

**PLANO CITY COUNCIL  
PRELIMINARY OPEN MEETING  
September 23, 2013**

**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  
Diane C. Wetherbee, City Attorney  
Alice D. Snyder, Assistant City Secretary

Mayor LaRosiliere called the meeting to order at 5:05 p.m., Monday, September 23, 2013, in Training Room A of the Municipal Center, 1520 K Avenue. A quorum was present. Mayor LaRosiliere then stated that the Council would retire into Executive Session in compliance with Chapter 551, Government Code, Vernon's Texas Codes, Annotated, in order to consult with an attorney and receive Legal Advice and discuss matters of Litigation, Section 551.071; receive information regarding Economic Development, Section 551.087; and to discuss Personnel, Section 551.074 for which a certified agenda will be kept in the office of the City Secretary for a period of two years as required.

Mayor LaRosiliere reconvened the meeting back into the Preliminary Open Meeting at 6:29 p.m. in the Senator Florence Shapiro Council Chambers.

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

Board of Adjustment

Upon a motion made by Council Member Gallagher and seconded by Council Member Duggan, the Council voted 8-0 to reappoint Carolyn Kalchthaler as Chair and move Ban Alali, Enghlab Eftekhari, Robert Miller and Anthony Salas to regular positions.

Building Standards Commission

Upon a motion made by Council Member Downs and seconded by Council Member Duggan, the Council voted 8-0 to reappoint Arthur Stone as Chair, move Pastor Sapinoso and Joe Milkes to regular positions, reappoint Marsha Griggs and move her to a regular position and appoint Richard Kelley as a regular member.

Collin County Central Appraisal District Board

Council Member Miner advised that this item would be tabled until the October 14 Council meeting.

Denton County Central Appraisal District Board

Mayor LaRosiliere advised that no nomination would be brought forward.

Heritage Commission

Upon a motion made by Council Member Miner and seconded by Council Member Downs, the Council voted 8-0 to reappoint Gary Graley as Chair and appointed Ronald Morris and Douglas Shockey as members.

Planning and Zoning Commission

Upon a motion made by Council Member Gallagher and seconded by Council Member Duggan, the Council voted 8-0 to appoint Richard Grady as Chair and Doug Bender, Kayci Brooks Prince and Thomas Juhn as members.

**Personnel Appointments**

Animal Shelter Advisory Committee

Upon a motion made by Council Member Downs and seconded by Council Member Duggan, the Council voted 8-0 to reappoint Sunny Ruth as Chair and to appoint Bryan Baldwin as a member.

Community Relations Commission

Upon a motion made by Council Member Davidson and seconded by Council Member Downs, the Council voted 8-0 to appoint Michael Caranfa as Chair and to appoint Cynthia Moore and Michael Thomas as members.

Cultural Affairs Commission

Upon a motion made by Council Member Davidson and seconded by Council Member Miner, the Council voted 8-0 to reappoint Allen Safir as Chair, reappoint Sandy Yeh as a member, appoint Vicki Cravens, Janelle Twyford-Silvis as members and to appoint Ron Taylor to an interim term as a member.

Library Advisory Board

Upon a motion made by Deputy Mayor Pro Tem Harris and seconded by Council Member Gallagher, the Council voted 8-0 to reappoint John Pillow as Chair and to appoint Richard Barnett and Tammy McSwain as members.

Parks and Recreation Planning Board

Upon a motion made by Deputy Mayor Pro Tem Harris and seconded by Council Member Miner, the Council voted 8-0 to appoint Beth Webb as Chair and Dustin Kolb as a member.

Photographic Traffic Signal Advisory Committee

Mayor LaRosiliere advised that the item would be tabled for future consideration.

Retirement Security Plan Committee

The Council stated a consensus in agreement with City Manager Glasscock's recommendation to reappoint Casey Srader as Chair.

Self Sufficiency Committee

Upon a motion made by Deputy Mayor Pro Tem Harris and seconded by Council Member Gallagher, the Council voted 8-0 to appoint Charles Ho as Chair and Erin Abood, Scott Goebel and Bjorn Kirchdorfer as members.

Senior Citizens Advisory Board

Upon a motion made by Council Member Downs and seconded by Council Member Davidson, the Council voted 8-0 to appoint Nancy Jensen as Chair and Paul Gerber and Karen Bellessa as members.

Tax Increment Financing Reinvestment Zone No. 2 Board

Upon a motion made by Council Member Miner and seconded by Deputy Mayor Pro Tem Harris, the Council voted 8-0 to appoint Hilton Kong and Corey Reinaker as members.

**Briefing on Comprehensive Plan Update and Public Outreach Efforts**

Comprehensive Planning Manager Schwarz advised the Council regarding a major revision to the Comprehensive Plan which reflects the city residents' future vision for Plano and spoke to ensuring that all residents and businesses are able to provide input. She reviewed efforts taken since 2009 including researching other plans; identifying primary issues; developing a concept and outline for *Plano Tomorrow*; public meetings; creation of website and video materials; addressing DART's Cotton Belt proposal; implementation of the *Take the Case* Program; adoption of undeveloped land policies; and creation of Urban Mixed-Use zoning regulations. Ms. Schwarz reviewed the development of public outreach efforts to garner participation and spoke to updates to the Bicycle Transportation Policy. She advised that during the fall/winter of 2013-14 Staff will evaluate public engagement activities and analyze responses and 2014 will include development of the plan with review by the Planning and Zoning Commission and Council, public hearings and adoption. Ms. Schwarz responded to the Council, advising that both the Homeowners Council and Developer's Council will be contacted and spoke to methods of notification and options for survey participation. Council spoke to reaching out through schools and recreation activities and Ms. Schwarz reviewed the *Take the Case* Program.

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

No items were discussed.

### **Consent and Regular Agendas**

No items were discussed.

Mayor LaRosiliere advised that the remaining item (Presentation of Plano Video “City of Excellence”) would be considered during the regular meeting. Nothing further was discussed. Mayor LaRosiliere adjourned the Preliminary Meeting at 6:54 p.m.

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**Harry LaRosiliere, MAYOR**

ATTEST

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Alice D. Snyder, Assistant City Secretary

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Mayor LaRosiliere convened the Council into the Regular Session on Monday, September 23, 2013, at 7:00 p.m. in the Senator Florence Shapiro Council Chambers of the Plano Municipal Center, 1520 K Avenue. A quorum was present.

Dr. Scott Fenton of Meadows Baptist Church led the invocation and Brownie Troop 3465 of Thomas Elementary led the Pledge of Allegiance.

Mayor LaRosiliere presented a proclamation recognizing the first White Ribbon Rally sponsored by the Collin County Council on Family Violence, receipt of the 2013 Gold Leadership Circle Award from the Texas Comptroller and the 2013 Achievement of Excellence in Procurement Award.

**Comments of Public Interest**

Bernistine Ross-Williams of Texas Communities Foundation requested the City focus on the homeless, particularly the number of women and children impacted.

**Consent Agenda.**

Upon a motion made by Council Member Duggan and seconded by Council Member Miner, 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")  
September 9, 2013

**Approval of Expenditures**

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

**Bid No. 2013-355-B** for Plano-Richardson-Murphy Trail Connection Project No. 6246 to HQS Construction in the amount of \$1,092,346 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “B”)

**Purchase from an Existing Contract**

To approve the purchase of Cisco Switch Software and Hardware Annual Maintenance, for one (1) year with two (2) City optional one (1) year renewals, in the estimated annual amount of \$240,044 from INX, LLC, a Presidio Company, through the Department of Information Resources contract and authorizing the City Manager to execute all necessary documents. (DIR-SDD-1386) (Consent Agenda Item “C”)

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

To approve the terms and conditions of a Subdivision Improvement Agreement by and between the City of Plano, Texas, and TOG Development I, LLC for public improvements on Oceanview Drive and Acorn Drive/Acorn Court, associated with the construction of the Trails of Glenwood Phase IV. (Consent Agenda Item “D”)

**Approval of Contract Modification**

To approve and authorize Amendment No. 1 to the Distribution Pole License Agreement S0527371C that allows the City of Plano to mount Mesh Network devices on distribution poles owned by Oncor Electric Delivery Company LLC (f/k/a TXU Electric Delivery Company). (Consent Agenda Item “E”)

**Approval of Expenditure**

To approve the purchase of library materials including books, compact disks, and books on CD for Plano Public Library System (PPLS) in the amount of \$50,000 from Ingram Library Services through an existing contract/agreement with Texas State Contract 715-N1 Print Materials and Multimedia; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “F”)

To approve the purchase of various library materials including books, compact disks and books on CD for Plano Public Library System (PPLS) in the amount of \$100,000 from Brodart through an existing contract/agreement with Texas State Contract 715-N1 Print Materials and Multimedia; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “G”)

To approve the purchase of downloadable content (e-books, music, video and e-audio library materials) with Kindle functionality in an amount not to exceed \$175,000 from OverDrive, Inc., a sole source provider; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “H”)

To approve the purchase of various library materials including DVDs, music CDs and books on CD for Plano Public Library System (PPLS) in the amount of \$250,000 from Midwest Tape through an existing contract/agreement with Texas State Contract 715-N1 Print Materials and Multimedia; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “I”)

To approve the purchase of library materials including books, compact disks, and books-on-CD for Plano Public Library System (PPLS) in the amount of \$500,000 from Baker & Taylor through an existing contract/agreement with Texas State Contract 715-N1 Print Materials and Multimedia; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “J”)

To approve the purchase of a Motorola Radio Service Agreement from Motorola Solutions, Inc., a sole source provider for the City of Plano Digital Radio System in the estimated amount of \$485,528 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “K”)

### **Adoption of Resolutions**

**Resolution No. 2013-9-15(R):** To approve the terms and conditions of an Economic Development Incentive Agreement by and between United Services Automobile Association, a Texas reciprocal inter-insurance exchange, and the City of Plano, Texas; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item “L”)

**Resolution No. 2013-9-16(R):** To approve the terms and conditions of a Third Amendment to Office Lease by and between Granite Park III, Ltd., and the City of Plano for Granite Park Three Office Building; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item “M”)

**Resolution No. 2013-9-17(R):** To approve the purchase of a 3,070 square foot Sidewalk and Utility easement and a 8,656 square foot Temporary Construction easement, both located at the northwest corner of Park Boulevard and Republic Drive from Boxer F2, LP., in the total amount of \$60,301 and authorizing the City Manager to execute any necessary documents; and providing an effective date. (Consent Agenda Item “N”)

**Resolution No. 2013-9-18(R):** To approve the terms and conditions of Agreements between the City of Plano and various community organizations, providing for the expenditure of Buffington Community Services Grant funds in the amount of \$385,533 for the provision of various community services; authorizing its execution by the City Manager; and providing the effective date. (Consent Agenda Item “O”)

**Resolution No. 2013-9-19(R):** To approve the terms and conditions of Agreements between the City of Plano and various community organizations, providing for the expenditure of Community Development Block Grant funds in the amount of \$195,000 and HOME Investment Partnership funds in the amount of \$319,700 for the provisions of various community services and developments; authorizing the execution by the City Manager; and providing the effective dates. (Consent Agenda Item “P”)

**Resolution No. 2013-9-20(R):** To approve the terms and conditions of agreements between the City of Plano, Texas, and various heritage preservation organizations which render services that are beneficial to the public and serve a valid public purpose in the total amount of \$768,468; authorizing the City Manager to execute such agreements with these organizations for the provision of support of heritage preservation; and providing an effective date. (Consent Agenda Item “Q”)

**Resolution No. 2013-9-21(R):** To extend the time limits of an exclusive period for development of a preliminary project design and the negotiation of the terms and conditions of a development agreement by and between the City of Plano, Texas and Prescott Realty Group for the redevelopment of 4.6± acres located at the northwest corner of Park Boulevard and K Avenue in the City of Plano; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item “R”)

**Resolution No. 2013-9-22(R):** To approve the terms and conditions of a Real Estate Contract by and between First CMC Properties, LLC and the City of Plano, Texas for purchase of property located at 1400 J Avenue, City of Plano, Collin County, Texas; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item “S”)

**Resolution No. 2013-9-23(R):** To approve the terms and conditions of an Interlocal Cooperation Agreement by and between The University of Texas at Dallas and the City of Plano providing terms and conditions for educational services; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item “T”)

**Resolution No. 2013-9-24(R):** To approve the terms and conditions of an Interlocal Cooperation Agreement by and between the City of Plano, Texas and the City of Murphy, Texas to allow the employees of the City of Murphy to take classes offered by City of Plano Professional Development Center; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item “U”)

**Resolution No. 2013-9-25(R):** To approve the terms and conditions of an Interlocal Agreement by and between the City of Plano, Texas and the Frisco Independent School District for the operation of the Police/School Resource Officer Program; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item “V”)

**Resolution No. 2013-9-26(R):** To approve the terms and conditions of an Interlocal Agreement by and between the City of Plano, Texas and the Plano Independent School District for the operation of the Police/School Resource Officer Program; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item “W”)

### **Adoption of Ordinances**

**Ordinance No. 2013-9-27:** To abandon all right, title and interest of the City, in and to a portion of that certain 20-foot Drainage Easement within Capital One Addition, Lot 3R, Block 1, recorded in Volume 2012, Page 164, Official Public Records of Collin County, Texas and being situated in the Samuel Brown Survey, Abstract No. 108, which is located within the city limits of Plano, Collin County, Texas; quitclaiming all right, title and interest of the City in such easement to the abutting property owner, Capital One National Bank, to the extent of its interest; authorizing the City Manager to execute any documents deemed necessary; and providing an effective date. (Consent Agenda Item “X”)

**Ordinance No. 2013-9-28:** To repeal in its entirety Ordinance No. 2012-9- 27, codified as Section 18-34 of Article II, Commercial Container Rates, of Chapter 18, Solid Waste of the Code of Ordinances of the City of Plano, Texas and enacting this new Section 18-34 of Article II, Commercial Container Rates, of Chapter 18, Solid Waste, of the Code of Ordinances of the City of Plano, establishing a revised schedule of rates and charges for solid waste disposal and collection applicable to commercial accounts; providing a repealer clause, a severability clause, a publication clause and an effective date. (Consent Agenda Item “Y”)

**Ordinance No. 2013-9-29:** To amend Ordinance No. 2011-10-7 codified as Section 8-3, City Ambulance Service, of Article I, Chapter 8, Fire Prevention and Protection, of the Code of Ordinances of the City of Plano to adopt increased user fees for ambulance services, and providing a repealer clause, a severability clause, a savings clause, and an effective date. (Consent Agenda Item “Z”)

**Ordinance No. 2013-9-30:** To repeal Ordinance No. 2013-8-15; establishing the number of certain classifications within the Fire Department for fiscal year 2013-14; establishing the authorized number and effective dates of such positions for each classification; establishing a salary plan for the Fire Department effective September 23, 2013; and providing a repealer clause, a severability clause and an effective date. (Consent Agenda Item “AA”)

**Ordinance No. 2013-9-31:** To repeal Ordinance No. 2013-3-7; establishing the number of certain classifications within the Police Department for fiscal year 2013-14; establishing the authorized number and effective dates of such positions for each classification; establishing a salary plan for the Police Department effective September 23, 2013; and providing a repealer clause, a severability clause and an effective date. (Consent Agenda Item “BB”)

**Ordinance No. 2013-9-32:** To repeal Ordinance No. 2012-10-8; establishing a certification pay plan for classified members of the Plano Fire and Police Departments; establishing an assignment pay plan for members of the Plano Fire Department serving in the capacity of paramedic; establishing a Paramedic Preceptor pay plan for members of the Plano Fire Department; establishing an assignment pay plan for members of the Plano Police Department serving in the capacity of Field Training Officers; and providing a repealer clause, a severability clause and an effective date. (Consent Agenda Item “CC”)

**END OF CONSENT**

The Council resumed discussion from the Preliminary Open Meeting.

**Presentation of Plano Video "City of Excellence"**

Marketing and Community Engagement Director Vail-Grube introduced the video produced in partnership with the International City Manager's Association (ICMA) focusing on economic development, community revitalization and quality City services. She advised that the video will be available on the ICMA channel and the Plano website.

**Public Hearing and adoption of Ordinance No. 2013-9-33** of the City of Plano, Texas, to amend the Bicycle Transportation Policy Statement, Bicycle Transportation Plan Map, and the "Parks and Recreation" Element of the Comprehensive Plan as originally adopted by Resolution No. 86-11-22(R) and Resolution No. 87-9-4(R); providing procedures approving the utilization of said policy statement, map, and element as revised and amended by the appropriate personnel and departments of the City of Plano for the purpose of guiding future development within the City of Plano, Texas; and providing an effective date. Applicant: City of Plano (Regular Agenda Item "1")

Senior Planner Sims spoke to previous updates and the need to address completion of the park system, maintenance and upgrades of existing facilities and provision of services to a changing population. He spoke regarding revision of the Bicycle Plan including objectives and strategies from recent plan updates, new designations of bicycle trail facilities, focus on crossing highways, trail connections with other cities and available land for expansion of shared-use paths. He advised that the document includes a summary of recent bicycle transportation projects and a change in focus from specific projects to general goals. Mr. Sims advised that with regard to the Parks and Recreation Element, issues include changing demographics and their impact on recreation services; new facilities versus renovation and maintenance; sharing/privatization/innovation of park facilities; tourism; and water conservation and sustainability. He further advised that both the Parks and Recreation Planning Board and Planning and Zoning Commission recommend approval.

Trail System Planner Burke advised the Council regarding proposed bicycle connections at US 75/15<sup>th</sup> Street and Park Boulevard. She advised regarding the connection north of Legacy Drive at US 75 and stated that Staff would review an at-grade improvement at Spring Creek Parkway. Council Member Davidson spoke to clarifying color references on the map. Mr. Sims spoke to participation from the bicycle community and Ms. Burke advised that enforcement is accomplished by existing personnel.

Mayor LaRosiliere opened the Public Hearing. Citizen Mike Emmons thanked Staff for their efforts and spoke in support of the request. No one else spoke for or against the request. The Public Hearing was closed.

Upon a motion made by Council Member Downs and seconded by Council Member Miner, the Council voted 8-0 to amend the Bicycle Transportation Policy Statement, Bicycle Transportation Plan Map, and the "Parks and Recreation" Element of the Comprehensive Plan as recommended by the Planning and Zoning Commission and further to adopt Ordinance No. 2013-9-33.

**Consideration of a Resolution** to nominate an individual for election to the Collin County Central Appraisal District Board of Directors; and providing an effective date. (Regular Agenda “2”)

Upon a motion made by Council Member Miner and seconded by Council Member Downs, the Council voted 8-0 to table the request until October 14, 2013.

Nothing further was discussed. Mayor LaRosiliere adjourned the meeting at 7:46 p.m.

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**Harry LaRosiliere, MAYOR**

ATTEST

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Alice D. Snyder, Assistant City Secretary