

REGULAR MEETING OF THE IRVING CITY COUNCIL
March 9, 2006

The City Council met in regular session in the Council Chambers of the City Hall Complex on March 9, 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

ORGANIZATIONAL SERVICE ANNOUNCEMENTS

There were no organizational service announcements.

INVOCATION

The invocation was delivered by Reverend Linda Marcum, Oak Haven Methodist Church, of Irving, Texas.

PLEDGE OF ALLEGIANCE

Councilman Patrick led those present in the pledge.

PROCLAMATIONS AND ANNOUNCEMENTS

Mayor Gears presented a proclamation to Camp Fire USA in honor of "Incredible Kid Day" celebrating their 10th Anniversary encouraging adults to send letters of love and appreciation to young people in their lives. The following representatives were present to receive the proclamation - Kevin Wiley, Jr., Board Member, and Laura Seim, Interim Executive Director. The following children were also present. Becky Walther, Sara Fowler, Joshua Ashenart, Aubrey Ashenart and Alexandra Ashenart, as well as the children's leader Anna Walther.

Mayor Gears also presented a proclamation to the American Cancer Society "Colorectal Cancer Awareness Month", urging all citizens to take an active role in preventing this disease. The following representatives were present to receive the proclamation. Thelma Suson and Tammye Colley.

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 announced that item #6 would be dropped from the consent agenda. **Councilman Philipp moved to approve the consent agenda Items #1 through #19, dropping Item #6. Seconded by Councilman Patrick, the motion was approved by a vote of 9-0.**

- 1 **Resolution No. 3-9-06-072** -- Approving The City Council Work Session Minutes Of February 22, 2006, And The City Council Meeting Minutes Of February 23, 2006
- 2 **Resolution No. 3-9-06-073** -- Authorizing Staff To Negotiate A Contract With Terracon Engineering To Establish A Municipal Setting District For The Heritage Senior Center Site, In Accordance With The Texas Commission On Environmental Quality Guidelines For Municipal Setting Districts
- 3 **Resolution No. 3-9-06-074** -- Awarding Contract To Jim Bowman Construction Company, L.P. In The Amount Of \$67,152.00 For The Towne Lake Park - Pedestrian Bridge And Walks Project
- 4 **Resolution No. 3-9-06-075** -- Temporary Use Permit #G0602-0046 -- To Allow The Extension Of The S-P-1 (R-AB) Service Area Into The Parking Lot At Bennigan's Restaurant Located At 4300 West Airport Freeway -- Doug Ducant, Applicant
- 5 **Resolution No. 3-9-06-076** -- Approving A Contract For Services With The Texas State Library And Archives Commission For Interlibrary Loan Reimbursement
- 6 **File No. 3-9-06-077** -- Approving Addendum To Legal Services Agreement With Vinson & Elkins LLP Reflecting Revised Billing Rates
- 7 **Resolution No. 3-9-06-078** -- Approving And Ratifying Rate Settlement Agreement Between Steering Committee Of Cities Served By TXU And TXU Electric Delivery
- 8 **Resolution No. 3-9-06-079** -- Authorizing Staff To Negotiate An Engineering Services Agreement With Bridgefarmer Associates, Inc. For The Design Of Water And Sanitary Sewer Main Relocations In State Highways 114 And Loop 12
- 9 **Resolution No. 3-9-06-080** -- Authorizing Staff To Negotiate An Engineering Services Agreement With Dannenbaum Engineering Corporation For The Design Of Hard Rock Road And Pioneer Drive Paving Improvements
- 10 **Resolution No. 3-9-06-081**-- Authorizing Staff To Negotiate An Engineering Services Agreement With Halff Associates, Inc. For Annual Structural Engineering Services

- 11 **Resolution No. 3-9-06-082** -- Awarding Contract To Advanced Paving Co. In The Amount Of \$203,628.35 For The 2005 Heritage District Alley Improvements Project
- 12 **Resolution No. 3-9-06-083** -- Awarding Contract To Humphrey And Morton Construction Co., Inc., In The Amount Of \$908,282.19 For The 2005 Miscellaneous Drainage Section I Project
- 13 **Resolution No. 3-9-06-084** -- Approving Amendment No. 2 To The Agreement For Furnishing And Installing Traffic Signals By A Municipality With The Texas Department Of Transportation (TxDOT) In The Amount Of \$72,728.05
- 14 **Resolution No. 3-9-06-085** -- Authorizing Support Of The Dallas Ten-Year Plan To End Chronic Homelessness Through Interagency, Intergovernmental, And Intercommunity Collaborations And To Allocate Funds Appropriated Through The Emergency Shelter Grant Program For Programs And Services For The Benefit Of Homeless Persons
- 15 **Resolution No. 3-9-06-86** -- Authorizing Staff To Negotiate A Contract With Mesa Design Group For Landscape Architecture And Environmental Graphic Design Services For The Valley View Municipal Complex For Water Utilities
- 16 **Resolution No. 3-9-06-087** -- Change Order No. 1 To Columbus Country Ford In The Net Reduction Of \$205,920.00 To Reduce The Quantity Of Police Patrol Vehicles Purchased From Twenty-Nine (29) To Nineteen (19)
- 17 **Resolution No. 3-9-06-088** -- Purchases Funded In The 2005-2006 Budget
 - (A) Bids -- Award Of Bid To Philpott Ford, Inc. For The Purchase Of Ten (10) Police Patrol Vehicles In The Net Amount Of \$209,552.50 Through The Interlocal Agreement Between Tarrant County And The City Of Irving
 - (B) Award -- Approving Award To Holt Cat For The Purchase Of One Caterpillar Dozer Through The State Of Texas Local Government Statewide Purchasing Cooperative Agreement, Texas Area School Boards (BuyBoard), In The Net Amount Of \$124,781.00, For The Public Works And Transportation Department/Streets Division
 - (C) Award -- Approving Award To Allianz Sweeper Co. For The Purchase Of A Street Sweeper Through The Interlocal Agreement For Cooperative Purchasing With The Houston-Galveston Area Council Of Governments In The Net Amount Of \$150,896.00, To Be Used By The Public Works And Transportation Department/ Streets Division
 - (D) Bids -- Annual Bid For Mowing, Litter Control And Landscape Maintenance For The Water Utilities Department Awarded To Priority Landscape

Management And Cardinal Home & Lawn Care In The Net Estimated Amount Of \$20,402.00 For The Period Of March 9, 2006, Through September 30, 2006, And \$6,800.45 For The Period Of October 1, 2006, Through February 28, 2007, Subject To Funds Being Appropriated In Fiscal Year 2006-2007

- 18 Ordinance No. 8615** -- Budget Adjustment To The 2005-2006 Fiscal Year Budget
- I. General Fund
 - II. Irving Arts Center General Fund
- 19 Ordinance No. 8616** -- Zoning Case #5604 -- Granting S-P-1 (Detailed Site Plan) For Drive-In Restaurant Uses -- An Approximately 0.806 Acre Tract Located On The South Side Of Marketplace Boulevard Between Rosche Drive And Stanton Drive -- Sonic Restaurants Inc., Applicant

This concludes the consent agenda approving items #1 through #19, excluding item #6.

INDIVIDUAL CONSIDERATION

- 20 Resolution No. 3-9-06-089** -- Reconsidering The Appointment Of Loren Byers To The City Of Irving Zoning Board Of Adjustments And Appeals

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

Councilman Dickens moved to postpone from taking action on this item tonight. Seconded by Councilman Cannaday, the motion was approved by a vote of 9-0.

APPOINTMENTS AND REPORTS

- 21 Resolution No. 3-9-06-090** -- Reappointment Of Gilbert Perales, Assistant City Manager, To The Tarrant County 911 Board Of Managers - Term To Expire April 2008

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

Councilman Dickens moved to reappoint Gilbert Perales, the city of Irving Assistant City Manager, to the Tarrant County 911 Board of Managers to a term expiring April 2008. Seconded by Councilman Patrick, the motion was approved by a vote of 9-0.

22 Resolution -- Appointments To Boards, Commissions, And Committees

There were no appointments made.

23 City Manager's Report

- The Water Utilities Department is a recipient of the Texas Water Utilities Association 2005 Pretreatment and Environmental Program of the Year Award; the Water Utilities System has been recognized as a Superior System by the State of Texas;
- The Library Department will be doing a community survey to assess current services and identify future needs and priorities. Randomly selected households will be receiving these surveys;
- The Irving Arts Center is conducting a similar study to determine participation at Irving Art Center events in the future; they are asking those who have not attended events in the last five years to join them on Tuesday, March 14, 2006, at 7:00 p.m. at the Arts Center. Each participant will be receiving free tickets to upcoming events

24 Mayor's Report

- Mayor Gears stated that two important people passed away this past week and he called on Councilman Philipp to share the history on Ben Carpenter and Betty Carpenter.

Councilman Philipp reported with great sadness, that Ben Carpenter passed away on Friday, March 3rd, 2006. Approximately 50 hours later, Betty Carpenter passed away while at their home in Dallas. Ben and Betty had been married for 58 years and were significant in the development of our City. They donated their time, money and their resources as many know, the Las Colinas Urban Center was Mr. Carpenter's dream, and he made it become a reality on the Hackberry Ranch land owned by his family. The land they donated for the Arts Center, with Carpenter Hall and the Dupree Theater, has been another benefit for the community. During the upcoming meetings, the City Council will discuss appropriate tributes to honor the lives of Mr. and Mrs. Carpenter.

25 Committee And Liaison Report/Meetings

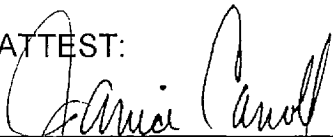
Councilman Dickens stated that there would be a Community Services Meeting on March 22, 2006, at 10:00 a.m.; Mayor Gears stated that there would also be a Legislative meeting on the same day at 1:30 p.m.

26 The meeting adjourned at 7:20 p.m.

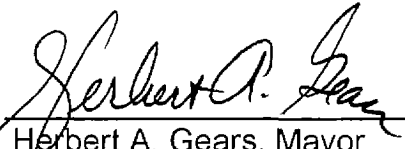
CITIZEN FORUM

George Stephenson, 2105 Druid Drive, addressed the Mayor and Council about the decline in south Irving. He also noted that the main thoroughfares throughout the city should be landscaped and maintained.

ATTEST:



Janice Carroll, TRMC
City Secretary



Herbert A. Gears, Mayor

