

**REGULAR MEETING OF THE IRVING CITY COUNCIL  
MEETING MINUTES  
September 27, 2012**

The City Council met in regular session in the Council Chambers of the City Hall Complex on Thursday, September 27, 2012 at approximately 7:05 p.m. The following members were present / absent:

<b>Attendee Name</b>	<b>Organization</b>	<b>Title</b>	<b>Status</b>	<b>Arrived</b>
Beth Van Duyne	Irving City Council	Mayor	Present	
Gerald Farris	Irving City Council	Councilman	Present	
Rose Cannaday	Irving City Council	Councilwoman	Present	
Thomas Spink	Irving City Council	Councilman	Present	
Roy Santoscoy	Irving City Council	Councilman	Present	
Mike Gallaway	Irving City Council	Councilman	Present	
Dennis Webb	Irving City Council	Councilman	Present	
Brad LaMorgese	Irving City Council	Councilman	Present	
Joe Putnam	Irving City Council	Councilman	Present	

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**ORGANIZATIONAL SERVICE ANNOUNCEMENTS**

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**INVOCATION**

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The invocation was delivered by Senior Minister Chris Carathers of Irving North Christian Church of the City of Irving, Texas.

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**PLEDGE OF ALLEGIANCE**

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The pledge of allegiance was given by Hunter and Drew Johnson.

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**PROCLAMATIONS AND ANNOUNCEMENTS**

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There were no proclamations, announcements or special recognitions at tonight's meeting.

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**CITY COUNCIL AGENDA**

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**1 Ordinance No. ORD-2012-9380 -- Adoption of the 2012-13 City of Irving Fiscal Year Budget**

No one signed up to speak at tonight's meeting from the public on this item.

Tommy Gonzalez, City Manager, and Bret Starr, Budget Administrator, presented an overview of the 2012-13 budget.

Councilmember Gallaway recommended going back and reviewing the contract for services to transportation and water. He also recommended adding the funding back into the Irving Las-Colinas Chamber of Commerce contract.

Chris Wallace, President of the Greater Irving Las Colinas Chamber of Commerce spoke regarding this item. He indicated that it is very important that the Chamber and Council are unified as a cohesive body in order to build Economic Development relationships. Therefore, since this issue has been divisive the Chamber is seeking alternate routes in order to fund the suite.

Motioned by Councilman Gallaway, seconded by Councilwoman Cannaday to approve Adoption of the 2012-13 City of Irving Fiscal Year Budget, with the amendment to add the additional \$410,000 back into the Chamber of Commerce contract for the Dallas Cowboys Suite.

Motion failed 4-5.

Council members voting in favor of the motion included: Councilman Gallaway, Councilwoman Cannaday, Councilman Santoscoy and Councilman Webb.

Council members voting in opposition to the motion included: Mayor Van Duyne, Councilman LaMorgese, Councilman Farris, Councilman Spink, and Councilman Putnam.

Motioned by Councilman Farris, seconded by Councilman LaMorgese to approve Adoption of the 2012-13 City of Irving Fiscal Year Budget as presented.

Motion approved 6-3.

Council members voting in favor of the motion included: Mayor Van Duyne, Councilman LaMorgese, Councilman Farris, Councilman Spink, Councilwoman Cannaday and Councilman Gallaway

Council members voting in opposition to the motion included: Councilman Santoscoy, Councilman Webb and Councilman Putnam.

<b>RESULT:</b>	<b>ADOPTED [6 TO 3]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Gallaway, LaMorgese
<b>NAYS:</b>	Roy Santoscoy, Dennis Webb, Joe Putnam

**2 Ordinance No. ORD-2012-9381 -- Setting the 2012 Tax Rate and Levying the Tax as Required by the State of Texas Property Tax Code**

No one signed up to speak on this item.

Motioned by Councilman Farris, seconded by Councilman LaMorgese to approve Setting the 2012 Tax Rate and Levying the Tax as Required by the State of Texas Property Tax Code.

Motion approved 9-0.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese, Putnam

**3 Ordinance No. ORD-2012-9382 -- Adopting the 2012 City of Irving Tax Roll as Required by the State of Texas Property Tax Code**

No one signed up to speak on this item.

Motioned by Councilman Farris, seconded by Councilman Webb to approve Adopting the 2012 City of Irving Tax Roll as Required by the State of Texas Property Tax Code.

Motion approved 9-0.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Dennis Webb, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese, Putnam

#### **4 City Operations Update**

Tommy Gonzalez, City Manager, presented a video for the City's Operations Update regarding the flooding at city hall and relocation of the city employees.

#### **5 Heritage Crossing Update**

Kevin Kass, Redevelopment and TIF Administrator, provided an update on the Heritage Crossing development project.

#### **6 Input from Citizens Regarding Ethics Policies**

No one signed up to speak on this item at tonight's meeting.

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### **CONSENT AGENDA**

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Motioned by Councilman Farris, seconded by Councilman LaMorgese to approve consent agenda items 7-36 and pull items 20 and 21 for individual consideration.

Motion approved 8-1.

Councilman Putnam voted in opposition.

#### **7 Approving Minutes for Wednesday, September 05, 2012**

<b>RESULT:</b>	<b>ACCEPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

**8 Approving Minutes for Thursday, September 06, 2012**

<b>RESULT:</b>	<b>ACCEPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

**9 Resolution No. RES-2012-276 -- Approving and Adopting the Tarrant County 9-1-1 District 2012-13 Annual Budget**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

**10 Resolution No. RES-2012-277 -- Approval of a Renewal Agreement Between Dallas County Schools and the City of Irving to Provide Bus Transportation Service for Recreation Center Programs**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

- 11 Resolution No. RES-2012-278 -- **Approving the Agreement Between the City of Irving and The Visiting Nurse Association of Texas to Provide Meals at the Heritage Senior Center**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

- 12 Resolution No. RES-2012-279 -- **Approving a Reimbursement Agreement with the Dallas Area Agency on Aging for Nutritional Services at the Heritage Senior Center**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

- 13 Resolution No. RES-2012-280 -- **Approving Dallas County Utility and Reclamation District (DCURD) Debt Refinancing in an Amount Not to Exceed \$40,000,000**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

**14 Resolution No. RES-2012-281 -- Approving an Economic Incentive Agreement Between the City of Irving, Texas and CHRISTUS Health**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

**15 Resolution No. RES-2012-282 -- Approving an Economic Incentive Agreement Between the City of Irving, Texas and Wells Reit II MacArthur Ridge I, LP**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

**16 Resolution No. RES-2012-283 -- Approving an Economic Incentive Agreement Between the City of Irving, Texas and US Oncology Corporate, Inc.**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

- 17 Resolution No. RES-2012-284 -- **Approving a Reimbursement Agreement Between the Tax Increment Reinvestment Zone No. One and the Las Colinas Association**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

- 18 Resolution No. RES-2012-285 -- **Approving Reimbursement of Hotel Occupancy Taxes (HOT) to United Parcel Service Co. (UPS)**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

- 19 Resolution No. RES-2012-286 -- **Authorizing Staff to Negotiate an Engineering Services Agreement with Glenn Engineering for the Design of the O'Connor Utility and Paving Reconstruction Project**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam



**20 Resolution No. RES-2012-287 -- Approving an Agreement Between the City of Irving and the Greater Irving-Las Colinas Chamber of Commerce to Provide Annual Funding for Economic Development Services for the City of Irving, Texas**

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

Chris Wallace, Irving Chamber of Commerce, 5221 N. O'Connor Blvd., Irving, TX  
Brian Wing, Consolidated Electrical Distributors, 1920 Westridge Dr., Irving, TX  
YoLonda Lockett, Reliant Energy, 5221 N. O'Connor Blvd., Irving, TX  
JoAnn Goin, 3025 Luzon Road, Irving, TX  
Claire Shahzad, MetroTex Realtors, 721 Sam Hill St., Irving, TX

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

Joe Mapes, P.O. Box 141864, Irving, TX  
Kensley Stewart, 3916 Tacoma, Irving, TX

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

Kenneth Ewing, 2524 Crestview Circle, Irving, TX

Motioned by Councilman Santoscoy, seconded by Councilman LaMorgese to approve an Agreement Between the City of Irving and the Greater Irving-Las Colinas Chamber of Commerce to Provide Annual Funding for Economic Development Services for the City of Irving, Texas.

Motion approved 8-1.

Councilman Putnam voted in opposition.

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Roy Santoscoy, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

**21 Resolution No. RES-2012-288 -- Approving a Sister Cities/International Trade Development and Assistance Center Services Contract with the Greater Irving-Las Colinas Chamber of Commerce**

The following individuals signed up to speak in opposition to this item:  
Kensley Stewart, 3916 Tacoma, Irving, TX

Motioned by Councilwoman Cannaday, seconded by Councilman Spink to approve a Sister Cities/International Trade Development and Assistance Center Services Contract with the Greater Irving-Las Colinas Chamber of Commerce.

Motion approved 9-0.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Rose Cannaday, Councilwoman
<b>SECONDER:</b>	Thomas Spink, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese, Putnam

**22 Resolution No. RES-2012-289 -- Approving an Agreement Between the City of Irving and the North Texas Municipal Water District to Participate in Engineering Services Related to the Chapman Lake Water Access Project**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

**23 Resolution No. RES-2012-290 -- Formalizing the City's Energy Conservation Goals Pursuant to Texas Health and Safety Code § 388.005, Authorizing the City Manager to File Annual Energy Consumption Goal Compliance Reports**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

- 24 Resolution No. RES-2012-291 -- **Supporting Texas Department of Transportation's (TxDOT) Letter of Interest to the Federal Highway Administration (FHWA) for a Transportation Infrastructure Finance and Innovation Act (TIFIA) Loan for the SH 183 Project**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

- 25 Resolution No. RES-2012-292 -- **Approving and Accepting the Bid of Peruna Glass, Inc., dba Glass Doctor of North Texas for an Annual Contract for Glass Replacement Services**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

**26 Resolution No. RES-2012-293 -- Rejecting All Bids for Body Work Repair for Hail Damaged Vehicles**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

**27 Ordinance No. ORD-2012-9383 -- Amending Ordinance No. 8872 by Approving a Schedule of Classified Personnel for the Police Department; Providing for a Severability Clause; Effective October 1, 2012**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

**28 Ordinance No. ORD-2012-9384 -- Appointing Judges to the Irving Municipal Court**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

- 29 Ordinance No. ORD-2012-9358 -- **Final Reading - Granting a Franchise to Alamo Cab to Operate a Taxicab Service in the City of Irving, Texas**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

- 30 Ordinance No. ORD-2012-9359 -- **Final Reading - Granting a Franchise to WALAAL Corporation dba Ambassador Cab to Operate a Taxicab Service in the City of Irving, Texas**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

- 31 Ordinance No. ORD-2012-9360 -- **Final Reading - Granting a Franchise to Cowboy Cab Company, Inc., to Operate a Taxicab Service in the City of Irving, Texas**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

- 32 Ordinance No. ORD-2012-9361 -- **Final Reading - Granting a Renewal Franchise to ABC Cab, Inc., dba Eagle Cab to Operate a Taxicab Service in the City of Irving, Texas**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

- 33 Ordinance No. ORD-2012-9362 -- **Final Reading - Granting a Franchise to MSS Transportation, Inc., dba Freedom Cab to Operate a Taxicab Service in the City of Irving, Texas**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

- 34 Ordinance No. ORD-2012-9363 -- **Final Reading - Granting a Renewal Franchise to Jettaxi, Inc., to Operate a Taxicab Service in the City of Irving, Texas**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

- 35 Ordinance No. ORD-2012-9364 -- **Final Reading - Granting a Franchise to D.E.C.D.A., Inc., dba Star Cab to Operate a Taxicab Service in the City of Irving, Texas**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

- 36 Ordinance No. ORD-2012-9365 -- **Final Reading - Granting a Franchise to Irving Holdings, Inc., dba Yellow Cab to Operate a Taxicab Service in the City of Irving, Texas**

<b>RESULT:</b>	<b>ADOPTED [8 TO 1]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese
<b>NAYS:</b>	Joe Putnam

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### INDIVIDUAL CONSIDERATION

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- 37 Resolution No. RES-2012-230 -- **Adopting an Ethics Code and Policies for the City of Irving**

It was noted that this item is postponed to the October 18, 2012 Council meeting. No action taken.

<b>RESULT:</b>	<b>POSTPONED NO VOTE</b> <b>Next: 10/18/2012 7:00 PM</b>
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**ZONING CASES AND COMPANION ITEMS**

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- 38 Resolution No. RES-2012-273 -- Approving Sign Variance Case No. S1206-0017 - to Allow a Pole Sign to Exceed the Maximum Height - Property Located at 1308 East Airport Freeway - McDonald's USA, LLC, Applicant -( Postponed at the September 6, 2012 City Council Meeting)**

Mayor Van Duyne opened the public hearing at approximately 8:45 p.m.

Anthony Graset, applicant and owner of McDonalds at Highway 183 and Carl Road, described the sign request and asked for Council's consideration.

Mayor Van Duyne closed the public hearing at approximately 8:48 p.m.

Motioned by Councilwoman Cannaday, seconded by Councilman Santoscoy to approve Sign Variance Case No. S1206-0017 - to Allow a Pole Sign to Exceed the Maximum Height - Property Located at 1308 East Airport Freeway - McDonald's USA, LLC, Applicant.

Motion approved 9-0.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Rose Cannaday, Councilwoman
<b>SECONDER:</b>	Roy Santoscoy, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese, Putnam

- 39 Ordinance No. ORD-2012-9385 -- Zoning Case #ZC12-0023 - Granting S-P-2 (Generalized Site Plan) for R-7.5 (Single Family) Uses - Approximately 0.82 Acres Located at 1129 North Irving Heights Drive - Loveta Bales - Applicant/Owner**

Mayor Van Duyne opened the public hearing at approximately 8:49 p.m.

No one signed up to speak on this item.

Mayor Van Duyne closed the public hearing at approximately 8:49 p.m.

Motioned by Councilman Santoscoy, seconded by Councilman LaMorgese to approve Zoning Case #ZC12-0023 - Granting S-P-2 (Generalized Site Plan) for R-7.5 (Single Family) Uses - Approximately 0.82 Acres Located at 1129 North Irving Heights Drive - Loveta Bales - Applicant/Owner.

Motion approved 9-0.



<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Roy Santoscoy, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese, Putnam

- 40 Ordinance No. ORD-2012-9386 -- **Zoning Case # ZC12-0040 - Granting S-P-2 (Generalized Site Plan) for R-MF-2 (Multifamily) Uses - Approximately 9.8 Acres Located at 601 West Rochelle Boulevard - Daniels and Lovelady Architecture, Applicant - Courtyards of Roses, LP, Owner**

Mayor Van Duyne opened the public hearing at approximately 8:50 p.m.

No one signed up to speak on this item.

Mayor Van Duyne closed the public hearing at approximately 8:55 p.m.

Motioned by Councilwoman Cannaday, seconded by Councilman Gallaway to approve Zoning Case # ZC12-0040 - Granting S-P-2 (Generalized Site Plan) for R-MF-2 (Multifamily) Uses - Approximately 9.8 Acres Located at 601 West Rochelle Boulevard - Daniels and Lovelady Architecture, Applicant - Courtyards of Roses, LP, Owner.

Motion approved 9-0.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Rose Cannaday, Councilwoman
<b>SECONDER:</b>	Mike Gallaway, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese, Putnam

- 41 Ordinance No. ORD-2012-9387 -- **Zoning Case #ZC12-0052 - Granting PUD (Planned Unit Development) for S-P-1 (Detailed Site Plan) for R-AB (Restaurant with the Attendant Accessory Use of the Sale of Alcoholic Beverages for On-Premise Consumption) - Approximately 5.515 Square Feet Located at 825 West Royal Lane, Suite 150 - Margarita Ranch Restaurant, Applicant**

Mayor Van Duyne opened the public hearing at approximately 8:56 p.m.

Michael Morries, the applicant, described the zoning request and asked for the Council's consideration.

Mayor Van Duyne closed the public hearing at approximately 8:57 p.m.

Motioned by Councilman Santoscoy, seconded by Councilwoman Cannaday to approve Zoning Case #ZC12-0052 - Granting PUD (Planned Unit Development) for S-P-1 (Detailed Site Plan) for R-AB (Restaurant with the Attendant Accessory Use of the Sale of Alcoholic Beverages for On-Premise Consumption) - Approximately 5.515 Square Feet Located at 825 West Royal Lane, Suite 150 - Margarita Ranch Restaurant, Applicant.

Motion approved 9-0.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Roy Santoscoy, Councilman
<b>SECONDER:</b>	Rose Cannaday, Councilwoman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese, Putnam

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## APPOINTMENTS AND REPORTS

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**42 Resolution No. RES-2012-294 -- Approving the Appointment of Members to the Green Advisory Board**

Motioned by Councilman Farris, seconded by Councilman LaMorgese to appoint the following citizens to the Green Advisory Board:

Sara Beckelman, Place 1  
Angie Hartman, Place 3  
Charles Schmidt, Place 5  
Kelly Horn, Place 7  
Danny Elms, Place 9  
Dinesh Mali, Place 11  
Vacant, Place 13  
Vacant, Place 15

With terms expiring November 2013 and appoint:

Arnold Martin, Place 2  
Terry Shultz, Place 4  
Julie Richey, Place 6  
Nancy Ornelaz, Place 8  
Kim Limberg, Place 10  
Vacant, Place 12  
Vacant, Place 14

With terms expiring November 2014.

Motion approved 9-0.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Gerald Farris, Councilman
<b>SECONDER:</b>	Brad LaMorgese, Councilman
<b>AYES:</b>	Van Duyne, Farris, Cannaday, Spink, Santoscoy, Gallaway, Webb, LaMorgese, Putnam

**43 Mayor's Report**

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

**44 Adjournment**

The meeting adjourned at approximately 9:06 p.m.

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Beth Van Duyne, Mayor

ATTEST:

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Shanae Jennings, TRMC  
City Secretary

**Citizens' Forum**

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

Emma West, 3639 W. Northgate #152, Irving, TX - Ms. West said she is following up for a third time on street lights that are out on Northgate and Country Club.

Kensley Stewart, 3916 Tacoma St, Irving, TX - Mr. Stewart asked when the citizens forum would be moved back to the beginning of the meeting.