

**PLANO CITY COUNCIL
PRELIMINARY OPEN MEETING
March 28, 2016**

COUNCIL MEMBERS PRESENT

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

COUNCIL MEMBERS ABSENT

Harry LaRosiliere, Mayor

STAFF PRESENT

Bruce Glasscock, City Manager
LaShon Ross, Deputy City Manager
Jim Parrish, Deputy City Manager
Jack Carr Deputy City Manager
Mark Israelson, Assistant City Manager
Paige Mims, City Attorney
Lisa C. Henderson, City Secretary

Mayor Pro Tem Smith called the meeting to order at 5:00 p.m., Monday, March 28, 2016, in the Senator Florence Shapiro Council Chambers of the Municipal Center, 1520 K Avenue. A quorum was present. Mayor Pro Tem Smith then stated that the Council would retire into Executive Session, in Training Room A, 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 to receive information regarding Economic Development, Section 551.087; for which a certified agenda will be kept in the office of the City Secretary for a period of two years as required.

Mayor Pro Tem Smith reconvened the meeting back into the Preliminary Open Meeting at 5:45 p.m. in the Senator Florence Shapiro Council Chambers.

Consideration and action resulting from Executive Session discussion

No items were discussed.

DART Report

DART Board of Directors Member Faye Wilkins provided an update on DART services and various projects. She spoke to the Collin County Transit Service and Transportation Study advising 80 percent of the funding for the study will be provided by the North Central Texas Council of Governments. Ms. Wilkins discussed the Plano Legacy Transportation Study and reported on the Cotton Belt project status. She stated the Plano Senior Rides program is fully operational providing a debit card for seniors to utilize taxi service at a reduced rate and that the number of participants will be provided by DART staff. Ms. Wilkins spoke to ridership growth, the Parker Station parking reconfiguration, and light rail ridership trends.

North Texas Tollway Authority Capacity Improvements

North Texas Tollway Authority Assistant Executive Director of Infrastructure Elizabeth Mow spoke to area growth and the need to create transportation choices, the complimentary roadside safety service provided on the NTTA tollway system, NTTA's role as a regional service provider, and the TEXPress lanes. She discussed the improvements to the Dallas North Tollway, President George Bush Turnpike, Sam Rayburn Tollway, and State Highway 360 to be completed in the next five years. Ms. Mow stated, to improve safety in construction areas, tollway speed limits have been reduced. Ms. Mow clarified for Council the locations of ramp improvements and lane widening. City Manager Glasscock advised a NTTA video provided a good illustration of the improvements to the Dallas North Tollway and President George Bush Turnpike and that the video will be forwarded to Council.

Presentation of the FY2015-16 Status Report and Three-Year Financial Forecast

Director of Budget and Research Rhodes-Whitley presented the 2015-16 Status Report and Three-Year Financial Forecast. She advised that the forecast includes a minimum of 30 days of working capital for FY 2016-17, FY 2017-18, and FY 2018-19. She stated she anticipates a five percent increase in assessed property values for 2017. Ms. Rhodes-Whitley spoke to the sales tax assumptions with estimated revenues of \$72,673,623 for FY 2015-16 and stated collection in the first five months were down \$1.1 million from the previous year, liquor sales tax is estimated at \$1.5 million, and business to business sales tax revenue is exceeding retail sales tax revenue.

Ms. Rhodes-Whitley spoke to the budget expenditure assumptions for the three-year period. She stated the assumptions include across the board 3% salary increases, Social Service funding was increased from \$1 to \$2 per person population, health insurance costs remain constant, Economic Development Incentive Programs are projected at two cents on the tax rate, \$1 million in Library book funding, increased transfers to the Capital Reserve Fund, and \$40 million in new debt in each year of the three years. Ms. Rhodes-Whitley advised increased staffing at Fire Station No. 8, technology improvements based on the Technology Service Assessment, and additional personnel requests will be discussed during the budget process.

Ms. Rhodes-Whitley spoke to the Water and Sewer Fund, including one day of working capital and anticipating rate increases, with the current rate structure being re-evaluated during the budget process. She stated the Sustainability & Environmental Services Fund includes five days of working capital for FY 2016-17 and a deficit for FY 2017-18 and FY 2018-19 and contains no rate increases. Ms. Rhodes-Whitley advised the last rate increase was in 2008 and that landfill costs have increased by 25 percent since that time. She spoke to the Convention and Tourism Fund and the projected hotel/motel tax revenue and discussing the option of increasing the grant funding up to 15%, the maximum allowed by state law. Council expressed concurrence to increase the amount of funding to the Cultural Affairs and Heritage grants.

Ms. Rhodes-Whitley stated Municipal Drainage, Recreation Revolving and Municipal Golf Course funds are financially within the financial policies as determined by the City Council and she reviewed the budget calendar.

Discussion and Direction re: Board/Commission Annual Appointment Process

This item was presented during the regular meeting.

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 Pro Tem Smith adjourned the meeting at 6:59 p.m.

Lissa Smith, MAYOR PRO TEM

ATTEST:

Lisa C. Henderson, City Secretary

**PLANO CITY COUNCIL
REGULAR SESSION
March 28, 2016**

COUNCIL MEMBERS PRESENT

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

COUNCIL MEMBERS ABSENT

Harry LaRosiliere, Mayor

STAFF PRESENT

Bruce Glasscock, City Manager
LaShon Ross, Deputy City Manager
Jim Parrish, Deputy City Manager
Jack Carr, Deputy City Manager
Mark Israelson, Assistant City Manager
Paige Mims, City Attorney
Lisa C. Henderson, City Secretary

Mayor Pro Tem Smith convened the Council into the Regular Session on Monday, March 28, 2016, 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 Brownie Troop 6630 with Daffron Elementary led the Pledge of Allegiance and Texas Pledge.

Mayor Pro Tem Smith recognized Ms. Wheelchair Texas, Sandy Spoonmore and the Management Preparation Program (MP3) graduates.

COMMENTS OF PUBLIC INTEREST

No one appeared to speak.

CONSENT AGENDA

City Attorney Mims advised, for Items K and L, the City Council is required to approve the hiring of Assistant City Attorneys and that part-time staff does not receive benefits.

Upon a motion made 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 follows:

Approval of Minutes

March 14, 2016
(Consent Agenda Item “A”)

Approval of Expenditures

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

RFP No. 2016-0003-C for one (1) year annual contract with four (4) City optional one-year renewals for Pumping Facilities, Public Works Department to Legacy Contracting LP dba Control Specialist, LP in the amount of \$500,000; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “B”)

Bid No. 2016-0033-B for the Harrington Park & Chisholm Trail – Erosion Control, Project No. 6420.1 to Feller Enterprises in the amount of \$507,000; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “C”)

Bid No. 2016-0212-B for the Fire Station 8 Emergency Backstand Power Upgrade to Facility Solutions Group, Inc. in the amount of \$62,456; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “D”)

Bid No. 2016-0213-B for the Parr Library HVAC Replacement to Infinity Contractors International, Ltd. in the amount of \$169,556; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “E”)

Bid No. 2016-0218-B for the Justice Center Roof and Wall Sealant Replacement to J Reynolds & Company, Inc. in the amount of \$409,490; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “F”)

RFP No. 2016-0197-B for the Council Chambers Renovation to Turner Construction Company in the amount of \$505,847; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “G”)

Purchase from an Existing Contract

To approve the purchase of fitness equipment for the Carpenter Park, Liberty, and Senior Recreation Centers from Team Marathon Fitness in the amount of \$113,158 through an existing contract with BuyBoard; and authorizing the City Manager to execute all necessary documents. (BuyBoard Contract No. 413-12) (Consent Agenda Item “H”)

Approval of Contract Modification

To approve and authorize the First Modification for the purchase of support & maintenance in the amount of \$59,536 from Bibliotheca, LLC for Libraries. This modification will provide for an additional year of support & maintenance. (Contract No. 2013-198-X) (Consent Agenda Item “I”)

Approval of Change Order

To Insituform Technologies, LLC for the Rowlett Creek Cured In Place Pipe Project, increasing the contract by \$223,500, Change Order No. 1; and authorizing the City Manager to execute all necessary documents. Original Bid No. 2015-247-B. (Consent Agenda Item “J”)

Adoption of Resolutions

Resolution No. 2016-3-20(R): To approve the hiring of Lola Dada-Olley as a Part-Time Assistant City Attorney I by the City Attorney; and providing an effective date. (Consent Agenda Item “K”)

Resolution No. 2016-3-21(R): To approve the hiring of Michelle D’Andrea as Assistant City Attorney III by the City Attorney; and providing an effective date. (Consent Agenda Item “L”)

Resolution No. 2016-3-22(R): To appoint the Chief Municipal Judge and Associate Judges of the Municipal Court of Record of the City of Plano, setting the terms of office and compensation for the judges; and providing an effective date. (Consent Agenda Item “M”)

END OF CONSENT

Ordinance No. 2016-3-23: To provide certain Heritage Resources located in the City of Plano, Texas, a partial exemption from the current year's Ad Valorem taxation in the amount of \$40,993.31; providing a severability clause and an effective date.

Heritage Preservation Officer Mittal spoke to the history of the Heritage Tax Exemption program, purpose, and entities involved. He discussed the classification system used applies to property improvements, not land value and that the properties are surveyed to ensure preservation and maintenance. Mr. Mittal stated based on the survey results all 72 properties were recommended for approval by the Heritage Commission. In response to Council, Mr. Mittal stated Collin County has a separate exemption program.

Upon a motion made by Deputy Mayor Pro Tem Harris and seconded by Council Member Miner, the Council voted 7-0 to provide certain Heritage Resources located in the City of Plano, Texas, partial exemption from the current year Ad Valorem taxation in the amount of \$40,993.31; and further to adopt Ordinance No. 2016-3-23.

Public Hearing and adoption of Ordinance No. 2016-3-24 as requested in Zoning Case 2016-003 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, so as to rezone 123.1± acres of land from Commercial Employment and Central Business-1 to Central Business-1 and repealing in its entirety Ordinance No. 94-10-17, thereby rescinding Specific Use Permit No. 265 for Day Care Center on 123.1± acres, located at the northwest corner of Legacy Drive and Communications Parkway in the City of Plano, Collin County, Texas; 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: J.C. Penney Corporation, Inc.

Public Hearing and adoption of Ordinance No. 2016-3-24 (Cont'd.)

Director of Planning Day spoke to the request providing surrounding area uses, site photos, a location map, and the purpose of the project. She stated staff and the Planning and Zoning Commission recommends approval of the request.

Mayor Pro Tem Smith opened the public hearing. No one appeared to speak. Mayor Pro Tem Smith closed the public hearing.

Upon a motion made by Council Member Downs and seconded by Council Member Grady, the Council voted 7-0 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, so as to rezone 123.1± acres of land from Commercial Employment and Central Business-1 to Central Business-1 and repealing in its entirety Ordinance No. 94-10-17, thereby rescinding Specific Use Permit No. 265 for Day Care Center on 123.1± acres, located at the northwest corner of Legacy Drive and Communications Parkway in the City of Plano, Collin County, Texas; as requested in Zoning Case 2016-003; and further to adopt Ordinance No. 2016-3-24.

Discussion and Direction re: Board/Commission Annual Appointment Process (from Preliminary Open Meeting)

City Secretary Henderson spoke to the process for the Board and Commission appointments and reappointments for the upcoming year. She provided a timeline of the events: notification, reappointment, reception, appointment of new members, and recognition of outgoing members and discussed the methods of notification for open Board and Commission positions. Council stated concurrence to forego the review committee process, to continue to receive attendance reports with the reappointment information, and to hold one reception held at a centrally located facility.

With no further business, Mayor Pro Tem Smith adjourned the meeting at 7:34 p.m.

Lissa Smith, MAYOR PRO TEM

ATTEST

Lisa C. Henderson, City Secretary