

**REGULAR MEETING OF THE IRVING CITY COUNCIL
MEETING MINUTES
October 27, 2011**

The City Council met in regular session in the Council Chambers of the City Hall Complex on Thursday, October 27, 2011 at approximately 7:10 p.m. The following members were present / absent:

Attendee Name	Organization	Title	Status	Arrived
Beth Van Duyne	Irving City Council	Mayor	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	
Dennis Webb	Irving City Council	Councilman	Present	

PROCLAMATIONS AND ANNOUNCEMENTS

Naya Pope, 305 N. O'Connor Rd., Irving, TX - Benefit fundraiser for the Irving Police Athletic Club.

Maura Gast, Irving Convention and Visitor Bureau, Irving, TX - Ms. Gast spoke about upcoming events at the Irving Convention Center that include International Art, Antique and Jewelry Show and Recruit Military Expo.

Mona Wyatt, 1101 S. Delaware, Irving, TX - Ms. Wyatt spoke about the voter's guide, which is currently only available electronically on League of Women's Voters website.

INVOCATION

The invocation was delivered by Pastor Andrew Jackson Jr. of West Irving Church of God in Christ of the City Of Irving, Texas.

PLEDGE OF ALLEGIANCE

The pledge of allegiance was given by Councilman Lewis Patrick.

CITIZEN'S FORUM

Jerry Wicker, 627 Hood Drive, Irving, TX - Mr. Wicker spoke in regard to Social Security, TMRS, SBP, and Retiree Health Care Insurance.

Kensley Stewart, 3916 Tacoma Street, Irving, TX - Mr. Stewart spoke on the city charter as it relates to the Open Meetings Act.

Joyce Howard, 1401 Colony, Irving, TX - Ms. Howard expressed her disappointment about the addendum's added to the agenda tonight.

Sharon Barbosa-Crain, 2608 Alan-a-Dale, Irving, TX - Ms. Barbosa-Crain discussed property owner Stanley Graff, who developed Graff Farm subdivision, is trying to have his property located near Hunter Ferrell, secured under mitigation however the City of Irving has submitted a Notice of Objection to the Corp of Engineers. Ms. Barbosa-Crain is requesting that this item be reviewed by the Public Works Committee.

George Stephenson, 2105 Druid Dr., Irving, TX - Mr. Stephenson spoke about government spending and truth in government.

Joe Mapes, PO Box 141864, Irving, TX - Mr. Mapes asked that the Audit and Finance Committee be streamed live.

Barbara Hull, 400 Lavidia Court, Irving, TX - Ms. Hull spoke about the taxes residents pay, proven track records and government spending.

David Bennett, 3525 N. Beltline, Irving, TX - Mr. Bennett spoke about kids learning ballroom dance, health and fitness.

Bob Kelsig, 4416 Windsor Ridge Drive, Irving, TX - Mr. Kelsig said he believes the Council has already spoken loudly about how they feel about items on this agenda

CITY COUNCIL AGENDA

1 City Operations Update

Tommy Gonzalez, City Manager, presented an update on the city's operations.

CONSENT AGENDA

Motioned by Councilman Stopfer, seconded by Councilman Santoscoy to approve consent agenda items 2-39 and pull item 19 for individual consideration.

Motion approved 8-0.

2 Approving Minutes for Wednesday, October 05, 2011

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

3 Approving Minutes for Thursday, October 06, 2011

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

4 Resolution No. RES-2011-262 -- Approving and Adopting the Tarrant County 9-1-1 District 2011-12 Annual Budget

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 5 Resolution No. RES-2011-263 -- **Authorizing the Mayor to Accept Grant Funds through the Fiscal Year 2011 Emergency Management Performance Grant (EMPG) Offered by the Governor's Division of Emergency Management**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 6 Resolution No. RES-2011-264 -- **Resolution Approving Addendum No. 1 Extending the Contract with IESI TX Corporation for the Sale of Capacity at Hunter Ferrell Landfill**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 7 Resolution No. RES-2011-265 -- **Approving the Proposal from Dallas Area Agency on Aging to Provide Funding for Daily Meals to Senior Citizens at the Heritage Senior Activity Center through September 30, 2012**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

8 Resolution No. RES-2011-266 -- Approving a Second Amended Economic Incentive Agreement Between the City of Irving and Michaels Stores, Inc.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

9 Resolution No. RES-2011-267 -- Authorizing Staff to Negotiate an Engineering Services Agreement with Pacheco Koch for the Design of the MacArthur Utility and Paving Reconstruction Project

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

10 Resolution No. RES-2011-268 -- Approving a Contract with All American Roofing & Siding for Repairs to the Irving Arts Center Exterior Insulation Finish System (EIFS) and Tile Roof as a Result of Hail Damage During the May 24, 2011 Storm

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 11 Resolution No. RES-2011-269 -- **Approving an Agreement with Garland Company, Inc. (dba) Design-Build Solutions, Inc., for the Roof Replacement and Restoration at Animal Care Campus and Fire Station # 7**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 12 Resolution No. RES-2011-270 -- **Approving a Reimbursement Agreement Between the City of Irving and ExxonMobil Pipeline Company (EMPCo) for the Adjustment of a Pipeline to Accommodate Widening of Grauwlyer Road**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 13 Resolution No. RES-2011-271 -- **Approving an Interlocal Agreement Between the City of Irving and the Dallas County Utility and Reclamation District (DCURD) for the Desiltation of District Waterways and the Maintenance of the Levee, Waterway Slopes, and Structures**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 14 Resolution No. RES-2011-272 -- **Approving an Interlocal Agreement Between the City of Irving and the Irving Flood Control District Section I for the Desiltation and Maintenance Related to District Waterways**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 15 Resolution No. RES-2011-273 -- **Approving an Agreement Between the City of Irving and Oncor Electric Delivery Company LLC, for Underground Facilities and Cost Recovery for the Installation of Underground Electrical Facilities at Two Intersections and Between Metker Street and Northgate Drive Along MacArthur Boulevard**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 16 Resolution No. RES-2011-274 -- **Awarding a Contract to SYB Construction Company, Inc., for the English Street and Channel Street Emergency Water Main Improvements**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 17 Resolution No. RES-2011-275 -- **Awarding a Contract to Tiseo Paving Company for O'Connor Road Reconstruction - Phase II Project**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 18 Resolution No. RES-2011-276 -- **Approving Change Order No. 1 to Dal-Ec Construction Ltd, for the Installation of a Generator at the Irving Criminal Justice Center (ICJC)**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 19 Resolution No. RES-2011-277 -- **Concluding the Services of the Heritage Crossing Communications Committee**

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

Carol Lucas, 410 S. Delaware, Irving, TX

Lorraine Taylor, 321 S. O'Connor Rd, Irving, TX

The following individuals signed up in opposition of this item but did not wish to speak:

Lisa Moon, 511 S. Delaware, Irving, TX

Motioned by Councilman Gallaway, seconded by Councilman Santoscoy to Conclude the Services of the Heritage Crossing Communications Committee, subject to keeping four members as a Heritage Crossing Communications advisory committee who are willing to serve as a mechanism to two way communications between Heritage Crossing and the Council and subject to council review every six months.

Motion approved 8-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Mike Gallaway, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 20 Resolution No. RES-2011-278 -- **Authorizing the Taking of Bids for the Sale of 3.59 Acres of Land Located at 200 North Main Street for Transit Oriented Development**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 21 Resolution No. RES-2011-279 -- **Approving an Interlocal Agreement Between the City of Irving and the Upper Trinity Regional Water District (UTRWD) for a Lake Chapman Water Access Feasibility Study**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 22 Resolution No. RES-2011-280 -- **Supporting an Application for Municipal Setting Designation by National Metal Finishing Partnership for the Property Located at 2929 Barge Lane in Dallas, Texas**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 23 Resolution No. RES-2011-281 -- **Authorizing the Irving Convention and Visitors Bureau to Purchase Advertising Space in the Media**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 24 Resolution No. RES-2011-282 -- **Renewing the Annual Contract with Sunbeam Foods, Inc., and Southern Foods Group dba Oak Farms, for Prisoner Food**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 25 Resolution No. RES-2011-283 -- **Approving Purchase from Dallas Dodge for 24 Police Dodge Charger Police Vehicles through the Houston-Galveston Area Council of Governments (H-GAC) Interlocal Cooperative Purchasing Program**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 26 Resolution No. RES-2011-284 -- **Approving Purchase from Reliable Chevrolet for Police Tahoes and Caprice Pursuit Vehicles through the State of Texas Smart Buy Cooperative Purchasing Program**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 27 Resolution No. RES-2011-285 -- **Renewing an Interlocal Agreement with Dallas County Health and Human Services for Control of Communicable Disease Services**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 28 Resolution No. RES-2011-286 -- **Renewing Annual Contract to NAFECO, for Bunker Clothing**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 29 Resolution No. RES-2011-287 -- **Approving Emergency Purchase from Holt Cat for a Landfill Compactor**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 30 Resolution No. RES-2011-288 -- **Approving and Accepting the Bid of Dyna Pak Corp., for Polyethylene Refuse and Recycling Bags**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

31 Resolution No. RES-2011-259 -- Awarding the Software Maintenance Agreement to Azteca Systems, Inc. for Cityworks Software

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

32 Resolution No. RES-2011-289 -- Approving and Accepting the Bid of C. Green Scaping, LP, for an Annual Contract for the Repair And/OR Installation of Sprinkler Systems, Landscaping, and Fences

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

33 Resolution No. RES-2011-290 -- Renewing the Annual Contract with Micro-Systems to Provide Instrumentation Services for Water Utilities

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

34 Resolution No. RES-2011-291 -- Rejecting the Annual Bid for Road Maintenance Materials & Recycled Concrete

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

35 Resolution No. RES-2011-292 -- Approving and Accepting the Bids of Big City Crushed Concrete, Crouch Sand & Gravel, Jordan & Companies, Lowery Sand & Gravel Co., Inc., and Sunbelt Materials, for Road Maintenance Materials and Recycled Concrete

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

36 Resolution No. RES-2011-293 -- Rejecting All Bids for Asphalt Patching Materials

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 37 Resolution No. RES-2011-294 -- **Renewing Annual Contract with Destination Analysts for Market Research**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 38 Ordinance No. ORD-2011-9293 -- **Final Reading - Approving a License Agreement Between the City of Irving and the Parmenter Las Colinas Towers, L.P. a Texas Limited Partnership, for the Purpose of Operating, Maintaining, and Improving a Pedestrian Tunnel and Stair Entry Within Mandalay Drive Right-Of-Way Between an Office Building and Parking Garage Located at 225 and 315 E. John Carpenter Freeway**

RESULT:	SECOND READING [UNANIMOUS] Next: 11/17/2011 7:00 PM
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 39 Ordinance No. ORD-2011-9296 -- **Authorizing the Abandonment of a Portion of a Private Drainage and Utility Easement Located at 1460 South Walton Walker**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

INDIVIDUAL CONSIDERATION

40 Resolution No. RES-2011-295 -- **Withdrawing City's Petition for Review to the Texas Supreme Court in Ex Parte City of Irving**

No one signed up for this item.

Motioned by Councilman Santoscoy, seconded by Councilman Patrick to Withdraw the City's Petition for Review to the Texas Supreme Court in Ex Parte City of Irving.

Motion approved 8-0.

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

ZONING CASES AND COMPANION ITEMS

41 Ordinance No. ORD-2011-9297 -- **Zoning Case #ZC11-0038 - Granting S-P-2 (Generalized Site Plan) for C-O (Commercial Office) and Daycare Uses - Approximately 2.09 Acres Located at 1000 and 1010 West Oakdale Road - JDJR Engineers & Consultants, Inc., Applicant - New Horizon Assets, LLC, Owner**

Mayor Van Duyne opened the public hearing at approximately 8:17 p.m.

No one elected to speak on this item.

Mayor Van Duyne closed the public hearing at approximately 8:17 p.m.

Motioned by Councilman Santoscoy, seconded by Councilman Gallaway to approve Zoning Case #ZC11-0038 - Granting S-P-2 (Generalized Site Plan) for C-O (Commercial Office) and Daycare Uses - Approximately 2.09 Acres Located at 1000 and 1010 West Oakdale Road - JDJR Engineers & Consultants, Inc., Applicant - New Horizon Assets, LLC, Owner

Motion approved 8-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Roy Santoscoy, Councilman
SECONDER:	Mike Gallaway, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

- 42 Ordinance No. ORD-2011-9298 -- **Zoning Case #ZC11-0040 - Granting S-P-1 (Detailed Site Plan) for Warehouse and Manufacturing Uses - Approximately 1.17 Acres Located at 400 East Pioneer Drive - Performance Door and Hardware, Applicant - Johnny Gonzalez, Jr., Owner**

Mayor Van Duyne opened the public hearing at approximately 8:18 p.m.

No one elected to speak on this item.

Mayor Van Duyne closed the public hearing at approximately 8:18 p.m.

Motioned by Councilman Stopfer, seconded by Councilman Gallaway to approve Zoning Case #ZC11-0040 - Granting S-P-1 (Detailed Site Plan) for Warehouse and Manufacturing Uses - Approximately 1.17 Acres Located at 400 East Pioneer Drive - Performance Door and Hardware, Applicant - Johnny Gonzalez, Jr., Owner

Motion approved 8-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Stopfer, Councilman
SECONDER:	Mike Gallaway, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway, Webb
ABSENT:	Joe Philipp

APPOINTMENTS AND REPORTS

- 43 **Mayor's Report**

The Mayor thanked everyone for their comments and continued participation, regardless of whether or not people are present at the meetings.

Addendum No. 1

44 **Resolution No. RES-2011-296 -- Approving a Fee Agreement with Dean International, Inc., for Assistance in Water Services**

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

Joyce Howard, 1401 Colony, Irving, TX
Joe Mapes, PO Box 141864, Irving, TX
Marvin Randle, 500 Farine, Irving, TX
Kensley Stewart, 3916 Tacoma, Irving, TX

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

Arnold Martin, 424 E. Northgate Dr., Irving, TX

The following individuals signed up in opposition of this item but did not wish to speak:

Jeanine Sissom, 3500 Gentry, Irving, TX
Elena Blake, 812 Mure Dr., Irving, TX
Barbara Hull, 400 Lavidia Ct, Irving, TX

Motioned by Councilwoman Cannaday, seconded by Councilman Patrick to approve a Fee Agreement with Dean International, Inc., for Assistance in Water Services.

Motion approved 6-2.

Council members voting in opposition to this motion include: Mayor Van Duyne and Councilman Farris.

RESULT:	ADOPTED [6 TO 2]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Lewis Patrick, Councilman
AYES:	Patrick, Stopfer, Cannaday, Santoscoy, Gallaway, Webb
NAYS:	Beth Van Duyne, Gerald Farris
ABSENT:	Joe Philipp

45 Resolution No. RES-2011-297 -- **Approving an Agreement with Dean International Inc., for Assistance in Transportation and Infrastructure Services**

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

Joyce Howard, 1401 Colony, Irving, TX
Joe Mapes, PO Box 141864, Irving, TX
Marvin Randle, 500 Farine, Irving, TX
Kensley Stewart, 3916 Tacoma, Irving, TX

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

Arnold Martin, 424 E. Northgate Dr., Irving, TX

The following individuals signed up in opposition of this item but did not wish to speak:

Jeanine Sissom, 3500 Gentry, Irving, TX
Elena Blake, 812 Mure Dr., Irving, TX
Barbara Hull, 400 Lavidia Ct, Irving, TX

Motioned by Councilwoman Cannaday, seconded by Councilman Patrick to approve an Agreement with Dean International Inc., for Assistance in Transportation and Infrastructure Services.

Motion approved 6-2.

Council members voting in opposition to this motion include: Mayor Van Duyne and Councilman Farris.

Motioned by Councilwoman Cannaday, seconded by Councilman Patrick to call the question.

Motion approved 6-2.

Council members voting in opposition to this motion include: Mayor Van Duyne and Councilman Farris.

RESULT:	ADOPTED [6 TO 2]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Lewis Patrick, Councilman
AYES:	Patrick, Stopfer, Cannaday, Santoscoy, Gallaway, Webb
NAYS:	Beth Van Duyne, Gerald Farris
ABSENT:	Joe Philipp

Addendum No. 2

- 46 **Resolution No. RES-2011-298 -- Approving an Application for the FY 2012 FEMA Pre-Disaster Mitigation Grant on Behalf of the Uplift Education School District**

This item has been pulled from the agenda at the request of the Uplift Education School District.

RESULT:

WITHDRAWN NO VOTE

EXECUTIVE SESSION

Council convened into executive session pursuant to Section 551.071 of the Texas Local Government code at approximately 10:06 p.m.

Legal Advice - City of Hugo v. Nichols, et al.
Texas Open Meetings Act §551.071

Council adjourned from executive session at approximately 10:36 p.m.

47 **Adjournment**

The meeting was adjourned at 10:36 PM

Beth Van Duyne, Mayor

ATTEST:

Shanae Jennings, TRMC
City Secretary