



CITY COUNCIL

1520 AVENUE K

DATE: October 24, 2005

CALL TO ORDER: 7:00 p.m.

INVOCATION: Rev. Paul Goodrich
Custer Road United Methodist Church

PLEDGE OF ALLEGIANCE: Girl Scout Troop 2284
Sigler 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>Proclamation: Arbor Day – 2005</p> <p><u>OATHS OF OFFICE</u></p> <p><u>Board of Adjustment</u> Cameron Aron McCall</p> <p><u>Plano Housing Authority</u> Earnest Richard Burke</p> <p><u>CERTIFICATES OF APPRECIATION</u></p> <p><u>Board of Adjustment</u> Michael Broderick Jackie Westbrook</p> <p><u>Building Standards Commission</u> Kenneth E. Gill Nathan LaFate Brinkley</p> <p><u>Community Relations Commission</u> Christy Tomlinson Doering Jane A. Stephenson</p>	

ITEM NO.	EXPLANATION	ACTION TAKEN
	<p><u>Heritage Commission</u> William H. Wallace Larry J. Keen Melissa O'Neal</p> <p><u>International Relations Advisory Commission</u> George Wong</p> <p><u>Keep Plano Beautiful Commission</u> David James Gillespie Roberto R. Rodriquez Maycel Epps</p> <p><u>Library Advisory Board</u> Betty Monday Mahan Joseph W. Holmes Kimberly Nelon</p> <p><u>Parks and Recreation Planning Board</u> Jim Norton R. Guy Wormald</p> <p><u>Planning and Zoning Commission</u> Lee Dunlap Jerry P. Kezhaya Laura J. Williamson</p> <p><u>Plano Housing Authority</u> Karen Sparks</p> <p><u>Plano Transition and Revitalization Commission</u> Jim Hiegel</p> <p><u>Public Arts Committee</u> David G. Wille</p> <p><u>Self Sufficiency Committee</u> Joe Wolens Milkes Earnest R. Burke</p> <p><u>Senior Citizens Advisory Board</u> Carol Rothschild</p> <p><u>Tax Increment Financing Reinvestment Zone No. 2 Board</u> Dollie V. Thomas</p> <p><u>Transportation Advisory Committee</u> Michael Hutchison</p>	

ITEM NO.	EXPLANATION	ACTION TAKEN
	<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>Youth Advisory Commission, Jocelyn Sedlet, Chair Technology Commission, Dana Johnson, 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> <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> <p>October 10, 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>	Approved
(b)	<p>To approve Bid No. 2005-190-C for Standard Lot Abatement Contract to Whitlock Commercial Services in the amount of \$35,000. This item will establish an annual fixed price contract with two City optional renewals.</p>	Approved
(c)	<p>To approve Bid No. 2005-253-C for Printing Services for Leisure Catalog to DFW Printing in the amount of \$67,005. This item will establish an annual fixed price contract with one City optional renewal.</p>	Approved
(d)	<p>To approve CSP No. B199-05 for CISV Only – Mesh Broadband Network to Motorola, Inc. in the amount of \$915,000. This purchase will establish a public safety wireless mesh network within the City of Plano that will be utilized by the Police Department for automation of field reporting.</p>	Approved

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(e)	To approve RFP No. 2005-133-B for Interactive Voice Response System to Selectron Technologies, Inc. in the amount of \$93,060.	Approved
(f)	To approve Bid No. 2005-264-P for the 2005-2006 Residential and Arterial Pavement Under-sealing and Raising Contract to Nortex Concrete Lifting and Stabilization, Inc. in the amount of \$1,398,250.	Approved
	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).	
(g)	To authorize the purchase of Pager Rentals in the estimated annual amount of \$36,760 from Metrocall Inc. through a State of Texas Department of Information Resources contract, and authorizing the City Manager to execute all necessary documents (DIR Contract No. DIR-SDD-202).	Approved
(h)	To authorize the purchase of four (4) full size Chevrolet Tahoes with Police Package in the amount of \$110,168 from Caldwell Country Chevrolet, through Tarrant County Joint/Venture Cooperative Program, and authorizing the City Manager to execute all necessary documents. (Contract #2005-180)	Approved
	Approval of Contract: (Purchase of products/services exempt from State of Texas Competitive Bid Laws)	
(i)	To approve and authorize a contract with Kendall Landscape Architecture to provide Landscape Architectural Services in conjunction with the Memorial Park Improvements in an amount not to exceed \$154,000 and authorizing the City Manager to execute any and all documents necessary to effectuate the contract.	Approved
(j)	To approve and authorize a contract with Halff Associates, Inc. to provide Landscape Architectural Services in conjunction with trail construction to extend Bluebonnet Trail from Alma Road to the underpass at U.S. 75 for a total of 2.3 miles in an amount not to exceed \$123,500 and authorizing the City Manager to execute any and all documents necessary to effectuate the contract.	Approved
(k)	To approve the terms and conditions of an engineering services contract by and between the City of Plano and Pacheco Koch Consulting Engineers, Inc. in the amount of \$234,820 for the Parkwood Boulevard Widening (Park Boulevard to Spring Creek Parkway) and authorizing the City Manager to execute all necessary documents.	Approved
	Change Order: (Change to current City of Plano contract allowable under State law)	
(l)	To Jim Bowman Construction Company LP, increasing the contract by \$122,271 for the 2004-2005 Residential Slab Replacement Project, Zones 16 & 17, Project No. 5587, Change Order No. 1, Bid No. B097-05.	Approved
(m)	To Mario Sinacola & Sons Excavating, Inc., increasing the contract by \$104,350 for Legacy Business District Water Line, Change Order No. 1. (Original Bid No. B069-05)	Approved

ITEM NO.	EXPLANATION	ACTION TAKEN
(n)	<p>Miscellaneous Purchase Authorization:</p> <p>To authorize the potential future expenditure of up to \$75,000 to Earth One, Inc. for the completion of the cleanup operation associated with a fuel spill at the Spring Creek Lift Station and authorizing the City Manager to execute any and all documents necessary to effectuate this expenditure.</p>	Approved
	<p><u>Adoption of Resolutions</u></p>	
(o)	<p>Resolution No. 2005-10-16(R): To amend and terminate the Section 401(a) Plan “Savings and Retirement Plan for Employees of the City of Plano” for its employees; and providing an effective date.</p>	Adopted
(p)	<p>Resolution No. 2005-10-17(R): To approve the tax roll for fiscal year 2005-2006, and providing an effective date.</p>	Adopted
(q)	<p>Resolution No. 2005-10-18(R): To approve and authorize refunds of property tax overpayments; and providing an effective date.</p>	Adopted
(r)	<p>Resolution No. 2005-10-19(R): To authorize the purchase of various library materials, including books, books-on-tape, audio cassettes, compact disks, and videocassettes for Plano Public Library System (PPLS), from Baker & Taylor under Texas State Contract 715-N1 Section IV (715-10-50), Section V (715-10-60), Section VIII (715-90-10), Section IX (715-05-10) and Section X (715-05-11); and for non-print materials only under the annual Northeast Texas Library System (NETLS) contract in the amount of \$400,000; authorizing the City Manager to take such action and execute such documents as necessary to effectuate the purchase approved herein; and providing an effective date.</p>	Adopted
(s)	<p>Resolution No. 2005-10-20(R): To authorize the purchase of library materials such as books, books-on-tape, and compact disks for the Plano Public Library System (PPLS) in the amount of \$340,000 from Brodart through the Northeast Texas Library System (NETLS); authorizing the City Manager to take such action and execute such documents as necessary to effectuate the purchase approved herein and providing an effective date.</p>	Adopted
(t)	<p>Resolution No. 2005-10-21(R): To authorize the purchase of various library materials for the Plano Public Library System in the total amount of \$59,761 from Standard & Poor’s and Proquest Information and Learning, the sole source suppliers of such materials; authorizing the City Manager to take such action and execute such documents as necessary to effectuate the purchase approved herein; and providing an effective date.</p>	Adopted
(u)	<p>Resolution No. 2005-10-22(R): 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 \$574,375; authorizing the City Manager to execute such agreements with these organizations for the provision of support of heritage preservation; and providing an effective date.</p>	Adopted
(v)	<p>Resolution No. 2005-10-23(R): To authorize the City Manager to enter into an agreement with LINK2GOV CORP. for the purpose of providing a City-wide payment processing service; and providing an effective date.</p>	Adopted

ITEM NO.	EXPLANATION	ACTION TAKEN
(w)	Resolution No. 2005-10-24(R): To repeal Resolution No. 2005-3-28(R); adopting new criteria and procedures for the Safe Streets Program (SSP) including evaluation of requests for traffic management devices for collector and residential streets; establishing new criteria for the substitution of traffic management devices; and updating the definitions to clarify the process.	Adopted
(x)	Resolution No. 2005-10-25(R): To ratify and approve the expenditure of funds in the amount of \$79,938 to the Assistance Center of Collin County and \$15,174 to Jerry Jones, Property Management, to provide continued assistance to hurricanes Katrina/Rita evacuees for the next ninety (90) days; and providing an effective date.	Adopted
(y)	Resolution No. 2005-10-26(R): 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; authorizing the City Manager to execute such agreements with these organizations for provision of support of the arts; and providing an effective date.	Adopted
(z)	Resolution No. 2005-10-27(R): To designate Plano Centre Manager, Food Sales and Service Supervisor and Plano Centre Financial Specialist as administrators of the Mixed Beverage Restaurant Permits with Food and Beverage (FB) for Plano Centre and Pecan Hollow Golf Course and providing an effective date.	Adopted
(aa)	Resolution No. 2005-10-28(R): To ratify and approve the expenditure of funds in the amount of \$165,079 for the repair of Plano Aquatic Center leaks by D.C.C., Inc. a local HUB vendor.	Adopted
(bb)	Resolution No. 2005-10-29(R): To endorse and authorize the Director of the Parks and Recreation Department to act on behalf of the City of Plano in executing shared cost grant agreement documents with the Texas Forest Service's Partnership Grant Program for the funding of a temporary, part-time Urban Forestry Data Collection Technician; and providing an effective date.	Adopted
(cc)	Resolution No. 2005-10-30(R): To approve the terms and conditions of an agreement between the City of Plano, Texas, and Ray King, a qualified professional artist, for the design, fabrication, delivery and installation of artwork for the Tom Muehlenbeck Center; and authorizing the City Manager to execute such agreement with Mr. King; and providing an effective date.	Adopted
(dd)	Resolution No. 2005-10-31(R): To set forth issues for consideration that should be undertaken regarding the design, construction, operational and financial decisions for tolling Highway 121; and providing an effective date.	Adopted
(ee)	Resolution No. 2005-10-32(R): To repeal Resolution No. 2005-10-1(R) in its entirety; and providing an effective date.	Adopted
(ff)	Resolution No. 2005-10-33(R): To approve the expenditure of bond funds, for equipment for technical services including a public safety wireless mesh network and library server, prior to the actual sale of the obligations.	Adopted

ITEM NO.	EXPLANATION	ACTION TAKEN
	<p><u>Adoption of Ordinances</u></p>	
(gg)	<p>Ordinance No. 2005-10-34: To amend Ordinance No. 98-5-28, codified as Section 2-324 of Article XVIII of Chapter 2 of the Code of Ordinances (Youth Advisory Commission) limiting the Youth Advisory Commission membership to Plano public and private high school and senior high school students only; and providing a repealer clause, a severability clause, and an effective date.</p>	Adopted
(hh)	<p>Ordinance No. 2005-10-35: To amend the Plano Code of Ordinances, Chapter 12, Motor Vehicles and Traffic, Article V, Stopping, Standing, and Parking, Section 12-102(e) to include the prohibition of stopping, standing, or parking of motor vehicles along the east and west side of Floyd Drive from its intersection with Oakland Hills Drive south to its intersection with Gull Lake Drive within the City limits of the City of Plano on school days between the hours of 7:15 a.m. and 8:15 a.m. and 2:45 p.m. and 3:45 p.m.; declaring the stopping, standing, or parking of motor vehicles in said section of Floyd Drive within the defined time limits as unlawful and a misdemeanor; and providing a repealer clause, a severability clause, a savings clause, a penalty clause, and an effective date.</p>	Adopted
(ii)	<p>Ordinance No. 2005-10-36: 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 the west side of Franc Drive between Plano Parkway and Guilder 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
(jj)	<p>Ordinance No. 2005-10-37: To abandon all right, title and interest of the City, in and to those certain easements assigned to the City of Plano by Lebanon Water Supply Corporation as recorded in Volume 2919 at Page 214 of the Collin County Land Records and being situated generally west of Preston Road and north of Spring Creek Parkway in the City limits of Plano, Collin County, Texas; quitclaiming all right, title and interest of the City in such easements to the abutting property owners, to the extent of their interests; authorizing the City Manager to execute any documents deemed necessary; and providing an effective date.</p>	Adopted
(kk)	<p>Ordinance No. 2005-10-38: To abandon all right, title and interest of the City, in and to a portion of that certain sanitary sewer easement recorded in Volume 2579 at Page 869 of the Land Records of Collin County and being situated in the Collin County School Land Survey, Abstract No. 153, located at the southeast corner of Preston Road and Hedgcoxe Road which is located within the City limits of Plano, Collin County, Texas; quitclaiming all right, title and interest of the City in such easement to the abutting property owner, Adolph Scherer Preston I, Ltd., 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
(ll)	<p>Ordinance No. 2005-10-39: To abandon all right, title and interest of the City in and to a portion of Lots 1 and 2, Block 9 of the P.R. Garrett Addition, as acquired in Volume 888 at Page 391 of the Land Records of Collin County, Texas, being situated in the Joseph Klepper Survey, Abstract No. 213 and located adjacent to the east line of F Avenue between 12th Street and 13th Street, which is located in the City limits of Plano, Collin County, Texas; quitclaiming all right, title and interest of the City in a portion of such right-of-way to the abutting property owner, Grady L. Dunbar, to the extent of his interest; authorizing the City Manager to execute any documents deemed necessary; and providing an effective date.</p>	Adopted
(mm)	<p>Ordinance No. 2005-10-40: To approve the carrying forward of Fiscal Year 2004-2005 funds to Fiscal Year 2005-2006; and providing an effective date.</p>	Adopted
<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>		
(1)	<p>Public Hearing and adoption of Ordinance No. 2005-10-41 to establish and designate a certain area within the City of Plano as Reinvestment Zone No. 93 for a tax abatement consisting of a 15.00 acre tract of land located at the northeast corner of Headquarters Drive and Parkwood Boulevard, east of Intuit Corporate Headquarters, 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>Resolution No. 2005-10-42(R) 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 Rent-A-Center Texas, L.P., a Texas Limited Partnership, 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>Public Hearing and an ordinance as requested in Zoning Case 2005-36 – To amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2004-9-37, as heretofore amended, so as to rezone 56.5± acres (Tract I - 17.3± acres and Tract II – 39.2± acres) located on the north side of McDermott Road, 270± feet east of Ohio Drive, and west of the future extension of Razor Parkway in the City of Plano, Collin County, Texas, from Regional Commercial and Neighborhood Office to Planned Development-177-Single-Family Residence Attached (Tract I - 17.3± acres) and Planned Development-178-Single-Family Residence-6 (Tract II – 39.20± acres); 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: Cay Trust No. 2 and Preston/121 J.V.</p>	Tabled to 11/14/05

ITEM NO.	EXPLANATION	ACTION TAKEN
(4)	<p>Public Hearing and adoption of Ordinance No. 2005-10-43 as requested in Zoning Case 2005-31 – To amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2004-9-37, as heretofore amended, so as to rezone 7.0± acres located at the southwest corner of 18th Street and G Avenue in the City of Plano, Collin County, Texas, from Corridor Commercial with Heritage Resource Designation No. 20 to Planned Development-179-Downtown Business/Government with Heritage Resource Designation No. 20; 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: City of Plano</p>	Conducted and adopted
(5)	<p>Public Hearing and Consideration of an appeal of the Planning & Zoning Commission’s denial of Zoning Case 2005-05 - Request to rezone 22.5± acres located at the southeast corner of Parker Road and Preston Road from Agricultural (A) to Planned Development-Neighborhood Office (O-1) with Specific Use Permit to allow for Bank, Savings and Loan, or Credit Union, Single-Family Residence Attached (SF-A) and Patio Home (PH). Zoned Agricultural. Neighborhood #43.</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>	Conducted and appeal approved