

REGULAR MEETING OF THE IRVING CITY COUNCIL
May 24, 2007

The City Council met in regular session in the Council Chambers of the City Hall Complex on May 24, 2007, at 7:00 P.M. The following members were present:

Mayor Herbert A. Gears

Councilmembers

Thomas D. Spink

Beth Van Duyne

Allan E. Meagher

Lewis Patrick

Rose Cannaday

Rick Stopfer

Sam Smith

Joe Philipp

Mayor Gears welcomed the citizens to this meeting of the City Council.

ORGANIZATIONAL SERVICE ANNOUNCEMENTS

There were no organizational service announcements made.

INVOCATION

The invocation was delivered by Pastor Tyrone Howell, Jr., Sword of the Spirit Church and Ministries Church, of the City Of Irving, Texas.

PLEDGE OF ALLEGIANCE

Councilman Patrick led those present in the pledge.

OATH OF OFFICE

Mayor Gears presented a plaque of appreciation for their service to the City Councilman James Dickens and Councilman Lowell Cannaday. Councilman Dickens was also presented with City pin in honor of his total 35 years of service to the City of Irving as an employee as well as his nine years on the Council.

Mayor Gears introduced Judge Timothy Whisler, Presiding Municipal Court Judge for the city of Irving, to administer the Oath of Office to the newly elected Councilmembers and to the incumbents: Councilman Thomas D. Spink, Place One; Councilwoman Beth Van Duyne, Place Two; Councilwoman Rose Cannaday, Place 5; and Councilman Sam Smith, Place Seven. Mayor Gears also said that following this ceremony, there would be a brief reception.

PUBLIC INPUT HEARING

- 1 **File No. 5-24-07-178** -- Public Hearing -- Public Input On The 2007-2008 City Of Irving Fiscal Year Budget

Administrative Comments

1. Citizens are invited to comment upon City operations and to express their views as to how funds should be expended.
2. The 2007-2008 Proposed Budget consists of the following fund groups:
 - a) General Fund (General Government Operation)
 - b) Enterprise Funds (Water & Sewer System Fund, Texas Stadium Funds and Municipal Drainage Utility Fund)
 - c) Internal Service Funds (Garage and Equipment Replacement Funds)
 - d) Capital Improvement Bond Funds
 - e) Trust and Agency Funds (Grants, Insurance, Pensions, etc.)
 - f) Special Revenue Funds (Irving Convention and Visitors Bureau, Irving Arts Center, Historic Preservation and Museum Fund)
 - g) Debt Service Funds (Interest and Sinking Funds)

Mayor Gears introduced the item and asked if anyone wished to speak in favor or opposition.

Joyce Eckles, 1827 Dory Lane, stated that she would like alleys to be finished in her neighborhood. During the recent rains they have flooded as the water does not drain.

Lucia Rottenberg, 2220 Indian Creek Drive, asked if in the budget the Water Department could have a computer program that can charge her credit card every time her water bill is due or to at least be able to pay by phone.

CONSENT AGENDA

The consent agenda, items #2 through #26, were considered for approval. Mayor Gears asked if anyone wished to pull an item from the consent agenda for individual consideration. Mayor Gears also announced that Councilwoman Van Duyne would abstain from voting on item #3. The following items were pulled from the Consent agenda #9, #14, #16, #18, and #23. **Councilman Phillip moved to approve the consent agenda, items #2 through #26 excluding items 9, 14, 16, 18 and 23. Seconded by Councilman Stopfer, the motion was approved by a vote of 9-0.**

- 2 **Resolution No. 5-24-07-179** -- Approving The City Council Work Session Minutes Of May 2, 2007, And The City Council Meeting Minutes Of May 3, 2007

- 3 **Resolution No. 5-24-07-180** -- Approving A Letter Of Agreement Between The City Of Irving, On Behalf Of The Irving Arts Center And The Las Colinas Association In The Amount Of \$50,000.00 To Assist In The Funding Of The Carpenter Monument In Memorial Of Ben H. Carpenter, The Founder Of Las Colinas **(Councilwoman Van Duynes abstained from voting on this item).**
- 4 **Resolution No. 5-24-07-181** -- Authorizing The Mayor To Apply For Funding Through The Office Of The Attorney General For The Victim Coordinator And Liaison Grant (VCLG) For A One Year Period
- 5 **Resolution No. 5-24-07-182** -- Approving A Justice Assistance Grant (JAG) Agreement Between The City Of Irving And Dallas County For FY 2007 Justice Assistance Grant Sharing Funds In The Amount Of \$61,455.05
- 6 **Resolution No. 5-24-07-183** -- Approving A Fiscal Agency Agreement Between The City Of Irving, The City Of Dallas And Dallas County Authorizing The City Of Dallas To Serve As The Fiscal Agent To Administer And Distribute Justice Assistance Grant (JAG) Funds Through The Edward Byrne Memorial Justice Assistance Grant Program
- 7 **Resolution No. 5-24-07-184** -- Authorizing Staff To Negotiate A Professional Services Contract With Conley Group, Inc. For The Design Of The Lee And Senter Park Roof Repairs And Replacement
- 8 **Resolution No. 5-24-07-185** -- Renewal of Proposal And Approval Of Amendment No. 1 With TRISTAR RISK MANAGEMENT For Claims Administration And Risk Management Services In the Net Estimated Amount of \$152,166.67 For The Period Of November 1, 2006, Through September 30, 2007, And In the Net Estimated Amount Of \$13,833.33 For The Period Of October 1, 2007, Through October 31, 2007, Subject To Funds Being Appropriated In Fiscal Year 2007-2008, To Be Used By Human Resources Department
- 10 **Resolution No. 5-24-07-187** -- Supporting House Bill 3181 Which Relates To The Offense Of Obstructing Emergency Vehicles At Railroad Crossings
- 11 **Resolution No. 5-24-07-188** -- Authorizing Staff To Negotiate An Engineering Design Services Agreement With Birkhoff, Hendricks, And Conway, LLP For The Design Of The Nursery/Railroad Basin Sanitary Sewer Main Inflow/Infiltration Improvements Project
- 12 **Resolution No. 5-24-07-189** -- Awarding A Contract To Patco Utilities, Inc. In The Amount Of \$683,494.76 For The 2006 Sanitary Sewer Main Replacement, Section III Project
- 13 **Resolution No. 5-24-07-190** -- Awarding A Contract To RKM Utility Services, Inc. In The Amount Of \$875,891.40 For The 2007 Water Main Replacement, Section I Project
- 15 **Resolution No. 5-24-07-192** -- Resolution – Adopting Prevailing Wage Rates For Use On City Construction Contracts

- 17 Resolution No. 5-24-07-194** -- Resolution -- Approving An Interlocal Agreement Between The City Of Irving And The City Of Fort Worth To Establish A Cooperative Purchasing Program
- 19 Resolution No. 5-24-07-196** -- Resolution -- Rejection Of Bid For Bio-Diesel Fuel For The Equipment And Building Services Department/Fleet Maintenance Division
- 20 Resolution No. 5-24-07-197** -- Resolution -- Rejection Of Bid For Installation of Wiring, Plumbing And Construction Required For Washer And Dryer Connections In Eight Fire Department Buildings For The Equipment And Building Services Department
- 21 Resolution No. 5-24-07-198** -- Purchases Funded In The 2006-2007 Budget
- (A) Bids -- Renewal Of Bid With Herco Equipment, Inc. For Hydraulic Repairs For Motor Vehicles And Mobile Equipment In The Net Estimated Amount Of \$12,000.00 For The Period Of July 1, 2007, Through September 30, 2007, And \$58,000.00 For The Period Of October 1, 2007, Through June 30, 2008, Subject To Funds Being Appropriated In Fiscal Year 2007-2008, To Be Used By The Equipment And Building Services Department/Fleet Maintenance Division
 - (B) Bids -- Renewal Of Bid With Equipment Southwest, Inc. For Parts And Repair Service For Refuse Trucks In The Net Estimated Amount Of \$10,000.00 For The Period Of August 1, 2007, Through September 30, 2007, And \$30,000.00 For The Period Of October 1, 2007, Through July 31, 2008, Subject To Funds Being Appropriated In Fiscal Year 2007-2008, To Be Used By The Equipment And Building Services Department/Fleet Maintenance Division
 - (C) Bids -- Annual Bid For Fusee Flares To Vehicle Maintenance Program, Inc. In The Net Estimated Amount Of \$12,000.00 For The Period Of June 1, 2007, Through September 30, 2007, And \$35,862.50 For The Period Of October 1, 2007, Through May 31, 2008, Subject To Funds Being Appropriated In Fiscal Year 2007-2008, To Be Used By The Police Department
 - (D) Proposals -- Renewal Of Proposal To Walnut Hill Wrecker Service For City Pound/Wrecker Service For The Period Of July 21, 2007, Through June 20, 2009, As Recommended By The Police Department And Economic Development And Financial Services Department/Purchasing Division
 - (E) Bids -- Renewal Of Bid With Bound Tree Medical, LLC; Moore Medical, LLC; QuadMed, Inc.; And PMI Progressive Medical International For Medical Supplies In The Net Estimated Amount Of \$10,813.42 For The

Period Of July 1, 2007, Through September 30, 2007, And \$54,067.04 For The Period Of October 1, 2007, Through June 30, 2008, Subject To Funds Being Appropriated In Fiscal Year 2007-2008, To Be Used By The Fire Department

- (F) Bids -- Annual Bid For Armored Car Service To Brinks, Inc. In The Net Estimated Amount Of \$12,000.00 For The Period Of May 24, 2007, Through September 30, 2007; \$36,000.00 For The Period Of October 1, 2007, Through September 30, 2008; And \$9,000.00 For The Period Of October 1, 2008, Through December 31, 2008, To Be Used By The Economic Development And Financial Services Department
- (G) Proposal -- Renewal Of Proposal With Review Med, L.P. For Medical Cost Containment And Related Services In The Net Estimated Amount Of \$60,500.00 For The Period Of November 1, 2006, Through September 30, 2007, And \$5,500.00 For The Period Of October 1, 2007, Through October 31, 2007, Subject To Funds Being Appropriated In Fiscal Year 2007-2008 To Be Used By Human Resources Department
- (H) Bids -- Award Of Bid To H & E Equipment Services For A Trailer Mounted Mudjack Machine In The Net Amount Of \$49,267.00 To Be Used By The Public Works Department/Streets Division
- (I) Bids -- Renewal Of Bid With Oriental Building Services For Custodial Maintenance Service For The Valley View Municipal Complex In The Net Estimated Amount Of \$6,290.24 For The Period Of August 1, 2007, Through September 30, 2007, And \$31,451.17 For The Period Of October 1, 2007, Through July 31, 2008, Subject To Funds Being Appropriated In Fiscal Year 2007-2008, To Be Used By The Public Works Department/Water Utilities Division
- (J) Proposals – Award Of Maintenance Agreement To Harris Computer For Utility Billing And Management System Software In The Net Amount Of \$53,956.00 For The Period Of July 1, 2006, Through June 30, 2008, To Be Administered By The Information Technology Department
- (K) Proposals – Award Of Proposal To Accent Audio/Video, Inc. For The Purchase And Installation Of Audio/Video Equipment For The Police Training Academy In The Net Amount Of \$35,477.00, As Recommended By The Information Technology Department
- (L) Bids -- Award Of Bid To Associated Theatrical Contractors For The Irving Arts Center Drapery Replacement In The Net Amount Of \$84,880.15
- (M) Bids -- Award Of Bid To API Systems Group For The Irving Arts Center

Fire Alarm Control Panel Replacement In The Net Amount Of \$88,004.00

- (N) Award – Approving Award To Carpet Services, Inc. For The Purchase And Installation Of Carpet For The Irving Arts Center, Through The State Of Texas Cooperative Purchasing Program (TXMAS) In The Net Amount Of \$40,728.64

22 Ordinance No. 8806 -- Budget Adjustment To The 2006-2007 Fiscal Year Budget

I. General Fund

- 24 Ordinance 8797** -- Final Reading -- Granting A Franchise To Maredi Corporation, dba United Cab Company, To Operate A Taxicab Service In The City of Irving, Texas
- 25 Ordinance No. 8808** -- Amending Section 7-1 "Definitions"; Subsection (12) "Real Estate Signs" Of Section 7-3 "Special Provisions"; And Section 7-22 "Variances" Of Chapter 7 "Billboards And Signs" Of The Code Of Civil And Criminal Ordinances Of The City Of Irving, Texas, Providing A Severability Clause; Providing A Savings Clause; Providing A Penalty Clause; And Providing An Effective Date
- 26 Ordinance No. 8809** -- Master Thoroughfare Plan Amendment To Modify Roadway Segments

This concludes the consent agenda items #2 through 26, excluding items #9, #14, #16, #18, and #23.

- 9 Resolution No. 5-24-07-186** -- Authorizing Attorneys For The City Of Irving To Take All Necessary Legal Action Including Filing Suit Against The Owners Or Any Other Entity Which May Be Liable For The Illegal Outside Storage Of Inoperative Motor Vehicles, Salvage Parts, Vehicle Parts, And Other Trash And Debris On The Property Located At 2616 Alan-A-Dale

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

Councilman Philipp asked for a brief presentation on this item.

Director of Inspections Gary Miller reviewed the extensive code violations incurred by this property and the noted that this property has been in violation of city codes for many years.

Acting City Attorney Charles R. Anderson asked for the Council's authority to go forward and confirmed the seriousness of this issue.

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

- 14 Resolution No. 5-24-07-191** -- Authorizing The Mayor To Execute An Interlocal Cooperative Agreement Between The City Of Irving And The North Central Texas

Council Of Governments For Sustainable Development Transportation Land Banking Project

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

Councilman Philipp asked for a presentation by staff.

Director of Public Works/Traffic and Transportation Jim Cline gave a brief presentation and stated that this will allow the city to purchase land adjacent to the Trinity Rail Express Transit Station located in South Irving..

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

- 16 Resolution No. 5-24-07-193** -- Approving An Interlocal Agreement Between The City Of Irving And The City Of Coppell To Establish A Mutual Interest In Communications Consultancy Services In An Amount Not To Exceed \$87,500.00 For One Half Of The Actual Costs Of These Services

Mayor Gears introduced the item and asked if anyone wished to speak in favor or opposition.

The following registered, but did not wish to speak:

Nancy Wilson, 2911 Bryn Mawr Drive

Councilwoman Van Duyne gave the history of this proposed development and the recent purchase of additional land from TXU. She explained the impact of this development on the city of Irving.

Councilman Philipp was concerned about the authorization of the funds.

Councilman Philipp moved to approve the resolution with the stipulation that under this agreement shall be in an amount not-to-exceed \$87,500.00, provided, however, that before any amount in excess of \$5,000.00 shall be expended under this agreement, such expenditure must be approved by the City Council, and said amount shall be expended from currently available funds. Seconded by Councilwoman Van Duyne, the motion was approved by a vote of 9-0.

- 18 Resolution No. 5-24-07-195** -- Authorizing Staff To Negotiate A Professional Engineering Services Contract With TAC Energy Solutions For The Purpose Of Completing A Detailed Energy Audit On City Facilities

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

City Manager Tommy Gonzalez asked for a staff presentation on this item.

Director of General Services Nick Merritt gave an overview of this project and the method staff used to make the decision to recommend that Council TAC Energy Solutions.

The following bidders registered to speak in opposition of this recommendation:

Chas Harris, Johnson Controls, 3021 West Bend Drive, Irving, Texas
Jesse Thompson, Johnson Controls, 3021 West Bend Drive, Irving, Texas.

The following bidders registered to speak in favor of this item.

Jeff Canterbury, Energy Solutions Group and Business Development
Dean Meyer, President, TAC America's

After presentations there followed lengthy Council discussion regarding staff's recommendation and the methods used to determine this recommendation.

Councilman Patrick moved to approve the resolution as presented. Seconded by Councilman Meagher, the motion was approved by a vote of 6-3, with the following voting in opposition: Councilwoman Van Duyne, Councilman Spink and Councilman Philipp.

- 23 Ordinance No. 8807 -- First Reading -- Adopting Rider 6.1.1.16 - Underground Facilities Cost Recovery Factor Tariff - Proposed Tariff To Implement Electrical Infrastructure Improvements Including Installation Of Underground Wiring**

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

Managing Director Paul Gooch gave a presentation on this item and introduced Jerry Bates and Mike Sherburn representing Oncor.

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

ZONING CASES

- 27 Resolution No. 5-24-07-199 -- Requesting An Exception To The Masonry Requirements For Property Located At 3431 West Walnut Hill Lane (Sonic Restaurant) -- Sonic Restaurants, Applicant**

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

The applicant presented the case.

Councilman Meagher moved to approve the resolution. Seconded by Councilman Stopfer, the motion was approved by a vote of 9-0.

- 28 Ordinance No. 8810** -- Zoning Case #5616 -- Granting S-P-1 (Detailed Site Plan) For ML-40 (Light Industrial) Uses -- A 1.96 Acre Tract Located At 1428-1508 Hard Rock Road -- Juan Romo, Applicant

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

The applicant was not present.

Manager of Planning and Development Steven Reed gave a presentation on this item as the property owner was not present.

The following registered in opposition, but did not wish to speak.

Nancy Wilson, 2911 Bryn Mawr

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

- 29 Resolution No. 5-24-07-200** -- Amending The Comprehensive Plan To Change The Recommended Land Use From Open Space And Parks/Possible Wetland Mitigation Area To Single Family Detached - Low Density Residential And Granting R-6 (Single Family) District Uses In Zoning Case #5678 -- An Approximately 0.635 Acre Tract Located At The Southwest Corner Of Bolden Road And Nursery Road -- Ash Abraham, Applicant (**Postponed At The April 5, 2007 City Council Meeting**)

Mayor Gears stated that the applicant has requested a postponement to the June 14, 2007 City Council meeting.

The following registered in opposition, but did not wish to speak.

Nancy Wilson, 2911 Bryn Mawr

Councilman Stopfer moved to postpone this item to the June 14, 2007 City Council meeting. Seconded by Councilman Smith, the motion was approved by a vote of 9-0.

- 30 Ordinance No. 8811** -- Amending The Comprehensive Plan Recommended Land use Future Land Use Map To Single Family Attached, Medium Density Residential And Zoning Case #5680 -- Granting S-P-2 (Generalized Site Plan) For R-TH (Townhouse) Uses -- A 20.065 Acre Tract Located On The Southwest Corner Of Pioneer Drive And Hard Rock Road -- Sharon Barbosa-Crain, Applicant

Mayor Gears introduced the item and asked if anyone wished to speak in favor or opposition.

Sharon Barbosa-Crain, 2608 Alan-a-Dale, representing the applicant presented the case.

Manager of Planning and Development Steve Reed also presented the staff's reasons for the recommendation to deny this case and noted that a ¾ vote of the entire Council is required.

The following spoke in opposition of this item.

Nancy Wilson, 2911 Bryn Mawr
Sue Harper, 1117 S. Delaware
Sandy Lancaster, DFW Airport, P.O. Box 619428

There followed lengthy Council discussion regarding the location of this property in the noise contour lanes of the Council adopted 1992 noise contour map for the DFW International Airport.

There followed lengthy discussion regarding the variances requested, density, on street parking and noise issues.

Councilman Philipp moved to approve the ordinance with the stipulations that the construction will comply with the city's aircraft noise attenuation requirements and that an aviation easement will be dedicated on the subdivision plat. Seconded by Councilman Meagher, the motion was approved by a vote of 7-2, with the following Councilmembers voting in opposition: Councilwoman Van Duyne and Councilman Meagher.

- 31 Resolution No. 5-24-07-201** -- Zoning Case #5681 -- Granting S-P-1 (Detailed Site Plan) For ML-20a (Light Industrial) And Outside Storage Uses -- An Approximately 0.713 Acre Tract Located At 1513 Maryland Drive -- C.T. And S., Inc., Applicant

Mayor Gears introduced the item and asked if anyone wished to speak in favor or opposition.

The applicants Bruce and Janet Witter presented the case.

Manager of Planning and Development Steve Reed explained staff's position that this be denied.

The following registered in opposition, but did not wish to speak.

Nancy Wilson, 2911 Bryn Mawr

After discussion, Council agreed that this could possibly be worked out regarding the property line and street right-of-way.

Councilman Stopfer moved to postpone this item to the June 14, 2007, City Council meeting. Seconded by Councilman Meagher, the motion was approved by a vote of 9-0.

- 32 Ordinance No. 5-24-07-202** -- Zoning Case #5690 -- Granting S-P-2 (Generalized Site Plan) For C-W (Commercial Warehouse) Uses -- A 3.58 Acre Tract Located At 1635 East Irving Boulevard -- Sharon Barbosa-Crain, Applicant

Mayor Gears stated that this item will be postponed.

Councilman Philipp made a motion to postpone this item to the June 14, 2007 City Council meeting. Seconded by Councilman Stopfer, the motion was approved by a vote of 9-0.

- 33 Ordinance No. 8812** -- Zoning Case #5700 -- Granting S-P-2 (Generalized Site Plan) For R-6 (Single Family) District Uses -- An approximately 5,780 Square Foot Tract Located At 3916 Carver Lane -- Maranot Real Estate Services, Inc., Applicant

Mayor Gears introduced the item and asked if anyone wished to speak in favor or opposition.

The applicant presented the case

The following registered in opposition, but did not wish to speak.

Nancy Wilson, 2911 Bryn Mawr

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

- 34 Ordinance No. 8813** -- Zoning Case #5702 -- Granting S-P-2 (Generalized Site Plan) For R-6 (Single Family) Uses -- An approximately 0.19 Acre Tract Located At 218 Bowman Street -- Kenneth P. LeMaster, Applicant

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

The applicant Ken Le Master presented the case.

The following registered to speak in opposition of this item.

Nancy Wilson, 2911 Bryn Mawr

There followed Council discussion regarding their general position on carports and their direction to staff to look at an enhanced set of requirements for carports.

Councilman Patrick moved to approve the ordinance as presented. Seconded

by Councilwoman Cannaday, the motion was approved by a vote of 7-2, with the following Councilmembers voting in opposition: Councilwoman Van Duyne and Councilman Spink

INDIVIDUAL CONSIDERATION

- 35 Resolution 5-24-07-203** -- Authorizing Preliminary Action For City Of Irving, Texas, General Obligation Bonds, Series 2007 And Waterworks And Sewer System New Lien Revenue Improvement Bonds, Series 2007 And Approving An Engagement Letter With Vinson & Elkins, LLP In An Amount Not To Exceed \$10,000.00 For Disclosure Counsel For The City Of Irving

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

Councilman Philipp, Chair of the Audit and Finance Council Committee, gave a presentation on this item

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

- 36 Resolution No. 5-24-07-204** -- Approving An Economic Incentive Agreement With Maxim Integrated Products, Inc. For Rebate Of Taxes Paid On "Freeport" Inventory

Mayor Gears introduced the item and asked if anyone wished to speak in favor or opposition.

Jon Bonnot, Director of Economic Development for the Greater Irving Las Colinas Chamber of Commerce spoke in favor of this agreement.

Councilman Smith moved to approve the resolution as presented. Seconded by Councilman Spink, the motion was approve by a vote of 9-0.

- 37 Resolution No.5-24-07-205** -- Approving An Economic Development Incentive Agreement With Maxim Integrated Products, Inc. For Rebate Of Certain Taxes Paid On Real And Business Personal Property

Mayor Gears introduced the item and noted that this is a companion item to Item # 36. He asked if anyone wished to speak in favor or opposition. There were no speakers.

Councilman Smith moved to approve the resolution as presented. Seconded by Councilman Stopfer, the motion was approved by a vote of 9-0.

APPOINTMENTS AND REPORTS

- 38** City Manager's Report

- Recognizes the Chamber for all their efforts with Maxim.

- Retreat will be held at the Irving Arts Center Friday, May 25, 2007.

39 Committee And Liaison Report/Meetings

There was no report given.

40 Mayor's Report

Preliminary tax roll from the Dallas Central Appraisal District stated that the tax base in Irving shows a growth of over 25%, this is almost a four billion dollar increase, and over 500 million dollars is from new construction.

41 The meeting adjourned at 11:50 p.m.

CITIZEN FORUM

Nancy Wilson, 2911, was not present to speak.

Janna Hughes, P.O. Box 153114, addressed the Mayor and Council of the inequities in city fees between the retired, social security, and the disabled and that a distinction is not made at the Federal level for disabled people.

Mary Chapin, 1013 N. Sleepy Hollow, addressed the Mayor and Council regarding a banner that was put up at a church, the church received a citation from the city.

Oscar Ward, 608 Farine Drive, requested that at the next meeting the Citizen Forum be broadcast.

ATTEST:

Herbert A. Gears, Mayor

Janice Carroll, TRMC
City Secretary