

OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL
WORK SESSION

April 28, 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 a water conservation ordinance.

Lauren Clark made the presentation and led the discussion regarding a water conservation ordinance.

There was no action taken.

Item #WS2 - Presentation and discussion regarding an ordinance establishing regulations and standards for and relating to the cross-connection control of water connections within the Town.

Nancy Kline and Jerry Davis introduced Brian Hardin of Brown and Caldwell who made the presentation and led the discussion regarding an ordinance establishing regulations and standards for and relating to the cross-connection control of water connections within the Town.

There was no action taken.



Mayor-Joe Chow

Attest:



City Secretary-Lea Dunn

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

April 28, 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: Robert McFarland with the Public Works Department and Jacob Sample with the Police Department.

Bob Phillips presented the prestigious Telly Award which was awarded to the Town of Addison for outstanding advertising, video and film production.

Item #R2 - Consent Agenda.

#2a - Approval of the Minutes for:

April 4, 2009, Special Meeting of the City Council
April 14, 2009, Regular City Council Meeting and Work Session

Councilmember Hirsch moved to approve the Minutes for:

April 4, 2009, Special Meeting of the City Council
April 14, 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 – Discussion and consideration of approval of an appointment of a member to the Board of Zoning Adjustment to replace Kathryn Wheeler (appointment recommendation to be received from Council Member Daseke).

Councilmember Daseke moved to appoint Derek Blount to the Board of Zoning Adjustment.

Councilmember Braun seconded. Motion carried.

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

Item #R4 - Presentation, discussion and consideration of approval of an ordinance providing for certain amendments to Chapter 10, Animals, of the Code of Ordinances of the Town, including the addition of provisions concerning leaving animals unattended in a vehicle and feeding of waterfowl, amendments to the provision regarding the number of animals allowed in a residence, and other amendments.

Mayor Chow recognized Addison residents:

Yvette Pelky, 3868 Ridgelake
Tracy Wells, 3871 Weller Run Court
Doug Wells, 3871 Weller Run Court

Councilmember Niemann moved to approve Ordinance No. 009-008 providing for amendments to various sections and provisions of Chapter 10, Animals, of the Code of Ordinances of the Town, with a modification to the proposed amendment to Section 10-111 (number of animals allowed) by dividing the first sentence into two sentences to clarify that a person may keep no more than four (4) dogs over the age of 16 weeks and, in addition, no more than five (5) other animals over the age of 16 weeks.

Councilmember Mellow seconded. Motion carried.

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

Councilmember Braun recused himself for Item #R5 and left Council Chambers. He did not participate in the discussion or vote.

Item #R5 - Presentation, discussion and consideration of approval of an ordinance abandoning various water, sanitary sewer and utility easements within that area of the Town generally known as Vitruvian Park.

Councilmember Daseke moved to approve Ordinance 009-009 through 009-013, abandoning various water, sanitary sewer and utility easements within that area of the Town generally known as Vitruvian Park.

Councilmember Lay seconded. Motion carried.

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

Item #R6 - Presentation, discussion and consideration of approval of a construction contract with North Texas Contracting, Inc., in the amount of \$5,954,740.00, with a contract duration of 365 calendar days, for the construction of certain public infrastructure (including streets, water and sanitary sewer lines, and other public infrastructure improvements) within that area of the Town generally known as Vitruvian Park (Vitruvian Park Public Infrastructure Project – Phase 1B).

Councilmember Niemann moved to approve a construction contract with North Texas Contracting, Inc., in the amount of \$5,954,740.00, with a contract duration of 365 calendar days, for the construction of certain public infrastructure (including streets, water and sanitary sewer lines, and other public infrastructure improvements) within that area of the Town generally known as Vitruvian Park (Vitruvian Park Public Infrastructure Project – Phase 1B).

Councilmember Mellow seconded. Motion carried.

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

Item #R7- Presentation, discussion and consideration of approval of an Assignment and Construction Services Agreement between the Town of Addison and UDR, Inc., in the amount of \$476,379.20, for and regarding the management of the construction of certain public infrastructure (including streets, water and sanitary sewer lines, and other public infrastructure improvements) within that area of the Town generally known as Vitruvian Park (Vitruvian Park Public Infrastructure Project – Phase 1B).

Councilmember Niemann moved to approve a Construction Services Agreement between the Town of Addison and UDR, Inc., in the amount of \$476,379.20, for and regarding the management of the construction of certain public infrastructure (including streets, water and sanitary sewer lines, and other public infrastructure improvements) within that area of the Town generally known as Vitruvian Park (Vitruvian Park Public Infrastructure Project – Phase 1B).

Councilmember Daseke seconded. Motion carried.

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

Abstaining: Braun

Item #R8 - Presentation, discussion and consideration of approval of a Construction and Utility Adjustment Agreement between the Town of Addison and Southwestern Bell Telephone Company, d/b/a AT&T Texas to implement the construction of the duct bank and the relocation of AT&T facilities for the Vitruvian Park Public Infrastructure Project – Phase 1B project.

Councilmember Niemann moved to approve a Construction and Utility Adjustment Agreement between the Town of Addison and Southwestern Bell Telephone Company, d/b/a AT&T Texas to implement the construction of the duct bank and the relocation of AT&T facilities for the Vitruvian Park Public Infrastructure Project – Phase 1B project.

Councilmember Daseke seconded. Motion carried.

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

Councilmember Braun returned to Council Chambers.

Item #R9 - Presentation, discussion and consideration of approval of a contract with Jim Bowman Construction Company, LP, in the amount of \$224,646.00, for Miscellaneous Pavement Improvements throughout the Town.

Councilmember Niemann moved to approve a contract with Jim Bowman Construction Company, LP, in the amount of \$224,646.00, for Miscellaneous Pavement Improvements throughout the Town.

Councilmember Daseke seconded. Motion carried.

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

Item #R10 - Presentation, discussion and consideration of approval to enter into a Project Supplemental Agreement (PSA) with Dallas County to contract for the implementation of a Traffic Signal Upgrade – MCIP Project 10301 within the Town.

Councilmember Braun moved to approve entering into a Project Supplemental Agreement (PSA) with Dallas County to contract for the implementation of a Traffic Signal Upgrade – MCIP Project 10301 within the Town.

Councilmember Daseke 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 an ordinance adding a new Section 82-98 to the City's Code of Ordinances regarding and relating to water conservation.

Councilmember Braun moved to approve Ordinance 009-014 adding a new Section 82-98 to the City's Code of Ordinances regarding and relating to water conservation.

Councilmember Daseke 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 of an ordinance adding a new Section 82-97 to the City's Code of Ordinances regarding and relating to cross-connection control of water connections, including provisions for backflow prevention assembly requirements, fire protection systems, fees, suspension of utility service, enforcement, penalty, and other and related standards and provisions, and repealing Section 82-94 of the Code of Ordinances regarding installation of check valves.

Councilmember Daseke moved to approve Ordinance 009-015 adding a new Section 82-97 to the City's Code of Ordinances regarding and relating to cross-connection control of water connections, including provisions for backflow prevention assembly requirements, fire protection systems, fees, suspension of utility service, enforcement, penalty, and other and related standards and provisions, and repealing Section 82-94 of the Code of Ordinances regarding installation of check valves.

Councilmember Braun seconded. Motion carried.

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

Item #R13 - Presentation, discussion and consideration of approval for the Addison Fire Department to submit a grant application to the U.S. Department of Homeland Security, Assistance to Firefighters Grant Program.

Councilmember Daseke moved to approve for the Addison Fire Department to submit a grant application to the U.S. Department of Homeland Security, Assistance to Firefighters Grant Program.

Councilmember Lay seconded. Motion carried.

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

Mayor Chow requested Items #R22 and #R23 be heard before Item #R14.

Item #R22 - Presentation, discussion and consideration of approval of (1) a proposed Addison Airport Master Landlord's Consent to Sublease form, and (2) the delegation of authority to the City Manager or the City Manager's designee to execute the Master Landlord's Consent to Sublease form for Addison Airport on behalf of the Town.

Councilmember Mellow moved to approve (1) a proposed Addison Airport Master Landlord's Consent to Sublease form, and (2) the delegation of authority to the City Manager or the City Manager's designee to execute the Master Landlord's Consent to Sublease form for Addison Airport on behalf of the Town.

Councilmember Daseke seconded. Motion carried.

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

Item #R23 - Presentation, discussion and consideration of approval of a proposed Addison Airport Non-Aeronautical Use License Agreement, to be used when the owner of off-Airport property desires to use or access any portion of the Airport public area for non-aeronautical purposes.

Councilmember Niemann moved to approve a proposed Addison Airport Non-Aeronautical Use License Agreement, to be used when the owner of off-Airport property desires to use or access any portion of the Airport public area for non-aeronautical purposes.

Councilmember Mellow seconded. Motion carried.

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

Item #R14 - Presentation, discussion and consideration of approval of an agreement with BlueLine Services, for the purchase and replacement of the Town Local Area Network servers, in the amount of \$140,859.54, subject to the City Attorney's final approval.

Councilmember Daseke moved to approve an agreement with BlueLine Services, for the purchase and replacement of the Town Local Area Network servers, in the amount of \$140,859.54, subject to the City Attorney's final approval.

Councilmember Niemann seconded. Motion carried.

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

Item #R15 - Presentation, discussion and consideration of approval of an agreement with TFE Connect, for the purchase and replacement of the Town Local Area Network storage and routers, in the amount of \$116,548.33, subject to the City Attorney's final approval.

Councilmember Daseke moved to approve an agreement with TFE Connect, for the purchase and replacement of the Town Local Area Network storage and routers, in the amount of \$116,548.33, subject to the City Attorney's final approval.

Councilmember Braun seconded. Motion carried.

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

Item #R16 - Presentation, discussion and consideration of approval of an agreement with CompuCom, for the purchase and replacement of the storage resources and management software, backup hardware and software, KVM devices, and VMWare products, in the amount of \$188,599.94, subject to the City Attorney's final approval.

Councilmember Niemann moved to approve an agreement with CompuCom, for the purchase and replacement of the storage resources and management software, backup hardware and software, KVM devices, and VMWare products, in the amount of \$188,599.94, subject to the City Attorney's final approval.

Councilmember Lay seconded. Motion carried.

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

Item #R17 - Presentation, discussion and consideration of approval of an agreement with Solid IT Networks, Inc., for the purchase and replacement of the Town Local Area Network switches and localized indoor wireless devices, in the amount of \$146,783.00, subject to the City Attorney's final approval.

Councilmember Daseke moved to approve an agreement with Solid IT Networks, Inc., for the purchase and replacement of the Town Local Area Network switches and localized indoor wireless devices, in the amount of \$146,783.00, subject to the City Attorney's final approval.

Councilmember Hirsch seconded. Motion carried.

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

Item #R18 - Presentation, discussion and consideration of approval of an agreement with CDWG, for the purchase and replacement of the UPS (uninterrupted power supply), Citrix remote access gateway software, and DR (Disaster Recovery) software, in the amount of \$31,884.00, subject to the City Attorney's final approval.

Councilmember Daseke moved to approve an agreement with CDWG, for the purchase and replacement of the UPS (uninterrupted power supply), Citrix remote access gateway software, and DR (Disaster Recovery) software, in the amount of \$31,884.00, subject to the City Attorney's final approval.

Councilmember Hirsch seconded. Motion carried.

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

Item #R19 - Presentation, discussion and consideration of approval of an agreement with Peak Resources, Inc., for the license upgrade and replacement of the Town Local Area Network firewall, in the amount of \$40,765.00, subject to the City attorney's final approval.

Councilmember Daseke moved to approve an agreement with Peak Resources, Inc., for the license upgrade and replacement of the Town Local Area Network firewall, in the amount of \$40,765.00, subject to the City attorney's final approval.

Councilmember Niemann seconded. Motion carried.

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

Item #R20 - Presentation, discussion and consideration of approval of an agreement with SHI Direct, for the purchase and upgrade of the Town Local Area Network Microsoft licenses, in the amount of \$166,020.00.

Councilmember Niemann moved to approve an agreement with SHI Direct, for the purchase and upgrade of the Town Local Area Network Microsoft licenses, in the amount of \$166,020.00.

Councilmember Lay seconded. Motion carried.

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

Item #R21 - Presentation, discussion and consideration of approval of an agreement with CCS Presentation Systems, for the purchase and installation of audio visual presentations systems at the Town facilities conference and meeting rooms, in the amount of \$71,273.00, subject to the City Attorney's final approval.

Councilmember Niemann moved to approve an agreement with CCS Presentation Systems, for the purchase and installation of audio visual presentations systems at the Town facilities conference and meeting rooms, in the amount of \$71,273.00, subject to the City Attorney's final approval.

Councilmember Braun seconded. Motion carried.

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

At 9:55 P.M., Mayor Chow announced that Council would convene into Executive Session to discuss the following Item:

Item #ES1 - Closed (executive) session of the Addison City Council, pursuant to Section 551.072, Texas Government Code, to deliberate the lease or value of certain real property located within the Town.

The Council came out of Executive Session at 10:29 P.M.

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



Mayor-Joe Chow

Attest:



City Secretary-Lea Dunn