



# CITY COUNCIL

1520 AVENUE K

DATE: September 24, 2007

CALL TO ORDER: 7:00 p.m.

INVOCATION: Pastor Barry Gin  
Plano Chinese Alliance Church

PLEDGE OF ALLEGIANCE: Council Member Ellerbe

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 style="text-align: center;"><b><u>THE CITY SECRETARY RECEIVES SPEAKER CARDS AT THE BEGINNING OF THE MEETING</u></b></p> <p><b><u>COMMENTS OF PUBLIC INTEREST</u></b></p> <p><b><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></b></p> <p><b><u>BOARD AND COMMISSION REPORT</u></b></p> <p>Plano Housing Authority – Helen Macey, Executive Director</p> <p><b><u>CONSENT AGENDA</u></b></p> <p><b><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></b></p>	<p>Received</p> <p>Received</p>

ITEM NO.	EXPLANATION	ACTION TAKEN
(a)	<p><b><u>Approval of Minutes</u></b></p> <p>September 10, 2007 September 11, 2007 September 14, 2007</p>	Approved
	<p><b><u>Approval of Expenditures</u></b></p> <p><b>Award/Rejection of Bid/Proposal: (Purchase of products/services through formal procurement process by this agency)</b></p>	
(b)	<p><b>Bid No. 2007-193-B</b> for Police and Courts Building Roof Replacement project to K Post Company, in the amount of \$263,715.</p>	Approved
(c)	<p><b>Bid No. 2007-164-C</b> for RFP for Group Medicare Supplement Plan to United Retiree Solutions. The term of this contract will be for one year with three City optional one-year renewals.</p>	Approved
(d)	<p><b>Bid No. 2007-206-B</b> for the Memorial Park Improvements – Veterans’ Memorial to Cole Construction, Inc. in the amount of \$1,612,787.</p>	Approved
(e)	<p><b>Bid No. 2007-204-B</b> for repainting of Parker Road Elevated Storage Tank to M.K. Painting, Inc., in the amount of \$390,000.</p>	Approved
	<p><b>Approval of Agreement</b></p>	
(f)	<p>To approve an agreement by and between the City of Plano and Plano Economic Development Board in the amount of \$849,652 to initiate, promote, monitor and perform activities related to economic development.</p> <p><b>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).</b></p>	Approved
(g)	<p>To approve the purchase of support services for servers and printers in the amount of \$42,876 from Hewlett Packard Company through an existing contract/agreement with Department of Information Resources (DIR), and authorizing the City Manager to execute all necessary documents. (DIR-BUSOP-178)</p>	Approved
(h)	<p>To approve the purchase of five 24 Yard Automated Side Loaders in the amount of \$491,123 and two 20 Yard High Compaction Rear Loaders in the amount of \$116,195 from Heil of Texas through the H-GAC Cooperative Purchasing Program, and authorizing the City Manager to execute all necessary documents. (#RC08-06),</p> <p><b>Approval of Change Order: (Change to current City of Plano contract allowable under State law)</b></p>	Approved
(i)	<p>To Mario Sinacola &amp; Sons Excavating increasing the contract by \$33,859, Inc., for Dominion Parkway Phase II – Headquarters to Hedcoxe, Change Order No. 1, Bid No. 2006-208-B. This change order is for revising the scope of work to include the construction of a left-turn lane for Capital One on Dominion Parkway and for adjustment of quantities to reflect the actual work done in the field.</p>	Approved

ITEM NO.	EXPLANATION	ACTION TAKEN
	<p><b><u>Adoption of Resolutions</u></b></p>	
(j)	<p><b>Resolution No. 2007-9-14(R):</b> To approve the terms and conditions of an Interlocal Cooperation Agreement by and between the City of Plano, Texas and the City of Lucas, Texas, under which the City of Plano will dispatch calls for emergency fire and emergency medical assistance for the City of Lucas; authorizing execution of the agreement by the City Manager; and providing an effective date.</p>	Adopted
(k)	<p><b>Resolution No. 2007-9-15(R):</b> To approve the terms and conditions of an Interlocal Cooperation Agreement by and between the City of Plano, Texas and the City of Parker, Texas, under which the City of Plano will dispatch calls for emergency fire and emergency medical assistance for the City of Parker; authorizing execution of the agreement by the City Manager; and providing an effective date.</p>	Adopted
(l)	<p><b>Resolution No. 2007-9-16(R):</b> To approve the terms and conditions of an Interlocal Cooperation Agreement by and between the City of Plano, Texas and the City of Lucas, Texas for the City of Lucas' use of the Trunked Radio System owned by the cities of Allen, Frisco, and Plano; authorizing execution of the agreement by the City Manager; and providing an effective date.</p>	Adopted
(m)	<p><b>Resolution No. 2007-9-17(R):</b> To approve the terms and conditions of an Interlocal Cooperation Agreement by and between the City of Plano, Texas and the City of Parker, Texas for the City of Parker's use of the Trunked Radio System owned by the cities of Allen, Frisco, and Plano; authorizing execution of the agreement by the City Manager; and providing an effective date.</p>	Adopted
(n)	<p><b>Resolution No. 2007-9-18(R):</b> To approve the settlement of the lawsuit styled Michael Avera v. City of Plano, Texas, Civil Action No.: 4:05-CV-481, United States District Court for the Eastern District of Texas, Sherman Division in the amount of \$30,000; authorizing the City Manager to execute any and all documents necessary to settle such lawsuit; and providing an effective date.</p>	Adopted
(o)	<p><b>Resolution No. 2007-9-19(R):</b> To approve the terms and conditions of Plano/Richardson Police Training Center second amended and restated agreement; authorizing its execution by the City Manager; and providing an effective date.</p>	Adopted
(p)	<p><b>Resolution No. 2007-9-20(R):</b> To approve the terms and conditions of an Interlocal Agreement by and between the City of Plano, Texas and the Plano Independent School District for the operation of the Police/School Liaison Program; authorizing its execution by the City Manager; and providing an effective date.</p>	Adopted
(q)	<p><b>Resolution No. 2007-9-21(R):</b> To approve the terms and conditions of an Airspace Agreement with Nodenble Associates, LLC, a Delaware Limited Liability Company, for the construction and maintenance of a pedestrian crossing with elevated canopy over Infinity Avenue, a public right-of-way; authorizing its execution by the City Manager; and providing an effective date.</p>	Adopted

ITEM NO.	EXPLANATION	ACTION TAKEN
(r)	<p><b>Resolution No. 2007-9-22(R):</b> To approve the terms and conditions of agreements between the City of Plano and various community organizations for the expenditure of Buffington Community Services Funds in the amount of \$514,900 for the provision of various community services; authorizing its execution by the City Manager; and providing an effective date.</p>	Adopted
(s)	<p><b>Resolution No. 2007-9-23(R):</b> To authorize the Cities Aggregation Power Project, Inc. to negotiate on behalf of the City for the purchase of Renewable Energy Credits effective for the 2008 calendar year; authorizing the City Manager to sign the standard form Rec Account Agreement with the Electric Reliability Council of Texas, Inc. ("ERCOT") for the 2008 calendar year; authorizing the City Manager to register the City's ownership of Renewable Energy Credits with the Electric Reliability Council of Texas; committing to budget for the purchase of Renewable Energy Credits to be effective for the 2008 calendar year; and providing an effective date.</p> <p><b><u>Adoption of Ordinances</u></b></p>	Adopted
(t)	<p><b>Ordinance No. 2007-9-24:</b> To amend Ordinance No. 2007-7-6, codified in subsection entitled "Central Expressway (U.S. Highway 75 Service Roads)" under Section 12-74(b) of Chapter 12, Motor Vehicles and Traffic, of the City of Plano Code of Ordinances, Motor Vehicles and Traffic, to raise the prima facie maximum speed limit from 45 miles per hour to 50 miles per hour on the section of Central Expressway from Spring Creek Parkway to the northern City limit line; providing a fine for criminal penalties not to exceed \$200 for each offense; and providing a repealer clause, a penalty clause, a severability clause, a savings clause, a publication clause and an effective date.</p>	Adopted
(u)	<p><b>Ordinance No. 2007-9-25:</b> To amend Ordinance No. 2006-6-29, currently codified under Chapter 12 (Motor Vehicles and Traffic), Article IV (Speed), Section 12-73(d) of the City of Plano Code of Ordinances, to extend a school zone on McDermott Road beginning at a point two hundred (200) feet east of Enchanted Ridge Drive and continuing in a westerly direction to a point two hundred twenty (220) feet west of Coit Road; to establish a school zone on Coit Road from a point two hundred ninety (290) feet south of McDermott Road to a point two hundred forty (240) feet north of McDermott Road during the time periods of 7:50 a.m. through 8:50 a.m. and 3:45 p.m. through 4:30 p.m. on school days; and providing a penalty clause, a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date.</p>	Adopted
(v)	<p><b>Ordinance No. 2007-9-26:</b> To repeal Ordinance No. 2007-7-3; establishing the number of certain classifications within the Police and Fire Departments for Fiscal Year 2007-08; establishing the authorized number and effective dates of such positions for each classification effective October 1, 2007; establishing a new salary plan for the Police and Fire Departments effective October 1, 2007; and providing a repealer clause, a severability clause and an effective date.</p>	Adopted

ITEM NO.	EXPLANATION	ACTION TAKEN
(w)	<p><b>Ordinance No. 2007-9-27:</b> To amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, so as to rezone 7.7± acres, located on the southeast side of Country Club Drive, across El Santo Road, 1,600± feet east of Los Rios Boulevard in the City of Plano, Collin County, Texas, from General Office with Specific Use Permit No. 13 for Country Club and Private Club to Single Family Residence-7 with Specific Use Permit No. 13 for Country Club and Private Club; 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. Public Hearing continued on 6/25/07. On 9/10/07 Council voted to establish Single Family-7 Zoning. (Zoning Case 2007-11)</p> <p><b><u>ITEMS FOR INDIVIDUAL CONSIDERATION:</u></b></p> <p><b><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></b></p> <p><b><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></b></p>	Adopted
(1)	<p><b>Resolution No. 2007-9-28(R):</b> to approve revisions to the Policy Statement for Tax Abatement and the Tax Abatement Application of the City of Plano; and providing an effective date. (Tabled from 8/27/07 and 9/10/07)</p>	Adopted
(2)	<p><b>A Review</b> of Annual Performance Report for the use of Federal Funds in 2006-2007.</p>	Approved
(3)	<p><b>Public Hearing and adoption of Ordinance No. 2007-9-29 as requested in Zoning Case 2007-17</b> to amend Section 3.100 (Supplementary Regulations for Principal Uses and Specific Uses), Section 3.800 (Height Regulations), and Section 3.1600 (Sign Regulations) of Article 3 (Supplementary Regulations) and related sections of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, to remove flag and flagpole regulations; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date. Applicant: City of Plano.</p>	Conducted and adopted
(4)	<p><b>Ordinance No. 2007-9-30</b> to add Division 6, Flags and Flagpoles to Article XII, Temporary Signs, of Chapter 6, Buildings and Building Regulations, of the City of Plano Code of Ordinances, to provide regulations for flags and flagpoles; providing for penalty, severability; repealing; and publication clauses; and establishing an effective date.</p>	Adopted
(5)	<p><b>A Resolution</b> to nominate a candidate for election to the Denton Central Appraisal District Board of Directors; and providing an effective date.</p>	Plano will not submit a nominee

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	<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>	