



CITY COUNCIL

1520 AVENUE K

DATE: April 11, 2005

CALL TO ORDER: 7:00 p.m.

INVOCATION:

PLEDGE OF ALLEGIANCE: Girl Scout Troops 2335 and 2783
Faith Lutheran School of Plano

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><u>PROCLAMATIONS AND SPECIAL RECOGNITION</u></p> <p>Proclamation: National Volunteer Month</p> <p>Proclamation: National Library Week</p> <p>Presentation: BOAT Award to Building Inspections Department</p> <p>Presentation: To Habitat for Humanity from Building Inspections Department</p> <p><u>GENERAL DISCUSSION</u></p> <p>In accordance with the Open Meeting Act, the City Council will hear comments of public interest, but any discussion shall be limited to placing the item on a future agenda for further consideration.</p> <p>Remarks are limited to five (5) minutes per speaker, with a maximum of 30 total minutes of testimony. Other time restraints may be directed by the Mayor.</p> <p>Specific factual information or an explanation of current policy may be made in response to an inquiry; but any discussion or decision must be limited to a proposal to place the item on a future agenda.</p> <p>Speakers will be notified when speaking time has expired. The City Council may convene into Executive Session to discuss posted items in the regular meeting as allowed by law.</p>	

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	<p>CONSENT AGENDA</p> <p><u>The Consent Agenda will be acted upon in one motion and contains items which are routine and typically noncontroversial.</u></p> <p><u>Items may be removed from this agenda for individual discussion by a Council Member, the City Manager or any citizen. The Council will then take action on the remainder of the Consent Agenda items. Citizens are limited to two (2) items and discussion time of three (3) minutes each.</u></p>	
(a)	<p>Approval of Minutes</p> <p>March 28, 2005</p>	Approved
	<p><u>Approval of Expenditures</u></p> <p><u>Award/Rejection of Bid/Proposal: (Purchase of products/services thru formal procurement process by this agency.)</u></p>	
(b)	<p>Bid No. B118-05 for construction of Avenue K Streetscape from 18th Street to 14th Street in the amount of \$144,406.</p>	Approved
(c)	<p>Bid No. B093-05 for construction of Parkwood Water Line – Parkwood Tank to Spring Creek Parkway and North Dallas Tollway Water Main in the amount of \$623,258.</p>	Approved
(d)	<p>Bid No. B104-05 for construction of Hedgcoxe Widening and Improvements Project in the amount of \$1,002,110. This project consists of construction of two westbound lanes of Hedgcoxe Road from west of Iola to east of Georgetown, the reconstruction of eastbound Hedgcoxe Road between Duchess Drive and Iola Drive, including the addition of a third lane, and the construction of a right-turn lane from northbound Custer Road to eastbound Hedgcoxe Road.</p>	Approved
(e)	<p>Bid No. B105-05 for construction of Plano Parkway Extension (Los Rios Boulevard to 14th Street) in the amount of \$2,882,777. The project consists of construction of six median divided lanes of Plano Parkway, east of Los Rios Boulevard to the new intersection with 14th Street. It also includes construction of the extension of the existing 12" water main to its connection with the existing water main in 14th Street, including the addition of new fire hydrants. Other items of work include the construction of a new sanitary sewer to serve properties adjacent to the new section of Plano Parkway and extensive storm drainage improvements at the DART railroad crossing with Plano Parkway.</p>	Approved
(f)	<p>Bid No. B054-05 for the expansion of the City's Retail Tenant Sector Marketing Study in an amount not to exceed \$63,000; and authorizing the City Manager to execute any contracts or documents consistent with the terms of this item.</p>	Approved

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(g)	Bid No. B097-05 for residential pavement repairs on the 2004-2005 Residential Slab Replacement Project, Zones 16 & 17 within the City of Plano in the amount of \$493,555. This project involves the replacement of street and alley pavement in the residential areas bounded by Coit Road on the west, Independence Parkway on the east, Legacy Drive on the north and Parker Road on the south.	Approved
(h)	Bid No. B081-05 for Park System Trail Repairs in the amount of \$802,700. The base bid is for trail repairs at Chisholm Trail, Bluebonnet Trail, Hoblitzelle Park Trail and golf cart path replacement at several locations in Pecan Hollow Golf Course. <u>Purchase from Existing Contract/Agreement: (Purchase is being made through Cooperative Purchasing Interlocal Contract as allowed by the Local Government Code or an additional purchase from current City of Plano annual purchase agreement.)</u>	Approved
(i)	To approve an expenditure in an amount of \$60,189 for the purchase of network infrastructure equipment to IBM through the Department of Information Resources (DIR); and authorizing the City Manager to execute all necessary documents to effectuate the purchase. (DIR #SDD-190)	Approved
(j)	To authorize the purchase of three (3) Interstater Type Tractors and one (1) Agricultural Design Tractor in the amount of \$262,923 through the H-GAC Cooperative Purchasing Program Contract No. GR01-04, awarded to Landmark Equipment, Inc., and authorizing the City Manager to execute any and all documents necessary to effectuate this purchase.	Approved
(k)	To approve additional expenditures from an existing contract for the purchase of Self Contained Breathing Apparatus Equipment for the 2004 SHSP Grant in a total amount not to exceed \$40,087. (C179-00)	Approved
(l)	To authorize the purchase of a restroom building and construction at Cheyenne Park in the amount of \$161,812 from ROMTEC through TXMAS Contract #5-56030 and authorizing the City Manager to execute any and all documents necessary to effectuate the purchase. <u>Approval of Contract: (Purchase of products/services exempt from State of Texas Competitive Bid Laws.)</u>	Approved
(m)	To approve and authorize for the selection of TranSystems Corporation Consultants to provide Professional Engineering Services for an amount not to exceed \$151,620 in connection with the design of Parker Road Estates Water Rehabilitation and authorizing the City Manager to execute all necessary documents to effectuate this contract.	Approved
(n)	To approve and authorize for the selection of Pacheco Koch Consulting Engineers, Inc. to provide Professional Engineering Services for an amount not to exceed \$117,240 in connection with the design of the Midway Road Widening (Parker Road to Spring Creek Parkway) and authorizing the City Manager to execute all necessary documents to effectuate this contract.	Approved

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(o)	<p>To approve and authorize for the selection of Harrington Engineering, Inc., to provide Professional Engineering Services for an amount not to exceed \$62,500 in connection with the design of Communications Parkway – Falls Road to Parker Road, and authorizing the City Manager to execute all necessary documents to effectuate this contract.</p> <p><u>Change Order: (Change to current City of Plano contract allowable under State law.)</u></p>	Approved
(p)	<p>To amend a contract with Hayden Consultants, Inc., for Professional Engineering Services in the amount of \$17,900 in connection with engineering design for construction of Screening Wall Replacement – Town West, and authorizing the City Manager to execute all necessary documents.</p> <p><u>Adoption of Resolutions</u></p>	Approved
(q)	<p>Resolution No. 2005-4-1(R): To approve and grant a 1905 square foot fire lane and access easement to Baylor Health Care System situated in the Denton Darby Survey, Abstract No. 260 between Lot 1R, Block A, Baylor Medical Center at Plano Addition and Lot 2R, Block 1, Preston Ohio Addition, and situated across a City of Plano drainage channel approximately 370 feet south of the northeast corner of the Baylor Medical Center at Plano Addition, all in the City of Plano, Collin County, Texas, as recorded in Cabinet C, Slide 138 of the Plat Records of Collin County, Texas, authorizing its execution by the City Manager, and providing an effective date.</p>	Adopted
(r)	<p>Resolution No. 2005-4-2(R): To approve the terms and conditions of an Interlocal Cooperation Agreement by and between the City of Plano and Collin County, Texas, providing terms and conditions for Hedgcoxe Road widening from east of Custer Road to west of Alma Drive; authorizing its execution by the City Manager; and providing an effective date.</p>	Adopted
(s)	<p>Resolution No. 2005-4-3(R): To approve the terms and conditions of an Interlocal Cooperation Agreement by and between the City of Plano and Collin County, Texas, providing terms and conditions for the construction of Plano Parkway from east of Los Rios to 14th Street; authorizing its execution by the City Manager; and providing an effective date.</p>	Adopted
(t)	<p>Resolution No. 2005-4-4(R): To approve the terms and conditions of an agreement by and between the City of Plano and Kansas City Southern Railway Company (KCS) to close the railroad crossing at Bradshaw Road and to construct a railroad crossing at Plano Parkway for the Plano Parkway Extension (Los Rios Boulevard to 14th Street) project, and authorizing its execution by the City Manager and providing an effective date.</p>	Adopted
(u)	<p>Resolution No. 2005-4-5(R): To approve the terms and conditions of a License Agreement by and between the City of Plano and Dallas Area Rapid Transit relating to closing of the railroad crossing at Bradshaw Road and construction of an at-grade rail crossing for the Plano Parkway Extension (Los Rios Boulevard to 14th Street), and authorizing its execution by the City Manager and providing an effective date.</p>	Adopted

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(v)	Resolution No. 2005-4-12(R): To approve the purchase of Symposium, telecommunications hardware and software, from Affiliated Telephone, Incorporated; a sole-source provider, authorizing the City Manager to take such action as is necessary to effectuate the purchase; and providing an effective date.	Adopted
(w)	Resolution No. 2005-4-6(R): To approve and authorize refunds of property tax overpayments; and providing an effective date.	Adopted
(x)	Resolution No. 2005-4-7(R): To approve the assignment of the tax abatement agreement in Tax Reinvestment Zone No. 39 between the City of Plano, Texas, the County of Collin, the Collin County Community College District and SASIB North America, Inc., (f/k/a SASIB Bakery North America, Inc., pursuant to a Delaware corporate merger), to Stewart Systems, Inc., a Delaware Corporation, and providing an effective date.	Adopted
(y)	Resolution No. 2005-4-8(R): To approve the terms and conditions of an agreement by and between James McCarley and the City of Plano for advocacy and consulting services in conjunction with the Texas Legislative 79 th Regular Session; authorizing its execution by the City Manager; and providing an effective date.	Adopted
(z)	Resolution No. 2005-4-9(R): To approve the terms and conditions of an agreement by and between Locke Liddell & Sapp LLP and the City of Plano for advocacy and consulting services in conjunction with the Texas Legislative 79 th Regular Session; authorizing its execution by the City Manager; and providing an effective date.	Adopted
<u>Adoption of Ordinances</u>		
(aa)	Ordinance No. 2005-4-13: To amend Section II of Ordinance No. 2005-2-29 regarding voter options for a citizen initiative to comply with City Charter Section 7.05; and providing an effective date.	Adopted
(bb)	Ordinance No. 2005-4-10: To revise a portion of Ordinance No. 96-1-30, codified as Section 7.5-16 Definitions, of Chapter 7.5, Emergency Services, of City of Plano Code of Ordinances; and providing a repealer clause, a severability clause, and an effective date.	Adopted
(cc)	Ordinance No. 2005-4-11: To adopt and enact Supplement Number 68 to the Code of Ordinances for the City of Plano; providing for amendment to certain sections of the Code; and providing an effective date.	Adopted
<u>ITEMS FOR INDIVIDUAL CONSIDERATION:</u>		
<u>The purpose of a Public Hearing is to receive input and information with the clarification that the focus of the City Council is on the singularly presented position, and not on repetition. To more effectively consider all presentations, applicants will limit their presentations to 15 minutes with a five (5) minute rebuttal time, if needed. All other speakers will be limited to a maximum of 30 total minutes of testimony, and three minutes per individual on any single issue. Other time restraints may be imposed at the discretion of the Mayor.</u>		

ITEM NO.	EXPLANATION	ACTION TAKEN
(1)	<p>Public Hearing and adoption of Ordinance No. 2005-4-14 as requested in Zoning Case 2005-04 to amend Section 1.600 (Definitions) of Article I (General Regulations), Subsection 2.502 (Schedule of Permitted Uses) of Section 2.500 (Permitted Uses) of Article 2 (Zoning Districts and Uses), and related sections of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2004-9-37, as heretofore amended, to amend the definition of Kennel (Indoor Pens); and providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date. Applicant: City of Plano</p>	<p>Conducted and adopted</p>
(2)	<p>Public Hearing and adoption of Ordinance No. 2005-4-15 as requested in Zoning Case 2005-06 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2004-9-37, as heretofore amended, so as to rezone 19.6± acres out of the Collin County School Land Survey No. 7, Abstract No. 153, located east of Ohio Drive and 300± feet south of McDermott Road in the City of Plano, Collin County, Texas, from Retail to Planned Development-155-Single-Family Residence-6; 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. Neighborhood #1. Applicant: S.H. 121 – Preston, L.P.</p>	<p>Conducted and adopted</p>
(3)	<p>Public Hearing and adoption of Ordinance No. 2005-4-16 as requested in Zoning Case 2005-01 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2004-9-37, as heretofore amended, granting Specific Use Permit No. 560 so as to allow the additional use of Contract Construction on 1.0± acre of land out of the Daniel Rowlett Survey, Abstract No. 738, located on the northeast corner of K Avenue and Pecan Lane in the City of Plano, Collin County, Texas, presently zoned Light Commercial; 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. Neighborhood #22. Applicant: Fix Air Services Tabled 03-16-05 and removed from the table on 03-28-05.</p>	<p>Conducted and adopted</p>
(4)	<p>Resolution No. 2005-4-17(R) to approve and adopt the Plan to End Chronic Homelessness in Collin County; and providing an effective date. Tabled 12/21/04 and 3/16/05</p>	<p>Adopted</p>
(5)	<p>Ordinance No. 2005-4-18 to repeal Ordinance No. 2004-7-12 and adopt a new ordinance relating to the policies and procedures for funding public art; providing definitions; allowable uses of public art funds; responsibilities of the Public Art Committee; administration of the Public Art Program; and maintenance of public art; providing a severability clause; a repealer clause; and an effective date. Tabled 3/28/05</p>	<p>Adopted with amendments</p>
(6)	<p>Discussion and Council direction regarding regulation of solicitation in the rights-of-way.</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 is 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>Council directed Staff to wait on pending legislation</p>