

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

January 8, 2013

6:00 PM - Town Hall

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

Upstairs Conference Room

Council Members Present:

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

Absent:

None

**Work Session**

Item #WS1 - Discussion and update regarding staffing of the Town of Addison's Finance and Special Events Departments.

Item #WS2 - Discussion regarding the 60th Anniversary of the Town of Addison's incorporation.

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Mayor-Todd Meier

Attest:

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City Secretary-Chris Terry

# OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL REGULAR MEETING

January 8, 2013

6:00 PM - Town Hall

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

Chris Terry, 1/4/2013, 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 -

A motion to Approve was made by Council Member Blake Clemens.

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

#2b - Approval of final payment to Perfect Finish Landscaping totaling \$5,405.45 for completion of the Surveyor Water Tower Demonstration Garden landscape and irrigation improvements.

Item was pulled for clarification by Mayor Meier.

A motion to Approve was made by Mayor Todd Meier.

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 - FINAL PLAT/MHS South Addition, Lot 1, Block B and Lot 2R, Block A (Revised). Discussion and consideration of approval of a final plat for two lots: Lot 1, Block B &#8211; 2.411 acres, and Lot 2R, Block A &#8211; 2.443 acres, being a replat of Lot 2, Block A, MHS Addition, located at the northeast and southeast corners of Addison Road and Sojourn Drive, on application from MHSS Addition, LP, represented by Mr. David Kochalka of Kimley-Horn and Associates, Inc.COMMISSION FINDINGS:The Addison Planning and Zoning Commission, meeting in regular session on December 13, 2012, voted to recommend approval of the request for Final Plat approval for MHS South Addition, Lot 1, Block B and Lot 2R, Block A, subject to no conditions: Voting Aye: Doherty, Groce, Hewitt, Hughes, Oliver, WheelerVoting Nay: noneAbsent: Stockard

Carmen Moran, Director of Development Services, presented and spoke regarding this item.

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

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 #R4 - PUBLIC HEARING Case 1660-SUP/Chaucer's Restaurant. Public hearing, discussion, and consideration of approval of an

ordinance changing the zoning on property located at 5080 Spectrum Drive, Suite #W-111, which property is currently zoned Planned Development 083-007, by approving for that property an amendment to an existing Special Use Permit for the sale of alcoholic beverages for on-premises consumption only in order to expand a patio at an existing restaurant, on application from Chaucer's Restaurant, represented by Mr. Duncan Kim of Bear Design-Build. COMMISSION FINDINGS: The Addison Planning and Zoning Commission, meeting in regular session on December 13, 2012, voted to approve the request for approval of an ordinance approving an amendment to an existing Special Use Permit for a restaurant, and an amendment to an existing Special Use Permit for the sale of alcoholic beverages for on-premises consumption, located at 5080 Spectrum Drive, Suite #W-111, on application from Chaucer's Restaurant, represented by Mr. Duncan Kim of Bear Design-Build, subject to the following condition: -The applicant shall not use any term or graphic depiction that relates to alcoholic beverages in any exterior signs. Voting Aye: Doherty, Groce, Hewitt, Hughes, Oliver, Wheeler Voting Nay: none Absent: Stockard

Carmen Moran, Director of Development Services, presented and spoke regarding this item.

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

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 #R5 - PUBLIC HEARING Case 1661-SUP/Addison Ice House. Public hearing, discussion, and consideration of approval of an ordinance changing the zoning on property located at 3875 Ponte Avenue, Suite 250, which property is currently zoned PD-Planned Development through Ordinance 007-034, 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 the Addison Ice House, represented by Mr. Duncan Kim of Bear Design-Build.COMMISSION FINDINGS:The Addison Planning and Zoning Commission, meeting in regular session on December 13, 2012, voted to approve the request for approval of an ordinance approving a Special Use Permit for a restaurant, and a Special Use Permit for the sale of alcoholic beverages for on-premises consumption, located at 3875 Ponte Avenue, Suite 250, on application from Duncan Kim of Bear Design-Build, subject to the following condition:-The applicant shall not use any term or graphic depiction that relates to alcoholic beverages in any exterior signs. Voting Aye: Doherty, Groce, Hewitt, Hughes, Oliver, Wheeler Voting Nay: none Absent: Stockard

Carmen Moran, Director of Development Services, presented and spoke regarding this item.

A motion to Approve was made by Council Member Blake Clemens. 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 #R6 - Presentation, discussion and consideration of approval of an ordinance amending Chapter 62, Signs of the Code of Ordinances of the Town by providing for a Meritorious Exception to Article V, Prohibited Signs, Sec. 62-270 Outline and skeleton lighting, at the Chili's restaurant located at 4500 Belt Line Rd. in order to provide for LED luminaries that outline the elements of the building facade.

Lynn Chandler, Building Inspections, presented and spoke regarding this item. Melanie Hancock, Hancock Signs Company, representing Chili's restaurant, also spoke regarding this item. Motion was made to

approve the meritorious exception.

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

Motion was made to deny the meritorious exception.

A motion to Deny was made by Council Member Blake Clemens.  
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 #R7 - Public hearing, discussion, and consideration of approval of a Resolution regarding a negotiated resolution between the Steering Committee of Cities Served By Oncor and Oncor Electric Delivery Company; determining that certain positions taken by Oncor regarding the costs to relocate utility facilities are incorrect and are without legal or factual basis; providing that the costs incurred by Oncor to relocate its utility facilities to accommodate a municipal/ governmental right-of-way construction project are Oncor's responsibility.

John Hill presented and spoke regarding this item.

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

Item #R8 - Presentation, discussion and consideration of approval authorizing the City Manager to execute an amendment to the Project Supplemental Agreement to the Master Agreement with Dallas County governing Major Capital Transportation Improvement Projects.

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

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 #R9 - Presentation and discussion of the Department of Financial & Strategic Services Quarterly Financial Review of the Town for the quarter and year-to-date ended September 30, 2012.

Eric Cannon, Chief Financial Officer, presented and spoke regarding this item.

There was no action taken.

Item #R10 - Discussion and update regarding the Town of Addison P3 process.

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

There was no action taken.

Item #ES1 - Closed (executive) session of the City Council, pursuant to Section 551.071 of the Texas Government Code, to conduct a private consultation with its attorney(s) to seek the advice of its

attorney(s) regarding certain pending litigation, to wit: Town of Addison, Texas v. North Texas Contracting, Inc., Cause No. 12-6525-C, 68th Judicial District Court, Dallas County, Texas.

Item was pulled from the agenda.

There was no action taken.

Item #R11 - Discussion and consideration of any action regarding certain pending litigation, to wit: Town of Addison, Texas v. North Texas Contracting, Inc., Cause No. 12-6525-C, 68th Judicial District Court, Dallas County, Texas.

Item was pulled from the agenda.

There was no action taken.

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Mayor-Todd Meier

Attest:

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City Secretary-Chris Terry