

# AGENDA

## MEETING OF THE IRVING CITY COUNCIL

THURSDAY, DECEMBER 13, 2012

COUNCIL CHAMBER - CIVIC CENTER COMPLEX

825 WEST IRVING BOULEVARD

IRVING, TEXAS

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1:00 P.M. -- CITY COUNCIL WORK SESSION -- WEDNESDAY, DECEMBER 12, 2012 -- FIRST FLOOR CITY COUNCIL CONFERENCE ROOM -- CIVIC CENTER COMPLEX -- 825 WEST IRVING BOULEVARD -- IRVING, TEXAS

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6:15 P.M. ----- Pre-Council Briefing (If Necessary) 1st Floor City Council Conference Room Or City Council Chamber Conference Room, Civic Center Complex

7:00 P.M. ----- Organizational Service Announcements

### Invocation

Pastor William O'Neal of New Life Ministries

### Pledge Of Allegiance

### Proclamations, Announcements, and Special Recognitions

### Public Hearing: Items 1 through 80

THIS MEETING CAN BE ADJOURNED AND RECONVENED, IF NECESSARY, WITHIN 24 HOURS ON THE FOLLOWING DAY IN THE COUNCIL CHAMBER.

ANY ITEM ON THIS POSTED AGENDA COULD BE DISCUSSED IN EXECUTIVE SESSION AS LONG AS IT IS WITHIN ONE OF THE PERMITTED CATEGORIES UNDER SECTIONS 551.071 THROUGH 551.076 AND SECTION 551.087 OF THE TEXAS GOVERNMENT CODE.

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This facility is wheelchair accessible and handicap-parking spaces are available. Requests for interpretation services or assistive hearing devices must be made 48 hours prior to the meeting. Contact the City Secretary's Office at (972) 721-2493 or (TDD) 1-800-RELAY TX (1-800-735-2989) for assistance.

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## **CITY COUNCIL AGENDA**

- 1 City Operations Update
- 2 Heritage Crossing Update
- 3 Input from Citizens Regarding Ethics Policies

## **CONSENT AGENDA**

- 4 Approving work session minutes for Wednesday, November 07, 2012
- 5 Approving regular meeting minutes for Thursday, November 08, 2012
- 6 Resolution -- Authorizing Reimbursement Payment in an Amount Not to Exceed \$240,382 to PPF AMLI 777 Lake Carolyn Parkway, LLC for Public Open Space Improvements Within Tax Increment Reinvestment Zone No. One
- 7 Resolution -- Authorizing Reimbursement Payment in an Amount Not to Exceed \$386,717 to Texas InTown Homes, LLC for Parks and Open Space Improvements Within the Tax Reinvestment Zone No. One
- 8 Resolution -- Approving an Amended Interlocal Agreement Between the City of Irving Tax Increment Reinvestment Zone Number One, City of Irving, and the Dallas County Utility Reclamation District Concerning Desiltation of District Waterways
- 9 Resolution -- Approving an Economic Incentive Agreement Between the City of Irving, Texas and J&S Audio Visual Communications, Inc.
- 10 Resolution -- Agreement Between City of Irving and the Bartlett Alliance, Inc. for Training Services
- 11 Resolution -- Approving an Agreement with MuniServices for Sales Tax Recovery and Analysis
- 12 Resolution -- Selecting Komatsu/Rangel, Inc., Dba Komatsu Architecture as the Most Highly Qualified Provider of Professional Services for the Design and Construction Administration of the Valley Ranch Library Interior Finish Out and Authorizing Staff to Negotiate an Agreement with Said Provider
- 13 Resolution -- Approving a Professional Services Agreement with Rooftech for Roof Replacement Projects
- 14 Resolution -- Ratifying the Emergency Expenditure to SYB Construction Company, Inc., for the Emergency Replacement of the City Hall Water and Wastewater Main

- 15 Resolution -- Awarding a Contract to Barson Utilities, Inc., for the Nursery Railroad Basin Wastewater and Water Main Improvements Project
- 16 Resolution -- Awarding a Contract to Barson Utilities, Inc., for the Britain, Mavis, Milner, Windsor, Colony, Wentwood & S.H. 183 East Bound Frontage Road Water and Wastewater Main Improvements Project
- 17 Resolution -- Awarding an Annual Contract to F&F Concrete, LLC, for Concrete Repairs and Installation
- 18 Resolution -- Awarding a Contract to Reyes Group Ltd., for the Fuller Drive Water Main Improvement Project
- 19 Resolution -- Renewing the Single Source Software Maintenance Agreement with Tiburon, Inc., for the Computer Aided Dispatch (CAD) System
- 20 Resolution -- Approving Award of a Hardware Maintenance Agreement to Presidio for CISCO SmartNet Equipment through the State of Texas Department of Resources (DIR) Program
- 21 Resolution -- Approving the Lease with Xerox for Black and White Copier Utilizing the Cooperative Purchasing Network (TCPN) Program.
- 22 Resolution -- Approving the Lease with Pitney Bowes for a Digital Mailing System Utilizing the State of Texas Local Government Statewide Cooperative Purchasing Program (BuyBoard Program)
- 23 Resolution -- Approving Preliminary/Final Plat - PL1 2-0034 - Navarro at the Enclave at TPC Las Colinas - Approximately 0.69 Acres Located at 4700 Byron Circle - Marco Navarro, Owner - Peiser and Mankin Surveying, Surveyor
- 24 Resolution -- Authorizing the Mayor to Execute a Memorandum of Understanding with Hines Las Colinas Royal Ln, LLC and Dallas County Utility and Reclamation District for Development of Public Infrastructure for the Bridges of Las Colinas Project and Instructing Staff to Negotiate and Prepare Documents for City Council Consideration of a Public Improvement District and Tax Increment Reinvestment Zone
- 25 Resolution -- Authorizing the Mayor to Execute a Memorandum of Understanding with Hines Las Colinas Ranchview Land, LLC for Development of Public Infrastructure for the Ranchview Project and Instructing Staff to Negotiate and Prepare Documents for City Council Consideration of a Public Improvement District and Tax Increment Reinvestment Zone
- 26 Resolution -- Authorizing City Staff to Publish Notice of a Public Hearing for the Creation of Reinvestment Zone Number Three Near the Intersection of State Highway 114 and Longhorn Drive, City of Irving, Texas for Tax Increment Financing Purposes Pursuant to Chapter 311 of the Texas Tax Code and Its Benefits to the City and the Properties to be Included in the Zone

- 27 Resolution -- Authorizing City Staff to Publish Notice of a Public Hearing for the Creation of Reinvestment Zone Number Four Near the Intersection of Interstate Highway 635 and Valley Ranch Parkway East, City of Irving, Texas for Tax Increment Financing Purposes Pursuant to Chapter 311 of the Texas Tax Code and Its Benefits to the City and the Properties to be Included in the Zone
- 28 Resolution -- Accepting a Petition for and Calling for a Public Hearing on the Creation of the Bridges of Las Colinas Public Improvement District Within the City of Irving Pursuant to Chapter 372 Texas Local Government Code and Authorizing the Mailing and Publication of Notice of the Public Hearing
- 29 Resolution -- Accepting a Petition for and Calling for a Public Hearing on the Creation of the Ranchview Public Improvement District Within the City of Irving Pursuant to Chapter 372 Texas Local Government Code and Authorizing the Mailing and Publication of Notice of the Public Hearing
- 30 Resolution -- Approving an Engagement Letter with Bracewell & Giuliani LLP for Legal Services Related to the Bridges of Las Colinas and Ranchview Public Improvement Districts Formation
- 31 Resolution -- Adopting the City of Irving's Legislative Program for the 2013 83rd Session of the Texas Legislature
- 32 Resolution -- Relating to Economic Development Incentive to Secure Professional Sports Venue
- 33 Resolution -- Approving Addendum No. 1 to the Professional Services Agreement Between the City of Irving and Benner Bennett Pettit, Inc., for Planning and Economic Development Services
- 34 Resolution -- Approving a Land Bank Property Management Program
- 35 Resolution -- Approving and Accepting a "Release of Lease" Terminating the Remaining Term of a 99-Year Lease with the Texas National Guard Armory Board
- 36 Resolution -- Terminating a Right of Entry and Construction Easement Along Teleport Boulevard on Lots 1 & 2, Block G, Las Colinas Urban Center Installment No. 30
- 37 Resolution -- Approving a Real Property Donation Agreement for the Acquisition of an 0.45 Acre Tract of Land Located at 1703 Sunnybrook Drive – Bank of America, N.A., for Itself or as Authorized Agent for BANK OF AMERICA, N.A., Property Owner
- 38 Resolution -- Approving a Sales Contract for the Acquisition of an 1.189 Acre Tract of Land Located at 1618 E. Grauwlyer Road – Cleo G. Major, Property Owner

- 39 Resolution -- Approving a Fee Agreement with Premier Meeting and Event Management
- 40 Resolution -- Approving the Payment to Dean International, Inc., for Invoices Related to Transportation and Water Public Policy Services for October, November, and December 2012 (Requested by Council Members Cannaday, Gallaway, and Webb)
- 41 Resolution -- Approving a Fee Agreement with Dean International, Inc., for Transportation Public Policy Services (Requested by Council Members Cannaday, Gallaway, and Webb)
- 42 Resolution -- Approving a Fee Agreement with Dean International, Inc., for Water Public Policy Services (Requested by Council Members Cannaday, Gallaway, and Webb)
- 43 Resolution -- Approving and Accepting the Proposal of Lantek Communications for Council Chambers & Council Conference Room Audio/Video System
- 44 Resolution -- Approving the Purchase from Dallas Dodge for 16 Dodge Charger Police Pursuit Vehicles through the Houston-Galveston Area Council of Governments (H-GAC) Interlocal Cooperative Purchasing Program
- 45 Resolution -- Approving the Purchase from Caldwell Country Chevrolet for Chevrolet Tahoe Police Pursuit Vehicles through the State of Texas Local Government Statewide Cooperative Purchasing Program Administered by the Texas Association of School Boards (The BuyBoard Program)
- 46 Resolution -- Approving the Purchase from Professional Turf Products, L.P., for a Groundsmaster 5900 Mower through the State of Texas Local Government Statewide Cooperative Purchasing Program Administered by the Texas Association of School Boards (The BuyBoard Program)
- 47 Resolution -- Approving and Accepting the Bids of Stark Holding, Inc., and Romulus Group, Inc., for an Annual Contract for Temporary Personnel Services
- 48 Resolution -- Approving and Accepting the Bid of APAC-Texas, Inc., for an Annual Contract for Asphalt Patching Materials
- 49 Resolution -- Approving and Accepting the Bids of Earth Haulers, Inc., Crouch Sand & Gravel, Inc., and Lowery Sand & Gravel Co., Inc., for an Annual Contract for Road Maintenance Materials Supplemental
- 50 Resolution -- Approving and Accepting the Bid of MasTec, Inc., for an Annual Contract for Freeway, Street & Solar Lighting Maintenance and On Call Services
- 51 Resolution -- Approving the Purchase from Equipment Southwest, Inc. for a Johnson VT 650 Vacuum Sweeper through the Houston-Galveston Area Council of Governments (H-GAC) Interlocal Cooperative Purchasing Program

- 52 Resolution -- Rejecting All Bids for Ice Control Sand
- 53 Resolution -- Rejecting All Bids for Concrete
- 54 Resolution -- Approving the Purchase from Kirby-Smith Machinery, Inc., for a Gradall XL4100 Excavator through the State of Texas Local Government Statewide Cooperative Purchasing Program Administered by the Texas Association of School Boards (The BuyBoard Program)
- 55 Resolution -- Approving and Accepting the Bid of Kinloch Equipment and Supply, Inc., for an Annual Contract for Equipment Maintenance for Street Sweepers and Sewer Flushing Machines
- 56 Resolution -- Approving and Accepting the Bid of Graff Chevrolet for Body Work for Hail Damaged Vehicles
- 57 Ordinance -- Amending Chapter 8 of the Irving Land Development Code Including Adoption of 2009 Edition of the International Building Code and Regional and Local Amendments
- 58 Ordinance -- Amending Chapter 8 of the Irving Land Development Code Including Adoption of 2009 Edition of the International Residential Code and Regional and Local Amendments
- 59 Ordinance -- Amending Chapter 8 of the Irving Land Development Code Including Adoption of 2009 Edition of the International Mechanical Code and Regional and Local Amendments
- 60 Ordinance -- Amending Chapter 8 of the Irving Land Development Code Including Adoption of 2009 Edition of the International Plumbing Code and Regional and Local Amendments
- 61 Ordinance -- Amending Chapter 8 of the Irving Land Development Code Including Adoption of 2009 Edition of the International Energy Conservation Code and Regional and Local Amendments
- 62 Ordinance -- Amending Chapter 8 of the Irving Land Development Code Including Adoption of 2009 Edition of the International Fuel Gas Code and Regional and Local Amendments
- 63 Ordinance -- Amending Chapter 8 of the Irving Land Development Code Including Adoption of 2011 National Electrical Code and Regional and Local Amendments
- 64 Ordinance -- Amending Chapter 17 of the Irving Land Development Code Including the Adoption of the 2009 International Fire Code and Regional and Local Amendments

## **INDIVIDUAL CONSIDERATION**

- 65 Resolution -- Adopting an Ethics Code and Policy for the City of Irving

## **ZONING CASES AND COMPANION ITEMS**

- 66 Ordinance -- Zoning Case #ZC12-0059 - Granting S-P-2 (Generalized Site Plan for R-7.5 (Single Family) and Charter School Uses - Approximately 9.53 Acres Located at 1401 S. MacArthur Blvd. - Uplift Education, Applicant/Owner
- 67 Ordinance -- Zoning Case #ZC12-0071 - Granting S-P-2 (Generalized Site Plan) for ML-20 (Light Industrial) Uses - Approximately 4.860 Acres Located at 200 Creative Way - Carlos Fernandez, Applicant - Xochitl, Inc., Owner
- 68 Ordinance -- Zoning Case #ZC12-0050 - Granting S-P-1 (Detailed Site Plan) for R-AB (Restaurant with the Accessory Use of the Sale of Alcoholic Beverages for On-Premises Consumption) Uses - Approximately 4,320 Square Feet Located at 1735 North Story Road, Suite 172 - the Wonderful World of Cooking Cafe, Applicant - Califco, LLC, Owner
- 69 Ordinance -- Zoning Case #ZC12-0056 - Granting S-P-1 (Detailed Site Plan) for R-AB (Restaurant with Accessory Use of the Sale of Alcoholic Beverages for On-Premises Consumption) - Approximately 0.99 Acres Located at 1000 West John Carpenter Freeway - Fuzzy's Tacos, Applicant - Taco Venture VII, LLC, Owner (Postponed at the November 8, 2012 City Council Meeting)
- 70 Ordinance -- Approving Transit Oriented Development Detail Plan ZC12-0061 - Approximately 4.41 Acres Located South of North O'Connor Road, Between Riverside Drive and Lake Carolyn Parkway - Catalyst Urban Development, LLC, Applicant - First United Bank and Trust, Owner
- 71 Ordinance -- Zoning Case #ZC12-0062 - Granting S-P-2 (Generalized Site Plan) for C-C (Community Commercial) Uses and Outside Storage of Motor Vehicles, Boats, RVs and Trailers Allowed on Tract 1, and Sales and Display of New or Used Cars or Trucks and Outside Storage of Motor Vehicles, Boats, RVs and Trailers on Tract 2 - Approximately 2.65 Acres Located at 2300 Imperial Drive, and More Completely and Fully Described in Exhibit a Attached Hereto - JDJR Engineers, Applicant - Herring Investments, LLC, Owner
- 72 Ordinance -- Zoning Case #ZC12-0063 - Granting S-P-1 (Detailed Site Plan) for P-O (Professional Office) Uses - Approximately 7,795 Square Feet Located at 1311 West Irving Boulevard - Greg Coghlan, Applicant - Greg Coghlan Investments, LLC, Owner
- 73 Ordinance -- Zoning Case #ZC12-0064 - Granting S-P-1 (Detailed Site Plan) for Automobile Rental with Used Automobile Sales as a Permitted Accessory Use to Allow Used Auto Sales in Conjunction with Automobile Rental Operations - Approximately 1.45 Acres Located at 1700 East Airport Freeway - the Hertz Corporation, Applicant - Susan Schneider, Owner - (Postponed at the November 8, 2012 City Council Meeting)

- 74 Ordinance -- Zoning Case #ZC12-0065 - Granting S-P-1 (Detailed Site Plan) for P-O (Professional Office) and Animal Hospital Uses - Approximately 0.768 Acres Located at 3014 North O'Connor Road - J. Lee Architect, Applicant - 810 JJK Enterprises, Inc., Owner
- 75 Ordinance -- Zoning Case #ZC12-0068 - Granting S-P-2 (Generalized Site Plan) for C-N (Neighborhood Commercial) Uses - Approximately 4.87 Acres Located at 1910 North Britain Road - S.L.P.S., Applicant - Feizy Properties, LTD., Owner
- 76 Ordinance -- Comprehensive Plan Amendment and Zoning Case #ZC12-0069 - Amending the Comprehensive Plan Recommended Land Use from Retail to Low-Density Residential Uses and Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) Uses - Approximately 26.9 Acres Located on the Southeast and Southwest Corners of Valley Ranch Parkway and Ranchview Drive - Hines Las Colinas Ranchview, LP, Applicant
- 77 Ordinance -- Zoning Case #ZC12-0070 - Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) Uses - Approximately 13,036 Square Feet Located at 4920 and 4936 Dominion Boulevard, and at 5017 Province Place - Centurion Acquisitions, L. P., Applicant/Owner
- 78 Ordinance -- Zoning Case #ZC12-0072 - Granting S-P-2 (Generalized Site Plan) for R-10 (Single Family) Uses - Approximately 26.12 Acres to the North and East of the Intersection of Waters Edge Drive and Fountainview Drive - Hines Las Colinas Land, L.P., Applicant/Owner

## APPOINTMENTS AND REPORTS


- 79 Mayor's Report
- 80 Adjournment

### Citizens' Forum

Citizens are invited to speak for three (3) minutes on matters relating to City government and on items not listed on the regular agenda.

### CERTIFICATION

I, the undersigned authority, do hereby certify that this Notice of Meeting was posted on the Kiosk at the City Hall of the City of Irving, Texas, a place convenient and readily accessible to the general public at all times, and said Notice was posted by the following date and time: Friday, December 7, 2012 at 5:00 p.m., and remained so posted at least 72 hours before said meeting convened.

  
 Shanae Jennings, City Secretary

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 Date Notice Removed