



# CITY COUNCIL

1520 AVENUE K

DATE: March 23, 2009

CALL TO ORDER: 7:00 p.m.

INVOCATION: Executive Pastor Wayne Sharp  
Meadows Baptist Church

PLEDGE OF ALLEGIANCE: Cub Scout Pack 1133  
Church of Jesus Christ of Latter Day  
Saints

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><b><u>PROCLAMATIONS &amp; SPECIAL RECOGNITION</u></b></p> <p>Proclamation/Special Recognition: Nastia Liukin Day and Plano WOGA</p> <p><b><u>COMMENTS OF PUBLIC INTEREST</u></b></p> <p><b><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></b></p> <p><b><u>CONSENT AGENDA</u></b></p> <p><b><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></b></p> <p><b><u>Approval of Minutes</u></b></p> <p>March 5, 2009 March 6-7, 2009 March 9, 2009</p>	<p>Presented</p> <p>Received</p> <p>Approved</p>

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	<p><b><u>Approval of Expenditures</u></b></p> <p><b>Award/Rejection of Bid/Proposal: (Purchase of products/services through formal procurement process by this agency)</b></p> <p>(b) <b>CSP No. 2008-225-C</b> for Professional Food Service Personnel to DiverseStaff in the estimated annual amount of \$251,661. This will establish an annual fixed price contract with two optional one-year renewals.</p> <p><b>Purchase from an Existing Contract</b></p> <p>(c) To approve the purchase of four Toro Z-590 (D Series/27HP Diesel) 72" Commercial Zero Turn Mowers in the amount of \$61,845 from Professional Turf Products through an existing contract/agreement with Texas Association School Buyboard Purchase Program, and authorizing the City Manager to execute all necessary documents. (#292-08)</p> <p>(d) To approve the purchase of one Peterbilt Concrete Mixer Truck (MD) in the amount of \$130,389 from Rush Truck Center of Texas through an existing contract/agreement with H-GAC Cooperative Purchasing Program and authorizing the City Manager to execute all necessary documents. (HT11-07)</p> <p>(e) To approve the purchase and installation of Playground Equipment for Indian Creek Park, Copper Creek Park, and Shoshoni Park and an indoor water slide for Oak Point Recreation Center in the amount of \$298,413 from Miracle Recreation Equipment Company through PISD Contract (2008-51-I/PISD 2007-071); and authorizing the City Manager to execute all necessary documents.</p> <p><b>Approval of Contract: (Purchase of products/services exempt from State of Texas Competitive Bid Laws)</b></p> <p>(f) To approve an Engineering Services Agreement contract by and between the City of Plano and Vision Electric, Inc., dba Engineering Associates in the amount of \$55,000 for design of improvements to tennis court lighting at various school and park sites across Plano and authorizing the City Manager to execute all necessary documents.</p> <p><b>Approval of Change Order</b></p> <p>(g) To Core Construction Services of Texas, Inc. increasing the contract by \$84,907 for Oak Point Park and Nature Preserve, Project No. 5695, Change Order No. 2, (Bid No. 2008-184-B). The first part of the change order is for the addition of sidewalk and accessible ramps on the east side of Jupiter Road from Los Rios Boulevard to Spring Creek Parkway at Oak Point Park and Nature Preserve. The second part of the change order is for additional recreational trail from the special events area to an existing trail in the Amphitheater parking lot.</p> <p>(h) To Jim Bowman Construction Co., L.P., increasing the contract by \$98,314 for Railroad Quiet Zone Improvements to include a needed 12" water line in Park Vista Road, Change Order No. 1, (Original Bid No. 2008-167-B).</p> <p>(i) To Tiseo Paving Company, increasing the contract by \$355,064 for the Parkwood Boulevard Widening, Park Boulevard to Spring Creek Parkway, Change Order No. 2, (Original Bid No. 2007-208-B).</p>	<p><b>Approved</b></p> <p><b>Approved</b></p> <p><b>Approved</b></p> <p><b>Approved</b></p> <p><b>Approved</b></p> <p><b>Approved</b></p> <p><b>Approved</b></p> <p><b>Approved</b></p> <p><b>Approved</b></p>

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(j)	<p><b>Modification</b></p> <p>To approve a modification of a Council agenda item approved on August 13, 2007 to replace the references “Texas Building and Procurement Commission” and State Contract #985-A6 to “Buy Board” and Buy Board Contract #231-05. This signed contract is for a thirty six (36) month lease of a full color digital press copier.</p>	<b>Approved</b>
(k)	<p><b>Other Expenditure</b></p> <p>To increase expenditure amount by \$227,100 from \$83,850 to \$310,950 due to miscalculation of Roadway Solutions bid to connect MESH devices to the Wireless Network. (RFP No. 2008-107-B, Approved 7-28-08)</p>	<b>Approved</b>
	<p><b><u>Adoption of Resolutions</u></b></p>	
(l)	<p><b>Resolution No. 2009-3-9(R):</b> To support a comprehensive coordinated, interagency approach to Freeway Incident Management, and providing an effective date.</p>	<b>Adopted</b>
(m)	<p><b>Resolution No. 2009-3-10(R):</b> To find Jamey Cantrell and Donald Stevenson are entitled to defense representation pursuant to City Code of Ordinances in connection with the matter of Animal Guardians of America and David Wacaser v. City of Plano, et al.; and providing an effective date.</p>	<b>Adopted</b>
	<p><b><u>Adoption of Ordinances</u></b></p>	
(n)	<p><b>Ordinance No. 2009-3-11:</b> To repeal Ordinance No. 2008-11-25; establishing the number of certain classifications within the Police and Fire Departments for Fiscal Year 2008-09; establishing the authorized number and effective dates of such positions for each classification effective October 1, 2008, November 24, 2008 and March 23, 2009 respectively; establishing a salary plan for the Police and Fire Departments effective October 27, 2008; and providing a repealer clause, a severability clause and an effective date.</p>	<b>Adopted</b>
(o)	<p><b>Ordinance No. 2009-3-12:</b> To abandon all right, title and interest of the City, in and to a portion of that certain 15’ Water Main Easement recorded in Volume 684, page 657 of the Deed Records of Collin County, Texas, being situated in the Samuel Klepper Survey, Abstract No. 216, which is located within the City limits of Plano, Collin County, Texas; quitclaiming all right, title and interest of the City in such easement to the abutting property owner, Tenth Street Plano, L.P., to the extent of its interest; authorizing the City Manager to execute any documents deemed necessary; and providing an effective date.</p>	<b>Adopted</b>
	<p><b><u>ITEMS FOR INDIVIDUAL CONSIDERATION:</u></b></p>	
	<p><b><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></b></p>	

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	<p><b><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></b></p>	
(1)	<p><b>Presentation of the 2008-09 Status Report and Three-Year Financial Forecast to City Council.</b></p>	<p><b>Received</b></p>
(2)	<p><b>Public Hearing and adoption of Ordinance No. 2009-3-13</b> to designate a certain area within the City of Plano as Reinvestment Zone No. 117 for a Tax Abatement consisting of a 9.602 acre tract of land located at the northwest corner of Summit Avenue and Jupiter Road, in the City of Plano, Texas establishing the boundaries of such zone; ordaining other matters relating thereto; and providing an effective date.</p>	<p><b>Conducted and adopted</b></p>
(3)	<p><b>Resolution No. 2009-3-14(R)</b> to approve the terms and conditions of an Agreement by and between the City of Plano, Texas, Telmar Network Technology, Inc., a Delaware corporation, and Jud and Catherine Ireland and Olivas Owners LLC, a Florida limited liability company; and providing for a Business Personal Property and Real Property Tax Abatement; and authorizing its execution by the City Manager; and providing an effective date.</p>	<p><b>Adopted</b></p>
(4)	<p><b>Resolution No. 2009-3-15(R)</b> to approve the terms and conditions of an Economic Development Incentive Agreement by and between the City of Plano, Texas, and Telmar Network Technology, Inc., a Delaware corporation; authorizing its execution by the City Manager; and providing an effective date.</p>	<p><b>Adopted</b></p>
(5)	<p><b>Resolution No. 2009-3-16(R)</b> to approve the terms and conditions of an Economic Development Incentive Agreement by and between the City of Plano, Texas, and Intertek, a New York corporation; authorizing its execution by the City Manager; and providing an effective date.</p>	<p><b>Adopted</b></p>
(6)	<p><b>Public Hearing and an Ordinance as requested in Zoning Case 2009-01</b> to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, granting Specific Use Permit No. 599 so as to allow the additional use of Arcade on 2.3± acres of land located on the south side of Chase Oaks Boulevard, 300± west of U.S. Highway 75 in the City of Plano, Collin County, Texas, presently zoned Corridor 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: GBRE, LLC</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/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></b></p>	<p><b>Tabled to 5/26/09</b></p>