# 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, NOVEMBER 05, 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 Frisco's involvement in the Arts Center of North Texas and other legal issues related thereto.

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

      i. Bordered by Eldorado Parkway on the north, FM 423 on the west,

Preston Road on the east and SH121 on the south.

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. Pancreatic Cancer Awareness Month

**REPORTS**

5. Special Recognition Tyler Shumway--Eagle Scout

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

7. Library report on usage activities

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

9. Council Subcommittee reports for current activities of the Legislative, Governance, Budget and Audit Committee, the Charter Review Commission, and the Citizen Bond 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.)

10. Consider and act upon approval of minutes from the October 1, 2013 Joint Charter Review Commission and City Council Work Session and the October 1, 2013 Regular City Council meeting. (CSO/JP)

11. Consider and act on a Resolution designating an Official Newspaper.

(CSO/WW)

12. Consider and act upon approval of Change Order Number 1 to the Standard Construction Contract by and between the City of Frisco and Mario Sinacola & Sons Excavating, Inc. to construct the Rockhill Parkway (CR 26 to Preston Road) project and authorizing the City Manager to execute Change Order Number 1. (Engineering/MP)

13. Consider and act upon authorization for the City Manager to execute a Master Agreement with Kimley-Horn and Associates, Inc. for On Call Professional Civil Engineering Services, Contract Number 2014-001 (Engineering/JB).

14. Consider and act upon sell an undivided interest in the land purchased from SSR south of the Roughriders ballpark to the Frisco Community Development Corporation. (CMO/NL)

15. Consider and act upon a resolution authorizing the City Manager to execute an agreement with David McCaskill Design Group for landscape architecture and engineering design services for the tennis courts at Warren Sports Complex. (Parks/DR)

16. Consider and act upon a resolution authorizing the City Manager to execute an agreement with C. Green Scaping, LP, for the construction of the landscaping and screening at Independence Parkway Practice Site. (Parks/DR)

17. Consider and act upon a resolution authorizing the City Manager to execute an amendment to an agreement with Freese and Nichols, Inc. for landscape architecture and engineering design services at Boulder Draw Park. (Parks/DR)

18. Consider and act upon approval of purchase orders to Xylem Water Solutions USA, Inc., for the repair of two (2) Flygt submersible wastewater lift station pumps, and the purchase of one (1) Flygt submersible wastewater lift station pump. (Public Works/DF)

19. Consider and act upon award of bid #1307-076, annual contract for Custodial Services to World Wide Enterprise, Inc. d/b/a James Enterprise, and approval authorizing the City Manager to execute an agreement for these services. (Administrative Services/DF)

20. Consider and act upon approval of a purchase order to Structural and Steel Products, Inc., for the purchase of traffic signal poles. (Engineering/DF)

21. Consider and act upon approval of a purchase order to Azteca Systems, Inc., for the purchase of annual update and software support for Cityworks asset management software. (IT/DF)

22. Consider and act upon approval of a purchase order to Reliable Chevrolet for the purchase of eleven (11) Tahoe Police pursuit vehicles. (Police/DF)

23. Consider and act upon approval of purchase orders to Naztec, Inc., for the purchase of signal cabinets, controllers, and twelve (12) volt flashers. (Engineering/DF)

24. Consider and act upon award of Request for Proposal 1309-087, Convention and Visitor's Bureau Agency of Record, to The Dealey Group. (CVB/DF)

25. Consider and act upon approval of a purchase order to Caldwell Country Chevrolet for the purchase of one (1) 2013 Chevrolet 2500 Suburban for Frisco Fire Department. (Fire/DF)

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

**REGULAR AGENDA**

27. Public Hearing - Zoning: A request to rezone 2.5± acres on the south side of Eldorado Parkway, 45± feet west of Fragrant Way from Agricultural to Single Family-7 and consider and act to direct staff to prepare an Ordinance of the same. Zoned Agricultural. Neighborhood #14. Case No. Z13-0011 (Development Services/RC)

28. Consider and act upon removal of the current members of the board of directors of the Arts Center of North Texas appointed by the Frisco City Council and appointing new members to the board of directors of the Arts Center of North Texas. (BA)

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

30. 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, November 1, 2013 at 7:30 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.