

**PLANO CITY COUNCIL  
PRELIMINARY OPEN MEETING  
October 28 2013**

**COUNCIL MEMBERS PRESENT**

Harry LaRosiliere, Mayor  
Lissa Smith, Mayor Pro Tem  
Ben Harris, Deputy Mayor Pro Tem  
Pat Miner  
André Davidson  
Patrick Gallagher  
David Downs

**COUNCIL MEMBERS ABSENT**

Jim Duggan

**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 5:02 p.m., Monday, October 28, 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 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 5:45 p.m. in the Senator Florence Shapiro Council Chambers.

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

Planning and Zoning Commission

Upon a motion made by Council Member Gallagher and seconded by Council Member Miner, the Council voted 7-0 to appoint Michael D. Mansfield.

**DART Report**

DART Board Member Paul Wageman spoke regarding the new policy on contract services for non-member cities including coverage of fully allocated costs and access fees if there are more than 30 trips per hour. He advised that contracts may be in place for 24 months without limitation or additional responsibility. He spoke to development of a service plan and 20-year financial plan (50/50 split) by the end of 36 months.

Mr. Wageman stated that the maximum contract term would be 48 months unless the municipality conducts a successful election to join DART. He reviewed discussions held with the City of Allen, after which the city began negotiations with the Texoma Area Paratransit System (TAPS) rather than DART due to the 48 month limitation. Mr. Wageman advised that the City of Cedar Hill has agreed to work with DART to develop a plan for transit. Mayor LaRosiliere and Mayor Pro Tem Smith spoke to working with municipalities to find a transportation solution that fits their needs and brings them into the system.

Mr. Wageman reviewed the Paid Parking Program, advising that it has not been profitable, has shifted non-residents to other stations causing crowding at these locations, and further that DART believes there has been a loss of ridership. He spoke to consideration of options to either terminate, extend or expand the program at the November 5 DART meeting. City Manager Glasscock spoke to ensuring that Plano citizens are provided with parking and Mayor LaRosiliere requested information on the number of vehicles utilizing Plano parking that come from non-member cities. Mr. Wageman provided an update on TAPS which provides limited bus service in the area and advised that in August, DART approved an access fee for peak periods and certain trips and authorized temporary access to the Parker Road Station until October 31, 2013 to allow time for the TAPS Board to consider the agreement. He further advised that the North Central Texas Council of Governments (NCTCOG) intends to pay federal funding fees related to TAPS and traditionally granted to DART; TAPS is seeking to limit their financial exposure for ADA service by limiting service to the Parker Road Station, but that DART has requested services similar to theirs; and NCTCOG is funding TAPS to provide transportation for former CCART passengers. Mr. Wageman responded to Mayor Pro Tem Smith regarding the *Go Pass*, advising that it has been successful and offered to provide further information. He clarified the terms of the Paid Parking Program contract and advised he would provide information regarding the lack of growth in ridership at northern stations.

### **Briefing Regarding Sustainability STAR Community Initiative**

Environmental Education and Community Outreach Manager Merchant spoke to the Sustainability Tools for Assessing and Rating (STAR) Program providing a comprehensive set of local environmental, economic and social metrics to evaluate the efforts of US cities and counties. She advised that the rating system drives improvement and fosters competition; online tools gather, organize, analyze and present information; and the site offers network opportunities. Ms. Merchant spoke to departmental participation, credit for past efforts, evaluation of gaps, identification of opportunities, recognition through a national certification program, and the potential to use data in grant applications. She spoke to costs, advised that staff impact would be minimal and spoke to municipalities participating in the pilot program. Ms. Merchant responded to the Council, advising that the program centralizes efforts and provides an overall rating/benchmark and that data would include citizen's efforts. The Council spoke to the current status of Plano as a "green" city, receiving feedback from pilot cities and possible further discussions regarding sustainability. City Manager Glasscock spoke to evaluating the program prior to participation and the opportunity for benchmarking.

### **Discussion and Direction Regarding Allowing Pets at Outside Restaurant Patios**

Environmental Health Manager Heinicke spoke to current restrictions in Plano based on Texas Food Establishments Rules and FDA regulations. He spoke to pets introducing unintended and undesirable health effects to patrons including diseases and allergies. Mr. Heinicke spoke to the need for effective cleaning and possibility of injuries, advised regarding permits offered by other cities, and responded to the Council that he was unaware of any bite/scratch incidents in other municipalities.

Mr. Heinicke advised that regulations cannot be breed specific and that if Council were in favor, an ordinance could be created to offer a variance and address stipulations. The Council spoke to limiting the number of days covered and Mr. Heinicke advised that the Farmer's Market could receive a variance if they met requirements. Buddy Cramer, representing Katy Trail Outpost, spoke to the lack of issues related to patrons bringing dogs to their Dallas location. Mr. Heinicke spoke to inspections that would be conducted prior to issuance and included as part of the regular process for food establishments. The Council directed Staff to prepare an ordinance and schedule a public hearing to receive additional input.

### **Comprehensive Monthly Financial Report – September 2013**

Director of Finance Tacke advised that the September 2013 report finds General Fund revenues down slightly as a percentage of budget as compared to last year while Water and Sewer revenues are even. She stated that actual General Fund revenues are up 5 million, primarily due to an increase in collection of ad valorem taxes. She spoke to the overall sales tax improvement during the fiscal year. Ms. Tacke advised that General Fund expenditures are up compared to the last fiscal year due to a 3% non-civil and 2% civil service pay increase effective in October 2012 and she spoke to Marketing and Community Engagement professional services, annual maintenance for the new radio system and equipment replacement charges. She advised that the unemployment rate is at 5.5%. Ms. Tacke advised that actual Water and Sewer revenues are up as compared to the prior year primarily due to a November 2012 water rate increase, that expenses are down due to completion of the fixed network meter reading system, and that payments to the North Texas Municipal Water District increased by \$5 million.

### **Personnel: Photographic Traffic Signal Advisory Committee - Member**

Mayor Pro Tem Smith appointed Mark Allen Boike.

### **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 6:59 p.m.

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**Harry LaRosiliere, MAYOR**

ATTEST

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Diane Zucco, City Secretary