

OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL

September 27, 2005
7:30 p.m. - Council Chambers
5300 Belt Line Road

Present: Mayor Chow, Councilmembers Braun, Hirsch, Kraft, Mallory, Mellow,
Niemann

Absent: None

Item #R1 - Consideration of Old Business.

The following employees were introduced to the Council: James Brown (Public Works), Will Moore (Fire).

Mayor Chow presents a proclamation to City Manager Whitehead commending the Town of Addison employees for their dedication and efforts while sheltering the Hurricane Rita evacuees.

Item #R2 - Consent Agenda.

#2a – Approval of the Minutes for the September 6, 2005 and September 13, 2005 Council Meetings.

Councilmember Niemann moved to duly approve the minutes for the September 6, 2005 and September 13, 2005 Council Meetings subject to one correction. Councilmember Mallory seconded. Motion carried.

Voting Aye: Chow, Braun, Hirsch, Kraft, Mallory, Mellow, Niemann
Voting Nay: None
Absent: None

Item #R3 – Consideration and approval of an Ordinance granting meritorious exception to Sec. 62-183, Number of Signs, Sec. 62-185, Specifications, and Sec. 62-286, Interchangeable Copy for Two Rows Restaurant located at 17225 Dallas Parkway.

Councilmember Hirsch recuses himself and leaves the council chambers.

Councilmember Niemann moved to deny request of a meritorious exception to Sec. 62-183, Number of Signs, Sec. 62-185, Specifications, and Sec. 62-286, Interchangeable Copy for Two Rows Restaurant located at 17225 Dallas Parkway. Councilmember Mellow seconded. Motion carried.

Voting Aye: Chow, Braun, Mallory, Mellow, Niemann
Voting Nay: Kraft
Absent: None
Abstain: Hirsch

Councilmember Hirsch returns to the council chambers

Item #R4 – Consideration and approval of an Ordinance granting meritorious exception to Sec. 62-246, Temporary Banner Signs, prohibited, exceptions, of the sign ordinance for Prestonwood Place United Partnership located at 5290 Belt Line Road.

Councilmember Braun moved to deny request of a meritorious exception to Sec. 62-246, Temporary Banner Signs, prohibited, exceptions, of the sign ordinance for Prestonwood Place United Partnership located at 5290 Belt Line Road. Councilmember Hirsch seconded. Motion carried.

Voting Aye: Chow, Braun, Hirsch, Kraft, Mallory, Mellow, Niemann
Voting Nay: None
Absent: None

Item #R5 – Consideration and approval of a Resolution authorizing the City Manager to enter into an agreement with ConsultEcon, Inc. to assist the Town in conducting a feasibility study of the proposed Cavanaugh Flight Museum expansion.

Councilmember Niemann moves to duly approve Resolution No. R05-077 authorizing the City Manager to enter into an agreement with ConsultEcon, Inc. to assist the Town in conducting a feasibility study of the proposed Cavanaugh Flight Museum expansion subject to the approval of the city attorney. Councilmember Braun seconded. Motion carried.

Voting Aye: Chow, Braun, Hirsch, Kraft, Mallory, Mellow, Niemann
Voting Nay: None
Absent: None

Item #R6 – Consideration and approval of Change Order No. 4 in the amount of \$99,560.54 for the construction of Arapaho Road, Phase III, from Surveyor Blvd. to Addison Road.

Councilmember Kraft moves to duly approve Change Order No. 4 in the amount of \$99,560.54 for the construction of Arapaho Road, Phase III, from Surveyor Blvd. to Addison Road. Councilmember Mallory seconded. Motion carried.

Voting Aye: Chow, Braun, Hirsch, Kraft, Mallory, Mellow, Niemann
Voting Nay: None
Absent: None

Item #R7 – Consideration and approval to authorize the City Manager to reimburse the Dallas, Garland & Northeastern Railroad, Inc., for installation of highway grade crossing signals on the Arapaho Road, Phase III project.

Councilmember Niemann moved to duly approve and authorize the City Manager to reimburse the Dallas, Garland & Northeastern Railroad, Inc., for installation of highway grade crossing signals on the Arapaho Road, Phase III project. Councilmember Hirsch seconded. Motion carried.

Voting Aye: Chow, Braun, Hirsch, Kraft, Mallory, Mellow, Niemann
Voting Nay: None
Absent: None

Item #R8 – **PUBLIC HEARING** regarding the proposed Town of Addison annual budget for the fiscal year beginning October 1, 2005 and ending September 30, 2006.

Mayor Chow opened the meeting as a public hearing.

Councilmember Hirsch requested \$15,000 to Metrocrest Social Services.

Mayor Chow closed the meeting as a public hearing.

No action taken.

Item #9 – Consideration and approval of an Ordinance adopting the Town of Addison annual budget for the fiscal year beginning October 1, 2005 and ending September 30, 2006.

Councilmember Niemann moved to duly pass Ordinance No. 005-042 adopting the Town of Addison annual budget of \$59,066,610, for the fiscal year beginning October 1, 2005 and ending September 30, 2006. Councilmember Kraft seconded. Motion carried.

Voting Aye: Chow, Braun, Hirsch, Kraft, Mallory, Mellow, Niemann
Voting Nay: None
Absent: None

Item #10 – Consideration and approval of an Ordinance fixing and adopting the tax rate on all taxable property, for the year 2005; and declaring an emergency.

Councilmember Mallory moved to duly pass Ordinance No. 005-043 fixing and adopting the tax rate on all taxable property, for the year 2005; and declaring an emergency. Councilmember Hirsch seconded. Motion carried.

Voting Aye: Chow, Braun, Hirsch, Kraft, Mallory, Mellow, Niemann
Voting Nay: None
Absent: None

Item #11 – Consideration and approval of an Ordinance amending the Code of Ordinances by amending Chapter 67, Article IV, Section 67.20, Restaurant/Retail Promotional Fee.

Councilmember Mallory moved to duly pass Ordinance No. 005-044 amending the Code of Ordinances by amending Chapter 67, Article IV, Section 67.20, Restaurant/Retail Promotional Fee. Councilmember Braun seconded. Motion carried.

Voting Aye: Chow, Braun, Hirsch, Kraft, Mallory, Mellow, Niemann
Voting Nay: None
Absent: None

Item #12 – Consideration and approval of an Ordinance amending the Code of Ordinances by amending Chapter 46, Article II, Section 46.32, Food Service License Fee.

Councilmember Mallory moved to duly pass Ordinance No. 005-045 amending the Code of Ordinances by amending Chapter 46, Article II, Section 46.32, Food Service License Fee. Councilmember Braun seconded. Motion carried.

Voting Aye: Chow, Braun, Hirsch, Kraft, Mallory, Mellow, Niemann
Voting Nay: None
Absent: None

Item #13 – Consideration and approval of an Ordinance amending the Code of Ordinances by amending Appendix B, Section IX.A, Plat Fees.

Councilmember Niemann moved to duly pass Ordinance No. 005-046 amending the Code of Ordinances by amending Appendix B, Section IX.A, Plat Fees. Councilmember Kraft seconded. Motion carried.

Voting Aye: Chow, Braun, Hirsch, Kraft, Mallory, Mellow, Niemann
Voting Nay: None
Absent: None

Item #14 – Consideration and approval of an Ordinance amending the Code of Ordinances by amending Chapter 18, Article XXVI, Section 18.2, Zoning Verification Letter Fee, Zoning Fee, Special Use Permit Fee and Variance Fee.

Councilmember Mallory moved to duly pass Ordinance No. 005-047 amending the Code of Ordinances by amending Chapter 18, Article XXVI, Section 18.2, Zoning Verification Letter Fee, Zoning Fee, Special Use Permit Fee and Variance Fee subject to correction of two typographical errors. Councilmember Mellow seconded. Motion carried.

Voting Aye: Chow, Braun, Hirsch, Kraft, Mallory, Mellow, Niemann
Voting Nay: None
Absent: None

Item #15 – Consideration and approval of an Ordinance amending the Code of Ordinances by amending Chapter 66 (Solid Waste) Article II (Collection and Disposal), Section 66-52 by removing the reference to the \$0.10 landfill surcharge, and by adding an increase from \$9.55 to \$9.89 the monthly fee for single family residential garbage and recycling collection.

Councilmember Mallory moved to duly pass Ordinance No. 005-048 amending the Code of Ordinances by amending Chapter 66 (Solid Waste) Article II (Collection and Disposal), Section 66-52 by removing the reference to the \$0.10 landfill surcharge, and by adding an increase from \$9.55 to \$9.89 the monthly fee for single family residential garbage and recycling collection. Councilmember Braun seconded. Motion carried.

Voting Aye: Chow, Braun, Hirsch, Kraft, Mallory, Mellow, Niemann
Voting Nay: None
Absent: None

Item #16 – Consideration and approval of an Ordinance amending the Code of Ordinances by amending Chapter 66 (Solid Waste) Article II (Collection and Disposal), Section 53 regarding the requirements for a solid waste collection permit.

Item was withdrawn per staff's request.

Item #17 – Consideration and approval of an Ordinance approving
1) increases in emergency medical service fees by \$100 for Town residents and \$150 for non-residents, and 2) assesses an additional \$5 fee per loaded transport mile related to ambulance transportation.

Councilmember Kraft moves to duly pass Ordinance No. 005-049 approving
1) increases in emergency medical service fees by \$100 for Town residents and \$150 for non-residents, and 2) assesses an additional \$5 fee per loaded

transport mile related to ambulance transportation. Councilmember Mellow seconded. Motion carried.

Voting Aye: Chow, Braun, Hirsch, Kraft, Mallory, Mellow, Niemann
Voting Nay: None
Absent: None

Item #18 – Consideration and approval of an Ordinance revising the Town's policy concerning health insurance for retirees.

Councilmember Mallory moved to duly pass Ordinance No. 005-050 revising the Town's policy concerning health insurance for retirees. Councilmember Niemann seconded. Motion carried.

Voting Aye: Chow, Braun, Hirsch, Kraft, Mallory, Mellow, Niemann
Voting Nay: None
Absent: None

Item #19 – Consideration and approval of an Ordinance amending the Town's current Workers' Compensation policy.

Councilmember Braun moved to duly pass Ordinance No. 005-051 amending the Town's current Workers' Compensation policy. Councilmember Niemann seconded. Motion carried.

Voting Aye: Chow, Braun, Hirsch, Kraft, Mallory, Mellow, Niemann
Voting Nay: None
Absent: None

Item #R10 is reopened.

Item #10 – Consideration and approval of an Ordinance fixing and adopting the tax rate on all taxable property, for the year 2005; and declaring an emergency.

Councilmember Mallory moved to adopt an Ordinance fixing and adopting the tax rate on all taxable property for the year 2005, by stating "I move that property taxes be increased by the adoption of a tax rate of \$0.4760," such amount being for each \$100 of property value. Councilmember Braun seconded. Motion carried.

Voting Aye: Chow, Braun, Hirsch, Kraft, Mallory, Mellow, Niemann
Voting Nay: None
Absent: None

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

Mayor

Attest:

City Secretary