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, OCTOBER 16, 2018

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 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.

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.

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

PROCLAMATIONS

4. Texas Ford Aquatics

5. Rotary Club of Frisco Sunrise Recognition of World Polio Day

REPORTS

6. Development Services Activity Monthly Update Report for month of September, 2018.

7. Fire Department Monthly Report on Incident Response and Educational Activities, September 2018.

8. Police Department's crime statistics and response times for the month of September 2018.

9. Visit Frisco September sales and marketing reports.

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 Central Texas Emergency Preparedness Committee, Frisco Veterans Advisory Committee, Public Relations and Messaging Committee, 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/KM)

    A. October 2, 2018 City Council Work Session Meeting Minutes.

    B. October 2, 2018 Regular City Council Meeting Minutes

12. Consider and act upon authorizing a Resolution in support of the 2018 Collin County Bond Election. (CMO/BB)

13. Consider and act upon authorizing the City Manager to execute Amendment Number One to the Lease Agreement between the City of Frisco and Texas Legends, LLC. (CMO/BB)

14. Consider and act upon adoption of a Resolution authorizing the City Manager to execute the Velodrome Agreement by and between the City of Frisco and the Collin County Community College District. (CMO)

15. Consider and act upon authorizing the City Manager to execute a Professional Services Agreement by and between the City of Frisco and Kimley - Horn and Associates, Inc. for design and preparation of construction documents for Eldorado Parkway Bridge (over BNSF Railroad) Approach Repairs (Engineering/ DLC)

16. Consider and act upon a Resolution authorizing the City Manager to execute an Interlocal Cooperation Agreement between The North Central Texas Council of Governments and the City of Frisco for Implementation of Regional Traffic

Signal Data Sharing Program. (Engineering/BM)

17. Consider and act upon a Resolution authorizing the City Manager to execute an Interlocal Cooperation Agreement between The North Central Texas Council of Governments and the City of Frisco for Implementation of 511DFW/Waze Data Sharing Program (Engineering/BM)

18. Consider and act upon authorizing the City Manager to execute an Interlocal Agreement by and between the City of Frisco, Texas and Denton County Transportation Authority (DCTA) for the Provision of Demand-Response Transit Services. (Engineering/KS)

19. Consider and act upon approval for the City Manager to execute Change Order Number 7 to the Standard Construction Contract by and between the City of Frisco and Texas Sterling Construction Co. for Construction Services for Main Street Improvements from FM 423 to Dallas Parkway (Bid No. 1705-080). (Engineering/TN)

20. Consider and act upon approval of a Resolution Adopting the 2018 Official Tax Roll as Certified by the Tax Assessor Collector of Collin County with the Amount of Tax Affixed to Each Account (Financial Services/JH)

21. Consider and act upon a Resolution approving the re-appointment of Dr. Mark A. Gamber as the Health Authority of the City of Frisco, Texas for a term of two (2) years in accordance with Section 121.028 of the Texas Health and Safety Code (FIRE / MP).

22. Consider and act upon adoption of a Resolution authorizing the City Manager to execute an Interlocal Agreement by and between the City of Frisco and the Texas Department of Transportation related to an Landscape Maintenance Agreement. (Parks and Recreation/RW)

23. Consider and act upon a Resolution accepting a grant award from the North Central Texas Council of Governments and the Office of the Governor, Criminal Justice Division for funding under the Violence Against Women Act (VAWA) Grant Program for a dedicated High Risk Lethality Domestic Violence Detective and authorizing the City Manager or his designee to execute all necessary documents. (Police/GW)

24. Consider and act upon a Resolution accepting a grant award from the Office of the Governor, Criminal Justice Division for funding under the Violence Against Women Act (VAWA) Grant Program for a dedicated Special Victim's Investigator and authorizing the City Manager or his designee to execute all necessary documents. (Police/GW)

25. Consider and act upon a Resolution for the approval of a grant award from the

Office of the Governor, Criminal Justice Division for funding under the Victims of Crime Act Grant Program and authorizing the acceptance of the grant award by the City Manager or his designee. (Police/GW)

26. Consider and act upon approval of various annual maintenance, repair and operational open purchase orders for Purchasing during FY 2019. (Administrative Services/DF)

27. Consider and act upon approval authorizing the City Manager to execute an amendment by and between the City of Frisco and Collin County for animal shelter services. (CMO/DF)

28. Consider and act upon approval authorizing the City Manager to execute an agreement with Arnold & Associates for professional services related to a water infiltration mitigation project for City Hall. (CMO/DF)

29. Consider and act upon approval of a purchase order to Securadyne Systems for the purchase and installation of access control solutions for Central Fire, Fire Station No. 6 and Fire Station No. 8. (Fire/DF)

30. Consider and act upon approval of various annual maintenance, repair and operational open purchase orders for Frisco Fire Department during FY 2019. (Fire/DF)

31. Consider and act upon ratification of a purchase order change order to Health Enhancement Systems for a City wellness initiative. (Human Resources/DF)

32. Consider and act upon approval for the City Manager to execute an interlocal agreement with Town of Prosper for geographic information system services during FY 2019. (IT/DF)

33. Consider and act upon approval authorizing the City Manager to execute an agreement with 720 Design for professional services related to a library building program and space design services for Frisco Public Library. (Library /DF)

34. Consider and act upon approval of a purchase order to Integrated Computer Systems, Inc., for annual support and maintenance of the Police Records Management System, Public Safety Computer Aided Dispatch System and the Public Safety Mobile Data Computer System. (Police/DF)

35. Consider and act upon approval authorizing the City Manager to execute a proposal from Securadyne Systems for a periodic maintenance and service response agreement for Frisco Police Department access control, jail operations and camera systems. (Police/DF)

36. 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.)

37. Consider and act upon an adoption of an Ordinance to repeal Ordinance No. 17-11-73 consisting of 1.9± acres on the southeast corner of Gaylord Parkway and Cowboys Way ("Property"), to amend the Specific Use Permit (S-269) for one High Rise Urban Living Structure to modify development standards. Zoned Planned Development-29-Office-2/Retail/Residential with a Specific Use Permit (S-269) for one High Rise Urban Living Structure. Neighborhood #31. Zoning Case No. SUP18-0007. (Development Services/JH)

38. Consider and act upon an adoption of an Ordinance to rezone 81.0± acres on the south side of US 380, 3,500± feet west of Dallas Parkway from Agricultural to Planned Development-Office-2/Retail/Residential. Zoned Agricultural. Neighborhood #53. Zoning Case No. Z17-0032. (Development Services/AM)

39. Consider and act upon an adoption of an Ordinance to repeal Ordinance No. 12-05-30 consisting of 2.0± acres on the north side of Timber Ridge Drive, 400± feet east of Teel Parkway ("Property"), to amend the Specific Use Permit (S-208) for an Assisted Living Facility to modify development standards. Zoned Planned Development-183-Office-1 with a Specific Use Permit (S-208) for an Assisted Living Facility. Neighborhood #39. Zoning Case No. SUP18-0009. (Development Services/AM)

40. Consider and act upon an adoption of an Ordinance to repeal Ordinance No. 323 consisting of 500.6± acres on the northwest corner of Custer Road and Rolater Road ("Property"), to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended) and to rezone the Property from Planned Development-16-Single Family-8.5/Multifamily-15/Retail to Planned Development-Single Family-8.5; Single Family-8.5; Multifamily-15; and Retail. Zoned Planned Development-16-Single Family-8.5/Multifamily-15/Retail. Neighborhood #16. Zoning Case No. Z18-0010. (Development Services/JH)

41. Consider and act upon adoption of a Resolution to adopt the Frisco City Council Governance Policies-Procedures-Guidelines(CMO)

REGULAR AGENDA

42. Public Hearing: Comprehensive Plan Amendment: 2018 Downtown Master Plan Update (CA18-0002) A request to consider and act updating and including the Downtown Master Plan with the City's Comprehensive Plan. (Development Services/CL)

43. Public Hearing: A request for a variance to City ordinances prohibiting the sale of alcoholic beverages within 300 feet of Pearson Middle School by the owner of a proposed restaurant located at 2552 Stonebrook Parkway, Frisco, Texas 75034, pursuant to Section 109.33(e) of the Texas Alcoholic Beverage Code and to consider action on the request for variance. (CSO/KM)

44. Consider and act upon an Ordinance amending Frisco's Code of Ordinances, Ordinance No. 06-03-31, Chapter 10 (Alcoholic Beverages), Section 10-2 (Sale of Alcoholic Beverages near a church, school, or public hospital); establishing regulations prescribing the process for considering requests for variances prohibiting the sale of alcoholic beverages within certain distances of a church, school, or public hospital. (CSO/KM)

45. Consider and act upon an adoption of Ordinances to repeal Ordinance No. 12-05-31 consisting of 364.4± acres on northwest and southwest corner of Dallas Parkway and Rockhill Parkway ("Property"), to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended), and to rezone the Property from Planned Development-216-Mixed Use into two separate Planned Developments (Planned Development-216-Mixed Use and Planned Development-Mixed Use). Zoned Planned Development-216-Mixed Use. Neighborhood #53. Zoning Case No. Z18-0011. Tabled 8/28/2018, 9/4/2018, 9/18/2018, and 10/2/2018. (Development Services/JH)

46. Consider and act upon authorizing the City Manager to execute Amendment Number Two to the Chapter 380 Agreement by and between the City of Frisco and Nack Development, LLC. (CMO/BB)

47. Consider and act upon adoption of a Resolution to seek legislative authority to allow the City of Frisco to create a Tourism Public Improvement District (CMO/BB)

48. Consider and act upon amending the City of Frisco 2019 State Legislative Agenda (CMO/BB)

49. Consider and act upon canceling the second regularly scheduled City Council meeting in December, changing the date of the first meeting in January 2019 and setting the dates for the January worksession. (CMO)

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

51. 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 October 12, 2018 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.