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 19, 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.

   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. WaterWise Block Captains

REPORTS

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

6. Fire Department Monthly Report on Incident Response and Educational Activities, October 2013.

7. Development Services Activities Monthly Update October 2013

8. Frisco CVB report on October industry statistics.

9. Police Department's crime statistics and response times for the month of October 2013.

10. Council Subcommittee reports for current activities of the Legislative, Governance and Budget and Audit Committees; Charter Review Commission; and Citizens' 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.)

11. Consider and act upon approval of minutes from the October 15, 2013 Work Session and Regular City Council meeting, November 5, 2013 Regular City Council Meeting, and the November 12, 2013 Joint CVB and Council meeting. (CSO/JP)

12. Consider and act upon authorizing the City Manager to execute a Professional Services Agreement by and between the City of Frisco and Kimley-Horn and Associates, Inc. for preparation of construction documents for the Downtown Elevated Tank Rehabilitation (Engineering/AH)

13. Consider and act upon authorizing the City Manager to execute Amendment Number Two to the Professional Services Agreement by and between the City of Frisco and Kimley-Horn and Associates, Inc. to perform Design and Bid Package Preparation for Lebanon Road and Dallas North Tollway Intersection Modifications (Engineering/AH)

14. Consider and act upon authorization for the City Manager to execute Change Order Number 5 to the Standard Construction Contract by and between the City of Frisco and Tiseo Paving Company, to construct the Stonebrook Parkway and 36-inch Water Line (Preston to DNT) Project (Engineering/AH)

15. Consider and Act upon a Resolution approving the Community Development Block Grant Consolidated Annual Performance and Evaluation Report (CAPER) for Program Year 2012 and authorizing the City Manager to forward said document to the U.S. Department of Housing and Urban Development. (Financial Services/SB)

16. Consider and act upon approval of an Interlocal Agreement by and between the City of Frisco and the Frisco Economic Development Corporation for GIS Services. (IT/SO)

17. Consider and act upon ratifying the standard form of agreement for architectural and design services by and between Magill Associates and the City of Frisco for Frisco Discovery Center Improvements. (CMO/BB)

18. Consider and act upon adoption of a Resolution authorizing the City Manager to execute a Development Agreement by and between the City of Frisco and K. Hovnanian DFW Liberty Crossing, LLC for Liberty Crossing Onsite and Offsite Sanitary Sewer Improvements. (CMO/BB)

19. Consider and act upon approval authorizing the City Manager to execute Amendment No. 1 to the contract with Pogue Construction Co., L.P., establishing the guaranteed maximum price (GMP) for the construction of Fire Station No. 8. (Fire/DF)

20. Consider and act upon adoption of a Resolution authorizing the City Manager to execute a Proposal by and between the City of Frisco and Alliance Geotechnical Group for Construction Materials Testing and Engineering Inspections Services for the construction of Frisco Fire Station No. 8 (FIRE / MP)

21. Consider and act upon approval of purchase orders to Taurus Technologies, Inc., for the annual EOC audio-visual equipment service and support agreement and for the purchase of two (2) replacement video projectors. (Fire/DF)

22. Consider and act upon award of bid #1410-003, Annual Contract for Ready-Mixed Concrete, to Argos Ready Mix (South Central). (Public Works/DF)

23. Consider and act upon approval authorizing the City Manager to execute an interlocal agreement with TxDOT for access and participation in their Crash Reporting and Analysis for Safer Highways (CRASH) system. (Police/DF)

24. Consider and act upon approval authorizing the City Manager to execute an agreement with DP2 Billing Solutions, LLC, d/b/a DataProse for utility bill printing, handling and mailing, and offset printing services. (Financial Services/DF)

25. Consider and act upon approval of purchase orders to Motorola, Inc., for the purchase of Motorola portable radios, mobile radio systems and accessories. (Administrative Service/DF)

26. Consider and act upon approval of a purchase order to Parsons Commercial Roofing to reroof the Heritage Center. (Administrative Services/DF)

27. Consider and act upon approval of a purchase order to Kubota Tractor Corporation for the purchase of three (3) Kubota diesel z-turn mowers and one (1) Kubota wide area mower. (Parks and Recreation/DF)

28. Consider and act upon approval of a purchase order to Luber Bros., Inc., for the purchase of two (2) field groomers/conditioners. (Parks and Recreation/DF)

29. Consider and act upon the approval of Real Estate Contract for purchase of Right-of-way between the City of Frisco and Cothran Malibu Investments, Inc., a California Corporation for 1.437 acres. (Engineering/KS)

30. 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.)

31. Consider and act upon adoption of an Ordinance granting a Specific Use Permit for a Licensed Child Care Center on one lot on 1.5± acres on the south side of Warren Parkway, 80± feet west of Victory Group Way. Zoned Retail and Planned Development-33-Business Center. Neighborhood #32. Case No. SUP13-0009. (Development Services/RC)

32. Consider and act upon adoption of an Ordinance granting a Specific Use Permit for a Major Automotive Repair Facility on one lot on 1.8± acres on the southeast corner of F.M. 423 and Old Newman Road. Zoned Commercial-1. Neighborhood #42. Case No. SUP13-0010. (Development Services/JE)

REGULAR AGENDA

33. Public Hearing: Zoning Case Z13-0013. A request to rezone 2.7± acres located on the west side of Frisco Street, 1,100± feet south of Eldorado Parkway from Agricultural to Retail and consider and act to direct staff to prepare an Ordinance of the same. Zoned Agricultural. Neighborhood #46. (Development Services/MW)

34. Public Hearing: Zoning Case Z13-0016. A request to amend Planned Development-228 to allow a College, University, Trade, or Private Boarding School as a permitted use and consider and act to direct staff to prepare an Ordinance of the same. The property contains 181.2± acres on the southwest side of Preston Road and future Rockhill Parkway. Zoned Planned Development-228-Single Family-7/Patio Home/Urban Village. Neighborhood #3. (Development Services/MW)

35. Nominate and elect members to serve on the Comprehensive Plan Advisory Committee to update the 2006 Comprehensive Plan. (Development Services/JL)

36. Consider and act on a Resolution to cast a ballot electing a member to the Board of Directors for the Central Appraisal District of Collin County. (CSO/WW)

37. Consider and act on a Resolution to cast a ballot electing a member to the Board of Directors for the Denton Central Appraisal District. (CSO/WW)

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, November 15, 2013 at 9:00 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.