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, APRIL 15, 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 Exide cleanup/remediation of hazardous and non-hazardous waste.
      ii. 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.
      iii. Receive legal advice regarding the City of Frisco solicitation ordinance.
      iv. Receive legal advice concerning engineering issues.

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 Judge, Michael Drewry.

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. World Olympic Gymnastics Academy (WOGA)--20th Anniversary

5. Collin County Child Abuse Prevention Month

6. National Community Development Week

7. Records & Information Management Month

REPORTS

8. Lebanon Masonic Lodge #837 to present "Community Builder Award" to Hope Park Board and recognize City staff.

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

10. Development Services Activity Monthly Update March, 2014.

11. Fire Department Monthly Report on Incident Response and Educational Activities, March 2014.

12. Police Department's crime statistics and response times for the month of March 2014

13. Frisco CVB March report on industry statistics.

14. Council Subcommittee reports for current activities of the Legislative, Governance, Budget and Audit Committee, and Frisco Square Management District.

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.)

15. Consider and act upon approval of the March 31, 2014 Work Session and the April 1, 2014 Regular City Council minutes. (CSO/JP)

16. 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 Meritage Homes of Texas, LLC for Kingswood Village Sanitary Sewer Improvements. (CMO/BB)

17. Consider and act upon adoption of a Resolution authorizing the City Manager to execute Amendment Number One to the Impact Fee and Development Agreement by and between the City of Frisco and CTMGT Frisco 122, LLC, and the Town of Little Elm, Texas (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 Pulte Homes of Texas, L.P., for Frisco Lakes North. (CMO/BB)

19. Consider and act upon authorizing the City Manager to execute a Novation Agreement with Kennedy Consulting, Inc. (Engineering/MP)

20. Consider and act upon authorizing the City Manager to execute Amendment No. One to the Professional Services Agreement by and between the City of Frisco and Freese and Nichols, Inc. for the Panther Creek Water Reuse Pipeline (Engineering/AH)

21. Consider and act upon approval authorizing the City Manager to execute Amendment Number Two to the Professional Services Agreement by and between the City of Frisco and JBI Partners, Inc. to perform Design, Bid Package Preparation, and Construction Administration 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. (Engineering/JB)

22. Consider and act upon award of bid to John Burns Construction Company of Texas, Inc. and authorizing the City Manager to execute a Standard Form Agreement for Construction Services for Gaylord/DNT Wastewater System Improvements (Bid No. 1403-037) and authorizing construction phase contingencies. (Engineering/DC)

23. Consider and act upon award of bid to Condie Construction Company and authorizing the City Manager to execute a Standard Form Agreement for Construction Services for Northwest Frisco Water and Wastewater Infrastructure Improvements (Bid No. 1403-038) and authorizing construction phase contingencies. (Engineering/DC)

24. Consider and act upon approval of a Resolution authorizing the City Manager to submit a list of projects to be submitted to the North Central Texas Council of Governments for Transportation Development Credits. (Engineering/JB)

25. Consider and Act on a Resolution approving the application of a grant between the State of Texas, acting by and through the Texas Department of Transportation and the City of Frisco for the 2014 'Click It or Ticket' Program and authorizing application for the grant by the City Manager or his designee. (Police/GW)

26. Consider and Act on a Resolution approving the submission of a grant application to the US Department of Justice, Office of Justice Programs (OJP), Bureau of Justice Assistance (BJA) funded under the Byrne Criminal Justice Innovation Program Competitive Grant and the Byrne Justice Assistance Grant Programs and authorizing the submission of the grant application by the City Manager or his designee. (Police/DS)

27. Consider and Act upon a Resolution approving the terms and conditions of an Interlocal Agreement between the City of Frisco, City of McKinney, and City of Plano to participate in a collaborative effort to offer Homebuyer Education Classes.(FIN/SB)

28. Consider and act upon the adoption of an ordinance that repeals Ordinance No. 09-04-21, adopts an updated Water Management Plan that maintains consistency with current drought restrictions, and complies with all TCEQ regulations for water conservation measures and drought contingency requirements. (PW/GH)

29. Consider and act upon awarding a bid to and approving a resolution to execute a contract by and between the City of Frisco and Phillips May Corporation for

the Hillcrest Road & Coit Road – Hike and Bike Trail Infill. (Parks/DR)

30. Consider and act upon awarding a bid to and approving a resolution to execute a contract by and between the City of Frisco and Star Outdoors Inc for the Teel Parkway Retention Facility Landscape Improvements. (Parks/DR)

31. Consider and act upon awarding a bid to and approving a resolution authorizing the City Manager to execute an agreement by and between the City of Frisco and Cooper General Contractors, for the construction of Harold Bacchus Community Park Phase III. (Parks/DR)

32. Consider and act upon approval of a purchase order to Leslie's Poolmart, Inc., for the purchase of outdoor pool deck furniture for the Frisco Athletic Center. (Parks and Recreation/DF)

33. Consider and act upon approval of a purchase order to Hoyt Breathing Air Products for Self Contained Breathing Apparatus and accessories for Frisco Fire Station No. 8. (Fire/DF)

34. Consider and act upon award of Request for Proposal 1403-039, Freedom Fest Children's Entertainment Area to Texas Entertainment Group. (Communications/DF)

35. Consider and Act on ratifying the City Manager's signature, approving the assignment of a contract with Southwest Geoscience to Apex Titan. (CMO/MB)

36. 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

37. Public Hearing: Zoning Case Z14-0002. A request to amend Planned Development-36 regarding permitted uses and development standards on a 16.7± acre portion of the Planned Development and consider and act to direct staff to prepare an Ordinance of the same. The property contains 86.8± acres on the northwest corner of Stonebrook Parkway and Woodstream Drive. Zoned Planned Development-36-Single Family-8.5/Single Family-7/Multifamily-19/Retail/Office-1. Neighborhood #20. (Development Services/MW)

38. Public Hearing: Zoning Case Z14-0004. A request to amend Planned Development-130 regarding permitted uses and development standards and consider and act to direct staff to prepare an Ordinance of the same. The

property contains 16.1± acres on the northeast corner of Eldorado Parkway and Teel Parkway. Zoned Planned Development-130-Office-2. Neighborhood #48. (Development Services/MW)

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

40. 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, April 11, 2014 at 7:00 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.