

**REGULAR MEETING OF THE IRVING CITY COUNCIL  
MEETING MINUTES  
January 14, 2010**

The City Council met in regular session in the Council Chambers of the City Hall Complex on Thursday, January 14, 2010. The following members were present / absent:

<b>Attendee Name</b>	<b>Organization</b>	<b>Title</b>	<b>Status</b>	<b>Arrived</b>
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	

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**ORGANIZATIONAL SERVICE ANNOUNCEMENTS**

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Margie Stipes, 1602 Upton Place, Heritage Society, invited everyone to join them for their General meeting on Tuesday, January 26, 2010, at Central Auditorium, Director of Real Estate and Development Brenda McDonald will be the guest speaker, and she will give a presentation on the development for Heritage Crossing.

Teddie Story, 1036 Old Mill Circle, stated that Nimitz High School was awarded a grant from Learn and Service Texas. She also invited everyone to the Best Community Day it will be held on January 18, 2010 from 9-2 pm at Nimitz High School. Finally, she noted that the Homeless Count and Survey will be held on Thursday, January 28, 2010, at 9:00 a.m., they will be serving breakfast and it is being held at First United Methodist Church.

Houston DeBerry, 3904 Boise Courts, is working with the 2010 Census Irving Counts Campaign he stated that the 2010 census is coming in April and in order to help spread the word he announced that the Irving Counts Campaign is sponsoring a Census Awareness Poster Competition working in partnership with the census bureau and local schools, Irving invites all students in grades K-12 to create a poster which promotes the 2010 Census. Entries will be taken between January 18, 2010, and February 12, 2010. For more information on the Census Count please go to the city of Irving's website and follow the link on the home page. They are also holding two open houses next week; he invited the Mayor and Council to the events.

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**INVOCATION**

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The invocation was delivered by Pastor Norris McGill, Antioch Christian Church of the City Of Irving, Texas.

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**PLEDGE OF ALLEGIANCE**

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Councilman Patrick led those present in the pledge.

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### **PROCLAMATIONS AND ANNOUNCEMENTS**

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#### **Proclamation: Big Brothers Big Sisters**

Mayor Gears asked Diana Aguirre, Big Brothers Big Sisters Regional Executive Director for Dallas County and Associate Vice President of Development and Mandy Klem, Dallas County Recruitment Manager Big Brothers Big Sisters, he presented them with a Proclamation proclaiming January as National Mentoring Month.

#### **High Spirited Award:**

Mayor Gears also presented Earlene and Dan Matkin with the High Spirited Citizens Award.

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### **CITY COUNCIL AGENDA**

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#### **1 City Manager's Strategic Plan Update**

City Manager Tommy Gonzalez stated that a video would be shown on Goal #1. He also stated that a second video would be shown on own giving an update on all the improvements that have been made to the city of Irving.

City Manager Tommy Gonzalez also asked that John Bonnot from the Irving Chamber of Commerce to come forward and make an announcement about some good news that the Chamber received regarding four real estate business deals

John Bonnot stated that the Chamber received word from the Dallas Business Journal that four of the nominations that he Chambers submitted for Best Real Estate Deals 2009 were selected as finalist. The companies are Forward Air, Heine's, the new Irving Convention Center, and Park I

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### **CONSENT AGENDA**

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**2 Approving Minutes for Wednesday, December 02, 2009**

**3 Approving Minutes for Thursday, December 03, 2009**

**4 Approving Minutes for Thursday, December 17, 2009**

**5 Approving Minutes for Thursday, December 31, 2009**

**6 Resolution No. RES-2010-1 -- Authorizing the Destruction of Obsolete Records in Accordance with the City of Irving's Records Management Policy**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

**7 Resolution No. RES-2010-2 -- Authorizing the Mayor to Accept the Texas State Library and Archives Loan Star Libraries Grant**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

**8 Resolution No. RES-2010-3 -- Authorize Suit Against National Reimbursement Services, Inc., and Texas Medical Data Services, Inc.**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

**9 Resolution No. RES-2010-4 -- Approving a Discretionary Service Agreement Between the City of Irving and Oncor Electric Delivery Company, LLC, for the Undergrounding of Overhead Electric Facilities on MacArthur Boulevard Between Metker Street and Northgate Drive**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 10 **Resolution No. RES-2010-5** -- Awarding a Contract to F&F Concrete, LLC, for the Grauwlyer Heights Alley Improvements, Section III Project

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 11 **Resolution No. RES-2010-6** -- Awarding a Contract to Jacobs Engineering Group, Inc., for Structural and Civil Engineering Design of All Pedestrian Bridges, Low Flow Pedestrian Crossings, and Elevated Boardwalks for the Remainder of Campión Trails

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 12 **Resolution No. RES-2010-7** -- Authorizing the Submission of a Transportation Enhancement Grant for the Construction of the TRE Hike and Bike Trail

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 13 Resolution No. RES-2010-8** -- Approving Addendum No. 1 to Supplemental Agreement Between the City of Irving and Dallas County for the Meyers Road / MacArthur Boulevard Project

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 14 Resolution No. RES-2010-9** -- Approving a Memorandum of Agreement Between the City of Irving and the Texas Department of Transportation for the Sale of Right-Of-Way on Property Located at 2401 East John Carpenter Freeway for the Diamond Interchange, Phase II Project

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 15 Resolution No. RES-2010-10** -- Approving Engineering Services Agreement with Alan Plummer Associates, Inc., to Develop, Design, and Implement Demonstration Projects to Serve Reuse Water to Twin Wells Golf Course and Trinity View Park

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 16 **Resolution No. RES-2010-11** -- Approving Personal Services Agreement with QEI, Inc., for the Supervisory Control and Data Acquisition (SCADA) System Upgrade

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 17 **Resolution No. RES-2010-12** -- Approving the City of Irving's Membership and Participation in ICLEI - Local Governments for Sustainability and Authorizing the Mayor to Act on Behalf of the City in Order to Demonstrate and Affirm the Community's Commitment to Climate Protection Work

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 18 **Resolution No. RES-2010-13** -- Approving the Second Amendment to the Agreement Between the City of Irving and NEC Corporation of America for the Maintenance of the Automated Fingerprinting Identification System (AFIS)

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 19 Resolution No. RES-2010-14 -- Approving the Single Source Purchase from Physio-Control, Inc., for LifePak 15 Defibrillator Units**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 20 Resolution No. RES-2010-15 -- Approving and Accepting the Best Value Bid of Irving Red Wing Shoe Store, Inc., for Work Boots for Field Employees**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 21 Resolution No. RES-2010-16 -- Approving Award of a Hardware Maintenance Agreement to InterNetwork Experts (INX) for CISCO SmartNet Equipment through the State of Texas Department of Resources (DIR) Program**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 22 Resolution No. RES-2010-17 -- Approving the Single Source Purchase from Aqua-Metric Sales Company for Permalog Plus Leak Detection Equipment**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 23 Resolution No. RES-2010-18 -- Renewing the Annual Contract with Municipal Water Works Supply, L.P., and Metro Valve & Pipe for Couplings, Clamps and Service Saddles**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 24 Resolution No. RES-2010-19 -- Approving and Accepting the Bids of Municipal Water Works Supply L.P., Eagle Underground Utility Supply Inc., dba Mainline Supply Company, North Star Underground Utility Co LLC, Ferguson Waterworks, and Morrison Supply Company, L.P., for Annual Contracts to Supply Brass Fittings**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 25 Resolution No. RES-2010-20 -- Approving the Purchase from Sam Pack's Five Star Ford for Three Trucks through the Tarrant County Interlocal Cooperative Purchasing Program**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 26 Resolution No. RES-2010-21 -- Approving the Purchase from Philpott Motors for Two Ford Escape Hybrid Sports Utility Vehicles through the State of Texas Local Government Statewide Cooperative Purchasing Program Administered by the Texas Association of School Boards (the BuyBoard Program)**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 27 Resolution No. RES-2010-22 -- Approving the Purchase from Rush Truck Centers of Texas, LP, for Hybrid Rear Loaders through the State of Texas Local Government Statewide Cooperative Purchasing Program Administered by the Texas Association of School Boards (the BuyBoard Program)**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 28 Resolution No. RES-2010-23** -- Approving and Accepting the Best Value Bid of Irvtex Automotive Sales II LP (Westway Ford), for the Annual Contract to Provide Repair Services and Body Work for Ford Vehicles

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 29 Resolution No. RES-2010-24** -- Approving and Accepting the Best Value Bid of Sonic - Frank Parra Autoplex LP, for the Annual Contract to Provide Repair Services and Body Work for Dodge Vehicles

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 30 Resolution No. RES-2010-25** -- Approving a Mutual Cooperative Purchasing Agreement Between the City of Irving and the City of Frisco

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 31 Ordinance No. ORD-2010-9150** -- Amending Article V. Entitled "Records Management" of Chapter 2 of the Code of Civil and Criminal Ordinances of the City of Irving, Texas, Providing for a General Records Control Schedule for City Records

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 32 Ordinance No. ORD-2010-9151** -- Amending Section 21-88 of Chapter 21 of the Code of Civil and Criminal Ordinances of the City of Irving, Texas, to Repeal Expired Construction Speed Zones and to Provide Speed Regulations for State Highway 114; Providing a Penalty; and Providing a Severability Clause.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

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## INDIVIDUAL CONSIDERATION

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- 33 Ordinance No. ORD-2010-9152** -- Final Reading - Amending Chapter 52 Entitled "Water and Sewer Rates" of the Code of Civil and Criminal Ordinances of the City of Irving, Texas, Providing for New Monthly Water and Sewer Rates; Providing for a New Maximum Monthly Service Charge; Providing an Effective Date; and Providing a Severability Clause

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

Assistant Chief Financial Officer Bret Starr gave a presentation on this item, a video was shown. Mr. Starr also gave a power point presentation.

The following registered to speak in opposition of this item:

Joe Mapes, P.O. Box 141864

Sharon Barbosa-Crain, 2608 Alan-a-Dale

Mary Chapin, 1013 N. Sleepy Hollow

The following registered to speak in opposition:

Sara Beckelman, 2705 Pennington Street

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

Tim and Vicki Sutherlin, 920 W. Northgate Drive

<b>RESULT:</b>	<b>FINAL READING [6 TO 3] Next: 2/4/2010 7:00 PM</b>
<b>MOVER:</b>	Joe Philipp, Councilman
<b>SECONDER:</b>	Lewis Patrick, Councilman
<b>AYES:</b>	Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday
<b>NAYS:</b>	Herbert Gears, Beth Van Duyne, Thomas Spink

- 34 Ordinance No. ORD-2010-9153 -- Final Reading - Amending Section 34A-180 of Chapter 34A Entitled "Right-Of-Way Management" of the Code of Civil and Criminal Ordinances of the City of Irving, Texas, Providing for Franchise Fees on Water, Sanitary Sewer, and Refuse Pickup Service; Providing an Effective Date; and Providing a Severability Clause.**

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

The following registered to speak in opposition of this item:

Joe Mapes, P. O. Box 141864

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

Sharon Barbosa-Crain, 2608 Alan-a-Dale

<b>RESULT:</b>	<b>FINAL READING [6 TO 3]</b> <b>Next: 2/4/2010 7:00 PM</b>
<b>MOVER:</b>	Joe Philipp, Councilman
<b>SECONDER:</b>	Lewis Patrick, Councilman
<b>AYES:</b>	Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday
<b>NAYS:</b>	Herbert Gears, Beth Van Duyne, Thomas Spink

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## ZONING CASES AND COMPANION ITEMS

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### Zoning Case Map No. (ID # 3154) -- ZCase&Compltems

- 35 Resolution No. RES-2010-26** -- Approving Final Plat - The Lakes of Las Colinas, Phase 1 - Approximately 94.25 Acres Located at Las Colinas Boulevard and Riverside Drive - Hines Las Colinas Land, LP, Owner/Applicant

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

<b>RESULT:</b>	<b>ADOPTED [8 TO 0]</b>
<b>MOVER:</b>	Lewis Patrick, Councilman
<b>SECONDER:</b>	Allan Meagher, Councilman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Spink
<b>AWAY:</b>	Rose Cannaday

- 36 Resolution No. RES-2010-27** -- Approving Special Sign Permit No. S0908-0022 to Remove Existing Pole Sign and Install a 12 Foot Tall X 7 Foot Wide Monument Sign with LED - Located at 1311 West Irving Boulevard - Robert Power, Applicant/Owner

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

<b>RESULT:</b>	<b>ADOPTED [8 TO 0]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Lewis Patrick, Councilman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Spink
<b>AWAY:</b>	Rose Cannaday

- 37 Ordinance No. ORD-2010-9154 -- Zoning Case #ZC08-0043 - Granting S-P-1 (Detailed Site Plan) for R-AB (Restaurant with Alcoholic Beverage Sales) - Approximately 4, 641 Square Feet Located at 5435 North MacArthur Boulevard - Hari K. Sankararaju, Applicant - Today Realty Advisor, Owner**

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

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Rick Stopfer, Councilman
<b>SECONDER:</b>	Thomas Spink, Councilman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 38 Ordinance No. ORD-2010-9155 -- Zoning Case #ZC09-0051 - Granting S-P-2 (Generalized Site Plan) for R-7.5 (Single Family) Uses - Approximately 0.37 Acres Located on the Southwest Corner of Shady Grove Road and Ronne Drive - Kim L. Thi Vu, Applicant/Owner**

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

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Lewis Patrick, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 39 Ordinance No. ORD-2009-9145 -- Comprehensive Plan Amendment #ZC09-0057 - Amending the Comprehensive Plan to Change the Recommended Land Use from "Retail" to "Low Density Residential" Uses - Approximately 23.8 Acres Located North of Home Depot Drive, Between Ranch Trail and Market Place**

Boulevard - Hines Las Colinas Land, LP, Applicant - Ranch Trail Partners, LP, Owner (Postponed at the December 3, 2009 City Council Meeting)

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

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 40 Ordinance No. ORD-2009-9146 -- Zoning Case #ZC09-0057 - Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) District Uses - Approximately 23.8 Acres Located North of Home Depot Drive Between Ranch Trail and Market Place Boulevard - Hines Las Colinas Land, LP, Applicant - Ranch Trail Partners, LP Owner (Postponed at the December 3, 2009 City Council Meeting)**

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

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Rose Cannaday, Councilwoman
<b>SECONDER:</b>	Lewis Patrick, Councilman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 41 Ordinance No. ORD-2009-9148 -- Zoning Case #ZC09-0061 - Granting S-P-2 (Generalized Site Plan) for P-O (Professional Office) District Uses - Approximately 2.9 Acres Located at 204 East Airport Freeway - Healthspace JVI, LLC, Applicant - Argonaut Holdings, Inc., Owner (Postponed at the December 3, 2009 City Council Meeting)**

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

<b>RESULT:</b>	<b>POSTPONED [UNANIMOUS]</b> <b>Next: 3/4/2010 7:00 PM</b>
<b>MOVER:</b>	Rick Stopfer, Councilman
<b>SECONDER:</b>	Sam Smith, Councilman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 42 Ordinance No. ORD-2010-9156 -- Zoning Case #ZC09-0063 - Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) and Cemetery Related Uses - Approximately 26.56 Acres Located at 1413 East Irving Boulevard - Oak Grove Memorial Gardens, Applicant/Owner**

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

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 43 Ordinance No. ORD-2010-9157 -- Zoning Case #ZC09-0065 - Granting S-P-1 (Detailed Site Plan) for Monument Sign - Approximately 29 Square Feet Located at 1135 Kinwest Parkway - Cargo Eye Care of Las Colinas, Applicant - Hackberry Office II, HOA, Owner**

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

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Smith, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 44 Ordinance No. ORD-2010-9158 -- Zoning Case #ZC09-0067 - Granting S-P-2 (Generalized Site Plan) for ML-20 (Light Industrial) and Aircraft Engine Assembly and Disassembly Uses - Approximately 2.96 Acres Located at 4965 Hanson Road - BP Aerospace, LLC, Applicant - Griffith Development, Inc., Owner**

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

The applicant Mike Walsh, BP Aerospace, LLC., 4965 Hanson Road, Irving, Texas 75038, presented the case.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Rose Cannaday, Councilwoman
<b>SECONDER:</b>	Thomas Spink, Councilman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

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## APPOINTMENTS AND REPORTS

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- 45 Resolution No. RES-2010-28** -- Appointing an Acting City Secretary and Authorizing the Mayor to Sign an Employment Contract for Same Upon the Retirement of Janice Carroll

Mayor Gears introduced the item and asked if anyone wished to speak in favor or opposition. There were no speakers.  
Councilwoman Cannaday made a motion to appoint Shanae Jennings as Acting City Secretary.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Rose Cannaday, Councilwoman
<b>SECONDER:</b>	Sam Smith, Councilman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

- 46 Resolution No. RES-2010-29** -- Appointments to Boards, Commissions, and Committees, to Fill Two Year Terms Expiring November 2011, and Various Unexpired Terms for the Following: Advisory Committee on Disabilities and Construction Board of Appeals

Mayor Gears introduced the item and asked if anyone wished to speak in favor or opposition. There were no speakers.  
Councilwoman Cannaday moved to appoint Bill Jackson to Place 7 on the Construction Boards of Appeals - said term expiring November 2011, and Chris Fish to Place 11 on the Irving Advisory Committee on disabilities - said term expiring November 2011.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Rose Cannaday, Councilwoman
<b>SECONDER:</b>	Rick Stopfer, Councilman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

**47 Resolution No. RES-2010-30 -- Appointments to the Irving Flood Control District Section I to Fill Three Two-Year Terms Expiring January 2012**

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

Councilwoman Cannaday moved to reappoint the following to the Irving Flood Control District Section I to terms expiring January 2012.

Phil Forte

Richard Lindsey

Gary Weinberger

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Rose Cannaday, Councilwoman
<b>SECONDER:</b>	Rick Stopfer, Councilman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

**48 Resolution No. RES-2009-554 -- Appointments to the Irving Flood Control District Section III to Fill Two Two-Year Terms Expiring January 2012 and One Unexpired Term Expiring January 2011**

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

Councilwoman Cannaday moved to reappoint the following to the Irving Flood Control District Section III to terms expiring 2012

William Correa

Chris Wallace

To appoint Dr. Mazhar Islamraja to an unexpired term expiring January 2011.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Rose Cannaday, Councilwoman
<b>SECONDER:</b>	Lewis Patrick, Councilman
<b>AYES:</b>	Gears, Van Duyne, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Spink

**49 Mayor's Report**

There was no report given.

**50 Adjournment**

The meeting adjourned at 9:15 p.m.

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**Citizens' Forum**

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Donia Bensavage, 5457 N. MacArthur Blvd., spoke to the Mayor and Council regarding the signage in Las Colinas - A Floral Experience, she stated the city sign ordinance conflicts with Las Colinas Association rules.

Joe Mapes, P.O. Box 141864, Irving, Texas 75014, spoke to the Mayor and Council about audit of tax abatement contracts and establishment of a focus group for the business owners within the City of Irving to an open dialogue regarding items brought to Council.

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Herbert A. Gears, Mayor

ATTEST:

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Janice Carroll, TRMC  
City Secretary