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, JUNE 17, 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 billboards on Hwy 380 and FM 423.

   B. Section 551.072. To deliberate the purchase, exchange, lease or value of

real property located:

i. Bordered by Main Street on the north, Legacy on the West, Preston Road on the east and Lebanon on the south.
ii. Bordered by US Hwy 380 on the North, DNT on the West, Main on the South and Independence on the East.
iii. Bordered by Main Street on the north, Custer on the East, HWY 121 on the South and Coit on the West.

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 Richard Abernathy, City Attorney.

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. Motorcycle Safety & Awareness Month

5. Leadership Frisco Class 13

REPORTS

6. Development Services Activity Monthly Update May, 2014.

7. Frisco CVB report on May industry statistics.

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

9. Financial Services Monthly Status Report for May 2014

10. Fire Department Monthly Report on Incident Response and Educational Activities, May 2014.

11. Police Department's crime statistics and response times for the month of May 2014.

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

13. Consider and act upon approval of minutes from the June 2, 2014 Special Called meeting and the June 3, 2014 Regular City Council meeting. (CSO/JP)

14. Consider and act upon authorizing the City Manager to execute a reclaimed water use agreement with the Frisco Independent School District for Bledsoe Elementary School. (Public Works/GH)

15. 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, Texas and Kennedy Consulting, Inc. for Custer Road (SH 121 to Stonebridge Drive). (Engineering/MP)

16. Consider and act on a Resolution approving the submission of the Community Development Block Grant Annual Action Plan for Program Year 2014, a grant application to the U.S. Department of Housing and Urban Development, and authorizing the submission of the grant application by the City Manager or his designee for a total of $380,402 in grant funding. (Finance/SB)

17. Consider and act upon a contract to continue a partnership with the Frisco Independent School District to provide School Resource Officers for the 2014-2015 school year and execute a resolution related to same. (Police/JB)

18. Consider and act upon awarding a bid and adopting a resolution authorizing the City Manager to execute an agreement, by and between the City of Frisco and LDM Design and Construction for the construction of Preston Road Trail Infill. (Parks/DR)

19. Consider and act upon awarding a bid and approving a resolution authorizing the City Manager execute an agreement, by and between the City of Frisco and NEMA 3 Electric, Inc. for the Warren Sports Complex Tennis Expansion. (Parks/DR)

20. Consider and act upon a resolution authorizing the City Manager to submit an application for matching funds for the construction of the Dominion Trail, from the Collin County Parks and Recreation Open Space Funding Assistance Program. (Parks/DR)

21. Consider and act upon a resolution authorizing the City Manager to submit an application for matching funds for the acquisition of approximately 8.6 acres of real property, from the Collin County Parks and Recreation Open Space Funding Assistance Program. (Parks/WH)

22. Consider and act upon awarding a bid to and adopting a resolution authorizing the City Manager to execute an agreement, by and between the City of Frisco and Schmoldt Construction, Inc., for the construction of the Frisco Veterans Memorial Expansion at Frisco Commons Park. (Parks/DR)

23. Consider and act upon a resolution authorizing the City Manager to execute Change Order Number One by and between Cooper General Contractors and the City of Frisco for Harold Bacchus Community Park Phase III. (Parks / DR)

24. Consider and act upon approval of a purchase order to Convergint Technologies to replace the surveillance camera system at the Frisco Athletic Center. (Parks and Recreation/DF)

25. Consider and act upon ratification of an amendment to the interim recycling services agreement with Progressive Waste Solutions. (Public Works/DF)

26. Consider and act upon approval of purchase orders to Sigma Solutions for NetApp storage system yearly maintenance. (IT/DF)

27. Consider and act upon approval authorizing the City Manager to execute an agreement with Johnny Robertson for Heritage Museum exhibit design services. (Heritage Museum/DF)

28. Consider and act upon approval of a purchase order to Digital Resources, Inc., for audio visual upgrades to the Council Chambers. (Communications/DF)

29. Consider and act upon award of RFP#1403-040 Employee Health Benefits to United Health Care, Express Scripts and United Dental Care of Texas (Assurant), and approval authorizing the City Manager to execute agreements for these services. (Human Resources/DF)

30. Consider and act upon approval of a purchase order to Silsbee Ford for one (1) Ford Transit Connect Van. (CVB/DF)

31. Consider and act upon approval of AIA Document G701 – 2001 Change Order

#1 to that certain AIA Document A133 – 2009 for construction management services by and between the City of Frisco, Texas and Manhattan Construction Company dated December 4, 2013, related to the construction of a multi-use special events and sports facility, and authorizing the City Manager to execute. (CMO/RP)

32. Consider and act upon approval of Work Authorization #1 as authorized by that that certain AIA Document A133 – 2009 for construction management services by and between the City of Frisco, Texas and Manhattan Construction Company dated December 4, 2013, for civil earthwork and mass grading related to the construction of a multi-use special events and sports facility, and authorizing the City Manager to execute. (CMO/RP)

33. Consider and act upon approval of a Construction Cost Sharing Agreement by and between the City of Frisco, Texas, Frisco Community Development Corporation, Blue Star HQ, Inc., and Blue Star Frisco related to Work Authorization #1 for Civil Earthwork or Mass Grading and authorizing the City Manager to execute. (CMO/RP)

34. Consider and act upon approval of an Agreement by and between the City of Frisco, Texas and Alliance Geotechnical Group for professional services to perform engineering inspection and testing services for the mass grading that is being completed in support of the multi-use events center located on the northwest corner of Warren Parkway and Dallas Parkway. (CMO/RP)

35. Consider and act upon the approval of Amendment #1 to that certain Agreement by and between the City of Frisco, Texas and Kimley-Horn and Associates, Inc., dated April 2, 2014 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/RP)

36. Consider and act upon approval authorizing the City Manager to execute a professional services agreement with Freese and Nichols, Inc., to conduct a stormwater utility fee rate update study.

37. Consider and act upon the ratification of a development agreement between the City of Frisco, Texas and Scott and Lori Porter regarding the residential lot at 1113 Yuma Drive (Engineering/PK)

38. Consider and act upon adoption of a Resolution authorizing the City Manager to execute an Interlocal Agreement by and between the City of Frisco and Collin County to provide funding for the construction of Custer Road between Stonebridge Drive and State Highway 121. (Engineering/PK)

39. Consider and act upon approving the amended and restated public access,

wall, landscape and signage easement from the City of Frisco Texas, and Frisco Independent School District to the Sater Family Partnership, LP, the Rudman Partnership, LTD, the Rudman Real Estate Partnership I, LTD, and Rudman Real Estate Partnership II, LTD and to authorize the City Manager to execute the easement and take all steps necessary to effectuate the same. (CMO)

40. Consider and act upon approval of a Chapter 380 Agreement by and between the City of Frisco, Texas and Landon Homes, LP and authorize the City Manager to execute the agreement. (CMO/NL)

41. 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.)

42. Consider and act upon adoption of an Ordinance rezoning 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. Neighborhood #2. Zoning Case No. Z14-0001. (Development Services/MW)

43. Consider and act upon an Amendment to Ordinance 13-03-19 establishing maximum speed limits on city streets within the City of Frisco (Engineering/CJ)

44. Consider and act upon adoption of an Ordinance amending the Thoroughfare Plan regarding Gaylord Parkway between Warren Parkway and Lebanon Road. Neighborhood #31. (Development Services/JW)

45. Consider and act upon an adoption of an Ordinance granting a Specific Use Permit for Commercial Antennas and ground equipment on one lot on 0.9± acre on the south side of Warren Parkway, 317± feet east of Legacy Drive. Zoned Planned 32-Commercial-1. Neighborhood #34. (Development Services/JW)

REGULAR AGENDA

46. Public Hearing: Zoning Case Z14-0009. A request to amend Planned Development-52 regarding development standards and the zoning exhibit and consider and act to direct staff to prepare an Ordinance of the same. The

property contains 50.0± acres on the north side of Rockhill Parkway, 2,200± feet west of FM 423. Zoned Planned Development-52-Patio Home. Neighborhood #50. (Development Services/MW)

47. Public Hearing: Zoning Case Z14-0007. A request to rezone 34.0± acres from Planned Development-40-O-2/C-1/C-2/R/I and Industrial to Planned Development-Retail/Patio Home/Multifamily on the south side of Main Street, 250± feet west of Legacy Drive and consider and act to direct staff to prepare an Ordinance of the same. Zoned Planned Development-40-Office-2/Commercial-1/Commercial-2/Retail/Industrial and Industrial. Neighborhood #41. (Development Services/RC)

48. Consider and act upon adoption of an ordinance authorizing the issuance of City of Frisco, Texas, General Obligation Refunding and/or Improvement Bonds; establishing procedures and delegating authority for the sale and delivery of the bonds; providing an effective date; and enacting other provisions relating to the subject.

49. Consider and act upon adoption of an ordinance authorizing the issuance of City of Frisco, Texas, Combination Tax and Surplus Revenue Certificates of Obligation; establishing procedures and delegating authority for the sale and delivery of the certificates; providing an effective date; and enacting other provisions relating to the subject. (CMO/NL)

50. Consider and Act Upon Repealing Ordinance No. 03-05-31 and Determining the Adjusted Amount of Compensation for the Mayor and City Council Members & Approving a Council Compensation & Expense Reimbursement Policy. (Finance/AC)

    A. Ordinance repealing Ordinance No. 03-05-31 and determining the adjusted amount of Compensation for the Mayor and City Council Members.

    B. City Council Compensation and Expense Reimbursement Policy.

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

52. 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, June 13th, 2014 at 11:30 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.