

REGULAR MEETING OF THE IRVING CITY COUNCIL
June 1, 2006

The City Council met in regular session in the Council Chambers of the City Hall Complex on June 1, 2006, at 7:00 P.M. The following members were present:

Mayor Herbert A. Gears

Councilmembers

James Dickens
Beth Van Duyne
Allan E. Meagher
Lewis Patrick
Lowell Cannaday
Rick Stopfer
Sam Smith
Joe Philipp

OATH OF OFFICE

Mayor Gears welcomed the citizens and announced that Judge Timothy Whisler, Municipal Judge for the City of Irving, will administer the Oath of Office to the following incumbents Lewis Patrick, Richard Stopfer and Joe Philipp. Mayor Gears stated that following the swearing in ceremony, there would be a brief reception.

ORGANIZATIONAL SERVICE ANNOUNCEMENTS

Shondrick Hill, 2705 White Oaks Drive, Community Bible Fellowship Church of Irving stated that the church will be celebrating their two year anniversary here in the community and that the church has worked on several projects that have helped the citizens of Irving.

LaShanda Marshall, P O. Box 631565, Community Bible Fellowship Church of Irving, stated that Teen Summit will be held on Saturday, June 24, 2006, and that Councilman Dickens would be one of the speakers at the Teen Summit

INVOCATION

The invocation was delivered by Pastor Robert Corser of Joy Chapel Church of Irving, Texas.

PLEDGE OF ALLEGIANCE

Councilman Patrick led those present in the pledge.

PROCLAMATIONS AND ANNOUNCEMENTS

There were no proclamations or announcements made.

CONSENT AGENDA

The consent agenda, items #1 through #19, were considered for approval. Mayor Gears asked if anyone wished to pull an item from the consent agenda for individual consideration. Mayor Gears stated that Item #15 would be pulled from the consent agenda at the request of staff **Councilwoman Van Duyne moved to approve the consent agenda Items #1 through #19, excluding Item #15. Seconded by Councilman Philipp, the motion was approved by a vote of 9-0.**

- 1 **Resolution No. 6-1-06-181** -- Approving The City Council Work Session Minutes Of May 17, 2006; The City Council Meeting Minutes Of May 18, 2006; And The Special City Council Meeting Minutes Of May 18, 2006
- 2 **Resolution No. 6-1-06-182** -- Approving A Professional Services Contract With Terracon Engineering In An Amount Not To Exceed \$70,000.00 To Establish A Municipal Setting District For The Heritage Senior Center Site
- 3 **Resolution No. 6-1-06-183** -- Approving An Amendment To The Contract For City Of Irving Participation In Infrastructure Improvements With Crow-Billingsley Midway South A, Ltd , Crow-Billingsley 544/Carrollton, Ltd., Crow-Billingsley Hutton Branch #1, Ltd., Henry Billingsley, And Lucy Billingsley, To Increase The Maximum Reimbursement Amount In The Contract
- 4 **Resolution No. 6-1-06-184** -- Authorizing Staff To Negotiate An Engineering Services Agreement With Binkley & Barfield Consulting Engineers For The Design Of The 2006 Water And Sanitary Sewer Replacements Project
- 5 **Resolution No. 6-1-06-185** -- Authorizing Staff To Negotiate An Engineering Services Agreement With A.N.A Consultants, L.L.C. For The Design Of The 2006 Miscellaneous Drainage Improvements Project
- 6 **Resolution No. 6-1-06-186** -- Authorizing Staff To Negotiate An Engineering Services Agreement With Nathan D Maier Consulting Engineers, Inc. For The Design Of The Delaware Creek Channel Improvements From The Live Oak Bridge To The Canyon Oaks Bridge
- 7 **Resolution No. 6-1-06-187** -- Approving Contract For Property Acquisition In The Amount Of \$625,000.00 Plus Closing Costs Not To Exceed \$5,000.00 -- Approximately 3 590 Acres Located At 200 Main Street -- Irving Lumber Company, Property Owner

- 8 **Resolution No. 6-1-06-188** -- Awarding Contract To Hall-Albert Construction, L. P. In The Amount Of \$258,147 50 For The 2006 Sanitary Sewer Replacement Section II Project
- 9 **Resolution No. 6-1-06-189** -- Adoption Of The City Of Irving Clean Fleet Vehicle Policy
- 10 **Resolution No. 6-1-06-190** -- Approving An Engineering Design Services Agreement With Malcolm Pirnie, Inc. In An Amount Not To Exceed \$30,000.00 For Services Associated With An Energy Efficient Study For Water Utilities
- 11 **Resolution No. 6-1-06-191** -- Approving Change Order No. 6 To Hunt Construction Group, Inc. For The Construction Of The Valley View Municipal Complex
- 12 **Resolution No. 6-1-06-192** -- Approving Revisions To The City Of Irving Housing And Human Services Department Housing Policies And Guidelines
- 13 **Resolution No. 6-1-06-193** -- Approving Amendment No. 1 To The FY 20065-2006 Community Development Block Grant Agreement With Dental Health Programs To Include \$34,039 87 In Reprogrammed FY 2005-2006 Funds, Thereby Increasing The FY 2005-2006 Agreement For Dental Health Services To Irving Children And Elderly From \$60,000 00 To \$94,039.87
- 14 **Resolution No. 6-1-06-194** -- Purchases Funded In The 2005-2006 Budget
- (A) Award -- Approving Award To John A. Walker Roofing Co., Inc To Replace The Main And Third Floor Roof Areas At The Central Library Through The State Of Texas Local Government Statewide Purchasing Cooperative Agreement (BuyBoard) In The Net Amount Of \$282,296 00, To Be Administered By The General Services Department
- (B) Award -- Approving Award To Houston Freightliner/Sterling For The Purchase Of Two (2) 2007 Freightliner Cab And Chassis With Dump Bed Through The Interlocal Agreement For Cooperative Purchasing With The Houston-Galveston Area Council Of Governments In The Net Amount Of \$162,584.00, To Be Used By The Public Health And Environmental Services Department
- 16 **Ordinance No. 8633** -- Final Reading -- Granting A License To SLA Environmental Services, Ltd. For An Exploratory Soil Boring/Ground Water Monitoring Well Or Wells
- 17 **Ordinance No. 8634** -- Final Reading -- Granting A Franchise To E.P.D.A., Inc dba Alamo Cab Company To Operate A Taxicab Service In The City Of Irving, Texas

- 18 **Ordinance No. 8635** -- Final Reading -- Granting A Franchise To US Cab LLC dba US Cab Company To Operate A Taxicab Service In The City Of Irving, Texas
- 19 **Ordinance No. 8648** -- Amending Chapter 13 Entitled "Childcare" Of The Code Of Civil And Criminal Ordinances Of The City Of Irving, Texas, By Adopting The Texas Department Of Family And Protective Services Minimum Standards For Child-Care Centers And Minimum Standards For Child-Care Homes With Additional Requirements

This concludes the consent agenda approving items 1-19, excluding Item #15.

- 15 **Ordinance No. 8647** -- Budget Adjustments To The 2005-2006 Fiscal Year Budget
I. General Fund

City Manager Tommy Gonzalez asked Manager of Public Health and Environmental Services John Teel to give a presentation on this item

Public Health Manager John Teel presented this report which included the history of the existing shelter and how it compares to other cities. He presented statistics on the number of animals impounded and their disposition. He emphasized that ten new operational policies have been implemented and complete evaluation is underway. A budget adjustment of \$75,000 will be authorized to implement the short term goals which he identified in this report. In conclusion he reviewed the long term goals which include a new animal shelter and a "no kill" concept.

Councilman Dickens moved to approve the ordinance as presented. Seconded by Councilman Cannaday, the motion was approved by a vote of 9-0.

ZONING CASES

- 20 **Ordinance No. 8649** -- Zoning Case #5617 -- Granting R-6 (Single Family) Uses -- An Approximately 1.910 Acre Tract Located At 4559 Conflans Road -- JDJR Engineers And Consultants, Inc , Applicant **(Postponed From The May 18, 2006, City Council Meeting)**

Mayor Gears introduced the item and asked if anyone wished to speak in favor or opposition. There were no speakers.

Jim Dewey, JDJR Engineers and Consultants, 2500 Texas Drive the applicant presented the case.

Councilman Philipp moved to approve the ordinance as presented. Seconded by Councilman Patrick, the motion was approved by a vote of 9-0.

APPOINTMENTS AND REPORTS

- 21 Resolution No. 6-1-06-195** -- Appointments To Boards, Commissions, And Committees a) Irving Parks and Recreation Advisory Board

Mayor Gears introduced the item

Councilman Dickens moved to appoint Charles Kirk to Place 3 on the Irving Park and Recreation Advisory Board to an unexpired term expiring November, 2006. Seconded by Councilman Philipp, the motion was approved by a vote of 9-0.

- 22 Resolution No. 6-1-06-196** -- Selection Of Mayor Pro Tem And Deputy Mayor Pro Tem By The City Council

Mayor Gears introduced the item

Councilman Dickens moved to approve the appointment of Councilman Smith as Mayor Pro Tem and to approve the appointment of Councilman Allan E. Meagher as Deputy Mayor Pro Tem. Seconded by Councilman Patrick, the motion was approved by a vote of 9-0.

- 23 City Manager's Report**

- Friends of the Library Book Sale, June 8-11, 2006
- Groundbreaking for new Valley Ranch Branch Library, Thursday, June 15, 2006 at 9 a.m.,
- Verizon - PEG Channel Carriage has been extended to the end of July.

- 24 Mayor's Report**

There was no report given.

- 25 Committee And Liaison Report/Meetings**

Councilwoman Van Duyne gave an update on the North Lake legal proceedings and stated that she would keep everyone informed of the outcome of these lawsuit between the City of Coppell, Coppell ISD vs. City Of Dallas.

Councilman Philipp reviewed the agenda of the Audit/Finance Committee held on Wednesday, May 31, 2006 noting the two internal audits presented were good. Councilman Philipp also announced events taking place at the Irving Arts Center.

Councilman Smith stated that the Friends of the Library will conduct their first Book Sale in their new facility from June 8-11, 2006, and the groundbreaking for new Valley Ranch Branch Library will be held on Thursday, June 15, 2006, at 9:00 a.m.

26 The meeting adjourned at 8.00 p.m.

CITIZEN FORUM

Harold E. Morris, 602 W. 8th Street, commended the firemen and police officers that helped him with an incident that occurred in front of his home on May 20, 2006.

Karen Cangemi Seydler, P O. Box 140281, addressed the Mayor and Council regarding the issues at the Animal Shelter and stated that a trap and kill program should be initiated.


Kat Chaplin, 1875 Ottinger, Roanoke. Texas 76262, addressed the Mayor and Council about educating the public on what really happens to animals that are taken to a Animal Shelter.

Russell Posch, 801 Camelia Court, asked that the Mayor and Council to expand and utilize the Animal Shelter Advisory Committee to provide input on the Animal Shelter expansion.

Holly Elms, 222 W. 3rd Street, also spoke about the Animal Shelter and made suggestions for advertising pet adoptions and spay/neutering for animals in the water bills.

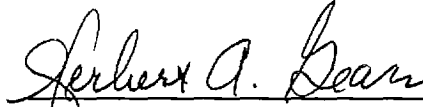
Blanche Carpenter, 3016 Sun Valley, also spoke about issues at the Animal Shelter.

ATTEST



Janice Carroll, TRMC
City Secretary





Herbert A. Gears, Mayor