

# CITY COUNCIL

1520 AVENUE K



DATE: 1/24/2011  
 CALL TO ORDER: 7:00 p.m.  
 INVOCATION: Pastor Barry Gin  
 Plano Chinese Alliance Church  
 PLEDGE OF ALLEGIANCE: Brownie Troop 3037  
 Shepard Elementary

ITEM NO.	EXPLANATION	ACTION TAKEN
	<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><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><u>PROCLAMATIONS &amp; SPECIAL RECOGNITION</u></b>                      Proclamation: Heart Awareness Month                      Proclamation: Thomas Muehlenbeck Week</p> <p><b><u>OATHS OF OFFICE</u></b>  <b><u>Building Standards Commission</u></b>                      Marsha Griggs  <b><u>Planning and Zoning Commission</u></b>                      Alan E. Smith</p> <p><b><u>CERTIFICATES OF APPRECIATION</u></b>  <b><u>Building Standards Commission</u></b>                      Mark Greer  <b><u>Planning and Zoning Commission</u></b>                      James R. Duggan</p>	<p>Presented                      Presented</p>

ITEM NO.	EXPLANATION	ACTION TAKEN
	<p><b><u>COMMENTS OF PUBLIC INTEREST</u></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></p>	
	<p><b><u>CONSENT AGENDA</u></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></p>	
(a)	<p><b><u>Approval of Minutes</u></b>  January 10, 2011</p>	Approved
(b)	<p><b><u>Approval of Expenditures</u></b>  <b>Approval of Contract: (Purchase of products/services exempt from State of Texas Competitive Bid Laws)</b>  To approve an Engineering contract by and between the City of Plano and Arredondo, Zepeda &amp; Brunz, LLC in the amount of \$58,550 for Canyon Valley Trail - Silverstone Drive to Parker Road and authorizing the City Manager to execute all necessary documents.</p>	Approved
(c)	<p><b><u>Adoption of Resolutions</u></b>  Resolution No. 2011-1-16(R): To repeal Resolution No. 2008-10-18(R) and create a Fire Department Fee Schedule for fire inspections, fire plan reviews, and hazardous occupancies permits; and providing a repealer clause, a severability clause, and an effective date.</p>	Adopted
(d)	<p>Resolution No. 2011-1-17(R): To suspend the February 14, 2011, effective date of Oncor Electric Delivery Company's requested rate change to permit the City time to study the request and to establish reasonable rates; approving cooperation with the Steering Committee of Cities Served by Oncor to hire legal and consulting services and to negotiate with the Company and direct any necessary litigation and appeals; finding that the meeting at which this Resolution is passed is open to the public as required by law; requiring notice of this Resolution to the Company and legal counsel for the Steering Committee; and providing an effective date.</p>	Adopted
(e)	<p>Resolution No. 2011-1-18(R): To repeal prior Council action approving the Agreement with Microsoft Corporation for support services on October 25, 2010; approving a new Agreement by and between Microsoft Corporation and the City of Plano, Texas in an amount not to exceed \$70,620 for support services; authorizing its execution by the City Manager; and providing an effective date.</p>	Adopted

ITEM NO.	EXPLANATION	ACTION TAKEN
(f)	Resolution No. 2011-1-19(R): To approve the terms and conditions of a First Amended Tax Abatement Agreement by and between Air System Components, Inc. and the City of Plano; authorizing its execution by the City Manager; and providing an effective date.	Adopted
(g)	Resolution No. 2011-1-20(R): To approve the terms and conditions of a Credit Sales Agreement between Trinity River Mitigation Bank, L.P., and the City of Plano, Texas, for the purchase of 9.7 credits required by the United States Army Corps of Engineers for offsite wetlands mitigation associated with Communications Parkway, between Spring Creek Parkway and Tennyson Parkway; authorizing its execution by the City Manager; and providing an effective date.	Adopted
(h)	Resolution No. 2011-1-21(R): To approve the terms and conditions of a Mitigation Credit Sales Agreement between Wetlands Management, L.P., and the City of Plano, Texas, for the purchase of 1.0 credits required by the United States Army Corps of Engineers for wetlands and open water mitigation associated with Communications Parkway, between Spring Creek Parkway and Tennyson Parkway; authorizing its execution by the City Manager; and providing an effective date.	Adopted
(i)	Resolution No. 2011-1-22(R): To find Officer Kenneth Foale is entitled to defense representation pursuant to City Code of Ordinances in connection with the matter of Andrew Toliver v. Kenneth Foale; and providing an effective date.	Adopted
(j)	Resolution No. 2011-1-23(R): To appoint William Roberts and Scott Seidel to serve for two year terms as investigators as required by Section 2-104 of the Code of Conduct of the City of Plano; and providing an effective date.	Adopted
(k)	<p><b><u>Adoption of Ordinances</u></b></p> <p>Ordinance No. 2011-1-24: To repeal Ordinance 2008-5-23, codified as Article II, Fire Code, of Chapter 8 of the Code of Ordinances of the City; adopting the 2009 Edition of the International Fire Code, with certain additions, deletions, and amendments, as the Fire Code of the City of Plano; and providing a repealer clause, a severability clause, a savings clause, a penalty clause, and an effective date.</p>	Adopted
(l)	Ordinance No. 2011-1-25: To repeal Ordinance No. 2010-10-21 designating a certain area within the City of Plano as Reinvestment Zone No. 123 for a tax abatement consisting of a 14.36 acre tract of land located at the southwest corner of Shiloh Road and East Plano Parkway in the City of Plano, Texas; and providing an effective date.	Adopted

ITEM NO.	EXPLANATION	ACTION TAKEN
(m)	Ordinance No. 2011-1-26: To amend Chapter 12 (Traffic Code), Article IV (Speed), Section 12-73(d) of the City of Plano Code of Ordinances, to repeal the school zone on the section of eastbound Parker Road from a point 220 feet west of P Avenue to a point 85 feet east of P Avenue, to repeal the school zone on the section of westbound Parker Road from a point 200 feet east of P Avenue to a point 50 feet west of P Avenue, to enact a school zone on the section of eastbound Parker Road from a point 50 feet west of Tarkio Road to a point 310 feet west of Raton Lane, to enact a school zone on the section of westbound Parker Road from a point 760 feet east of P Avenue to a point 50 feet west of Tarkio Road; and providing a penalty clause, a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date.	Adopted
(n)	Ordinance No. 2011-1-27: To amend Section 12-74(b) of Chapter 12 (Traffic Code) of the Code of Ordinances to revise the limits of the speed zone for certain sections of Parker Road within the corporate limits of the City of Plano; providing a fine for criminal penalties not to exceed \$200.00 for each offense; and providing a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date.	Adopted
(o)	Ordinance No. 2011-1-28: To amend Section 12-74(b) of Chapter 12 (Traffic Code) of the Code of Ordinances to amend the prima facie maximum speed limits for motor vehicles operating on certain sections of Willow Bend Drive within the corporate limits of the City of Plano; providing a fine for criminal penalties not to exceed \$200.00 for each offense; and providing a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date.	Adopted
<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> <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>		

ITEM NO.	EXPLANATION	ACTION TAKEN
(1)	Public Hearing and adoption of Ordinance No. 2011-1-29 as requested in Zoning Case 2010-20 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, granting Specific Use Permit No. 607 so as to allow for a 90-foot Commercial Antenna Support Structure on 0.1± acre of land located 250± feet east of Jupiter Road and 530± feet south of 14th Street, in the City of Plano, Collin County, Texas, presently zoned Retail; 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, a publication clause, and an effective date. Applicant: Bluewave Deployment (T-Mobile)	Conducted and Adopted
(2)	Public Hearing and adoption of Ordinance 2011-1-30 as requested in Zoning Case 2010-21 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, granting Specific Use Permit No. 608 so as to allow for Long-term Care Facility on 5.4± acres of land located on the east side of Communications Parkway, 500± feet north of Chapel Hill Boulevard, in the City of Plano, Collin County, Texas, presently zoned Regional Employment; 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, a publication clause, and an effective date. Applicant: Plano SNF Realty, LLC	Conducted and Adopted
(3)	Resolution No. 2011-1-31(R): To approve the terms and conditions of an Economic Development Incentive Agreement by and between the City of Plano, Texas, and VuCOMP, Inc., a Delaware corporation; authorizing its execution by the City Manager; and providing an effective date.	Adopted
(4)	<p>Ordinance No. 2011-1-32: To provide for the issuance and sale of City of Plano, Texas, General Obligation Bonds, Series 2011; levying a tax in payment thereof; awarding the sale thereof; approving the Official Statement; and enacting other provisions relating thereto.</p> <p><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></p>	Adopted