

**PLANO CITY COUNCIL
PRELIMINARY OPEN MEETING
November 11, 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
Diane Zucco, City Secretary

Mayor LaRosiliere called the meeting to order at 4:02 p.m., Monday, November 11, 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, 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 6:32 p.m. in the Senator Florence Shapiro Council Chambers.

Consideration and action resulting from Executive Session discussion

No items were brought forward.

Report Regarding Street Maintenance

Director of Public Works Cosgrove advised that Plano has 371 miles of major thoroughfares and 132 miles of collector streets. He spoke to the impact of age, traffic, poor soils, weather, utilities, trees, rapid growth and poor concrete on the condition of roadways. Mr. Cosgrove spoke to extending the life of assets through the Capital Reserve Program and reviewed locations with the worst conditions, advising that none of them were included in the replacement schedule or recent bond election. He spoke to monies spent on neighborhood streets and the sources of funding with street replacement coming from bond funds and rehabilitation from capital reserve funds (completed by contractors) or operating budget funds (completed by Public Works Staff).

Mr. Cosgrove advised that capital reserve spending has averaged \$7 million over the last five years and is anticipated at \$13 million for 2013-14. He provided information on rehabilitation methods and advised that currently work orders are taking 60-90 days rather than 30-45 with Staff getting further behind. Mr. Cosgrove spoke to acquisition of a new work order/asset management system, assessment of pavement on a three-year cycle, increasing contracting work for larger projects and increased Staff for smaller items with the goal of reducing repair times. He spoke to adding new crews for utility cut and curb repairs and two senior construction inspectors at an annual cost of \$713,463. City Manager Glasscock spoke to taking funding from Capital Reserves and including a line item in future budgets. Mr. Cosgrove advised that the cost for replacement of major thoroughfares is \$6 million per mile and Mr. Glasscock advised that those costs cannot be reallocated, but must be voted on through a bond proposition. Mayor LaRosiliere spoke to future discussions regarding strategic allocation of funds.

Council items for discussion/action on future agendas

No items were discussed.

Consent and Regular Agendas

No items were discussed.

Nothing further was discussed. Mayor LaRosiliere adjourned the Preliminary Meeting at 7:06 p.m.

Harry LaRosiliere, MAYOR

ATTEST

Diane Zucco, City Secretary

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Mayor LaRosiliere convened the Council into the Regular Session on Monday, November 11, 2013, at 7:06 p.m. in the Senator Florence Shapiro Council Chambers of the Plano Municipal Center, 1520 K Avenue. A quorum was present.

Associate Pastor Denise Peckham of Christ United Methodist Church led the invocation, the Plano American Legion Post 321 Honor Guard presented the colors and Mayor LaRosiliere led the Pledge of Allegiance.

Mayor LaRosiliere recognized Veterans' Day and the Salvation Army's Red Kettle Program. He further administered oaths of office to incoming board and commission members.

Comments of Public Interest

No one appeared to speak

CONSENT AGENDA

Upon a motion made by Council Member Downs and seconded by Mayor Pro Tem Smith, 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")
October 28, 2013

Approval of Expenditures

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

Bid No. 2013-294-B for Uninterruptible Power Supply Systems for Public Works and Police Department to Paradigm Traffic Systems, Inc. in the amount of \$71,400 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “B”)

Bid No. 2013-287-P for the Hauling of Construction Debris Requirements Contract with three (3) City optional renewals to Braxton Transportation, LLC in the amount of \$178,600 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “C”)

Bid No. 2013-393-P for the Concrete Sidewalk Requirements Contract with two (2) optional renewals, Project No. 6356 to Ti-Zack Concrete Inc. in the amount of \$458,304 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “D”)

Bid No. 2013-394-B for Water Main Rehabilitation – Huntington Park – Timbercreek Estates to SYB Construction Co., Inc. in the amount of \$1,858,469 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “E”)

Bid No. 2013-384-B for the Residential Concrete Pavement Rehab Project Zone I6 South, Project No. 6324 to 2 CMD Inc. in the amount of \$2,197,029 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “F”)

Bid No. 2013-407-C for a one (1) year contract with three (3) optional one year renewals for the purchase of Utility Meter Transmission Units for Customer and Utility Services to HD Supply Waterworks, LTD. in the estimated annual amount of \$139,719 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “G”)

Approval of Expenditure

To approve an expenditure for the purchase of GIS software maintenance from Environmental Systems Research Institute, Inc., a sole source provider for the City of Plano Planning Department for an annual contract with three (3) City optional renewals in the total estimated annual amount of \$57,600 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “H”)

To approve the purchase for a health care consultant for transparent pricing and quality metrics through an existing annual contract with renewals, to be utilized by Human Resources, in the estimated annual amount of \$225,000 from Lift Account, LLC d/b/a Compass Professional Health Services through City of Frisco (Contract No. 1303-035) and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “I”)

To approve the purchase of implementation, licensing and annual software maintenance support for the Utiligy 360 - Enterprise Utility Management product from the sole source provider, Denovo Ventures LLC, in the first year amount of \$622,702 with four (4) City optional renewals, in the estimated annual amount of \$41,712 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item "J")

Adoption of Resolutions

Resolution No. 2013-11-1(R): To approve the terms and conditions of a Second Amendment to Employment Agreement by and between Bruce D. Glasscock and the City of Plano for City Manager services; authorizing its execution by the Mayor or his authorized designee; and providing an effective date. (Consent Agenda Item "K")

Resolution No. 2013-11-2(R): To approve the terms and conditions of funding agreements between the City of Plano, Texas and various special event organizers; authorizing their execution by the City Manager and providing an effective date. (Consent Agenda Item "L")

Resolution No. 2013-11-3(R): To approve the terms and conditions of funding agreements between the City of Plano, Texas and various arts organizations; authorizing their execution by the City Manager and providing an effective date. (Consent Agenda Item "M")

Adoption of Ordinances

Ordinance No. 2013-11-4: To abandon all right, title and interest of the City, in and to a portion of that certain 0.274 Acre Drainage Easement, recorded in County Clerk's File No. 20121229001655090, of the Official Public Records of Collin County, Texas and being situated in the A. M. Hetfield Survey, Abstract No. 432, 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, TOG Development I, LLC, to the extent of its interest; authorizing the City Manager to execute any documents deemed necessary; and providing an effective date. (Consent Agenda Item "N")

Ordinance No. 2013-11-5: To abandon all right, title and interest of the City, in and to a certain Temporary Drainage Easement described in Instrument No. 20060124000095110, a 20' Drainage Easement described in Instrument No. 2005-0005624, and a Fire Lane, Access and Utility Easement, described in Instrument No. 2005-0005622, of the Official Public Records of Collin County, Texas and being situated in the Martha McBride Survey, Abstract No. 553, which are located within the city limits of Plano, Collin County, Texas; quitclaiming all right, title and interest of the City in such easements to the abutting property owner, CRP-GREP PLANO OWNER, L.P., to the extent of its interest; authorizing the City Manager to execute any documents deemed necessary; and providing an effective date. (Consent Agenda Item "O")

END OF CONSENT

Public Hearing and consideration of Ordinances requested in Zoning Cases 2013-22 through 2013-27 all of which are limited to the repeal of certain Specific Use Permits for Private Clubs. The following ordinances are proposed to be repealed which, if approved, will result in the rescission of the Specific Use Permit for an additional use of a Private Club and the applicant is the City of Plano. (Regular Agenda Item “1”)

All locations are located within the City of Plano, Collin County, Texas, and the repeal of each ordinance will amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, to reflect such action; 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.

Ordinance No. 2013-11-6: Zoning Case 2013-22 - To rescind Specific Use Permit #11 for Private Club on 0.1± acre located on the west side of U.S. Highway 75, 800± feet north of Parker Road. Zoned Corridor Commercial with Specific Use Permit #11 for Private Club.

Ordinance No. 2013-11-7: Zoning Case 2013-23 - To rescind Specific Use Permit #18 for Private Club on 0.1± acre located 400± feet west of U.S. Highway 75 and 350± feet south of Parker Road. Zoned Corridor Commercial with Specific Use Permit #18 for Private Club.

Ordinance No. 2013-11-8: Zoning Case 2013-24 - To rescind Specific Use Permit #25 for Private Club on 0.1± acre located on the west side of U.S. Highway 75, 130± feet north of Chisholm Place. Zoned Corridor Commercial with Specific Use Permit #25 for Private Club.

Ordinance No. 2013-11-9: Zoning Case 2013-25 - To rescind Specific Use Permit #31 for Private Club on 6.5± acres located at the northeast corner of Central Parkway East and Haggard Street. Zoned Corridor Commercial with Specific Use Permit #322 for Arcade and Specific Use Permit #31 for Private Club.

Ordinance No. 2013-11-10: Zoning Case 2013-26 - To rescind Specific Use Permit #51 for Private Club on 0.1± acre located 260± feet north of Parker Road, 1,200± feet west of U.S. Highway 75. Zoned Corridor Commercial with Specific Use Permit #51 for Private Club.

Ordinance No. 2013-11-11: Zoning Case 2013-27 - To rescind Specific Use Permit #42 for Private Club on 0.1± acre 180± feet west of Independence Parkway, 380± feet south of Parker Road. Zoned Retail with Specific Use Permit #42 for Private Club.
adopted

Development Review Manager Day advised the restaurants no longer exist or the original private club has changed to a mixed-beverage license for these locations and the ordinances would repeal unused specific use permits. She advised that the Planning and Zoning Commission recommended approval as submitted.

Ordinances No. 2013-11-6 through 2013-11-11 (cont'd)

Mayor LaRosiliere opened the Public Hearing. No one 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 repeal Specific Use Permits for Private Clubs as requested in Zoning Cases 2013-22 through 2013-27 as recommended by the Planning and Zoning Commission and further to adopt Ordinances No. 2013-11-6 through 2013-11-11.

Nothing further was discussed. Mayor LaRosiliere adjourned the meeting at 7:25 p.m.

Harry LaRosiliere, MAYOR

ATTEST

Diane Zucco, City Secretary