

CITY COUNCIL
March 8, 2010

COUNCIL MEMBERS

Phil Dyer, Mayor
Harry LaRosiliere, Mayor Pro Tem
Lee Dunlap, Deputy Mayor Pro Tem
Pat Miner
Ben Harris
Mabrie Jackson (resigned)
Lissa Smith
Jean Callison

STAFF

Thomas H. Muehlenbeck, City Manager
Frank Turner, Deputy City Manager
Bruce Glasscock, Deputy City Manager
Mark Israelson, Assistant City Manager
LaShon Ross, Assistant City Manager
Diane C. Wetherbee, City Attorney
Diane Zucco, City Secretary

Mayor Dyer convened the Council into the Regular Session on Monday, March 8, 2010, at 7:07 p.m. in the Council Chamber of the Plano Municipal Center, 1520 K Avenue. All Council Members were present.

The invocation was led by Reverend Shannon Grubbs of First Christian Church Plano and the Pledge of Allegiance was led by Jr. Girl Scout Troop 1861 of Dooley Elementary & McCall Elementary Schools.

Mayor Dyer presented special recognition to Kathi Cavanagh, TACA Volunteer of the Year and received a presentation of the Plano Police Department Reaccreditation. He further administered an oath of office to James M. Craft, Jr., incoming member of the Board of Adjustment.

The Council resumed discussion of items from the Preliminary Open Meeting.

Boards and Commission Annual Appointment Process

City Secretary Zucco proposed notifying the public of the appointment process through electronic means and reviewed the costs for utility bill inserts. The Council stated a consensus to provide notice through utility bills and further to notify those receiving their bills electronically through an e-blast. Ms. Zucco reviewed the calendar for reappointments in July and Council stated a consensus to immediately advise those not reappointed. Ms. Zucco provided information regarding updates to the application, scheduled receptions and appointments in September.

Departmental Briefings – Health

Director of Health Collins advised that Animal Services provides protection to the public and animals while improving the quality of life. He reviewed services at the shelter and in the City and spoke to the low percentage of animals covered by registration and monies lost. Mr. Collins spoke to the shelter being the first in Texas LEED-EB certified at the Silver Level. He further spoke to budgetary concerns of the division. Mr. Collins spoke to Health covering consumer health and retail foods through inspections, plans review, event permitting, training and addressing foodborne outbreaks. He spoke to responding to communicable disease events, addressing water quality and environmental health issues and to the impact of budget reductions including a reduction in the frequency of inspections and slower non-emergency response. Mr. Collins spoke to public support of the department as seen through surveys.

Council items for discussion/action on future agendas

Council Member Miner requested an update on parking in the Downtown area.

Consent and Regular Agenda

No items were discussed.

COMMENTS OF PUBLIC INTEREST

No one appeared to speak.

CONSENT AGENDA

Upon a motion made by Council Member Callison and seconded by Council Member Harris, the Council voted 7-0 to approve and adopt all items on the Consent Agenda as recommended and as follows:

Approval of Minutes (Consent Agenda Item “A”)

February 22, 2010

Approval of Expenditures

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

CSP No. 2009-145-C to approve of the City's option to renew an agreement with Integrated Technology Group for maintenance services for the Library RFID System for years two, three and four at the bundled pricing of \$41,788 per year. Renewal determination will be made annually per approved budget and performance of vendor. (Consent Agenda Item “B”)

Bid No. 2010-51-B for one (1) Trinity Trailer Eagle Bridge trailer to Trinity Trailer Sales Inc. in the amount of \$73,500. (Consent Agenda Item “C”)

Bid No. 2010-63-C for Median and Right of Way Landscape Maintenance-Variou Locations-including Coit Road, Custer Road, and Independence Parkway in the amount of \$81,345 to VMC Landscape Services, and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item "D")

Bid No. 2008-190-C for Traffic Signal Control Cabinets to Paradigm Traffic Systems Inc in the estimated annual amount of \$99,260 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item "E")

Purchase from an Existing Contract

To approve of the purchase of Bulk Fuels in the amount of \$300,000 from Martin Eagle Oil Company through an existing contract/interlocal agreement with Collin County, and authorizing the City Manager to execute all necessary contract documents (Collin County contract #10003-03). (Consent Agenda Item "F")

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

To approve a contract made and entered into by and between the City of Plano and Sharon Rowe, the Elections Administrator of Collin County, Texas, pursuant to the authority in Subchapter D, Section 31.092, of Chapter 31, of the Texas Election Code, regarding the coordination, supervision, and running of the City's March 27, 2010 Runoff Election in the estimated amount of \$80,544. (Consent Agenda Item "G")

Approval of Change Order

To approve a Change Order to a contract with Natgun Corporation, increasing the contract by \$40,568 for Custer Ground Storage Tank 1A, Change Order No. 4. (Original Bid No. 2009-166-B). (Consent Agenda Item "H")

Adoption of Resolutions

Resolution No. 2010-3-1(R): To repeal Resolution No. 2010-2-9(R) which adopted the City of Plano Water Management Plan; adopting a new Water Management Plan for the City of Plano, Texas, to promote responsible use of water and to provide for best management practices resulting in ongoing, long term water savings; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item "I")

Resolution No. 2010-3-2(R): To approve the Investment Portfolio Summary for the quarter ending December 31, 2009; and providing an effective date. (Consent Agenda Item "J")

Resolution No. 2010-3-3(R): To appoint James D. Shields and Lori Leu 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 "K")

Adoption of Ordinances

Ordinance No. 2010-3-4: To transfer the sum of \$92,349 from the General Fund unappropriated fund balance for Fiscal Year 2009-10 to the General Fund operating appropriation for the purpose of providing additional funding for the estimated costs associated with conducting a Runoff Election on March 27, 2010 to fill the vacant Place 3 City Council position; amending the budget of the City and Ordinance 2009-9-13, 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 “L”)

Ordinance No. 2010-3-5: To adopt and enact Supplement Number 89 to the Code of Ordinances for the City of Plano; providing for amendment to certain sections of the Code; and providing an effective date. (Consent Agenda Item “M”)

ITEMS FOR INDIVIDUAL CONSIDERATION:

Public Hearing and adoption of Resolution No. 2010-3-6(R) to adopt the Consolidated Housing and Community Development Plan for 2010-2014 outlining the use of Community Development Block Grant (CDBG) funds and HOME Investment Partnership funds provided by the U.S. Department of Housing and Urban Development; and providing an effective date. (Regular Agenda Item “1”)

Community Services Manager Day spoke to the participation and public input included in the Plan. Heidi Aggeler, Managing Director of BBC Research and Consulting provided background on the process and advised that the purpose is to identify housing/community development needs, priorities, goals and stipulate how grant funds will be allocated. She advised that in 2009, the City received \$1.3 million in CDBG and \$482,440 in HOME funds. Ms. Aggeler described CDBG’s purpose to revitalize low-moderate income neighborhoods, expand affordable housing and support activities and HOME allowing communities to design strategies, strengthen partnerships and build the capacity of community-based housing groups. She spoke to previously funded activities including infill housing, housing rehabilitation, and assistance to first-time homebuyers, at-risk youth and those with HIV/AIDS. Ms. Aggeler spoke to needs as identified by public input in the areas of suitable housing, economic development, and special needs housing and reviewed recommended five-year strategies in these areas. Ms. Day responded to City Manager Muehlenbeck, advising that objectives can be supported through CDBG/HOME funds by partial payments.

Mayor Dyer opened the Public Hearing. Clay Boatright, representing the Arc of Dallas/Families with Disabilities, complimented the Council and City on their research and urged review of the information and how it can be used in other programs. No one else spoke for or against the item. The Public Hearing was closed.

Upon a motion made by Mayor Pro Tem LaRosiliere and seconded by Council Member Callison, the Council voted 7-0 to adopt the Consolidated Housing and Community Development Plan for 2010-2014 outlining the use of Community Development Block Grant (CDBG) funds and HOME Investment Partnership funds and further to adopt Resolution No. 2010-3-6(R).

Resolution No. 2010-3-7(R): To approve the terms and conditions of an Economic Development Incentive Agreement by and between the City of Plano, Texas and Wyndham Jade LLC, a Delaware limited liability company; authorizing its execution by the City Manager and providing an effective date. (Regular Agenda Item “2”)

Director of Finance Tacke advised that Wyndham Jade LLC, would occupy no less than 20,000 square feet of commercial space and retain, transfer or create up to 90 full-time jobs by March 1, 2010 with up to an additional 50 full time jobs by December 31, 2011. She advised that the terms of the agreement run from March 1, 2010 – February 29, 2020 in an amount of up to \$112,000.

Upon a motion made by Council Member Harris and seconded by Council Member Miner, the Council voted 7-0 to approve an Economic Development Agreement with Wyndham Jade LLC and further to adopt Resolution No. 2010-3-7(R).

There being no further discussion, Mayor Dyer adjourned the meeting at 8:24 p.m.

Phil Dyer, MAYOR

ATTEST:

Diane Zucco, City Secretary