

**REGULAR MEETING OF THE IRVING CITY COUNCIL
MEETING MINUTES
September 1, 2011**

The City Council met in regular session in the Council Chambers of the City Hall Complex on Thursday, September 1, 2011 at 7:05 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	Present	
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	

ORGANIZATIONAL SERVICE ANNOUNCEMENTS

INVOCATION

The invocation was delivered by Pastor Bishop Kevin Dickerson of Dayspring Family Church of the City Of Irving, Texas.

PLEDGE OF ALLEGIANCE

The pledge of allegiance was given by Councilman Lewis Patrick.

PROCLAMATIONS AND ANNOUNCEMENTS

Mayor Van Duyne recognized Tommy Gonzalez, City Manager, for five years of service.

CITIZENS' FORUM

Doug Connolly, 1210 Lakeshore Drive, Irving, TX - Mr. Connolly spoke regarding the Friends of the Irving Theater (FOIT) and its mission to purchase, restore and re-open the old Irving Theater. He would like to see it turn into something well kept and beautiful for families to enjoy.

Melinda Connolly, 1210 Lakeshore Drive, Irving, TX - Ms. Connolly chose not to speak.

David Wirsig, 3718 W. Rochelle Rd, Irving, TX - Mr. Wirsig spoke regarding Friends of the Irving Theater and the renovation of the old Irving theater.

Cynthia Dixon, 1117 Hidden Ridge #3062, Irving, TX - Ms. Dixon spoke regarding the Friends of the Irving Theater and is informing others about the efforts to renovate the Irving Theater in hopes that it will be historically maintained.

Jean Rose, 5010 Montego Bay, Irving, TX - Ms. Rose spoke regarding the Entertainment Venue and how a venture such as this was completely privately funded in Houston.

Joyce Howard, 1401 Colony, Irving, TX - Ms. Howard spoke regarding not increasing Irving's taxes or water rates.

Emma West, 3639 W. Northgate, Irving, TX - Ms. West spoke regarding the new Irving library at 4444 W. Rochelle Street. She has concerns about the working order of the computers within the library. Approximately 21% of the new computers are not working.

CITY COUNCIL AGENDA

1 Public Hearing No. (ID # 4106) -- Public Input Hearing on the 2011-12 City of Irving Fiscal Year Budget

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
Oscar Ward, 608 Farine Drive, Irving, TX

2 City Operations Update

Tommy Gonzalez, City Manager, presented a video on the operations update.

CONSENT AGENDA

Motioned by Councilwoman Cannaday, seconded by Councilman Santoscoy to approve consent agenda items 3-46 and pull items 17 and 25 for individual consideration.

3 Approving Minutes for Friday, July 29, 2011

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

4 Approving Minutes for Wednesday, August 03, 2011

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

5 Approving Minutes for Wednesday, August 03, 2011

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

6 Approving Minutes for Thursday, August 04, 2011

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

7 Approving Minutes for Thursday, August 04, 2011

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

8 Approving Minutes for Thursday, August 18, 2011

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

9 Resolution No. RES-2011-201 -- Designating the Mayor as the Authorized Official and Authorizing the Mayor to Accept, Reject, Alter or Terminate a Victim Coordinator and Liaison Grant (VCLG) through the Office of the Attorney General to Continue Funding of the Irving Police Department's Victim Coordinator Liaison Position for a One Year Period

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

10 Resolution No. RES-2011-202 -- Approving a Grant Application Submittal to the Assistance to Firefighter Grant for Compressors/Cascade/Fill Station

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

- 11 Resolution No. RES-2011-203 -- **Approving the Use of DART South Irving Transit Center Parking Lot for Irving Main Street Event**

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

- 12 Resolution No. RES-2011-204 -- **Terminating the Economic Incentive Agreement with DCH Materials, LP**

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

- 13 Resolution No. RES-2011-205 -- **Terminating the Economic Incentive Agreement with Lennar Trading Company, L.P.**

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

- 14 Resolution No. RES-2011-206 -- **Terminating the Economic Incentive Agreement with 635 Phillips Limited Partnership**

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

- 15 Resolution No. RES-2011-207 -- **Authorizing the City Attorney's Office to File a Lawsuit(s) to Require Code Compliance on Property Located at 310-370 Brown Drive, Irving, Texas**

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

- 16 Resolution No. RES-2011-208 -- **Authorizing the City Attorney's Office to File a Lawsuit to Require Code Compliance on Property Located at 307 and 307-1/2 High School Lane, Irving, Texas**

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

- 17 Resolution No. RES-2011-209 -- **Authorizing the City Attorney's Office to File a Lawsuit to Require Zoning and Code Compliance on Property Located at 1609 Dale Place, Irving, Texas**

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

John Reeves, 1519 Dale Place, Irving, TX
Robert Mathison, 2720 Reagan St., #205, Dallas, TX

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

Linda Flesher, 1619 Dale Place, Irving, TX
Deborah Fusco, 1806 Dory Lane, Irving, TX

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

Jason Fusco, 1807 Dory Lane, Irving, TX
Joyce Eckles, 1827 Dory Lane, Irving, TX
Maxine Hoffman, 910 McClendon St., Irving, TX
Michael Hoffman, 910 McClendon, Irving, TX
Freda Boatright, No Address Provided
Betty Ray, 1727 Waldrop St., Irving, TX

Motioned by Councilman Patrick, seconded by Councilman Philipp to approve a resolution authorizing the City Attorney's Office to file a lawsuit to require zoning and code compliance on property located at 1609 Dale Place, Irving, Texas subject to giving the owner 30 days to bring the property at 1609 Dale Place, Irving, Texas, into compliance with all City of Irving ordinances. If compliance is not achieved by 8:00 a.m. on October 3, 2011, the City Attorney is directed to file suit in accordance with Section I.

Motion approved 7-2.

Council members voting in opposition to this motion include Councilwoman Cannaday and Councilman Farris.

RESULT:	ADOPTED [7 TO 2]
MOVER:	Lewis Patrick, Councilman
SECONDER:	Joe Philipp, Councilman
AYES:	Van Duyne, Patrick, Stopfer, Philipp, Santoscoy, Gallaway, Webb
NAYS:	Gerald Farris, Rose Cannaday

- 18 Resolution No. RES-2011-210 -- **Approving an Engineering Services Agreement Between the City of Irving and Freese and Nichols, Inc., for the Design of the Delaware Creek Channel Improvements Project**

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

- 19 Resolution No. RES-2011-211 -- **Approving an Engineering Services Agreement Between the City of Irving and Halff Associates, Inc., for the Design of the Water Master Plan Improvements, Section I and Miscellaneous Water and Wastewater Main Replacements**

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

- 20** Resolution No. RES-2011-212 -- **Awarding a Contract to Jeske Construction Co., for Lake Dredging and Slope Protection for Centennial Park Pond**

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

- 21** Resolution No. RES-2011-213 -- **Awarding a Contract to Reyes Group Ltd., for the Northgate/Windsor/Durango/McClendon & East Irving Boulevard Water Main Improvement Project**

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

- 22** Resolution No. RES-2011-214 -- **Approving Addendum No. 2 to an Engineering Services Agreement Between the City of Irving and Winkelmann and Associates, Inc., for the Design of the Grauwlyer Road Paving Improvements from Carl Road to Loop 12 Project**

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

- 23 Resolution No. RES-2011-215 -- Renewing Annual Contract with CHA, Inc., for Annual Structural Engineering Services**

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

- 24 Resolution No. RES-2011-216 -- Renewing an Agreement with Harris Corporation (Formally M/A Com) for the Annual Maintenance for Features Extended (FX) Software for the Enhanced Digital Access Communications System (EDACS)**

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

- 25 Resolution No. RES-2011-217 -- Declaring Property Surplus and Authorizing the Taking of Bids for the Sale of Lots 1 and 2, Block 1, Original Town of Irving Located at 313 West Irving Boulevard**

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

Lorraine Taylor, 308 O'Connor, Irving, TX

Joyce Howard, 1401 Colony, Irving, TX

Marvin Randle, 500 Farine, Irving, TX

Motioned by Councilman Philipp, seconded by Councilman Patrick to approve a resolution declaring property surplus and authorizing the taking of bids for the sale of Lots 1 and 2, Block 1, Original Town of Irving located at 313 West Irving Boulevard.

Motion approved 9-0.

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

- 26 Resolution No. RES-2011-218 -- **Approving License Agreement with American Tower for a Distributed Antenna System (DAS) at the Irving Convention Center at Las Colinas**

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

- 27 Resolution No. RES-2011-219 -- **Approving and Accepting the Bid of Recovery Systems Inc., Db a Pro Tow Wrecker Service, for an Annual Contract to Provide Wrecker Service and Auto Pound Operation**

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

Jason Fusco, 1807 Dory Lane, Irving, TX

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

- 28 Resolution No. RES-2011-220 -- **Renewing an Annual Agreement with the University of Texas Southwestern Medical Center at Dallas for Continuing Education Services for Emergency Medical Technicians (EMTs) and Paramedics**

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

- 29 Resolution No. RES-2011-221 -- **Renewing an Annual Contract with the University of Texas Southwestern Medical Center at Dallas for Medical Direction and Quality Assurance Services for Emergency Medical Technicians (EMTs) and Paramedics**

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

- 30 Resolution No. RES-2011-222 -- **Renewing an Annual Contract with Grant Thornton, LLP, for Professional Auditing Services for the City of Irving for Fiscal Year 2010-11**

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

- 31 Resolution No. RES-2011-223 -- **Approving and Accepting the Proposal of MED3000, Inc., for Billing and Collection of Emergency Medical Services**

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

- 32 Resolution No. RES-2011-224 -- **Renewing an Annual Contract with Texas Municipal League Intergovernmental Risk Pool and McGriff, Seibels and Williams, Inc., for Property and Casualty Insurance Services**

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

- 33 Resolution No. RES-2011-225 -- **Renewing the Annual Contract with TRISTAR Risk Management and Merit Insurance Services, Inc., to Provide Claims Administration Services and Family and Medical Leave Act Administration Services**

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

- 34 Resolution No. RES-2011-226 -- **Approving and Accepting the Bid of Western Paper Co., for Office Paper**

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

- 35 Resolution No. RES-2011-227 -- **Approving and Accepting the Bids to Morrison Supply Co., MSC Water Works; ACT Pipe & Supply; Ferguson Enterprises; and Municipal Water Works Supply for Pipe Fittings**

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

- 36 Resolution No. RES-2011-228 -- **Approving the Purchase from Equipment Southwest, Inc., for a Freightliner Hydro-Vac Truck through the BuyBoard Cooperative**

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

- 37 Resolution No. RES-2011-229 -- **Renewal of the Bids of Vulcan, Inc., Dba Vulcan Signs, and Nippon Carbide Industries (USA) Inc., for Annual Contracts to Provide Reflective Sign Materials**

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

- 38 Resolution No. RES-2011-230 -- **Approving and Accepting the Bid of Burst Communications Inc., for a Multi-Channel Slow Motion Record/Playback System**

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

- 39 Resolution No. RES-2011-231 -- **Approving the Purchase from Sam Pack's Five Star Ford for Two Ford F-250 X 3/4 Ton Pickup Trucks through the State of Texas Procurement Support Services (TPASS)**

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

- 40** Resolution No. RES-2011-232 -- **Renewing Annual Contracts with Holt Texas, LTD., dba Holt Cat; Landmark Equipment Co., Inc.; Conley Lott Nichols of Texas, Inc.; and Stewart & Stevenson LLC, to provide Heavy Equipment Maintenance**

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

- 41** Resolution No. RES-2011-233 -- **Rejecting the Annual Bid for Road Maintenance Materials & Recycled Concrete**

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

- 42** Resolution No. RES-2011-234 -- **Rejecting the Annual Bid for Janitorial Supplies Part 2**

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

43 Ordinance No. ORD-2011-9278 -- Budget Adjustment #2 to the 2010-11 Fiscal Year Budget

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

44 Ordinance No. ORD-2011-9272 -- Final Reading -- Approving a Negotiated Settlement with Atmos Energy

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

45 Ordinance No. ORD-2011-9279 -- Amending Section 21-87 and Section 21-87.1 of Chapter 21 of the Code of Civil and Criminal Ordinances of the City of Irving, Texas, by Adding a School Zone on Pioneer Drive from a Point 450 Feet West of Belt Line Road to a Point 270 Feet East of Carver Lane; on Willow Creek Drive from a Point 305 Feet West of Belt Line Road to Aubrey Hawkins Lane; Aubrey Hawkins Lane from a Point 1,290 Feet South of the Eastbound Frontage Road of State Highway 183 to Willow Creek Drive; and on State Highway 114, West Frontage Road, from a Point 700 Feet East of Cistercian Road to a Point 100 Feet West of Cistercian Road

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

- 46 Ordinance No. ORD-2011-9280 -- **Amending Chapter 36 Entitled “Public Swimming Pools and Spas” of the Code of Civil and Criminal Ordinances of the City of Irving, Texas, by Amending Section 36-4 “Permits and Fees”**

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

INDIVIDUAL CONSIDERATION

- 47 Ordinance No. ORD-2011-9281 -- **First 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**

The following individuals signed up to speak in opposition of this item:
Joe Mapes, PO Box 141864, Irving, TX

Motioned by Councilman Philipp, seconded by Councilman Santoscoy to approve First 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

Motion approved 8-1.

Mayor Van Duyne voted in opposition to this item.

RESULT:	FIRST READING [8 TO 1] Next: 9/22/2011 7:00 PM
MOVER:	Joe Philipp, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Patrick, Stopfer, Farris, Philipp, Cannaday, Santoscoy, Gallaway, Webb
NAYS:	Beth Van Duyne

ZONING CASES AND COMPANION ITEMS

- 48** Resolution No. RES-2011-235 -- **Approving Special Sign Permit #S1105-0035 to Allow Digital Sign Panels on Both Sides of an Existing Monument Sign Located at 3650 N. O'Connor Road - Waldrum Lighting and Signs, Applicant - Woodhaven Presbyterian Church, Owner**

Mayor Van Duyne opened the public hearing at approximately 9:56 p.m.

Terri Waldrum, applicant, 1021 Windmill, Irving, TX

Mayor Van Duyne closed the public hearing at approximately 9:59 p.m.

Motioned by Councilman Santoscoy, seconded by Councilwoman Cannaday to approve Special Sign Permit #S1105-0035 to Allow Digital Sign Panels on Both Sides of an Existing Monument Sign Located at 3650 N. O'Connor Road - Waldrum Lighting and Signs, Applicant - Woodhaven Presbyterian Church, Owner

Motion approved 9-0.

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

- 49** Ordinance No. ORD-2011-9276 -- **Zoning Case #ZC11-0032 - Granting S-P-1 (Detailed Site Plan) for C-N (Neighborhood Commercial) and Outside Dining Uses - Approximately 1.0 Acre Located at 10025 North MacArthur Boulevard - Pete Rahimi, Applicant - Ali Hemani Corporation, Owner (Postponed at the August 4, 2011 City Council Meeting)**

Mayor Van Duyne opened the public hearing at approximately 9:59 p.m.

Ali Hemani, owner, stated he doesn't have any problem putting up an outside fencing area or planters to separate his property from the yogurt shop.

Mayor Van Duyne closed the public hearing at approximately 10:00 p.m.

Motioned by Councilman Stopfer, seconded by Councilwoman Cannaday to approve Zoning Case #ZC11-0032 - Granting S-P-1 (Detailed Site Plan) for C-N (Neighborhood Commercial) and Outside Dining Uses - Approximately 1.0 Acre Located at 10025 North MacArthur Boulevard - Pete Rahimi, Applicant - Ali Hemani Corporation, Owner, subject to erecting a 4 foot fence or solid planter to be constructed between the outside seating area and the driveway within 30 days of approval.

Motion approved 9-0.

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

- 50 Ordinance No. ORD-2011-9282 -- **Zoning Case #ZC11-0037 - Granting S-P-2 (Generalized Site Plan) for C-N (Neighborhood Commercial) and Parking Lot Uses - Approximately 2.74 Acres Located at 9905 West Valley Ranch Parkway - HSS Systems, LLC, Applicant - PM Realty Group, Owner**

Mayor Van Duyne opened the public hearing at approximately 10:08 p.m.

The following individuals signed up to speak in support of this item:
Gary McCalla and Nathan Durham, applicant, 3304 Milton, Dallas, TX

Mayor Van Duyne closed the public hearing at approximately 10:09 p.m.

Motioned by Councilwoman Cannaday, seconded by Councilman Patrick to approve Zoning Case #ZC11-0037 - Granting S-P-2 (Generalized Site Plan) for C-N (Neighborhood Commercial) and Parking Lot Uses - Approximately 2.74 Acres Located at 9905 West Valley Ranch Parkway - HSS Systems, LLC, Applicant - PM Realty Group, Owner

Motion approved 9-0.

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

APPOINTMENTS AND REPORTS

51 Resolution No. RES-2011-179 -- Selection of Mayor Pro Tem and Deputy Mayor Pro Tem by the City Council

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

Council adjourned from executive session at approximately 10:18 p.m.

Motioned by Councilman Patrick, seconded by Councilman Webb to appoint Rick Stopfer as Mayor Pro Tem and Gerald Farris as Deputy Mayor Pro Tem.

Motion approved 9-0.

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

52 Resolution No. RES-2011-236 -- Appointments to Boards, Commissions, and Committees, to Fill Unexpired Terms to the Planning and Zoning Commission and Youth Council

Motioned by Councilman Farris, seconded by Councilman Patrick to appoint Sushil Patel to Place 3 on the Planning and Zoning Commission for an unexpired term ending November 2012; and appoint Christopher Austria to Place 1 and Veronica Hernandez to Place 3 on the Youth Council for unexpired terms ending November 2011.

Motion approved 9-0.

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

53 Mayor's Report

The Mayor had no report at tonight's meeting.

54 Adjournment

The meeting adjourned at approximately 10:20 p.m.

Beth Van Duyne, Mayor

ATTEST:

Shanae Jennings, TRMC
City Secretary