

PLANO CITY COUNCIL
February 27, 2006

COUNCIL MEMBERS

Pat Evans, Mayor
Scott Johnson, Mayor Pro Tem
Sally Magnuson, Deputy Mayor Pro Tem
Shep Stahel
Jean Callison
Loretta L. Ellerbe
Harry LaRosiliere

STAFF

Thomas H. Muehlenbeck, City Manager
Frank Turner, Executive Director
Bruce Glasscock, Executive Director
Rod Hogan, Executive Director
Diane C. Wetherbee, City Attorney
Elaine Bealke, City Secretary

Mayor Evans convened the Council into the Regular Session immediately following the Preliminary Session on Monday, February 27, 2006, at 7:00 p.m. in the Council Chamber of the Plano Municipal Center, 1520 K Avenue. All Council Members were present with the exception of Council Member Callison who arrived at 7:25 p.m.

The invocation was led by Father Tony Densmore of St. Elizabeth Ann Seton Catholic Church.

The Pledge of Allegiance was led by Cub Scout Pack 265 of Huffman Elementary.

Mayor Evans presented proclamations recognizing Colorectal Cancer Awareness Month – March, 2006 and City of Plano Severe Weather Awareness Week - February 26 – March 4. A presentation was made to the Council by the Starbucks Holiday Angels Joy Drive and Plano Food Pantry. City Manager Muehlenbeck presented 20 Year Service Pins to Internal Audit Manager Mike Rogers and Police Chief Greg Rushin.

Mayor Evans administered an oath of office to R. James Akers as a member of the Civil Service Commission.

GENERAL DISCUSSION

No one appeared to speak.

BOARD/COMMISSION REPORTS

Animal Shelter Advisory Committee

Chair Bolin advised the Council of the Committee's accomplishments including micro chipping all dogs and cats adopted through the shelter and services provided to pets/owners displaced by the hurricanes in 2005. He spoke to work being done on a 5,000 square foot expansion of the shelter, review of animal services ordinances, donations of pet food, Staff training in rabies control and dog behavior and the upgrading of the crematorium. Mr. Bolin spoke to the low euthanasia rate and the high adoption rate and Field Service and Fleet Manager Clark spoke to addressing clean up in recessed park areas. Council Member Stahel spoke to the strides the Committee has made.

CONSENT AGENDA

Upon a request from Jack Lagos, citizen of the City, Consent Agenda Item "N" was removed for individual consideration.

Mayor Pro Tem Johnson advised that he would be stepping down on Regular Agenda Item "5" due to a possible conflict of interest.

Upon a motion made by Council Member Stahel and seconded by Council Member Ellerbe, the Council voted 6-0 to approve and adopt all remaining items on the consent agenda as recommended and as follows: (Council Member Callison arrived following this vote.)

Approval of Minutes [Consent Agenda Item (A)]

February 13, 2006

Approval of Expenditures

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

Bid No. 2006-23-B for an Animal Shelter Outside Dog Run and Holding Area to Dodson Construction in the amount of \$122,793. [Consent Agenda Item (B)]

Bid No. 2006-73-B for Water Rehab Materials to Eagle Underground Utility Supply in the amount of \$112,214. This is for the purchase of water rehabilitation and fire materials. [Consent Agenda Item (C)]

Bid No. 2006-63-C for Traffic Signal Head Assemblies to Control Technologies of Central Florida, Inc., Hi-Tech Signals Inc., and Traffic Parts Inc. in the total estimated annual amount of \$45,836. This will establish an annual fixed price contract with two optional one-year renewals and will be for the purchase of Traffic Markers. [Consent Agenda Item (D)]

Bid No. 2006-27-C for Traffic Markers to Centerline Supply, LTD, Pathmark Traffic Products of Texas, and Roadrunner Traffic Supply, Inc., in the total estimated annual amount of \$41,860. This will establish an annual fixed price contract with two optional one-year renewals. [Consent Agenda Item (E)]

Bid No. 2006-82-B for Communications Parkway – Falls Road to Parker Road to Jim Bowman Construction Co., L.P., in the amount of \$540,150. This project will provide for pavement widening from a four to a six-lane divided thoroughfare and include landscaping, irrigation and erosion control. [Consent Agenda Item (F)]

Bid No. 2006-83-B for the 2005-2006 Residential Street & Alley Pavement Rehabilitation Project, Zones 17 & 16 Phase II to Hencie International, Inc. in the amount of \$1,059,600. This project involves the replacement of street and alley pavement in the residential areas bounded by Parker Road on the south, Legacy Drive on the north, Coit Road on the west and Independence Parkway on the east. [Consent Agenda Item (G)]

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

To approve the terms and conditions of a Professional Services Agreement by and between the City of Plano and The Retirement Store for consulting services on the City's 457 Deferred Compensation Plan for a period of two (2) years, with the option to renew by one (1) additional year, at the rate of \$175 per hour, and \$1,000 per day for on-site activities as requested by the City, with the total contract amount not to exceed \$50,000 for the two (2) year term and \$25,000 for the optional one (1) year term. [Consent Agenda Item (H)]

To approve the purchase of Law Enforcement Uniforms and related items in the annual amount of \$192,000 from GST Public Safety Supply, LLC through a Tarrant County Contract, and authorizing the City Manager to execute all necessary documents. (Tarrant County RFB No. 2006-059). The estimated amount of this item is \$192,000 for each of the remaining years on the four remaining contract annual renewal periods. [Consent Agenda Item (I)]

To approve a Fixed Price Agreement between the City of Plano and Waters-Oldani Executive Recruitment in the amount of \$52,000 for recruitment services for the positions of Fire Chief and Emergency Management. [Consent Agenda Item (J)]

To approve and authorize a contract with Carter & Burgess, Inc. to provide Architectural Services in conjunction with improvements to Oak Point Park and Nature Preserve, in an amount not to exceed \$1,150,330; and authorizing the City Manager to execute any and all documents necessary to effectuate the contract. [Consent Agenda Item (K)]

Change Order: (Change to current City of Plano contract allowable under State law)

To McMahon Contracting, L.P., increasing the contract by \$112,200 for the 2004-2005 Arterial Concrete Replacement Project, Coit Road from 15th Street to McDermott Road, Project No. 5581, Change Order No. 1, Bid No. B 080-05. [Consent Agenda Item (L)]

Miscellaneous Purchase Authorization:

To approve an Interlocal Agreement between the City of Plano and Public Employee Benefits Alliance to allow the City to cooperatively purchase goods, services and other items related to employee benefits as allowed under Chapter 791, Government Code. As a member, the City will have the option of purchasing from the existing contracts and will likely benefit from more competitive prices. Currently the annual membership fee is \$700. [Consent Agenda Item (M)]

Adoption of Resolutions

Resolution No. 2006-2-16(R): To approve the terms and conditions of an Interlocal Cooperation Agreement by and between the City of Plano, Texas, and Collin County, Texas, for the widening and improvements to Communications Parkway from Falls Road to Parker Road; authorizing its execution by the City Manager; and providing an effective date. [Consent Agenda Item (O)]

Resolution No. 2006-2-17(R): To appoint Jack M. Pepper and Bryan Gallerson to serve for two year terms as investigators as required by Section 2-104 of the Code of Conduct of the City of Plano; and providing an effective date. [Consent Agenda Item (P)]

Resolution No. 2006-2-18(R): To approve and authorize refunds of property tax overpayments; and providing an effective date. [Consent Agenda Item (Q)]

Resolution No. 2006-2-19(R): To approve the expenditure of funds in the amount of \$36,300 for the purchase of UV chloramines disinfection system for Oak Point Center indoor swimming pool; and providing an effective date. [Consent Agenda Item (R)]

Resolution No. 2006-2-20(R): To ratify and approve an expenditure of twenty eight thousand six hundred forty four and 75/100 dollars (\$28,644.75) to McCourt & Sons Equipment, Inc. for emergency repairs to a windrow turner used in the City's composting operations; approving all actions taken by the City Manager in connection therewith; and providing an effective date. [Consent Agenda Item (S)]

Resolution No. 2006-2-21(R): To approve the terms and conditions of an amendment to the Tax Abatement Agreement by and between the City of Plano, Texas, the County of Collin, the Collin County Community College District, Century Portfolio, Ltd. and Texatronics, Inc., Reinvestment Zone 95; authorizing its execution by the City Manager; and providing an effective date. [Consent Agenda Item (T)]

Resolution No. 2006-2-22(R): To approve the financing by the HFDC of Central Texas, Inc. of health facilities located within the City of Plano, Texas for the Legacy at Willow Bend Retirement Community, Inc.; authorizing its execution by the City Manager; and providing an effective date. [Consent Agenda Item (U)]

Adoption of Ordinances

Ordinance No. 2006-2-23: To amend Article VI. Alarm Systems of Chapter 11 Licenses and Business Regulations of the Code of Ordinances of the City of Plano; providing a repealer clause, a savings clause; a severability clause; and providing an effective date. [Consent Agenda Item (V)]

Ordinance No. 2006-2-24: To transfer the sum of \$95,000 from the General Fund Unappropriated Fund Balance to the General Fund Operating Appropriation for Fiscal Year 2005-06 for possible expenditure during the judgment lien recovery process; amending the budget of the City and Ordinance No. 2005-9-12, as amended, to reflect the actions taken herein; declaring this action to be a case of public necessity; and providing an effective date. [Consent Agenda Item (W)]

END OF CONSENT:

Resolution No. 2006-2-25(R): To approve amendments to the Bylaws of the Arts of Collin County Commission, Inc.; providing a repealing clause; and providing an effective date. [Consent Agenda Item (N)]

Jack Lagos, citizen of the City, spoke to the proposed amendments not being posted when they were presented at a special meeting of the Arts of Collin County Commission held in November and stated concern regarding the audit being performed “expeditiously” rather than within ninety days. He stated concern regarding the elimination of the requirement for a *Program of Service*.

City Attorney Wetherbee advised the Council that these amendments have been brought forward by the Commission and spoke to approval needed from each city. She clarified that removal of the *Program of Service* does not remove the requirement for an annual budget and spoke to her understanding that distribution of the proposed amendments was an internal requirement.

Upon a motion made by Council Member LaRosiliere and seconded by Deputy Mayor Pro Tem Magnuson, the Council voted 7-0 to approve amendments to the Bylaws of the Arts of Collin County Commission, Inc.; providing a repealing clause; and providing an effective date; and further to adopt Resolution No. 2006-2-25(R).

Transmittal of Fiscal Year 2004-05 Affirmative Action Report [Regular Agenda Item (1)]

Director of Human Resources Ross advised the Council that the Community Relations Commission has given their approval of the report, spoke to programs being in place since the 1980's and use of the tool as a measurable instrument. She spoke to promoting an environment of inclusion and ensuring that everyone has an opportunity for access to services as well as employment. Ms. Ross spoke to use of Collin County figures for race/gender comparisons, traditions in some job areas with regard to gender or race and to making opportunities available. She spoke to utilization analysis and areas where there may be room for improvement. She spoke regarding recruitment efforts, management's attitude and commitment to the spirit and objectives of true equal opportunity. Ms. Ross responded to Council Member Stahel that the trends are good in terms of minority representation.

Resolution No. 2006-2-26(R): To approve a fiber optic easement to Plano Independent School District being in the Alfred Harrington Survey, Abstract No. 420, Collin County, Texas and being part of Lot 2, Block 7 of Hunters Glen 5-A, an addition to the City of Plano, Texas according to the plat recorded in Cabinet B, Slide 96, Map Records, Collin County, Texas, across a portion of City of Plano park known as Jack Carter Park and authorizing the execution of the easement by the City Manager; and providing an effective date. Item tabled 02-13-06 [Regular Agenda Item (2)]

Upon a motion made by Council Member Stahel and seconded by Council Member Ellerbe, the Council voted 7-0 to remove the item from the table.

Director of Parks and Recreation Wendell advised that at the last meeting, this item was tabled to allow Staff time to verify that the easement would not have any impact on trees. He advised that the closest it would be to any tree would be 20 feet with one exception where it would be three feet, but that the line would be 3.5 feet underground. Mr. Wendell stated that there would be no issue with bore holes either. Council Member Stahel spoke to having the Urban Forester with the crew when bore holes are marked for an additional point of safety.

Upon a motion made by Council Member Stahel and seconded by Council Member Callison, the Council voted 7-0 to approve a fiber optic easement to Plano Independent School District being in the Alfred Harrington Survey, Abstract No. 420, Collin County, Texas and being part of Lot 2, Block 7 of Hunters Glen 5-A, an addition to the City of Plano, Texas according to the plat recorded in Cabinet B, Slide 96, Map Records, Collin County, Texas, across a portion of City of Plano park known as Jack Carter Park and authorizing the execution of the easement by the City Manager; and providing an effective date, and further to adopt Resolution No. 2006-2-26(R).

Ordinance No. 2006-2-27: To change the street name of the section of Shiloh Road, a dedicated street within the City of Plano, Collin County, Texas, between Park Boulevard and Parker Road to Spring Creek Parkway; providing for a change in the official records to reflect such action; and providing an effective date. [Regular Agenda Item (3)]

Director of Planning Jarrell advised regarding notification of property owners and area homeowner associations and the assignment of a new address for the Outdoor Learning Center.

Upon a motion made by Deputy Mayor Pro Tem Magnuson and seconded by Council Member LaRosiliere, the Council voted 7-0 to change the street name of the section of Shiloh Road, a dedicated street within the City of Plano, Collin County, Texas, between Park Boulevard and Parker Road to Spring Creek Parkway; providing for a change in the official records to reflect such action; and providing an effective date; and further to adopt Ordinance No. 2006-2-27.

Public Hearing and adoption of Ordinance No. 2006-2-28 to amend the “Housing Element” of the Comprehensive Plan as originally adopted by Resolution No. 86-11-22(R) providing procedures approving the utilization of said chapter as revised and amended by the appropriate personnel and departments of the City of Plano for the purpose of guiding future development within the City of Plano, Texas; and providing an effective date. Applicant: City of Plano [Regular Agenda Item (4)]

Senior Planner Sims advised the Council regarding properties throughout the City that have not been developed and stated that an Infill Housing Policy Statement would help provide direction for the use of this land. He stated that the proposal also falls in line with the Tri-City Retail Study recommendations allowing for residential uses within retail zoning districts by approved specific use permits. Mr. Sims defined infill housing and spoke to its benefits, the changing demographics and housing demands in the City and the lack of guidance.

Mr. Sims reviewed the guidelines and advised that it would be left up to the development community and private property owners to determine whether they would rezone the property. He spoke to direction from the Planning and Zoning Commission to develop a policy statement, research on the new zoning district and design cross sections for new streets being included on the Thoroughfare Standards. Mr. Sims advised that the policy statement refers to the guidelines being used for consideration of infill for a particular property and that they are for reviewing alternative neighborhood proposals. He stated that the Planning and Zoning Commission recommended approval as submitted and responded to Council Member Stahel that a particular use may not be appropriate as a stand-alone, but would be good if included in the development of urban centers.

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

Ordinance No. 2006-2-28 (cont'd)

Upon a motion made by Council Member Ellerbe and seconded by Council Member Stahel, the Council voted 7-0 to amend the "Housing Element" of the Comprehensive Plan as originally adopted by Resolution No. 86-11-22(R) providing procedures approving the utilization of said chapter as revised and amended by the appropriate personnel and departments of the City of Plano for the purpose of guiding future development within the City of Plano, Texas as recommended by the Planning and Zoning Commission; and providing an effective date; and further to adopt Ordinance No. 2006-2-28.

Due to a possible conflict of interest, Mayor Pro Tem Johnson stepped down from the bench on the following item.

Public Hearing and adoption of Ordinance No. 2006-2-29 as requested in Zoning Case 2005-50 to amend Subsection 2.502 (Schedule of Permitted Uses) of Section 2.500 (Permitted Uses); Subsection 2.822 (CB-1 Central Business-1) and Subsection 2.823 (CE Commercial Employment) of Section 2.800 (District Charts) of Article 2 (Zoning Districts) and related sections of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2004-9-37, as heretofore amended, to increase the number of multifamily dwelling units allowed by right in the Central Business-1 district from 1,500 to 2,300; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date. Applicant: City of Plano [Regular Agenda Item (5)]

Director of Planning Jarrell advised that the Planning and Zoning Commission has recommended approval as follows:

Article 2, Section 2.502 – Schedule of Permitted Uses

For the permitted use of "Multifamily Residence", remove the "P" for CB-1 zoning and replace with a "3" for reference to End Note 3.

Amend End Note 3 to read as "See Subsections 2.822 and 2.823"

Article 2, Section 2.822 -- CB-1 Central Business – 1

(6) Special Rules for CE and CB-1 Zoning

(b) On the portion of the property zoned CB-1, a maximum of ~~1500~~ **2300** multifamily dwelling units shall be permitted by right. However, additional units may be allowed by through transfer of unused units in the White Rock Creek area as noted above. Additional multifamily units may be permitted on the portion of the property zoned CB-1 by specific use permit.

Ordinance No. 2006-2-29 (cont'd)

Article 2, Section 2.823 – CE Commercial Employment

(7) Special Rules for CE and CB-1 Zoning

(b) On the portion of the property zoned CB-1, a maximum of ~~1500~~ **2300** multifamily dwelling units shall be permitted by right. However, additional units may be allowed by through transfer of unused units in the White Rock Creek area as noted above. Additional multifamily units may be permitted on the portion of the property zoned CB-1 by specific use permit.

Ms. Jarrell advised that the request adds 800 units to those allowed under existing regulations, spoke to several property owners sharing in the right of development, recognition in the Comprehensive Plan that higher concentrations are necessary to achieve the goals of an urban center and the percentage of the City's single family to multi-family housing being 67.6% to 31.4%. She spoke to improvements to infrastructure that will be borne by the property owners.

Mayor Evans opened the Public Hearing. Robert Shaw, representing the applicant, spoke to mirroring the development currently on the south side of Legacy Drive. No one else spoke either for or against the request. The Public Hearing was closed.

Council Member Stahel spoke to the proposal maintaining the balance between single and multi-family housing and to this being the right place to concentrate apartments rather than scattering them.

Upon a motion made by Council Member Ellerbe and seconded by Deputy Mayor Pro Tem Magnuson, the Council voted 6-0 to amend Subsection 2.502 (Schedule of Permitted Uses) of Section 2.500 (Permitted Uses); Subsection 2.822 (CB-1 Central Business-1) and Subsection 2.823 (CE Commercial Employment) of Section 2.800 (District Charts) of Article 2 (Zoning Districts) and related sections of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2004-9-37, as heretofore amended, to increase the number of multifamily dwelling units allowed by right in the Central Business-1 district from 1,500 to 2,300 as requested in Zoning Case 2005-50 and as recommended by the Planning and Zoning Commission; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date; and further to adopt Ordinance No. 2006-2-29.

Mayor Pro Tem Johnson resumed his place at the bench.

Public Hearing and adoption of Ordinance No. 2006-2-30 as requested in Zoning Case 2005-53 to amend Section 3.1600 (Sign Regulations) of Article 3 (Supplementary Regulations) and related sections of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2004-9-37, as heretofore amended, to remove temporary signage regulations from the Zoning Ordinance; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date. Applicant: City of Plano [Regular Agenda Item (6)]

Director of Planning Jarrell spoke to action taken in November to place temporary sign regulations in the Code of Ordinances in order to address penalty issues and stated that this item would remove these regulations from the Comprehensive Zoning Ordinance. She advised that the Planning and Zoning Commission recommended approval as submitted.

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

Upon a motion made by Council Member LaRosiliere and seconded by Council Member Callison, the Council voted 7-0 to amend Section 3.1600 (Sign Regulations) of Article 3 (Supplementary Regulations) and related sections of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2004-9-37, as heretofore amended, to remove temporary signage regulations from the Zoning Ordinance as recommended by the Planning and Zoning Commission and as requested in Zoning Case 2005-53; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date; and further to adopt Ordinance No. 2006-2-30. \

Public Hearing pursuant to Chapter 26 of the Texas Parks and Wildlife Code pertaining to conveying an approximate 309+/- square foot parcel to Nelson M. McCord, Jr. for the purpose of correcting an encroachment onto park property, known as Chisholm Trail. [Regular Agenda Item (7)]

Director of Parks and Recreation Wendell spoke to a portion of a property owner's fence and pool deck being located on City park property and his inability to sell the property due to this encroachment. He spoke to consideration by the Parks and Recreation Planning Board who felt relief should be granted and stated that because the land is park property, a Chapter 26 Public Hearing must be conducted and the Council finding that there is no feasible and prudent alternative and that proper planning has been done to minimize any harm to the land. Mr. Wendell advised that upon successful passage of a referendum in Mr. McCord's favor, the City would then sell him the 309+/- square foot parcel. He advised the Council that he was unsure how the situation originally occurred.

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

Ordinance No. 2006-2-31: To approve the conveyance of an approximate 309+/- square foot parcel subject to approval at a Special Election of the voters of the City of Plano to be held on May 13, 2006, to Nelson M. McCord, Jr. for the purpose of correcting an encroachment onto park property requiring the use or taking of a portion of City of Plano public park land, known as Chisholm Trail; providing for a determination that there is no feasible and prudent alternative to the proposed use or taking of the park land; and that the proposed project includes all reasonable planning to minimize harm to the land and the park and recreation area resulting from the use; and providing an effective date. [Regular Agenda Item (8)]

Upon a motion made by Council Member Stahel and seconded by Deputy Mayor Pro Tem Magnuson, the Council voted 7-0 to approve the conveyance of an approximate 309+/- square foot parcel subject to approval at a Special Election of the voters of the City of Plano to be held on May 13, 2006, to Nelson M. McCord, Jr. for the purpose of correcting an encroachment onto park property requiring the use or taking of a portion of City of Plano public park land, known as Chisholm Trail; providing for a determination that there is no feasible and prudent alternative to the proposed use or taking of the park land; and that the proposed project includes all reasonable planning to minimize harm to the land and the park and recreation area resulting from the use; and providing an effective date; and further to adopt Ordinance No. 2006-2-31.

Ordinance No. 2006-2-32: To order a Special Election to be held in conjunction with the General Election in and throughout the City of Plano, Texas on May 13, 2006 for the purpose of approving the sale of a portion of park property to the abutting landowner at 3200 Gary Drive, Plano, Texas as required by Section 253.001(b) of Chapter 253 of the Local Government Code; providing polling locations, hours of early voting and other regulations related to this election; and providing an effective date. [Regular Agenda Item (9)]

Council Member Ellerbe stated concern that the proposed ballot language may not provide citizens with the full meaning of the proposition and the Council discussed clarifying the language. City Attorney Wetherbee spoke to providing language in general terms and advised that Staff would prepare a statement to respond to voter inquiries.

Upon a motion made by Council Member Stahel and seconded by Mayor Pro Tem Johnson, the Council voted 7-0 to order a Special Election to be held in conjunction with the General Election in and throughout the City of Plano, Texas on May 13, 2006 for the purpose of approving the sale of a portion of park property to the abutting landowner at 3200 Gary Drive, Plano, Texas as required by Section 253.001(b) of Chapter 253 of the Local Government Code; providing polling locations, hours of early voting and other regulations related to this election; and providing an effective date; and further to adopt Ordinance No. 2006-2-32.

Resolution No. 2006-2-33(R): To approve the conveyance of an approximate 309+/- square foot parcel subject to approval at a Special Election of the voters of the City of Plano to be held on May 13, 2006, to Nelson M. McCord, Jr. for the purpose of correcting an encroachment onto park property, known as Chisholm Trail and authorizing the execution of the real estate contract by the City Manager; and providing an effective date. [Regular Agenda Item (10)]

Upon a motion made by Deputy Mayor Pro Tem Magnuson and seconded by Council Member Ellerbe, the Council voted 7-0 to approve the conveyance of an approximate 309+/- square foot parcel subject to approval at a Special Election of the voters of the City of Plano to be held on May 13, 2006, to Nelson M. McCord, Jr. for the purpose of correcting an encroachment onto park property, known as Chisholm Trail and authorizing the execution of the real estate contract by the City Manager; and providing an effective date; and further to adopt Resolution No. 2006-2-33(R).

There being no further discussion, Mayor Evans adjourned the meeting at 8:25 p.m.

Pat Evans, MAYOR

ATTEST:

Elaine Bealke, City Secretary