

MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL
April 25, 2011
City of Richardson, Texas

A Regular Meeting of the City Council was held at 7:30 p.m., Monday, April 25, 2011 with a quorum of said Council present, to-wit:

Gary Slagel	Mayor
Bob Townsend	Mayor Pro Tem
Mark Solomon	Council member
John Murphy	Council member
Bob Macy	Council member
Steve Mitchell	Council member
Amir Omar	Council member

City staff present:

Bill Keffler	City Manager
Dan Johnson	Deputy City Manager
Michelle Thames	Assistant City Manager Administrative Services
David Morgan	Assistant City Manager Community Services
Cliff Miller	Assistant City Manager Development Services
EA Hoppe	Assistant to the City Manager
Pamela Schmidt	City Secretary
Robbie Hazelbaker	Asst. Director – Recreation & Events
Sam Chavez	Asst. Director of Development Services - Planning

1. **INVOCATION**
2. **PLEDGE OF ALLEGIANCE: U.S. AND TEXAS FLAGS**
3. **MINUTES OF THE APRIL 11, 2011 MEETING**

ACTION TAKEN: Mr. Solomon moved approval of the minutes of the April 11, 2011 meeting; second by Mr. Macy and the motion was approved with a unanimous vote.

4. **VISITORS.** *(THE CITY COUNCIL INVITES CITIZENS TO ADDRESS THE COUNCIL ON ANY TOPIC NOT ALREADY SCHEDULED FOR PUBLIC HEARING. PRIOR TO THE MEETING, PLEASE COMPLETE A "CITY COUNCIL APPEARANCE CARD" AND PRESENT IT TO THE CITY SECRETARY. THE TIME LIMIT IS FIVE MINUTES PER SPEAKER.)*

David Blessingame, representing Autoflex Leasing, 558 S. Central Expressway, provided a history of Autoflex Leasing. He addressed the Council regarding the West Spring Valley Corridor revitalization study and plan. He suggested the zoning boundary be moved to the southern end of their property, which would allow them to continue to grow in Richardson. He stated their customers come from all over the nation and from all over Texas. Mayor Slagel advised him of the Public hearing scheduled for May 2, 2011.

PUBLIC HEARING ITEMS:

5. PUBLIC HEARING AND CONSIDER ORDINANCE NO. 3817, ADOPTING STANDARDS OF CARE FOR YOUTH PROGRAMS OFFERED BY THE RICHARDSON PARKS AND RECREATION DEPARTMENT.

Mr. Keffler noted that the Council received a briefing on the matter during the April 18 Work Session. He stated this was an annual review in accordance with the Texas Human Resource Code, which provides for an exemption of the City's recreational program relative to State childcare licensing. He called on Robbie Hazelbaker, Asst. Director of Recreation & Events, to provide a briefing.

Mr. Hazelbaker explained that in order for the City of Richardson to receive the exempt status for the youth recreation program, the City must adopt Standards of Care by ordinance after a public hearing. Thereafter, he will submit a copy of the Standards, notice of the public hearing and a copy of the ordinance to the State. He recommended approval of the Standards of Care previously presented to Council.

Mayor Slagel opened the public hearing and there were no speakers regarding the item.

Mr. Mitchell moved to close the public hearing; second by Mr. Macy and the motion was approved with a unanimous vote.

ACTION TAKEN: Mr. Murphy moved adoption of Ordinance No. 3817; second by Mr. Macy and the motion was approved with a unanimous vote.

ACTION ITEMS:

6. CONSIDER RESOLUTION NO. 11-13, ESTABLISHING "RAYMOND D. NOAH MUNICIPAL COURT" AS THE OFFICIAL NAME OF THE RICHARDSON MUNICIPAL COURTS BUILDING.

Mr. Keffler stated that in keeping with previous discussion at the April 18 Work Session by Council, Resolution No. 11-13 provides the opportunity for the municipal court facility to be officially named as the "Raymond D. Noah Municipal Court". He stated the facility is located at the southwest corner of Jupiter and Campbell. He stated that Ray has been a resident of Richardson for 49 years, and has served the City as Mayor from 1968 to 1983, followed by his appointment as an Associate Judge in December 1991 and Presiding Judge since August 1994. He has also served the City in numerous leadership capacities and continues to do so, particularly as a member of the DART Board since 1993. He stated that approval of the Resolution would allow the City to move forward with formal recognition including placement of signage on the court building. He stated that Judge Noah has been a catalyst for many, many good things in Richardson. He recognized Judge Noah and his wife, Cynthia, who where in the audience.

Each member of the Council expressed their personal appreciation and congratulated Judge Noah on the naming and honor bestowed upon him. Mayor Slagel voiced the appreciation of the Council and underscored that the naming of the building in Judge Noah's name would commemorate his fantastic influence on the community and the region.

ACTION TAKEN: Mr. Townsend moved approval of Resolution No. 11-13 establishing Raymond D. Noah Municipal Court as the official name of the Richardson Municipal Courts building; second by Mr. Murphy. The motion was approved with a unanimous vote.

Mayor Slagel extended an opportunity for Judge Noah to make a few remarks. Judge Noah stated the neat thing about Richardson is that it is an “us” city; it’s a “we” success city; it’s not a “me” or “you” or any individual city. He thanked the Council for honor and distinction.

7. VARIANCE 11-05 WYNDHAM DATA CENTER: A REQUEST FOR AN APPROVAL OF A VARIANCE FROM ARTICLE III, SECTION 21-47(d), OPEN SPACE AND SCREENING, FOR THE EXISTING 114,688 SQ. FT. BANK OF AMERICA DATA CENTER. THE 11.79-ACRE SITE IS LOCATED AT THE SOUTHEAST CORNER OF WYNDHAM LANE AND INFOCOM DRIVE.

Mr. Keffler stated that Bank of America Wyndham Data Center is requesting a variance relative to screening requirements prompted as a result of the residential zoning that is carried on by the fire station. He stated that the Plan Commission unanimously recommended approval at its April 5th meeting. He asked Sam Chavez, Asst. Director of Development Services – Planning, to brief the Council.

Mr. Chavez stated the request was for two variances from the Subdivision and Development Code pertaining to open space and screening. The property is located at the southeast corner of Infocom and Wyndham Lane and is currently secured with an existing wrought iron fence along its north, west and southern boundary line and an existing 6’ high masonry screening wall along its east property line. He advised that applicant intends to secure its entire landholdings, and in doing so, would replace the existing wrought iron fence along the north and east property and reconstruct a new 8’ high wrought iron fence along its north, west and south property line. They would also extend the existing masonry wall to the southern boundary line. The first variance request is to allow a 2’ extension on top of the existing and new proposed masonry wall. The second request would allow a wrought iron fence along the southern property line adjacent to the property currently zoned residential in lieu of a masonry fence. He reiterated that the Plan Commission recommended approval of the two requests.

Mr. Omar asked about the condition of the property currently looking north. Mr. Chavez provided an image looking south toward Renner reflecting the existing vegetation. He explained that the applicant would thin out the vegetation in order to install the wrought iron fence and would replant some of the larger trees.

ACTION TAKEN: Mr. Mitchell moved approval of VAR 11-05; second by Mr. Townsend and the motion was approved with a unanimous vote.

8. A REQUEST BY AL FREED, REPRESENTING DAVID WEEKLY HOMES, FOR APPROVAL OF A REVISED SITE PLAN WITH EXCEPTIONS FOR THE BRICK ROW TOWNHOMES. THE 11.15-ACRE SITE IS LOCATED NORTH OF SPRING VALLEY ROAD, WEST SIDE OF GREENVILLE AVENUE AND REFLECTS THE DEVELOPMENT OF 127 REAR-ENTRY TOWNHOMES.

Mr. Keffler stated the Plan Commission unanimously recommended approval of request at its April 5th meeting. He explained that the request involves two lots of a six townhome parcel relative to the required sidewalk. He asked Mr. Chavez to brief the Council.

Mr. Chavez advised that the request for approval of a revised site plan with 10" exception from the minimum required sidewalk width for townhome Units 122 and 123. The property is located at the northeast corner of Spring Valley and Greenville Avenue. He used drawings to illustrate the request. He explained the request is to reduce the sidewalk from a 4' width to a 3'2" width. He provided a photo illustrating the remaining 8'2" walkable area. He stated the Plan Commission recommended approval of the request.

Mr. Solomon asked if there would be any future buildings with similar encroachments. Mr. Chavez stated staff would make sure at the time the property is submitted for development that it meets the minimum building elevation in order to meet the building code threshold. He stated the construction manager read through the ordinance and interpreted the sidewalk to include also the amenity zone area.

Al Freed, David Weekly Homes, 5204 Amberly Court, Plano, stated this was a unique situation and it would not occur again.

ACTION TAKEN: Mr. Murphy moved approval of Item 8, request by Al Freed, representing David Weekly Homes; second by Mr. Townsend and the motion was approved with a unanimous vote.

ALL ITEMS LISTED UNDER ITEM 9 OF THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE BY THE CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION IN THE FORM LISTED BELOW. THERE WILL BE NO SEPARATE DISCUSSIONS OF THESE ITEMS. IF DISCUSSION IS DESIRED, THAT ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND WILL BE CONSIDERED SEPARATELY:

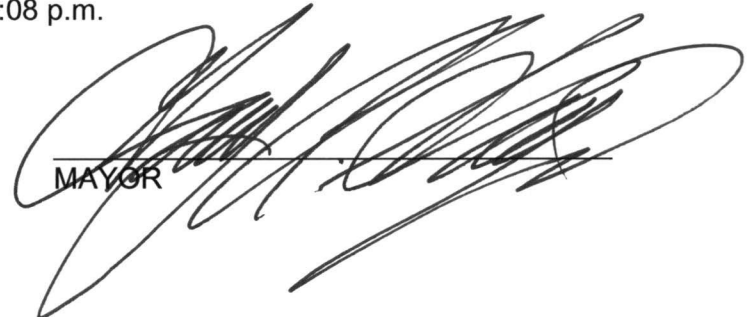
9. CONSENT AGENDA:

ACTION TAKEN: Mr. Mitchell moved approval of the Consent Agenda; second by Mr. Solomon and the motion was approved with a unanimous vote.

- A. Resolution No. 11-14, approving the terms and conditions of the Advance Funding Agreement for voluntary utility relocation contributions on State Highway Improvement projects, by and between the City of Richardson, Texas, and the State of Texas, acting through the Texas Department of Transportation, and authorizing its execution by the city manager.
- B. Advertisement of Bid #40-11 – 2010 Sidewalk Repair Program Phase II (Regions 3 & 4). Bids to be received by Thursday, May 19, 2011 at 2:00 p.m.
- C. Award of the following bids:
 - 1. Bid #29-11 – award to CPS Civil for the Fire Station No. 4 paving improvements in the amount of \$920,237.
 - 2. Bid #31-11 – award to JRJ Paving, LP, for the Hill Streets Rehabilitation (Hillcrest Ave./Hillside Ave./Edgehill Blvd.) in the amount of \$458,756.74.

3. Bid #42-11 – authorization to issue a Co-Op Purchase Order to Professional Turf Products, LP, for two (2) greens mowers for the Sherrill Park Golf Course through the Texas Local Government Statewide Purchasing Cooperative Buyboard Contract #292-08 for a total expenditure of \$87,450.05.
 4. Bid #43-11 – authorization to issue a Cooperative Purchase Order to AT&T for four (4) uninterruptable power supply units for the new radio shelters through the State of Texas Department of Information Resources (DIR) Contract #DIR-SDD-1465 in the amount of \$82,018.80.
 5. Bid #44-11 – authorization to issue a Cooperative Purchase Order to Crystal Communications, Ltd. for the traffic communications upgrade through the State of Texas Department of Information Resources (DIR) Contract #DIR-SDD-1509 in the amount of \$737,534.04.
 6. Bid #45-11 – authorization to issue a Co-Op Purchase Order to Sam Pack’s Five Star Ford for various trucks for Parks & Recreation (\$64,165.22), Fleet Services (\$63,104.58), Water & Sewer Operations (\$64,146.43), Water & Sewer Production (\$14,305.63), Water & Sewer Collection (\$25,944.08) through the State of Texas Procurement and Support Services Contract #072-A1.
 7. Bid #46-11 – authorization to issue a Co-Op Purchase Order to Sam Pack’s Five Star Ford for three (3) hybrid SUV’s for Animal Services (\$28,991), Water & Sewer Collection (\$28,991), and Water & Sewer Meter Shop (\$28,991) through the Tarrant County Contract #2010-004.
- D. Authorize the city manager to execute Change Order #2 to Purchase Order #101257 in the amount of \$124,544 to Cole Construction, Inc., for the City Hall/Civic Center/Library sidewalk project.
- E. Authorize the city manager to execute Change Order #2 to Purchase Order #101407 in the amount of \$25,400 to Jim Bowman Construction Co., regarding the 2010 street rehab Custer Road (from Tyler to Twilight trail).
- F. Authorize the city manager to execute Change Order #2 to increase Purchase Order #101675 in the amount of \$71,700 to Jim Bowman Construction Co., for the 2010 Sidewalk Repair Program Phase I.

Mayor Slagel announced that Council would reconvene in Work Session in the Richardson Room and adjourned the business meeting at 8:08 p.m.


MAYOR

ATTEST:


CITY SECRETARY

