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, MAY 17, 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 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).
     - ii. Receive legal advice regarding the Southwest General Services (SGS) contract for ambulance billing practices.
     - iii. Receive legal advice regarding housing concerns raised by Inclusive Communities Project.
     - iv. Receive legal advice regarding claims made by Highland Homes.
     - v. 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.

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 551.074. Personnel Matters: Section 551.074 authorizes certain deliberations about officers and employees of the governmental body to be held in executive session:
   i. Deliberation regarding the annual evaluation of George Purefoy (City Manager).

D. 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. Wakeland High School Girl's Varsity Soccer

5. Motorcycle Safety and Awareness Month

6. Tamara Bouma, Girl Scout Gold Award

REPORTS

7. Recognition of Mayor's Youth Council

8. Development Services April 2011 Report on Building Inspection, Code Enforcement, Animal Control, development, and training activities

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

10. Fire Department Monthly Report on Incident Response and Educational Activities, April 2011.

11. Police Department's report on crime statistics and response times for the month of April 2011.

12. Convention & Visitors Bureau April report on projected economic impact, definite bookings and media values.

13. Financial Services Budget Status Report for April 2011

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.)

14. Consider and act upon approval of Minutes from the May 3, 2011 regular City Council meeting. (CSO/JP)

15. Consider and act upon authorization for the City Manager to execute Change Order Number Two to the Standard Construction Contract by and between the City of Frisco and Insituform Technologies, Inc. for Preston North Addition Offsite Sanitary Sewer Improvements, Bid No. 1009 061 (Engineering/DLC)

16. Consider and act upon adoption of a Resolution authorizing the City Manager to execute a Professional Services Agreement with Kimley-Horn and Associates, Inc., for a detailed Hydrologic and Hydraulic Analysis of the Panther Creek Watershed. (Engineering\AS)

17. Consider and act upon approval of a Resolution authorizing the City Manager to execute Amendment Number One to the Master Agreement between the City of Frisco and Specialty Land Services, L.L.C. for on-call acquisition of property for easements and rights-of-way (Engineering/EDM)

18. Consider and act upon award of bid to Estrada Concrete Co., LLC and act upon a Resolution authorizing the City Manager to execute a Standard Construction Contract for the Eldorado at Teel Sidewalk Improvements, Bid No. 1104-043 and authorizing construction phase contingencies (Engineering/AH)

19. Consider and act upon a Resolution approving the application to the U.S. Department of Justice, Office of Justice Programs, National Institute of Justice, Paul Coverdell Forensic Science Improvement Grants Program and authorizing the submission of the grant application by the City Manager or his designee. Grant application to fund a full-time civilian Forensic Computer Technician position, training, purchasing digital analysis equipment, supplies and recurring ASCLD-LAB fees. (Police/GW)

20. Consider and Act on a Resolution approving the donation of the police department's surplus 1988 GMC armored vehicle to the Bosque County Sheriff's Office. (Police/TR)

21. Consider and act upon approval of the First Amendment to the tower site lease agreement between the City of Frisco and Dallas MTA, L.P. d/b/a Verizon Wireless, at 3968 Parkwood Drive, and a resolution authorizing the City

Manager to execute this amendment. (CMO/DF)

22. Consider and act upon approval of a purchase order to 3M Company for the purchase of 8" 3M tape & 3M arrows to be used by Traffic Division. (Public Works/TJ)

23. Consider and act upon approval of a purchase order to Interspec, LLC for the purchase of computerized irrigation control equipment. (Parks/TJ)

24. Consider and act upon approval of a purchase order to Green Equipment Company for the upgrade of the City's Envirosight Crawler, sewer camera system. (Public Works/TJ)

25. Consider and act upon approval of a purchase order to SHI Government Solutions for the purchase of a Quantum, disk based backup solution, through the State of Texas Department of Information Resources (DIR) contract. (IT/TJ)

26. Consider and act upon approving a resolution authorizing the City Manager to execute an agreement by and between the City of Frisco and Newman, Jackson, Bieberstein, Inc. for design services for Pearson Park Master Plan. (Parks / JED)

27. Consider and act upon a resolution authorizing the City Manager to execute an agreement by and between the City of Frisco and Dean Electric, Inc., for park improvements for B.F. Phillips Community Park, Phase III. (Parks/WH)

28. Consider and act upon approval of a Performance Agreement by and between the Frisco Community Development Corporation and Athletes Performance Texas, LLC. (CMO/RP)

29. Consider and act upon settling claims made against the City of Frisco and Southwest General Services relating to ambulance billing and authorizing the City Manager to execute all documents necessary to effectuate the agreement. (CMO)

30. Consider and Act Upon the Second Amendment to Repurchase Agreement Between the City of Frisco and Zarky Development, LLC and Authorize the City Manager to Execute the Amendment. (CMO)

31. Consider and act upon approval of a Real Estate Sales Contract to purchase Lot 1 Block J, Country Club Ridge and related Settlement Agreement and Release and to authorize the City Manager to execute the documents and take all actions necessary to effectuate the terms of the agreements. (CMO)

32. Consider and act upon approval of a Memorandum of Understanding by and between the City of Frisco and Forest City Commercial Development . (CMO/RP)

33. 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)

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.)

34. Consider and act upon adoption of an Ordinance rezoning 111.4± acres on the west side of Independence Parkway, 1,200± feet south of Eldorado Parkway from Single Family-4, Single Family-5, and Patio Home to Single Family-8.5 and Single Family-7. (Development Services/MW)

35. Consider and Act upon an ordinance establishing a Police Reserve Force. (Police/JB)

REGULAR AGENDA

36. Consider and act upon adoption of an Ordinance of the City Council of the City of Frisco, Texas, amending Article IV (Stopping, Standing and Parking) of Chapter 90 (Traffic and Parking) of the City of Frisco's Code of Ordinances to add Special Event Parking Regulations (CMO / JE)

37. Consider and act upon rescheduling the July regular City Council meetings. (CSO/JP)

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 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, May 13, 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.