REGULAR CITY COUNCIL MEETING
FRISCO CITY HALL
GEORGE A. PUREFOY MUNICIPAL CENTER
COUNCIL CHAMBERS
6101 FRISCO SQUARE BLVD.
FRISCO, TEXAS 75034

5:00 PM

MONDAY, NOVEMBER 26, 2012

AGENDA

CALL TO ORDER

1. ROLL CALL

CLOSED SESSION

2. Recess into Closed Session in compliance with Section 551.001 et. seq. Texas Government Code, to wit;

   A. Section 551.071. Meeting with City Attorney regarding a matter(s) in which the duty of the City Attorney under the Texas Disciplinary rules of Professional Conduct of the State Bar of Texas conflicts with the Open Meetings Act regarding:

      i. Receive legal advice regarding Frisco Square, Frisco Square Municipal Management District, and the Behringer Harvard bankruptcy and its effect on Frisco Square.
      ii. Receive legal advice regarding Frisco's involvement in the Arts Center of North Texas and other legal issues related thereto.
      iii. Receive legal advice concerning signing a certificate regarding the sale of beer and wine at a convenience store located near an elementary school.
      iv. Receive legal advice regarding additional agreement with Exide

concerning J Parcel and Facility demolition.

B. Section 551.072. To deliberate the purchase, exchange, lease or value of real property located:

i. Bordered by Eldorado Parkway on the north, FM 423 on the west, Preston Road on the east and SH121 on the south.

C. Section 551.087. Deliberation regarding commercial or financial information that the City has received from a business prospect and to deliberate the offer or other incentives to a business prospect.

3. Reconvene into Regular Session and take any action necessary as a result of the Closed Session.

INVOCATION

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

REPORTS

4. Financial Services Monthly Budget Status Report for September and October 2012

5. Presentation of the Government Finance Officers Association Distinguished Budget Award for the Fiscal Year Beginning October 1, 2011

6. FEDC Q4 FY11/12 Economic Development Accomplishments, New Jobs, Square Footage and Potential Capital Investment

7. Public Works Report on Water Usage and Other Monthly Activities

8. Development Services Activities Monthly Update October 2012

9. Frisco CVB October report on sales, services and public relations.

10. Police Department's crime statistics and response times for the month of October 2012. (GW/Police)

11. Fire Department Monthly Report on Incident Response and Educational Activities, October 2012

12. Council Subcommittee reports for current activities of the Legislative, Governance, Frisco Square Management District and the Budget and Audit

Committee.

CITIZEN INPUT (to begin approximately at 7:30 p.m.)

CONSENT AGENDA

(Items placed on the Consent Agenda are considered routine in nature and are considered non-controversial. The Consent Agenda can be acted upon in one motion. A majority of the Council is required to remove any item for discussion and separate action. Council members may vote nay on any single item without comment and may submit written comments as part of the official record.)

13. Consider and act upon approval of the November 7, 2012 Regular City Council meeting minutes and the November 12, 2012 Joint City Council and Grand Park Subcommittee meeting minutes. (CSO/JP)

14. Consider and act upon adoption of a Resolution authorizing the City Manager to execute an agreement by and between the City of Frisco, Texas and Collin County, Texas for animal shelter services. (Development Services/GC)

15. Consider and act upon approval of a Resolution authorizing the City Manager to execute a Reimbursement Agreement with AT&T Corp. for relocation AT&T facilities along Coit Road. (Engineering\JB)

16. Consider and act upon authorization for the City Manager to execute Change Order Number 1 to the Standard Construction Contract by and between the City of Frisco and Durable Specialties, Inc., to construct the Preston Road ADA Improvements (Bid #1212-032) (Engineering/SL).

17. Consider and act upon a resolution authorizing the City Manager to execute an amendment to an agreement with GCBF dba Earth Tech Inc. and the City of Frisco for the Community Park Water Well Project. (Parks/DR)

18. Consider and act upon a resolution authorizing the City Manager to execute an agreement by and between Freese and Nichols, Inc for landscape architecture and engineering design services for the Cottonwood Creek Trail. (Parks/ DR)

19. Consider and act upon a resolution authorizing the City Manager to execute an agreement by and between Freese and Nichols, Inc for landscape architecture and engineering design services for the Master Plan and Construction Documents for the Neman Village Neighborhood Park. (Parks/DR)

20. Consider and act upon accepting a bid and approve a resolution authorizing the City Manager to execute an agreement by and between the City of Frisco and Cooper General Contractors, Inc. for construction improvements of the existing spray park at Bicentennial Park. (Parks/JED)

21. Consider and Act Upon an amendment to the Lease agreement with

Musicmaker Enterprises LP and authorize the City Manager to execute the amendment. (CMO/KS)

22. Consider and act upon a Resolution approving the Program Year 2011 Community Development Block Grant Consolidated Annual Performance and Evaluation Report (CAPER) and authorizing the City Manager to forward to the U.S. Department of Housing and Urban Development for approval.(FIN/SB)

23. Consider and act upon approval of a purchase order to Structural Steel for the purchase of twenty-four (24) traffic signal poles. (Engineering/TJ)

24. Consider and act upon approval authorizing the City Manager or His designee to execute an agreement with CORE Construction Services of Texas, Inc. for sidewalk maintenance & repair in various locations during the fiscal year 2013. (PW/TJ)

25. Consider and act upon award of RFP #1208-070, Generator Upgrade at Frisco Central Fire Station, and approval authorizing the City Manager or his designee to execute an agreement with CORE Construction Services of Texas, Inc. for this project. (FIRE/TJ)

26. Consider and act upon approval of purchase order to Sigma Solutions, Inc., for the upgrading of the City's core network routers and switches, through the State of Texas Department of Information Resources (DIR) contract. (IT/TJ)

27. Consider and act upon approval of a purchase order to Earth Networks for the purchase of eleven (11) Weatherbug weather stations and accessories. (FIRE/TJ)

28. Consider and act upon approval of purchase orders to Six & Mango Equipment, LLP for the purchase of five (5) Kubota diesel z-turn mowers and three (3) Kubota wide area mowers. (Parks/TJ)

29. Consider and act upon approval of purchase orders to Metro Fleet Collision Repair for automotive paint and body repair services. (Fleet Services/TJ)

30. Consider and act upon approval authorizing the City Manager or his designee to execute an agreement with CORE Construction Services of Texas, Inc. for carport canopy removal and replacement at 8000 North Dallas Parkway (GEA and Frisco Discovery Center). (Facilities/TJ)

31. Consider and act upon adoption of a Resolution authorizing the City Manager to submit an application and pledge for funding for the Texas Department of Transportation (TxDOT) Transportation Enhancement Program 2012 Call for Projects (CMO)

32. Consider and Act Upon a Performance Agreement with Forest City Texas, Inc. and authorize the City Manager to execute the agreement. (CMO)

33. Consider and Act Upon a Chapter 380 agreement with the Hall Financial Group LTD to provide incentives for construction of an office building. (CMO)

34. Consider and act upon whether to direct staff to submit a written notice of appeal on behalf of the City Council to Development Services, pursuant to Subsection 6.19 of the Zoning Ordinance and/or Section 4.02 of the Subdivision Ordinance, regarding action taken by the Planning & Zoning Commission on any site plan or plat. Any written notice of appeal must be submitted to Development Services. (Development Services)

REGULAR AGENDA

35. Public Hearing: Comprehensive Plan Amendment Case CA12-0001. A request to amend the Future Land Use Plan (FLUP) designation from Residential to Office on tracts of land consisting of 33.8± acres on the west side of Coit Road, between Jereme Trail and Lebanon Road and consider and act to direct staff to prepare an Ordinance of the same. Neighborhood #25. (Development Services/MW)

36. Public Hearing: Zoning Case Z12-0014. A request to amend Planned Development-19, rezoning a 3.4± acre tract of land on the west side of Coit Road, 500± feet south of Jereme Trail from Planned Development-19-Single Family-7 to Office-1 and reclassify zoning designations and consider and act to direct staff to prepare an Ordinance of the same. Neighborhood #25. (Development Services/MW)

37. Public Hearing: Zoning Case Z12-0020. A request to amend Planned Development-135, regarding driveway restrictions and development standards and consider and act to direct staff to prepare an Ordinance of the same. The property contains 12.3± acres located on the north side of Main Street, 150± feet east of Commonwealth Drive. Zoned Planned Development-135-Office-1. Neighborhood #44. (Development Services/MW)

38. Public Hearing: Zoning Case Z12-0021. A request to rezone 4.2± acres on the west side of Legacy Drive, 1,200± south of Main Street from Industrial to Office-1 and consider and act to direct staff to prepare an Ordinance of the same. Zoned Industrial. Neighborhoods #41. (Development Services/JE)

39. Public Hearing: SUP12-0019. A request for a Specific Use Permit for a Licensed Child Care Center on one lot on 2.3± acres on the west side of Legacy Drive, 1,200± feet south of Main Street and consider and act to direct staff to prepare an Ordinance of the same. Zoned Industrial (Companion Agenda Item Z12-0021). Neighborhood #41. (Development Services/JE)

40. Consider and act upon approval of an impact fee and development agreement by and between the Rudman Partnership, Ltd. and the City of Frisco, and authorize the City Manager to execute the agreement. (CMO\RP)

41. Discussion of Ohio Drive Roundabouts (Engineering/BM)

42. Discussion concerning possibility of changing the worksession date. (MM)

43. City Council discussion with City Staff concerning any actions required by City Staff as a result of any item on tonight's agenda.

44. Discussion on Governance Monitoring of present City Council Meeting.

ADJOURN

CERTIFICATION

Henry Hill, Deputy City Manager, certifies that this Notice of Meeting was posted on the outside bulletin board, at the City Hall of the City of Frisco, Texas, a place convenient and readily accessible to the general public at all times, and said Notice was posted on the following date and time:

By Wednesday, Nov. 21st, 2012 at 5:30 PM and remained so posted at least 72 hours before meeting was convened.

If during the course of the meeting covered by this notice, the City Council should determine that a closed or executive meeting or session of the City Council or a consultation with the attorney for the City should be held or is required, then such closed or executive meeting or session or consultation with attorney as authorized by the Texas Open Meetings Act, Texas Government Code § 551.001 et. seq., will be held by the City Council at the date, hour and place given in this notice as the City Council may conveniently meet in such closed or executive meeting or session or consult with the attorney for the City concerning any and all subjects and for any and all purposes permitted by the Act, including, but not limited to, the following sanctions and purposes:

Texas Government Code Section:

§ 551.071 – Private consultation with the attorney for the City.
§ 551.072 – Discussing purchase, exchange, lease or value of real property.
§ 551.074 – Discussing personnel or to hear complaints against personnel.

NOTICE

Pursuant to City of Frisco Ordinance Number 01-04-29 all speakers other than City of Frisco Staff are limited to five (5) minutes per item except by prior consent of the City Council.

NOTICE OF ASSISTANCE AT PUBLIC MEETINGS

The Frisco City Hall is wheelchair accessible. Access to the building and special parking are available at the primary north entrance facing Frisco Square Blvd. Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, or large print, are requested to contact the City Secretary's Office at (972) 292-5025 or by FAX (972) 292-5028. BRAILLE IS NOT AVAILABLE.