

MINUTES
RICHARDSON CITY COUNCIL
WORK SESSION AND COUNCIL MEETING
NOVEMBER 10, 2014

WORK SESSION – 6:00 P.M.:

• **Call to Order**

Mayor Maczka called the meeting to order at 6:00 p.m. with the following Council members present:

Laura Maczka	Mayor
Bob Townsend	Mayor Pro Tem
Mark Solomon	Councilmember
Scott Dunn	Councilmember
Kendal Hartley	Councilmember
Paul Voelker	Councilmember
Steve Mitchell	Councilmember

The following staff members were also present:

Dan Johnson	City Manager
David Morgan	Deputy City Manager
Cliff Miller	Assistant City Manager Development Services
Don Magner	Assistant City Manager Community Services
Shanna Sims-Bradish	Assistant City Manager Admin/Leisure Services
Aimee Nemer	City Secretary
Taylor Paton	Management Analyst
Michael Spicer	Director of Development Services
Gary Beane	Budget Officer
Greg Sowell	Director of Communications

A. REVIEW AND DISCUSS ITEMS LISTED ON THE CITY COUNCIL MEETING AGENDA

Michael Spicer, Director of Development Services, reviewed the Zoning Cases for Council. Don Magner, Assistant City Manager, reviewed the Sign Control Board Cases for Council.

B. REVIEW AND DISCUSS THE YEAR-END FINANCIAL REPORT FOR THE FY 2013-2014 OPERATING BUDGET

Gary Beane, Budget Officer, reviewed the 2013-2014 Year-End Financial Report for Council.

C. REVIEW AND DISCUSS ZONING CHANGE REQUEST NOTIFICATION ENHANCEMENTS

Greg Sowell, Director of Communications, reviewed enhancements to the zoning change request notification process.

D. REPORT ON ITEMS OF COMMUNITY INTEREST

Councilmember Solomon reported on the pet event at Huffhines Park commenting that the park was a great location for the event. Councilmember Hartley reported on the Spirit Run stating that there were approximately 450 runners.

COUNCIL MEETING – 7:30 PM, COUNCIL CHAMBERS

1. **INVOCATION – KENDAL HARTLEY**
2. **PLEDGE OF ALLEGIANCE: U.S. AND TEXAS FLAGS – KENDAL HARTLEY**
3. **MINUTES OF THE OCTOBER 6, 2014, OCTOBER 13, 2014, OCTOBER 20, 2014, OCTOBER 27, 2014 (ADVISORY BOARDS & COMMISSIONS MEETING), OCTOBER 27, 2014, AND NOVEMBER 3, 2014 MEETINGS**

Council Action

Councilmember Mitchell moved to approve the Minutes as presented. Councilmember Hartley seconded the motion. A vote was taken and passed, 7-0.

4. **VISITORS**

There were no visitors comments submitted.

5. **CONSIDER APPOINTMENTS TO THE CITY PLAN COMMISSION, CIVIL SERVICE BOARD, ENVIRONMENTAL ADVISORY COMMISSION, PARKS & RECREATION COMMISSION, AND THE SIGN CONTROL BOARD.**

Council Action

Mayor Pro Tem Townsend moved to reappoint the following to the **City Plan Commission** for a term to end August 1, 2016. Councilmember Solomon seconded the motion. A vote was taken and passed, 7-0.

Barry Hand as Chair
Gerald Bright as Vice Chair
Janet DePuy – District 3 Representative
Eron Linn – District 2 Representative
Stephen Springs, Alternate

Councilmember Voelker moved to reappoint the following to the **Civil Service Board** for a term to end August 31, 2016. Councilmember Dunn seconded the motion. A vote was taken and passed, 7-0.

Bill Harper
David A. Stephan

Councilmember Solomon moved to reappoint the following to the **Environmental Advisory Commission** for a term to end September 22, 2016. Mayor Pro Tem seconded the motion. A vote was taken and passed, 7-0.

Richard G. Wilder as Chair
Melanie Seeley Brown – At Large Representative
Nancy Crowe – District 2 Representative
Jan R. Skinner – District 4 Representative

Councilmember Solomon moved to appoint Matthew Fulgham to **the Environmental Advisory Commission** as an at-large representative for a term to end September 22, 2015. Mayor Pro Tem Townsend seconded the motion. A vote was taken and passed, 7-0.

Councilmember Hartley moved to reappoint the following to the **Park & Recreation Commission** for a term expiring December 1, 2016. Councilmember Dunn seconded the motion. A vote was taken and passed, 7-0.

Jeremy Thomason as Vice Chair
Susan Fischer
Collin L. Hayes

Councilmember Hartley moved to appoint Jim Bailey to the **Parks and Recreation Commission** for a term to end December 1, 2016. Councilmember Voelker seconded the motion. A vote was taken and passed, 7-0.

Councilmember Mitchell moved to reappoint the following to the **Sign Control Board** for a term expiring December 1, 2016. Councilmember Hartley seconded the motion. A vote was taken and passed, 7-0.

Robert L. Izard (Chip)
Charles B. Warner
C. Scott Petty – Alternate

PUBLIC HEARING ITEMS:

- 6. PUBLIC HEARING, ZONING FILE 14-31, A REQUEST BY QUOC-ANH C. TRAN FOR APPROVAL OF A SPECIAL PERMIT FOR AN ADULT DAY CARE FACILITY TO BE LOCATED AT 327 W. SPRING VALLEY ROAD (SOUTH SIDE OF SPRING VALLEY ROAD, EAST OF CENTRAL EXPRESSWAY). THE PROPERTY IS CURRENTLY ZONED C-M COMMERCIAL.**

Public Hearing

City Manager Johnson explained that the applicant requested a continuance of this case to the December 8, 2014 Council meeting in order to have time to respond to concerns of neighbors. He stated that since the Public Hearing was published in the paper, the hearing would have to be conducted at this meeting but could be continued to December 8, 2014. Mayor Maczka opened the Public Hearing. Ms. Reeva Wilkinson, representing the applicant, addressed Council and presented a petition favoring the approval of the zoning request. No other public comments were submitted.

Council Action

Councilmember Solomon moved to continue the Public Hearing to December 8, 2014. Councilmember Dunn seconded the motion. A vote was taken and passed, 7-0.

- 7. PUBLIC HEARING, ZONING FILE 14-33, A REQUEST BY JONATHAN SPENCER, REPRESENTING STERLING DESIGN ASSOCIATES, LLC, TO REVOKE ORDINANCE 4063, A SPECIAL PERMIT FOR A RESTAURANT WITH DRIVE-THROUGH SERVICE, AND FOR APPROVAL OF A CHANGE**

IN ZONING FROM C-M COMMERCIAL TO PD PLANNED DEVELOPMENT TO ALLOW A RESTAURANT WITH DRIVE-THROUGH SERVICE TO BE LOCATED AT 501 W. BELT LINE ROAD (SOUTHWEST CORNER OF CENTRAL EXPRESSWAY AND BELT LINE ROAD). THE PROPERTY IS CURRENTLY ZONED C-M COMMERCIAL.

Public Hearing

Mayor Maczka opened the Public Hearing. Ms. Shannon del Valle, representing the applicant, was available to answer questions from Council. There was some discussion about adding a second pay window. Ms. del Valle explained that there is a specific science for the placement of the menu board for ordering and the pay window, eliminating the need for a second window. Councilmember Solomon stated that he liked the design and looked forward to the pergola. There were no other public comments submitted. Councilmember Solomon moved to close the Public Hearing, seconded by Councilmember Dunn, and approved unanimously.

Council Action

Councilmember Mitchell moved to approve the request as presented. Councilmember Hartley seconded the motion. A vote was taken and passed, 7-0.

- 8. PUBLIC HEARING, ZONING FILE 14-35 AND CONSIDER ADOPTION OF ORDINANCE NO. 4084 AMENDING THE COMPREHENSIVE ZONING ORDINANCE BY AMENDING ARTICLE I, SECTION 2, "DEFINITIONS", BY ADDING THE DEFINITION OF A "TEMPORARY OPEN AIR MARKET"; BY AMENDING ARTICLE XXII-A, "SPECIAL PERMITS", BY AMENDING SECTION 2(b) TO ALLOW TEMPORARY OPEN AIR MARKETS BY SPECIAL PERMIT.**

Public Hearing

Mayor Maczka opened the Public Hearing. With no public comments submitted, Councilmember Mitchell moved to close the Public Hearing, seconded by Councilmember Voelker, and approved unanimously.

Council Action

Councilmember Solomon moved to approve the request as presented. Councilmember Dunn seconded the motion. A vote was taken and passed, 7-0.

- 9. PUBLIC HEARING, ZONING FILE 14-36, A REQUEST BY ERIC R. KUEHMEIER, REPRESENTING PAGE SOUTHERLAND PAGE, INC., FOR A CHANGE IN ZONING FROM I-M(1) INDUSTRIAL WITH SPECIAL CONDITIONS TO PD PLANNED DEVELOPMENT TO ACCOMMODATE THE DEVELOPMENT OF NON-MASONRY UTILITY BUILDINGS. THE PROPERTY IS LOCATED AT 300 W. RENNER ROAD (NORTHWEST CORNER OF RENNER ROAD AND ALMA ROAD) AND IS CURRENTLY ZONED I-M(1) INDUSTRIAL.**

Prior to the discussion of this item, Mayor Pro Tem Townsend left the Council Chambers and abstained from the discussion and vote due to a conflict of interest which is on file with the City Secretary.

Public Hearing

Mayor Maczka opened the Public Hearing. Eric Kuehmeier, representing the applicant, was available to answer questions from Council. With no public comments submitted, Councilmember Solomon moved to close the Public Hearing, seconded by Councilmember Hartley, and approved 6-0 with Mayor Pro Tem Townsend abstaining.

Council Action

Councilmember Mitchell moved to approve the request as presented. Councilmember Hartley seconded the motion. A vote was taken and passed, 6-0 with Mayor Pro Tem Townsend abstaining.

10. **PUBLIC HEARING, ZONING FILE 14-37, A REQUEST BY NABIL ELHARR, REPRESENTING Z.N.H. CORPORATION, FOR APPROVAL OF A SPECIAL PERMIT FOR A SMOKING ESTABLISHMENT TO BE LOCATED ON THE LOT ADDRESSED 314 E. MAIN STREET (SOUTHWEST CORNER OF MAIN STREET & ABRAMS ROAD). THE PROPERTY IS CURRENTLY ZONED LR-M(1) LOCAL RETAIL.**

Public Hearing

Mayor Maczka opened the Public Hearing. Nabil Elhorr, representing the applicant, was available to answer questions from Council. With no other public comments submitted, Mayor Pro Tem Townsend moved to close the Public Hearing, seconded by Councilmember Solomon, and approved unanimously.

Council Action

Councilmember Voelker moved to approve the request as presented with the added condition that all operations of the existing location cease once the Certificate of Occupancy is issued for the new location. Councilmember Solomon seconded the motion. A vote was taken and passed, 7-0.

Councilmember Mitchell stated that he does not support a proliferation of smoking establishments, but he does support this request due to the unique Mediterranean experience, good service, and the fact that the request is based on the relocation of an existing restaurant.

ACTION ITEMS:

11. **RECEIVE THE NOVEMBER 5, 2014 SIGN CONTROL BOARD MINUTES AND CONSIDER FINAL APPROVAL OF SCB CASE #14-15, GOVINDJI'S JEWELERS AND SCB CASE #14-16, RICHARDSON MERCANTILE.**

Council Action

Councilmember Solomon moved to approve as presented. Councilmember Dunn seconded the motion. A vote was taken and passed, 7-0.

12. **SCB CASE # 14-13: TO CONSIDER THE REQUEST OF MCDONALD'S FOR A VARIANCE TO THE CITY OF RICHARDSON CODE OF ORDINANCES, CHAPTER 18, ARTICLE III, SECTION 18-96(23)(b)(3)(i) AND CHAPTER 18, ARTICLE III, SECTION 18-96(23)(d)(3) TO ALLOW FOR A POLE SIGN 50 FEET IN HEIGHT, 158.2 SQ.FT. IN AREA 27.5 FEET FROM THE NEAREST**

ATTACHED SIGN IN A COMMERCIAL ZONED DISTRICT ON THE PROPERTY LOCATED AT 120 S. CENTRAL EXPY; AND TAKE APPROPRIATE ACTION.

Applicant Comments

The applicant requested a continuance of this case.

Council Action

Councilmember Mitchell moved to confirm the Sign Control Board action and deny the request. Mayor Pro Tem Townsend seconded the motion. A vote was taken and passed, 7-0.

13. CONSENT AGENDA:

A. ADOPTION OF THE FOLLOWING ORDINANCES:

- 1. ORDINANCE NO. 4086, AMENDING THE COMPREHENSIVE ZONING ORDINANCE AND ZONING MAP TO GRANT A CHANGE IN ZONING TO GRANT A SPECIAL PERMIT WITH CONDITIONS FOR MOTOR VEHICLE RENTAL LOCATED IN A SINGLE-TENANT BUILDING OFFERING MORE THAN TEN (10) VEHICLES FOR RENT, IN CONJUNCTION WITH A MOTOR VEHICLE SALES/LEASING – USED BUSINESS FOR A 1.11-ACRE LOT ZONED C-M COMMERCIAL, LOCATED AT 233 N. CENTRAL EXPRESSWAY, RICHARDSON, TEXAS.**
- 2. ORDINANCE NO. 4087, AMENDING THE COMPREHENSIVE ZONING ORDINANCE AND ZONING MAP BY AMENDING AND RESTATING ORDINANCE 2885-A; TO GRANT A CHANGE IN ZONING FROM LR-M(1) LOCAL RETAIL, LR-M(2) LOCAL RETAIL WITH SPECIAL CONDITIONS AND C-M COMMERCIAL WITH SPECIAL CONDITIONS TO LR-M(1) LOCAL RETAIL AND TO GRANT A SPECIAL PERMIT FOR A RESTAURANT WITH DRIVE-THROUGH SERVICE FOR 0.843 ACRES GENERALLY LOCATED AT THE SOUTHWEST CORNER OF ARAPAHO ROAD AND CIVIC CENTER DRIVE.**
- 3. ORDINANCE NO. 4088, AMENDING THE COMPREHENSIVE ZONING ORDINANCE AND ZONING MAP TO GRANT A CHANGE IN ZONING FROM LR-M(2) LOCAL RETAIL TO PD PLANNED DEVELOPMENT FOR RP-1500-M PATIO HOME DISTRICT USES FOR 8.63 ACRES GENERALLY LOCATED AT THE NORTHEAST CORNER OF RENNER ROAD AND BRAND ROAD.**
- 4. ORDINANCE NO. 4089, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 2, ADMINISTRATION, ARTICLE IV., BOARDS, COMMISSIONS, ETC., DIVISION 2, ARTS COMMISSION, TO CHANGE THE NAME OF THE ARTS COMMISSION TO “CULTURAL ARTS COMMISSION”.**

B. CONSIDER THE FOLLOWING RESOLUTIONS:

1. RESOLUTION NO. 14-29, AMENDING RESOLUTION NO. 14-22 TO ADD A ZONING APPLICATION FEE FOR TEMPORARY OPEN AIR MARKETS.
 2. RESOLUTION NO. 14-30, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN INTERLOCAL AGREEMENT BETWEEN COLLIN COUNTY AND THE CITY OF RICHARDSON, TEXAS, CONCERNING THE CONSTRUCTION OF COLLINS BLVD. AND ALMA ROAD IMPROVEMENTS.
- C. AUTHORIZE THE ADVERTISEMENT OF BID #19-15 – 2015 BRIDGE RAIL MAINTENANCE PROJECT. BIDS TO BE RECEIVED BY TUESDAY, DECEMBER 16, 2014 AT 2:00 P.M.
- D. AUTHORIZED THE ADVERTISEMENT OF THE FOLLOWING COMPETITIVE SEALED PROPOSALS:
1. CSP #901-15 – CITYLINE EXTENSION PROJECT. COMPETITIVE SEALED PROPOSALS TO BE RECEIVED BY WEDNESDAY, DECEMBER 3, 2014 AT 2:00 P.M.
 2. CSP #902-15 – SHERRILL PARK COURSE #1 – 2015 RENOVATIONS. COMPETITIVE SEALED PROPOSALS TO BE RECEIVED BY FRIDAY, DECEMBER 12, 2014 AT 2:00 P.M.
 3. CSP #903-15 – 2010 NEIGHBORHOOD VITALITY BRIDGE IMPROVEMENT PROJECT FOR THE GREENWOOD HILLS HOA. COMPETITIVE SEALED PROPOSALS TO BE RECEIVED BY WEDNESDAY, DECEMBER 3, 2014 AT 2:00 P.M.
- E. CONSIDER AWARD OF THE FOLLOWING BIDS:
1. BID #15-15 – WE REQUEST AUTHORIZATION TO ISSUE AN ANNUAL REQUIREMENTS CONTRACT TO TEXAS TENNIS CONTRACTORS FOR TENNIS COURT RESURFACING PURSUANT TO UNIT PRICES BID.
 2. BID #20-15 – WE REQUEST AUTHORIZATION TO ISSUE COOPERATIVE ANNUAL REQUIREMENTS CONTRACTS FOR POLICE DEPARTMENT UNIFORMS AND POINT BLANK BODY ARMOR TO MILLER UNIFORMS & EMBLEMS, INC. IN AN ESTIMATED AMOUNT OF \$92,000 AND TO GT DISTRIBUTORS, INC. FOR SECOND CHANCE BODY ARMOR IN AN ESTIMATED AMOUNT OF \$10,000 PURSUANT TO UNIT PRICES AND PERCENTAGE OF DISCOUNT FROM LIST PRICES THROUGH THE LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD) CONTRACT #432-13 AND TO MILLER UNIFORMS & EMBLEMS, INC. FOR NON-CONTRACT UNIFORM ITEMS IN AN ESTIMATED AMOUNT OF \$5,000.

3. **BID #21-15 – WE REQUEST AUTHORIZATION TO ISSUE A CO-OP PURCHASE ORDER TO GRAPEVINE DODGE CHRYSLER JEEP FOR SIX (6) 2015 DODGE CHARGER POLICE PURSUIT VEHICLES FOR THE POLICE DEPARTMENT THROUGH THE TARRANT COUNTY CONTRACT #2014-165 IN THE AMOUNT OF \$162,390.**
 4. **BID #22-15 – WE REQUEST AUTHORIZATION TO ISSUE A PURCHASE ORDER TO RELIABLE CHEVROLET FOR THE CO-OP PURCHASE OF NINE (9) 2015 CHEVROLET PURSUIT RATED POLICE TAHOE'S FOR THE POLICE DEPARTMENT THROUGH THE STATE OF TEXAS CONTRACT #071-A1 IN THE AMOUNT OF \$267,968.52.**
 5. **BID #23-15 – WE REQUEST AUTHORIZATION TO ISSUE A PURCHASE ORDER TO TASER INTERNATIONAL FOR CONDUCTED ELECTRICAL DEVICES AND ACCESSORIES IN THE AMOUNT OF \$71,912.92.**
 6. **BID #24-15 – WE REQUEST AUTHORIZATION TO ISSUE A PURCHASE ORDER TO TECHLINE SPORTS LIGHTING FOR THE REPLACEMENT OF LIGHT FIXTURES FOR THE TENNIS COURTS AT THE RICHARDSON TENNIS CENTER PURSUANT TO THE TEXAS LOCAL GOVERNMENT STATEWIDE PURCHASING COOPERATIVE (BUYBOARD) CONTRACT #423-13 IN THE AMOUNT OF \$79,000.**
 7. **BID #25-15 – WE REQUEST AUTHORIZATION TO ISSUE PURCHASE ORDERS FOR THE COOPERATIVE PURCHASE OF PARK PLAYGROUND EQUIPMENT AND INSTALLATION FOR CUSTER PARK TO KIDZONE PLAY, LLC DBA RECREATION CONSULTANTS OF TEXAS (\$197,999), GLENVILLE PARK TO GAMETIME BY TOTAL RECREATION PRODUCTS, INC. (\$138,766.18), MIMOSA PARK TO PLAYPOWER LT FARMINGTON INC., C/O LEA PARK & PLAY (\$161,098.99), AND YALE PARK TO THE PLAYWELL GROUP (\$197,050.17) THROUGH THE LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD) CONTRACT #423-13 FOR A TOTAL AWARD OF \$694,914.34.**
- F. CONSIDER AWARD OF DESIGN BUILD #1001-14 – WE REQUEST AUTHORIZATION TO ENTER INTO A CONTRACT WITH PRIME CONTROLS, INC. FOR THE WATER AND WASTEWATER SCADA SYSTEM IN THE AMOUNT OF \$1,199,792.**
- G. CONSIDER REJECTION OF BID #24-14 – WE RECOMMEND REJECTING ALL BIDS RECEIVED FOR THE CITY ENTRY SIGNS PROJECT.**
- H. AUTHORIZE THE CITY MANAGER TO EXECUTE CHANGE ORDER #1 TO DECREASE AND CLOSE OUT PURCHASE ORDER NO. 130845 TO QUALITY EXCAVATION LTD. FOR THE PAVEMENT/DRAINAGE REHABILITATION (PITTMAN/WISTA VISTA/HUFFHINES) PROJECT IN THE AMOUNT OF (\$73,084.64).**

Council Action

Councilmember Solomon moved to approve the Consent Agenda as presented. Councilmember Dunn seconded the motion. A vote was taken and passed, 7-0.

EXECUTIVE SESSION

In compliance with Section 551.074 of the Texas Government Code, Council will convene into a closed session to discuss the following:

- Personnel
 - Evaluation of the City Manager

Council Action

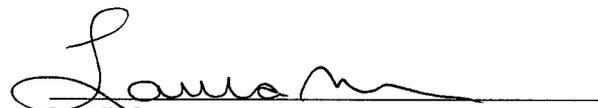
The Executive Session was not held.

RECONVENE INTO REGULAR SESSION

Council will reconvene into open session, and take action, if any, on matters discussed in Executive Session.

ADJOURNMENT

With no further business, the meeting was adjourned at 8:45 p.m.


MAYOR

ATTEST:


CITY SECRETARY

