

MINUTES
CITY OF MELISSA CITY COUNCIL
Tuesday, January 27, 2009
7:00 p.m.

CALL TO ORDER

Mayor David Dorman called the meeting to order at 7:03 p.m.

Council members present were: Randy Kaiser, Stan Mercer, Dan Trott and Sharon Weideman. Bill Reynolds was not present due to illness.

Prayer was given by Dan Trott.

All in attendance gave the Pledge of Allegiance.

CONSENT AGENDA

Motion was made by Sharon Weideman and seconded by Dan Trott to approve the following items on the Consent Agenda:

1. Consider and act upon approval of the minutes of the January 13, 2009 Regular City Council Meeting.

Vote: 4/0/0

REGULAR AGENDA

ITEM #1

Mayor Dorman read the following prepared statement:

The Citizens of the City of Melissa, its elected officials, its staff or its employees will not be blackmailed, extorted or coerced, either through intimidation or character assassination not to conform to the laws of the United States, the State of Texas or the ordinances of the City of Melissa duly passed by its governing body.

ITEM #2

Mr. Ron Howard of Pingleton, Howard and Company, PC, presented the City of Melissa's audit report for the year ending September 30, 2008.

Motion was made by Dan Trott and seconded by Randy Kaiser to accept the audit report as presented.

Vote:4/0/0

ITEM #3

Motion was made by Randy Kaiser and seconded by Sharon Weideman to adopt a Resolution authorizing the Mayor of the City of Melissa, or his designee, to execute the Retainer Agreement with Abernathy, Roeder, Boyd and Joplin, P.C.

Vote: 4/0/0

ITEM #4

Randy Helmberger of Helmberger Associates, the engineer representing Antique Terra Cotta, stated that his clients would like the projects on the agenda tabled if possible or that the variances be

approved given that it is an existing structure. No motion was made to table the items, therefore, the request to table was denied.

Motion was made by Dan Trott and seconded by Randy Kaiser to deny the request for variance to setback requirements encroached upon by existing buildings submitted by Antique Terra Cotta at 4205 North U.S. Hwy 75

Vote: 4/0/0

ITEM #5

Motion was made by Randy Kaiser and seconded by Stan Mercer to act upon the recommendation by Planning and Zoning to deny the request for variance to the 80% masonry requirement for existing buildings submitted by Antique Terra Cotta at 4205 North U.S. Hwy 75.

Vote: 4/0/0

ITEM #6

Motion was made by Stan Mercer and seconded by Dan Trott to act upon the recommendation by Planning and Zoning to deny the request for variance to the 80% masonry requirement for existing buildings submitted by Antique Terra Cotta at 4205 North U.S. Hwy 75.

Vote: 4/0/0

ITEM #7

Motion was made by Dan Trott and seconded by Randy Kaiser to act upon recommendation by Planning and Zoning to deny the request for variance to the 150' ft. coverage requirement of all buildings (existing 8,663 sq ft building) submitted by Antique Terra Cotta at 4205 North U.S. Hwy 75.

Vote: 4/0/0

ITEM #8

Motion was made by Sharon Weideman and seconded by Stan Mercer to act upon recommendation by Planning and Zoning to deny the request for variance to platting requirements for fire lane dedication submitted by Antique Terra Cotta at 4205 North U.S. Hwy 75.

Vote: 4/0/0

ITEM #9

Mayor Dorman opened the public hearing at 7:24 p.m. to hear comments, for or against, a request for variance for overall exemption from platting requirements for signage permits submitted by Antique Terra Cotta at 4205 North U.S. Hwy 75.

The following people spoke in favor of this request:

Mr. Ashley Neal
Antique Terra Cotta
4205 US Highway 75 North
Melissa, TX 75454

Kathleen Baird
P. O. Box 2355
Allen, TX 75013

There being no further comments, the Mayor closed the Public Hearing at 7:28 p.m.

ITEM #10

Motion was made by Randy Kaiser and seconded by Dan Trott to act upon recommendation from Planning and Zoning to deny the request for variance for overall exemption from platting requirements for signage permits submitted by Antique Terra Cotta at 4205 North U.S. Hwy 75.

Vote: 4/0/0

ITEM #11

Don Paschal of Paschal Consulting, made the presentation to Council for the Melissa Wastewater Transmission and Treatment Contract with North Texas Municipal Water District and to answer any questions.

Motion was made by Dan Trott and seconded by Randy Kaiser to adopt a Resolution authorizing the Mayor of the City of Melissa, or his designee, to execute the Melissa Wastewater Transmission and Treatment Contract with North Texas Municipal Water District.

Vote: 4/0/0

ITEM #12

Motion was made by Randy Kaiser and seconded by Sharon Weideman to approve the purchase of a 2009 Ford Crown Victoria police interceptor, associated equipment and service fees for the Melissa Police Department at a cost not to exceed \$35,000.

Vote: 4/0/0

ITEM #13

Motion was made by Randy Kaiser and seconded by Dan Trott to authorize the City Administrator to execute any and all documents to purchase the right of way along Fannin Road for construction of a portion of the City's Hike and Bike Trail system (Abstract A0319 John Fitzhugh Survey, Tract 77).

Vote: 4/0/0

ITEM #14

Motion was made by Sharon Weideman and seconded by Dan Trott to approve Melissa ISD's request to lease and maintain Zadow Park scoreboards and authorize City Administrator to execute any and all documents related thereto.

Vote: 4/0/0

ITEM #15

Presentation of minutes of Boards and Commissions. No action required.

- a. Planning and Zoning Commission – December 18, 2008 and January 15, 2009.
- b. Melissa Economic Development Board (4B) – November 20, 2008.
- c. Park Board – December 11, 2008.

ITEM #16

Citizen Comments

The following people spoke:

Ms. Tracy Ford Spillman, Attorney
15455 Dallas Parkway
Addison, TX 75001

David Najafi
4205 Mead Drive
Plano, TX 75024

Mayor David Dorman
8 Shadywood Lane
Melissa, TX

ITEM #17

Motion was made by Dan Trott and seconded by Randy Kaiser to adjourn at 7:55 p.m.
Vote: 4/0/0

ATTEST:

David E. Dorman, Mayor

Linda P. Bannister, City Secretary