

WORK SESSION MEETING OF THE IRVING CITY COUNCIL
DRAFT MEETING MINUTES
May, 21, 2008

ITEM #3

The Irving City Council met in work session May, 21, 2008. The following members were present/absent:

Attendee Name	Organization	Title	Status	Arrived
Herbert Gears	Irving City Council	Mayor	Present	
Beth Van Duyne	Irving City Council	Councilwoman	Present	
Allan Meagher	Irving City Council	Councilman	Present	
Lewis Patrick	Irving City Council	Councilman	Present	
Rick Stopfer	Irving City Council	Councilman	Present	
Sam Smith	Irving City Council	Councilman	Present	
Joe Philipp	Irving City Council	Councilman	Present	
Rose Cannaday	Irving City Council	Councilwoman	Present	
Thomas Spink	Irving City Council	Councilman	Present	

Mayor Herbert Gears called the meeting to order at 12:05 PM.

DISCUSSION TOPIC

1 Review of Regular Agenda

2 City Manager's Report

City Manager Tommy Gonzalez deferred his report to the regular meeting.

Councilman Joe Philipp asked about the status of the audit for Flood Control District, Section III, and noted that it is important to get this by June 1, 2008. He suggested that an audit be considered for all flood control districts.

9 Councilwoman Beth Van Duyne noted that this has been before the Council earlier.

Planning & Inspection Director Gary Miller presented the update of the applicant's request. He noted that the Council approved by Resolution 2-21-08-083 for the units to be located on the west side of the property and now they will be located adjacent to the west side of the building. Staff recommends this change.

12 Resolution -- Approving a Legal Services Agreement with Lynn Pham & Ross, LLP for Advice and Representation in Personnel Matters

City Attorney Charles Anderson stated that this item will be discussed in Executive Session.

19 Resolution -- Authorizing Staff to Negotiate an Engineering Services Agreement with Civil Associates, Inc. for Conflans Road Design Plans Between SH161 and Valley View Lane

Public Works Director Jim Cline described the road expansion design and noted that this improvement will be beneficial to residents as SH161 extends south.

- 21** Resolution -- Declaring Property Surplus and Authorizing the Taking of Bids for the Sale of Lots 1-6, Block 3, Original Town of Irving Located at 129 West Irving Boulevard

Councilwoman Van Duyne requested a presentation on this item.

Real Estate Services Manager Doug Janeway described the bidding process and noted that staff will bring this back to Council to award the sale.

- 22** Resolution -- Approving Purchase Contract for the Acquisition of 1.0738 Acres of Land Located at 2205 Wingren Road, 2206 North Britain Road and 2208 North Britain Road - Richard C. and Martha T. Elwell, Property Owners

Real Estate Services Manager Doug Janeway noted that this is a continuation of the acquisitions of land adjacent to S.H. 183. He confirmed that TxDOT plans to buy the southern properties to build a sound wall. This will be completed prior to the highway construction.

Councilman Stopfer described the green-scaping plans for the area.

- 26** Resolution -- Termination of Addenda No. 2 and No. 3 to the Consulting Services Agreement with PSA - Dewberry for Central Library Renovation Project

Mayor Herbert Gears requested a presentation on this item.

Managing Director Paul Gooch and Library Services Patty Landers advised the Council that the Library Board also recommended the termination of these addendums, as there is not adequate funding at this time.

Mayor Gears noted that this is a bid and he requested the bid items to be grouped as one item, as it has been done on past agendas.

- 39** Ordinance -- Budget Adjustment to the 2007 - 2008 Fiscal Year Budget

Councilwoman Beth Van Duyne requested more details regarding the budget adjustments on future agendas.

Budget Administrator Bret Starr described the current adjustments.

Councilwoman Van Duyne requested an update on the Paris, Texas water purchase contract.

Public Works Director Cline described the City's exclusive rights to negotiate with Paris, TX while they are reviewing the water availability and studies are being done regarding the feasibility of a pipeline.

Managing Director David Leininger noted that these costs are common in a due diligence process.

Councilman Joe Philipp confirmed the Council's need to know what the expenditures are as this project goes forward.

- 40** Ordinance -- Amending Section 7-1 'Definitions'; and Section 7-4 "Prohibited Signs" of Chapter 7 "Billboards and Signs" of the Code of Civil and Criminal Ordinances of the City of Irving, Texas, Relating to Electronic Signs

Senior Assistant Attorney Kuruvilla Oommen described the changes to the ordinance prohibiting electronic signs.

Councilwoman Rose Cannaday asked if the City is liable given the safety issues with electronic signs taking the attention of the driver away from the traffic.

Senior Assistant Attorney Oommen stated that the City Attorney's Office is looking into the City's responsibility.

Councilman Allan Meagher noted his support for electronic signage as a way to advertize community information.

Planning and Inspections Director Miller clarified that staff's recommendation is to maintain the City's status quo while staff reviews the state's new rules, and this ordinance does only that.

Councilman Philipp asked when the revised sign ordinance would come before council.

City Manager Gonzalez stated that staff plans to bring the sign ordinance before council within six to nine months as they are reviewing all signage. He assured the Council that changes will be made.

Mayor Gears requested a listing of the current billboard within the city.

- 42** Ordinance – Amending Section 21-88 of Chapter 21 of the Code of Civil and Criminal Ordinances of the City of Irving Texas by Establishing Speed Limits of 55 MPH on the SH114 Frontage Roads From the West City Limit to a Point 400' East of Meadow Creek Drive (TxDOT Mile Post 4.727) and 45 MPH From a Point 1,200' West of Colwell Boulevard (TxDOT Mile Post 4.727) to Spur 482

This item has been pulled by staff and will not be acted upon.

- 43** Resolution -- Supporting the Utilization of the Burlington Northern Santa Fe Rail Line to Connect the Cities of Carrollton, Farmers Branch, Frisco, Irving and Plano to the Commuter Rail Network

Management Analyst Melissa Baker presented the DFW Rail Coalition and the proposed north-south rail line through Irving, Plano, Carrollton, Farmers Branch, and Frisco.

Council discussed the entities involved in the project.

Management Analyst Baker noted that staff will continue to look into financing options.

- 44** Ordinance -- Second Reading -- Amending the Existing Gas Franchise Between the City and Atmos Energy Corporation to Provide for a Different Consideration Payable by that Franchise

City Manager Gonzalez confirmed that these new funds will be dedicated to corridor enhancements.

- 45** Ordinance -- Zoning Case #ZC07-0011 - Granting S-P-2 (Generalized Site Plan) for C-O (Commercial Office), Assisted Living Facilities, Independent Living Facilities, and Related Uses - Approximately 7.977 Acres at 1101 Kinwest Parkway (Approximately 400 Feet South of the Kinwest Blvd. and Bradford Pear Intersection) - TCI Woodmont Group, Applicant (Postponed From May 1, 2008 City Council Meeting)

Senior Planner Kenneth Bloom presented the zoning case.

Urban Development Manager Steven Reed clarified the independent living facilities qualifications.

There was lengthy discussion regarding the amenities and restrictions associated with an assisted living facility, an independent living facility and multi-family housing.

Councilman Philipp requested language to restrict multifamily conversion in the site plan.

- 46** Ordinance -- Zoning Case ZC08-0011 - Granting S-P-1 (Detailed Site Plan) for Dormitory or Hotel Uses - Approximately 1.673 Acres at 8205 Esters Blvd. - Collegiate Housing Services and Metropolitan Housing, Inc., Applicants (Postponed From May 22, 2008 City Council Meeting)

This item has been postponed to the June 12, 2008 Council meeting.

Councilman Philipp requested clearer definitions for dormitories when the item comes before Council again.

- 47** Ordinance -- Amending the Comprehensive Plan to Change the Recommended Land Use From "Single Family Detached, Low Density Residential" to "Single Family Attached, Medium Density Residential" Uses; Amending PUD No. 1 to Allow Additional Multifamily Acreage; and Approving Development Plan #48-Four Seasons Residences Requesting R-MF-1 (Multifamily) Uses and a Multifamily Concept Plan on a 7.73 Acre Tract Located on the South Side of O'Connor Ridge Road, North of Lena Lane - Sharon Barbosa-Crain, Applicant (Postponed From May 22, 2008 City Council Meeting)

This item has been postponed to the June 12, 2008 Council meeting.

50 Committee And Liaison Reports/Meetings

Managing Director Paul Gooch announced the Cimarron Water Park dedication on May 24, 2008.

2 Pet Registration Update

Senior Management Analyst Sheila Hupp presented information regarding the pet registration initiative which included the benefits to registration, the community outreach efforts from staff and the process of the registration.

Councilman Philipp suggested including students in the education efforts, as well as, funding programs on responsible pet ownership.

Managing Director Paul Gooch stated that the registration information will be distributed through the school system as well.

Councilman Sam Smith asked how many animals were euthanized per year.

Animal Services Manager Fredi Sanderson stated that around 2,000 animals are euthanized each year and only five percent of the animals picked up by Animal Services have identification.

Councilman Thomas Spink asked why the registration is renewed annually.

Managing Director Gooch stated that this will insure that pets have their annual vaccinations.

Mayor Herbert Gears and Councilman Lewis Patrick requested a public hearing to get citizen's input at the next Community Service Committee meeting.

Councilman Allan Meagher suggested exempting the annual registration renewal for pet owners who have their pet micro-chipped and/or fixed as an incentive.

3 Comprehensive Plan Update/Development Ordinances Rewrite

Managing Director David Leininger introduced the 2008 Comprehensive Plan.

Planning and Research Manager Kevin Kass described the work program parameters, future land use, the gateways and corridors initiative, and the zoning strategies.

Councilman Allan Meagher suggested including bike lanes during future street expansions.

- 4** Development Ordinances Rewrite - Staff Update
This item was not discussed.

EXECUTIVE SESSION

City Attorney Charles Anderson read the Mayor and Council into Executive Session at 3:10 PM.

- 5** City Manager – Personnel
- 6** Review of Regular Agenda (if required)
- 48** Resolution -- Selection of Mayor Pro Tem and Deputy Mayor Pro Tem by the City Council
- 49** Resolution -- Appointment to the Irving Convention & Visitors Bureau Board of Directors to Fill an Unexpired Term
- 50** Resolution -- Appointments to the Hospital Authority Board

Mayor Gears announced that the Council will now reconvene in Open Session. The time was 4:45 PM.

The meeting was adjourned at 4:46 PM

Herbert A. Gears, Mayor

ATTEST:

Janice Carroll, TRMC
City Secretary