

**PLANO CITY COUNCIL
PLANNING AND ZONING COMMISSION
JOINT MEETING AND
PRELIMINARY AND REGULAR MEETING
September 4, 2001**

COUNCIL MEMBERS

Jeran Akers, Mayor
Rick Neudorff, Mayor Pro tem
Phil Dyer, Deputy Mayor Pro tem
Shep Stahel
Pat Evans
Steve Stovall
John R. Roach, Jr.
Ken Lambert

COMMISSION MEMBERS

Jim McGee, Chair
Joyce Beach
Michael Davidoff
Lee Dunlap
Carolyn Kalchthaler
Jerry Kezhaya
Bill Neukranz
Laura Williamson

STAFF

Frank Turner, Executive Director
Bruce Glasscock, Executive Director/Police Chief
Rod Hogan, Executive Director
Diane C. Wetherbee, City Attorney
Elaine Bealke, City Secretary

Mayor Akers called the meeting to order at 5:05 p.m., Tuesday, September 4, 2001, in the Council Chambers of the Municipal Center, 1520 K Avenue. All Council Members were present with the exception of Deputy Mayor Pro tem Dyer and Council Member Evans. Council Member Roach arrived at 5:20 p.m.

Mayor Akers presented proclamations recognizing "Food Safety Month", "International Literacy Day" and "National Library Card Sign-Up Month".

PRELIMINARY OPEN MEETING

DART Status Report

DART Board of Directors representative Robert Pope advised regarding newly appointed Executive Director/President Gary Thomas, the sale of long-term debt, and distribution of the 2002 Budget to the cities. He spoke to negotiations of a lease for parking rights for the DART Station under the President George Bush Tollway, and light rail being on track with a 2003 official completion date and a projected date for completion late in 2002. Mr. Pope advised that the Whiterock Station is scheduled to open September 21 with full service commencing September 24, DART has forwarded a preliminary service analysis to the City of Fairview for service and further has received a request for service from the City of Murphy.

Personnel Appointments

Animal Shelter Advisory Committee

Mayor Akers advised there are no openings on this committee.

Mayor Akers advised that designation of chair positions for the boards and commissions would be made at a later meeting.

Civil Service Commission

Mayor Akers advised there are no openings on this commission.

Mayor Pro tem Neudorff and Council Member Stovall spoke regarding the process and to appointing members at this meeting or the next and to completing the process by the next meeting. Assistant City Secretary Zucco advised that a short list will be provided the Council reflecting nominations made by them at this meeting with final recommendations coming forward on the short list.

Community Relations Commission

Council Members nominated Yolanda Daniels Cooper, Christy Tomlinson Doering, John Darren Harris, Arthur L. Lowe, Lee O'Neal, Julie L. Prince, Warner Richeson, and Jane A. Stephenson. (4 positions)

Cultural Affairs Commission

Council Members nominated Pamela Sue Farmer, John Darren Harris, Kathleen A. Kuenzer, Beth O'Neal, Marianne A. Smith, and Jane A. Stephenson. (2 positions)

Heritage Commission

Council Members nominated Larry J. Keen, Beth O'Neal, and Melissa McCormick O'Neal. (2 positions)

Keep Plano Beautiful Commission

Council Members nominated Cheng Hao Hsiang, Yefim Katselnik, C. Edwin Nalley, Beth O'Neal, and Randall C. Roe. Council Member Roach spoke to future consideration of Evelyn Sandberg as chair. (2 positions)

Library Advisory Board

Council Members nominated Richard M. Anthony, Arlene Englert, Joseph W. Holmes, Kathleen A. Kuenzer, Janet Shaw, and Robert Wayne Wall. Council Member Roach spoke to future consideration of Frederic Frawley as chair. (2 positions)

Parks and Recreation Planning Board

Council Members nominated Karen Bellessa, Nelson Cain, Manmohan S. Chima, James M. Degan, Jimmy Little, George McReynolds, Amy Myers, Paul V. Rancatore, Randall C. Roe, Lillian Rose, and Scott Shanes. (1 position)

Plano Housing Authority

Mayor Akers nominated Myrtle Hightower and advised that nomination for the position requiring residency would be made at the next meeting. (2 positions)

Plano Transition and Revitalization Committee

Council Members nominated Russell Charles Kissick, Lee O’Neal, and Carl M. Pribanic. (1 position)

Public Arts Committee

Council Members nominated Frida Alperovich, Marybeth Salyer, Janet Shaw, and David G. Wille. (1 position)

Council Member Stovall recommended that Janet Miller be reappointed.

Retirement Security Plan Committee

City Manager Muehlenbeck nominated Kien Liew for Council consideration. (1 position)

Self Sufficiency Committee

Council Members nominated Kimberly S. Daly, Yolanda Daniels Cooper, Christy Tomlinson Doering, Marsha K. Koca, Patricia Landgren, Gloria Ndubueze, Sheri Snow, Donald Still, and Rudolfo Villarreal, III. (6 positions)

Senior Citizens Advisory Board

Council Members nominated Marie O. Dooley, Richard D. DuFour, Cheng Hao Hsiang, Marsha K. Koca, Carola Rothschild, and Ross F. Wheeler. (2 positions)

Technology Commission

Council Member Stovall recommended that Jeff Gardner and David Edwards be reappointed.

Transportation Advisory Committee

Council Members nominated Nathan LaFate Brinkley, Michael P. Broderick, Thomas Crossley, R. Bruce Huffhines, M. Michael Laufer, Arthur L. Lowe, Elizabeth D. Metting, Julie L. Prince, and Keith Thurgood. (2 positions)

Mayor Akers stepped down from the bench on the following item due to a conflict of interest.

Tax Increment Financing District #2 Board

Council Members nominated Nathan LaFate Brinkley, Amy Morenz, and Jerry McMahan. City Attorney Wetherbee spoke to TIF #2 requirements of being a qualified voter or the owner of real property in the TIF zone.

Mayor Akers returned to his place at the bench.

Street Naming/Renaming Policy Committee

Mayor Akers spoke to appointing a committee of eight (8) to ten (10) individuals who are not currently serving on a board or commission, with ethnically and culturally balanced backgrounds and who are geographically spread across the community, and to deferring a decision on the renaming of a street until such time as this committee can be assembled. Mayor Pro tem Neudorff spoke to this being an actual ad hoc committee with a single-minded purpose. City Attorney Wetherbee spoke to bringing a resolution back for Council consideration establishing criteria for membership. Mayor Akers spoke to this being a policy committee rather than a street naming committee. Council Member Roach spoke to “public facilities” as the focus.

Council Member Stahel spoke in opposition to naming a committee to address the street naming task and to no purpose being served to rename any street for any person or any thing and that dual naming accomplishes nothing. Mayor Akers advised that this item will be further discussed at the September 10 meeting and a possible resolution scheduled for the September 24 meeting should the Council concur to do so.

Spotlight on Budget and Research Department

Director of Budget and Research Rhodes advised that the Budget Department is in charge of developing the operating budget and CIP program, identification of financial impact of agenda items, legislative review, statistical and financial analysis reports, and presentation of budget videos and publications. She spoke to the 2001 bond referendum, and various functions of the department to include JD Edwards OneWorld Financial system, strategic planning process, Productivity Bank, Revenue Management Program, and calculating employee salary and benefits and further to awards received.

Ms. Rhodes spoke to projects scheduled for the coming year to include the water and sewer rate model, forming of a sales tax revenue analysis unit, conduction of citizen survey, update of the budget contingency plan, five-year forecast integration with the operating budget, revision of the revenue management program and manual, development of a technology asset management program, and serving on various technology teams. Ms. Rhodes concluded her presentation with the introduction of departmental staff members.

Council items for Discussion/Action on Future Agendas

City Manager Muehlenbeck advised Mayor Pro tem Neudorff that Building Official Mower is looking into “signs” with regard to the solicitation ordinance.

Consent and Regular Agendas

No items were brought forward.

Council Committee Reports

Council Member Lambert spoke to attendance of a TEX21 meeting in Austin with a presentation by the Texas Highway Commission for discussion of road funding.

Council Member Roach spoke to discussing pay-as-you-go for road funding on a future agenda and to a possible resolution of support for highway construction.

OPEN JOINT WORKSESSION – PLANNING AND ZONING COMMISSION

Discussion and Direction on Planning & Zoning Commission Work Program Items and Priorities

Planning Director Jarrell advised that she met with Council Member Stahel and Planning Commission Chair McGee to discuss the work program. She stated that since the Council last met with the Commission, three items have been completed on the high priority list in areas to be considered for rezoning as part of the Land Use/Zoning comparison, spoke to adoption of the Center City Study Strategic Plan, and to amendments to fence regulations. Ms. Jarrell spoke to Comprehensive Plan Updates to include updating of the Land Use and Transportation Elements, and incorporation of the overpass study for the Preston Road corridor. She spoke to work with the Technology Commission and Planning Commission to identify consultants on the new Technology Element, review by the Transition and Revitalization Commission of urban design issues, and meetings with school district representatives regarding the Education Element.

Ms. Jarrell spoke to completion of the high priority list of the Zoning/Land Use Comparison and spoke to areas on the medium priority list which will be reviewed as well.

Ms. Jarrell stated that the fourth neighborhood plan will be for the Douglass Community, stated that the Retail Site Study is in the initial stages and that an advisory committee has been assembled composed of boards and commissions from the cities of Plano, Richardson, and Carrollton as well as developers working in these areas. Ms. Jarrell further spoke to rescinding of specific use permits no longer in use and to moving on to looking at how specific use permits are actually used and if changes need to be made.

Ms. Jarrell spoke to mid-term priorities to include Planned Development Zoning Review and the selection of twelve districts with four revisions, completion of review of fence regulations, and amendments to SH 190/Plano Parkway Overlay District and Tree Preservation and Landscaping items as being on hold.

Ms. Jarrell spoke to longer-term priorities to include working with DART on the SH. 190 DART Station Study to address parking at the station and stated that the City Center Plan recommends additional studies for potential development in this area. She spoke to Downtown Architectural Design Guidelines and working with the merchants on heritage designation for the downtown area, initial planning design work for the DART Far West Plano Transit Center Study, and that Modular Building Regulations and Stormwater Permit Compliance are on hold. Council Member Stovall spoke to problems with erosion causing problems.

Ms. Jarrell spoke to new areas to include the Center City Study and to the need to prioritize implementations made within the plan and advised the City Manager that other work program items must be looked at in conjunction with this study and also prioritized along with addressing budget concerns. She spoke to Retail Parking Requirements and addressing problems with parking problems and issues, and responded to Council Members Stovall and Lambert regarding addressing the wide scope of these issues. Ms. Jarrell further advised that the Parker Road Station Study is the recommendation of the Center City Study. City Manager Muehlenbeck spoke to recognizing as a part of this study the possible impact of the Cottonbelt on land use and to it being greater than just an end-of-the line station. Council Member Lambert spoke to placing this on a fast track.

Council Member Stahel spoke to the intermediate priority list and the Transportation Element Update and including discussion of the “rubber tired vehicles” to connect downtown with Collin Creek Mall and Plano Centre as an addition. He further spoke to Modular Buildings being on hold and whether or not the school district will have removed these buildings and spoke to not wanting this type building to surface in other areas of the City.

Council’s Strategic Plan and Priorities

Ms. Rhodes spoke to the newly revised Strategic Planning Process and its history, and work done with consultant Lyle Sumek for integration of the ends and means statements into goals and objectives.

Ms. Rhodes spoke to identification of the core businesses and goals of the City which become guideposts for policy development, policy decisions, management decisions and actions. She spoke to goals identified by the Council regarding families, business centers, travel, neighborhoods, and service excellence. She stated that under each goal is an objective, value to citizens, gap analysis, and action to be taken in order to achieve these goals and that implementation of these objectives will be discussed with the departments and brought back for Council identification. Council Member Lambert recommended that when completed, this plan be made available to the Planning and Zoning Commission as well as the other boards and commissions. The City Manager advised that this can also be posted on the City web site. Council Member Roach spoke to creating an icon to represent and identify each goal and to using this icon when each board and commission is addressing that particular goal.

Ms. Jarrell stated that many items on the work program do address the goals identified tonight and spoke to development activities increasing along with coordination of efforts. Council Member Stovall recommended the boards look at items that might apply directly to them. Council Member Lambert recommended the boards and commissions review these goals and come back with a written report to the Council for direction and how they feel they are affected.

Planning and Zoning Commission Chair McGee spoke to the positive efforts of the Commission and to work programs being recommended. He spoke to the City Center Study, Retail Parking, and Parker Road Station and to working on these three items as being extremely timely. Council Member Lambert recommended that development of the Parker Road Station move forward.

This concluded the joint meeting with the Planning and Zoning Commission.

Upon a motion made by Council Member Roach and seconded by Mayor Pro tem Neudorff the Council voted six (6) to none (0) to approve and adopt all items on the Consent Agenda as recommended and as follows:

CONSENT AGENDA

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. B192-01 for the Manhole Rehabilitation Project in the amount of \$244,410. [Consent Agenda Item (A)] (See Exhibit “A”)

Adoption of Resolutions

Resolution No. 2001-9-1(R): To approve the settlement of the claim filed by Curtis Lloyd Willis for injuries arising out of a collision occurring on October 26, 2000; authorizing the City Manager to execute any and all documents necessary to settle such claim; and providing an effective date [Consent Agenda Items (B)]

END OF CONSENT

Presentation of options for revising current Council Member district boundaries; Council discussion and direction for finalizing a plan for adoption and receipt of public input. [Regular Agenda Item (1)]

City Attorney Wetherbee spoke to Charter requirements that require districts have “quality of population” and spoke to adoption of a percentage with which to gauge this requirement by adoption of an ordinance. She spoke to build-out being an assumption and to redistricting not dislodging current Council Members and not affecting their status until they are up for re-election. Ms. Wetherbee advised Council Member Lambert that it is her belief that there is a legal obligation to realign the districts based on Charter requirements. She advised the City Manager that the ordinance identifying the 25% population equation could be rewritten but that this would dilute the Charter requirement by having a percentage amount larger than the existing number. Ms. Wetherbee advised that census data is credible for election pre-clearance requirements and spoke to reviewing the districts every five years. Council Members Lambert and Stahel, Mayor Akers and Mayor Pro tem Neudorff stated that they are comfortable with not re-adjusting at this time. Mr. Neudorff stated he was fine either way. Council Member Lambert spoke to the City not actually having single member districts. Council Member Stovall spoke to citizens referring to their individual Council representative and to going ahead with redistricting, and Council Member Roach spoke to concerns regarding City elections, going ahead with redistricting and to doing the work that is needed. After discussion, Mayor Akers stated it was the general consensus of the Council to stay where things are with regard to redistricting.

Mayor Akers advised that the Council will now recess the meeting and convene into Executive Session in the Council Conference Room after which time the meeting will finally adjourn. The Council convened into Executive Session in compliance with Chapter 551.071 Government Code, Vernon’s Texas Codes, Annotated, to provide legal advice Section 551.071, discuss matters of Personnel, Section 551.074, and discuss matters of Real Estate, Section 551.072 for which a certified agenda will be kept for a period of two years as required.

Nothing further was discussed during the open meeting. Mayor Akers adjourned the meeting at 7:18 p.m.

Jeran Akers, **MAYOR**

Elaine Bealke, City Secretary