

**SPECIAL MEETING OF THE IRVING CITY COUNCIL  
FINAL MEETING MINUTES**

March 2, 2012

The Irving City Council met in special session in the Council Conference Room of the City Hall Complex on March 2, 2012 at approximately 4:00 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	
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	

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**INDIVIDUAL CONSIDERATION**

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Chris Janning, First Southwest Group, provided a thorough presentation on an updated bond structure plus a rating agency review of the Irving Entertainment Venue. He reviewed the estimated, preliminary structure and discussed the various risk factors that should be taken into consideration. Mr. Janning discussed the "worst case" scenario of the project shortfalls and what that will mean to the city. He indicated if the 2% Brimer HOT and project revenues come in as projected, the Entertainment Venue debt would be fully supported and/or paid off early. However, if 2% Brimer HOT and project revenues do not come in sufficient to pay debt service, it would necessitate funding from either the 7% HOT, ad valorem taxes, or possibly the general funds.

Item 21 was moved to the beginning of the agenda. Following item 21, comments for item 1-20 will be taken all at one time.

Mayor Van Duyne opened the public hearing for items 1 through 20 at approximately 6:52 p.m.

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

Ralph Ellis, 3819 Cabeza De Vaca, Irving, TX  
Eddie Lavender, 1511 Live Oak Dr., Irving, TX  
Alfred Cook, 2020 Plymouth Dr., Irving, TX  
Jan Killen, 901 Olde Towne Dr., Irving, TX  
James Baker, 2724 Lake Gardens, Irving, TX  
Joe Mapes, PO Box 141864, Irving, TX  
Jacqualea Cooley, 511 Campbell Ct., Irving, TX  
NC Wilson, 2911 Bryn Mawr Dr., Irving, TX  
Dwight E. Saur, Jr., 1905 Valley Oaks, Irving, TX  
Kensley Stewart, 3916 Tacoma St., Irving, TX

Oscar Ward, 608 Farine Dr., Irving, TX  
Marvin Randle, 508 Farine, Irving, TX  
Gail Armes, 805 Beacon Hill Dr., Irving, TX  
Lucia Rottenberg, 2220 Indian Creek, Irving, TX  
Joyce Howard, 1401 Colony, Irving, TX  
Rosanne Lewis, 1516 Cypress Dr., Irving, TX  
T.J. Franklin, 404 Clark St., Irving, TX  
Tom Duncan, 925 Murl, Irving, TX  
Brad LaMorgese, 9404 Abbe Rd, Irving, TX  
Fran Mathers, 3902 Tally Ho Dr., Irving, TX  
Don Wilson, 1410 Ronne Dr., Irving, TX  
Lee Lowry, 512 S. Jefferson St., Irving, TX

The following individuals signed up to speak in opposition to these items:

Jack Spurlock, 1516 W. Pioneer, Irving, TX  
Carlos Quintanilla, 421 S. Dwight, Dallas, TX  
Manuel Benavidez, 2108 Meadow Glen, Irving, TX

The following individuals signed up in support of these items but did not wish to speak:

S. Ann Smith, 222 Kevin Ct., Irving, TX  
Jo Owens, 1814 Post Oak, Irving, TX  
Steve Perrin, 1327 N. Irving Heights Dr., Irving, TX  
Lee Jewell, 2920 Lawrence St., Irving, TX  
Angelena Perrin, 1327 N. Irving Heights Dr., Irving, TX  
Erin Perdue, 2001 Meadow Lark, Irving, TX  
Betty E. Ruiz, 1727 Waldrop St., Irving, TX  
Lori Korenek, 1304 Glenbrook, Irving, TX  
Elena Blake, 812 Murl, Irving, TX  
Marie Ackerman, 1820 Robin Rd., Irving, TX  
Catherine Nix, 1630 Mt. Vernon, Irving, TX  
Mary Chapin, 1013 N. Sleepy Hollow, Irving, TX  
Theodore Cole, 1137 Anderson, Irving, TX  
Gregory Shelton, 4105 Twin Falls, Irving, TX  
Leonard Korench, 1304 Glenbrook Dr., Irving, TX  
Tammy Cain, 2010 Cordova Bend, Irving, TX  
Patricia R. Dulgar, 309 Countryside Dr., Irving, TX  
Herman A. Dulgar, 309 Countryside Dr., Irving, TX  
Patti Necessary, 1518 E. Union Bower, Irving, TX  
Alice Hale, 300 Countryside, Irving, TX  
Ruth Ann Wood, 2102 Betsy Ln., Irving, TX  
Carol Wood, 613 Shalamar Pl., Irving, TX  
Amy Briggs, 330 Las Colinas Blvd. E #112, Irving, TX  
Elizabeth Garrison, 1102 Owenwood Dr., Irving, TX  
James Garrison, 1102 Owenwood Dr., Irving, TX  
Alice M. Determan, 1316 Glenbrook Dr., Irving, TX  
Richard E. Determan, 1316 Glenbrook Dr., Irving, TX  
Randy Necessary, 1518 E. Union Bower Rd., Irving, TX

Jennifer Watson Rovi, 600 Bridlewood Ct., Irving, TX  
William Holcomb, 813 Lane, Irving, TX  
Bonnie Perrin, 2440 Comano, Irving, TX  
Paul Perrin, 2440 Comano, Irving, TX  
Karen Donley, 1822 Cypress Dr., Irving, TX  
Cynthia Jenkin, no address given  
Sylvia A Miller, 3118 Bryn Maur, Irving, TX  
Nancy Jewell, 2920 Lawrence, Irving, TX  
Anne Wedding, 1226 Ross, Irving, TX  
Merilyn Ackerman, 1820 Robin Rd., Irving, TX  
Jean McCullough, 1105 E. Grauwlyer, Irving, TX  
Linda Fisher, 1619 Dale Place, Irving, TX  
Sudie McCoy, 1908 Rindie St., Irving, TX  
William R. Smith, 505 Farine, Irving, TX  
Marilee Dodgen, 2223 Greenbrier, Irving, TX  
Christine Burkett, 226 Chamberain, Irving, TX  
Kelly Paulsen, 3002 Cheyenne, Irving, TX  
Bob Dodson, 804 McCoy, Irving, TX  
John Van Buren, 2404 Creekside Cir., S., Irving, TX  
Nancy H. Bower, 1807 Pueblo Pl., Irving, TX  
Clyde DeLoach, 1205 Ichabod, Irving, TX  
Beca DeLoach, 1205 Ichabod, Irving, TX  
Mary Janice Summers, 1010 Lucille St., Irving, TX  
Gordon Marin, 631 Roberts Ave., Irving, TX  
Wanda Riddle, 2932 Saint Lo Dr., Irving, TX  
Nancy L Connors, 911 Nancy Dr., Irving, TX  
Amy Stevenson, 2421 Park Crest Ct., Irving, TX  
Steve Armes, 805 Beacon Hill Dr., Irving, TX  
Guy E. Patrick, 301 Linda Ln., Irving, TX  
Marilyn Wilson, 1410 Ronne, Irving, TX  
Jesse Ray Sanchez, 400 Ricker Ct., Irving, TX  
Steven Jones, 3213 Salinas Ct., Irving, TX  
Keith White, 1912 Anna Dr., Irving, TX  
Nolanda Butler Hill, 400 Ricker Ct., Irving, TX  
Don Wilson, 1410 Ronne, Irving, TX  
Raleigh Mae Stevenson, 2421 Park Crest Ct., Irving, TX  
Michael Hoffman, 910 McClendon, Irving, TX  
Douglas Wheeler, 1708 Glen Valley Dr., Irving, TX  
Bonnie Saur, 1905 Valley Oaks, Irving, TX  
Sigrid Canto, 1530 Meyers Rd. Irving, TX  
Bob Mayo, 2513 LaSalle, Irving, TX  
Carolyn Kelly Cooper, 2102 Betsy Ln., Irving, TX  
Karen Jordan, 1519 Arcady Ln., Irving, TX  
Paul Jordan, 1519 Arcady Ln., Irving, TX  
Barbara Hull, 400 Lavida Ct., Irving, TX  
Sue Huffma, 321 S. Main St., Irving, TX  
Oscar Ward, 608 Farine Dr., Irving, TX

James D. Beaver, 2029 Ryan St., Irving, TX  
Elmer Baskett, 1104 S. Delaware, Irving, TX  
Joyce B. Beaver, 2029 Ryan St., Irving, TX  
Bobbie Randle, 500 Farine, Irving, TX  
Kaye Ward, 608 Farine, Irving, TX  
Marilyn Gail Wells, 609 Guadalajara Cir., Irving, TX  
Nancey Tresler, 3310 Ridgemout, Irving, TX  
Albert Jarrell, 602 Hanover Ln., Irving, TX  
T.C. Gonzalez, 1316 Balleywood, Irving, TX  
David Tate, 1710 Timbers, Irving, TX  
George Stephenson, 2105 Druid Dr., Irving, TX  
Rick Choffel, 1328 Wentwood, Irving, TX  
Linda S. Parker-Spink, 1319 N. Irving Heights Dr., Irving, TX  
Vicki Tate, 1710 Timbers, Irving, TX  
Oswald Hoffman, 910 McClendon, Irving, TX  
Maxine Hoffman, 910 McClendon, Irving, TX  
Earl Parr, 1009 Cross, Irving, TX  
Tom Spink, 1319 N. Irving Heights Dr., Irving, TX  
Sue B. Goad, 1809 Green Oaks, Irving, TX  
James L. Rouello, 3204 Kathy Ln., Irving, TX  
Vicki Lee Shaw, 401 Keats, Irving, TX  
Melalee Camak, 3801 Acapulco Ct., Irving, TX  
James Camak, 3801 Acapulco Ct., Irving, TX  
Howard Bemis, 1501 Glen Valley, Irving, TX  
Don Rorschack, 417 Keats Cir., Irving, TX  
Will Stanyard, 2428 Dougles, Irving, TX

The following individuals signed up in opposition of these items but did not wish to speak:

Marilee Dodgen, 2223 Greenbrier, Irving, TX  
JoAnn Goin, 3025 Luzon Rd., Irving, TX  
Jose A. Caraballo, 1116 Compton Ave., Irving, TX  
Jesse Ray Sanchez, 400 Ricker Ct., Irving, TX  
Michael Huebner, 911 Glendell Dr., Irving, TX  
Ed Bowser, 800 Olde Towne Dr., Irving, TX  
Joyce Eckles, 1827 Dory Ln., Irving, TX  
Al Zapanta, 2516 Clearspring Dr, Irving, TX  
Winell Ewing, 118 Wilshire Court, Irving, TX  
Jack Spurlock, 1516 W. Pinnell, Irving, TX  
Samantha Hawkins, 401 Northwest Hwy., Irving, TX  
Connie Gifford, 2649 Locksley Chase, Irving, TX

Mayor Van Duyne closed the public hearing at approximately 7:56 p.m

**1 Resolution RES-2012-63 -- Authorizing Negotiation of Amendment to Entertainment Center Development Agreement Between City of Irving and Las Colinas Group, LP, Providing for the Construction of the Entertainment Center by the City of Irving with the City Having the Direct Contractual Relationship with the General Contractor, the Construction Manager and City Administering All Construction Funds**

Motioned by Councilman Philipp, seconded by Councilman Farris to approve a Resolution - Authorizing Negotiation of Amendment to Entertainment Center Development Agreement Between City of Irving and Las Colinas Group, LP, Providing for the Construction of the Entertainment Center by the City of Irving with the City Having the Direct Contractual Relationship with the General Contractor, the Construction Manager and City Administering All Construction Funds

Motion denied 3-5.

Council voting in favor of this resolution include: Mayor Van Duyne, Councilman Philipp, Councilman Farris.

Council voting in opposition to this resolution include: Councilman Gallaway, Councilwoman Cannaday, Councilman Santoscoy, Councilman Stopfer, Councilman Patrick

Councilman Webb was absent during this vote.

<b>RESULT:</b>	<b>DENIED [3 TO 5]</b>
<b>MOVER:</b>	Joe Philipp, Councilman
<b>SECONDER:</b>	Gerald Farris, Councilman
<b>AYES:</b>	Beth Van Duyne, Gerald Farris, Joe Philipp
<b>NAYS:</b>	Patrick, Stopfer, Cannaday, Santoscoy, Gallaway
<b>ABSENT:</b>	Dennis Webb

**2 Resolution RES-2012-64 -- Authorizing Negotiation of Amendment to Entertainment Center Development Agreement Between City of Irving and Las Colinas Group, LP, Providing for Termination If LCG Has Not Provided Its Loan Commitment by March 22, 2012**

Motioned by Councilman Philipp, seconded by Councilman Farris to approve a Resolution - Authorizing Negotiation of Amendment to Entertainment Center Development Agreement Between City of Irving and Las Colinas Group, LP, Providing for Termination If LCG Has Not Provided Its Loan Commitment by March 22, 2012

Motion denied 3-5.

Council voting in favor of this resolution include: Mayor Van Duyne, Councilman Philipp, Councilman Farris.

Council voting in opposition to this resolution include: Councilman Gallaway, Councilwoman Cannaday, Councilman Santoscoy, Councilman Stopfer, Councilman Patrick.

Councilman Webb was absent during this vote.

<b>RESULT:</b>	<b>DENIED [3 TO 5]</b>
<b>MOVER:</b>	Joe Philipp, Councilman
<b>SECONDER:</b>	Gerald Farris, Councilman
<b>AYES:</b>	Beth Van Duyne, Gerald Farris, Joe Philipp
<b>NAYS:</b>	Patrick, Stopfer, Cannaday, Santoscoy, Gallaway
<b>AWAY:</b>	Dennis Webb

- 3 Resolution RES-2012-65 -- Authorizing Negotiation of Amendment to Entertainment Center Development Agreement Between City of Irving and Las Colinas Group, LP, Providing for Deposit of Amount of Partnership Contribution Equal to Construction and Furnishing of the Restaurants into the Venue Project Fund at Closing**

Motioned by Councilman Philipp, seconded by Councilman Farris to approve a Resolution - Authorizing Negotiation of Amendment to Entertainment Center Development Agreement Between City of Irving and Las Colinas Group, LP, Providing for Deposit of Amount of Partnership Contribution Equal to Construction and Furnishing of the Restaurants into the Venue Project Fund at Closing

Motion denied 3-5.

Council voting in favor of this resolution include: Mayor Van Duyne, Councilman Philipp, Councilman Farris.

Council voting in opposition to this resolution include: Councilman Gallaway, Councilwoman Cannaday, Councilman Santoscoy, Councilman Stopfer, Councilman Patrick.

Councilman Webb was absent during this vote.

**RESULT:** DENIED [3 TO 5]  
**MOVER:** Joe Philipp, Councilman  
**SECONDER:** Gerald Farris, Councilman  
**AYES:** Beth Van Duyne, Gerald Farris, Joe Philipp  
**NAYS:** Patrick, Stopfer, Cannaday, Santoscoy, Gallaway  
**ABSENT:** Dennis Webb

**4 Resolution RES-2012-66 -- Authorizing Negotiation of Amendment to Entertainment Center Development Agreement Between City of Irving and Las Colinas Group, LP, Providing for Apportionment of Total Project Cost Such that LCG Pays at Least 32% of Total Project Costs**

Motioned by Councilman Philipp, seconded by Councilman Farris to approve a Resolution - Authorizing Negotiation of Amendment to Entertainment Center Development Agreement Between City of Irving and Las Colinas Group, LP, Providing for Apportionment of Total Project Cost Such that LCG Pays at Least 32% of Total Project Costs

Motion denied 3-5.

Council voting in favor of this resolution include: Mayor Van Duyne, Councilman Philipp, Councilman Farris.

Council voting in opposition to this resolution include: Councilman Gallaway, Councilwoman Cannaday, Councilman Santoscoy, Councilman Stopfer, Councilman Patrick.

Councilman Webb was absent during this vote.

**RESULT:** DENIED [3 TO 5]  
**MOVER:** Joe Philipp, Councilman  
**SECONDER:** Gerald Farris, Councilman  
**AYES:** Beth Van Duyne, Gerald Farris, Joe Philipp  
**NAYS:** Patrick, Stopfer, Cannaday, Santoscoy, Gallaway  
**ABSENT:** Dennis Webb

**5 Resolution RES-2012-67 -- Authorizing Negotiation of Amendment to Entertainment Center Development Agreement Between City of Irving and Las Colinas Group, LP, Providing for Deleting Sec. 2.4(h) Relative to Reimbursement for General and Administrative Expenses**

Motioned by Councilman Philipp, seconded by Councilman Farris to approve a Resolution - Authorizing Negotiation of Amendment to Entertainment Center Development Agreement Between City of Irving and Las Colinas Group, LP, Providing for Deleting Sec. 2.4(h) Relative to Reimbursement for General and Administrative Expenses

Motion denied 3-5.

Council voting in favor of this resolution include: Mayor Van Duyne, Councilman Philipp, Councilman Farris.

Council voting in opposition to this resolution include: Councilman Gallaway, Councilwoman Cannaday, Councilman Santoscoy, Councilman Stopfer, Councilman Patrick.

Councilman Webb was absent during this vote.

<b>RESULT:</b>	<b>DENIED [3 TO 5]</b>
<b>MOVER:</b>	Joe Philipp, Councilman
<b>SECONDER:</b>	Gerald Farris, Councilman
<b>AYES:</b>	Beth Van Duyne, Gerald Farris, Joe Philipp
<b>NAYS:</b>	Patrick, Stopfer, Cannaday, Santoscoy, Gallaway
<b>ABSENT:</b>	Dennis Webb

**6 Resolution RES-2012-68 -- Authorizing Negotiation of Amendment to Entertainment Center Development Agreement Between City of Irving and Las Colinas Group, LP, Providing for Deleting Reference in Sec. 2.2 to Any Use of the 7% Hotel Occupancy Taxes for Pledging to Support Entertainment Center Bonds**

Motioned by Councilman Philipp, seconded by Councilman Farris to approve a Resolution - Authorizing Negotiation of Amendment to Entertainment Center Development Agreement Between City of Irving and Las Colinas Group, LP, Providing for Deleting Reference in Sec. 2.2 to Any Use of the 7% Hotel Occupancy Taxes for Pledging to Support Entertainment Center Bonds

Motion denied 3-5.

Council voting in favor of this resolution include: Mayor Van Duyne, Councilman Philipp, Councilman Farris.

Council voting in opposition to this resolution include: Councilman Gallaway, Councilwoman Cannaday, Councilman Santoscoy, Councilman Stopfer, Councilman Patrick.

Councilman Webb was absent during this vote.

<b>RESULT:</b>	<b>DENIED [3 TO 5]</b>
<b>MOVER:</b>	Joe Philipp, Councilman
<b>SECONDER:</b>	Gerald Farris, Councilman
<b>AYES:</b>	Beth Van Duyne, Gerald Farris, Joe Philipp
<b>NAYS:</b>	Patrick, Stopfer, Cannaday, Santoscoy, Gallaway
<b>ABSENT:</b>	Dennis Webb

- 7 Resolution RES-2012-69 -- Authorizing Negotiation of Amendment to Entertainment Center Development Agreement Between City of Irving and Las Colinas Group, LP, Providing for Deleting the Ability of the Partnership to Pledge Reimbursed Brimer Revenues Under Sec. 2.12**

Motioned by Councilman Philipp, seconded by Councilman Farris to approve a Resolution - Authorizing Negotiation of Amendment to Entertainment Center Development Agreement Between City of Irving and Las Colinas Group, LP, Providing for Deleting the Ability of the Partnership to Pledge Reimbursed Brimer Revenues Under Sec. 2.12

Motion denied 3-5.

Council voting in favor of this resolution include: Mayor Van Duyne, Councilman Philipp, Councilman Farris.

Council voting in opposition to this resolution include: Councilman Gallaway, Councilwoman Cannaday, Councilman Santoscoy, Councilman Stopfer, Councilman Patrick.

Councilman Webb was absent during this vote.

<b>RESULT:</b>	<b>DENIED [3 TO 5]</b>
<b>MOVER:</b>	Joe Philipp, Councilman
<b>SECONDER:</b>	Gerald Farris, Councilman
<b>AYES:</b>	Beth Van Duyne, Gerald Farris, Joe Philipp
<b>NAYS:</b>	Patrick, Stopfer, Cannaday, Santoscoy, Gallaway
<b>ABSENT:</b>	Dennis Webb

- 8 Resolution RES-2012-70 -- Authorizing Negotiation of Amendment to Entertainment Center Development Agreement Between City of Irving and Las Colinas Group, LP, Providing for City Access to Any and All Sub-Contractor Agreements, Consulting Agreements, Personal Service Agreements and Other, Similar Types of Agreements, Plus Evidence of Any Payments or Other Information to Allow for an Audit of the Expenditures**

Motioned by Councilman Philipp, seconded by Councilman Farris to approve a Resolution - Authorizing Negotiation of Amendment to Entertainment Center Development Agreement Between City of Irving and Las Colinas Group, LP, Providing for City Access to Any and All Sub-Contractor Agreements, Consulting Agreements, Personal Service Agreements and Other, Similar Types of Agreements, Plus Evidence of Any Payments or Other Information to Allow for an Audit of the Expenditures

Motion denied 3-5.

Council voting in favor of this resolution include: Mayor Van Duyne, Councilman Philipp, Councilman Farris.

Council voting in opposition to this resolution include: Councilman Gallaway, Councilwoman Cannaday, Councilman Santoscoy, Councilman Stopfer, Councilman Patrick

Councilman Webb was absent during this vote.

**RESULT:** DENIED [3 TO 5]  
**MOVER:** Joe Philipp, Councilman  
**SECONDER:** Gerald Farris, Councilman  
**AYES:** Beth Van Duyne, Gerald Farris, Joe Philipp  
**NAYS:** Patrick, Stopfer, Cannaday, Santoscoy, Gallaway  
**ABSENT:** Dennis Webb

**9 Resolution RES-2012-71 -- Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for Initial Term of 20 Years with One 20 Year Renewal Term**

Motioned by Councilman Philipp, seconded by Councilman Farris to approve a Resolution - Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for Initial Term of 20 Years with One 20 Year Renewal Term

Motion denied 3-5.

Council voting in favor of this resolution include: Mayor Van Duyne, Councilman Philipp, Councilman Farris.

Council voting in opposition to this resolution include: Councilman Gallaway, Councilwoman Cannaday, Councilman Santoscoy, Councilman Stopfer, Councilman Patrick.

Councilman Webb was absent during this vote.

**RESULT:** DENIED [3 TO 5]  
**MOVER:** Joe Philipp, Councilman  
**SECONDER:** Gerald Farris, Councilman  
**AYES:** Beth Van Duyne, Gerald Farris, Joe Philipp  
**NAYS:** Patrick, Stopfer, Cannaday, Santoscoy, Gallaway  
**ABSENT:** Dennis Webb

- 10 Resolution RES-2012-72 -- Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for Fixed Rent to be Paid in Cash and Increased to \$2,000,000 Escalating 2% Compounded Annually**

Motioned by Councilman Philipp, seconded by Mayor Van Duyne to approve a Resolution - Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for Fixed Rent to be Paid in Cash (and Increased to \$2,000,000) Escalating 2% Compounded Annually

Motion denied 2-6.

Council voting in favor of this resolution include: Mayor Van Duyne, Councilman Philipp.

Council voting in opposition to this resolution include: Councilman Gallaway, Councilwoman Cannaday, Councilman Santoscoy, Councilman Stopfer, Councilman Patrick, Councilman Farris.

Councilman Webb was absent during this vote.

<b>RESULT:</b>	<b>DENIED [2 TO 6]</b>
<b>MOVER:</b>	Joe Philipp, Councilman
<b>SECONDER:</b>	Beth Van Duyne, Mayor
<b>AYES:</b>	Beth Van Duyne, Joe Philipp
<b>NAYS:</b>	Patrick, Stopfer, Farris, Cannaday, Santoscoy, Gallaway
<b>ABSENT:</b>	Dennis Webb

- 11 Resolution RES-2012-73 -- Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for Additional Rent to be Increased Annually by 2% to be Paid in Cash into an Account Designated by the City**

Motioned by Councilman Philipp, seconded by Councilman Farris to approve a Resolution - Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for Additional Rent to be Increased Annually by 2% to be Paid in Cash into an Account Designated by the City

Motion denied 3-5.

Council voting in favor of this resolution include: Mayor Van Duyne, Councilman Philipp, Councilman Farris.

Council voting in opposition to this resolution include: Councilman Gallaway, Councilwoman Cannaday, Councilman Santoscoy, Councilman Stopfer, Councilman Patrick.

Councilman Webb was absent during this vote.

<b>RESULT:</b>	<b>DENIED [3 TO 5]</b>
<b>MOVER:</b>	Joe Philipp, Councilman
<b>SECONDER:</b>	Gerald Farris, Councilman
<b>AYES:</b>	Beth Van Duyne, Gerald Farris, Joe Philipp
<b>NAYS:</b>	Patrick, Stopfer, Cannaday, Santoscoy, Gallaway
<b>ABSENT:</b>	Dennis Webb

- 12 Resolution RES-2012-74 -- Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for Parking Taxes to Continue at Urban Towers or Other Adjacent Locations Through any Renewals or Extensions for so Long as Authorized by Law**

Motioned by Councilman Philipp, seconded by Councilman Farris to approve a Resolution - Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for Parking Taxes to Continue at Urban Towers or Other Adjacent Locations Through any Renewals or Extensions for so Long as Authorized by Law

Motion denied 3-5.

Council voting in favor of this resolution include: Mayor Van Duyne, Councilman Philipp, Councilman Farris.

Council voting in opposition to this resolution include: Councilman Gallaway, Councilwoman Cannaday, Councilman Santoscoy, Councilman Stopfer, Councilman Patrick.

Councilman Webb was absent during this vote.

**RESULT:** DENIED [3 TO 5]  
**MOVER:** Joe Philipp, Councilman  
**SECONDER:** Gerald Farris, Councilman  
**AYES:** Beth Van Duyne, Gerald Farris, Joe Philipp  
**NAYS:** Patrick, Stopfer, Cannaday, Santoscoy, Gallaway  
**ABSENT:** Dennis Webb

- 13 Resolution RES-2012-75 -- Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for Security Deposit to Increase at a Rate of 2% Annually During the Life of the Agreement**

Motioned by Councilman Philipp, seconded by Councilman Farris to approve a Resolution - Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for Security Deposit to Increase at a Rate of 2% Annually During the Life of the Agreement

Motion denied 3-5.

Council voting in favor of this resolution include: Mayor Van Duyne, Councilman Philipp, Councilman Farris.

Council voting in opposition to this resolution include: Councilman Gallaway, Councilwoman Cannaday, Councilman Santoscoy, Councilman Stopfer, Councilman Patrick.

Councilman Webb was absent during this vote.

**RESULT:** DENIED [3 TO 5]  
**MOVER:** Joe Philipp, Councilman  
**SECONDER:** Gerald Farris, Councilman  
**AYES:** Beth Van Duyne, Gerald Farris, Joe Philipp  
**NAYS:** Patrick, Stopfer, Cannaday, Santoscoy, Gallaway  
**ABSENT:** Dennis Webb

- 14 Resolution RES-2012-76 -- Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for Free Music, Promotions, and Giveaways to be Increased 2% Per Year Compounding Annually**

Motioned by Councilman Philipp, seconded by Councilman to Farris a Resolution - Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for Free Music, Promotions, and Giveaways to be Increased 2% Per Year Compounding Annually

Motion denied 3-5.

Council voting in favor of this resolution include: Mayor Van Duyne, Councilman Philipp, Councilman Farris.

Council voting in opposition to this resolution include: Councilman Gallaway, Councilwoman Cannaday, Councilman Santoscoy, Councilman Stopfer, Councilman Patrick.

Councilman Webb was absent during this vote.

<b>RESULT:</b>	<b>DENIED [3 TO 5]</b>
<b>MOVER:</b>	Joe Philipp, Councilman
<b>SECONDER:</b>	Gerald Farris, Councilman
<b>AYES:</b>	Beth Van Duyne, Gerald Farris, Joe Philipp
<b>NAYS:</b>	Patrick, Stopfer, Cannaday, Santoscoy, Gallaway
<b>ABSENT:</b>	Dennis Webb

- 15 Resolution RES-2012-77 -- Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for Deletion of Any Credit for Payment of Ad Valorem Taxes by the Partnership**

Motioned by Councilman Philipp, seconded by Councilman Farris to approve a Resolution - Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for Deletion of Any Credit for Payment of Ad Valorem Taxes by the Partnership.

Motion denied 3-5.

Council voting in favor of this resolution include: Mayor Van Duyne, Councilman Philipp, Councilman Farris.

Council voting in opposition to this resolution include: Councilman Gallaway, Councilwoman Cannaday, Councilman Santoscoy, Councilman Stopfer, Councilman Patrick.

Councilman Webb was absent during this vote.

<b>RESULT:</b>	<b>DENIED [3 TO 5]</b>
<b>MOVER:</b>	Joe Philipp, Councilman
<b>SECONDER:</b>	Gerald Farris, Councilman
<b>AYES:</b>	Beth Van Duyne, Gerald Farris, Joe Philipp
<b>NAYS:</b>	Patrick, Stopfer, Cannaday, Santoscoy, Gallaway
<b>ABSENT:</b>	Dennis Webb

- 16 Resolution RES-2012-78 -- Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for Insurance to be Provided at No Cost to the City and that Changes in Insurance Coverage be Approved by the City Council**

Motioned by Councilman Philipp, seconded by Councilman Farris to approve a Resolution - Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for Insurance to be Provided at No Cost to the City and that Changes in Insurance Coverage be Approved by the City Council

Motion denied 3-5.

Council voting in favor of this resolution include: Mayor Van Duyne, Councilman Philipp, Councilman Farris.

Council voting in opposition to this resolution include: Councilman Gallaway, Councilwoman Cannaday, Councilman Santoscoy, Councilman Stopfer, Councilman Patrick.

Councilman Webb was absent during this vote.

**RESULT:** DENIED [3 TO 5]  
**MOVER:** Joe Philipp, Councilman  
**SECONDER:** Gerald Farris, Councilman  
**AYES:** Beth Van Duyne, Gerald Farris, Joe Philipp  
**NAYS:** Patrick, Stopfer, Cannaday, Santoscoy, Gallaway  
**ABSENT:** Dennis Webb

- 17 **Resolution RES-2012-79** -- Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for Right of Assignment Only with City Council Approval and Only to Entity with a Net Worth Above \$150,000,000

Motioned by Councilman Philipp, seconded by Councilman Farris to approve a Resolution - Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for Right of Assignment Only with City Council Approval and Only to Entity with a Net Worth Above \$150,000,000

Motion denied 3-5.

Council voting in favor of this resolution include: Mayor Van Duyne, Councilman Philipp, Councilman Farris.

Council voting in opposition to this resolution include: Councilman Gallaway, Councilwoman Cannaday, Councilman Santoscoy, Councilman Stopfer, Councilman Patrick.

Councilman Webb was absent during this vote.

**RESULT:** DENIED [3 TO 5]  
**MOVER:** Joe Philipp, Councilman  
**SECONDER:** Gerald Farris, Councilman  
**AYES:** Beth Van Duyne, Gerald Farris, Joe Philipp  
**NAYS:** Patrick, Stopfer, Cannaday, Santoscoy, Gallaway  
**ABSENT:** Dennis Webb

**18 Resolution RES-2012-80 -- Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for Deletion of Residential Development Rights**

Motioned by Councilman Philipp, seconded by Councilman Farris to approve a Resolution - Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for Deletion of Residential Development Rights

Motion denied 4-4.

Council voting in favor of this resolution include: Mayor Van Duyne, Councilman Philipp, Councilman Farris, Councilman Gallaway

Council voting in opposition to this resolution include: Councilwoman Cannaday, Councilman Santoscoy, Councilman Stopfer, Councilman Patrick.

Councilman Webb was absent during this vote.

<b>RESULT:</b>	<b>DENIED [4 TO 4]</b>
<b>MOVER:</b>	Joe Philipp, Councilman
<b>SECONDER:</b>	Gerald Farris, Councilman
<b>AYES:</b>	Beth Van Duyne, Gerald Farris, Joe Philipp, Mike Gallaway
<b>NAYS:</b>	Lewis Patrick, Rick Stopfer, Rose Cannaday, Roy Santoscoy
<b>ABSENT:</b>	Dennis Webb

**19 Resolution RES-2012-81 -- Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for an Escalation of the \$150,000 Credit by 2% Per Year Compounded Annually, with Any Unused Credit Being Payable to the City in Cash at the Close of Each Year**

Motioned by Councilman Philipp, seconded by Councilman Farris to approve a Resolution - Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for an Escalation of the \$150,000 Credit by 2% Per Year Compounded Annually, with Any Unused Credit Being Payable to the City in Cash at the Close of Each Year

Motion denied 3-5.

Council voting in favor of this resolution include: Mayor Van Duyne, Councilman Philipp, Councilman Farris.

Council voting in opposition to this resolution include: Councilman Gallaway, Councilwoman Cannaday, Councilman Santoscoy, Councilman Stopfer, Councilman Patrick.

Councilman Webb was absent during this vote.

<b>RESULT:</b>	<b>DENIED [3 TO 5]</b>
<b>MOVER:</b>	Joe Philipp, Councilman
<b>SECONDER:</b>	Gerald Farris, Councilman
<b>AYES:</b>	Beth Van Duyne, Gerald Farris, Joe Philipp
<b>NAYS:</b>	Patrick, Stopfer, Cannaday, Santoscoy, Gallaway
<b>ABSENT:</b>	Dennis Webb

- 20 Resolution RES-2012-82 -- Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for Closure of any Restaurant Which Does Not Meet the 60-40 Ratio of Food to Alcoholic Beverage as Required by City Ordinance or as May Be Amended by the City in the Future**

Motioned by Councilman Philipp, seconded by Councilman Farris to approve a Resolution - Authorizing Negotiation of Amendment to Entertainment Center Lease Agreement between City of Irving and Las Colinas Group, LP, Providing for Closure of any Restaurant Which Does Not Meet the 60-40 Ratio of Food to Alcoholic Beverage as Required by City Ordinance or as May Be Amended by the City in the Future

Motion denied 3-5.

Council voting in favor of this resolution include: Mayor Van Duyne, Councilman Philipp, Councilman Farris.

Council voting in opposition to this resolution include: Councilman Gallaway, Councilwoman Cannaday, Councilman Santoscoy, Councilman Stopfer, Councilman Patrick.

Councilman Webb was absent during this vote.

<b>RESULT:</b>	<b>DENIED [3 TO 5]</b>
<b>MOVER:</b>	Joe Philipp, Councilman
<b>SECONDER:</b>	Gerald Farris, Councilman
<b>AYES:</b>	Beth Van Duyne, Gerald Farris, Joe Philipp
<b>NAYS:</b>	Patrick, Stopfer, Cannaday, Santoscoy, Galloway
<b>ABSENT:</b>	Dennis Webb

**21 Resolution RES-2012-83 -- Approving Fees Related to Public Ratings on the Entertainment Venue Project in an Amount Not to Exceed \$200,000.00**

Mayor Van Duyne opened the public hearing at approximately 5:27 p.m.

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

Anthony Bond, 4109 W. Northgate #821, Irving, TX  
Carlos Quintanilla, 421 S. Dwight, Dallas, TX  
Jeff Singleton, 218 Rochelle, Irving, TX  
Brennan Johnson, 3335 Ricci Lane, Irving, TX  
Al Zapanta, 2516 Clearspring Dr., Irving, TX

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

Lucia Rottenberg, 2220 Indian Creek, Irving, TX  
Joe Mapes, P.O. Box 141864, Irving, TX  
Fran Mathers, 3702 Tally Ho Dr., Irving, TX  
Gail Armes, 805 Beacon Hill Dr., Irving, TX  
Marvin Randle, 500 Farine, Irving, TX  
Kensley Stewart, 3916 Tacoma, Irving, TX  
Oscar Ward, 608 Farine Dr., Irving, TX  
Jacqualea Cooley, 511 Campbell Ct., Irving, TX  
Joyce Howard, 1401 Colony, Irving, TX  
Tom Duncan, 925 Murl, Irving, TX  
Jan Killen, 901 Olde Town, Irving, TX

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

Michael Hoffman, 910 McClendon, Irving, TX  
Gordon Martin, 631 Roberts Ave., Irving, TX  
Douglas Wheeler, 1708 Glen Valley Dr., Irving, TX  
Jack Spurlock, 1516 W. Pioneer, Irving, TX  
Jan Bemis, 1501 Glen Valley, Irving, TX

Oswald Hoffman, 910 McClendon, Irving, TX  
Maxine Hoffman, 910 McClendon, Irving, TX  
Michael Huebner, 911 Glen Dell Dr., Irving, TX  
Ed Bowers, 800 Olde Towne Dr., Irving, TX  
Alice M. Determan, 1316 Glenbrook Dr., Irving, TX  
Richard Determan, 1316 Glenbrook Dr., Irving, TX  
Eddie Lavende, 1511 Live Oak Dr., Irving, TX  
JoAnn Goin, 3025 Luzon Rd., Irving, TX  
Barbara Kemp, 1616 W. 8th St., Irving, TX  
Terri Sacchetti, 6727 Deseo, Irving, TX  
Samantha Hawkins, 401 Northwest Highway, Irving, TX  
Alex Murrell, 6504 Deseo, Apt. 211, Irving, TX  
Jim Eitelman, 1514 Glen Valley, Irving, TX

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

Ewine Winel, 118 Wilshire Ct. Irving, TX  
Anne Wedding, 1226 Ross Dr., Irving, TX  
Jean McCullough, 1105 E. Grauwyler, Irving, TX  
Sudie McLay, 1908 Rindie St., Irving, TX  
Rosanne Lewis, 1516 Cypress Dr., Irving, TX  
Karen Donley, 1822 Cypress Dr., Irving, TX  
Linda Fisher, 1619 Dale Place, Irving, TX  
T. J. Franklin, 404 Clark St., Irving, TX  
Erin Perdue, 2001 Meadow Lark, Irving, TX  
Charles Perdue, 2001 Meadow Lark, Irving, TX  
Elena Blake, 812 Murl Dr., Irving, TX  
Merilyn Ackerman, 1820 Robin Rd., Irving, TX  
Marie Ackerman, 1820 Robin Rd., Irving, TX  
John Van Buren, no address given  
Nancy H. Bauer, 1807 Pueblo Pl., Irving, TX  
James B. Baker, 2724 Lake Gardens, Irving, TX  
Clyde DeLoach, 1205 Ichabod Ct., Irving, TX  
Beca DeLoach, 1205 Ichabod Ct., Irving, TX  
Mary Janice Summers, 1010 Lucille, Irving, TX  
Oscar Ward, 608 Farine Dr., Irving, TX  
Carolyn Kelly-Cooper, 2102 Betsy Ln., Irving, TX  
Connie Gifford, 2649 Locksley Chase, Irving, TX  
Carol Wood, 613 Shalamar Pl., Irving, TX  
Kelly Paulsen, 3002 Cheyenne, Irving, TX  
Sigrid Canto, 1530 Meyers Rd., Irving, TX  
Jose A. Caraballo, 1116 Comptom Ave., Irving, TX  
Christine Burkett, 226 Chamberlain, Irving, TX  
NC Wilson, 2911 Bryn Mawr, Irving, TX  
Nancy L. Conner, 911 Nancy Dr., Irving, TX  
Alfred Cook, 2020 Plymouth Dr., Irving, TX  
Amy Stevenson, 2421 Park Crest Ct., Irving, TX

Guy E. Patrick, 301 Linda Ln., Irving, TX  
Steve Armes, 805 Beacon Hill Dr., Irving, TX  
Marilyn Wilson, 1410 Ronne, Irving, TX  
Don Wilson, 1410 Ronne Dr., Irving, TX  
Raleigh Mae Stevenson, 2421 Park Crest Ct., Irving, TX  
Nolanda Butler Hill, 400 Ricker Ct., Irving, TX  
Steven Jones, 3213 Salinas Ct., Irving, TX  
James D. Beaver, 2029 Ryan St., Irving, TX  
Bob Mayo, 2513 Lasalle, Irving, TX  
Karen Jordan, 1519 Arcady Ln., Irving, TX  
Paul Jordan, 1519 Arcady Ln., Irving, TX  
Will Stanyard, 2428 Douglas, Irving, TX  
Sue Huffman, 321 S. Main St., Irving, TX  
Joyce B. Beaver, 2029 Ryan St., Irving, TX  
Keith White, 1912 Anne Dr., Irving, TX  
Elmer A. Baskett, 1104 S. Delaware, Irving, TX  
Bobbie Randle, 500 Farine, Irving, TX  
Kaye Ward, 608 Farine, Irving, TX  
Bonnie Saur, 1905 Valley Oaks, Irving, TX  
Dwight E. Saur Jr., 1905 Valley Oaks Ct., Irving, TX  
Nancey Tresler, 3310 Ridgemont, Irving, TX  
Marilyn Gail Wells, 609 Guadalajana Cir., Irving, TX  
David Tate, 1710 Timbers, Irving, TX  
Trini Gonzalez, 1316 Balleywood, Irving, TX  
George Stephenson, 2105 Druid Dr., Irving, TX  
Linda S. Parker-Spink, 1319 N. Irving Heights Dr., Irving, TX  
Rick Choffel, 1328 Wentwood Dr., Irving, TX  
John Huffman, 321 S. Main, Irving, TX  
Vicki Lee Shaw, 401 Keats Cir., Irving, TX  
Earl Park, 1009 Cross Bend, Irving, TX  
Tom Spink, 1319 N. Irving Heights Dr., Irving, TX  
Sue Goad, 1809 Green Oaks, Irving, TX  
James L. Rouello, 3204 Kathyln, Irving, TX  
Howard Bemis, 1501 Glen Valley Dr., Irving, TX  
James Camak, 3801 Acapulco Ct., Irving, TX  
Melalee Camak, 3801 Acapulco Ct., Irving, TX  
Don Rorsghach, 417 Keats Cir., Irving, TX  
S. Ann Smith, 2221 Kevin Ct., Irving, TX  
Jo Owens, 1814 Post Oak Dr., Irving, TX  
Steve Perrin, 1327 N. Irving Heights Dr., Irving, TX  
Barbara Hull, 400 Lavidia Ct., Irving, TX  
Sylvia Miller, 3118 Bryn Maur, Irving, TX  
Angelena Perrin, 1327 N. Irving Heights Dr., Irving, TX  
Betty Ray, 1727 Waldrop St., Irving, TX  
Lori Korenek, 1304 Glenbrook Ln., Irving, TX  
Nancy Jewell, 2920 Lawrence, Irving, TX  
Catherine Nix, 1630 Mt. Vernon, Irving, TX

Leonard Korench, 1304 Glenbrook Dr., Irving, TX  
Mary Chapin, 1013 N. Sleepy Hollow, Irving, TX  
Theodore Cole, 1137 Anderson, Irving, TX  
Greg Shelton, 4105 Twin Falls, Irving, TX  
Tammy Cain, 2010 Cordova Bend, Irving, TX  
Alice Hale, 300 Courtside, Irving, TX  
Patti Necessary, 1518 E. Union Bower, Irving, TX  
Amy Briggs, 330 Las Colinas Blvd. E. #112, Irving, TX  
James Garrison, 1102 Owenwood Dr., Irving, TX  
Elizabeth Garrison, 1102 Owenwood Dr., Irving, TX  
Doug Necessary, 1510 E. Union Bower Rd., Irving, TX  
Bowrie Perrin, 2440 Comano Rd., Irving, TX  
Paul Perrin, 2440 Comano Rd., Irving, TX  
Vicki Tate, 1710 Timbers, Irving, TX  
Wanda Riddle, 2932 Saint Lo Dr., Irving, TX

Mayor Van Duyne closed the public hearing at approximately 6:34 p.m.

Motioned by Councilwoman Cannaday, seconded by Councilman Gallaway to approve a Resolution - Approving Fees Related to Public Ratings on the Entertainment Venue Project in an Amount Not to Exceed \$200,000.00

Motion approved 6-3.

Council voting in favor of this resolution include: Councilman Gallaway, Councilwoman Cannaday, Councilman Santoscoy, Councilman Stopfer, Councilman Patrick, Councilman Webb.

Council voting in opposition to this resolution include: Mayor Van Duyne, Councilman Philipp, Councilman Farris.

<b>RESULT:</b>	<b>ADOPTED [6 TO 3]</b>
<b>MOVER:</b>	Rose Cannaday, Councilwoman
<b>SECONDER:</b>	Mike Gallaway, Councilman
<b>AYES:</b>	Patrick, Stopfer, Cannaday, Santoscoy, Gallaway, Webb
<b>NAYS:</b>	Beth Van Duyne, Gerald Farris, Joe Philipp

The meeting was adjourned at 9:30 p.m.

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Beth Van Duynes, Mayor

ATTEST:

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Shanae Jennings, TRMC  
City Secretary