

**IRVING CITY COUNCIL
WORK SESSION
November 15, 2006**

The Irving City Council met in work session in the First Floor Council Conference Room of the City Hall Complex on November 15, 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

- 3 Resolution -- Approving An Annual Maintenance Agreement Between The Irving Police Department And NEC Corporation For The Maintenance Of The Automated Fingerprinting Identification System (AFIS)

Councilman Philipp asked if there was a latent work station, he asked if the city was short a resource that would enhance this system.

Chief Boyd stated that his department has a latent finger print station, and this is a maintenance agreement for the computer that stores these prints. He stated that he has all of the resources that he needs

- 5 Resolution – Approving An Employment Agreement With The City Manager

Mayor Gears stated that this item would be discussed in executive session

- 7** Resolution – Approving An Agreement Between The City Of Irving And Dean International Inc., In The Amount Of \$300,000.00 For Creation Of A Comprehensive Analysis Of Water Related Assets

Mayor Gears stated that this item would be postponed

City Manager Gonzalez added that this could be discussed in executive session

- 16** Ordinance – Zoning Case #5662 – Granting S-P-2 (Generalized Site Plan) For C-N (Neighborhood Commercial) And Hotel Uses – An Approximately 2 00 Acre Tract Located At 4700 Plaza Drive – Tomden Engineering, Applicant

Councilman Philipp asked what the status is on extended stay with motel/hotel regulation building needs in the city.

City Manager Gonzalez stated that under the existing ordinance it meets all the requirements. He noted that now a higher level of standards are being considered and will be considered by the Planning and Zoning Commission.

Director of Planning and Development Ed Berry stated that this will be discussed at the next Planning and Zoning Commission meeting.

Councilman Philipp stated that it is time to raise the standards. He would like the P&Z recommendation to be referred to the Planning and Development Committee for further review.

Ed Barry, Director of Planning and Development, agreed to review the proposed new standards with this client.

Mr. Gonzalez stated that this would be taken back to Planning and Zoning and the Planning Development Committee and would be brought back to the Council.

- 17** Ordinance – Zoning Case #5660 – Granting S-P-2 (Generalized Site Plan) For R-6 (Single Family) Uses – An Approximately 0.161 Acre Tract Located At 2320 Cunningham Street (East Of North Story Road) – Elias Yanez, Applicant

Senior Planner Ken Bloom presented the case.

Councilman Meagher asked if the carport met the requirements

Mr. Bloom stated that this item does meet the carport requirements.

- 18** Ordinance – Adjusting The City Council Residential Districts 1 Through 5 In Accordance With The City Of Irving Home Rule Charter Article IV, Sec 3 (d)

Mayor Gears introduced the item and called on Councilwoman Van Duyne for an update.

Councilwoman Van Duyne stated that they have had three meetings with Attorney Bob Heath, they looked at all the numbers to decide if they wanted to use the 2000 Census or 2005 COG numbers. Ms. Van Duyne stated that the Committee chose the 2000 Census numbers, and recommended Option "A" as prepared by Mr. Heath.

Attorney Bob Heath with Bickerstaff, Heath, Pollan & Caroom, L L.P presented this item along with Ms. Sherry McCall

The council concurred to proceed with the adoption of Option "A."

- 19** Ordinance – An Ordinance Amending The Code Of Civil And Criminal Ordinances Of The City Of Irving, Texas, By Repealing Chapter 2, Article IV, Entitled "Irving Cable Television" Board

Councilman Stopfer made an introduction to this item and stated that they are sun setting this board.

Director of Community Affairs Pat Nicks also made a presentation on this item and stated that the board met in August and made a unanimous vote to disband this board.

Councilman Meagher asked if ICTN could have a citizen's advisory committee for reprogramming ICTN programs

City Manager Gonzalez stated that the ICTN programming would be brought back to work session and would be discussed further with the Council.

The Council agreed

- 20** Resolution -- Approving A Settlement Agreement In *City Of Irving V. Legend Asset Management, Corp., D/B/A Chivas Square Apartments, Et Al; Cause No. 06-11106*, For The Collection Of Delinquent Water Bills

City Manager Gonzalez commended Senior Assistant City Attorney Mike Bucek and city staff for their hard work in collecting thousands in overdue water bills.

- 21** Resolution -- Appointments To Boards, Commissions, And Committees With Terms Expiring November 2008, And To Various Unexpired Terms For The Following:
- a) Irving Arts Board
 - b) Construction Board Of Appeals
 - c) Convention And Visitors Bureau Board
 - d) Irving Advisory Committee On Disabilities
 - e) Health Board
 - f) Heritage House Committee
 - g) Library Board
 - h) Museum Board
 - i) Youth Council
 - j) Zoning Board Of Adjustments And Appeals

Councilman Dickens asked that this item be discussed in executive session.

22 City Manager's Report

City Manager Gonzalez stated that the city is going to a Stage 3 Water Restrictions due to water shortages caused by continuing drought conditions, the city will be moving toward more stringent water restrictions to help preserve the city's water supply at Lake Chapman. The city is planning to move to Stage 3 restrictions at the end of the month in conjunction with the next Council meeting. Irving water customers would be required to conserve water by adhering to the requirements. This item will be discussed in executive session

Mr. Gonzalez commended the staff at the Animal Shelter for all the positive changes. Progress continues to be made in regard to the Animal Services Enhancement Plan. The City is in the final stage of hiring a new supervisor who will lead the day-to-day operations of the division. In addition, security cameras have been installed and are operable. Volunteers will receive their certification letters this week and can begin volunteering later this month. In addition, a request has been sent to vendors regarding the purchase of a state-of-the-art animal tracking system. Finally, the city is pleased to report that rescues and adoptions continue at a rate that significantly surpasses previous years.

Councilman Meagher asked why a full time veterinarian is needed for the Animal Shelter. Director of Public Health and Environmental Services Pat Fowler gave an update and stated that a full time veterinarian will be on staff at the animal shelter, he stated that equipment has been budgeted.

Mr. Fowler stated that the job has been offered to a full time veterinarian as of this week.

2 DISCUSSION: Briefing - Status Of Automated Red Light Enforcement Program Analysis

Director of Public Works Jim Cline gave a presentation on this item and a handout was given to the Council with a copy of a proposed ordinance and other documents Mr. Cline also presented a timeline This item will be brought back to work session on November 29, 2006.

After discussion, Council agreed to look at civil fines for this, this item will be put on a Council legislative agenda.

City Manager Gonzalez stated that safety is the main reason for this program.

The Council agreed to move forward.

3 DISCUSSION: Burglar Alarm Ordinance Update

Police Chief Larry Boyd introduced the item and called on Lieutenant Ron Hubbard for a presentation on this item

Lieutenant Hubbard stated that the current ordinance allows five false alarms annually and when the number goes to six a \$50 00 false alarm fine is imposed. However, this is not adequate to bring people into compliance by acquiring an alarm permit. Mr. Hubbard went over the changes in the proposed ordinance

Mr. Hubbard stated that if this ordinance is passed, it will be implemented January 1, 2007. This is a 30 day grace period, and they will educate and work with ICTN in getting the word out to the citizens of the changes

Councilman Philipp asked what the current compliance rate with registration of alarm system in the city.

Chief Boyd stated that there may be from 20,000 to 25,000 alarm permits needed in Irving and that only 8,000 are currently registered

Councilman Philipp asked if the current ordinance includes a Section 920 on penalties

Mr. Hubbard stated that Section 920 is in the current ordinance

It was noted that the Council was provided a letter from a citizen that opposes these changes in the ordinance.

Councilman Philipp asked for a briefing on this item at the Council meeting tomorrow night

4 DISCUSSION: Military Deployment Policy Update

Mayor Gears introduced the item and stated that there should not be a time limit on employees who are called for military deployment duty.

City Manager Gonzalez stated that in order to express continued support for our reservist employees and to avoid having them incur any financial hardship due to their military services, the Human Resources Department was asked to extend the length of time reservists may receive supplementary pay to 18 months instead of one year. Supplemental pay is provided to employees who receive a lower salary in the military than they do working for the city and makes up the difference. Typically, employees have not been on military leave for more than one year, but recently an employee in the Fire Department was told that he could expect to serve for 18 months.

The Council agreed with this change as it applies to only involuntary deployment and that it has a vehicle for Council review in the event that an individual's deployment is longer than 18 months.

City Secretary Janice Carroll read the Mayor and Council into Executive Session at 2:12 p.m.

EXECUTIVE SESSION

7 Resolution – Approving An Agreement Between The City Of Irving And Dean International Inc., In The Amount Of \$300,000.00 For Creation Of A Comprehensive Analysis Of Water Related Assets

21 Resolution -- Appointments To Boards, Commissions, And Committees With Terms Expiring November 2008, And To Various Unexpired Terms For The Following.

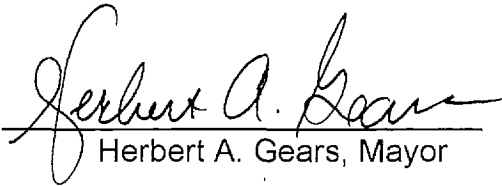
- a) Irving Arts Board
- b) Construction Board Of Appeals
- c) Convention And Visitors Bureau Board
- d) Irving Advisory Committee On Disabilities
- e) Health Board
- f) Heritage House Committee
- g) Library Board

- h) Museum Board
- i) Youth Council
- j) Zoning Board Of Adjustments And Appeals

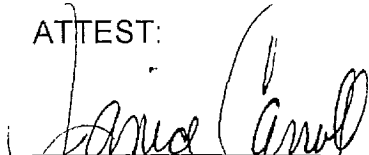
- 5 **DISCUSSION:** Discussion of Irving Arts Board
- 6 **DISCUSSION:** Advice From Attorney – Review Of Irving Water Supply Contractual Terms In Light Of Drought Conditions
- 5 Resolution – Approving An Employment Agreement With The City Manager

Mayor Gears announced that the Council will now reconvene in Open Session
The time was 4:40 p.m.

The meeting adjourned at 4:51 p m


Herbert A. Gears, Mayor

ATTEST:


Janice Carroll, TRMC
City Secretary

