

DRAFT

OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL WORK SESSION

April 28, 2015

6:00 PM

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

6:00 PM Work Session I 6:00 PM Regular Meeting

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

OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL REGULAR MEETING

April 28, 2015

6:00 PM

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

6:00 PM Work Session I 7:30 PM Regular Agenda

Posted by: Chelsea Gonzalez, April 24, 2015, 5:00pm

WORK SESSION

WS1 Update and discussion regarding audience seats in the Main Space of the Addison Conference and Theatre Centre.

WS2 Update and discussion on the Addison Conference and Theatre Centre.

REGULAR MEETING

Pledge of Allegiance

Announcements and Acknowledgements regarding Town and Council Events and Activities

Discussion of Events/Meetings

Consent Agenda.

- R2a Approval of the Minutes for the April 14, 2015 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,
Mayor Meier, Moore

Passed

- R2b Approval of Ordinance No. O14-029 changing the zoning on property located at 3714 Belt Line Road (Ramen Hakata), which property is currently zoned PD, Planned Development, through Ordinance O97-029, by approving for that property a Special Use Permit for the sale of alcoholic beverages for on-premises consumption only.

RECOMMENDATION:

Administration recommends approval.

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

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

Passed

- R2c Approval of Ordinance No. O14-030 changing the zoning on property located at 4440 Belt Line Road (Chuy's Mexican Food), which property is currently zoned LR, Local Retail, by amending an existing Special Use Permit for a restaurant and by amending an existing Special Use Permit for the sale of alcoholic beverages for on-premises consumption only.

RECOMMENDATION:

Administration recommends approval.

Motion made by Clemens to approve, as submitted,

Seconded by Moore

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

Passed

- R2d Approval of Ordinance No. O14-032 changing the zoning on property located at 5076 Addison Circle (Union Park) which property is currently zoned UC, Urban Center, 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.

RECOMMENDATION:

Administration recommends approval.

Motion made by Clemens to approve, as submitted,

Seconded by Moore

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

Passed

- R2e Approval of Ordinance No. O14-052 changing the zoning on property located at 4866 Belt Line Road (ZuZu's Handmade Mexican Food), which property is currently zoned LR, Local Retail, by amending an existing Special Use Permit for a restaurant and by amending an existing Special Use Permit for the sale of alcoholic beverages for on-premises consumption only.

RECOMMENDATION:

Administration recommends approval.

Motion made by Clemens to approve, as submitted,

Seconded by Moore

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

Passed

R2f Approval of Ordinance No. O14-057 changing the zoning on properties located at 5001 Belt Line Road (Ida Claire), which property is currently zoned PD (Planned Development) through Ordinance O91-043 and 5035 Quorum Drive, which property is currently zoned LR (Local Retail) through Ordinance 392, by approving for the properties a Special Use Permit for a restaurant and a Special Use Permit for the sale of alcoholic beverages for on-premises consumption only.

RECOMMENDATION:

Administration recommends approval.

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

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

Passed

R2g Approval of Ordinance No. O14-058 changing the zoning on property located at 4180 Belt Line Road (Snuffers), which property is currently zoned PD, Planned Development, through Ordinance O91-066, 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.

RECOMMENDATION:

Administration recommends approval.

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

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

Passed

R2h Approval of Ordinance No. O14-059, changing the zoning on property located at 4180 Belt Line Road (La Ventana), which property is currently zoned PD, Planned Development, through Ordinance O91-066, 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.

RECOMMENDATION:

Administration recommends approval.

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

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

Passed

- R2i Approval of Ordinance No. O15-001, changing the zoning on property located at 3761 Belt Line Road (Fast Furious Japanese Grill), which property is currently zoned PD, Planned Development, through Ordinance O98-049, 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.

RECOMMENDATION:

Administration recommends approval.

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

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

Passed

- R2j Approval of Ordinance No. O15-002 amending the Code of Ordinances of the Town by amending Appendix A - Zoning, thereof, the same being the Comprehensive Zoning Ordinance by amending Article XIV (I-3 Industrial District Regulations), Section 1, by adding airport to the list of permitted uses in the I-3 Industrial District and amending Article XXX (Definitions) by adding thereto a definition of airport.

RECOMMENDATION:

Administration recommends approval.

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

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

Passed

R2k Approval of resolution approving an agreement with Garver LLC for Airport on-call engineering services for an amount not to exceed \$100,000.

RECOMMENDATION:

Administration recommends approval.

Motion made by Clemens to approve, as submitted,

Seconded by Moore

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

Passed

R2l Approval of the rejection of all bids for the Winnwood Pond Dredging Project.

RECOMMENDATION:

Administration recommends approval.

Motion made by Clemens to approve, as submitted,

Seconded by Moore

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

Passed

Regular Items

R3 Presentation and proclamation recognizing Foot Health Month.

On behalf of Foot Health Month, the Methodist Hospital of Surgery accepted the proclamation.

There was no action taken on this item.

R4 Presentation and proclamation recognizing Motorcycle Safety & Awareness Month.

On behalf of Motorcycle Awareness Month, the Denton Abate accepted the proclamation.

There was no action taken on this item.

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- R5 **Public Hearing.** Public hearing regarding the Town of Addison's recognition and naming policy for town parks, trails, or facilities.

A public hearing was opened and an opportunity to speak offered to the public. The following individuals spoke at the public hearing:

Aubrey Simmons, 4102 Rush Circle
Tom Lamberth, 9919 Capridge Drive
Jay Ihrig, 3757 Chatham Court
Gail Barth, 14612 Dartmouth Court

The public hearing was closed.

There was no action taken on this item.

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- R6 Present, discuss, consider and take action regarding the search for city manager.

Waters & Company and S. Renée Narloch & Associates presented on the Addison City Manager search process.

There was no action taken on this item.

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- R7 Discuss, consider and take action regarding a public comment section on the City Council agenda.

The City Council directed staff to continue to research the public comment section on the City Council agenda.

There was no action taken on this item.

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- R8 Presentation and discussion of the 2014 Police Department Annual Report.

Ron Davis, Police Chief, spoke regarding this item.

There was no action taken on this item.

- R9 Discuss, consider and take action regarding appointment of a Member to the Planning and Zoning Commission.

Motion made by Arfsten to table the item to the May 12th agenda,
Seconded by Moore

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

Passed

Executive Session

- ES1 Closed (executive) session of the Addison City Council pursuant to Section 551.071, Tex. Gov. Code, to conduct a private consultation with its attorney(s) on a matter in which the duty of the attorney(s) to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551, Tex. Gov. Code, pertaining to wind turbines on the water tower located at the intersection of Arapaho Road and Surveyor Boulevard.

The City Council entered executive session at 10:15 pm.

The City Council closed executive session at 11:24 pm.

- ES2 Closed (executive) session of the Addison City Council pursuant to Section 551.071, Tex. Gov. Code, to seek the advice of its attorney(s) regarding pending litigation: Town of Addison, Texas v. ProAir Developments, L.P., Cause No. DC-13-15164, 14th Judicial District, Dallas County, Texas and anticipated litigation, Hunse v. Town of Addison, et. al.

The City Council entered executive session at 10:15 pm.

The City Council closed executive session at 11:24 pm.

- ES3 Closed (Executive) session of the Addison City Council pursuant to Section 551.074, Texas Government Code, to deliberate the appointment, employment, and duties of the Interim City Manager.

The City Council entered executive session at 9:48 pm.

The City Council closed executive session at 10:05 pm.

Reconvene from Executive Session

R10 **RECONVENE INTO REGULAR SESSION:** In accordance with Texas Government Code, Chapter 551, the City Council will reconvene into Regular Session to take any action necessary.

Motion made by Mayor Meier to approve, a resolution authorizing Charles Daniels to serve in a capacity as Addison's City Manager until a permanent City Manager is selected,

Seconded by Carpenter

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

Passed

Adjourn Meeting

NOTE: The City Council reserves the right to meet in Executive Session closed to the public at any time in the course of this meeting to discuss matters listed on the agenda, as authorized by the Texas Open Meetings Act, Texas Government Code, Chapter 551, including §551.071 (private consultation with the attorney for the City); §551.072 (purchase, exchange, lease or value of real property); §551.074 (personnel or to hear complaints against personnel); §551.076 (deployment, or specific occasions for implementation of security personnel or devices); and §551.087 (economic development negotiations). Any decision held on such matters will be taken or conducted in Open Session following the conclusion of the Executive Session.

Mayor-Todd Meier

Attest:

City Secretary-Chelsea Gonzalez