

**PLANO CITY COUNCIL  
NEIGHBORHOOD ROUNDTABLE  
DISTRICT ONE  
FEBRUARY 4, 2010**

**COUNCIL MEMBERS**

Phil Dyer, Mayor  
Harry LaRosiliere, Mayor Pro Tem  
Lee Dunlap, Deputy Mayor Pro Tem  
Pat Miner  
Ben Harris  
Mabrie Jackson (resigned)  
Lissa Smith  
Jean Callison

**STAFF**

Thomas H. Muehlenbeck, City Manager  
Frank Turner, Deputy City Manager  
Bruce Glasscock, Deputy City Manager  
Mark Israelson, Assistant City Manager  
LaShon Ross, Assistant City Manager  
Diane C. Wetherbee, City Attorney  
Diane Zucco, City Secretary

The Plano City Council met informally at 7:01 p.m., Thursday, February 4, 2010, at the Plano Centre – Northbrook Room, 2000 East Spring Creek Parkway, Plano, Texas. All Council Members were present with the exception of Mayor Dyer and Mayor Pro Tem LaRosiliere. Council Member Callison arrived at 7:10 p.m. Deputy Mayor Pro Tem Dunlap welcomed those in attendance and introduced Council, Staff and other officials in attendance. He spoke regarding the structure of the Council where all members represent citizens across the City.

**Budget Update - 2009 Bond Referendum**

Director of Budget and Research Rhodes-Whitley spoke to preparations for Fiscal Year 2010-11, departmental reductions of \$12 million, a projected decrease in property value of 8%, declines in sales tax revenues and increases in fees from the North Texas Municipal Water District passed through to consumers. She reviewed the budget calendar and advised that Plano's property tax rate is one of the lowest in the Metroplex due to tax exemptions. Ms. Rhodes-Whitley responded to a citizen question, advising that the City is on a take-or-pay contract with the water district and will incur price increases regardless of the amount of rain received.

**Economic Development Progress Report**

Plano Economic Development Board Executive Director Bane reviewed the facilities that opened in 2009 including Cigna-Regional Headquarters, Diodes, and Hope Center. She spoke to the number of jobs brought to the City, value of improvements and history of the economic development fund. Ms. Bane spoke regarding the value of incentives, identifying companies, and advertising Plano as a business friendly community with low costs and a top city for working families. She spoke to the challenges of a maturing city, the impact of other cities with 4A and 4B funds and Plano's opportunities for redevelopment and infill with retention as an important element.

Ms. Bane spoke to companies utilizing the internet for site selection and stressed the need to shop in Plano as other cities use sales tax dollars for economic development. She responded to a citizen, stating that the cost per job has not been calculated and that improvements are spread across the City.

### **Oak Point Park Update**

Parks and Recreation Director Fortenberry spoke to Oak Point Park's 801 acres of land with hard and soft trails connecting to other parts of the City and reviewed events/programs. She responded to questions, advising that the timeline for expansion of trails to the west has been hampered by the budget and spoke to their locations and connection to other communities.

### **District 1 Community Investment Program & Street Improvements - 14<sup>th</sup> Street Construction Update - DART Improvement Plans at Parker - Parker Road and US 75 Interchange Improvement Plans**

Director of Public Works/Engineering Upchurch advised regarding a park erosion control project including seven locations east of U.S. 75, work towards establishing railroad quiet zones throughout the City, intersection improvements at Spring Creek Parkway/Jupiter Road and Parker Road/Spring Creek Parkway, work on Jupiter Road between Summit and Technology Drives, widening of Chaparral Road, and reconstruction of 14<sup>th</sup> Street from K Avenue to Ridgewood Drive. He spoke to Ridgewood Drive rehabilitation, water line repair west of Murphy Road, Avenue R construction, work on Split Trail Road and 15<sup>th</sup> Street from G Avenue to US 75, reconstruction of G Avenue to US 75 with funding from TxDOT, pavement rehabilitation on Jupiter Road, and work on K Avenue from SH 190 to Chaparral Road. Mr. Upchurch advised there would be neighborhood work beginning in the fall (US 75/Jupiter Road/14<sup>th</sup> Street/Park Boulevard and 14<sup>th</sup> Street/Plano Parkway/Jupiter Road/Shiloh Road), provided an update on progress at US 75 and Parker Road advising that the project should be complete by November 10, and advised that DART parking has added over 500 spaces.

Mr. Upchurch responded to questions, advising that construction on K Avenue and US 75 are not scheduled at this time but that he would look into maintenance. He advised that there are no plans for the Douglass Community at this time and spoke to the lack of neighborhood support in the past for sidewalk installations as they would require five foot easements from property owners. Mr. Upchurch spoke to the design of westbound 18<sup>th</sup> Street at G Avenue and stated that Staff will review the left turn access from G Avenue onto 16<sup>th</sup> Street. He advised that the City cannot tax others who use DART services and Director of Planning Jarrell advised that the Plano Housing Authority can be contacted regarding the sale of units near the Douglass Community. Mr. Upchurch advised that 14<sup>th</sup> Street west of G Avenue will be addressed for reconfiguration after the area redevelops.

### **Downtown residential and commercial leasing activities**

Director of Planning Jarrell spoke to new businesses and restaurants in the Downtown area, building rehabilitation and delay of the mixed-use project at 15<sup>th</sup> Street. She responded to citizens, advising that a parking garage will be included in the mixed-use project and that 14<sup>th</sup> and 15<sup>th</sup> Streets have the capacity to handle traffic.

## **Code Enforcement Overview**

Director of Property Standards O'Banner spoke to code enforcement governing the look and feel of a community through city-wide inspections for nuisance and violations. She spoke to the purpose of promoting maintenance and improving the quality of life, working towards voluntary compliance, collaboration with other departments and groups and working with the community. Ms. O'Banner spoke regarding efforts towards quality customer services and provided information on common violations advising that 78% are proactive in nature with 22% reactive. She advised that in 91% of the cases compliance is voluntary with 9% enforced and spoke to the impact of House Bill 2086 wherein the City must offer to remove graffiti, upon refusal provide a 15-day notice and assess expenses. Ms. O'Banner spoke to the impact of foreclosures on the City, demolitions in District 1, and responded to questions regarding the maximum number of residents per house, advising that occupancy limitations are established by minimum floor area required for sleeping, living and dining purposes and further that in 2009 there were 56 locations reviewed with four requiring a change in living conditions. She responded that there is no limit on the number of vehicles that may be parked at an address, but that there are regulations for manner in which they are parked.

Council Member Miner opened the floor for general questions. Police Chief Rushin spoke to the number of officers on roadways in response to a citizen's concern regarding speeding traffic and he further requested citizens provide input on violations and red-light runners. Director of Planning Jarrell advised that the sale of Plano Housing Authority property is subject to their board's approval. City Manager Muehlenbeck responded to a citizen's concerns at 11<sup>th</sup> Street and F Avenue advising that caution lights are for use in school zones. Ms. Jarrell advised that plans for a low income property at the 13<sup>th</sup>/14<sup>th</sup> Street Connector are going through state approval and must include a change in zoning. Traffic Engineering Manager Neal advised that when vehicles are parked properly on streets, emergency vehicles can move through and that Staff will review locations noted by citizens. Mr. Muehlenbeck responded to a citizen, advising that Plano Centre has been successful in covering most of its operations/maintenance costs; however, it turns away shows because of its small size and he spoke to developing a larger facility.

Assistant City Manager Israelson spoke to printing future notices on the reverse of utility bills rather than including additional paper and to citizen access via the web site for those receiving online billing. Ms. Jarrell spoke to retail center property owners driving the change in development by improving their locations, thus bringing in more stores so citizens may shop in Plano. Council Member Miner advised that the Council can review the scheduling of the roundtables to vary the months in which particular districts are addressed. Mr. Upchurch advised that Staff will look into spacing of street lights in the Douglass Community and that the lights themselves can be addressed with Oncor. Council Member Miner and Ms. Bane spoke to 38% of economic development occurring in District 1 and Ms. Jarrell advised that zoning changes will allow for restaurant and retail services in the Research/Technology District. She advised that while development has slowed, more is expected in the area and spoke to the requirements of chain stores limiting their application in the Downtown area.

Council Member Miner thanked those in attendance. Nothing further was discussed and the meeting was closed at 9:02 p.m.

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**Lee Dunlap, Deputy Mayor Pro Tem**

ATTEST:

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Diane Zucco, City Secretary

**PLANO CITY COUNCIL**  
**February 8, 2010**

**COUNCIL MEMBERS**

Phil Dyer, Mayor  
Harry LaRosiliere, Mayor Pro Tem  
Lee Dunlap, Deputy Mayor Pro Tem  
Pat Miner  
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Diane C. Wetherbee, City Attorney  
Diane Zucco, City Secretary

Mayor Dyer convened the Council into the Regular Session on Monday, February 8, 2010, at 7:00 p.m. in the Council Chamber of the Plano Municipal Center, 1520 K Avenue. All Council Members were present.

The invocation was led by Father Jason Cargo of St. Elizabeth Ann Seton Catholic Church and the Pledge of Allegiance was led by Boy Scout Troop 219 - Christ Church Plano.

Mayor Dyer presented a proclamation recognizing Census Awareness Week - 2010 and received a presentation on Leadership in Energy and Environmental Design – Existing Building Certification.

**COMMENTS OF PUBLIC INTEREST**

Citizen of the City Sunny Long brought forward a petition and spoke regarding the lack of transportation options provided to seniors and requested the Council consider restoration of City bus service.

**CONSENT AGENDA**

Staff requested that Consent Agenda Item “G,” a resolution to provide for creation of the Plano Photographic Traffic Signal Advisory Committee, be removed for individual consideration.

Upon a motion made by Mayor Pro Tem LaRosiliere and seconded by Council Member Smith, the Council voted 7-0 to approve and adopt all remaining items on the Consent Agenda as recommended and as follows:

**Approval of Minutes** (Consent Agenda Item “A”)  
January 25, 2010 Approved

**Approval of Expenditures**

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

**Bid No. 2010-34-B** for the purchase of Electronic Handheld Ticket Writers, in the amount of \$79,519 to Brazos Technology, and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “B”)

**Purchase from an Existing Contract**

To approve the purchase of eighteen (18) 2010 Chevrolet Black and White Police Patrol Tahoes in the amount of \$477,810 from Caldwell Country Chevrolet through an existing contract/Interlocal agreement with Tarrant County, and authorizing the City Manager to execute all necessary documents. (Tarrant County Contract #2005-180). (Consent Agenda Item “C”)

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

To approve an Engineering contract by and between the City of Plano and Kimley-Horn and Associates, Inc., in the amount of \$119,500 for University Estates Waterline Rehabilitation, and authorizing the City Manager to execute all necessary documentation. (Consent Agenda Item “D”)

**Approval of Change Order**

To Hencie International, Inc., increasing the contract by \$44,938 for the 2008 - 2009 Arterial Concrete Pavement Rehabilitation Project, Los Rios Boulevard and Jupiter Road, Project No. 5979, Change Order No. 1, Bid No. 2009-117-B. (Consent Agenda Item “E”)

**Adoption of Resolutions**

**Resolution No. 2010-2-1(R)** - To approve the terms and conditions of a Real Estate Contract by and between the Trammel Crow Company No. 43, LTD., and the City of Plano for the purchase of approximately 7.005 acres of land located west of Midway Road and south of McKamy Trail immediately adjacent to the existing Sunset Park in Plano, Collin County, Texas; authorizing the City Manager to execute such contract; and providing an effective date. (Consent Agenda Item “F”)

**Resolution No. 2010-2-2(R)** - To repeal Resolution No. 2002-9-25(R), Resolution No. 2008-2-7(R) and Resolution No. 2008-7-16(R) with regard to the Multi-Cultural Outreach Roundtable (“Roundtable”) and adopting a new resolution to re-establish the Roundtable setting forth its purpose, appointment of a Chair and Vice-Chairs, establishing duties and meeting guidelines, and providing for open participation to the Roundtable; and providing an effective date. (Consent Agenda Item “H”)

**Resolution No. 2010-2-3(R)** - To approve an expenditure for repairs to grounding and surge protection at Ridgeview Pump Station; authorizing the execution of any and all documents by the City Manager; and providing an effective date. (Consent Agenda Item "I")

**Resolution No. 2010-2-4(R)** - To approve the terms and conditions of an Amendment to an Agreement by and between Connecticut General Life Insurance Company and the City of Plano; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item "J")

**Resolution No. 2010-2-5(R)** - To approve the terms and conditions of an Interlocal Cooperation Agreement by and between the City of Plano, Texas and the North Central Texas Council of Governments providing terms and conditions for the funding of a Second Chance Swap and Reuse Event; authorizing its execution by the City Manager and providing an effective date. (Consent Agenda Item "K")

**Resolution No. 2010-2-6(R)** - To authorize the City to enter into an Agreement with the Texas Product Stewardship Council to become a member, and to promote and support the shift of disposal cost from the local government to the producer through state legislation; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item "L")

### **Adoption of Ordinances**

**Ordinance No. 2010-2-7** - To amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended; thereby rescinding a portion of Heritage Resource Designation No. H-05 on a 0.1± acre of land located on the west side of K Avenue, 355± feet south of 18<sup>th</sup> Street, situated in the City of Plano, Collin County, Texas; presently zoned Downtown Business/Government with Heritage Resource Designation H- 05; 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, and an effective date. Zoning Case: 2009-24 Applicant: Bill Squiric (Approved 1/25/10) (Consent Agenda Item "M")

### **END OF CONSENT**

**Resolution No. 2010-2-8(R)** - To provide for the creation of the Plano Photographic Traffic Signal Advisory Committee; providing for appointment and terms of office for members and officers; providing rules and guidelines under which the Committee will function; and providing an effective date. (Consent Agenda Item "G")

Deputy City Manager Glasscock spoke regarding state legislation adopted in 2007 including a provision requiring cities adding or expanding red light cameras to have studies reported to a citizens' advisory committee for review. He further advised that the committee must be made up of members appointed by individual Council Members (eight positions), and stated that six additional approaches for cameras have been identified and that after review installations will commence. Mayor Dyer spoke to publicizing the committee openings and requesting applicants include their preference for length of term and requested appointments be brought forward at the March 8 Council meeting. Mr. Glasscock spoke to the anticipated number of meetings and advised that, per legislation, the committee would review only installations.

**Resolution No. 2010-2-8(R)** (cont'd)

Upon a motion made by Deputy Mayor Pro Tem Dunlap and seconded by Council Member Callison, the Council voted 7-0 to provide for the creation of the Plano Photographic Traffic Signal Advisory Committee and further to adopt Resolution No. 2010-2-8(R).

Mayor Dyer advised that the Executive and Preliminary Open Meetings were cancelled due to omissions in their postings.

**Resolution No. 2010-2-9(R)** - A Resolution to adopt a Water Management Plan for the City of Plano, Texas, to promote responsible use of water and to provide for best management practices resulting in on-going, long-term water savings, authorizing its execution by the City Manager; and providing an effective date. (Regular Agenda Item "1")

Director of Sustainability and Environmental Services Nevil spoke to the Texas Commission on Environmental Quality (TECQ) requirement that the City have a Water Conservation Plan in place. She spoke to involvement by various departments and advised that the plan has no enforcement, but lays out best management practices for items such as landscaping irrigation, public awareness and goals for public consumption. Ms. Nevil spoke to annual reports referencing attainment of goals and responded to the Council, stating that the contract with the North Texas Municipal Water District is separate from the requirement for a water plan and commented on plans to continue educating the public regarding conservation.

Upon a motion made by Council Member Miner and seconded by Council Member Smith, the Council voted 7-0 to adopt a Water Management Plan for the City of Plano and further to adopt Resolution No. 2010-2-9(R).

**A Resolution** to canvass the election returns of the Special Election of January 30, 2010, for the election of one member of Council Place 3 (District 3) to fill a vacancy until the May 2011 General Election declaring the results; and resolving other matters on the subject. Tabled until 2/10/10 (Regular Agenda Item "2")

City Secretary Zucco advised that a runoff for the Special Election is calculated from the canvass of returns which must occur by February 10, 2010 and that moving the canvass to that date would offer March 27 as a possible election date and move the timeframes for early voting. Ms. Zucco spoke to negotiations with the Elections Administrator resulting in a March 11 start to early voting and to the order by the Council setting the election date. City Attorney Wetherbee spoke in support of moving the runoff date to allow additional time for submittal of information to the Department of Justice.

Citizen of the City Mike Openshaw spoke to announcement of March 20 as the election date and expenses incurred by candidates based on that information.

Upon a motion made by Council Member Callison and seconded by Deputy Mayor Pro Tem Dunlap, the Council voted 7-0 to table the request to canvass the election returns of the Special Election of January 30, 2010 until February 10, 2010.

**An Ordinance** to order a Runoff Election to be held on March 20, 2010, for the purpose of electing one Member of Council to Place No. 3 (District 3), to hold office until May 2011 to fill a vacancy; designating locations of polling places; and ordering notices of election to be given as prescribed by law in connection with such election and ordaining other matters on the subject. (Regular Agenda Item “3”)

This item was pulled from the agenda.

There being no further discussion, Mayor Dyer adjourned the meeting at 7:36 p.m.

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**Phil Dyer, MAYOR**

ATTEST:

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Diane Zucco, City Secretary

**PLANO CITY COUNCIL  
SPECIAL CALLED SESSION  
February 10, 2010**

**COUNCIL MEMBERS**

Phil Dyer, Mayor  
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Diane C. Wetherbee, City Attorney  
Diane Zucco, City Secretary

Mayor Dyer convened the Council into the Special Called Session on Wednesday, February 10, 2010, at 5:00 p.m. in the Council Chamber of the Plano Municipal Center, 1520 K Avenue. All Council Members were present with the exception of Mayor Pro Tem LaRosiliere.

**Resolution No. 2010-2-10(R)** of the City Council of the City of Plano, Texas, canvassing the election returns of the Special Election of January 30, 2010, for the election of one member of Council (Place 3) to fill a vacancy until the May 2011 General Election declaring the results; and resolving other matters on the subject. (Agenda Item I.)

City Secretary Zucco read the number of votes received by each candidate at each precinct along with the sum total of votes.

Upon completion of the canvass, Deputy Mayor Pro Tem Dunlap stated that the election returns of the General Election have been canvassed and that all votes are accounted for as certified by the Elections Administrator of Collin County, with a total of 4,206 City ballots cast and further made a motion to approve the canvass of General Election returns of January 30, 2010, and declaring no one person received a majority of all votes cast for such place; and further to adopt Resolution No. 2010-2-10(R). Council Member Callison seconded the motion and the Council voted 6-0. The motion carried.

**Ordinance No. 2010-2-11** of the City Council of the City of Plano, Texas, ordering a Runoff Election for the purpose of electing one Member of Council to Place No. 3 (District 3), to hold office until May 2011 to fill a vacancy; designating locations of polling places; and ordering notices of election to be given as prescribed by law in connection with such election and ordaining other matters on the subject. (Agenda Item II.)

City Secretary Zucco advised that the ordinance provides for a runoff election to be held on March 27, 2010, reviewed candidates to be listed on the ballot and advised that the Collin County Elections Administrator will conduct early voting from March 11-March 23.

Upon a motion made by Deputy Mayor Pro Tem Dunlap and seconded by Council Member Miner, the Council voted 6-0 to order a Runoff Election for the purpose of electing one Member of Council to Place No. 3 (District 3) to be held on March 27, 2010 and further to adopt Ordinance No. 2010-2-11.

There being no further discussion, Mayor Dyer adjourned the meeting at 5:10 p.m.

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**Phil Dyer, MAYOR**

ATTEST:

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Diane Zucco, City Secretary