

**PLANO CITY COUNCIL
PRELIMINARY OPEN MEETING
January 26, 2015**

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

Bruce Glasscock, City Manager
Frank Turner, Deputy City Manager
LaShon Ross, Deputy City Manager
Jim Parrish, Deputy City Manager
Victoria Huynh, Deputy City Attorney
Lisa C. Henderson, City Secretary

Mayor LaRosiliere called the meeting to order at 5:00 p.m., Monday, January 26, 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; to receive information regarding Economic Development, Section 551.087; and to discuss 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 5:55 p.m. in the Senator Florence Shapiro Council Chambers.

Consideration and action resulting from Executive Session –

No items were brought forward.

Comprehensive Monthly Financial Report

Director of Finance Tacke advised that the December 2014 report finds General Fund revenues as a percentage of the budget down 1 percent compared to last year while Water and Sewer revenues are up 2.3 percent. She stated that actual General Fund revenues are up \$3.4 million, primarily due to an increase in collection of ad valorem taxes of \$719,000 and sales tax increase of \$1.2 million. She spoke to the improvement in sales tax is due to business to business sales. She advised that General Fund expenditures are up slightly but tracking with last year's expenditures and Water and Sewer expenditures are up slightly. General Fund expenditures are up due to a 3% non-civil and civil service pay increase. She advised that the unemployment rate is at 4.2% and sales tax collections were up \$489,000 for the month. Ms. Tacke spoke to the real estate recap stating properties were on the market an average of 42 days and sold at 99 percent of asking price. Ms. Tacke advised the Water and Sewer revenues and hotel/motel taxes were up for the month.

15th Street Portal Project

Deputy City Manager Turner spoke to the proposed streetscape improvement to the entry into downtown. He stated the 15th Street reconstruction project is funded by Tax Increment Financing, Regional Tollway Revenue funds, and County bond funds and the portal project funding is from a \$300,000 TxDOT grant. Mr. Turner introduced David Baldwin of David C. Baldwin, Inc., Landscape Architect to discuss the project. Mr. Baldwin spoke to the scope of the work and provided renderings of the proposed portal project. He stated the project boundary is 15th Street from US 75 to the McCall Plaza/DART station area. Mr. Baldwin advised the goal is to create a portal into the downtown area by increasing the median size on 15th Street and additional sculptural elements visible from US 75, the underpass and along 15th Street toward downtown. Mr. Turner stated the City would be responsible for a portion of the project and future maintenance.

Affordable Housing Discussion

Director of Planning Day spoke to the Low Income Housing Tax Credit (LIHTC) Program, administered by the Texas Department of Housing and Community Affairs, detailing the history, program stability, and the existing affordable rental housing projects in Plano. She stated in the City there are 914 units within five projects dedicated to the elderly and an additional 240 dedicated to general housing in one location. Ms. Day spoke to the City's role in the certification process and the City's current practice of providing resolutions or letters of support.

Discussion and direction re: Water Quality Testing

Director of Public Works Cosgrove spoke to the history of water quality and testing processes. He provided information on the different tests performed, both those required by Texas Commission on Environmental Quality (TCEQ) and supplemental tests to ensure water quality. Mr. Cosgrove discussed water quality indicators, strategies, and goals. He spoke to the cost of testing and that 19,312 tests were performed in 2014, an increase from the 2,764 performed in 2010. Mr.

Cosgrove provided a map designating the areas of testing throughout the city. He requested the Council consider funding the additional staff and operational costs of \$364,515 for water testing required to maintain water quality for all citizens. City Manager Glasscock spoke to the funding coming from the water fund, maintaining the quality of the water, flushing 345 million gallons of water last year, and continued water restrictions. Mr. Cosgrove responded to Deputy Mayor Pro Tem Harris and Council Member Downs in regards to continued testing and binger problems occurring more in the lines. The Council stated concurrence to fund the additional staff and operational costs.

Council items for discussion/action on future agendas

No items were discussed.

Consent and Regular Agendas

City Manager Glasscock stated Consent Agenda Item "K" will be pulled from the agenda and postponed to a future meeting and Consent Agenda Item "L" will be pulled for individual consideration.

Nothing further was discussed. Mayor LaRosiliere adjourned the meeting at 6:50 p.m.

Harry LaRosiliere, MAYOR

ATTEST:

Lisa C. Henderson, City Secretary

**PLANO CITY COUNCIL
REGULAR SESSION
January 26, 2015**

COUNCIL MEMBERS PRESENT

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

COUNCIL MEMBERS ABSENT

Jim Duggan

STAFF PRESENT

Bruce Glasscock, City Manager
Frank Turner, Deputy City Manager
LaShon Ross, Deputy City Manager
Jim Parrish, Deputy City Manager
Victoria Huynh, Deputy City Attorney
Lisa C. Henderson, City Secretary

Mayor LaRosiliere convened the Council into the Regular Session on Monday, January 26, 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.

Deacon John O'Leary from Prince of Peace Catholic Community led the invocation and Boy Scout Troop 404 from Prince of Peace Catholic Community led the Pledge of Allegiance and Texas Pledge.

Mayor LaRosiliere presented a proclamation recognizing February as Heart Disease Awareness Month and recognized the Plano Public Library System receiving the Texas Municipal Library Directors Association Achievement of Library Excellence Award.

Comments of Public Interest

Drew Karras spoke to the need for additional streets lights due to the recent burglaries.

CONSENT AGENDA

Upon a motion made by Council Member Miner and seconded by Mayor Pro Tem Smith, the Council voted 7-0 to approve and adopt all items on the Consent Agenda, with the exception of Consent Agenda Items "K", to be postponed to a future meeting and Item "L", to be discussed individually, as recommended and as follows:

Approval of Minutes

January 12, 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. 2015-069-B for BNSF Railroad Right of Way Drainage Improvements – Project No. 6231.1 to 2L Construction, LLC in the amount of \$510,050; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “B”)

Bid No. 2015-70-B for the purchase of two (2) blue and one (1) white Chevrolet Tahoe PPV from Caldwell Country Automotive (aka Baby Jack II) in the amount of \$90,375; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “C”)

Bid No. 2015-71-B for the Arterial Pavement Repair Legacy Drive - Independence Parkway to Preston Road, Project No. 6483 for Public Works, to XIT Paving and Construction, Inc. in the amount of \$1,473,177; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “D”)

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

To approve a Landscape Architecture Services Agreement by and between the City of Plano and David McCaskill Design Group in the amount of \$98,360 for design services for Jack Carter Park Renovation and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “E”)

Approval of Change Order

To Gilbert May, Inc. dba Phillips/May Corporation, increasing the contract by \$125,682 for the 15th Street Reconstruction project, Change Order No.1. Original Bid No. 2014-253-B. (Consent Agenda Item “F”)

Adoption of Resolutions

Resolution No. 2015-1-11(R): To approve the terms and conditions of an Economic Development Incentive Agreement by and between Ciber, Inc., a Delaware corporation, and the City of Plano, Texas; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item “G”)

Resolution No. 2015-1-12(R): To approve terms and conditions of a Subdivision Improvement Agreement by and between SWC Tollway & 121, LLC, a Delaware limited liability company, and the City of Plano, Texas for the construction of the realignment of Communications Parkway and Headquarters Drive and the extension of Communications Parkway to the Sam Rayburn Tollway; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item “H”)

Resolution No. 2015-1-13(R): To approve the terms and conditions of a Communications Facilities License Agreement by and between the City of Plano, Texas, and Clear Wireless, LLC, a Nevada limited liability company, to locate, place, attach, install, and operate, telecommunications ground equipment in certain specific portions of City of Plano public park land, known as the Bluebonnet Trail site; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item “I”)

Resolution No. 2015-1-14(R): To accept the findings and opinions of the Annual Audit; authorizing the City Manager, or in his absence the Director of Finance, to publish the results thereof; and providing an effective date. (Consent Agenda Item “J”)

END OF CONSENT

Ordinance No. 2015-1-15: To amend Article I of Chapter 12, Motor Vehicles and Traffic of the Code of Ordinances of the City of Plano, Texas to add a new Section 12-14 providing that Public Safety Officers be authorized to enforce parking regulations as assigned by the Chief of Police under this chapter; and providing a repealer clause, a severability clause, a savings clause, a penalty clause, a publication clause, and an effective date. (Consent Agenda Item “L”)

Chief Rushin spoke to the need to use Public Safety Officers to enforce municipal parking ordinances in the downtown area. He stated with the business and residential growth, parking violations have become an issue and the patrol officers do not have the resources to address the issues. City Manager Glasscock stated downtown business owners have requested additional coverage during peak hours, similar to what is available in the Legacy area and that he will be bring a supplemental appropriation back to Council for additional officers at a future meeting.

Upon a motion made by Council Member Davidson and seconded by Council Member Miner, the Council voted 7-0, to amend Article I of Chapter 12, Motor Vehicles and Traffic of the Code of Ordinances of the City of Plano, Texas to add a new Section 12-14 providing that Public Safety Officers be authorized to enforce parking regulations as assigned by the Chief of Police under this chapter; and further to adopt Ordinance No. 2015-1-15.

Public Hearing and consideration of an Appeal of the Planning & Zoning Commission's Denial of Zoning Case 2014-32 - Request to rezone 11.5± acres located on the north side of Mapleshade Lane, 1,425± feet west of Coit Road from Corridor Commercial to Planned Development-Corridor Commercial. Zoned Corridor Commercial/190 Tollway/Plano Parkway Overlay District. Applicant: Coit 190 L.P. and Harkins Plano L.P. (Tabled at December 8, 2014 Council meeting.) (Regular Item “1”)

Director of Planning Day stated the Council would need to make a motion to remove the item from the table. Upon a motion made by Council Member Downs and seconded by Council Member Miner, the Council voted 7-0, to remove Zoning Case 2014-32 from the table.

Public Hearing and consideration of an Appeal (Cont'd.)

Ms. Day stated the applicant has requested the item be tabled to the February 23, 2015 meeting and the project has been noticed for a public hearing. Mayor LaRosiliere opened the public hearing. No one appeared to speak. Mayor LaRosiliere closed the public hearing.

Upon a motion made by Council Member Davidson and seconded by Mayor Pro Tem Smith, the Council voted 7-0, to table the item to the February 23, 2015 meeting.

Nothing further was discussed. Mayor LaRosiliere adjourned the meeting at 7:24 p.m.

Harry LaRosiliere, MAYOR

ATTEST

Lisa C. Henderson, City Secretary