

**PLANO CITY COUNCIL
REGULAR SESSION
July 25, 2016**

COUNCIL MEMBERS PRESENT

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

COUNCIL MEMBERS ABSENT

Ben Harris, Deputy Mayor Pro Tem

STAFF PRESENT

Bruce Glasscock, City Manager
Jim Parrish, Deputy City Manager
Jack Carr, Deputy City Manager
Mark Israelson, Deputy City Manager
Paige Mims, City Attorney
Lisa C. Henderson, City Secretary

Mayor LaRosiliere convened the Council into the Regular Session on Monday, July 25, 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.

Dr. Craig Curry with First Baptist Church Plano led the invocation and Jr. Girl Scout Troop 3460 with Harrington Elementary and Cadette Troop 2580 with Carpenter Middle School led the Pledge of Allegiance and Texas Pledge.

Mayor LaRosiliere proclaimed September as Pain Awareness Month and recognized the City's receipt of the National Environmental Health Association Excellence in Sustainability Award. He administered the Oath of Office to Paul Wageman of the DART Board of Directors and presented Kayci Prince with a Certificate of Appreciation for service on the Planning and Zoning Commission.

Discussion/Direction re: Downtown Parking (Preliminary Item VI)

Director of Special Projects Braster spoke to the Downtown Parking Study area, current weekday and weekend parking occupancy, and projected future parking occupancy. He stated suggested enhancements include 3-hour parking limits, refurbish signs and pavement markings, wayfinding signs, valet services, consideration of shared parking, and parking garages for large developments. Mr. Braster advised the Historic Downtown Plano Association will launch a valet parking pilot program in September and has requested financial support from the City during the construction of the Southern Land parking garage from the Downtown Center fund. He also discussed the addition of online parking information and the use of apps and other technologies to inform drivers of available parking. The Council expressed concurrence to support the valet parking program.

Discussion/Direction re: Cotton Belt Corridor (Preliminary Item VII)

Deputy City Manager Carr spoke to the location and time line for the Cotton Belt. He advised DART is expediting completion of the project from 2035 to 2023 to take advantage of loan programs with a low interest rate resulting in a cost savings from anticipated construction cost inflation. Mr. Carr stated adjacent cities are being requested to contribute to the funding of the project. He estimates the City's portion would be approximately \$12.3 million over a twenty-year period and would be funded through Tax Increment Financing. Council expressed concurrence to support the project and funding.

ULI Sponsorship (Preliminary Item VIII)

City Manager Glasscock spoke to the Urban Land Institute Fall (ULI) Meeting being held in Dallas in October, 2016. He stated the Icon level of sponsorship will provide many media and marketing opportunities and events that will showcase Plano developments nationally. Mr. Glasscock advised the Icon level of sponsorship would cost \$150,000 and be paid for out of economic development funds. The Council expressed concurrence to sponsor the ULI Fall Meeting at the Icon level.

COMMENTS OF PUBLIC INTEREST

Ed Acklin and Cody Eastwood spoke to providing equipment and ensuring police safety. Michelle Ferrer, Dr. Randy Moir, Meg Belanger, Rick Joosten, Patti Snell, and Spencer Lowke spoke to preservation of the Collinwood House. Vinny Minchillo spoke to future water supplies and the North Texas Municipal Water District contract.

CONSENT AGENDA

Upon a motion made by Council Member Downs and seconded by Council Member Grady, the Council voted 7-0 to approve and adopt all items on the Consent Agenda, as follows:

Approval of Minutes

June 28, 2016
(Consent Agenda Item "A")

Approval of Expenditures

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

RFP No. 2016-0383-C for the purchase of a hyper converged server/storage solution with a five-year maintenance agreement for Technology Services to EST Group, LLC in the amount of \$1,995,171; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item "B")

Bid No. 2016-0289-C for a one (1) year contract with four (4) one-year City optional renewals for Public Grounds Fertilization and Weed Control Services for the Parks and Recreation Department to GroGreen, Inc. in the estimated annual amount of \$89,996; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “C”)

RFP No. 2016-0013-C for a three (3) year contract with two (2), two-year City optional renewals for Public Art Cleaning & Maintenance for Parks and Recreation to Displays Unlimited Inc. dba Displays Fine Art Services, in the estimated amount of \$190,985; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “D”)

CSP No. 2016-0313-B for Downtown Brick Pavers and Pavement, Project No. 6404.1 to C. Green Scaping, in the amount of \$191,176; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “E”)

CSP No. 2016-0275-B for the SCADA System Upgrade to RLC Controls, Inc. in the amount of \$584,224; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “F”)

Purchase from an Existing Contract

To approve the purchase of wireless and voice data services for an initial term of nine (9) months with three (3) one-year City optional renewals for Technology Services in the estimated amount of \$441,145 from Cellco Partnership d/b/a Verizon Wireless through an existing contract with State of Texas Department of Information Resources; and authorizing the City Manager to execute all necessary documents. (DIR-TSO-3415) (Consent Agenda Item “G”)

To approve the purchase of EMS Billing and Collection Services for an initial term of four (4) months with one (1) one-year renewal for the Fire Department in the estimated amount of \$308,892 from Digitech Computer, Inc. through an existing City of Pearland contract; and authorizing the City Manager to execute all necessary documents. (City of Pearland Contract No. RFP 0512-39) (Consent Agenda Item “H”)

To approve the purchase of partner assurance software support services for Avaya for an initial term of 13 months with one (1) City optional one-year renewal for Technology Services in the amount of \$204,300 from Affiliated Telephone, Inc., through an existing contract with State of Texas Department of Information Resources; and authorizing the City Manager to execute all necessary documents. (DIR-TSO-2654) (Consent Agenda Item “I”)

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

To approve an Engineering Professional Services Agreement between the City of Plano and Data Transfer Solutions, LLC (DTS) in the amount of \$336,940 for Professional Pavement Data Collection Services; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “J”)

Adoption of Resolutions

Resolution No. 2016-7-1(R): To approve the terms and conditions of an Interlocal Agreement by and between the City of Plano and County of Collin, Texas, for the design and construction of the Preston Road Corridor Improvements project; authorizing the City Manager to take such action and execute such documents as necessary to effectuate the agreement herein; and providing an effective date. (Consent Agenda Item “K”)

Resolution No. 2016-7-2(R): To approve the terms and conditions of an Interlocal Agreement by and between the City of Plano and County of Collin, Texas, for the design and construction of the Spring Creek Corridor Improvements project; authorizing the City Manager to take such action and execute such documents as necessary to effectuate the agreement herein; and providing an effective date. (Consent Agenda Item “L”)

Resolution No. 2016-7-3(R): To ratify the terms and conditions of an Interlocal Agreement by and between the City of Plano, Texas and the City of Amarillo, Texas, for Interim Police Chief services; approving its execution by the City Manager; and providing an effective date. (Consent Agenda Item “M”)

Resolution No. 2016-7-4(R): To approve the terms and conditions of a Supplement to the Agreement for Street Lighting Services by and between the City of Plano and Oncor Electric Delivery Company, LLC, providing for the removal and addition of street lights on Ranch Estates Drive; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item “N”)

Adoption of Ordinances

Ordinance No. 2016-7-5: To adopt and enact Supplement Number 116 to the Code of Ordinances for the City of Plano; providing for amendment to certain sections of the Code; and providing an effective date. (Consent Agenda Item “O”)

Ordinance No. 2016-7-6: To amend Chapter 12, Motor Vehicles and Traffic, Article IV, Speed, Section 12-73(d), Subsections “Coit Road,” “Crystal Creek Drive,” “Elsinore Drive,” “Floyd Drive,” “Gillespie Drive,” “McDermott Road,” “National Drive,” “Oakland Hills Drive,” “Ohio Drive,” “Ridgeview Drive,” “Robinson Road,” “Rockledge Lane,” and “Waskom Drive,” of the Code of Ordinances of the City of Plano, Texas to revise the effective times for the school zones on these roadways; providing a repealer clause, a severability clause, a penalty clause, a savings clause, a publication clause, and an effective date. (Consent Agenda Item “P”)

Ordinance No. 2016-7-7: To repeal certain sections of Ordinance Nos. 98-10-18, 96-11-24, and 91-4-37 codified as Section 2-98, Standards of Conduct – Officers and employees, in Article IV, Code of Conduct, of Chapter 2, Administration, of the Code of Ordinances of the City of Plano, Texas; adopting a new Section 2-98, Standards of Conduct – Officers and employees in Article IV, Code of Conduct, of Chapter 2, Administration, of the Code of Ordinances of the City of Plano, Texas to be consistent with state law and implement additional standards for board and commission appointees; and providing a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date. (Consent Agenda Item “Q”)

END OF CONSENT

The Council took a 10-minute recess at 8:17 p.m.

Consideration of an Appeal of the Planning & Zoning Commission's Denial of a request to allow an irrigated living screen in lieu of a masonry screening wall along the southern property line of Preston Parker Addition, Block A, Lot 2 - Medical office on one lot on 2.4 acres located on the east side of Preston Road, 230 feet south of Parker Road. Zoned Neighborhood Office/Preston Road Overlay District. Applicant: Parker-Preston Development, LLC. (Regular Item "1")

Upon a motion made by Council Member Downs and seconded by Council Member Grady, the Council voted 6-1, with Mayor LaRosiliere opposed, to deny the appeal of the Planning & Zoning Commission's denial of a request to allow an irrigated living screen in lieu of a masonry screening wall along the southern property line of Preston Parker Addition, Block A, Lot 2 - Medical office on one lot on 2.4 acres located on the east side of Preston Road, 230 feet south of Parker Road.

Public Hearing and adoption of Ordinance No. 2016-7-8 as requested in Zoning Case 2016-019 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, so as to rezone 2.5 acres of land located on the west side of Marble Canyon Drive, 250 feet south of Silent Oak Lane in the City of Plano, Collin County, Texas, from Agricultural to Single-Family Residence-7; 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: Timothy & Margaret O'Conner (Regular Item "2")

Council Member Miner stepped away from the dais due to a conflict of interest during the discussion of this item. Director of Planning Day stated the property is surrounded by a residential subdivision and the subject property will be developed as a residential subdivision. She advised the property complies with current regulations and Staff and the Planning and Zoning Commission recommend approval as presented.

Mayor LaRosiliere opened the public hearing. Jim Douglas with Douglas Properties, the developer, spoke in support of the zoning change. Mayor LaRosiliere closed the public hearing.

Upon a motion made by Council Member Downs and seconded by Mayor Pro Tem Smith, the Council voted 6-0, with Council Member Miner abstaining, to rezone 2.5 acres of land located on the west side of Marble Canyon Drive, 250 feet south of Silent Oak Lane in the City of Plano, Collin County, Texas, from Agricultural to Single-Family Residence-7, as requested in Zoning Case 2016-019; and further to adopt Ordinance No. 2016-7-8. Council Member Miner returned to the dais.

Public Hearing and adoption of Ordinance No. 2016-7-9 as requested in Zoning Case 2016-021 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, so as to amend Planned Development-138-Retail/General Office on 30.2 acres of land located at the southeast corner of Plano Parkway and Allied Drive, in the City of Plano, Collin County, Texas, to modify height regulations; 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: Baylor Scott & White Hospital (Regular Item “3”)

Director of Planning Day provided location maps and information about the surrounding properties. She stated the request is to modify height regulations from 65 feet to 85 feet to accommodate a five story structure and modify the setback requirement from 300 feet to 250 feet from the Plano Parkway right of way line. Ms. Day advised Staff and the Planning and Zoning Commission recommend approval as follows: (Additions are indicated in underlined text and deletions are shown as ~~strike through~~ text)

Restrictions:

1. A hospital and helistop are additional allowed uses. A helistop is allowed only in conjunction with a hospital use.
2. Maximum Building Height:
 - a. Beginning at a distance of 50 feet south of the southern right-of-way line of Plano Pkwy. (110 feet from the residential district boundary line) to ~~300~~ 250 feet south of Plano Pkwy., the maximum building height shall be 6 story/~~65~~85 feet, whichever is less.
 - b. From ~~300~~ 250 feet south of the southern right-of-way line of Plano Pkwy. to 600 feet south of Plano Pkwy., the maximum building height shall be 6 story/125 feet, whichever is less.
 - c. From 600 feet south of the southern right-of-way line for Plano Pkwy., the maximum building height shall be 12 story.
3. Maximum Lot Coverage: 50% (excluding parking structures); 70% (including parking structures)
4. For hospital use, required parking is one space per bed.
5. Building facades, except for parking structures, shall be constructed of brick, stone, or glass.
6. Parking structure facades shall be compatible in color and texture to the materials used for the hospital facade. The northern facade of parking structures that front Plano Pkwy. shall be designed to diffuse or to decrease light overspill through the use of solid walls, ornamental metal or other material screening, landscaping, earthen berms, or a combination of these.

Public Hearing and adoption of Ordinance No. 2016-7-9 (Cont'd.)

7. The minimum front building setback along Allied Drive shall be 30 feet beginning at a distance of 250 feet from the southern right-of-way line of Plano Pkwy. continuing south to the southern right-of-way line for Alliance Blvd.

Ms. Day clarified for Council the location, height requirements, and a heliport is not a part of the amendment and not allowed within 1000 feet residential properties

Mayor LaRosiliere 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 7-0 to amend Planned Development-138-Retail/General Office on 30.2 acres of land located at the southeast corner of Plano Parkway and Allied Drive, in the City of Plano, Collin County, Texas, to modify height regulations, as requested in Zoning Case 2016-021; and further to adopt Ordinance No. 2016-7-9.

Public Hearing and adoption of Resolution No. 2016-7-10(R) to authorize a Substantial Amendment to the 2014-2015 and 2015-2016 Action Plans for the use of U. S. Department of Housing and Urban Development Community Development Block Grant and HOME Investment Partnerships Program funds; and providing an effective date. (Regular Item "4")

Community Services Manager Brown spoke to the amendment reallocating funds between First Time Homeowner and Housing Rehabilitation programs allowing the City to comply with grant fund requirements, continue services to citizens, and that it was not expending additional funds.

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

Upon a motion made by Council Member Grady and seconded by Council Member Harrison, the Council voted 7-0 to authorize a Substantial Amendment to the 2014-2015 and 2015-2016 Action Plans for the use of U. S. Department of Housing and Urban Development Community Development Block Grant and HOME Investment Partnerships Program funds; and further to adopt Resolution No. 2016-7-10(R).

Public Hearing and adoption of Resolution No. 2016-7-11(R) to adopt the 2016-2017 Action Plan, including the summary of Community Development Block Grant and HOME Investment Partnerships Program activities and proposed use of funds for program year 2016-2017; and declaring an effective date. (Regular Item "5")

Community Services Manager Brown spoke to the 2016-17 Action Plan outlining the distribution of grant funds to programs supporting low to moderate income families and the plan follows the 2015-2019 Consolidated Plan strategies of decent housing, suitable living environments, and expand economic opportunities. She stated the Community Relations Commission held six public meetings to determine the programs recommended to Council for approval.

Public Hearing and adoption of Resolution No. 2016-7-11(R)(Cont'd.)

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

Upon a motion made by Council Member Downs and seconded by Council Member Grady, the Council voted 6-0, with Council Member Harrison abstaining, to adopt the 2016-2017 Action Plan, including the summary of Community Development Block Grant and HOME Investment Partnerships Program activities and proposed use of funds for program year 2016-2017; and further to adopt Resolution No. 2016-7-11(R).

Resolution No. 2016-7-12(R): To authorize the filing of applications for U.S. Department of Housing and Urban Development funds in an amount not to exceed \$1,569,145 under the Housing and Community Development Act and the HOME Investment Partnerships Act; designating the City Manager as Chief Executive Officer and authorized representative of the City for the purpose of giving required assurances, acting in connection with said application and providing required information; and providing an effective date. (Regular Item "6")

Community Services Manager Brown stated the resolution allows the City Manager to make application for the grant funds for the previous item.

Upon a motion made by Council Member Grady and seconded by Mayor Pro Tem Smith, the Council voted 6-0, with Council Member Harrison abstaining, to authorize the filing of applications for U.S. Department of Housing and Urban Development funds in an amount not to exceed \$1,569,145 under the Housing and Community Development Act and the HOME Investment Partnerships Act; designating the City Manager as Chief Executive Officer and authorized representative of the City for the purpose of giving required assurances, acting in connection with said application and providing required information; and further to adopt Resolution No. 2016-7-12(R).

With no further business, Mayor LaRosiliere adjourned the meeting at 9:18 p.m.

Harry LaRosiliere, MAYOR

ATTEST

Lisa C. Henderson, City Secretary