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 04, 2017

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 annexation agreements.
      ii. Receive legal advice regarding PUC Docket No. 45870 and SOAH Docket 473-16-4619 pending before the Public Utility Commission of Texas in the case styled Formal Complaint of Ker-Seva LTD., ADC West Ridge Villas, L.P., and Center for Housing Resources, Inc. against the City of Frisco, Texas.
      iii. Receive legal advice regarding PUC Docket No. 46662 pending before the Public Utility Commission of Texas in the case styled Petition of the Cities of Garland, Mesquite, Plano and Richardson

Appealing the Decision by North Texas Municipal Water District Affecting Wholesale Water Rates.

iv. Receive legal advice from the city attorney regarding Cause No. D-1-GN-17-000877 in the case styled North Texas Municipal Water District v. Public Utility Commission of Texas pending in the 419th Judicial District Court of Travis County, Texas and Cause No. D-1-GN-17-000861 in the case styled Ex Parte North Texas Municipal Water District pending in the 98th Judicial District Court of Travis County, Texas.

v. 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. South of Warren Parkway, north of SH 121, east of Legacy Drive and west of Preston Road.

ii. South of Eldorado Parkway, west of the Preston Road, east of Teel Parkway and north of Stonebrook Parkway.

iii. South of US 380, west of Preston Road, north of Eldorado Parkway, and east of Teel Parkway.

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 regarding the annual review of the Municipal Judge, Art Maldonado.

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

INDIVIDUAL ITEMS

4. Consider and act upon an Ordinance canvassing the March 25, 2017 Special Runoff Election to Fill a Vacancy, Place 1. (CSO/JP)

5. Recognition of Service for Council Member Bob Allen.

6. Recess for Reception.

7. Reconvene into Regular Session.

8. Receive Statement of Elected Officer, issue the Oath of Office, and present Certificate of Election for Council Member-Elect John Keating. (CSO/JP)

PROCLAMATIONS

9. Frisco Ice Hockey

10. Sexual Assault Awareness Month

REPORTS

11. Public Works and Engineering report on activities related to roadways, traffic control and transportation, stormwater drainage, water and wastewater, and solid waste collection.

12. Parks and Recreation monthly report regarding park and trail development, facilities, special events and youth development.

13. Library Usage Report.

14. 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.)

15. Consider and act upon approval of a Resolution suspending the April 21, 2017 effective date of the rate request submitted by Oncor on or about March 17, 2017 for the maximum period allowed by law to permit adequate time to review the proposed changes and to establish reasonable rates. (CMO/BB)

16. Approval of the attached reimbursement requests presented by Mayor and Council Members. (CMO/GP)

17. Consider and act upon approval of a First Amendment to Purchase and Sale Agreement by and between Moon Hotel Stonebriar, Ltd. and the City of Frisco, Texas. (CMO/RP)

18. Consider and act upon adoption of a Resolution approving a Local Project Advanced Funding Agreement by and between the City of Frisco and the Texas Department of Transportation to procure and install traffic detection equipment and advanced traffic signal controllers (Engineering/CJ).

19. 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 and mailing services. (Financial Services/DF)

20. Consider and act upon award of bid #1702-049 annual contract for Fire Loose Equipment to Ferrara Fire Apparatus, Frisco Lawn and Power, Municipal Emergency Services and NAFECO. (Fire/DF)

21. Consider and act upon approval of a purchase order to Capco Communications, Inc. for new fiber optic network installations for various City facilities and approval authorizing the City Manager to execute an agreement for these services. (IT/DF)

22. Consider and act upon award of RFP #1712-028 CM at Risk for Harold Bacchus Community Park Viewing Platform, and approval authorizing the City Manager to execute an agreement for these services. (Parks/DF)

23. 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.)

24. Consider and act upon an adoption of an Ordinance to amend Planned Development-188 to update the Comprehensive Signage Package on 159.1± acres located on the north side of Main Street 475± feet east of Frisco Street. Zoned Planned Development-188-Office-2. Neighborhood #46. Zoning Case No. Z17-0003. (Development Services/AH)

25. Consider and act upon an adoption of an Ordinance to rezone 181.2± acres on

the south side of Rockhill Parkway, 350± feet west of Preston Road from Planned Development-228 to Industrial. Zoned Planned Development-228-Single Family-7/Patio Home/Urban Village. Neighborhood #3. Zoning Case No. Z16-0027. (Development Services/AH)

26. Consider and act upon adoption of an Ordinance to amend the Comprehensive Plan regarding the Future Land Use Plan (FLUP) designation from Suburban Neighborhood to Industrial Park on 258.4± acres on the southwest corner of Preston Road and Rockhill Parkway. Zoned Agricultural, Agricultural with a Specific Use Permit (S-236) for a Utility Distribution/Transmission Line Facility, Office-2 with a Specific Use Permit (S-172) for a Commercial Cell Antenna and Planned Development-228-Single Family-7/Patio Home/Urban Village. Neighborhood #3. Comprehensive Plan Amendment Case No. CA16-0002. (Development Services/AH)

REGULAR AGENDA

27. Consider and act upon a recommendation from Parks & Recreation Board to adopt the name of 'Kathy Seei Sports Complex', for a future community park located near Panther Creek Parkway and Honey Grove Drive. (Tabled on 3/13/2017) (Parks/KL)

28. Second Public Hearing: Hold Public Hearing and consider and act upon approval of Article V (Juvenile Curfew) of Chapter 54 of the City of Frisco, Texas Code of Ordinances; a Juvenile Curfew Ordinance in Texas must be re-approved every three (3) years. (PD/DS)

29. Public Hearing: A request for a proposed involuntary annexation consisting of 79.98± acres and containing the following tracts of land located in Collin County, Texas: (1) Tract 1, in the A S. Young Survey, Abstract No. 1037 (A/K/A Russwood Acres), 40.167± acres; (2) Tract 2, in the Andrew S. Young Survey, Abstract No. 1037, sheet 1, Tract 6m 19.967± acres; (3) Tract 3, in the Andrew S. Young Survey, Abstract No. 1037, Sheet 1, Tract 5, 1.2909± acres; (4) Tract 4, in the Andrew S. Young Survey, Abstract No. 1037, 8.579± acres; (5) Tract 5, in the Andrew S. Young Survey, Abstract No. 1037, Sheet 1, Tract 7, 5.00± acres; (6) Tract 6, in the Andrew S. Young Survey, Abstract No. 1037, 4.984± acres, generally located west of Custer Road, east of Memory Lane, south of Westridge Boulevard and north of Booker Trail, Willowbrook Lane and Winding Creek Drive located within the City's ETJ, and to consider to direct Staff to prepare an Ordinance of the same. Neighborhood #6. Case No. A16-0003 (Tabled 3/13/2017). (Development Services/AS)

30. Consider and act upon adoption of an Ordinance on the involuntary annexation consisting of 79.98± acres and containing the following tracts of land located in Collin County, Texas: (1) Tract 1, in the A S. Young Survey, Abstract No. 1037 (A/K/A Russwood Acres), 40.167± acres; (2) Tract 2, in the Andrew S. Young

Survey, Abstract No. 1037, sheet 1, Tract 6m 19.967± acres; (3) Tract 3, in the Andrew S. Young Survey, Abstract No. 1037, Sheet 1, Tract 5, 1.2909± acres; (4) Tract 4, in the Andrew S. Young Survey, Abstract No. 1037, 8.579± acres; (5) Tract 5, in the Andrew S. Young Survey, Abstract No. 1037, Sheet 1, Tract 7, 5.00± acres; (6) Tract 6, in the Andrew S. Young Survey, Abstract No. 1037, 4.984± acres, generally located west of Custer Road, east of Memory Lane, south of Westridge Boulevard and north of Booker Trail, Willowbrook Lane and Winding Creek Drive located within the City's ETJ. Neighborhood #6 Annexation Case No. A16-0003. (Tabled 03/13/2017) (Development Services/AS)

31. Consider and act upon approval of an Ordinance to amend Chapter 78 (Right-of-Way Management), Section 78-35 (Exceptions to Required permit). (PW/DF)

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

33. 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 MARCH 31, 2017 at 8:00 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.