

# **DRAFT**

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

October 14, 2014

6:00 PM

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

6:00 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**

October 14, 2014

6:00 PM

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

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

Posted by: Matthew McCombs, October 12, 2014, 5:00pm

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### **WORK SESSION**

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WS1 Presentation and discussion regarding Texas Municipal Retirement System and the cost of living adjustment for Town of Addison Retirees.

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WS2 Presentation and discussion of the Athletic Club Master Plan process (Barker Rinker Seacat Architecture).

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WS3 Discussion regarding the City Attorney position, appointment, and appointment process.

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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 September 23, 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 and authorizing the City Manager to execute a contract with Dallas County Health Human Services for certain public health services.

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 and authorizing the City Manager to execute a contract with Trinity River Authority for Environmental Protection Agency (EPA) required monitoring of certain industries.

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 and authorizing the City Manager to execute a Professional Services Contract with Barker Rinker Seacat Architecture for the Addison Athletic Club Master Plan in the amount of \$34,950.

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 ordinance providing for increased prior and current service annuities under the act governing the Texas Municipal Retirement system for retiree and beneficiaries of deceased retirees of the Town of Addison.

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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R2f Approval of (i) Contracts for Services between the Town of Addison and the following non-profit agencies: Metrocrest Community Clinic, Metrocrest Chamber of Commerce, The Family Place, Metrocrest Services, CONTACT Crisis Line, United Basketball League - Texas Wranglers, WaterTower Theatre, and Addison Arbor Foundation, and (ii) an Agreement for the Use of the Addison Theatre Centre between the Town of Addison and Water Tower Theatre, subject to the final review and approval of the City Manager and City Attorney.

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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- R2g Approval of and authorizing the City Manager to execute a contract for services with Launchability, subject to the final review and approval of the City Manager and City Attorney.

RECOMMENDATION:

Administration recommends continuing funding at the \$5,000 level as budgeted, and amending the contract to reflect the changed scope of service.

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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- R2h Approval of the purchase of (1) 2015 Sutphen SL-75 Quint Fire Apparatus, (1) 2015 Chevrolet 1500 Pickup, (2) 2015 Ford 150 Pickups, (1) Ford F250 Animal Control Service Truck, (2) 1Ton Service Trucks, (1) 2015 Case 580 Backhoe and (2) Snow Blade Attachments under the Town's Inter-local Agreement with the Texas Local Government Purchasing Cooperative - known as BuyBoard and the Houston Galveston Area Council of Government known as HGAC in the amount of \$1,052,128.65.

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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R2i Approval of an ordinance amending the Town's investment policy set forth in Chapter 2, Article IV, Division 3 of the Town's Code of Ordinances.

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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R2j Approval of a resolution adopting the Town of Addison Investment Strategy for FY 2015.

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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R2k Approval of an ordinance raising the deposit for water loan meters, also known as construction meters.

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 Presentation and proclamation recognizing Domestic Violence Awareness Month.

Jan Langbein, CEO of Genesis, spoke and accepted the proclamation.

Ron Davis, Chief of Police, and Passion Hayes, Director of Human Resources, also spoke regarding this item.

There was no action taken on this item.

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R4 Presentation and update regarding the Dallas Independent School District- Destination 2020.

Mike Miles, DISD Superintendent, and Miguel Solis, DISD Board Member, spoke regarding this item.

There was no action taken on this item.

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R5 **PUBLIC HEARING** Case 1703-SUP/The Lazy Dog. Public hearing, discussion, consider and take action regarding an ordinance changing the zoning on property located at 5100 Belt Line Road, Suite 500, 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 Golden Property Development LLC represented by Mr. Jared Taylor.

**COMMISSION FINDINGS:**

The Addison Planning and Zoning Commission, meeting in regular session on September 25, 2014, voted to recommend approval of an ordinance changing the zoning on property located at 5100 Belt Line Road, Suite 500, 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 the following condition:

- The applicant shall not use any terms or graphic depictions relating to alcoholic beverages in exterior signage.

Voting Aye: Doherty, Groce, Oliver, Robinson, Wheeler

Voting Nay: Smith

Absent: Hughes

**RECOMMENDATION:**

Administration recommends approval.

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

Jared Taylor and Dewayne Mitchell, representatives of Golden Property Development LLC, also 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

NAY: Moore

Passed

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- R6 **PUBLIC HEARING** Case 1704-SUP/ZuZu's Handmade Mexican Food. Public hearing, discussion, consider and take action regarding an ordinance changing the zoning on property located at 4866 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 a bar, on application from La Salsa Restaurant, Inc. represented by Mr. Roy Kindred of R. E. Kindred & Associates.

**COMMISSION FINDINGS:**

The Addison Planning and Zoning Commission, meeting in regular session on September 25, 2014, voted to recommend approval of an ordinance changing the zoning on property located at 4866 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 a bar, subject to the following condition:

- The applicant shall not use any terms or graphic depictions relating to alcoholic beverages in exterior signage.

Voting Aye: Doherty, Groce, Oliver, Robinson, Smith, Wheeler

Voting Nay: none

Absent: Hughes

**RECOMMENDATION:**

Administration recommends approval.

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

Roy Kindred, representative of R.E. Kindred & Associates, spoke regarding this item.

There were no individuals who spoke at the public hearing.

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

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

Passed

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- R7 Presentation, discussion, consider and take action authorizing the City Manager to execute Change Order No. 1 for Belt Line Road Electrical Underground to increase the number of contract days up to 6 months additional time with the understanding that John Burns Construction Co. of Texas, Inc. agrees to provide a minimum of two crews throughout the duration of the project after March 18, 2015.

**RECOMMENDATION:**

Administration recommends approval.

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

Motion made by Clemens to approve, the Change Order No. 1 for Belt Line Road Electrical Underground to increase the number of contract days up to 180 days, subject to City Manager and City Attorney approval,

Seconded by Arfsten

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

Passed

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R8 Presentation, discussion and take action regarding a License Agreement for use with contractors providing outdoor fee based boot camp style programs and fitness and recreation classes in selected Addison locations and parks.

**RECOMMENDATION:**

Administration recommends approval.

Slade Strickland, Director of Parks and Recreation, and Lea Dunn, City Manager, spoke regarding this item.

Motion made by Carpenter to table the item to the October 28th Work Session,

Seconded by Clemens

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

Passed

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R9 Discussion, consider and take action regarding approval of the painting plan for Wheeler Bridge.

**RECOMMENDATION:**

Administration recommends approval of the gray railing and blue bridge structure scheme.

Slade Strickland, Director of Parks and Recreation, spoke regarding this item.

Motion made by Moore to approve the painting plan consisting of the blue railing and blue bridge structure scheme,

Seconded by Clemens

**Voting** AYE: Arfsten, Clemens, Moore

NAY: Carpenter, DeFrancisco, Heape, Meier

Failed

Motion made by Carpenter to approve the painting plan consisting of the gray railing and blue bridge structure scheme,

Seconded by Arfsten

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

NAY: Clemens, Moore

Passed

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- R10 Presentation of Texas Comptroller Leadership PLATINUM Circle Award for financial transparency for the fiscal year beginning October 1, 2013.

Eric Cannon, Chief Financial Officer, spoke and accepted the Platinum Circle Award.

There was no action taken on this item.

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- R11 Presentation of the Certificate of Achievement for Excellence in Financial Reporting for the Comprehensive Annual Financial Report for the fiscal year ended September 30, 2013.

Eric Cannon, Chief Financial Officer, spoke and accepted the Certificate of Achievement for Excellence in Financial Reporting.

There was no action taken on this item.

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- R12 Discussion and update regarding the upcoming trip to the NBAA2014- Business Aviation Convention Exhibition.

There was no action taken on this item.

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- R13 Discussion, consider and take action regarding the City Attorney position, appointment, and appointment process, including approving and authorizing the City Manager to execute an agreement for City Attorney search services.

Motion made by Moore to proceed with SGR as the search firm for the City Attorney search services,

Seconded by Arfsten

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

Passed

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- R14 Discussion, consider and take action authorizing Council and Staff to pursue options for mass transit and transportation alternatives.

Motion made by Meier to approve the endorsements to pursue alternatives,

Seconded by Carpenter

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

Passed

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Executive Session

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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 into Executive Session at 9:00 pm.  
The City Council closed Executive Session at 9:45 pm.

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Regular Items Continued

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R15 Discussion and take action regarding wind turbines on the water tower located at the intersection of Arapaho Road and Surveyor Boulevard.

Motion made by Clemens to approve a consultant and price, as discussed in the Executive Session,

Seconded by Moore

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

Passed

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Adjourn Meeting

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Mayor-Todd Meier

Attest:

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City Secretary-Matthew McCombs