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, FEBRUARY 21, 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 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.
      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 concerns from Greg Ward.

iv. Receive legal advice regarding Exide cleanup/remediation of hazardous and non-hazardous waste.

v. Received legal advice regarding the Court of Appeals decision in Cause No. 02-14-00335-CV in the case styled FLCT, LTD. v. City of Frisco, Texas

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 and west of Preston.

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

iii. South of US 380, west of Preston Rd, north of Eldorado Pkwy., 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 City Manager, George Purefoy.

ii. Discussion regarding the Annual Review of the City Attorney, Richard Abernathy.

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. Congenital Heart Defect Awareness Month

REPORTS

5. Financial Services Department Budget Status Report for the month of January 2017.

6. Development Services Activity Monthly Update Report for month of January 2017.

7. Fire Department Monthly Report on Incident Response and Educational Activities for the month of January 2017.

8. Police Department's crime statistics and response times for the month of January 2017.

9. Frisco Convention and Visitors Bureau December report on sales and marketing.

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. (CSO)

    A. December 6, 2016 Regular City Council Meeting

12. Consider and act upon approval of AIA Document G701 – 2001 Change Order #9 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)

13. Consider and act upon a Resolution to certify funding and support of an application to the Transportation Alternatives Set-Aside Program with the North Central Texas Council of Governments (NCTCOG) to receive funding to build the Parkwood Sidewalk. (Engineering/RC)

14. Consider and act upon a Resolution to certify funding and support of an application to the Transportation Alternatives Set-Aside Program with the North Central Texas Council of Governments (NCTCOG) to receive funding to build the Rowlett Creek Trail Extension. (Engineering/RC)

15. Consider and act upon authorizing the City Manager to execute a Professional Services Agreement by and between the City of Frisco and Criado Associates, Inc. for the Northeast Water and Wastewater Improvements. (Engineering/DLC)

16. Acceptance of Quarterly Investment Report for the period October 1, 2016 – December 31, 2016. (Financial Services/DC)

17. Consider and act on a Resolution to apply for a Texas State Library and Archives Commission Cooperation grant of up to $75,000 for the purpose of creating a community-based publishing hub for Frisco residents via an Espresso Book Machine. (Library/SH)

18. Consider and act upon a Resolution authorizing the City Manager to execute the North Central Texas Public Works Mutual Aid Agreement with the North Central Texas Council of Governments' Participating Local Government Members. (PW/DC)

19. Consider and act upon award of best value bid #1701-034 annual contract for cleaning, inspection and repair of Fire personal protective equipment to Gear Cleaning Solutions. (Fire/DF)

20. Consider and act upon approval authorizing the City Manager to Execute Change Order Number One for the Contract with Core Construction for Old Central and Fire Station No. 3 Renovations and Additions and approval of owner’s contingency funds for this project. (Fire/DF)

21. Consider and act upon approval authorizing the City Manager to execute an agreement with Motorola Solutions for the addition of a P25 simulcast site and for the purchase of portable radios and related equipment for FY 2017. (Police/DF)

22. 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.)

23. Consider and Act on an Ordinance amending the Code of Ordinances, Chapter 70 Signs, and Ordinance 16-03-25, to allow signage on temporary construction fences or barriers. (Development Services-SC)

REGULAR AGENDA

24. Public Hearing: A request 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, and to consider to direct Staff to prepare an Ordinance of the same. 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)

25. Public Hearing: A request to rezone 181.2± acres on the south side of Rockhill Parkway, 350± feet west of Preston Road from Planned Development-228 to Industrial, and to consider to direct Staff to prepare an Ordinance of the same. Zoned Planned Development-228-Single Family-7/Patio Home/Urban Village Neighborhood #3. Zoning Case No. Z16-0027. (Development Services/AH)

26. Public Hearing – Specific Use Permit: A request for a Specific Use Permit for an Alcoholic Beverage Establishment on 10.3± acres on one lot on the southwest corner of The Star Boulevard and Cowboys Way, and to consider to direct Staff to prepare an Ordinance of the same. Zoned Planned Development-29-Business Center. Neighborhood #31. Zoning Case No. SUP16-0024. (Development Services/AH)

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

28. 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 FEBRUARY 17, 2017 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.