

**OFFICIAL ACTIONS OF THE ADDISON CITY
COUNCIL
REGULAR MEETING**

February 8, 2011

7:30 PM - Town Hall

Addison Town Hall, 5300 Belt Line, Dallas, TX 75254

Posted: 2/3/2011, 5:00 P.M. Lea Dunn, City Secretary

Council Members Present:

Arfsten, Chow, Clemens, Lay, Mellow, Noble, Resnik

Absent:

None

REGULAR MEETING

Item #R1 - Consideration of Old Business

The following employee was introduced:

Stacy Love, with the Human Resources Department

There was no action taken.

Mayor Chow administered the oath of office to Bruce Arfsten.

There was no action taken.

Item #R2 - Consent Agenda

#2a - Minutes for: 12/30/2011 Special Meeting and Work Session
01/25/2011 Regular Meeting and Work Session

Approval of Minutes for: 12/30/2010 Special Meeting and Work
Session and 01/25/2011 Regular Meeting and Work Session

A motion to Approve was made by Councilmember Blake Clemens.
The motion was seconded by Councilmember Kimberly Lay.
The motion result was: Passed
Voting Aye: Arfsten, Chow, Clemens, Lay, Mellow, Noble, Resnik
Voting Nay: None

#2b - Approval of an agreement with the CDWG for the purchase of 17 laptops in the amount of \$34,133.

This item was pulled for clarification regarding the brand of laptops that were being purchased. The brand is Lenovo.

A motion to Approve was made by Councilmember Blake Clemens.
The motion was seconded by Councilmember Kimberly Lay.
The motion result was: Passed
Voting Aye: Arfsten, Chow, Clemens, Lay, Mellow, Noble, Resnik
Voting Nay: None

#2c - Discussion and consideration of approval of an Interlocal Agreement between the City of North Richland Hills and the Town of Addison for the purchase of goods and services by the Town of Addison from vendors selected through the competitive bidding process.

A motion to Approve was made by Councilmember Blake Clemens.
The motion was seconded by Councilmember Kimberly Lay.
The motion result was: Passed
Voting Aye: Arfsten, Chow, Clemens, Lay, Mellow, Noble, Resnik
Voting Nay: None

#2d - Discussion and consideration of approval of a contract with McCoy Floorcovering in the amount of \$29, 970 for the replacement of the flooring in the Administration and Operations areas of Fire Station One.

A motion to Approve was made by Councilmember Blake Clemens.

The motion was seconded by Councilmember Kimberly Lay.

The motion result was: Passed

Voting Aye: Arfsten, Chow, Clemens, Lay, Mellow, Noble, Resnik

Voting Nay: None

#2e - Discussion and consideration of approval of an Interlocal Agreement for Cooperative Purchasing between the City of Plano and the Town of Addison. This will enable the Town to purchase Uninterruptible Power Supply Systems on the City of Plano's competitively bid contract with Paradigm Traffic Systems Inc.

A motion to Approve was made by Councilmember Blake Clemens.

The motion was seconded by Councilmember Kimberly Lay.

The motion result was: Passed

Voting Aye: Arfsten, Chow, Clemens, Lay, Mellow, Noble, Resnik

Voting Nay: None

#2f - Discussion and consideration of approval to purchase Uninterruptible Power Supply Systems for all nine Belt line Road signalized intersections utilizing the price established in a contract between the City of Plano, Texas and Paradigm Traffic Systems, Inc.

A motion to Approve was made by Councilmember Blake Clemens.

The motion was seconded by Councilmember Kimberly Lay.

The motion result was: Passed

Voting Aye: Arfsten, Chow, Clemens, Lay, Mellow, Noble, Resnik

Voting Nay: None

Item #R3 - Discussion and consideration of approval of the appointment of Mayor Pro Tempore and Deputy Mayor Pro Tempore.

Mayor Chow moved to appoint Blake Clemens as Mayor Pro Tempore and Kimberly Lay as Deputy Mayor Pro Tempore.

A motion to Approve was made by Mayor Joe Chow.

The motion was seconded by Councilmember Neil Resnik.

The motion result was: Passed

Voting Aye: Arfsten, Chow, Clemens, Lay, Mellow, Noble, Resnik

Voting Nay: None

Item #R4 - PUBLIC HEARING Case 1618-SUP/Race Trac Petroleum. Public hearing, presentation, discussion and consideration of approval of an ordinance approving a change of zoning from Industrial-1 (I-1) to Local Retail (LR), and approving a Special Use Permit for the sale of beer and wine for off-premises consumption only, for property generally located at 15196 Marsh Lane, on application from Race Trac Petroleum, represented by Ms. Karen Mitchell of the Mitchell Planning Group, LLC. COMMISSION FINDINGS: The Addison Planning and Zoning Commission, meeting in regular session on January 27, 2011, voted to recommend approval of a Special Use Permit for the sale of beer and wine for off-premises consumption only, subject to no conditions. Voting Aye: Arfsten, DeFrancisco, Doherty, Hewitt, Oliver, Wheeler, Wood Voting Nay: none Absent: none

Ordinance 011-009 was approved.

A motion to Approve was made by Councilmember Neil Resnik.

The motion was seconded by Councilmember Kimberly Lay.

The motion result was: Passed

Voting Aye: Arfsten, Chow, Clemens, Lay, Mellow, Noble, Resnik

Voting Nay: None

Item #R5 - PUBLIC HEARING Case 1619-SUP/Kroger Food Stores. Public hearing, discussion and consideration of approval of an ordinance approving a change to an existing planned development zoning district, being Planned Development District 093-018 that zoned the property generally located at 3770 Belt Line Road, in order to allow the sale of beer and wine for off-premises consumption, and approving a Special Use Permit for the sale of beer and wine for off-

premises consumption only for the said property, on application from Kroger Food Stores, represented by Mr. Gerald Franklin of the Gerald Franklin Agency. COMMISSION FINDINGS: The Addison Planning and Zoning Commission, meeting in regular session on January 27, 2011, voted to recommend approval of a Special Use Permit for the sale of beer and wine for off-premises consumption only, subject to no conditions. Voting Aye: Arfsten, DeFrancisco, Doherty, Hewitt, Oliver, Wheeler, Wood Voting Nay: none Absent: none

The following persons spoke: Bernard Shaw with Cencor Realty; Gary Huddleston, Director of Consumer Affairs for Kroger Food Stores and Steve Brown, 16951 Addison Road.

Ordinance 011-0010 was approved subject to the submission of the landscape plan and the installation of the trees.

A motion to Approve w/ Conditions was made by Councilmember Roger Mellow.

The motion was seconded by Councilmember Kimberly Lay.

The motion result was: Passed

Voting Aye: Arfsten, Chow, Clemens, Lay, Mellow, Noble, Resnik

Voting Nay: None

Item #R6 - PUBLIC HEARING Case 1620-SUP/7-Eleven Convenience Store #19358. Public hearing, discussion and consideration of approval of an ordinance approving a Special Use Permit for the sale of beer and wine for off-premises consumption only, for that property located in a Local Retail zoning district at 14400 Marsh Lane, on application from 7-Eleven Convenience Stores, represented by Ms. Christina Tanner of Gardere and Wynne. COMMISSION FINDINGS: The Addison Planning and Zoning Commission, meeting in regular session on January 27, 2011, voted to recommend approval of a Special Use Permit for the sale of beer and wine for off-premises consumption only, subject to no conditions. Voting Aye: Arfsten, DeFrancisco, Doherty, Hewitt, Oliver, Wheeler,

Wood Voting Nay: none Absent: none

Ordinance 011-011 was approved.

A motion to Approve was made by Councilmember Roger Mellow.
The motion was seconded by Bruce Arfsten.

The motion result was: Passed

Voting Aye: Arfsten, Chow, Clemens, Lay, Mellow, Noble, Resnik

Voting Nay: None

Item #R7 - PUBLIC HEARING Case 1621-SUP/C-Store # 104. Public hearing, discussion and consideration of approval of an ordinance approving a change to an existing planned development zoning district, being Planned Development District 083-043 that zoned the property generally located at 16601 Addison Road, in order to allow the sale of beer and wine for off-premises consumption, and approving a Special Use Permit for the sale of beer and wine for off-premises consumption only for that said property, located in a Planned Development District located at 16601 Addison Road, on application from C-Store #104, represented by Mr. Bruce Assadi of Headline Construction. COMMISSION FINDINGS: The Addison Planning and Zoning Commission, meeting in regular session on January 27, 2011, voted to recommend approval of a Special Use Permit for the sale of beer and wine for off-premises consumption only, subject to the following conditions.-the existing landscaping on the site be renovated with the installation of new shrubs to replace those that are dead or missing prior to the issuance of a Certificate of Occupancy.-the irrigation system shall be updated to comply with the current irrigation regulations, which include the installation of an ET (evapo-transpiration) based controller and freeze and rain sensors, prior to the issuance of a Certificate of Occupancy. Voting Aye: Arfsten, DeFrancisco, Doherty, Hewitt, Oliver, Wheeler, Wood Voting Nay: none Absent: none

Ordinance 011-012 was approved subject to conditions.

A motion to Approve w/ Conditions was made by Councilmember Roger Mellow.

The motion was seconded by Councilmember Bianca Noble.

The motion result was: Passed

Voting Aye: Arfsten, Chow, Clemens, Lay, Mellow, Noble, Resnik

Voting Nay: None

Item #R8 - PUBLIC HEARING Case 1622-SUP/Addison Market.

Public hearing, discussion and consideration of approval of an ordinance approving a Special Use Permit for the sale of beer and wine for off-premises consumption only, for that property located in an Urban Center zoning district at 5049 Addison Circle, on application from Mr. Yasmeen Panjwani. COMMISSION FINDINGS: The Addison Planning and Zoning Commission, meeting in regular session on January 27, 2011, voted to recommend approval of a Special Use Permit for the sale of beer and wine for off-premises consumption only, subject to no conditions. Voting Aye: Arfsten, DeFrancisco, Doherty, Hewitt, Oliver, Wheeler, Wood Voting Nay: none Absent: none

Ordinance 011-013 was approved.

A motion to Approve was made by Bruce Arfsten.

The motion was seconded by Councilmember Neil Resnik.

The motion result was: Passed

Voting Aye: Arfsten, Chow, Clemens, Lay, Mellow, Noble, Resnik

Voting Nay: None

Mayor-Joe Chow

Attest:

City Secretary-Lea Dunn