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 19, 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 Exide cleanup/remediation of hazardous and non-hazardous waste.
      ii. 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.
      iii. 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.

iv. 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.

v. Receive legal advice regarding possible remedies for nonpayment of required development fees.

vi. Receive legal advice regarding possible structure and terms of funding agreement(s) for arts-related organizations or entities.

vii. Receive legal advice regarding the duties and responsibilities of the Mayor and City Council.

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

i. South of US 380, west of Preston Rd, north of Eldorado and east of Teel Parkway.

ii. South of Warren Parkway, north of SH 121, east of Legacy Drive and west of Preston Road.

iii. South of Eldorado Parkway, west of the Preston Road, east of Legacy and north of Stonebrook Parkway.

iv. South of Rockhill Parkway, West of Preston Rd, North of Eldorado Parkway, East of Legacy.

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. To deliberate the duties of the Mayor and City Council.

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. POW/MIA National Day of Remembrance

REPORTS

5. Presentation by Girl Scout Troop 5201 to Frisco Police Department.

6. Visit Frisco August Sales & Marketing Report.

7. Police Department's crime statistics and response times for the month of August 2017.

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

9. Development Services Activity Monthly Update Report for month of August 2017.

10. Council Subcommittee reports for current activities of the Legislative, Governance, Budget and Audit Committee, Frisco Square Management District, the Veterans Advisory Committee, 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 on extension of contract for public affairs consulting by HillCo Partners through September 30, 2018. (CMO/BB)

12. Consider and act upon adoption of a Resolution authorizing the City Manager to execute an amendment by and between the City of Frisco, Texas and Collin County, Texas for animal shelter services. (CMO/BB)

13. 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 D.D. Eldorado, LLC, for Research Road Water Line Improvements (CMO/BB)

14. Consider and act upon approval of a Contract of Sale between the Frisco Community Development Corporation and the City of Frisco for the purchase of 13.0177 acres at the southwest corner of Preston Road and Rockhill Parkway

and authorize the City Manager to execute all necessary documents. (CMO/NL)

15. Consider and act upon a Performance Agreement between the City of Frisco and the Frisco Community Development Corporation and authorizing the City Manager to execute all necessary documents. (CMO/NL)

16. Consider and act upon authorizing the City Manager to execute a Master Agreement by and between the City of Frisco and Freese and Nichols, Inc. for On-Call Professional Engineering Services, Water, Wastewater, and Reuse Hydraulic Modeling, Contract No. 2017-005. (Engineering/MD)

17. Consider and act upon award of bid to Jim Bowman Construction Company, L.P., authorizing the City Manager to execute a Standard Form of Agreement for Construction Services for Installation of Traffic Signals on Stonebrook Parkway at Fighting Eagles Lane, Stonebrook Parkway at 4th Army Drive, and Legacy Drive at Veneto Drive (Bid No. 1708-099). (Engineering/RC)

18. Consider and act upon a resolution approving the fiscal year 2018 City of Frisco General Fund, Social Service Grant allocations to the agencies listed in the Table below, and authorizing the City Manager to execute grant agreements. (Financial Services/JH)

19. Consider and approve an Ordinance to include the revised Employee Code of Conduct policy. (HR/LS)

20. Consider and Act on a Resolution approving the acceptance of a grant award from the North Central Texas Council of Governments and the Office of the Governor, Criminal Justice Division for the funding under the Justice Assistance Grant and authorizing the acceptance of the grant award by the City Manager or his designee for the purchase of a Raman Spectroscopy Drug Detection System. (Police/GW)

21. Consider and act upon adoption of a resolution authorizing the City Manager to execute an Interlocal Agreement regarding Regional Capacity Management, Operation and Maintenance (RCMOM) Program with the North Texas Municipal Water District. (PW/KG)

22. Consider and act upon award of bid #1707-096 GM OEM Parts to Stonebriar Chevrolet. (Administrative Services/DF)

23. Consider and act upon ratification of a purchase order to Aggreko for the rental of a portable chiller for the Frisco Athletic Center. (Administrative Services/DF)

24. Consider and act upon approval of a purchase order to Protecht Management Group for disaster recovery planning and consulting services. (IT/DF)

25. 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)

REGULAR AGENDA

26. Public Hearing: Specific Use Permit Case SUP17-0006. A request for a Specific Use Permit for a self-storage facility on one lot on 1.2± acres on the east side of Clarence Drive, 215± feet south of Dena Drive and to consider to direct Staff to prepare an Ordinance of the same. Zoned Planned Development-97-Commercial-2. Neighborhood #11. (Development Services/SS)

27. Public Hearing: Specific Use Permit Case SUP17-0009. A request for a Specific Use Permit for one High Rise Urban Living Structure on one lot on 1.9± acres on the southeast corner of Gaylord Parkway and Cowboys Parkway and to consider to direct Staff to prepare an Ordinance of the same. Zoned Planned Development-29-Office-2/Retail/Residential. Neighborhood #31. (Development Services/SS)

28. Consider and Approve the Neighborhood Design Strategy study, which identifies neighborhood design issues and provides ordinance recommendations to address the issues. (Development Services/JF)

29. Consider and act upon award of RFQ #1706-091 updating the Downtown Master Plan to Gateway Planning Group, Inc. and approval authorizing the City Manager to execute an agreement for these services. (Development Services/JF)

30. City Council select their representative to the Downtown Master Plan Committee (DMPC), for updating the Downtown Master Plan. (Development Services/JL)

31. Consider and Act Upon Adoption of an Ordinance Approving the Revised Budget Figures for Fiscal Year 2016-2017 and Adopting a Budget and Appropriating Resources for the City of Frisco Budget Year Beginning October 1, 2017 (Financial Services/JH)

32. Consider and Act Upon Adoption of an Ordinance Approving Revised Figures for Fiscal Year 2016-2017 and Adopting a Budget and Appropriating Resources for the Frisco Community Development Corporation Budget Year Beginning October 1, 2017 (Financial Services/JH)

33. Consider and Act Upon Adoption of an Ordinance Approving Revised Figures for Fiscal Year 2016-2017 and Adopting a Budget and Appropriating Resources for the Frisco Economic Development Corporation Budget Year Beginning October 1, 2017 (Financial Services/JH)

34. Consider and Act Upon Adoption of an Ordinance Levying the Tax Rate for the City of Frisco, Texas for the Tax Year 2017 and Fiscal Year 2018 (Financial Services/JH)

35. Consider and Act Upon an Amendment to the Master Fee Ordinance Setting New Rates for Water, Sanitary Sewer, and Solidwaste Service Fees (Financial Services/JH)

36. 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. (Tabled on 9/5/17 to 9/19/17) (Police/DF)

37. Consider and act upon approval of a recommended change in the Frisco Economic Development Corporation Bylaws and Articles of Incorporation. (CMO)

38. Consider and act upon the appointment of four (4) members (Places 1, 3, 5, and 7) to the Frisco Economic Development Corporation Board of Directors for a term of two (2) years beginning October 1, 2017 and ending September 30, 2019. Additionally, appoint one (1) member (Place 6) to fill a one (1) year unexpired term ending September 30, 2018. (CSO/KM)

39. Consider and act upon the appointment of four (4) regular members (Places 1, 3, 5, and 7) to the Frisco Community Development Corporation Board of Directors for a term of two (2) years each beginning October 1, 2017 and ending on September 30, 2019. (CSO/KM)

40. Consider and act upon the appointment of two (2) members (Places 1 and 2) to the Planning and Zoning Commission for a term of three (3) years each beginning on October 1, 2017 and ending on September 30, 2020. (CSO/KM)

41. Consider and act upon the appointment of four (4) members (Places 1, 3, 5, and 7) to the Parks and Recreation Board for a term of two (2) years each beginning October 1, 2017 and ending September 30, 2019. (CSO/KM)

42. Consider and act upon the appointment of three (3) regular members (Place 1, 3, and 5) and one (1) Alternate member (Place 7 - Alternate #2) to the Board of Adjustment/Construction Board of Appeals for a term of two (2) years beginning on October 1, 2017 and ending on September 30, 2019. Additionally, appoint one (1) member (Place 2) to fill a one (1) year unexpired term ending September 30, 2018. (CSO/KM)

43. Consider and act upon the appointment of six (6) members to the Convention and Visitors Bureau, representing the following sectors: Place 1 - Hotel 1; Place 3 - At Large; Place 5 - Retail; Place 7 – Frisco Square; Place 9 – Chamber Representative; and Place 11 – Ex-Officio for a term of two (2) years each beginning on October 1, 2017 and ending on September 30, 2019. (CSO/KM)

44. Consider and act upon the appointment of four (4) members to the Downtown Advisory Board representing: Place 1 - Business/Property Owner; Place 3 – Business/Property Owner; Place 5 – At Large; and Place 7 - At Large for a term of two (2) years beginning on October 1, 2017 and ending on September 30, 2019. (CSO/KM)

45. Mayor's appointment of three (3) members (Places 1, 3, and 5) to the Frisco Housing Authority Board for a term of two (2) years each beginning October 1, 2017 and ending on September 30, 2019. (CSO/KM)

46. Consider and act upon the appointment of four (4) members (Places 1, 3, 5, and 7) to the Frisco Public Arts Board for a term of two (2) years each beginning on October 1, 2017 and ending on September 30, 2019. (CSO/KM)

47. Consider and act upon appointment of two (2) individuals (Place 1 and 3) to the Citizen Advisory Committee for Photographic Traffic Signal Enforcement Systems (Red Light Camera Committee) for a term of three (3) years beginning on October 1, 2017 and ending on September 30, 2020. (CSO/KM)

48. Consider and act upon the appointment of four (4) members (Places 1, 3, 5, and 7) to the Frisco Social Services and Housing Board for a term of two (2) years each beginning on October 1, 2017 and ending on September 30, 2019. Additionally, appoint one (1) member (Place 2) to fill a one (1) year unexpired term ending September 30, 2018. (CSO/KM)

49. Consider and act upon the appointment of four (4) members (Places 1, 3, 5, and 7) to the Urban Forestry Board for a term of two (2) years each beginning on October 1, 2017 and ending on September 30, 2019. Additionally, appoint one (1) member (Place 6) to fill a one (1) year unexpired term ending on September 30, 2018. (CSO/KM)

50. Consider and act upon a Resolution nominating a member or members to serve on the Collin Central Appraisal District Board beginning January 1, 2018 for a term of two (2) years. (CSO/KM)

51. Consider and act upon nominating a member or members to serve on the Denton Central Appraisal District Board beginning January 1, 2018 for a term of two (2) years. (CSO/KM)

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

53. 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 15, 2017 at 9:00 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.