



# CITY COUNCIL

1520 AVENUE K

DATE: August 27, 2007

CALL TO ORDER: 7:00 p.m.

INVOCATION:

PLEDGE OF ALLEGIANCE: Boy Scout Troop 285

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>SPECIAL RECOGNITIONS AND PRESENTATION</u></b></p> <p>Presentation: In Recognition of the Plano City Council as “2007 Texas City Council of the Year” by the Texas City Managers Association (TCMA)</p> <p>Special Recognition: Dexter Prince</p> <p>Special Recognition: Life Saving CPR Performed by Citizen Bystander – Gary Thorne</p> <p><b><u>THE CITY SECRETARY RECEIVES SPEAKER CARDS AT THE BEGINNING OF THE MEETING</u></b></p> <p><b><u>COMMENTS OF PUBLIC INTEREST</u></b></p> <p><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></b></p> <p><b><u>BOARD AND COMMISSION REPORT</u></b></p> <p>Parks and Recreation Planning Board – Susan Plonka, Vice Chair</p> <p><b><u>CERTIFICATES OF APPRECIATION</u></b></p> <p><u>Technology Commission</u>            Javed Azam            Michael Becker            Charles Bell            Paul Jasina            James Krusos</p>	<p>Presented</p> <p>Received</p> <p>Presented</p> <p>Presented</p>

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	<p><b><u>CONSENT AGENDA</u></b></p> <p><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></b></p>	
(a)	<p><b><u>Approval of Minutes</u></b></p> <p>August 13, 2007 August 18, 2007</p>	Approved
	<p><b><u>Approval of Expenditures</u></b></p> <p><b>Award/Rejection of Bid/Proposal: (Purchase of products/services through formal procurement process by this agency)</b></p>	
(b)	<p><b>Bid No. 2007-185-C</b> for Graffiti Removal to J.E.H. Enterprises, Inc., with an estimated annual amount of \$35,000. This will establish an annual fixed price contract, with three optional one-year renewals.</p>	Approved
(c)	<p><b>Bid No. 2007-143-C</b> for an annual fixed price contract for Small Power Equipment to Richardson Saw and Lawnmower in the estimated annual amount of \$27,580. This will establish an annual contract with three optional one-year renewals.</p>	Approved
(d)	<p><b>Bid No. 2007-142-B</b> for one Truck Mount Fork Lift to Steward &amp; Stevenson, LLC in the amount of \$42,950 for Dept. 714/Compost Marketing &amp; Operations.</p>	Approved
(e)	<p><b>Bid No. 2007-186-B</b> for the 2006-2007 Residential Concrete Pavement Rehabilitation Project, Zones F3, F4, I6, and N2 to McMahon Contracting, L.P. in the amount of \$827,490. This project involves the replacement of street and alley pavement in the residential areas on the west and east side of the City- Zones F3 and F4 are bounded by Plano Parkway on the south, White Rock Creek on the west, Parker Road on the north, and Preston Road on the east. Zone I6 is the area bounded by Parker Road, Coit Road, Spring Creek Parkway and Independence Parkway, and Zone N2 is the Industrial area bounded by Plano Parkway, K Avenue, 14<sup>th</sup> Street, and Jupiter Roads.</p>	Approved
(f)	<p><b>Rejection of Bids for No. 2007-179-B</b> for the 2006-2007 Screening Wall Panel Replacement Project.</p>	Approved
	<p><b><u>Approval of Change Order</u></b></p> <p>To Jerusalem Corporation, increasing the contract by \$34,900 for the 2006-2007 Residential Concrete Pavement Rehabilitation Project, Zone K8, L8, J6N, Project No. 5795, Change Order No. 1, Bid No. 2007-92-B. This change order is for additional alley pavement repairs in the Project area.</p>	Approved
(h)	<p><b><u>Adoption of Resolutions</u></b></p> <p>To terminate the contract entered into by and between Garrison Enterprises, Inc., dba Digital Health, Inc., for Bid CSP No. 2006-133-B for the purchase of Inspection Software System in the amount of \$57,900; and providing an effective date.</p>	Pulled and Held

ITEM NO.	EXPLANATION	ACTION TAKEN
(i)	<b>Resolution No. 2007-8-11(R):</b> To deny the request of Atmos Energy Corp., Mid-Tex Division, for an annual Gas Reliability Infrastructure Program (GRIP) rate increase in this municipality, as a part of the company's statewide gas utility distribution system; supporting statutory reform of the Texas GRIP Statute, finding that the meeting at which this resolution is passed is open to the public; and providing for notice of this resolution to Atmos Energy Corp., Mid-Tex Division and the City's legislative delegation; and providing an effective date.	Adopted
(j)	<b>Resolution No. 2007-8-12(R):</b> To revoke Resolution No. 2007-3-12(R) and amend a Communications Facilities License Agreement by and between the City of Plano, Texas, and Dallas MTA, L.P., a Texas Limited Partnership, d/b/a Verizon Wireless, to install, and operate telecommunications ground equipment in certain specific portions of City of Plano public park land, known as the Wellington site; authorizing its execution by the City Manager, and providing an effective date.	Adopted
(k)	<b>Resolution No. 2007-8-13(R):</b> To review and approve the City's written Public Funds Investment Policy; and providing an effective date.	Adopted
(l)	<b>Resolution No. 2007-8-19(R):</b> To approve the Plano Public Library System to purchase the EnvisionWare Patron PC and Print Management System from a contract addendum with Polaris Library Systems through the Catalog Information Systems Vendor (CISV) program from Texas Building and Procurement Commission, in an amount not to exceed \$42,000; authorizing the City Manager to take such action and execute such documents as necessary to effectuate the purchase approved herein; and providing an effective date. VID# 1161667474000	Adopted
(m)	<b>Resolution No. 2007-8-14(R):</b> To approve the terms and conditions of a Real Estate Contract by and between Willard Stimpson and Sophia D. Stimpson and the City of Plano for the purchase of approximately 0.38 acres, commonly referred to as Lots 8, 10 and 12, Block 1, J.T. Kendricks Second Addition, in the City of Plano, Collin County, Texas; authorizing its execution by the City Manager; and providing an effective date.	Adopted
(n)	<b>Resolution No. 2007-8-15(R):</b> To approve the terms and conditions of an Interlocal Cooperation Agreement by and between the City of Plano, Texas, and Collin County, Texas, providing terms and conditions for reconstruction of 14th Street from K Avenue to Ridgewood Drive; authorizing its execution by the City Manager; and providing an effective date.	Adopted
(o)	<b>Resolution No. 2007-8-16(R):</b> To approve the terms and conditions of an Agreement by and between the City of Plano, Texas, and Legacy Association, for the installation and maintenance of specially designed signs within Legacy; authorizing its execution by the City Manager; and providing an effective date.	Adopted
(p)	<b>Resolution No. 2007-8-17(R):</b> To name the Chaparral Road Athletic Site, "Moore Park," and providing an effective date.	Adopted
(q)	<b>Resolution No. 2007-8-18(R):</b> To name the property occupied by Ridgeview Golf Course, "David A. Griffin Park," and providing an effective date.	Adopted
(r)	To approve revisions to the Tax Abatement Application of the City of Plano; and providing an effective date.	Tabled

ITEM NO.	EXPLANATION	ACTION TAKEN
(s)	<p><b>Resolution No. 2007-8-20(R):</b> To approve revisions to the Chapter 380 Program for Economic Development Incentives Application; and providing an effective date.</p>	Adopted
<p><b><u>Adoption of Ordinances</u></b></p>		
(t)	<p><b>Ordinance No. 2007-8-21:</b> To transfer the sum of \$42,950 from the Sustainability &amp; Environmental Unappropriated Fund Balance to the Sustainability &amp; Environmental Services Operating Appropriation for Fiscal Year 2006-07 to provide for the purchase of a truck-mounted fork lift for the Sustainability Program in order to improve the efficiency of compost marketing and sales operations; amending the budget of the City and Ordinance 2006-9-9, as amended, to reflect the actions taken herein; declaring this action to be a case of public necessity; and providing an effective date.</p>	Adopted
(u)	<p><b>Ordinance No. 2007-8-22:</b> To abandon all right, title and interest of the City, in and to a portion of that certain eighty foot (80') Right-of-Way called 18th Street east of Rigsbee Drive, being situated in the Alex Berry Survey, Abstract Number 79, which is located within the City limits of Plano, Collin County, Texas; quitclaiming all right, title and interest of the City in such Right-of-Way to the abutting property owner, Plano Independent School District, to the extent of its interest; authorizing the City Manager to execute any documents deemed necessary; and providing an effective date.</p>	Adopted
(v)	<p><b>Ordinance No. 2007-8-23:</b> To grant a permit to West Plano Land Company, LP to drill a water well to supply irrigation needs at Legacy Town Center North, Plano, Texas, located south of Headquarters Drive and west of Parkwood Boulevard; authorizing the City Manager to execute any and all documents in connection therewith; and providing an effective date.</p>	Adopted
(w)	<p><b>Ordinance No. 2007-8-24:</b> To abandon all right, title and interest of the City, in and to a portion of that certain thirty foot (30') sanitary sewer easement recorded in Volume 1994, Page 449, of the Deed Records of Collin County, Texas, being situated in the Samuel Klepper Survey, Abstract 216, located south of Plano Parkway and west of Accent Drive, 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, ROG Church, Inc., to the extent of its interest; authorizing the City Manager to execute any documents deemed necessary; a providing an effective date.</p>	Adopted
(x)	<p><b>Ordinance No. 2007-8-25:</b> To amend the Code of Ordinances of the City of Plano, Chapter 12, Article X., Automated Traffic Signal Enforcement by deleting fees applied to administrative adjudication hearings; by providing additional requirements for violations notices; by extending the deadline to request an administrative adjudication hearing; by establishing procedures for an administrative hearing; providing a repealing clause; providing a severability clause; providing for the imposition of civil penalties; and providing an effective date.</p>	Adopted

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(y)	<p><b>Ordinance No. 2007-8-26:</b> To abandon all right, title and interest of the City, in and to a portion of that certain drainage easement recorded in Volume 4565, Page 25, and to a portion of that certain temporary drainage easement recorded in Volume 4111, Page 2605, and to a portion of that certain sanitary sewer easement recorded in Volume 4111, Page 2589 of the Deed Records of Collin County, Texas being situated in the Collin County School Land Survey No. 7, Abstract No. 153, located north of McDermott Road and east of Ohio Drive, which are located within the City limits of Plano, Collin County, Texas; quitclaiming all right, title and interest of the City in such easements to the abutting property owner, Pasquinelli Portrait Homes – The Enclave at Willow Crest LP, to the extent of its interest; authorizing the City Manager to execute any documents deemed necessary; and providing an effective date.</p> <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>	Adopted
(1)	<p><b>Presentation of a resolution</b> to name the Chaparral Road Athletic Site, “Moore Park.”</p>	Presented
(2)	<p><b>Presentation of a resolution</b> to name the property occupied by Ridgeview Golf Course, “David A. Griffin Park.”</p>	Presented
(3)	<p><b>Second Public Hearing</b> on the Tax Increase for Fiscal Year 2007-08. (First Public Hearing held August 23, 2007)</p>	Conducted
(4)	<p><b>A Public Hearing and adoption of Resolution No. 2007-8-27(R):</b> To adopt the Clearview Neighborhood Action Plan as proposed by the Clearview Neighborhood Planning Team, and approving its use by the appropriate personnel and departments of the City of Plano for the purpose of guiding future development and provision of City services within the Clearview Neighborhood; and providing an effective date.</p>	Conducted and adopted
(5)	<p><b>An Ordinance</b> to repeal City of Plano Ordinance Nos. 98-2-26, and 98-8-35, codified as Article VI, Historic Landmark Preservation, of Chapter 16 of the Code of Ordinances of the City of Plano; and adopting new and amended provisions for Heritage Resource Preservation for the City. (Pulled and Held August 13, 2007)</p>	Tabled until 09/10/07
	<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/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></b></p>	