

OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL

March 14, 2006
7:30 p.m. - Council Chambers
5300 Belt Line Road

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

Item #R1 - Consideration of Old Business.

The following employees were introduced to the Council: Douglas Spray (Fire), and Sara Sexton (Animal Control Services).

Item #R2 - Consent Agenda.

#2a – Approval of the Minutes for the February 28, 2006, Council Meeting.
(Approved as written.)

Councilmember Braun moved to duly approve the above listed item.
Councilmember Kraft seconded. Motion carried.

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

Item #R3 – **PUBLIC HEARING** regarding, and consideration of approval of, an Ordinance approving an amendment to an existing Special Use Permit for a restaurant, and an existing Special Use Permit for the sale of alcoholic beverages for on-premises consumption, located at 4980 Belt Line Road, Suite 180, on application from Taco Del Mar, represented by Mr. Bob G. Baker.

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

Councilmember Hirsch moved to duly pass Ordinance No. 006-013 approving an amendment to an existing Special Use Permit for a restaurant, and an existing Special Use Permit for the sale of alcoholic beverages for on-premises consumption, located at 4980 Belt Line Road, Suite 180, on application from Taco Del Mar. Councilmember Niemann seconded. Motion carried.

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

Item #R4 – **PUBLIC HEARING** regarding, and consideration of, an approval of a resolution approving the new dog park design to be located east of the Easement Park within the TXU electric transmission right-of-way.

Mayor Chow opened the meeting as a public hearing.

The following residents spoke in opposition of the new dog park:

Nancy Wright
4111 Rive Lane

Sharon Tyra
4107 Rive Lane

Scott Long
4107 Rive Lane

Bob Jacoby
4016 Rive Lane

Mayor Chow closed the meeting as a public hearing.

This item was tabled.

Item #R5 – Presentation by Randy Newsom, Area Manager with TXU Electric Delivery, on a project to install electrical service transmission lines in the DART railroad right-of-way from the Arapaho Road Substation west of Surveyor Blvd., to the Carrollton Country Club Substation.

No action taken.

Item #R6 – Consideration and approval of a resolution approving a revision to the Town’s policy on extended military leave and in compliance with all the regulations and requirements of the Uniformed Services Employment and Reemployment Rights Act (USERRA).

Councilmember Niemann moved to duly pass Resolution No. R06-024 approving a revision to the Town’s policy on extended military leave and in compliance with all the regulations and requirements of the Uniformed Services Employment and Reemployment Rights Act (USERRA), subject to reference changes. Councilmember Mellow seconded. Motion carried.

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

Item #R7 – Consideration and approval of a resolution authorizing the City Manager to execute a Ground Lease Early Termination Agreement between the Town of Addison as Landlord and Piedmont Hawthorne Aviation, Inc., as the Tenant, affecting Ground Lease #0150-1702 and the demised premises located at what is commonly known as 4545 Eddie Rickenbacker at Addison Airport.

Councilmember Kraft moved to duly pass Resolution No. R06-025 authorizing the City Manager to execute a Ground Lease Early Termination Agreement between the Town of Addison as Landlord and Piedmont Hawthorne Aviation, Inc., as the Tenant, affecting Ground Lease #0150-1702 and the demised premises located at what is commonly known as 4545 Eddie Rickenbacker at Addison Airport subject to review by City Attorney. Councilmember Braun seconded. Motion carried.

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

EXECUTIVE SESSION. At 9:05 p.m., Mayor Chow announced that the Council would convene into Executive Session to discuss the following items:

Item #ES1 – Closed (executive) session of the City Council pursuant to Section 551.071, Texas Government Code, to conduct a private consultation with its attorney to seek the advice of its attorney about pending litigation, to wit: *Transcontinental Realty Investors, Inc. et al, v. The City of Addison, Texas*, Case No. 03-03457, 160th Judicial District Court, Dallas County, Texas, and on a matter in which the duty of the attorney to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 552, Tex. Gov. Code.

Item #ES2 – Closed (executive) session of the City Council pursuant to Section 551.074, Texas Government Code, to deliberate a performance evaluation of the City Manager.

The Council came out of Executive Session at 10:43 p.m.

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

Mayor

Attest:

City Secretary