 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 Pastor Pedro Portillo of the Transfiguration Lutheran Church of Irving, TX.

PLEDGE OF ALLEGIANCE

The pledge of allegiance was given by fifth grade Student Council members from JO Davis Elementary School: Thifani Marizano, President, Monica Frazier, Vice President, Noah Moran, Kendall Kay, and Juan Castillo.

PROCLAMATION

Clay Jenkins, Dallas County Judge, addressed the audience and reassured them that all entities are working together to find answers that will help us know what is causing the earthquakes.

State Representative Rodney Anderson addressed the audience; he stated that his office is working with the Commissioner's office and the Railroad Commission's Office on the cause of the earthquakes and if it is determined that this is an oil and gas issue, it will be addressed. Additionally, he stated if residents are worried about damage to their houses, please contact their insurance agency to determine if they offer earthquake insurance and the amount of coverage available.

Seismic Activity Report

Chris Hillman, City Manager, addressed the audience and assured them that safety and security is the primary focus of service provided to our residents. The city will continue to provide updated information on earthquakes via social media, the city website and responding to public inquiries. Mr. Hillman added the city is working with multiple agencies on the cause of the earthquakes. The agencies at tonight's meeting to provide presentations are:

Southern Methodist University, Dr. Brian Stump and Dr. Heather DeShon
Texas Railroad Commission, Milton Rister, Lori Wrotenbery, Santos Gonzales, Dr. David Craig Pearson, Rich Parsons and Stacy Fowler.

Jason Carriere, Emergency Management Coordinator for the City of Irving, presented on the city's preparedness plan for earthquakes and other natural disasters.

Dr. Brian Stump, Seismologist for Southern Methodist University, presented a report on the history of earthquakes in and around the Irving area. He reported that Irving had three seismic stations located in Irving and that equipment was able to provide limited information regarding the location and magnitude of the earthquakes. Recently, multiple seismic stations have been deployed throughout Irving and this will allow for more accurate data on where the earthquakes are originating and the magnitude in real time. As data is accumulated from the seismic stations and information is gathered from other resources, researchers can determine if the increase in earthquakes is due to natural causes or associated with human activity.

Dr. David Craig Pearson, Seismologist for the Texas Railroad Commission, provided a presentation on the research that has been conducted involving Hydraulic Fracturing or "fracking" and earthquakes. He noted that the Railroad Commission implements regulations for fracking to the oil and gas industry and is committed to public safety and the protection of natural resources.

Selena Gardenas, Atmos Energy, suggested that there are no indications of abnormalities with gas leaks or otherwise as associated with the earthquakes. Atmos responds to earthquakes as it would any other natural disaster and encourages residents to visit their website. If residents do smell gas, they are asked to leave their residence immediately and call 911 from a safe distance from their house.

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.

Tammy Picard Greenwood, 2806 Stanford Dr., Irving, TX - Ms. Greenwood had questions on a zoning case on Stanford Dr.

The following individuals signed up to speak regarding the recent earthquakes in the City of Irving:

Suzye Marino, 2644 Encina Dr., Irving, TX - Ms. Marino spoke regarding her concerns over abandoned gas wells in Irving.

Kelly Kunst, 817 Terraza, Irving, TX - Ms. Kunst spoke regarding the general increase in injection well activity in Texas and other states.

Heidi Tuffin, 1719 E. Grauwlyer Rd. #110, Irving, TX - Ms. Tuffin spoke regarding the numerous earthquakes in Irving as a result of possible drilling or fracking. She is especially concerned about carcinogenic water coming from these wells.

Kim Limberg, 1910 Cartwright, Irving, TX - Ms. Limberg spoke regarding the recent amount of earthquakes in Irving.

Gregory Garrett, 1018 Brookhollow, Irving, TX - Mr. Garrett spoke regarding the recent increases in earthquakes in Irving.

CITY COUNCIL AGENDA

1 City Operations Update

Casey Tate, Capital Improvement Program Director, provided an update on the construction project in Las Colinas on O'Connor Blvd. It is anticipated that the project will be completed at the end of January and open for traffic.

2 Heritage Crossing Update

There was no Heritage Crossing Update at tonight's meeting.

CONSENT AGENDA

Motioned by Councilman Meagher, seconded by Councilman Putnam to approve consent agenda items 3-27.

Motion approved 9-0.

3 Approving Minutes for Wednesday, December 10, 2014

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

4 Approving Minutes for Thursday, December 11, 2014

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

5 Approving Minutes for Thursday, December 18, 2014

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

6 Resolution No. RES-2015-1 -- Authorizing the Destruction of Obsolete Records in Accordance with the City of Irving's Records Management Policy

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

7 Resolution No. RES-2015-2 -- 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 for DWI Enforcement

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

8 Resolution No. RES-2015-3 -- Awarding a Contract to C. Green Scaping, LP, in the Amount of \$221,507.00 for the O'Connor Boulevard Median Landscape Project

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

- 9 Resolution No. RES-2015-4 --** Consenting to the Sale of Property Located at 3830 Twin Falls Street, 2409 E. Union Bower Road, and 2120 E. Irving Boulevard by Dallas County as Provided by Section 34.05(l) of the Texas Property Tax Code for an Amount that is Less Than the Lesser of the Market Value Specified in the Judgment of Foreclosure or the Total Amount of the Judgments Against the Property.

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

- 10 Resolution No. RES-2015-5 --** Approving a Purchase and Sale Agreement for the Acquisition of an Approximately 2.996 Acre Tract of Land at Interstate Highway 635 for Fire Station No. 12 in the Amount of \$1,380,000.00, Plus Closing Costs

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

- 11 Resolution No. RES-2015-6 --** Finding it in the Best Interests of the City to Waive the Conflict of Interest and Approving an Economic Incentive Agreement Between the City of Irving and Preferred Office Products, Inc., in an Amount Dependent Upon Annual Qualification

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

- 12 Resolution No. RES-2015-7 -- Approving an Interlocal Agreement with North Central Texas Council of Governments (NCTCOG) in the Amount of \$43,038.75 to Provide 2015 Digital Orthophotography, LiDAR and Contour Data**

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

- 13 Resolution No. RES-2015-8 -- Approving an Engineering Services Agreement with Freese and Nichols, Inc., in the Amount of \$547,500.00 for Design of an Elevated Storage Tank and Water Mains**

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

- 14 Resolution No. RES-2015-9 -- Approving the Purchase from Dell Marketing LP in the Amount of \$203,734.00 for the Scheduled Replacement of 110 Computers and for 90 Computers for the New South Library through the State of Texas Department of Information Resources (DIR) Cooperative Purchasing Agreement**

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

- 15 Resolution No. RES-2015-10 -- Renewing the Software Maintenance Agreement with Information Builders, Inc., in the Amount of \$50,858.63 for the Business Intelligence and Project Management Framework Software**

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

- 16 Resolution No. RES-2015-11 -- Approving the Sole Source Purchase from Tiburon, Inc., in the Amount of \$750,000.00 to Upgrade the Police Department's Tiburon Public Safety Administration System**

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

- 17 Resolution No. RES-2015-12 -- Approving the Purchase from Silsbee Ford for a 2015 Ford F-150 Crew Cab and a 2015 Ford F-250 Crew Cab, in the Total Amount of \$59,788.75 through the State of Texas Cooperative Purchasing Program**

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

- 18 Resolution No. RES-2015-13** -- Approving the Purchase from Freedom Auto Group for Eight 2015 Dodge Charger Police Pursuit Vehicles, Fourteen 2015 Chevrolet Police Pursuit Tahoes, and Five 2015 Dodge Charger Administrative Vehicles, in the Total Amount of \$943,047.00 through the Tarrant County Interlocal Cooperative Purchasing Program

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

- 19 Resolution No. RES-2015-14** -- Renewing the Contract with Public Safety Corporation for Alarm Management Services

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

- 20 Resolution No. RES-2015-15** -- Approving the Purchase from Holt Cat for a 2015 416F Caterpillar Backhoe Loader in the Amount of \$70,033.00 through the State of Texas Local Government Statewide Purchasing Cooperative Agreement (BuyBoard)

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

- 21 Resolution No. RES-2015-16** -- Approving the Purchase from Rush Truck Centers of Texas, L.P. for a 2015 Peterbilt Cab and Chassis and Transfer of a 32 Yard Heil Formula 5000 Body in the Amount of \$174,460.00 through the State of Texas Local Government Statewide Purchasing Cooperative Agreement (BuyBoard)

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

- 22 Resolution No. RES-2015-17** -- Approving and Accepting the Proposal of Hallet & Sons Expert Movers, Inc., in the Total Amount of \$86,316.00 for Library/Library Collection Moving Services

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

- 23 Resolution No. RES-2015-18** -- Renewing the Annual Contract with Cowtown Redi Mix, Inc., in the Total Estimated Amount of \$324,864.00 for Concrete

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

24 Resolution No. RES-2015-19 -- Rejecting All Bids for an Annual Contract for Ice Control Sand

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

25 Resolution No. RES-2015-20 -- Approving the Purchase from Multivista Documentation Technologies, LLC, in the Total Estimated Amount of \$188,442.00 for Photographic Construction Documentation of Irving Music Factory through the Choice Partners Purchasing Cooperative, a Division of Harris County Department of Education

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

26 Resolution No. RES-2015-21 -- Approving and Accepting the Bids of Badger Meter, Inc., Aqua Metric Sales Company, HD Waterworks Supply, LTD, and Itron, Inc., in the Total Estimated Amount of \$648,983.46 for Water Meters

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

- 27 Ordinance No. ORD-2015-9653** -- Calling a Regular Municipal Election to be Held on Saturday, May 9, 2015, for the Purpose of Electing City Council Places Four (4), Six (6) and Eight (8), and Calling a Subsequent Run-Off Election, If Necessary

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

INDIVIDUAL CONSIDERATION

- 28 Ordinance No. ORD-2015-9654** -- Amending The Code of Civil and Criminal Ordinances of the City of Irving, Texas, by Adding Chapter 8A Entitled "Boarding Home Facilities"

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

Motioned by Councilman Farris, seconded by Councilman LaMorgese to Approve an Ordinance Amending The Code of Civil and Criminal Ordinances of the City of Irving, Texas, by Adding Chapter 8A Entitled "Boarding Home Facilities"

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

29 Ordinance No. ORD-2015-9655 -- Budget Adjustment #2 to the 2014-15 Fiscal Year Budget

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

Motioned by Councilman Ward, seconded by Councilman LaMorgese to approve an ordinance for Budget Adjustment #2 to the 2014-15 Fiscal Year Budget

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

30 Ordinance No. ORD-2015-9656 -- Zoning Case #ZC14-0072 - Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) Uses - Approximately 0.22 Acres Located at 319 South Irving Heights Drive - Transwestern Investments, Inc., Applicant - Sonja Watkins, Owner

Mayor Van Duyne opened the public hearing at approximately 8:15 p.m.

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

Mayor Van Duyne closed the public hearing at approximately 8:15 p.m.

Motioned by Councilman Danish, seconded by Councilman Meagher to approve an ordinance Zoning Case #ZC14-0072 - Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) Uses - Approximately 0.22 Acres Located at 319 South Irving Heights Drive - Transwestern Investments, Inc., Applicant - Sonja Watkins, Owner

Motion approved 9-0.

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

- 31 Ordinance No. ORD-2015-9657 -- Zoning Case #ZC14-0075 - Granting C-C (Community Commercial) Uses - Approximately 2.59 Acres Located at 2535 West Airport Freeway - Irving Regional Dialysis Center, LLC, Owner - Ling Shen Liang, Owner**

Mayor Van Duyne opened the public hearing at approximately 8:16 p.m.

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

Mayor Van Duyne closed the public hearing at approximately 8:16 p.m.

Motioned by Councilman Ward, seconded by Councilman Danish to approve an ordinance - Zoning Case #ZC14-0075 - Granting C-C (Community Commercial) Uses - Approximately 2.59 Acres Located at 2535 West Airport Freeway - Irving Regional Dialysis Center, LLC, Owner - Ling Shen Liang, 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

APPOINTMENTS AND REPORTS

- 32 Resolution No. RES-2015-22** -- Appointments to the Tax Increment Reinvestment Zone No. 1 Board to Fill Two-Year Terms Expiring January 2017

Motioned by Councilman Farris, seconded by Councilman Ward to Approve a Resolution Appointing Robert Kitzman to the Tax Increment Reinvestment Zone No. 1 Board to Fill Two-Year Terms Expiring January 2017 and to reappoint:

Mark Cronenwett
Ken Goodgames
John Haigler
David Palmer
Al Zapanta
Brian Cumberland

to a term expiring January 2017

Motion approved 9-0.

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

- 33 Resolution No. RES-2015-23** -- Appointing a Board Chair to the Tax Increment Reinvestment Zone No. 1 Board with a Term Expiring January 2016

Motioned by Councilman Farris, seconded by Councilman Ward to Approve a Resolution Appointing Mark Cronenwett as the Board Chair to the Tax Increment Reinvestment Zone No. 1 Board with a Term Expiring January 2016

Motion approved 9-0.

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

34 Resolution No. RES-2015-24 -- Appointments to the Irving Flood Control District Section I to Fill Two-Year Terms Expiring January 2017

Motioned by Councilman Farris, seconded by Councilman Spink to Approve a Resolution Appointing the following to Irving Flood Control District Section I to Fill Two-Year Terms Expiring January 2017:

Patrick Daly
Bob Galecke
Jon Schneider
Gary Swink

Motion approved 9-0.

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

35 Resolution No. RES-2015-25 -- Appointment to the Irving Flood Control District Section III to Fill Two-Year Terms Expiring January 2017

Motioned by Councilman Farris, seconded by Councilman LaMorgese to Approve a Resolution Appointing the following to Irving Flood Control District Section III to Fill Two-Year Terms Expiring January 2017:

Kim Andres
Chris Calvery
Mazhar Islamraja

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

36 Mayor's Report

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

Adjournment

The meeting adjourned at approximately 8:18 p.m.

Beth Van Duyne, Mayor

ATTEST:

Shanae Jennings, TRMC
City Secretary