



CITY COUNCIL

1520 AVENUE K

DATE: April 9, 2007

CALL TO ORDER: 7:00 p.m.

INVOCATION: Payam Maveddat
Bahai Faith of Plano

PLEDGE OF ALLEGIANCE: Cub Scout Pack 295
Mendenhall Elementary

ITEM NO.	EXPLANATION	ACTION TAKEN
	<p>THE MISSION OF THE CITY OF PLANO IS TO PROVIDE OUTSTANDING SERVICES AND FACILITIES, THROUGH COOPERATIVE EFFORTS WITH OUR CITIZENS THAT CONTRIBUTE TO THE QUALITY OF LIFE IN OUR COMMUNITY.</p> <p>The City Council may convene into Executive Session to discuss posted items in the regular meeting as allowed by law.</p> <p><u>PROCLAMATIONS AND SPECIAL RECOGNITION</u></p> <p>Proclamation: National Library Week - 2007</p> <p>Proclamation: National Volunteer Month – April, 2007</p> <p>Proclamation: 20th Anniversary of 9-1-1 Service in the City of Plano and National Public Safety Telecommunications Week – April 8-14, 2007</p> <p><u>OATHS OF OFFICE</u></p> <p><u>Building Standards Commission</u> James C. Kesterson</p> <p><u>Public Arts Committee</u> Joseph P. Connolly</p> <p><u>THE CITY SECRETARY RECEIVES SPEAKER CARDS AT THE BEGINNING OF THE MEETING</u></p> <p><u>COMMENTS OF PUBLIC INTEREST</u></p> <p><u>This portion of the meeting is to allow up to five (5) minutes per speaker with thirty (30) total minutes on items of interest or concern and not on items that are on the current agenda. The Council may not discuss these items, but may respond with factual or policy information. The Council may choose to place the item on a future agenda.</u></p> <p><u>BOARD AND COMMISSION REPORT</u></p> <p>Public Arts Committee – Robert B. Drotman</p>	<p>Presented</p> <p>Administered</p> <p>Received</p> <p>Presented</p>

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	<p><u>CONSENT AGENDA</u> <u>The Consent Agenda will be acted upon in one motion and contains items which are routine and typically noncontroversial. Items may be removed from this agenda for individual discussion by a Council Member, the City Manager or any citizen. Citizens are limited to two (2) items and discussion time of three (3) minutes each.</u></p>	
(a)	<p><u>Approval of Minutes</u> March 20, 2007 March 26, 2007</p>	<p>Approved</p>
	<p><u>Approval of Expenditures</u> Award/Rejection of Bid/Proposal: (Purchase of products/services through formal procurement process by this agency)</p>	
(b)	<p>Bid No. 2007-56-C for EMS Pharmaceuticals to Sun Belt Medical/Emergi-Source in the amount of \$47,506. This will establish an annual fixed-price contract, with three optional one-year renewals.</p>	<p>Approved</p>
(c)	<p>Bid No. 2007-82-C for installation of Traffic Calming Devices to A & B Services, in the estimated annual amount of \$84,750. This will establish an annual fixed-price contract with three optional one-year renewals.</p>	<p>Approved</p>
(d)	<p>RFP No. 2007-70-C for an annual fixed price contract for Claims Administration to Merit Insurance Services, Inc. and Arthur J. Gallagher Risk Management Services, Inc. in the estimated annual amount of \$378,800. This will establish an annual contract with four City optional one-year renewals.</p>	<p>Approved</p>
(e)	<p>Bid No. 2007-94-C for an annual fixed-price contract for Neighborhood Park Litter Contract to Northstar Facility Services, Inc. in the estimated annual amount of \$56,792. This will establish a two-year contract with three City optional one-year renewals.</p>	<p>Approved</p>
	<p>Purchase from Existing Contract/Agreement: (Purchase of products/services through Cooperative Purchasing Interlocal Contract with another governmental/quasi-governmental agency or an additional purchase from current City of Plano annual purchase agreement).</p>	
(f)	<p>To approve the purchase of one (1) Chevrolet Police Tahoe in the amount of \$28,348 and one (1) Chevrolet Suburban in the amount of \$35,233 both from Caldwell Country Chevrolet through an existing contract/agreement with HGAC Cooperative Purchase Program, and authorizing the City Manager to execute all necessary documents. (#VE03-06)</p>	<p>Approved</p>
(g)	<p>To approve the purchase of the Communicator!NXT and GeoCastWeb critical notification service platforms for a period of three (3) years in the amount of \$27,900 for FY 07-08 (\$25,900 for FY 08-09 and \$25,900 for FY 09-10) from Dialogic Communications Corporation through an existing contract/agreement with the HGAC Cooperative Purchase Program, and authorizing the City Manager to execute all necessary documents. (Contract #EC07-05)</p>	<p>Approved</p>

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(h)	To approve the purchase of maintenance and support for the network infrastructure servers in the amount of \$35,512 from IBM Corporation through an existing contract/agreement with the Department of Information Resources (DIR), and authorizing the City Manager to execute all necessary documents. (DIR-SDD-190).	Approved
(i)	To approve the fifth year of a five-year Maintenance Agreement with eVerge Group of Texas, Ltd. in the amount of \$225,000, and authorizing the City Manager to execute all necessary documents. (B-041-01)	Approved
(j)	To approve the purchase of wiring the Tom Muehlenbeck Recreation Center in the amount of \$58,305 from Henkel's and McCoy, Inc. through an existing contract with the City of Plano, and authorizing the City Manager to execute all necessary documents. (2004-114-C)	Approved
(k)	To approve the purchase of material testing services for Parker Road from K Avenue to Raton Lane in the amount of \$55,938 from Terracon Consultants, Inc., through an existing contract authorizing the City Manager to execute all necessary documents (Contract No. 2006-243-D). This will provide for construction material testing for the paving project on Parker Road from K Avenue to Raton Lane.	Approved
(l)	To authorize the purchase and installation from existing contract/agreement of FitLinxx Intelligent Exercise Solutions (TXMAS #7-780-20) in the amount of \$37,804 at Oak Point Center through a Texas Building and Procurement Commission-Multiple Award Schedule Contract, and authorizing the City Manager to execute all necessary documents	Approved
(m)	To authorize the purchase and installation from existing contract/agreement of fitness equipment at Oak Point Center in the amount of \$68,215 from Cybex International Inc. (TXMAS #-6-78010) through a Texas Building and Procurement Commission-Multiple Award Schedule Contract, and authorizing the City Manager to execute all necessary documents. Approval of Contract: (Purchase of products/Services exempt from State of Texas Competitive Bid Laws)	Approved
(n)	To approve the terms and conditions of the Funding Agreement between the City of Plano and the Plano Early Lions Club Charities, Inc. for production of the 2007 July 4th Parade in the total amount of \$8,610; authorizing its execution by the City Manager; and providing an effective date. Approval of an Agreement	Approved
(o)	To approve a Distribution Pole License Agreement by and between the City of Plano and TXU Electric Delivery Company, Inc. in an amount not to exceed \$500,000 to allow the City of Plano to mount Mesh Network devices on agreed to distribution poles for the purpose of Motorola's City Wide Build Out, and authorizing the City Manager to execute all necessary documents. (S0527271C) Renewal of Contract	Approved
(p)	To approve renewal of Contract No. 2005-182-C for Risk Management Training/Tracking Service with TargetSafety.com in the estimated annual amount of \$150,000. The original proposal and resulting contract contains two (2) optional renewals.	Approved

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	<p><u>Adoption of Resolutions</u></p>	
(q)	<p>Resolution No. 2007-4-5(R): To approve Plano Public Library System to purchase the Polaris® Integrated Library System (ILS) through a Catalog Information Systems Vendor (CISV) contract from Polaris Library Systems, in an amount not to exceed \$405,000; authorizing the City Manager to take such action and execute such documents as necessary to effectuate the purchase approved herein; and providing an effective date. VID# 1161667474000</p>	Adopted
(r)	<p>Resolution No. 2007-4-1(R): To approve the terms and conditions of Modified Agreements between the City of Plano, Texas, and various Heritage Preservation organizations which render services that are beneficial to the public and serve a valid public purpose in the total amount of \$601,301; authorizing the City Manager to execute such agreements with these organizations for the provision of support of heritage preservation; and providing an effective date.</p>	Adopted
(s)	<p>Resolution No. 2007-4-2(R): To approve an Interlocal Agreement by and between the City of Plano and Collin County for the Collin County Emergency Communications Committee (CCECC) for the purchase, design, installation, operations, and maintenance of a Fiber Optic Wide Area Network and authorizing its execution by the City Manager and providing an effective date.</p>	Adopted
(t)	<p>Resolution No. 2007-4-3(R): To approve the terms and conditions of a Real Estate Contract by and between the City of Plano, Texas, and Jerry Oliverie and Elizabeth Oliverie for the purchase of 1332.552 square foot of land for right of way and 251 square foot of temporary construction easement located at 900 East Parker Road, situated in the George W. Barnett Survey, Abstract No. 45, being part of Lot 4, Block 1, of Parker Square Addition, an addition in the City of Plano, Collin County, Texas; authorizing its execution by the City Manager; and providing an effective date.</p>	Adopted
(u)	<p>Resolution No. 2007-4-4(R): To approve and authorize the refunds of property tax overpayments; and providing an effective date.</p>	Adopted
	<p><u>ITEMS FOR INDIVIDUAL CONSIDERATION:</u> <u>Public Hearing Items: Applicants are limited to fifteen (15) minutes presentation time with a five (5) minute rebuttal, if needed. Remaining speakers are limited to thirty (30) total minutes of testimony time, with three (3) minutes assigned per speaker. The presiding officer may extend these times as deemed necessary.</u> <u>Non-Public Hearing Items: The Presiding Officer may permit limited public comment for items on the agenda not posted for a Public Hearing. The Presiding Officer will establish time limits based upon the number of speaker requests, length of the agenda, and to ensure meeting efficiency, and may include a cumulative time limit. Speakers will be called in the order cards are received until the cumulative time is exhausted.</u></p>	
(1)	<p>Public Hearing to solicit input from the public pertaining to the proposed smoking ordinance, which will replace the current ordinance.</p>	Conducted
(2)	<p>Ordinance No. 2007-4-6: To repeal Sections 14-66 through 14-72 of Article IV, Smoking, of Chapter 14, Offenses – Miscellaneous of the Code of Ordinances of the City of Plano and adopting new regulations to be designated as Sections 14-66 through 14-71 of Article IV, Smoking of Chapter 14, Offenses – Miscellaneous to revise the smoking regulations making the City of Plano a smokefree environment; providing a penalty clause, a savings clause, a severability clause, a repealing clause, a publication clause, and an effective date.</p>	Adopted

ITEM NO.	EXPLANATION	ACTION TAKEN
(3)	<p>Public Hearing and adoption of Ordinance No. 2007-4-7 as requested in Zoning Case 2007-01 – To amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, so as to amend 5.7± acres located at the northeast corner of Preston Road and Old Shepard Place in the City of Plano, Collin County, Texas, from Planned Development-189-Retail/General Office to Planned Development-186-Retail/General Office; 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, and an effective date. Applicant: Old Shepard Place II, Ltd. Tabled 03-20-07</p>	<p>Conducted and adopted</p>
(4)	<p>Public Hearing and consideration of an appeal of the Planning and Zoning Commission’s Denial of Zoning Case 2006-36 – Request to rezone 7.1± acres located at the southeast corner of Park Boulevard and Alma Drive from Corridor Commercial to Planned Development-Corridor Commercial. Zoned Corridor Commercial. Neighborhood #58. Applicant: Litwin & Company</p>	<p>Conducted and appeal approved with amendment</p>
(5)	<p>Public Hearing and adoption of Ordinance No. 2007-4-8 as requested in Zoning Case 2006-31 – To amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, amending Specific Use Permit No. 571 for Service Contractor with Storage Yard so as to expand the area of the Specific Use Permit to include 2.7± acres of land located on the south side of Rigsbee Drive, 565± feet west of 14th Street in the City of Plano, Collin County, Texas, presently zoned Light Commercial with Specific Use Permit No. 571 for Service Contractor with Storage Yard; 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, and an effective date. Applicant: Joe and Susana Hernandez</p>	<p>Conducted and adopted</p>
(6)	<p>Public Hearing and adoption of Ordinance No. 2007-4-9 as requested in Zoning Case 2007-02 – To amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, granting Specific Use Permit No. 581 so as to allow the additional use of Day Care Center on 0.1± acre of land located at the northwest corner of Silverglen Drive and Mapleshade Lane in the City of Plano, Collin County, Texas, presently zoned Light Industrial-1; 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, and an effective date. Applicant: J.H.A. Mapleshade, L.P.</p>	<p>Conducted and adopted</p>
(7)	<p>Resolution No. 2007-4-10(R): To affirm the appointment of a board member to serve the remainder of a current term on the Dallas Area Rapid Transit Authority (DART) Board of Directors as provided in Chapter 452 of the Texas Transportation Code and providing an effective date.</p> <p><u>Municipal Center is wheelchair accessible. A sloped curb entry is available at the main entrance facing Municipal Avenue, with specially marked parking spaces nearby. Access and special parking are also available on the north side of the building. Training Room A/Building Inspections Training Room are located on the first floor. Requests for sign interpreters or special services must be received forty-eight (48) hours prior to the meeting time by calling the City Secretary at 972-941-7120.</u></p>	<p>Adopted – Melinda S. Paulk appointed</p>