

OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL

November 27, 2007
7:30 P.M. – Town Hall
5300 Belt Line Road

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

Absent: None

Item #R1 - Consideration of Old Business.

The following employees were introduced to the Council: Kyle Wheatley with the Police Department and Thomas Graham with the Fire Department.

Boy Scout Troop #1077 was recognized during the Council Meeting.

Item #R2 - Consent Agenda.

#2a - Approval of the Minutes:

November 5, 2007, Town Meeting
November 6, 2007, Special Meeting & Work Session
November 13, 2007, Regular City Council Meeting

The Minutes for November 5, 2007, Town Meeting, were approved as written.

The Minutes for November 6, 2007, Special Meeting & Work Session, were approved as written.

The Minutes for November 13, 2007, Regular City Council Meeting, were approved with the following changes:

At the end of Item #R9 – change to read: “Councilmember Niemann recused himself from participation for Item #R10 only. He did not leave Council Chambers.”

Item #R17, indicate that Councilmember Mellow also voted “Nay.”

Item #R28, indicate that “No action was taken on this Item.”

Councilmember Niemann made a motion to approve the Minutes with changes as noted for the Minutes for November 13, 2007.

Councilmember Braun seconded. Motion carried.

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

Item #R3 - Presentation of the Regional General Aviation and Heliport System Plan by the North Texas Central Council of Governments.

Mike Sims made the presentation of the Regional General Aviation and Heliport System Plan for the North Texas Central Council of Governments.

There was no action taken on this Item.

Item #R4 - Presentation and discussion of recycling opportunities, and consideration of authorizing the City Manager to apply for a recycling grant from the North Central Texas Council of Governments.

Councilmember Mellow made a motion to approve Resolution R07-030, authorizing the City Manager to apply for a recycling grant from the North Central Texas Council of Governments.

Councilmember Meier seconded. Motion carried.

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

Item #R5 - Consideration and approval of an ordinance granting meritorious exception to Sec. 62-162, Premises Signs, is requested by the Crown Plaza located at 14315 Midway Road.

Councilmember Niemann made a motion to approve Ordinance 007-043 granting meritorious exception to Sec. 62-162, Premises Signs, is requested by the Crown Plaza located at 14315 Midway Road.

Councilmember Hirsch seconded. Motion carried.

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

Item #R6 – Consideration and approval of the City Manager’s recommended incentive compensation to Washington Staubach Addison Airport Venture for 2007.

Councilmember Niemann made a motion to approve the City Manager’s recommended incentive compensation to Washington Staubach Addison Airport Venture for 2007.

Councilmember Meier seconded. Motion carried.

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

Voting Nay: None

Absent: None

Item #R7 - Consideration and approval of an Assignment of Ground Lease between the Town of Addison as Landlord and Schoellkopf Hangar Corporation, Ground Lease #03090-0501 to Seaking Investment Partners, Ltd., and authorizing the City Manager to execute a related estoppel letter.

Councilmember Niemann made a motion to approve an Assignment of Ground Lease between the Town of Addison as Landlord and Schoellkopf Hangar Corporation, Ground Lease #03090-0501 to Seaking Investment Partners, Ltd., and authorizing the City Manager to execute a related estoppel letter, subject to City Manager and City Attorney approval.

Councilmember Kraft seconded. Motion carried.

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

Voting Nay: None

Absent: None

Item #R8 – Consideration and approval for the purchase of:

- (3) 2008 Hybrid Electric SUV's
- (4) 2008 CID Vehicles
- (1) 2008 Ambulance
- (2) 2008 1 Ton Trucks
- (2) 2008 ¾ Ton Trucks
- (1) ½ Ton Truck
- (1) Backhoe Tractor

These vehicles are to be purchased under the Town's Inter-local Agreement with the Houston-Galveston Area Council (HGAC).

Councilmember Braun made a motion to approve the purchase of:

- (3) 2008 Hybrid Electric SUV's
- (4) 2008 CID Vehicles
- (1) 2008 Ambulance
- (2) 2008 1 Ton Trucks
- (2) 2008 ¾ Ton Trucks
- (1) ½ Ton Truck
- (1) Backhoe Tractor

These vehicles are to be purchased under the Town's Inter-local Agreement with the Houston-Galveston Area Council (HGAC).

Councilmember Niemann seconded. Motion carried.

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

Item #R9 – Consideration and acceptance of a resolution adopting The Regional Transportation Council Clean Fleet Vehicle Policy.

Councilmember Kraft made a motion to approve Resolution R07-031 adopting The Regional Transportation Council Clean Fleet Vehicle Policy.

Councilmember Mellow seconded. Motion carried.

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

Item #R10 - Consideration and approval of a Contract with AT&T for the purchase of new equipment, upgrading the existing MARRS-View, and installation of 9-1-1 system with five (5) positions in the amount of \$152,256.34 subject to the City Attorney's final approval.

Councilmember Neimann made a motion to approve a Contract with AT&T for the purchase of new equipment, upgrading the existing MARRS-View, and installation of 9-1-1 system with five (5) positions in the amount of \$152,256.34 subject to the City Attorney's final approval.

Councilmember Kraft seconded. Motion carried.

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

Item #R11 - Consideration and approval of an Agreement with APS (Advanced Public Safety) for the purchase, and installation of a Digital Citation System including the needed software and hardware for the Police cruisers in the amount of \$49,999.09 subject to the City Attorney's final approval.

Councilmember Mellow made a motion to approve an Agreement with APS (Advanced Public Safety) for the purchase, and installation of a Digital Citation System including

the needed software and hardware for the Police cruisers in the amount of \$49,999.09 subject to the City Attorney's final approval.

Councilmember Niemann seconded. Motion carried.

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

Item #R12 - Consideration and approval of an agreement with Freese & Nichols, Inc., in the amount of \$76,544.00 for preliminary engineering of the proposed 1.5 Million Gallon Elevated Storage Tank.

Councilmember Kraft made a motion to approve an agreement with Freese & Nichols, Inc., in the amount of \$76,544.00 for preliminary engineering of the proposed 1.5 Million Gallon Elevated Storage Tank.

Councilmember Braun seconded. Motion carried.

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

Item #R13 - Consideration and approval of an agreement with Northstar Construction, Inc., in the amount of \$635,592.00 for the construction of the Addison Airport Taxiway Sierra Pavement Improvements and establish a notification threshold in accordance with the Town of Addison Purchasing Policy.

Councilmember Braun made a motion to approve an agreement with Northstar Construction, Inc., in the amount of \$635,592.00 for the construction of the Addison Airport Taxiway Sierra Pavement Improvements and establish a notification threshold in accordance with the Town of Addison Purchasing Policy.

Councilmember Niemann seconded. Motion carried.

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

Item #R14 - Consideration and approval of final payment to Northstar Construction, Inc., for Miscellaneous Pavement Repairs – Bid #07-26.

Councilmember Niemann made a motion to approve final payment to Northstar Construction, Inc., for Miscellaneous Pavement Repairs – Bid #07-26.

Councilmember Mellow seconded. Motion carried.

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

Voting Nay: None

Absent: None

Item #R15 - Consideration and approval authorizing the City Manager to enter into an agreement with Koos & Associates, Inc., in the estimated amount of \$367,770.00 for the removal and disposal of the underground petroleum storage tanks on the Addison Airport.

Councilmember Niemann made a motion to approve an agreement with Koos & Associates, Inc., in the estimated amount of \$367,770.00 for the removal and disposal of the underground petroleum storage tanks on the Addison Airport, subject to the City Attorney's final approval.

Councilmember Mellow seconded. Motion carried.

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

Voting Nay: None

Absent: None

Item #R16 - Consideration and approval of Change Order No. 3 in the amount of \$37,949.45, for various items associated with the Paving and Drainage Improvements to Addison Road.

Councilmember Braun made a motion to approve Change Order No. 3 in the amount of \$37,949.45, for various items associated with the Paving and Drainage Improvements to Addison Road.

Councilmember Mellow seconded. Motion carried.

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

Voting Nay: None

Absent: None

Item #R17 - Approval is requested of a Resolution for Reimbursement of Travel Expenses.

Councilmember Kraft made a motion to approve Resolution R07-026 for Reimbursement of Travel Expenses, with the addition of a statement in the Resolution that provides a cost constraint for lodging.

Councilmember Braun seconded. Motion carried.

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

Voting Nay: None
Absent: None

Item #R18 - Presentation of the Financial Quarterly Report.

Randy Moravac made the presentation of the Financial Quarterly Report.

No action was taken on this Item.

At 10:38 P.M., Mayor Chow announced that Council would convene into Executive Session to discuss the following Item:

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) to see the advice of its attorney(s) about contemplated litigation, and/or on a matter or matters in which the duty of the attorney(s) to the Town 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 the Addison Airport Bulk Fuel Storage Facility.

The Council came out of Executive Session at 11:32 P.M.

Item #R19 - Consideration of approval of any action regarding the Addison Airport Bulk Fuel Storage Facility.

Councilmember Niemann made a motion to authorize the City Attorney to proceed as discussed and propose mediation.

Councilmember Meier seconded. Motion carried.

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

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

Mayor – Joe Chow

Attest:

City Secretary – Mario Canizares