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, MARCH 04, 2014

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 litigation concerning the Arts Center of North Texas, Cause no. 199-00002-2014 in the 199th Judicial District Court of Collin County, Texas.
      ii. Receive legal advice regarding Exide cleanup/remediation of hazardous and non-hazardous waste.
      iii. Discussion regarding appointment of board members to the Planning and Zoning Commission.

   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 551.074. 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 City Manager, George Purefoy.

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. FC Dallas Week--Red Frisco Friday

REPORTS

5. Frisco Heritage Center Venue Use Update

6. Library usage report for January 2014

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

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 Budget and Audit Committee, Governance Committee, Legislative Committee, and Frisco Square Management District.

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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 January 30, 2014, January 31, 2014, and February 1, 2014 Winter Work Sessions, February 18, 2014 Work Session and February 18, 2014 Regular City Council Meeting. (CSO/JP)

11. Consider and act upon adoption of a Resolution authorizing the City Manager to execute an Amendment to the Voluntary Interlocal Cooperation Agreement by and between the City of Frisco, the Texas Department of Transportation (TxDOT), the Town of Prosper, and the Town of Little Elm for the operation and maintenance of 13 traffic signals owned by the Texas Department of Transportation (Engineering/CJ)

12. Consider and act upon award of bid to Mario Sinacola and Sons Excavating Inc. authorizing the City Manager to execute a Standard Form of Agreement for Construction Services for the west side of Coit Road from Buckeye Drive to Panther Creek Parkway and the south side of Panther Creek Parkway from Honey Grove Drive to Coit Road (Bid No. 1401-018) and authorizing construction phase contingencies. (Engineering/TN)

13. Consider and act upon authorizing the City Manager to execute a Professional Services Agreement by and between the City of Frisco and Kennedy Consulting, Inc. to perform schematic design for Dallas Parkway (SH 121 to Eldorado Parkway). (Engineering/MP)

14. Consider and act upon approval of a authorizing the City Manager to execute a Real Estate Sales Contract for the purchase of a wastewater easement from McFrisco Partners North I, Ltd., and McFrisco Partners I, Ltd. (Engineering/KS)

15. Consider and act upon approval of a purchase order to Stryker Sales Corporation for the purchase of four (4) Stryker Power-Pro XT ambulance cots. (Fire/DF)

16. Consider and act upon approval of a purchase order to Metro Fire Apparatus Specialists, Inc. for the purchase of Holmatro hydraulic rescue equipment. (Fire/DF)

17. Consider and act upon approval authorizing the City Manager to execute Amendment Number One to the AIA Document B101-2007 (Standard Form of Agreement Between Owner and Architect) with Phelps Wood Corp. for professional services for the design of Frisco Fire Stations No. 8. (Fire/DF)

18. Consider and act upon approval authorizing the City Manager to execute an agreement with Pavecon, Ltd., for street resurfacing. (Public Works/DF)

19. Consider and Act to approve the submission of a grant application to the Texas State Library and Archives Commission for the funding under the Library Services and Technology Act of an unstaffed, automated library materials pickup and return point at the Frisco Athletic Center. (Library/GW)

20. Consider and Act Upon a Resolution Authorizing the City Manager or His Designee to Execute an Extension of the Agreement with Collin County for Lease Space in the George A. Purefoy Municipal Center. (CMO/NL)

21. Consider and act upon the approval of an Agreement by and between the City of Frisco, Texas and Kimley-Horn and Associates, Inc. for professional services to design and prepare construction documents for sanitary sewer and mass grading in support of the multi-use events center located on the northwest corner of Warren Parkway and Dallas Parkway. (CMO\RON)

22. Consider and act upon the approval of an Agreement by and between the City of Frisco, Texas and Kimley-Horn and Associates, Inc. for professional services to design and prepare construction documents for roadways in support of the multi-use events center and adjoining property located on the northwest corner of Warren Parkway and Dallas Parkway. (CMO\RON)

23. Consider and act upon ratifying an Agreement by and between the City of Frisco, Texas and Alliance Geotechnical Group for professional services to perform a geotechnical investigation of the site in support of the multi-use events center located on the northwest corner of Warren Parkway and Dallas Parkway. (CMO\RON)

24. Consider and act upon approval of an Ordinance Amending the Personnel Policies. (Human Resources/LS)

25. 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.)

26. Consider and act upon adoption of an Ordinance repealing Specific Use Permit Numbers 63, 64, 67, 68, 75, 79, 80, 81, 85, 86, 87, 88, 89, 90, 97, 100, 101, 104, 105, 106, 107, 110, 111, 114 and 120 located in an area along and bordered by Preston Road, SH 121, Parkwood Boulevard and Warren Parkway. Neighborhoods #29, 30 and 35. Case No. SUP13-0011 (Development Services/JW)

REGULAR AGENDA

27. Presentation and Acceptance of the Fiscal Year 2013 Comprehensive Annual Financial Report (CAFR), Auditor's Report, Federal Single Audit Report and Popular Annual Financial Report (Financial Services/AC)

28. Public Hearing: Specific Use Permit Case SUP14-0001. A request for a Specific Use Permit for Commercial Amusement, Outdoor on one lot on 2.7± acres on the west side of Frisco Street, 1,100± feet south of Eldorado Parkway and consider and act to direct staff to prepare an Ordinance of the same. Zoned Retail. Neighborhood #46. (Development Services/MW)

29. Public Hearing: Zoning Case Z13-0024. A request to amend Planned Development-25 to amend and update the development standards and zoning designations and consider and act to direct staff to prepare an Ordinance of the same. The property contains 45.0± acres on the northwest corner of Gaylord Parkway and Parkwood Boulevard. Zoned Planned Development-25-Business Center. Neighborhood #35. (Development Services/MW)

30. Public Hearing: Annexation Case A14-0001. A proposed voluntary annexation of 250.5± acres in the John H. Collins Survey, Abstract No. 219, Collin County, Texas, generally located on the southwest corner of County Road 25 (Rockhill Parkway) and Coit Road. Neighborhood #5. (Development Services/MW)

31. Public Hearing: Specific Use Permit Case SUP14-0002. A request for a Specific Use Permit for a Licensed Child Care Center on one lot on 2.0± acres on the southwest corner of Lebanon Road and Independence Parkway and consider and act to direct staff to prepare an Ordinance of the same. Zoned Highway. Neighborhood #26. (Development Services/RC)

32. Public Hearing: Zoning Case Z13-0020. A request to amend Planned Development-181 and Planned Development-186 to rezone 34.8± acres to allow or the development of a Data Center and consider and act to direct staff to prepare an Ordinance of the same. The property is located on the west side of Dallas Parkway 1,800± feet north of Main Street. Zoned Planned Development-181-Commercial-1/Office-2 and Planned Development-186-Commercial-1/Office-2. Neighborhood #46. (Development Services/MW)

33. Consider and act upon acceptance of a Certification of Unopposed Candidates

and approval of an Ordinance declaring the unopposed candidates as elected; therefore cancelling the May 10, 2014 General Election. Considerar y actuar sobre la aceptación de una certificación de candidatos sin oposición y la aprobación de una Ordenanza declarando los candidatos sin oposición como elegidos, por lo tanto cancelar las Elecciones Generales del 10 de mayo 2014. (CSO/JP)

34. Consider and Act on Council Strategic Goals for 2014 (CMO)

35. Discussion and Council direction on topics for future worksessions.

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

37. 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, February 28, 2014 at 6:30 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.