

**PLANO CITY COUNCIL  
PRELIMINARY OPEN MEETING  
January 13, 2014**

**COUNCIL MEMBERS PRESENT**

Harry LaRosiliere, Mayor  
Lissa Smith, Mayor Pro Tem  
Ben Harris, Deputy Mayor Pro Tem  
Pat Miner  
André Davidson  
Jim Duggan  
Patrick Gallagher  
David Downs

**STAFF PRESENT**

Frank Turner, Deputy City Manager  
LaShon Ross, Deputy City Manager  
Diane C. Wetherbee, City Attorney  
Diane Zucco, City Secretary  
Alice D. Snyder, Assistant City Secretary

Mayor LaRosiliere called the meeting to order at 5:30 p.m., Monday, January 13, 2014, 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 and discuss Litigation, Section 551.071; to receive information regarding Economic Development, Section 551.087 and Real Estate, Section 551.072 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 6:46 p.m. in the Senator Florence Shapiro Council Chambers.

**Consideration and action resulting from Executive Session discussion**

No items were brought forward.

**DART Report**

DART Board Member Wilkins spoke to non-resident paid parking transition, TAPS (Texoma Area Paratransit System) Service and Access Agreement, bus shelters and other amenities, and ongoing programs impacting Plano (5-1-1 DFW Traveler Information Program and Plano Senior Taxi Subsidy). Ms. Wilkins discussed reserved parking at Parker Road Station for service area residents and DART non-service area access fees involving TAPS. She also spoke to the 2014 Plano bus facility expansion program which will include three new shelters with improved solar lighting and real-time message signs and security cameras at Northwest Plano Park & Ride.

**Council items for discussion/action on future agendas**

No items were discussed.

**Consent and Regular Agendas**

Mayor LaRosiliere requested that Consent Agenda Item "I" be pulled for individual consideration.

Nothing further was discussed. Mayor LaRosiliere adjourned the Preliminary Meeting at 6:56 p.m.

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**Harry LaRosiliere, MAYOR**

ATTEST

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Diane Zucco, City Secretary

**PLANO CITY COUNCIL**  
**January 13, 2014**

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Diane Zucco, City Secretary  
Alice D. Snyder, Assistant City Secretary

Mayor LaRosiliere convened the Council into the Regular Session on Monday, January 13, 2014, at 7:01 p.m. in the Senator Florence Shapiro Council Chambers of the Plano Municipal Center, 1520 K Avenue. A quorum was present.

Tommy Shumate, Minister of Education of First Baptist Church Plano led the invocation and Jr. Girl Scout Troop 3037 from Shepard Elementary led the Pledge of Allegiance.

Mayor LaRosiliere recognized Baylor Regional Medical Center in receiving the Malcolm Baldrige Award, received a presentation of a grant from Collin County, presented a Certificate of Appreciation to Roy L. Wilshire for his service on the Collin County Appraisal District Board and recognized Diane Wetherbee, City Attorney on her retirement from the City.

**Comments of Public Interest**

Bill Lisle spoke in regards to potential abandonment of an alley public right-of-way. City Manager Glasscock advised Council that this item will be coming forth in the future.

**CONSENT AGENDA**

Mayor LaRosiliere requested that Consent Agenda Item "I" be pulled for individual consideration.

Upon a motion made by Mayor Pro Tem Smith and seconded by Council Member Davidson, the Council voted 8-0 to approve and adopt all remaining items on the Consent Agenda as recommended and as follows:

**Approval of Minutes** (Consent Agenda Item "A")  
December 17, 2013

### **Approval of Expenditures**

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

**Bid No. 2013-358-B** for Oak Hollow & Brandon Court project to Austin Filter Systems, Inc., in the amount of \$787,190 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “B”)

**Bid No. 2014-45-B** for the purchase of two (2) Ford F-350 Utility Trucks from Randall Reed's Prestige Ford in the amount of \$71,760 for Fleet Services, to be utilized by Utility Cuts and Municipal Drainage, and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “C”)

**Bid No. 2014-014-C** for a one (1) year contract with three (3) City optional renewals for the purchase of bulk fertilizer for the Parks and Recreation Department to Greensmiths, Inc., in the estimated annual amount of \$67,500 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “D”)

**RFP No. 2013-241-C** for Consultant for the 457 Deferred Compensation Oversight Committee awarded to The Retirement Store, Inc. for the initial term of three (3) years with two (2) City optional one (1) year renewal periods in the estimated amount of \$72,000; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “E”)

#### **Purchase from an Existing Contract**

To approve the purchase of retro reflective and non-reflective sign sheeting material through an existing annual contract for Public Works in the estimated annual amount of \$100,000 from 3M Company through the City of Fort Worth (Contract No. 12-0072) and authorizing the City Manager to execute all necessary documents. (City of Plano Contract No. 2014-96-I) (Consent Agenda Item “F”)

To approve the purchase of one (1) Kenworth Concrete Truck for Fleet Services, to be utilized by Streets, in the amount of \$133,277 from MHC Kenworth, through an existing contract/agreement with TASB/Buyboard, and authorizing the City Manager to execute all necessary documents.(TASB/Buyboard Contract #430-13.) (Consent Agenda Item “G”)

To approve the purchase of Maintenance Support for the Symantec Altiris IT Management Suite 7.5, in the amount of \$65,496 from Intuitive Technology Group, LLC through an existing contract with the Department of Information Resources (DIR) and authorizing the City Manager to execute all necessary documents. (DIR-SDD-1917) (Consent Agenda Item “H”)

#### **Adoption of Resolutions**

**Resolution No. 2014-1-1(R):** To adopt the Tax Abatement Policy of the City of Plano thereby establishing criteria for evaluating incentive applications; establishing procedural guidelines and criteria governing tax abatement agreements; and providing an effective date. (Consent Agenda Item “J”)

**Resolution No. 2014-1-2(R):** To approve revisions to the City of Plano Chapter 380 Policy for Economic Development Incentives; and providing an effective date. (Consent Agenda Item “K”)

**Resolution No. 2014-1-3(R):** To approve the City of Plano Hazard Mitigation Action Plan and providing an effective date. (Consent Agenda Item “L”)

### **Adoption of Ordinances**

**Ordinance No. 2014-1-4:** To abandon all right, title, and interest of the City in: (1) a certain 30’ access easement, recorded in Vol. 578, Page 435 of the Deed Records of Collin County, Texas; (2) a certain 15’ sewer easement, recorded in Vol. 578, Page 437 of the Deed Records of Collin County, Texas, and (3) a certain 20’ easement and right-of-way, described in the condemnation proceedings in City of Plano v. W.W. Caruth, Jr., Cause No. 71-134-199 in the 199th District Court of Collin County, Texas, and located in the John G. Vance Survey, Abstract Number 938, which is located within the city limits of the City of Richardson, Collin County, Texas; quitclaiming all right, title and interest of the City in such easements to the owner of the property underlying the easements, Bank of America, N.A. (as trustee of the W.W. Caruth Foundation), to the extent of its interest; authorizing the City Manager to execute any necessary documents, and providing an effective date. (Consent Agenda Item “M”)

**Ordinance No. 2014-1-5:** To amend Sec. 6-686. Deletions, Additions, Amendments of Article XVIII, Energy Conservation Code, of Chapter 6 of the Code of Ordinances of the City of Plano; and providing a repealer clause, a severability clause, a savings clause, a penalty clause, a publication clause and an effective date. (Consent Agenda Item “N”)

**Ordinance No. 2014-1-6:** To amend Section 3-3 of Chapter 3, Alcoholic Beverages, of the Code of Ordinances of the City of Plano, Texas to remove the restrictions relating to transporting alcohol in any residentially zoned district; and providing a repealer clause, a severability clause, a savings clause, a penalty clause, and an effective date. (Consent Agenda Item “O”)

### **END OF CONSENT**

**Resolution No. 2014-1-7(R):** To approve the appointment of Paige Mims as the City Attorney for the City of Plano; and providing an effective date. (Consent Agenda Item “I”)

Upon a motion made by Mayor LaRosiliere and seconded by Council Member Downs, the Council voted 8-0 to approve the appointment of Paige Mims as the City Attorney for the City of Plano; and further to adopt Resolution No. 2014-1-7(R).

**Public Hearing and adoption of Ordinance No. 2014-1-8** as requested in Zoning Case 2013-32, to amend Subsection 2.802 (ED-Estate Development) of Section 2.800 (District Charts) of Article 2 (Zoning Districts and Uses) and related sections of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, to allow modifications to animal restrictions within the Estate Development zoning district; and providing a publication clause, a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date. Applicant: City of Plano (Regular Agenda Item “1”)

**Ordinance No. 2014-1-8 (cont'd)**

Director of Planning Jarrell stated that the item allows llamas to be added to list of large animals and includes other amendments to the wording in the Estate Development district to bring the language closer to the Code of Ordinances regarding animal regulations. Ms. Jarrell spoke to revision at the Planning and Zoning meeting removing alpacas from consideration and advised that the Planning & Zoning Commission recommended the item for approval as follows: (Additions are indicated in underlined text; deletions are shown as strikethrough text.)

Amend Subsection 2.802 (ED - Estate Development) of Section 2.800 (District Charts) of Article 2 (Zoning Districts and Uses) to incorporate the term, "livestock", in appropriate locations, and to clarify the meaning of Subsection 2.802.4.a.iii:

2.802 ED - Estate Development

3. Area, Yard, and Bulk Requirements

Description	Requirement
Minimum Lot Area	43,560 square feet, 85,000 square feet if any <u>livestock</u> <del>large</del> animals are kept

4. Special District Requirements

a. Animal Restrictions in the ED District:

i. Number

No more than two livestock ~~larger~~ animals, ~~specifically cattle, horses, sheep, and goats,~~ can be maintained per acre of lot area.

ii. Type

Livestock animals are limited exclusively to horses and other equine species, cattle, llamas, sheep, and goats. Swine and fowl are expressly prohibited. Domestic animals are allowed consistent with the Code of Ordinances. Other types of animals which introduce an unusual disturbance to the community or adjoining property owners shall not be maintained.

iii. Breeding

No livestock ~~large~~ animals, other than ~~horses~~ equine species, shall be kept for commercial breeding purposes.

Mayor LaRosiliere opened the Public Hearing. No one appeared to speak for or against the request. The Public Hearing was closed.

**Ordinance No. 2014-1-8 (cont'd)**

Upon a motion made by Deputy Mayor Pro Tem Harris and seconded by Council Member Duggan, the Council voted 8-0 to amend Subsection 2.802 (ED-Estate Development) of Section 2.800 (District Charts) of Article 2 (Zoning Districts and Uses) and related sections of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, to allow modifications to animal restrictions within the Estate Development zoning district; as recommended by the Planning and Zoning Commission and as requested in Zoning Case 2013-32; and further to adopt Ordinance No. 2014-1-8.

**Public Hearing and adoption of Ordinance No. 2014-1-9** as requested in Zoning Case 2013-21, 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. 2006-4-24, as heretofore amended, regarding the sign ordinance; and providing a publication clause, a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date. Applicant: City of Plano (Regular Agenda Item "2")

Director of Planning Jarrell spoke to proposed amendments to sign regulations advising that the Planning & Zoning Commission recommended the item for approval as follows: (Additions are indicated in underlined text; deletions are indicated in strikethrough text.)

Amend Subsection 3.1602 (Definitions) of Section 3.1600 (Sign Regulations) of Article 3 (Supplementary Regulations), such portion of subsection to read as follows:

Sign - Abandoned: A sign that identifies a business, tenant, service, owner, product, event, or activity which no longer exists in the advertised location, or pertains to a time, event, or purpose which no longer applies.

Sign - Canopy: Any sign erected on top of or flush against the face of a canopy.

Sign - ~~Reader Board/Electronic Message Center~~: A variable message sign that utilizes computer/generated messages or some other electronic means of changing copy.

Amend Subsection 3.1603 (Design and Construction Specifications) of Section 3.1600 (Sign Regulations) of Article 3 (Supplementary Regulations), such portion of subsection to read as follows:

1. Requirements for Wall Signs

b. Wall Signs

vi. Wall signs shall not be ~~reader board/electronic message center~~ sign type.

**Ordinance No. 2014-1-9 (cont'd)**

d. Projection over Private Property

Projections other than awning or canopy signs over private property shall be allowed over pedestrian sidewalks, walkways, and corridors but not to exceed the following:

Vertical Clearance	Maximum Projection
Less than seven feet	Three inches
Seven feet to eight feet	Twelve inches
Over eight feet	<del>Four</del> <u>Six</u> feet

k. Canopy Signs

- i. Canopy signs may be placed on top of or may be attached to the face of a canopy.
- ii. The combined total area of wall signs and canopy signs on any wall shall not:
  - a. exceed the area and size allowed for a single wall sign and;
  - b. exceed more than 75% of the length of the canopy.
- iii. Canopy signs shall not exceed 12 inches in height and shall not extend above the roofline of the building.

2. Freestanding Signs

f. Multipurpose Signs

- ii. The identification portion of multipurpose signs shall not exceed 50 square feet. Any combination of directory and ~~reader-board~~ electronic sign shall not exceed 100 square feet.

j. Menu Board Signs

Menu board signs may be erected in nonresidential zoning districts and shall not exceed ~~40~~ 50 square feet with a maximum height of six feet. Required setback shall be a minimum of eight feet from any property line and shall be a minimum of ten feet from any other menu board sign.

m. Retaining Wall Signs

- viii. Retaining wall signs shall not be ~~reader-board/electronic message-center~~ sign type.

**Ordinance No. 2014-1-9 (cont'd)**

5. Illumination

- a. A sign in a residential district, where allowed by this ordinance, may be illuminated. Any illumination shall be located so as not to produce intense glare or direct illumination across the bounding property line. Internal illumination shall not exceed 40 watts per every 25 square feet or any portion thereof, except for electronic signs which may not exceed 0.3 footcandle above ambient light conditions as measured at any point along the property line.
- ~~b. Illuminated changeable copy signs shall not change copy more than once every 30 minutes, excluding time and temperature.~~
- ~~e.b.~~ No lighted sign shall be erected within 150 feet of a residential district as measured from the location of the sign nearest to the property line of each neighboring lot unless it meets the illumination criteria listed above.
- ~~d.c.~~ All illumination shall comply with the City of Plano illumination ordinance.

7. ~~Reader Boards/Electronic Message Center Sign~~

- ~~a. Any reader board or electronic message center area of a sign shall not exceed the allowable square footage for its specific sign type.~~
- ~~b. Any reader board or electronic message center sign shall be allowed to change the copy every eight seconds.~~
- ~~c. Electronic signs shall be equipped with an automatic dimmer device and shall be programmed to automatically dim the electronic sign to a maximum illumination of no more than 0.3 footcandles above ambient light conditions as measured at any point along the property line.~~
- ~~d. No electronic sign shall display animated messages including flashing, blinking, fading, rolling, shading, dissolving, or any other effect that gives the appearance of movement.~~

Amend Subsection 3.1604 (General) of Section 3.1600 (Sign Regulations) of Article 3 (Supplementary Regulations), such portion of subsection to read as follows:

6. Nonconforming Signs

c. Change in Use or Occupant of Structure

Any nonconforming sign may continue to be utilized as long as the occupant within the structure remains the same. When a use changes ~~from one occupancy category to another~~, or when there is a change in occupant, all signs serving that occupant shall be brought into conformance with the provisions of this section.

**Ordinance No. 2014-1-9 (cont'd)**

8. Enforcement

a. Authority

- i. The Building Official, or his respective designee(s), any peace officer, and any code enforcement officer is hereby authorized to issue a citation and to order the repair or removal of any dilapidated, deteriorated, abandoned, illegal, obsolete, or prohibited signs from property within the corporate city limits of Plano, in accordance with the enforcement mechanisms set forth in this section.
- ii. Any abandoned sign shall be removed from the premises within 30 calendar days of receiving notice of violation. The sign shall be removed by the owner, occupant, or person in control of the property on which the sign is located.

Amend Subsection 3.1605 (Downtown Sign District) of Section 3.1600 (Sign Regulations) of Article 3 (Supplementary Regulations), such portion of subsection to read as follows:

7. Sign Standards

q. Window Signs

i. General

Window signs shall only be permitted on the ground floor of a building.

ii. Sign Area

- a. No window sign or signs shall cover more than 25% of any individual window area.
- b. Window signs that exceed 15% of an individual window area shall obtain a permit, unless the sign is a noncommercial temporary sign.
- c. Window sign area shall not exceed 40 square feet on any facade.

iii. Signs may be applied to, attached to or located within 12 inches of a window on the interior of the establishment.

Ms. Jarrell addressed Deputy Mayor Pro Tem Harris in regards to the definition of a canopy. She responded to Council Member Duggan, advising that abandoned billboard signs fall into a separate set of regulations and this amendment would apply to a general business sign.

Mayor LaRosiliere opened the Public Hearing. No one appeared to speak for or against the request. The Public Hearing was closed.

**Ordinance No. 2014-1-9 (cont'd)**

Upon a motion made by Council Member Downs and seconded by Mayor Pro Tem Smith, the Council voted 8-0 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. 2006-4-24, as heretofore amended, regarding the sign ordinance; as recommended by the Planning and Zoning Commission and as requested in Zoning Case 2013-21; and further to adopt Ordinance No. 2014-1-9.

**Public Hearing and adoption of Ordinance No. 2014-1-10** as requested in Zoning Case 2013-31 to amend Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, granting Specific Use Permit No. 641 so as to allow for the additional use of Arcade and Specific Use Permit No. 642 so as to allow for the additional use of Commercial Amusement (Indoor) on 5.1± acres of land located on the east side of Communications Parkway, 340± feet north of Windhaven Parkway, in the City of Plano, Collin County, Texas, presently zoned Regional Employment; directing a change accordingly in the official zoning map of the City; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, a publication clause, and an effective date. Applicant: Acres of Sunshine, Ltd. (Regular Agenda Item “3”)

Director of Planning Jarrell advised Council that this request is for specific use permits for commercial amusement indoor and arcade. She stated the proposed business is one that would cater to corporate parties, games, bowling, pool, arcade machines; and that the location meets all the distance set back requirements in the zoning ordinance that apply to arcades. Ms. Jarrell advised that the Planning & Zoning Commission recommended the item for approval as submitted.

Mayor LaRosiliere opened the Public Hearing. No one appeared to speak for or against the request. The Public Hearing was closed.

Upon a motion made by Council Member Davidson and seconded by Council Member Miner, the Council voted 8-0 to grant Specific Use Permit No. 641 so as to allow for the additional use of Arcade and Specific Use Permit No. 642 so as to allow for the additional use of Commercial Amusement (Indoor) on 5.1± acres of land located on the east side of Communications Parkway, 340± feet north of Windhaven Parkway, in the City of Plano, Collin County, Texas, presently zoned Regional Employment; as recommended by the Planning and Zoning Commission and as requested in Zoning Case 2013-31; and further to adopt Ordinance No. 2014-1-10.

**Public Hearing and adoption of Ordinance No. 2014-1-11** as requested in Zoning Case 2013-33, to amend Section 1.600 (Definitions ) of Article 1 (General Regulations), Subsection 2.502 (Schedule of Permitted Uses) of Section 2.500 (Permitted Uses) of Article 2 (Zoning District and Uses), Subsection 3.1107 (Schedule of Off-Street Parking) of Section 3.1100 (Off-Street Parking and Loading), Subsection 3.1504 (Residential Adjacency Standards) of Section 3.1500 (Residential Adjacency Standards) of Article 3 (Supplementary Regulations), and related sections of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, to create regulations for food truck parks and commissaries; and providing a publication clause, a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date. Applicant: City of Plano (Regular Agenda Item “4”)

**Ordinance No. 2014-1-11 (cont'd)**

Director of Planning Jarrell advised Council that the proposed zoning amendments are in response to developers' interest in establishing food truck parks. She stated the amendments only address land use and zoning regulations and recommended asphalt or concrete for areas where trucks are driven or parked. Ms. Jarrell advised that the Planning & Zoning Commission recommended the item for approval as follows: (Additions are indicated in underlined text; deletions are indicated in strikethrough text.)

Amend Section 1.600 (Definitions) of Article 1 (General Regulations), to add the following term and definition for food truck park and commissaries, such portion of section to read as follows:

1.600 (Definitions)

Food Truck Park - An area designed to accommodate two or more mobile food establishments and offering food and/or beverages for sale to the public as the primary use of the property.

Commissaries - An establishment other than a restaurant in which food, containers, or supplies are kept, handled, prepared, packaged, or stored for transportation by mobile food establishments, and that serves as an operating base where a mobile food establishment may be stored, parked, serviced, cleaned, supplied, and maintained. Commissaries must comply with other provisions of the Code of Ordinances.

Amend Subsection 2.502 (Schedule of Permitted Uses) of Section 2.500 (Permitted Uses) of Article 2 (Zoning Districts and Uses) to allow food truck parks and commissaries in the following zoning districts:

Food truck parks by specific use permit in all nonresidential zoning districts, except for the Neighborhood Office (O-1) and General Office (O-2) zoning district.

Commissaries by right in the Light Industrial-1 (LI-1), Light Industrial-2 (LI-2), and Commercial Employment (CE) districts

**Ordinance No. 2014-1-11 (cont'd)**

2.502 (Schedule of Permitted Uses)

Nonresidential Zoning Districts

Permitted Uses	Category	O-1 - Neighborhood Office	O-2 - General Office	R - Retail	BG - Downtown Business/Government	LC - Light Commercial	CE - Commercial Employment	CB-1 - Central Business-1	LI-1 - Light Industrial-1	LI-2 - Light Industrial-2	RE - Regional Employment	RC - Regional Commercial	RT - Research/Technology Center	CC - Corridor Commercial	UMU – Urban Mixed-Use
<u>Food Truck Park</u>	<u>Service</u>			§ R	§ R	§ R	§ R	§ R	§ R	§ R	§ R	§ R	§ R	§ R	§ R
<u>Commissaries</u>	<u>Wholesale</u>						P		P	P					

Amend Subsection 3.1107 (Schedule of Off-Street Parking) of Section 3.1100 (Off-Street Parking and Loading) of Article 3 (Supplementary Regulations) to establish parking requirements for food truck park, such portion of subsection to read as follows:

3.1107 (Schedule of Off-Street Parking)

<u>Food Truck Park</u>	<u>One space per 100 square feet of dining area only</u>
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Amend Subsection 3.1504 (Residential Adjacency Standards) of Section 3.1500 (Residential Adjacency Standards) of Article 3 (Supplementary Regulations) to read as follows:

3.1504 (Residential Adjacency Standards)

7. Food Truck Park

A food truck park shall not be permitted within 150 feet of a residential district.

**Ordinance No. 2014-1-11 (cont'd)**

Ms. Jarrell responded to Council, advising that variances to permit dogs would be processed through the Health Department and spoke to food trucks in other cities.

Mayor LaRosiliere opened the Public Hearing. No one appeared to speak for or against the request. The Public Hearing was closed.

Upon a motion made by Deputy Mayor Pro Tem Harris and seconded by Council Member Miner, the Council voted 8-0 to amend Section 1.600 (Definitions ) of Article 1 (General Regulations), Subsection 2.502 (Schedule of Permitted Uses) of Section 2.500 (Permitted Uses) of Article 2 (Zoning District and Uses), Subsection 3.1107 (Schedule of Off-Street Parking) of Section 3.1100 (Off-Street Parking and Loading), Subsection 3.1504 (Residential Adjacency Standards) of Section 3.1500 (Residential Adjacency Standards) of Article 3 (Supplementary Regulations), and related sections of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, to create regulations for food truck parks and commissaries; as recommended by the Planning and Zoning Commission and as requested in Zoning Case 2013-33; and further to adopt Ordinance No. 2014-1-11.

**Resolution No. 2014-1-12(R):** To authorize a waiver of the City's interest in the lien on the single family residence at 707 11th Street secured by the March 30, 2010 judgment in the amount of \$84,669.30; authorizing the City Manager to execute all necessary documents; and providing an effective date. (Regular Agenda Item "5")

Community Services Manager Brown advised Council of Agape Resource and Assistance Center approaching the Community Services Division regarding their need to increase capacity to provide shelter and services in the form of household care facilities to Plano residents. She stated the City is currently maintaining a struck back property and spoke to the City's five year strategic plan's goal of supporting and assisting with the creation of additional shelter and transitional housing for homeless and under-housed which is currently only 18 percent complete. Ms. Brown recommended the same terms and conditions afforded to the previous homeowner. She stated this would ensure and protect the City's interest in preserving affordable housing stock and maintain financial feasibility of the City's home program. Ms. Brown advised of HUD regulations in regards to expending program income dollars before expending entitlement dollars. She stated if the City were unable to commit allocated home funds timely, it may result in a reduction in the City's home funding in future years.

Mayor LaRosiliere opened the floor for comments. Reverend Janet Collinsworth spoke in support and spoke to the residence assisting women in crisis.

Upon a motion made by Council Member Miner and seconded by Mayor Pro Tem Smith, the Council voted 8-0 to authorize a waiver of the City's interest in the lien on the single family residence at 707 11th Street secured by the March 30, 2010 judgment in the amount of \$84,669.30; and further to adopt Resolution No. 2014-1-12(R).

**Resolution No. 2014-1-13(R):** To approve the terms and conditions of an Agreement by and between the City of Plano, Texas and Southern Land Company to provide an exclusive period for the negotiation of a development agreement for the redevelopment of 1.7± acres located at the northwest corner of 14th Street and K Avenue in the City of Plano; authorizing its execution by the City Manager; and providing an effective date. (Regular Agenda Item “6”)

Council Member Miner spoke to the Tax Increment Financing Reinvestment Zone No. 2 Board’s selection of Southern Land Company based on their involvement and investment in the City.

Upon a motion made by Deputy Mayor Pro Tem Harris and seconded by Mayor Pro Tem Smith, the Council voted 8-0 to approve the terms and conditions of an Agreement by and between the City of Plano, Texas and Southern Land Company to provide an exclusive period for the negotiation of a development agreement for the redevelopment of 1.7± acres located at the northwest corner of 14th Street and K Avenue in the City of Plano; and further adopt Resolution No. 2014-1-13(R).

Nothing further was discussed. Mayor LaRosiliere adjourned the meeting at 7:52 p.m.

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**Harry LaRosiliere, MAYOR**

ATTEST

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Diane Zucco, City Secretary