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, FEBRUARY 01, 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 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).
     - iii. Receive legal advice regarding the Zoom Sports, Inc. Lease Agreement dated December 11, 2008, by and between the City of Frisco, Texas (Lessor) and Zoom Sports, Inc. (Lessee).
     - iv. Receive legal advice regarding claims for damages made by Ty Locke and Melody Stephens against Frisco.

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. American Heart Association -- "Go Red Day"

5. Eagle Scouts from Troop 216--Brad Bleggi, Nick Bleggi, Chase Buonanno, E.J. Burbage and Stephen Davis

REPORTS

6. Presentation of 2010 Young Heroes of the Guard Toy Drive.

7. FEDC report on 2010 Economic Development Accomplishments, New Jobs, Square Footage and Potential Capital Investment and report on Q1 FY11 Economic Development Accomplishments, New Jobs, Square Footage and Potential Capital Investment.

8. Engineering Services Monthly Report on Roads, Traffic, Water & Sewer Projects

9. Library report on usage and programming activities

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

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.)

11. Consider and act upon approval of the Minutes from the January 12, 2011 City Council/Planning & Zoning/Zoning Advisory Committee Joint Work Session

(CSO/JP)

12. Consider and act upon approval of the Minutes from the January 18, 2011 Regular City Council Meeting and the January 18, 2011 Supplemental Agenda Meeting(CSO/JP)

13. Consider and act upon adoption of a Resolution repealing Resolution No. 09-09-164R and authorizing the City Secretary to designate Tammy Follett and/or Angela Lunsford to act on behalf of the City Secretary in her absence by performing the duties of City Secretary (CSO/JP)

14. Consider and Act Upon the approval of an agreement by and between David Hickman and the City of Frisco for artists services to create a work of Public Art for the Warren Sports Complex and adoption of Resolution authorizing the City Manager or his designee to sign the agreement. (CMO/RO)

15. Consider and Act upon a Resolution approving the submission of a Fire Prevention and Safety Grant application to the Department of Homeland Security (DHS) Federal Emergency Management Agency (FEMA). (FIRE/PS)

16. Consider and act upon a Resolution authorizing the City Manager to execute Amendment Number Two to the Professional Services Agreement by and between the City of Frisco and Jacobs Civil, Inc., for the design of the 30" Dallas Parkway Water Main (CR 23/Panther Creek Parkway-US 380), 16" US 380 Water Main (DNT-Preston Road), Appurtenances and Transfer Valve Station (Engineering/DLC)

17. 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 Installation of Roadway Lighting on Lebanon Road from Dallas Parkway to Coit Road (Bid No. 1111-019) and construction phase contingencies (Engineering/BM).

18. Consider and act upon adoption of a Resolution authorizing the City Manager to donate Right of Way to the Texas Department of Transportation for the construction of FM 423 from Eldorado Parkway to US 380. (Engineering/JB)

19. Consider and act upon approval of the purchase of emergency vehicle preemption equipment, from Consolidated Traffic Controls. (Engineering/TJ)

20. Consider and act upon approval of purchase orders to Six & Mango Equipment, LLP for the purchase of four (4) zero turn riding mowers. (Parks/Public Works/TJ)

21. Consider and act upon approval of a purchase order to Professional Turf Products for the purchase of one (1) Toro flex wing mower. (Parks/TJ)

22. Consider and act upon approval of a purchase order to Sigma Surveillance for

the purchase of twelve (12) pan-tilt-zoom traffic signal cameras. (Engineering/TJ)

23. Consider and Act Upon Approval of the First Amendment to the Tower Site Lease Agreement between the City of Frisco and New Cingular Wireless PCS, LLC at 12134 Eldorado Parkway, and a Resolution Authorizing the City Manager to execute this amendment. (CMO/DF)

24. Consider and act upon a resolution authorizing the City Manager to execute an amendment to an agreement by and between the City of Frisco and Jacobs Engineering Group, Inc. for Design Services for Lake Development at Grand Park, dated April 5, 2007.

25. Consider and act upon a resolution authorizing the City Manager to execute an amendment to an agreement by and Jacobs Engineering Group Inc for Design Services for Phase One -Park Development, dated September 21, 2007.

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

26. Public Hearing: Zoning Case Z10-0004, A request to amend Planned Development-202 regarding development standards and site layout and consider and act to direct staff to prepare an Ordinance of the same. The property contains 947.6± acres on the east side of FM 423 from Old Newman Road on the north to south of Lebanon Road. Zoned: Planned Development-202-Single- Family-3/Single Family-4/Single Family-5/Patio Home/Townhome/ Multifamily-2. Neighborhood Nos. 37, 38, and 42. (Development Services/MW).

27. Consider and Act Upon Approval of Amendment to Ordinance No. 10-09-41 Adopting the City of Frisco Fiscal Year 2011 Budget. (CMO/NL)

28. Consider and Act Upon Approval of Amendment to Ordinance No. 10-09-43 Adopting the City of Frisco Community Development Corporation (FCDC) Fiscal Year 2011 Budget. (CMO/NL)

29. 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)

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

31. 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 Friday, January 28, 2011 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.