

**REGULAR MEETING OF THE IRVING CITY COUNCIL
MEETING MINUTES
April 5, 2012**

The City Council met in regular session in the Council Chambers of the City Hall Complex on Thursday, April 5, 2012 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 Ken Branam of Plymouth Park Baptist Church of the City of Irving, Texas.

PLEDGE OF ALLEGIANCE

The pledge of allegiance was given by Councilman Lewis Patrick.

PROCLAMATIONS AND ANNOUNCEMENTS

Matt Garcia from Congressman Pete Session's office presented a certificate of recognition to the Mayor and City Council for the various initiatives implemented within the city to assist veterans.

Mayor Van Duyne presented the National Community Development Week Proclamation to James Dickens, Housing and Human Services Board President.

Mayor Van Duyne presented a proclamation for Esther Weaver Hurwitz Day for her outstanding accomplishments in founding the first library in Irving. She is being recognized as part of the Irving Heritage Society celebration. Accepting the honor is: Mary Moorman, Irving Heritage Society President; Jan Bodnar, Irving Public Library Community Relations Supervisor; and Dr. Lea Bailey, Irving Independent School District Director of Learning Resources.

CITIZENS' FORUM

James Edwards III, 1322 Milner, Irving, TX - Mr. Edwards asked that people stop illegal street crossing in the school zones.

Don Van Slyke, 2617 Castle St., Irving, TX - Mr. Van Slyke spoke regarding an update on the Mustang Hotel.

Kensley Stewart, 3916 Tacoma St., Irving, TX - Mr. Stewart wanted to publicly request a meeting with City Attorney Charles Anderson and City Manager Tommy Gonzalez.

CITY COUNCIL AGENDA

1 City Operations Update

Gary Miller, Director of [Inspections](#), provided the City Operations Update.

2 Heritage Crossing Update

Teresa Adrian, Code Enforcement Director, provided an update on the Heritage Crossing development.

CONSENT AGENDA

Motioned by Councilman Stopfer, seconded by Councilman Gallaway to approve consent agenda items 3-13 and pull item 12 for individual consideration.

Motion approved 9-0.

3 Approving Minutes for Wednesday, March 21, 2012

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

4 Approving Minutes for Thursday, March 22, 2012

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

5 Resolution No. RES-2012-105 -- Authorizing the Destruction of Obsolete Records in Accordance with City of Irving's Records Management Policy

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

6 Resolution No. RES-2012-106 -- Concluding the Services of the Senior Services Advisory Committee

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

7 Resolution No. RES-2012-107 -- Awarding a Contract to Omega Contracting, Inc., for the Rogers and Park Place Water and Wastewater Main Improvements Project

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

8 Resolution No. RES-2012-108 -- Awarding a Contract to SYB Construction Company, Inc., for the Pioneer Drive Water Main Improvement Project

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

9 Resolution No. RES-2012-109 -- Approving a Professional Services Agreement Between the City of Irving and Focused Advocacy for Legislative & Regulatory Services

The following individual signed up to speak in support of this item:
Don Van Slyke, 2617 Castle St., Irving, TX.

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

- 10 Resolution No. RES-2012-110 -- **Supporting the SH 183 Expansion Project in Partnership with the City of Dallas, Dallas County, and the Texas Department of Transportation (TxDOT) and Allows for the Appointment of the City's Representative and Alternate on the Senate Bill 1420 Committee**

The following individual signed up to speak in support of this item:
Don Van Slyke, 2617 Castle St., Irving, TX.

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

- 11 Resolution No. RES-2012-111 -- **Approving a Transfer of Lots to Community Housing Development Organizations for the Redevelopment of Tudor Lane**

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

12 Resolution No. RES-2012-112 -- Approving an Agreement with a Faith-Based Organization to be Used Toward Homelessness Prevention Efforts

The following individual signed up to speak in support of this item:
Don Van Slyke, 2617 Castle St., Irving, TX

Motioned by Councilman Santoscoy, seconded by Councilman Gallaway to approve a resolution for an agreement with a Faith-Based Organization to be used toward homelessness prevention efforts.

Motion approved 9-0.

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

13 Ordinance No. ORD-2012-9328 -- Budget Adjustment #2 to the 2011-12 Fiscal Year Budget

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

ZONING CASES AND COMPANION ITEMS

14 Ordinance No. ORD-2012-9329 -- Zoning Case #ZC11-0059 - Granting S-P-1 (Detailed Site Plan) for R-AB (Restaurant with Alcoholic Beverages) - Approximately 0.06 Acres Located at 114 East John Carpenter Freeway, #100 - Bear Design Build, Applicant - Greenway-Restaurant Complex, Owner

Mayor Van Duyne opened the public hearing at approximately 7:51 p.m.

Munir Kemal Cenkci, 2017 Primrose, Irving, TX - Mr. Cenkci is the applicant and asked the Council to please support the item.

Mayor Van Duyne closed the public hearing at approximately 7:52 p.m.

Motioned by Councilman Patrick, seconded by Councilman Farris to approve Zoning Case #ZC11-0059 - Granting S-P-1 (Detailed Site Plan) for R-AB (Restaurant with Alcoholic Beverages) - Approximately 0.06 Acres Located at 114 East John Carpenter Freeway, #100 - Bear Design Build, Applicant - Greenway-Restaurant Complex, Owner

Motion approved 9-0.

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

- 15 Ordinance No. ORD-2012-9330 -- **Zoning Case #ZC12-0006 - Amending the Comprehensive Plan to Change the Recommended Land Use to Low Density Residential and Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) Uses - Approximately 18.64 Acres Located at 2939 Esters Road (North side of West Rochelle Road, West of Esters Road) - Alhamra Land Development, LLC, Applicant - Oscar Renda, Owner**

Mayor Van Duyne opened the public hearing at approximately 7:52 p.m.

Jane Rob, 365 Arbor Crest Ln., Euless, TX - Ms. Rob is the realtor representing the applicant, Alhamra Land Development. Ms. Rob gave a presentation on the development project.

S. I. Abed, 503 Wade Ct., Euless, TX – Mr. Abed is the civil engineer for this project.

Mayor Van Duyne closed the public hearing at approximately 7:59 p.m.

Staff confirmed that opposition to this case represents 40.82% of the property within 200 feet. A $\frac{3}{4}$ vote of the City Council is required for this request to be approved.

Motioned by Councilwoman Cannaday, seconded by Councilman Patrick to approve Zoning Case #ZC12-0006 - Amending the Comprehensive Plan to Change the Recommended Land Use to Low Density Residential and Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) Uses - Approximately 18.64 Acres Located at 2939 Esters Road (North side of West Rochelle Road, West of Esters Road) - Alhamra Land Development, LLC, Applicant - Oscar Renda, 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, Galloway, Webb

16 Ordinance No. ORD-2012-9331 -- Zoning Case #ZC12-0009 - Granting TOD (Transit Oriented Development) District Uses - Approximately 9.75 Acres Located at 890 Lake Carolyn Parkway - Catalyst Urban Development LLC, Applicant

Mayor Van Duyne opened the public hearing at approximately 8:01 p.m.

Paris Rutherford, 1925 Highland Park Village, Dallas, TX - Mr. Rutherford is the developer and provided a general presentation to Council regarding this development.

Brian Ratner, President of ForestCity, 10346 Lennox Ln., Dallas, TX – Mr. Ratner discuss the development project and answered questions from the council.

Mayor Van Duyne closed the public hearing at approximately 8:11 p.m.

Council recessed at approximately 8:50 p.m.

Council reconvened at approximately 8:58 p.m.

Motioned by Councilman Philipp, seconded by Councilman Patrick to approve Zoning Case #ZC12-0009 - Granting TOD (Transit Oriented Development) District Uses - Approximately 9.75 Acres Located at 890 Lake Carolyn Parkway - Catalyst Urban Development LLC, Applicant, subject to committing to the NW corner of Lake Carolyn and O’Conner being specifically retail.

Motion approved 8-1.

Mayor Beth Van Duyne voted in opposition of this motion.

RESULT:	ADOPTED [8 TO 1]
MOVER:	Joe Philipp, Councilman
SECONDER:	Lewis Patrick, Councilman
AYES:	Patrick, Stopfer, Farris, Philipp, Cannaday, Santoscoy, Galloway, Webb
NAYS:	Beth Van Duyne

APPOINTMENTS AND REPORTS

17 Mayor's Report

There was no Mayor's report at tonight's meeting.

18 Adjournment

The meeting adjourned at approximately 9:14 p.m.

Beth Van Duyne, Mayor

ATTEST:

Shanae Jennings, TRMC
City Secretary