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, AUGUST 18, 2015

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 status and recommended path forward regarding the proposed Brazos Electric Transmission Line routes in the City of Frisco.

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

i. Bordered by Lebanon on the north, Legacy on the west, Hillcrest 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.

INVOCATION

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

4. Spinal Muscular Atrophy (SMA) Awareness Month

REPORTS

5. Development Services Activity Monthly Update Report for month of June, 2015 and July, 2015.

6. Financial Services Department Budget Status Report for July 2015

7. CVB Monthly Report for July 2015

8. Fire Department Monthly Report on Incident Response and Educational Activities, June 2015 and July 2015

9. Police Department Monthly Crime Data and Departmental Activity Report for June and July 2015.

10. 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.)

11. Consider and act upon approval of minutes from the March 17, 2015 Work Session, March 17, 2015 Regular City Council meeting, April 7, 2015 Work Session, April 7, 2015 Regular City Council meeting, April 21, 2015 Work Session, April 21, 2015 Regular City Council meetings, and the July 1, 2015 Regular City Council meeting. (CSO/JP)

12. 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 Lennar Homes of Texas Land and Construction, Ltd., for Bretton Woods residential subdivision. (CMO/BB)

13. Consider and act upon approval of a Crossing Surface Installation Agreement by and between the City of Frisco and BNSF Railway Company for replacement of the BNSF Railway Crossing at Dallas North Tollway Southbound Frontage Road (Dallas Parkway) and authorize the City Manager to execute the Agreement. (CMO/RP)

14. Consider and act upon approval of a Crossing Surface Installation Agreement by and between the City of Frisco and BNSF Railway Company for replacement of the BNSF Railway Crossing at Dallas North Tollway Northbound Frontage Road (Dallas Parkway) and authorize the City Manager to execute the Agreement. (CMO/RP)

15. Consider and act upon approval of First Amendment to Parking Easement by and between Drury Southwest, Inc. and the City of Frisco, Texas. (CMO/RP)

16. Consider and act upon adoption of a Resolution authorizing the City Manager to execute a License Agreement by and between the City of Frisco and the BNSF Railway Company (BNSF) for the construction of the 24 Inch and 12 Inch Dallas North Tollway Waterline Railroad Crossing. (Engineering/DLC)

17. Consider and act upon adoption of a Resolution authorizing the City Manager to execute the Advance Funding Agreement by and between the Texas Department of Transportation and the City of Frisco for funding of a Change Order for construction of FM 423 from 0.8 mile south of Eldorado Parkway to US 380. (Engineering/JB)

18. Consider and act upon award of bid to HQS Construction, LLC authorizing the City Manager to execute a Standard Form of Agreement for Construction Services for Lebanon Road Slope Stabilization @ Southeast and Southwest Quadrant of BNSF Railroad (Bid No. 1506-082) and authorizing construction phase contingencies. (Engineering/TN)

19. Consider and act upon authorizing the City Manager to execute Amendment Number Three to the Professional Services Agreement by and between the City of Frisco and CDM Smith, Inc., for engineering design of the 20” & 30” Dallas

Parkway Water Lines and Appurtenances (Stonebrook Parkway-Main Street) (Engineering/DLC)

20. Consider and act upon award of bid to Tiseo Paving Co. and adoption of a Resolution authorizing the City Manager to execute a Standard Form Agreement for Construction Services for Custer Road (FM 2478) Widening (from SH 121 to Stonebridge Drive) and authorizing construction phase contingencies (Bid No. 1506-080) contingent upon TxDOT concurrence. (Engineering/MP)

21. Consider and act upon Adoption of a Resolution approving an Agreement between the City of Frisco and the Texas Department of Transportation (TxDOT) for lane closures on SH 289 (Preston Road) and US 380 as part of an approved half marathon route (SH 289 between Meadow Hill and US 380, and US 380 between Dallas Parkway and SH 289) (Engineering/RC).

22. Consider and act authorizing the City Manager to execute a Professional Services Agreement by and between the City of Frisco and Raba Kistner, Inc., for Construction Management Services related to construction of Custer Road (FM 2478) from SH 121 to Stonebridge Drive. (Engineering/JB)

23. Consider and act upon authorizing the City Manager to execute an agreement by and between the City of Frisco and Belle Firma, Inc. for the design services of “Ruff Range Dog Park Phase 2”. (Parks/DR)

24. Consider and act upon approval authorizing the City Manager to execute an agreement with Trafficware Group, Inc., for traffic signal management system software, maintenance and support. (Engineering/DF)

25. Consider and act upon approval of a purchase order to Smith Pump Company for pump repairs at Frisco-3 pump station. (Public Works/DF)

26. Consider and act upon approval authorizing the City Manager to execute a professional service agreement with RJN Group, Inc., to provide sanitary sewer system evaluation. (Public Works/DF)

27. 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.)

28. Consider and act upon adoption of an Ordinance to amend Planned Development-153 regarding development standards and permitted uses on 146.1+ acres located on the southeast corner of the Dallas North Tollway and Main Street. Zoned Planned Development-153-Mixed Use. Neighborhood #21. Zoning Case No. Z14-0024 (Development Services/AS)

29. Consider and act upon adoption of an Ordinance granting a request to rezone 4.0± acres at the northeast corner of Stonebrook Parkway and Teel Parkway from Information and Technology (IT) to Retail (R). Zoned Information and Technology. Zoning Case No. Z15-0012. Neighborhood #41. (Development Services/AM)

30. Consider and act upon adoption of an Ordinance to rezone 128.8± acres located on the southeast corner of Lebanon Road and Dallas Parkway from Planned Development-69-Commercial-1 to Planned Development-Office-2/Retail/Residential. Neighborhood #30. Zoning Case Z14-0008. (Development Services/AS)

31. Consider and act upon adoption of an Ordinance to rezone 40.95± acres located on northwest corner of John Hickman Parkway and Dallas Parkway from Planned Development-69-Commercial-1, Planned Development-120-Commercial-1 and Planned Development-111-Multifamily to Planned Development-Office-2/Retail/Residential. Neighborhood #31. Zoning Case Z15-0008. (Development Services/AS)

32. Consider and act upon adoption of an Ordinance to rezone 59.2± acres on the north and south sides of Rockhill Parkway, 1,000± feet west of FM 423 from Industrial and Agricultural to Planned Development Single-Family8.5/Single Family–7. Neighborhood #50. Zoning Case Z15-0016. (Development Services/AS)

REGULAR AGENDA

33. Public Hearing: Zoning Case No. Z15-0017. A request to rezone 38.7± acres from Planned Development-147-Retail/Multifamily-15 to Single Family-7 on the southeast corner of Rolater Road and Coit Road and to consider to direct staff to prepare an ordinance of the same. Zoned Planned Development-147-Retail/Multifamily-15. Neighborhood #26. (Development Services/SP)

34. Public Hearing: Specific Use Permit Case No. SUP15-0009. A request to amend a Specific Use Permit (S-201) for Private Streets to add 14.6± acres for a total of 520.6± acres, on the south side of Rolater Road and the north side of CR 68 between Coit Road and Independence Parkway and to consider to direct staff to prepare an ordinance of the same. Zoned Planned Development-140-

Single Family-7, Planned Development-141-Patio Home, Planned Development-142-Single Family-7, Planned Development-143-Patio Home, Planned Development-144-Single Family-8.5, Planned Development-146-Single Family-7, and Retail, with a Specific Use Permit (S-201) for a Private Street Development, and Planned Development-147-Retail/Multifamily-15 (Proposed Single Family-7). Neighborhood #26. (Development Services/SP)

35. Public Hearing: Annexation Case A15-0003. A request for a proposed voluntary annexation of 75.2± acres in the Collin County School Land Survey, No. 11, Abstract No. 155, Collin County Texas, generally located on the south side of Rockhill Parkway, 3,000± feet east of Preston Road and to consider to direct staff to prepare an ordinance of the same. Neighborhood #4. (Development Services/SP)

36. Public Hearing: Zoning Case No. Z15-0005. A request to rezone 75.2± acres on the south side of Rockhill Parkway, 3,000± feet east of Preston Road, from Agricultural to Planned Development-Single Family-7 and to consider to direct staff to prepare an ordinance of the same. Zoned Agricultural. Neighborhood #4. (Development Services/SP)

37. Public Hearing: Annexation Case A15-0002. A request for a voluntary annexation of 8.7± acres in the Samuel J. Hawkins Survey, Abstract No. 580, Denton County Texas, generally located on the north side of Rockhill Parkway, south of Doe Creek Road, and to consider to direct staff to prepare an ordinance of the same. Neighborhood #50. (Development Services/AS)

38. Public Hearing: Zoning Case No. Z15-0018. A request to amend Planned Development-80-Patio Home/Single Family-7/Neighborhood Services, a 210.2± acre development, to modify the development standards and remove 1.1± acres of the property and rezone it to Commercial-1, on the south side of Lebanon Road, 800± feet east of Rock Creek Parkway and to consider to direct staff to prepare an ordinance of the same. Zoned Planned Development-80-Patio Home/Single Family-7/Neighborhood Services. Neighborhood #36. (Development Services/SP)

39. Public Hearing: First Hearing on the City of Frisco Fiscal Year 2016 Annual Budget, including Frisco Economic Development Corporation Fiscal Year 2016 Budget and the Frisco Community Development Corporation Fiscal Year 2016 Budget (Financial Services/JH)

40. Consider and act upon approval of AIA Document A133 – 2009 Exhibit A Guaranteed Maximum Price Amendment for construction 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)

41. Presentation of 2013 Crash Summary Report (Engineering/BM, Police/DS, GW)

42. Discuss and give direction on Board and Commission applicants to schedule for interviews. (CSO/JP)

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

44. 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, August 14, 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.