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, DECEMBER 06, 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 regarding housing concerns raised by Inclusive Communities Project.
      ii. Receive legal advice from City Attorney concerning legal issues regarding Exide and lead issues.
      iii. Receive legal advice regarding the Cause No. 02-10-300CV in the case styled Mary Horn, Hugh Coleman, Ron Marchant, Bobbie J. Mitchell, and Andy Eads, in the Capacities as Denton County Judge and Commissioners of Denton County Texas v. Al Gibson, pending the 2nd District Court of Appeals at Ft. Worth, Texas.

iv. Receive legal advice regarding legal issues related to the Town of Little Elm's Zoning Case #10-PD-001 to rezone Tract 3 located on the east side of FM423 near Smotherman Road to multi-family.

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 Rd.

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. Fire Chief Mack Borchardt--30 Years of Service to City of Frisco

REPORTS

5. Budget Status Report - October 2011 - Financial Services

6. Library report on usage and programming activities

7. Engineering Services Montly Report on Roads, Traffic, Water & Sewer Projects

8. 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.)

9. Consider and act on approval of the November 15, 2011 Regular and Supplemental City Council meeting minutes. (CSO/JP)

10. Consider and act upon adoption of a Resolution repealing Resolution No. 11-02-26R and authorizing the City Secretary to designate the Assistant City Secretary and/or the Records Coordinator to act on behalf of the City Secretary in her absence by performing the duties of the City Secretary (CSO/JP)

11. Consider and act upon approval of a purchase order to Paradigm Traffic Systems, Inc. for purchase of seven (7) traffic signal video detection systems. (Engineering/TJ)

12. Consider and act upon approval of a purchase order to Flink Company for the purchase of two (2) sand spreader units. (PW/TJ)

13. Consider and act upon award of Bid #1210-008, Annual Contract for purchase of Batteries for Fleet Vehicles and City Equipment. (Fleet/TJ)

14. Consider and act upon award of RFP #1109-070, Surveillance Equipment and Monitoring to Stealth Monitoring and approval of a resolution authorizing the City Manager to execute an agreement for these services. (Administrative Services/TJ)

15. Consider and act upon approval of a purchase order with Mels Electric L.P. for the installation of lighting at the City Public Works facility. (Administrative Services/TJ)

16. Consider and Act Upon Award of a Contract with Digitech Computer, Inc. for EMS Billing and Collection Services and Approval of a Resolution Authorizing the City Manager to Execute an Agreement for these Services. (Fire/TJ)

17. Consider and Act upon a Resolution approving the 2010 Community Development Block Grant Consolidated Annual Performance Evaluation Report (CAPER) and authorize the City Manager to forward to the U.S. Department of Housing and Urban Development for approval.(CMO/SB)

18. Consider and act upon adoption of a Resolution authorizing the City Manager to accept a grant award from the United States Department of Homeland Security (USDHS), Urban Areas Security Initiative (UASI) Grant Program (FIRE/JM).

19. Consider and act on upon approval of a Resolution authorizing the City Manager to accept a Grant Award of $45,000 from the Department of Homeland Security for a Covert Intelligence through-wall radar unit. (Police/GW)

20. Consider and act upon approval of a Resolution authorizing the City Manager to execute the Sponsored Research Agreement with the University of Texas at Dallas for research services related to the Frisco Police Department's Citizen

Contact Patrol. (Police/GW)

21. Consider and act upon approval of a Resolution authorizing the City Manager to execute Amendment Number Four to the Professional Services Agreement by and between the City of Frisco and Freese and Nichols, Inc. for Professional Design and Engineering Services for the 20"/24" Water Improvements along the proposed TxDOT Right-of-Way for FM 3537, from State Highway 289 (Preston Road) to FM 2478 (Custer Road). (Engineering/DLC)

22. Consider and act upon adoption of a Resolution authorizing the City Manager to execute a Master Agreement with Freese and Nichols, Inc. for On-call Professional Engineering Services (Engineering/EDM)

23. Consider and act upon adoption of a Resolution authorizing the City Manager to execute Amendment Number Seven 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)

24. 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/JE).

25. Consider and Act Upon Adoption of an Ordinance Authorizing and Allowing a Buy Back Option for Employees with Texas Municipal Retirement System (TMRS)

26. 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 and Zoning Commission on any site plan or plat. Any written notice of appeal must be submitted to Development Services. (Development Services)

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.)

27. Consider and act upon an Amendment to Ordinance 11-08-25 to establish modified Reduced Speed School Zones and times on identified streets within the City of Frisco (Engineering/SL).

28. Consider and act upon adoption of an Ordinance amending Planned

Development-205 regarding lot sizes and development standards. The property contains 116.5± acres on the southwest corner of Panther Creek Parkway and Coit Road. Zoned Planned Development-205-Single Family-7/Single Family-10. Neighborhood #8. Zoning Case No. Z11-0016. (Development Services/MW)

REGULAR AGENDA

29. Consider and Act on an Ordinance to include the Employee Code of Conduct in the Human Resources Policies. (HR/LS)

30. Public Hearing: Z11-0019. A request to rezone 2.0± acres on the southeast corner of Lebanon Road and Deerwood Lane from Townhome to Retail, and consider and act to direct staff to prepare an ordinance of the same. Zoned Townhome. Neighborhood #43. (Development Services/RC)

31. Public Hearing: SUP11-0007. A request for a Specific Use Permit for a Licensed Child Care Center on one lot on 1.9± acres on the southeast corner of Lebanon Road and Deerwood Lane and consider and act to direct staff to prepare an ordinance of the same. Zoned Retail (pending approval of companion Case Z11-0019). Neighborhood #43. (Development Services/RC)

32. Public Hearing on the Proposed City of Frisco Opting Out of the "Goods in Transit" (Super Freeport) Exemption. (CMO/NL)

33. Consider and Act Upon Approval of an Ordinance Opting Out of the Exemption for "Goods in Transit". (CMO/NL)

34. Receive Written Statement Concerning Murmur Case Dealing with Amortization of Nonconforming Land Use and Comments of Donald Postell.

35. Consider and act upon approval of a discounted membership plan at the Frisco Athletic Center for Retired Military Personnel.

36. Discussion and give staff direction regarding audio/video recording of meetings other than those held by the City Council and Planning and Zoning Commission.

37. Consider and Act Upon Adoption of an Ordinance to Increase the Exemption to Ad Valoren Property Taxes for Residence Homesteads of Elderly and Disabled Individuals. (PF)

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

39. 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 Friday, December 2, 2011 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.