

**MINUTES**  
**Irving City Council Work Session**  
**Thursday, February 9, 2023 at 1:00 PM**  
**City Hall, First Floor, Council Conference Room**  
**825 West Irving Boulevard, Irving, TX 75060**

The Irving City Council met in work session on February 9, 2023 at approximately 1:00 p.m. The following members were present/absent:

<b>Attendee Name</b>	<b>Organization</b>	<b>Title</b>	<b>Status</b>	<b>Arrived</b>
Mayor Rick Stopfer	Irving City Council	Mayor	Present	
John Bloch	Irving City Council	Councilman	Present	
Brad M. LaMorgese	Irving City Council	Councilman	Present	
Mark Zeske	Irving City Council	Councilman	Present	
Phil Riddle	Irving City Council	Councilman	Present	
J. Oscar Ward	Irving City Council	Councilman	Present	
Al Zapanta	Irving City Council	Councilman	Present	
Kyle Taylor	Irving City Council	Councilman	Present	
Dennis Webb	Irving City Council	Councilman	Present	

**DISCUSSION TOPIC**

**1 Citizen Comments on Items Listed on the Agenda**

Douglas Dunsavage, 115 Decker Dr., Irving, TX – Item #5  
Tom Huth, 13455 Noel Rd., Dallas, TX – Item #11  
Avis Chaisson, 13455 Noel Road, Ste 400, Dallas, TX – Item #11

**2 City Operations Update**

-Winter Storm Operations Update and Response

Jason Carriere, Emergency Management Coordinator, presented a video and outlined the City’s response to the winter storm that hit the city last week.

Orlando Sanchez, Assistant City Manager, described the various responses from the Public Works Department.

**3 Review of Regular Agenda**

**CONSENT AGENDA**

**4** Ordinance -- Amending Ordinance No. 2021-10489 Providing Budget Adjustment #9 to the 2021-22 Fiscal Year Budget

Shannon Phillips, Budget Manager, detailed the proposed budget amendments.

**5** Ordinance -- Amending Ordinance No. 2022-10634 Providing Budget Adjustment #3 to the 2022-23 Fiscal Year Budget

Shannon Phillips, Budget Manager, detailed the proposed budget amendments.

**8** Resolution -- Approving a Local Administrative Agreement Between Constituent Agencies to Participate in the Texas Anti-Gang Center for North Texas

Derick Miller, Police Chief, described the information sharing available with this agreement.

- 14** Resolution -- Approving a Master Services Agreement with Volta Charging, LLC to Conduct a City-Wide Needs Assessment for Electric Vehicle Charging Stations

Melissa Baker, Transportation Project Manager, described the needs assessment for electric vehicle charging stations.

- 15** Resolution -- Approving the First Amendment to the HOME Investment Partnerships Grant Agreement Between the City of Irving and Housing Channel, Inc.

Imelda Speck, Housing and Redevelopment Manager, outlined the proposed amendments to the agreement with Housing Channel.

- 20** Resolution -- Approving and Accepting the Bid of Comprehensive Communications Services, LLC in the Total Amount of \$130,583.16 for Surveillance Trailers and Authorizing the Mayor to Execute the Contract and Federal Funds Addendum

Derick Miller, Police Chief, described the information sharing available with this agreement.

- 24** Resolution -- Renewing the Annual Contract with Whitmore & Sons, Inc., in the Total Estimated Amount of \$695,000.00 for Landscape Maintenance of Medians, Parkways, and Public Grounds for a Two-Year Period

Joe Moses, Parks and Recreation Director, fielded questions about removing limbs when the company mows.

- 29** Resolution -- Approving a Vendor/Member Contract Pursuant to a Cooperative Purchasing Agreement Between the City of Irving and Bond Equipment Company, Inc., through the State of Texas Local Government Statewide Purchasing Cooperative Program (BuyBoard)

Larry Spain, Fleet Services, explained 29 and 30 regarding the assistance BuyBoard gives fleet services for the Chassis.

- 36** Resolution -- Approving and Accepting the Bid of Ed Morse Automotive Group, dba Freedom Chevrolet #1179 in the Total Estimated Amount of \$200,000.00 for Repair and Service of Chevrolet/GM Vehicles

Larry Spain, Fleet Services, explained this is in addition to when fleet services cannot get to some items.

- 37** Resolution -- Authorizing Additional Expenditures for As-Needed Purchases from Dell Marketing, L.P., in the Total Estimated Amount of \$800,000.00 for Computer Equipment and Network Appliances through the State of Texas Department of Information Resources (DIR) Cooperative Purchasing Program

Chad Powell, Chief Technology Officer, explained IT works with a local vendor to replace brand new equipment.

- 40** Ordinance -- Second Reading – Granting to Sprint Communications Company L.P. a Franchise to Construct, Maintain and Operate a Fiber Optic Transmission System and Providing for the Payment of a Fee or Charge for the Use of the Streets, Alleys, and Public Ways

Kuruvilla Oommen, City Attorney, walked the council through this item.

#### INDIVIDUAL CONSIDERATION

- 43** Ordinance -- Public Hearing and First Reading – an Ordinance Amending Section 41-57 of Article IX Entitled “Municipal Drainage Utility System” of Chapter 41 Entitled “Water and Sewer Systems” of the Code of Civil and Criminal Ordinances of the City of Irving, Texas, Setting a New Schedule of Drainage Charges; Providing for Penalty; Providing a Severability Clause; and Providing an Effective Date

Council and staff discussed the proposed rate change.

#### ZONING CASES AND COMPANION ITEMS

- 44** Resolution -- Sign Variance 2022-10-7886 - Considering a Sign Variance to Allow Modifications to Maximum Height and Maximum Area for a Monument Sign with an Electronic Message Sign - Property Located at 515 Cowboys Parkway - CORE Construction, Applicant - Carrollton-Farmers Branch ISD, Owner

Jocelyn Murphy, Planning Director, presented the applicant’s request, noting staff recommends approval.

- 45** Ordinance -- CP22-0013 - Considering a Comprehensive Plan Amendment Changing the Future Land Use Category from "Residential Neighborhood" to "Compact Neighborhood" - Approximately 2.74 Acres Located at 2005 and 2009 State Highway 356, and 330, 404, and 418 Fleming Avenue - JDJR Engineers & Consultants, Inc., Applicant; KBM Fleming, LLC, Owner (Postponed from December 8, 2022 and January 12, 2023)

Jocelyn Murphy, Planning Director, noted the applicant has requested indefinite postponement.

- 46** Ordinance -- ZC22-0074 - Considering a Zoning Change from R-7.5 "Single-Family Residential 7.5" to S-P-2 (R-TH) "Generalized Site Plan - Townhouse Residential" with Variances to the Minimum Front and Side Yard Setbacks, Minimum Lot Area, Minimum Distance Between Structures, and Maximum Lot Coverage Requirements - Approximately 2.74 Acres Located at 2005 and 2009 State Highway 356, and 330, 404, and 418 Fleming Avenue - JDJR Engineers & Consultants, Inc., Applicant; KBM Fleming, LLC, Owner (Postponed from December 8, 2022 and January 12, 2023)

Jocelyn Murphy, Planning Director, noted the applicant has requested indefinite postponement.

- 47** Ordinance -- An Ordinance Amending Section 3.3 “Alcoholic Beverages; Sale, Serving, or Storage” to Amend Regulations Relating to the Sale of Alcohol for On-Premise Consumption in the City of Irving; Amending Section 1.12.5 “Administrative Amendments” to Add Provisions for Amendments to Approved R-AB Site Plans; Amending Section 2.5.6 “Neighborhood Commercial (C-N)” to Allow for Outdoor Dining; and Amending Section 9.3 “Definitions” to Add or Amend Definitions; Providing for Conflict Resolution, a Severability Clause, a Savings Clause, a Penalty, and an Effective Date

Jocelyn Murphy, Planning Director, presented the proposed ordinance amendments, noting staff recommends approval per the Planning and Zoning Commission.

Council discussed in length whether to carve out the Heritage District, and came to no set conclusion.

- 48** Ordinance -- An Ordinance Amending the City of Irving Unified Development Code (“UDC”) Section 3.18 “Outside Storage” to Distinguish Between Residential and Nonresidential Outside Storage Regulations; Amending UDC Section 9.3 “Definitions” to Add Related Definitions; Providing for Conflict Resolution, a Severability Clause, a Savings Clause, a Penalty, and an Effective Date

Jocelyn Murphy, Planning Director, presented the proposed ordinance amendments, noting staff recommends approval per the Planning and Zoning Commission.

- 49** Ordinance -- An Ordinance Amending the Unified Development Code to Create a New Section 2.3.5 “Conditional Use Permit Overlay” and Add Regulations for the Creation and Operation of a Conditional Use; Providing for Conflict Resolution, a Severability Clause, a Savings Clause, a Penalty, and an Effective Date

Jocelyn Murphy, Planning Director, presented the proposed ordinance amendments, noting staff recommends approval per the Planning and Zoning Commission.

Council recessed at approximately 2:54 p.m.

Council reconvened at approximately 3:04 p.m. and then convened into Executive Session.

Council reconvened from Executive Session at approximately 3:49 p.m.

#### **4 City Hall Complex Site and Space Planning Discussion**

Orlando Sanchez, Assistant City Manager, presented options to accommodate current and future growth demands for employees at city hall.

Several options were discussed by Council and staff.

It was the consensus of the Council to explore constructing a new city hall on the existing site and constructing a new city hall at a new central location.

**5 Smoking Ordinance Changes**

Shane Diller, Code Enforcement Director, outlined the proposed changes to the smoking ordinance.

It was the consensus of the Council to move forward but change the patio distance to 15 feet and confirm that City facilities stay non-smoking.

**6 Regulation of Hookah Lounges**

Philip Sanders, Assistant City Manager, outlined the regulations related to Hookah lounges and the recommendations.

Derick Miller, Police Chief, described the current challenges and concerns.

Shane Diller, Code Enforcement Director, presented immediate actions options and ways to update the smoking ordinance and BYOB regulations to address these concerns.

Jocelyn Murphy, Planning Director, detailed proposed zoning options.

Janet Spugnardi, Deputy City Attorney, outlined the legislative options.

It was the consensus of the Council to move forward with staff's recommendation which included redefining tobacco-related businesses in the smoking ordinance.

**7 Multi-Family Complex Conditions**

This item was not discussed at today's meeting.

**8 Heritage District Small Business Gift Card Pilot Program**

This item was not discussed at today's meeting.

**9 Economic Development Strategic Plan Update**

Philip Sanders, Assistant City Manager, Maura Gast, ICVB Executive Director, Beth Bowman, Greater Irving Las Colinas Chamber of Commerce, and Bryan Haywood, Economic Development Manager, presented the Economic Development Strategic Plan Update.

**10 Review Comprehensive Plan 5 Year Update**

This item was not discussed at today's meeting.

**11 Low Income Housing Tax Credit Application Review**

Imelda Speck, Senior Housing and Redevelopment Manager, described the Low-Income Housing Tax Credit Application submitted for a project at 8000 Walton Blvd.

Council discussed the proposed location and the need for affordable housing in the areas zoned for multi-family.

**12 Solid Waste Services Proposed Ordinance Revision Discussion**

This item was not discussed at today's meeting.

**13 DART Interlocal Agreement for Public Transportation System or Complimentary Transportation Services**

Chris Hillman, City Manager, provided an update on an agreement with DART for reimbursement of sales tax dollars to cities for transportation-related projects and/or services.

**EXECUTIVE SESSION**

Council convened into executive session to discuss item the below items pursuant to Section 551.071 and Section 551.087 of the Texas Local Government Code at approximately 3:05 p.m.

**14** Economic Development Negotiations - Project Koa –  
Open Meetings Act § 551.087

**15** Legal Advice - Southern Star Las Colinas LP v. City of Irving  
Open Meetings Act § 551.071

Council reconvened from executive session at approximately 3:49 p.m.

Council adjourned the meeting at approximately 6:15 p.m.

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Richard H. Stopfer, Mayor

ATTEST:

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Shanae Jennings, TRMC  
City Secretary/Chief Compliance Officer