



CITY COUNCIL

1520 AVENUE K

DATE: September 26, 2005

CALL TO ORDER: 7:00 p.m.

INVOCATION: Campus Pastor Mark Morgan
Fellowship Church Plano

PLEDGE OF ALLEGIANCE: Cub Scout Pack 284
Forman 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>Presentation: Food Service Sanitation Awards</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. Speakers will be notified when speaking time has expired.</p> <p><u>BOARD/COMMISSION REPORTS</u></p> <p>Parks and Recreation Planning Board – R. Guy Wormald, Chair Public Arts Committee – Michael Coleman, Chair</p> <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>	

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	<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><u>Approval of Minutes</u></p>	Approved
	<p>September 12, 2005</p>	
	<p><u>Approval of Expenditures</u></p>	
	<p>Award/Rejection of Bid/Proposal: (Purchase of products/services through formal procurement process by this agency)</p>	
(b)	<p>Bid No. 2005-247-C Public Works Mowing and Landscaping Services to Brandon's Landscape Service in the estimated annual amount of \$73,361. This will establish an annual fixed price contract with two optional one-year renewals.</p>	Approved
(c)	<p>Bid No. 2005-257-C Street Sign Blades & Blanks to Roadrunner Traffic Supply, Inc. in the estimated annual amount of \$43,526. This will establish an annual fixed price contract with two optional one-year renewals.</p>	Approved
(d)	<p>Bid No. 2005-232-C Oil & Lubrication Products to Steagall Oil and Buckley Oil Company in the estimated annual amount of \$93,420. This will establish an annual fixed price contract with two optional one-year renewals.</p>	Approved
(e)	<p>Bid No. 2005-210-B to RDO Equipment Company for the Purchase of one (1) New or Used Articulating Loader 4.0 YD Capacity in the amount of \$184,223 to be utilized in the Environmental Waste Department.</p>	Approved
(f)	<p>Rejection of Bid No. 2005-239-C Environmental Waste Truck Parts.</p>	Approved
	<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>	
(g)	<p>To authorize the purchase of network infrastructure equipment in the amount of \$72,820 from Internetwork Experts through the Department of Information Resources (DIR) contract, and authorizing the City Manager to execute all necessary documents. (DIR#: DIR-BUSOP-012)</p>	Approved
(h)	<p>To authorize the purchase of one (1) New Holland TS115A Tractor with Alamo Machete Boom Mower in the amount of \$81,149 from Landmark Equipment Company, Inc., through H-GAC Cooperative Purchasing Program contract and authorizing the City Manager to execute any and all documents necessary to effectuate this purchase. (GR01-04)</p>	Approved

ITEM NO.	EXPLANATION	ACTION TAKEN
	<p><u>Adoption of Resolutions</u></p>	
(i)	<p>Resolution No. 2005-9-29(R): To approve the terms and conditions of an agreement by and among the Town of Fairview, the Cities of Allen, Frisco and Plano and the Arts of Collin County Commission, Inc. for Fairview to be a “Member” of the Arts of Collin County Commission, Inc.; authorizing its execution by the City Manager; and providing an effective date.</p>	Adopted
(j)	<p>Resolution No. 2005-9-14(R): To approve and authorize refunds of property tax overpayments; and providing an effective date.</p>	Adopted
(k)	<p>Resolution No. 2005-9-15(R): To approve the appointment of the Health Authority for the City of Plano in accordance with Section 121.033 of the Texas Health and Safety Code; and providing an effective date.</p>	Adopted
(l)	<p>Resolution No. 2005-9-16(R): To authorize the City of Plano to participate in and receive funding through the Texas Highway Traffic Safety Program for an Intersection Traffic Control Project, PIN 17560006409000, targeting intersections regulated by means of a signal light; authorizing the City Manager to execute the grant agreement and any other documents necessary to effectuate the action taken; and providing an effective date.</p>	Adopted
(m)	<p>Resolution No. 2005-9-17(R): To approve the terms and conditions of a Local Transportation Project Advance Funding Agreement between the State of Texas and the City of Plano for reconstruction of the US 75 and Parker Road interchange; authorizing its execution by the City Manager; and providing an effective date.</p>	Adopted
(n)	<p>Resolution No. 2005-9-18(R): To approve the terms and conditions of a drainage easement located at the southeast corner of McDermott Road and proposed Rasor Road which is designated as park land but hasn’t been used as a park, authorizing its execution by the City Manager, and providing an effective date.</p>	Adopted
(o)	<p>Resolution No. 2005-9-19(R): To approve the Cities Aggregation Power Project’s (CAPP) Letter of Intent to enter into negotiations for a capacity contract with the owner of coal (including Texas Lignite) generation to supply the base load electric power needs for CAPP members over a 10-year period and providing an effective date.</p>	Adopted
(p)	<p>Resolution No. 2005-9-30(R): To approve the terms and conditions of a First Amendment to Option Contract by and between Richard Howe and the City of Plano; authorizing its execution by the City Manager; and providing an effective date.</p>	Adopted
(q)	<p>Resolution No. 2005-9-20(R): To encourage the Texas Municipal League to support legislation that requires using 100% of the State Motor Fuel Tax for the development, operation, and maintenance of the State Road System.</p>	Adopted
(r)	<p>Resolution No. 2005-9-21(R): To approve the terms and conditions of an interlocal cooperation agreement by and between the City of Plano and the City of Murphy providing terms and conditions for governmental services including residential and commercial building plan examinations and building inspections, authorizing its execution by the City Manager; and providing an effective date.</p>	Adopted

ITEM NO.	EXPLANATION	ACTION TAKEN
	<u>Adoption of Ordinances</u>	
(s)	Ordinance No. 2005-9-22: To repeal Ordinance No. 2003-9-13; establishing a certification pay plan for classified members of the Plano Fire and Police Departments; establishing an assignment pay plan for members of the Plano Fire Department serving in the capacity of paramedic; establishing a Shift Personnel Coordinator and Paramedic Preceptor pay plan for members of the Plano Fire Department; establishing an Assignment Pay Plan for members of the Plano Police Department serving in the capacity of field training officers; and providing a repealer clause, a severability clause, and an effective date.	Adopted
(t)	Ordinance No. 2005-9-23: To repeal Ordinance No. 2005-6-28; establishing the number of certain classifications within the Police and Fire Departments for Fiscal Year 2005-2006; establishing the authorized number and effective dates of such positions for each classification effective October 1, 2005 and January 1, 2006, respectively; establishing a new salary plan for the Police and Fire Departments effective October 3, 2005; and providing a repealer clause, a severability clause and an effective date.	Adopted
(u)	Ordinance No. 2005-9-24: To revise Section 8-3 of Chapter 8 Fire Prevention and Protection, of the Code of Ordinances of the City; establishing a policy of responding only to emergency ambulance service requests; providing for the collection of such fees and for crediting thereof upon receipt; ordaining other matters on the subject; and providing a severability clause and an effective date.	Adopted
(v)	Ordinance No. 2005-9-25: To transfer the sum of \$500,000 from the General Fund Unappropriated Fund Balance to the General Fund Operating Appropriation for Fiscal Year 2004-05 for the purpose of additional funding for the establishment of a Disaster Relief Fund; amending the budget of the City and Ordinance No. 2004-9-15, as amended, to reflect the actions taken herein; declaring this action to be a case of public necessity; and providing an effective date.	Adopted
(w)	Ordinance No. 2005-9-26: To determine the public use, need and necessity for the acquisition of fee simple title to a 31.0169 acre (1,351,096 square feet) tract of land generally located adjacent to White Rock Creek south of Spring Creek Parkway, in the City of Plano, Collin County, Texas, for a public park 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
(x)	Ordinance No. 2005-9-27: To determine the public use, need and necessity for the acquisition of fee simple title to a 2.606 acre (113,517.36 square feet) tract of land located at the southeast corner of Spring Creek Parkway and Windhaven Parkway, in the City of Plano, Collin County, Texas, for a public park and 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
(y)	<p>Ordinance No. 2005-9-28: To amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2004-9-37, as heretofore amended, so as to rezone 18.8± acres located at the northwest corner of Windhaven Parkway and Red Wolf Lane in the City of Plano, Collin County, Texas, from Agricultural to 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. Zoning Case 2005-29. Item was approved by the City Council on 9/12/05.</p> <p><u>ITEMS FOR INDIVIDUAL CONSIDERATION:</u></p> <p><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></p>	Adopted
(1)	<p>Discussion and possible action regarding re-allocation of FY 2005-2006 Cultural Arts Grants funds previously recommended for Plano Repertory Theater.</p>	Approved – future allocations to be determined
(2)	<p>Discussion and possible action regarding the recommendation of Ray King to be the artist for the art element at the Tom Muehlenbeck Center.</p>	Proceed to contract.
(3)	<p>Public Hearing and adoption of Resolution No. 2005-9-31(R) to adopt the Park Forest II Neighborhood Action Plan as proposed by the Park Forest II Neighborhood Planning Team, and approving its use by the appropriate personnel and departments of the City of Plano for the purpose of guiding future development and provision of City Services within the Park Forest II Neighborhood; and providing an effective date. The general area is bounded on the east by Alma Drive, on the west by Green Oaks Drive, on the North by Spring Creek Parkway and on the south by Cross Bend Road. Applicant: City of Plano</p>	Conducted and adopted
(4)	<p>Public Hearing and adoption of Resolution No. 2005-9-32(R) to adopt the Thunderbird Neighborhood Action Plan as proposed by the Thunderbird Neighborhood Planning Team, and approving its use by the appropriate personnel and departments of the City of Plano for the purpose of guiding future development and provision of City Services within the Thunderbird Neighborhood; and providing an effective date. The general area is bounded on the north and west by Alma Drive, on the south by Parker Road and on the east by Premier Drive. Applicant: City of Plano</p>	Conducted and adopted
(5)	<p>Public Hearing and adoption of Ordinance No. 2005-9-33 as requested in Zoning Case 2005-16 – to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2004-9-37, as heretofore amended, so as to rezone 199.0± acres located at the northeast corner of Los Rios Boulevard and Cloverhaven Way in the City of Plano, Collin County, Texas, from Agricultural to Single-Family Residence-7 and 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. Applicant: Newmark Homes</p>	Conducted and adopted

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(6)	<p>Public Hearing and adoption of Ordinance No. 2005-9-34 as requested in Zoning Case 2005-25 – to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2004-9-37, as heretofore amended, so as to rezone 10.6± acres located generally at the northeast corner of Parker Road and Custer Road in the City of Plano, Collin County, Texas, from Planned Development-90-Retail to Planned Development-175-Retail; 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: Custer Parker LTD.</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>Conducted and adopted with amendments</p>