

**PLANO CITY COUNCIL
NEIGHBORHOOD ROUNDTABLE
DISTRICT 3
MAY 20, 2010**

COUNCIL MEMBERS

Phil Dyer, Mayor
Lee Dunlap, Mayor Pro Tem
Pat Miner, Deputy Mayor Pro Tem
Ben Harris
André Davidson
Lissa Smith
Harry LaRosiliere
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 7:12 p.m., Thursday, May 20, 2010, at Plano Sports Authority StarCenter, 6500 Preston Meadow, Plano, Texas. All Council Members were present with the exception of Deputy Mayor Pro Tem Miner and Council Members Smith, LaRosiliere and Callison. Mayor Dyer welcomed those in attendance and introduced Council and Staff. He spoke regarding the structure of the Council where all members represent citizens across the City.

FY 2010-2011 Budget Forecast

Director of Budget and Research Rhodes-Whitley spoke to preparations for Fiscal Year 2010-11 and the impact of sales tax declines, decreased property values, operational debt and declining revenues from franchise fees. She spoke to proactive measures including Core Business Matrix meetings, appointment of the Budget Reduction Committee and Council worksessions identifying \$17.9 million in city-wide reductions for possible inclusion. Ms. Rhodes-Whitley spoke to increases in fees from the North Texas Municipal Water District passed through to consumers and reviewed the budget calendar. She 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. She responded to citizen questions, advising that no tax rate has yet been set for FY 2010-11. Mayor Dyer responded to a citizen, advising that some of the increases from the water district are for implementation of a water ionization process and encouraged citizens to *Shop in Plano*. City Manager Muehlenbeck spoke to maintenance needs of the City's infrastructure.

Economic Development Progress Report

Plano Economic Development Board Director of Technology, Marketing and Redevelopment Ellis reviewed 2010 projects including Denbury Resources, VuCOMP, Atmos Energy, and Wyndam Jade. He spoke to the number of jobs brought to the City, value of improvements and history of the economic development fund. Mr. Ellis spoke to advertising Plano as a business-friendly community with low costs and a top city for working families. He spoke to the challenges of a maturing city, the impact of competition from other cities and Plano's opportunities for redevelopment and infill with retention as an important element. Mr. Ellis 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.

Community Investment Projects (CIP) – District 3: Coit/Legacy Intersection Improvements; Spring Creek/Custer–Independence–Coit Intersection Improvements; Street/Alley/Screening Wall projects - Street Repairs/Improvements/Resurfacing – District 3

Director of Public Works/Engineering Upchurch advised regarding projects in the area including the Coit Road/Legacy Drive intersection; Spring Creek Parkway/Coit Road median left-turn; Hedgcoxe Drive/Coit Road left turn lanes; Spring Creek Parkway/Custer Road–Independence Parkway–Coit Road Intersection Improvements; and various Street/Alley/Screening Wall projects. He spoke to major improvements on Spring Creek Parkway from Alma Drive to Coit Road and both Custer Road and Independence Parkway from S.H. 190 to S.H. 121. Mr. Upchurch spoke to stimulus monies provided for the Legacy Drive/Preston Road intersection and funding from Collin County for improvements. He advised that “walk” signs will be included at Coit Road/Legacy Drive and spoke to the process of determining concrete failure on roadways. Mr. Upchurch spoke to removal of grade separated intersections throughout the City and responded to a citizen's concerns regarding the median of Independence Parkway north of McDermott Road.

Median Left Turn video

Transportation Engineering Manager Neal spoke to the installation of countdown pedestrian signals throughout the City and the use of technology in reducing collisions. He spoke to Council direction in 2004 to explore at-grade level improvements and reviewed the median left-turn design which has a high benefit-to-cost ratio, utilizes minimal additional right-of-way, provides minimal disruption, offers long-term results, retains the Texas U-turn and is increasing in use across the country. He advised that other installations include Plano Parkway at Preston Road and Spring Creek Parkway at Coit Road. Mr. Neal responded to citizen questions, advising that the location at Legacy Drive/Preston Road will be evaluated before moving to other locations and that information will be provided to the public through homeowner associations and professional groups. He spoke to the coordination of signals, uniformity of signage, the need for a different design should all four directions be changed, and movement of emergency vehicles through the intersection.

Mayor Pro Tem Dunlap opened the floor for general questions. Mayor Dyer responded to a citizen's question, advising that the DART rail line will not move further north until other cities join the system. Mr. Dunlap spoke to review of DART parking access by non-city residents and the use of large vehicles on fixed routes with small ones on variable routes. Director of Planning Jarrell spoke to delays in development of a Downtown mixed-use project due to economic conditions. Mr. Dunlap responded to a citizen regarding the Arts of Collin County, advising that the City of Frisco is currently at the forefront and that the three cities will meet within the next 30-45 days. Director of Sustainability Nevil spoke to the City's energy-use policy conserving costs and Assistant City Manager Israelson spoke to the water rate structure. City Manager Muehlenbeck spoke to the water district's "take-or-pay" contract, the need for a unanimous vote by all member cities for revision, and advised that the cost of another lake/reservoir may impact water rates. Mr. Neal advised that the City's portion of the median left-turn lane is \$250,000 with the remaining funding from federal, state and regional monies. Mr. Dunlap spoke to efforts at the state level to encourage conservation.

Mayor Pro Tem Dunlap thanked those in attendance. Nothing further was discussed and the meeting was closed at 8:45 p.m.

Phil Dyer, Mayor

ATTEST:

Diane Zucco, City Secretary

**PLANO CITY COUNCIL
SPECIAL CALLED WORKSESSION
May 21, 2010**

COUNCIL MEMBERS

Phil Dyer, Mayor
Lee Dunlap, Mayor Pro Tem
Pat Miner, Deputy Mayor Pro Tem
Ben Harris
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Lissa Smith
Harry LaRosiliere
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

Mayor Dyer convened the Council into the Special Called Worksession on Friday, May 21, 2010, at 1:09 p.m., in the Building Inspections Training Room of the Plano Municipal Center, 1520 K Avenue, Plano, Texas 75075. All Council Members were present. Council Member Callison arrived at 1:10 p.m. and Council Member Harris arrived at 1:39 p.m.

Organizational Group Dynamics, Learning Styles and Problem Solving

Lyle Sumek, of Lyle Sumek Associates, Inc. facilitated the worksession and reviewed the agenda for the day, beginning with the components of a team: recognizing goals (unifying purpose); the roles each will play to contribute to the goal; executing (analyzing, decision-making, and adjusting); cooperative attitude; and trust. He spoke to realities of the world today: economic crisis/severe recession; upset people; a world of “instant”; anti-government/anti-tax attitudes; increasing demands for services; and the global outlook (interdependence among nations). Mr. Sumek spoke to important Council characteristics: living with a passion for the community; facing reality; having focus; adding value for citizens; preparing for success; making decisions with the long-term in mind; being nimble and resilient; developing partners; taking risks for a better future; and producing results. He spoke to the possible reactions the Council may have including: a state of denial; looking for a savior; analyzing for predictability; panicked survivalist; or being a realist.

Mr. Sumek reviewed the elements of problem solving and decision-making including the use of experience; observation; analysis and action and how these apply to each member of the Council. He further reviewed the keys to success including taking the time to work as a team; use worksessions to focus early on issues; use field trips to experience and discuss problems; assess/identify/evaluate options; present initial ideas for discussion; develop plans with defined outcomes, options and actions; make decisions; monitor implementation through progress reports and evaluate performance changing direction when necessary.

The Council recessed the worksession for at 2:47 p.m. and reconvened at 2:58 p.m.

Mr. Sumek reviewed the elements of conflict resolution and negotiation including: competing; accommodating; avoiding; collaborating; and compromising and how these apply to each member of the Council. He further reviewed the keys to success including knowing the bottom line; listening and understanding the bottom line of other parties; identifying areas of agreement for closure; developing a negotiating strategy; using worksessions for negotiation; summarize agreements and test with others; get closure and commitment; avoid carrying one negotiation to another; and support the resolution once the Council leaves the room.

Mr. Sumek spoke to generational and regional impacts on leadership styles. He responded to City Manager Muehlenbeck advising that discussion on May 22, 2010 will include prioritization of Council directives.

There being no further discussion, Mayor Dyer adjourned the meeting at 4:45 p.m.

Phil Dyer, MAYOR

ATTEST:

Diane Zucco, City Secretary

**PLANO CITY COUNCIL
SPECIAL CALLED WORKSESSION
May 22, 2010**

COUNCIL MEMBERS

Phil Dyer, Mayor
Lee Dunlap, Mayor Pro Tem
Pat Miner, Deputy Mayor Pro Tem
Ben Harris
André Davidson
Lissa Smith
Harry LaRosiliere
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

Mayor Dyer convened the Council into the Special Called Worksession on Saturday, May 22, 2010, at 8:31 a.m., in the Building Inspections Training Room of the Plano Municipal Center, 1520 K Avenue, Plano, Texas 75075. All Council Members were present.

Discussion, Direction and Action Regarding Review of City of Plano Vision, Mission, Strategic Plan, Overarching Themes, Goals and Core Businesses, including Council Governance, Roles and Responsibilities. Council may discuss and provide direction and action on the FY 2010/2011 Budget and Core Business Services.

Lyle Sumek, of Lyle Sumek Associates, Inc. facilitated the worksession and reviewed the strategic planning process: vision being the destination; five-year plan of goals and challenges; execution of a one-year plan; the mission defining the responsibility of City government; and the core beliefs that define performance standards. He reviewed the shift in the outlook of city leaders: Being revenue-driven versus service-value driven; Looking at tax payer versus customers paying for cost of service; Shifting from development new areas to redevelopment; Departmental advocacy versus responsible executives; Happiness versus making difficult choices; and Growth versus sustainability.

Mr. Sumek spoke to the category of *Financially Strong City with Service Excellence* and achievement of goals in 2009-10 including addressing the budget process through core matrixes; looking for service efficiencies and cost reductions; showing financial responsibility through the tax rate; using the bond election as an investment in the City's future; realizing returns from the Economic Development tax increase; offering transparent City government; "AAA" bond rating; nationally recognized for service quality; and a seamless transition to new managers for the Parks and Recreation and Library Departments. The Council discussed the pressures on Staff to maintain a high level of service and the use of technology for efficiencies.

Mr. Sumek spoke to the category of *Safe Large City* and the achievement of goals including the Animal Shelter expansion; Police/Fire-EMS reaccreditation; success of National Night Out; recognition as one of the safest cities; the opening of Fire Station 12, the logistics warehouse, the Emergency Operations Center; the success of red light cameras; crime rate reduction; and Moto Mesh/radio replacement. He spoke to the *Strong Local Economy* and companies that have located in the City bringing employment and expansion of the commercial tax base. Mr. Sumek spoke to *Great Neighborhoods – 1st Choice to Live* and achievements including the Caddo Park Neighborhood Plan; Comprehensive Plan update; sales of foreclosed properties; near completion of the Residential Modernization Handbook; preparations for updating at Carpenter Park Recreation Center; progress on updating the Zoning Ordinance; and efforts of the Census Complete Count Committee.

Mr. Sumek spoke to *Exciting Urban Centers – Destination for Residents and Guests* including the amendment of regulations for private clubs; expansion/renovations in the downtown area; zoning of a new urban center; Turnpike Commons; and expansion in Legacy Town Center. He spoke to *Partnering for Community Benefit* and work with the Regional Transportation Council on the location of the Cottonbelt line; Complete Count Census Committee; public radio system; and continued support for community events (Live Green Expo). The Council spoke to other success including the opening of the Oak Point Nature Preserve; rail corridor studies and park land acquisitions.

The Council discussed what success in 2015 would entail and collectively identified; financially strong City government; stable revenue and budget; high quality of services valued by residents; "AAA" bond rating; destination for people to live and businesses to locate; maintaining the quality of life; attract, retain and help grow businesses; revitalized aging commercial centers; Collin Creek Mall - significant movement in terms of redevelopment; being known as a safe City both nationally and state-wide; maintaining a low or lowest tax rate; City management in place and effective; significant commercial growth; sustainable financially and socio-economically; DART expansion to the north; Arts of Collin County in place and utilized; stronger and more developed partnerships; and reputation as a premier City in Collin County. City Manager Muehlenbeck spoke to concerns regarding resources, the lack of control over DART's expansion and other cities with available 4a-4b funding. Council Member Davidson spoke to developing partnerships.

The Council discussed action ideas including: addressing direction of the Research/Technology District; the direction of the Arts of Collin County; Collin Creek Mall; addressing the budget process including service priority and the tax rate; consideration of a convention center; library services; economic development; collective bargaining; health care forms; City grants programs; a 12th Street Station; residential development; the City's position and next steps with regard to DART; Los Rios Country Club; the Pecan Hollow remodeling project; determining a responsible tax rate for a sustainable City; a U.S. 75 Corridor Plan; and City-PISD relationships. Deputy City Manager Glasscock advised he would prepare information regarding collective bargaining.

The Council recessed the worksession at 10:12 a.m. and reconvened at 10:20 a.m.

The Council further discussed action ideas including the Economic Development Board and its funding; cooperative efforts with the faith community; Douglass Center management; partnering with the Chamber for *Shop Plano First*; water/sewer rates; radio system replacement; Carpenter Recreation Center renovations; Fire Station #13; funding of the 2010 citizen survey; revised criteria for the Buffington Grants; expansion of the animal shelter; alcohol sales at public events; community building events; management succession; evaluating the needs of human service agencies; direction on addition of a major hotel; downtown development; public communications; indoor farmer's market; county bond fund for roadways and utilizing an economic development fund for redevelopment.

The Council updated and ranked their goals in the following order: Financially Strong City with Service Excellence; Safe Large City; Strong Local Economy; Great Neighborhoods – 1st Choice to Live; Exciting Urban Centers – Destination for Residents and Guests; and Partnering for Community Benefit.

Financially Strong City with Service Excellence

The Council identified objectives as balanced and reliable revenue sources to include the tax rate to support defined services, service levels and investing in the future; services delivered in the most cost-effective manner; investing in maintaining City infrastructure and facilities; maintaining a "AAA" bond rating; City services and service level responsive to the needs of residents; and effective use of technology to enhance service delivery and operating efficiencies and providing information to citizens. Challenges and opportunities identified by the Council were declining and uncertain City revenues; residents' attitude toward the cost of government and taxes; and increasing service demands and residents' expectations. The Council collectively identified priority actions including the direction of the budget for FY 2010-11 and the three-year forecast; water/sewer capital projects and funding; funding for economic development; and potential alcohol package sales.

The Council recessed the worksession at 11:36 a.m. and reconvened at 11:49 a.m.

Safe Large City

The Council identified objectives as a low crime rate; timely response to an emergency call for service; Public Safety Departments working with the community and residents sharing responsibilities for safety; residents' feeling and being safe - in their homes, community and in reporting issues to the City; a visible and known police presence in the community and neighborhoods; effective use of technology; and community prepared for all hazard response and recovery. Challenges and opportunities identified by the Council were continuing as one of the safest cities in Texas and the nation; maintaining appropriate public safety staffing; cost and funding for public safety; legislative action by federal and state governments; and the use of technology. The Council directed Staff to continue efforts related to the construction of Fire Station #13; radio system expansion; update of the Emergency Management Plan and opening the operations center; animal shelter expansion; Moto Mesh; expansion of the red-light camera system; and expanding communications to citizens regarding public safety services.

Strong Local Economy

The Council collectively identified objectives as having the reputation as a "business friendly" environment; retention and growth of Plano's businesses; Plano recognized as a "Major Business Center" with headquarters for major corporations; having a strong, vibrant and unique retail sector; and diverse new businesses attracted to Plano. Challenges and opportunities identified by the Council were: business investment with an uncertain national economy; growth and expansion of Plano businesses; competition from other cities; aging retail centers and attitude of property owners; and City tools/funding for redevelopment. The Council collectively identified priority actions to include analysis of a convention venue and review of Research/Technology District plan and regulations.

Great Neighborhoods – First Choice to Live

The Council collectively identified objectives as young professional families moving into mature neighborhoods; well-maintained City infrastructure and facilities, trees and streetscapes; increasing homeownership in mature neighborhoods; upgrading the quality and livability of older homes; and convenient access to services needed on a daily basis, shopping and leisure opportunities. Challenges and opportunities identified by the Council were the modernization of older homes; attracting young families to mature neighborhoods; code compliance and neighborhood appearance; and increasing rentals in single-family neighborhoods. The Council collectively identified addressing Douglass Community Center management as a priority action.

The Council recessed the worksession at 2:00 p.m. and reconvened at 2:06 p.m.

Exciting Urban Centers – Destination for Residents and Guests

The Council collectively identified objectives as vibrant downtown as a destination for entertainment, eating and retail with a reputation as a “cool” unique place to go; Legacy Center continuing to develop as an urban center; Collin Creek revitalized as a regional destination; retail and services to support residents in urban centers; revitalized older shopping centers; and selected four corner shopping areas developed and redeveloped as mixed-use centers. Challenges and opportunities identified by the Council were rekindling interest and enthusiasm in downtown Plano; working with current businesses and property owners; and assembling land into developable sizes. The Council collectively identified priority actions to include addressing the TIF #2 finance plan and land acquisition; location of the Cotton Belt red line interchange; and the Arts of Collin County.

Partnering for Community Benefit

The Council collectively identified objectives as enhancing relationships and partnerships with the school district; active participation and leadership in regional organizations; City involving residents and corporations in programs and service delivery through volunteerism and partnerships; working with other cities to address regional issues; enhancing relationships and partnerships with faith-based and diverse cultural groups. Challenges and opportunities identified by the Council were competing goals and interests among community organizations; relationships with legislative delegations; leveraging resources for community benefit; and advocacy for the City and protecting the interests of Plano. The Council collectively identified priority actions to include a City-school strategy and partnering with other cities in Collin County.

The Council recessed the worksession at 2:57 p.m. and reconvened at 3:11 p.m.

Policy Agenda 2010

The Council identified their top priorities and direction: moving forward with the FY 2010-11 budget and three-year forecast; reviewing information for water/sewer capital projects and funding; review of alcohol package sales; developing an overview of Research/Technology District plans and regulations; and Cottonbelt/Red Line Interchange. The Council identified those areas of high priority as: direction for Douglass Center management; continuing efforts on the TIF #2 financing plan land acquisition; and the Arts of Collin County. Mr. Sumek advised that per the Council’s prioritization an increase in economic development funding did not emerge as a top/high priority item.

Mayor Dyer thanked those in attendance and adjourned the meeting at 3:39 p.m.

Phil Dyer, MAYOR

ATTEST:

Diane Zucco, City Secretary

**PLANO CITY COUNCIL
PRELIMINARY OPEN MEETING
May 24, 2010**

COUNCIL MEMBERS

Phil Dyer, Mayor
Lee Dunlap, Mayor Pro Tem
Pat Miner, Deputy Mayor Pro Tem
Ben Harris
André Davidson
Lissa Smith
Harry LaRosiliere
Jean Callison

STAFF

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

Mayor Dyer called the meeting to order at 5:06 p.m., Monday, May 24, 2010, in Training Room A of the Municipal Center, 1520 K Avenue. All Council Members were present with the exception of Council Member Harris who arrived at 6:01 p.m. Mayor Dyer 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/Litigation, Section 551.071, discuss Real Estate, Section 551.072 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 Dyer reconvened the meeting back into the Preliminary Open Meeting at 5:58 p.m.

Consideration and action resulting from Executive Session discussion:

No items were considered.

Discussion and Direction Regarding Library Services

City Manager Muehlenbeck reviewed the previous proposal of closing the libraries on Sundays, stated that the cuts would result in a savings of \$282,000 this year and \$365,000 next year and spoke to extending hours at Haggard Library to comply with Texas State Library requirements. He spoke to the loss of 26 full-time positions since July 2008, the need for 5.5 positions without closing on Sundays and \$100,000 budgeted for publications. Council Member Smith stated concern regarding Sunday closings.

Director of Libraries Ziegler spoke to the impacts felt when Haggard Library was closed for remodeling and the need for a full contingent of Staff if libraries were to stay open later on Saturdays. Deputy Mayor Pro Tem Miner and Council Members Callison and LaRosiliere stated opposition to closing the libraries on Sundays. Council Member Smith spoke to consideration of funding for book purchases and Council Member LaRosiliere spoke to considering other cuts or revenue enhancements. City Manager Muehlenbeck advised that Staff would need to come back with proposals. Council Member Davidson spoke to leaving positions in place and considering reductions in FY 2011-12 and City Manager Muehlenbeck spoke to possible resultant layoffs. Mayor Dyer advised that no action would be taken at this time.

2010 Complete Count Census Committee Report

Senior Planner Steve Sims introduced Chair Tom Martin of the 2010 Complete Count Census Committee who reviewed how the census impacts distribution of \$300 billion in federal funds, allocation of legislative districts, and the future of transportation, housing, business and economic development and governmental services in communities. Mr. Martin advised that there were more than 7,000 committees across the nation with over 400 in Texas. He spoke to subcommittees including: business, community networking, institutional and media; twenty people serving on the committee; and recognized Staff efforts. Mr. Sims spoke to the mail return rate of 76% (the same as the 1990 and 2000 censuses), Plano being first among Texas cities over 150,000, and diversity of the 265,000+ residents with 25% born in other nations. He spoke to expenses of \$7,200+ from the \$30,000 appropriated, a grant received, and promotional materials provided by the Census Bureau.

Vice-Chair Mendelson spoke to the success of the committee and recommendations for 2020 including: identify and partner with Hispanic leadership, outreach to young adults, utilize an ad-hoc committee structure, recruitment of faith-based leadership, inclusion of school districts within Plano (i.e. Frisco), diverse subcommittees, and outreach to seniors. She spoke to positive work with Staff and the experience, census takers proceeding to field work, and sunsetting the committee. Mayor Dyer thanked everyone for their efforts.

Comprehensive Monthly Financial Report

Director of Finance Tacke advised that for the month of April 2010, revenue as the percentage of budget for the General, Water and Sewer and Golf Course funds were down slightly as compared to the prior year with Sustainability & Environmental Services revenues up slightly. She advised that actual revenues in the General Fund were down by \$3.9 million due to decreases in sales tax, ad valorem taxes, and franchise fees. She spoke to the large number of protests for property assessments, actual expenditures in the General Fund with personnel costs down by \$1.8 million, stability of the unemployment rate and positive aspects of the housing market including a decrease in the number of days on the market. She spoke to increases in Water and Sewer Fund expenditures including the environmental education building and payments to the North Texas Municipal Water District.

Departmental Report – Public Safety Communications

Director of Public Safety Communications Timmons spoke to the importance of the people in the department, highly integrated operational and coordinated efforts with Fire/Police, and the City of Plano having one of eleven in the country to receive the CALEA's Flagship designation. He spoke to the two major divisions of operation including Dispatch with 81 full-time positions (a average dispatcher handles 4600 incidences per year) handling Police, Fire, EMS & 9-1-1 calls with after hour calls for Animal Control, the public alert system, access to Cable television network and limited reverse telephone notification. Mr. Timmons spoke to the Radio Infrastructure Division responsible for maintenance and operation of a regional voice and data public safety grade system in partnership with other cities and entities. He spoke to major projects including the replacement of the 19-year old regional radio system, preparation for Next Generation of 9-1-1, staff training and quality assurance, and encouraging citizen preparation for major incidents. Mr. Timmons spoke to staffing concerns, waiting for other cities to implement the new 9-1-1 system before moving forward and having a reserve account for funding.

Council Items for discussion/action on future agendas

No items were discussed.

Consent and Regular Agendas

Mayor Pro Tem Dunlap requested that Consent Agenda Items "B," Bid No. 2010-110-B for Bluebonnet Hike & Bike Trail Extension to Ratliff Hardscape, Ltd. in the amount of \$597,015; "G," Bid No. 2010-120-B for Avenue R Reconstruction project to Jim Bowman Construction Co., L.P. in the amount of \$330,429; and "H," Bid No. 2010-119-B for the 2009-2010 Pavement Maintenance Project, Phase II – 18th Street, Cross Bend Road, Enterprise Drive, Mission Ridge Road, Silverstone Drive, and Westwood Drive to Jerusalem Corporation, Inc. in the amount of \$597,593 be removed for individual consideration due to possible conflicts of interest.

Council Member Davidson requested that Consent Agenda Item "F," RFQ No. 2010-3-C for a 5 year contract for EMS Medical Advisory Services for the Fire Department to Columbia Medical Center of Plano Subsidiary, L.P. d/b/a Medical Center of Plano in the amount of \$420,000 be removed for individual consideration due to a possible conflict of interest.

Nothing further was discussed. Mayor Dyer adjourned the Preliminary Meeting at 6:47 p.m.

Phil Dyer, Mayor

ATTEST:

Alice Snyder, Assistant City Secretary

PLANO CITY COUNCIL
May 24, 2010

COUNCIL MEMBERS

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Diane Zucco, City Secretary
Alice Snyder, Assistant City Secretary

Mayor Dyer convened the Council into the Regular Session on Monday, May 24, 2010, at 7:03 p.m. in the Council Chamber of the Plano Municipal Center, 1520 K Avenue. All Council Members were present.

The invocation was led by Reverend Edlen Cowley of St. Andrew United Methodist Church and the presentation of colors and Pledge of Allegiance was led by American Legion Post 321 Honor Guard.

Mayor Dyer provided Special Recognitions to Plano Student Ambassadors and Julianna Gonzales, Presidential Management Fellow.

Comments of Public Interest

Citizen of the City James R. Davis spoke to the lack of accountability for the Plano African American Museum and requested the City develop higher performance standards and only provide funding if museum leadership can provide a strategic plan and performance benchmarks that helps ensure that genuine progress is being made. Citizen of the City T.J. Johnson urged the City to suspend negotiations and not approve the contract with the Boys & Girls Club for operation and management of the Douglass Community Center. She spoke to the Boys & Girls Club focus on programs and services for youth and teens with the center representing a gathering place for all. Ms. Johnson requested an agenda item to find a workable solution to balance the concerns of the community. Clarence Ford, Pastor of Hill Chapel, stated the whole of the citizenship of the Douglass Community cannot be served by the City divesting its interest from the center and turning over operations.

Citizen of the City Eleanor Evans spoke to taking away the hub of the Douglass Community and requested the Council not approve any proposed contract with the Boys & Girls Club. Citizen of the City Pamela Payne spoke to the need for the center to act as a City-funded place for all people and tax-paying citizens. Pastor Sam Fenceroy, Sr. Pastor with Mt. Olive Church spoke of how everything runs through the Douglass Community Center as the heart of the community. Citizen of the City Ralph Williams requested the Council refrain from entering into any type of contract with the Boys & Girls Club or any other organization to take over any management and operation of the Douglass Community Center without further investigation. He spoke to focusing on making the center more available to the rest of the community through advertising and requested an agenda item so that the Council can work with the community. Mayor Dyer advised that there will be a future agenda item.

Consent Agenda

Upon the request of Mayor Pro Tem Dunlap, Consent Agenda Items “B,” “G,” and “H” were removed for individual consideration due to possible conflicts of interest.

Upon the request of Council Member Davidson, Consent Agenda Item “F” was removed for individual consideration due to a possible conflict of interest.

Upon a motion made by Council Member LaRosiliere and seconded by Council Member Callison, the Council voted 8-0 to approve and adopt all items on the Consent Agenda as recommended and as follows:

Approval of Minutes (Consent Agenda Item “A”)
May 10, 2010

Approval of Expenditures

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

Bid No. 2010-109-B for the purchase of one (1) One Ton Extended Cab/Chassis w/Utility Body and Valve Operator for the Fleet Department to be utilized by Utility Operations from Planet Ford in the amount of \$51,198 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “C”)

Bid No. 2010-62-C for a one (1) year contract with three (3) optional one year renewals for the purchase of Ammunition for the Police Department; to Precision Delta Corp in the estimated annual amount of \$5,482, GT Distributors Inc. in the estimated annual amount of \$19,820, and Barney's Police Supplies in the estimated annual amount of \$76,000 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “D”)

Bid No. 2010-98-B for the purchase of three (3) 3/4 Ton Utility Trucks, one (1) 1/2 Ton PU, one (1) 3/4 Ton PU, and one (1) One Ton Crew Cab Utility Body PU for the Fleet Department to be utilized by Pumping Facilities, Meter Services, and Streets from Caldwell Country Chevrolet in the amount of \$160,909 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “E”)

Bid No. 2010-117-B for Erosion Control Pittman Creek Rehabilitation and DART R.O.W. Retaining Wall project to Austin Filter Systems, Inc., in the amount of \$939,000 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “I”)

Purchase from an Existing Contract

To approve the purchase and installation of playground equipment for Douglass Community Center and Daycare and Hackberry Park in the amount of \$172,527 from Miracle Recreation Equipment Company through an existing contract with PISD and authorizing the City Manager to execute all necessary documents (2008-51-I/PISD #2007-071). (Consent Agenda Item “J”)

To approve the purchase of mobile computer workstations for the Police Department in the amount of \$279,118 from Motorola Inc. through an existing contract/agreement with Texas Department of Information Resources (DIR), and authorizing the City Manager to execute all necessary documents. (DIR-SDD-1304) (Consent Agenda Item “K”)

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 Huitt-Zollars, Inc. in the amount of \$448,635 for the Preston Road Corridor project and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “L”)

Approval of Contract Modification

To approve and authorize Contract Modification No. 1 for the purchase of Professional Engineering Services for the Drainage Improvements – Briarwood, Liverpool & Stoney Point project in the amount of \$36,400 from Lam Consulting Engineering. This modification will provide for the design of drainage improvements in the 3200 & 3300 blocks of Greenbriar Lane. (Consent Agenda Item “M”)

To approve and authorize Contract Modification No. 1 for additional design services for Ridgewood Water Infrastructure Rehabilitation project in the amount of \$68,000 from GSWW, a Division of Burgess & Niple, Inc. This modification will provide for the design of paving improvements at several locations of the project. (Consent Agenda Item “N”)

Adoption of Resolutions

Resolution No. 2010-5-10(R): To ratify the terms and conditions of an interim contract by and between Republic Waste Services, Inc. D/B/A Allied Waste Services and the City of Plano for residential recycling processing services, approving its execution by the City Manager, and providing an effective date. (Consent Agenda Item “O”)

Resolution No. 2010-5-11(R): To authorize the purchase of the AgileMesh networked video surveillance system and maintenance support from AgileMesh, a sole-source provider, in the amount of \$112,950 for use by the Plano Police Department; authorizing the City Manager to take such action and execute such documents as necessary to effectuate the purchase; and providing an effective date. (Consent Agenda Item “P”)

Resolution No. 2010-5-12(R): To nominate Rent-A-Center Texas, L.P. to the Office of the Governor, Economic Development and Tourism through the Economic Development Bank for designation as an Enterprise Project under the Texas Enterprise Zone Program pursuant to the Texas Enterprise Zone Act, Texas Government Code, Chapter 2303; and providing an effective date. (Consent Agenda Item “Q”)

Resolution No. 2010-5-13(R): To affirm the appointment of a board member to serve on the Dallas Area Rapid Transit Authority (DART) Board of Directors as provided in Chapter 452 of the Texas Transportation Code and providing an effective date. (Consent Agenda Item “R”)

Resolution No. 2010-5-14(R): To affirm the appointment of a shared board member with the Cities of Cockrell Hill, Dallas, and Glenn Heights to serve on the Dallas Area Rapid Transit Authority (DART) Board of Directors as provided in Chapter 452 of the Texas Transportation Code and providing an effective date. (Consent Agenda Item “S”)

Adoption of Ordinances

Ordinance No. 2010-5-15: To amend Section 12-73.1 of Chapter 12 Motor Vehicles and Traffic of the City of Plano Code of Ordinances; to enact school zones for summer school sessions; providing a fine for criminal penalties not to exceed \$200.00 for each offense; and providing a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date. (Consent Agenda Item “T”)

END OF CONSENT

Due to possible conflicts of interest, Mayor Pro Tem Dunlap stepped down from the bench on the following items which were considered concurrently.

Bid No. 2010-110-B for Bluebonnet Hike & Bike Trail Extension to Ratliff Hardscape, Ltd. in the amount of \$597,015 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “B”)

Bid No. 2010-120-B for Avenue R Reconstruction project to Jim Bowman Construction Company, LP, in the amount of \$330,429 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “G”)

Bid No. 2010-119-B for the 2009-2010 Pavement Maintenance Project, Phase II - 18th Street, Cross Bend Road, Enterprise Drive, Mission Ridge Road, Silverstone Drive, and Westwood Drive to Jerusalem Corporation, Inc. in the amount of \$597,593. (Consent Agenda Item “H”)

Upon a motion made by Council Member Callison and seconded by Council Member Harris, the Council voted 7-0 to approve Bid No. 2010-110-B for Bluebonnet Hike & Bike Trail Extension to Ratliff Hardscape, Ltd. in the amount of \$597,015; Bid No. 2010-120-B for Avenue R Reconstruction project to Jim Bowman Construction Company, LP, in the amount of \$330,429; and Bid No. 2010-119-B for the 2009-2010 Pavement Maintenance Project, Phase II - 18th Street, Cross Bend Road, Enterprise Drive, Mission Ridge Road, Silverstone Drive, and Westwood Drive to Jerusalem Corporation, Inc. in the amount of \$597,593.

Deputy Mayor Pro Tem Dunlap resumed his seat at the bench.

Due to possible conflicts of interest, Council Member Davidson stepped down from the bench on the following item.

RFQ No. 2010-3-C for a 5 year contract for EMS Medical Advisory Services for the Fire Department to Columbia Medical Center of Plano Subsidiary, L.P. d/b/a/ Medical Center of Plano in the amount of \$420,000 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “F”)

Upon a motion made by Mayor Pro Tem Dunlap and seconded by Council Member Smith, the Council voted 7-0 to approve RFQ No. 2010-3-C for a 5 year contract for EMS Medical Advisory Services for the Fire Department to Columbia Medical Center of Plano Subsidiary, L.P. d/b/a/ Medical Center of Plano in the amount of \$420,000.

Council Member Davidson resumed her seat at the bench.

Public Hearing and adoption of Ordinance No. 2010-5-16 as requested in Zoning Case 2010-04 to amend Subsection 2.822 (CB-1 - Central Business-1) and Subsection 2.823 (CE - Commercial Employment) 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, regarding overhead utilities; 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. 2010-5-16 (cont'd)

Planning Manager Firgens advised that this request was initiated by the Planning and Zoning Commission addressing the placement of overhead utilities underground and repealing the requirement for Commercial Employment (CE) and Central Business-1 (CB-1) as it is in overlay districts. She spoke to the substantial increase in the cost of placing lines underground as related to development costs, the Public Utility Commission preventing cities from requiring new lines underground, the importance of applying regulations consistently across the City, and the recommendation of approval from the Planning and Zoning Commission as follows:

Section 2.800 District Charts

Subsection 2.822 CB-1 - Central Business-1

6. Special Rules for CE and CB-1 Zoning

- e. ~~Electrical and/or communication utility lines shall be installed underground in compliance with utility service regulations as development or redevelopment occurs along all roadways (Type C or above). Exceptions to the above requirements are:~~
 - i. ~~Overhead placement is permitted along the southern right-of-way boundary of S.H. 121 and along the outside lanes of the Dallas North Tollway frontage roads for electrical distribution and communications lines sharing the same support structures. Single post concrete and/or steel support structures are required.~~
 - ii. ~~Existing overhead facilities, over 60,000 volts in capacity, which follow existing routes, rights of way, and/or easements may remain and may be repaired, replaced or upgraded.~~

Subsection 2.823 CE - Commercial Employment

7. Special Rules for CE and CB-1 Zoning

- e. ~~Electrical and/or communication utility lines shall be installed underground in compliance with utility service regulations as development or redevelopment occurs along all roadways (Type C or above). Exceptions to the above requirements are:~~
 - i. ~~Overhead placement is permitted along the southern right-of-way boundary of S.H. 121 and along the outside lanes of the Dallas North Tollway frontage roads for electrical distribution and communication lines sharing the same support structures. Single post concrete and/or steel support structures are required:~~
 - ii. ~~Existing overhead facilities, over 60,000 volts in capacity, which follow existing routes, rights of way, and/or easements may remain and may be repaired, replaced, or upgraded.~~

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

Ordinance No. 2010-5-16 (cont'd)

Upon a motion made by Council Member LaRosiliere and seconded by Deputy Mayor Pro Tem Miner, the Council voted 8-0 to amend Subsection 2.822 and Subsection 2.823 of Section 2.800 of Article 2 and related sections of the Comprehensive Zoning Ordinance of the City, regarding overhead utilities; as requested in Zoning Case 2010-04 and as recommended by the Planning and Zoning Commission and further to adopt Ordinance No. 2010-5-16.

Mayor Pro Tem Dunlap invited the public to attend the Memorial Day planned at the Plano Municipal Center.

There being no further discussion, Mayor Dyer adjourned the meeting at 7:49 p.m.

Phil Dyer, MAYOR

ATTEST:

Alice Snyder, Assistant City Secretary