

**REGULAR MEETING OF THE IRVING CITY COUNCIL
MEETING MINUTES
August 5, 2010**

The City Council met in regular session in the Council Chambers of the City Hall Complex on Thursday, August 5, 2010 at 7:12 p.m. 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	
Gerald Farris	Irving City Council	Councilman	Present	
Joe Philipp	Irving City Council	Councilman	Absent	
Rose Cannaday	Irving City Council	Councilwoman	Present	
Roy Santoscoy	Irving City Council	Councilman	Present	
Mike Gallaway	Irving City Council	Councilman	Present	

ORGANIZATIONAL SERVICE ANNOUNCEMENTS

There were no organizational service announcements made at tonight's meeting.

INVOCATION

The invocation was delivered by Councilman Lewis Patrick.

PLEDGE OF ALLEGIANCE

Councilman Patrick led those present in the pledge.

PROCLAMATIONS AND ANNOUNCEMENTS

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

Fire Chief Molina invited all the residents to join with the IISD and the Mayor's Office in a project to assist in gathering school supplies for all students.

CITY COUNCIL AGENDA

1 City Operations Update

Chris Michalski, Director of Libraries and Parks, introduced the following videos: City Operations Update, After School Programs, and Free and Low Cost Programs (Overall quality of life video).

CONSENT AGENDA

Motioned by Councilwoman Cannaday, seconded by Councilman Stopfer to approve consent agenda items 2-35.

Motion approved 8-0.

- 2 Approving Minutes for Tuesday, July 20, 2010
- 3 Approving Minutes for Wednesday, July 21, 2010
- 4 Approving Minutes for Thursday, July 22, 2010
- 5 Resolution No. RES-2010-198 -- **Approving an Interlocal Agreement for Security and Peace Officer Services Between the City of Irving and the Irving Independent School District (IISD) to Maintain the School Resource Officer Program at IISD Campuses**

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

- 6 **Resolution No. RES-2010-199** -- Approving an Interlocal Agreement for Security and Peace Officer Services Between the City of Irving and the Carrollton-Farmers Branch Independent School District (C-FBISD) to Maintain the School Resource Officer Program at C-FBISD Campuses Located in the City of Irving

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 7 Resolution No. RES-2010-200** -- Authorizing the Mayor to Execute an Amendment to the Interlocal Participation Agreement between the City of Irving and Public Employee Benefits Alliance to Participate in Retiree Medical Insurance, Approved by Irving City Council Resolution No. 1-5-07-033.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 8 Resolution No. RES-2010-201** -- Approving Reimbursement Application for Early Retiree Reinsurance Program of the Department of Health and Human Services and Authorizing the Mayor to Execute any Necessary Documents Related to the Program and if Approved by Health and Human Services Accepts Funds.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 9 Resolution No. RES-2010-202** -- Approving an Economic Incentive Agreement Between the City of Irving, Texas and Texas Wasatch Insurance Services, LP

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 10 **Resolution No. RES-2010-203** -- Nominating Health Management Systems, Inc. to the Office of the Governor, Economic Development and Tourism through the Economic Development Bank for Designation as a Qualified Business and an Enterprise Project Under the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 11 **Resolution No. RES-2010-204** -- Approving Settlement of a Lawsuit with Shin Ho "Sam" Kim D/B/A Texas Lunch Box and Purchase of Property Located at 1923 Senter Road

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 12 **Resolution No. RES-2010-205** -- Approving First Amendment to Option Agreement with Kiamichi Railroad Company, L.L.C., and Approving the Extension of the Option for an Additional Two Years

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

- 13 Resolution No. RES-2010-206 -- Authorizing the Mayor to Execute a Second Amended and Restated Entertainment Center Development Agreement with Las Colinas Group, LP**

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

- 14 Resolution No. RES-2010-207 -- Authorizing the Mayor to Execute a Second Amended and Restated Entertainment Center Lease Agreement with Las Colinas Group, LP**

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

- 15 Resolution No. RES-2010-208 -- Approving an Agreement Between the City of Irving and HillCo Partners for Legislative Services**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 16 Resolution No. RES-2010-209 -- Change Order No. 6 to the Construction Management at Risk (CMAR) Contract Between Austin Commercial, L.P., and the City of Irving, Texas for the Irving Convention Center**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 17 Resolution No. RES-2010-210 -- Change Order No. 7 to the Construction Management at Risk (CMAR) Contract Between Austin Commercial, L.P., and the City of Irving, Texas for the Irving Convention Center**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 18 Resolution No. RES-2010-211 -- Renewing Annual Contracts with GT Distributors, Inc., for Police Ammunition**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 19 Resolution No. RES-2010-212 -- Approving Purchase from Waukesha-Pearce Industries, Inc., for a Standby/Emergency Generator for the Criminal Justice Center through the Houston-Galveston Area Council of Governments (H-GAC) Interlocal Cooperative Purchasing Program**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 20 Resolution No. RES-2010-213 -- Renewing the Annual Contract with IESI TX Corporation for the Sale of Capacity at the Hunter Ferrell Landfill**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 21 Resolution No. RES-2010-214 -- Approving and Accepting the Bid of Adcon Signs, Inc., for the Fabrication and Installation of Wayfinding Signs**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 22 Resolution No. RES-2010-215 --** Approving a Discretionary Service Agreement Between the City of Irving and tw telecom of texas llc for Undergrounding and Relocation of Communications Utilities Along State Highway 348 (Northwest Highway) between Riverside Drive and the Irving Convention Center

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 23 Resolution No. RES-2010-216 --** Approving and Accepting the Proposal of Chase Equipment Finance Inc., for Lease Purchase Financing of Two Pumper Trucks

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 24 Resolution No. RES-2010-217 --** Approving the Amendment of the Contract Between the City of Irving and Grant Thornton, LLP, for Professional Auditing Services

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 25 Resolution No. RES-2010-218 -- Approving the Purchase from Dell Marketing, L.P., for Dell Servers through the State of Texas Department of Information Resources (DIR) Program**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 26 Resolution No. RES-2010-219 -- Renewing the Annual Contract with AT&T for Existing and New Communication Services**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 27 Resolution No. RES-2010-220 -- Renewing the Annual Contract with Sprint Solutions, Inc., for Broadband Wired Line Services**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 28 Resolution No. RES-2010-221 -- Approving and Accepting the Bid of Bauhaus Interiors Group for Office Furniture for the Irving Convention Center**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 29 Resolution No. RES-2010-222 -- Approving and Accepting the Bids of Mity-Lite, Inc.; MTS Seating; and Sico America, Inc., for Miscellaneous Furniture for Irving Convention Center**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 30 Resolution No. RES-2010-223 -- Approving Purchase from Clarin for Folding Chairs for the Irving Convention Center, through the Texas Multiple Award Schedule (TXMAS) Local Government Statewide Cooperative Purchasing Program**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 31 Resolution No. RES-2010-224 -- Approving and Accepting the Bid of Irwin Telescopic Seating Company for Telescopic Seating/Risers for Irving Convention Center**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 32 Resolution No. RES-2010-225 -- Approving and Accepting the Bid of Sico America, Inc., for Staging/Risers for Irving Convention Center**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 33 Resolution No. RES-2010-226 -- Approving and Accepting the Bid of Equipment Depot for Material Handling Equipment for Irving Convention Center**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 34 Resolution No. RES-2010-227 -- Rejecting Proposals for the Energy Provider for Irving Convention Center**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

- 35 Resolution No. RES-2010-228 -- Approving and Accepting the Proposal of EAB Corporation dba The Barber Shop Marketing for Advertising and Marketing Services for the Genghis Khan Exhibit**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Rick Stopfer, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Galloway
ABSENT:	Joe Philipp

INDIVIDUAL CONSIDERATION

- 36 Resolution No. RES-2010-229 -- Approving Appointments to the Board of Directors of the North Texas Transportation Authority**

Motioned by Councilman Patrick, seconded by Councilman Santoscoy to approve the following appointments to the Board of Directors of the North Texas Transportation Authority:

Councilman Mike Gallaway to a term expiring October 1, 2011.

Councilwoman Rose Cannaday and Councilman Allan Meagher to terms expiring October 1, 2012.

Mayor Herbert Gears and Councilman Rick Stopfer to terms expiring October 2, 2013.

Motion approved 8-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Lewis Patrick, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Gears, Meagher, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway
ABSENT:	Joe Philipp

37 Resolution No. RES-2010-230 -- Awarding a Contract to SAK Construction, LLC, for Rehabilitation of Hackberry Creek Interceptor Trunk Sewer Project

Motioned by Councilwoman Cannaday, seconded by Councilman Stopfer to award a contract to SAK Construction, LLC, for rehabilitation of Hackberry Creek interceptor trunk sewer project.

Motion approved 8-0.

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

38 Resolution No. RES-2010-231 -- Approving Change Order No. 2 to EMJ Corporation for the Construction of West Irving Library

Motioned by Councilwoman Cannaday, seconded by Councilman Stopfer to approve Change Order No. 2 to EMJ Corporation for the construction of West Irving Library.

Motion approved 8-0.

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

39 Resolution No. RES-2010-232 -- Memorandum of Agreement with the City of Dallas for Wholesale Treated Water Rate-Setting Methodology

Motioned by Councilwoman Cannaday, seconded by Councilman Patrick to approve a memorandum of agreement with the City of Dallas for wholesale treated water rate-setting methodology.

Motion approved 8-0.

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

APPOINTMENTS AND REPORTS

40 Mayor's Report

There was no report given at tonight's meeting.

41 Adjournment

The meeting adjourned at approximately 7:22 p.m.

Citizens' Forum

Dr. Gabriel Bach, 5001 N. MacArthur Boulevard, Irving, TX - Mr. Bach spoke to the Council tonight regarding mentoring and thanked those who come and speak to his classes regularly. He also congratulated the new Council members on being elected. Finally, he spoke regarding the desire to have his classes continue mentorships with the Council and how he would like to see staff at City Hall, as well as Council, continue to forge mentorships and support internships with his government class.

Herbert A. Gears, Mayor

ATTEST:

Shanae Jennings, TRMC
Acting City Secretary