

OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL WORK SESSION

July 12, 2016

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

5:15 PM Dinner & Executive Session

6:00 PM Work Session

7:30 PM Regular Meeting

Present: Mayor Meier; Mayor Pro Tem Arfsten; Deputy Mayor Pro Tem Hughes;
Councilmember Duffy; Councilmember Walden; Councilmember Wilcox

Absent: Councilmember Angell

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 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**

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.

- Project Riviera

Council convened into Executive Session at 5:18 pm.

Reconvene from Executive Session

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.

Council recessed from Executive Session at 6:48 pm.

No action taken.

WORK SESSION

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3. Discuss Amending The Town Of Addison's Public Information Policy.

Due to time constraints, this item was tabled to the August 9, 2016 meeting.

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4. Present An Update On The Midway Road Reconstruction Project.

Assistant Director Infrastructure Development, Jason Shroyer, presented the item to Council. He stated that the Midway Road project was included in the last Bond election. He stated that the initial amount budgeted and approved for the project was \$16 million. However, staff has worked the numbers for the project now and there is a gap in funding. The new amount needed to fund the project as expected is \$38 million. Staff stated that direction is now needed from Council as how to proceed with the project. A decision of whether the project is still viable and if so at what level will the project be able to be completed.

Council agreed that the news of the financial shortfall was overwhelming. Council agreed that further discussion is needed on this project. Council also agreed that the presentation needs to be done on camera for the public to see. Staff will bring the presentation back to Council for further discussion.

REGULAR MEETING

Pledge of Allegiance

Announcements and Acknowledgements regarding Town and Council Events and Activities

Discussion of Events/Meetings

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.

Jerry Stephens, 4067 Beltway Drive #103, spoke about improvements made on Beltway and the stop signs proposed at Les Lacs and Beltway.

Calvin Gissendaner, 14609 Waterview Circle, spoke in opposition to the proposed stop sign at Les Lacs and Beltway.

Neil Hewitt, 3756 Park Place, spoke in opposition to the proposed stop sign at Les Lacs and Beltway.

Billy Dreis, 4025 Morman Lane, spoke regarding the traffic monitoring on Beltway and the proposed stop sign.

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.

Deputy Mayor Pro Tem Hughes asked that Item #6 be pulled for separate consideration.

Mayor Pro Tem Arfsten moved to approve Items 7 & 8 as submitted. Councilmember Walden seconded the motion. The vote was cast 6-0 in favor of the motion. Councilmember Angell was absent.

Item #6 should have the following changes implemented into the minutes:

List names of Public Comment speakers and move Phil Griggs under not in favor of Item # 12.

Deputy Mayor Pro Tem Hughes moved to approve Item #6 with amendments noted. Mayor Pro Tem Arfsten seconded the motion. The vote was cast 6-0 in favor of the motion. Councilmember Angell was absent.

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6. Consider **Approval Of The June 28, 2016 Regular Meeting Minutes.**

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7. Consider Approval of A **Resolution Authorizing The City Manager To Enter Into A License Agreement With Appennino Dallas, LLC D/B/A Antonio Ristorante, For The Use Of A Portion Of The Public Sidewalk Within The Public Right-Of-Way Adjacent To 4985 Addison Circle Drive For An Outdoor Dining Area.**

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8. Consider A **Resolution Appointing A Voting Member Of The Advisory Committee For The Trinity River Authority Central Wastewater Treatment System.**

Regular Items

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9. Present, Discuss And Consider Action Related To The **Town Ethics Ordinance And Council Rules of Procedure.**

City Attorney, Brenda McDonald, presented the item to Council. Council agreed the full presentation was not necessary. They wished to discuss the items below dealing with rules of procedure.

Agenda items released to public- Council agreed at this time the DRAFT agenda caption sheet being sent to Council has helped ensure that all members are aware of agenda items for the next meeting. This option will be continued at this time.

Using titles to endorse others- Council agreed that using an official title for Municipal elections is permissible.

Use of electronic devices during Council meetings- Council agreed that phones & text messages will be only used in unusual circumstances and Council should not be using the devices throughout the meeting to converse with others.

Council agreed that these items were to be brought back in revised

Council procedures to be reviewed and discussed at a future meeting.

10. Present, Review And Discuss **History Of Transparency For The Town Of Addison.**

Mayor Meier presented a timeline of growth of transparency for the Town. These items dealt with Council transparency, transparency through open records and communicating with the public.

Council agreed that some items concerning transparency needed to be discussed.

Filming worksession- Council would like to see the worksessions filmed and broadcast the same as the regular meetings. The City Manager will direct staff to start researching the implementation of this item.

Website navigation- Council agreed that the website needed to be more user-friendly. The City Manager will direct staff to look into revamping the website for more transparency and ease for citizens to find information.

Rotary Club meetings- because 4 members of the Council are members of the same Rotary club, the Mayor believed it would be prudent to start to post these meeting notices in case another Councilmember wanted to attend at any time. Council agreed that these meetings will be posted. The City Secretary will ensure that these meetings are posted weekly as quorum notices.

Councilmember Walden also discussed transparency through the release of documents previously kept private under the Attorney-Client privilege, those items that may have been kept private through an Attorney General opinion and the information included in release of information concerning the Kanter report.

Councilmember Walden agreed that he would like to look at information that was previously withheld. He would like to look at it to review to see if he believes the information should be released and bring that request back to Council. Councilmember Walden will coordinate a review of these documents with the City Manager, City Attorney and City Secretary.

Council agreed that transparency is an ongoing project and the Council and staff will always look at ways to make information accessible to citizens.

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11. Discuss And Consider Action Related To The **Function And Purpose Of The Finance Committee.**

This item was tabled to the August 9, 2016 meeting.

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12. Present, Discuss And Consider An **Ordinance Authorizing The City Manager To Amend The Employee Handbook.**

City Manager, Wes Pierson, presented the item to Council. He stated this was a clean up item allowing the City Manager to make changes to the Employee Handbook without formal presentation to the Council. He stated that the Charter allowed him to make these changes presently. However, in the past these changes have been taken to Council for formal approval. This would eliminate that step and allow the changes to be made by the City Manager.

Mayor Pro Tempore Arfsten moved to approve the item as submitted. Councilmember Walden seconded the motion. The vote was cast 6-0. Councilmember Angell was absent.

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13. Presentation And Discussion Of The **Town Of Addison Quarterly Financial Report For The Quarter Ended March 31, 2016.**

This item was tabled to a future meeting.

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14. Discuss And Consider Approval Of A **Resolution Adopting The Addison Airport Master Plan.**

Frank McIlwain, the consultant for the project, presented the item to Council. He presented an abbreviated version of the full worksession item presented to Council previously.

Councilmember Wilcox moved to approve the item as submitted. Councilmember Duffy seconded the motion. The vote was cast 6-0 in favor of the motion. Councilmember Angell was absent.

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15. Hold A Public Hearing, Discussion And Consider Action On An Ordinance **Rezoning The Property Located At 14910 Midway Road, In The Former Snuffer's Restaurant, Just South Of The Intersection of Beltway Drive And Midway Road, Which Is Currently Zoned LR, Local Retail, By Approving A New Special Use Permit For A Restaurant And A New Special Use Permit For**
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The Sale Of Alcoholic Beverages For On-Premises Consumption Only. Case 1739-SUP/Zoli's NY Pizza.

Assistant Director of Development Services, Charles Goff, presented the item to Council.

Deputy Mayor Pro Tem Hughes moved to approve the item as recommended by staff. Councilmember Duffy seconded the motion. The vote was cast 6-0 in favor of the item. Councilmember Angell was absent.

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16. Hold A Public Hearing, Discussion And Consider Approval Of An Ordinance **That Rezones Approximately 39.4 Acres Of Property Located At 17001 Addison Road, Which Is Currently Zoned R-1, Residential-1, With A Special Use Permit For A Private School And Approximately 1.74 Acres Of Property Located At The Northwest Corner Of Addison Road And Sojourn Drive, Also Known As 4350 Sojourn Drive, Which Is Currently Zoned PD, Planned Development, In Order To Create A New Planned Development District Allowing A Private School and Approving A Concept Plan and Development Standards, On Application From Trinity Christian Academy.** Case 1738/Z/Trinity Christian Academy.

Staff informed Council that the applicant was not ready for the item to be presented at this meeting.

Councilmember Duffy moved to table this item until the August 9, 2016 meeting. Councilmember Wilcox seconded the motion. The vote was cast 6-0 in favor of the motion. Councilmember Angell was absent.

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17. Hold A Public Hearing, Discussion And Consider Action On An Ordinance **Rezoning Approximately 18.2 Acres Of Land Located At 14345 Dallas Parkway, The Former Site Of The Ewing Auto Dealership, From I-1, Industrial-1, To A Planned Development District Allowing For Office And Other Commercial Uses And Establishing Development Standards Including A Minimum Building Height.** Case 1737-Z/14345 Dallas Parkway.

Mayor Meier recused himself from this item.

Assistant Director Development Services, Charles Goff, presented the item to Council. He stated that due to the written opposition to the item from the land owner, the vote must be a Super Majority of Council. Due to the absence of Councilmember Angell and the Mayor recusing himself, the item would need to be tabled to another Council meeting to be voted upon.

Mr. Kirk Williams spoke stating he represented the land owner and voiced his opposition to this item.

Guillermo Quintanilla spoke in favor of this item.

Councilmember Walden moved to table this item to the August 9, 2016 meeting. Councilmember Wilcox seconded the motion. The vote was cast 5-0 in favor of the motion. Councilmember Angell was absent.

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18. Hold A Public Hearing, Discussion And Consider Action On An Ordinance **Rezoning The Property Located At The Astoria Caffe 15701 Quorum Drive, On The Northwest Corner Of Morris Avenue and Quorum Drive, Which Is Currently Zoned UC, Urban Center, By Amending An Existing Special Use Permit For A Restaurant And An Existing Special Use Permit For The Sale Of Alcoholic Beverages For On-Premises Consumption Only In Order to Approve A Revised Site Plan Including An Outdoor Patio.** Case 1723-SUP/Astoria Caffe.

Assistant Director Development Services, Charles Goff, presented the item to Council. Mr. Goff stated that the Planning & Zoning Commission recommendation was different than the staff recommendation as stated in the agenda memo.

The applicant made a presentation to Council.

Mayor Meier opened the Public Hearing.

The following citizens spoke in favor of the item:

Eileen Cohen, Addison Circle
Kevin Polston, on behalf of Post Properties

Mayor Meier closed the Public Hearing.

Deputy Mayor Pro Tem moved to approve the item as recommended from Planning & Zoning Commission. Mayor Pro

Tem Arfsten seconded the motion. The vote was cast 5-1 in favor of the motion. Mayor Meier voted against the motion. Councilmember Angell was absent.

19. Present, Discuss, and Consider **Action Regarding The Housing Policy And Residential Density For The Town Of Addison.**

Assistant Director Development Services, Charles Goff, presented the item to Council.

Council asked questions of staff in regards to the history of the policy, ability to modify the policy and general interest questions.

Council agreed that this item needed more in depth conversation. Due to the late hour of the meeting, this item will come back to Council with the information requested to be added by Council.

Adjourn Meeting

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.

Mayor-Todd Meier

Attest:

City Secretary-Laura Bell