

PLANO CITY COUNCIL
February 26, 2001

COUNCIL MEMBERS

Jeran Akers, Mayor
Rick Neudorff, Mayor Pro tem
Phil Dyer, Deputy Mayor Pro tem
Shep Stahel
Pat Evans
Steve Stovall
John R. Roach, Jr.
Ken Lambert

STAFF

Thomas H. Muehlenbeck, City Manager
Frank Turner, Executive Director
Bruce Glasscock, Executive Director/Police Chief
Rod Hogan, Executive Director
John Gilliam, First Assistant City Attorney
Elaine Bealke, City Secretary

Mayor Akers convened the meeting into open session on Monday, February 26, 2001, at 7:03 p.m., in the Council Chamber of the Plano Municipal Center, 1520 Avenue K. All Council Members were present.

The invocation was led by Dr. Blair Ritchey of Collin Creek Community Church.

The Pledge of Allegiance was led by Tiger Cubs, Den #11, Pack 1259, Hughston Elementary.

Mayor Akers presented proclamations recognizing "American Red Cross Month 2001" and "Special Recognition of Frito-Lay's Contribution to Crime Watch."

Mayor Akers administered the oath of office to Richard P. Johnson of the Senior Citizens Advisory Board.

GENERAL DISCUSSION

Sonja Hammar, citizen of the City, spoke regarding efforts to televise Planning and Zoning meetings and responses provided to citizen inquiries and encouraged the public to come forward to take advantage of the good working relationship with the Council. She spoke regarding the effect of call blocking on use of the "Crime Watch" line and to first impressions along Preston Road and the need for "sprucing up." Mayor Akers spoke to follow-up on concerns regarding the "Crime Watch" line.

Paul Hart, citizen of the City, spoke regarding the halting of a neighborhood traffic management project after procedures had been followed by residents and regarding disclosure of City Council involvement. He spoke to Council Member Evans' involvement in the Neighborhood Traffic Management Program, her "not performing due diligence with regard to public safety programs" and in support of Ms. Evans' recall.

Ron Biddle, citizen of the City, spoke regarding the recall of Council Member Evans being related to more than one issue; her re-election being more than one year away; and the relocation and increase in cost of the performing arts hall and it centering around a developer. He spoke regarding petition efforts, decisions made by Council Member Evans, and the cost of the recall election.

Mayor Akers requested Mr. Biddle withdraw his petition and spoke regarding Council members making the best decisions they can, review provided by the election process, and the effect of a recall. Mr. Biddle responded regarding his consideration of recall action, some decisions being made "that are very beneficial to a small select group" and citizens bringing accountability.

Mayor Akers spoke to the General Discussion period providing a time for the Council to receive input from citizens, that the Council is precluded from entering into a discourse and dialogue at this time, and regarding the Council's "right to express their point of view in a free, democratic process."

Receive City Manager's response to comments of public interest made at a previous Council meeting.

Televising of Planning and Zoning Commission Worksessions

Executive Director Turner stated that at Council's direction, the Planning and Zoning Commission is looking at ways to improve public access through televising their sessions. He advised that there will not be a pre-meeting at the first Monday meeting due to the overlap with Council and that the pre-meeting held on the third Monday will be conducted in the Council Chambers where it can be televised. Mr. Turner spoke regarding taping equipment needed to provide a repeat broadcast and Director of Planning Phyllis Jarrell responded to Council Member Stahel that the Commission anticipated, pending coordination with Plano Television Network, broadcasting could begin as early as next week. Council Member Lambert spoke to providing notification when the decision is made to begin broadcasting these meetings.

Speed Limits on Certain Roads and Speeding in Particular on East Park Boulevard

Transportation Engineering Manager Lloyd Neal stated that in the establishment of speed limits, Staff begins with the 85% percentile speed as a measure then typically adjusts downward to reflect the influence of road conditions such as driveways and adjacent land uses. He spoke to concerns regarding pedestrian use, bicycle use and playgrounds and stated that if the speed limits were adjusted to the 85% percentile, drivers would drive even faster. Mr. Neal spoke to trying to combat the "fast driving mode" in the City by utilizing education and enforcement. Council Member Stahel spoke regarding reasons why the speed limit on East Park Boulevard was set at 30 M.P.H. including driveways backing out onto the street, areas where lanes decrease from three to two, parking being allowed on each side and that the roadway goes downhill. Mr. Stahel requested the Council's support in not moving ahead to increase the speed limit on this roadway. Mayor Akers spoke to an agreement made with the neighborhood. The Council expressed concurrence that there was not a need to change the speed limit.

Dollars Spent on the Arts Community

Executive Director Turner spoke to budgeted items for this current fiscal year with salaries of approximately \$95,000; Cultural Affairs Commissions grants - \$520,942 to the arts and \$242,563 to historical; Summer Arts Program - \$57,000; Public Art Committee - \$50,000 for Master Plan Development; and Visual Art Exhibit Program at Municipal Center and Plano Centre - \$2,000. Performing Arts Manager Jim Wear spoke regarding those items funded out of hotel/motel funds. Council Member Roach spoke to the State designating a portion of hotel/motel funds collected to be spent on arts/historical uses. Council Member Lambert clarified that "we're allowed to spend up to 15% for arts and 15% for historical and that \$242,563 is the projected 15%." Mr. Lambert further spoke regarding the arts portion stating that, "\$242,000 of it comes out of the hotel/motel, the rest of it comes out of the general fund." Mr. Wear stated that Ms. Shuford works full time for the arts and Mr. Turner stated that the program has been moved into the Parks and Recreation Department.

Executive Director Turner spoke regarding storm siren activation in the City on February 24, 2001. He stated that this action was prompted by a report received from the Carrollton Police Department who had observed what they thought were tornadoes in the area and spoke to the delay in activation of the sirens. Mr. Turner spoke to the A.T.&T. cable override system not being activated and the number of calls made to the 9-1-1 system for information. He stated that Staff has met to identify the source of the problems and develop remedies including an action plan and spoke in apology, regarding erring on the side of safety, and regret for the delay and lack of follow up on the news media. Mr. Turner responded to Mayor Pro tem Neudorff regarding the A.T.&T. cable override system.

CONSENT AGENDA

Upon the request of Mayor Akers, Consent Agenda Item “E” was removed for individual consideration due to a conflict of interest.

In conjunction with Council Member Evans’ request that Consent Agenda Item “G” be removed for individual consideration, Staff has requested that this item be pulled and held for two weeks.

Upon the request of Council Member Roach, Consent Agenda Item “I” was removed for individual consideration.

Upon the request of Mayor Pro tem Neudorff, Consent Agenda Item “M” was removed for individual consideration.

Upon a motion made by Council Member Roach and seconded by Deputy Mayor Pro tem Dyer, the Council voted 8-0 to approve and adopt all remaining items on the Consent Agenda as recommended and as follows:

Approval of Minutes

February 12, 2001

February 19, 2001

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

Bid No. B044-01 for Construction of Independence Parkway Widening from Legacy Drive to McDermott Road in the amount of \$2,255,103. [Consent Agenda Item (B)] (See Exhibit “A”)

Bid No. B57-01 for Construction of Alcatel Utility Improvements (south of Plano Parkway and east and west of Independence Parkway) in the amount of \$183,386. [Consent Agenda Item (C)] (See Exhibit “B”)

Bid No. B059-01 for Construction of Parker Road Widening from Parkwood Boulevard to Midway Road in the amount of \$1,408,171. [Consent Agenda Item (D)] (See Exhibit “C”)

Bid No. I080-01 for the Purchase of One 8,600 GVWR Pickup Truck through the Houston-Galveston Area Council of Governments Inter-Local Contract Agreement in the amount of \$23,335. [Consent Agenda Item (F)] (See Exhibit “D”)

Adoption of Resolutions

To approve the articles of incorporation and bylaws of Cities Aggregation Power Project, Inc., a political subdivision corporation; authorizing Julie M. Fleischer to serve as an incorporator and a member of the initial board of directors of Cities Aggregation Power Project, Inc.; accepting membership in said corporation; appointing a representative to serve on behalf of the City of Plano; approving payment of an initial membership fee; and providing a repealer clause, a severability clause, and an effective date. [Consent Agenda Item (G)] (This item pulled and held for two weeks.)

Resolution No. 2001-2-19(R): To dismiss the complaint filed by Texas Department of Transportation (“TxDOT”) against TXU Electric for improper customer service charges in the amount of \$33,849; and providing an effective date. [Consent Agenda Item (H)]

Resolution No. 2001-2-20(R):To approve the terms and conditions of an interlocal cooperation agreement by and between the City of Plano and Collin County, Texas, providing terms and conditions for the widening of Parker Road, from Midway Road to Tollroad; authorizing its execution by the City Manager; and providing an effective date. [Consent Agenda Item (J)]

Resolution No. 2001-2-21(R):To approve the terms and conditions of an interlocal cooperation agreement by and between the City of Plano and Collin County, Texas, providing terms and conditions for the widening of Independence Parkway, from Legacy Drive to McDermott Road; authorizing its execution by the City Manager; and providing an effective date. [Consent Agenda Item (K)]

Resolution No. 2001-2-22(R):To approve and authorize refunds of property tax overpayments; and providing an effective date. [Consent Agenda Item (L)]

Adoption of Ordinances

Ordinance No. 2001-2-23: To transfer the sum of \$24,094 from the Community Access TV Fund Unappropriated Fund Balance to the Community Access TV Fund Operating Appropriation for Fiscal Year 2000-01 for increased operating and maintenance costs and equipment costs to accommodate additional televised public meetings; amending the budget of the City and Ordinance No. 2000-9-8, as amended, to reflect the actions taken herein; declaring this action to be a case of public necessity; and providing an effective date. (Companion Item – QISV) [Consent Agenda Item (N)]

Ordinance No. 2001-2-24: To abandon various street, utility, and drainage easements in the Echelon at Lakeside Addition, located south of Spring Creek Parkway and east of Baywater Drive in the City of Plano, Texas; authorizing the City Manager to execute any documents necessary; and providing an effective date. [Consent Agenda Item (O)]

Ordinance No. 2001-2-25: To abandon a portion of a temporary drainage and floodway easement, a 10’ grading easement and a 150’ drainage, grading and utility easement in

the Pasquinelli's Hidden Creek Estates Addition, located east of Razor Road and south of proposed McDermott Road in the City of Plano, Texas; authorizing the City Manager to execute any documents necessary; and providing an effective date. [Consent Agenda Item (P)]

Ordinance No. 2001-2-26: To Repeal Ordinance No. 98-10-17, codified as subsection "State Highway 190 Service Roads," a paragraph under Section 12-74(b) of Chapter 12 (Traffic Code) of the Code of Ordinances of the City of Plano; adopting a new Subsection "State Highway 190 Service Roads" of Section 12-74(b) of Chapter 12 (Traffic Code) of the Code of Ordinances to establish prima facie maximum speed limits for motor vehicles operating upon certain sections of the State Highway 190 Service Roads within the corporate limits of the City of Plano; providing a fine for criminal penalties not to exceed \$200 for each offense; and providing a repealer clause, a penalty clause, a severability clause, a savings clause, and an effective date. [Consent Agenda Item (Q)]

Ordinance No. 2001-2-27: To repeal Resolution No. 86-11-33(R), currently codified as Article I, Section 2-9 of Chapter 2, "Administration," of the City of Plano Code of Ordinances, and adding in its place provisions to authorize the City Attorney or her designee to institute lawsuits on behalf of the City of Plano for collections and recovery of damages to City property or personnel, either directly or through subrogation rights, where the claim does not exceed \$100,000, reserving City Council Authority for initiation of lawsuits on behalf of the City for claim amounts in excess of \$100,000; to authorize the City Manager or his designee to compromise and settle all claims or lawsuits in favor of or against the City of Plano up to \$25,000, reserving City Council authority for settling all claims in excess of \$25,000; to provide for the execution of any and all documents related to filing or settling a claim or lawsuit; to establish an appointed Risk-Management Steering Committee to review and make recommendations regarding risk management policy, insurance coverages, claims decisions, and settlement options for claims ranging from \$5,000 to \$25,000; To allow the City Manager to delegate his settlement authority to the Risk Manager and two members of the Risk-Management Steering Committee for claims with the range of \$5,000 to \$25,000; to allow the City Manager to delegate his settlement authority to the Risk Manager for claims that do not exceed \$5,000; to allow City Council to retain its rights and power under paragraph [r], Section 3.07 of the City Charter when City Council deems necessary; and to provide a severability clause and an effective date. [Consent Agenda Item (R)]

Approval of Change Order

To McMahon Contracting, Inc., increasing the contract by \$51,102 for the Independence Parkway Widening Project from Parker Road to Legacy Drive. Change Order No. 5 (Bid No. B9909-230). [Consent Agenda Item (S)]

To McMahon Contracting, Inc., decreasing the contract by \$97,648 for Plano Parkway – Park Boulevard to Midway Road and Midway Road – Park Boulevard to Plano Parkway, Change Order No. 1 (Bid No. B023-01). [Consent Agenda Item (T)]

To Dean Electric, Inc., d/b/a Dean Construction, in the amount of \$156,163 for additional improvements at Heritage Yards Athletic Complex, Phase II, and authorizing the City Manager to execute any and all documents necessary to effectuate the contract (Bid No. B0003-091). [Consent Agenda Item (U)]

To Mel's Electric Service, Inc., increasing the contract by \$53,400 for the Annual Traffic Signal Construction and Maintenance Contract, Change Order No. 1. (Bid No. C0003-108). [Consent Agenda Item (V)]

Award of Contracts

To approve and authorize for the selection of RJN Group to provide Professional Engineering Services for an amount not to exceed \$200,825 in connection with the Prairie Creek Drainage Basin I/I Investigation and authorizing the City Manager to execute all necessary documents to effectuate this contract. [Consent Agenda Item (W)]

To approve and authorize for the selection of Garcia & Associates Engineering, Inc., to provide Professional Engineering Services for an amount not to exceed \$339,804 in connection with the design of Jupiter Road-Spring Creek Parkway to Chaparral Road street widening and new construction and authorizing the City Manager to execute all necessary documents to effectuate the contract. [Consent Agenda Item (X)]

Approval of Non-Exclusive Contract

To approve the terms and conditions of a Non-Exclusive Contract by and between the City of Plano and All-Temps Personnel, Inc., for temporary laborers to be used in the collection of landscape waste in the estimated annual amount of \$331,492. [Consent Agenda Item (Y)]

To approve the terms and conditions of a Non-Exclusive Contract by and between the City of Plano and Minuteman of Americus for temporary laborers to be used in the collection of landscape waste in the estimated annual amount of \$67,200. [Consent Agenda Item (Z)]

Approval of QISV

To approve of an expenditure for purchase of equipment in the amount of \$22,189 from ECI Video Inc., a vendor listed on the State Purchasing and General Services Commission Qualified Information Services Vendor List; and authorizing the City Manager to execute all documents necessary to effectuate the purchase. (Companion - Ordinance) [Consent Agenda Item (AA)]

Reimbursement of Oversize Participation

To approve and authorize reimbursement to Prosper Land Company, L.L.C. for oversize drainage improvements associated with the construction of Kings Ridge Addition in the amount of \$20,352. [Consent Agenda Item (BB)]

END OF CONSENT:

Due to a conflict of interest, Mayor Akers stepped down from the bench on the following item.

Approval of Bid No. C022-01 for Administration of Summer Arts Program in the estimated annual amount of \$57,000 for an annual contract with renewals. [Consent Agenda Item (E)] (See Exhibit "E")

Upon a motion made by Council Member Lambert and seconded by Council Member Stovall, the Council voted 7-0 to approve Bid No. C022-01 for Administration of Summer Arts Program in the estimated annual amount of \$57,000 for an annual contract with renewals.

Mayor Akers resumed his place on the bench.

Resolution No. 2001-2-28(R):To appoint William J. Roberts and James P. Reid to serve as investigators in determining violations of the Code of Conduct of the City of Plano by a Councilmember and providing an effective date. [Consent Agenda Item (I)]

Council Member Roach spoke regarding Mr. Roberts serving in this capacity for the City stated that he has not been provided information on Mr. Reid.

Upon a motion made by Council Member Roach and seconded by Council Member Evans, the Council voted 8-0 to approve appointment of William J. Roberts to serve as investigator in determining violations of the Code of Conduct of the City of Plano by a Councilmember and providing an effective date; to adopt Resolution No. 2001-2-28(R) as amended; and further to table consideration of James P. Reid until information is provided by the City Attorney's office.

Ordinance No. 2001-2-29: To repeal Ordinance No. 98-1-16; returning approximately \$203,000 to the General Fund Operating Budget; amending the budget of the City and Ordinance No. 2000-9-8 as amended to reflect the actions taken herein; declaring this action to be a case of public necessity; and providing for a repealer clause, and an effective date. [Consent Agenda Item (M)]

Mayor Pro tem Neudorff spoke regarding the property tax rebate and stated that this \$203,000 represents unclaimed checks and will be deposited into the City's General Fund. Council Member Stovall spoke to the Council considering funding video capability in Training Room A. Mayor Akers spoke to this request being placed on a future agenda.

Upon a motion made by Council Member Roach and seconded by Mayor Pro tem Neudorff, the Council voted 8-0 to repeal Ordinance No. 98-1-16; returning approximately \$203,000 to the General Fund Operating Budget; amending the budget of the City and Ordinance No. 2000-9-8 as amended to reflect the actions taken herein; declaring this action to be a case of public necessity; and providing for a repealer clause, and an effective date; and further to adopt Ordinance No. 2001-2-29.

Public Hearing and adoption of Ordinance No. 2001-2-30 as requested in Zoning Case 2000-99 – To amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 86-3-14, as heretofore amended to grant a request for a Specific Use Permit (SUP) for a Private Club on 0.1± acre located 180± feet east of Dallas North Tollway and 330± feet north of Park Boulevard in the City of Plano, Collin County, Texas; directing a change accordingly in the official zoning map of the City; and providing a repealing clause, a savings clause, providing a fine for criminal penalties not to exceed \$2,000 for each offense, a severability clause and an effective date. Zoned Regional Commercial. Neighborhood #41. Applicant: Weber & Company [Regular Agenda Item (1)]

Director of Planning Phyllis Jarrell advised the Council that the Planning and Zoning Commission recommended approval of the request as submitted and responded that the restaurant planned is a Mongolian barbecue.

Mayor Akers opened the Public Hearing. No one spoke either for or against the request. The Public Hearing was closed.

Upon a motion made by Mayor Pro tem Neudorff and seconded by Council Member Evans, the Council voted 8-0 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 86-3-14, as heretofore amended to grant a request for a Specific Use Permit (SUP) for a Private Club on 0.1± acre located 180± feet east of Dallas North Tollway and 330± feet north of Park Boulevard in the City of Plano, Collin County, Texas; as recommended by the Planning and Zoning Commission; directing a change accordingly in the official zoning map of the City; and providing a repealing clause, a savings clause, providing a fine for criminal penalties not to exceed \$2,000 for each offense, a severability clause and an effective date and further to adopt Ordinance No. 2001-2-30.

Public Hearing and adoption of Ordinance No. 2001-2-31 as requested in Zoning Case 2000-100 – To amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 86-3-14, as heretofore amended to grant a request for a Specific Use Permit (SUP) for a Private Club on 0.2± acre located 1,500± feet west of Dallas North Tollway, 1,400± feet north of Park Boulevard, and 500± feet south of Chapel Hill Boulevard in the City of Plano, Collin County, Texas; directing a change accordingly in the official zoning map of the City; and providing a repealing clause, a savings clause, providing a fine for criminal penalties not to exceed \$2,000 for each offense, a severability clause and an effective date. Zoned Regional Commercial. Neighborhood #40. Applicant: Willow Bend Associates, LP [Regular Agenda Item (2)]

Director of Planning Phyllis Jarrell advised the Council that the Planning and Zoning Commission recommended approval of the request as submitted.

Mayor Akers opened the Public Hearing. No one spoke either for or against the request. The Public Hearing was closed.

Upon a motion made by Mayor Pro tem Neudorff and seconded by Council Member Stovall, the Council voted 8-0 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 86-3-14, as heretofore amended to grant a request for a Specific Use Permit (SUP) for a Private Club on 0.2± acre located 1,500± feet west of Dallas North Tollway, 1,400± feet north of Park Boulevard, and 500± feet south of Chapel Hill Boulevard in the City of Plano, Collin County, Texas; as recommended by the Planning and Zoning Commission; directing a change accordingly in the official zoning map of the City; and providing a repealing clause, a savings clause, providing a fine for criminal penalties not to exceed \$2,000 for each offense, a severability clause and an effective date; and further to adopt Ordinance No. 2001-2-31.

Public Hearing and adoption of Ordinance No. 2001-2-32 as requested in Zoning Case 2000-101 – To amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 86-3-14, as heretofore amended to grant a request for a Specific Use Permit (SUP) for a Private Club on 1.6± acres on the west side of U.S. 75, 2,875± feet south of Spring Creek Parkway in the City of Plano, Collin County, Texas; directing a change accordingly in the official zoning map of the City; and providing a repealing clause, a savings clause, providing a fine for criminal penalties not to exceed \$2,000 for each offense, a severability clause and an effective date. Zoned Corridor Commercial. Neighborhood #36. Applicant: Central TLC, Ltd. [Regular Agenda Item (3)]

Director of Planning Phyllis Jarrell advised the Council that the Planning and Zoning Commission recommended approval of the request as submitted.

Mayor Akers opened the Public Hearing. No one spoke either for or against the request. The Public Hearing was closed.

Ordinance No. 2001-2-32 (cont'd)

Upon a motion made by Council Member Stahel and seconded by Council Member Evans, the Council voted 8-0 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 86-3-14, as heretofore amended to grant a request for a Specific Use Permit (SUP) for a Private Club on 1.6± acres on the west side of U.S. 75, 2,875± feet south of Spring Creek Parkway in the City of Plano, Collin County, Texas; as recommended by the Planning and Zoning Commission; directing a change accordingly in the official zoning map of the City; and providing a repealing clause, a savings clause, providing a fine for criminal penalties not to exceed \$2,000 for each offense, a severability clause and an effective date and further to adopt Ordinance No. 2001-2-32.

Public Hearing and adoption of Ordinance No. 2001-2-33 as requested in Zoning Case 2000-102 – To amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 86-3-14, as heretofore amended to grant a request for a Specific Use Permit (SUP) for an Arcade and Private Club on 6.1± acres on the west side of U.S. 75, 3,050± feet south of Spring Creek Parkway in the City of Plano, Collin County, Texas; directing a change accordingly in the official zoning map of the City; and providing a repealing clause, a savings clause, providing a fine for criminal penalties not to exceed \$2,000 for each offense, a severability clause and an effective date. Zoned Corridor Commercial. Neighborhood #36. Applicant: Central TLC, Ltd. [Regular Agenda Item (4)]

Director of Planning Phyllis Jarrell advised the Council that the Planning and Zoning Commission recommended approval of the request as submitted. She spoke regarding letters received in opposition which stated concerns regarding general development occurring in the area and screening along Chase Oaks Boulevard and responded to Council Member Stahel that the wall would be six feet in height. Mr. Stahel requested information on the building's height and setback from the rear of adjacent homes. Deputy Mayor Pro tem Dyer stated that while the request includes sufficient parking, the layout may encourage patrons to use the restaurant parking which is close to the front door.

Council Member Lambert spoke regarding the distance from adjacent homes. Ms. Jarrell responded to Council Member Roach that this request is for two separate specific use permits and stated that arcades have the same setback requirements as do private clubs.

Council Member Stahel spoke regarding the maximum building height and encouraged there be screening walls and landscaping to shield from the line of site.

Ordinance No. 2001-2-33 (cont'd)

Mayor Akers opened the Public Hearing. Neal Hupfauer, representing the applicant, spoke regarding meetings held with the homeowners group and an offer to berm the entire back of the property and to provide landscaping. In addition, he stated his belief that the rear of the building would be 32-34 feet in height with no activity across the back of the property. Council Member Stahel spoke to his appreciation of the efforts of the developer to work with nearby residents. Mr. Hupfauer responded to Mayor Pro tem Neudorff that there will be no outside music at this location. No one else spoke either for or against the request. The Public Hearing was closed.

Upon a motion made by Mayor Pro tem Neudorff and seconded by Council Member Lambert, the Council voted 8-0 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 86-3-14, as heretofore amended to grant a request for a Specific Use Permit (SUP) for an Arcade and Private Club on 6.1± acres on the west side of U.S. 75, 3,050± feet south of Spring Creek Parkway in the City of Plano, Collin County, Texas; as recommended by the Planning and Zoning Commission; directing a change accordingly in the official zoning map of the City; and providing a repealing clause, a savings clause, providing a fine for criminal penalties not to exceed \$2,000 for each offense, a severability clause and an effective date; and further to adopt Ordinance No. 2001-2-33.

There being no further discussion, Mayor Akers adjourned the meeting at 8:11 p.m.

Jeran Akers, MAYOR

ATTEST:

Elaine Bealke, CITY SECRETARY