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, SEPTEMBER 05, 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 Lease Agreement with Frisco Roughriders LP.
      ii. Receive legal advice regarding Contract with Waste Connections of Texas.
      iii. Receive legal advice regarding Contract with Hackberry for Treated Water Supply.
      iv. Receive legal advice regarding Frisco joining Amicus Brief in Carruth case filed in Cause No. 380-00469-2016, in the 380th Judicial District Court, Collin County, Texas.

v. Receive legal advice regarding Exide cleanup/remediation of hazardous and non-hazardous waste.
vi. 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.
vii. 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.
viii. Receive legal advice from the city attorney regarding Cause No. D-1-GN-17-000877 in the case styled North Texas Municipal Water District v. Public Utility Commission of Texas pending in the 419th Judicial District Court of Travis County, Texas and Cause No. D-1-GN-17-000861 in the case styled Ex Parte North Texas Municipal Water District pending in the 98th Judicial District Court of Travis County, 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. North of Eldorado Parkway, South of US 380, East of Teel and West of DNT.

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. Constitution Week

5. Purple Heart City

6. American Legion Boys State Recognition

7. Julie Stallcup - Recognition for 20 years of Service

REPORTS

8. Receipt of Mission: Lifeline Award, Recognition of National CPR and AED Awareness Week and CPR Survivor Celebration.

9. Fire Department report on Hurricane Harvey

10. Frisco Arts Association Report.

11. Parks and Recreation monthly report regarding park and trail development, facilities, special events and youth development.

12. Public Works and Engineering report on activities related to roadways, traffic control and transportation, stormwater drainage, water and wastewater, and solid waste collection.

13. Library usage report.

14. 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.)

15. Consider and act upon approval of minutes. (CSO/JP)

    A. June 6, 2017 Regular City Council Meeting.

    B. June 20, 2017 Regular City Council Meeting.

    C. June 20, 2017 Work Session.

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

17. Consider and act upon approval of the Second Amendment to the Tower Site Lease Agreement between the City of Frisco and Dallas MTA, L.P. d/b/a Verizon Wireless, at 3000 Legacy Drive and a Resolution authorizing the City Manager to execute this amendment. (CMO/BB)

18. 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 Master Developers-Frisco LLC, Estates at Shaddock Park. (CMO/BB)

19. Consider and act upon the approval of a Second Amendment to a Retail Development Agreement by and between the City of Frisco and Wal-Mart Real Estate Business Trust. (CMO\RP)

20. Consider and act upon adoption of a Resolution to set the date for public hearings for the 7th day of November for a voluntary annexation of 33.5± acres in the Collin County School Land Survey, Abstract No. 5155, Collin County Texas, on the west side of Hillcrest, 1,630 feet south of Rockhill Parkway. Zoned ETJ. Neighborhood #4. (Development Services/SS)

21. Consider and act upon authorizing the City Manager to execute an agreement by and between the City of Frisco and Hall Office Park Property Association, Inc. to allow artwork in median. Zoned Planned Development-59-Business Center. Neighborhood #34. (Development Services/AL)

22. Consider and act upon award of bid to Roadway Solutions, Inc., authorizing the City Manager to execute a Standard Form of Agreement for Construction Services for Installation of Traffic Signals on W. Lebanon Road at Deerwood Lane and on Warren Parkway at Fire Station #3 (Bid No. 1707-097).(Engineering/RC)

23. Consider and act upon authorizing the City Manager to execute a Master Agreement between the City of Frisco and Specialty Land Services, LLC for on-call acquisition of property for easements and rights-of-way; providing for an effective date. (Engineering/JW)

24. Consider and act upon award of bid to Texas Sterling Construction Co. and authorizing the City Manager to execute a Standard Form Agreement for Construction Services for Main Street (FM 423 to Dallas Parkway) and authorizing construction phase contingencies (Bid No. 1705-080). (Engineering/MP)

25. City Council consider and approve Ordinance to include the new Probationary Period and Separation policy, revised Drug and Alcohol Testing: Non-DOT policy, and revised Timekeeping policy. (HR/LS)

26. Consider and act on a Resolution of the City Council of the City of Frisco, Texas approving the terms and conditions of a Texas State Library and Archives grant for the purpose of creating a community-based publishing hub for Frisco residents via an Espresso Book Machine and authorizing acceptance of the grant by the City Manager or his designee. (Library/GW)

27. Consider and act upon award of RFQ #1704-069 Call to Artists for a piece of art to be placed at "The Grove" at Frisco Commons and approval authorizing the City Manager to execute an agreement for these services. (Parks and Recreation/DF)

28. 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 “Pearson Acres Park”. (Parks/KL)

29. Consider and act on a Resolution approving the agreement of a grant between the State of Texas, acting by and through the Texas Department of Transportation and the City of Frisco for the 2017-2018 Special Traffic Enforcement Program (STEP) and authorizing acceptance of the grant by the City Manager or his designee. (Police/DS)

30. Consider and act upon award of RFP #1704-068 Employee Health Benefits to Cigna, The Hartford, and Discovery Benefits, and approval authorizing the City Manager to execute agreements for these services. (HR/DF)

31. Consider and act upon approval of a purchase order to On Demand Books, LLC for the purchase of an Espresso Book Machine for the Library. (Library/DF)

32. Consider and act upon award of RFQ #1707-095 Public Art Master Plan Update to Designing Local and approval authorizing the City Manager to execute an agreement for these services. (Parks & Recreation/DF)

33. Consider and act upon award of Best Value Bid #1705-079 Towing Services to LW’s Towing and approval authorizing the City Manager to execute an agreement for these services. (Police/DF)

34. 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.)

35. Consider and act upon adoption of an Ordinance to amend Planned Development-203 to modify the development standards on three lots on 15.9± acres on the southwest corner of Independence Parkway and Eldorado Parkway. Zoned Planned Development-203-Office-1 with a Specific Use Permit (S-251) for a Licensed Child-Care Center. Neighborhood #14. Zoning Case No. Z17-0019. (Development Services/KM)

36. Consider and act upon adoption of an Ordinance to change the name of Arbor Cove, Phase 3D to Arbor Cove Drive: Chapel Creek, Phase 3B, 3C, 3D Neighborhood #23. STRE17-0001. (Development Services/AL)

37. Consider and act upon adoption of an Ordinance to change the name of Crystal Lake Drive to Prairie Fire Drive: Glen View
Zoned Planned Development-Single Family-8.5/Single Family-7/Patio Home. Neighborhood #51. STRE17-0002. (Development Services/AL)

38. Consider and act upon an Ordinance to add a construction speed zone to reduce the existing posted speed limit on a section of US 380 to 50 mph within the City limits of Frisco during the TxDOT construction project, which is contingent upon the acceptance by the Texas Transportation Commission. (Engineering/RC)

REGULAR AGENDA

39. Public Hearing: A request to rezone 0.8± acre from Original Town Commercial to Planned Development-Original Town Commercial/Townhome on the southwest corner of Seventh Street and Elm Street, and to consider to direct Staff to prepare an Ordinance of the same. Zoned Original Town Commercial. Neighborhood #20. Zoning Case No. Z17-0015 (Development Services/JH)

40. Public Hearing: Second Public Hearing on the City of Frisco Fiscal Year 2018 Annual Budget, including Frisco Economic Development Corporation Fiscal Year 2018 Budget and the Frisco Community Development Corporation Fiscal Year 2018 Budget. (Financial Services/JH)

41. Public Hearing: Second Public Hearing on the City of Frisco Proposed FY18 Tax Rate. (Financial Services/JH)

42. Consider and act upon adoption of a Resolution authorizing the City Manager to accept a Fiscal Year 2016 Staffing for Adequate Fire and Emergency Response (SAFER) Grant Award from the United States Department of Homeland Security (DHS), Federal Emergency Management Agency (FEMA), Grant Programs Directorate (GPD) and to designate the City Manager as the City's authorized official for the Grant Award. (FIRE / MP)

43. Consider and act upon the approval of a Development Agreement by and between the City of Frisco and PS LPT Properties Investors. (CMO\RP)

44. Discuss, and direct staff on determining the makeup of the Downtown Master Plan Committee (DMPC), and number of representatives to serve on the DMPC to update the Downtown Master Plan. (Development Services/JL)

45. Consider and act upon changing the date of the October 3, 2017 Regular City Council meeting and canceling the second meeting in December. (CMO)

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

47. 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 SEPTEMBER 2, 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.