



# CITY COUNCIL

1520 AVENUE K

DATE: March 28, 2005

CALL TO ORDER: 7:30 p.m.

INVOCATION:

PLEDGE OF ALLEGIANCE: Jr. Girl Scout Troop 1735

ITEM NO.	EXPLANATION	ACTION TAKEN
	<p style="text-align: center;"><b><u>PUBLIC HEARINGS ORIGINALLY SCHEDULED TO BE HELD AT 7:00 P.M. WILL BE HELD AT 7:30 P.M. FOR THIS MEETING ONLY.</u></b></p> <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><u>OATHS OF OFFICE</u></b></p> <p><u>Plano Transition and Revitalization Commission</u> Robert G. Masengill</p> <p><u>Public Arts Committee</u> Vincent Bush</p> <p><b><u>PROCLAMATIONS AND SPECIAL RECOGNITION</u></b></p> <p><u>Proclamation: Keep Plano Beautiful – Great American Cleanup</u></p> <p><u>Presentation to Council: Great American Cleanup T-shirts</u></p> <p><u>Introduction and Recognition of visiting teachers from Plano Sister City – San Pedro, Mexico</u></p> <p><u>Presentation to Mayor Evans</u></p> <p><b><u>GENERAL DISCUSSION</u></b></p> <p>In accordance with the Open Meeting Act, the City Council will hear comments of public interest, but any discussion shall be limited to placing the item on a future agenda for further consideration.</p> <p>Remarks are limited to five (5) minutes per speaker, with a maximum of 30 total minutes of testimony. Other time restraints may be directed by the Mayor.</p> <p>Specific factual information or an explanation of current policy may be made in response to an inquiry; but any discussion or decision must be limited to a proposal to place the item on a future agenda.</p> <p>Speakers will be notified when speaking time has expired. The City Council may convene into Executive Session to discuss posted items in the regular meeting as allowed by law.</p>	

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	<p><b>CONSENT AGENDA</b></p> <p><b><u>The Consent Agenda will be acted upon in one motion and contains items which are routine and typically noncontroversial.</u></b></p> <p><b><u>Items may be removed from this agenda for individual discussion by a Council Member, the City Manager or any citizen. The Council will then take action on the remainder of the Consent Agenda items. Citizens are limited to two (2) items and discussion time of three (3) minutes each.</u></b></p>	
(a)	<p><b>Approval of Minutes</b></p> <p>March 10, 2005 March 16, 2005</p>	Approved
	<p><b><u>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:</u></b></p>	
(b)	<p><b>Bid No. C082-05</b> for an annual fixed price contract with renewals for Bulk Fertilizer to be utilized by the Parks Department in the estimated annual amount of \$37,400.</p>	Approved
(c)	<p><b>Bid No. G083-05</b> to purchase MSA-Millennium CBRN Masks, Canisters, Communication Devices and Chemical Detectors from Pre-2004 SHSP and 2004 SHSP Grants in the amount of \$132,350.</p>	Approved
	<p><b><u>Adoption of Resolutions</u></b></p>	
(d)	<p><b>Resolution No. 2005-3-16(R):</b> To adopt the North Texas Municipal Water District's Model Water Conservation Plan except for the Landscape Water Management Regulations contained in Section 8.4 and Appendix "E"; authorizing the City Manager to take any action required to implement the water conservation plan; and providing an effective date.</p>	Adopted
(e)	<p><b>Resolution No. 2005-3-17(R):</b> To approve the terms and conditions of an agreement by and between the Plano Heritage Association, Inc. and the City of Plano; authorizing its execution by the City Manager; and providing an effective date.</p>	Adopted
(f)	<p><b>Resolution No. 2005-3-18(R):</b> To support the indexing of the Motor Fuel Tax; and providing an effective date.</p>	Adopted
(g)	<p><b>Resolution No. 2005-3-19(R):</b> To abate show-cause and accept settlement with TXU Electric Delivery; and providing an effective date.</p>	Adopted
(h)	<p><b>Resolution No. 2005-3-20(R):</b> To approve the sole source purchase of three AutoPulse Systems from Zoll Medical Corporation in the amount of \$44,730; authorizing the City Manager to take such action as is necessary to effectuate the purchase; and providing an effective date.</p>	Adopted

ITEM NO.	EXPLANATION	ACTION TAKEN
(i)	<p><b>Resolution No. 2005-3-21(R):</b> To repeal Resolution No. 2004-3-2(R); adopting new criteria and procedures for the Safe Streets Program (SSP) including evaluation and installation of traffic management devices for collector and residential streets; establishing new criteria for removal of traffic management devices; and establishing a longer waiting period for reinstallation of previously removed devices.</p> <p><b><u>Renewal of Contract</u></b></p>	Adopted
(j)	<p>To request Council approval of a renewal of an existing agreement with Computer Associates for maintenance on the Unicenter network management software in an amount of \$68,116 for this year and \$68,116 for the third and final year subject to FY 2005-06 availability and appropriation of funds; and authorizing the City Manager to execute all documents necessary to effectuate the purchase. CSP #B120-02</p> <p><b><u>Award of Contract</u></b></p>	Approved
(k)	<p>To approve a professional services agreement between the City and Columbia Medical Center of Plano subsidiary for emergency medical advisory services with such services to be provided for a five-year period in the amount of \$30,000 for the remainder of 2004-05 and a total cost for the remainder of the contract is anticipated to be \$390,000 and will be subject to the appropriation of funds each year; and authorizing the City Manager to execute all necessary documents. The contract is a result of RFQ #C065-05.</p>	Approved
(l)	<p>To approve the terms and conditions of a Non-Exclusive Contract by and between the City of Plano and Labor Ready, for temporary laborers to be used in the collection of yard trimmings in the amount of \$98,000.</p>	Approved
(m)	<p>To approve the terms and conditions of a Non-Exclusive Contract by and between the City of Plano and Lone Star Temporary Services L.C., for temporary laborers to be used in the collection of yard trimmings in the amount of \$265,000.</p> <p><b><u>Amendment of Contract</u></b></p>	Approved
(n)	<p>To approve a contract amendment with Brinkley Sargent Architects, for Professional Architectural Services in the amount of \$168,930 in connection with design of the Tom Muehlenbeck Recreation Center, and authorizing the City Manager to execute all necessary documents.</p> <p><b><u>Purchase off Existing Contract</u></b></p>	Approved
(o)	<p>To authorize the purchase of six (6) Hybrid-Electric Half-Ton Pickups, in the amount of \$135,866 from Gunn Chevrolet through the Texas Association of School Board Purchasing Program (Buyboard) Contract No. #208-04 and authorizing the City Manager to execute any and all documents necessary to effectuate this purchase.</p>	Approved

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(p)	To authorize the purchase of one (1) Ford E-350 Cargo Van equipped with a Cues Mainline Camera System in the amount of \$114,385 through Texas Association of School Board Purchasing Program, Buyboard #207-04 awarded to Renfro Equipment & Supplies (d/b/a/Cues, Inc.) and Buyboard Contract #208-04 awarded to Columbus County Ford (Baby Jack Auto Group) and authorizing the City Manager to execute any and all documents necessary to effectuate this purchase.	Approved
(q)	To authorize the purchase of four (4) Horton Medium Duty Ambulances in the amount of \$732,516 through the Texas Association of School Board Cooperative Purchasing Buyboard Program Contract #203-04 awarded to Professional Ambulance and authorizing the City Manager to execute any and all documents necessary to effectuate this purchase.	Approved
(r)	<p><b><u>Approval of State Contract</u></b></p> <p>To request approval of expenditure in an amount of \$28,695 for the purchase of network infrastructure equipment from Internetwork Experts through the Department of Information Resources (DIR); and authorizing the City Manager to execute all necessary documents to effectuate the purchase. (DIR#BUSOP-012)</p> <p><b><u>Approval of Change Order</u></b></p>	Approved
(s)	To URETEK USA, Inc. increasing the contract by \$279,968 for the Residential and Arterial Pavement Undersealing Contract, Project No. 5444, Change Order No. 1, Bid No. P021-04.	Approved
(t)	<p>To Piazza Construction, Ltd, increasing the contract by \$185,764 for the Expansions to Operations and Equipment Services Buildings, Change Order No. 2 (Bid No. B175-04)</p> <p><b><u>Approval of an Expenditure</u></b></p>	Approved
(u)	<p>To approve an expenditure in an amount of \$36,989 for the purchase of cardiovascular equipment at Oak Point Center from Life Fitness through the State of Texas TXMAS Program; and authorizing the City Manager to execute all necessary documents to effectuate the purchase. (TXMAS-5-78040).</p> <p><b><u>Reimbursement of Oversize Participation</u></b></p>	Approved
(v)	<p>To approve and authorize reimbursement to Daltex Mapleshade, Inc. for oversize paving participation on Mapleshade Road in the amount of \$41,675.</p> <p><b><u>ITEMS FOR INDIVIDUAL CONSIDERATION:</u></b></p> <p><b><u>PUBLIC HEARINGS ORIGINALLY SCHEDULED TO BE HELD AT 7:00 P.M. WILL BE HELD AT 7:30 P.M. FOR THIS MEETING ONLY</u></b></p>	Approved

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	<p><b><u>The purpose of a Public Hearing is to receive input and information with the clarification that the focus of the City Council is on the singularly presented position, and not on repetition. To more effectively consider all presentations, applicants will limit their presentations to 15 minutes with a five (5) minute rebuttal time, if needed. All other speakers will be limited to a maximum of 30 total minutes of testimony, and three minutes per individual on any single issue. Other time restraints may be imposed at the discretion of the Mayor.</u></b></p>	
(1)	<p><b>Five-Year Budget Forecast Presentation</b></p>	Presented
(2)	<p><b>Discussion and adoption of Ordinance No. 2005-3-22</b> to amend Sections 21-135, 21-136 and 21-147, of Article IV, Service Charges Generally, of Chapter 21, Utilities, of the Code of Ordinances of the City of Plano; adopting new Sections 21-135, 21-136, and 21-147; providing an amended and increased fee schedule for water and sewer services; and providing a repealer clause, a severability clause, a savings clause and an effective date.</p>	Adopted
(3)	<p><b>An ordinance</b> to repeal Ordinance No. 2004-7-12 and adopt a new ordinance relating to the policies and procedures for funding public art; providing definitions; allowable uses of public art funds; responsibilities of the Public Art Committee; administration of the Public Art Program; and maintenance of public art; providing a severability clause, a repealer clause and an effective date.</p>	Tabled – will come back in two weeks
(4)	<p><b>Public Hearing and adoption of Ordinance No. 2005-3-23 to amend the “Housing Element” of the Comprehensive Plan</b> as originally adopted by Resolution No. 86-11-22(R) providing procedures approving the utilization of said chapter as revised and amended by the appropriate personnel and departments of the City of Plano for the purpose of guiding future development within the City of Plano, Texas; and providing an effective date. Applicant: City of Plano</p>	Conducted and adopted
(5)	<p><b>Public Hearing and adoption of Ordinance No. 2005-3-24 as requested in Zoning Case 2005-03</b> – To amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2004-9-37, as heretofore amended, granting Specific Use Permit No. 561 so as to allow the additional use of New Car Dealer on 9.2± acres of land located on the south side of Plano Parkway and 260± feet east of Dallas North Tollway in the City of Plano, Collin County, Texas, presently zoned Planned Development-211-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. Neighborhood #53. Applicant: Boardwalk Motor Cars</p>	Conducted and adopted
(6)	<p><b>Public Hearing and adoption of Ordinance No. 2005-3-25 to amend the Subdivision Ordinance of the City of Plano</b> adopted by Ordinance No. 2004-9-37, and as heretofore amended, by deleting Subsection b (Criteria for Variances From Development Exactions) of Section 1.11 (Variances) of the Subdivision Ordinance; creating a new Section 1.12 (Waivers from Development Exactions) of Article I (General Provisions) of the Subdivision Ordinance and renumbering the existing sections and subsections accordingly; providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date. Applicant: City of Plano</p>	Conducted and adopted

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(7)	<p><b>Ordinance No. 2005-3-26</b> of the City of Plano amending Subsection 2.502 (Schedule of Permitted Uses) of Section 2.500 (Permitted Uses) of Article 2 (Zoning Districts and Uses) and Subsection 3.113 (Superstores) of Section 3.100 (Supplementary Regulations for Principal Permitted Uses and Specific Uses) of Article 3 (Supplementary Regulations) and related sections of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2004-9-37, as heretofore amended, regarding superstore use; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date. Zoning Case 2004-54. Applicant: City of Plano. Tabled 01/24/05, 2/22/05 and 3/16/05</p>	<p>Adopted with amendments</p>
(8)	<p><b>City Council Action to Consider Zoning Case 2005-01</b>, which is a Request for a Specific Use Permit for Contract Construction on 1.0± acres located on the northeast corner of K Avenue and Pecan Lane, on April 11, 2005 and overriding the action taken on March 16, 2005 to table the case for 90 days.</p> <p><u><b>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 is 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.</b></u></p>	<p>Removed from the table and will come back on 4/11/05</p>