

OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL REGULAR MEETING

October 23, 2012

7:30 PM - Town Hall

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

Chris Terry, 10/19/2012, 5:00 pm

Council Members Present:

Arfsten, Clemens, DeFrancisco, Gunther, Meier, Moore, Resnik

Absent:

None

REGULAR MEETING

Item #R1 - Announcements and Acknowledgements regarding Town and Council Events and Activities

Item #R2 - Consent Agenda

#2a - Approval of an amendment to the Code of Ordinances of the City by amending Chapter 66 (Solid Waste) Article II (Collection And Disposal), Division 2 (Service Charge) by amending Section 66-52 increasing from \$12.24 to \$12.30 the monthly fee for single family residential garbage and recycling collection.

A motion to Approve was made by Council Member Blake Clemens. The motion was seconded by Council Member Neil Resnik.

The motion result was: Passed

Voting Aye: Arfsten, Clemens, DeFrancisco, Gunther, Meier, Moore, Resnik

Voting Nay: None

#2b - Approval of Minutes for the October, 2012 Regular Council Meeting.

A motion to Approve was made by Council Member Blake Clemens.
The motion was seconded by Council Member Neil Resnik.
The motion result was: Passed
Voting Aye: Arfsten, Clemens, DeFrancisco, Gunther, Meier, Moore, Resnik
Voting Nay: None

#2c - Approval of a resolution establishing energy conservation goals per Senate bill 898 by the 82nd Legislative Session of Texas.

A motion to Approve was made by Council Member Blake Clemens.
The motion was seconded by Council Member Neil Resnik.
The motion result was: Passed
Voting Aye: Arfsten, Clemens, DeFrancisco, Gunther, Meier, Moore, Resnik
Voting Nay: None

#2d - Approval of contracts for services with non-profit organizations (including CONTACT Crisis Line, The Family Place, Launchability, Metrocrest Chamber of Commerce, Metrocrest Family Medical Clinic, Metrocrest Social Services, Senior Adult Services, Texas Wranglers, Dance Council, Water Tower Theatre, and the Addison Arbor Foundation) for Fiscal Year 2012-2013, subject to final review and approval by the City Manager and City Attorney.

A motion to Approve was made by Council Member Blake Clemens.
The motion was seconded by Council Member Neil Resnik.
The motion result was: Passed
Voting Aye: Arfsten, Clemens, DeFrancisco, Gunther, Meier, Moore, Resnik
Voting Nay: None

Item #R3 - Presentation, discussion, and consideration of approval authorizing the City Manager to negotiate and enter into a Memorandum of Understanding with Baylor University and their Accelerated Ventures Program.

Orlando Campos, Director of Economic Development, and Chris Grubbs, Accelerated Ventures, presented and spoke regarding this item.

Motion was made subject to final review and approval of the City Manager and City Attorney.

A motion to Approve was made by Council Member Neil Resnik.

The motion was seconded by Council Member Janelle Moore.

The motion result was: Passed

Voting Aye: Arfsten, Clemens, DeFrancisco, Gunther, Meier, Moore, Resnik

Voting Nay: None

Item #R4 - Discussion regarding the Addison Legacy Foundation.

Ivan Hughes, Addison Legacy Foundation, presented and spoke regarding this item.

There was no action taken.

Item #R5 - Discussion and consideration of approval of a professional services agreement with the Vivanti Group in an amount not to exceed \$60,000 for the provision of a branding study, subject to final review and approval of the City Manager and City Attorney.

Carrie Rice, Director of Marketing and Communications, presented and spoke regarding this item.

A motion to Approve was made by Council Member Bruce Arfsten.

The motion was seconded by Council Member Margie Gunther.

The motion result was: Passed

Voting Aye: Arfsten, Clemens, DeFrancisco, Gunther, Meier, Moore, Resnik

Voting Nay: None

Item #R6 - Presentation, discussion and consideration of approval authorizing the City Manager to execute a master agreement with Dallas County for the Major Capital Improvement Program.

Alison Ream, Assistant to the City Manager, presented and spoke regarding this item.

A motion to Approve was made by Council Member Bruce Arfsten.

The motion was seconded by Council Member Chris DeFrancisco.

The motion result was: Passed

Voting Aye: Arfsten, Clemens, DeFrancisco, Gunther, Meier, Moore, Resnik

Voting Nay: None

Item #R7 - Presentation, discussion and consideration of adoption of an Ordinance providing for the making of certain findings by the City Council of the Town pertaining to the anticipated adoption by the Town of the Municipal Drainage Utility Systems Act (Subchapter C of Chapter 552, Tex. Loc. Gov. Code) and a declaration of stormwater (drainage) of the Town to be a Public Utility pursuant to the said Act, including that the Town will establish a schedule of stormwater (drainage) charges against all real property in the proposed service area of the Town, that the Town will provide stormwater (drainage) service for all real property in the service area on the payment of stormwater (drainage) charges, except real property exempted under the said Act, and that the Town will offer stormwater (drainage) service on nondiscriminatory, reasonable, and equitable terms; and providing for related matters.

Alison Ream presented and spoke regarding this item.

A motion to Approve was made by Council Member Neil Resnik.
The motion was seconded by Council Member Chris DeFrancisco.
The motion result was: Passed
Voting Aye: Arfsten, Clemens, DeFrancisco, Gunther, Meier, Moore,
Resnik
Voting Nay: None

Item #R8 - PUBLIC HEARING, presentation, discussion and consideration of approval of an Ordinance amending the Town of Addison's Code of Ordinances by amending Chapter 82 (Utilities) thereof to add a new Article VI, Division 1 regarding a Stormwater (drainage) Utility System; declaring the adoption of Chapter 552, Subchapter C, Tex. Loc. Gov. Code (the Municipal Drainage Utility Systems Act) and declaring stormwater (drainage) to be a public utility and establishing a service area in connection therewith; providing definitions; providing for the establishment and calculation of stormwater (drainage) utility fees, including property classifications, for billing policies and procedures, and for credits; providing penalties and remedies for nonpayment of fees, including discontinuance of utility services and the filing of a lien; establishing an administrative appeals process; providing for termination of the stormwater (drainage) utility system; providing for a stormwater (drainage) utility fund; exempting certain property from fees; and providing for other related matters.

Alison Ream presented and spoke regarding this item.

The following people also spoke regarding this item:

Morris Norwood, 14593 Longfellow Court

Tom Hunse, 14784 Winnwood Road

A motion to Approve was made by Council Member Chris DeFrancisco.

The motion was seconded by Council Member Bruce Arfsten.

The motion result was: Passed

Voting Aye: Arfsten, Clemens, DeFrancisco, Gunther, Meier, Moore, Resnik
Voting Nay: None

Item #R9 - PUBLIC HEARING, presentation, discussion and consideration of approval of an Ordinance amending the Town of Addison's Code of Ordinances by amending Chapter 82 (Utilities), Article VI (Stormwater (Drainage) Utility System) thereof by adding a new Division II regarding Stormwater (drainage) Utility Fees; establishing monthly Stormwater (drainage) Utility fees for the purpose of funding the Stormwater (drainage) Utility System; and providing for other related matters.

Alison Ream presented and spoke regarding this item.

Morris Norwood, 14593 Longfellow Court, also spoke regarding this item.

A motion to Approve was made by Council Member Bruce Arfsten. The motion was seconded by Council Member Chris DeFrancisco. The motion result was: Passed
Voting Aye: Arfsten, Clemens, DeFrancisco, Gunther, Meier, Moore, Resnik
Voting Nay: None

Item #ES1 - Closed (executive) session of the Addison City Council pursuant to Section 551.072, Tex. Gov. Code, to deliberate the lease or value of certain real property located at 4460 Belt Line Road.

Council entered executive session at 9:05 pm.
Council left executive session at 10:10 pm.

There was no action taken.

Item #R10 - Presentation, discussion and consideration of any action

regarding the lease between the Town, as landlord, and Durga Services, LLC, as tenant, of the property located at 4460 Belt Line Road.

A motion to Deny was made by Council Member Blake Clemens.
The motion was seconded by Council Member Janelle Moore.
The motion result was: Failed
Voting Aye: Clemens, Meier, Moore
Voting Nay: Arfsten, DeFrancisco, Gunther, Resnik

Motion to approve made by Council Member Arfsten subject to the final review and approval by the City Manager and City Attorney.

A motion to Approve was made by Council Member Bruce Arfsten.
The motion was seconded by Council Member Chris DeFrancisco.
The motion result was: Passed
Voting Aye: Arfsten, DeFrancisco, Gunther, Resnik
Voting Nay: Clemens, Meier, Moore

Mayor-Todd Meier

Attest:

City Secretary-Chris Terry