

OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL
WORK SESSION

March 24, 2009
6:00 P.M. – Town Hall
5300 Belt Line Road
Upstairs Conference Room

Council Members Present:

Mayor Chow, Councilmembers Braun, Daseke, Hirsch, Lay, Mellow and Niemann

Absent: None

Work Session

Item #WS1 - Presentation and discussion regarding repairs to the Addison Airport Bulk Fuel and Storage Dispensing Facility.

Chris Terry introduced Steve Joiner who made the presentation and led the discussion regarding the repairs to the Addison Airport Bulk Fuel and Storage Dispensing Facility.

There was no action taken.

Item #WS2 - Presentation and discussion regarding new Elevated Storage Tank.

Nancy Cline introduced Jessica Brown with Freise & Nichols, Joe Willix with SWG Energy and Brad Goldberg, who made the presentation and led the discussion regarding new Elevated Storage Tank.

There was no action taken.



Mayor-Joe Chow

Attest:



City Secretary-Lea Dunn

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

March 24, 2009
7:30 P.M. – Town Hall
5300 Belt Line Road
Council Chambers

Present: Mayor Chow, Councilmembers Braun, Daseke, Hirsch, Lay, Mellow and Niemann

Absent: None

Regular Session

Item #R1 - Consideration of Old Business.

The following employees were introduced to the Council: Sheryl Donihoo with the Information Technology Department and James Reinhardt with the Police Department.

Item #R2 - Consent Agenda.

#2a - Approval of the Minutes for:

March 10, 2009, Regular City Council Meeting and Work Session

Councilmember Niemann moved to approve the Minutes for the March 10, 2009, Regular City Council Meeting and Work Session

Councilmember Braun seconded. Motion carried.

Voting Aye: Chow, Braun, Daseke, Hirsch, Lay, Mellow and Niemann

Voting Nay: None

Absent: None

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

Councilmember Braun moved to appoint Chris DeFrancisco to the Planning and Zoning Commission.

Councilmember Hirsch seconded. Motion carried.

Voting Aye: Chow, Braun, Daseke, Hirsch, Lay, Mellow and Niemann

Voting Nay: None
Absent: None

Mayor Chow recognized Molly Bandali who is a fourth grade student at Greenhill School in Addison. Ms. Bandali spoke to Council about the Town's policy regarding smoking in restaurants and introduced her Dad, Ken Bandali.

There was no action taken.

Item #R4 - No Item / Intentionally Left Blank.

City Manager Ron Whitehead advised the applicant had asked to postpone this Item until the April 14, 2009, City Council Meeting.

There was no action taken.

Item #R5 - Presentation, discussion and Public Hearing regarding proposed management agreements for Addison Airport.

Mayor Chow opened the meeting as a Public Hearing. The following residents spoke:

Bob Jacoby, 4016 Rive Lane
Bill Perry, 3837 Azure Lane

Mayor Chow closed the meeting as a Public Hearing.

At the request of a citizen, attached is a summary of the airport management discussion.

Councilmember Niemann led the discussion regarding proposed management agreements for Addison Airport.

There was no action taken.

Item #R6 - Presentation, discussion and consideration of approval of a resolution authorizing and approving the making of certain repairs to the Addison Airport Bulk Fuel and Storage Dispensing Facility and approving a contract with Bassco Services, Inc., to make and perform the repairs and authorizing the City Manager to execute the same on behalf of the Town.

Councilmember Mellow moved to approve Resolution R09-007 authorizing and approving the making of certain repairs to the Addison Airport Bulk Fuel and Storage Dispensing Facility and approving a contract with Bassco Services, Inc., to make and perform the repairs and authorizing the City Manager to execute the same on behalf of the Town, to notify the design engineer and construction company and to put the surety company on notice.

Councilmember Lay seconded. Motion carried.

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

Item #R7 - Presentation to the Department of Financial & Strategic Services of the award of the Government Finance Officers Association Certificate of Achievement for Excellence in Financial Reporting for the fiscal year ended September 30, 2007.

Mayor Chow presented the award of the Government Finance Officers Association Certificate of Achievement for Excellence in Financial Reporting for the fiscal year ended September 30, 2007, to the Department of Financial & Strategic Services.

Item #R8 - Presentation, discussion and consideration of approval to authorize the City Manager to release the 2008 Comprehensive Annual Financial Report.

Councilmember Niemann moved to approve to authorize the City Manager to release the 2008 Comprehensive Annual Financial Report.

Councilmember Mellow seconded. Motion carried.

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

Item #R9 - Presentation and discussion of the Addison Athletic Club outdoor pool guest policy and fees.

Randy Rogers gave the presentation and led the discussion of the Addison Athletic Club outdoor pool guest policy and fees.

There was no action taken.

Item #R10 - Presentation, discussion and consideration of approval of a resolution approving a mutual aid agreement between the Town and the cities of Carrollton and Farmers Branch creating the Tri-Cities Police Consortium for the purpose of sharing both physical and human resources.

Councilmember Mellow moved to approve Resolution R09-008 approving a mutual aid agreement between the Town and the cities of Carrollton and Farmers Branch creating the Tri-Cities Police Consortium for the purpose of sharing both physical and human resources.

Councilmember Lay seconded. Motion carried.

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

Item #R11 - Presentation, discussion and consideration of approval of a resolution that authorizes the Town to designate representatives that can transact business with the TexPool local government investment pool.

Councilmember Niemann moved to approve Resolution R09-009 that authorizes the Town to designate representatives that can transact business with the TexPool local government investment pool.

Councilmember Braun seconded. Motion carried.

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

Item #R12 - Presentation, discussion and consideration of approval to enter into an Agreement with RD&F Advertising to produce the bi-monthly newsletter extending the term of the agreement with RD&F Advertising for one additional year.

Councilmember Niemann moved to approve an Agreement with RD&F Advertising to produce the bi-monthly newsletter extending the term of the agreement with RD&F Advertising for one additional year.

Councilmember Daseke seconded. Motion carried.

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

Councilmember Braun recused himself for Item #R13 and left Council Chambers. He did not participate in the discussion or vote.

Item #R13 - Presentation, discussion and consideration of approval of a Supplemental Agreement to the Agreement for Professional Service with Icon Consulting Engineers, Inc., in an amount not to exceed \$107,550.00, for additional professional services on the Vitruvian Park Phase 1 Infrastructure project.

Councilmember Daseke moved to approve a Supplemental Agreement to the Agreement for Professional Service with Icon Consulting Engineers, Inc., in an amount not to exceed \$107,550.00, for additional professional services on the Vitruvian Park Phase 1 Infrastructure project.

Councilmember Hirsch seconded. Motion carried.

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

Councilmember Braun returned to Chambers.

At 9:05 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(s) on a matter in which the duty of the attorney(s) to the governmental body (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 the Agreement for the Operation and Management of Addison Airport, as amended, between the Town of Addison and Washington Staubach Addison Airport Venture.

The Council came out of Executive Session at 10:42 P.M.

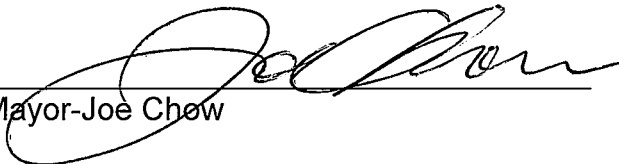
Item #R14 - Discussion and consideration of approval of any action regarding and/or relating to the Agreement for the Operation and Management of Addison Airport, as amended, between the Town and Washington Staubach Addison Airport Venture.

Councilmember Niemann moved to direct the City Manager to solicit information from Washington Staubach Addison Airport Venture (WSAAV) regarding the ownership and relationship of The Staubach Company to WSAAV; if, upon information received from WSAAV, the City Manager determines that the relationship of The Staubach Company to WSAAV is not in accordance with the Agreement for the Operation and Management of the Airport, the City Manager is authorized to issue to WSAAV a notice of default and directed to initiate steps to solicit proposals for the operation of the Airport and to take other action as discussed in the closed session.

Councilmember Mellow seconded. Motion passed.

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

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



Mayor-Joe Chow

Attest:



City Secretary-Lea Dunn

Attachment

Council Agenda Item: #R5

SUMMARY:

Since the Town gave "Notice to Terminate" to our Addison Airport management joint-venture partnership of Washington-URS/Staubach (WSAAV) in September 2006, the Town has been in various stages of discussion and negotiation with WSAAV to amend and ultimately develop new and separate management contracts for the real estate and operations functions. It was in fact at the request of WSAAV in a letter dated 12/12/08 that the joint venture parties asked the Town to negotiate separate agreements with each of the two joint venture partners.

Councilman Jimmy Niemann and Town staff have been aggressively working over the last several months to bring these negotiations to conclusion and present the City Council with potential contracts for its consideration. Our negotiating team was close to coming to an agreement with one of the WSAAV parties when unfortunately we reached an impasse with the other entity last week resulting in a halt to further conversations with both.

Following an update to the City Council on our process to date there will be a Public Hearing.

FINANCIAL IMPACT:

N/A

STAFF RECOMMENDATION:

Suspend negotiations and reevaluate the Town's options.