

DRAFT

OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL WORK SESSION

July 8, 2014

4:00 PM

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

4:00 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

July 8, 2014

4:00 PM

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

4:00 PM Work Session | 7:30 PM Regular Agenda

Posted by: Matthew McCombs, July 4, 2014, 5:00pm

WORK SESSION

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- WS1 Discussion regarding the Town of Addison Budget and Strategic Plan, including City Council goals, objectives and visioning, and including a presentation by and discussion with Karen Walz, Strategic Community Solutions, regarding the Town of Addison Budget and Strategic Plan, and including City Council goals, objectives, and visioning, and including demographics, economic characteristics, development patterns, comprehensive plan, and vision documents of and pertaining to the Town.

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 June 24, 2014 City Council Meeting and Work Session.

RECOMMENDATION:

Administration recommends approval.

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

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

Passed

- R2b Approval of a contract for services with United Dominion Realty (UDR) in the amount of \$83,000 for Addison's co-sponsorship of Vitruvian Nights, Vitruvian Salsa Festival and other events held in Vitruvian Park in summer 2014, subject to review and final approval of the City Manager and City Attorney.

RECOMMENDATION:

Administration recommends approval.

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

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

Passed

- R2c Approval of a Resolution adopting rental rates and fees for the use of, and a commission structure for the sale of food and beverages by vendors at, the Addison Events District, including the Addison Conference and Theatre Centre, and at Visit Addison and repealing Resolution No. R12-022.

RECOMMENDATION:

Administration recommends approval.

Motion made by Clemens to approve, as submitted,

Seconded by Arfsten

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

Passed

Regular Items

- R3 **PUBLIC HEARING** Case 1697-SUP/Bitter Sisters Brewing Company. Public hearing, discussion, consider and take action regarding an ordinance changing the zoning on property located at 15103 Surveyor Boulevard, which property is currently zoned I-1, Industrial 1, by approving for that property a Special Use Permit for a microbrewery and a Special Use Permit for the sale of alcoholic beverages, limited to beer only, for on-premises consumption only, on application from Bitter Sisters Brewing Company, LLC, represented by Mr. Matt Ehinger.

COMMISSION FINDINGS:

The Addison Planning and Zoning Commission, meeting in regular session on June 26, 2014, voted to recommend approval of an ordinance changing the zoning on property located at 15103 Surveyor Boulevard, which property is currently zoned I-1, Industrial-1, by approving for that property a Special Use Permit for a microbrewery and a Special Use Permit for the sale of alcoholic beverages, limited to beer only, for on-premises consumption only, subject to no conditions.

Voting Aye: Doherty, Groce, Hughes, Hunse, Oliver

Voting Nay: none

Absent: Smith, Wheeler

RECOMMENDATION:

Administration recommends approval.

Charles Goff, Assistant Director of Development Services, spoke regarding this item.

Matt Ehinger with Bitter Sisters Brewing also spoke regarding this item.

There were no individuals who spoke at the public hearing.

Motion made by Arfsten to approve, subject to no conditions,
Seconded by DeFrancisco

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

Passed

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- R4 **PUBLIC HEARING** Case 1698-SUP/Ramen Hakata. Public hearing, discussion, consider and take action regarding an ordinance changing the zoning on property located at 3714 Belt Line Road, which property is currently zoned PD, Planned Development, through Ordinance 097-031, by approving for that property a Special Use Permit for the sale of alcoholic beverages for on-premises consumption only, on application from Soo Hyun Park represented by Mr. Greg Paik.

COMMISSION FINDINGS:

The Addison Planning and Zoning Commission, meeting in regular session on June 26, 2014, voted to recommend approval of an ordinance changing the zoning on property located at 3714 Belt Line Road, which property is currently zoned PD, Planned Development, through Ordinance 097-031, by approving for that property a Special Use Permit for the sale of alcoholic beverages for on-premises consumption only, subject to the following condition:

- The applicant shall not use any terms or graphic depictions that relate to alcoholic beverages in any exterior signs.

Voting Aye: Doherty, Groce, Hughes, Hunse, Oliver

Voting Nay: none

Absent: Smith, Wheeler

RECOMMENDATION:

Administration recommends approval.

Charles Goff, Assistant Director of Development Services, spoke regarding this item.

There were no individuals who spoke at the public hearing.

Motion made by DeFrancisco to approve, subject to the conditions listed,

Seconded by Carpenter

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

Passed

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- R5 **PUBLIC HEARING** Case 1699-SUP/Chuy's Mexican Food. Public hearing, discussion, consider and take action regarding an ordinance changing the zoning on property located at 4440 Belt Line Road, which property is currently zoned LR, Local Retail, by amending a Special Use Permit for a restaurant and by amending a Special Use Permit for the sale of alcoholic beverages for on-premises consumption only in order to add an outdoor bar area, on application from Chuy's Mexican Food, represented by Mr. Bill Pounds of Parkway Construction and Associates.

COMMISSION FINDINGS:

The Addison Planning and Zoning Commission, meeting in regular session on June 26, 2014, voted to recommend approval of an ordinance changing the zoning on property located at 4440 Belt Line Road, which property is currently zoned LR, Local Retail, by amending a Special Use Permit for a restaurant and by amending a Special Use Permit for the sale of alcoholic beverages for on-premises consumption only in order to add an outdoor bar area, subject to no conditions.

Voting Aye: Doherty, Groce, Hughes, Hunse, Oliver

Voting Nay: none

Absent: Smith, Wheeler

RECOMMENDATION:

Administration recommends approval.

Charles Goff, Assistant Director of Development Services, spoke regarding this item.

There were no individuals who spoke at the public hearing.

Motion made by Arfsten to approve, subject to no conditions,

Seconded by Moore

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

Passed

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- R6 Presentation and discussion regarding the ponds or lakes within the City at Vitruvian Park, located within the vicinity and east of the intersection of Vitruvian Way and Ponte Ave., and Farmers Branch Creek.

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

There was no action taken on this item.

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- R7 Presentation, discussion, consider and take action regarding the Town of Addison's compensation philosophy.

RECOMMENDATION:

Administration recommends proposed compensation presented by staff on June 16, 2014.

Passion Hayes, Director of Human Resources, Lea Dunn, City Manager, and Matt Weatherly with Public Sector personnel consultants, spoke regarding this item.

Motion made by DeFrancisco to adopt the City Manager proposed compensation philosophy,

Seconded by Arfsten

Voting AYE: Arfsten, DeFrancisco

NAY: Carpenter, Clemens, Heape, Meier, Moore

Failed

Motion made by DeFrancisco to adopt considered philosophy but look to fund the philosophy in a span of two years,

Seconded by Arfsten

Voting AYE: Arfsten, DeFrancisco

NAY: Carpenter, Clemens, Heape, Meier, Moore

Failed

Motion made by Meier to approve the current philosophy with the addition of "We will annually budget for Market and Merit adjustments for compensation that are fair and sustainable,"

Seconded by Clemens

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

R8 Discussion regarding the financial impact and estimated costs of the Belt Line Road utility undergrounding project.

Eric Cannon, Chief Financial Officer, and Lea Dunn, City Manager, spoke regarding this item.
David Medanich with First Southwest also spoke regarding this item.

There was no action taken on this item.

R9 Presentation, discussion, consider and take action regarding rejecting all bids for the relocation of water, sewer, and storm water drainage system on Addison Airport to accommodate the construction of a new \$3 million hangar at Addison Airport.

RECOMMENDATION:
Administration recommends approval.

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

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

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

R10 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.

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

There was no action taken on this item.

R11 Discussion, consider and take action regarding the Mayor's weekly newsletter.

Motion made by Clemens to approve seven weekly newsletters with the same distribution list,

Seconded by Moore

Voting AYE: Carpenter, Clemens, Meier, Moore

NAY: Arfsten, DeFrancisco, Heape

Passed

R12 Discussion, consider, and take action regarding modifications to the City Council's Procedures.

Motion made by Clemens to approve, as submitted,

Seconded by Moore

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

Passed

R13 Discussion, consider, and take action regarding an Ordinance amending Section 2-93 (Standards of Conduct) of the Code of Ordinances, being a portion of the Town Code of Ethics, by (A) amending subsection (11) thereof, which prohibits the use of official position and Town resources for private purposes, personal advantage, pecuniary gain, or a political campaign, by providing that the prohibition shall not prohibit members of the Council from lending their name and official Town title in connection with an election for public office or an election ordered by the Town on a proposition or measure, and (B) amending subsection (12) thereof, which prohibits the use of prestige of an official's position with the Town for a political party, by providing that it is not a violation of that subsection for members of the Council to lend their name and official Town title in connection with an election for public office or an election ordered by the Town on a proposition or measure.

Motion made by Clemens to approve, with one modification,

Seconded by Moore

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

Passed

R14 Discussion, consider and take action regarding the application of Section 2-93(11) of the Code of Ordinances, which prohibits the use of official position and Town resources for private purposes, personal advantage, pecuniary gain, or a political campaign, to certain activities of the Mayor that occurred during the 2014 political campaign leading up to the Town's 2014 general election held on May 10, 2014.

Council Member Clemens made a motion that the Mayor did not use his title in the Town's 2014 general election held on May 10, 2014, therefore there was not a violation of Section 2-93(11) of the Code of Ordinance.

Mayor Meier recused himself.

Council Member Heape abstained.

Council Member Clemens withdrew his motion. There was no further action taken on this item.

R15 Discussion, consider and take action regarding establishing a process for making appointments to the Town's Planning and Zoning Commission and the Board of Zoning Adjustments.

Motion made by Arfsten to approve, subject to a two week waiting period,

Seconded by DeFrancisco

Voting AYE: Arfsten, DeFrancisco

NAY: Carpenter, Clemens, Heape, Meier, Moore

Failed

R16 Discussion, consider and take action regarding Addison's recognition and naming policy for town parks, trails, or facilities.

Item R16 was pulled.

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 the ponds or lakes at Vitruvian Park, located within the vicinity and east of the intersection of Vitruvian Way and Ponte Ave., and Farmers Branch Creek.

City Council entered Executive Session at 11:14 pm.
City Council closed Executive Session at 12:08 am.

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- ES2 Closed (Executive) session of the Addison City Council pursuant to Section 551.087, Texas Government Code, to discuss or deliberate regarding commercial or financial information that the City Council has received from a business prospect or business prospects that the City Council seeks to have locate, stay, or expand in or near the territory of the Town of Addison and with which the City Council is conducting economic development negotiations, and/or to deliberate the offer of a financial or other incentive to such business prospect or business prospects.

City Council entered Executive Session at 11:14 pm.
City Council closed Executive Session at 12:08 am.

Regular Items Continued

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- R17 Discussion, consider and take action regarding the ponds or lakes within the City at Vitruvian Park, located within the vicinity and east of the intersection of Vitruvian Way and Ponte Ave., and Farmers Branch Creek.

There was no action taken on this item.

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- R18 Discussion, consider and take action regarding commercial or financial information that the City Council has received from a business prospect or business prospects that the City Council seeks to have locate, stay, or expand in or near the territory of the Town of Addison and with which the City Council is conducting economic development negotiations, and/or any action regarding the offer of a financial or other incentive to such business prospect or business prospects.

RECOMMENDATION:

Administration recommends approval.

Motion made by Arfsten to proceed as discussed in Executive Session,

Seconded by Clemens

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

Passed

Adjourn Meeting

Mayor-Todd Meier

Attest:

City Secretary-Matthew McCombs