

CITY COUNCIL

1520 AVENUE K



DATE: 8/23/2010
CALL TO ORDER: 7:00 p.m.
INVOCATION: Dr. Leon Aduddell
First Baptist Church Plano
PLEDGE OF ALLEGIANCE:

ITEM NO.	EXPLANATION	ACTION TAKEN
(a)	<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>COMMENTS OF PUBLIC INTEREST</u> <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>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> <p><u>Approval of Minutes</u> August 9, 2010</p>	Approved

ITEM NO.	EXPLANATION	ACTION TAKEN
	<u>Approval of Expenditures</u>	
	Award/Rejection of Bid/Proposal: (Purchase of products/services through formal procurement process by this agency)	
(b)	Bid No. 2010-178-B, for the 2009-2010 Arterial Concrete Pavement Rehab - Custer Road, N. President George Bush Highway to State Highway 121 to Hencie International, Inc. in the amount of \$909,115 and authorizing the City Manager to execute all necessary documents.	Approved
(c)	Bid No. 2010-186-B for the 2009-2010 Residential Concrete Pavement Rehab, Zone G7 & J4 to Jerusalem Corporation, Inc. in the amount of \$1,591,765 and authorizing the City Manager to execute all necessary documents.	Approved
	<u>Approval of Contract Modification</u>	
(d)	To approve and authorize Contract Modification No. 4 for the purchase of engineering design services for Communications Parkway – Spring Creek Parkway to Tennyson Parkway in the amount of \$32,583 from Dannenbaum Engineering-Dallas, LLC. This modification will provide for relocation of storm drain system to accommodate adjoining property owner.	Approved
	<u>Adoption of Strategic Plan</u>	
(e)	Adoption of the City Council Strategic Plan for 2010-2025	Adopted
	<u>Adoption of Resolutions</u>	
(f)	Resolution No. 2010-8-10(R): To authorize continued participation with the Atmos Cities Steering Committee; authorizing the payment of two cents per capita to the Atmos Cities Steering Committee to fund regulatory and related activities related to Atmos Energy Corporation; and providing an effective date.	Adopted
(g)	Resolution No. 2010-8-11(R): To approve the terms and conditions of an Interlocal Agreement by and between the City of Plano, Texas and the Frisco Independent School District; providing terms and conditions for the operation of the Police/School Liaison Program; authorizing its execution by the City Manager; and providing an effective date.	Adopted
(h)	Resolution No. 2010-8-12(R): To approve the terms and conditions of an Interlocal Agreement by and between the City of Plano, Texas and the Plano Independent School District; providing terms and conditions for the operation of the Police/School Liaison Program; authorizing its execution by the City Manager; and providing an effective date.	Adopted
(i)	Resolution No. 2010-8-13(R): To approve the terms and conditions of Amendment Three to Verizon Business Services Agreement by and between Verizon Business Network Services, Inc. on behalf of MCI Communications Services, Inc. and the City of Plano; authorizing its execution by the City Manager; and providing an effective date.	Adopted

ITEM NO.	EXPLANATION	ACTION TAKEN
(j)	Resolution No. 2010-8-14(R): To nominate Tektronix Texas, LLC ("Tektronix" or the "Company"), to the Office of the Governor, Economic Development and Tourism through the Texas Economic Development Bank for designation as an Enterprise Project under the Texas Enterprise Zone Program pursuant to the Texas Enterprise Zone Act, Texas Government Code, Chapter 2303; and providing an effective date.	Adopted
(k)	Resolution No. 2010-8-15(R): To approve the terms and conditions of a Real Estate Contract between the City of Plano and Baccus Partnership, LLC, for the purchase of 73,613 sq. ft. of land and 80,103 sq. ft. of temporary construction easement for Communications Parkway north of Spring Creek Parkway, situated in the H.B. Miller Survey, Abstract 614; authorizing its execution by the City Manager; and providing an effective date.	Adopted
(l)	Resolution No. 2010-8-16(R): To authorize the purchase of software maintenance and system support from GIS Information Systems, Inc. d/b/a Polaris Library Systems, a sole source provider for providing maintenance service for the Polaris software system at the Plano Public Library System in the amount of \$82,964 for a twelve month service term, authorizing its execution by the City Manager; and providing an effective date.	Adopted
(m)	<p><u>Adoption of Ordinances</u></p> <p>Ordinance No. 2010-8-17: To repeal Ordinance No. 2001-2-27 codified as Section 2-9 Lawsuits and Risk Management of Article I In General, of Chapter 2 Administration of the Code of Ordinances of the City of Plano, Texas and replacing it with a new Section 2-9 to revise the settlement authority of the City Council and the City Manager regarding City claims or lawsuits, and to dissolve the Risk Management Steering Committee; providing a severability clause, a repealer clause, a savings clause, a publication clause and an effective date.</p>	Adopted
(n)	Ordinance No. 2010-8-18: To amend Article I of Chapter 14, Offenses - Miscellaneous of the City of Plano Code of Ordinances to add a new section prohibiting the intent to commit prostitution in a public place; providing a penalty clause, a severability clause, a savings clause, and an effective date.	Adopted
(o)	Ordinance No. 2010-8-19: To determine the public use, need and necessity for the acquisition of a permanent street easement on a 0.0073 acre (317 square feet) tract of land located in the James Beverly Survey, Abstract No. 120 and situated at the northwest corner of the intersection of Jupiter Road and Summit Avenue, in the City of Plano, Collin County, Texas, for the purpose of constructing, reconstructing and maintaining street and highway facilities and related public improvements in the City of Plano, Collin County, Texas; authorizing the City Attorney to file proceedings in eminent domain to acquire the needed real property; and providing an effective date.	Adopted

ITEM NO.	EXPLANATION	ACTION TAKEN
(p)	Ordinance No. 2010-8-20: To amend Section 12-74(b) of Chapter 12 (Traffic Code) of the Code of Ordinances to establish prima facie maximum speed limits for motor vehicles operating upon Rasor Boulevard, repeal the prima facie maximum speed limits for motor vehicles operating on certain sections of Yearly Road and Farm to Market Road (FM) 544, amend the prima facie maximum speed limits for motor vehicles operating on certain sections of Hedgoxe Road and Preston Meadow Drive, revise the limits of the speed zones for certain sections of Custer Road and Headquarters Drive, and change the name of Spring Creek Parkway Highway within the corporate limits of the City of Plano; providing a fine for criminal penalties not to exceed \$200.00 for each offense; and providing a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date.	Adopted
(q)	To add Section 12-100.5 to Chapter 12 (Traffic Code), of the City of Plano Code of Ordinances to prohibit stopping, standing, or parking of a vehicle within ten (10) feet of a curbside residential mailbox between the hours of 8:00 a.m. and 5:00 p.m., Monday through Saturday within the City limits of the City of Plano; providing a fine for criminal penalties not to exceed \$200.00 for each offense; and providing a repealer clause, a severability clause, a savings clause, and an effective date.	Tabled
(r)	Ordinance No. 2010-8-21: To repeal Ordinances 88-1-8 and 2001-6-2 codified as section 1-4 General Penalty; continuing violations of Chapter 1, General Provisions of the Code of Ordinances of the City of Plano Texas and adopting a new section 1-4 General Penalty; continuing violations of Chapter 1, General Provisions of the Code of Ordinances of the City of Plano providing for references to the maximum penalties for specified conduct and to incorporate State requirements for establishing a culpable mental state in any prosecution filed under this Code; and providing a severability clause; a repealer clause, a savings clause; and an effective date.	Adopted
<p><u>ITEMS FOR INDIVIDUAL CONSIDERATION:</u></p> <p><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></p> <p><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>		

ITEM NO.	EXPLANATION	ACTION TAKEN
(1)	Public Hearing and consideration of an Appeal of the Planning & Zoning Commission's Denial of Zoning Case 2010-09 - Request to rezone 7.1± acres located on the east side of North Star Road, 710± feet south of Plano Parkway from Research/Technology Center to Planned Development Research/Technology Center. Applicant: The Assured Group	Conducted and denied without prejudice
(2)	Public Hearing on the FY 2010-11 City Manager's Recommended Budget and the FY 2010-11 Proposed Community Investment Program (CIP).	Conducted
(3)	<p>Discussion of the FY 2010-11 City Manager's Recommended Budget and the FY 2010-11 Proposed Community Investment Program (CIP).</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>	Council direction: 48.86 tax rate per/\$100 of appraised value