

PLANO CITY COUNCIL
March 9, 2011

COUNCIL MEMBERS

Phil Dyer, Mayor
Lee Dunlap, Mayor Pro Tem
Pat Miner, Deputy Mayor Pro Tem
Ben Harris
André Davidson
Lissa Smith
Harry LaRosiliere
Jean Callison

STAFF

Bruce Glasscock, City Manager
Frank Turner, Deputy City Manager
LaShon Ross, Deputy City Manager
Diane C. Wetherbee, City Attorney
Victoria Huynh, Deputy City Attorney
Diane Zucco, City Secretary

Mayor Dyer convened the Council into the Regular Session on Wednesday, March 9, 2011, at 7:01 p.m. in the Council Chamber of the Plano Municipal Center, 1520 K Avenue. All Council Members were present.

The invocation was led by Dr. Scott Fenton of Meadows Baptist Church and Mayor Dyer led the Pledge of Allegiance.

City Manager Bruce Glasscock received presentation of a State House Resolution.

COMMENTS OF PUBLIC INTEREST

No one appeared to speak.

CONSENT AGENDA

Upon a motion made by Council Member LaRosiliere and seconded by Council Member Smith, the Council voted 8-0 to approve and adopt all items on the Consent Agenda as recommended and as follows:

Approval of Expenditures

Approval of Contract: (Purchase of products/services exempt from State of Texas Competitive Bid Laws)

To approve a contract made and entered into by and between the City of Plano, the Board of Trustees of the Plano Independent School District and Sharon Rowe, the Elections Administrator of Collin County, Texas, pursuant to the authority in Subchapter D, Section 31.092, of Chapter 31, of the Texas Election Code, regarding the coordination, supervision, and running of the City's May 14, 2011 Joint General Election in the estimated amount of \$27,408. (Consent Agenda Item "A")

Approval of Change Order

To Tiseo Paving Company, increasing the contract by \$35,997 for McDermott Road from Ohio Drive to Coit Road, Change Order No. 4. Original Bid No. 2009-143-B. (Consent Agenda Item "B")

Adoption of Resolutions

Resolution No. 2011-3-1(R): To authorize the purchase of the Interactive Voice Response (IVR) System Upgrade from Selectron Technologies, Inc., a sole source provider for such upgrade, in the amount of \$51,000; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item "C")

Resolution No. 2011-3-2(R): To approve the hiring of an Assistant City Attorney by the City Attorney; and providing an effective date. (Consent Agenda Item "D")

Adoption of Ordinances

Ordinance No. 2011-3-3: To amend City of Plano Ordinance No. 2011-1-7 codified as Article II, Building Code, of Chapter 6 of the Code of Ordinances; adding amendments for Chapter 9 of the 2009 International Building Code, Fire Protection Systems, to mirror the amendments adopted with the 2009 International Fire Code; and providing, a severability clause, a savings clause, a penalty clause, a publication clause and an effective date. (Consent Agenda Item "E")

Ordinance No. 2011-3-4: To transfer the sum of \$42,000 from the General Fund unappropriated fund balance to the General Fund operating appropriation for fiscal year 2010-11 for the purpose of providing funds for auditing of additional major programs outside the scope of the audit engagement with Grant Thornton; amending the budget of the City and Ordinance 2010-9-8; declaring this action to be a case of public necessity; and providing an effective date. (Consent Agenda Item "F")

END OF CONSENT

Ordinance No. 2011-3-5: To approve the terms and conditions of a Boundary Adjustment Agreement between the City of Plano, Texas and the City of Allen, Texas; authorizing the City Manager to execute the agreement on behalf of the City of Plano; and providing an effective date. (Regular Agenda Item "1")

Ordinance No. 2011-3-5 (cont'd)

Director of Planning Jarrell advised that the City of Plano partnered with the City of Allen to complete construction of Chaparral Road and that the new alignment necessitates a boundary agreement between the cities to give Allen control of right-of-way maintenance and traffic enforcement while two residential properties to the north will remain in Plano via a connecting strip of property. She further advised that tests will be conducted to ensure Plano's public safety response. Lyndon Neffernan, citizen of Plano, spoke to concerns brought to the City of Allen's attention during construction and the need for a left-turn lane for driveway access. Deputy Director of Public Works and Engineering Cosgrove spoke to safety concerns and advised that a left-turn lane will be added. He further advised that the City of Allen managed the construction which was planned by their city, the City of Plano and the North Texas Municipal Water District. Mayor Dyer advised that Plano Staff will assist in addressing further concerns of citizens.

Upon a motion made by Mayor Pro Tem Dunlap and seconded by Council Member LaRosiliere, the Council voted 8-0 to approve the terms and conditions of a Boundary Adjustment Agreement between the City of Plano, Texas and the City of Allen, Texas; and further to adopt Ordinance No. 2011-3-5.

Resolution No. 2011-3-6(R): To approve the terms and conditions of an Economic Development Incentive Agreement by and between GGNSC Holdings, LLC and the City of Plano; authorizing its execution by the City Manager; and providing an effective date. (Regular Agenda Item "2")

Plano Economic Development Board Executive Director Bane advised that the agreement provides for occupancy of not less than 25,000 of existing commercial space; the transfer or creation of up to 50 full-time jobs by August 1, 2012, with a possible additional 50 on or before August 1, 2013 and the option of adding 100 positions on or before August 1, 2015; business personal property in the amount of no less than \$5 million; real property in the amount of \$2.5 million and the term is for 20 years expiring on July 31, 2021.

Upon a motion made by Council Member LaRosiliere and seconded by Deputy Mayor Pro Tem Miner, the Council voted 8-0 to approve an Economic Development Incentive Agreement with GGNSC Holdings, LLC; and further to adopt Resolution No. 2011-3-6(R).

Nothing further was discussed and Mayor Dyer adjourned the meeting at 7:27 p.m.

Phil Dyer, MAYOR

ATTEST:

Diane Zucco, City Secretary