

**PLANO CITY COUNCIL
PRELIMINARY OPEN MEETING
August 26, 2013**

COUNCIL MEMBERS PRESENT

Harry LaRosiliere, Mayor
Lissa Smith, Mayor Pro Tem
Ben Harris, Deputy Mayor Pro Tem
Pat Miner
André Davidson
Jim Duggan
Patrick Gallagher
David Downs

STAFF PRESENT

Bruce Glasscock, City Manager
Frank Turner, Deputy City Manager
LaShon Ross, Deputy City Manager
Diane C. Wetherbee, City Attorney
Diane Zucco, City Secretary

Mayor LaRosiliere called the meeting to order at 5:01 p.m., Monday, August 26, 2013, in Training Room A of the Municipal Center, 1520 K Avenue. A quorum was present. Mayor LaRosiliere then stated that the Council would retire into Executive Session in compliance with Chapter 551, Government Code, Vernon's Texas Codes, Annotated, in order to consult with an attorney and receive Legal Advice and discuss matters of Litigation, Section 551.071; receive information regarding Real Estate, Section 551.072; and to discuss Personnel, Section 551.074 for which a certified agenda will be kept in the office of the City Secretary for a period of two years as required.

Mayor LaRosiliere reconvened the meeting back into the Preliminary Open Meeting at 6:30 p.m. in the Senator Florence Shapiro Council Chambers. City Manager Glasscock requested that the *Overview of Promotion/Production of Music Festival at Oak Point Park and Nature Preserve* be presented during the regular meeting.

Consideration and action resulting from Executive Session discussion

No items were brought forward.

Discussion and Direction Regarding Red Light Camera Collection Program

Police Chief Rushin spoke to the history of the Red Light Camera Program in Plano which includes a contract with Redflex Traffic Systems. He stated that violators incur a \$75 civil penalty which rises to \$100 after a late fee is added to cover collection costs and spoke to the 48,000 violations that are more than 90 days past due and a statute permitting the flagging of vehicles (inhibiting their ability to renew registration). He recommended contracting with Redflex to provide information to TxDOT on unpaid violations, thus flagging violators and to follow through with notification and receipt of payments.

Chief Rushin stated that the cost for the initial batch would be approximately \$185,000 (\$5 each) and Redflex will cover the initial escrow until twice the amount is recovered with subsequent batches priced at \$10 each. He responded to the Council regarding fees paid from violations to support the program and funds sent to the State.

Chief Rushin advised that the Collin County Tax Assessor has declined to recognize and act on flagged registrations, so that those who appear in person or mail to that office will not incur a delay; however, TxDOT estimates that 75% of renewals are done either online or off-site and would be impacted. City Manager Glasscock spoke to past responses from TxDOT indicating they could apply only one flag at a time to registrations which would potentially impact the process and recommended beginning the program with a letter of amnesty advising violators that their ability to register their vehicle will be impacted. Deputy Mayor Pro Tem Harris spoke to issues of safety versus revenue and Chief Rushin advised that Staff's focus is on education. Council Member Davidson spoke to the possibility that toll violators may have their registrations flagged as well. The Council provided direction to move forward with the program and supporting notification letters.

Discussion and Direction Regarding Establishment of Public Improvement Districts

Deputy City Manager Turner advised that Chapter 372 of the Texas Local Government Code provides for the establishment of Public Improvement Districts (PIDs) to provide cities a means for collecting a special assessment within a defined geographic area for certain public improvements and supplemental services. He stated that, per statute, establishment is initiated by a petition representing at least 50% of the assessed tax value and 50% of all record owners or 50% of the land area in support. Mr. Turner spoke to the potential for use in the downtown area or other urban mixed-use centers and recommended City policies stating PIDs: may only be established for an area zoned for commercial or mixed-used development; may not be initiated or renewed without a petition and that the City will require owners representing at least 60% of the value and 60% of all record owners or 60% of the land area in support; will have a maximum assessment of \$0.15 per \$100 valuation; shall not exceed 15% of the total budget in any year for administrative expenses; shall terminate five years after the date of establishment provided they do not have outstanding debt or unpaid financial obligation; shall be extended or reinstated by the same process as established; shall include applications clearly identifying the special benefit to affected property owners; shall not be subject to assessment if the City Council determines the benefit of improvements are of incidental value; shall be required to submit quarterly reports, audits, hold meetings, and receive input; and shall have oversight provided by a Council appointed advisory board. Mr. Turner advised that the recommendation is a result of discussions with representatives of the Plano Conservancy for Historic Preservation exploring ways to support events and activities. The Council stated a consensus in support of the program.

Council items for discussion/action on future agendas

No items were discussed.

Consent and Regular Agendas

No items were discussed.

Nothing further was discussed. Mayor LaRosiliere adjourned the Preliminary Meeting at 6:56 p.m.

Harry LaRosiliere, MAYOR

ATTEST

Diane Zucco, City Secretary