

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

July 8, 2008  
6:00 P.M. – Town Hall  
5300 Belt Line Road  
Kitchen Meeting Room

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

Absent: Councilmember Niemann

Work Session

Item #WS1 - Presentation and discussion regarding a heliport on Addison Airport.

Bill Dyer led the discussion. There was no action taken.

Item #WS2 - Presentation and discussion regarding the Cavanaugh Flight Museum.

Lea Dunn led the discussion. There was no action taken.

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Mayor-Joe Chow

Attest:

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City Secretary-Mario Canizares

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

July 8, 2008  
7:30 P.M. – Town Hall  
5300 Belt Line Road  
Council Chambers

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

Absent: Councilmember Niemann

Regular Session

Item #R1 - Consideration of Old Business.

The following employees were introduced to the Council: Matt Ferguson with the Fire Department and Brandy Prehoda with the Police Department.

Item #R2 - Consent Agenda.

#2a - Approval of the Minutes for:

June 23, 2008, Special Meeting and Work Session  
June 24, 2008, Regular City Council Meeting and Work Session

The Minutes for June 23, 2008, Special Meeting and Work Session, were approved as written.

The Minutes for June 24, 2008, Regular City Council Meeting and Work Session, were approved with the following addition to Item #R8: "Council agreed to ask Staff to implement the recommendations from the Business Retention Pilot Program."

Councilmember Meier moved to duly approve Item #2a with the foregoing change.

Councilmember Kraft seconded. Motion carried.

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

Voting Nay: None

Absent: Councilmember Niemann

Item #R3 - Discussion regarding the appointment(s) by the City Council to the 20th Class of the Leadership Metrocrest Program.

There was no action taken.

Item #R4 - Presentation, briefing and discussion regarding the Town wide WiFi network upgrade by a representative from RedMoon.

Ryan Thompson with Red Moon presented this Item. There was no action taken.

Item #R5 - Presentation and discussion of Salary and Benefits Analysis by Waters Consulting.

Rollie Waters with Waters Consulting presented this Item. There was no action taken.

Item #R6 - Discussion and consideration of approval of a contract with Sigma Surveillance, Inc., for the purchase and installation of a Video Camera Monitoring System at the Addison Conference Centre in the amount of \$38,918.00 and of authorizing the City Manager to execute the same, subject to the City Attorney's final approval.

Councilmember Kraft moved to duly approve a contract with Sigma Surveillance, Inc., for the purchase and installation of a Video Camera Monitoring System at the Addison Conference Centre in the amount of \$38,918.00 and of authorizing the City Manager to execute the same, subject to the City Attorney's final approval.

Councilmember Mellow seconded. Motion carried.

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

Voting Nay: None

Absent: Niemann

Item #R7 - Discussion regarding and consideration of the rejection of all the received proposals for the purchase of a Land Management Software System.

Councilmember Kraft moved to approve the rejection of all the received proposals for the purchase of a Land Management Software System.

Councilmember Braun seconded. Motion carried.

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

Voting Nay: None

Absent: Niemann

Item #R8 - REPLAT/Westgrove and Airborn Addition. Discussion and consideration of approval of a replat of two lots located in Block A, Carroll Estates, one tract located at 4201 Airborn Drive, and the adjoining tract located at the southeast corner of Westgrove Drive and Sojourn Drive, on application from Kalisher Properties, Ltd., represented by Ms. Wendy Kalisher of Kalisher Properties, Ltd.

Councilmember Mellow moved to duly approve a replat of two lots located in Block A, Carroll Estates, one tract located at 4201 Airborn Drive, and the adjoining tract located at the southeast corner of Westgrove Drive and Sojourn Drive, on application from Kalisher Properties, Ltd., represented by Ms. Wendy Kalisher of Kalisher Properties, Ltd., subject to the following conditions:

1. Add a four foot (4') right-of-way dedication along Westgrove Drive.
2. Add a four foot (4') right-of-way dedication along Sojourn Drive.
3. Add a twenty foot (20') right-of-way dedication corner clip at the intersection of Westgrove and Sojourn.
4. Remove the fire lane easement and add a twenty-four foot (24') non-exclusive ingress/egress, drainage and utility easement along the lot line between Lots 1 & 2.
5. Fire hydrants are required on a 300' interval along a fire lane. As a result a looped water main is required. The water main must be centered in a fifteen foot (15') water easement and fire hydrants centered in a 10' x 10' water easement. Please add the easements to the face of the plat.
6. Add a 10' x 20' water easement around the fire service vault.
7. Add a detention area easement around the limits of the detention area and include the detention area easement statement.
8. Show all recorded easements that affect the platted area. This includes the recent electric easement as well as the easements along the south property line.
9. The one-hundred foot (100') ingress/egress easement can be abandoned by this plat. However, a new fifty-six foot (56') non-exclusive ingress/egress, drainage and utility easement must be added along the south property line.
10. Label the Point of Beginning on the face of the plat.
11. Show the existing adjoiners along the southern boundary of the platted property.
12. Label Airborne Drive on the face of the plat.
13. The Owner's Certificate does not appear to describe the entire platted property. Additionally, the Owner's Certificate must reference all owners.
14. Revise the Dedication Statement to match the Dedication Statement contained in the Town of Addison Code of Ordinances.
15. Add a signature block under the Dedication Statement for all owners.
16. Change all references of the "City of Addison" to the "Town of Addison."
17. Provide a closure sheet.

Councilmember Meier seconded. Motion carried.

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

Item #R9 - Discussion and consideration of approval of a Resolution of the Town of Addison, Texas, expressing the support of the Addison City Council for a request to be made to the District Superintendent of the United States Postal Service to have the Addison, Texas 75001 address assigned to all postal addresses within the Town of Addison.

Councilmember Mellow moved to duly approve Resolution R08-012 of the Town of Addison, Texas, expressing the support of the Addison City Council for a request to be made to the District Superintendent of the United States Postal Service to have the Addison, Texas 75001 address assigned to all postal addresses within the Town of Addison.

Councilmember Kraft seconded. Motion carried.

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

Item #R10 - Discussion and consideration of approval of award of bid to Concord Commercial Services, Inc., for the painting of three municipal facilities in the amount not to exceed of \$158,264.00.

Councilmember Braun moved to duly approve award of bid to Concord Commercial Services, Inc., for the painting of three municipal facilities in the amount not to exceed of \$158,264.00.

Councilmember Kraft seconded. Motion carried.

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

Item # R11 - Discussion and consideration of approval of a contract with Reliable Paving, Inc., for \$57,736.40, for Sidewalk and Curb Replacement Bid 08-21.

Councilmember Braun moved to duly approve a contract with Reliable Paving, Inc., for \$57,736.40, for Sidewalk and Curb Replacement Bid 08-21.

Councilmember Mellow seconded. Motion carried.

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

Absent: Niemann

Item #R12 - Discussion and consideration of approval of a professional service agreement between the Town of Addison and Freese & Nichols, Inc., in the amount not to exceed \$64,980.00, for preparation of a Water Quality Action Plan.

Councilmember Mellow moved to duly approve a professional service agreement between the Town of Addison and Freese & Nichols, Inc., in the amount not to exceed \$64,980.00, for preparation of a Water Quality Action Plan.

Councilmember Braun seconded. Motion carried.

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

Voting Nay: None

Absent: Niemann

Item #R13 - Discussion and consideration of approval of a professional service agreement between the Town of Addison and Halff Associates, Inc. in the amount of \$326,800.00 for preparation of a Phase I of a Stormwater Masterplan for the Town of Addison.

This Item was withdrawn by Staff.

There was no action taken.

Item #R14 - **PUBLIC HEARING** on and second reading of an Ordinance of the Town of Addison, Texas amending the existing gas franchise between the Town and Atmos Energy Corporation by increasing the consideration paid by Atmos Energy Corporation to the Town for the rights and privileges granted to Atmos Energy Corporation under the franchise from four percent (4%) to five percent (5%) of Gross Revenues as defined in the franchise ordinance; providing for acceptance of the Ordinance by Atmos Energy; providing an effective date and for other related matters.

Mayor Chow opened the meeting as a public hearing. No one spoke. Mayor Chow closed the meeting as a public hearing.

There was no action taken.

Item #R15 - Discussion and consideration of approval of an Ordinance amending the Town of Addison 2007-2008 annual budget and declaring an emergency.

Councilmember Meier moved to duly approve Ordinance 008-024 amending the Town of Addison 2007-2008 annual budget and declaring an emergency.

Councilmember Kraft seconded. Motion carried.

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

Item #R16 - Discussion and consideration of approval of a Resolution suspending the August 8, 2008, effective date of ONCOR electric delivery company requested rate change to permit the Town of Addison time to study the request and to establish reasonable rates.

Councilmember Kraft moved to duly approve Resolution R08-013 suspending the August 8, 2008, effective date of ONCOR electric delivery company requested rate change to permit the Town of Addison time to study the request and to establish reasonable rates.

Councilmember Meier seconded. Motion carried.

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

At 10:35 P.M., Mayor Chow announced that Council would convene into Executive Session to discuss the following Items:

Item #ES1 - Closed (executive) session of the Addison 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 contemplated litigation, or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter, 551, Tex. Gov. Code, regarding and relating to the institution of eminent domain proceedings to acquire certain real property for street right-of-way and other public purposes.

Item #ES2 - Closed (executive) session of the Addison City Council pursuant to Section 551.071, Texas Government Code, to conduct a private consultation with its attorney(s) to seek the advice of its attorney(s) about pending litigation, to wit: *Thielsch Engineering, Inc. v. Town of Addison, Texas*, Cause No. 08-00463, 95<sup>th</sup> District Court, Dallas County, Texas.

The Council came out of Executive Session at 11:05 P.M.

Item #R17 - Discussion and consideration of approval of a resolution authorizing the City Attorney to institute eminent domain proceedings to acquire certain real property within the Town of Addison located generally at the southwest corner of Brookhaven Club Drive and Spring Valley Road for street right-of-way and other public uses.

Councilmember Meier moved to duly approve Resolution R08-014 authorizing the City Attorney to institute eminent domain proceedings to acquire certain real property within the Town of Addison located generally at the southwest corner of Brookhaven Club Drive and Spring Valley Road for street right-of-way and other public uses.

Councilmember Kraft seconded. Motion carried.

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

Voting Nay: None

Absent: Niemann

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

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Mayor-Joe Chow

Attest:

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City Secretary-Mario Canizares