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

5:00 PM

TUESDAY, JUNE 18, 2013

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 Exide cleanup/remediation of hazardous and non-hazardous waste.
      ii. Receive legal advice regarding parking issues and a lease amendment with Dallas Stars.

   B. Section 551.072. To deliberate the purchase, exchange, lease or value of real property located:

   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 Richard Abernathy, City Attorney.
ii. Discussion regarding the evaluation of the City Manager including changes to his employment contract.

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.

INVOCATION

PLEDGE OF ALLEGIANCE

INDIVIDUAL ITEMS

3. Recognition of Service for members of The Board of Adjustments, Planning and Zoning Commission, North Texas Municipal Water District, Collin County Central Appraisal District and Denton County Central Appraisal District. (CSO/WW)

4. Recess for a reception honoring the members of The Board of Adjustments, Planning and Zoning Commission, North Texas Municipal Water District, Collin County Central Appraisal District and Denton County Central Appraisal District. (CSO/WW)

5. Reconvene into open session.

PROCLAMATIONS

6. Special Recognition for Frisco Lacrosse

7. Cirque Musica Day 2013

8. Presentation of Library READ Posters

REPORTS

9. Fire Department Class 1 ISO Rating

10. Frisco American Legion Post Update

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

12. Development Services Activities Monthly Update May 2013

13. Frisco CVB May Industry Update.

14. Fire Department Monthly Report on Incident Response and Educational Activities, May 2013.

15. Financial Services Budget Status Report for May 2013

16. Police Department's crime statistics and response times for the month of May 2013

17. Council Subcommittee reports for current activities of the Legislative, Governance, and Budget and Audit Committee.

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.)

18. Consider and act upon approval of the March 25, 2013 Joint Grand Park Subcommittee/City Council, June 3, 2013 Joint Grand Park Subcommittee/City Council, June 4, 2013 Regular City Council, and the June 8, 2013 Summer Worksession meeting minutes. (CSO/JP)

19. Consider and act upon approval of a Resolution authorizing the City Manager to execute a 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; providing for an effective date. (Engineering Services - KS)

20. Consider and act upon adoption of a Resolution authorizing the City Manager to execute Amendment Number 1 to the Advance Funding Agreement for funds from the SH 121 Subaccount by and between the City of Frisco and the Texas Department of Transportation to provide funding for construction of the SH 289 (Preston Road) Intersection Improvements and SH 121 Turn Lane at Ohio Drive projects. (Engineering/JB)

21. Consider and act upon adoption of a Resolution authorizing the City Manager to execute an Advance Funding Agreement for funds from the SH 121 Subaccount by and between the City of Frisco and the Texas Department of Transportation to provide funding for the construction of Rockhill Road (CR 26 to Preston Road). (Engineering/MP)

22. Consider and act upon a resolution authorizing the City Manager to execute Change Order Number Two with G.P Cooper Industries Inc, dba Cooper General Contractors for Bicentennial Park Phase II. (Parks/DR)

23. Consider and Act on a Resolution approving the submission of the Community Development Block Grant Annual Action Plan for Program Year 2013, a grant application to the U.S. Department of Housing and Urban Development, and authorizing the submission of the grant application by the City Manager or his designee for a total of $390,928 in grant funding. (Finance/SB)

24. Consider and act upon approval authorizing the City Manager to execute an agreement with Curtco, Inc., for roadway joint and crack sealing. (PW/DF)

25. Consider and act upon approval of purchase orders to 3M Company for the purchase of downloadable digital media during the fiscal year 2013. (Library/DF)

26. Consider and act upon approval of a purchase order to Stryker Sales Corporation for the purchase of one (1) Stryker Power-Load system and accessories for Medic 607. (Fire/DF)

27. Consider and act upon approval of a purchase order to Stryker Sales Corporation for the purchase of three (3) Stryker Power-Pro XT ambulance cots. (Fire/DF)

28. Consider and act upon approval of a purchase order to Siddons-Martin Emergency Group for the purchase of one (1) Pierce Velocity Quint with a 75 foot ladder. (Fire/DF)

29. Consider and act upon approval of purchase orders to SHI Government Solutions and Flycast Partners, Inc., for the purchase and implementation of BMC Footprints Software, and approval authorizing the City Manager to execute an agreement with Flycast Partners, Inc., for implementation services. (IT/DF)

30. Consider and act upon approval authorizing the City Manager to execute an agreement with Reynolds Asphalt and Construction Company for pavement reconstruction services. (Public Works/DF)

31. City Council consideration and approval of the Second Amendment to the City Manager's Employment Contract. (HR/LS)

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 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.)

33. Consider and act upon adoption of an Ordinance on the voluntary annexation of 463.4± acres in the Samuel Whittenberg Survey, Abstract No. 1510; the J.L. Saling Survey, Abstract No. 1675; the J. Bates Survey, Abstract No. 1620; the A.W. Robertson Survey, Abstract No. 1487; the F. Hawkins Survey, Abstract No. 582; and the W.P. Bates Survey, Abstract No. 73, Denton County, Texas, generally located on the south side of US Highway 380, 1,150± east of FM 423. Neighborhood #51. Annexation Case A13-0001. (Development Services/MW)

34. Consider and act upon an ordinance amending the Zoning Ordinance regarding care facilities. ZA13-0001 (Development Services/JW)

REGULAR AGENDA

35. Public Hearing: Zoning Case Z13-0004. A request to amend Planned Development-195 to remove the Retail and Townhome tracts and rezone the property to Planned Development-Single Family-12.5/Single Family-7/Patio Home and consider and act to direct staff to prepare an Ordinance of the same. The property contains 163.5± acres on the northwest corner of Panther Creek Parkway and Coit Road. Zoned Planned Development-195-Single Family-12.5/Single Family-8.5/Single Family-7/Patio Home/Townhome/Retail. Neighborhood No. 5. (Development Services/MW)

36. Public Hearing: Specific Use Permit Case SUP13-0003. A request for a Utility Distribution Facility on one lot on 4.7± acres on the west side of Independence Parkway, 500± feet south of Casarosa Drive and consider and act to direct staff to prepare an Ordinance of the same. Zoned Agricultural with a Specific Use Permit (S-213) for a Utility Distribution Facility. Neighborhood #14. (Development Services/SP)

37. Consider and act upon approval authorizing the City Manager to execute agreements for software maintenance and video hosting services with Hyland Software. (CSO/DF)

38. Discussion and provide staff direction concerning the Careflite operations. (Fire Department/MP)

39. Discussion and Provide Direction concerning a Charter Review Commission. (CMO)

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

41. 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, June 14, 2013 at 5:00 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.