MINUTES
Irving City Council Regular Meeting
Thursday, October 4, 2018 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, October 4, 2018 at approximately 7:00 p.m. The following
members were present / absent:

<table>
<thead>
<tr>
<th>Attendee Name</th>
<th>Organization</th>
<th>Title</th>
<th>Status</th>
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<tbody>
<tr>
<td>Rick Stopfer</td>
<td>Irving City Council</td>
<td>Mayor</td>
<td>Present</td>
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<tr>
<td>John C. Danish</td>
<td>Irving City Council</td>
<td>Councilman</td>
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<td>Allan Meagher</td>
<td>Irving City Council</td>
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<td>Dennis Webb</td>
<td>Irving City Council</td>
<td>Councilman</td>
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<td>Phil Riddle</td>
<td>Irving City Council</td>
<td>Councilman</td>
<td>Present</td>
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<td>Oscar Ward</td>
<td>Irving City Council</td>
<td>Councilman</td>
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<td>Al Zapanta</td>
<td>Irving City Council</td>
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<td>Kyle Taylor</td>
<td>Irving City Council</td>
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<td>Wm David Palmer</td>
<td>Irving City Council</td>
<td>Councilman</td>
<td>Present</td>
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ORGANIZATIONAL SERVICE ANNOUNCEMENTS

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

INVOCATION

The invocation was delivered by Pastor Jeremy Campbell, Grace Pointe Church, Irving,
Texas.

PLEDGE OF ALLEGIANCE

The pledge of allegiance was led by the following fifth grade students from Britain
Elementary School:

- Juliana Martinez
- Ashley DeLeoni
- Ava Lee-Gomez
PROCLAMATIONS

Mayor Stopfer acknowledge all of the students that participated in the 2018 Disability Poster Contest and presented awards to the following winners:

- Rubid Soto - 1st Place
- Sabrina Ahmed – 1st Place
- Genesis Matallana – 1st Place
- Karla Hernandez – 1st Place
- Katherine Rivas – 1st Place
- Liana Alberto – 1st Place
- Oliver Hernandez – 1st Place
- Lizbeth Garcia – Honorable mention
- Emma Brammer – Honorable mention
- Jaileen Fuentes-Robles – Honorable mention
- Pratikchya Gurung – Honorable mention
- Izabella Jackson – Honorable mention

Mayor Stopfer presented the High Spirited Citizen Award to Debra Cox.

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.

Jason Napolitan, 310 Las Colinas Blvd. W #116, Irving, TX – Mr. Napolitan spoke regarding business concerns at the Toyota Music Factory and a signage request.

Hector Alba, 2162 Kimbrough Dr., Irving, TX – Mr. Alba spoke regarding signage at the Toyota Music Factory.

Loren Byers, 918 E. Tanglewood, Irving, TX – Mr. Byers spoke regarding cars parking in residential areas and work done by sub-contractors hired by the City.

John T. DeLorme, 6643 DeLeon Street, Irving, TX – Mr. DeLorme spoke regarding National Night Out at the Delaware at Heritage Crossing Phase II.
CITY COUNCIL AGENDA

1 City Operations Update

Wayne Lee, City Engineer, provided a thorough presentation on the third project to improve both Lower Delaware Creek and the Brockbank Channel.

CONSENT AGENDA

Motioned by Councilman Taylor, seconded by Councilman Palmer to approve consent agenda items 2-26.

Motion approved 9-0.

2 Approving Minutes for Thursday, September 13, 2018

RESULT: ACCEPTED [UNANIMOUS]
MOVER: Kyle Taylor, Councilman
SECONDER: Wm David Palmer, Councilman
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer

3 Approving Minutes for Wednesday, September 19, 2018

RESULT: ACCEPTED [UNANIMOUS]
MOVER: Kyle Taylor, Councilman
SECONDER: Wm David Palmer, Councilman
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer
4 Approving Minutes for Thursday, September 20, 2018

RESULT: ACCEPTED [UNANIMOUS]
MOVER: Kyle Taylor, Councilman
SECONDER: Wm David Palmer, Councilman
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer

5 Resolution No. RES-2018-357 -- Approving an Interlocal Agreement Between the City of Irving and Irving Independent School District for Emergency Medical Services.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Kyle Taylor, Councilman
SECONDER: Wm David Palmer, Councilman
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer

6 Resolution No. RES-2018-358 -- Approving Agreement Between the Irving Independent School District on Behalf of the Special Education Department and the City of Irving on Behalf of the Irving Public Library to Provide a Work Based Learning Program for Students with Disabilities.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Kyle Taylor, Councilman
SECONDER: Wm David Palmer, Councilman
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer

7 Resolution No. RES-2018-359 -- Rejecting all Bids for the Senter Park Recreation Center Renovation Project

RESULT: ADOPTED [UNANIMOUS]
MOVER: Kyle Taylor, Councilman
SECONDER: Wm David Palmer, Councilman
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer
8 Resolution No. RES-2018-360 -- Awarding a Contract to Sunbelt Pools Inc., in the Amount of $712,057.50 for the Cimarron Family Aquatic Center Renovation Project

RESULT: ADOPTED [UNANIMOUS]
MOVER: Kyle Taylor, Councilman
SECONDER: Wm David Palmer, Councilman
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer

9 Resolution No. RES-2018-361 -- Awarding a Contract to Sunbelt Pools Inc., in the Amount of $296,462.00 for the Millennium Park Fountain Improvement Project

RESULT: ADOPTED [UNANIMOUS]
MOVER: Kyle Taylor, Councilman
SECONDER: Wm David Palmer, Councilman
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer

10 Resolution No. RES-2018-362 -- Approving a Vendor/Member Contract Pursuant to a Cooperative Purchasing Agreement between the City of Irving and Restroom Facilities Ltd. (CorWorth) through the State of Texas Local Government Statewide Cooperative Purchasing Program (BuyBoard)

RESULT: ADOPTED [UNANIMOUS]
MOVER: Kyle Taylor, Councilman
SECONDER: Wm David Palmer, Councilman
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer
11 Resolution No. RES-2018-363 -- Approving the Purchase from Restroom Facilities Ltd. (CorWorth) to Provide and Install a Prefabricated Mechanical Building for the Millennium Park Fountain Renovation Project in the Total Amount of $86,798.00 through the State of Texas Local Government Statewide Purchasing Cooperative Program (BuyBoard)

RESULT: ADOPTED [UNANIMOUS]
MOVER: Kyle Taylor, Councilman
SECONDER: Wm David Palmer, Councilman
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer

12 Resolution No. RES-2018-364 -- Awarding a Contract to SYB Construction Company, Inc., in the Amount of $2,650,482.47 for the Steeplechase Drive Water & Wastewater Improvement Project

RESULT: ADOPTED [UNANIMOUS]
MOVER: Kyle Taylor, Councilman
SECONDER: Wm David Palmer, Councilman
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer


Wayne Lee, City Engineer, provided a thorough presentation on the third project to improve both Lower Delaware Creek and the Brockbank Channel.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Kyle Taylor, Councilman
SECONDER: Wm David Palmer, Councilman
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer
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<td>RESULT: ADOPTED [UNANIMOUS]</td>
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<tr>
<th>Resolution No. RES-2018-367 -- Approving a Single Source Agreement Between the City of Irving and HOV Services, in the Total Amount of $98,729.05 for Renewal of Hyland OnBase Support and Maintenance</th>
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<tbody>
<tr>
<td>RESULT: ADOPTED [UNANIMOUS]</td>
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<td>MOVER: Kyle Taylor, Councilman</td>
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<td>SECONDER: Wm David Palmer, Councilman</td>
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<tr>
<th>Resolution No. RES-2018-368 -- Approving an Amendment to the Economic Incentive Agreement Between the City of Irving and Preferred Office Products, Inc, which is owned and operated by Bruce Kamis and the Kamis family, in an Amount Dependent Upon Annual Qualification</th>
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<tbody>
<tr>
<td>RESULT: ADOPTED [UNANIMOUS]</td>
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<tr>
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</table>
18 Resolution No. RES-2018-370 -- Approving a Memorandum of Understanding (MOU) for Exclusive Negotiation on a Water Supply Project with the Hugo Municipal Authority and the City of Hugo, Oklahoma

RESULT: ADOPTED [UNANIMOUS]
MOVER: Kyle Taylor, Councilman
SECONDER: Wm David Palmer, Councilman
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer

19 Resolution No. RES-2018-371 -- Approving an Agreement with Irving Community Development Corporation to Construct a Single Family Home at 1920 W. Shady Grove Road

RESULT: ADOPTED [UNANIMOUS]
MOVER: Kyle Taylor, Councilman
SECONDER: Wm David Palmer, Councilman
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer

20 Resolution No. RES-2018-372 -- Approving and Accepting the Bid of The Richey Company in an Amount Not to Exceed $150,000.00 for an Annual Contract for Imprinted Promotional Products

RESULT: ADOPTED [UNANIMOUS]
MOVER: Kyle Taylor, Councilman
SECONDER: Wm David Palmer, Councilman
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer

21 Resolution No. RES-2018-373 -- Approving a Vendor/Member Contract Pursuant to a Cooperative Purchasing Agreement Between the City of Irving and Facility Solutions Group, Inc., through the State of Texas Local Government Statewide Cooperative Purchasing Program (BuyBoard) and Authorizing Spending for As-Needed Maintenance, Installation, and Repair of Lighting Systems for Various Parks and Recreation Facilities in an Amount Not to Exceed $100,000.00
22 Resolution No. RES-2018-374 -- Rejecting All Bids for Reflective Materials for Traffic Signs

RESULT: ADOPTED [UNANIMOUS]
MOVER: Kyle Taylor, Councilman
SECONDER: Wm David Palmer, Councilman
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer

23 Resolution No. RES-2018-375 -- Approving Additional Funds for As-Needed Purchases from LMC Fire & Security in the Total Estimated Amount of $60,000.00 for Alarm Services

RESULT: ADOPTED [UNANIMOUS]
MOVER: Kyle Taylor, Councilman
SECONDER: Wm David Palmer, Councilman
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer

24 Resolution No. RES-2018-376 -- Approving and Accepting the Proposal of CenturyLink Communications, LLC, in the Estimated Amount of $128,160.00 for Internet Services

RESULT: ADOPTED [UNANIMOUS]
MOVER: Kyle Taylor, Councilman
SECONDER: Wm David Palmer, Councilman
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer

RESULT: ADOPTED [UNANIMOUS]
MOVER: Kyle Taylor, Councilman
SECONDER: Wm David Palmer, Councilman
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer

26 Ordinance No. ORD-2018-10111 -- Final Reading - Approving a Negotiated Settlement Between the Atmos Cities Steering Committee and Atmos Energy Corp., Mid-Tex Division, Regarding the Company’s 2018 Rate Review Mechanism Filing

RESULT: ADOPTED [UNANIMOUS]
MOVER: Kyle Taylor, Councilman
SECONDER: Wm David Palmer, Councilman
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer

INDIVIDUAL CONSIDERATION

27 Resolution No. RES-2018-337 -- Authorizing Reimbursement Payment in the Amount of $44,000,000 to the ARK Group of Irving, Inc. for Capital Infrastructure Improvements Within the Tax Increment Reinvestment Zone No. One (Requested by Council Members Webb, Riddle and Danish)

The following individual(s) signed up to speak in support of this item:
Noah Lazes, 19401 Old Jetto Rd., Cornelius, North Carolina
Rick Lazes, 19401 Old Jetto Rd., Cornelius, North Carolina
Misty Ventura, 9406 Biscayne Blvd., Dallas, TX
Art Anderson, 2728 Harwood, Dallas, TX
Joe Putnam, 1505 Phillip Ct., Irving

The following individual(s) signed up to speak in opposition of this item:
Roy Getting, 2208 Rita Ct., Irving, TX
Dinesh Mali, 3707 N. Country Club Rd, Irving, TX
Loren Byers, 918 E. Tanglewood Dr., Irving, TX
Marvin Randle, 500 Farine, Irving, TX
John T. DeLorme, 444 Renaissance Lane, Irving, TX
Chris Allen, 3915 Fox Glenn, Irving, TX
Motioned by Councilman Webb, seconded by Councilman Riddle to approve a resolution Authorizing Reimbursement Payment in the Amount of $44,000,000 to the ARK Group of Irving, Inc. for Capital Infrastructure Improvements Within the Tax Increment Reinvestment Zone No. One (Requested by Council Members Webb, Riddle and Danish) Subject to, upon verification by Gary Miller, City Inspections Director, that the following improvements have been completed to the D1 Sambuca space according to the current approved building plans, City staff is authorized to make reimbursement payment in the amount of $44,000,000 to the ARK Group of Irving, Inc. for Capital Infrastructure Improvements within the Tax Increment Reinvestment Zone No. One. The required D1 Sambuca improvements are as follows:

- Concrete floors poured in all interior ground floor space with the exception of leave-outs for elevators
- Concrete floors poured on all exterior 2nd floor balconies
- Framing installed for all storefronts on 1st and 2nd floors

Motion to amend by Councilman Webb, seconded by Councilman Riddle to ensure all contractors are paid in full.

Council convened into executive session pursuant to § 551.071 of the Texas Local Government Code to discuss item 27 on the Regular agenda at approximately 8:40 p.m.

Council reconvened from executive session at approximately 9:12 p.m. and took action regarding the motion on the table before them.

Motion to amend denied 4-5.

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

Councilmember(s) voting in opposition of this motion include: Stopfer, Taylor, Meagher, Zapanta, and Ward.

Original motion denied 4-5.

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

Councilmember(s) voting in opposition of this motion include: Stopfer, Taylor, Meagher, Zapanta, and Ward.
Motioned by Councilman Webb, seconded by Councilman Riddle to approve a resolution Authorizing Reimbursement Payment in the Amount of $44,000,000 to the ARK Group of Irving, Inc. for Capital Infrastructure Improvements Within the Tax Increment Reinvestment Zone No. One (Requested by Council Members Webb, Riddle and Danish)

Motion denied 4-5.

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

Councilmember(s) voting in opposition of this motion include: Stopfer, Taylor, Meagher, Zapanta, and Ward.

RESULT: DENIED [4 TO 5]
MOVER: Dennis Webb, Councilman
SECONDER: Phil Riddle, Councilman
AYES: John C. Danish, Dennis Webb, Phil Riddle, Wm David Palmer
NAYS: Stopfer, Meagher, Ward, Zapanta, Taylor

28 Resolution No. RES-2018-378 -- Approving Material Changes to Approved Plans and Structural Alterations to Building C2 at the Entertainment Center

The following individual(s) signed up to speak in support of this item:
Noah Lazes, 19401 Old Jetto Rd., Cornelius, North Carolina
Emil Bragdon, 609 Aviator, Fort Worth, TX

The following individual(s) signed up to speak in opposition of this item:
Chris Allen, 3915 Fox Glenn, Irving, TX

Motioned by Councilman Meagher, seconded by Councilman Zapanta to Approve Material Changes to Approved Plans and Structural Alterations to Building C2 at the Entertainment Center.

Motion approved 9-0.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Allan Meagher, Dennis Webb
SECONDER: Al Zapanta, Councilman
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer

The following individual(s) signed up to speak in support of this item:
Emil Bragdon, 609 Aviator, Fort Worth, TX

The following individual(s) signed up to speak in opposition of this item:
Chris Allen, 3915 Fox Glenn, Irving, TX

Motioned by Councilman Webb, seconded by Councilman Palmer to approve a Revised Conceptual Site Plan for the Irving Music Factory Relating to Patios Adjacent to Building C2

Motion approved 9-0.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Dennis Webb, Councilman
SECONDER: Wm David Palmer, Councilman
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer

ZONING CASES AND COMPANION ITEMS

Ordinance No. ORD-2018-10120 -- Zoning Case #ZC18-0061 - Granting S-P-1 (Detailed Site Plan) District for R-AB (Restaurant with the Attendant Accessory Use of the Sale of Alcoholic Beverages for On-Premises Consumption) Uses - Approximately 5,568 Sq. Ft. Located 5238 N O'Connor Boulevard, Suite 138 - Pacific Table Restaurant, Applicant - Gables Residential, Owner (Postponed from October 4, 2018)

Applicant requested to postpone this item until the October 18, 2018 Council meeting.

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

Motioned by Councilman Webb, seconded by Councilman Zapanta to Postpone Ordinance -- Zoning Case #ZC18-0061 - Granting S-P-1 (Detailed Site Plan) District for R-AB (Restaurant with the Accessory Use of the Sale of Alcoholic Beverages for On-Premises Consumption) Uses - Approximately 5,568 Sq. Ft. Located 5238 N O'Connor Boulevard, Suite 138 - Pacific Table Restaurant, Applicant - Gables Residential, Owner, to Oct. 18, 2018 meeting

Motion approved 9-0.
RESULT: POSTPONED [UNANIMOUS]  
Next: 10/18/2018 7:00 PM  
MOVER: Dennis Webb, Councilman  
SECONDER: Al Zapanta, Councilman  
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer

31 Ordinance No. ORD-2018-10121 -- Zoning Case #ZC18-0062 - Granting S-P-1 (Detailed Site Plan) District for R-AB (Restaurant with the Attendant Accessory Use of the Sale of Alcoholic Beverages for On-Premises Consumption) Use - Approximately 1,578 Sq. Ft. Located at 5238 N O'Connor Boulevard, Suite 136 - Shawarma Bar Restaurant, Applicant - Gables Residential, Owner (Postponed from October 4, 2018)

The applicant requested this item be postponed to the October 18, 2018 Council meeting.

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

Motioned by Councilman Webb, seconded by Councilman Zapanta to Postpone Ordinance -- Zoning Case #ZC18-0062 - Granting S-P-1 (Detailed Site Plan) District for R-AB (Restaurant with the Accessory Use of the Sale of Alcoholic Beverages for On-Premises Consumption) Use - Approximately 1,578 Sq. Ft. Located at 5238 N O’Connor Boulevard, Suite 136 - Shawarma Bar Restaurant, Applicant - Gables Residential, Owner to October 18, 2018 meeting.

Motion approved 9-0.

RESULT: POSTPONED [UNANIMOUS]  
Next: 10/18/2018 7:00 PM  
MOVER: Dennis Webb, Councilman  
SECONDER: Al Zapanta, Councilman  
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer

32 Ordinance No. ORD-2018-10122 -- Zoning Case #ZC18-0066 - Granting S-P-2 (Generalized Site Plan) District for FWY (Freeway) and Commercial Parking Uses - Approximately 23.946 Acres Located at 5310 and 5330 W Airport Freeway - JDJR Engineers & Consultants, Inc., Applicant - Dan Reed Strimple, JAADA Holdings, Dedried Properties, Owners

Mayor Stopfer opened the public hearing at approximately 9:22 p.m.
The following individual(s) signed up to speak in support of this item:
Jim Dewey, 2500 Texas Dr., Irving, TX - Mr. Dewey represents the applicant

Mayor Stopfer closed the public hearing at approximately 9:32 p.m.

Motioned by Councilman Ward, seconded by Councilman Webb to Approve Ordinance -- Zoning Case #ZC18-0066 - Granting S-P-2 (Generalized Site Plan) District for FWY (Freeway) and Commercial Parking Uses - Approximately 23.946 Acres Located at 5310 and 5330 W Airport Freeway - JDJR Engineers & Consultants, Inc., Applicant - Dan Reed Strimple, JAADA Holdings, Dedried Properties, Owners

Motion approved 7-2.

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

RESULT: 
ADOPTED [7 TO 2]
MOVER: Oscar Ward, Councilman
SECONDER: Dennis Webb, Councilman
AYES: Stopfer, Danish, Webb, Riddle, Ward, Zapanta, Palmer
NAYS: Allan Meagher, Kyle Taylor

33 Ordinance No. ORD-2018-10123 -- Zoning Case #ZC18-0069 - Granting S-P-2 (Generalized Site Plan) District for R-6 (Single Family) and P-O (Professional Office) Uses - Approximately 0.7468 Acres Located at 500 Irby Lane - Spry Surveyors, Applicant - Federico Sanchez, Owner

Mayor Stopfer opened the public hearing at approximately 9:33 p.m.

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

Mayor Stopfer closed the public hearing at approximately 9:33 p.m.

Motioned by Councilman Webb, seconded by Councilman Taylor to Approve Ordinance -- Zoning Case #ZC18-0069 - Granting S-P-2 (Generalized Site Plan) District for R-6 (Single Family) and P-O (Professional Office) Uses - Approximately 0.7468 Acres Located at 500 Irby Lane - Spry Surveyors, Applicant - Federico Sanchez, Owner

Motion approved 9-0.
RESULT: ADOPTED [UNANIMOUS]  
MOVER: Dennis Webb, Councilman  
SECONDER: Kyle Taylor, Councilman  
AYES: Stopfer, Danish, Meagher, Webb, Riddle, Ward, Zapanta, Taylor, Palmer 

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<th>APPOINTMENTS AND REPORTS</th>
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<td>34  Mayor's Report</td>
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<td>There was no mayor’s report at tonight’s meeting.</td>
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Adjournment

The meeting adjourned at approximately 9:34 p.m.

Richard H. Stopfer, Mayor

ATTEST:

Shanae Jennings, TRMC  
City Secretary