

**REGULAR MEETING OF THE IRVING CITY COUNCIL
MEETING MINUTES
April 17, 2014**

The City Council met in regular session in the Council Chambers of the City Hall Complex on Thursday, April 17, 2014 at approximately 7:05 p.m. The following members were present / absent:

Attendee Name	Organization	Title	Status	Arrived
Beth Van Duyne	Irving City Council	Mayor	Present	
John C. Danish	Irving City Council	Councilman	Present	
Allan Meagher	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 M. LaMorgese	Irving City Council	Councilman	Present	
Gerald Farris	Irving City Council	Councilman	Present	
Thomas Spink	Irving City Council	Councilman	Present	

ORGANIZATIONAL SERVICE ANNOUNCEMENTS

Stacey Martin, 1503 Irving Road, Irving, TX - Ms. Martin invited everyone to attend the 10th anniversary of the Irving Heritage Society Fish Fry that will be held the evening of April 25, 5-7 pm at Heritage Park

Mary Higbie, 3835 Twin Falls, Irving, TX- Ms. Higbie invited everyone to attend the events surrounding Celebrate Irving: The City and The Man on April 26; including the Irving Trivia Contest in the morning and that evening recognizing Women of Irving at the Irving Arts Center.

Maura Gast, 500 W. Las Colinas Blvd, Irving, TX - Ms. Gast spoke about Rise Adaptive Sports, "No Excuses Throw down." The mission of this program is to assist persons with physical challenges to succeed by providing inclusive sports programs for them.

INVOCATION

The invocation was delivered by Senior Life Pastor Wayne Watkins of First Baptist Church.

PLEDGE OF ALLEGIANCE

The pledge of allegiance was given by the following students from John Haley Elementary School:

Jullian Tarrango, kindergarten
Alyssa Perez, 1st grade
Lizelle Arevalo, 2nd grade
Andrew Tarrango, 2nd grade
Lisset Martinez, 5th grade
Daniel Tarrango, 5th grade
Fernando Perez, 5th grade

PROCLAMATIONS

Mayor Van Duyne presented a proclamation to Billy Geer, a member of Irving Citizens on Patrol.

Mayor Van Duyne presented the YMCA Youth Award to Tranae Felicien and Madison Fox.

Mayor Van Duyne announced winners of the Gang Poster Contest: Jorge Lopez received the 1st place award for his drawing; Vanessa Morales received 2nd place and Genesis Brown received 3rd place.

Amanda Hipp, Manager at the Central Library, gave a brief presentation on a new Literacy Center that will be built at the South Irving Library. The new center is being funded by community donations.

Irving Las Colinas Rotary presented a \$30,000 donation for the Irving Public Library to Mayor Van Duyne and Chris Dobson.

CITIZENS' FORUM

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

Doug Harper, 16 Fair Green Dr., Trophy Club, TX - Mr. Harper spoke regarding the Irving police badge image and stated that it should be protected from use.

David Bennett, 3577 N. Belt Line Rd., #1010, Irving, TX - Mr. Bennett spoke regarding tango and ballroom dance.

CITY COUNCIL AGENDA

1 City Operations Update

Wayne Lee, City Engineer, provided an update on O'Connor Road and the South Library. South Irving Library has steel columns going up and it continues to progress. O'Connor Road has all the main lanes paved; some side roads are closed as they are working on driveways and entrances.

2 Heritage Crossing Update

There was no Heritage Crossing Update provided at tonight's meeting.

3 Input from Citizens Regarding Ethics Policies

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

CONSENT AGENDA

Motioned by Councilman LaMorgese, seconded by Councilman Spink to approve the consent agenda items 4-15 and pull item(s) 8, 16, 17 and 18 for individual consideration.

Motion approved 9-0.

4 Approving Minutes for Friday, March 28, 2014

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Thomas Spink, Councilman
AYES:	Van Duyne, Danish, Meagher, Webb, Putnam, Cannaday, LaMorgese, Farris, Spink

5 Approving Minutes for Wednesday, April 02, 2014

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Thomas Spink, Councilman
AYES:	Van Duyne, Danish, Meagher, Webb, Putnam, Cannaday, LaMorgese, Farris, Spink

6 Approving Minutes for Thursday, April 03, 2014

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Thomas Spink, Councilman
AYES:	Van Duyne, Danish, Meagher, Webb, Putnam, Cannaday, LaMorgese, Farris, Spink

7 Resolution No. RES-2014-130 -- Approving an Interlocal Agreement Between the City of Irving and the North Central Texas Council of Governments (NCTCOG) for a Shared Services Program with Government Payment Service, Inc. (GPS) to Provide Electronic Warrant Payment Services for the Irving Police Department

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Thomas Spink, Councilman
AYES:	Van Duyne, Danish, Meagher, Webb, Putnam, Cannaday, LaMorgese, Farris, Spink

- 8 Resolution No. RES-2014-131 -- Awarding a Contract to Gilbert May, Inc., DBA Phillips/May Corporation, in the Amount of \$526,333.00 for the Northgate Drive Gateway Project**

Motioned by Councilman Putnam, seconded by Councilman LaMorgese to Approve Awarding a Contract to Gilbert May, Inc., DBA Phillips/May Corporation, in the Amount of \$526,333.00 for the Northgate Drive Gateway Project

Motion approved 6-3.

Councilmember(s) voting in opposition to this motion include: Councilman Webb, Councilman Farris and Councilman Meagher.

RESULT:	ADOPTED [6 TO 3]
MOVER:	Joe Putnam, Councilman
SECONDER:	Brad M. LaMorgese, Councilman
AYES:	Van Duyne, Danish, Putnam, Cannaday, LaMorgese, Spink
NAYS:	Allan Meagher, Dennis Webb, Gerald Farris

- 9 Resolution No. RES-2014-132 -- Approving an Engineering Services Agreement Between the City of Irving and Halff Associates, Inc., in the Amount of \$457,460.00 for Assistance with the Project Agreement Negotiations with the Future TxDOT Corridor Developer for the SH 183 Improvement Project**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Thomas Spink, Councilman
AYES:	Van Duyne, Danish, Meagher, Webb, Putnam, Cannaday, LaMorgese, Farris, Spink

- 10 Resolution No. RES-2014-133 -- Approving Renewal of a Maintenance Agreement with DLT Solutions for Oracle Software through State of Texas Department of Information Resources (DIR) Program in the Amount of \$81,055.22**

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Brad M. LaMorgese, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Cannaday, LaMorgese, Farris, Spink

- 11 Resolution No. RES-2014-134 -- Approving the Agreement with WRR Classical 101.1 FM in the Amount of \$67,600 for Annual Advertising for the Irving Arts Center from April 28, 2014 to April 22, 2015**

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Brad M. LaMorgese, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Cannaday, LaMorgese, Farris, Spink

- 12 Resolution No. RES-2014-135 -- Approving and Accepting the Proposal of GIS Information Systems, dba Polaris Library Systems in the Total Amount of \$198,219.00 for Integrated Library System**

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Brad M. LaMorgese, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Cannaday, LaMorgese, Farris, Spink

- 13 Resolution No. RES-2014-136 -- Rejecting the Bids for Large Valves for Tank Rehabilitation**

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Brad M. LaMorgese, Councilman
SECONDER: Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Cannaday, LaMorgese, Farris, Spink

- 14 Resolution No. RES-2014-137 --** Selecting RPGA Design Group, Inc. As The Most Highly Qualified Provider for Professional Services for Design and Construction Administration for Site Improvements to the Texas Musicians Museum and Authorizing Staff to Negotiate an Agreement with Said Provider

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Thomas Spink, Councilman
AYES:	Van Duyne, Danish, Meagher, Webb, Putnam, Cannaday, LaMorgese, Farris, Spink

- 15 Resolution No. RES-2014-138 --** Approving the Purchase from Sam Pack's Five Star Ford for Three Ford Escape Sport Utility Vehicles in the Total Amount of \$58,234.35 Through the State of Texas Cooperative Purchasing Program

RESULT:	ADOPTED [8 TO 1]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Thomas Spink, Councilman
AYES:	Van Duyne, Danish, Webb, Putnam, Cannaday, LaMorgese, Farris, Spink
NAYS:	Allan Meagher

- 16 Ordinance No. ORD-2014-9569 --** Approving a Sales Contract Between the City of Irving and Mike Murray for the Sale of Property Located at 225 S. Jefferson Street in the Amount of \$51,250.00 and Authorizing the Mayor to Execute a Special Warranty Deed Upon Receipt of the Consideration for the Grant, Sale, and Conveyance of the Property

The following individual(s) signed up to speak in favor of this item:
Carol Lucas, 410 S. Delaware, Irving, TX

Motioned by Councilman LaMorgese, seconded by Councilman Webb to Approve a Sales Contract Between the City of Irving and Mike Murray for the Sale of Property Located at 225 S. Jefferson Street in the Amount of \$51,250.00 and Authorizing the Mayor to Execute a Special Warranty Deed Upon Receipt of the Consideration for the Grant, Sale, and Conveyance of the Property

Motion approved 8-1.

Councilmember(s) voting in opposition to this motion include: Councilman Meagher

RESULT:	ADOPTED [8 TO 1]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Van Duyne, Danish, Webb, Putnam, Cannaday, LaMorgese, Farris, Spink
NAYS:	Allan Meagher

- 17 **Ordinance No. ORD-2014-9570** -- Approving a Sales Contract Between the City of Irving and Ahm B. Ullah for the Sale of Property Located at 315 S. Jefferson Street in the Amount of \$137,600.00 and Authorizing the Mayor to Execute a Special Warranty Deed Upon Receipt of the Consideration Stated in Contract for the Grant, Sale, and Conveyance of the Property

The following individual(s) signed up to speak in favor of this item:
Carol Lucas, 410 S. Delaware, Irving, TX

Motioned by Councilman LaMorgese, seconded by Councilman Webb to Approve a Sales Contract Between the City of Irving and Ahm B. Ullah for the Sale of Property Located at 315 S. Jefferson Street in the Amount of \$137,600.00 and Authorizing the Mayor to Execute a Special Warranty Deed Upon Receipt of the Consideration Stated in Contract for the Grant, Sale, and Conveyance of the Property

Motion approved 9-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Van Duyne, Danish, Meagher, Webb, Putnam, Cannaday, LaMorgese, Farris, Spink

- 18 Ordinance No. ORD-2014-9571** -- Approving a Sales Contract Between the City of Irving and Janet Saldana Castorena for the Sale of Property Located at 410 S. Jefferson Street in the Amount of \$97,000.00 and Authorizing the Mayor to Execute a Special Warranty Deed Upon Receipt of the Consideration Stated for the Grant, Sale, and Conveyance of the Property

The following individual(s) signed up to speak in favor of this item:
Carol Lucas, 410 S. Delaware, Irving, TX

Motioned by Councilman LaMorgese, seconded by Councilman Webb to Approve a Sales Contract Between the City of Irving and Janet Saldana Castorena for the Sale of Property Located at 410 S. Jefferson Street in the Amount of \$97,000.00 and Authorizing the Mayor to Execute a Special Warranty Deed Upon Receipt of the Consideration Stated for the Grant, Sale, and Conveyance of the Property

Motion approved 9-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Van Duyne, Danish, Meagher, Webb, Putnam, Cannaday, LaMorgese, Farris, Spink

- 19 Ordinance No. ORD-2014-9572** -- Approving a Sales Contract Between the City of Irving and Solace Construction, LLC for the Sale of Property Located at 1719 Cripple Creek Drive in the Amount of \$61,000.00 and Authorizing the Mayor to Execute a Deed Without Warranty Upon Receipt of the Consideration for the Grant, Sale, and Conveyance of the Property

Motioned by Councilman Cannaday, seconded by Councilman Webb to Approve a Sales Contract Between the City of Irving and Solace Construction, LLC for the Sale of Property Located at 1719 Cripple Creek Drive in the Amount of \$61,000.00 and Authorizing the Mayor to Execute a Deed Without Warranty Upon Receipt of the Consideration for the Grant, Sale, and Conveyance of the Property

Motion approved 9-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Dennis Webb, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Cannaday, LaMorgese, Farris, Spink	

INDIVIDUAL CONSIDERATION

20 Resolution No. RES-2014-139 -- Authorizing Acceptance of Irving Las Colinas Rotary Club Grant in the Amount of \$30,000.00 for the South Irving Library

Mayor Van Duyne opened the public hearing at approximately 8:04 p.m.

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

Mayor Van Duyne closed the public hearing at approximately 8:04 p.m.

Motioned by Councilwoman Cannaday, seconded by Councilman Webb to Approve Authorizing Acceptance of Irving Las Colinas Rotary Club Grant in the Amount of \$30,000.00 for the South Irving Library

Motion approved 9-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rose Cannaday, Councilwoman
SECONDER:	Dennis Webb, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Cannaday, LaMorgese, Farris, Spink	

ZONING CASES AND COMPANION ITEMS

- 21 Ordinance No. ORD-2014-9567** -- Zoning Case #ZC14-0009 - Granting PUD (Planned Unit Development) for S-P-1 (Detailed Site Plan) for R-AB (Restaurant with the Accessory Use of the Sale of Alcoholic Beverages for On-Premises Consumption) Uses - Approximately 3,589 Square Feet Located at 6550 N. MacArthur Boulevard, Suite 100 - Snappy Salads, Applicant - Tuscan Shopping Center, Owner

Mayor Van Duyne opened the public hearing at approximately 8:06 p.m.

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

Mayor Van Duyne closed the public hearing at approximately 8:06 p.m.

Motioned by Councilman LaMorgese, seconded by Councilman Spink to Approve Zoning Case #ZC14-0009 - Granting PUD (Planned Unit Development) for S-P-1 (Detailed Site Plan) for R-AB (Restaurant with the Accessory Use of the Sale of Alcoholic Beverages for On-Premises Consumption) Uses - Approximately 3,589 Square Feet Located at 6550 N. MacArthur Boulevard, Suite 100 - Snappy Salads, Applicant - Tuscan Shopping Center, Owner

Motion approved 9-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Thomas Spink, Councilman
AYES: Van Duyne, Danish, Meagher, Webb, Putnam, Cannaday, LaMorgese, Farris, Spink	

- 22 Ordinance No. ORD-2014-9573** -- Zoning Case #ZC14-0001 - Amending the Comprehensive Plan to Change the Recommended Land Use from "Retail" to "Low Density Residential" and Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) Uses - Approximately 20.62 Acres on the North Side of Interstate Highway 635 and the South Side of Ranchview Trail, West of Valley Ranch Parkway - DDC, Inc., Applicant - Prime Ventures Group, LLC, Owner - (Postponed at the April 17, 2014 City Council Meeting)

Motioned by Councilman LaMorgese, seconded by Councilman Spink to postpone Zoning Case #ZC14-0001 to the August 7, 2014 Council meeting.

Motion denied 4-5.

Councilmember(s) voting in favor of this motion include: Mayor Van Duyne, Councilman Meagher, Councilman Spink and Councilman LaMorgese.

Councilmember(s) voting in opposition to this motion include: Councilman Webb, Councilman Farris, Councilman Putnam, Councilman Danish and Councilwoman Cannaday.

Motioned by Councilman Danish, seconded by Councilman Webb to postpone Zoning Case #ZC14-0001 to the May 8, 2014 Council meeting.

Motion passed 6-3.

Councilmember(s) voting in favor of this motion include: Councilman Webb, Councilman Farris, Councilman Putnam, Councilman Danish, Councilman Meagher and Councilwoman Cannaday.

Councilmember(s) voting in opposition to this motion include: Mayor Van Duyne, Councilman Spink and Councilman LaMorgese.

RESULT:	POSTPONED [6 TO 3] Next: 5/8/2014 7:00 PM
MOVER:	John C. Danish, Councilman
SECONDER:	Dennis Webb, Councilman
AYES:	Danish, Meagher, Webb, Putnam, Cannaday, Farris
NAYS:	Beth Van Duyne, Brad M. LaMorgese, Thomas Spink

- 23 Ordinance No. ORD-2014-9574 -- Zoning Case #ZC14-0003 - Granting S-P-1 (Detailed Site Plan) for C-C (Community Commercial) and Nondepository Financial Institution Uses - Approximately 0.3673 Acres Located at 1432 North Belt Line Road - Wellshire Financial Services, LLC, Applicant - 1432 Beltline LLC, Owner**

Applicant requested Zoning Case #ZC14-0003 be withdrawn.

No council action is necessary.

RESULT:	WITHDRAWN NO VOTE
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- 24 Ordinance No. ORD-2014-9575 -- Zoning Case #ZC14-0005 - Amending the Comprehensive Plan to Change the Recommended Land Use from "Retail" to "Low Density Residential and Retail" and Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) and C-N (Neighborhood Commercial) Uses - Approximately 7.8 Acres Located on the West Side of Esters Road, and the East Side of State Highway 161, South of Walnut Hill Lane - JDJR Engineers and Consultants, Applicant - North Star Othel, Ltd., Owner - (Postponed at the April 17, 2014 City Council Meeting)**

Motioned by Councilman LaMorgese, seconded by Councilman Spink to postpone Zoning Case #ZC14-0005 to the May 8, 2014 Council meeting at the applicant's request.

Motion approved 9-0.

RESULT:	POSTPONED [UNANIMOUS] Next: 5/8/2014 7:00 PM
MOVER:	Brad M. LaMorgese, Councilman
SECONDER:	Thomas Spink, Councilman
AYES:	Van Duyne, Danish, Meagher, Webb, Putnam, Cannaday, LaMorgese, Farris, Spink

- 25 Ordinance No. ORD-2014-9576 -- Zoning Case #ZC14-0010 - Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) Uses - Approximately 0.23 Acres Located at 1103 Carver Lane - Janet Rubio, Applicant/Owner**

Mayor Van Duyne opened the public hearing at approximately 8:23 p.m.

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

Mayor Van Duyne closed the public hearing at approximately 8:23 p.m.

Motioned by Councilman Webb, seconded by Councilman Putnam to Approve Zoning Case #ZC14-0005 - Amending the Comprehensive Plan to Change the Recommended Land Use from Retail to Low Density Residential and Retail and Granting S-P-2 (Generalized Site Plan) for R-6 (Single Family) and C-N (Neighborhood Commercial) Uses - Approximately 7.8 Acres Located on the West Side of Esters Road, and the East Side of State Highway 161, South of Walnut Hill Lane - JDJR Engineers and Consultants, Applicant - North Star Othel, Ltd., Owner

Motion approved 9-0.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dennis Webb, Councilman
SECONDER:	Joe Putnam, Councilman
AYES:	Van Duyne, Danish, Meagher, Webb, Putnam, Cannaday, LaMorgese, Farris, Spink

APPOINTMENTS AND REPORTS

26 Mayor's Report

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

Adjournment

The meeting adjourned at approximately 8:30 p.m.

Beth Van Duyne, Mayor

ATTEST:

Shanae Jennings, TRMC
City Secretary