

# **DRAFT**

## **OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL WORK SESSION**

June 10, 2014

6:30 PM

Addison Town Hall, 5300 Belt Line Rd., Dallas, TX 75254

6:30 PM Work Session | 7:30 PM Regular Meeting

Present: Arfsten; Carpenter; Clemens; DeFrancisco; Heape; Meier; Moore

## **OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL REGULAR MEETING**

June 10, 2014

6:30 PM

Addison Town Hall, 5300 Belt Line Rd., Dallas, TX 75254

6:30 PM Work Session | 7:30 PM Regular Agenda

Posted by: Matthew McCombs, June 6, 2014, 5:00pm

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### **WORK SESSION**

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WS1 Discussion and update from Kanter Financial Forensics, LLC regarding the Town's financial and accounting practices.

Larry Kanter of Kanter Financial Forensics, LLC discussed the Town's financial and accounting practices.

There was no action taken on this item.

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WS2 Presentation and discussion regarding the Farmers Branch creek at Vitruvian Park.

Lisa Pyles, Director of Infrastructure Operations and Services, discussed the Farmers Branch creek at Vitruvian Park.

There was no action taken on this item.

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WS3 Presentation and discussion regarding Dallas Area Rapid Transit.

Gary Slagel, DART Board Representative, spoke regarding this item.

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## REGULAR MEETING

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### Pledge of Allegiance

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Announcements and Acknowledgements regarding Town and Council Events and Activities

Discussion of Events/Meetings

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Consent Agenda.

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R2a Approval of the Minutes for the May 27, 2014 City Council Meeting and Work Session.

**RECOMMENDATION:**

Administration recommends approval.

Motion made by Clemens to approve, as submitted,

Seconded by Moore

**Voting** AYE: Arfsten, Carpenter, Clemens, DeFrancisco, Heape, Meier, Moore

Passed

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R2b Approval of a resolution authorizing continued participation with, and funding for, the Steering Committee of Cities Served by Oncor.

**RECOMMENDATION:**

Administration recommends approval.

Motion made by Clemens to approve, as submitted,

Seconded by Moore

**Voting** AYE: Arfsten, Carpenter, Clemens, DeFrancisco, Heape, Meier, Moore

Passed

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R2c Approval of a resolution that authorizes the Town of Addison to be or remain a member of a 168-member city coalition known as the Atmos Cities Steering Committee (ACSC).

RECOMMENDATION:

Administration recommends approval.

Motion made by Clemens to approve, as submitted,  
Seconded by Moore

**Voting** AYE: Arfsten, Carpenter, Clemens, DeFrancisco, Heape, Meier, Moore

Passed

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R2d Approval of a resolution affirming the appointment of Gary Slagel to the Dallas Area Rapid Transit Board of Directors.

RECOMMENDATION:

Administration recommends approval.

Motion made by Clemens to approve, as submitted,  
Seconded by Moore

**Voting** AYE: Arfsten, Carpenter, Clemens, DeFrancisco, Heape, Meier, Moore

Passed

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R2e Approval of an amendment to the contract with Kanter Financial Forensics, LLC for the review of the Town's financial and accounting practices in an amount not to exceed \$37,500 plus expenses.

RECOMMENDATION:

Motion made by Clemens to approve, as submitted,  
Seconded by Moore

**Voting** AYE: Arfsten, Carpenter, Clemens, DeFrancisco, Heape, Meier, Moore

Passed

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R2f REPLAT/Greenhill School Addison Lot 1R, Block1 and Greenhill Park Lot 2. Approval of a replat for two lots totaling 72.972 acres generally at the northwest corner of Spring Valley Road and Midway Road, on application from Greenhill School, represented by Justin Waldrip of Pacheco Koch.

COMMISSION FINDINGS:

The Addison Planning and Zoning Commission, meeting in regular session on June 3, 2014, voted to recommend approval of a replat for two lots totaling 72.972 acres generally at the northwest corner of Spring Valley Road and Midway Road, subject to no conditions:

Voting Aye: Doherty, Groce, Hughes, Hunse, Oliver, Smith, Wheeler  
Voting Nay: none  
Absent: none

RECOMMENDATION:

Administration recommends approval.

Motion made by Clemens to approve, as submitted,  
Seconded by Moore

**Voting** AYE: Arfsten, Carpenter, Clemens, DeFrancisco, Heape,  
Meier, Moore

Passed

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Regular Items

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R3 **PUBLIC HEARINGS** Case 1694-SUP/Hyatt House. Public hearing, discussion, consider and take action regarding an ordinance amending and changing the zoning on property generally located within the Town at 4900 Edwin Lewis, currently zoned Planned Development District 094-076 and which zoning includes, among other things, a hotel use, by adding to the zoning restaurants, the sale of beer and wine for off-premises consumption, and the sale of alcoholic beverages for on-premises consumption only as uses that may be authorized upon the issuance of special use permit in accordance with the Town's Comprehensive Zoning Ordinance; and public hearing, discussion, consider and take action regarding an ordinance amending and changing the zoning on the said property that approves and authorizes a Special Use Permit for a restaurant, a Special Use Permit for the sale of beer and wine for off-premises consumption, and a Special Use Permit for the sale of alcoholic

beverages for on-premises consumption only, on application from Hyatt House-Addison represented by Marcus Schwartz.

#### COMMISSION FINDINGS:

The Addison Planning and Zoning Commission, meeting in regular session on June 3, 2014, voted to recommend approval of an ordinance amending Planned Development District 094-076 that zoned the property generally located at 4900 Edwin Lewis and which zoning includes, among other things, a hotel use, in order to add restaurants, the sale of beer and wine for off-premises consumption, and the sale of alcoholic beverages for on-premises consumption only as uses that may be authorized upon the issuance of Special Use Permit in accordance with the Town's Comprehensive Zoning Ordinance, and by recommending approval of an ordinance for that property that authorizes a Special Use Permit for a restaurant, a Special Use Permit for the sale of beer and wine for off-premises consumption, and a Special Use Permit for the sale of alcoholic beverages for on-premises consumption only, subject to no conditions.

Voting Aye: Doherty, Groce, Hughes, Hunse, Oliver, Smith, Wheeler  
Voting Nay: none  
Absent: none

#### RECOMMENDATION:

Administration recommends approval.

Charles Goff, Assistant to the City Manager, spoke regarding this item.

There were no individuals who spoke at the public hearing.

Motion made by DeFrancisco to approve, as submitted,  
Seconded by Arfsten

**Voting** AYE: Arfsten, Carpenter, Clemens, DeFrancisco, Heape,  
Meier, Moore

Passed

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R4 **PUBLIC HEARING** Case 1695-SUP/Verts. Public hearing, discussion, consider and take action regarding an ordinance changing the zoning on property within the Town located at 5100 Belt Line Road, Suite 410A, which property is currently zoned PD, Planned Development, through Ordinance 012-001, by approving

for that property a Special Use Permit for a restaurant and a Special Use Permit for the sale of alcoholic beverages for on-premises consumption only, on application from D.M.S. Foods, Inc represented by Mr. Phil Tollios.

**COMMISSION FINDINGS:**

The Addison Planning and Zoning Commission, meeting in regular session on June 3, 2014, voted to recommend approval of an ordinance changing the zoning on property located at 5100 Belt Line Road, Suite 410A, which property is currently zoned PD, Planned Development, through Ordinance 012-001, by approving for that property a Special Use Permit for a restaurant and a Special Use Permit for the sale of alcoholic beverages for on-premises consumption only, subject to no conditions.

Voting Aye: Doherty, Groce, Hughes, Hunse, Oliver, Smith, Wheeler  
Voting Nay: none  
Absent: none

**RECOMMENDATION:**

Administration recommends approval.

Charles Goff, Assistant to the City Manager, spoke regarding this item.

There were no individuals who spoke at the public hearing.

Motion made by DeFrancisco to approve, as submitted,  
Seconded by Moore

**Voting** AYE: Arfsten, Carpenter, Clemens, DeFrancisco, Heape,  
Meier, Moore

Passed

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R5 Discussion and take action regarding the removal of Tom Hunse as a member of the Planning and Zoning Commission.

Council Member DeFrancisco spoke regarding this item.

The following individuals spoke as witnesses:

Ralph Doherty

Kursad Dogru

Eileen Resnik

Paul Walden

John Oliver

Tom Hunse also spoke regarding this item.  
The following individuals spoke as witnesses:  
Mark Hood  
Chuck Chamberlain  
Aletha Barnett  
Ajax Doherty  
Ivan Hughes

Mayor Meier, Council Member Arfsten, Council Member Carpenter, Council Member Clemens, Council Member Heape, Council Member Moore also spoke regarding this item.

Motion made by DeFrancisco to remove Tom Hunse from the Planning and Zoning Commission,  
Seconded by Arfsten

**Voting** AYE: Arfsten, DeFrancisco, Meier  
NAY: Carpenter, Clemens, Heape, Moore  
Failed

Motion made by Meier to publicly admonish Tom Hunse and to put him on notice if any future violation against our code occurs, then he will be dealt with as severely and specifically as possible, the motion was amended by DeFrancisco to include a written notice of the motion,  
Seconded by DeFrancisco

**Voting** AYE: Arfsten, Carpenter, Clemens, DeFrancisco, Heape, Meier, Moore  
Passed

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- R6 Presentation, discussion, consider and take action regarding a sub-lease agreement between the Town of Addison, as sublandlord, and the Dallas Entrepreneur Center, as subtenant, of certain premises comprising approximately 13,400 square feet of space located at 14683 Midway Road, Suite 200 in Addison, generally known as Office in the Park, for office and related purposes, including business incubation and entrepreneurial development programs.

**RECOMMENDATION:**  
Administration recommends approval.

Orlando Campos, Director of Economic Development, spoke regarding this item.

Motion made by Arfsten to approve, subject to final approval and review of the City Manager and City Attorney,  
Seconded by DeFrancisco

**Voting** AYE: Arfsten, Carpenter, Clemens, DeFrancisco, Heape,  
Meier, Moore

Passed

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- R7 Discussion, consider and take action regarding sponsorship of Addison residents and/or employees for the 26th class of Leadership Metrocrest.

The regular item R7 was pulled from the agenda.

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- R8 Discussion, consider and take action regarding City Council attendance policy.

The regular item R8 was pulled from the agenda.

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- R9 Discussion regarding Addison's recognition and naming policy for town parks, trails, or facilities.

The regular item R9 was pulled from the agenda.

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- R10 Discussion, consider and take action regarding proceeding with the Belt Line Road utility undergrounding project.

RECOMMENDATION:  
Administration recommends approval.

Lisa Pyles, Director of Infrastructure Operations and Services, Lea Dunn, City Manager, John Hill, City Attorney, spoke regarding this item.

Jerry Shoemaker, President/ CEO of RH Shackelford, also spoke regarding this item.

There was no action taken on this item.

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- R11 Presentation and discussion regarding a development proposed by AMLI Residential on Quorum Road at Edwin Lewis Drive that includes necessary sanitary sewer capacity improvements and electric service line relocation.

RECOMMENDATION:

Administration recommends approval.

The regular item R11 was pulled from the agenda.

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- R12 Presentation, discussion, consider and take action approving and authorizing the City Manager to execute a contract with Halff Engineers for preliminary design services related to the possible undergrounding of electric and telecommunication lines along Quorum Road between Belt Line Road and the DART rail right-of-way for an amount not to exceed \$79,000.

RECOMMENDATION:

Administration recommends approval.

The regular item R12 was pulled from the agenda.

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- R13 Presentation and discussion concerning the Sanitary Sewer System Evaluation vapor testing component.

Jason Shroyer, Assistant Director of Infrastructure Operations and Services, spoke regarding this item.

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- R14 Presentation, discussion, consider and take action approving and authorizing the execution by the City Manager of an easement granting to Oncor Electric Delivery Company LLC an easement and right-of-way for electrical supply and communication facilities in Addison right-of-way on the south side of Morris Avenue at Addison Road to facilitate improvements related to increased service reliability.

RECOMMENDATION:

Administration recommends approval.

Lisa Pyles, Director of Infrastructure Operations and Services, and Lea Dunn, City Manager, spoke regarding this item.

Randy Newsome, representative from Oncor Electric Delivery Company, also spoke regarding this item.

Motion made by Clemens to approve, subject to final approval and review of the City Manager and City Attorney,  
Seconded by Moore

**Voting** AYE: Arfsten, Carpenter, Clemens, DeFrancisco, Heape,  
Meier, Moore

Passed

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- R15 Presentation, discussion, consider and take action approving and authorizing the City Manager to execute a contract with Kleinfelder for the design and construction inspection services associated with the rehabilitation of the Addison Circle Elevated Storage Tank (EST) as described in the Five-Year Capital Improvement Plan for Water Storage Facilities report dated May 16, 2014, for an amount not to exceed \$220,273.

**RECOMMENDATION:**

Administration recommends approval.

Lisa Pyles, Director of Infrastructure Operations and Services, spoke regarding this item.

Motion made by DeFrancisco to approve, as submitted,  
Seconded by Clemens

**Voting** AYE: Arfsten, Carpenter, Clemens, DeFrancisco, Heape,  
Meier, Moore

Passed

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- R16 Discussion regarding the Elevated Storage Tank located within the Town adjacent to the southeast corner of the intersection of Surveyor Boulevard and Arapaho Road and the wind turbines located thereon.

The regular item R16 was pulled from the agenda.

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Adjourn Meeting

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Mayor-Todd Meier

Attest:

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City Secretary-Matthew McCombs

