

## OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL

February 22, 2005  
7:30 p.m. Council Chambers  
5300 Belt Line Road

Present: Mayor Wheeler, Councilmembers Braun, Hirsch, Mellow, Niemann, Ryland,  
Turner

Item #R1 – Consideration of Old Business.

Item #R2 – Consent Agenda.

Items #2a, #2e, #2f and #2g were considered separately.

Item #2b – Consideration of a Resolution authorizing the City Manger to enter into a joint election agreement in an approximate amount of \$6,000.00 with Dallas County to conduct Addison's Elections on May 7, 2005. (Approved) (R05-022)

Item #2c – Consideration of approval of a 9-1-1 billing agreement with Integrated Communications Consultants, Inc., which have a Service Provider Certificate of Operating Authority (SPCOA) from the Texas Public Utilities Commission. (Approved)

Item #2d – Consideration of approval of a 9-1-1 billing agreement with Granite Telecommunications, LLC, which have a Service Provider Certificate of Operating Authority (SPCOA) from the Texas Public Utilities Commission. (Approved)

Item #2h – Consideration of a Resolution to award the bid for rental of fencing to National Construction Rentals in the amount of \$12,863.20 for the 2005 special event season with the option to renew for two additional years. (Approved) (R05-026)

Item #2i – Consideration of a Resolution to award the bid for temporary electrical service, lights and air conditioning to Entertainment Services in the amount of \$95,000 for the 2005 special event season with the option to renew for two additional years. (Approved) (R05-027)

Item #2j – Consideration of a Resolution to award the bid for stage, sound and lighting equipment to three bidders as follows for the 2005 special event season with the option to renew for two additional years:

- 1) Onstage Systems for Jazz Festival and Taste Addison in the amount of \$56,444.
- 2) Gemini Stage Lighting and Sound for Oktoberfest in the amount of \$18,888.
- 3) Executive Lighting and Sound Productions for July Jazz and Symphonic Saturdays in the amount of \$9,500. (Approved) (R05-028)

Councilmember Turner moved to duly approve the above listed items. Councilmember Braun seconded. Motion carried.

Voted Aye: Wheeler, Braun, Hirsch, Mellow, Niemann, Ryland, Turner  
Voted Nay: None  
Absent: None

Item #2a – Approval of the Minutes for the February 7, 2005 and February 8, 2005 Council Meetings.

Councilmember Niemann moved to duly approve the Minutes of the February 7, 2005 Council Meeting subject to corrections. Councilmember Ryland seconded. Motion carried.

Voted Aye: Wheeler, Braun, Hirsch, Mellow, Niemann, Ryland, Turner  
Voted Nay: None  
Absent: None

Item #2e – Consideration of a Resolution to award the bid for tent rentals to Mike Sandone Productions in the amount of \$102,399 for the 2005 special event season with the option to renew for two additional years.

Councilmember Niemann moved to duly pass Resolution No. R05-023 to award the bid for tent rentals to Mike Sandone Productions the amount of \$102,399 for the 2005 special event season with the option to renew for two additional years. Councilmember Turner seconded. Motion carried.

Voted Aye: Wheeler, Braun, Hirsch, Mellow, Niemann, Ryland, Turner  
Voted Nay: None  
Absent: None

Item #2f – Consideration of a Resolution to award the bid for miscellaneous rentals to M&M Special Events in the amount of \$23,909.60 for the 2005 special event season with the option to renew for two additional years.

Councilmember Turner moved to duly pass Resolution No. R05-024 to award the bid for miscellaneous rentals to M&M Special Events in the amount of \$23,909.60 for the 2005 special event season with the option to renew for two additional years. Councilmember Braun seconded. Motion carried.

Voted Aye: Wheeler, Braun, Hirsch, Mellow, Niemann, Ryland, Turner  
Voted Nay: None  
Absent: None

Item #2g – Consideration of a Resolution to award the bid for restroom and trash receptacles to Lone Star PPR, L.P. in the amount of \$27,337.20 for the 2005 special event season with the option to renew for two additional years.

Councilmember Niemann moved to duly pass Resolution No. R05-025 to award the bid for restroom and trash receptacles to Lone Star PPR, L.P. in the amount of \$27,337.20 for the

2005 special event season with the option to renew for two additional years. Councilmember Ryland seconded. Motion carried.

Voted Aye: Wheeler, Braun, Hirsch, Mellow, Niemann, Ryland, Turner  
Voted Nay: None  
Absent: None

Item #R3 - Appointment of three members to the Addison Board of Zoning Adjustment (BZA).

This item was tabled.

Item #R4 - Presentation and consideration of the Addison 2030 Vision Project Report.

Councilmember Niemann moved to duly approved the Addison 2030 Vision Project Report. Councilmember Turner seconded. Motion carried.

Voted Aye: Wheeler, Braun, Hirsch, Mellow, Niemann, Ryland, Turner  
Voted Nay: None  
Absent: None

Item #R5 - Presentation from a Dallas Area Rapid Transit representative regarding the DART 2030 Transit System Plan.

No action taken.

Councilmember Hirsch recused himself from Item #R6 and departed from the Council chambers.

Item #R6 - Consideration of a Resolution authorizing an amendment to a Lease between the Town of Addison, as landlord, and CNL APR Partners, LP and Amar Unlimited, Inc., as tenant concerning property located at 4460 Belt Line Road (Clay Pit Grill & Curry House).

Councilmember Turner moved to duly pass Resolution R-05-029 authorizing an amendment to a Lease between the Town of Addison, as landlord, and CNLAPR Partners, LP and Amar Unlimited, Inc., as tenant concerning property located at 4460 Belt Line Road (Clay Pit Grill & Curry House), subject to review and final approval of the city attorney. Councilmember Niemann seconded. Motion carried.

Voted Aye: Wheeler, Braun, Mellow, Niemann, Ryland, Turner  
Voted Nay: None  
Absent: None  
Abstaining: Hirsch

Councilmember Hirsch returned to the Council chambers.

Item #R7 - Consideration of a Resolution authorizing the City Manager to enter into a contract for services in the amount of \$15,000.00 with the Texas Chamber Orchestra for fiscal year 2004-2005, subject to final review and approval of the City Attorney.

This item was tabled.

Item #R8 - Consideration of a Resolution approving an increase to the Taste Addison admission fee from \$5.00 to \$8.00 after 5 pm on Friday and Saturday evenings.

Councilmember Turner moved to duly pass Resolution No. R05-030 approving an increase to the Taste of Addison fee from \$5.00 to \$8.00 after 5pm on Friday and Saturday evenings. Councilmember Ryland seconded. Motion carried.

Voted Aye: Wheeler, Braun, Hirsch, Mellow, Niemann, Ryland, Turner

Voted Nay: None

Absent: None

Item #R9 - Consideration of a Resolution by the Addison City Council demonstrating to the State Legislature its opposition regarding its efforts to make reforms in school finance and existing taxing systems that would negatively affect the Town's revenues and efforts in providing essential services, public safety, and economic development.

Councilmember Niemann moved to duly pass Resolution No. R05-031 demonstrating to the State Legislature the Addison City Council's opposition regarding its efforts to make reforms in school finance and existing taxing systems that would negatively affect the Town's revenues and efforts in providing essential services, public safety and economic development. Councilmember Ryland seconded. Motion carried.

Voted Aye: Wheeler, Braun, Hirsch, Mellow, Niemann, Ryland, Turner

Voted Nay: None

Absent: None

Item #R10 - Consideration of a Resolution to authorize the City Manager to negotiate and enter into a contract with a legislative advocate for the purpose of providing monitoring and consultation services to the Town during the 79<sup>th</sup> Texas Legislative Session.

Councilmember Turner moved to duly pass Resolution No. R05-032 authorizing the City Manager to negotiate and enter into a contract with a legislative advocate for the purpose of providing monitoring and consultation services to the Town during the 79<sup>th</sup> Texas Legislative Session. Councilmember Hirsch seconded. Motion carried.

Voted Aye: Wheeler, Braun, Hirsch, Mellow, Niemann, Ryland, Turner

Voted Nay: None

Absent: None

Item #R11 - Consideration to authorize the release of the 2004 Comprehensive Annual Financial Report (CAFR).

Councilmember Niemann moved to authorize the release of the 2004 Comprehensive Annual Financial Report (CAFR). Councilmember Hirsch seconded. Motion carried.

Voted Aye: Wheeler, Braun, Hirsch, Mellow, Niemann, Ryland, Turner  
Voted Nay: None  
Absent: None

Councilmember Niemann recused himself from Item #R12 and departed the Council chambers.

Item #R12 - Consideration of an ordinance granting the right, privilege and franchise to TXU Electric Delivery Company, an electric transmission and distribution utility, and its successors and assigns, to use the public rights-of-way of the Town of Addison, Texas for the transmission and distribution of electric power subject to the conditions, restrictions, and limitations of this ordinance; prescribing the conditions, restrictions and limitations under which such franchise shall be exercised; providing compensation for such use; providing the term of franchise; providing a repealing clause; providing a severability clause; providing for the method of acceptance; and providing an effective date.

Councilmember Turner moves to duly pass Ordinance No. 005-010 granting the right, privilege and franchise to TXU Electric Delivery Company, an electric transmission and distribution utility, and its successors and assigns, to use the public rights-of-way of the Town of Addison, Texas for the transmission and distribution of electric power subject to the conditions, restrictions, and limitations of this ordinance; prescribing the conditions, restrictions and limitations under which such franchise; providing a repealing clause; providing a severability clause; providing for the method of acceptance; and providing an effective date. Councilmember Braun seconded. Motion carried.

Voted Aye: Wheeler, Braun, Hirsch, Mellow, Ryland, Turner  
Voted Nay: None  
Absent: None  
Abstaining: Niemann

Councilmember Niemann returned to the Council chambers.

Item #R13 - Presentation of the Finance Department Quarterly Review.

No action taken.

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

---

Mayor

Attest:

---

City Secretary

---