

CITY COUNCIL

1520 AVENUE K



DATE: 6/25/2012
 CALL TO ORDER: 7:00 p.m.
 INVOCATION: Dr. Jon Lineberger
 Dallas Baptist University
 PLEDGE OF ALLEGIANCE: The Men of Note Chorus

ITEM NO.	EXPLANATION	ACTION TAKEN
	<p>OUR MISSION - THE CITY OF PLANO IS A REGIONAL AND NATIONAL LEADER, PROVIDING OUTSTANDING SERVICES AND FACILITIES THROUGH COOPERATIVE EFFORTS THAT ENGAGE OUR CITIZENS AND CONTRIBUTE TO THE QUALITY OF LIFE IN OUR COMMUNITY.</p> <p>The City Council may convene into Executive Session to discuss posted items in the regular meeting as allowed by law.</p> <p><u>PROCLAMATIONS & SPECIAL RECOGNITION</u></p> <p>PRESENTATION: The Collin County Commissioners are presenting a check to the City of Plano for Major Thoroughfare Rehabilitation and the Mapleshade project.</p> <p>PROCLAMATION: The Plano Early Lions Club and Plano Star Courier are sponsoring the annual Independence Day Parade to celebrate our nation's independence and to honor our veterans.</p> <p>SPECIAL RECOGNITION: The Plano Public Library System has once again received the Achievement of Excellence in Libraries Award from the Texas Municipal Library Directors Association.</p> <p><u>CERTIFICATES OF APPRECIATION</u></p> <p><u>Cultural Affairs Commission</u></p> <p>Mark Greer</p> <p><u>COMMENTS OF PUBLIC INTEREST</u></p> <p><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>Presented</p> <p>Presented</p> <p>Presented</p>

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	<p><u>CONSENT AGENDA</u> <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><u>Approval of Minutes</u> June 11, 2012</p>	Approved
	<p><u>Approval of Expenditures</u> Award/Rejection of Bid/Proposal: (Purchase of products/services through formal procurement process by this agency)</p>	
(b)	<p>CSP No. 2012-162-C for a 1 year contract with 4 City optional renewals for Avaya Telecommunications Equipment and Services to Affiliated Telephone, Inc. in the estimated annual amount of \$500,000, and authorizing the City Manager to execute all necessary documents.</p>	Approved
(c)	<p>Bid No. 2012-213-B for Drainage Improvements – Briarwood, Liverpool & Stoney Point to Jim Bowman Construction Company, LP, in the amount of \$278,059, and authorizing the City Manager to execute all necessary documents.</p>	Approved
(d)	<p>Bid No. 2012-206-B for Neighborhood Parks Backstop Removal and Replacement to Bass Site Solutions, LLC in the amount of \$80,315 and authorizing the City Manager or his authorized designee to execute all necessary documents.</p>	Approved
(e)	<p>Bid No. 2012-185-B for Fire Station No. 5 Roof and Wall Sealant Replacement - Project No. 6202 to Nations Roof Central, LLC in the amount of \$105,150 and authorizing the City Manager to execute all necessary documents.</p>	Approved
(f)	<p>Bid No. 2012-186-B for Municipal Center Exterior Weatherproofing Repair - Project No. 6201 to Chamberlin Dallas, LLC in the amount of \$117,850 and authorizing the City Manager to execute all necessary documents.</p>	Approved
	<p><u>Purchase from an Existing Contract</u></p>	
(g)	<p>To approve the purchase of Palo Alto firewalls to support the Police Mobile Data Video Recording (MDVR) project, in the amount of \$67,388 from Solid Border, Inc., through a Department of Information (DIR) Contract, and authorizing the City Manager to execute all necessary documents. (DIR-SDD-1123)</p>	Approved
(h)	<p>To approve the purchase of one (1) Hobart Conveyor Dishwasher with accessories for Plano Centre in the amount of \$51,610 from Pasco Brokerage, Inc. through an existing contract/agreement with BuyBoard, and authorizing the City Manager to execute all necessary documents. (BuyBoard Contract #355-10)</p>	Approved

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(i)	To approve the purchase of Police Vehicle Make-Ready Accessories in the amount of \$74,958 from Fleet Safety Equipment, Inc. through Tarrant County Contract # 2008-124 and in the amount of \$13,607 from GT Distributors, Inc. through Buy Board Contract # 363-10 for a total of \$88,565 and authorizing the City Manager to execute all necessary documents.	Approved
(j)	To approve the purchase of carpet replacement at the Maribelle Davis Library in the amount of \$140,478 from Gomez Floor Covering, Inc. through an existing contract/agreement with BuyBoard, and authorizing the City Manager to execute all necessary documents. (BuyBoard Contract #391-12)	Approved
Approval of Contract: (Purchase of products/services exempt from State of Texas Competitive Bid Laws)		
(k)	To approve a Professional Services Agreement by and between the City of Plano and Freese and Nichols, Inc., in the amount of \$133,373, for the City Pond Water Quality Upgrades project; and authorizing the City Manager to execute all necessary documents.	Approved
(l)	To approve a Professional Services Agreement by and between the City of Plano and Birkhoff, Hendricks & Carter, L.L.P., in the amount of \$62,540, for J Place Lift Station Replacement in the City of Plano and authorizing the City Manager to execute all necessary documents.	Approved
(m)	To approve an Architectural Services Agreement by and between the City of Plano and Wiginton Hooker Jeffry, PC, in the amount of \$408,900, for Fire Stations 2, 6 and 7 Renovations designs; and authorizing the City Manager or his authorized designee to execute all necessary documents.	Approved
(n)	Approval of a Landscape Architecture Services Agreement by and between the City of Plano and La Terra Studio, Inc. in the amount of \$105,750 for design services for the Plano-Richardson-Murphy Trail Connection, Phase 1 project and authorizing the City Manager or his authorized designee to execute all necessary documents.	Approved
Approval of Change Order		
(o)	To AUI Contractors, LLC, increasing the contract by \$89,800 for the 2010-11 Arterial Pavement Rehab, Coit Road – Spring Creek Parkway to SH 121, Project No. 6146, Change Order No. 1, Bid No. 2011-234-B, and authorizing the City Manager or his authorized designee to execute all necessary documents.	Approved
Approval of Expenditure		
(p)	To approve the purchase of Wireless Voice and Data Services in an annual amount not to exceed \$525,000 from AT&T Mobility National Accounts LLC d/b/a AT&T Mobility, through an existing contract and authorizing the City Manager to execute all necessary documents. (DIR contract Number DIR-SDD-1777)	Approved

ITEM NO.	EXPLANATION	ACTION TAKEN
(q)	<p>Adoption of Resolutions</p> <p>Resolution No. 2012-6-7(R): To approve and adopt an updated City of Plano Affirmative Action and Equal Employment Opportunity Program to reflect current practices; authorizing its execution by the City Manager or his designee; and providing an effective date.</p>	Adopted
(r)	<p>Resolution No. 2012-6-8(R): To authorize continued participation with the Steering Committee of Cities Served by Oncor; authorizing the payment of 10 cents per capita to the Steering Committee to fund regulatory and related activities related to Oncor Electric Delivery Company, LLC.; and providing an effective date.</p>	Adopted
(s)	<p>Resolution No. 2012-6-9(R): To ratify the terms and conditions of an agreement by and between Texas Forest Service and the City of Plano for training purposes; authorizing its execution by the City Manager or his authorized designee; and providing an effective date.</p>	Adopted
(t)	<p>Resolution No. 2012-6-10(R): To rescind the approval of the prior Amended and Restated Tax Abatement Agreement granted pursuant to Resolution No. 2012-2-13(R); and approving the terms and conditions of the herein Amended and Restated Tax Abatement Agreement by and between the City of Plano, Texas, the County of Collin, Texas, and Capital One, National Association; authorizing its execution by the City Manager or his authorized designee; and providing an effective date.</p>	Adopted
(u)	<p>Resolution No. 2012-6-11(R): To terminate the Economic Development Agreement approved by Resolution No. 2009-9-11 as further amended by Resolution No. 2011-6-8(R) and replacing it with a revised Economic Development Agreement by and between the City of Plano, Texas, and MedAssets, Inc., a Delaware corporation; authorizing its execution by the City Manager or his designee; and providing an effective date.</p>	Adopted
(v)	<p>Resolution No. 2012-6-12(R): To certify that the City is eligible to receive financial assistance under the Collin County Parks and Open Space Matching Grant Program as provided by the Collin County Commissioners Court; certifying that the City's matching share is readily available; designating the Director of Parks and Recreation as being responsible for acting for and on behalf of the City of Plano in dealing with the Collin County Commissioners Court for the purpose of participating in the Collin County Parks and Open Space Matching Grant Program; certifying that the Plano-Richardson-Murphy Trail Connection has been dedicated for public park and recreational uses; and providing an effective date.</p>	Adopted
(w)	<p>Resolution No. 2012-6-13(R): To approve the terms and conditions of a first modification of a corporate sponsorship agreement by and between the City of Plano, Texas, and Texas Health Presbyterian Hospital Plano; approving its execution by the City Manager or his designee; and providing an effective date.</p>	Adopted
(x)	<p>Resolution No. 2012-6-14(R): To approve the terms and conditions of a Third Amendment to a Development Agreement by and between RH 15th Condos One, Ltd. and the City of Plano for the development of 15th Street Village; authorizing its execution by the City Manager or his authorized designee; and providing an effective date.</p>	Adopted

ITEM NO.	EXPLANATION	ACTION TAKEN
(y)	<p><u>Adoption of Ordinances</u></p> <p>Ordinance No. 2012-6-18: To amend Sec. 2-251. – Created; purpose; Sec. 2-253. - Officers; and Sec. 2-257. - Reports of Article XIII. Cultural Affairs Commission of the Code of Ordinances of the City of Plano to require abstention from discussion and voting for funding if a commission member serves on a nonprofit board seeking funding before the Cultural Affairs Commission, to remove reference to a board secretary and to amend report requirements; and providing a repealer clause, a severability clause, and an effective date.</p>	Adopted
(z)	<p>Ordinance No. 2012-6-19: To amend Section 16-108. Heritage Commission - Functions of Article VI. Heritage Resource Preservation of Chapter 16 Planning and Development of the City of Plano Code of Ordinances to require abstention from discussion and voting for funding if a commission member serves on a nonprofit board seeking funding before the Heritage Commission; and providing a repealer clause, a severability clause, and an effective date.</p>	Adopted
(aa)	<p>Ordinance No. 2012-6-20: To amend Section 2-161 – Voting Privileges; conflict of interest of Article VII. Community Relations Commission of Chapter 2 Administration of the City of Plano Code of Ordinances to require abstention from discussion and voting for funding if a commission member serves on a nonprofit board seeking funding before the Community Relations Commission; and providing a repealer clause, a severability clause, and an effective date.</p>	Adopted
(bb)	<p>Ordinance No. 2012-6-15: To amend Section 12-112.5(a) of Chapter 12, Motor Vehicles and Traffic, of the Code of Ordinances of the City of Plano, Texas to repeal the four hour duration time limit for curbside loading on certain streets in the Downtown area of the City of Plano and to enact a twenty (20) minute duration time limit for curbside loading on certain streets in the Downtown area of the City of Plano, to abandon the existing curbside loading zone on the north side of Vontress Drive and to establish a new curbside loading zone on the north side of Vontress Drive, declaring it unlawful and a misdemeanor to stand, stop, load or unload motor vehicles in the loading zone for a period different than that defined herein; 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.</p>	Adopted
(cc)	<p>Ordinance No. 2012-6-16: To abandon all right, title and interest of the City, in and to that certain 85-foot wide Drainage Easement recorded in Volume 1857, Page 841, of the Deed Records of Collin County, Texas and being situated in the Martha McBride Survey, Abstract No. 553, which is located within the city limits of Plano, Collin County, Texas; quitclaiming all right, title and interest of the City in such easement to the abutting property owner, John Paul II Building and Endowment Fund, to the extent of its interest; authorizing the City Manager or his authorized designee, to execute any documents deemed necessary; and providing an effective date.</p>	Adopted

ITEM NO.	EXPLANATION	ACTION TAKEN
(dd)	To amend Section 12-74(b) of Chapter 12, Motor Vehicles and Traffic, of the Code of Ordinances of the City of Plano, Texas to amend the prima facie maximum speed limits for motor vehicles operating on certain sections of Park Boulevard 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 penalty clause, a severability clause, a savings clause, a publication clause, and an effective date.	Failed
(ee)	Ordinance No. 2012-6-17: To amend specific provisions of the City of Plano Retirement Security Plan as Restated January 1, 2007 and January 1, 2011 to reflect current practices; authorizing its execution by the City Manager, or his designee; providing a repealer clause, a severability clause, a savings clause and an effective date.	Adopted
	<p><u>ITEMS FOR INDIVIDUAL CONSIDERATION:</u></p> <p><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></p> <p><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></p>	
(1)	Transmittal of FY2010-2011 Affirmative Action Plan	Received by Council
(2)	Public Hearing and adoption of Ordinance No. 2012-6-21 of the City of Plano, Texas, designating a certain area within the City of Plano, Texas, as Reinvestment Zone No. 128 for tax abatement consisting of a 18.908 acre tract of land located in the Samuel Brown Survey, Abstract No. 108, and the Maria C. Vela Survey, Abstract No. 935, Collin County and described in Exhibit "A", attached hereto, in the City of Plano, Texas, establishing the boundaries of such zone; ordaining other matters related thereto; and providing an effective date.	Conducted and adopted
(3)	Resolution No. 2012-6-22(R): To approve the terms and conditions of an agreement by and between the City of Plano, Texas, Cole OF Plano TX, LLC and MedAssets, Inc. providing for real and business personal property tax abatement; and authorizing its execution by the City Manager or his authorized designee; and providing an effective date.	Adopted

ITEM NO.	EXPLANATION	ACTION TAKEN
(4)	Public Hearing and adoption of Resolution No. 2012-6-23(R) of the City Council of the City of Plano, Texas, approving the terms and conditions of an interlocal agreement between the City of Plano, the City of McKinney and the Collin County Sheriff's Office for the disbursement of the 2012 Edward Byrne Justice Assistance Grant funds; authorizing its execution by the City Manager or his authorized designee; and providing an effective date.	Conducted and adopted
(5)	Public Hearing and adoption of Resolution No. 2012-6-24(R) of the City Council of the City of Plano, Texas, adopting the 2012-2013 Action Plan, including the summary of Community Development Block Grant and HOME Partnership objectives and proposed use of funds for program year 2012-2013; and declaring an effective date.	Conducted and Adopted with revision
(6)	Resolution No. 2012-6-25(R): To authorize the filing of applications for Federal Funds in an amount not to exceed \$1,431,497 under the Housing and Community Development Act and the HOME Investment Partnership Act; designating Bruce D. Glasscock as Chief Executive Officer and authorized representative of the City for the purpose of giving required assurances and acting in connection with said application and providing required information; and declaring an effective date.	Adopted
(7)	Public Hearing and adoption of Ordinance No. 2012-6-26 as requested in Zoning Case 2012-16 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, granting Specific Use Permit No. 627 so as to allow the additional use of Truck/Bus Leasing on 10.2± acres of land out of the Mary Ann Taylor Survey, Abstract No. 897, located on the south side of Park Boulevard, 700± feet west of Dallas North Tollway, in the City of Plano, Collin County, Texas, presently zoned Regional Commercial with Specific Use Permit No. 427 for Building Material Sales; 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: HD Development Properties, LP	Conducted and adopted
(8)	<p>Public Hearing and adoption of Ordinance No. 2012-6-27 as requested in Zoning Case 2012-17 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, granting Specific Use Permit No. 628 so as to allow the additional use of Truck/Bus Leasing on 11.5± acres of land out of the Collin County School Land Survey, No. 7, Abstract No. 153, located on the south side of State Highway 121, 340± feet east of Ohio Drive, in the City of Plano, Collin County, Texas, presently zoned Regional Commercial with Specific Use Permit No. 424 for Building Material Sales; 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: HD Development Properties, LP</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>	Conducted and adopted