

# OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL WORK SESSION

April 26, 2016

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

5:30 PM Executive Session

6:00 PM Work Session

7:30 PM Regular Meeting

Present: Arfsten; Carpenter; Heape; Hughes; Mayor Meier; Moore; Wilcox

## Executive Session

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1. Closed (executive) session of the Addison City Council pursuant to:

Section 551.071, Tex. Gov. Code, to conduct a private consultation with its attorney:

(A): to seek advice about (a) pending litigation or contemplated litigation; or (b) a settlement offer

- **Town of Addison v. Ashton Dallas Residential, LLC Cause No. CC-15-01583-E**
- **Town of Addison v. Ashton Dallas Residential, LLC Cause No. CC-15-01588-A**

(B): on a matter in which the duty of the attorney 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**
- **4150 Beltway**

Section 551.087: To deliberate commercial or financial information that was received from a business prospect that seeks to locate, stay or expand in or near the territory of the governmental body, and with which the governmental body is conducting economic development negotiations.

- **Addison Grove Development Agreement**

Council convened into Executive Session at 5:30 pm.

Council recessed out of Executive Session at 5:56 pm.

Councilmember Carpenter moved to settle the claim as discussed in Executive Session for Town of Addison v Ashton Dallas Residential, LLC Cause No CC-15-01583-E & Town of Addison v

Ashton Dallas Residential, LLC Cause No. CC-15-01588-A.

Councilmember Arfsten seconded the motion.

The vote was cast 7-0 in favor of the motion.

Council reconvened into Executive Session at 5:47 pm.

Council recessed out of Executive Session at 7:13 pm.

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2. **RECONVENE INTO REGULAR SESSION:** In accordance with Texas Government Code, Chapter 551, the City Council will reconvene into Regular Session to consider action, if any, on matter discussed in Executive Session.
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## WORK SESSION

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3. Present And Discuss Updates On Taste Addison 2016.
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This item was not discussed due to time constraints for the meeting.

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4. Present An Update On The Master Transportation Plan And Discuss Appointments To The Master Transportation Plan Advisory Committee.
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Mayor & Council made their nominations to the Master Transportation Plan Committee. Staff will reach out to these members in the next few weeks to inform them of their appointment.

There is a companion item on the agenda creating the committee and allowing members to be appointed.

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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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Public Comment.

The City Council invites citizens to address the City Council on any topic not on this agenda. Please fill out a **City Council Appearance Card** and submit it to a city staff member prior to Public Participation. Speakers are allowed **up to three (3) minutes per speaker** with **fifteen (15) total minutes** on items of interest or concern and not on items that are on the current agenda. In accordance with the Texas Open Meetings Act, the City Council cannot take action on items not listed on the agenda. The Council may choose to place the item on a future agenda.

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6. Presentation Of Appreciation for City Prosecutor Larry McCallum.
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### Consent Agenda:

*All items listed under the Consent Agenda are considered routine by the City Council and will be enacted by one motion with no individual consideration. If individual consideration of an item is requested, it will be pulled from the Consent Agenda and discussed separately.*

Mayor Pro Tem Moore made a motion to approve Items 7-9 on The Consent Agenda. Councilmember Arfsten seconded the motion.

The vote was cast 7-0 in favor of the motion.

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7. Consider Approval Of **The March 22, 2016 Regular Meeting Minutes.**
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8. Consider Approval Of An Ordinance **Amending Chapter 46 (Health and Sanitation) Article II (Food) In Order To Adopt The 2015 Texas Food Establishment Rules With Local Amendments .**
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9. Consider Approval Of Consent To Assignment Of **Ground Lease #0560-1201 (Addison Express II, L.P.) Commonly Known As 4500 Claire Chennault Drive To Cutter Aviation Deer Valley I, L.P. And Its Creation Of A Leasehold Mortgage.**
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## Regular Items

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10. Consider Approval Of A **Resolution For The Appointments To The Master Transportation Plan Advisory Committee.**

This item was discussed during the Work Session. This item is to approve the appointment of members to the committee.

Councilmember Hughes made a motion to approve Item #10 as presented. Councilmember Carpenter seconded the motion.

The vote was cast 7-0 in favor of the motion.

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11. Discuss, Consider, And Approve A **Resolution Approving An Incentive Agreement With Beltline Beltway Investments, Ltd. and Urban Intownhomes, LLC For The Addison Grove Redevelopment Project At 4150 Belt Line Road Commonly Known As The Former Sam's Wholesale Club Property And Authorizing The City Manager To Execute The Contract..**

Councilmember Wilcox made a motion to approve Item #12 as submitted and discussed in Executive Session. Councilmember Hughes seconded the motion.

Councilmember Hughes asked for clarification on the parameters of this agreement and if everything was in line with the Letter of Intent presented in January.

City Attorney Brenda McDonald stated that the agreement formalizes the parameters contained in the Letter of Intent.

Council voted 7-0 in favor of the motion.

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12. Presentation And Acceptance Of The **Fiscal Year 2015 Comprehensive Annual Financial Report.**

Interim CFO, Scott Neils, presented Sara Dempsey from the auditing firm, Weaver, to present the findings for the report.

Ms. Dempsey presented the report and findings to Council.

Councilmember Carpenter moved to accept the report as presented. Councilmember Arfsten seconded the motion.

The vote was cast 7-0 in favor of the motion.

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13. Presentation And Discussion Of **Final Report From Kanter Forensics, LLC.**

Mr. Larry Kanter, of Kanter Forensics, presented his final report to Council. He stated that he was pleased with the progress made by staff and the recommendations that have been implemented.

Mr. Kanter agreed that changes will continue to happen as the Finance and Municipal Court staff finds the perfect balance of controls and staffing needs.

Council agreed they were pleased with the outcome of the report and thanked Mr. Kanter for his service.

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Adjourn Meeting

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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.

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Mayor-Todd Meier

Attest:

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City Secretary-Laura Bell