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 16, 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 requests to locate small cell wireless facilities in the public right-of-way.
      iii. Receive legal advice regarding Civil Action No. 4:17-cv-00311, Exide Technologies v. The City of Frisco, Frisco Economic Development Corporation and Frisco Community Development Corporation in the United States District Court for the Eastern District of 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 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 evaluation of the City Manager, George Purefoy.

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 approval of an Ordinance of the City Council of the City of Frisco, Texas, repealing Ordinance No. 17-04-26 and designating eight (8) election precincts for elections to be held in the City of Frisco, Collin and Denton Counties, Texas, as ordered by the City Council; authorizing all necessary actions relating thereto. Considerar y actuar sobre la aprobación de una ordenanza del Ayuntamiento de la ciudad de Frisco, Texas, se deroga la Ordenanza Nº 17-04-26 y designar ocho 8 precintos electorales para las elecciones a celebrarse en la ciudad de Frisco, Collin y condados de Denton, Texas, según lo ordenado por el Ayuntamiento; autorizar todas las acciones necesarias correspondientes. (CSO/JP)

5. Consider and act upon approval of an Ordinance of the City Council of the City of Frisco, Texas, canvassing the election returns of the May 6, 2017 General Election for the purpose of electing the Mayor and two (2) members of the Frisco City Council (Place Nos. 5 and 6) to fill expiring terms; declaring the results of the General Election; ordering a Runoff Election to be held on June

10, 2017 for the purpose of electing a Council Member to Place No. 6; designating Early Voting polling places and hours; designating Election Day polling places and hours; ordering Notices of Election to be given as prescribed by law; appointing the Collin County Elections Administrator and the Denton County Elections Administrator to administer the Runoff Election; providing for the appointment of Election Judges; authorizing the Mayor and City Secretary to take all actions necessary to comply with applicable election laws. Considerar y actuar sobre la aprobación de una ordenanza del Concejo Municipal de la ciudad de Frisco, Texas, escrutinio de los rendimientos de la elección del 06 de mayo de 2017 elecciones generales con el fin de elegir al alcalde y a dos 2 miembros del Ayuntamiento de Frisco (lugar Nº 5 y 6) llenar términos vencidos; declarar los resultados de las elecciones generales; ordenar una elección de desempate que se celebrará el 10 de junio de 2017 con el fin de elegir a un miembro del Consejo al lugar Nº 6; designación de centros de votación de votación anticipada y horas; designación de lugares de votación elecciones día y las horas; ordenar avisos de elección que se dará según lo prescrito por la ley; se nombra al administrador de elecciones del Condado de Collin y el administrador de elecciones del Condado de Denton para administrar la elección de desempate; prever el nombramiento de los jueces de la elección; autorizar el alcalde y el Secretario de la ciudad a tomar todas las medidas necesarias para cumplir con las leyes electorales aplicables. (CSO/JP)

6. DRAWING FOR PLACE ON THE BALLOT: Notice is hereby given of a drawing to determine the order in which the names of candidates are to be printed on the ballot for the Runoff Election to be held on June 10, 2017 in Frisco, Texas. DIBUJO para su lugar en la boleta: Aviso por este medio se da de un dibujo para determinar el orden en que los nombres de los candidatos a ser impreso en la boleta electoral para la elección de segunda vuelta que se celebrará el 10 de junio de 2017 en Frisco, Texas. (CSO/JP)

7. Recess for a reception honoring Mayor Maher Maso for his dedication and service to the City of Frisco.

8. Reconvene into Regular Session.

9. Issuance of the Statement of Elected Officer, Oath of Office and Certificate of Election to Tim Nelson, Place 5 and Jeff Cheney, Mayor. (CSO/JP)

10. Consider and act upon nomination and election of Mayor Pro-Tem until the June 10, 2017 Runoff Election canvass. (CSO/JP)

11. Consider and act upon nomination and election of Deputy Mayor Pro-Tem until the June 10, 2017 Runoff Election canvass. (CSO/JP)

PROCLAMATIONS

12. Public Works Week

13. FISD ISM Program--Luana Miranda and Jillian Smith

14. Asian Pacific American Heritage Month

REPORTS

15. Financial Services Department Budget Status Report for the month of April 2017.

16. Frisco CVB April Sales and Marketing Report.

17. Police Department's crime statistics and response times for the month of April 2017.

18. Fire Department monthly report on incident response and educational activities for the month of April 2017.

19. Development Services activity monthly update report for the month of April 2017.

20. 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.)

21. City Council consider and act upon approval of an Ordinance for the Rate Review Mechanism (RRM) tariff that resolves the negotiated 2017 RRM with Atmos Energy Corp, Mid-Tex Division rate cases. (CMO/BB)

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

23. Consider and act upon an extension of the agreement with Collin County for lease space in the George A. Purefoy Municipal Center and authorizing the City Manager or his designee to execute the agreement. (CMO/NL)

24. Consider and act upon award of bid to Ratliff Hardscape, Ltd. and authorizing the City Manager to execute a Standard Form of Agreement for Construction Services for 2017 Sidewalk Improvements (Various Locations) (Bid No. 1703-059) and authorizing construction phase contingencies. (ENG/TN)

25. Consider and act upon agreement between the City of Frisco and the Frisco Arts Association and authorize the City Manager to execute the agreement. (Financial Services/AC)

26. Consider and act upon award of bid #1704-066 Water Valve and Hydrant Parts to Ferguson Waterworks. (Administrative Services/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 amending Ordinance No. 16-12-102, Exhibit A, amending Table R301.2(1) Climatic and Geographic Design Criteria. (Development Services/SC)

29. Consider and act upon amending Ordinance No. 16-12-103, 2015 edition of the International Property Maintenance Code with local amendments. (Development Services/PC)

REGULAR AGENDA

30. Public Hearing: A request to amend Planned Development-29-Business Center consisting of 11 lots on 100.3± acres on the northwest corner of Dallas North Tollway and Warren Parkway, and to consider to direct Staff to prepare an Ordinance of the same. Zoned Planned Development-Business Center. Neighborhood #31. Zoning Case No. Z17-0007. (Development Services/SS)

31. Public Hearing: A request to rescind the Specific Use Permit (S-54) for a Mini-Warehouse on one lot on 4.3± acres on the east side of Taft Powell Road, 780± feet south of Main Street, and to consider to direct Staff to prepare an Ordinance of the same. Zoned Commercial-1 with a Specific Use Permit (S-54) for the use of a Mini-Warehouse. Neighborhood #18. Specific Use Permit Case

No. SUP17-0005. (Development Services/JH)

32. Public Hearing: A request to amend Planned Development-154 to allow a Self-Storage Facility on a portion (5.1± acres) of the overall 163.9± acres and to modify the development regulations of the overall Planned Development on the northeast corner of Independence Parkway and Lebanon Road, and to consider to direct Staff to prepare an Ordinance of the same. Zoned Planned Development-154-Single Family-8.5/Single Family-7/Office-1. Neighborhood #27. Zoning Case No. Z17-0008. (Development Services/AH)

33. Public Hearing: A request to amend Planned Development-248 to modify the development standards on 251.2± acres on the southwest corner of John Hickman Parkway and Dallas Parkway and consider to direct Staff to prepare an Ordinance of the same. Zoned Planned Development-244-Retail/Office-2/Residential Use. Neighborhood #31. Zoning Case No. Z17-0009. (Development Services/KM)

34. Discussion on the numerous organizations we need to support and determine who will primarily take the lead on those organizations.

35. Discussion regarding reactivating the governance committee and appointing city council members to the committee. (WS)

36. Discussion and action regarding setting the regular City Council July meeting date and dates for the summer City Council work session.

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

38. 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 MAY 12, 2017 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.