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

5:30 PM

TUESDAY, JANUARY 19, 2010

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 from City Attorney regarding and possible settlement of Case No. 09-0069; City of The Colony, Texas vs. North Texas Municipal Water District and City of Frisco, Texas; In the Texas Supreme Court.
     - ii. Legal issues regarding housing concerns raised by Inclusive Communities Project, Inc.
   - B. Section 551.072. To deliberate the purchase, exchange, lease or value of real property located:
     - i. South of US 380, North of The Colony city limits and North of 121, East of FM 423, and West of Hillcrest Road
   - 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. Convention & Visitors Bureau monthly report on December definite bookings, projected economic impact and media results.

5. Development Services December 2009 Report on Building Inspection, Code Enforcement, Animal Control, development, and training activities

6. Police Department's report on crime statistics and response times for the month of December 2009.

7. Fire Department Monthly Report on Incident Response and Educational Activities (FIRE)

8. Public Works Report - Water Usage and Other Monthly Activities

9. Financial Services Monthly Budget Status Reports

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.)

10. Consider and act upon approval of the Minutes from the January 5, 2010 Regular City Council Meeting. (CSO/JP)

11. Consider and act upon adoption of a Resolution authorizing the City Manager to execute an amended Development Agreement by and between the City of Frisco and Hills of Kingswood, L.P. and the Hills of Kingswood Homeowner's Association, Inc. for property located at the intersection of Lebanon Road and Rock Creek Parkway. Neighborhood #36. (Development Services/SI)

12. Consider and act upon award of bid to Jim Bowman Construction Co., LP and act upon a Resolution authorizing the City Manager to execute a Standard Form

of Agreement for Construction Services for the Preston North Addition Water & Sanitary Sewer Improvements, Bid No. 1010 002 (Engineering/AH)

13. Consider and act upon adoption of a Resolution authorizing the City Manager to execute Amendment Number Five to the Professional Services Agreement by and between the City of Frisco and HNTB Corporation for the Engineering Design and Bid Package Preparation for Stonebrook Parkway and Legacy Drive Improvements. (Engineering/DC)

14. Consider and Act Upon Resolution Authorizing the Renewal of the Lease Agreement with Collin County for space in City Hall. (CMO/NL)

15. Consider and act on adoption of an Ordinance repealing Ordinance Numbers 90-11-02 and 01-04-31; Establishing a Records Management Program; Designating a Records Management Officer; Providing for the ownership, responsibility, micrographics imagery, destruction, and disposition of City records; Adopting a Record Retention Schedule; Providing for a Penalty for the violation of this Ordinance; Providing for repealing, Savings, and severability clauses; and providing for the publication and an effective date of this ordinance. (CSO/JP)

16. City Council consider and approve Ordinance adopting the revised Vacation Leave policy, revised Sick Leave policy, new Donation of Leave policy, and new Family and Medical Leave policy. (HR/LS)

17. Consider and Act Upon a Resolution Ratifying an Agreement Between the Frisco Community Development Corporation and BOKA Powell, LLC for the Development of Plans, Specifications and Construction Documents for Multiple Uses and Completion of a Facility Master Plan for the Building and Land Located at 8000 North Dallas Parkway (Beal Building). (CMO/RP)

LEGISLATIVE AGENDA

(These items may legally require Council Action, but by Council Policy should be the City Manager's responsibility. The Legislative Agenda can be acted upon in one motion. The concurrence of two council members is required to remove any item for separate discussion and action. Council members may vote nay on any single item without comment and may submit written comments as part of the official record.)

REGULAR AGENDA

18. Consider and Act Upon Ordinances Amending the Master Fee Ordinance and Fire Code, Adjusting Various Fees Including Water and Sewer Service, Sanitation Service, Ambulance Fees, Fire Fees and Other Miscellaneous Fees. (CMO/NL)
    A. Consider and Act Upon Amending Ordinance No. 06-11-119, Establishing Various Fees, Section 3 (Water Service Charges), Section 4 (Sanitary Sewer Charges), Section 5 (Solid Waste Collection Fees), Section 9 (Billings and Adjustments for Water, Sanitary Sewer and Solid Waste Collection Services), Subsection F, Section 11 (Tap Fee and

Meter Setting Charges), Section 12 (Fees for Emergency Medical Services)

B. Consider and Act Upon an Amendment to Frisco's Code of Ordinances, Chapter 34 (Environment), Article III (Hazardous Materials) and Repealing Ordinance No. 02-09-105; Establishing Rules and Regulations Regarding Hazardous Materials; Providing that Any Individual or Business Entity Involved In, Responsible For or In Any Manner Connected With an Incident Involving Hazardous Material(s) Shall Be Liable for Costs Incurred by the City of Frisco as a Result of That Incident; Establishing Permit Fees for the Storage, Handling or Use of Hazardous Material(s). (Fire/MB)

C. Consider and Act Upon an Amendment to Frisco's Code of Ordinances, Article IV (Fire Code and Technical Regulations), Section 38-89 (Amendments to Fire Code), Subsection 1056.1.4 (Permit Fees) and Amending Ordinance No. 08-04-39, Section 4 (Adopting the 2006 International Fire Code), Subsection 1056.1.4 (Permit Fees). (Fire/MB)

19. Consider and Act upon actions necessary for the May 8, 2010 Election in the City of Frisco (CSO/JP)

A. Consider and act on an Ordinance of the City Council of the City of Frisco, Texas, amending Ordinance No 03-02-04 to designate a fourth election precinct for elections to be held in the City of Frisco, Texas; Providing for the Pre-Clearance and all necessary actions ; and Providing for and effective date hereof.

B. Consider and act on a Resolution of the City Council of the City of Frisco, Texas, designating election day polling places within the election precincts within the City of Frisco, Texas for elections ordered; Providing for Pre-Clearance and all other necessary actions; and Providing an effective date.

20. Discussion on proposed Charter Amendments recommended by the Charter Commission.(MM/HJH)

21. Consider and Act Upon Funding Request from the Complete Count Committee for Promotional Materials for the Census Project (CMO/HJH)

22. 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 Article IV, Section 1.07(C) of the Comprehensive Zoning Ordinance and/or Section 4.05 of the Subdivision Regulation Ordinance, regarding action taken by the Planning and Zoning Commission on any site plan or plat. Any written notice of appeal must be submitted to Development Services. (Development Services)

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

24. 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 January 15, 2010 at 5:30 p.m. 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.