

MINUTES
Irving City Council Regular Meeting
Thursday, June 22, 2017 at 7:00 PM
City Hall, First Floor, Council Chambers
825 W. Irving Blvd., Irving, Texas 75060

The City Council met in regular session in the Council Chambers of the City Hall Complex on Thursday, June 22, 2017 at approximately 7:03 p.m. The following members were present / absent:

Attendee Name	Organization	Title	Status	Arrived
Rick Stopfer	Irving City Council	Mayor	Present	
John C. Danish	Irving City Council	Councilman	Present	
Allan Meagher	Irving City Council	Councilman	Absent	
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	

ORGANIZATIONAL SERVICE ANNOUNCEMENTS

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

INVOCATION

The invocation was delivered by Councilman Webb.

PLEDGE OF ALLEGIANCE

The pledge of allegiance was led by Councilman Palmer.

PROCLAMATIONS

Mayor Stopfer presented the "City of Irving Service Award" plaque to Mayor Beth Van Dwyne for her years of service with the city.

Councilman LaMorgese presented a proclamation recognizing Pranay Varada, who won the Annual National Geographic Bee contest.

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.

Bob Dodson, 804 McCoy, Irving, TX – Mr. Dodson spoke regarding streets and alleys.

John T. DeLorme, 6643 DeLeon Street, Irving, TX – Mr. DeLorme spoke regarding summer food programs provided by the City of Irving in conjunction with Irving ISD.

Jose DeHaro, 302 Adah Lane, Irving, TX – Mr. DeHaro spoke regarding utility poles on Adah Lane and how they are unsightly. Mr. DeHaro requested these poles be buried in order to improve the aesthetic of their neighborhood.

Loren Byers, 918 E. Tanglewood Dr., Irving, TX – Mr. Byers spoke regarding converting the old central fire station, located in the Heritage District, into a Fire and Police museum.

Tom Sanchez, 2126 Cambridge Dr., Irving, TX – Mr. Sanchez spoke regarding traffic issues at the school crossing on Alden and Irving Blvd. and the need for more policing in the area.

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

CITY COUNCIL AGENDA

1 City Operations Update

2 Public Hearing -- Public Hearing on the 2017-18 City of Irving Fiscal Year Budget

Mayor Stopfer opened the public hearing at approximately 7:29 p.m.

The following individual(s) signed up to speak on this item:

John T. DeLorme, 6643 DeLeon Street, Irving, TX

Kate Mayo, 4238 Cuesta, Irving, TX

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

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

CONSENT AGENDA

Motioned by Councilman LaMorgese, seconded by Councilman Webb to approve consent agenda items 3-21 and pull item(s) 6 for individual consideration.

Motion approved 8-0.

3 Approving Minutes for Wednesday, May 24, 2017

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer
ABSENT:	Allan Meagher

4 Approving Minutes for Wednesday, June 07, 2017

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer
ABSENT:	Allan Meagher

5 Approving Minutes for Thursday, June 08, 2017

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer
ABSENT:	Allan Meagher

6 Resolution No. RES-2017-239 -- Approving a Revised Conceptual Site Plan for Irving Music Factory

Motioned by Councilman Danish, seconded by Councilman Palmer to approve a resolution for a revised conceptual site plan for Irving Music Factory to allow a radio/TV station use on the first level of building B1 not to exceed an area of 8,000 square feet with a design that allows the general public to view as submitted in the revised conceptual site plan.

Motion approved 6-2.

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

RESULT:	ADOPTED [6 TO 2]
MOVER:	John C. Danish, Councilman
SECONDER:	David Palmer, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, Palmer
NAYS:	Brad M. LaMorgese, Kyle Taylor
ABSENT:	Allan Meagher

Motioned by Councilman Danish, seconded by Councilman Webb to approve a resolution for a revised conceptual site plan for Irving Music Factory to allow outdoor restaurant patios on the plaza as submitted in the revised conceptual site plan.

Motion approved 8-0.

RESULT:	ADOPTED [8 TO 0]
MOVER:	John C. Danish, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer
ABSENT:	Allan Meagher

Motioned by Councilman Danish, seconded by Councilman Webb to approve a resolution for a revised conceptual site plan for Irving Music Factory to allow two temporary/portable food/drink stations not to exceed 2,000 square feet in area in the open air plaza as submitted in the revised conceptual site plan.

Motion approved 6-2.

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

RESULT:	ADOPTED [6 TO 2]
MOVER:	John C. Danish, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Stopfer, Danish, Webb, Ward, Taylor, Palmer
NAYS:	Phil Riddle, Brad M. LaMorgese
ABSENT:	Allan Meagher

Motioned by Councilman Danish, seconded by Councilman Palmer to approve a resolution for a revised conceptual site plan for Irving Music Factory to allow outdoor restaurant patios on the landscaped pedestrian walkway along Las Colinas Boulevard, maintaining a sidewalk width between 12 ft. and 15 ft. as submitted in the revised conceptual site plan.

Motion approved 7-1.

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

RESULT:	ADOPTED [7 TO 1]
MOVER:	John C. Danish, Councilman
SECONDER:	David Palmer, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, LaMorgese, Ward, Palmer
NAYS:	Kyle Taylor
ABSENT:	Allan Meagher

Motioned by Councilman Danish, seconded by Councilman Palmer to approve a resolution for a revised conceptual site plan for Irving Music Factory to allow outdoor restaurant patios on the interior sidewalks along building A2, A3, and A4, maintaining a sidewalk width of 8 ft. as submitted in the revised conceptual site plan.

Motion approved 7-1.

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

RESULT:	ADOPTED [7 TO 1]
MOVER:	John C. Danish, Councilman
SECONDER:	David Palmer, Councilman
AYES:	Stopfer, Danish, Webb, LaMorgese, Ward, Taylor, Palmer
NAYS:	Phil Riddle
ABSENT:	Allan Meagher

- 7 **Resolution No. RES-2017-240** -- Approving an Engineering Professional Services Agreement Between the City of Irving and Burgess & Niple, Inc., in the amount of \$725,115.00, for the Design of the Hard Rock Road and Pioneer Drive Phase 2A Improvements Project

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer
ABSENT:	Allan Meagher

- 8 Resolution No. RES-2017-241 -- Selecting Teague Nall & Perkins, Inc., as the Most Highly Qualified Provider for Annual Professional Surveying and Platting Services and Authorizing Staff to Negotiate an Agreement with the Provider**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer
ABSENT:	Allan Meagher

- 9 Resolution No. RES-2017-242 -- Rejecting All Proposals from Request for Proposals No. 101D-16F for Annual Storm & Wastewater Systems Cleaning, Inspection & Reporting**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer
ABSENT:	Allan Meagher

- 10 Resolution No. RES-2017-243 -- Approving and Accepting the Proposal of Ace Pipe Cleaning, Inc., in an Amount not to Exceed \$750,000.00 for Annual Storm & Wastewater Systems Cleaning, Inspection & Reporting**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer
ABSENT:	Allan Meagher

11 Resolution No. RES-2017-244 -- Authorizing the Taking of Bids for the Sale of 4.9767 Acres Located at 215 East Airport Freeway

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer
ABSENT:	Allan Meagher

12 Resolution No. RES-2017-245 -- Approving Amendment No. 1 to the Economic Development Services Agreement Between the City of Irving and the Greater Irving-Las Colinas Chamber of Commerce Related to Theme Tower Management

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer
ABSENT:	Allan Meagher

13 Resolution No. RES-2017-246 -- Supporting an Application of TPUSA-FHCS, Inc., for a Municipal Setting Designation for the Property Located at 9999 Technology Boulevard in Dallas, Texas

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer
ABSENT:	Allan Meagher

- 14 Resolution No. RES-2017-247 -- Approving Special Event Permit for the 2017 Playtri Festival Produced by AAZ Event Productions Dba Playtri Racing on July 8 & 9, 2017 at the Irving Marriott Las Colinas Located at 223 West Las Colinas Boulevard, Irving, Texas**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer
ABSENT:	Allan Meagher

- 15 Resolution No. RES-2017-248 -- Approving the Season Seat Agreement Between the City of Irving on Behalf of the Irving Convention and Visitors Bureau and Live Nation Marketing, Inc. for the Purchase of Seats at the Pavilion at the Irving Music Factory**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer
ABSENT:	Allan Meagher

- 16 Resolution No. RES-2017-249 -- Approving an Agreement with the City of Dallas for Regional Assessment of Fair Housing in the Amount Not to Exceed \$13,000.00**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer
ABSENT:	Allan Meagher

- 17 Resolution No. RES-2017-250** -- Approving a One-Year Renewal of the Continuum of Care Grant from the United States Department of Housing and Urban Development through the Dallas Area/Irving Continuum of Care in the Amount of \$101,236.00

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer
ABSENT:	Allan Meagher

- 18 Resolution No. RES-2017-251** -- Renewing the Licensing and Related Services Agreement with Midwest Tape, LLC, in the Total Estimated Amount of \$100,000.00 for the Hoopla Digital Delivery Platform

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer
ABSENT:	Allan Meagher

- 19 Resolution No. RES-2017-252** -- Approving a Vendor/Member Contract Pursuant to a Cooperative Purchasing Agreement between the City of Irving and Consolidated Traffic Controls, Inc., in the Total Estimated Annual Amount of \$220,000.00 for As-Needed Purchases of Traffic Control, Enforcement & Signal Preemption Equipment through the Houston-Galveston Area Council of Governments (H-GAC)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer
ABSENT:	Allan Meagher

- 20 Resolution No. RES-2017-253 -- Approving and Accepting the Bids of Ferguson Waterworks and HD Supply Waterworks, LTD., in the Total Estimated Amount of \$73,426.60 for Water Meter Boxes**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer
ABSENT:	Allan Meagher

- 21 Ordinance No. ORD-2017-9947 -- Final Reading - Approving a Negotiated Settlement Between the Atmos Cities Steering Committee and Atmos Energy Corp., Mid-Tex Division, Regarding the Company's 2017 Rate Review Mechanism Filing**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer
ABSENT:	Allan Meagher

INDIVIDUAL CONSIDERATION

- 22 Ordinance No. ORD-2017-9954 -- Approving Residence Homestead Tax Exemption for Persons Disabled or Sixty-Five Years of Age or Older**

It was noted that Councilman Danish, Councilman Riddle and Councilman Ward filed abstention affidavits with the City Secretary's Office on this item and were not present during this discussion.

Mayor Stopfer opened the public hearing at approximately 7:47 p.m.

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

Mayor Stopfer closed the public hearing at approximately 7:47 p.m.

Motioned by Councilman Webb, seconded by Councilman Palmer to Approve an Ordinance -- Approving Residence Homestead Tax Exemption for Persons Disabled or Sixty-Five Years of Age or Older

Motion approved 5-0-3.

Councilmember(s) voting in favor of this motion include: Mayor Stopfer, Councilmen Webb, LaMorgese, Palmer and Taylor.

Councilmember(s) abstaining from this motion: Councilmen Riddle, Ward and Danish.

RESULT:	ADOPTED [5-0-3]
MOVER:	Dennis Webb, Councilman
SECONDER:	Wm David Palmer, Councilman
AYES:	Stopfer, Webb, LaMorgese, Taylor, Palmer
ABSTAIN:	John C. Danish, Phil Riddle, Oscar Ward
ABSENT:	Allan Meagher

ZONING CASES AND COMPANION ITEMS

- 23 Ordinance No. ORD-2017-9951 -- Zoning Case #ZC17-0004 - Comprehensive Plan Amendment to Change the Recommended Land Use from "Mixed Use" to "Medium Density Residential", and Granting TOD (Transit Oriented Development) Detailed Site Plan Uses - Approximately 4.28 Acres Located on the Southeast Corner of Lake Carolyn Parkway and North O'Connor Boulevard - CSE, Applicant - First United Bank, Owner. (Postponed from the June 8 and June 22, 2017 City Council Meetings)**

Applicant requested this item be postponed to the next City Council meeting to July 6, 2017.

Motioned by Councilman Ward, seconded by Councilman Taylor to Postpone Ordinance -- Zoning Case #ZC17-0004 - Comprehensive Plan Amendment to Change the Recommended Land Use from "Mixed Use" to "Medium Density Residential", and Granting TOD (Transit Oriented Development) Detailed Site Plan Uses - Approximately 4.28 Acres Located on the Northeast Corner of Lake Carolyn Parkway and North O'Connor Boulevard - CSE, Applicant - First United Bank, Owner. (Postponed from the June 8, 2017 City Council Meeting) to July 6, 2017

Motion approved 7-1.

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

RESULT:	POSTPONED [7 TO 1] Next: 7/6/2017 7:00 PM
MOVER:	Oscar Ward, Councilman
SECONDER:	Kyle Taylor, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, Taylor, Palmer
NAYS:	Brad M. LaMorgese
ABSENT:	Allan Meagher

- 24 Ordinance No. ORD-2017-9955 -- Zoning Case #ZC17-0032 - Granting C-C (Community Commercial) District Uses - Approximately 4.98 Acres Located at 215 East Airport Freeway - City of Irving, Applicant/Owner**

Mayor Stopfer opened the public hearing at approximately 7:44 p.m.

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

Mayor Stopfer closed the public hearing at approximately 7:44 p.m.

Motioned by Councilman Ward, seconded by Councilman Taylor to Approve Ordinance -- Zoning Case #ZC17-0032 - Granting C-C (Community Commercial) District Uses - Approximately 4.98 Acres Located at 215 East Airport Freeway - City of Irving, Applicant/Owner

Motion approved 8-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Oscar Ward, Councilman
SECONDER:	Kyle Taylor, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer
ABSENT:	Allan Meagher

APPOINTMENTS AND REPORTS

- 25 Resolution No. RES-2017-254 --** Appointment to the Irving Flood Control District Section I and Housing and Human Services Board to Fill Unexpired Terms

Motioned by Councilman LaMorgese, seconded by Councilman Ward to Approve a Resolution - to Appoint Thomas Timbol to the Irving Flood Control District Section I and Dora Felix to the Housing and Human Services Board to Fill Unexpired Terms

Motion approved 8-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Oscar Ward, Councilman
AYES:	Stopfer, Danish, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer
ABSENT:	Allan Meagher

- 26 Resolution No. RES-2017-255 --** Appointments to the Dallas Area Rapid Transit Board of Directors to Terms Expiring July 2019

Mayor Stopfer has filed an abstention affidavit with the City Secretary's Office and will recuse himself from the vote on the City of Irving representative.

Motioned by Councilman LaMorgese, seconded by Councilman Ward to Approve a Resolution - to Re-Appoint Tim Hayden to the Dallas Area Rapid Transit Board of Directors to Terms Expiring July 2019

Motion approved 7-0-1.

Motioned by Councilman LaMorgese, seconded by Councilman Ward to Approve a Resolution - to Re-Appoint Rick Stopfer to the Dallas Area Rapid Transit Board of Directors to Terms Expiring July 2019

Motion approved 7-0-1.

RESULT:	ADOPTED [7-0-1]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Oscar Ward, Councilman
AYES:	Danish, Webb, Riddle, Ward, LaMorgese, Taylor, Palmer
ABSTAIN:	Mayor Rick Stopfer
ABSENT:	Allan Meagher

27 Mayor's Report

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

Adjournment

The meeting was adjourned at approximately 7:49 p.m.

Richard H. Stopfer, Mayor

ATTEST:

Shanae Jennings, TRMC
City Secretary