

PLANO CITY COUNCIL
March 2, 2004

COUNCIL MEMBERS

Pat Evans, Mayor
Steve Stovall, Mayor Pro Tem
Shep Stahel, Deputy Mayor Pro Tem
Phil Dyer
Scott Johnson
Sally Magnuson
Jean Callison
Ken Lambert

STAFF

Thomas H. Muehlenbeck, City Manager
Frank Turner, Executive Director
Bruce Glasscock, Executive Director
Rod Hogan, Executive Director
Diane C. Wetherbee, City Attorney
Elaine Bealke, City Secretary

Mayor Evans convened the meeting into open session on Tuesday, March 2, 2004, at 7:02 p.m., in the Council Chamber of the Plano Municipal Center, 1520 K Avenue. All Council Members were present with the exception of Council Members Johnson and Lambert.

The invocation was led by Abdul Hadi Khan of the Islamic Association of Collin County.

The Pledge of Allegiance was led by Cub Scout Pack 179 of Barksdale Elementary.

PROCLAMATIONS AND SPECIAL RECOGNITION

Mayor Evans presented a proclamation recognizing American Red Cross Month to the Dallas Area Chapter, McKinney Branch and received presentation of the Audrey Nelson Award.

CERTIFICATE OF APPRECIATION

Ruth A. Arnold received a certificate for her service on the Senior Citizens Advisory Board.

GENERAL DISCUSSION

Michael Frick, citizen of the City, spoke regarding the Plano Book Festival to be held on March 20, 2004.

CONSENT AGENDA

City Secretary Bealke advised that Staff has requested Consent Agenda Item "A" be pulled and held.

Upon a motion made by Council Member Dyer and seconded by Council Member Magnuson, the Council voted 6-0 to approve and adopt all remaining items on the Consent Agenda as recommended and as follows:

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:

Bid No. B073-03 for construction of Premier Drive – Ruisseau Drive to Heritage Drive in the amount of \$1,594,588. [Consent Agenda Item (A)] (See Exhibit "A") (Item pulled and held)

Bid No. C039-03 for approval of two additional one-year renewals as provided for under existing contract for Administration of Summer Arts Program in the amount of \$54,961. [Consent Agenda Item (B)] (See Exhibit "B")

Bid No. C037-04 to establish a two-year fixed-price contract for Protective Clothing for Structural Fire Fighting in the estimated annual amount of \$42,000. [Consent Agenda Item (C)] (See Exhibit "C")

Adoption of Resolutions

Resolution No. 2004-3-1(R): To establish a policy for accounting of work time for partial day absences for both exempt and non-exempt employees; and providing an effective date. [Consent Agenda Item (D)]

Resolution No. 2004-3-2(R): To repeal Resolution No. 2001-8-18(R) establishing criteria regarding traffic management devices; adopting new criteria for the installation and removal of traffic management devices on residential streets within the City of Plano, Texas known as the Safe Streets Program (SSP) Procedure for evaluation and installation of traffic devices for collector and residential streets; establishing an appeal process; and providing an effective date. [Consent Agenda Item (E)]

Resolution No. 2004-3-3(R): To approve the terms and conditions of an agreement by and between Steve Heidelberg and the City of Plano for management services at the Pecan Hollow Golf Course and Pro Shop; authorizing its execution by the City Manager; and providing an effective date. [Consent Agenda Item (F)]

Resolution No. 2004-3-4(R): To approve the settlement of three condemnation lawsuits styled Moore, et al v. the City of Plano, Texas, a home rule municipal corporation, Cause Nos. 004-803-02, 004-804-02, and 004-805-02 pending in the Collin County Court at Law No. 4, Collin County, Texas, in the amount of four and one-half million dollars (\$4,500,000.00); authorizing the City Manager to execute any and all documents necessary to settle such lawsuits; and providing an effective date. [Consent Agenda Item (G)]

Resolution No. 2004-3-5(R): To approve the settlement of a condemnation lawsuit styled John Feizy v. the City of Plano, Texas, a home rule municipal corporation, Cause No. 3-278-03 pending in the Collin County Court at Law No. 4, Collin County, Texas, in the amount of six hundred ninety thousand and 00/100 dollars (\$690,000.00); authorizing the City Manager to execute any and all documents necessary to settle such lawsuit; and providing an effective date. [Consent Agenda Item (H)]

Adoption of Ordinances

Ordinance No. 2004-3-6: To amend the Plano Code of Ordinances, Chapter 12, Motor Vehicles and Traffic, Article V, Stopping, Standing, and Parking, Section 12-102(e) to include the prohibition of motor-vehicle-parking along the south side of Abbey Road from its intersection with P Avenue east to the intersection of Sherwood Drive and on the north side of Abbey Road from the intersection of Nottingham Drive east to Sherwood Drive within the City limits of the City of Plano on school days between the hours of 7:15 a.m. to 4:00 p.m.; declaring the parking of motor vehicles in said section of Abbey Road within the defined time limits as unlawful and a misdemeanor; and providing a repealer clause, a severability clause, a penalty clause, and an effective date. [Consent Agenda Item (I)]

Approving Purchase off Existing Contract

To authorize the purchase of one 53,000 GVWR, 14-Yard Dump Truck in the amount of \$64,265 from Lawrence Marshall Chevrolet through the Texas Association of School Board Purchasing Program (Buyboard), Contract No. 184-03 and authorizing the City Manager to execute any and all documents necessary to effectuate this purchase. [Consent Agenda Item (J)]

Approval of Change Order

To request Council approval of a Change Order to a three-year contract with Computer Associates for an amount of \$68,116 for maintenance on the Unicenter network management software; and authorizing the City Manager to execute all documents necessary to effectuate the purchase. [Consent Agenda Item (K)]

END OF CONSENT

Transmittal of Fiscal Year 2002-03 Affirmative Action Report. [Regular Agenda Item (1)]

Director of Human Resources Ross spoke regarding the City's commitment to affirmative action and equal employment opportunity and its mission to level the playing field in the area of recruitment. She advised that this year's report includes additional data and that the City's policy does not address quotas. Ms. Ross spoke to utilizing fair employment practices and training which promote diversity and result in a quality workforce. She spoke to the importance of having a varied background of perspectives, skill and educational experiences which make the City better able to meet the needs of its citizens.

Ms. Ross advised that the diversity of individuals hired compares favorably with the county's available relevant labor market and advised that the report uses 1990 census figures as those for 2000 were not yet available. She spoke regarding the City's commitment to fair employment practices and equal access to all groups and advised that the new format takes a very detailed approach including analysis to determine overutilization and/or concentration in certain areas and identifying possible factors for the figures. Ms. Ross spoke to providing the report to departments to better channel their objectives, the inclusion of applicant logs, and Staff's attendance at job fairs/career weeks.

Ms. Ross advised the Council that the report has been presented to the Community Relations Commission whose members have indicated their acceptance. She further stated that upon the Council's approval, introduction will begin to the workforce and that the format will be used on an annual basis.

Council Member Magnuson spoke to the expansion providing more information and serving as a valuable tool. Ms. Magnuson offered a motion which was seconded by Council Member Dyer. The Council concurred to accept the report.

There being no further discussion, Mayor Evans adjourned the meeting at 7:31 p.m.

Pat Evans, **MAYOR**

ATTEST:

Elaine Bealke, City Secretary