

OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL

May 14, 2002
7:30 p.m. - Council Chambers
5300 Belt Line Road

Present: Mayor Wheeler, Councilmembers Barrett, Chow, Mallory, Silver, Turner, Ways
Absent: None

Item #R1 – Consideration of Old Business

The following employees were introduced to the Council: Juan Guitterez (Building/Fleet Services), Thomas Graham (Fire) and Holly Hudson (Human Resources).

The Deputy City Manager noted upcoming events: Taste Addison, May 18-19, 2002 and ABA Employee Picnic, June 1, 2002.

Mayor Wheeler presented a plaque to Frank Klein for his dedicated service as Councilmember from May 1997 to May 2002.

Item #R2 – Consent Agenda

Items #2b, #2c and #2e was considered separately.

Item #2a – Approval of the Minutes for the April 23, 2002 and May 7, 2002 Council Meetings. Approved

Item #2d – Consideration of a Resolution authorizing the City Manager to enter into a contract in the amount of \$61,990.00 with Mastec North America for the construction of Addison Road Drainage Improvements 2002. Approved (R02-039)

Item 2f – Consideration of a Resolution approving a sponsorship agreement in the amount of \$50,000.00 with the Cavanaugh Flight Museum for marketing events and promotional material. Approved (R02-041)

Item 2g – Approval of rejection of all bids for the Oaks North Entry Improvement project. Approved

Councilmember Silver moved to approve the above listed items. Councilmember Ways seconded. The motion carried.

Voting Aye: Wheeler, Barrett, Chow, Mallory, Silver, Turner, Ways
Voting Nay: None
Absent: None

Item #2b – Consideration of a Resolution authorizing the City Manager to enter into an annual renewable contract in the amount of \$30,000.00 with Today's Electric for outdoor lighting maintenance and miscellaneous electrical repairs.

Councilmember Malloy moved to duly approve Resolution No. R02-038 authorizing the City Manager to enter into an annual renewable contract in the amount of \$30,000.00 with Today's Electric for outdoor lighting maintenance and miscellaneous electrical repairs. Councilmember Turner seconded. The motion carried.

Voting Aye: Wheeler, Barrett, Chow, Mallory, Silver, Turner, Ways
Voting Nay: None
Absent: None

Item #2c – Consideration of approval of an application for grant funds under the North Central Texas Council of Governments (NCTCOG) Congestion Mitigation and Air Quality Improvement (CMAQ) and the Surface Transportation Program – Metropolitan Mobility (STP-MM) programs for upgrading the Town's traffic signal hardware and software.

Councilmember Turner moved to duly approve an application for grant funds under the North Central Texas Council of Governments (NCTCOG) Congestion Mitigation and Air Quality Improvement (CMAQ) and the Surface Transportation Program – Metropolitan Mobility (STP-MM) programs for upgrading the Town's traffic signal hardware and software. Councilmember Barrett seconded. The motion carried.

Voting Aye: Wheeler, Barrett, Chow, Mallory, Silver, Turner, Ways
Voting Nay: None
Absent: None

Item #2e – Consideration of a Resolution authorizing the City Manager to enter into an agreement in the amount of \$25,000.00 with the Dallas Fort Worth Regional Sports Commission for membership.

Councilmember Turner moved to duly approve Resolution No. R02-040 authorizing the City Manager to enter into an agreement in the amount of \$25,000.00 with the Dallas Fort Worth Regional Sports Commission for membership. Councilmember Ways seconded. The motion carried.

Voting Aye: Wheeler, Barrett, Chow, Mallory, Silver, Turner, Ways
Voting Nay: None
Absent: None

Item #R3 – Presentation of a Proclamation for Peace Officers Memorial Day.

Mayor Wheeler presented a Proclamation for Peace Officers Memorial Day to Town of Addison Police Chief, Don Franklin.

Item #R4 – Presentation of a Proclamation for National Public Works Week.

Mayor Wheeler presented a Proclamation for National Public Works Week to Town of Addison Director of Public Works, Michael Murphy.

Item #R5 – Appointment of Mayor Pro Tempore and Deputy Mayor Pro Tempore.

Mayor Wheeler in keeping with the traditional selection process suggested Councilmember Ways as Mayor Pro Tempore and Councilmember Barrett as Deputy Mayor Pro Tempore.

Councilmember Mallory moved to appoint Councilmember Ways as Mayor Pro Tempore and Councilmember Barrett as Deputy Mayor Pro Tempore. Councilmember Chow seconded. The motion carried.

Voting Aye: Wheeler, Barrett, Chow, Mallory, Silver, Turner, Ways
Voting Nay: None
Absent: None

Item #R6 – **PUBLIC HEARING** and Consideration of an Ordinance approving a Special Use Permit for a gaming arcade in an existing restaurant, located at 5003 Belt Line Road, on application from the Magic Time Machine Restaurant, represented by Mr. J. R. Pantoja of Hasslocher Enterprises, Inc.

Mayor Wheeler opened the meeting as a public hearing. There were no questions or comments. Mayor Wheeler closed the meeting as a public hearing.

Councilmember Mallory moved to duly approve Ordinance No. 002-015 approving a Special Use Permit for a gaming arcade in an existing restaurant, located at 5003 Belt Line Road, on application from the Magic Time Machine Restaurant, subject to the following conditions:

1. All mechanical equipment on the building shall be screened with a material approved by the Town.
2. The applicant/operator shall not use any terms (such as “bar”, “tavern” etc.) or graphic depictions which relate to alcoholic beverages in any exterior signs.

Councilmember Turner seconded. The motion carried.

Voting Aye: Wheeler, Barrett, Chow, Mallory, Silver, Turner, Ways
Voting Nay: None
Absent: None

Item #R7 – **PUBLIC HEARING** and Consideration of an Ordinance approving a Special Use Permit for the sale of alcoholic beverages for on-premises consumption in an existing restaurant, located at 14248 Marsh Lane, on application from Marcello’s Restaurant, represented by Mr. Greg Ager.

Mayor Wheeler opened the meeting as a public hearing. There were no questions or comments. Mayor Wheeler closed the meeting as a public hearing.

Councilmember Turner moved to duly approve Ordinance No. 002-016 approving a Special Use Permit for the sale of alcoholic beverages for on-premises consumption in an existing restaurant, located at 14248 Marsh Lane, subject to the following conditions:

1. Any dead or missing plants shall be replaced on the site, and the irrigation system shall be inspected, prior to the issuance of the Special Use Permit.
2. The applicant/operator shall not use any terms (such as “bar”, “tavern” etc.) or graphic depictions which relate to alcoholic beverages in any exterior signs.

Councilmember Silver seconded. The motion carried.

Voting Aye: Wheeler, Barrett, Chow, Mallory, Silver, Turner, Ways
Voting Nay: None
Absent: None

Item #R8 – **PUBLIC HEARING** and Consideration of an Ordinance approving an amendment to an existing Special Use Permit for a restaurant and an existing Special Use Permit for the sale of alcoholic beverages for on-premises consumption, located at 5080 Spectrum Drive (formerly Fuddrucker’s) on application from Frank’s International Steakhouse Restaurant, represented by Law Engineering.

Mayor Wheeler opened the meeting as a public hearing. There were no questions or comments. Mayor Wheeler closed the meeting as a public hearing.

Councilmember Silver moved to duly approve Ordinance No. 002-017 approving an amendment to an existing Special Use Permit for a restaurant and an existing Special Use Permit for the sale of alcoholic beverages for on-premises consumption, located at 5080 Spectrum Drive (formerly Fuddrucker’s) on application from Frank’s International Steakhouse Restaurant, subject to the following conditions:

1. The applicant/operator shall not use any terms (such as “bar”, “tavern” etc.) or graphic depictions which relate to alcoholic beverages in any exterior signs.
2. At the time of building permit, the applicant shall submit a more detailed site plan that shows the percentage of existing landscaped area to be removed in order to add the new paving for the valet drive. All trees and shrubs that will be removed to add the drive shall be replaced at an approved location within existing landscaped areas on the site (re-plant in front of drive). In addition, irrigation plans must be submitted at time of building permit application.

Councilmember Barrett seconded. The motion carried.

Voting Aye: Wheeler, Barrett, Chow, Mallory, Silver, Turner, Ways
Voting Nay: None
Absent: None

Item #R9 – **PUBLIC HEARING** and Consideration of an Ordinance approving development plans in an existing Planned Development district (093-057) located on 1.067 acres on the south side of Airborne Drive, on application from Start International, represented by Mr. Dick Calvert of Calvert & Co. Architects, Inc.

Mayor Wheeler opened the meeting as a public hearing. There were no questions or comments. Mayor Wheeler closed the meeting as a public hearing.

Councilmember Barrett moved to duly approve Ordinance No. 002-018 approving development plans in an existing Planned Development district (093-057) located on 1.067 acres on the south side of Airborne Drive, on application from Start International, subject to the following conditions:

1. At the time of building permit application, the applicant shall submit a detailed landscape plan showing the percentage of the site that is landscaped. A landscape architect licensed in Texas shall stamp the plan. At the time of permit, an irrigation plan shall also be submitted.
2. At the time of building permit application, the applicant shall submit complete civil design drawings.

Councilmember Turner seconded. The motion carried.

Voting Aye: Wheeler, Barrett, Chow, Mallory, Silver, Turner, Ways
Voting Nay: None
Absent: None

Item #R10 – Consideration of approval of additional funding in the amount of \$14,900.00 to Washington Group International for completion of the Airport Fuel Farm Phase II Environmental Assessment.

Councilmember Silver moved to approve additional funding in the amount of \$14,900.00 to Washington Group International for completion of the Airport Fuel Farm Phase II Environmental Assessment. Councilmember Mallory seconded. The motion carried.

Voting Aye: Wheeler, Barrett, Chow, Mallory, Silver, Turner, Ways
Voting Nay: None
Absent: None

Item #R11 – Presentation of Arapaho Road Bridge concepts and consideration of a Resolution authorizing the City Manager to enter into a contract in the amount of \$19,800.00 with URS Corporation for pre-design services/concept refinement.

Councilmember Silver moved to duly approved Resolution No. R02-042 authorizing the City Manager to enter into a contract in the amount of \$19,800.00 with URS Corporation for pre-design services/concept refinement. Councilmember Turner seconded. The motion carried.

Voting Aye: Wheeler, Barrett, Chow, Mallory, Silver, Turner, Ways
Voting Nay: None
Absent: None

Item #R12 – Consideration of a Resolution authorizing the intervention in gas utilities docket 9292 at the Texas Railroad Commission; authorizing participation in a Steering

Committee with other cities served by TXU Lone Star Pipeline and requiring reimbursement from TXU Lone Star Pipeline of cities' reasonable rate case expenses; providing an effective date.

Councilmember Turner moved to duly approve Resolution No. R02-043 authorizing the intervention in gas utilities docket 9292 at the Texas Railroad Commission; authorizing participation in a Steering Committee with other cities served by TXU Lone Star Pipeline and requiring reimbursement from TXU Lone Star Pipeline of cities' reasonable rate case expenses; providing an effective date. Councilmember Ways seconded. The motion carried.

Voting Aye: Wheeler, Barrett, Chow, Mallory, Silver, Turner, Ways
Voting Nay: None
Absent: None

Item #R13 – Selection of candidates for the 2002-2003 class of Leadership Metrocrest.

Candidates selected for the 2002-2003 class of Leadership Metrocrest are Jimmy Niemann, member of Planning and Zoning Commission and Bryan Langley, Assistant Director of Finance.

Councilmember Turner moved to approve candidates selected for the 2002-2003 class of Leadership Metrocrest. Councilmember Mallory seconded. The motion carried.

Voting Aye: Wheeler, Barrett, Chow, Mallory, Silver, Turner, Ways
Voting Nay: None
Absent: None

Item #R14 – Discussion of the Town of Addison participation in the North Central Texas Council of Governments (NCTCOG) Regional Emergency Management Planning Council.

Councilmember Barrett volunteered to serve on the NCTCOG Regional Emergency Management Planning Council.

No action taken.

EXECUTIVE SESSION. At 9:04 p.m. Mayor Wheeler announced that the Council would go into Executive Session to discuss the following items:

Item #ES1 – Closed (Executive) session of the City Council, pursuant to Section 551.072, Texas Government Code, to deliberate the purchase or value of certain real property for right-of-way purposes owned by Bill Crepeau, the property being approximately 0.9387 acres from Lot 4, Surveyor Addison, Town of Addison.

Item #ES2 – Closed (Executive) session of the City Council pursuant to Section 551.072, Texas Government Code, to deliberate the purchase or value of certain real property for right-of-way purposes owned by 276 Trust (Crouch), the property being approximately 0.6709 acres from Lot 6, Surveyor Addition, Town of Addison.

The Council came out of Executive Session at 9:36 p.m.

Item #R15 – Discuss and take any action necessary as a result of the closed session regarding the purchase or value of certain real property for right-of-way purposes owned by Bill Crepeau, the property being approximately 0.9387 acres from Lot 4, Surveyor Addition, Town of Addison.

No action taken.

Item #R16 – Discuss and take any action necessary as a result of the closed session regarding the purchase or value of certain real property for right-of-way purposes owned by 276 trust (Crouch), the property being approximately 0.6709 acres from Lot 6, Surveyor Addition, Town of Addison.

No action taken.

There being no further business before the Council, the meeting was adjourned.

Mayor

Attest:

City Secretary