

**IRVING CITY COUNCIL
WORK SESSION
March 22, 2006**

The Irving City Council met in work session in the First Floor Council Conference Room of the City Hall Complex on March 22, 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.

- 1 **DISCUSSION:** Review of Regular Agenda

- 4 Resolution -- Authorizing The Mayor To Sign A Sponsorship Agreement Between The City Of Irving On Behalf Of The Irving Convention And Visitors Bureau (ICVB) And The Salesmanship Club Charitable Golf Of Dallas In The Amount Of \$148,500.00 For A Host City Sponsorship And Media Center Co-Sponsorship For The 2006 EDS Byron Nelson Championship

 Councilman Smith asked for a presentation on this item.

 Executive Director Maura Gast stated that they have expanded their participation in the golf tournament, and they have extended an invitation to the Governors Office of Economic Development. This will be an excellent opportunity to promote the city with corporate prospects.

 Councilman Philipp asked how many villas will be used during the Byron Nelson?

 Ms. Gast stated that there will be three connecting villas.

- 8 Resolution -- Supporting Cities Aggregation Power Project's (CAPP) Efforts To Contract For Long Term Capacity With The Owner Of Generation To Supply The Electric Power Needs Of CAPP Members;

Specifying Certain Parameters To Be Met By Any Proposed Deal To Contract For Long Term Capacity; And The Approval Of CAPP's Financing Structure To Fund Acquisition Of Long Term Capacity To Supply The Electric Power Needs Of CAPP Members

Councilman Philipp asked if the Council is giving CAPP the authority to enter into an agreement for the city or is this just creating a committee?

Chief Financial Officer David Leininger stated that this is an approval of a joint consortium but there is nothing that commits the city to do a contract.

- 9** Resolution -- Approving An Economic Incentive Agreement Between The City Of Irving And DFW International Commerce Park #1, L.P.

Councilman Philipp asked for a presentation on this item.

Chief Financial Officer David Leininger stated that this is the first application under the Chapter 380 policy revision, and this is consistent with the policy.

Mr. Leininger stated that there would be a pay back to the City if they do not meet the requirements but the revenue is less as this is located on DFW International Airport property. They will now qualify for a Triple Freeport exemption which is a benefit to the company.

- 14** Resolution -- Authorizing The Mayor To Accept The FY 2005 Assistance To Firefighters Grant From The U. S. Department Of Homeland Security Federal Emergency Management Agency In The Amount Of \$268,895.00

Councilman Dickens asked what is the time frame of this grant?

Chief Paul White stated that the project must be completed by September 1, 2006.

Councilman Philipp asked if all stations will be equipped with this diesel exhaust system and are there any other OSHA issues to be addressed?

Chief White stated that every station now has an exhaust system and there are no other items to be addressed that he is aware of.

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

Councilman Philipp asked if there were any contested bids

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

16 Ordinance -- Budget Adjustment To The 2005-2006 Fiscal Year Budget

Chief Financial Officer David Leininger provided a handout and advised the Council that the city must pay back an overpayment of sales tax in the amount of \$3,396,000 over ninety-five months; this is a result of six audits that four firms conducted from 1990 through 1993.

After further discussion, the Council directed staff to look at legal recourse on this required payback.

Councilman Cannaday asked that the State Representative be

Mr. Leininger then proceeded to review the budget adjustments as presented noting that revenues have been raised. He noted costs for personnel and electrical utilities have increased.

17 Ordinance -- Zoning Case #5602 -- Granting S-P-2 (Generalized Site Plan) For C-C (Community Commercial) Uses -- An Approximately 21.2 Acre Tract Located At 3907 West Airport Freeway -- Bromont Development, Applicant

Senior Planner Ken Bloom gave a presentation on this item.

Councilwoman Van Duyne asked that staff review the current parking ratio in commercial zoning as she perceives there is excessive parking spaces required in commercial areas.

18 Ordinance -- Zoning Case #5605 -- Granting C-N (Neighborhood Commercial) Uses -- An Approximately 0.29 Acre Tract Located At 904 West Sixth Street -- LaMarr Lilly, Coldwell Banker Residential Mortgage, Applicant

Senior Planner Ken Bloom presented this case.

Councilwoman Van Duyne asked why this is not considered part of the retail uses.

Mr. Bloom clarified that this case will bring the current use into zoning compliance as permits have been issued that were not in compliance.

19 Ordinance -- Zoning Case #5607 -- Granting C-C (Community Commercial) Uses -- An Approximately 0.4151 Acre Tract Located At 100 Strickland Plaza (East Side Of Strickland Plaza, North Of Irving Boulevard) -- Terry McCain, Applicant

Acting City Manager Cash stated that this item will be withdrawn at the request of the applicant.

Councilman Patrick commended the Planning and Zoning Commission as they did identify that this was going to be a massage parlor and did not recommend approval.

- 20** Ordinance -- Downtown Development District Exception #DDD-012 -- Approving An Exception To The Minimum Lot Width Requirement In The Downtown Development District (Transition Sub-District) -- Property Located At 313 South O'Connor Road -- Craig And Lorraine Taylor, Applicants

Senior Planner Ken Bloom presented the case and stated that the Planning and Zoning Commission voted favorably on this case at the March 6, 2006, Commission meeting, but they did add three stipulations. However, the applicant does not want to comply with paving the two driveways

The Council discussed gravel vs. asphalt driveways and the appropriate set back for this property; however no direction was given to staff.

- 21** Ordinance -- Amending The Comprehensive Plan To Change The Land Use Recommendation Of The Comprehensive Plan From "Retail" To "Single Family Attached-Medium Density Residential" And Granting S-P-2 (Generalized Site Plan) For R-TH (Townhouse) District Uses In Zoning Case #5586 -- An Approximately 10.45 Acre Tract Located On The North Side Of Market Place Boulevard Between Olympus Boulevard And Rosche Drive -- Hunter Equities, Inc., Applicant **(Postponed From The February 23, 2006, City Council Meeting)**

Senior Planner Ken Bloom presented the case.

There followed lengthy discussion by the Council regarding the increased residential density and its adjacent to the existing retail development.

Councilwoman Van Duyne and Councilman Meagher expressed their concern with the development high density townhomes.

- 26** City Manager's Report

- Major Project Status Report: Traffic will be switched to new roadway on the north side of Grauwylor or MacArthur;
- Board and Commission Appreciation Banquet on March 28, 2006;
- Public Meeting on O'Connor Road Paving Improvements on April 4, 2004 at 6:30 p.m.
- Voluntary Water Rationing Measures are now being advertised;
- Com Cast 2005 Evaluation Report;
- Director Pat Nicks presented a preliminary report on a survey or Council Worksession audio. The Council directed the staff to bring back a plan on televising the Work session.

- RTC meeting was held yesterday at city hall regarding toll rates, and there will be several more meetings of the RTC regarding this issue;
- Chief Boyd gave a brief summary about the Texas Alcoholic Beverage Commission operation. He stated that the city only assisted the TABC. There was some adverse publicity from media support and, this backfired on the City of Irving, this occurred on March 10, 2006;
- Budget Kick off will be start this week; departments have been given there information and this process is starting.
- Had rain that was beneficial to the city, there was some localized flooding;
- Washington D.C. trip with our consultants to visit with our congressional delegations on transportation will be May 1-3, 2006.
- Trip to Abilene that the Arts Center is providing on April 11, 2006, to look at the Abilene Museum.
- Reception for Patrice Walker Powell who is with the National Endowment for Arts. This will be held on April 12, 2006, from 8:00 to 9:30 at La Cima Club;
- April 17, 2006 at 7:00 p.m. at the Council Chambers, the Planning and Zoning Commission will hold a public hearing regarding proposed amendments to the Zoning Ordinance relative to the restrictions on the amount of front yard that can be paved, standard for driveway paving, outside storage in both residential commercial areas and accessories residential units in single family neighborhoods;
- David Leininger has been asked to serve on a advisory panel for Fairfax County Virginia: in addition to this "Vision North Texas" asked that he serve on their management committee.

27 Mayor's Report

- Mayor Gears reported that he worked with the "Meals on Wheels" this morning and stated that they prepare seven thousand meals; he added that this is an amazing program.
- Executive Director Vivian Ballou, Housing and Human Services Department is reaching out to city employees who do not own a home and are interested in assistance in purchasing a home. Mayor Gears announced that there will be an Employee Home Buyers Orientation on March 29, 2006, at the Central Library from noon to 1:00p.m.

2 DISCUSSION: Proposed Revisions To The Burglar Alarm Ordinance

Chief Larry Boyd introduced the item.

Lieutenant Ron Howard gave a presentation on the requested revisions

The Council agreed to bring these revisions back to a Regular Council in ordinance format.

EXECUTIVE SESSION

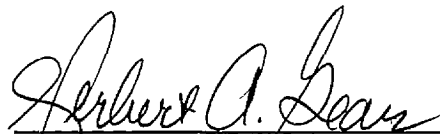
Mayor Gears read the Council into Executive Session at 3:50 p.m.

3 DISCUSSION: Status On City Manager Search

Mayor Gears announced that the Council will now reconvene in Open Session.

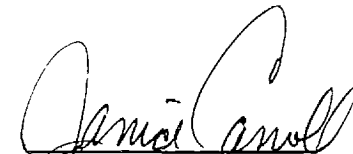
The time was 4:00 p.m.

The meeting adjourned at 4:01 p.m.



Herbert A. Gears, Mayor

ATTEST:


Janice Carroll, TRMC
City Secretary

