

**PLANO CITY COUNCIL
PRELIMINARY OPEN MEETING
April 26, 2004**

COUNCIL MEMBERS

Pat Evans, Mayor
Steve Stovall, Mayor Pro Tem
Shep Stahel, Deputy Mayor Pro Tem
Scott Johnson
Phil Dyer
Sally Magnuson
Jean Callison
Ken Lambert

STAFF

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

Deputy Mayor Pro Tem Stahel called the meeting to order at 5:02 p.m., Monday, April 26, 2004, in Training Room A of the Municipal Center, 1520 K Avenue. All Council Members were present. Mayor Pro Tem Stovall arrived at 5:16 p.m. and Mayor Evans arrived at 5:44 p.m. Deputy Mayor Pro Tem Stahel 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, Section 551.071, discuss certain Economic Development matters, Section 551.087 and to discuss Real Estate, Section 551.072, for which a certified agenda is required.

Mayor Evans reconvened the meeting back into the Preliminary Open Meeting at 6:08 p.m. in the Council Chambers for which the following matters were discussed:

Consideration and Action Resulting From Executive Session Discussion

No items were brought forward.

Presentation Regarding Governor's Proposed School Finance Package

Collin County Judge Ron Harris spoke to the cities of Denton, Ft. Worth, Arlington, Dallas, Richardson, and Plano and counties of Collin, Denton, Dallas, and Tarrant addressing alternatives to the Governor's proposed school finance package.

Judge Harris spoke to staying at 10% (appraisal cap), continuing to communicate to the public and spoke to zero change. He stated that the Governor has countered with a 5% plan (appraisal cap), spoke to votes needed for a constitutional amendment, and to decreasing the rollback rate. Judge Harris spoke to unfunded mandates and financial impacts. He advised that those involved will discuss this again, stated that the problem is school finance, and that local control needs to be retained.

Discussion and Direction Holiday Lighting Funding Request

Executive Director Hogan advised that a request has been received from The Shops at Legacy to be a financial partner for a portion of costs associated with their Annual Tree Lighting Festival event. He stated that Council direction is sought regarding funding in next year's 2004-05 budget. Mr. Hogan spoke to The Shops at Legacy qualifying for non-profit status and to consideration of creating a new process for funding support of private festivals. City Manager Muehlenbeck advised that The Shops at Legacy is agreeable to developing a non-profit corporation and spoke to receiving Council direction regarding placing a dollar amount in next year's budget. He spoke to looking at this location as another downtown area. Mr. Hogan and Mr. Muehlenbeck spoke to comparative costs appropriated for similar type events. The Council spoke to concerns with dollars spent on private commercial operations, and also spoke to this as being a positive opportunity on a trial basis. City Manager Muehlenbeck spoke to looking at opportunities to assist in the effort for the City to thrive.

The Shops at Legacy Marketing Director Melody Kamp spoke to creating a signature event with a "festival" like atmosphere. She responded to the Council that the thought is to expand this year's event and that sales should increase.

Mayor Evans spoke to The Shops at Legacy going through the process of applying for non-profit status. Deputy Mayor Pro Tem Stahel spoke to approaching this request on a trial basis and with a conservative dollar amount in mind. Council Member Callison spoke to a preference for a non-profit status, and also to needing parameters. City Manager Muehlenbeck recommended that the Council authorize a funding amount to appropriate in next year's budget after which time Staff can come back for final Council authorization before adoption of the budget. Executive Director Hogan spoke to working with The Shops at Legacy towards obtaining a non-profit status. The Council discussed Cultural Affairs guidelines after which time they concurred to place a monetary amount similar to what is appropriated for like events in next year's budget for future consideration.

Discussion and Direction Regarding Photography Red Light Enforcement Update Survey

Executive Director Glasscock reviewed statistics for red light running injuries and fatalities and stated that traditional enforcement efforts have had little effect.

Mr. Glasscock reviewed benefits of camera enforcement stating that they are safe and effective, spoke to system operation, and to City and legislative efforts to address this issue. He spoke to the City of Garland's position on enforcement, citations issued in that city, and to Plano joining together with the City of Richardson towards joint enforcement. Mr. Glasscock stated that upon Council concurrence, Staff will proceed with further research and submit an ordinance for consideration of red light enforcement. He responded to the Council that red light running would be considered a civil violation and that speeding does not fall under that category. He responded to the Council that he will research reasons for red light running citations that were appealed in the City of Garland. The Council concurred to move forward.

VoIP/911 Update

Public Safety Communications Director Timmons spoke to ramifications of emerging internet voice-over IP technology, stated that this is basically making a telephone call over the internet, and spoke to a decline in revenues as a result of this use. He reviewed how voice-over works, spoke to mass marketing of this service, and to a loss of revenue for 911 line fees. Mr. Timmons stated that concerns exist regarding providing 911 service through the use of voice-over due to the inability of the system to identify the call as an actual 911 emergency. He spoke to power outages affecting the use of this type of service and further stated that this situation is being monitored.

Deputy Mayor Pro Tem Stahel spoke to educating the public. Mr. Timmons responded to the Council that information is scheduled to be included in the utility bill. Mayor Pro Tem Stovall stated that research is being done to provide the capability to identify a physical location with the use of voice-over for 911 calls.

Remaining Preliminary Items were addressed during the Regular meeting. Nothing further was discussed. Mayor Evans recessed the meeting at 7:05 p.m.

Pat Evans, **MAYOR**

Steve Stovall, **Mayor Pro Tem**

Shep Stahel, **Deputy Mayor Pro Tem**

ATTEST:

Elaine Bealke, City Secretary