

**IRVING CITY COUNCIL
WORK SESSION
August 2, 2006**

The Irving City Council met in work session in the First Floor Council Conference Room of the City Hall Complex on August 2, 2006. 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

Mayor Gears convened the meeting at 12:00 P.M

Deputy City Manager Cash recognized Assistant Police Chief Sid Fuller. Mr. Fuller has been selected as the new Chief of Police for the City of Farmers Branch.

1 DISCUSSION: Review of Regular Agenda

The Council reviewed the items posted for action at the Regular Council meeting to be held at 7:00 p.m. on July 20, 2006. The following Council directions were noted.

7 Resolution -- Approving The Plan Document For The Group Health Benefit Plan For Employees And Retirees As Amended To Revise The Definition Of "Retiree"

Councilman Philipp asked for an explanation of this item.

Director of Human Resources Kathy Cleveland stated that at the last Council meeting a memorandum with attachments regarding the findings from Buck Consultants was provided. Ms. Cleveland stated that the cost to the City of the plan change would be negligible. The resolution creates a new definition for the word "retiree."

- 13** Resolution -- Awarding A Contract To Malcolm Pirnie, Inc. For Engineering Design Services For The Rehabilitation And Reconstruction Of The MacArthur Pump Station In An Amount Not To Exceed \$890,000.00 To Be Administered By The Water Utilities Department

Councilwoman Van Duyne asked for a presentation on this item

Director of Water Utilities David Ryburn reviewed the scope of the contract.

Councilwoman Van Duyne stated that she is concerned about adding another \$20,000.00 for undefined "special "

Councilman Philipp requested that they come back for Council approval before they pay the \$20,000.00 if requested by contractor

- 17** Resolution -- Purchases Funded In The 2005-2006 Budget

Mayor Gears asked if there were any contested bids.

Deputy City Manager Cash stated that there were no contested bids.

- 22** Resolution -- Requesting Sign Variance Case No. 0603-0005 Located At 1800 East Airport Freeway -- Jerry Freeman, Owner Of Freeman Mazda Hyundai, Applicant

- 23** Ordinance -- Amending Section 33A-2 Of Chapter 33A, Entitled Landscape And Setback, Of The Code Of Civil And Criminal Ordinances Of The City Of Irving, Texas, To Delete Certain Properties Adjoining The South Right-Of-Way Line Of State Highway 183 At 1800 East Airport Freeway From The Thirty Foot Setback Provisions Of Section 33A-3 -- Freeman Mazda-Hyundai, Applicant

Councilwoman Van Duyne requested a presentation on these items

Director of Inspections Gary Miller reviewed these items and stated that they were companion items. Mr. Miller explained that the applicant is requesting a variance for one proposed sign that will fail to meet the setback requirements for pole signs; however, the owner proposes to remove the 2 existing pole signs, that also are not in compliance with the current sign ordinances.

- 26** Ordinance -- Amending Comprehensive Zoning Ordinance No. 1144 Of The City Of Irving, Texas, By Amending Certain Residential Districts To Require Guest And Servant's Quarters As An Accessory Use By Site Plan; Amending Section 52-35a Relating To Impervious Surfaces, Amending Section 52-26 Relating To Outside Storage Regulations; And Amending Section 52-75 To Change The Definition Of Guest House

Mayor Gears asked for a presentation on this item.

Director of Building Inspections Gary Miller presented the case.

Chief Code Compliance Inspector Teresa Adrian reviewed the power point presentation that was also presented at a previous Community Services meeting.

There were many questions by Council and lengthy discussion occurred.

The Council expressed concerns about references to guest quarters, the definition of "temporary" structure, and what constitutes a junked vehicle. It was agreed that the driveway requirements should be changed.

Lengthy discussion was held regarding the proposed front yard display regulations and the Council agreed to wave the fee associated with applying for a variance.

It was noted that children's playground equipment is not required to be screened and the ordinance will be corrected

It was the consensus of the Council to consider the ordinance as amended at the regular meeting to be held on August 3, 2006.

28 City Manager's Report

- Certified Tax Roll – The City has received the final certified ad valorem tax roll – "Values in Dispute," is \$1,391,366,771
- Comcast/Time Warner Cable System Transfer – The transfer of the Comcast Cable system to Time Warner closed on July 31, 2006 - at this time, there will be no changes to the system in areas of local contacts, customer service availability, etc.;
- Verizon Carriage of Public, Educational and Governmental (PEG) Cable Channels – have activated five of the six channels after an agreement has been signed;
- Water services update was given;
- Outline of the 2006-2007 Budget Calendar;
- Recognitions/Awards – Sid Fuller was named Farmers Branch Police Chief;
- 20th Anniversary of Irving Central Library – August 6, 2006 – at 2:00 p m at the Irving Central Library;
- 9th Annual Transportation Summit – August 8-11, 2006 - Westin Dallas Fort Worth Airport,
- Special Library Exhibit – August 18 through September 29, 2006 – Irving Central Library – "Forever Free, Abraham Lincoln's Journey to Emancipation".

EXECUTIVE SESSION

Deputy City Attorney Charles Anderson read the Council into Executive Session at 1:58 p.m

- 4 DISCUSSION:** Legal Advice: Ex Part City Of Irving And Texas Stadium Transition Agreement

Mayor Gears announced that the Council will now reconvene in Open Session the time was 2:25 p.m.

- 2 DISCUSSION:** Irving Police Department Six-Month Activity Update

Chief of Police Larry Boyd presented the six month Crime Update to the Mayor and Council.

There were no questions by the Council

- 3 DISCUSSION:** Discussion Of Proposed Smoking Ordinance As Recommended By The Irving Health Board – As Requested By Mayor Gears

Mayor Gears introduced the item

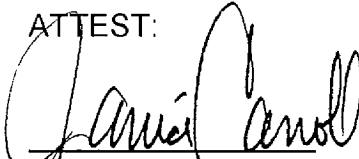
Councilwoman Van Duyne presented the report from the Health Board on the smoking ordinance and stated that the board has requested that a non-binding referendum be placed on the November ballot This referendum will determine if the voters are in favor of requiring that all public buildings be "smoke free"

After lengthy Council discussion, it was noted that this would be referred to the Community Services Committee for further discussion in September.

The meeting adjourned at 2:26 p.m


Herbert A. Gears, Mayor

ATTEST:


Janice Carroll, TRMC
City Secretary

