

DRAFT

OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL WORK SESSION

February 27, 2018

Addison Town Hall, 5300 Belt Line Rd., Dallas, TX 75254
5:00 p.m. Executive Session & Work Session
7:30 Regular Meeting

Present: Mayor Joe Chow; Mayor Pro Tempore Ivan Hughes; Deputy Mayor Pro Tempore Jim Duffy; Councilmember Al Angell; Councilmember Tom Braun; Councilmember Paul Walden; Councilmember Lori Ward

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:

- **Town of Addison v. Landmark Structures, L.P., Urban Green Energy, Freese and Nichols, Inc. v. SWG Energy, Inc. - Cause No. DC-15-07691 44th Judicial Court, Dallas County**
- **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 551.074, Tex. Gov. Code, to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee, pertaining to:

- **City Secretary Candidate Interviews**

Executive Session Convened at 5:04 p.m.

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 matters discussed in Executive Session.

In the case of the Town of Addison v. Landmark Structures, I move that we authorize the City Manager to settle the law suit on the terms as discussed in Executive Session-MPT Hughes; second by Councilmember Ward; motion passed with all ayes.

In the matter of 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 there was no

action.

Discussion of Section 551.074, Tex. Gov. Code, to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee, pertaining to City Secretary Interviews was postponed.

The Executive Session recessed at 6:31 p.m.

Work Session convened at 6:40 p.m.

The Executive Session re-convened at 9:15 p.m. after the completion of the Regular items. Discussion regarding the City Secretary Interviews was held and concluded at 9:55 p.m. with no action taken.

The meeting adjourned at 9:55 p.m.

WORK SESSION

3. Present and Discuss the Addison Circle Park Interactive Display Fountains.

Assistant Director of Parks Janna Tidwell presented this item. She reviewed the prior discussion staff had with Council in December 2017 and the options provided at that time. Based on that discussion, Council asked that a cost/benefit analysis of Options 2B and 3 be developed and more information be obtained. Option 2B includes repair and modernization of the fountain at a cost of \$475,000 and Option 3 is for a Crowd Controlled Fountain (Water Gush) at a cost of \$675,000. [2017 construction costs do not include design fees, testing, sound equipment and life cycle costs.]

Ms. Tidwell advised that she visited the manufacturing facility in San Marcos to compare both types of fountains. She discovered that Option 2B had a better visual display however, it would be easier to repair a Water Gush fountain if damaged. Another option presented was Dry-Deck Fountains. The features, installation model, and repair processes were explained. Ms. Tidwell provided descriptions and photos of other fountains in the Metroplex area. She provided comparable descriptions for Options 2B and 3 that includes the number of spray nozzles, spray height, spray zones, LED lighting, and the ability to choreograph to music. Further, she requested Council direction regarding some optional enhancements for the small channel, the long channel and possible splash pad. Construction and lifecycle costs were presented. Council discussion included safety and maintenance concerns.

Council members' general preference was to move forward with Option 2B, including a splash pad [a dry-deck water play area using filtered and chemically treated water] estimated at \$598,500. City Manager Wes Pierson stated the next steps will be to create a budget, hire a consultant, and prepare a bid.

4. Present and Discuss the Format for the Town Meeting on April 16, 2018.

Communications Director Mary Rosenbleeth requested Council's input regarding the upcoming Town Meeting. There was discussion of possibly having a video created however it was noted there are no funds budgeted for one. Councilmember Braun suggested a format similar to the City of Richardson's that he recently attended. The concept would be to have Council set up in separate areas available to answer question on specific topics. Ideas were exchanged about what those topics could include. Director Rosenbleeth will prepare a list of topics and come back to Council at a future meeting to determine assignments.

The Work Session concluded at 7:45 p.m.

REGULAR MEETING

Pledge of Allegiance

Regular Session convened at 7:50 p.m.

Announcements and Acknowledgements regarding Town and Council Events and Activities

City Manager Wes Pierson stated that the next regular Council meeting is scheduled for March 6 rather than March 13, 2018. He announced that Economic Development Director Orlando Campos was recognized by Dallas CEO as one of the most influential business leaders in North Texas for the second year in a row. Mr. Campos briefly spoke giving credit to the Town staff and Council for their leadership. The retirement of long-time employee Mark Acevedo was announced. Mark has been with the Town of Addison for 35 years.

Discussion of Events/Meetings

Mr. Pierson announced that on March 8, 2018 at 6 p.m. at the Addison Conference Centre there will be a Community Workshop for the Addison Circle/Cotton Belt Special Area Study for input from the community regarding the future vision for the growth around the Cotton Belt rail station.

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.

There were no speakers.

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.

Items numbered 8, and 10 - 14 were pulled for separate discussion by MPT Hughes.

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6. Consider Action to Approve the **February 13, 2018 City Council Meeting Minutes.**
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7. Consider Action to Approve a **Resolution Naming the Texas Department of Transportation as the Agent for the Town of Addison for the Purpose of Applying for, Receiving, and Disbursing Funds for Engineering and Design Improvements Related to Taxiway Bravo, Golf Extension, the Westside Service Road, and Taxiway Lighting Improvements at Addison Airport; Accepting a Grant (Currently Estimated in the Amount of \$805,000); Approving a Local Match in the Amount of Ten Percent of the Final Total Grant Amount (Currently Estimated to be \$80,500); and Authorize the City Manager to Execute the Contracts and Agreements with the State of Texas to Implement Improvements at Addison Airport.**
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8. Consider Action to Approve a **Resolution Amending the Agreement for Municipal Court Collection Services with GILA D/B/A Municipal Services Bureau and Authorize the City Manager to Execute the Agreement.**
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9. Consider Action to Adopt a **Resolution to Approve an Economic Development Program Grant Agreement with Boston Pizza Restaurants LP, and Authorize the City Manager to Execute the Agreement** in an Amount not to Exceed \$30,000.
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10. Consider Action to Approve an **Award of Bid for Decor Services for Special Events to Shag Carpet Productions** in an Amount not to Exceed \$117,733.35 Annually.
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11. Consider Action to Approve an **Award of Bid for Tent Rentals for Special Events to Michael Sandone Productions Inc.** in an Amount not to Exceed \$181,705 Annually.
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12. Consider Action to Approve an **Award of Bid for Furniture Rentals to Marquee Event Rentals** in an Amount not to Exceed \$54,501.58 Annually.
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13. Consider Action to Approve an **Award of Bid for Trash Pick-Up Services to ACT Event Services, Inc.** in an Amount not to Exceed \$82,241.80 Annually.
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14. Consider Action to Approve an **Award of Bid for Electrical and Air Conditioning Rental and Services for Special Events to CAT Entertainment Services** in an Amount not to Exceed \$141,500 Annually.

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15. Consider Action to Approve a **Resolution to Adopt the Americans with Disabilities Act (ADA) Self-Evaluation and Transition Plan Prepared for the Town of Addison by Kimley-Horn and Associates, Inc.**

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16. Consider Action to Approve a **Resolution for the Selection of a Plan for the Heating, Ventilation and Air Conditioning (HVAC) System at the Addison Athletic Club.**

Motion to approve the consent agenda items [except 8, and 10-14]- Councilmember Walden; second by Councilmember Angell; motion passed with a vote of 7-0.

For item 8, MPT Hughes requested confirmation that the collection agency will actually be collecting the money.

Motion to approve- MPT Hughes; second by Councilmember Braun; motion passed with a votie of 7-0.

For items 10-14, MPT Hughes requested more information as to the reasons why each of the projects only received one bid. Special Events Director Mark Acevedo explained that many vendors are not capable of handling Addison's events due to the size and scope. He added that the bids required a five year commitment from the vendors. City Manager Pierson added that staff will continue to follow up to find ways to increase interest in these types of things. In addition he reminded Council that the contracts can be renewed or terminated.

Motion to approve- MPT Hughes; second by DMPT Duffy; motion passed with a vote of 7-0.

Regular Items

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17. Present and Discuss an **Update on the Progress of the Belt Line Road Utility Undergrounding Project.**

Assistant Director of Infrastructure Jason Shroyer provided an update on this project. Construction of the electric conduit duct bank is complete with some of the underground conduit pulled. The telecommunications duct bank is also complete with Fiberlight, Spectrum, and AT&T complete with customer tie-ins. The median landscaping is complete and most of the sidewalk widening (to 8') is complete. The AT&T aerial cables are in the process of being removed. Oncor still needs to remove cable from the poles and remove the tops of the poles from Midway to Redding Trail and remove the remainder of the poles. John Burns Construction will complete the traffic signal upgrades, ADA compliance at intersections, sidewalk installation, and landscape restoration. To date the expenditure for the section from Marsh to Midway is \$15,183,594 (\$18,789,168 budgeted.) City Manager Pierson added that if Oncor completes their work by the end of the February then the poles will be removed within another 2 weeks

plus 75 days. John Burns construction should be complete with their work within 75 days.

MPT Hughes expressed a desire for the Belt Line beautification committee to meet with the consultant on this project to see if any efforts can be coordinated. Mr. Pierson said this project is going to be done before the Belt Line beautification work. Mr. Shroyer added that the cement work on this project is already 90 percent complete. There was agreement there should be no delays imposed on this project. The project can be discussed at the next meeting of the Belt Line Streetscape Committee, possibly mid-March.

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18. Present, Discuss, and Consider Action on a **Resolution with Oldcastle Materials Texas, Inc., dba TexasBit, for the Belt Line Road Overlay Project and Authorize the City Manager to Execute the Agreement** in an Amount not to Exceed \$2,232,863.78

Assistant Infrastructure Director Jason Shroyer reviewed the scope of this project. The existing asphalt will be removed and replaced on Belt Line from Marsh Lane to the Dallas North Tollway. Curb and ramp repairs will be made to adhere to ADA requirements and crosswalks will be marked. Most of the work will be performed during the overnight hours to lesson the impact on daytime traffic, with the exception of Asbury Circle due to the proximity of residences. Only one driveway access point per property will be closed at a time. The contractor will submit a traffic control plan. TexasBit was the lowest qualified bidder on the project.

Marissa Paz reviewed a Communication Plan developed to keep the community informed of the project. Methods to be used include Everbridge/Text Alerts, Nextdoor, the Addison Website, and direct mailers.

Motion to approve- Councilmember Walden; second by Councilmember Ward; motion passed with a vote of 7-0.

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19. Present, Discuss, and Consider Action on a **Resolution for Professional Engineering Services Associated with Construction Materials Testing for the Belt Line Road Overlay Project with Alliance Geotechnical Group, Inc. and Authorize The City Manager To Execute the Agreement** in an Amount not to Exceed \$53,955.

Jason Shroyer told the Council that services for this professional services agreement include materials testing for concrete, asphalt overlay, and compaction soil testing. This will help ensure that the Belt Line Overlay project is being installed according to engineering specifications.

Motion to approve- DMPT Duffy; second by Councilmember Braun; motion passed with a vote of 7-0.

20. Present and Discuss the **Addison Police Department's 2017 Annual Report.**

Police Chief Paul Spencer presented the department's 2017 Annual Report. The report includes crime and clearance rate statistics for the year. It was noted that the report includes data supporting the fact that for 2016 Addison had the highest clearance rate and the second most crimes in some categories [largely due to the vibrant night life in Addison] among the comparison cities of Addison, Carrollton, Coppell and Farmers Branch. Chief Spencer advised that one of the higher crime rate areas is around the Galleria. Calls for service in residential areas, commercial areas, and hotels were discussed. Chief Spencer also reviewed the case load and staffing for the Criminal Investigations Division. Further, he reviewed the department's community outreach programs, Animal Control statistics and goals for 2018. It was noted that the Rotary Club has provided an \$8,800 grant to be used for outreach programs. Chief Spencer introduced police department staff Jessica Morgan and Kara Curry who were instrumental in helping to prepare the report.

21. Present and Discuss the **Addison Police Department's 2017 Racial Profiling Report And Motor Vehicle Contact Search Analysis Report.**

Chief Spencer advised that state law requires an annual reporting to the governing body of data collected on race or ethnicity of individuals stopped and issued citations or arrested. Analysis of the data indicates the department is in full compliance with the state statutes. In anticipation of new legislation a motor vehicle contact search analysis was also conducted.

22. Present And Discuss the **Fiscal Year 2018 First Quarter Financial Report of the Town of Addison for the Quarter Ended December 31, 2017.**

Chief Financial Officer Olivia Riley provided an overview of the report including revenue sources, expenditures, personnel information, sales tax information, and economic development incentives. The investment report and debt payments information was also provided to the Council.

Discussion of Regular agenda items concluded at 9:07 p.m.

The Executive Session Reconvened at 9:15 p.m. following the conclusion of the Regular Agenda Items.

Meeting Adjourned at 9:55 p.m.

Mayor-Joe Chow

Attest:

February 27, 2018

Interim City Secretary- Christie Wilson