

OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL

June 10, 2003
7:30 p.m. - Council Chambers
5300 Belt Line Road

Present: Mayor Wheeler, Councilmembers Chow, Hirsch, Mallory, Niemann, Silver,
Turner
Absent: None

Item #R1 – Consideration of Old Business.

The following employees were introduced to the Council: Carolyn Burgett (Finance), Alyssa Dent (Development Services), Jeff Cockrell (Fire) and Randy King (IT).

Ron Whitehead, City Manager, gave an update of the following events: Shakespeare In The Park, and Ice Tea Festival and Lecture. The City Manager also announced the following upcoming events: Big Daddy's Car Show, June 14-15, 2003; Town's 50th Anniversary, June 15, 2003; Budget Work Session, June 21, 2003 and the Athletic Club Grand Opening, June 30, 2003.

Item #R2 – Consent Agenda

#2a – Approval of the Minutes for the May 27, 2003 Council Meeting.

Councilmember Mallory noted a correction to the Councilmembers shown as present. Councilmember Mallory moved to approve the Minutes of the May 13, 2003 Council meeting subject to the correction. Councilmember Turner seconded. The motion carried.

Voting Aye: Wheeler, Chow, Hirsch, Mallory, Niemann, Silver, Turner
Voting Nay: None
Absent: None

Item #R3 – **PUBLIC HEARING** and consideration of an Ordinance approving a change of Zoning from a Planned Development district that provides for 341 residential units to a revised Planned Development that provides for 274 residential units, located at 5100 Belt Line Road (Village on the Parkway), on application from Mockingbird Properties, represented by Mr. David Cannon of David Cannon Associates.

Mayor Wheeler opened the meeting as a public hearing.

The following persons spoke on the item:

- ◆ Elizabeth Knott (Oaks North Resident)

- ◆ Chick Martin (Oaks North Resident)

The following persons spoke in opposition on the item:

- ◆ Mark Britton (Oaks North Resident)
- ◆ David Cantrell (Oaks North Resident)
- ◆ Dorothy Fisher (Village on the Parkway Retail Tenant)
- ◆ Sharon Beele (Oaks North Resident)
- ◆ Skip Robbins (Oaks North Resident)

The following persons spoke in favor on the item:

- ◆ Scott Larsen (Corporate Attorney for Dunhill)
- ◆ Graham Kurlitz (Addison Resident)
- ◆ Ron Dodson (Oaks North Resident)
- ◆ Bill Hutchinson (Dunhill Properties)
- ◆ Roger Mellow (Oaks North Resident)
- ◆ Joseph Gallata (Ebby Halliday Realtor)
- ◆ Mansoor Gorgi (Village on the Parkway Restaurant Tenant)
- ◆ Steve Blum (Addison Resident)
- ◆ Randy Fleischer (Attorney for development)

Mayor Wheeler closed the meeting as a public hearing.

Councilmember Mallory moved to table this item for clarification and detail of certain aspects of the development such as landscape plans, exterior building material and color schematics. This item will be presented to Council at a special meeting of the City Council which will be held on July 1, 2003 at 7:30 p.m. in Council Chambers. Councilmember Hirsch seconded. The motion carried.

Voting Aye: Wheeler, Chow, Hirsch, Mallory, Niemann, Silver

Voting Nay: Turner

Absent: None

Item #R4 – Presentation and discussion of the Charter Review Commission's Final Report.

Mayor Wheeler opened the meeting as a courtesy public hearing.

Anne Adams, Steve Blum and Elizabeth Knott, members of the Charter Review Commission, spoke in regards to the final report.

Mayor Wheeler closed the meeting as a courtesy public hearing.

No action taken.

Item #R5 – Consider and take action on an Ordinance authorizing the issuance of \$8,000,000.00 Town of Addison, Texas, Combination Tax and Revenue Certificates of Obligation, Series 2003; levying a tax, and providing for the security for and payment of said certificates; accepting the best bid therefore awarding the sale thereof; approving the official statement; enacting other provisions relating to the subject; and declaring an effective date.

Councilmember Mallory moved to duly pass Ordinance No. 003-015 authorizing the issuance of \$8,000,000.00 Town of Addison, Texas, Combination Tax and Revenue Certificates of Obligation, Series 2003; levying a tax, and providing for the security for and payment of said certificates; accepting the best bid therefore awarding the sale thereof; approving the official statement; enacting other provisions relating to the subject; and declaring an effective date. Councilmember Chow seconded. The motion carried.

Voting Aye: Wheeler, Chow, Hirsch, Mallory, Niemann, Silver, Turner
Voting Nay: None
Absent: None

Item #R6 – Selection of candidates for the 2003-2004 class of Leadership Metrocrest.

Councilmember Silver moved to approve the selection of Roger Mellow and Virgil Burkhardt as candidates for the 2003-2004 class of Leadership Metrocrest. Councilmember Chow seconded. Councilmember Niemann amended the motion to include Sharon Bell and Councilmember Silver seconded. The motion carried for both the item and the amendment.

Voting Aye: Wheeler, Chow, Hirsch, Mallory, Niemann, Silver, Turner
Voting Nay: None
Absent: None

Item #R7 – Consideration of a Resolution authorizing the City Manager to enter into a local agreement to participate in an electrical regional licensing program, the Metroplex Electrical Licensing Agency.

This item was withdrawn by staff.

Item #R8 – Consideration of a Resolution authorizing and empowering the City Manager or his designee to approve and execute on behalf of the City leases and consent to subleases at Addison Airport, which have a term not exceeding one year in length; providing an effective date.

Councilmember Silver moved to duly pass Resolution No. 003-057 authorizing and empowering the City Manager to approve and execute on behalf of the City leases and consent to subleases at Addison Airport, which have a term not exceeding one year in length; providing an effective date. Councilmember Mallory seconded. The motion carried.

Voting Aye: Wheeler, Chow, Hirsch, Mallory, Niemann, Silver, Turner
Voting Nay: None
Absent: None

Item #R9 – Consideration of a Resolution approving a Change Order in the amount of \$84,626.00 to a previously approved contract with Abstract Construction Company for the construction of the Arts and Events District.

Councilmember Mallory moved to duly pass Resolution No. 003-058 approving a Change Order in the amount of \$84,626.00 to a previously approved contract with Abstract Construction Company for the construction of the Arts and Events District. Councilmember Turner seconded. The motion carried.

Voting Aye: Wheeler, Chow, Hirsch, Mallory, Niemann, Silver, Turner
Voting Nay: None
Absent: None

Item #R10 – Consideration of a Resolution authorizing an expenditure in an amount not to exceed \$62,092.00 for the Town's 50th Anniversary Celebration.

Councilmember Chow moved to duly pass Resolution No. 003-059 authorizing expenditure in an amount not to exceed \$62,092.00 for the Town's 50th Anniversary Celebration. Councilmember Turner seconded. The motion carried.

Voting Aye: Wheeler, Chow, Hirsch, Mallory, Niemann, Silver, Turner
Voting Nay: None
Absent: None

Item #R11 – Consideration of a Resolution authorizing staff to remove from the general ledger personal property tax accounts in the amount totaling \$442,170.02.

Councilmember Silver moved to duly pass Resolution No. 003-060 authorizing staff to remove from the general ledger personal property tax accounts in the amount totaling \$442,170.02. Councilmember Mallory seconded. The motion carried.

Voting Aye: Wheeler, Chow, Hirsch, Mallory, Niemann, Silver, Turner
Voting Nay: None
Absent: None

Item #R12 – Consideration of a Resolution of the Town of Addison suspending the effective date of TXU Gas Distribution's requested rate changes to permit the Town time to study the request and to establish reasonable rates; approving cooperation with other cities within the TXU gas distribution system to create a steering committee to hire legal and consulting services and to negotiate with the company and direct any necessary litigation; requiring reimbursement of cities' rate case expenses; authorizing intervention in the proceeding at the railroad commission; requiring notice of this resolution to the company.

Councilmember Niemann abstained from this item and was excused from the Council Chambers.

Councilmember Silver moved to duly pass Resolution R03-061 suspending the effective date of TXU Gas Distribution's requested rate changes to permit the Town time to study the request and to establish reasonable rates; approving cooperation with other cities within the TXU gas distribution system to create a steering committee to hire legal and consulting services and to negotiate with the company and direct any necessary litigation; requiring reimbursement of cities' rate case expenses; authorizing intervention in the proceeding at the railroad commission; requiring notice of this resolution to the company. Councilmember Mallory seconded. The motion carried.

Voting Aye: Wheeler, Chow, Hirsch, Mallory, Silver, Turner

Voting Nay: None

Absent: None

Abstaining: Niemann

Councilmember Niemann returned to Council Chambers.

Item #R13 – Presentation of the financial quarterly report for the quarter ending March 31, 2003.

No action taken.

Item #R14 – Discussion of Human Resources Policies and Programs.

No action taken.

Item #R15 – Discussion of Council Goals.

No action taken.

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

Mayor

Attest:

City Secretary