



**REGULAR MEETING & WORK SESSION  
OF THE CITY COUNCIL**

**August 25, 2015**

**ADDISON TOWN HALL**

**5300 BELT LINE RD., DALLAS, TX 75254**

**5:30 PM DINNER**

**6:00 PM WORK SESSION**

**7:30 PM REGULAR MEETING**

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**WORK SESSION**

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- A. Presentation and discussion regarding the adoption of a policy for granting license agreements for the private use of the public right of way in Addison Circle.
  - B. Discussion regarding the current definition of a hotel or motel as contained in the Town's zoning ordinance, a change to that definition, and the Town's process for considering future requests for hotels or motels.
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**REGULAR MEETING**

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**Pledge of Allegiance**

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1. Announcements and Acknowledgements regarding Town and Council Events and Activities

Discussion of Events/Meetings

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2. Public Comment.

The City Council invites citizens to address the City Council on any topic not on this agenda. Please fill out a **City Council Appearance Card** and submit it to a city staff member prior to Public Participation. Speakers are allowed **up to three (3) minutes per speaker** with **fifteen (15) total minutes** on items of interest or concern and not on items that are on the current agenda. In accordance with the Texas Open Meetings Act, the City Council cannot take action on items not listed on the agenda. The Council may choose to place the item on a future agenda.

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### Consent Agenda: Items 3-6

*All items listed under the Consent Agenda are considered routine by the City Council and will be enacted by one motion with no individual consideration. If individual consideration of an item is requested, it will be pulled from the Consent Agenda and discussed separately.*

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3. Approval of the August 5, 2015 City Council Special Meeting and Work Session Minutes and the August 11, 2015 City Council Regular Meeting and Work Session Minutes.
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4. PRELIMINARY REPLAT/Meridian Square Lot 1A, Block A. Take action regarding a preliminary replat for one lot totaling 1.195 acres located generally at the southeast corner of Quorum and Airport Parkway, on application from Addison Urban Development Partners, LLC, represented by Mr. Timothy Baumann.
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5. Approval of an Ordinance amending the Code of Ordinances of the City by amending Chapter 82 (Utilities), Article I (In General), Division 5 (Rates and Charges) by amending Section 82-77 increasing water rates for all customer classifications.
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6. Approval of a resolution for a contract for depository services, a Treasury Management Services Agreement, and a Security Agreement with Frost Bank, subject to final approval by the City Manager and City Attorney.
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## Regular Items

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7. Presentation and introduction of the Metrocrest Chamber of Commerce's new president.

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  8. Present, discuss, consider and take action approving a resolution adopting a policy for granting license agreements for the private use of the public right of way in Addison Circle.

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  9. **PUBLIC HEARING.** Public hearing regarding the Town of Addison's proposed tax rate increase for the Fiscal Year commencing October 1, 2015 and ending September 30, 2016.

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  10. Presentation and discussion regarding the Town's code enforcement program.

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  11. Present, discuss, consider, and take action regarding a contract for residential refuse and recycling services to Community Waste Disposal, LLC.
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## Executive Session

Closed (Executive) session of the Addison City Council pursuant to Section 551.087, Texas Government Code, to discuss or deliberate regarding commercial or financial information that the City Council has received from a business prospect or business prospects that the City Council seeks to have locate, stay, expand in or near the territory of the Town of Addison and with which the City Council is conducting economic development negotiations, and/or to deliberate the offer of a financial or other incentive to such business prospect or business prospects.

Closed (Executive) session of the Addison City Council pursuant to Section 551.071, Tex. Gov. 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 under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551, Tex. Gov. Code, regarding (1) the sign code ordinance, and (2) the processing of public information requests.

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Regular Items Continued

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12. **RECONVENE INTO REGULAR SESSION:** In accordance with Texas Government Code, Chapter 551, the City Council will reconvene into Regular Session to consider action, if any, on matter discussed in Executive Session.
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Adjourn Meeting

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NOTE: The City Council reserves the right to meet in Executive Session closed to the public at any time in the course of this meeting to discuss matters listed on the agenda, as authorized by the Texas Open Meetings Act, Texas Government Code, Chapter 551, including §551.071 (private consultation with the attorney for the City); §551.072 (purchase, exchange, lease or value of real property); §551.074 (personnel or to hear complaints against personnel); §551.076 (deployment, or specific occasions for implementation of security personnel or devices); and §551.087 (economic development negotiations). Any decision held on such matters will be taken or conducted in Open Session following the conclusion of the Executive Session.

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Posted:  
Chelsea Gonzalez, August 21, 2015, 5:00pm

**THE TOWN OF ADDISON IS ACCESSIBLE TO PERSONS WITH DISABILITIES.  
PLEASE CALL (972) 450-7090 AT LEAST  
48 HOURS IN ADVANCE IF YOU NEED ASSISTANCE.**

AI-1256

A.

**Work Session and Regular Meeting**

**Meeting Date:** 08/25/2015

**Department:** Infrastructure- Development Services

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**AGENDA CAPTION:**

Presentation and discussion regarding the adoption of a policy for granting license agreements for the private use of the public right of way in Addison Circle.

**BACKGROUND:**

Addison Circle was designed to foster an active pedestrian environment with a variety of ground level retail and commercial uses in many locations. Addison Circle is zoned Urban Center (UC). When the UC standards were adopted, regulations were established regarding the pedestrian areas including landscaping and sidewalk widths. Varying sidewalk widths were contemplated for the different streets within the district depending on the type of street and ground floor uses, with the more heavily trafficked areas having wider sidewalks (8 feet-10 feet) and the less trafficked, side streets requiring smaller sidewalks (6 feet). In order to maintain better control over these areas, the sidewalk is included as part of the public right of way and is owned and maintained by the Town.

In certain areas of the district there is additional pedestrian space in the right of way than what is called for in the standards. In 2013, the Town was approached by Post Properties regarding such an area with a request to allow a potential restaurant tenant to utilize a portion of the public right of way for a patio. The Town assessed the area and determined that the proposal would maintain a 10 foot wide unobstructed sidewalk and did not interfere with the ADA required accessible path or the natural flow of pedestrian traffic through the area. For these reasons, the Council approved a license agreement to allow Post Properties and their tenant, Taco Borracho, the right to use a portion of the Town's right of way for a patio.

The thinking at the time was that this would be a unique request. However, Town staff is now fielding multiple requests from other businesses within Addison Circle to use a portion of the public pedestrian area adjacent to their business. Staff is seeking formal direction from Council through the adoption of a policy regarding when and how license agreement requests for this purpose should be considered. Staff has proposed a draft policy which will be presented and discussed with Council at the meeting.

**RECOMMENDATION:**

N/A

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AI-1271

B.

**Work Session and Regular Meeting**

**Meeting Date:** 08/25/2015

**Department:** Infrastructure- Development Services

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**AGENDA CAPTION:**

Discussion regarding the current definition of a hotel or motel as contained in the Town's zoning ordinance, a change to that definition, and the Town's process for considering future requests for hotels or motels.

**BACKGROUND:**

Staff will lead a discussion with City Council regarding a potential change the current definition of a hotel or motel and how future requests for hotel developments will be processed and considered by staff and the City Council.

**RECOMMENDATION:**

N/A

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AI-1264

3.

**Work Session and Regular Meeting**

**Meeting Date:** 08/25/2015

**Department:** City Manager

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**AGENDA CAPTION:**

Approval of the August 5, 2015 City Council Special Meeting and Work Session Minutes and the August 11, 2015 City Council Regular Meeting and Work Session Minutes.

**BACKGROUND:**

N/A

**RECOMMENDATION:**

Administration recommends approval.

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**Attachments**

08-05-2015 Minutes

08-11-2015 Minutes

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# **DRAFT**

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

August 5, 2015

Addison Town Hall, 5300 Belt Line Rd., Dallas, TX 75254

2:00 PM Executive Session I 3:00 PM Work Session

Present: Arfsten; Carpenter; Heape; Hughes; Meier, Mayor; Moore; Wilcox

## **OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL SPECIAL MEETING**

August 5, 2015

Addison Town Hall, 5300 Belt Line Rd., Dallas, TX 75254

2:00 PM Executive Session I 3:00 PM Work Session

Posted by: Chelsea Gonzalez, July 31, 2015, 5:00pm

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### **SPECIAL MEETING**

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Closed (Executive) session of the Addison City Council pursuant to Section 551.074, Texas Government Code, to deliberate the appointment, employment, and duties of the City Secretary.

The City Council entered executive session at 2:03 pm.

The City Council closed executive session at 2:40 pm.

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### **WORK SESSION**

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- A. Presentations, review, and discussion of and regarding the proposed annual budget for the Town of Addison for Fiscal Year 2015- 2016 (beginning October 1, 2015 and ending September 30, 2016), including but not limited to the Utility Fund, Stormwater Fund, Airport Fund, Hotel Fund, Economic Development Fund, Information Technology Fund, Capital Replacement Fund, and the General Fund.

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Adjourn Meeting

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NOTE: The City Council reserves the right to meet in Executive Session closed to the public at any time in the course of this meeting to discuss matters listed on the agenda, as authorized by the Texas Open Meetings Act, Texas Government Code, Chapter 551, including §551.071 (private consultation with the attorney for the City); §551.072 (purchase, exchange, lease or value of real property); §551.074 (personnel or to hear complaints against personnel); §551.076 (deployment, or specific occasions for implementation of security personnel or devices); and §551.087 (economic development negotiations). Any decision held on such matters will be taken or conducted in Open Session following the conclusion of the Executive Session.

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Mayor-Todd Meier

Attest:

\_\_\_\_\_  
City Secretary-Chelsea Gonzalez

# **DRAFT**

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

August 11, 2015

Addison Town Hall, 5300 Belt Line Rd., Dallas, TX 75254

6:30 PM Work Session | 7:30 PM Regular Meeting

Present: Arfsten; Carpenter; Heape; Hughes; Mayor Meier; Moore; Wilcox

## **OFFICIAL ACTIONS OF THE ADDISON CITY COUNCIL REGULAR MEETING**

August 11, 2015

Addison Town Hall, 5300 Belt Line Rd., Dallas, TX 75254

6:30 PM Work Session | 7:30 PM Regular Agenda

Posted by: Chelsea Gonzalez, August 7, 2015, 5:00pm

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### **WORK SESSION**

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- A. Presentation on and update from the WaterTower Theatre.
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### **REGULAR MEETING**

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#### **Pledge of Allegiance**

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Announcements and Acknowledgements regarding Town and Council Events and Activities

Discussion of Events/Meetings

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## Public Comment.

The City Council invites citizens to address the City Council on any topic not already scheduled for Public Hearing. Please fill out a **City Council Appearance Card** and submit it to a city staff member prior to Public Participation. Speakers are allowed **up to three (3) minutes per speaker** with **fifteen (15) total minutes** on items of interest or concern and not on items that are on the current agenda. In accordance with the Texas Open Meetings Act, the City Council cannot take action on items not listed on the agenda. The Council may choose to place the item on a future agenda.

The following individuals spoke during the public comment section.

- Jane Lenz, 3942 Asbury Lane, spoke in regards to artist renderings for the Beautify Belt Line project.
- Bob Jacoby, 4016 Rive Lane, spoke in regards to Dallas Morning News newspapers on driveways.
- Debra Morgan, 3805 Park Place, spoke in regards to public art in Addison.
- Becky Thompson, 17112 Vinland Drive, spoke in regards to Village on the Parkway roundabouts.

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## Consent Agenda: Items 3-4

*All items listed under the Consent Agenda are considered routine by the City Council and will be enacted by one motion with no individual consideration. If individual consideration of an item is requested, it will be pulled from the Consent Agenda and discussed separately.*

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3. Approval of the July 14, 2015 City Council Special Meeting and Work Session Minutes.

### RECOMMENDATION:

Administration recommends approval.

Motion made by Moore to approve, as submitted,  
Seconded by Hughes

**Voting** AYE: Arfsten, Carpenter, Heape, Hughes, Mayor Meier,  
Moore, Wilcox

Passed

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4. Approval of payment to Legacy Contracting, LP for the emergency repair work on Water Pump #2 and motor at Celestial Pump Station in the amount of \$50,277.45.

**RECOMMENDATION:**

Administration recommends approval.

Motion made by Moore to approve, as submitted,  
Seconded by Hughes

**Voting** AYE: Arfsten, Carpenter, Heape, Hughes, Mayor Meier,  
Moore, Wilcox

Passed

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## Regular Items

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5. Presentation and introduction of the Metrocrest Chamber of Commerce's new president.

Item 5 was tabled for a future meeting date.

6. Presentation regarding the status of the Addison Arbor Foundation sculpture projects.

**RECOMMENDATION:**

This item is for discussion purposes only and no action needs to be taken at this time.

Dr. Jay Ihrig, Addison Arbor Foundation President, presented and spoke regarding the upcoming sculpture projects.

There was no action taken on this item.

7. Discussion and consideration of any action relating to the appointment of the City Secretary.

Motion made by Mayor Meier to appoint Laura Bell as City Secretary,  
Seconded by Moore

**Voting** AYE: Arfsten, Carpenter, Heape, Hughes, Mayor Meier,  
Moore, Wilcox

Passed

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8. Present, discuss, consider and take action regarding a resolution establishing a potential maximum property tax rate for the Town's fiscal year beginning October 1, 2015 and ending September 30, 2016, and designating dates for public hearings regarding the proposed budget and proposed tax rate for the said 2015/2016 fiscal year.

**RECOMMENDATION:**

Because the City Manager's Proposed Budget provides for a tax rate exceeding the net effective rate, it is recommended that Council establishes a rate through the attached resolution.

Cheryl Delaney, Deputy City Manager and acting Chief Financial Officer, spoke regarding this item.

The record reflects that every Council Member voted for the proposed resolution.

Motion made by Mayor Meier to approve, the resolution establishing a vote of record for a proposed tax rate of \$0.595520 and also the dates for the public hearings on the budget which are August 25, 2015 at 7:30 pm and September 1, 2015 at 7:30 pm in Addison Town Hall's Council Chambers,

Seconded by Arfsten

**Voting** AYE: Arfsten, Carpenter, Heape, Hughes, Mayor Meier,  
Wilcox

NAY: Moore

Passed

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9. Discuss, consider, and take action approving a resolution for a contract to Convergent Technologies, for the purchase and installation of a camera system at the Addison PD, Court and Jail in the amount of \$100,508.43.

**RECOMMENDATION:**

Administration recommends approval.

Hamid Khaleghipour, Director of Information Technology, spoke regarding this item.

Motion made by Arfsten to approve, as submitted,  
Seconded by Carpenter

**Voting** AYE: Arfsten, Carpenter, Heape, Hughes, Mayor Meier,  
Moore, Wilcox

Passed

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10. Discuss, consider and take action regarding an award of bid to The Christmas Light Company, for the installation, maintenance and removal of the Holiday Lights for the Vitruvian Park in the amount of \$118,210.

**RECOMMENDATION:**

Administration recommends approval.

Mark Acevedo, Director of General Services and Events, and Chris Terry, Assistant City Manager, spoke regarding this item.

Motion made by Mayor Meier to approve, as submitted,

Seconded by Moore

**Voting** AYE: Arfsten, Carpenter, Heape, Hughes, Mayor Meier,  
Moore, Wilcox

Passed

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11. Present, discuss, consider, and take action regarding a contract to EAS Contracting, LP, for certain Airport aircraft and parking lot pavement improvements for an amount not to exceed \$468,741.

**RECOMMENDATION:**

Administration recommends approval.

Lisa Pyles, Director of Infrastructure and Development Services, spoke regarding this item.

Motion made by Moore to approve, as submitted,

Seconded by Heape

**Voting** AYE: Arfsten, Carpenter, Heape, Hughes, Mayor Meier,  
Moore, Wilcox

Passed

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12. Discuss, consider, and take action regarding an award of bid to Stripe-A-Zone, Inc., for the annual street pavement markings project for an amount not to exceed \$94,611.50.

**RECOMMENDATION:**

Administration recommends approval.

Lisa Pyles, Director of Infrastructure and Development Services, spoke regarding this item.

Motion made by Hughes to approve, as submitted,

Seconded by Mayor Meier

**Voting** AYE: Arfsten, Carpenter, Heape, Hughes, Mayor Meier,  
Moore, Wilcox

Passed

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13. Discuss, consider, and take action approving a resolution for an agreement with AT&T for the relocation of cable lines in connection with the Belt Line Utility Undergrounding project in the amount of \$177,747.72.

**RECOMMENDATION:**

Administration recommends approval.

Lisa Pyles, Director of Infrastructure and Development Services, spoke regarding this item.

Motion made by Carpenter to approve, as submitted,

Seconded by Arfsten

**Voting** AYE: Arfsten, Carpenter, Heape, Hughes, Mayor Meier,  
Moore, Wilcox

Passed

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14. Present, discuss, consider and take action regarding Work Authorization #14 for Les Lacs Pond Water Well Pump Rebuild under the Master Service Agreement with Halff Associates for an amount not to exceed \$77,000.

**RECOMMENDATION:**

Administration recommends approval.

Lisa Pyles, Director of Infrastructure and Development Services, spoke regarding items, 14, 15, and 16.

Motion made by Moore to approve, items 14, 15, and 16.

Seconded by Heape

**Voting** AYE: Arfsten, Carpenter, Heape, Hughes, Mayor Meier, Moore, Wilcox

Passed

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15. Present, discuss, consider and take action regarding Work Authorization #15 for Les Lacs Pond Water Well Transfer Piping System Improvements under the Master Service Agreement with Halff Associates for an amount not to exceed \$70,000.

RECOMMENDATION:

Administration recommends approval.

Lisa Pyles, Director of Infrastructure and Development Services, spoke regarding items, 14, 15, and 16.

Motion made by Moore to approve, items 14, 15, and 16.

Seconded by Heape

**Voting** AYE: Arfsten, Carpenter, Heape, Hughes, Mayor Meier, Moore, Wilcox

Passed

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16. Present, discuss, consider and take action regarding Work Authorization #16 for Les Lacs Pond Water Quality Monitoring and Well Pump Operation Program under the Master Service Agreement with Halff Associates for an amount not to exceed \$93,000.

RECOMMENDATION:

Administration recommends approval.

Lisa Pyles, Director of Infrastructure and Development Services, spoke regarding items, 14, 15, and 16.

Motion made by Moore to approve, items 14, 15, and 16.

Seconded by Heape

**Voting** AYE: Arfsten, Carpenter, Heape, Hughes, Mayor Meier,  
Moore, Wilcox

Passed

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17. Discuss, consider and take action approving an ordinance providing for certain amendments to Chapter 10, Animals, of the Code of Ordinances of the Town, regarding the feeding of waterfowl.

**RECOMMENDATION:**

Administration recommends approval.

Slade Strickland, Director of Parks, and Brenda McDonald, City Attorney, spoke regarding this item.

Motion made by Moore to approve, as submitted,  
Seconded by Wilcox

**Voting** AYE: Arfsten, Carpenter, Heape, Hughes, Mayor Meier,  
Moore, Wilcox

Passed

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### Executive Session

Closed (executive) session of the Addison City Council pursuant to Section 551.071, Tex. Gov. 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 under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551, Tex. Gov. Code, regarding the keeping of livestock in the city limits; and pending or contemplated litigation: Town of Addison v. Landmark Structures I.L.F. and Urban Green Energy, Cause No. DC-15-07691, 44th Judicial District Court, Dallas County and demand letter from Brett Sanders.

The City Council entered executive session at 9:16 pm.

The City Council closed executive session at 10:38 pm.

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### Reconvene from Executive Session

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18. **RECONVENE INTO REGULAR SESSION:** In accordance with Texas Government Code, Chapter 551, the City Council will reconvene into Regular Session to consider action, if any, on matter discussed in Executive Session.

There was no action taken on this item.

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Adjourn Meeting

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NOTE: The City Council reserves the right to meet in Executive Session closed to the public at any time in the course of this meeting to discuss matters listed on the agenda, as authorized by the Texas Open Meetings Act, Texas Government Code, Chapter 551, including §551.071 (private consultation with the attorney for the City); §551.072 (purchase, exchange, lease or value of real property); §551.074 (personnel or to hear complaints against personnel); §551.076 (deployment, or specific occasions for implementation of security personnel or devices); and §551.087 (economic development negotiations). Any decision held on such matters will be taken or conducted in Open Session following the conclusion of the Executive Session.

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Mayor-Todd Meier

Attest:

\_\_\_\_\_  
City Secretary-Chelsea Gonzalez

AI-1258

4.

**Work Session and Regular Meeting**

**Meeting Date:** 08/25/2015

**Department:** Infrastructure- Development Services

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**AGENDA CAPTION:**

PRELIMINARY REPLAT/Meridian Square Lot 1A, Block A. Take action regarding a preliminary replat for one lot totaling 1.195 acres located generally at the southeast corner of Quorum and Airport Parkway, on application from Addison Urban Development Partners, LLC, represented by Mr. Timothy Baumann.

**BACKGROUND:**

**COMMISSION FINDINGS:**

The Addison Planning and Zoning Commission, meeting in regular session on August 18, 2015, voted to recommend approval of a preliminary replat for a lot totaling 1.195 acres located generally at the southeast corner of Quorum and Airport Parkway, subject to no conditions.

Voting Aye: Griggs, Morgan, Oliver, Robbins, Robinson

Voting Nay: none

Absent: Ennis, Smith

**RECOMMENDATION:**

Administration recommends approval.

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**Attachments**

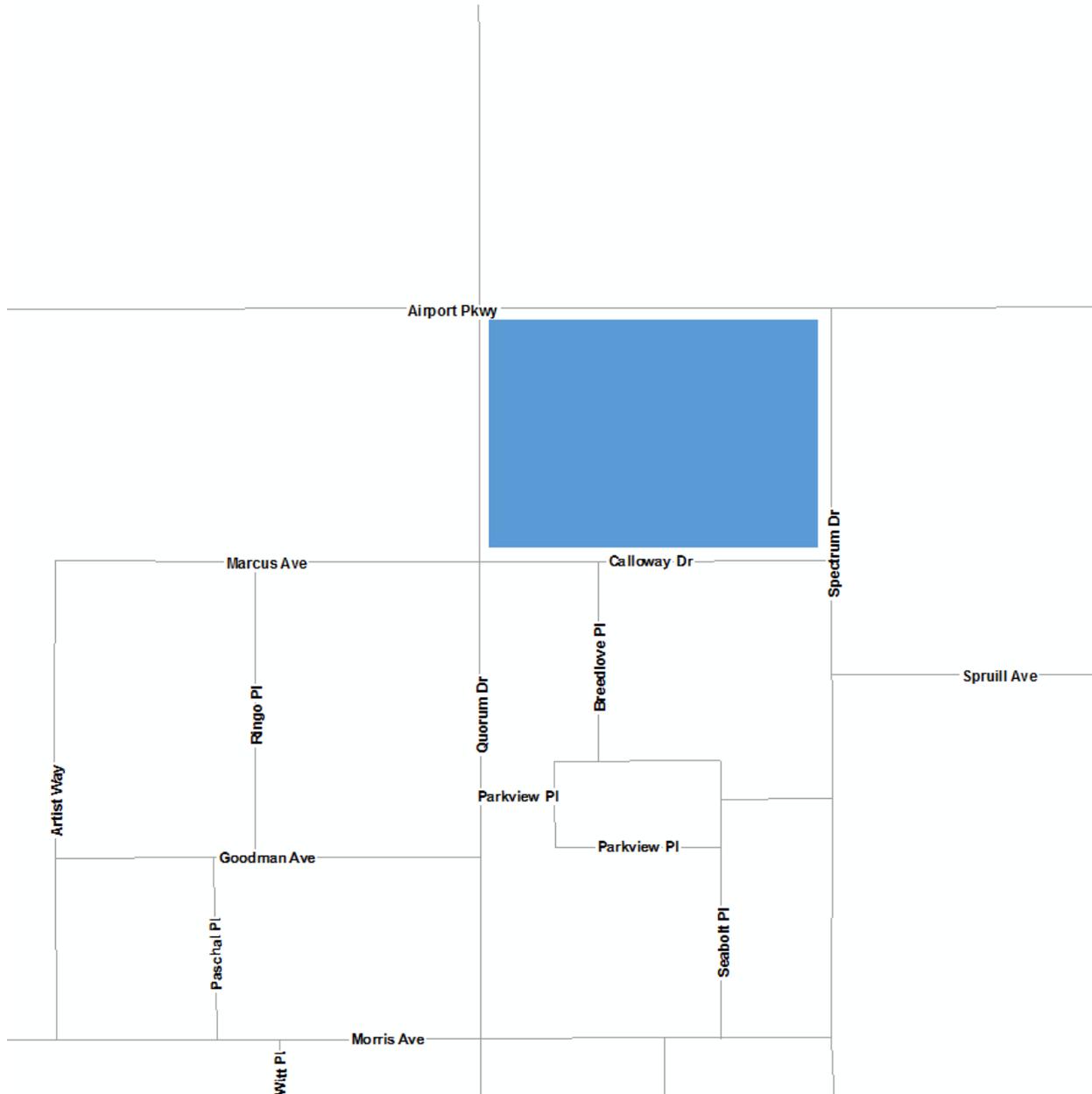
Meridian Square Lot 1A Block A Council Packet

Preliminary Replat Meridian Square Lot 1A Block A

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# PRELIMINARY REPLAT/Meridian Square Lot 1A, Block A

PRELIMINARY REPLAT/Meridian Square Lot 1A, Block A. Presentation, discussion and consideration of a recommendation regarding a preliminary replat for one lot totaling 1.195 acres located generally at the southeast corner of Quorum and Airport Parkway, on application from Addison Urban Development Partners, LLC, represented by Mr. Timothy Baumann.





August 14, 2015

STAFF REPORT

RE: PRELIMINARY REPLAT/  
Meridian Square Lot 1A, Block A

LOCATION: Generally located at the southeast  
corner of Quorum and Airport  
Parkway

REQUEST: Approval of a preliminary replat

APPLICANT: Addison Urban Development  
Partners, LLC, represented by Mr.  
Timothy Baumann.

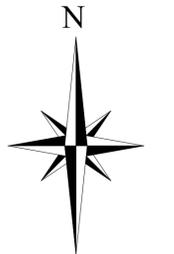
DISCUSSION:

Background. The current plat for this property was approved in 2009. At that time it contemplated dividing Block A into two lots. As the development progressed, it was determined that the property will only be one lot. The purpose of this replat is to remove the existing lot line and create a single lot named Lot 1A.

Engineering Review. The replat has been reviewed by Town staff and found to be in compliance with all requirements.

RECOMMENDATION:

Staff recommends approval of the proposed preliminary replat subject to no conditions.



LOT 1, BLOCK A  
 PARKWAY BUSINESS CENTER I  
 VOL. 81237, PG. 1939  
 M.R.D.C.T.

LOT 1, BLOCK A  
 HARRIS ADDITION  
 VOL. 78017, PG. 1067  
 M.R.D.C.T.

VICINITY MAP  
 (NOT TO SCALE)



SWGA VENTURES, LTD.  
 VOL. 2004017, PG. 6921  
 D.R.D.C.T.

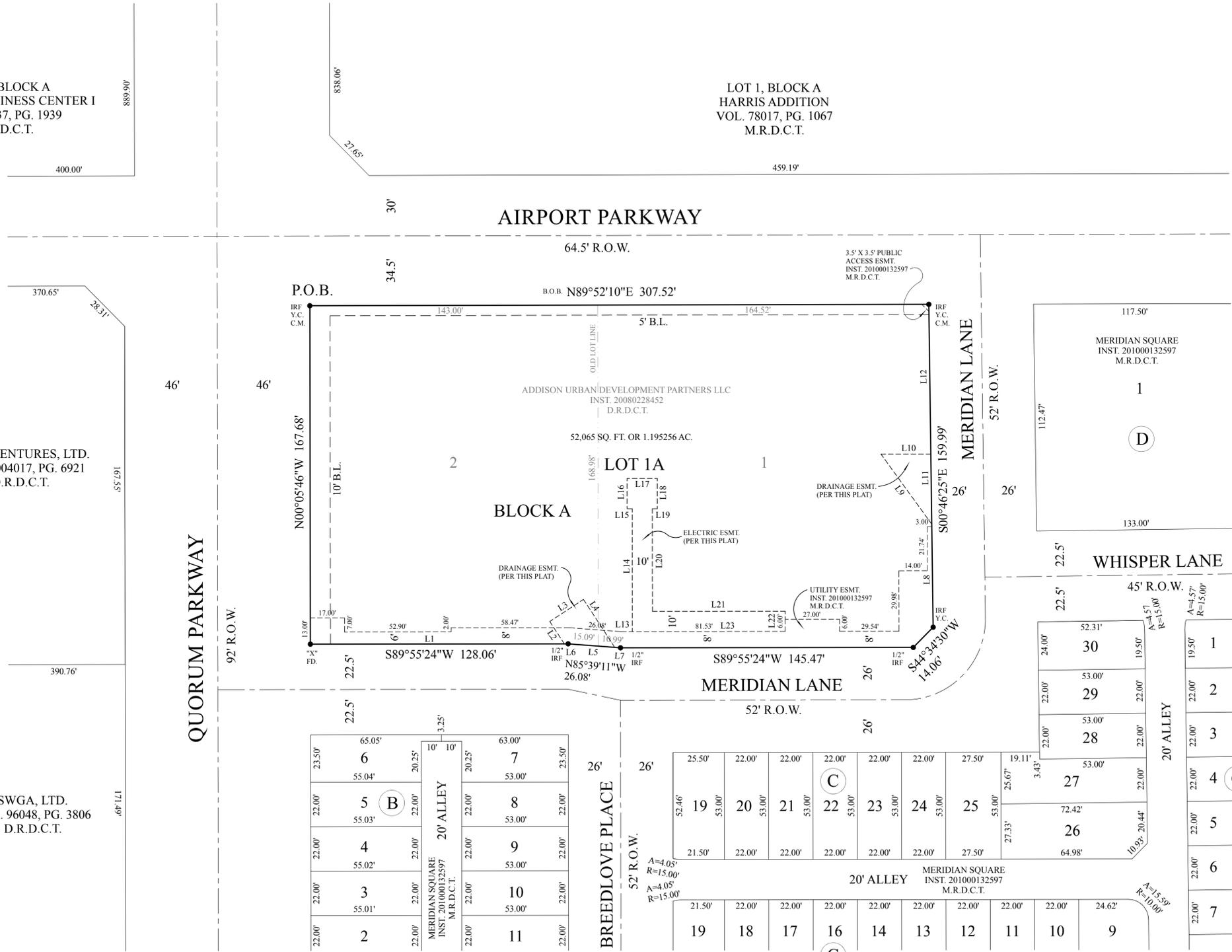
SWGA, LTD.  
 VOL. 96048, PG. 3806  
 D.R.D.C.T.

LEGEND :

- AC. = ACRES
- B.O.B. = BASIS OF BEARINGS
- C.M. = CONTROL MONUMENT
- B.L. = BUILDING LINE
- D.R.D.C.T. = DEED RECORDS, DALLAS COUNTY, TX
- ESMT. = EASEMENT
- FD. = FOUND
- INST. = INSTRUMENT
- IRF = IRON ROD FOUND
- M.R.D.C.T. = MAP RECORDS, DALLAS COUNTY, TX
- PG. = PAGE
- R.O.W. = RIGHT OF WAY
- SQ. FT. = SQUARE FEET
- VOL. = VOLUME
- Y.C. = YELLOW CAP

NOTES :

- (1.) BASIS OF BEARINGS IS THE SOUTH LINE OF AIRPORT PARKWAY (N89°52'10"E), PER RECORDED PLAT, MERIDIAN SQUARE ADDITION, AS RECORDED IN COUNTY CLERK INSTRUMENT NUMBER 201000132597, MAP RECORDS, DALLAS COUNTY, TEXAS.
- (2.) THE PURPOSE OF THIS REPLAT, IS TO COMBINED TWO LOTS, INTO ONE LOT.



LINE TABLE

L1 = S89°55'24"W 126.15'
L2 = N33°1'005"W 13.21'
L3 = N56°49'55"E 20.00'
L4 = S33°1'005"E 28.38'
L5 = N85°39'11"W 23.20'
L6 = S89°55'24"W 1.91'
L7 = N85°39'11"W 2.88'
L8 = S00°46'25"E 51.00'
L9 = N35°58'51"W 43.03'
L10 = N89°59'53"W 24.81'
L11 = S00°46'25"E 34.82'
L12 = S00°46'25"E 74.17'
L13 = S89°55'24"W 5.59'
L14 = N00°04'36"W 60.87'
L15 = S89°55'24"W 2.50'
L16 = N00°04'36"W 15.00'
L17 = N89°55'24"E 15.00'
L18 = S00°04'36"E 15.00'
L19 = S89°55'24"W 2.50'
L20 = S00°04'36"E 50.87'
L21 = N89°55'24"E 65.94'
L22 = S00°04'36"E 10.00'
L23 = S89°55'24"W 79.94'

"PRELIMINARY. THIS DOCUMENT SHALL NOT BE RECORDED FOR ANY PURPOSE AND SHALL NOT BE USED OR VIEWED OR RELIED UPON AS A FINAL SURVEY DOCUMENT".

PRELIMINARY PLAT  
 MERIDIAN SQUARE  
 LOT 1A, BLOCK A  
 52,065 SQ. FT. OR 1.195256 AC.  
 A REPLAT OF MERIDIAN SQUARE  
 AS PREVIOUSLY RECORDED IN INST. 201000132597  
 TOWN OF ADDISON  
 DALLAS COUNTY, TEXAS  
 MAP RECORDS, DALLAS COUNTY, TEXAS  
 SITUATED IN THE  
 G.W. FISHER SURVEY - ABSTRACT SURVEY NO. 482

OWNER : ADDISON URBAN DEVELOPMENT PARTNERS LLC  
 14677 MIDWAY ROAD, SUITE 101  
 ADDISON, TEXAS 75001  
 TEL : 214-707-8466

SURVEYOR : OLIVER SURVEYORS  
 L.S. FIRM NO. 1012800  
 P.O. BOX 181626  
 DALLAS, TX 75218  
 TEL : 214-327-9773

OWNER'S CERTIFICATE AND DEDICATION

STATE OF TEXAS  
COUNTY OF DALLAS

WHEREAS, ADDISON URBAN DEVELOPMENT PARTNERS LLC, IS THE OWNER OF A 1.195217 ACRE TRACT OF LAND SITUATED IN THE G.W. FISHER SURVEY, ABSTRACT NO. 482, TOWN OF ADDISON, DALLAS COUNTY, TEXAS, SAID TRACT ALSO BEING PART OF TRACT 1, AS CONVEYED TO SAID ADDISON URBAN DEVELOPMENT PARTNERS LLC, AS RECORDED IN INSTRUMENT NUMBER 20080228452, DEED RECORDS, DALLAS COUNTY, TEXAS, SAID 1.195217 ACRE TRACT ALSO BEING ALL LOTS 1 AND 2, IN BLOCK A, OF MERIDIAN SQUARE, AN ADDITION TO THE TOWN OF ADDISON, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF RECORDED IN INSTRUMENT NUMBER 201000132597, OF THE MAP RECORDS, OF DALLAS COUNTY, TEXAS AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING AT A POINT IN THE INTERSECTION OF THE PRESENT SOUTH LINE OF AIRPORT PARKWAY (A 64.5 FOOT RIGHT OF WAY), AND OF THE EAST LINE OF QUORUM PARKWAY (A 92 FOOT RIGHT OF WAY), SAID POINT ALSO BEING THE MOST NORTHWESTERLY CORNER OF SAID LOT 2, AN IRON ROD WITH YELLOW CAP FOUND FOR CORNER;

THENCE NORTH 89°52'10" EAST, LEAVING SAID INTERSECTION OF SAID SOUTH LINE OF AIRPORT PARKWAY AND OF SAID EAST LINE OF QUORUM PARKWAY, ALONG SAID SOUTH LINE OF AIRPORT PARKWAY, PASSING AT A DISTANCE OF 143.00 FEET, THE MOST NORTHEASTERLY CORNER OF SAID LOT 2, SAID MOST NORTHEASTERLY CORNER OF SAID LOT 2, ALSO BEING THE MOST NORTHWESTERLY CORNER OF SAID LOT 1, CONTINUING ALONG IN ALL A DISTANCE OF 307.52 FEET TO A POINT IN THE INTERSECTION OF SAID SOUTH LINE OF AIRPORT PARKWAY AND WITH THE WEST LINE OF MERIDIAN LANE (A 52 FOOT RIGHT OF WAY), SAID POINT ALSO BEING THE MOST NORTHEASTERLY CORNER OF SAID LOT 1, AN IRON ROD WITH YELLOW CAP FOUND FOR CORNER;

THENCE SOUTH 00°46'25" EAST, LEAVING SAID INTERSECTION OF SAID SOUTH LINE OF AIRPORT PARKWAY AND OF SAID WEST LINE OF MERIDIAN LANE, ALONG SAID WEST LINE OF MERIDIAN LANE, A DISTANCE OF 159.99 FEET TO A POINT BEING THE MOST SOUTHEASTERLY CORNER OF SAID LOT 1, AN IRON ROD WITH YELLOW CAP FOUND FOR CORNER;

THENCE SOUTH 44°34'30" WEST, ALONG A NORTHWESTERLY LINE OF SAID MERIDIAN LANE, A DISTANCE OF 14.06 FEET TO A POINT IN THE NORTHERLY LINE OF SAID MERIDIAN LANE (A 52 FOOT RIGHT OF WAY), AN 1/2 INCH IRON ROD FOUND FOR CORNER;

THENCE SOUTH 89°55'24" WEST, ALONG SAID NORTHERLY LINE OF MERIDIAN LANE, A DISTANCE OF 145.47 FEET TO A POINT BEING A CORNER OF SAID LOT 1, AN 1/2 INCH IRON ROD FOUND FOR CORNER;

THENCE NORTH 85°39'11" WEST, ALONG SAID NORTHERLY LINE OF MERIDIAN LANE, PASSING AT A DISTANCE OF 10.99 FEET THE MOST SOUTHWESTERLY CORNER OF SAID LOT 1, SAID MOST SOUTHWESTERLY CORNER OF SAID LOT 1, ALSO BEING THE MOST SOUTHEASTERLY CORNER OF SAID LOT 2, CONTINUING IN ALL A DISTANCE OF 26.08 FEET TO A POINT, SAID POINT ALSO BEING A CORNER OF SAID LOT 2, AN 1/2 INCH IRON ROD FOUND FOR CORNER;

THENCE SOUTH 89°55'24" WEST, ALONG SAID NORTHERLY LINE OF MERIDIAN LANE, A DISTANCE OF 128.06 FEET TO A POINT IN THE INTERSECTION OF SAID NORTHERLY LINE OF MERIDIAN LANE AND OF SAID EAST LINE OF QUORUM PARKWAY, SAID POINT ALSO BEING THE MOST SOUTHWESTERLY CORNER OF LOT 2, AN "X" FOUND FOR CORNER;

THENCE NORTH 00°05'46" WEST, LEAVING SAID INTERSECTION OF SAID NORTHERLY LINE OF MERIDIAN LANE AND OF SAID EAST LINE OF QUORUM PARKWAY, A DISTANCE OF 167.68 FEET TO THE POINT OF BEGINNING AND CONTAINING 52,065 SQUARE FEET OR 1.195256 ACRES OF LAND.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS:

That Addison Urban Development Partners LLC, does hereby adopt this plat designating the hereinabove property as a Replat of Meridian Square Lot 1A Block A, an addition to the Town of Addison, Texas, and subject to the conditions, restrictions and reservations stated hereinafter, owner dedicates to the public use forever the streets and alleys shown thereon. The easement shown on this plat are hereby reserved for the purposes as indicated, including, but not limited to, the installation and maintenance of water, sanitary sewer, storm sewer, drainage, election, telephone, gas and cable television. Owner shall have the right to use these easements, provided, however, that it does not unreasonably interfere or impede with the provision of the services to others. Said utility easements are hereby being reserved by mutual use and accommodation of all public utilities using or desiring to use the same. An express easement of ingress and egress is hereby expressly granted on, over and across all such easements for the benefit of the provider of services for which easements are granted. Any drainage and floodway easement shown hereon is hereby dedicated to the public's use forever, but including the following covenants with regards to maintenance responsibilities. The existing channels or creeks traversing the drainage and floodway easement will remain as an open channel, unless required to be enclosed by ordinance, at all times and shall be maintained by the individual owners of the lot or lots that are traversed by or adjacent to the drainage and floodway easement. The town will not be responsible for the maintenance and operation of said creek or creeks or for any damage or injury of private property or person that results from the flow of water along said creek, or for the control of erosion. No obstruction to the natural flow of water runoff shall be permitted by construction of any type building, fence or any other structure within the drainage and floodway easement. Provided, however, it is understood that in the event it becomes necessary for the town to channelize or consider erecting any type of drainage structure in order to improve the storm drainage, then in such event, the town shall have the right, but not the obligation, to enter upon the drainage and floodway easement at any point, or points, with all rights of ingress and egress to investigate, survey, erect, construct or maintain any drainage facility deemed necessary by the town for maintenance or efficiency of its respective system or service. Water main and sanitary sewer easements shall also include additional area of working space for construction and maintenance of the systems. Additional easement area is also conveyed for installation and maintenance of manholes, cleanouts, fire hydrants, water service and sewer services from the main to curb or pavement line, and the descriptions of such additional easements herein granted shall be determined by their locations as installed.

This plat is approved subject to all platting ordinances, rules, regulations and resolutions of the Town of Addison, Texas.

Witness my hand at \_\_\_\_\_, Texas this the \_\_\_\_\_ day of \_\_\_\_\_, 2015.

Owner : Addison Urban Development Partners LLC

By : \_\_\_\_\_  
Timothy S. Baumann  
Manager

STATE OF TEXAS  
COUNTY OF DALLAS

BEFORE ME, THE UNDERSIGNED AUTHORITY, A NOTARY PUBLIC IN AND FOR THE STATE OF TEXAS, ON THIS DAY PERSONALLY APPEARED TIMOTHY S. BAUMANN, KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME PURPOSES AND CONSIDERATION THEREIN EXPRESSED AND IN THE CAPACITY THEREIN STATED.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2015.

\_\_\_\_\_  
NOTARY PUBLIC, STATE OF TEXAS

(SURVEYOR'S CERTIFICATE)

STATE OF TEXAS  
COUNTY OF DALLAS

THAT I, T.G. OLIVER III, DO HEREBY CERTIFY THAT I PREPARED THIS REPLAT FROM AN ACTUAL SURVEY ON THE LAND AND THAT THE CORNER MONUMENTS SHOWN THEREON WERE FOUND AND/OR PROPERLY PLACED UNDER MY PERSONAL SUPERVISION IN ACCORDANCE WITH THE APPLICABLE CODES AND ORDINANCES OF THE TOWN OF ADDISON, TEXAS.

\_\_\_\_\_  
T.G. OLIVER, III  
REGISTERED PROFESSIONAL LAND SURVEYOR NO. 3901

STATE OF TEXAS  
COUNTY OF DALLAS

BEFORE ME, THE UNDERSIGNED AUTHORITY, A NOTARY PUBLIC IN AND FOR THE STATE OF TEXAS, ON THIS DAY PERSONALLY APPEARED T.G. OLIVER III, KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME PURPOSES AND CONSIDERATION THEREIN EXPRESSED AND IN THE CAPACITY THEREIN STATED.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2015.

\_\_\_\_\_  
NOTARY PUBLIC, STATE OF TEXAS

CERTIFICATE OF APPROVAL

APPROVED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS, ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2015.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY SECRETARY

"PRELIMINARY, THIS DOCUMENT SHALL NOT BE RECORDED FOR ANY PURPOSE AND SHALL NOT BE USED OR VIEWED OR RELIED UPON AS A FINAL SURVEY DOCUMENT".

PRELIMINARY PLAT  
MERIDIAN SQUARE  
LOT 1A, BLOCK A

52,065 SQ. FT. OR 1.195256 AC.

A REPLAT OF MERIDIAN SQUARE  
AS PREVIOUSLY RECORDED IN INST. 201000132597  
TOWN OF ADDISON  
DALLAS COUNTY, TEXAS  
MAP RECORDS, DALLAS COUNTY, TEXAS  
SITUATED IN THE  
G.W. FISHER SURVEY - ABSTRACT SURVEY NO. 482

OWNER : SURVEYOR :

ADDISON URBAN DEVELOPMENT PARTNERS LLC  
14677 MIDWAY ROAD, SUITE 101  
ADDISON, TEXAS 75001  
TEL : 214-707-8466

OLIVER SURVEYORS  
L.S. FIRM NO. 10112800  
P.O. BOX 181626  
DALLAS, TX 75218  
TEL: 214-327-9773

AI-1233

5.

**Work Session and Regular Meeting**

**Meeting Date:** 08/25/2015

**Department:** Finance

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**AGENDA CAPTION:**

Approval of an Ordinance amending the Code of Ordinances of the City by amending Chapter 82 (Utilities), Article I (In General), Division 5 (Rates and Charges) by amending Section 82-77 increasing water rates for all customer classifications.

**BACKGROUND:**

Sec. 82-78 of the Town's code of ordinances provides that a pass-through component may be included in water and sewer rates, which shall reflect changes in the costs of water purchases, sewer treatment and transportation services which are paid by the Town to other governmental entities. Water purchases and sewer treatment services together comprise 63% of the Town's budgeted cost of providing utility service.

The agenda item recognizes increased water rates that reflect the pass-through of these wholesale cost increases of water purchases, while maintaining sewer rates at existing levels. The impact to the average residential customer is an increase of 4.35%, or approximately \$3.40, of the overall water and sewer bill. Several factors are influencing the rise of water costs, including the increased price of raw water from Sabine River Authority and the construction of the \$2.3 billion Integrated Pipeline Project, a 150-mile raw water pipeline from Lake Palestine that will provide water service to Dallas. Dallas Water Utilities represents the only water supply option for the Town, either directly or indirectly from another entity.

**RECOMMENDATION:**

Administration recommends approval.

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**Attachments**

Ordinance

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**TOWN OF ADDISON, TEXAS**

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS AMENDING CHAPTER 82, SECTION 82-77 OF THE CODE OF ORDINANCES OF THE TOWN BY AMENDING WATER RATES FOR ALL CUSTOMER CLASSIFICATIONS; PROVIDING THAT THE CHANGES TO THE WATER RATES MADE HEREIN SHALL BE APPLIED TO MONTHLY CUSTOMER BILLS BEGINNING WITH THE NOVEMBER 2015 BILLING CYCLE; PROVIDING FOR SAVINGS SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Addison, Texas (the "City") is a home rule municipality having full power of local self government pursuant to Article 11, Section 5 of the Texas Constitution and its Home Rule Charter; and

**WHEREAS**, the City Council is authorized by Section 2.08.p. of the City Charter to provide for a sanitary sewer and water system, and the City is authorized by law (including, without limitation, Sections 552.001 and 552.017, Tex. Loc. Gov. Code) to own, construct and operate a water and sewer system and to prescribe rates therefor; and

**WHEREAS**, adjustments to the City's water utility rates have been proposed by Dallas Water Utilities; and

**WHEREAS**, the City has conducted a review and evaluation of the City's water utility rates and has determined therefrom that the rates need to be adjusted as set forth herein to support the operating, maintenance, and capital needs of the City's water utility system.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:**

Section 1. That Chapter 82 (Utilities), Section 82-77 (Water Rates) of the Code of Ordinances, Addison, Texas is hereby amended to read in its entirety as follows:

Sec. 82-77 - Water Rates

The customer classifications, minimum bills, and consumption charges shall be as follows:

(1) *Water minimum bills.* Minimum monthly bill shall be applied to all customers based upon customer classification and shall include an allowance for volume based upon water consumed as follows:

Customer Classification:	Minimum Monthly Bill	Volume Included (Gallons)
Single-Family Residential	\$11.42	2,000

Multifamily Residential Large (meter size greater than or equal to two inches)	106.19	37,000
Multifamily Residential Small (meter size less than two inches)	46.62	15,000
Schools	60.16	20,000
Municipal	33.07	10,000
Commercial Large (meter size greater than or equal to two inches)	106.19	37,000
Commercial Small (meter size less than two inches)	19.54	5,000
Industrial Large (meter size greater than or equal to two inches)	106.19	37,000
Industrial Small (meter size less than two inches)	14.13	3,000
Hotel/Motel	276.78	100,000
Irrigation Large (meter size greater than or equal to two inches)	205.91	40,000
Irrigation Small (meter size less than two inches)	80.97	15,000
Fire Meters	27.66	8,000

(2) *Water volume rate.* All volume which exceeds the amount allowed in the minimum bill shall be charged at a rate of \$2.71 per 1,000 gallons of water consumed for all customer classifications, with the exceptions as noted in subsection (3) below.

(3) *Water conservation volume rate.* Single-family residential customers shall be charged a rate of \$5.00 per 1,000 gallons of water for all water consumed in excess of 15,000 gallons. Irrigation (large and small) customers shall be charged for all volume, which exceeds the amount allowed in the minimum bill, at a rate of \$5.00 per 1,000 gallons of water consumed.

Section 2. Savings; Repealer. This Ordinance shall be cumulative of all other ordinances of the City and shall not repeal any of the provisions of those ordinances except in those instances where the provisions of those Ordinances are in direct conflict with the provisions of this Ordinance. Provided, however, that the repeal of such ordinances or parts of such ordinances, and the amendments and changes made by this Ordinance, shall not affect any right, property or claim which was or is vested in the City, or any act done, or right accruing or accrued, or established, or any suit, action or proceeding had or commenced before the time when this Ordinance shall take effect; nor shall said repeals, amendments or changes affect any offense committed, or any penalty or forfeiture incurred, or any suit or prosecution pending at the time when this Ordinance shall take effect under any of the ordinances or sections thereof so repealed, amended or changed; and to that extent and for that purpose the provisions of such ordinances or parts of such ordinances shall be deemed to remain and continue in full force and effect.

Section 3. Severability. The sections, paragraphs, sentences, phrases, clauses and words of this Ordinance are severable, and if any section, paragraph, sentence, phrase, clause or word in this Ordinance or application thereof to any person or circumstance is held invalid or unconstitutional by a Court of competent jurisdiction, such holding shall not affect the validity of

the remaining portions of this Ordinance, and the City Council hereby declares that it would have passed such remaining portions of this Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

Section 4. Incorporation of Recitals. The above and foregoing recitals to this Ordinance are true and correct and are incorporated herein and made a part of this Ordinance for all purposes.

Section 5. Effective Date. This Ordinance shall become effective October 1, 2015 and be applied to monthly customer bills beginning with the November 2015 billing cycle.

**PASSED AND APPROVED** by the City Council of the Town of Addison, Texas this the 25th day of August, 2015.

\_\_\_\_\_  
Todd Meier, Mayor

ATTEST:

By: \_\_\_\_\_  
Chelsea Gonzalez, City Secretary

APPROVED AS TO FORM:

By: \_\_\_\_\_  
Brenda N. McDonald, City Attorney

AI-1201

6.

**Work Session and Regular Meeting**

**Meeting Date:** 08/25/2015

**Department:** Finance

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**AGENDA CAPTION:**

Approval of a resolution for a contract for depository services, a Treasury Management Services Agreement, and a Security Agreement with Frost Bank, subject to final approval by the City Manager and City Attorney.

**BACKGROUND:**

Chapter 105 of the Texas Local Government Code requires every municipality to receive applications for the performance of depository services. To adhere to this requirement, the Town issued a Request for Application for Primary Bank Depository Services. Due to complexity of this process, in July 2014 the Town issued a Request for Proposal for depository consulting services. Valley View Consulting, L.L.C. was determined the most qualified. Valley View reviewed all proposed applications using set criteria and provided recommendations. Both Town staff and Valley View determined the incumbent, Frost Bank should remain the Town's depository. The criteria are presented in the attached summary letter.

**RECOMMENDATION:**

Administration recommends Council authorize the City Manager to finalize and sign a contract with Frost Bank.

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**Fiscal Impact**

**Budgeted Yes/No:** Yes

**Funding Source:** General, Hotel, Utility, Stormwater, Airport, Capital Funds

**Amount:** \$74,767 for 5 years

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**Attachments**

Executive Summary

Letter of Recommendation

Resolution

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Executive Summary  
Bid 15-17  
Primary Bank Depository Services

**Recommended Vendor:**

Frost Bank

**Total Recommended Award:**

\$74,767.00

**Basis for Award:**

Best Value

**Purpose:**

The purpose of this contract is to provide Treasury Management Services and Security Agreement for the Town.

**Evaluation:**

Requests for Applications/Proposals were issued in accordance with Purchasing procedures. Four (4) submissions were received and subjected to an extensive evaluation process by which Frost Bank was determined to be the best value.

**Recommendation:**

Staff recommends awarding the Primary Bank Depository Services to Frost Bank and Council authorize the City Manager to finalize and sign the contract.

**Funding Information:**

This contract is funded with the General, Hotel, Utility, Storm Water, Airport and Capital Funds.

**Department Director:**

Cheryl Delaney, Deputy City Manager / Interim Chief Financial Officer



July 27, 2015

Ms. Cheryl Delaney  
Deputy Town Manager  
Town of Addison  
5300 Belt Line Road  
Dallas, TX 75254

Dear Ms. Delaney:

Thank you for the opportunity to assist the Town of Addison (the "City") with this Primary Depository Bank Services Request for Applications (the "RFA") project.

The objective of this engagement was to select a primary depository bank following the expiration of the current contract which ends September 30, 2015, with no remaining options for extension.

**Procedure**

The project began with the establishment of a Calendar of Events to ensure that the required project steps were performed in a timely and sequential manner, by the October 1<sup>st</sup> deadline.

The process for selecting a primary depository bank is governed by the State of Texas Local Government Codes: Chapter 105 Depositories for Municipal Funds Act; Chapter 176 Conflict of Interest Act; Chapter 2256 Public Funds Investment Act; and Chapter 2257 Public Funds Collateral Act.

In addition to complying with these State statutory requirements, it was necessary to understand and comply with the City's financial and purchasing policies, and Investment Policy.

The RFA process was conducted as follows:

1. Analyzed bank service usage and balance records.
2. Established the minimum required banking services and potential additional services.
3. Developed a list of potential financial institutions within an approximate five mile radius of City Hall:

- a. Amegy Bank
- b. American Bank of Commerce
- c. Bank of America Merrill Lynch
- d. BB&T
- e. BBVA Compass Bank
- f. Capital One Bank
- g. Comerica Bank
- h. Community Trust Bank
- i. First Community Bank
- j. Frost Bank (incumbent)

2428 Carters Mill Road, Huddleston, VA 24104-4003  
540.297.3419

- k. Grand Bank
  - l. Green Bank
  - m. Happy State Bank
  - n. JPMorgan Chase Bank
  - o. LegacyTexas Bank
  - p. Liberty Capital Bank
  - q. North Dallas Bank & Trust
  - r. PlainsCapital Bank
  - s. Regions Bank
  - t. Southwest Bank
  - u. Stockman Bank
  - v. T Bank
  - w. Texas Capital Bank
  - x. Wells Fargo Bank
4. Contacted the identified financial institutions.
  5. Drafted the RFA for review and approval.
  6. Advertised as required.
  7. Distributed the RFAs to the identified and receptive financial institutions.
  8. Posted the RFA documents on BidSync.
  9. No additional RFA requests were received as a result of the advertisement.
  10. Held a non-mandatory pre-application conference that was attended by representatives of Capital One Bank, Grand Bank, LegacyTexas Bank, and Comerica Bank.
  11. By the deadline, four applications were received:
    - a. Capital One Bank
    - b. Comerica Bank
    - c. Frost Bank
    - d. Grand Bank

This process provided a competitive environment with four banks submitting applications. The evaluation of the applications was based on, but not limited to, the following criteria, in no particular order of priority:

1. Ability to perform and provide the required and requested services,
2. References provided and quality of services,
3. Cost of services,
4. Transition cost, retention and transition offers and incentives,
5. Funds availability,
6. Interest paid on interest bearing accounts and deposits,
7. Earnings credit calculation on compensating balances,
8. Completeness of application and agreement to points in the RFA,
9. Physical location within an approximate five mile radius of City Hall,
10. Convenience of locations,
11. Previous service relationship with the City, and
12. Financial strength and stability of the institution.

#### **Financial Strength and Service Capability**

The analysis began with an overall review of each bank's general financial strength and ability to provide the bank services necessary to meet the City's current and potential future service needs. The responding banks exhibited acceptable financial strength and adequately passed the general bank service test.

The City is expecting a five year contractual relationship to result from this process (an initial two year term and three one-year extension options). Fixed pricing for the entire five year term is a key RFA requirement. Three banks agreed to this provision. Frost Bank requested mutual agreement to extend.

**Fees**

The fee schedules of the banks were analyzed based on the City’s banking service needs and estimated activity levels. As a retention incentive, Frost Bank offered to waive fees for three months. As transition incentives, Comerica Bank offered \$10,000 to offset expenses and Capital One Bank offered to waive fees for three months and provide 6 free check scanners. The value of any incentives (where material and quantifiable) is reflected in the following table:

<b>Bank</b>	<b>Est. Monthly Fees</b>	<b>Est. Two Year Fees</b>	<b>Est. Five Year Fees</b>
Capital One Bank	(\$2,858)	(\$60,009)	(\$162,880)
Comerica Bank	(\$4,270)	(\$86,857)	(\$246,204)
Frost Bank	(\$2,058)	(\$43,213)	(\$117,292)
Grand Bank	(\$1,883)	(\$45,201)	(\$113,003)

**Earnings**

The City recognized that in addition to bank service charges, the bank’s desire to pay for bank balances augments a relationship. The City’s recent monthly average bank balances approximate \$3,500,000. Those balances fluctuate month-to-month and within individual months. Therefore, attractive bank-originated interest earning options are important.

There are two potential earnings sources: soft-dollar earnings credit and hard-dollar interest. Earnings credit generates “soft-dollar earnings” that can only be used to offset banking fees. Earnings credit amounts that exceed the applicable fees are not paid to the City as interest. “Hard-dollar” interest is the normal type of earnings that can be used to pay service charges or may be credited to the City’s accounts. Earnings above the applicable service charges are kept by the City as earned interest income. Earnings credit, hard-dollar interest, or a combination of the two, can be used to offset any services charges.

In the analysis, each bank’s potential earnings credit was compared to the hard-dollar interest. The better option was then optimized to offset the amount of banking fees. Where appropriate, once the City’s optimized target compensating balance for each bank generated enough earnings credit to offset the fees, the excess balance, if any, was invested in that bank’s most attractive hard-dollar interest earnings alternative.

The estimated two year fees after application of optimized earnings credit are as follows:

<b>Bank</b>	<b>Est. Two Year Fees</b>	<b>Est. Two Year Earnings Credit</b>	<b>Est. Two Year Net Fees</b>
Capital One Bank	(\$60,009)	\$44,100	(\$15,909)
Comerica Bank	(\$86,857)	\$78,750	(\$8,107)
Frost Bank	(\$43,213)	\$17,010	(\$26,203)
Grand Bank	(\$45,201)	\$15,750	(\$29,451)

For all the banks, the ECR rate was greater than the “hard dollar” interest rate and the \$3,500,000 balance was most effectively utilized toward offsetting fees. There were no remaining balances available to earn “hard dollar” interest.

The City then estimated the internal cost of completing a transfer of banking services, including personnel time and other expenses. The \$15,000 estimated cost was then applied to the three non-incumbent banks:

<b>Bank</b>	<b>Est. Two Year Net Fees</b>	<b>Est. Two Year Earnings</b>	<b>Estimated Transition Cost</b>	<b>Est. Two Year Net Earnings/(Cost)</b>
Capital One Bank	(\$15,909)	\$0	(\$15,000)	(\$30,909)
Comerica Bank	(\$8,107)	\$0	(\$15,000)	(\$23,107)
Frost Bank	(\$26,203)	\$0	\$0	(\$26,203)
Grand Bank	(\$29,451)	\$0	(\$15,000)	(\$44,451)

Extrapolating for the full five year term generates the following table:

<b>Bank</b>	<b>Est. Five Year Net Fees</b>	<b>Est. Five Year Earnings</b>	<b>Estimated Transition Cost</b>	<b>Est. Five Year Net Earnings/(Cost)</b>
Capital One Bank	(\$52,630)	\$0	(\$15,000)	(\$67,630)
Comerica Bank	(\$32,454)	\$0	(\$15,000)	(\$47,454)
Frost Bank	(\$74,767)	\$0	\$0	(\$74,767)
Grand Bank	(\$73,628)	\$0	(\$15,000)	(\$88,628)

### **Additional Considerations**

Grand Bank’s application raised concern that the capabilities and capacity of the bank could be insufficient to adequately meet the City’s needs as a Primary Depository Bank.

Capital One Bank offered attractive incentives and other advantages and was invited for a presentation/demonstration on its on-line banking system which was deemed acceptable by staff.

The Comerica Bank application offered the lowest analyzed Net Cost, but raised concern and uncertainty with the provision that the bank could impose a collateral fee.

The incumbent bank depository, Frost Bank, has been a long-term business partner, providing consistent and efficient services, responsive to the needs of the City, and has a proven track record in delivering the banking services that the City requires.

### **Conclusion**

The proposed fees, transition incentives, earnings credit, and interest income comparisons highlight the tight range of bank responses and confirm the competitive environment of the RFA process. If the only criteria for evaluation were projected financial value, a different conclusion might be proposed. As previously mentioned, the “Best Value” criteria incorporated many non-financial aspects to a successful primary depository bank relationship.

The City also faces many other extenuating factors that require consideration:

- The absence of a CFO to guide and manage the transition process, assign tasks, control set-up of service options, arrange for security features (including restriction of access and system administration functions), etc.;
- The currently unfilled Assistant Finance Director position further adds to the lack of personnel resources;
- The involvement of Finance Department staff to the committed implementation of the ERP system due by the same date as the bank contract (October 1<sup>st</sup>) will conflict with and limit their bank transition availability;
- The remaining Finance Department staff's Addison-specific job inexperience will likely accentuate the transition processes complexity; and
- The normal transition risk that the new bank systems and processes may not function as smoothly and as efficiently as planned.

Based on the City's evaluation criteria listed above, the detailed financial analysis attached, excellent service and support during the current contract, anticipated effort and estimated cost of transition, the unexpected vacancy in the extremely important CFO and AFD positions, and the listed transition considerations, we appreciate the staff's concerns and concur with staff's finding that the incumbent, Frost Bank, represents the "best value" to the City at this time. The contract term is two years, commencing October 1, 2015, with three additional one-year extension options.

Please contact Tom, Dick, or me to discuss any questions or additional information needs. Thank you for this opportunity to serve the City.

Sincerely,



William J Koch  
Valley View Consulting, L.L.C.  
972.682.6900 (direct)

Attachment

**TOWN OF ADDISON, TEXAS**

**RESOLUTION NO. R15-039**

**A RESOLUTION OF THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS SELECTING THE FROST NATIONAL BANK AS THE PRIMARY DEPOSITORY BANK FOR THE TOWN OF ADDISON AND DIRECTING THE CITY MANAGER TO NEGOTIATE A TREASURY MANAGEMENT SERVICES AGREEMENT AND A SECURITY AGREEMENT WITH THE BANK; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Chapter 105 of the Texas Local Government Code requires every municipality to receive applications for the performance of depository services; and

**WHEREAS**, the Town received applications for the performance of depository services and now desires to negotiate and execute the necessary agreements with The Frost National Bank, a national banking association.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:**

- 1.** That the City Council does hereby select The Frost National Bank, a national banking association, as the primary depository bank for the Town, and further finds that The Frost National Bank is able to perform all of the necessary services and to provide the statutory security required for the Town's deposits.
- 2.** That the City Manager is directed to negotiate and execute a Treasury Management Services Agreement, a Security Agreement and ancillary documents with The Frost National Bank to serve as the Town's primary depository bank for a term commencing October 1, 2015 and ending September 30, 2017, with three, one-year renewal options, all in a final form to be approved by the City Attorney.
- 3.** That this Resolution shall be effective from and after its date of passage

**DULY PASSED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS**, this the 25th day of August, 2015.

\_\_\_\_\_  
Todd Meier, Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Chelsea Gonzalez, City Secretary

\_\_\_\_\_  
Brenda N. McDonald, City Attorney

AI-1268

7.

**Work Session and Regular Meeting**

**Meeting Date:** 08/25/2015

**Department:** City Manager

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**AGENDA CAPTION:**

Presentation and introduction of the Metrocrest Chamber of Commerce's new president.

**BACKGROUND:**

The purpose of this discussion is to introduce the Metrocrest Chamber of Commerce's new president, Erin Carney, to the City Council and the public.

**RECOMMENDATION:**

N/A

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**Work Session and Regular Meeting****Meeting Date:** 08/25/2015**Department:** Infrastructure- Development Services

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**AGENDA CAPTION:**

Present, discuss, consider and take action approving a resolution adopting a policy for granting license agreements for the private use of the public right of way in Addison Circle.

**BACKGROUND:**

Addison Circle was designed to foster an active pedestrian environment with a variety of ground level retail and commercial uses in many locations. Addison Circle is zoned Urban Center (UC). When the UC standards were adopted, regulations were established regarding the pedestrian areas including landscaping and sidewalk widths. Varying sidewalk widths were contemplated for the different streets within the district depending on the type of street and ground floor uses, with the more heavily trafficked areas having wider sidewalks (8 feet-10 feet) and the less trafficked, side streets requiring smaller sidewalks (6 feet). In order to maintain better control over these areas, the sidewalk is included as part of the public right of way and is owned and maintained by the Town.

In certain areas of the district there is additional pedestrian space in the right of way than what is called for in the standards. In 2013, the Town was approached by Post Properties regarding such an area with a request to allow a potential restaurant tenant to utilize a portion of the public right of way for a patio. The Town assessed the area and determined that the proposal would maintain a 10 foot wide unobstructed sidewalk and did not interfere with the ADA required accessible path or the natural flow of pedestrian traffic through the area. For these reasons, the Council approved a license agreement to allow Post Properties and their tenant, Taco Borracho, the right to use a portion of the Town's right of way for a patio.

The thinking at the time was that this would be a unique request. However, Town staff is now fielding multiple requests from other businesses within Addison Circle to use a portion of the public pedestrian area adjacent to their business. Staff is seeking formal direction from Council through the adoption of a policy regarding when and how license agreement requests for this purpose should be considered. Staff has proposed a draft policy which will be presented and discussed with Council at the meeting.

**RECOMMENDATION:**

Administration recommends approval.

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**TOWN OF ADDISON, TEXAS**

**RESOLUTION NO. R15-038**

**A RESOLUTION OF THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS APPROVING AND SUPPORTING A POLICY FOR LICENSE AGREEMENTS FOR THE USE OF TOWN RIGHT OF WAY IN THE ADDISON CIRCLE DISTRICT WITHIN THE TOWN OF ADDISON PURSUANT TO THE LAWS OF THE STATE OF TEXAS AND THE ADDISON CODE OF ORDINANCES; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Town wishes to make reasonable accommodations for the use of the public right of way when possible to encourage street level activity while also maintaining the integrity of the sidewalk for the free and unobstructed use by the public; and

**WHEREAS**, the Addison Circle District is bounded by Airport Parkway to the North, Arapaho Road to the South, the Dallas Parkway to the East, and Addison Road to the West; and

**WHEREAS**, the City Council desires to make a policy statement regarding the use of right of way within the Addison Circle District to guide City staff, business owners and residents when requests are made and brought forward for City Council consideration.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:**

Section 1. Addison Circle Right of Way License Agreement Policy.

1. No private business may occupy public right of way without a license granted by the City Council and recorded in the Dallas County Real Property Records.
2. Requests to use a portion of the public right of way adjacent to a business shall be processed and considered in accordance with the following principles:
  - A. License agreements will only be considered where the remaining sidewalk width would meet or exceed the approved streets standards for the district.
  - B. License agreements will not be considered for areas within 10 feet of a street lane designated for through traffic.
  - C. License agreements will be considered based on the unique site conditions that may exist in a particular location such as, but not limited to, access to and placement of ADA required accessible pathways, pedestrian traffic volumes, impact on adjacent uses and interference with the natural flow of pedestrian traffic.

D. License agreements shall include indemnity and other provisions necessary in order to adequately protect the Town as determined by staff and the City Attorney.

E. The Town will charge a minimum fee of \$1,000.00 per year for the duration of the agreement. The actual fee will be based on intensity of use and the size of the area.

Section 2. Recitals. The above and forgoing recitals are true and correct and are incorporate herein and made part hereof for all purposes.

Section 3. Effective Date. This Resolution shall take effect upon its passage and approval.

**PASSED AND APPROVED** by the City Council of the Town of Addison, Texas this the 25<sup>th</sup> day of August, 2015.

\_\_\_\_\_  
Todd Meier, Mayor

ATTEST:

By: \_\_\_\_\_  
Chelsea Gonzalez, City Secretary

APPROVED AS TO FORM:

By: \_\_\_\_\_  
Brenda N. McDonald, City Attorney

AI-1266

9.

**Work Session and Regular Meeting**

**Meeting Date:** 08/25/2015

**Department:** City Manager

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**AGENDA CAPTION:**

**PUBLIC HEARING.** Public hearing regarding the Town of Addison's proposed tax rate increase for the Fiscal Year commencing October 1, 2015 and ending September 30, 2016.

**BACKGROUND:**

A Public Hearing is provided to hear any comments from the public regarding the Fiscal Year 2016 Tax Rate.

**RECOMMENDATION:**

N/A

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AI-1254

10.

**Work Session and Regular Meeting**

**Meeting Date:** 08/25/2015

**Department:** Infrastructure- Development Services

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**AGENDA CAPTION:**

Presentation and discussion regarding the Town's code enforcement program.

**BACKGROUND:**

On February 24, 2015, staff proposed to Council the creation of a code enforcement program to address code compliance issues in town. At that meeting, Council gave direction to move forward with the creation of the program. Staff will provide a presentation to Council regarding the current status of the code enforcement program and discuss its next steps.

**RECOMMENDATION:**

N/A

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**Attachments**

Code Enforcement Update 8-25-2015

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**Code Enforcement Update**  
**August 25, 2015**



# What is Code Enforcement?

- The process of preventing, inspecting and mitigating nuisances on public and private premises relating to health, safety and general welfare.
  - Defined by federal/state law and local ordinances
- Code enforcement does not regulate aesthetics, taste, civil disputes, HOA violations, or noise.



# Why a Code Enforcement Program?

- To help create and maintain a safe and healthy environment
- To prevent physical and aesthetic deterioration of the community
- To protect property values of residents and businesses
- To reduce vandalism and deter crime
- To publish standards for compliance that are based on reasonable and consistent enforcement of state and local laws and ordinances
- To establish a framework for community involvement to resolve public nuisances



# Code Enforcement Program Goal

- To encourage both residential and commercial property owners to voluntarily resolve code violations on their property in order to ensure that Addison remains a community that is a clean and safe place to live, work, and play.



# Approved Program Overview

- Three pronged comprehensive program:
  1. Education and Communication
  2. Organization-wide and Community-wide Support
  3. Traditional Code Enforcement Program Enhancements



# Completed To Date

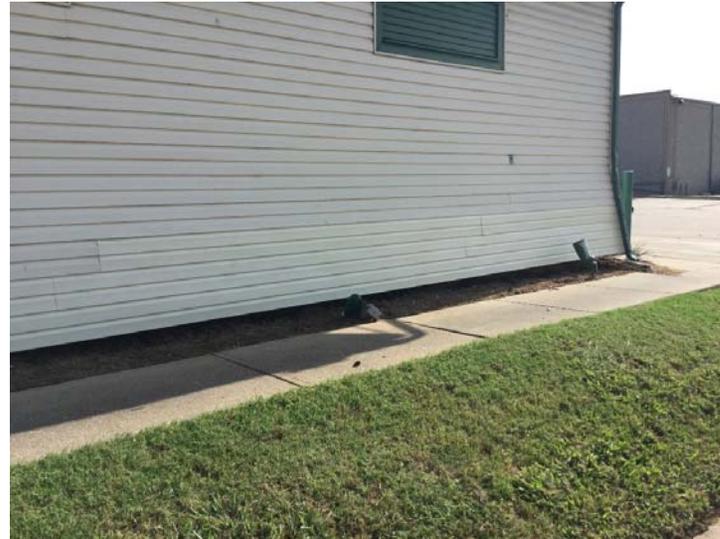
- Program Name: Property Standards
- Personnel
  - Gilbert Fernandez, *Property Standards Specialist*
  - Beatriz Faustino, *Department Clerk*
- Office Renovations
- Property Standards Vehicle
- Process Review and Implementation
- Ordinance Review
- Preliminary Compliance Efforts
  - 86 violations corrected to date





# Early Successes

- IPMC 304.2 – Protective Treatment





# Early Successes

- Sec. 18-125 – High Grass and Weeds





# Early Successes

- Sec. 78-277 – Junk Vehicle





# Early Successes

- Sec. 62-246 – Temporary Banner Signs





# Early Successes

- Zoning: Site Plan Violations





# Next Steps

- Property Maintenance Code revision approval
  - Trees, shrubs and vegetation clearances
  - High grass and weed revisions for non-residential property
  - Fences
  - Graffiti
  - Outside Storage
  - Accessory Structures
  - Trailers, Campers, RVs
  - PODs
  - Ice on public rights of way



# Examples

- High grass and weed revisions for non-residential property
  - Current: 12 inch height limit for commercial properties
  - Proposed: 8 inch height limit for commercial properties
- Graffiti
  - Current: Property owner has 30 days to address and remove
  - Proposed: Property owner has 48 hours to address and remove
- PODs
  - Current: Code silent, staff interprets them to be non-compliant structures
  - Proposed: Establish permit process to allow for temporary placement



# Next Steps

- Sign Code revision approval
  - Presumption language
  - Abandoned signs
  - Real estate signage for townhomes
  - Vehicular signs
  - Commercial real estate signage restrictions
  - Outline lighting for office buildings
  - Other clarifying revisions



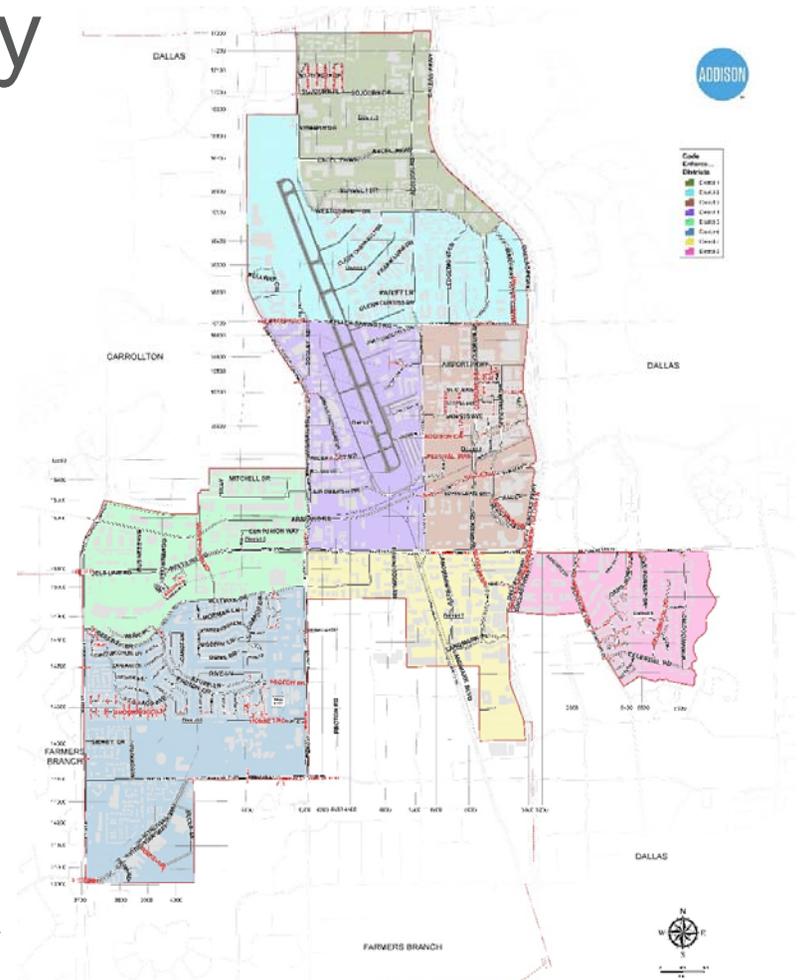
# Examples

- Abandoned signs
  - Current: no requirement to remove signage when a business leaves
  - Proposed: sign must be removed within 30 days
- Vehicular signs
  - Current: code focuses on defining an allowable vehicular sign
  - Proposed: focus on where a vehicular sign is allowed to be located
    - out of view or as far away as possible from the right of way.
- Commercial real estate signage restrictions
  - Current: code could allow for 4 signs on one frontage per lot
  - Proposed: limited to one sign per frontage per lot



# Enforcement Strategy

- Divide Town into 8 districts
- Prioritize districts
  - Purple
  - Cyan
  - Yellow
- Address all code violations in each district
- Focus on education and compliance
- Move to the next district
- Time in each district dependent on number of violations and the responsiveness of property owners





## Next Steps

- Begin education and communication efforts
  - Create and distribute collateral
  - Utilize website
  - Public outreach
- Engage employees and community support
  - Identify and report violations
  - Distribute collateral



Questions?

**Work Session and Regular Meeting****Meeting Date:** 08/25/2015**Department:** Infrastructure- Development Services

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**AGENDA CAPTION:**

Present, discuss, consider, and take action regarding a contract for residential refuse and recycling services to Community Waste Disposal, LLC.

**BACKGROUND:**

The current contract for residential refuse and recycling services expires on September 30, 2015.

In order to ensure that the Town residents are receiving the best service, staff issued Request for Proposals #15-24 in accordance with Purchasing procedures on May 5, 2015. Three bids were received and evaluated. The selection committee evaluated the proposals based on the criteria of: Experience and Past Performance, Location, Price Proposal, Sustainability Initiatives, and Customer Service and Quality Assurance Plan. Based on these criteria, Community Waste Disposal (CWD) was selected. Staff recommends that the contract be awarded to CWD for a 5-year period beginning November 1, 2015. The contract can be extended for successive additional 5-year terms at the Town's sole option and with Council's approval if CWD's performance is found to be satisfactory.

CWD will provide collection and removal services of solid waste and recyclable materials for single-family residential units within the corporate limits of Addison. They will furnish all personnel, labor, equipment, trucks, and all other items necessary to provide these services. Residents will still be able to dispose of their solid waste in one-way plastic garbage bags; no trash receptacle is required and, in fact, is discouraged. CWD will provide each resident with a 64-gallon recycle bin that will need to be placed at the curb on the day of collection. Collection days will remain Mondays and Thursdays. CWD will provide solid waste pick up, recycling pick up, and household hazardous waste pick up. CWD will offer a recycling rebate to the city only if the processing fee of the recycling material does not exceed the market value for that commodity. If the market value of a commodity is higher than the processing fee, the city will receive a recycling rebate.

The charge for these services is as follows:

\$7.91 per home per month for solid waste pick up

\$3.08 per home per month for recycling pick up

\$.68 per home per month for door-side household hazardous waste pick up

Total monthly charge per home: \$11.67. The current monthly charge is \$12.77.

The contract documents have been reviewed and approved by the City Attorney.

**RECOMMENDATION:**

Administration recommends approval.

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**Fiscal Impact**

**Budgeted Yes/No:** Yes

**Funding Source:** Infrastructure & Development Services- General Fund

**Amount:** \$253,612.44

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**Attachments**

Presentation

Executive Summary

CWD Tab

CWD Contract

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**Residential Refuse and Recycling  
Award of Contract  
August 25, 2015**



# History

- Current contract is with Waste Management – Executed September 2000
- 5-year term with 5-years renewal periods unless either party notifies the other that the contract would not be renewed
- Request for Proposals issued May 5, 2015
- Three proposals received June 4, 2015



# Selection Process

- Selection committee
- Selection criteria:
  - Experience and past performance: 25%
  - Location: 10%
  - Price: 25%
  - Sustainability initiatives: 15%
  - Customer service/Quality assurance: 25%



# Scope of Work

- Provide collection and removal of solid waste and recycling materials
- Single-family residential units – approximately 1800
- Furnish all labor, equipment, and materials



# Garbage Services

- Curbside collection to each residence twice weekly (Monday – Thursday)
- Collection begins by 7:00 am; notification on inclement weather days by 8:00 am
- Curbside, alleyway, or trash closet as necessary
- All bundled waste and brush
- On-line tracking service required for missed pickups; same day pickup if possible



# Recycling Services

- Once weekly pickup (Monday)
- Collection begins by 7:00 am
- Recycling education outreach plan – social media plan and traditional outreach (mailers, door hangers, cart decals, welcome packets)
- On-line tracking service required for missed pickups; same day pickup if possible



# Other Services

- Household Hazardous Waste Disposal
- Electronic Waste Recycling
- Recycling education outreach plan – social media plan and traditional outreach (mailers, door hangers, cart decals, welcome packets)
- On-line tracking service required for missed pickups; same day pickup if possible



# Selected Provider

- CWD (Community Waste Disposal)
  - Largest independently owned non-hazardous solid waste and recycling company in DFW area
  - Founded 1984
  - Over 230 employees
  - Currently providing services to cities such as Keller, Corinth, Euless, Garland, Little Elm, and Wylie



# Proposed Services

- Community wide residential garbage collection – Mondays and Thursdays
- Household hazardous and electronics waste disposal
  - Door side collection; collection bag and instructions provided
- Bundled brush pickup – less than 50 pounds; 4' bundles



# Proposed Services

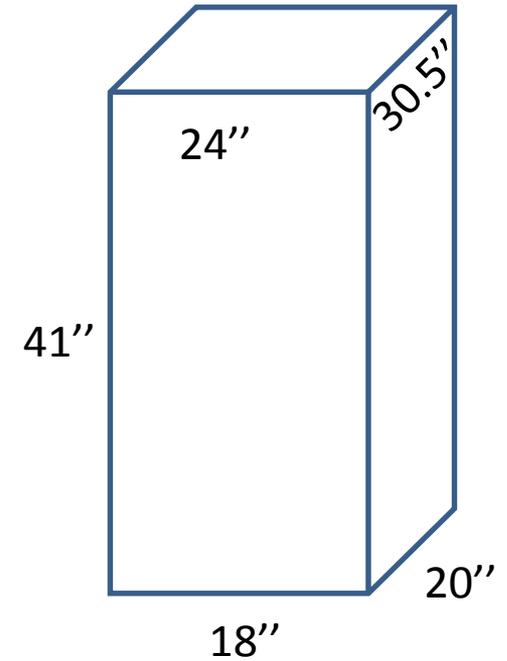
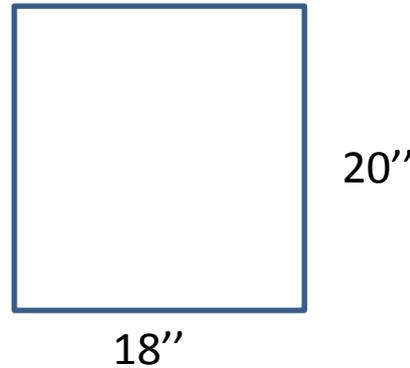
- Recycling curbside services provided – Thursdays of each week
  - 64 gallon rolling carts; automated service
  - Carts will be provided free of charge and one replacement provided free of charge unless damaged by CWD. If so, it will be replaced free of charge
- Recycling revenue share to city if market price of material exceeds the processing fee



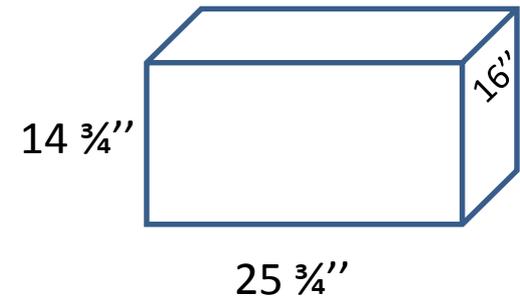
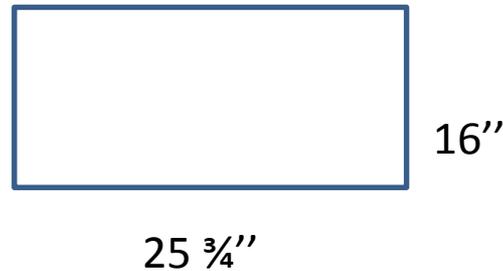
# Recycling Bin Transition



64 gallons



18 gallons





**Questions?**



Executive Summary  
Proposal 15-24  
Residential Refuse and Recycling Services

**Recommended Vendor:**

Community Waste Disposal

**Total Recommended Award:**

\$253,612.44 per year for five years

**Basis for Award:**

Best Value

**Purpose:**

The purpose of this contract is to provide residential refuse and recycling services to single-family home residents in Addison.

**Evaluation:**

Requests for proposals were issued in accordance with Purchasing procedures. Three (3) proposals were received and evaluated. CWD scored highest according to the proposal criteria with a score of 89/100.

**Recommendation:**

Staff recommends awarding the Residential Refuse and Recycling contract to Community Waste Disposal (CWD) as the highest scoring proposer.

**Funding Information:**

This contract is funded with the Infrastructure & Development Services General Fund.

**Department Director:**

Lisa Pyles, Director Infrastructure & Development Services



CONTRACT  
AGREEMENT

STATE OF TEXAS

COUNTY OF DALLAS

THIS AGREEMENT is made and entered into this 11th day of August, 2015, by and between the Town of Addison, of the County of Dallas and State of Texas, acting through its Mayor, thereunto duly authorized so to do, Party of the First Part, hereinafter termed the OWNER, and Community Waste Disposal, LLC., of the City of Dallas, County of Dallas, State of Texas, Party of the Second Part, hereinafter termed CONTRACTOR.

WITNESSETH: That for and in consideration of the payment and agreement hereinafter mentioned, to be made and performed by the OWNER, the said CONTRACTOR hereby agrees with the said OWNER to commence and complete the services of your response to our bid:

**Residential Refuse and Recycling Bid 15-24**

and all extra work in connection therewith, under the terms as stated in the General and Specific Provisions of the AGREEMENT; and at his own proper cost and expense to furnish all the materials, supplies, machinery, equipment, tools, superintendence, labor, insurance and other accessories and services necessary to complete the said service, in accordance with the conditions and prices stated in the Bid attached hereto and in accordance with the Advertisement for Bids, Instructions to Bidders printed or written explanatory matter thereof, and the Technical Specifications and Addenda thereto, as prepared by the OWNER, each of which has been identified by the endorsement of the CONTRACTOR and the OWNER thereon, together with the CONTRACTOR's written Bid and the General Provisions, all of which are made a part hereof and collectively evidence and constitute the entire AGREEMENT.

The OWNER agrees to pay the CONTRACTOR \$ 253,612.44 in current funds for the performance of the Contract in accordance with the Bid submitted thereof, subject to additions and deductions, as provided in the General Provisions, and to make payments of account thereof as provided therein.

IN WITNESS WHEREOF, the parties of these presents have executed this AGREEMENT in the year and day first above written.

TOWN OF ADDISON  
(OWNER)

ATTEST:

By: \_\_\_\_\_

\_\_\_\_\_  
City Secretary

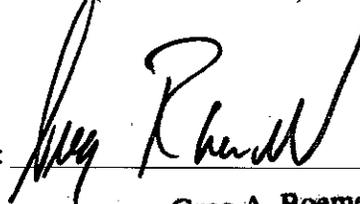
\_\_\_\_\_  
Party of the Second Part

(CONTRACTOR)

ATTEST:

\_\_\_\_\_

By:



**Greg A. Roemer**  
President

**CommunityWasteDisposal.com**

**2010 California Crossing**  
**Dallas, Texas 75220-2310**

*telephone*  
**972.392.9300 • 817.795.9300**  
*facsimile*  
**972.392.9301**

The following to be executed if the CONTRACTOR is a corporation:

I, \_\_\_\_\_, certify that I am the secretary of the corporation named as CONTRACTOR herein; that \_\_\_\_\_, who signed this Contract on behalf of the CONTRACTOR is the of said corporation; that said \_\_\_ (official title) \_\_\_ Contract was duly signed for and in behalf of said corporation by authority of its governing body, and is within the scope of its corporate powers.

Signed: \_\_\_\_\_

Corporate Seal

AI-1267

12.

**Work Session and Regular Meeting**

**Meeting Date:** 08/25/2015

**Department:** City Manager

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**AGENDA CAPTION:**

**RECONVENE INTO REGULAR SESSION:** In accordance with Texas Government Code, Chapter 551, the City Council will reconvene into Regular Session to consider action, if any, on matter discussed in Executive Session.

**BACKGROUND:**

N/A

**RECOMMENDATION:**

N/A

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