

**PLANO CITY COUNCIL
REGULAR SESSION
October 26, 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
Jack Carr, Assistant City Manager
Paige Mims, City Attorney
Lisa C. Henderson, City Secretary

Mayor LaRosiliere convened the Council into the Regular Session on Monday, October 26, 2015, at 7:00 p.m. in the Senator Florence Shapiro Council Chambers of the Plano Municipal Center, 1520 K Avenue. A quorum was present.

Senior Pastor Sam Fenceroy with Mount Olive Church of Plano led the invocation and Cub Scout Pack 1259 with Hughston and Wells Elementary Schools led the Pledge of Allegiance and Texas Pledge.

Mayor LaRosiliere recognized fire department members that had participated in the International Combat Casualty Care Competition in Spain. He administered oaths of office to incoming board and commission members and presented certificates of appreciation to outgoing 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

September 30, 2015

October 12, 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. 2015-410-B for the purchase of four (4) Ram ½-ton pickups from Grapevine DCJ, LLC (aka Grapevine Dodge Chrysler Jeep) in the amount of \$96,040, the purchase of three (3) Ford ½-ton pickups and four (4) Ford ¾-ton pickups from Sam Pack’s Five Star Ford in the amount of \$194,649, and the purchase of one (1) Chevrolet ½-ton pickup from Caldwell Country Automotive (aka Baby Jack II) in the amount of \$26,346, for Fleet Services to be utilized by various City Departments in the total amount of \$317,035; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “B”)

Rejection of Bid No. 2015-376-B for Bluebonnet Trail Lighting Improvements at the Dog Park at Jack Carter Park, Project No. 6591, from all bidders. (Consent Agenda Item “C”)

Purchase from an Existing Contract

To approve the purchase of one (1) Jacobsen AR-722 Contour Mower for Fleet Services to be utilized by the Parks and Recreation Department in the amount of \$57,933 from Luber Bros. through an existing TASB/BuyBoard contract and authorizing the City Manager to execute all necessary documents. (TASB/BuyBoard Contract No. 447-14) (Consent Agenda Item “D”)

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

To approve a Professional Services Agreement by and between the City of Plano and Kimley-Horn and Associates, Inc. in the amount of \$160,000 for the Legacy Business Area Transportation Mobility Study, Project No. 6648; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “E”)

Approval of Change Order

To Tiseo Paving Co., increasing the contract by \$196,578 for the Spring Creek Parkway Corridor Project, Change Order No. 1. Original Bid No. 2013-51-B. (Consent Agenda Item “F”)

Approval of Expenditure

To approve expenditures for Urban/Town Center and Special Events Grants recommendations in the total amount of \$304,948 for support of the arts and cultural diversity within the City of Plano. (Consent Agenda Item “G”)

To approve an expenditure for the lease of office space in the amount of \$79,569 from The Shops at Legacy (RPAI) L.P. for the Neighborhood Police Officer (NPO) Unit for a five (5) year term, and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item "H")

Adoption of Resolutions

Resolution No. 2015-10-10(R): To approve the terms and conditions of a Fourth 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; and providing an effective date. (Consent Agenda Item "I")

Resolution No. 2015-10-11(R): To approve the terms and conditions of an Employment Agreement by and between Paige Mims and the City of Plano for City Attorney services; authorizing its execution by the Mayor; and providing an effective date. (Consent Agenda Item "J")

Resolution No. 2015-10-12(R): To invoke the defense and indemnification provision of Section 2-10 of the City Code of Ordinances; authorizing the City Attorney to retain legal counsel to provide legal representation to the City or its City Council members and to provide legal services related to same as necessary; authorizing the City Manager to execute any necessary documents; and providing an effective date. (Consent Agenda Item "K")

Resolution No. 2015-10-13(R): To repeal Resolution No. 2015-7-4(R) and adopt this resolution nominating J. C. Penney Corporation, Inc. to the Office of the Governor Economic Development and Tourism ("OOGEDT") through the Economic Development Bank ("Bank") for designation as a qualified business and an enterprise project ("Project") under the Texas Enterprise Zone Program under the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code ("Act"); and providing an effective date. (Consent Agenda Item "L")

Resolution No. 2015-10-14(R): To approve the terms and conditions of an Interlocal Cooperation Agreement by and between the City of Plano, Texas, and County of Collin, Texas, for the Legacy Business Area Transportation Study; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item "M")

Adoption of Ordinances

Ordinance No. 2015-10-15: To approve the carrying-forward of certain fiscal year 2014-15 funds to fiscal year 2015-16; and providing an effective date. (Consent Agenda Item "N")

Ordinance No. 2015-10-16: To abandon all right, title and interest of the City, in and to a portion of that certain 15-foot Public Utility Easement, recorded in Volume 615, Page 109, of the Deed Records of Collin County, Texas and being situated in the William Beverly Survey, Abstract No. 75, 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 owners of the property underlying the easement, Rosewood Property Company (RPC Heritage 190 LLC) and CT Creekside Partners, LP, 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

Second reading and adoption of Ordinance No. 2015-10-17 to amend Section 3 of Ordinance No. 2003-6-3 and Section I of Ordinance No. 2008-4-42 to extend the non-exclusive franchise granted to Denton County Electric Cooperative, Inc., d/b/a Coserv Electric, a Texas Electric Cooperative Corporation to use the present and future streets, avenues, alleys, roads, highways, sidewalks, easements and other public rights-of-way in the City of Plano, Collin County, Texas, for the purposes of constructing and operating an electric distribution system in the City of Plano which expired on June 9, 2013, ratifying any use since expiration; and providing a repealer clause, a severability clause and an effective date. (First reading held September 14, 2015.) (Regular Item “1”)

Assistant City Manager Israelson stated this is the second reading of the ordinance for the extension of the franchise agreement with CoServ Electric and that the original 2003 agreement was for five years with two-five year extensions. He added CoServ Electric has been proceeding as if the agreement was in place and that this ordinance ratifies the lapse of the original agreement. Mr. Israelson reported if this ordinance is adopted the contract will be evaluated in 2017 prior to the 2018 expiration.

Upon a motion made by Council Member Downs and seconded by Council Member Grady, the Council voted 8-0, to amend Section 3 of Ordinance No. 2003-6-3 and Section I of Ordinance No. 2008-4-42 to extend the non-exclusive franchise granted to Denton County Electric Cooperative, Inc., d/b/a Coserv Electric, a Texas Electric Cooperative Corporation to use the present and future streets, avenues, alleys, roads, highways, sidewalks, easements and other public rights-of-way in the City of Plano, Collin County, Texas, for the purposes of constructing and operating an electric distribution system in the City of Plano which expired on June 9, 2013, ratifying any use since expiration; and further to adopt Ordinance No. 2015-10-17.

With no further business, Mayor LaRosiliere adjourned the meeting at 7:23 p.m.

Harry LaRosiliere, Mayor

ATTEST

Lisa C. Henderson, City Secretary