

**PLANO CITY COUNCIL
REGULAR SESSION
August 24, 2015**

COUNCIL MEMBERS PRESENT

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

STAFF PRESENT

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

Mayor LaRosiliere convened the Council into the Regular Session on Monday, August 24, 2015, at 7:02 p.m. in the Senator Florence Shapiro Council Chambers of the Plano Municipal Center, 1520 K Avenue. A quorum was present.

Council Member Kelley led the invocation and Boy Scout Troop 261 with Christ United Methodist Church led the Pledge of Allegiance and Texas Pledge.

Mayor LaRosiliere proclaimed September as Food Safety Awareness Month, DFW Solar Tour Day, presented the 2015 CLIDE Award to the Planning Department, and the Battle of the Badges Blood Drive Trophy to the Police Department.

COMMENTS OF PUBLIC INTEREST

Anne McCausland, Frisco ISD Board President and Dr. Jeremy Lyon, Frisco ISD Superintendent of Schools, expressed gratitude for the Council's continued support of Frisco ISD.

CONSENT AGENDA

Upon a motion made by Council Member Downs and seconded by Deputy Mayor Pro Tem Harris, the Council voted 8-0 to approve and adopt all items on the Consent Agenda as recommended, and as follows:

Approval of Minutes

August 5, 2015

August 10, 2015

(Consent Agenda Item "A")

Approval of Expenditures

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

Bid No. 2015-347-B for Split Trail Road - K Avenue to Spring Creek Parkway – Paving, Water and Drainage Improvements to HQS Construction, LLC, in the amount of \$2,697,901; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item "B")

Purchase from an Existing Contract

To approve the purchase of one (1) Kenworth T370 Dump Truck for Fleet Services to be utilized by the Public Works Department in the amount of \$101,490 from MHC Kenworth through an existing TASB/BuyBoard contract; and authorizing the City Manager to execute all necessary documents. (TASB/BuyBoard Contract No. 430-13) (Consent Agenda Item "C")

To approve the purchase of three (3) Caterpillar 416F2 Backhoe Loaders with Buckets for Fleet Services to be utilized by the Parks and Recreation Department and the Public Works Department in the amount of \$254,023 from Holt Cat through an existing TASB/BuyBoard contract; and authorizing the City Manager to execute all necessary documents. (TASB/BuyBoard Contract No. 424-13) (Consent Agenda Item "D")

Approval of Change Order

To Austin Filter Systems, Inc. increasing the contract by \$84,973, Oak Hollow & Brandon Court Project No. 6167, Change Order No. 3. Original Bid No. 2013-358-B. (Consent Agenda Item "E")

To Motorola Solutions, Inc. increasing the contract by \$149,075 to upgrade radio towers to the latest technical standards for public safety radios, Change Order No. 1. (Contract No. 2015-13-X) (Consent Agenda Item "F")

Adoption of Resolutions

Resolution No. 2015-8-6(R): To approve a Public Road Crossing License Agreement by and between the City of Plano and Dallas Area Rapid Transit; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item "G")

Resolution No. 2015-8-7(R): To approve a Crossing Surface Installation Agreement by and between the City of Plano and Burlington Northern Santa Fe (BNSF) Railroad; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item "H")

Resolution No. 2015-8-8(R): To approve a License Agreement by and between the City of Plano, Texas, and Last Line Pubs, LLC, a Texas Limited Liability Corporation, for use of a 545 square foot portion of property owned by the City of Plano and situated on the west side of the restaurant use located at 1004 E. 15th Street; authorizing the City Manager to execute any necessary documents; and providing an effective date. (Consent Agenda Item “I”)

Resolution No. 2015-8-9(R): To authorize the sale of approximately three acres of vacant land owned by the City and located on the south side of Summit Avenue, east of Matrix Drive; authorizing the City Manager to execute any necessary documents; and providing an effective date. (Consent Agenda Item “J”)

Adoption of Ordinances

Ordinance No. 2015-8-10: To amend Chapter 12, Motor Vehicles and Traffic, Article VI, Commercial Vehicles, Section 12-137, Streets Prohibited to Certain Vehicles, Subsection (a), Paragraph (1) of the Code of Ordinances of the City of Plano, Texas to revise the end points within which the operation of trucks or motorized vehicles with three axles or more, and with a payload weight in excess of two (2) tons is prohibited on 15th Street within the corporate limits of the City of Plano; and providing a penalty clause, a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date. (Consent Agenda Item “K”)

Ordinance No. 2015-8-11: To abandon all right, title and interest of the City, in and to a portion of that certain Right-of-Way for Director Avenue (a 50 ft. Right-of-Way) and Plano Parkway (a variable width Right-of-Way), subject to retaining a Visibility, Access, and Wall Maintenance Easement, recorded in Cabinet 2013, Page 355 of the Plat Records of Collin County, Texas and being situated in the G. H. Pegues Survey, Abstract No. 700, which is located within the City limits of Plano, Collin County, Texas; quitclaiming all right, title and interest of the City in such Right-of-Way to the abutting property owner, CB Jeni Berkshire Place, 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 “L”)

END OF CONSENT

Public Hearing on a proposal to increase total tax revenues from properties on the tax roll in the preceding tax year by 7.30 percent (percentage by which proposed tax rate exceeds lower of rollback tax rate or effective tax calculated under Chapter 26, Tax Code). (Regular Item “1”)

Director of Budget and Research Rhodes-Whitley stated this is the first public hearing on the tax rate of 48.86 per \$100 of valuation which is the same rate that has been in place since 2009. She advised due to increased property valuation the amount of tax collected is greater this year and requires two public hearings with the second hearing being held on September 2nd at 5:00 p.m.

Mayor LaRosiliere opened the public hearing. No one appeared to speak. Mayor LaRosiliere closed the public hearing.

Public Hearing and consideration of an Appeal of the Planning & Zoning Commission's denial of Zoning Case 2015-11 - Request to rezone 14.5± acres located on the south side of Plano Parkway, 1,950± feet west of Shiloh Road from Research/Technology Center to Planned Development-Research/Technology Center in order to allow Office- Showroom/Warehouse with modified development standards. Zoned Research/Technology Center/190 Tollway/Plano Parkway Overlay District. Applicant: Industrial Developments International, LLC (IDI Gazeley). Tabled June 22, 2015 and July 27, 2015. (Regular Item "2")

Upon a motion made by Council Member Downs and seconded by Mayor Pro Tem Smith, the Council voted 8-0, to remove the item from the table.

Director of Planning Day presented information regarding the Research Technology District. She spoke to the property in question and provided the existing zoning requirements, proposed amendments, site photographs, and changes from the original request.

Doug Johnson, representing the applicant, spoke to the proposed project amendments and surrounding uses. He provided site plans, building elevations, and a single building versus two building option.

Mayor LaRosiliere opened the public hearing. Alan Smith, and Shep Stahel, spoke in opposition to the project. Scott Jessen spoke in favor of the project. Mayor LaRosiliere closed the public hearing.

Upon a motion made by Mayor Pro Tem Smith and seconded by Council Member Harrison, the Council voted 3-5, with Council Members Miner, Grady, Kelley, Harrison, and Downs voting in opposition, to approve the appeal of the Planning & Zoning Commission's to rezone 14.5± acres located on the south side of Plano Parkway, 1,950± feet west of Shiloh Road from Research/Technology Center to Planned Development-Research/Technology Center in order to allow Office- Showroom/Warehouse with modified development standards and as requested in Zoning Case 2015-11; motion failed.

Consideration of an Appeal of the Planning & Zoning Commission's denial of the Concept Plan for Central Plano Industrial Park, Phase 3, Block 24, Lot 1R - Office-Showroom/Warehouse on one lot on 13.7± acres located on the south side of Plano Parkway, 1,950± feet west of Shiloh Road. Zoned Research/Technology Center/190 Tollway/Plano Parkway Overlay District. Applicant: Industrial Developments International, LLC (IDI Gazeley). Tabled June 22, 2015 and July 27, 2015. (Regular Item "3")

Upon a motion made by Deputy Mayor Pro Tem Harris and seconded by Mayor Pro Tem Smith, the Council voted 8-0, to remove the item from the table.

Director of Planning Day advised this is a companion item to the previous item and is not consistent with current zoning requirements and Staff recommends denial.

Consideration of an Appeal of the Planning & Zoning Commission's denial of the Concept Plan for Central Plano Industrial Park (Cont'd)

Upon a motion made by Council Member Grady and seconded by Council Member Miner, the Council voted 8-0, to deny the appeal of the Planning & Zoning Commission's denial of the Concept Plan for Central Plano Industrial Park, Phase 3, Block 24, Lot 1R - Office-Showroom/Warehouse on one lot on 13.7± acres located on the south side of Plano Parkway, 1,950± feet west of Shiloh Road

Building Inspections Departmental Report

Director of Building Inspections Mata spoke to the department's employees, accreditations, and services provided. He provided details of the permit services area duties and 17,250 applications are received annually. Mr. Mata stated plan review services include timely review of residential and commercial plans and that 6,740 plans are reviewed annually. He spoke to the inspection services division providing 57,723 inspections annually with next day inspections provided. Mr. Mata added the department acts as liaisons for the Building Standards Commission and Board of Adjustment. He stated departmental challenges include retirements, hiring qualified personnel, timely response to business concerns for permitting, effective use of technology and special projects.

Public Works Departmental Report

Director of Public Works Cosgrove provided information on the department's divisions of Environmental Waste Services, Public Works Operations, and Fleet Services and each division's employees. He spoke to the services provided by Environmental Waste division, 2014 waste collection statistics, and 2014 compost sales. Mr. Cosgrove provided the Public Works division miles of assets for streets, alleys, lanes, water lines and sewer lines. He advised in 2014 the division completed 40,470 work orders. Mr. Cosgrove spoke to the Fleet Services division completing 8,572 work orders and maintaining 1,782 vehicles, pieces of equipment, and trailers. He discussed the challenges of each of the divisions.

Engineering Departmental Report

Director of Engineering Carr discussed the departments divisions and collaboration with internal departments and external agencies. He stated the Transportation Engineering division is responsible for school traffic safety, review of high accident areas, coordination with TxDOT and NHTA, and parking and traffic studies. Mr. Carr advised the Development Engineering division provides support for development review, construction plan review, construction inspection, compliance with standards, design standards, utility cut permitting, street lighting, utility engineering, and drainage issues. He spoke to the department's role in Flood Plain Management. Mr. Carr reported the CIP Management division is responsible for managing the CIP projects including residential streets, screening walls, erosion control, pump stations, utility relocations, and easement acquisition. He discussed the Facilities division responsibilities include facility construction, facility services, and facilities maintenance of the 100 city-owned buildings.

With no further business, Mayor LaRosiliere adjourned the meeting at 8:45 p.m.

Harry LaRosiliere, Mayor

ATTEST

Lisa C. Henderson, City Secretary