

# CITY COUNCIL

1520 AVENUE K

DATE: January 13, 2003

CALL TO ORDER: 7:00 p.m.

INVOCATION: Sr. Pastor Robert Hill  
Faith Lutheran Church

PLEDGE OF ALLEGIANCE: Cadets of Girl Scout Troop 1674  
Custer Road United Methodist Church

ITEM NO.	EXPLANATION	ACTION TAKEN
*	<p>MISSION STATEMENT: THE PURPOSE OF PLANO CITY GOVERNMENT IS TO FACILITATE AN OUTSTANDING QUALITY OF LIFE FOR RESIDENTS AT A REASONABLE COST IN TAXES AND FEES.</p> <p><b><u>PROCLAMATIONS AND SPECIAL RECOGNITION</u></b></p> <p>Introduction of Miss Plano/Miss Teen Plano</p> <p><b><u>OATHS OF OFFICE</u></b> <u>Keep Plano Beautiful Commission</u> Jerrie Sue Orr</p> <p><u>Self Sufficiency Committee</u> Clint Brady</p> <p><b>GENERAL DISCUSSION</b></p> <p><b>In accordance with the Open Meeting Act, the City Council will hear comments of public interest, but any discussion shall be limited to placing the item on a future agenda for further consideration.</b></p> <p><b>Persons wishing to speak before the City Council should limit remarks to a total speaking time of five (5) minutes per speaker, with a maximum of 30 total minutes of testimony. At the discretion of the Mayor other time restraints may be directed depending on prevailing factors.</b></p> <p><b>The City Council may convene into Executive Session to discuss posted items in the regular meeting as allowed by law.</b></p> <p><b>Receive City Manager's response to comments of public interest made at a previous Council meeting. Council may discuss and provide direction on the following item(s):</b></p> <p><b>A. Animal Services Issues</b></p>	

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	<p><b>CONSENT AGENDA</b></p> <p><u>Any citizen may remove an item from the Consent Agenda for individual discussion, limited to a maximum of two (2) items and discussion time of three (3) minutes each.</u></p>	
(a)	<p><b>Approval of Minutes:</b></p> <p>December 9, 2002 December 16, 2002 December 19, 2002 January 6, 2003</p>	Approved
	<p><u>Award, Rejection of Bids/Proposals, Conditional Acceptance of Lowest Responsible Bid/Proposal and Designation of Alternate Lowest Responsible Bid/Proposal when applicable on the following:</u></p>	
(b)	<p><b>Bid No. B010-03</b> for Plano Centre Auditorium Roof Replacement in the amount of \$92,060.</p>	Approved
	<p><u>Adoption of Resolutions</u></p>	
(c)	<p><b>Resolution No. 2003-1-2(R):</b> To recognize the importance of the Heritage Farmstead Museum to the heritage of Plano and recognizing the accreditation of the Heritage Farmstead Museum by the American Association of Museums.</p>	Adopted
(d)	<p><b>Resolution No. 2003-1-3(R):</b> To approve a licensing agreement by and between the City of Plano and the North Central Texas Council of Governments; providing terms and conditions for the purchase of digital aerial photography in the amount of \$14,220; authorizing execution of the license agreement by the City Manager; and providing an effective date.</p>	Adopted
(e)	<p><b>Resolution No. 2003-1-4(R):</b> To approve and authorize refunds of property tax overpayments; and providing an effective date.</p>	Adopted
(f)	<p><b>Resolution No. 2003-1-8(R):</b> To amend the terms of an interlocal agreement with the City of Frisco [Resolution No. 96-9-28(R)] for the operation of traffic signals and roadway access along portions of State Highway 121; and providing an effective date.</p>	Adopted
(g)	<p><b>Resolution No. 2003-1-9(R):</b> To amend the terms of a boundary adjustment agreement with the City of Frisco [Resolution No. 96-9-27(R)] along State Highway 121; and providing an effective date.</p>	Adopted

ITEM NO.	EXPLANATION	ACTION TAKEN
(h)	<p><b><u>Adoption of Ordinances</u></b></p> <p><b>Ordinance No. 2003-1-5:</b> To amend Ordinance No. 99-9-29; codified in part as Chapter 12; Motor Vehicles and Traffic, Article IV, Speed, Section 12-73(g) of the City of Plano Code of Ordinances, to include an existing school zone on Independence Parkway which begins at a point two hundred fifty (250) feet north of its intersection with Oakland Hills Drive and continuing southerly on Independence Parkway to a point two hundred fifty (250) feet south of the intersection with Oakland Hills Drive, that was inadvertently omitted from Ordinance No. 99-9-29; and providing a severability clause, a penalty clause, and an effective date.</p>	Adopted
(i)	<p><b>Ordinance No. 2003-1-6:</b> To amend the Plano Code of Ordinances; Chapter 12; Motor Vehicles and Traffic, Article V, Stopping, Standing, and Parking, Section 12-102(c) to include the prohibition of motor vehicle parking along the south side of Micarta Drive within two hundred (200) feet east and west of the student drop-off drive between the hours of 7:15 a.m. to 8:15 a.m. and 2:30 p.m. to 3:15 p.m. on school days; declaring the parking of motor vehicles in said section of Micarta Drive within the defined time limits as unlawful and a misdemeanor; and providing a severability clause, a penalty clause, and an effective date.</p>	Adopted
(j)	<p><b>Ordinance No. 2003-1-7:</b> To repeal Ordinance No. 2002-9-40; establishing the number of certain classifications within the Police and Fire Departments for fiscal year 2002-2003; establishing the authorized number and effective dates of such positions for each classification; establishing a salary plan for the Police and Fire Departments effective January 13, 2003; and providing a repealer clause, a severability clause and an effective date.</p>	Adopted
	<p><b><u>Approval of Contract</u></b></p>	
(k)	<p>To award contract for purchase of uniforms for Police Officers in the Plano Police Department in the amount of \$69,000 through an Interlocal Agreement with Tarrant County and authorizing the City Manager to execute all documents necessary to effectuate the purchase.</p>	Approved
(l)	<p>To approve and authorize for the selection of Lockwood, Andrews &amp; Newnam, Inc. to provide Professional Engineering Services for an amount not to exceed \$160,450 in connection with performing preliminary engineering, final engineering and right-of-way document preparation for the construction of McDermott Road – Phase I between Ohio Road and Robinson Road and authorizing the City Manager to execute all necessary documents to effectuate this contract.</p>	Approved
(m)	<p>To approve and authorize for the selection of GSWW, Inc. to provide Professional Engineering Services for an amount not to exceed \$139,500 in connection with the design of Briarcreek Sanitary Sewer Capacity, Phase II and authorizing the City Manager to execute all necessary documents to effectuate this contract.</p>	Approved
(n)	<p>To approve and authorize for the selection of Arredondo, Zepeda &amp; Bruz, Inc. to provide Professional Engineering Services for an amount not to exceed \$63,301 in connection with the design of Alley Improvements – Armstrong Park and authorizing the City Manager to execute all necessary documents to effectuate this contract.</p>	Approved

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(o)	<p><b><u>Approval of Change Order</u></b></p> <p>To Quality Environmental Services, increasing the contract by \$67,318 for the addition of contract cleaning services for Oak Point Center, Senior Center, Fire Administration and the Douglass Recreation Center. Change Order #1 (C9807-178)</p>	Approved
(p)	<p>To Tiseo Paving Company, increasing the contract by \$33,566 for Bellview Addition – Street and Water Reconstruction, Change Order No. 3 (Bid No. B200-01)</p>	Approved
	<p><b><u>ITEMS FOR INDIVIDUAL CONSIDERATION:</u></b></p> <p><b><u>The purpose of a Public Hearing is to receive input and information. The City Council is always open to public comment, but wishes to clarify that their focus is on the singularly presented position, and not on the assemblage. Eliminating the repetition of statements enables the City Council to more effectively consider all presentations.</u></b></p> <p><b><u>In order to be fair to all persons who have items on the agenda or interest in one or more of the items, the Council must impose time limitations on speakers in the Public Hearings. The applicants will limit their presentations to 15 minutes with a five (5) minute rebuttal time, if needed. All other speakers will be limited to a maximum of 30 total minutes of testimony, and three minutes per individual on any single issue. Other time restraints may be imposed at the discretion of the Mayor depending on other prevailing factors. Speakers will be notified by the City Secretary when speaking time has expired.</u></b></p>	
(1)	<p><b>Public Hearing – Annexation Case A2002-01</b> – Request to annex 0.59± acre located on the south side of Parker Road at Rainier Road, in the J. Beverly Survey, Abstract No. 78, Collin County. Applicant: City of Plano (First Public Hearing held 01/06/03)</p>	Conducted and Staff directed to bring back ordinance
(2)	<p><b>Resolution No. 2003-1-10(R):</b> To call for a Public Hearing on February 24, 2003, to consider the amendment of the Land Use Assumptions and Capital Improvements Plan and the imposition of an impact fee for water and wastewater services; and providing an effective date.</p>	Adopted
(3)	<p><b>Resolution</b> to approve the terms and conditions of a roadway assessment agreement by and between City of Plano, Texas and the Trustees of the Darla C. Brodsky Irrevocable Marital Deduction Trust dated May 23, 1988, Virginia Maxwell-Hale, trustee for the benefit of the Charles J. Ziff 1977 Special Trust for Children, Ziff Investment Partners and Robert J. Ziff Associates LLC, for improvements to Spring Creek Parkway from approximately 370 feet east of Midway Road to the Dallas North Tollroad; authorizing its execution by the City Manager; and providing an effective date.</p>	Tabled until 1/27/03
(4)	<p><b>Public Hearing</b> to consider proposed assessments pertaining to the paving and improvement of a portion of Spring Creek Parkway from approximately 370 feet east of Midway Road to the Dallas North Tollroad; City Council discussion and direction on this matter. This Public Hearing was tabled on 12/09/02.</p>	Tabled until 1/27/03

ITEM NO.	EXPLANATION	ACTION TAKEN
(5)	<p><b>Public Hearing and an ordinance as requested in Zoning Case 2002-57</b> to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 86-3-14, as heretofore amended, granting Specific Use Permit No. 485 so as to allow the additional use of a Private Club on 0.2± acre of land located on the northwest corner of Bishop Road and Martin Road in the City of Plano, Collin County, Texas, presently zoned Planned Development-65-Central Business-1; directing a change accordingly in the official zoning map of the City; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date. Neighborhood #16 Applicant: The Shops at Legacy, LP</p>	Passed Over
(6)	<p><b>Public Hearing and adoption of Ordinance No. 2003-1-11 as requested in Zoning Case 2002-42</b> to amend Subsection 3-902 (Allowed Locations for Open Storage and Outside Display), 5. and 8., and Subsection 3-903 (Screening Requirements for Open Storage and Outside Display), 4., of Section 3-900 (Open Storage) of Article 3 (Supplementary Regulations) of the Comprehensive Zoning Ordinance of the City, Ordinance No. 86-3-14, as heretofore amended, governing development standards for garden center uses; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date. Applicant: City of Plano</p>	Conducted and adopted
(7)	<p><b>Public Hearing and an ordinance as requested in Zoning Case 2002-59</b> to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 86-3-14, as heretofore amended, granting Specific Use Permit No. 486 so as to allow the additional use of a Used Car Dealer on 2.7± acres of land located on the east side of K Avenue, 150± feet north of 11th Street in the City of Plano, Collin County, Texas, presently zoned Light Commercial; directing a change accordingly in the official zoning map of the City; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date. Neighborhood #67 Applicant: Andrew Schultz</p>	Passed Over
(8)	<p><b>Public Hearing and an ordinance as requested in Zoning Case 2002-61</b> to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 86-3-14, as heretofore amended, granting Specific Use Permit No. 487 so as to allow the additional use of a Private Club on 0.1± acre of land located on the southwest corner of Bishop Road and Kincaid Road in the City of Plano, Collin County, Texas, presently zoned Planned Development-65-Central Business-1; directing a change accordingly in the official zoning map of the City; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date. Neighborhood #16 Applicant: The Shops at Legacy, LP</p>	Passed Over
(9)	<p><b>Public Hearing and an ordinance as requested in Zoning Case 2002-62</b> to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 86-3-14, as heretofore amended, so as to amend Planned Development-20-Mixed Use 4. (Sub Area D) b. on 135.3± acres located on the northwest corner of Ohio Road and Razor Boulevard in the City of Plano, Collin County, Texas, pertaining to non-residential development; directing a change accordingly in the official zoning map of the City; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date. Neighborhood #1 Applicant: Ohio/Headquarters, Ltd.</p>	Conducted and remanded to P&Z

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(10)	<p><b>Public Hearing and adoption of Ordinance No. 2003-1-12 as requested in Zoning Case 2002-63</b> to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 86-3-14, as heretofore amended, granting Heritage Resource Designation H-25 to 0.1+ acre on the north side of 15th street, 182+ feet west of K Avenue at 1023 and 1025 East 15th Street (Plano Original Donation, Block 4, Lot 11A), an addition to the City of Plano, Collin County, Texas, presently zoned Business/Government; directing a change accordingly in the official zoning map of the City; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date. Neighborhood #59 Applicant: Robert Lynch</p>	Conducted and adopted
(11)	<p><b>Public Hearing and an ordinance as requested in Zoning Case 2002-70</b> to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 86-3-14, as heretofore amended, so as to rezone 8.0± acres located on the southeast corner of 18th Street and K Avenue in the City of Plano, Collin County, Texas, as more fully described in the attached Exhibit "A", from Retail to Downtown Business/Government; directing a change accordingly in the official zoning map of the City; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date. Neighborhood #60 Applicant: City of Plano</p> <p><b><u>Municipal Center is wheelchair accessible. A sloped curb entry is available at the main entrance facing Municipal Avenue, with specially marked parking spaces nearby. Access and special parking are also available on the north side of the building. Training Room A is located on the first floor. Requests for sign interpreters or special services must be received forty-eight (48) hours prior to the meeting time by calling the City Secretary at 972-941-7120.</u></b></p>	Passed Over