

**PLANO CITY COUNCIL
PRELIMINARY OPEN MEETING
June 12, 2006**

COUNCIL MEMBERS

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

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 called the meeting to order at 5:08 p.m., Monday, June 12, 2006, in Training Room A of the Municipal Center, 1520 K Avenue. All Council Members were present. Council Member Dunlap arrived at 5:15 p.m. Mayor Evans 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 for which a certified agenda is not required.

Mayor Evans reconvened the meeting back into the Preliminary Open Meeting at 6:01 p.m. in the Council Chambers where the following matters were discussed:

Consideration and Action Resulting From Executive Session Discussion

No items were brought forward.

Update on SH 121 and US 75

City Engineer Upchurch spoke to the SH 121 Tollroad project and stated that TxDOT has prepared and forwarded to four private entities and the NTTA a draft for a request for proposal to begin the process to establish and maintain SH 121 as a tollroad. He stated that the proposal is now being identified as a single project for the entire region through Denton and Collin counties to US 75.

Mr. Upchurch spoke to the Regional Transportation Council (RTC) determining the evaluation criteria for the various proposals to be submitted and stated that the Texas Department of Transportation (TxDOT) will issue a final request for proposal in July/August with November identified as the deadline. He stated that TxDOT identified a two month proposal review period, followed by a recommendation to the RTC who will then have a similar evaluation process with a recommendation being made in February. Mr. Upchurch stated that final recommendations will be made in March by the Texas Highway Commission, and further responded to the Council that toll rate schedule adjustments are being discussed.

Mr. Upchurch spoke to the US 75 Pass Through Financing Program and to the Collin County Commissioners Court approving an engineering contract to move forward with the project. He spoke to the three-part phasing and identified the Plano section beginning at Spring Creek Parkway and extending to SH 121 just south of McKinney. Mr. Upchurch spoke to the possibility of a private entity submitting a proposal and bringing dollars to the project with some commitment from TXDot on the Pass Through Financing portion. He spoke to shortfalls that local governments will have as being a part of the proposal in determining how to move forward.

Mr. Upchurch responded to the Council that TxDOT is acquiring right-of-way in the City of McKinney and to there possibly being some type of financial split.

Status of Plano Water Conservation Plan

Director of Public Works Foster spoke to the current elevation level of Lake Lavon being below the conservation stage, high levels of daily water usage in Plano, and stated that water restrictions will be implemented on June 19. He stated that water alert signage along with web page information is being provided, spoke to the information being made available through a hot line, stated that Staff briefings were held along with press releases and media interviews, ordinances are provided at the libraries, homeowner association presentations were made, and further spoke to a North Texas Municipal Water District kickoff press conference. Mr. Foster stated that letters have been mailed by the City to water utility customers, and that information regarding Stage 3 has been included in the current utility bill. He stated that ten requests have been received for variances.

Mr. Foster responded to the Council that fines can be assessed up to \$2,000, guidelines have been established for a graduated fine based on the number of instances, a landscape watering day has been identified, and spoke to the requirement of positive flow hoses. He further responded that after the third instance, irrigation water may be shut off with reinstatement after payment of fines and applicable reconnection fees. Mr. Foster responded that water restrictions apply to commercial applications as well.

Update on Katrina Evacuee Status

Executive Director Glasscock stated that May 31 successfully concluded public assistance support for Hurricane Katrina evacuees. He reviewed the history of the Emergency Operation Center for Katrina in Plano, registrations processed, and shelters opened. Mr. Glasscock spoke to the Hurricane Rita evacuee statistics and use of shelters and apartment complexes. He stated that total expenses for both Katrina and Rita are estimated at \$5.3 million and that the City has received \$5.1 million in reimbursements from FEMA. Mr. Glasscock spoke to the good job done by all, spoke to the issuance of an executive order by the Governor for the state evacuation plan and stated that in the event of another evacuation, 40,000 people could be expected in the DFW area. He spoke to preliminary discussions with the school district regarding the feasibility of using schools for shelters.

Council Items for Discussion/Action on Future Agendas

Schedule Future Determination of Council Liaison Appointments

Mayor Evans asked that Council Members consider what board or commission they might be interested in serving as a liaison to and that they communicate this by e-mail.

Consent Agenda

Council Member Dunlap advised that he will be stepping down on Consent Item “C,” bid for alley and sidewalk construction project, due to a possible conflict of interest.

Council Member Stahel advised that he will be stepping down on Consent Item “S,” resolution to purchase telecommunications software, due to a possible conflict of interest. Mr. Stahel further requested that Consent Item “W,” ordinance to amend Building and Building Regulations of the Code of Ordinances, be removed for individual consideration.

Director of Property Standards O’Banner responded to Mayor Evans regarding Consent Item “X,” ordinance to amend Chapter 12, Motor Vehicles and Traffic of the Code of Ordinances and stated that storage of “farming type” heavy duty equipment on residential properties is not allowed and is addressed in this ordinance. She stated that equipment manufactured for residential use is allowed.

Council Reports

Council Member Ellerbe stated that she and Council Member Magnuson met with the Downtown Task Force and spoke to good suggestions being made. She responded to Mayor Evans that the Downtown Task Force will possibly be making a report to the Council in July.

Ms. Ellerbe stated that the Public Arts Committee and Parks Department have both reviewed and approved the Veterans Memorial and stated that consideration of this is scheduled for the next Council meeting.

Council Member Stahel stated that he and Council Member Ellerbe attended meetings regarding the Veterans Memorial and that a consensus is being formed with good results.

Nothing further was discussed. Mayor Evans adjourned the Preliminary meeting at 6:45 p.m.

Pat Evans, MAYOR

ATTEST:

Elaine Bealke, City Secretary