

D R A F T

OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL

March 28, 2017

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

5:00 PM Executive Session

6:00 PM Work Session

7:30 PM Regular Meeting

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

Executive Session

-
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:

- **Western LLC Letter of Intent/ Sky B&B**
- **Town Newsletter Email List**

Section 551.072, Tex. Gov. Code, to deliberate the purchase, exchange, lease , or value of real property, pertaining to

- **15003 Inwood Road**

Council convened into Executive Session at 5:03 pm.

Council recessed from Executive Session at 6:20 pm.

Council reconvened into Executive Session at 7:15 pm.

Council recessed from Executive Session at 7:37 pm.

Council reconvened into Executive Session at 10:55 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 adjourned from Executive Session at 11:09 pm.

Councilmember Duffy stated no action would be taken on the Town Newsletter Email List.

Mayor Meier stated he wanted the record to reflect that he did not pass on the emails included in the Newsletter list to anyone but one person who helps him produce his newsletter.

Councilmember Wilcox stated he did not pass on the list of emails given to him either.

Councilmember Walden stated all three would sign affidavits to the fact that none of them gave out the private emails for another political candidate.

There was no other action on the Sky B&B/ Western LLC or the 15003 Inwood item.

WORK SESSION

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

Assistant Director of Infrastructure Jason Shroyer presented the item to Council. Mr. Shroyer stated on October 11, 2016, staff presented an update to Council regarding the Midway Road Reconstruction Project. During that presentation, staff recommended to Council several design refinement options: a comprehensive geotechnical analysis of the road surface and base and a complete closed-circuit, televised (CCTV) inspection of the sanitary sewer and storm water lines. The geotechnical analysis has been completed and further research has been completed on the sanitary sewer and storm water lines.

Mr. Shroyer stated that Alliance Geotechnical Group completed the evaluation and found the following issues: areas of localized failures, very poor subgrade support, poor condition of joints, poor panel corners and edge conditions with multiple areas of cracking and spalling and indications of extensive areas of voids under pavement. Mr. Shroyer stated the average thickness of the pavement on Midway Road is less than 8 inches, with some less than 7 inches. The current design standards require 11-12 inches of thickness. Mr. Shroyer stated there were no signs of soil stabilization under the pavement and the clay soil present provides minimal support to the pavement and allows for excessive shrink and swell. Mr. Shroyer stated all the conditions pointed a very possible pavement failure.

Mr. Shroyer stated Alliance Geotechnical Group recommended "pavement reconstruction should be considered along entire alignment."

Mr. Shroyer next discussed the utility lines research conducted by staff. Mr. Shroyer stated that staff found that 90% of the stormwater lines were built in the early 1980's or earlier. Mr. Shroyer stated that the utility lines were older than the stormwater lines. Mr. Shroyer stated staff also noted the following concerns regarding the utility and stormwater lines under Midway Road: separation between the water and sewer lines are not up to current TCEQ regulations and issues with valves and the ability to isolate sections to perform maintenance.

Mr. Shroyer stated given all the information presented, staff would recommend foregoing the evaluation done by CCTV and move forward with replacing both the pavement and the utility lines underneath in this project.

Council discussed the failure issues, thickness of pavement as it relates to the lifetime of usability, cost expectations and the need for future discussion about how or if to incorporate the Master Transportation plan into the design aspect of the project.

-
4. Present And Discuss An Update Regarding The Les Lacs Lake Poly Liner Concrete Edge Restrainer And Drainage Flume Repair Project.

Director of Parks and Recreation Michael Kashuba presented the item to Council. Mr. Kashuba stated the presentation would update the Council on the progress to the Les Lacs Pond Lake Liner and Edge project. Mr. Kashuba stated staff was working with a consultant to find the best solution and cost estimates for each option. Staff expected to bring the proposal back to Council in April for approval.

Mr. Kashuba stated 3 options were currently being explored. These options were: 1. Replacement-remove and replace concret edge and liner with no landscape improvements. 2. Enhancement-upgraded lake edge with landscape improvements. 3. Re-imagine- landscape improvements, re-aligned waterway for improved aesthetic and stormwater function with a habitat creation. Mr. Kashuba stated the consultant will gather the information and staff will consider a preferred option for each section.

Council discussed using the existing structures within the lake currently, the cost estimates and confidence in those estimates and a timeline.

5. Discuss **Logistics For The Town Meeting On April 3, 2017.**

Director of Public Communications Mary Rosenbleeth stated the item was to firm up the details on Council presentations for the April 3 Town Meeting. Council discussed using microphones, order of presentations and the question and answer portion of the meeting.

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.

Phil Griggs, 14596 Poe Court, spoke regarding statements made by Mayor Meier in regards to the AMLI development, his wife Stacey Griggs, her involvement in the vote on AMLI at the Planning & Zoning Commission meeting and accusations about unethical behavior.

7. Presentation Of A Donation From The Addison Legacy Foundation To The Town Of Addison For Spruill Dog Park.

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.

City Manager Wes Pierson requested Council pull Item #11 from consideration. The Council discussed during worksession and agreement was made that the items' intent was no longer needed due to staff recommendation.

Mayor Pro Tempore Bruce Arfsten moved to approve Items #8-#10. Deputy Mayor Pro Tempore Hughes seconded the motion. The vote was cast 7-0 in favor of the motion.

8. Consider Approval Of The March 14, 2017 Regular Meeting Minutes.

9. Consider Action To Allow The Mayor To Speak Before The Texas State Legislature Regarding Potential Legislation Related To Property Tax Revenue Caps.

10. Consider Authorizing The City Manager To Approve A Final Payment To Groves Electrical Services, Inc., For The Construction Of The Les Lacs Pond Water Well Pump Rebuild Project In An Amount Not To Exceed \$23,351.97.

11. Consider Action To Authorize The City Manager To Approve Change Order No.1 To Teague, Nall, and Perkins For The Midway Road Reconstruction Closed-Circuit Television Investigation And Analysis Of The Sanitary Sewer And Storm Water Lines In An Amount Not To Exceed \$111,542.03.
-

Regular Items

12. Present And Discuss The Town of Addison Police Department's 2016 Racial Profiling Report.

Chief of Police Paul Spencer introduced Dr. Alex del Carmen who completed the report. Dr. del Carmen stated overall he was very pleased with the findings in the report. Dr. del Carmen stated the Police Department completed several trainings and the Chief was proactive with training in areas not mandated by state regulations.

Dr. del Carmen stated his recommendations would be to continue the current level of training, stay ahead of the data collections ensuring minimal errors and keep ahead of the norms for the State of Texas.

Council agreed the report was encouraging and impressive as to what the Police Department had accomplished.

-
13. Present And Discuss Addison Police Department 2016 Annual Report.

Chief Spencer presented the item to Council. Chief Spencer stated the Addison Police Department had prepared an Annual Report for 2016. The report included notable events such as the design of the new police vehicles, promotions, and community outreach events and a statistical review of the year. The report also included an update on training protocols in place (or to be implemented) for racial sensitivity, violence de-escalation, and dealing with emotionally disturbed persons for Police and Fire.

Chief Spencer gave a brief review of the report. Chief Spencer also discussed the training for mental health calls. Chief Spencer stated that the Police and Fire departments were working together to create curriculum for these types of calls. There is currently no curriculum through the state for training purposes. Chief Spencer hoped that the curriculum could be put in place by end of 2017.

Council thanked the staff for the hard work put into the report and praised Chief Spencer for being proactive with the training he was creating.

14. Present, Discuss And Consider Action On A Resolution To Approve A Professional Services Agreement With Stantec Consulting Services Inc., For Design, Bid, And Construction Phase Services Associated With The Potable Water Capital Improvements Program And Authorize The City Manager To Execute The Agreement In An Amount Not to Exceed \$127,806.

Assistant Director of Infrastructure Jason Shroyer presented the item to Council. Mr. Shroyer stated in 2015, Council authorized a professional services contract with Stantec (formally Bury) to complete a comprehensive assessment and Capital Improvement Program (CIP) for the Town's potable water system. The total cost for design services for these projects is in an amount not to exceed \$127,806. The total budget allocated in Fiscal Year 2017 Utilities Capital Projects Fund for these projects is \$625,000. That budget is intended to design both projects and construct the Dooley Road project. The construction cost associated with the Prestonwood Place project will be included in the Fiscal Year 2018 budget.

Deputy Mayor Pro Tempore Hughes moved to approve Item #14 as submitted. Councilmember Duffy seconded the motion. The vote was cast 7-0 in favor of the motion.

15. Present, Discuss, And Consider Action On The Site Selection For A Relocated Playground.

Parks & Recreation Director Michael Kashuba presented the item to Council. Mr. Kashuba stated that in September 2013, Addison was notified by Oncor that for safety reasons the Town would need to remove the playground located in Oncor's easement along Redding Trail. A year later, the Town entered into an agreement with Oncor that allowed a three-year window for the removal of the playground. September 15, 2017 marks that agreement's deadline. An agenda item including a public hearing on February 14, 2017 allowed citizens to voice their concerns over the removal of the playground. Following the February 14, 2017 Council meeting, Town staff engaged TBG Partners to provide design services and evaluate three possible sites for a new playground. These sites were evaluated based on twelve criteria in total, four provided by the

residents that formed the playground focus group.

The consultant graded each location and recommends Dome Park as the location for the relocated park.

Deputy Mayor Pro Tempore Hughes "asked any feedback from neighbors?" Mr. Kashuba stated "Yes, we did receive a comment from an adjacent property owner, we received an email January 25th, so it was actually before the public hearing. I went out on site with the individual last week and met with them and talked with them about their concerns. I think their concerns revolve around noise, around traffic and also around the existing look and feel of the park, and I think all of those things can be addressed through design. And I think as we move through the process, if that site is identified and selected, we would work with the property owner to help nullify some of their concerns."

Mayor Meier stated "assuming that we move forward on the Dome recommendation, I hope you will go out there and visit with, make a positive assertive effort to go knock on some doors and make sure those folks know what possibly will be happening and include their concerns into whatever we do moving forward."

Mr. Kashuba stated that staff would work with the citizen group who spoke at the prior Council meeting in regards to the equipment they would like to see at the new location.

Mayor Meier stated that he would like to see if there would be an opportunity for a private/public partnership with the Addison Legacy Foundation to find alternate funding mechanism for the project to help bridge the gap between the funds available and the cost of the project.

Mr. Pierson clarified that funding was available up to the design portion of the project. After that milestone, staff would need to come back to Council to address funding options for the park.

Councilmember Wilcox moved to approve Item #15 as recommended selecting Dome Park from the consultants report. Deputy Mayor Pro Tempore Hughes seconded the motion. The vote was cast 7-0 in favor of the motion.

16. Present, Discuss, And Consider Action On A **Resolution Approving Amendment No. 1 To The Agreement For Grant Funding With Addison Arbor Foundation And Authorizing The City Manager To Enter Into An Agreement** In An Amount Not To Exceed \$47,500.

Deputy City Manager Cheryl Delaney presented the item to Council. Ms. Delaney stated the grant funding agreement was originally approved by the Council in September 2016. The Addison Arbor Foundation reviewed the agreement and requested the following changes: In lieu of an audit of the financial statement by an independent Certified Public Accountant, the Foundation will provide a complete accounting of the funding and documents that support the grant expenses. For example, copies of any purchase orders, invoices, canceled checks or other evidence of disbursements will be provided to Town staff. Add language to Section III: Funding-Due to the nature of some projects not being competed within the fiscal year ,the Foundation will be allowed to continue the program as long as they provide status through quarterly reporting submissions. Add to language to Section IV: Responsibility: Indemnification - They requested for language to be added that states both the Town and the Foundation will communicate with each other in writing of any claims filed. Section numbering adjustments: Additional Requirements of the Organization & Independent Contractor sections were labeled with the same section number (Section VIII), the Foundation requested that the section numbering be updated throughout the document as needed.

Ms. Delaney stated staff also offered another option for the Arbor Foundation to provide a compilation instead of a full audit. The new process would not be as expensive or labor intensive as an audit. Ms. Delaney stated the Arbor Foundation voiced concerns regarding this option also.

Representatives from the Arbor Foundation, Dr. Jay Ihrig & Barbara Papas, spoke regarding the financial strain the audit or the compilation would cause to the Foundation.

Council discussed working with the group to find a common resolution for the issue. Council voiced concern and the need for transparency with the funding given to the Foundation.

Mayor Meier moved to table the item to allow more discussion between staff and the Foundation regarding the accommodations requested by the Foundation. City Manager Wes Pierson asked for clarification to the motion. Mr. Pierson stated he was concerned that

minimum financial standards would be upheld and that the Foundation should not be able to set the standards as they see fit. Mayor Meier agreed and withdrew his motion.

Deputy Mayor Pro Tempore Hughes moved for the Addison Arbor Foundation to continue discussion with staff and to come back with a proposal for consideration by Council that the Addison Arbor Foundation believes would meet the Council expectations, including a 3rd party review. Councilmember Walden seconded the motion.

City Manager Wes Pierson asked if Council will accept minimum standards presented by other entities as well. Mr. Pierson stated if the Council allows any entity that enters into an agreement with the Town where money is given, then would Council allow each entity to set the rules on how they account for funds? Deputy Mayor Pro Tempore Hughes stated he would be open to consider exceptions with reasons as to why the Council should consider. He stated this situation would be one of those exceptions.

Councilmember Duffy stated that he appreciated the different circumstances associated with the Addison Arbor Foundation. He stated he believes the Town has to have something more than just a review of books. He understood the financial burden but there may be some venues that would be able to help with the costs associated. Councilmember Duffy stated he believed a third party review of the information was important. He stated the standard has been audit for other entities and the Town is already making a concession with the compilation offer. Councilmember Duffy stated he believed the offer was a good compromise and could not vote for the motion.

Deputy Mayor Pro Tempore Hughes stated he thought the requirements in a standard audit are great which is why the cost is so high. He stated he would like to see an agreement with the Addison Arbor Foundation, on an exceptional basis, as to what they would consider appropriate in a review and get a third party to do that for them.

Councilmember Wilcox asked if the funds could be placed in a purchasing card to where staff could monitor the transactions.

Mr. Pierson stated in the past, prior to 2015, the Town didn't give the money directly to the Addison Arbor Foundation. The Addison Arbor Foundation worked in conjunction with staff to spend the money set aside for their projects. There was no money changing hands. In the past, staff would sit down and review the books. Mr. Pierson stated

that was the original agreement and if that is what needs to happen again, a service level agreement would have to be drawn up and agreed to on both sides so expectations are set for both sides.

Mayor Meier stated the intention of staff in 2015 was to create distance and autonomy for the Addison Arbor Foundation. The Foundation was given a large amount to jump start the effort and they have spent it wisely and are a stand alone 501c3. Mayor Meier stated if the prior agreement wanted to be revisited, then both parties would have to figure out how to undo what was done to create separate entities.

City Attorney Brenda McDonald repeated the motion by Deputy Mayor Pro Tempore Hughes stating " Allow the Foundation to come back with a proposal including a third party review." The vote was cast 5-2 in favor of the motion. Mayor Meier and Councilmember Duffy voting against.

17. Present And Discuss An Update On The Public, Educational, And Governmental (PEG) Channel.

Executive Director of Business Performance and Innovation Hamid Khaleghipour presented the item to Council. Mr. Khaleghipour stated a portion of the PEG Fund balance was used to create a PEG (Public, Educational, and Governmental Channel) for use on the cable providers. Staff has worked to create this channel and it is set to go live on April 4.

This channel will stream current Addison information including live streaming both Council and Planning & Zoning Commission Meetings. At this time the feed is ready to go on the AT&T provider customers. Staff is currently working with Spectrum cable to get the feed available to those customers up soon.

18. Present, Discuss, And Consider Action On TCEQ Certification, Additional Environmental Investigation, And Environmental Documents Obtained By The Town Of Addison Relating To 5015 Spectrum Drive.

Mayor Meier stated he requested the item be placed on the agenda for consideration.

Mayor Meier made the following motion: " Seek a legal and environmental expert review of all documentation and information to

assure us that the sites named in the reports are safe for current intended use. The review should include but not be limited to:

1. A review of all documents now in possession or reasonable attainable related to the recently rezone residential site at 5015 Spectrum Drive to determine if any new testing is needed related to:
 - A. previous testing that has been performed outside a date range of reliability.
 - B. to determine if any vapor intrusion has occurred and if so to what extent.
 - C. to determine safety to neighbors during the course of any construction on site with respect to groundwater contamination or airborne risk analysis.
2. Review and determination as to need of necessity of any environmental testing or analysis or application to TCEQ to provide clearance for future development at the site currently owned by Addison in the area.
3. Determine if the former Ashland Chemical site identified as tract 1 in the Phase II report from W&M Environmental Group dated February 19, 2014 has been sufficiently remediated to ensure no other properties in the area are affected by leaching of chemicals or groundwater dispersal from previous Ashland Chemical site."

Councilmember Wilcox seconded the motion.

Mayor Meier presented 2 powerpoint presentations with information to support his motion and showed a video from the AMLI agenda item during the February 14, 2017 meeting.

Mayor Pro Tempore Arfsten asked Mr. Pierson if staff would allow construction to begin without having a comfort level with reports and information received that the certifications are acceptable.

Mr. Pierson stated that building permits were issued in compliance with building code, and environmental regulations are not included in that code. He stated when the request to rezone the property went before P&Z and Council in 2014 and again in 2017, staff was in possession of the TCEQ certificate of completion. That certification showed that the property was acceptable for residential uses. Staff felt comfortable with that certification from the TCEQ during the rezoning process and allowed the process to continue.

Deputy Mayor Pro Tempore Hughes asked if there was anything in the report that would lead staff to question the TCEQ provision of the certificate.

Mr. Pierson stated no. The Voluntary CleanUp Program is intended

to remove the liability from third parties for any remediation work or environmental cleanup that would be required by the TCEQ. He stated the certification gives a shield from liability to the state. The staff looks at the certificate as the model for making sure all issues are addressed to the standards that the TCEQ and the State of Texas identify.

Councilmember Wilcox stated he would like to have someone have another look at the permanent monitoring wells since the last evaluation was done in 2014 and the drought may have affected the results of the testing. Councilmember Wilcox stated he felt that further testing was warranted.

Deputy Mayor Pro Tempore Hughes asked if the first portion of the motion dealing with review of documents wasn't already done by staff.

Mayor Meier stated the motion requested a legal or environmental expert review rather than staff review.

Councilmember Duffy stated the TCEQ already reviewed the reports and issued a Certificate of Completion.

Mayor Meier stated he was asking for a review of what AMLI said they did to help ensure the health and safety of the future citizens living on that site. Mayor Meier stated the one test provided background to the 2014 report only. Mayor Meier stated he would hope the motion would allow the Town to check the work and make sure of what AMLI said they tested and review those results by experts. Mayor Meier stated he would hope the money spent on the review would buy everyone peace of mind and be able to move forward.

Mr. Pierson asked to what end.

Mayor Meier stated it was to ensure that the site is safe for the community.

Mr. Pierson stated for someone to come clean up the site?

Mayor Meier stated it may not be necessary.

Mr. Pierson stated the purpose of the Voluntary CleanUp Program is that someone is on the hook to clean up anything that is ever discovered.

Mayor Meier stated that did not protect Addison. Mayor Meier stated

that the program only protected the landowner and the lenders so that the site that was previously contaminated could be developed. Mayor Meier stated there was no protection for Addison, legal or protection to the community. Mayor Meier stated the report the TCEQ recommendation is based on is from 2014 and hasn't taken any current ground monitoring wells into consideration.

Mr. Pierson stated the 2014 report was submitted to TCEQ in addition to the comprehensive report, the Effective Property Assessment Report, that shows the extensive testing done on the property. Mr. Pierson stated he felt the second review would head to some point of discrediting the TCEQ and their authority of work.

Mayor Meier stated the intent of the motion was not to discredit but he hoped the further review would validate the findings. Mayor Meier stated he would hope the TCEQ would welcome a validation of their work.

Councilmember Wilcox stated a review would place more confidence in analyzing what is actually happening under that site today rather than what was reported in 2014.

Councilmember Walden asked if any of the same reviews were done for the underground storage tanks at the gas station on the old Sam's site, current Addison Grove site.

Assistant Director of Development Services Charles Goff stated that he believed that the owner had to go through TCEQ and get a closure letter for the property. Mr. Goff stated there is a separate program for old gas stations when taking out gas station wells but he remembers the reports were submitted to TCEQ and subsequently approved by TCEQ. He stated he didn't remember if it specifically a certificate of completion program or voluntary cleanup program but TCEQ did approve the process. Mr. Goff stated that the extra review as suggested by this motion was not conducted.

The vote was cast 2-5 against the motion. Mayor Pro Tempore Arfsten, Deputy Mayor Pro Tempore Hughes and Councilmember Angell, Walden and Duffy voted against.

-
19. Present, Discuss, And Consider Action On Strategic Planning And Environmental Testing For Town-Owned Properties Located Along The Cotton Belt Corridor In The General Vicinity Of The Intersection Of Quorum Drive And Arapaho Road, Including The +/- 5.6 Acre Site Located At 5035 Arapaho Road.

Assistant Director of Development Services Charles Goff presented the item to Council. Mr. Goff stated one of the remaining study areas as defined in the Comprehensive Land Use Plan was the Town-owned properties along the proposed Cotton Belt Rail Line. The Town owns approximately 12 acres of undeveloped land that it has been holding while awaiting the arrival of passenger rail service. With DART's recent decision to expedite the implementation of passenger service on the Cotton Belt Corridor to the year 2022, the Town must develop a plan for future development of the Town's properties, DART's transit center and adjacent property at the Northeast corner of Addison Road and Arapaho Road, and the private properties generally known as the Old Addison development on Broadway Street. The Fiscal Year 2017 budget for Development Services includes \$150,000 to fund Special Area Studies. Mr. Goff stated that staff is requesting confirmation from the City Council regarding the selection of these properties as the next study area. Additionally, while staff has no knowledge of industrial uses occurring on any of the Town-owned properties, there is a history of industrial activities in the area. Therefore, in addition to the study process, environmental assessments should be completed to understand the environmental condition of the Town's properties, including any remediation actions that must occur to make the properties suitable for development.

Mayor Meier moved to approve the properties as the next Special Area Study adding in the vacant property owned by VanTrust and direct staff to begin with a Phase 1 testing in accordance with paragraph 2 in the motion for Item #18. Councilmember Wilcox seconded the motion.

Council discussed the cost of testing, timing of testing with no pending development on the Town owned properties, and how high of level testing to achieve.

Councilmember Duffy stated his disagreement with moving forward with testing with no pending development for the properties. Councilmember Duffy stated he would rather do the testing at a later date when development is pending.

Mr. Pierson asked for clarification on the motion. Mr. Pierson stated the motion references the property referenced as Tract 3 in the Phase 2 environmental report received. Mr. Pierson asked if that was necessary for this motion.

Mayor Meier stated he would strike that part of the motion as it has

been identified as an intersection and is not needed in this motion.

The motion was clarified by City Attorney McDonald as " move forward with the Special Area Study for the Town-owned properties adjacent to the Cotton Belt Railway and to begin performing the Phase 1 Environmental testing.

The vote was cast 6-1 in favor of the motion. Councilmember Duffy voted against.

20. Discussion And Possible Action Regarding A Review Of The Current Transparency Policy And Practice.

Mayor Meier stated he would like to see the information he included in the item be used to help create a written transparency policy.

Mayor Meier moved to direct staff to develop and adopt a written transparency policy. Councilmember Wilcox seconded the motion.

Council discussed items to include in the transparency policy, whether to discuss the options before a policy is written, and the overall need for a policy.

The vote was cast 3-4 against the motion. Deputy Mayor Pro Tempore Hughes, Councilmembers Angell, Walden and Duffy voted against.

Deputy Mayor Pro Tempore Hughes moved to have a future worksession item to discuss transparency and the elements to include in a written transparency policy. Councilmember Walden seconded the motion. The vote was cast 7-0 in favor of the motion.

21. Discuss And Consider Action Regarding A Review Of Current Council Ethics Guidelines And The Need For Process And Sanctions.

Mayor Meier stated the staff included the City of Richardson's ethics ordinance for reference. Mayor Meier stated he would like to see a discussion to explore additional language on current ethics ordinance to make guidelines for process and sanctions. Mayor Meier stated he would like to see a discussion regarding Council endorsements to be included.

Mayor Meier moved to direct staff to explore best practices ethics guidelines and the need for process and sanctions and bring back

for discussion at a future worksession. Councilmember Wilcox seconded the motion. The vote was cast 7-0 in favor of the motion.

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.

Adjourn Meeting

Mayor-Todd Meier

Attest:

City Secretary-Laura Bell