



# CITY COUNCIL

1520 AVENUE K

DATE: June 14, 2004

CALL TO ORDER: 7:00 p.m.

INVOCATION: Steve Roseberry  
Pitman Creek Church of Christ

PLEDGE OF ALLEGIANCE:

ITEM NO.	EXPLANATION	ACTION TAKEN
	<p>MISSION STATEMENT: THE PURPOSE OF PLANO CITY GOVERNMENT IS TO FACILITATE AN OUTSTANDING QUALITY OF LIFE FOR RESIDENTS AT A REASONABLE COST IN TAXES AND FEES.</p> <p><b><u>PROCLAMATIONS AND SPECIAL RECOGNITION</u></b></p> <p>Recognition of Citizen CPR Save</p> <p><b><u>GENERAL DISCUSSION</u></b></p> <p><b>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.</b></p> <p><b>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.</b></p> <p><b>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.</b></p> <p><b>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.</b></p> <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>	<p>No one appeared to speak</p>

ITEM NO.	EXPLANATION	ACTION TAKEN
(a)	<p><b>Approval of Minutes</b></p> <p>May 24, 2004 June 2, 2004</p> <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>	Approved
(b)	<p><b>Bid No. C082-04</b> for an annual fixed-price contract with two optional one-year renewals for Traffic Signal Controller Cabinets to be utilized by the Street Department in the estimated annual amount of \$32,928.</p>	Approved
(c)	<p><b>Bid No. C087-04</b> to establish an annual fixed-price contract with two optional one-year renewals for Replacement Bulbs, Lamps &amp; Ballasts in the estimated annual amount of \$62,354.</p> <p><b><u>Adoption of Resolutions</u></b></p>	Approved
(d)	<p><b>Resolution No. 2004-6-1(R):</b> To authorize the City to provide landscaping services to any person or business residing or operating inside or outside the corporate limits of the City of Plano in compliance with Senate Bill 585; and providing an effective date.</p>	Adopted
(e)	<p><b>Resolution No. 2004-6-2(R):</b> To approve the terms and conditions of an agreement by and between the City of Plano and the Kansas City Southern Railway Company for rehabilitating an existing grade crossing at Coit Road; authorizing its execution by the City Manager; and providing an effective date.</p>	Adopted
(f)	<p><b>Resolution No. 2004-6-3(R):</b> To approve the terms and conditions of a Local Transportation Project Advance Funding Agreement by and between the City of Plano and the State of Texas for ramp improvements on US 75 from President George Bush Turnpike to Spring Creek Parkway; authorizing its execution by the City Manager; and providing an effective date.</p>	Adopted
(g)	<p><b>Resolution No. 2004-6-4(R):</b> To approve and authorize refunds of property tax overpayments; and providing an effective date.</p>	Adopted
(h)	<p><b>Resolution No. 2004-6-5(R):</b> To authorize the procurement of software updates, programming and RTU modifications for the City's BIF 3800 SCADA computer operating and telemetry system used at six sanitary sewer lift stations by Automated Services LLC, the sole source provider of such services and equipment; authorizing the City Manager to take such action and execute such documents as necessary to effectuate the procurement of such items; and providing an effective date.</p>	Adopted
(i)	<p><b>Resolution No. 2004-6-9(R):</b> To review and approve the use of the proceeds of bonds issued by the Tarrant County Health Facilities Development Corporation for the benefit of Baylor Health Care System; and providing an effective date.</p>	Adopted

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(j)	<b>Resolution No. 2004-6-6(R):</b> To ratify the intervention of the City of Plano Joint Petition of Southwestern Bell Telephone, L.P. d/b/a SBC Texas, governmental representatives of the Frisco Exchange and other independent telephone companies to provide optional two-way extended area calling service from the Frisco Exchange to the Dallas Metropolitan Exchange.	Adopted
(k)	<b>Resolution No. 2004-6-7(R):</b> To ratify the intervention of the City of Plano Joint Petition of Southwestern Bell Telephone, L.P. d/b/a SBC Texas, governmental representatives of the Allen Exchange and other independent telephone companies to provide optional two-way extended area calling service from the Allen Exchange to the Dallas Metropolitan Exchange.	Adopted
(l)	<p><b><u>Adoption of Ordinances</u></b></p> <p><b>Ordinance No. 2004-6-8:</b> To add a new Section 17.5-21. to Chapter 17.5 “Sexually Oriented Businesses” of the Code of Ordinances to add a section prohibiting alcoholic beverage possession, service and consumption in sexually oriented businesses in the City of Plano; amending the enforcement and injunction provisions and renumbering certain section numbers to accommodate the new section; providing repealing, severability and savings clauses; providing for a penalty for the violation of this ordinance; providing an effective date; and providing for the publication of the caption hereof.</p> <p><b><u>Award of Contract</u></b></p>	Adopted
(m)	<p>To approve expenditures for the rental of convenience copiers from 9/1/04 through 8/31/07 for the amount of \$577,400 to Imagistics, a vendor listed on the State Purchasing and General Services Commission Vendors list; and authorizing the City Manager to execute all documents necessary to effectuate the rental.</p> <p><b><u>Approval of Contract Amendment</u></b></p>	Approved
(n)	<p>Contract amendment with Birkhoff, Hendricks &amp; Conway, L.L.P., for Professional Engineering Services in the amount of \$15,000 in connection with the interior painting/coating of the Preston Road Elevated Storage Tank, 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 two (2) ambulances (Mobile Intensive Care Units) in the amount of \$354,690 from Wheeled Coach Industries through the Texas Association of School Board Cooperative Purchasing Program, Contract No. 165-02 and authorizing the City Manager to execute any and all documents necessary to effectuate this purchase.</p>	Approved
(p)	<p>To authorize the purchase of two (2) Reelmaster 5500-D 4WD Fairway Mowers in the amount of \$72,000 from Professional Turf Products through the Texas Association of School Board Cooperative Purchasing Program, Contract No. 146-02 and authorizing the City Manager to execute any and all documents necessary to effectuate this purchase.</p>	Approved

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(q)	To authorize the purchase of five (5) Crane Carrier Cab & Chassis in the amount of \$505,606 from Longhorn International Trucks Ltd., through the Texas Association of School Board Cooperative Purchasing Program, Contract No. 184-03 and authorizing the City Manager to execute any and all documents necessary to effectuate this purchase.	Approved
<b><u>Approval of Expenditure</u></b>		
(r)	To approve an expenditure in the amount of \$36,750 to Naztec, Inc. for the purchase of Solar Powered School Zone Flashers from an existing contract (C048-02) and authorizing the City Manager to execute all documents necessary to effectuate the purchase.	Approved
(s)	To approve an expenditure in the amount of \$173,135 to Consolidated Traffic Controls, Inc. for L.E.D. Signal Lamps through an Interlocal Agreement with the City of Richardson, pursuant to Chapter 271, Section 271.102 of the Local Government Code, and authorizing the City Manager to execute all documents necessary to effectuate the purchase.	Approved
(t)	To approve an expenditure in the amount of \$32,487 to U S Traffic Corporation for LED Pedestrian Signal Lamps from an existing contract (C058-02) and authorizing the City Manager to execute all documents necessary to effectuate the purchase.	Approved
(u)	To approve an expenditure with TriTech Incorporated for an annual software maintenance support agreement for the Open Fire EMS and SunPro Fire RMS software systems in an amount of \$42,605; and authorizing the City Manager to execute all documents necessary to effectuate the purchase.	Approved
<b><u>ITEMS FOR INDIVIDUAL CONSIDERATION:</u></b>		
<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>		
(1)	A Public Hearing for the City Council of the City of Plano, Texas, pursuant to Chapter 26 of the Texas Parks and Wildlife Code pertaining to use or taking of a portion of City of Plano Park, known as Preston Ridge Trail Linear Park north of Carpenter Park; Carpenter Park; and Preston Ridge Trail Linear Park south of Carpenter Park; for electric transmission line easements.	Item tabled

ITEM NO.	EXPLANATION	ACTION TAKEN
(2)	<p><b>An Ordinance</b> of the City of Plano, Texas, approving a project for electric transmission line easements to Oncor Electric Delivery Company, requiring the use or taking of a portion of City of Plano public park land, known as Preston Ridge Trail Linear Park north of Carpenter Park, Carpenter Park; and Preston Ridge Trail Linear Park south of Carpenter Park, providing for a determination that there is no feasible and prudent alternative to the proposed use or taking of the park land; and that the proposed project includes all reasonable planning to minimize harm to the land and the park and recreation area resulting from the use; and providing an effective date.</p>	Item tabled
(3)	<p><b>A Resolution</b> to approve the granting of Electric Transmission Line Easements being in the John Wheeler Survey, Abstract No. 1029, H.B. Hanna Survey, Abstract No. 383, Jesse Stiff Survey, Abstract No. 153, Mary &amp; Catherine Owens Survey, Abstract No. 672, B.M. Craig Survey, Abstract No. 176, T.J. Cotton Survey, Abstract No. 202 and Martha McBride Survey, Abstract No. 553, City of Plano, Collin County, Texas, across a portion of City of Plano park known as Carpenter Park and as Preston Ridge Trail Linear Park north and south of Carpenter Park, and authorizing the execution of the Easements by the City Manager; and providing an effective date.</p>	Item tabled
(4)	<p><b>Public Hearing and adoption of Ordinance No. 2004-6-10 as requested in Zoning Case 2004-21</b> - An ordinance of the City of Plano amending the Comprehensive Zoning Ordinance of the City, Ordinance No. 86-3-14, as heretofore amended, so as to amend Planned Development-184-Retail/Office-2 on 31.3± acres located on the northeast corner of Preston Road and Parker Road to clarify that no more than two private clubs are allowed in Tracts 1 and 2 and no private clubs are allowed in Tract 3 in Planned Development-184-Retail/Office in the City of Plano, Collin County, Texas; 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 #32. Applicant: City of Plano</p>	Conducted and adopted
(5)	<p><b>Public Hearing and adoption of Ordinance No. 2004-6-11 to amend</b> Subsection 5. (Effect of Approval) of Subsection c. (Application Procedure and Requirements) of Section 3.3 (Preliminary Plat) of Article III (Platting Procedures) and related sections of the Subdivision Ordinance of the City of Plano, as heretofore amended, is hereby further amended pertaining to the effects of residential plat approval regarding exterior appearance and landscaping of single-family residential structures; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date. This request is in response to modifications of Chapter 211 to the Local Government Code by the Texas Legislature. Applicant: City of Plano</p>	Conducted and adopted
(6)	<p><b>Consideration of an Appeal of the Planning and Zoning Commission's Approval</b> of a Preliminary Site Plan for Wal-Mart DNT Addition – A retail superstore on one lot on 23.1± acres located on the west side of Parkwood Boulevard, 580± feet south of Park Boulevard. Zoned Regional Commercial. Neighborhood #53. Tabled 05-10-04</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 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.</u></b></p>	Continued to 6/28/04 and show modifications discussed