

**OFFICIAL ACTIONS OF A SPECIAL MEETING  
OF THE CITY COUNCIL**

December 30, 2008  
7:30 P.M.  
Council Chambers  
5300 Belt Line Road

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

Absent: None

Item #R1 - Consideration of Old Business.

No employees were introduced to the Council.

Item #R2 - Consent Agenda.

#2a - Approval of the Minutes for:

November 25, 2008, Regular City Council Meeting and Work Session

The Minutes for November 25, 2008, Regular City Council Meeting, were approved with the following addition:

Item #R5, add: "There was no action taken."

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

Councilmember Mellow seconded. Motion carried.

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

Voting Nay: None

Absent: None

Item #R3 - Mr. Phil Busch will speak to Council in reference to the Bond Election and his voting concerns.

Mr. Phil Busch spoke to Council in reference to the Bond Election and his voting concerns.

No action was taken.

Item #R4 - Discussion and consideration of approval of an ordinance appointing Larry Dwight as Municipal Court Judge to Addison Municipal Court of Record No. 1; and authorizing the City Manager to enter into a compensation agreement with Larry Dwight for services rendered as municipal court judge.

Councilmember Niemann moved to duly approve Ordinance 008-056 appointing Larry Dwight as Municipal Court Judge to Addison Municipal Court of Record No. 1; and authorizing the City Manager to enter into a compensation agreement with Larry Dwight for services rendered as Municipal Court Judge with a start date of 12/31/08-12/30/2010, and to remove the provision that the judge cannot serve beyond the term.

Councilmember Braun seconded. Motion carried.

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

Item #R5 - Discussion and consideration of approval of an ordinance appointing U.H. Specht as an alternate City Judge to Addison Municipal Court of Record No. 1; and authorizing the City Manager to enter into a compensation agreement with U.H. Specht for services rendered as a Municipal Court Judge.

Councilmember Niemann moved to duly approve Ordinance 008-057 appointing U.H. Specht as an alternate City Judge to Addison Municipal Court of Record No. 1; and authorizing the City Manager to enter into a compensation agreement with U.H. Specht for services rendered as a Municipal Court Judge with a start date of 12/31/08-12/30/2010, and to remove the provision that the judge cannot serve beyond the term.

Councilmember Mellow seconded. Motion carried.

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

Item #R6 - Discussion and consideration of approval of an ordinance appointing Albert Fenton as an alternate City Judge to Addison Municipal Court of Record No. 1; and authorizing the City Manager to enter into a compensation agreement with Albert Fenton for services rendered as a Municipal Court Judge.

Councilmember Niemann moved to duly approve Ordinance 008-058 appointing Albert Fenton as an alternate City Judge to Addison Municipal Court of Record No. 1; and authorizing the City Manager to enter into a compensation agreement with Albert Fenton for services rendered as a Municipal Court Judge with a start date of 12/31/08-12/30/2010, and to remove the provision that the judge cannot serve beyond the term.

Councilmember Meier seconded. Motion carried.

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

Voting Nay: None  
Absent: None

Councilmember Niemann recused himself for Item #R7 and did not participate in the discussion or vote.

Item #R7 - FINAL PLAT/Meridian Square. Discussion and consideration of approval of a final plat for forty-eight (48) townhome lots and three (3) condominium lots, located at the southeast corner of Quorum Drive and Airport Parkway, on application from Addison Urban Land Development Partners, LLC, represented by Mr. Matt Alexander of Dowdey, Anderson & Associates.

Councilmember Mellow moved to duly approve of a final plat for forty-eight (48) townhome lots and three (3) condominium lots, located at the southeast corner of Quorum Drive and Airport Parkway, on application from Addison Urban Land Development Partners, LLC, represented by Mr. Matt Alexander of Dowdey, Anderson & Associates, subject to conditions.

Councilmember Braun seconded. Motion carried.

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

Item #R8 - REPLAT/Hanover Park Addition. Discussion and consideration of approval of a replat of Lot 1R-A, and Lot 1R-B, Block 1, located at the southwest corner of Dallas North Tollway and Excel Parkway, on application from Nueterra Real Estate Companies, LLC, represented by Mr. Michael Krach.

Councilmember Meier moved to duly approve a replat of Lot 1R-A, and Lot 1R-B, Block 1, located at the southwest corner of Dallas North Tollway and Excel Parkway, on application from Nueterra Real Estate Companies, LLC, represented by Mr. Michael Krach, subject to conditions.

Councilmember Niemann seconded. Motion carried.

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

Councilmember Meier recused himself for Item #R9, left Chambers, and did not participate in the discussion or vote.

Item #R9 - Discussion and consideration of approval of a request by the Super 8 Hotel located at 4150 Beltway Drive for an ordinance for a meritorious exception to Chapter 62, Signs, Sec 62-163 Area.

Councilmember Mellow moved to duly approve a request by the Super 8 Hotel located at 4150 Beltway Drive for Ordinance 008-059 for a meritorious exception to Chapter 62, Signs, Sec 62-163 Area with the north, south and east sides to have 25.25" number "8's".

Councilmember Hirsch seconded. Motion carried.

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

Councilmember Meier returned to Chambers.

Item #R10 - Discussion and consideration of approval of revisions to the Employment Status Policy #3.03 of the Town of Addison Employee Handbook.

Councilmember Niemann moved to duly approve of revisions to the Employment Status Policy #3.03 of the Town of Addison Employee Handbook.

Councilmember Mellow seconded. Motion carried.

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

Item #R11 - Discussion and consideration of approval of the purchase of four (4) 2009 CID Vehicles, two (2) 2009 1/2 Ton Trucks, and one (1) 2009 3/4 Ton Truck under the Town's Inter-local Agreement with the Houston-Galveston Area Council (HGAC).

Councilmember Braun moved to duly approve of the purchase of four (4) 2009 CID Vehicles, two (2) 2009 1/2 Ton Trucks, and one (1) 2009 3/4 Ton Truck under the Town's Inter-local Agreement with the Houston-Galveston Area Council (HGAC).

Councilmember Meier seconded. Motion carried.

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

Item #R12 - Presentation of the Fourth Quarter Financial Report.

Jason Cooley presented the Fourth Quarter Financial Report.

There was no action taken.

Item #R13 - Discussion and consideration of approval of a resolution of the City Council of the Town of Addison, Texas, supporting the Dallas Area Rapid Transit (DART) State Legislative Agenda for the 81<sup>st</sup> Regular Session of the Texas Legislature.

Councilmember Hirsch moved to duly approve Resolution R08-022 of the City Council of the Town of Addison, Texas, supporting the Dallas Area Rapid Transit (DART) State Legislative Agenda for the 81<sup>st</sup> Regular Session of the Texas Legislature.

Councilmember Niemann seconded. Motion carried.

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

Item #R14 - Discussion and consideration of approval of a resolution of the City Council of the Town of Addison, Texas, supporting the Rail North Texas initiative and a legislative position on a primary rail legislative program with supplemental roadway improvements.

Councilmember Niemann moved to duly approve Resolution R08-023 of the City Council of the Town of Addison, Texas, supporting the Rail North Texas initiative and a legislative position on a primary rail legislative program with supplemental roadway improvements.

Councilmember Meier seconded. Motion carried.

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

Item #R15 - Discussion and consideration of approval of an Ordinance authorizing and allowing updated service credits in the Texas Municipal Retirement System for service performed by qualifying members of TMRS who are presently members, providing for increased prior and current service annuities for retirees and beneficiaries, and providing for other matters related thereto.

Councilmember Niemann moved to duly approve Ordinance 008-060, removing the Annually Recurring Option; and Ordinance 008-061, adopting the 70% ad hoc option.

Councilmember Meier seconded. Motion carried.

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

Item #R16 - Discussion and consideration of any action relating to the appointment and duties of the City Secretary.

Councilmember Meier moved to duly approve the appointment of Lea Dunn to assume the duties of the City Secretary.

Councilmember Braun seconded. Motion carried.

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

Item #R17 - Discussion and consideration of approval of and action regarding adoption of a resolution filling a vacancy (by appointment) in the position of City Council Member of the Town of Addison until the May 9, 2009, general Town election, and take appropriate action.

Councilmember Hirsch moved to duly approve Resolution R08-024 filling a vacancy (by appointment) in the position of City Council Member of the Town of Addison until the May 9, 2009, general Town election, and take appropriate action by the appointment of Kimberly Lay to fill the vacancy.

Councilmember Mellow seconded. Motion carried.

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

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-Lea Dunn