



# CITY COUNCIL

1520 AVENUE K

DATE: November 10, 2003

CALL TO ORDER: 7:30 p.m.

INVOCATION: Chaplain Lauren "Sarge" Fair  
Command Sergeant Major – Retired

PLEDGE OF ALLEGIANCE: American Legion Post 321  
Honor Guard Unit,  
Ernest Rivard, Commander

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>“Veterans Day”</p> <p>“National Employer Support of the Guard and Reserve Week”</p> <p>Distinguished Service Award from the Association for Volunteer Administration – City of Plano Volunteer Resources Program</p> <p>“Jasper’s” – Plano Eatery Named by Esquire Magazine as one of the 20 Best Restaurants in America</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>	

ITEM NO.	EXPLANATION	ACTION TAKEN
	<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><b>Approval of Minutes</b></p> <p>(a) October 27, 2003</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> <p>(b) <b>Bid No. B140-03</b> for construction of Erosion Control – Oakwood Glen in the amount of \$361,290. The project consists of construction of gabion erosion control structures in creek areas.</p> <p>(c) <b>Bid No. B002-04</b> for construction of Alley Reconstruction – Armstrong Park in the amount of \$366,607. The project consists of reconstruction of six alleys in various locations in the City. The three Armstrong Park area projects (east of U.S. 75) also include the reconstruction of the sanitary sewer.</p> <p>(d) <b>Bid No. B008-04</b> for construction of McDermott – Razor Waterline in the amount of \$1,387,132. The project consists of construction of 8,600 feet of 48-inch and 42-inch diameter waterline along McDermott Road and the future Razor Road from the TXU easement to Ohio Drive.</p> <p>(e) <b>Bid No. B135-03</b> for Five (5) Automated Refuse Trucks and one (1) Rear Load Refuse Truck for the Solid Waste Department in the amount of \$993,966.</p> <p>(f) <b>Bid No. RFP C112-03</b> for a Broker of City’s Insurance Program, Risk Professional Services, and Claims Administration in the amount of \$880,893.</p> <p>(g) <b>Bid No. B001-04</b> for residential pavement repairs on the 2003-2004 Residential Slab Replacement Project, Zones M5 &amp; L5 West within the City of Plano in the amount of \$891,557. This project involves the replacement of street, sidewalk and alley pavement and construction of barrier free ramps in two residential areas. The first bounded by Spring Creek Parkway, Central Expressway, Parker Road and Alma Road and the second area being bounded by Parker Road, Custer Road and Country Place Drive.</p> <p>(h) <b>Bid No. B003-04</b> for residential sidewalk repairs on the Sidewalk Replacement Contract 12, within the City of Plano in the amount of \$858,500. This project will involve the repair of sidewalks in the residential areas and along thoroughfares bounded by Dallas North Toll Road/White Rock Creek/Plano Parkway/Willow Bend Drive and Legacy Drive/Spring Creek Parkway/Preston Road/Coit Road.</p>	<p>Approved</p> <p>Approved</p> <p>Approved</p> <p>Approved</p> <p>Approved</p> <p>Approved</p> <p>Approved</p> <p>Approved</p>

ITEM NO.	EXPLANATION	ACTION TAKEN
(i)	<b><u>Adoption of Resolutions</u></b>	
	<b>Resolution No. 2003-11-1(R):</b> To authorize the purchase of a service agreement from 3M Library Systems, suppliers of maintenance for 3M equipment in the amount of \$28,290 for the Plano Public Library System; 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.	Adopted
	<b>Resolution No. 2003-11-2(R):</b> To approve the terms and conditions of an Interlocal Cooperation Agreement for Library Services by and between the City of Plano and Denton County, Texas providing the terms and conditions for receipt of funding in the amount of \$15,608 from Denton County; authorizing the City Manager to take such action and execute such documents as necessary to effectuate the agreement herein; and providing an effective date.	Adopted
	<b><u>Adoption of Ordinances</u></b>	
	<b>Ordinance No. 2003-11-3:</b> To amend Section III of Ordinance No. 2002-9-38 to provide for additional individuals who are exempted from the parking restrictions; providing a penalty clause; and providing a repealer clause, a severability clause and an effective date.	Adopted
	<b>Ordinance No. 2003-11-4:</b> To transfer the sum of \$177,085 from the PC Replacement Fund Unappropriated Fund Balance to the PC Replacement Fund Operating Appropriation for Fiscal Year 2003-04 for the purpose of funding additional desktop workstations; amending the budget of the City and Ordinance 2003-9-19, as amended, to reflect the actions taken herein; declaring this action to be a case of public necessity; and providing an effective date.	Adopted
	<b><u>Award of Contract</u></b>	
	<b>(m)</b> To approve and authorize for the selection of R-Delta Engineers, Inc. to provide Professional Engineering Services for an amount not to exceed \$197,285 in connection with the design of the Ridgeview Drive Widening from Custer Road to Independence Parkway Project Improvements and authorizing the City Manager to execute all necessary documents to effectuate this contract.	Approved
	<b><u>Approval of Agreement</u></b>	
	<b>(n)</b> To approve a Construction, Maintenance and Reimbursement Agreement between Las Brisas Properties, Inc. and the City of Plano for the installation of fire sprinkler mains in historic structures in Downtown at the southeast corner of 15 <sup>th</sup> Street and K Avenue; and authorizing the City Manager to execute the agreement.	Approved
<b><u>Approval of Contract Amendment</u></b>		
<b>(o)</b> To approve a contract amendment with GSWW, Inc., for Professional Engineering Services in the amount of \$44,640 in connection with construction of Paving and Water for the Briarcreek Sanitary Sewer Capacity – Phase II project and authorizing the City Manager to execute all necessary documents.	Approved	

ITEM NO.	EXPLANATION	ACTION TAKEN
(p)	<p><b><u>Approval of State Contract</u></b></p> <p>To approve entering into a Service Agreement with the Department of Information Resources (DIR) for Hewlett-Packard servers and printers in an amount of \$56,166; and authorizing the City Manager to execute all necessary documents to effectuate the purchase. (DIR# 93050100D/SOT LK99110)</p>	Approved
(q)	<p><b><u>Approval of Expenditure</u></b></p> <p>To approve an expenditure in an amount of \$860,670 for the purchase and installation of personal computers with related software to Gateway Companies, Inc., under previously awarded contract C022-03; and authorizing the City Manager to execute all necessary documents to effectuate the purchase.</p>	Approved
(r)	<p><b><u>Reimbursement of Oversize Participation</u></b></p> <p>To approve and authorize reimbursement to EDS Information Services, L.L.C. for oversize participation for paving and water line improvements associated with the construction of Bishop Road, Democracy Drive and Parkwood Boulevard in the amount of \$178,940.</p>	Approved
<b><u>ITEMS FOR INDIVIDUAL CONSIDERATION</u></b>		
<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>Public Hearing</b> pursuant to Chapter 26 of the Texas Parks and Wildlife Code pertaining to the use or taking of a portion of a City of Plano Park, known as Timber Brook Park, for a License Agreement to construct and maintain parking facilities in connection with a future Plano Independent Elementary School.</p>	Conducted
(2)	<p><b>Ordinance No. 2003-11-5</b> to approve the use or taking of a portion of Timber Brook Park by the Plano Independent School District through a license agreement for the construction, maintenance, and use of a parking facility for a future elementary school; determining no feasible and prudent alternative to the proposed use or taking of the park land exists; finding the proposed project includes all reasonable planning to minimize the harm resulting from the use to both the land and the park and recreation area; and providing an effective date.</p>	Adopted
(3)	<p><b>Resolution No. 2003-11-6(R)</b> to grant a license to the Plano Independent School District for the construction and maintenance of a parking facility over a portion of Timber Brook Park, situated in the William McCreary Survey, Abstract No. 601, City of Plano, Collin County, Texas, for use by a future elementary school; authorizing execution of the license agreement by the City Manager; and providing an effective date.</p>	Adopted

ITEM NO.	EXPLANATION	ACTION TAKEN
(4)	<p><b>Public Hearing and adoption of Ordinance No. 2003-11-7 as requested in Zoning Case 2003-49</b> – To amend Section 3-1200 (Landscaping Requirements) of Article 3 (Supplementary Regulations) and related sections of the Comprehensive Zoning Ordinance of the City, Ordinance No. 86-3-14, as heretofore amended, pertaining to landscaping and tree preservation standards; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date. Applicant: City of Plano</p>	<p>Conducted and adopted with modifications</p>
(5)	<p><b>Public Hearing and adoption of Ordinance No. 2003-11-8 as requested in Zoning Case 2003-54</b> – To amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 86-3-14, as heretofore amended, granting Heritage Resource Designation to a 0.5± acre property located on the south side of 17th Street, 95± feet east of H Avenue, presently zoned Urban Residential, and retaining this zoning classification; directing a change accordingly in the official zoning map of the City; and providing a repealer clause, a savings clause, a penalty clause, a severability clause and an effective date. Neighborhood #59 Applicant: Alvie and Melissa O’Neal</p>	<p>Conducted and adopted</p>
(6)	<p><b>Public Hearing and adoption of Ordinance No. 2003-11-9 as requested in Zoning Case 2003-55</b> – To amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 86-3-14, as heretofore amended, granting Specific Use Permit No. 512 so as to allow the additional use of a Private Club on 0.1± acre of land located 87± feet south of Legacy Drive and 148± feet west of Parkwood Boulevard in the City of Plano, Collin County, Texas, presently zoned Planned Development-65-Central Business-1; 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 #16. Applicant: The Shops at Legacy, LP</p>	<p>Conducted and adopted</p>
(7)	<p><b>Public Hearing and adoption of Ordinance No. 2003-11-10 as requested to amend the Subdivision Ordinance</b> to amend Subsection c (Approval Criteria) of Section 3.1 (General); Subsection 6. (Effect of Approval) of Subsection d (Application Procedures and Requirements) of Section 3.2 (Land Study) of Article III (Platting Procedures) of the Subdivision Ordinance of the City of Plano, as heretofore amended, is hereby further amended pertaining to administrative procedures applicable to infrastructure capacity and floodplain delineation; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date. Applicant: City of Plano</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>	<p>Conducted and adopted</p>