

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

February 27, 2007
7:30 p.m. – Town Hall
5300 Belt Line Road
Council Chambers

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

Absent: None

Regular Session

Item #R1 - Consideration of Old Business.

The following employee was introduced to the Council: Jeff Rose with the Police Department.

Item #R2 - Consent Agenda.

Item #2b was considered separately.

#2a - Approval of the Minutes for the February 13, 2007, Work Session and Council Meeting. (Approved as written)

#2c - Consideration of a Resolution (R007-006) authorizing the City Manager to appoint Carmen Moran as the Assistant City Secretary.

#2d - This item is to authorize the final payment to Insituform Technologies, Inc., in the amount of \$27,160.00 for rehabilitation of the sanitary sewer line serving Talisker Apartments and the sanitary sewer line serving Lake Forest Drive.

Councilmember Braun moved to duly approve the above listed items.

Councilmember Mellow seconded. Motion carried.

Voting Aye: Chow, Braun, Hirsch, Mellow, Niemann, Kraft, Mallory

Voting Nay: None

Absent: None

#2b - Consideration of and approval to authorize the City Manager to enter into an agreement with HBF Group, Inc. for the company's access to the Town of Addison's

E911 Network in order to provide Voice Over Internet Protocol (VoIP) Positioning Center services to VoIP Service Providers.

Councilmember Niemann moved to duly approve an agreement with HBF Group, Inc. for the company's access to the Town of Addison's E911 Network in order to provide Voice Over Internet Protocol (VoIP) Positioning Center services to VoIP Service Providers subject to review and approval of the City Attorney.

Councilmember Kraft seconded. Motion carried.

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

Item #R3 - Appointment of a Member to the Planning and Zoning Commission.

Commissioner Meier has resigned from the Commission to file as a candidate for City Council. Commissioner Meier was appointed by Councilmember Mellow.

Councilmember Mallory moved to duly approve the appointment of Kimberly Lay as the new Planning and Zoning Commissioner to replace Todd Meier.

Councilmember Niemann seconded. Motion carried.

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

Item #R4 - Consideration of the acceptance of a sidewalk and utility easement along Midway Road. Enterprise Rent-A-Car is constructing a sidewalk along Midway Road from Wiley Post to roughly 200' north of Wiley Post. The width between the right-of-way and the back of curb for Midway Road is insufficient for the sidewalk, thus the sidewalk straddles the property line and an easement is required. In addition, the additional area is needed for telephone utilities.

Councilmember Kraft moved to duly approve the acceptance of a sidewalk and utility easement along Midway Road.

Councilmember Mallory seconded. Motion carried.

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

Item #R5 - Submission of Racial Profiling Report to Council as required by Senate Bill (SB 1074). This Bill requires that the head of a law enforcement agency make

available to the governing body an analysis of traffic contacts made by the agency no later than March 1st of each year and covering the previous calendar year.

No action was required on this Item.

Item #R6 - Consideration and approval authorizing the City Manager to enter into a contract in the amount of \$30,090.00 with Coffman Associates, Inc., to update the Airport Layout Plan (ALP) for Addison Airport.

Councilmember Braun moved to duly approve the contract in the amount of \$30,090.00 with Coffman Associates, Inc. to update the Airport Layout Plan (ALP) for Addison Airport, contingent on City Attorney approval.

Councilmember Niemann seconded. Motion carried.

Voting Aye: Chow, Braun, Hirsch, Mellow, Niemann, Kraft, Mallory

Voting Nay: None

Absent: None

Item #R7 - Consideration of and approval to authorize the City Manager to execute an advertising contract with the Dallas Morning News to provide for advertising in the Dallas Morning News/Guide, Quick and Internet advertising in the amount not to exceed \$151,999,

Councilmember Mallory moved to duly approve an advertising contract with the Dallas Morning News to provide for advertising in the Dallas Morning News/Guide, Quick and Internet advertising in the amount not to exceed \$151,999, contingent to the City Attorney's approval.

Councilmember Braun seconded. Motion carried.

Voting Aye: Chow, Braun, Hirsch, Mellow, Niemann, Kraft, Mallory

Voting Nay: None

Absent: None

EXECUTIVE SESSION: At 8:03 P.M., Mayor Chow announced that the Council would convene into Executive Session to discuss the following items:

Councilmember Niemann recused himself for Executive Session Item #ES1.

Item #ES1- Closed (executive) session of the City Council, pursuant to Section 551.071 of the Texas Government Code, to conduct a private consultation with its attorney(s) on a matter in which the duty of the attorney(s) to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Texas Government Code, regarding and relating to sale of alcoholic beverages.

Councilmember Niemann re-entered the Executive Session for Executive Session Item #ES2.

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 9:07 P.M.

Councilmember Nieman recused himself for Item #R8.

Item #R8 – Discussion and consideration of any action regarding and relating to the sale of alcoholic beverages.

Council member Mallory moved to duly authorize the Town of Addison to participate in the alcoholic beverage litigation and matter pending before the Texas Supreme Court as discussed during the closed session.

Councilmember Braun seconded. Motion carried.

Voting Aye: Chow, Braun, Hirsch, Mellow, Kraft, Mallory

Voting Nay: None

Absent: Niemann

Councilmember Niewmann re-entered the Regular Session.

Item #R9 - Consideration of a Resolution approving compensation for the City Manager.

No action was taken on this Item.

Item #R10 - Consideration of a Resolution of the City Council of the Town of Addison encouraging the federal government to enact realistic and sound public laws and policies and to provide appropriate funding to execute the same; providing an effective date.

Councilmember Kraft moved to duly approve Resolution R07-005 of the City Council of the Town of Addison encouraging the federal government to enact realistic and sound public laws and policies and to provide appropriate funding to execute the same; providing an effective date, as amended, subject to review by the City Attorney.

Councilmember Mellow seconded. Motion carried.

Voting Aye: Chow, Braun, Hirsch, Mellow, Kraft, Mallory, Niemann

Voting Nay: None

Absent: None

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

Mayor

Attest:

City Secretary