

OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL

January 28, 2003
7:30 p.m. - Council Chambers
5300 Belt Line Road

Present: Mayor Wheeler, Councilmembers Barrett, Chow, Mallory, Turner, Silver,
Ways

Absent: None

EXECUTIVE SESSION. At 7:34 p.m. Mayor Wheeler announced that the Council would go into Executive Session to discuss the following item:

Item #ES4 – Closed (executive) session of the City Council, pursuant to Section 551.071 of the Texas Government Code for the Council to consult with its attorney about pending litigation, to wit: (a) Richard Ragnell, Individually and on Behalf of Others Similarly Situated, Plaintiffs v. The Town of Addison and, Staubach Airport Management, Inc. and Raytheon Infrastructure, Inc., both d/b/a Washington Staubach Addison Airport Venture, Defendants, Cause No. 03-00609, District Court, Dallas County, Texas; and (b) Frank Haile, Individually and on Behalf of Others Similarly Situated v. the Town of Addison, U.S. District Court – Northern District of Texas – Dallas Division, Civil Action No. 3-02CV1969-P.

The Council came out of **Executive Session** at 8:22 p.m.

No action was taken.

Item #R1 – Consideration of Old Business

The following employees were introduced to the Council: Daryl Berry (Parks), Mark Clark (Police).

Ron Whitehead, City Manager, announced the following upcoming events: Employee Luncheon on January 29, 2003; Oaks North Homeowners meeting on January 30, 2003; North Dallas Chamber meeting on January 29, 2003; Reception for Bill Shipp on February 5, 2003; and the Council and Planning and Zoning Commission Work Session scheduled for February 8, 2003.

Item #R2 – Consent Agenda

Items 2b was considered separately.

Item #2a – Approval of the Minutes for the January 14, 2003 Council Meeting.

Councilmember Silver moved to duly approve the Minutes of the January 14, 2003 Council Meeting as written. Councilmember Barrett seconded. The motion carried.

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

Item #2b – Acceptance of improvements and authorization of final payment in the amount of \$147,019.48 to Texas-Sterling Construction, Inc. for Arapaho Road, Phase II from Marsh Lane to Surveyor Boulevard project.

Councilmember Chow moved to accept improvements and authorize final payment in the amount of \$147,019.48 to Texas-Sterling Construction, Inc. for Arapaho Road, Phase II from Marsh Lane to Surveyor Boulevard project. Councilmember Mallory seconded. The motion carried.

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

Item #R3 – Consideration of an Ordinance amending Article III (Sewers), Division 7, of Chapter 82 (Utilities) of the Code of Ordinances to provide revised standards relating to industrial waste and curtailment of certain sewer discharge restrictions.

Councilmember Chow moved to duly pass Ordinance No. 003-003 amending Article II (Sewers), Division 7, of Chapter 82 (Utilities) of the Code of Ordinances to provide revised standards relating to industrial waste and curtailment of certain sewer discharge restrictions. Councilmember Mallory seconded. The motion carried.

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

Item #R4 – Consideration of a Resolution endorsing the implementation of a continuing pretreatment program for industrial wastewater.

Councilmember Mallory moved to duly pass Resolution No. R03-005 endorsing the implementation of a continuing pretreatment program for industrial wastewater. Councilmember Turner seconded. The motion carried.

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

Item #R5 – Consideration of a Resolution authorizing the Mayor, Town of Addison to sign a letter jointly with other area Mayors seeking support of the I-635 project.

Councilmember Silver moved to duly pass Resolution No. R03-006 authorizing the Mayor, Town of Addison to sign a letter jointly with other area Majors seeking support of the I-635 project. Councilmember Barrett seconded. The motion carried.

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

Item #R6 – Consideration of a Resolution adopting incentive to preserve Texas air quality, enhance public health, and promote economic prosperity.

Councilmember Barrett moved to duly pass Resolution No. R03-007 adopting incentive to preserve Texas air quality, enhance public health, and promote economic prosperity. Councilmember Silver seconded. The motion carried.

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

Item #R7 – Consideration of a Resolution authorizing the City Manager to enter into a contract with Krause Advertising to provide marketing consultation, creative ad production services, administrative and account oversight for the Town marketing and special events initiatives.

Councilmember Chow moved to duly pass Resolution No. R03-008 authorizing the City Manager to enter into a contract with Krause Advertising to provide marketing consultation, creative and production services, administrative and account oversight for the Town marketing and special events initiatives. Councilmember Mallory seconded. The motion carried.

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

Item #R8 – Consideration of a Resolution endorsing certain legislative changes to Senate Bill 7 supported by Cities Aggregation Power Project, Inc. (CAPP).

Councilmember Mallory moved to duly pass Resolution No. R03-009 endorsing certain legislative changes to Senate Bill 7 supported by Cities Aggregation Power Project, Inc. (CAPP). Councilmember Ways seconded. The motion carried.

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

Item #R9 – Consideration of a Resolution authorizing the City Manager to enter into a contract in the amount of \$164,778.00 with Hewlett-Packard for the purchase of servers, network printers, senders, digital projector and extended warranties.

Councilmember Barrett moved to duly pass Resolution No. R03-010 authorizing the City Manager to enter into a contract in the amount of \$164,778.00 with Hewlett-Packard for the purchase of servers, network printers, senders, digital projector and extended warranties. Councilmember Mallory seconded. The motion carried.

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

Item #R10 – Consideration of a Resolution authorizing the City Manager to enter into a contract in the amount of \$213,880.84 with Forsythe Solutions Group, Inc. for the purchase of routers, switches, storage solutions, firewall solution, universal power supply and miscellaneous hardware.

Councilmember Mallory moved to duly pass Resolution No. R03-011 authorizing the City Manager to enter into a contract in the amount of \$213,880.84 with Forsythe Solutions Group, Inc. for the purchase of routers, switches, storage solutions, firewall solution, universal power supply and miscellaneous hardware. Councilmember Barrett seconded. The motion carried.

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

Item #R11 – Consideration of a Resolution authorizing the City Manager to enter into a contract in the amount of \$113,890.00 with L-3 Communications Ruggedized Command & Control Solutions for the purchase and installation of MobileVu computer systems.

Councilmember Barrett moved to duly pass Resolution No. R03-012 authorizing the City Manager to enter into a contract in the amount of \$113,890.00 L-3 Communications Ruggedized Command & Control Solutions for the purchase and installation of MobileVu computer systems. Councilmember Mallory 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 City Manager to enter into a contract in the amount of \$154,397.00 with Blade Turners Maintenance for mowing services.

Councilmember Turner moved to duly pass Resolution No. R03-013 authorizing the City Manager to enter into a contract in the amount of \$154,397.00 with Blade Turners Maintenance for mowing services; subject to review by the City Attorney of the inclusive language in the contract addressing insurance, liability and worker's compensation. Councilmember Barrett seconded. The motion carried.

Voting Aye: Wheeler, Barrett, Chow, Mallory, Silver, Turner, Ways

Voting Nay: None

Absent: None

Item #R13 – Award of Bid and consideration of a Resolution authorizing the City Manager to enter into an annual contract in the amount of \$57,201.00 with Lawns of Dallas for seasonal color bed planting.

Councilmember Turner moved to duly pass Resolution No. R03-014 authorizing the City Manager to enter into an annual contract in the amount of \$57,201.00 with Lawns of Dallas for seasonal color bed planting. Councilmember Mallory seconded. The motion carried.

Voting Aye: Wheeler, Barrett, Chow, Mallory, Silver, Turner, Ways

Voting Nay: None

Absent: None

Item #R14 – Consideration of a Resolution authorizing the City Manager to enter into a contract in the amount of \$24,958.77 with TEXCRAFT, Inc. for the purchase of outdoor furniture for the leisure pool at the Athletic Club.

Councilmember Mallory moved to duly pass Resolution No. R03-015 authorizing the City Manager to enter into a contract in the amount of \$24,958.77 with TEXCRAFT, Inc. for the purchase of outdoor furniture for the leisure pool at the Athletic Club. Councilmember Barrett seconded. The motion carried.

Voting Aye: Wheeler, Barrett, Chow, Mallory, Silver, Turner, Ways

Voting Nay: None

Absent: None

EXECUTIVE SESSION. At 10:18 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 Sections 551.071 and 551.072 of the Texas Government Code for presentation, discussion and

consultation with the City Attorney regarding the possible acquisition of an approximately 0.035 acre tract of land adjacent to the right-of-way of Addison Road, owned by Bidjaan Boutique Hotels, LTD, et al., a portion of the Quorum Centre Addition (located generally at 15200 Addison Road) for parkway easement and related public purposes.

Item withdrawn by staff.

Item #ES2 – Closed (executive) session of the City Council, pursuant to Sections 551.071 and 551.072 of the Texas Government Code for presentation, discussion and consultation with the City Attorney regarding the possible acquisition of an 0.080 acre tract of land from Dyson Enterprises, L.P., a portion of Lot 1, Block 1, Addison Car Care Addition (located generally at 15209 Addison Road) for parkway easement and related public purposes.

Item #ES3 – Closed (executive) session of the City Council, pursuant to Sections 551.071 and 551.072 of the Texas Government Code for presentation, discussion and consultation with the City Attorney regarding the possible acquisition of an 0.6709 acre tract of land from Absolute Systems, LTD., et al., a portion of Lot 6, Surveyor Addition (located generally at 4139 Centurion Way) for permanent roadway easement and related public purposes.

The Council came out of **Executive Session** at 10:39 p.m.

Item #R15 – Consideration of a Resolution authorizing condemnation of a 0.035 acre tract of land for a parkway easement adjacent to the right-of-way of Addison Road; a portion of the Quorum Centre Addition, (located generally at 15200 Addison Road).

Item withdrawn by staff.

Item #R16 – Consideration of a Resolution authorizing the City Manager to enter into a Contract of Sale with Dyson Enterprises, L.P. for the acquisition of a parkway easement in a 0.080 acre tract of land, (located generally at 15209 Addison Road).

Councilmember Mallory moved to duly pass Resolution No. R03-016 authorizing the City Manager to enter into a Contract of Sale with Dyson Enterprises, L.P. for the acquisition of a parkway easement in a 0.080 acre tract of land, (located generally at 15209 Addison Road). Councilmember Ways seconded. The motion carried.

Voting Aye: Wheeler, Barrett, Chow, Mallory, Silver, Turner, Ways

Voting Nay: None

Absent: None

Item #R17 – Consideration of a Resolution authorizing condemnation of a 0.6709 acre tract of land for a permanent roadway easement; a portion of Lot 6, Surveyor Addition, (located generally at 4139 Centurion Way).

Councilmember Ways moved to duly pass Resolution No. R03-017 authorizing condemnation of a 0.6709 acre tract of land for a permanent roadway easement; a portion of Lot 6, Surveyor Addition, (located generally at 4139 Centurion Way). Councilmember Mallory seconded. The motion carried.

Voting Aye: Wheeler, Barrett, Chow, Mallory, Silver, Turner, Ways

Voting Nay: None

Absent: None

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

Mayor

Attest:

City Secretary