

**REGULAR MEETING OF THE IRVING CITY COUNCIL
MEETING MINUTES
July 2, 2015**

The City Council met in regular session in the Council Chambers of the City Hall Complex on Thursday, July 2, 2015 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	
Phil Riddle	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	
Wm David Palmer	Irving City Council	Councilman	Present	

ORGANIZATIONAL SERVICE ANNOUNCEMENTS

Pastor Eugene Foli, 3248 Skyway Circle N, Irving, TX – Pastor Foli, of Christ Embassy Irving Church, announced that on July 4th church members will participate in Reach Out to USA and distribute Daily Devotionals throughout the community.

Bruce Burns and Dennis King, 1646 W. Irving Blvd., Irving, TX – Mr. Burns invited the community to participate in the “Circle of Prayer” which is a day of prayer and support for the Irving police, fire and all first responders.

Linda L. Goelzer, 2205 Highway 121, Bedford, TX – Ms. Goelzer, representative of Carter Blood Care, announced the Summer Blood Drive challenge sponsored by Dr. Elba Garcia, Dallas County Commissioner. Dr. Garcia is challenging municipal leaders from the City of Irving and the City of Grand Prairie to encourage residents to donate blood.

INVOCATION

The invocation was delivered by Pastor Eugene Foli, Christ Embassy Irving Church, Irving, Texas.

PLEDGE OF ALLEGIANCE

The pledge of allegiance was given by the following members of boy scout troop 770:

Nicholas Chernoff

Paul Butler

Christopher Diaz

George Chernoff

Peter Butler

David Dimitry

Walter Chernoff

Imjai Utailawon

Jaihan Utailawon

PROCLAMATIONS

Mayor Van Duyne presented a proclamation for outgoing council members Joe Putnam and Tom Spink, both were unable to attend tonight's meeting.

Judge Rodney Adams Administered the Oath of Office and Statement of Elected Official to Council Members Phil Riddle, Place 4, Brad LaMorgese, Place 6, and David Palmer, Place 8.

A brief reception was held to honor the newly elected officials.

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.

Karen Joy Sandiford, 2440 Keyhold St., Irving, TX – Ms. Sandiford spoke regarding the homelessness in Irving.

Manuel Benavidez, 408 Meadow Glen, Irving, TX – Mr. Benavidez spoke regarding the desire to clean up the neighborhoods in South Irving.

JoAnn Walker, 1512 Ben Dr, Irving, TX – Ms. Walker spoke about justice for her family members.

Karen Ducote, 508 York Yorkshire, Euless, TX – Ms. Ducote spoke regarding the leadership of Irving.

David Bennett, 3577 N. Belt Line Rd., #1010, Irving, TX – Mr. Bennett spoke regarding ball room dance and the Olympics.

CITY COUNCIL AGENDA

1 City Operations Update

Larry Boyd, Police Chief, spoke regarding the Irving Police department efforts to raise money for Special Olympics and showed a video of fund raising events held at several schools. He discussed the various events held over the last two months which provided the officers multiple opportunities to interact with residents and have fun activities while raising money.

2 Heritage Crossing Update

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

CONSENT AGENDA

Motioned by Councilman Ward, seconded by Councilman LaMorgese to approve consent agenda items 3-23.

Motion approved 9-0.

3 Approving Minutes for Wednesday, June 17, 2015

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Oscar Ward, Councilman
SECONDER:	Brad M. LaMorgese, Councilman
AYES:	Van Duyne, Danish, Meagher, Webb, Riddle, Ward, LaMorgese, Farris, Palmer

4 Approving Minutes for Thursday, June 18, 2015

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Oscar Ward, Councilman
SECONDER:	Brad M. LaMorgese, Councilman
AYES:	Van Duyne, Danish, Meagher, Webb, Riddle, Ward, LaMorgese, Farris, Palmer

5 Approving Minutes for Monday, June 22, 2015

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Oscar Ward, Councilman
SECONDER:	Brad M. LaMorgese, Councilman
AYES:	Van Duyne, Danish, Meagher, Webb, Riddle, Ward, LaMorgese, Farris, Palmer

6 Resolution No. RES-2015-211 -- Approving an Interlocal Agreement for Security and Peace Officer Services Between the City of Irving and the Irving Independent School District (IISD) to Maintain the School Resource Officer Program at IISD Campuses.

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

7 Resolution No. RES-2015-212 -- Authorizing the Mayor to Accept Funding from the Texas Commission on the Arts in the Amount of \$600.00 for Respond Grant

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

- 8 Resolution No. RES-2015-213 -- Approving Change Order No. 1 to SYB Construction Company, Inc., in the Amount of \$156,393.75 for the Pioneer, Sunnybrook & Jody Water and Wastewater Main Improvements Project**

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

- 9 Resolution No. RES-2015-214 -- Approving a Sales Contract for a Water and Sanitary Sewer Easement Acquisition Located at 1625 West Airport Freeway in the Amount of \$32,437.50, Plus Closing Costs Not to Exceed \$5,000.00, for the Relocation of City Utilities Related to the Midtown Express Project - Airport Freeway Retail, L.P. - Property Owner**

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

- 10 Resolution No. RES-2015-215 -- Approving a Sales Contract for a Water and Sanitary Sewer Easement Acquisition Located at 2325 West Airport Freeway in the Amount of \$29,621.00, Plus Closing Costs Not to Exceed \$5,000.00, for the Relocation of City Utilities Related to the Midtown Express Project - RP Diverse Properties, L.P. - Property Owner**

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

- 11 Resolution No. RES-2015-216 -- Declining to Exercise Option on Purchase of Right-Of-Way from Chaparral Rails to Trails, Inc.**

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

- 12 Resolution No. RES-2015-217 -- Approving a Vendor/Member Contract Pursuant to a Cooperative Purchasing Agreement between the City of Irving and DataProse, LLC, in an Amount Not to Exceed \$255,432.00 for Utility Bill Printing and Mailing Services through an Interlocal Cooperative Purchasing Agreement with the City of Allen; and Establishing an Escrow Fund**

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

- 13 Resolution No. RES-2015-218 -- Approving a Vendor/Member Contract Pursuant to a Cooperative Purchasing Agreement Between the City of Irving and Plano Office Supply in an Amount Not to Exceed \$70,000.00 for As-Needed Purchases of Miscellaneous Office Furniture through the Tarrant County Interlocal Cooperative Purchasing Program**

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

- 14 Resolution No. RES-2015-219 --** Renewing the Annual Contract with Pavement Restoration, Inc., in an Amount Not to Exceed \$200,000.00 for Asphalt Restoration

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

- 15 Resolution No. RES-2015-220 --** Renewing the Annual Contract with Dealers Electrical Supply, Inc., in an Amount Not to Exceed \$70,000.00 for Lighting Supplies

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

- 16 Resolution No. RES-2015-221 --** Renewing the Contract with LMC Fire & Security in an Amount Not to Exceed \$125,000.00 Annually for Alarm Services

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

- 17 Resolution No. RES-2015-222** -- Renewing the Annual Contract with Xerox Government Systems, LLC (formerly ACS Government Systems, Inc.), in the Amount of \$62,714.03 Annually for Banner Software Maintenance

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

- 18 Resolution No. RES-2015-223** -- Approving a Vendor/Member Contract Pursuant to a Cooperative Purchasing Agreement between the City of Irving and Presidio Networked Solutions, Group, LLC, in an Amount Not to Exceed \$350,000.00 for As-Needed Purchases of CISCO Branded Equipment and Related Services through the State of Texas Department of Information Resources (DIR)

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

- 19 Resolution No. RES-2015-224** -- Approving a Vendor/Member Contract Pursuant to a Cooperative Purchasing Agreement Between the City of Irving and American Seating Company, through the Texas Multiple Award Schedule (TXMAS) Contract #TXMAS-3-711020

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

- 20 Resolution No. RES-2015-225** -- Approving the Purchase from American Seating Company for Theatre Seating for the Dupree Theatre in the Amount of \$63,533.48 through the through the Texas Multiple Award Schedule (TXMAS) Local Government Statewide Cooperative Purchasing Program

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

- 21 Ordinance No. ORD-2015-9695** -- Final Reading - Approving a Negotiated Settlement Between the Atmos Cities Steering Committee and Atmos Energy Corp., Mid-Tex Division, Regarding the Company's 2014 and 2015 Rate Review Mechanism Filings

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

- 22 Ordinance No. ORD-2015-9700** -- Amending Ordinance No. ORD-2010-9173 by Approving a Schedule of Classified Personnel for the Fire Department

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

Vicki Tate, 1710 Timbers, Irving, TX
Wally Banks, 3413 Briarcliff Ct, S., Irving, TX
Fred J. Blundell II, 2512 Burning Tree Lane, Irving, TX

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

- 23 Ordinance No. ORD-2015-9701 -- Budget Adjustment #5 to the 2014-15 Fiscal Year Budget**

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

ZONING CASES AND COMPANION ITEMS

- 24 Ordinance No. ORD-2015-9702 -- Zoning Case #ZC14-0086 - Granting S-P-1 (Detailed Site Plan) for C-OU-2 (Commercial Outdoor) Uses - Approximately 0.25 Acres Located at 712 South Belt Line Road - H.G. Investments, Applicant/Owner**

Mayor Van Duyne opened the public hearing at approximately 8:06 p.m.

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

Mayor Van Duyne closed the public hearing at approximately 8:06 p.m.

Motioned by Councilman Danish, seconded by Councilman Ward to Approve Ordinance -- Zoning Case #ZC14-0086 - Granting S-P-1 (Detailed Site Plan) for C-OU-2 (Commercial Outdoor) Uses - Approximately 0.25 Acres Located at 712 South Belt Line Road - H.G. Investments, Applicant/Owner

Motion approved 9-0.

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

- 25 Ordinance No. ORD-2015-9703 -- Zoning Case #ZC15-0027 - Granting S-P-1 (Detailed Site Plan) for C-C (Community Commercial) and Automatic Teller Machine Uses - Approximately 1,437 Square Feet Located Along the West Side of North Story Road, North of West Irving Boulevard - Calitex, LLC., Applicant - SEJ Properties, LP., Owner**

Mayor Van Duyne opened the public hearing at approximately 8:07 p.m.

The following individual(s) signed up to speak in support of this item:
Myron E. Mims, 3219 Lakenheath, Dallas, TX

Mayor Van Duyne closed the public hearing at approximately 8:07 p.m.

Motioned by Councilman Webb, seconded by Councilman Farris to Approve Ordinance -- Zoning Case #ZC15-0027 - Granting S-P-1 (Detailed Site Plan) for C-C (Community Commercial) and Automatic Teller Machine Uses - Approximately 1,437 Square Feet Located Along the West Side of North Story Road, North of West Irving Boulevard - Calitex, LLC., Applicant - SEJ Properties, LP., Owner

Motion denied 3-6.

Councilmember(s) voting in favor of this motion include: Councilman Webb, Farris and Riddle.

Councilmember(s) voting in opposition of this motion include: Mayor Van Duyne, Councilmen Meagher, LaMorgese, Palmer, Danish and Ward.

RESULT:	DENIED [3 TO 6]
MOVER:	Dennis Webb, Councilman
SECONDER:	Gerald Farris, Councilman
AYES:	Dennis Webb, Phil Riddle, Gerald Farris
NAYS:	Van Duyne, Danish, Meagher, Ward, LaMorgese, Palmer

- 26 Ordinance No. ORD-2015-9704 -- Zoning Case #ZC15-0028 - Granting S-P-1 (Detailed Site Plan) for R-AB (Restaurant with the Attendant Accessory Use of the Sale of Alcoholic Beverages for On-Premises Consumption), Hotel and Related Uses - Approximately 3.54 Acres Located at 4940 Regent Boulevard - DFW Resorts, LLC., Applicant/Owner**

The applicant requested postponement.

Motioned by Councilman LaMorgese, seconded by Councilman Ward to postpone Zoning Case #ZC15-0028 to August 6, 2015 Council meeting.

Motion approved 9-0.

RESULT:	POSTPONED [UNANIMOUS] Next: 8/6/2015 7:00 PM
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Oscar Ward, Councilman
AYES:	Riddle, Van Duyne, Danish, Meagher, Webb, Ward, LaMorgese, Farris, Palmer

APPOINTMENTS AND REPORTS

- 27 Resolution No. RES-2015-226 -- Selection of Mayor Pro Tem and Deputy Mayor Pro Tem by the City Council (Requested by Councilmembers Meagher, Palmer, Webb, and Farris)**

Motioned by Councilman Farris, seconded by Councilman Danish to Approve a Resolution to Appoint Councilman Dennis Webb as Mayor Pro Tem and Appoint Councilman Brad LaMorgese as Deputy Mayor Pro Tem.

Motion approved 9-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Farris, Councilman
SECONDER:	John C. Danish, Councilman
AYES:	Van Duyne, Danish, Meagher, Webb, Riddle, Ward, LaMorgese, Farris, Palmer

28 Mayor's Report

The Mayor reminded the audience that there will be a fourth of July parade and a fireworks display on Saturday, July 4.

Adjournment

The meeting was adjourned at approximately 8:15 p.m.

Beth Van Duyne, Mayor

ATTEST:

Shanae Jennings, TRMC
City Secretary