

**PLANO CITY COUNCIL
REGULAR SESSION
March 14, 2016**

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
LaShon Ross, Deputy City Manager
Jim Parrish, Deputy City Manager
Jack Carr, 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, March 14, 2016, at 7:00 p.m. in the Senator Florence Shapiro Council Chambers of the Plano Municipal Center, 1520 K Avenue. A quorum was present.

Pastor Kelvin Foley with North Dallas Community Bible Fellowship led the invocation and Plano Police Explorer Post 911 led the Pledge of Allegiance and Texas Pledge.

Mayor LaRosiliere recognized citizen Cole Ferer, City of Plano Recycling Division staff members Chris Atkinson and Robert Rhodes, Police Officers Russell Harris, Mark Jones, and Joel Scott, and Medical Center of Plano staff members for their contributions in rescuing and caring for a six-year old child trapped in a second floor room of burning house.

COMMENTS OF PUBLIC INTEREST

No one appeared to speak.

International Building Code Briefing (from Preliminary Open Meeting)

Director of Building Inspections Mata provided an overview of the building code adoption process beginning with the International Code Council development process, regional review by the North Texas Council of Governments, and local review by the Building Standards Commission. He stated a major change in the proposed code is the inclusion of Emergency Storm Shelters during construction and remodeling of public safety facilities and educational facilities.

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, except for Item “L” and as follows:

Approval of Minutes

February 22, 2016
(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. 2016-0099-C for a one (1) year contract with three (3) City optional renewals for Public Building Landscape Maintenance for the Parks and Recreation Department, with an award to Southlake Landscape and Maintenance for Group 2 in the estimated amount of \$65,820 and to Good Earth Corporation for Groups 1 and 3 in the estimated amount of \$126,659, for a total contract award of \$192,479; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “B”)

Bid No. 2016-0112-B for the purchase of Steel Signal Poles to be utilized by Public Works Department to Sanpec, Inc. in the amount of \$165,712; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “C”)

Bid No. 2016-95-C for a one-year contract with four City optional one-year renewals for Plano Police Department Lease Vehicle Program to Acme Auto Leasing LLC in the estimated annual amount of \$146,604; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “D”)

Purchase from an Existing Contract

To approve the purchase of one (1) Ford F750 5-6 Yard Dump Truck for Fleet Services to be utilized by the Parks and Recreation Department in the amount of \$78,521 from Silsbee Ford 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 “E”)

To approve the purchase of Symantec Anti-virus and IT Management Suite Software support for Technology Services' Service Desk in the amount of \$106,808 from Novacoast Inc. through an existing State of Texas Department of Information Resources contract; and authorizing the City Manager to execute all necessary documents. (DIR-SDD-1917) (Consent Agenda Item “F”)

Approval of Contract Modification

Termination of Contract No. 2012-240-C for Public Building Landscape Group 3. (Consent Agenda Item “G”)

Termination of Contract No. 2014-208-C for Public Building Landscape Maintenance Group 1. (Consent Agenda Item “H”)

Approval of Expenditure

To approve an expenditure for the purchase and installation of a Wireless Network Upgrade Phase 1 in the amount of \$622,258 from Scientel Wireless, LLC, for Traffic Engineering; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “I”)

Adoption of Resolutions

Resolution No. 2016-3-1(R): To approve the terms and conditions of a Memorandum of Understanding between North Texas Municipal Water District, Cities of Allen, Frisco, McKinney, Plano, and Richardson regarding Amended and Restated Regional Composting Program Interlocal Agreement; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item “J”)

Resolution No. 2016-3-2(R): To approve the terms and conditions of an Interlocal Cooperation Agreement between North Texas Municipal Water District and the City of Plano, Texas, for Amended and Restated Regional Composting Program; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item “K”)

Resolution No. 2016-3-3(R): To authorize a Construction Manager At Risk (CMAR) contract between the City of Plano and Pogue Construction Co., LP, for Oak Point Recreation Center Expansion and Renovation Phase 1 Outdoor Pool renovation for a Guaranteed Maximum Price (GMP) of \$158,778; authorizing the City Manager to execute the necessary contract documents; and providing an effective date. (Consent Agenda Item “M”)

Resolution No. 2016-3-4(R): To approve the terms and conditions of a Memorandum of Understanding by and between Texas A&M Forest Service and the City of Plano, Texas, for the establishment of the National Wildfire Coordinating Group (NWCG) Firefighter Standard; authorizing the City Manager to take such action and execute such documents as necessary to effectuate the Memorandum herein; and providing an effective date. (Consent Agenda Item “N”)

Adoption of Ordinances

Ordinance No. 2016-3-5: To repeal Ordinance No. 2013-10-22, codified as Article II, Fire Code, of Chapter 8 of the Code of Ordinances of the City; adopting the 2015 Edition of the International Fire Code, with certain revised additions, deletions and amendments as the Fire Code of the City of Plano; and providing a repealer clause, a severability clause, a savings clause, a penalty clause, a publication clause, and an effective date. (Consent Agenda Item “O”)

Ordinance No. 2016-3-6: To adopt the 2015 Edition of the International Existing Building Code, with certain additions, deletions and amendments, as the Existing Building Code of the City of Plano; and providing a repealer clause, a severability clause, a savings clause, a penalty clause, a publication clause and an effective date. (Consent Agenda Item “P”)

Ordinance No. 2016-3-7: To repeal in its entirety City of Plano Ordinance Nos. 2013-10-29 and 2014-1-5, codified as Article XVIII, Energy Conservation Code, of Chapter 6 of the Code of Ordinances; and adopting the 2015 Edition of the International Energy Conservation Code, with certain additions, deletions and amendments, as the Energy Conservation Code of the City of Plano; and providing a repealer clause, a severability clause, a savings clause, a penalty clause, a publication clause and an effective date. (Consent Agenda Item “Q”)

Ordinance No. 2016-3-8: To repeal in its entirety City of Plano Ordinance No. 2013-10-28, codified as Article XIX, Fuel Gas Code, of Chapter 6 of the Code of Ordinances; and adopting the 2015 Edition of the International Fuel Gas Code, with certain additions, deletions, and amendments, as the Fuel Gas Code of the City of Plano; and providing a repealer clause, a severability clause, a savings clause, a penalty clause, a publication clause and an effective date. (Consent Agenda Item “R”)

Ordinance No. 2016-3-9: To repeal in its entirety City of Plano Ordinance No. 2013-10-27, codified as Division 3, Mechanical Code, of Article VIII, Plumbing and Mechanical Equipment, of Chapter 6 of the Code of Ordinances of the City; and adopting the 2015 Edition of the International Mechanical Code, with certain additions, deletions, and amendments, as the Mechanical Code of the City of Plano; and providing a repealer clause, a severability clause, a savings clause, a penalty clause, a publication clause and an effective date. (Consent Agenda Item “S”)

Ordinance No. 2016-3-10: To repeal in its entirety City of Plano Ordinance No. 2013-10-26, codified as Division 2, Plumbing Code, of Article VIII, Plumbing and Mechanical Equipment, of Chapter 6 of the Code of Ordinances; and adopting the 2015 Edition of the International Plumbing Code, with certain additions, deletions and amendments, as the Plumbing Code of the City of Plano; and providing a repealer clause, a severability clause, a savings clause, a penalty clause, a publication clause and an effective date. (Consent Agenda Item “T”)

Ordinance No. 2016-3-11: To repeal in its entirety City of Plano Ordinance No. 2015-3-8 and Ordinance No. 2013-10-24, codified as Article II, Building Code, of Chapter 6 of the Code of Ordinances; and adopting the 2015 Edition of the International Building Code, with certain additions, deletions, and amendments, as the Building Code of the City of Plano; and providing a repealer clause, a severability clause, a savings clause, a penalty clause, a publication clause and an effective date. (Consent Agenda Item “U”)

Ordinance No. 2016-3-12: To repeal City of Plano Ordinance No. 2013-10- 25 codified as Article XX, Residential Code, of Chapter 6 of the Code of Ordinances; and adopting the 2015 Edition of the International Residential Code with certain additions, deletions, and amendments, as the Residential Code of the City of Plano; and providing a repealer clause, a severability clause, a savings clause, a penalty clause, a publication clause and an effective date. (Consent Agenda Item “V”)

Ordinance No. 2016-3-13: To repeal Ordinance Nos. 2006-2-23, 2007-12-4 and 2008-9-32 codified as Article VI. Alarm Systems of Chapter 11, Licenses and Business Regulations, of the Code of Ordinances of the City of Plano and adopting a new Alarm Systems ordinance to comply with changes in state law and reflect current practices; and providing a severability clause, a repealer clause, a savings clause, a penalty clause, a publication clause and an effective date. (Consent Agenda Item “W”)

Ordinance No. 2016-3-14: To repeal in its entirety City of Plano Ordinance No. 2013-10-30, codified as Divisions 1 and 2 of Chapter 6, Buildings and Building Regulations, Article III, Property Maintenance Code, of the Code of Ordinances; and adopting the 2015 Edition of the International Property Maintenance Code, with certain additions, deletions, and amendments, as the Property Maintenance Code of the City of Plano; and providing a repealer clause, a severability clause, a savings clause, a penalty clause, a publication clause, and an effective date. (Consent Agenda Item “X”)

Ordinance No. 2016-3-15: To abandon all right, title and interest of the City, in and to a tract of land situated in the Maria C. Vela Survey, Abstract No. 935, City of Plano, Collin County, Texas and being portions of Lots 1 and 2, Block A of EDS Lakes Addition, according to the Conveyance Plat thereof recorded in Cabinet H, Page 527 of the Plat Records of Collin County, Texas, same being a portion of a 15-foot wide Sanitary Sewer Easement conveyed to the City of Plano, Texas, recorded in Volume 1053, Page 807 of the Land Records of Collin County, Texas; quitclaiming all right, title and interest of the City in such Easement to the owner of the property underlying the Easement, Children’s Medical Center Texas, to the extent of its interest; authorizing the City Manager to execute any documents deemed necessary; and providing an effective date. (Consent Agenda Item “Y”)

Ordinance No. 2016-3-16: To abandon all right, title and interest of the City, in and to a tract of land situated in the Maria C. Vela Survey, Abstract No. 935, City of Plano, Collin County, Texas and being a portion of Lot 2, Block A of EDS Lakes Addition, according to the Conveyance Plat thereof recorded in Cabinet H, Page 527 of the Plat Records of Collin County, Texas, same being a portion of a 15-foot wide Sanitary Sewer Easement conveyed to the City of Plano, Texas, recorded in Volume 1053, Page 807 of the Land Records of Collin County, Texas; quitclaiming all right, title and interest of the City in such Easement to the owner of the property underlying the Easement, Children’s Health System of Texas, to the extent of its interest; authorizing the City Manager to execute any documents deemed necessary; and providing an effective date. (Consent Agenda Item “Z”)

END OF CONSENT

Resolution No. 2016-3-17(R): To designate the name of the Douglass Neighborhood Park Site as Stimpson and Drake Park; and providing an effective date. (Consent Agenda Item “L”)

City Manager Glasscock provided a brief history of the property and significance of naming the park after the Stimpson and Drake families. He encouraged the family members in attendance to stand and be recognized.

Upon a motion made by Deputy Mayor Pro Tem Harris and seconded by Council Member Downs, the Council voted 8-0 to designate the name of the Douglass Neighborhood Park Site as Stimpson and Drake Park; and providing an effective date; and further to adopt Resolution No. 2016-3-17 (R).

Public Hearing and adoption of Ordinance No. 2016-3-18 as requested in Zoning Case 2015-27 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, so as to rezone 1.4± acres of land located on the west side of K Avenue, 135± feet south of 18th Street in the City of Plano, Collin County, Texas, from Downtown Business/Government to Planned Development-7-Downtown Business/Government to modify development standards related to single family residence attached; 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. Applicant: Carl Franklin Homes, L.C. (Regular Agenda Item “1”)

Development Review Manager Hill spoke to the request providing surrounding area uses, site photos, and a location map of the project. He stated staff and the Planning and Zoning Commission recommended approval with the following stipulations:

Single-Family Residence Attached is subject to the following additional standards:

1. All lots may abut a mews street as the only point of street frontage and access.
2. Minimum Lot Width: Maximum of 50% of the lots may have a minimum lot width of 18 feet.
3. Minimum Front Yard Setback along K Avenue: 25 feet
4. Maximum Front Yard Setback along K Avenue: 30 feet
5. A maximum of 50% of the dwelling units may have a garage with a minimum of one parking space.
6. Onsite surface parking may be placed in the required front yard along J Avenue.

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

Upon a motion made by Mayor Pro Tem Smith and seconded by Council Member Downs, the Council voted 8-0 to rezone 1.4± acres of land located on the west side of K Avenue, 135± feet south of 18th Street in the City of Plano, Collin County, Texas, from Downtown Business/Government to Planned Development-7-Downtown Business/Government to modify development standards related to single family residence attached; as requested in Zoning Case 2015-27; and further to adopt Ordinance No. 2016-3-18.

Public Hearing and adoption of Ordinance No. 2016-3-19 as requested in Zoning Case 2015-31 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, so as to amend Planned Development-64-Central Business-1 on 137.3± acres of land located at the southwest corner of State Highway 121 and the Dallas North Tollway, in the City of Plano, Collin County, Texas, to modify development standards related to mid-rise residential; 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. Applicant: SWC Tollway & 121, LLC (Regular Agenda Item “2”)

Development Review Manager Hill spoke to the request providing surrounding area uses, site photos, and a location map of the project. He stated staff and the Planning and Zoning Commission recommended approval with the following stipulations:

(Proposed additions are indicated by underlined text; deletions are indicated by ~~strikethrough~~ text.)

Mid-rise residential is an additional permitted use subject to the following standards:

1. A maximum of ~~40~~ 13 acres may be developed as mid-rise residential.
2. Mid-rise residential is prohibited within ~~450~~ 400 feet of the right-of-way line of State Highway 121 and the Dallas North Tollway.
3. Maximum Density: None
4. ~~Minimum~~ Building Height: A maximum of 400 units may be constructed at a minimum height of 5 stories. The remaining units must be constructed at a minimum height of 7 story stories.
5. Maximum Number of Dwelling Units: 1,000

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

In response to Council member Grady, Mr. Hill clarified the minimum distance from the highway centerline is no longer in the comprehensive plan.

Upon a motion made by Mayor Pro Tem Smith and seconded by Council Member Downs, the Council voted 7-1, with Council Member Harrison opposed, to amend Planned Development-64-Central Business-1 on 137.3± acres of land located at the southwest corner of State Highway 121 and the Dallas North Tollway, in the City of Plano, Collin County, Texas, to modify development standards related to mid-rise residential; as requested in Zoning Case 2015-31; and further to adopt Ordinance No. 2016-3-19.

Storm Weather Preparedness (from Preliminary Open Meeting)

Director of Emergency Management Little advised how severe weather is classified and rated. She discussed the City’s Comprehensive Emergency Management Plan and Continuity of Operation Plan, Disaster Debris Management Plan, and Hazard Mitigation Action Plan. Ms. Little spoke to the process for monitoring radar in a severe weather event and the initiation of the outdoor weather sirens to alert citizens to move inside and take cover. She stated in addition to the outdoor sirens, there are many mechanisms to inform citizens of impending severe weather including wireless emergency alerts, NOAA weather radios, television media, radio stations, and highway signs.

Storm Weather Preparedness (Cont'd.)

Ms. Little stated the City is a Storm Ready Community and a SkyWarn Co-Host for Collin County. She added to encourage preparedness the City participates in a safe room rebate program, provides information through KnowWhat2Do.com and social media, and has a Community Emergency Response Team.

With no further business, Mayor LaRosiliere adjourned the meeting at 8:13 p.m.

Harry LaRosiliere, Mayor

ATTEST

Lisa C. Henderson, City Secretary