



# CITY COUNCIL

1520 AVENUE K

DATE: October 23, 2006

CALL TO ORDER: 7:00 p.m.

INVOCATION: Rev. Dr. Ronald D. Henderson, Sr. Pastor  
Custer Road United Methodist Church

PLEDGE OF ALLEGIANCE: Younger Generation Chorus

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><b>The City Council may convene into Executive Session to discuss posted items in the regular meeting as allowed by law.</b></p> <p><b><u>PROCLAMATIONS AND SPECIAL RECOGNITION</u></b></p> <p>Proclamation: Arbor Day, November 4, 2006</p> <p>Presentation: To the City of Plano by the National Society of the Sons of the American Revolution</p> <p><b><u>CERTIFICATES OF APPRECIATION</u></b></p> <p><u>Animal Shelter Advisory Committee</u> Keith Clark Jeffrey D. Cosby</p> <p><u>Arts of Collin County Commission Board of Directors</u> George "Robbie" Robinson</p> <p><u>Board of Adjustment</u> Nicholas Nash</p> <p><u>Building Standards Commission</u> John Bellair</p> <p><u>Community Relations Commission</u> David Woolard</p> <p><u>Cultural Affairs Commission</u> Chrissy Yung</p>	

ITEM NO.	EXPLANATION	ACTION TAKEN
	<p><u>Keep Plano Beautiful Commission</u>  Kent Baker  C. Edwin "Ed" Nalley  Kendie Payne  Christopher Scott Young</p> <p><u>Library Advisory Board</u>  Mary McGowan  Harmon Norton</p> <p><u>Parks and Recreation Planning Board</u>  Francis Ngoh</p> <p><u>Planning and Zoning Commission</u>  Dennis Abraham  Joyce R. Beach</p> <p><u>Plano Transition and Revitalization Commission</u>  Larry May  Craig N. Perry</p> <p><u>Public Arts Committee</u>  Janet Shaw</p> <p><u>Retirement Security Plan Committee</u>  John McGrane  Karen Rhodes</p> <p><u>Self Sufficiency Committee</u>  Diana Axthelm  Melissa Anne Manfre  Evelyn D. Sandberg</p> <p><u>Senior Citizens Advisory Board</u>  Joseph Celso  Mary Norman, MD  Naomi Selinger Sanit</p> <p><u>Tax Increment Financing Reinvestment Zone No. 1 Board</u>  Jon Christiansen  Dong Shen</p> <p><u>Technology Commission</u>  Hu Shen</p> <p><u>Transportation Advisory Committee</u>  Charles Gillett</p>	

ITEM NO.	EXPLANATION	ACTION TAKEN
	<p 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/COMMISSION REPORTS</u></b></p> <p>Youth Advisory Commission, Chair Kayla Moorse</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>(a) <b><u>Approval of Minutes</u></b></p> <p>October 9, 2006 October 10, 2006</p> <p><b><u>Approval of Expenditures</u></b></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> <p>(b) To authorize the purchase of sports field lighting equipment for Enfield Park Ball Field Lighting Improvements, including installation, fixtures, wiring, switch gear, and controls in the amount of \$748,136 from Techline Sports, L.P., through the Texas Association of School Board Purchasing Cooperative Program, Contract #204-04, and authorizing the City Manager to execute any and all documents necessary to effectuate this purchase.</p> <p>(c) To authorize the purchase of maintenance and support of HP printers and servers in the amount of \$31,371 from Hewlett-Packard Company through a Department of Information Resources (DIR) contract, and authorizing the City Manager to execute all necessary documents. (DIR-BUSOP-178)</p> <p>(d) To authorize the purchase of IBM i550 in the amount of \$260,145 from Sirius Computer Solutions through TXMAS Contract, and authorizing the City Manager to execute all necessary documents. (TXMAS-4-70080)</p> <p>(e) To approve a one-time purchase of a Movable Shelving and Storage System for the Police Property and Evidence Unit from Metroplex Office Systems in the amount of \$45,256.</p>	<p>No one appeared to speak</p> <p>Report given</p> <p>Approved</p> <p>Approved</p> <p>Approved</p> <p>Approved</p> <p>Approved</p>

ITEM NO.	EXPLANATION	ACTION TAKEN
	<p><b>Approval of Contract: (Purchase of products/services exempt from State of Texas Competitive Bid Laws)</b></p>	
(f)	To approve a Professional Engineering Services Contract by and between the City and Wier & Associates, Inc., in the amount of \$162,300 for the design of Communications Parkway – Parker Road to Spring Creek Parkway and authorizing the City Manager to execute all necessary documents.	Approved
(g)	To approve an Engineering Contract by and between the City and Jones & Carter, Inc. in the amount of \$131,550 for Hayfield Drive, Thunderbird Lane, Morton Vale and Cloverhaven Reconstruction and authorizing the City Manager to execute all necessary documents.	Approved
(h)	To approve an Engineering Contract by and between the City and Jaster-Quintanilla Dallas, LLP in the amount of \$60,555 for design of construction plans and related services for the construction of Headquarters Drive - Parkwood Boulevard to Preston Road and authorizing the City Manager to execute all necessary documents.	Approved
(i)	To approve the terms and conditions of an Engineering Services Contract by and between the City and Alan Plummer Associates, Inc. in the amount of \$104,555 for design of Alma Drive and Parker Road Drainage Improvements and authorizing the City Manager to execute all necessary documents.	Approved
	<p><b>Approval of Agreements</b></p>	
(j)	To approve an Agreement between the City of Plano and the Shops of Legacy, L.P. whereby the City will provide funding in part for The Lights of Legacy. The City will contribute \$60,000 for this annual event benefiting the Children’s Medical Center Legacy.	Approved
	<p><b>Subdivision Improvement Agreement</b></p>	
(k)	To approve the terms and conditions of a Subdivision Improvement Agreement by and between the City of Plano, Texas, and Newmark Homes, L.P. for off-site paving improvements in Cloverhaven Way and Bright Star Way.	Approved
	<p><b>Change Order: (Change to current City of Plano contract allowable under State law)</b></p>	
(l)	To Duit Construction Company, Inc., increasing the contract by \$132,949 for the Alma Road Whitetopping Street Resurfacing, Change Order No. 1. (Original Bid No. 2006-112-B).	Approved
	<p><b>Adoption of Resolutions</b></p>	
(m)	<b>Resolution No. 2006-10-14(R)A:</b> To approve the terms and conditions of 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 \$544,089; authorizing the City Manager to execute such agreements with these organizations for the provision of support of Heritage Preservation; and providing an effective date.	Adopted
(n)	<b>Resolution No. 2006-10-15(R):</b> To approve the terms and conditions of the Funding Agreements between the City of Plano, Texas, and six special events in the total amount of \$254,437, authorizing the City Manager to execute such agreements; and providing an effective date.	Adopted

ITEM NO.	EXPLANATION	ACTION TAKEN
(o)	<p><b>Resolution No. 2006-10-16(R):</b> To approve the terms and conditions of the Funding Agreements between the City of Plano, Texas, and various arts organizations, which all 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 provision of support of the arts; and providing an effective date.</p>	Adopted
(p)	<p><b>Resolution No. 2006-10-17(R):</b> To approve an annual contract with renewals for the purchase of additional DriveCams and driving feedback systems for implementation on City operated vehicles in an estimated annual amount of two hundred thirty-seven thousand six hundred fifty dollars (\$237,650) from DriveCam Inc., the sole source vendor of such equipment and services; authorizing the City Manager to take such action and execute such documents as necessary to effectuate the contract; and providing an effective date.</p>	Adopted
(q)	<p><b>Resolution No. 2006-10-18(R):</b> To approve the terms and conditions of an Interlocal Cooperation Agreement by and between the City of Plano, Texas, and the Texas Municipal League for Intergovernmental Insurance Pool; authorizing the City Manager to take such action and execute such documents as necessary to effectuate the agreement; and providing an effective date.</p>	Adopted
(r)	<p><b>Resolution No. 2006-10-19(R):</b> To approve the terms and conditions of an amendment to Municipal Maintenance Agreement for the furnishing, installing, operation and maintenance of cameras on State Highway Rights-of-Way to monitor compliance with traffic-control signals by and between the State of Texas and the City of Plano; authorizing its execution by the City Manager; and providing an effective date.</p>	Adopted
<p><b><u>Adoption of Ordinances</u></b></p>		
(s)	<p><b>Ordinance No. 2006-10-20:</b> To approve the carrying forward of Fiscal Year 2005-2006 funds to Fiscal Year 2006-2007; and providing an effective date.</p>	Adopted
(t)	<p><b>Ordinance No. 2006-10-21:</b> To abandon all right, title and interest of the City, in and to a portion of those certain easements being a fifteen foot (15') sanitary sewer easement recorded in Volume 4111, Page 2589, a fifteen foot (15') sanitary sewer easement recorded in Volume 4565, Page 0031 and a sixty foot (60') temporary drainage easement recorded in Volume 4111, Page 2605 of the Land Records of Collin County, Texas and being situated in the Collin County School Land Survey No. 7 Survey, Abstract Number 153 and being located north of McDermott Road and east of Ohio Drive; which is located within the City limits of Plano, Collin County, Texas; quitclaiming all right, title and interest of the City in such right-of-way to the abutting property owner, Pasquinelli Portrait Homes–The Enclave at Willow Crest LP, to the extent of its interest; authorizing the City Manager to execute any documents deemed necessary; and providing an effective date.</p>	Adopted

ITEM NO.	EXPLANATION	ACTION TAKEN
(u)	<p><b>Ordinance No. 2006-10-22:</b> To amend the Plano Code of Ordinances, Chapter 12, Motor Vehicles and Traffic, Article V, Stopping, Standing, and Parking, Section 12-101, Prohibited on certain streets at all times, to prohibit stopping, standing, or parking of motor vehicles on both sides of Alliance Boulevard between Preston Road and Allied Drive within the City limits of the City of Plano; declaring it unlawful and a misdemeanor to stop, stand, or park motor vehicles upon such sections of such roadway within the limits herein defined; 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.</p>	Adopted
(v)	<p><b>Ordinance No. 2006-10-23:</b> To repeal Ordinance No. 2003-9-44, codified as Sections 18-32, 18-33, and 18-34 of Article II, Collection Charges, of Chapter 18, Solid Waste of the Code of Ordinances of the City of Plano, Texas; establishing a revised schedule of rates and charges for solid waste disposal and collection applicable to residential and commercial accounts; and providing a repealer clause, a severability clause, and an effective date.</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>Public Hearing and adoption of Ordinance No. 2006-10-24</b> to designate a certain area within the City of Plano as Reinvestment Zone No. 94 for a tax abatement consisting of a 4.0782 acre tract of land located at the west right-of-way line of Preston Road and the north right-of-way line of Headquarters Drive, in the City of Plano; establishing the boundaries of such zone; ordaining other matters relating thereto; and providing an effective date.</p>	Conducted and adopted
(2)	<p><b>Resolution No. 2006-10-25(R):</b> To approve the terms and conditions of an agreement by and between the City of Plano, Texas, the County of Collin, Texas, the Collin County Community College District and NYLO Hotels, L.L.C., a Delaware Limited Liability Company, and providing for a business personal property and real property tax abatement, and authorizing its execution by the City Manager; and providing an effective date.</p>	Adopted
(3)	<p><b>Public Hearing and adoption of Ordinance No. 2006-10-26 as requested in Zoning Case 2006-22</b> – To amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, granting Specific Use Permit No. 578 so as to allow the additional use of Day Care Center on one lot on 0.1± acre of land located 110± feet north of Chapel Hill Boulevard and 1,418± feet east of Midway Road in the City of Plano, Collin County, Texas, presently zoned Regional 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. Applicant: Kiddin' Around Property Management Corporation</p>	Conducted and adopted

ITEM NO.	EXPLANATION	ACTION TAKEN
(4)	<p><b>Public Hearing and adoption of Ordinance No. 2006-10-27 for Comprehensive Plan Revision</b> – To adopt the updated Utilities Element of the Comprehensive Plan, amendments to the text as originally adopted by Resolution No. 87-2-21(R); approving the utilization of said element as revised and amended by the appropriate personnel and departments of the City of Plano for the purpose of guiding future development within the City of Plano, Texas; and providing an effective date. Applicant: City of Plano</p>	<p>Conducted and adopted</p>
(5)	<p><b>Presentation, direction and adoption of Resolution No. 2006-10-28(R)</b> regarding a Coalition Membership for TXU Coal Plants: A Resolution to approve the bylaws of the Texas Clean Air Cities Coalition (the “Coalition”) or coalition of cities and other local government entities and organizations formed to pursue mutual interests in respect of certain coal-burning electric power plants proposed for construction in Texas, and to preserve the rights of Texas local governments to protect their air quality and their access to sufficient and reasonably priced electric energy; accepting membership in said coalition; appointing a representative to serve on behalf of the City of Plano; approving payment of a membership assessment; authorizing its execution by the City Manager; and providing an effective date.</p>	<p>Presented and adopted</p>
(6)	<p><b>Presentation and Direction</b> regarding City of Plano Smoke Free Ordinance</p>	<p>Council directed Staff to move forward</p>
(7)	<p><b>Discussion and Direction</b> regarding the funding for The Plano Santa’s Parade.</p> <p><u><b>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.</b></u></p>	<p>Council directed Staff to move forward</p>