

OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL

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

Present: Mayor Wheeler, Councilmembers Chow, Mallory, Niemann, Silver, Turner
Absent: Hirsch

Item #R1 – Consideration of Old Business

The following employees were introduced to the Council: Jeff Patterson (Fire), Sean Allen (Police), Cheryl Spriggs (Courts), Bruce Ellis (Development Services) and Kay Daigle, visitor (Divinity Student).

Ron Whitehead, City Manager, announced upcoming events: Annual Halloween Party at the Addison Athletic Club on October 30, 2003, Halloween Event at Brookhaven Club Drive on October 31, 2003, and a visit from the City of Denton officials touring Addison Circle on October 31, 2003.

Item #R2 – Consent Agenda

Items #2c, #2d and #2f were considered separately.

Item #2a – Approval of the Minutes for the October 14, 2003 Council meeting.

Item #2b – Consideration of a Resolution authorizing the City Manager to enter into a contract in an amount not to exceed \$3,000.00 with Trinity River Authority (TRA) for wastewater testing services. Approved (R03-098)

Item #2e – Consideration of a Resolution approving sponsorship in the amount of \$50,000.00 for the Cavanaugh Flight Museum to assist the museum in their marketing efforts. Approved (R03-101)

Councilmember Mallory moved to duly approve the above items. Councilmember Turner seconded. The motion carried.

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

Item #2c – Consideration of a Resolution authorizing the City Manager to enter into a contract in the amount of \$223,820.00 with Jim Bowman Construction Company, L.P. for the Airport Parkway realignment project.

Council member Mallory moved to duly pass Resolution No. R03-099 authorizing the City Manager to enter into a contract in the amount of \$223,820.00 with Jim Bowman

Construction Company, L.P. for the Airport Parkway realignment project. Councilmember Silver seconded. The motion carried.

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

Item #2d – Consideration of a Resolution authorizing the City Manager to enter into a contract in the amount of \$222,740.50 for the Richard Byrd Drive pavement reconstruction project.

Council member Mallory moved to duly pass Resolution No. R03-099 authorizing the City Manager to enter into a contract in the amount of \$223,820.00 with Rebcon for the Richard Byrd Drive pavement reconstruction project. Councilmember Silver seconded. The motion carried.

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

Item #2f – Consideration of a Resolution authorizing the City Manager to enter into an agreement with Hand & Associates Marketing Communications for advertisement in the November 2003 and March 2004 editions of the Addison/North Dallas Corridor Guide publication.

Councilmember Silver moved to duly pass Resolution No. R03-102 authorizing the City Manager to enter into an agreement with Hand & Associates Marketing Communications for advertisement in the November 2003 and March 2004 editions of the Addison/North Dallas Corridor Guide publication. Councilmember Turner seconded. The motion carried.

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

Item #R3 – Proclamation for Municipal Court Week, November 3-7, 2003.

Mayor Wheeler presented a Proclamation for Municipal Court Week to Judge Dwight and Court Administrator, Paula Dale, of Addison Municipal Courts.

Councilmember Niemann recused himself and left Council chambers.

Item #R4 – **PUBLIC HEARING** and **SECOND READING** of an Ordinance granting a gas utility franchise to TXU Gas Company to construct, maintain and operate pipelines and equipment in the Town for the transporting, delivery, sale and distribution of natural gas in, out of, and through the Town, and providing for the payment of a fee by TXU Gas Company for the use of public rights-of-ways and for other terms and conditions in connection with the provision of natural gas.

Mayor Wheeler completed a Second reading of the Ordinance.

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

No action taken.

Councilmember Niemann returned to the Council chambers.

Item #R5 – Presentation and discussion of the Railroad Crossing Reliability Partnership Program.

No action taken.

Item #R6 – Consideration of a Resolution amending the Code of Ordinances of the Town by amending Chapter 22 (Businesses) by adding a new article relating to solicitation and prohibiting solicitation by coercion and restricting solicitations near automated teller machines, financial institutions, exterior pay public telephones, self-service car washes, self-service fuel pumps, public transportation stops, and valet parking service stands, and amending Chapter 70 (Streets, Sidewalks, and other Public Places) of the said Code of Ordinances by adding a new article prohibiting solicitations for rides, contributions, employment, signatures, businesses, and publications from the occupant of any vehicle on a public roadway, and containing other provisions in connection therewith and relating hereto.

Councilmember Niemann moved to duly pass Ordinance No. 003-036 amending the Code of Ordinances of the Town by amending Chapter 22 (Businesses) by adding a new article relating to solicitation and prohibiting solicitation by coercion and restricting solicitations near automated teller machines, financial institutions, exterior pay public telephones, self-service car washes, self-service fuel pumps, public transportation stops, and valet parking service stands, and amending Chapter 70 (Streets, Sidewalks, and other Public Places) of the said Code of Ordinances by adding a new article prohibiting solicitations for rides, contributions, employment, signatures, businesses, and publications from the occupant of any vehicle on a public roadway, and containing other provisions in connection therewith and relating hereto, subject to language clarification by the City Attorney. Councilmember Chow seconded. The motion carried.

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

Voting Nay: None

Absent: Hirsch

Item #R7 – Consideration of a Resolution authorizing the City Manager to enter into a contract in the amount of \$49,750.00 with Caswell International Corporation to replace and install the bullet trap for the Addison Police Department.

Councilmember Turner moved to duly pass Resolution No. R03-103 authorizing the City Manager to enter into a contract in the amount of \$49,750.00 with Caswell International

Corporation to replace and install the bullet trap for the Addison Police Department. Councilmember Mallory seconded. The motion carried.

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

Item #R8 – Consideration of a Resolution authorizing the City Manager to contribute \$10,000.00 to the “Save The Game” Committee to keep the Texas/OU game in the Dallas Metroplex.

Councilmember Silver moved to duly pass Resolution No. R03-104 authorizing the City Manager to contribute \$10,000.00 to the “Save The Game” Committee to keep the Texas/OU game in the Dallas Metroplex, subject to approval by the City Manager and the City Attorney. Councilmember Turner seconded. The motion carried.

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

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

Mayor

Attest:

City Secretary