

**REGULAR MEETING OF THE IRVING CITY COUNCIL
MEETING MINUTES
June 10, 2010**

The City Council met in regular session in the Council Chambers of the City Hall Complex on Thursday, June 10, 2010. The following members were present / absent:

Attendee Name	Organization	Title	Status	Arrived
Herbert Gears	Irving City Council	Mayor	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	
Roy Santoscoy	Irving City Council	Councilman	Present	
Mike Galloway	Irving City Council	Councilman	Present	

ORGANIZATIONAL SERVICE ANNOUNCEMENTS

Fran Bonilla, 401 E. 7th Street, Irving, TX - Ms. Bonilla invited everyone to Public Servant Day at First Methodist Church this Saturday, it begins at 9:30 a.m.

INVOCATION

The invocation was delivered by Reverend Lari Goold of Celebration of Life Church.

PLEDGE OF ALLEGIANCE

Councilman Patrick led those present in the pledge.

PROCLAMATIONS AND ANNOUNCEMENTS

There were no proclamations or announcements at tonight's meeting.

CITY COUNCIL AGENDA

1 Public Hearing -- Public Input on the 2010-2011 City of Irving Fiscal Year Budget

Mayor Gears opened the public hearing at approximately 7:18 p.m.

The following individuals signed up to speak:

Sharon Barbosa-Crain, 2608 Alan-a-Dale, Irving, TX
Joe Mapes, 5104 N .Main Street, Euless, TX
Beverly Fuqua, 1210 North O'Connor Road, Irving, TX

Gordon Sumner, 1617 Landmark, Irving, TX

2 City Manager's Strategic Plan Update

City Manager Tommy Gonzalez showed the following videos:

Activities which are occurring within and around the City of Irving.

Channel 4 Good Day video about the opening of the new aquatics center.

Goal 8: Sound Governance

CONSENT AGENDA

Joe Mapes, 5104 N. Main Street, Euless, TX requested to speak on items 15-25 before they were approved for final reading.

Motioned by Councilman Santoscoy, seconded by Councilwoman Cannaday to approve consent agenda items 3-25.

Motion approved 9-0.

3 Approving Minutes for Wednesday, May 26, 2010

4 Approving Minutes for Thursday, May 27, 2010

5 Resolution No. RES-2010-127 -- Authorizing Destruction of Obsolete Records in Accordance with the City of Irving's Records Management Policy

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Roy Santoscoy, Councilman
SECONDER:	Rose Cannaday, Councilwoman
AYES:	Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Santoscoy, Gallaway

6 Resolution No. RES-2010-128 -- Approving a Funds Sharing and Fiscal Agency Agreement Between the County of Dallas, and the Cities of Dallas, Addison, Balch Springs, Carrollton, Cedar Hill, DeSoto, Duncanville, Garland, Grand Prairie, Irving, Lancaster, Mesquite, and Richardson Authorizing the City of Dallas to Serve as the Fiscal Agent to Administer and Distribute FY2010 Justice Assistance Grant (JAG) Funds Through the Edward Byrne Memorial Justice Assistance Grant Program

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Roy Santoscoy, Councilman
SECONDER: Rose Cannaday, Councilwoman
AYES: Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday,
Santoscoy, Gallaway

- 7 Resolution No. RES-2010-129 -- Approving a Discretionary Service Agreement Between the City of Irving and Oncor Electric Delivery Company, LLC, for the Undergrounding of Overhead Electric Facilities on Irving Boulevard at Ohio Street**

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Roy Santoscoy, Councilman
SECONDER: Rose Cannaday, Councilwoman
AYES: Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday,
Santoscoy, Gallaway

- 8 Resolution No. RES-2010-130 -- Approving Contours Community Development Corporation Contract Extension**

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Roy Santoscoy, Councilman
SECONDER: Rose Cannaday, Councilwoman
AYES: Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday,
Santoscoy, Gallaway

- 9 Resolution No. RES-2010-131 -- Approving Amendment to Irving Community Development Corporation Contract for Fund Allowance and Extension of Term**

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Roy Santoscoy, Councilman
SECONDER: Rose Cannaday, Councilwoman
AYES: Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday,
Santoscoy, Gallaway

- 10 Resolution No. RES-2010-132 -- Approving Irving Community Development Corporation CHDO Operating Agreement**

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Roy Santoscoy, Councilman
SECONDER: Rose Cannaday, Councilwoman
AYES: Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday,
Santoscoy, Gallaway

- 11 Resolution No. RES-2010-133 -- Approving the Single Source Award to John J. Duncan for Electron Beam Tomography (EBT) Scanning**

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Roy Santoscoy, Councilman
SECONDER: Rose Cannaday, Councilwoman
AYES: Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday,
Santoscoy, Gallaway

- 12 Resolution No. RES-2010-134 -- Approving the Single Source Award to Black Box Network Services to Upgrade the City's Nortel Phone System**

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Roy Santoscoy, Councilman
SECONDER: Rose Cannaday, Councilwoman
AYES: Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday,
Santoscoy, Gallaway

- 13 Resolution No. RES-2010-135 -- Approving the Extended Warranty Purchase to CDW Government for Itronix Laptops used in Police Vehicles through The Cooperative Purchasing Network (TCPN) Program**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Roy Santoscoy, Councilman
SECONDER:	Rose Cannaday, Councilwoman
AYES:	Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Santoscoy, Gallaway

- 14 Resolution No. RES-2010-136 -- Approving the Single Source Award to Siemens Industry, Inc., for the Expansion of the Energy Management Systems to be Installed and Implemented at the Mustang Recreation Center and the ICTN Facilities**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Roy Santoscoy, Councilman
SECONDER:	Rose Cannaday, Councilwoman
AYES:	Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Santoscoy, Gallaway

- 15 Ordinance No. ORD-2010-9177 -- Final Reading -- Granting a Franchise to Bluebonnet Waste Control for Solid Waste Collection Services Pursuant to Chapter 33 of the Code of Civil and Criminal Ordinances of the City of Irving, Texas**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Roy Santoscoy, Councilman
SECONDER:	Rose Cannaday, Councilwoman
AYES:	Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Santoscoy, Gallaway

- 16 Ordinance No. ORD-2010-9178 -- Final Reading -- Granting a Franchise to Champion Waste Services, LLC for Solid Waste Collection Services Pursuant to**

Chapter 33 of the Code of Civil and Criminal Ordinances of the City of Irving,
Texas

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Roy Santoscoy, Councilman
SECONDER: Rose Cannaday, Councilwoman
AYES: Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday,
Santoscoy, Galloway

- 17 **Ordinance No. ORD-2010-9179 -- Final Reading -- Granting a Franchise to Community Waste Disposal, LP for Solid Waste Collection Services Pursuant to Chapter 33 of the Code of Civil and Criminal Ordinances of the City of Irving, Texas**

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Roy Santoscoy, Councilman
SECONDER: Rose Cannaday, Councilwoman
AYES: Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday,
Santoscoy, Galloway

- 18 **Ordinance No. ORD-2010-9180 -- Final Reading -- Granting a Franchise to Empire Disposal, Ltd., for Solid Waste Collection Services Pursuant to Chapter 33 of the Code of Civil and Criminal Ordinances of the City of Irving, Texas**

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Roy Santoscoy, Councilman
SECONDER: Rose Cannaday, Councilwoman
AYES: Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday,
Santoscoy, Galloway

- 19 **Ordinance No. ORD-2010-9181 -- Final Reading -- Granting a Franchise to Hurricane Waste Systems for Solid Waste Collection Services Pursuant to Chapter 33 of the Code of Civil and Criminal Ordinances of the City of Irving, Texas**

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Roy Santoscoy, Councilman
SECONDER: Rose Cannaday, Councilwoman
AYES: Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday,
Santoscoy, Gallaway

- 20 **Ordinance No. ORD-2010-9182 -- Final Reading -- Granting a Franchise to IESI Tx Corporation for Solid Waste Collection Services Pursuant to Chapter 33 of the Code of Civil and Criminal Ordinances of the City of Irving, Texas**

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Roy Santoscoy, Councilman
SECONDER: Rose Cannaday, Councilwoman
AYES: Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday,
Santoscoy, Gallaway

- 21 **Ordinance No. ORD-2010-9183 -- Final Reading -- Granting a Franchise to Moore Disposal Corporation for Solid Waste Collection Services Pursuant to Chapter 33 of the Code of Civil and Criminal Ordinances of the City of Irving, Texas**

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Roy Santoscoy, Councilman
SECONDER: Rose Cannaday, Councilwoman
AYES: Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday,
Santoscoy, Gallaway

- 22 **Ordinance No. ORD-2010-9184 -- Final Reading -- Granting a Franchise to Republic Waste Services of Texas, Ltd., for Solid Waste Collection Services Pursuant to Chapter 33 of the Code of Civil and Criminal Ordinances of the City of Irving, Texas**

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Roy Santoscoy, Councilman
SECONDER: Rose Cannaday, Councilwoman
AYES: Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Santoscoy, Gallaway

- 23 Ordinance No. ORD-2010-9185 -- Final Reading -- Granting a Franchise to S & H Waste Disposal Service for Solid Waste Collection Services Pursuant to Chapter 33 of the Code of Civil and Criminal Ordinances of the City of Irving, Texas**

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Roy Santoscoy, Councilman
SECONDER: Rose Cannaday, Councilwoman
AYES: Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Santoscoy, Gallaway

- 24 Ordinance No. ORD-2010-9186 -- Final Reading -- Granting a Franchise to Triplett Waste Services for Solid Waste Collection Services Pursuant to Chapter 33 of the Code of Civil and Criminal Ordinances of the City of Irving, Texas**

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Roy Santoscoy, Councilman
SECONDER: Rose Cannaday, Councilwoman
AYES: Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Santoscoy, Gallaway

- 25 Ordinance No. ORD-2010-9187 -- Final Reading -- Granting a Franchise to Waste Management for Solid Waste Collection Services Pursuant to Chapter 33 of the Code of Civil and Criminal Ordinances of the City of Irving, Texas**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Roy Santoscoy, Councilman
SECONDER:	Rose Cannaday, Councilwoman
AYES:	Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Santoscoy, Galloway

ZONING CASES AND COMPANION ITEMS

- 26 Resolution No. RES-2010-137 -- Temporary Use Permit #G1006-0084 - to Allow a Farmers Market at Irving Mall - Property Located at 3602 West Airport Freeway - Four Seasons Markets, Applicant - Simon Malls, Owner**

Mayor Gears opened the public hearing at 8:07 p.m.

The following individuals signed up to speak in support of this item:

Holly Conner, 3880 Irving Mall, Irving TX and Vincent Hirth, 3206 Christie Circle, Garland, TX - They both represent the Farmers Market requesting to be brought to the Irving Mall. They expressed that this is a clean market, not a flea market, and that they are excited to be bringing healthy and fresh produce and products to the mall.

Mayor Gears closed the public hearing at 8:19 p.m.

Motioned by Councilman Meagher, seconded by Councilwoman Cannaday to approve a temporary use permit located at 3602 West Airport Freeway.

Motion approved 9-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Allan Meagher, Councilman
SECONDER:	Rose Cannaday, Councilwoman
AYES:	Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Santoscoy, Galloway

- 27 Resolution No. RES-2010-125 -- Approving Special Sign Permit S1001-0038 to Allow the Use of Electronic Signs on Two Proposed Monument Price Signs - Located on the Northwest Corner of MacArthur Boulevard and Royal Lane - Anita James, Applicant - RaceTrac Petroleum, Inc., Owner (Postponed at the May 27, 2010 City Council Meeting)**

Mayor Gears opened the public hearing at 8:21 p.m.

The following individual did not wish to speak but signed up in support of this item:

Anita James, 3225 Lumberland Blvd., Suite 100 Atlanta, GA

Mayor Gears closed the public hearing at 8:21 p.m.

Motioned by Councilman Patrick, seconded by Councilman Meagher to approve a special sign permit located on the Northwest corner of MacArthur Boulevard and Royal Lane.

Councilman Philipp voted in opposition to this motion.

Motion approved 8-1

RESULT:	ADOPTED [8 TO 1]
MOVER:	Lewis Patrick, Councilman
SECONDER:	Allan Meagher, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Smith, Cannaday, Santoscoy, Galloway
NAYS:	Joe Philipp

- 28 Resolution No. RES-2010-138 -- Approving Sign Variance Case No. S1004-0019 to Allow a Pole Sign to Exceed the Maximum Height - Property Located at 1308 East Airport Freeway - Grisset Enterprises, LLC, Applicant - Anthony Grissett, Owner**

Mayor Gears opened the public hearing at 8:22 p.m.

The following individuals signed up to speak in support of this item:

Ben Sims, 910 Forest Park Court, Keller, TX
Anthony Grissett, 6715 Ledbetter Rd., Arlington, TX

Mayor Gears closed the public hearing at 8:23 p.m.

Motioned by Councilman Santoscoy, seconded by Councilwoman Cannaday to approve a special sign permit located at 1308 East Airport Freeway.

Councilman Philipp voted in opposition to this motion.

Motion Approved 8-1.

RESULT:	ADOPTED [8 TO 1]
MOVER:	Roy Santoscoy, Councilman
SECONDER:	Rose Cannaday, Councilwoman
AYES:	Gears, Meagher, Patrick, Stopfer, Smith, Cannaday, Santoscoy, Galloway
NAYS:	Joe Philipp

- 29 Resolution No. RES-2010-139 -- Approving Sign Variance Case No. S1003-0059 - to Allow a Pole Sign to Exceed the Maximum Height and Area - Property Located at 4210 West Airport Freeway - Larry Westrich, Applicant - DSW Inns, LLC, Owner - (Postponed at the June 10, 2010 City Council Meeting)**

The applicant has requested that this item be postponed to the June 24, 2010 City Council meeting.

Motioned by Councilman Smith, seconded by Councilman Stopfer to postpone this item to the June 24, 2010 meeting.

Motion approved 9-0.

RESULT:	POSTPONED [UNANIMOUS] Next: 6/24/2010 7:00 PM
MOVER:	Sam Smith, Councilman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Santoscoy, Galloway

APPOINTMENTS AND REPORTS

- 30 Resolution No. RES-2010-140 -- Appointment to the Convention Center Community Opening Events Task Force**

Motioned by Councilwoman Cannaday, seconded by Councilman Philipp to approve a resolution appointing Benny Newman to the Convention Center Opening Task Force.

Motion approved 9-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Joe Philipp, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Smith, Philipp, Cannaday, Santoscoy, Gallaway

31 Mayor's Report

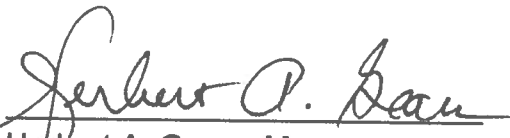
Mayor Gears reported a great work session occurred yesterday and reminded everyone who wishes to vote in the runoff election for District 7 to get out and vote.

32 Adjournment

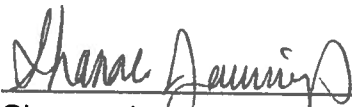
Mayor Gears adjourned the meeting at approximately 8:35 p.m.

Citizens' Forum

No one elected to speak at tonight's citizen forum.


Herbert A. Gears, Mayor

ATTEST:


Shanae Jennings, TRMC
Acting City Secretary

