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, MAY 20, 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.

   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.

INDIVIDUAL ITEMS

4. Issuance of the Certificate of Election, Statement of Elected Officer and the Oath of Office to Maher Maso, Mayor; Scott Johnson, City Council Place 6; and Tim Nelson, City Council Place 5. (CSO/JP)

5. Consider and act upon nomination and election of Mayor Pro-Tem. (CSO/JP)

6. Consider and act upon nomination and election of Deputy Mayor Pro-Tem. (CSO/JP)

INVOCATION

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

7. American Stroke Month

REPORTS

8. Mayor's Youth Council Presentation

9. Report on NTEC operations.

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

11. Development Services Activity Monthly Update April, 2014.

12. Fire Department Monthly Report on Incident Response and Educational Activities, April 2014.

13. Police Department's crime statistics and response times for the month of April 2014.

14. Financial Services Monthly Report for April 2014

15. Frisco CVB April report on industry statistics.

16. Council Subcommittee reports for current activities of the Legislative, Governance and Budget and Audit 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.)

17. Consider and act upon approval of the April 24, 2014 Joint CPAC, P&Z & City Council meeting, May 6, 2014 Work Session and City Council meeting minutes. (CSO/JP)

18. Consider and act upon authorizing the City Manager to execute Amendment Number One to the Professional Services Agreement by and between the City of Frisco and Freese and Nichols, Inc. for the design of the Gaylord/DNT Wastewater System Improvements (Engineering/DLC)

19. Consider and act upon award of bid to Estrada Concrete Company, LLC authorizing the City Manager to execute a Standard Form of Agreement for Construction Services for 2014 Sidewalk Improvements (Various Locations) (Bid No. 1404-052) and authorizing construction phase contingency. (Engineering/TN)

20. Consider and act upon authorizing the City Manager to execute a Professional Services Agreement by and between the City of Frisco and Halff Associates, Inc. for design and preparation of construction documents for Teel Parkway Extension at Panther Creek. (Engineering/DLC)

21. City Council consider and act upon approval of a Resolution denying the rate increase requested by Atmos Energy Corp, Mid-Tex Division under the Company's 2014 Annual Rate Review Mechanism filing. (CMO/BB)

22. 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 Beazer Homes Texas, L.P., for Miramonte Phase 2. (CMO/BB)

23. Consider and Act upon approving a resolution authorizing the City Manager to execute a construction agreement by and between the City of Frisco and Fain Group Inc. for the construction of the Frisco Athletic Center Expansion. (Parks/DR)

24. Consider and act upon approving a resolution authorizing the City Manager to execute an agreement with Pavlovsky Sculpture Studio LLC for artwork associated with Fire Station Eight. (Parks/DR)

25. Consider and act upon a resolution ratifying the signature of the Deputy City Manager on a contract between GCBF dba Earth Tech and the City of Frisco, as well as, Irrigators Supply Inc. and the City of Frisco, for the purchase and installation of water well components at Frisco Commons Park. (Parks /DR)

26. Consider and act upon approval of a purchase order to Innocorp, Ltd., for the purchase of a Simulated Impaired Driving Experience (SIDNE) cart for the Police Department. (Police/DF)

27. Consider and act upon approval authorizing the City Manager to execute a renewal agreement with Level 3 Communications for RFP #1112-020, Telecommunication Carrier Services. (IT/DF)

28. Consider and act upon award of Request for Proposal 1401-025, City of Frisco Business Continuity Plan, to LBL Technology Partners and approval authorizing the City Manager to execute an agreement for these services. (IT/DF)

29. Consider and act upon approval of purchase orders to Metro Fleet Collision Repair for automotive paint and body repair services. (Administrative Services/DF)

30. Consider and act upon approval of a purchase order to Life Fitness for the purchase of fitness equipment for Frisco Fire Station No. 8. (Fire/DF)

31. Consider and act upon approval authorizing the City Manager to execute an interlocal agreement with City of Richardson for City of Frisco Fire Department use of City of Richardson Fire Training Center. (Fire/DF)

32. Consider and act upon approval of a purchase order to Genesis Concepts and Consultants for Human Patient Simulators and a purchase order to KB Port LLC for a Video Detection System to support the Human Patient Simulators. (Fire/DF)

33. Consider and act upon ratification of an interim recycling services agreement with Progressive Waste Solutions. (ES/DF)

34. Consider and act upon approval of a resolution authorizing the City Manager to execute a Real Estate Sales Contract for the purchase of 3.983 acres of property from the Frisco Independent School District for the development of Grand Park. (Parks/DR)

35. Consider and act upon request for Noise Ordinance Variance from Landmark Structures I, L.P. for 24 hour per day painting operations on Legacy Elevated Storage Tank (Engineering/AH)

36. Consider and act upon approval of an AIA Document G802 – 2007 Amendment #2 to the Professional Services Agreement by and between the City of Frisco, Texas and M. Arthur Gensler Jr. & Associates, Inc. related to the design of a multi-use special events and sports facility and authorizing the City Manager to execute. (CMO/RKP)

37. Consider and act upon approval of an AIA Document G802 – 2007 Amendment #3 to the Professional Services Agreement by and between the City of Frisco, Texas and M. Arthur Gensler Jr. & Associates, Inc. related to the design of a multi-use special events and sports facility and authorizing the City Manager to execute. (CMO/RKP)

38. 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.)

39. Consider and act upon adoption of an Ordinance amending Planned Development-36 regarding permitted uses and development standards on a 16.7± acre portion of the Planned Development. Zoned Planned Development-36-Office-1. Neighborhood #20. Zoning Case No. Z14-0002. (Development Services/MW)

40. Consider and act upon adoption of an Ordinance amending Planned Development-130 regarding permitted uses and development standards. The property contains 16.1± acres on the northeast corner of Eldorado Parkway and Teel Parkway. Zoned Planned Development-130-Office-2. Neighborhood #48. Zoning Case No. Z14-0004. (Development Services/MW)

41. Consider and act upon adoption of the amended Impact Fee Ordinance

REGULAR AGENDA

42. Public Hearing: Zoning Case Z14-0001. A request to rezone 86.1± acres on

the east side of Preston Road, 2,700± feet north of Rockhill Parkway from Commercial-1 and Industrial to Single Family-10 and consider and act to direct staff to prepare an Ordinance of the same. Zoned Commercial-1 and Industrial. Neighborhood #2. (Development Services/MW)

43. Public Hearing: Specific Use Permit Case SUP13-0002. A request for a Specific Use Permit for a Utility Distribution/Transmission Line facility on 114.6± acres on the northwest corner of Preston Road and CR 24 and consider and act to direct staff to prepare an Ordinance of the same. Zoned Agricultural and Office-2 with a Specific Use Permit (S-172) for a Commercial Cell Antenna. Neighborhood #3. (Development Services/SP)

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

45. 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, May 16, 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.