

**SPECIAL MEETING OF THE IRVING CITY COUNCIL
FINAL MEETING MINUTES
January 24, 2013**

The Irving City Council met in special session in the Council Conference Room of the City Hall Complex on January 24, 2013 at approximately 5:21 p.m. The following members were present /absent:

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

INVOCATION

The invocation was delivered by Councilman Mike Gallaway.

PLEDGE OF ALLEGIANCE

The pledge of allegiance was lead by the City Council.

- 1 **Public Hearing PH-2013-1 -- 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**

David Pettit with Benner Bennett Pettit, Inc., presented the plans for the Tax Increment Reinvestment Zone No. 3.

Mayor Van Duyne opened the public hearing at approximately 5:21 p.m.

No one elected to speak at tonight's public hearing.

Mayor Van Duyne closed the public hearing at approximately 5:21 p.m.

2 **Public Hearing PH-2013-2 -- 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**

David Pettit with Benner Bennett Pettit, Inc., presented the plans for the Tax Increment Reinvestment Zone No. 4.

Mayor Van Duyne opened the public hearing at approximately 5:22 p.m.

No one elected to speak at tonight's public hearing.

Mayor Van Duyne closed the public hearing at approximately 5:22 p.m.

3 **Resolution RES-2013-28 -- Public Hearing and Resolution Authorizing and Creating the Bridges of Las Colinas Public Improvement District Within the City of Irving Pursuant to Chapter 372 Texas Local Government Code.**

David Pettit with Benner Bennett Pettit, Inc., presented the plans for the Public Improvement District No. 1.

Mayor Van Duyne opened the public hearing at approximately 5:23 p.m.

No one elected to speak at tonight's public hearing.

Mayor Van Duyne closed the public hearing at approximately 5:23 p.m.

Motioned by Councilman Farris, seconded by Councilman Santoscoy to approve a Resolution Authorizing and Creating the Bridges of Las Colinas Public Improvement District Within the City of Irving Pursuant to Chapter 372 Texas Local Government Code.

Mayor Van Duyne accidentally pushed no on her vote, but she intended to push yes, so the record will reflect a yes vote.

Motion approved 9-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Farris, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Gallaway, Santoscoy, Webb, Putnam, Cannaday, LaMorgese, Farris, Spink

4 **Resolution RES-2013-29 -- Public Hearing and Resolution Authorizing and Creating the Ranchview Public Improvement District Within the City of Irving Pursuant to Chapter 372 Texas Local Government Code**

David Pettit with Benner Bennett Pettit, Inc., presented the plans for the Public Improvement District No. 2.

Mayor Van Duyne opened the public hearing at approximately 5:26 p.m.

No one elected to speak at tonight's public hearing.

Mayor Van Duyne closed the public hearing at approximately 5:26 p.m.

Motioned by Councilwoman Cannaday, seconded by Councilman Santoscoy to approve a Resolution Authorizing and Creating the Ranchview Public Improvement District Within the City of Irving Pursuant to Chapter 372 Texas Local Government Code.

Motion approved 9-0.

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

5 **Resolution RES-2013-30 -- Approving a Memorandum of Understanding with the Developer to Design, Construct, and Operate a Convention Center Hotel**

Motioned by Councilman Gallaway, seconded by Councilman Santoscoy to postpone a Memorandum of Understanding to Design, Construct, and Operate a Convention Center Hotel to the February 7, 2013 meeting.

Motion approved 9-0.

RESULT:	POSTPONED [UNANIMOUS] Next: 2/7/2013 7:00 PM
MOVER:	Mike Gallaway, Councilman
SECONDER:	Roy Santoscoy, Councilman
AYES:	Van Duyne, Gallaway, Santoscoy, Webb, Putnam, Cannaday, LaMorgese, Farris, Spink

6 **Resolution RES-2013-31 -- Authorizing the Taking of Bids for the Sale of Multiple Land Tracts Located in Heritage Crossing**

The following individuals signed up to speak in support of this item:
Marvin Randle, 500 Farine, Irving, TX

Motioned by Councilman Gallaway, seconded by Councilwoman Cannaday to postpone the Taking of Bids for the Sale of Multiple Land Tracts Located in Heritage Crossing.

Motion approved 9-0.

RESULT:	POSTPONED [UNANIMOUS] Next: 2/7/2013 7:00 PM
MOVER:	Mike Gallaway, Councilman
SECONDER:	Rose Cannaday, Councilwoman
AYES:	Van Duyne, Gallaway, Santoscoy, Webb, Putnam, Cannaday, LaMorgese, Farris, Spink

7 **Resolution RES-2013-32 -- Approving an Engagement Agreement with a Law Firm for Legal Services in Connection with the Negotiation of an Employment Agreement with the City Manager**

Mayor Van Duyne opened the public hearing at approximately 5:33 p.m.

The following individuals signed up to speak in support of this item:
Jeff Youngblood, 4537 N. O'Connor Rd. #2224, Irving, TX

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

Kensley Stewart, 3916 Tacoma, Irving, TX
Susan Motley, 3933 Wind River Ct., Irving, TX
Anthony Cuington, 1417 Limetree Ln., Irving, TX
Rosemarie Rene, 608 Sonora Ct., Irving, TX
Mike Overby, 4070 N. Beltline Rd., Irving, TX
Marvin Randle, 500 Farine, Irving, TX
Phil Riddle, 516 East 6th St., Irving, TX
Rakesh Patel, 2166 Kimbrough Dr., Irving, TX
Doug Fox, 2321 Spanish Trail, Irving, TX

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

Kristi Pena, 408 W. 6th St., Irving, TX

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

Kathy Morrill, 605 Shalamar, Irving, TX
Michael McPhail, 815 Dixon, Irving, TX
Raleigh Mae Stevenson, 2421 Park Crest Ct., Irving, TX
Oscar Ward, 608 Farine Dr., Irving, TX
Kaye Ward, 608 Farine, Irving, TX
Raymond Kieth White, 1912 Anna Dr., Irving, TX
Rick Sanderson, 603 Country Green Ln., Arlington, TX
William N. Barstow, 9605 Cliffside Dr., Irving, TX
Jeff Rutledge, 5611 Exeter Dr., Richardson, TX
Robert Wesson, 5912 Berkshire, McKinney, TX
Ken Caudle, 11132 Circle #106, Grandview, Texas
J.D. Porter, 2206 Lotus Ave., Fort Worth, TX

Mayor Van Duyne closed the public hearing at approximately 5:34 p.m.

Motioned by Councilman Farris, seconded by Councilman Spink to approve an Engagement Agreement with a Law Firm for Legal Services in Connection with the Negotiation of an Employment Agreement with the City Manager.

Motion approved 5-4.

Council members voting in against this resolution include: Councilman Putnam, Councilman Gallaway, Councilwoman Cannaday and Councilman Santoscoy.

RESULT:	ADOPTED [5 TO 4]
MOVER:	Gerald Farris, Councilman
SECONDER:	Thomas Spink, Councilman
AYES:	Van Duyne, Webb, LaMorgese, Farris, Spink
NAYS:	Mike Gallaway, Roy Santoscoy, Joe Putnam, Rose Cannaday

- 8 **Ordinance ORD-2013-9426 -- Amending Section 52-49 - Sale, Serving or Storage of Alcoholic Beverages to (1) Revise the Minimum Percentage of Food Sales Relative to Alcoholic Beverage Sales in a Restaurant Zoned S-P-1 (R-AB), in All or in Parts of the City (2) Revise the Minimum Requirements for an Application for S-P-1 (R-AB) Zoning, (3) Revise the Reporting Period for Food and Alcoholic Beverage Sales from Quarterly to Semi-Annually, (4) Provide that the City Council May Grant a Variance to the Distance Requirement Between an Establishment Selling Alcoholic Beverages and Churches, Schools, Public Hospitals and Residences, and (5) Require City Owned Facilities Whose Construction or Operation is Funded in Whole or in Part by Hotel Occupancy Tax Revenue to Comply with the Requirements of Section 52-49(A); - City of Irving, Applicant - (Postponed from the January 10, 2013 City Council Meeting)**

Mayor Van Duyne opened the public hearing at approximately 6:15 p.m.

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

Joshua Nollid, 90300 Donley Dr., Irving, TX
Bruce Wall, 301 West 16th St., Irving, TX
Janet Wall, 301 West 16th St., Irving, TX
Jill Martinez, 1000 Lake Carolyn #4216, Irving, TX
Jeff Youngblood, 4070 N. Beltline Rd. #114, Irving, TX
Susan Motley, 3933 Windy River Ct., Irving, TX
Brian Caddel, 2220 Cambridge Dr., Irving, TX
Phil Smith, 1802 Puritan Dr., Irving, TX
John Watson, 7420 Bradford Pear, Irving, TX
Amy Callender, 724 Sam Hill St., Irving, TX
Brian James, Champs, 855 W. John Carpenter Frwy., Irving, TX
Pat Austin, 724 Lake Carolyn Pkwy #232, Irving, TX
David Cole, 7701 W. MacArthur, Irving, TX
Judy Warren, 9904 Cliffside Ct., Irving, TX
Kathy Carlton, 4230 LBJ Frwy. Suite 140, Dallas, TX
Lori Davis, 1711 W. Irving Blvd., Irving, TX
Lee Lowrie, 512 S. Jefferson St., Irving, TX
John Gessner, 857 W. John Carpenter Frwy., Irving, TX
Claire Shahzad, 721 Sam Hill St., Irving, TX
Mary Ann Shaw, 1920 Shumard Oak, Irving, TX
Katy Slade, 2650 Cedar Springs Rd. Suite 800, Dallas, TX

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

Dane Waterman, 130 West Holland Dr., Irving, TX
Bernadette Ward, 130 West Holland, Irving, TX
Mark J. Dyer, 7411 Primrose, Irving, TX
Kensley Stewart, 3916 Tacoma, Irving, TX
Finnis H. Smith, 1020 Bluebonnet, Irving, TX
Bobby Raper, 633 W. Arawe, Irving, TX
Margie Stipes, 1602 Upton Place, Irving, TX

Charles Hauteman, 1316 Lindhurst, Irving, TX
George Stephenson, 2105 Druid Dr., Irving, TX
John Valerius, 1909 Canterbury, Irving, TX
Raymond Keith White, 1912 Anna Dr., Irving, TX
Loren Byers, 918 E. Tanglewood Dr., Irving, TX
Leska Valerius, 1909 Canterbury, Irving, TX
Lucia Rottenberg, 2220 Indian Creek, Irving, TX
Marvin Randle, 500 Farine, Irving, TX
Clyde DeLoach, 1205 Ichabod Ct., Irving, TX
Theodore Cole, 1137 Anderson, Irving, TX
Don Van Slyke, 2617 Castle St., Irving, TX
Doug Harper, 16 Fair Green Dr., Trophy Club, TX

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

Ed Bowers, 800 Olde Towne Dr., Irving, TX
Jerry Kelley, 100 Casa Grande Ct., Irving, TX
Donna Bourgeois, 3608 Gentry Rd., Irving, TX
Bob Bourgeois, 3608 Gentry Rd., Irving, TX
Randy Lemerand, 508 Forest Pin, Irving, TX
Mark Dickenson, 3334 Cascade, Dallas, TX
Judd Fruia, 857 W. John Carpenter Frwy., Irving, TX
Clem Lear, 4643 O'Connor Ct., Irving, TX

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

Betty McConnell, 532 Briarwylde Dr., Irving, TX
Don C. Butler, 1710 Henderson Ct., Irving, TX
Ray Lunsford, 1213 Mistletoe Dr., Irving, TX
Frances Hollinghead, 3038 Saint Lo, Irving, TX
Wanda Riddle, 2932 Saint Lo Dr., Irving, TX
James White, 3603 Chime Place, Irving, TX
Connie White, 3603 Chime Place, Irving, TX
Susanne Sorrell, 700 Cheyenne Ct., North, Irving, TX
Bill Fletcher, 1314 Sunnybrook, Irving, TX
Rosemary Raley, 1017 Sleepy Hollow Dr. North, Irving, TX
Marjorie Leaser, 1514 Pyllis Ct., Irving, TX
Joyce Beaver, 2029 Ryan St., Irving, TX
Will Cole, 3524 Colgate, Irving, TX
John Van Buren, 2404 Creekside Dr. South, Irving, TX
Michael McPhail, 815 Dixon, Irving, TX
James Beaver, 2029 Ryan St., Irving, TX
William Harper, 1714 N. Story Rd., Irving, TX
Kathy Morrill, 605 Shalamar Place, Irving, TX
Bob Mayo, 2513 Lasalle Dr., Irving, TX
Kaye Ward, 608 Farine, Irving, TX
Oscar Ward, 608 Farine Dr, Irving, TX

Phil Riddle, 516 E. 6th St., Irving, TX
Virginia Coats, 1000 Cheyenne Ct. South, Irving, TX
Kristi Pena, 408 W. 6th St., Irving, TX
Mary Dixon, 1723 North Bristol Ct., Irving, TX
Teresa Coratsen, 1303 Cottonwood Valley Circle, North, Irving, TX
Curtis Conatser, 1303 Cottonwood Valley Circle, North, Irving, TX
Claire Bischofhausen, 1809 Williams, Irving, TX
Robert Miller, 2108 Royal Oaks, Irving, TX
Raleigh Mae Stevenson, 2421 Park Crest Ct., Irving, TX

Mayor Van Duyne closed the public hearing at approximately 7:37 p.m.

Motioned by Councilman Santoscoy, seconded by Councilman Gallaway to approve Amending Section 52-49 - Sale, Serving or Storage of Alcoholic Beverages to (1) Revise the Minimum Percentage of Food Sales Relative to Alcoholic Beverage Sales in a Restaurant Zoned S-P-1 (R-AB), to 30/70 in an overlay district in the Urban Center and an overall change of 50/50 throughout the rest of the City (2) Revise the Minimum Requirements for an Application for S-P-1 (R-AB) Zoning, (3) Revise the Reporting Period for Food and Alcoholic Beverage Sales from Quarterly to Semi-Annually, (4) Provide that the City Council May Grant a Variance to the Distance Requirement Between an Establishment Selling Alcoholic Beverages and Churches, Schools, Public Hospitals and Residences, and (5) Require City Owned Facilities Whose Construction or Operation is Funded in Whole or in Part by Hotel Occupancy Tax Revenue to Comply with the Requirements of Section 52-49(A).

Motion approved 7-2.

Council members voting in against this resolution include: Councilman Putnam and Council Farris.

RESULT:	ADOPTED [7 TO 2]
MOVER:	Roy Santoscoy, Councilman
SECONDER:	Mike Gallaway, Councilman
AYES:	Van Duyne, Gallaway, Santoscoy, Webb, Cannaday, LaMorgese, Spink
NAYS:	Joe Putnam, Gerald Farris

The meeting was adjourned at approximately 8:22 p.m.

Beth Van Duyne, Mayor

ATTEST:

Shanae Jennings, TRMC
City Secretary