# 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, JANUARY 05, 2016

## 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 status and recommended path forward regarding the proposed Brazos Electric Transmission Line routes in the City of Frisco.
      ii. Receive legal advice regarding billboards on Hwy 380 and FM 423.
      iii. Receive legal advice regarding Exide cleanup/remediation of hazardous and non-hazardous waste.
      iv. Receive legal advice regarding applications for tax credits for the Texas Department of Housing and Community Affairs.

v. Receive legal advice regarding handgun laws.

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

i. South of Eldorado Parkway, west of Preston Road, north of Stonebrook Parkway, and east of Teel Parkway.
ii. South of Lebanon Rd., east of Legacy Dr., north of Hwy 121 and west of Hillcrest Rd.
iii. South of US 380, north of Eldorado Pkwy, east of the DNT and west of Hillcrest Rd.

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. Discussion concerning the annual evaluation of the 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. John M. Turner Day

5. Recognition for 20 years of Service for Jim Gandy.

**REPORTS**

6. Dr. Michael Cripps, MD, Assistant Professor, UT Southwestern Medical Center - Summary of Rotational Thromboelastometry Applied Transfusion in Trauma (ROTATe IT) Trial at Parkland Hospital.

7. Public Works report on water usage and other monthly activities,

8. Financial Services Monthly Report for November 2015.

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

10. Library usage report.

11. Engineering Services monthly report on roads, traffic, and water & sewer projects.

12. Council Subcommittee reports for current activities of the Legislative, Governance, Budget and Audit Committee, Frisco Square Management District, also including the Dallas Regional Mobility Commission, North Texas Commission and Regional Transportation Council.

**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.)

13. Consider and act upon minutes from the December 1, 2015 Regular City Council meeting. (CSO/JP)

14. Consider and act upon approval of settlement agreement. (CMO/NL)

    A. Consider and act upon approval of settlement agreement between the Texas Comptroller of Public Accounts, Netflix, Inc., City of Frisco, Texas, the Frisco Economic Development Corporation, the Frisco Community Development Corporation, and the Sales Center Development Concepts VII, LLC and authorize the City Manager to execute all documents necessary to effectuate the same. (CMO/NL)

    B. Approve and ratify all actions taken by the Operations Manager regarding execution of the settlement agreement by and between the Texas Comptroller of Public Accounts, the City of Frisco, Texas, the Frisco Economic Development Corporation, the Frisco Community Development Corporation, Netflix Inc. and the Sales Center Development Center Concepts VII, Inc. (CMO/NL)

15. Consider and act upon a Resolution designating an official newspaper. (CSO/KM)

16. A request to Call a Public Hearing to consider amending Planned Development-29-Business Center on 91.6± acres located on the northwest corner of Dallas Parkway and Warren Parkway to include standards and regulations for signage

within the planned development. Zoned Planned Development-29-Business Center. Neighborhood #31. (Development Services/AM)

17. Consider and act upon award of bid to Tiseo Paving Co. and authorizing the City Manager to execute a Standard Form Agreement for Construction Services for Dallas Parkway Improvements Phase 2 (from Sam Rayburn Tollway (SH 121) to Lebanon Road) and authorizing construction phase contingencies (Bid No. 1611-018). (Engineering/MP)

18. Consider and act upon award of bid to Durable Specialties, Inc. authorizing the City Manager to execute a Standard Form of Agreement for Construction Services for Installation of a Traffic Signal on Independence Parkway at Sutherland Lane Intersection. (Bid No. 1611-015) (Engineering/SL).

19. Review, Approve and Adopt the City of Frisco Investment Policy and Strategies for 2016 (Financial Services/AC)

20. Consider and act upon authorization for the City Manager to execute Interlocal Cooperation Agreements by and between the City of Frisco and Denton County for the provision of Fire Protection Services and for the provision of Ambulance Services. (FIRE / MP).

21. Consider and act upon approving the City Manager to execute an agreement by and between the City of Frisco and Master Developers-NWR, LLC for the Estates at Rockhill Hike and Bike Trail Improvements. (Parks/DR)

22. Consider and act upon award of best value bid #1610-013, Electrical Services, to Russell Madden, Boyd Electric and Facility Solutions Group. (Administrative Services/DF)

23. Consider and act upon award of Request for Proposal #1610-001 CVB Website Development and Redesign, and approval authorizing the City Manager to execute an agreement for these services. (CVB/DF)

24. Consider and act upon award of RFP #1611-019, Tourism Economic Impact Analysis, to Destination Analysts, Inc. (CVB/DF)

25. Consider and act upon approval of continuation of Opteman service and approval ratifying execution of an agreement for these services. (IT/DF)

26. Consider and act upon approval of a purchase order to SirsiDynix Corporation for annual maintenance and support to the City’s integrated library system. (Library/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 three

(3) Kubota tractors. (Parks & Recreation/DF)

28. Consider and act upon approval of a purchase order to Professional Turf Products for the purchase of two (2) deck mowers and two (2) utility vehicles. (Parks and Recreation/DF)

29. Consider and act upon approval of a purchase order to Dell Marketing for the purchase of IA Pro police integrity software. (Police/DF)

## 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.)

30. Consider and act upon an adoption of an Ordinance for a Specific Use Permit for a Licensed Child-Care Center on one lot on 1.8± acres on the south side of Rolater Road, 600± feet west of Independence Parkway. Zoned Retail. Neighborhood #26. Case No. SUP15-0014. (Development Services/SP)

31. Consider and act upon adoption of an ordinance to rezone 22.3± acres from Planned Development-221-Retail/Office-2 to Office-2 located on the southeast corner of Dallas Parkway and John Hickman Parkway. Zoned Planned Development-221-Retail/Office-2. Neighborhood #30. Zoning Case No. Z15-0028. (Development Services/AM)

## REGULAR AGENDA

32. Public Hearing: Specific Use Permit Case No. SUP15-0019. A request to rescind Ordinance No. 10-03-15 granting a Specific Use Permit (S-195) for a Licensed Child-Care Center on 2.8± acres on the south side of Main Street, 1,000± feet west of Teel Parkway, and consider to direct staff to prepare an ordinance of the same. Zoned Commercial-1. Neighborhood #42. (Development Services/ AH)

33. Public Hearing: Annexation Case No. A15-0007. A request for a proposed involuntary annexation of 751.1± acres and containing the following tracts of land located in Collin County, Texas: (1) BEC Rockhill Substation, Block 1, Lot 5.699± acres; (2) Collin County School Land #11 Survey, Abstract A0155, Block 2, Tract 4, 160.0± acres; (3) Collin County School Land #11 Survey, Abstract A0155, Block 1, Tract 3, 292.0± acres; (4) John R Haque Survey, Abstract A0405, Tract 1, 102.5± acres; (5) W G Barnes Survey, Tract 1, Abstract A0059, 11.253± acres; (6) John R Haque Survey, Abstract A0405, Tract 2, 57.3± acres; (7) W G Barnes Survey, Abstract A0059, Tract 2, 20.53± acres; (8) W G Barnes Survey, Abstract A0059, Tract 4, 2.0± acres; (9) W G Barnes Survey, Abstract A0059, Tract 3, 6.652± acres; (10) I C Williamson Survey, Abstract A0947,

Tract 2, 10.17± acres; (11) I C Williamson Survey, Abstract A0947, Tract 3, 3.33± acres; and (12) I C Williamson Survey, Abstract A0947, Tract 1, 79.7± acres, generally located on the west side of Coit Road, south of US 380. (Development Services/AM)

34. Public Hearing: Specific Use Permit Case No. SUP15-0016. A request for a Specific Use Permit for a Licensed Child-Care Center on one lot on 1.4± acres south of Warren Parkway, 370± feet east of Legacy Drive and consider and act to direct staff to prepare an ordinance of the same. Zoned Planned Development-32-Commercial-1. Neighborhood #34. (Development Services/SS)

35. Public Hearing: Zoning Case No. Z15-0022. A request to amend Planned Development-199 to modify development standards on 223.9± acres on the south side of Main Street, 1,720± feet west of Legacy Drive and direct Staff to prepare an ordinance of the same. Zoned Planned Development-199-Retail/Office-1/Office-2/Townhome/Patio Home/Single Family-7. Neighborhood #41 (Development Services/KM)

36. Consider and act upon approval of a resolution approving a Resolution authorizing the issuance and sale of bonds by The Frisco Community Development Corporation; and enacting other provisions relating to the subject. (CMO)

37. Consider and act upon approval of a Resolution Ratifying a Reimbursement Agreement by and between the Frisco Community Development Corporation and Frisco Stadium, LLC for acquiring, installing and constructing improvements and renovations to the Soccer Complex (Toyota Stadium). (CMO/RP)

38. Consider and act upon approval of a Resolution authorizing amendments to the project plan and financing plan for Reinvestment Zone Number One, City of Frisco, Texas; calling a public hearing with regard to such amendments; providing an effective date; and resolving other matters related thereto. (CMO/NL)

39. Consider and act upon accepting the resignation of Randy Nichols from Place 9, Chamber of Commerce Representative, on the Convention and Visitors Bureau Board. (CSO/JP)

40. Consider and act upon appointment of an individual to fill Place 6, Restaurant Representative, on the Convention and Visitors Bureau Board with the term ending on September 30, 2016. (CSO/JP)

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

42. 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 Thursday, Dec. 31, 2015 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.