

**REGULAR MEETING OF THE IRVING CITY COUNCIL  
MEETING MINUTES  
July 7, 2016**

The City Council met in regular session in the Council Chambers of the City Hall Complex on Thursday, July 7, 2016 at approximately 7:00 p.m. The following members were present / absent:

<b>Attendee Name</b>	<b>Organization</b>	<b>Title</b>	<b>Status</b>	<b>Arrived</b>
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	
Kyle Taylor	Irving City Council	Councilman	Present	
Wm David Palmer	Irving City Council	Councilman	Present	

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**ORGANIZATIONAL SERVICE ANNOUNCEMENTS**

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

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**INVOCATION**

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The invocation was delivered by Reverend Levy Lagaurdia, Sr., Northgate United Methodist Church, Irving, TX.

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**PLEDGE OF ALLEGIANCE**

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The pledge of allegiance was led by Councilman David Palmer.

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**PROCLAMATIONS**

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Mayor Van Duyne presented a proclamation recognizing the Boeing Company 100 Year Anniversary; John Meersman, CFO, and Rhonda Russell of Aviall were present to accept the proclamation.

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## CITIZENS' FORUM

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Citizens are invited to speak for three (3) minutes on matters relating to City government and on items not listed on the regular agenda.

Patrick Davis, 1943 Winthrop, Irving, TX – Mr. Davis spoke regarding the rooster and chicken ordinance and expressed his desire for the council to make a decisive decision once and for all.

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

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## CITY COUNCIL AGENDA

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### 1 City Operations Update

There was no City Operations Update at tonight's meeting.

### 2 Heritage Crossing Update

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

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## CONSENT AGENDA

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Motioned by Councilman Webb, seconded by Councilman Ward to approve consent agenda items 3-15.

Motion approved 9-0.

### 3 Approving Minutes for Wednesday, June 22, 2016

<b>RESULT:</b>	<b>ACCEPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Dennis Webb, Councilman
<b>SECONDER:</b>	Oscar Ward, Councilman
<b>AYES:</b>	Van Duyne, Danish, Meagher, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer

**4 Approving Minutes for Thursday, June 23, 2016**

<b>RESULT:</b>	<b>ACCEPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Dennis Webb, Councilman
<b>SECONDER:</b>	Oscar Ward, Councilman
<b>AYES:</b>	Van Duyne, Danish, Meagher, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer

**5 Resolution No. RES-2016-239 -- Approving a Vendor/Member Contract Pursuant to a Cooperative Purchasing Agreement between the City of Irving and Fastenal Company in an Amount Not to Exceed \$75,000.00 annually for As-Needed Purchases of Maintenance, Repair & Operations (MRO) Supplies and Related Services through The Cooperative Purchasing Network (TCPN), which is Sponsored by Region IV Education Service Center**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Dennis Webb, Councilman
<b>SECONDER:</b>	Oscar Ward, Councilman
<b>AYES:</b>	Van Duyne, Danish, Meagher, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer

**6 Resolution No. RES-2016-240 -- Approving and Accepting the Bid of Burst Communications, Inc., in the Total Amount of \$236,774.00 for the Purchase of Audio-Video Equipment**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Dennis Webb, Councilman
<b>SECONDER:</b>	Oscar Ward, Councilman
<b>AYES:</b>	Van Duyne, Danish, Meagher, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer

- 7 **Resolution No. RES-2016-241** -- Approving a Vendor/Member Contract Pursuant to a Cooperative Purchasing Agreement Between the City of Irving and Longhorn, Inc., in the Total Estimated Amount of \$130,000.00 for As-Needed Purchases of Irrigation Supplies, Maintenance Equipment, and Parts through the State of Texas Local Government Statewide Cooperative Purchasing Program Administered by the Texas Association of School Boards (The BuyBoard Program) and Authorizing the Mayor to Execute the Contract

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Dennis Webb, Councilman
<b>SECONDER:</b>	Oscar Ward, Councilman
<b>AYES:</b>	Van Duyne, Danish, Meagher, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer

- 8 **Resolution No. RES-2016-242** -- Authorizing Additional Spending in the Total Estimated Amount of \$85,000.00 for Temporary Personnel Services from Stark Talent

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Dennis Webb, Councilman
<b>SECONDER:</b>	Oscar Ward, Councilman
<b>AYES:</b>	Van Duyne, Danish, Meagher, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer

- 9 **Resolution No. RES-2016-243** -- Renewing the Annual Contract with Hanson Aggregates, LLC, In The Total Estimated Amount of \$67,230.00 for Ice Control Sand

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Dennis Webb, Councilman
<b>SECONDER:</b>	Oscar Ward, Councilman
<b>AYES:</b>	Van Duyne, Danish, Meagher, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer

- 10 Resolution No. RES-2016-244 --** Renewing the Annual Contract for Pavement Restoration, Inc., in an Amount Not to Exceed \$200,000.00 for Asphalt Restoration

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Dennis Webb, Councilman
<b>SECONDER:</b>	Oscar Ward, Councilman
<b>AYES:</b>	Van Duyne, Danish, Meagher, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer

- 11 Resolution No. RES-2016-245 --** 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) and Authorizing the Mayor to Execute the Contract

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Dennis Webb, Councilman
<b>SECONDER:</b>	Oscar Ward, Councilman
<b>AYES:</b>	Van Duyne, Danish, Meagher, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer

- 12 Resolution No. RES-2016-246 --** Approving the Purchase from Silsbee Ford for a 2016 Ford F-150 Regular Cab and a Ford F-150 Extended Cab in the Total Amount of \$51,482.00 through the State of Texas Cooperative Purchasing Program

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Dennis Webb, Councilman
<b>SECONDER:</b>	Oscar Ward, Councilman
<b>AYES:</b>	Van Duyne, Danish, Meagher, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer

- 13 Resolution No. RES-2016-247 -- Rejecting All Bids for the Royal Ridge North Supply Waterline Project**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Dennis Webb, Councilman
<b>SECONDER:</b>	Oscar Ward, Councilman
<b>AYES:</b>	Van Duyne, Danish, Meagher, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer

- 14 Resolution No. RES-2016-248 -- Rejecting All Bids for Las Colinas Boulevard Utility & Paving Reconstruction (Fuller Drive to Lake Carolyn Parkway) Phase 1 & 2**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Dennis Webb, Councilman
<b>SECONDER:</b>	Oscar Ward, Councilman
<b>AYES:</b>	Van Duyne, Danish, Meagher, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer

- 15 Ordinance No. ORD-2016-9830 -- Budget Adjustment #3 to the 2015-16 Fiscal Year Budget**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Dennis Webb, Councilman
<b>SECONDER:</b>	Oscar Ward, Councilman
<b>AYES:</b>	Van Duyne, Danish, Meagher, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer

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**INDIVIDUAL CONSIDERATION**

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- 16 Resolution No. RES-2016-249 -- Sign Variance Case #S1605-0021 to Install a New 26-Foot Tall Multi-Tenant Directory Sign - Property Located at 2501 West Airport Freeway - Michael R. Coker Company, Applicant - the Woodmont Company as Agent (CNLRS BEP), Owner**

Mayor Van Duyne opened the public hearing at approximately 7:13 p.m.

The following individual(s) signed up to speak in support of this item:  
Stephen Coslik, 2100 W. 7th Street, Fort Worth, TX - Property owner  
Michael Coker, 2501 W. Airport Freeway, Irving, TX - He represents the property owner

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

Motioned by Councilman Danish, seconded by Councilman Webb to Approve Resolution -- Sign Variance Case #S1605-0021 to Install a New 26-Foot Tall Multi-Tenant Directory Sign - Property Located at 2501 West Airport Freeway - Michael R. Coker Company, Applicant - the Woodmont Company as Agent (CNLRS BEP), Owner

Motion denied 4-5.

Councilmember(s) voting in favor of this motion include: Danish, Webb, Taylor and Palmer

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

**RESULT:**

**DENIED [4 TO 5]**

**MOVER:**

John C. Danish, Councilman

**SECONDER:**

Dennis Webb, Councilman

**AYES:**

John C. Danish, Dennis Webb, Kyle Taylor, Wm David Palmer

**NAYS:**

Van Duyne, Meagher, Riddle, Ward, LaMorgese

**ZONING CASES AND COMPANION ITEMS**

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- 17 Ordinance No. ORD-2016-9829** -- Zoning Case #ZC16-0029 - Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) and R-TH (Townhouse) Use - Approximately 34 Acres Located at 1523 Hard Rock Road - JDJR Engineers and Consultants, Inc., Applicant - Barbosa Professional Services, Agent - Hard Rock Real Estate Investment, LLC, Owner (Postponed from June 23, 2016)

Mayor Van Duyne opened the public hearing at approximately 7:33 p.m.

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

Mayor Van Duyne closed the public hearing at approximately 7:33 p.m.

Motioned by Councilman Meagher, seconded by Councilman Danish to Approve Ordinance -- Zoning Case #ZC16-0029 - Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) and R-TH (Townhouse) Use - Approximately 34 Acres Located at 1523 Hard Rock Road - JDJR Engineers and Consultants, Inc., Applicant - Barbosa Professional Services, Agent - Hard Rock Real Estate Investment, LLC, Owner (Postponed from June 23, 2016)

Motion approved 9-0.

The wrong motion was read for this item, therefore, there was a motion to reconsider, followed by another motion:

Motioned by Mayor Van Duyne, seconded by Councilman Webb to reconsider the prior motion.

Motion approved 8-1.

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

Motioned by Councilman Meagher, seconded by Councilman Webb to Approve Ordinance -- Zoning Case #ZC16-0029 - Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) and R-TH (Townhouse) Use - Approximately 34 Acres Located at 1523 Hard Rock Road - JDJR Engineers and Consultants, Inc., Applicant - Barbosa Professional Services, Agent - Hard Rock Real Estate Investment, LLC, Owner (Postponed from June 23, 2016)

Motion approved 7-2.

Councilmember(s) voting in opposition of this motion include: Mayor Van Duyne and Councilman LaMorgese



<b>RESULT:</b>	<b>ADOPTED [7 TO 2]</b>
<b>MOVER:</b>	Allan Meagher, Councilman
<b>SECONDER:</b>	Dennis Webb, Councilman
<b>AYES:</b>	Danish, Meagher, Webb, Riddle, Ward, Taylor, Palmer
<b>NAYS:</b>	Beth Van Duyne, Brad M. LaMorgese

- 18 Ordinance No. ORD-2016-9831 -- Zoning Case #ZC16-0038 - Granting S-P-2 (Generalized Site Plan) for C-O (Commercial Office) Including Skilled Nursing and Assisted Living Uses - Approximately 14.6 Acres Located at 4700 N. Belt Line Road - Storey Health Reality, LLC, Applicant - Barbosa Professional Services, Agent - Jamie L. Harrington Trust, Owner**

Mayor Van Duyne opened the public hearing at approximately 7:49 p.m.

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

Mayor Van Duyne closed the public hearing at approximately 7:49 p.m.

Motioned by Councilman Webb, seconded by Councilman Riddle to Approve Ordinance -- Zoning Case #ZC16-0038 - Granting S-P-2 (Generalized Site Plan) for C-O (Commercial Office) Including Skilled Nursing and Assisted Living Uses - Approximately 14.6 Acres Located at 4700 N. Belt Line Road - Storey Health Reality, LLC, Applicant - Barbosa Professional Services, Agent - Jamie L. Harrington Trust, Owner

Motion approved 9-0.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Dennis Webb, Councilman
<b>SECONDER:</b>	Phil Riddle, Councilman
<b>AYES:</b>	Van Duyne, Danish, Meagher, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer

- 19 Ordinance No. ORD-2016-9832 -- Zoning Case #ZC16-0039 - 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) Uses - Approximately 7.5 Acres Located at 101 and 310 N. Rogers Road - JDJR Engineers and Consultants, Inc., Applicant - Barbosa Professional Services, Agent - Eric Linder and SJ Living Property, LLC, Owner**

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

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

Pam Brown, 1410 Irvin Rd., Irving, TX  
Elana Blake, 812 Murl Drive, Irving, TX

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

Motioned by Councilman LaMorgese, seconded by Councilman Webb to Approve Ordinance -- Zoning Case #ZC16-0039 - 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) Uses - Approximately 7.5 Acres Located at 101 and 310 N. Rogers Road - JDJR Engineers and Consultants, Inc., Applicant - Barbosa Professional Services, Agent - Eric Linder and SJ Living Property, LLC, Owner, subject to the following: (1) placing a fence and gate on Tract 2 to prevent unauthorized parking; (2) revising Note #8 to say, "Parking on Tract 2 shall only occur with the presence of a police officer provided at the owner's expense. Tract 2 shall be gated and not used at all other times"; and (3) removing "proposed reclaimed asphalt parking lot" from the site plan.

Motion to amend the motion on the floor: Motioned by Councilman LaMorgese, seconded by Councilman Webb to Approve Ordinance -- Zoning Case #ZC16-0039 - 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) Uses - Approximately 7.5 Acres Located at 101 and 310 N. Rogers Road - JDJR Engineers and Consultants, Inc., Applicant - Barbosa Professional Services, Agent - Eric Linder and SJ Living Property, LLC, Owner, subject to the following: (1) placing a fence and gate on Tract 2 to prevent unauthorized parking; (2) Revising note #8 to say, "Parking on Tract 2 - open to the public - shall be coordinated with Police and Fire and Traffic Departments, including the location and placement of a crosswalk and appropriate signage, fencing and landscaping on both east and west side of the street"; and (3) removing "proposed reclaimed asphalt parking lot" from the site plan

Motion approved 9-0.

**RESULT:**

**ADOPTED [UNANIMOUS]**

**MOVER:**

Brad M. LaMorgese, Councilman

**SECONDER:**

Dennis Webb, Councilman

**AYES:**

Van Duyne, Danish, Meagher, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer

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**APPOINTMENTS AND REPORTS**

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**20 Mayor's Report**

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

**Adjournment**

The meeting was adjourned at approximately 8:08 p.m.

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Beth Van Duyne, Mayor

ATTEST:

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Shanae Jennings, TRMC  
City Secretary