

**PLANO CITY COUNCIL
PRELIMINARY OPEN MEETING
December 22, 2015**

COUNCIL MEMBERS PRESENT

Harry LaRosiliere, Mayor
Ben Harris, Deputy Mayor Pro Tem
Angela Miner
Rick Grady
Ron Kelley
Tom Harrison
David Downs

COUNCIL MEMBERS ABSENT

Lissa Smith, Mayor Pro Tem

STAFF PRESENT

Frank Turner, Deputy City Manager
LaShon Ross, Deputy City Manager
Jim Parrish, Deputy City Manager
Paige Mims, City Attorney
Lisa C. Henderson, City Secretary

Mayor LaRosiliere called the meeting to order at 6:00 p.m., Tuesday, December 22, 2015, in Training Room A of the Municipal Center, 1520 K Avenue. A quorum was present. Mayor LaRosiliere 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 and discuss Real Estate, Section 552.072; for which a certified agenda will be kept in the office of the City Secretary for a period of two years as required.

Mayor LaRosiliere reconvened the meeting back into the Preliminary Open Meeting at 6:57 p.m. in the Senator Florence Shapiro Council Chambers.

Consideration and action resulting from Executive Session discussion

No items were discussed.

Consent and Regular Agendas

No items were discussed.

Council Items for Discussion/Action on Future Agendas

No items were discussed.

Nothing further was discussed. Mayor LaRosiliere adjourned the meeting at 6:58 p.m.

Harry LaRosiliere, MAYOR

ATTEST:

Lisa C. Henderson, City Secretary

**PLANO CITY COUNCIL
REGULAR SESSION
December 22, 2015**

COUNCIL MEMBERS PRESENT

Harry LaRosiliere, Mayor
Ben Harris, Deputy Mayor Pro Tem
Angela Miner
Rick Grady
Ron Kelley
Tom Harrison
David Downs

COUNCIL MEMBERS ABSENT

Lissa Smith, Mayor Pro Tem

STAFF PRESENT

Frank Turner, Deputy City Manager
LaShon Ross, Deputy City Manager
Jim Parrish, Deputy City Manager
Paige Mims, City Attorney
Lisa C. Henderson, City Secretary

Mayor LaRosiliere convened the Council into the Regular Session on Tuesday, December 22, 2015, at 7:00 p.m. in the Senator Florence Shapiro Council Chambers of the Plano Municipal Center, 1520 K Avenue. A quorum was present.

Council Member Kelley led the invocation and Deputy Mayor Pro Tem Harris led the Pledge of Allegiance and Texas Pledge.

COMMENTS OF PUBLIC INTEREST

No one appeared to speak.

CONSENT AGENDA

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

Approval of Minutes

December 14, 2015

(Consent Agenda Item "A")

Approval of Expenditures

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

Bid No. 2016-53-B for the purchase of eight (8) utility trucks from Sam Pack's Five Star Ford in the amount of \$267,788 and the purchase of three (3) utility trucks from Reliable Chevrolet in the amount of \$107,037 for Fleet Services to be utilized by various City Departments in the total amount of \$374,825; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item "B")

Bid No. 2016-0055-B for Arterial Pavement Repair - Parker Road & Plano Parkway Project No. 6484, for Public Works to Jerusalem Corporation in the amount of \$2,183,777; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item "C")

Bid No. 2015-446-B for Harrington Park - Selected Demolition to Whittaker Lane Contracting, LLC in the amount of \$67,200; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item "D")

RFP No. 2015-241-C for a 5 year contract with no City optional renewals for Bank Depository Services to Capital One, NA, and for a 5 year contract with no City optional renewals for Safekeeping Services to The American National Bank of Texas; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item "E")

Bid No. 2016-0048-B for the Municipal Building Third Floor Renovation for Facilities Services to KC Construction Services, Inc. in the amount of \$162,911; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item "F")

Bid No. 2016-0061-B for the Brown Branch 27 and 48 Inch Sewer Interceptor Capacity Improvements Project No. 6345 to Mountain Cascade of Texas, LLC, in the amount of \$4,523,291; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item "G")

Purchase from an Existing Contract

To approve the purchase of two (2) John Deere 7700A Fairway Mowers for Fleet Services to be utilized by the Parks and Recreation Department in the amount of \$121,787 from Austin Turf and Tractor through an existing TASB/BuyBoard contract; and authorizing the City Manager to execute all necessary documents. (TASB/BuyBoard Contract No. 447-14) (Consent Agenda Item "H")

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

To approve an Engineering Professional Services Agreement between the City of Plano and Pipeline Analysis, LLC in the amount of \$48,550 for CMOM Self-Audit; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item "I")

To approve a Professional Services Agreement between the City of Plano and Davey Resource Group in the amount of \$93,341 for design services for an Urban Forest Master Plan and Urban Tree Canopy Assessment; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “J”)

To approve an Engineering Services Agreement by and between the City of Plano and JBI Partners, Inc. in the amount of \$120,500 for engineering services for the Plano Transit Village Veloweb project; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “K”)

To approve a Professional Services Agreement by and between the City of Plano and BW2 Engineers, Inc. in the amount of \$108,900 for Dallas North Estates No. 2 Paving and Water Improvements; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “L”)

Approval of Change Order

To HQS Construction, LLC, increasing the contract by \$57,616 for Split Trail Road – K Avenue to Spring Creek Parkway – Paving, Water and Drainage Improvements. Change Order No. 1. Original Bid No. 2015-347-B. (Consent Agenda Item “M”)

Approval of Expenditure

To approve an expenditure for three (3) outdoor warning sirens for the Technology Services Radio Shop in the amount of \$73,046 from R & D Communications, Inc. dba American Communications; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “N”)

Adoption of Resolutions

Resolution No. 2015-12-13(R): To designate The Dallas Morning News as the City’s “Official Newspaper” for the purpose of publication of legal notices where required by state law and the City Charter; and providing an effective date. (Consent Agenda Item “O”)

Adoption of Ordinances

Ordinance No. 2015-12-14: To adopt and enact Supplement Number 113 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 “P”)

END OF CONSENT

Public Hearing and adoption of Resolution No. 2015-12-15(R) to approve the issuance of Multifamily Housing Revenue Bonds by Capital Trust Agency, a Public Agency, to finance the acquisition, improvement and rehabilitation of Garden Gate Apartments, located at 1201 Legacy Drive, in a principal amount not to exceed \$35,000,000; and declaring an effective date. (Regular Item “1”)

Community Services Manager Brown stated the issuance of the bonds is to acquire and rehabilitate the 240 unit Garden Gate Apartment complex and that the property currently has a 9% low income housing tax credit. She spoke to the \$35 million being earmarked for the Garden Gate apartments in Plano and Fort Worth and that the City of Fort Worth has approved a similar resolution. Ms. Brown added the project is consistent with the consolidated plan goal for rehabilitating existing low income housing. Council Member Kelly expressed concern regarding the lack of terms provided and the possibility of a negative impact to the City if the project is mismanaged. Ms. Brown deferred the comment to the applicant.

Mayor LaRosiliere opened the public hearing. Jim Dillavou stated he was concerned if the project is in the best interest of the public. Mayor LaRosiliere closed the public hearing.

Phil Kennedy, applicant and President of the American Opportunity Foundation, Inc. stated the \$35 million is for both projects and Plano Garden Gate’s portion is not to exceed \$19 million. He added Plano-based US Residential will serve as the management company at a competitive market rate responding to Mr. Kelley. City Attorney Mims stated the City is not issuing the bonds and the request is to authorize federal tax exempt status and that the City is not making any representations as to creditworthiness. In response to Council Member Harrison, Mr. Kennedy stated the rehabilitation will bring the property in to compliance with ADA standards. Council Member Downs confirmed the management company was based in Plano.

Upon a motion made by Council Member Downs and seconded by Council Member Miner, the Council voted 7-0 to approve the issuance of Multifamily Housing Revenue Bonds by Capital Trust Agency, a Public Agency, to finance the acquisition, improvement and rehabilitation of Garden Gate Apartments; and further to adopt Resolution No. 2015-12-15(R).

Request to call a Public Hearing to consider amending the zoning requirements for Planned Development-64-Central Business-1 (PD-64-CB- 1), located at the southwest corner of the Sam Rayburn Tollway and the Dallas North Tollway, and Planned Development-65-Central Business-1 (PD-65-CB-1), located at the northwest corner of Legacy Drive and the Dallas North Tollway, and on both sides of Legacy Drive east of the Dallas North Tollway. Applicant: SWC Tollway & 121, LLC (Regular Item “2”)

Plan Review Manager Hill stated due to the number of property owners, a request has been submitted for the Council to call a public hearing to consider amending the zoning requirements in the Legacy West area.

Upon a motion made by Council Member Downs and seconded by Council Member Grady, the Council voted 7-0, to call a Public Hearing to consider amending the zoning requirements for Planned Development-64-Central Business-1 (PD-64-CB- 1), located at the southwest corner of the Sam Rayburn Tollway and the Dallas North Tollway, and Planned Development-65-Central Business-1 (PD-65-CB-1), located at the northwest corner of Legacy Drive and the Dallas North Tollway, and on both sides of Legacy Drive east of the Dallas North Tollway.

With no further business, Mayor LaRosiliere adjourned the meeting at 7:24 p.m.

Harry LaRosiliere, Mayor

ATTEST

Lisa C. Henderson, City Secretary