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 04, 2011

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 concerning legal issues regarding Exide and lead issues.
     - ii. Receive legal advice regarding housing concerns raised by Inclusive Communities Project.
     - iii. Receive legal advice regarding the Sports Facility Lease Agreement dated January 24, 2008, by and between the City of Frisco, Texas (Lessor) and Sports Village Operating I, LLC (Lessee).
   - 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 Preston 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

4. Dynamos U16 Girls Tournament of Champions

REPORTS

5. Frisco Noon Lions Club Appreciation Presentation to the Mayor and City Manager

6. Financial Services Budget Status Report for November 2010

7. Library report on usage and programming activities

8. Parks and Recreation Monthly Report regarding Park and Trail Development, Facilities, Special Events and Youth Development

9. Engineering Services Monthly Report on Road, Traffic, Water & Sewer Projects

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 December 7, 2010 Regular and Supplemental City Council Meeting. (CSO/JP)

11. Consider and act on a Resolution designating an Official Newspaper. (CSO/JP)

12. Consider and act upon a resolution of the City Council of the City of Frisco, Texas hereby authorizing the City Manager to execute an agreement by and between the City of Frisco, Texas and Alpha Testing, Inc., for Geotechnical recommendations in coordination with the expansion of BF Phillips Community Park, Phase III. (P&R/WH)

13. Consider and Act Upon Resolution to Review, Approve and Adopt the City of Frisco Investment Policy and Strategies (Financial Services/AC)

14. Consider and Act upon a Resolution authorizing the City Manager or his designee to execute an Interlocal Agreement with Denton County for library funding (Library/SH)

15. Consider and act upon award of bid to Roadway Solutions, Inc., and adoption of a Resolution authorizing the City Manager to execute a Standard Form of Agreement for Construction Services for a Traffic Signal on Eldorado Parkway (FM 2934) at Target Driveway (Bid No. 1110-004) and authorizing construction phase contingencies (Engineering/BM).

16. Consider and act upon adoption of a Resolution authorizing the City Manager to execute Amendment Number One to the Professional Services Agreement by and between the City of Frisco and Kimley-Horn and Associates, Inc., for Engineering Design Services for the Preparation of a Traffic Management Plan for Pizza Hut Park. (Engineering/BM)

17. Consider and act upon adoption of a Resolution authorizing the City Manager to execute the Advance Funding Agreement by and between the City of Frisco and the Texas Department of Transportation for FM 3537 (Main Street) from SH 289 (Preston Road) to FM 2478 (Custer Road). (Engineering/JB)

18. Consider and act upon adoption of a Resolution authorizing the City Manager to execute a Professional Services Agreement by and between the City of Frisco and Kennedy Consulting, Ltd. to perform Environmental Analysis, Schematic Design, and Final Plans, Specifications, and Estimates for Custer Road (FM 2478) from SH 121 to Stonebridge Drive. (Engineering/JB)

19. Consider and act upon award of bid to Texas Sterling Construction, Inc. and adoption of a Resolution authorizing the City Manager to execute a Standard Construction Contract for Construction Services for Stonebrook Parkway Phase I (Legacy Drive to Fighting Eagles Lane) and Fighting Eagles Lane (Stonebrook Parkway to Pueblo Lane) (Bid No. 1111-010). (Engineering/DC)

20. Consider and act upon adoption of a Resolution authorizing the City Manager to execute an Interlocal Cooperation Agreement by and between the City of Frisco and Denton County to provide funding for the construction of Stonebrook Parkway (Legacy Drive to Fighting Eagles Lane) (Engineering/EDM)

21. Consider and act upon adoption of a Resolution authorizing the City Manager to execute Interlocal Cooperation Agreements by and between the City of Frisco and Denton County for the provision of Fire Protection Services and for the provision of Ambulance Services (FIRE / LG).

22. Consider and act upon a Resolution ratifying the execution of a contract Termination Agreement by and between the City of Frisco, Texas and PMAM

Corporation. (CMO/RP)

23. Consider and Act on a Resolution approving the submission of a grant application to the CoServ Charitable Foundation to fund the purchase of a Forensic 3D rendering software suite and training and authorizing the submission of the grant application by the City Manager or his designee. (Police/GW)

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.)

24. Consider and act upon adoption of an Ordinance rezoning 12.2± acres on the north side of State Highway 121, 400± feet west of Legacy Drive from Highway to Planned Development-Retail/Office-2. Neighborhood #33. Z10-0002 (Development Services/MW)

25. Consider and act upon an Ordinance to add a construction speed zone to reduce the existing posted speed limit on FM 423 to 45 mph within the City limit of Frisco during the TxDOT widening project, which is contingent upon the acceptance by the Texas Transportation Commission (Engineering/BM).

26. Consider and act upon adoption of an Ordinance amending Planned Development-211regarding development standards and garage requirements The property contains 294.3± acres on the north side of Eldorado Parkway, 500± feet west of Legacy Drive. Zoned: Planned Development-211-Single Family-3/Single Family-4/Single Family-5/Patio Home. Neighborhood #48. Z10-0006 (Development Services/MW)

REGULAR AGENDA

27. Public Hearing: Zoning Case ZA10-0001, A request to amend Article III, Section 3, Subsection 5.05 – General Requirements of the Tollway Overlay District regarding requirements for gas pumps and consider and act to direct staff to prepare an Ordinance of the same. (Development Services/MW) Tabled 11/16/10

28. Consider and act upon the adoption of an ordinance amending Chapter 70 (Sign Regulations) of the Frisco Code of Ordinances. (Development Services/GC)

29. Consider and act upon adoption of the City of Frisco 2011 Legislative Agenda (CMO/JE).

30. Consider and act upon adoption of a Resolution authorizing the City Manager to execute American Institute of Architects (AIA) Document B101-2007 (Standard

Form of Agreement between Owner and Architect) by and between the City of Frisco and Phelps Wood, Corp. for professional services for the design of Frisco Fire Station No. 7 (CMO/RP)

31. Consider and Act Upon a Resolution Expressing Official Intent to Reimburse Costs of Projects. (CMO/NL)

32. 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)

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

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

ADJOURN

CERTIFICATION

Henry J. 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 Thursday, December 30, 2010 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.