

**IRVING CITY COUNCIL**  
**WORK SESSION**  
**October 31, 2007**

The Irving City Council met in work session October 31, 2007. The following members were present:

**Mayor**

Herbert A. Gears

**Council members**

Thomas D. Spink  
Lewis Patrick  
Rose Cannaday  
Joe Philipp  
Allan Meagher  
Beth Van Duyne

Councilman Rich Stopfer and Councilman Sam Smith were absent.

Mayor Gears called the meeting to order 12:10 pm.

**1 DISCUSSION:** Regular Agenda

The Council reviewed the agenda and the following directions were noted.

**1** City Manager's Report

City Manager Gonzalez deferred the report to the regular meeting.

**7** Resolution -- Approving An Agreement For Underground Facilities And Cost Recovery With ONCOR Electric Delivery For The Installation Of Underground Electrical Facilities For The MacArthur Boulevard And Shady Grove Intersection Improvement Project

**8** Resolution -- Approving A Cost Participation Agreement Between The City Of Irving And Time Warner Cable For The South MacArthur Boulevard Gateway Improvements Project

**9** Resolution -- Approving Two Cost Participation Agreements Between The City Of Irving And Verizon For The South MacArthur Boulevard Gateway Improvements Project

Councilman Meagher asked if this was a joint project with the Streets Department, and questioned the efficiency and cost of separate contracts.

Engineering Deputy Director Bob Chapman stated that the departments will coordinate the work but separate contracts are required.

Managing Director Paul Gooch noted that there are different regulations for each utility relocations.

- 12** Resolution -- Approving A Contract With Chris Navarro, Sculptor, For The Design And Casting Of A Bronze Sculpture Titled "Joy Of Life", For The Entry Gateway Development Associated With The MacArthur Boulevard Beautification At Weathered Street

- 13** Resolution -- Approving A Contract With Martha Pettigrew, Sculptor, For The Design And Casting Of A Bronze Sculpture Titled "Unbridled Spirit", For The Entry Gateway Development Associated With The MacArthur Boulevard And Shady Grove Road Intersection Improvements Project

Councilman Meagher requested details on this beautification project.

Managing Director Paul Gooch described the site map and noted this is the first City improvement initiative regarding corridor beautification.

Councilman Philipp questioned the progress of the branding study and how this project fits within the City's branding initiatives.

Convention and Visitors Bureau Director Maura Gast stated that the research has been completed and they are compiling the findings into recommendations and frameworks to bring back to the Council soon. She believes the proposed corridor landscaping and artwork will compliment the shape of the images or future phrasing.

- 14** Resolution – Approving A Planning Funding Agreement Between The City Of Irving And Nextel Operations, Inc., A Wholly Owned Indirect Subsidiary Of Sprint Nextel Corporation In Accordance With The Federal Communications Commission August 6, 2004 800 MHz Frequency Reconfiguration Order

Mayor Gears asked if this was the legally required change.

Information Technology Director Hong Sae stated that this resolution would provide a proprietary channel for cities.

Councilman Philipp noted concern that this would impact reliability and coordination among multiple communication sources.

Deputy City Attorney Brenda McDonald said this issue will be discussed in Executive Session.

- 16** Resolution -- Approving An Interlocal Agreement Between The City Of Irving And Dallas County Utility And Reclamation District For The Desiltation Of District Waterways And Maintenance Of Waterway Slopes And Structures

Public Works Director Jim Cline noted the testing for pollutants in the water is paid by the Municipal Drainage Utility Fund and described how this process relates to the Flood Control Districts operations in the City.

- 20** Resolution -- Approving Addendum No. 1 To The Engineering Services Agreement With Alan Plummer Associates, Inc. For Professional Services Associated With The Development Of A Water Reuse Implementation Plan

Councilman Philipp requested a presentation on this item.

Assistant Water Utilities Director Todd Reck described the ongoing mitigation with Lake Chapman and the replanting and landscaping around Lake Lavonne.

- 23** Resolution -- Purchases Funded In The 2007-2008 Budget Or Subject To Funds Being Appropriated In Future Fiscal Years

(C) Award -- Approving Award To Altermann Galleries & Auctioneers For A Public Art Piece Sculpture To Be Placed In The MacArthur And Grauwlyer Pocket Park

Councilman Philipp requested a summary of the pocket parks art projects and their costs to be presented to council at a future worksession.

- 25** Ordinance -- Amending Chapter 6 Entitled "Animal Services" Of The Code Of Civil And Criminal Ordinances Of The City Of Irving, Texas, Prohibiting The Unattended Tethering Of Dogs

Managing Director Paul Gooch presented the points of this ordinance and noted that dogs can be tethered only if the owner is present.

Councilwoman Cannaday agreed with the ordinance and noted studies that tethering for long periods of time created aggressive animals.

- 27** Ordinance -- Zoning Case ZC07-0037 -- Granting S-P-2 (Generalized Site Plan) For R-6 (Single Family) Uses -- An Approximately 0.17 Acre Tract Located At 201 West 12th Street -- Juana DelCarmen Benavides, Owner/Applicant

Urban Development Manager Steven Reed noted that this case has returned to Council and described the options presented to the applicant as to how the home can be expanded without using the garage.

Mayor Gears asked if the applicant would consider postponement as a full Council will not be present at the regular meeting.

Councilwoman Cannaday noted her concern with preserving the integrity of the neighborhood and the high opposition of the neighbors. She also stated that the work looks professionally done and they should have known that a permit was required.

Councilman Philipp asked what the applicant's views were on the other options presented.

Urban Development Manager Steven Reed stated that the applicant reviewed all the options but is requesting that the original variance be approved.

The Council questioned the motion options. It was clarified that a motion to allow the original zoning to stand would be required.

**29** Resolution -- Approving An Abatement Agreement Between The City Of Irving And Brian Hill, Owner Of 1508 Rustic Drive, Irving, Texas

Code Enforcement Director Teresa Adrian stated that this item will be pulled from the agenda as the property owner has complied and no action will be taken.

**31** Committee And Liaison Report/Meetings

Managing Director Paul Gooch noted that the Community Service Committee meeting has been rescheduled for November 12, 2007 at 9:00 am.

**2** **DISCUSSION:** Building and Standards Update

Code Enforcement Director Teresa Adrian presented an update and provided before and after pictures of many properties that have been brought into compliance.

Mayor Gears commended the Code Enforcement Department for their efforts.

**3** **DISCUSSION:** Irving Citizens on Patrol Update

Police Chief Larry Boyd described the program and the upcoming changes that will include the use of decommissioned marked police cars for the team leaders of the citizens on patrol.

Councilwoman Van Duyne requested a description of the Irving Citizens Police Academy.

Chief Boyd noted that the program gives citizens more understanding and a behind-the-scenes look at the Police Department. The next academy will begin in March 11, 2008.

**4** **DISCUSSION:** Public Health Board Update

Fire Chief Mario Molina stated that almost 80% of the Fire Department's calls are for EMS and described the functional organizational chart of the Fire Department and how they support the Health Board. He also announced a "wet down" ceremony on November 7<sup>th</sup> at 8:30 am for the new aerial platform ladder at station 9.

Councilwoman Cannaday requested the date of the next Citizens' Fire Academy.

City Manager Tommy Gonzalez noted that the reclassifications and groupings with the Fire and Health Departments as well as the Police and Code Enforcement Departments have saved the City money on management positions.

**5 DISCUSSION:** Emergency Sanitary Sewer Work Update

Assistant Water Utilities Director Todd Reck described the sewer overflow at Riverside Drive and stated that a contractor is currently installing the new piping.

**EXECUTIVE SESSION**

Deputy City Attorney Brenda McDonald read the Mayor and Council into Executive Session at 2:21 p.m.

**7** Land Acquisition – State Highway 183

**8** Legal Advice - Flood Control District Section III

**9** Legal Advice – Texas Stadium

Mayor Gears announced that the Council will now reconvene in Open Session. The time was 4:05 p.m.

The meeting adjourned at 4:06 p.m.

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Herbert A. Gears, Mayor

ATTEST:

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Janice Carroll, TRMC  
City Secretary