



CITY COUNCIL

1520 AVENUE K

DATE: January 28, 2008

CALL TO ORDER: 7:00 p.m.

INVOCATION: Dr. Leon Aduddell
First Baptist Church of Plano

PLEDGE OF ALLEGIANCE: Douglass Community Center Seniors

ITEM NO.	EXPLANATION	ACTION TAKEN
(a)	<p>THE MISSION OF THE CITY OF PLANO IS TO PROVIDE OUTSTANDING SERVICES AND FACILITIES, THROUGH COOPERATIVE EFFORTS WITH OUR CITIZENS THAT CONTRIBUTE TO THE QUALITY OF LIFE IN OUR COMMUNITY.</p> <p>The City Council may convene into Executive Session to discuss posted items in the regular meeting as allowed by law.</p> <p><u>PROCLAMATIONS & SPECIAL RECOGNITION</u></p> <p>Proclamation: Heart Awareness Month – February, 2008</p> <p><u>CERTIFICATES OF APPRECIATION</u></p> <p><u>Library Advisory Board</u> Hilton Kong</p> <p><u>BOARD AND COMMISSION REPORT</u> Senior Citizens Advisory Board- Colette Hall</p> <p><u>COMMENTS OF PUBLIC INTEREST</u></p> <p><u>This portion of the meeting is to allow up to five (5) minutes per speaker with thirty (30) total minutes on items of interest or concern and not on items that are on the current agenda. The Council may not discuss these items, but may respond with factual or policy information. The Council may choose to place the item on a future agenda.</u></p> <p><u>CONSENT AGENDA</u></p> <p><u>The Consent Agenda will be acted upon in one motion and contains items which are routine and typically noncontroversial. Items may be removed from this agenda for individual discussion by a Council Member, the City Manager or any citizen. Citizens are limited to two (2) items and discussion time of three (3) minutes each.</u></p> <p><u>Approval of Minutes</u> January 14, 2008</p>	<p></p> <p>Presented</p> <p>Presented</p> <p>Presented</p> <p>Received</p> <p>Approved</p>

ITEM NO.	EXPLANATION	ACTION TAKEN
	<p><u>Approval of Expenditures</u></p> <p>Award/Rejection of Bid/Proposal: (Purchase of products/services through formal procurement process by this agency)</p>	
(b)	<p>Bid No. 2008-23-B for Plano Centre Parking Lot Addition to Walls Enterprises in the amount of \$197,764. The bid is for construction of a reinforced concrete parking lot with 131 spaces, grading, a subsurface storm drainage, tree planting, and erosion control.</p>	Approved
(c)	<p>Bid No 2008-9-B for the Plano Ridgeview Communications Shelter to GFRC Shelters in the amount of \$213,074.</p>	Approved
(d)	<p>Bid No. 2008-26-B for Steel Signal Pole Assembly to ReliaPOLE Solutions, Inc. in the amount of \$91,770. This is for the purchase of steel signal pole assemblies to be installed at various City of Plano intersections.</p>	Approved
(e)	<p>Bid No 2008-58-B for construction of Intersection Improvements – Coit Road at Legacy Drive to Jim Bowman Construction Co., L.P. in the amount of \$661,992. The project will involve roadway widening to provide for double left turns at all intersection approaches along with additional dedicated right turn lanes for east and west bound traffic on Legacy Drive.</p>	Approved
	<p>Approval of Contract: (Purchase of products/services exempt from State of Texas Competitive Bid Laws)</p>	
(f)	<p>To approve and authorize a contract with La Terra Studio, Inc. to provide Landscape Architectural Services in conjunction with improvements for Legacy Trail from Preston Road to the TXU easement south of Tennyson Parkway, in an amount not to exceed \$189,420 and authorizing the City Manager to execute any and all documents necessary to effectuate the contract.</p>	Approved
	<p>Purchase from Existing Contract/Agreement: (Purchase of products/services through Cooperative Purchasing Interlocal Contract with another governmental/quasi-governmental agency or an additional purchase from current City of Plano annual purchase agreement).</p>	
(g)	<p>To approve the purchase of Radio System Infrastructure Replacement-RCC Consultants Inc. - Technical Contract to provide radio system assessment and design in the amount of \$505,383 and authorizing the City Manager to execute all necessary documents. Funds will be provided by 2008 sale of Certificates of Obligation/Tax Notes. This contract is an existing contract/agreement with Houston-Galveston Area Council, Houston, Texas and RCC Consultants, Inc. Houston, Texas. H-GAC #EN11-04.</p>	Approved
(h)	<p>To authorize the purchase of Plano Centre Roof Replacement in the amount of \$279,825 from Weatherproofing Technologies, Inc., Tremco, Inc., and its subsidiaries, through The Cooperative Purchasing Network (TCPN) contract, and authorizing the City Manager to execute all necessary documents. (TCPN Contract No. R4812)</p>	Approved

ITEM NO.	EXPLANATION	ACTION TAKEN
(i)	To authorize the purchase of Carpet Replacement at the Schimelpfenig Library in the amount of \$115,070 from Gomez Floor Covering, Inc., through BuyBoard Cooperative Purchasing contract, and authorizing the City Manager to execute all necessary documents. (Buy Board Contract No. 241-06)	Approved
(j)	To approve the purchase of material testing services for Parkwood Boulevard Widening – Park Boulevard to Spring Creek Parkway, in the amount of \$68,914 from GME Consulting Services, Inc., through an existing contract/agreement (2008-16-D), and authorizing the City Manager to execute all necessary documents.	Approved
(k)	To approve the purchase of four Chevrolet One Ton Cab/Chassis with Dump Beds for the Equipment Services Division in the amount of \$139,620 from Caldwell Country Chevrolet through an existing contract/agreement with HGAC Cooperative Purchase Program and authorizing the City Manager to execute all necessary documents. (VE03-06)	Approved
(l)	To approve the purchase of fifteen Chevrolet Pick-Up Trucks for the Equipment Services Division in the amount of \$475,635 from Caldwell Country Chevrolet through an existing contract/agreement with HGAC Cooperative Purchase Program and authorizing the City Manager to execute all necessary documents. (VE03-06)	Approved
(m)	To approve the purchase of one Jacobsen Turbo Wide Area Mower for the Equipment Services Division in the amount of \$77,745 from Luber Bros. through an existing contract/agreement with Texas Association School BuyBoard Purchase Program, and authorizing the City Manager to execute all necessary documents. (#225-05)	Approved
Approval of Change Order		
(n)	To Mario Sinacola & Sons Excavating, Inc., increasing the contract by \$48,375 for the Los Rios Boulevard – Phase 1 (Jupiter Road to Parker Road), Change Order No. 10. (Original Bid #B096-04). This change order is for additional work necessary to complete the street paving, storm sewer improvements, and water mains on the project and to process the final payment.	Approved
<u>Adoption of Resolutions</u>		
(o)	Resolution No. 2008-1-12(R): To approve the terms and conditions of the Funding Agreement between the City of Plano, Texas, and Historic Downtown Plano Association whereby the City will provide funding in part for the 2008 Downtown at Sundown Event; authorizing the City Manager to execute such agreement; and providing an effective date.	Adopted
(p)	Resolution No. 2008-1-13(R): To approve the terms and conditions of an Interlocal Agreement by and between the City of Plano and Collin County, Texas, providing for the widening of Headquarters Drive from Parkwood Drive to Preston Road; and authorizing its execution by the City Manager; and providing an effective date.	Adopted
(q)	Resolution No. 2008-1-14(R): To approve the terms and conditions of a quote by and between the City of Plano and Motorola the sole source provider of Public Safety Communications Portable and Mobile Radio Communications; authorizing its execution by the City Manager; and providing an effective date.	Adopted

ITEM NO.	EXPLANATION	ACTION TAKEN
(f)	<p>Resolution No. 2008-1-17(R): To approve the terms and conditions of an Interlocal Cooperation Agreement by and between the City of Plano, Texas, the City of Allen, Texas and the City of Wylie, Texas providing terms and conditions for participation in a Communication Consulting Service for a Radio System Replacement/Upgrade Project; authorizing its execution by the City Manager; and providing an effective date.</p>	Adopted with revisions
(s)	<p>Resolution No. 2008-1-15(R): To approve the terms and conditions of a Public Right-of-Way Use Agreement by and between the City of Plano, Texas and St. Elizabeth Ann Seton Parish to locate, place, attach, install, operate, and maintain a communications system consisting of conduit and fiber in certain specific portions of the public rights-of-way in the City of Plano; authorizing its execution by the City Manager; and providing an effective date.</p>	Adopted
<p><u>Adoption of Ordinances</u></p>		
(t)	<p>Ordinance No. 2008-1-16: To approve a settlement agreement between the Atmos Cities Steering Committee and Atmos Energy Corp., Mid-Tex Division ("Atmos Mid-Tex" or "the Company") regarding the Company's Statement of Intent to change gas rates in all cities exercising original jurisdiction; declaring existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the Settlement Agreement and finding the rates to be set by the attached tariffs to be just and reasonable; adopting a savings clause; determining that this Ordinance was passed in accordance with the requirements of the Texas Open Meetings Act; declaring an effective date; and requiring delivery of this Ordinance to the Company and legal counsel; and providing an effective date.</p>	Adopted
<p><u>ITEMS FOR INDIVIDUAL CONSIDERATION:</u></p>		
<p><u>Public Hearing Items: Applicants are limited to fifteen (15) minutes presentation time with a five (5) minute rebuttal, if needed. Remaining speakers are limited to thirty (30) total minutes of testimony time, with three (3) minutes assigned per speaker. The presiding officer may extend these times as deemed necessary.</u></p>		
<p><u>Non-Public Hearing Items: The Presiding Officer may permit limited public comment for items on the agenda not posted for a Public Hearing. The Presiding Officer will establish time limits based upon the number of speaker requests, length of the agenda, and to ensure meeting efficiency, and may include a cumulative time limit. Speakers will be called in the order cards are received until the cumulative time is exhausted.</u></p>		
(1)	<p>Consideration and adoption of Ordinance No. 2008-1-18 providing for the issuance and sale of City of Plano, Texas, General Obligation Bonds, Series 2008; levying a tax in payment thereof; awarding the sale thereof; approving the official statement; and enacting other provisions relating thereto.</p>	Adopted
(2)	<p>Consideration and adoption of Ordinance No. 2008-1-19 providing for the issuance and sale of City of Plano, Texas, Tax Notes, Series 2008; levying a tax in payment thereof; awarding the sale thereof; approving the official statement; and enacting other provisions relating thereto.</p>	Adopted

ITEM NO.	EXPLANATION	ACTION TAKEN
(3)	Consideration and adoption of Ordinance No. 2008-1-20 providing for the issuance and sale of City of Plano, Texas, Municipal Drainage Utility System Revenue Bonds, Series 2008; awarding the sale thereof; approving the official statement; and enacting other provisions relating thereto.	Adopted
(4)	Public Hearing and adoption of Ordinance No. 2008-1-21 as Requested in Zoning Case 2007-66 – To amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, granting Specific Use Permit No. 590 so as to allow the additional use of an 80-foot Commercial Antenna Support Structure on 0.1± acre of land located at the southwest corner of 14th Street and Shiloh Road 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. Applicant: Plano Independent School District.	Conducted and adopted
(5)	Public Hearing and adoption of Ordinance No. 2008-1-22 as Requested in Zoning Case 2007-67 – To amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, granting Specific Use Permit No. 591 so as to allow the additional use of Winery on 0.1± acre of land located at the northeast corner of Preston Road and McDermott Road in the City of Plano, Collin County, Texas, presently zoned Regional 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. Applicant: D’Vine Wine.	Conducted and adopted
(6)	Public Hearing and adoption of Ordinance No. 2008-1-23 as Requested in Zoning Case 2007-68 – To amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, granting Specific Use Permit No. 592 so as to allow the additional use of Kennel (Indoor Pens) / Commercial Pet Sitting on 0.1± acre of land located at the southeast corner of Los Rios Boulevard and Park Boulevard in the City of Plano, Collin County, Texas, presently zoned General Office with Specific Use Permit No. 484 for Veterinary Clinic and Specific Use Permit No. 57 for restaurant; 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. Applicant: Park Boulevard Center Limited.	Conducted and adopted
(7)	Resolution No. 2008-1-24(R): To approve the terms and conditions of a Letter Agreement by and between Pinnacle AMS Development Company, LLC and the City of Plano; authorizing its execution by the City Manager; and providing an effective date.	Adopted
(8)	Public Hearing and Consideration of Ordinances Requested in Zoning Cases 2007-58, 2007-60 and 2007-62 through 2007-65 all of which are limited to the repeal of certain Specific Use Permits for Private Clubs. The following ordinances are proposed to be repealed which, if approved, will result in the rescission of the Specific User Permit for an additional use of a Private Club and the applicant is the City of Plano.	Conducted
(8a)	Adoption of Ordinance No. 2008-1-25 as requested in Zoning Case 2007-58 – To rescind Specific Use Permit #137 for a Private Club on one lot on 1.4+ acres located at the northeast corner of U.S. Highway 75 and Park Boulevard. Zoned Corridor Commercial.	Adopted

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(8b)	Adoption of Ordinance No. 2008-1-26 as requested in Zoning Case 2007-60 – To rescind Specific Use Permit #206 for Private Club on one lot on 0.1± acre located at the southwest corner of U.S. Highway 75 and Enterprise Drive. Zoned Corridor Commercial.	Adopted
(8c)	Adoption of Ordinance No. 2008-1-27 as requested in Zoning Case 2007-62 – To rescind Specific Use Permit #212 for Private Club on one lot on 2.2± acres located at the northwest corner of Preston Road and Park Boulevard. Zoned Planned Development-68-Retail.	Adopted
(8d)	Adoption of Ordinance No. 2008-1-28 as requested in Zoning Case 2007-63 – To rescind Specific Use Permit #216 for Private Club on one lot on 2.3± acres located on the west side of U.S. Highway 75, 270± feet north of 15th Street. Zoned Planned Development-469-Corridor Commercial.	Adopted
(8e)	Adoption of Ordinance No. 2008-1-29 as requested in Zoning Case 2007-64 – To rescind Specific Use Permit #224 for Private Club on one lot on 2.1± acres located at the southwest corner of U.S. Highway 75 and 16th Street. Zoned Planned Development-469-Corridor Commercial.	Adopted
(8f)	Adoption of Ordinance No. 2008-1-30 as requested in Zoning Case 2007-65 – To rescind Specific Use Permit #257 for Private Club on one lot on 0.1± acre located on the east side of U.S. Highway 75, 230± feet south of 18th Street. Zoned Corridor Commercial.	Adopted
	All of the above locations are located within the City of Plano, Collin County, Texas, and the repeal of each ordinance will amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, to reflect such action; 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.	
(9)	Public Hearing and Consideration of a request to rescind Specific Use Permit #195 for Private Club on one lot on 0.1± acre located 240± feet north of Park Boulevard, 75± feet west of Ohio Drive. Zoned Retail. (Zoning Case 2007-59) Applicant: City of Plano.	Item to be re-notified – no action taken
(10)	Public Hearing and Consideration of a request to rescind Specific Use Permit #207 for Private Club on one lot on 0.1± acre located on the east side of Preston Road, 1,370± feet north of Park Boulevard. Zoned Retail. (Zoning Case 2007-61) Applicant: City of Plano.	Item to be re-notified – no action taken
	<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/Building Inspections Training Room are 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>	