PLANO CITY COUNCIL
June 25, 2012

COUNCIL MEMBERS PRESENT
Lissa Smith, Mayor Pro Tem
Ben Harris, Deputy Mayor Pro Tem
Pat Miner
James Duggan
Patrick Gallagher
Lee Dunlap

COUNCIL MEMBERS ABSENT
Phil Dyer, Mayor
André Davidson

STAFF PRESENT
Frank Turner, Deputy City Manager
LaShon Ross, Deputy City Manager
Diane Wetherbee, City Attorney
Diane Zucco, City Secretary

Mayor Pro Tem Smith convened the Council into the Regular Session on Monday, June 25, 2012, at 7:00 p.m. in the Council Chamber of the Plano Municipal Center, 1520 K Avenue. A quorum was present.

Dr. Jon Lineberger of Dallas Baptist University led the invocation and The Men of Note Chorus led the Pledge of Allegiance and performed several songs.

PROCLAMATIONS & SPECIAL RECOGNITION

Mayor Pro Tem Smith received a check for major thoroughfare rehabilitation and the Mapleshade project from the Collin County Commissioners Court and recognized the Plano Early Lions Club and Plano Star Courier for sponsoring the annual Independence Day Parade. She recognized the Plano Public Library System's receipt of the Achievement in Excellence in Libraries Award from the Texas Municipal Library Directors Association.

CERTIFICATES OF APPRECIATION

Mr. Greer was not in attendance to receive his certificate for service on the Cultural Affairs Commission.

COMMENTS OF PUBLIC INTEREST

Citizen Robert Miller spoke to a downtown Plano reception planned for June 28, 2012, hosted by the Assistance Center of Collin County.

CONSENT AGENDA

Upon the request of Council Member Dunlap Consent Agenda Items "C" and "H" were removed for individual consideration due to possible conflicts of interest. Upon the request of Council Member Dunlap, Consent Agenda Items "Y," "Z," and "AA" were removed for individual consideration. Council Member Duggan advised that he would be stepping down on a portion of Regular Agenda Item "5" due to a possible conflict of interest. Plano Citizens requested that Consent Agenda Item "DD" be removed for individual consideration.

Upon a motion made by Deputy Mayor Pro Tem Harris and seconded by Council Member Dunlap, the Council voted 6-0 to approve and adopt all remaining items on the Consent Agenda as recommended and as follows:

Approval of Minutes (Consent Agenda Item "A")
June 11, 2012

Approval of Expenditures

Award/Rejection of Bid/Proposal: (Purchase of products/services through formal procurement process by this agency)

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. (Consent Agenda Item "B")

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. (Consent Agenda Item "D")

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. (Consent Agenda Item "E")

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. (Consent Agenda Item "F")

Purchase from an Existing Contract

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) (Consent Agenda Item "G")

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. (Consent Agenda Item "I")

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) (Consent Agenda Item "J")

Approval of Contract: (Purchase of products/services exempt from State of Texas Competitive Bid Laws)

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. (Consent Agenda Item "K")

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. (Consent Agenda Item "L")

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. (Consent Agenda Item "M")

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. (Consent Agenda Item "N")

Approval of Change Order

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. (Consent Agenda Item "O")

Approval of Expenditure

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) (Consent Agenda Item "P")

Adoption of Resolutions

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. (Consent Agenda Item "Q")

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. (Consent Agenda Item "R")

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. (Consent Agenda Item "S")

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. (Consent Agenda Item "T")

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. (Consent Agenda Item "U")

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. (Consent Agenda Item "V")

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. (Consent Agenda Item "W")

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. (Consent Agenda Item "X")

Adoption of Ordinances

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. (Consent Agenda Item "BB")

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. (Consent Agenda Item "CC")

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. (Consent Agenda Item "EE")

END OF CONSENT

Due to possible conflicts of interest, Council Member Dunlap stepped down on the following two items which were considered concurrently.

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. (Consent Agenda Item "C")

Purchase from an Existing Contract: 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) (Consent Agenda Item "H")

Upon a motion made by Council Member Miner and seconded by Council Member Gallagher, the Council voted 5-0 approve 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 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.

Council Member Dunlap resumed his seat on the bench.

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. (Consent Agenda Item "Y")

Council Member Dunlap stated concern regarding the proposed amendment.

A motion was made by Deputy Mayor Pro Tem Harris and seconded by Council Member Miner 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 further to adopt Ordinance No. 2012-6-18. The Council voted 5-1 with Council Member Dunlap voting in opposition. The motion carried.

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. (Consent Agenda Item "Z")

Council Member Dunlap stated concern regarding the proposed amendment.

A motion was made by Council Member Gallagher and seconded by Council Member Miner 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 further to adopt Ordinance No. 2012-6-19. The Council voted 5-1 with Council Member Dunlap voting in opposition. The motion carried.

Ordinance No. 2012-6-19 (cont'd)

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. (Consent Agenda Item "AA")

Council Member Dunlap stated concern regarding the proposed amendment.

A motion was made by Deputy Pro Tem Harris and seconded by Council Member Miner 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 further to adopt Ordinance No. 2012-6-20. The Council voted 5-1 with Council Member Dunlap voting in opposition. The motion carried.

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. (Consent Agenda Item "DD")

Plano resident Marilyn Brooks spoke in opposition to the request citing the proximity of Park Boulevard to residences and concerns regarding safety of pedestrians/children and young drivers from Plano East Senior High School. She requested information regarding the request and Director of Public Works Cosgrove advised that a resident requested a speed study resulting in the recommendation. Resident Vicki Young spoke in opposition, citing residences along Park Boulevard, and safety of children and those exiting vehicles. She spoke to current speeding, the thoroughfare's status as a residential neighborhood. Citizen Richard M. Phillips, Sr. spoke in opposition to the request and efforts over the years to increase the limit. He spoke to limited visibility, school zones, excessive speed, safety concerns and Park Boulevard being a residential area. Mr. Cosgrove advised that the study was initiated as a result of a speeding ticket and responded to the Council regarding the limit along the entire length of east Park Boulevard and similarities along Parker Road.

A motion was made by Council Member Miner and seconded by Council Member Dunlap to approve the request. The Council voted 3-3 with Mayor Pro Tem Smith, Deputy Mayor Pro Tem Harris and Council Member Dunlap voting in opposition. The motion failed. Council directed Staff to bring forward consideration of an increased speed limit on Park Boulevard from Shiloh Road east to the City limits.

Transmittal of FY2010-2011 Affirmative Action Plan (Regular Agenda Item "1")

Human Resources Director Parrish reviewed the history of the Affirmative Action Program and spoke to making sure there is a diverse applicant pool. He reviewed the City's labor force as it compares to Collin County and spoke to use of the 2000 Census information and analysis of underutilization/concentration reflecting employment traditions. Mr. Parrish reviewed information regarding new hires, promotions, applicants, civil service screening and testing and the City's commitment to the spirit and objectives of true equal employment opportunity including those with disabilities.

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. (Regular Agenda Item "2")

Director of Plano Economic Development Bane spoke to statutes requiring the establishment of reinvestment zones which include a Public Hearing and to this agreement based on a ten-year abatement of 50% for an estimated $28 million in real property and $1 million in business personal property commencing on January 1, 2014. Council Member Dunlap requested that in the future, Staff provide a graphic of the property being considered for the reinvestment zone.

Mayor Pro Tem Smith opened the Public Hearing. No one spoke for or against the request. The Public Hearing was closed.

Upon a motion made by Council Member Dunlap and seconded by Council Member Miner, the Council voted 6-0 to designate a certain area within the City of Plano, Texas, as Reinvestment Zone No. 128 for tax abatement and further to adopt Ordinance No. 2012-6-21.

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. (Regular Agenda Item "3")

Director of Plano Economic Development Bane advised that the agreement would be between the City of Plano, Cole OF Plano, TX, LLC and MedAssets, Inc. for the construction of a 225,000 square foot office building. She advised that the term of the abatement is for ten years at 50%.

Upon a motion made by Deputy Mayor Pro Tem Harris and seconded by Council Member Dunlap, the Council voted 6-0 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 further to adopt Resolution No. 2012-6-22(R).

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. (Regular Agenda Item "4")

Chief Rushin spoke to monies shared among entities with the City of Plano receiving $39,548 that can be spent in several law enforcement areas. He advised that the City will provide 33% to the county sheriff's department and stated that the recommended purpose is the funding of security cameras at the joint use facility.

Mayor Pro Tem Smith opened the Public Hearing. No one spoke for or against the item. The Public Hearing was closed.

Upon a motion made by Deputy Mayor Pro Tem Harris and Council Member Gallagher, the Council voted 6-0 to approve 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; and further to adopt Resolution No. 2012-6-23(R).

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. (Regular Agenda Item "5")

Community Services Manager Day advised that the plan includes proposed use of funds for 2012-13 and spoke to the application process, public hearings and decision-making of the Community Relations Commission. She advised that recommendations are tied to the goals established by the Council in the Consolidated Plan and that Staff and the Commission request approval as submitted. Ms. Day spoke to revised language: "WHEREAS, the City Council approves of the 2012-2013 Action Plan and the related summaries, objectives, and proposed uses of funds."

Mayor Pro Tem Smith opened the Public Hearing. No one spoke for or against the item. The Public Hearing was closed.

Upon a motion made by Council Member Dunlap and seconded by Council Member Miner the Council voted 6-0 to adopt 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 with the exception of the Boys and Girls Clubs of Collin County.

Due to a possible conflict of interest, Council Member Duggan stepped down from the bench on consideration of funding for the Boys and Girls Clubs of Collin County.

Resolution No. 2012-6-24(R) (cont'd)

Upon a motion made by Council Member Dunlap and seconded by Council Member Miner, the Council voted 5-0 to approve funding for the Boys and Girls Club.

The Council further adopted Resolution No. 2012-6-24(R) with revision.

Council Member Duggan resumed his seat at the bench.

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. (Regular Agenda Item "6")

Upon a motion made by Council Member Dunlap and seconded by Deputy Mayor Pro Tem Harris, the Council voted 6-0 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; and further to adopt Resolution No. 2012-6-25(R).

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 (Regular Agenda Item "7")

Director of Planning Jarrell advised that the request is related to truck/bus leasing at a Home Depot store, spoke to other uses in the area, and stated that the Planning and Zoning Commission recommended approval subject to truck/bus leasing permitted as an accessory use only. She advised that no limitation is included on the number of vehicles based on the challenges of enforcement.

Mayor Pro Tem Smith opened the Public Hearing. No one spoke for or against the request. The Public Hearing was closed.

Upon a motion made by Council Member Duggan and seconded by Council Member Dunlap, the Council voted 6-0 to grant Specific Use Permit No. 627 so as to allow the additional use of Truck/Bus Leasing on 10.2± acres of land located on the south side of Park Boulevard, 700± feet west of Dallas North Tollway, in the City of Plano, Collin County, Texas; as recommended by the Planning and Zoning Commission and as requested in Zoning Case 2012-16; and further to adopt Ordinance No. 2012-6-26.

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 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 (Regular Agenda Item "8")

Director of Planning Jarrell advised that the request is related to truck/bus leasing at a Home Depot store and stated that the Planning and Zoning Commission recommended approval subject to truck/bus leasing permitted as an accessory use only.

Mayor Pro Tem Smith opened the Public Hearing. No one spoke for or against the request. The Public Hearing was closed.

Upon a motion made by Council Member Miner and seconded by Council Member Dunlap, the Council voted 6-0 to grant Specific Use Permit No. 628 so as to allow the additional use of Truck/Bus Leasing on 11.5± acres of land located on the south side of State Highway 121, 340± feet east of Ohio Drive, in the City of Plano, Collin County, Texas; as recommended by the Planning and Zoning Commission and as requested in Zoning Case 2012-17; and further to adopt Ordinance No. 2012-6-27.

Nothing further was discussed and Mayor Pro Tem Smith adjourned the meeting at 8:12 p.m.

Lissa Smith

Lissa Smith, MAYOR PRO TEM

ATTEST:

Diane Zucco, City Secretary