

**PLANO CITY COUNCIL
PRELIMINARY OPEN MEETING
April 12, 2010**

COUNCIL MEMBERS

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

STAFF

Thomas H. Muehlenbeck, City Manager
Frank Turner, Deputy City Manager
Bruce Glasscock, Deputy City Manager
Mark Israelson, Assistant City Manager
LaShon Ross, Assistant City Manager
Diane C. Wetherbee, City Attorney
Diane Zucco, City Secretary

Mayor Dyer called the meeting to order at 5:02 p.m., Monday, April 12, 2010, in Training Room A of the Municipal Center, 1520 K Avenue. All Council Members were present. Mayor Dyer then stated that the Council would retire into Executive Session in compliance with Chapter 551, Government Code, Vernon's Texas Codes, Annotated, in order to consult with an attorney and receive Legal Advice/Litigation, Section 551.071, discuss Personnel, Section 551.074; and to receive information regarding Economic Development, Section 551.087 for which a certified agenda will be kept in the office of the City Secretary for a period of two years as required.

Mayor Dyer reconvened the meeting back into the Preliminary Open Meeting at 5:36 p.m.

Consideration and action resulting from Executive Session discussion:

Personnel Appointments

Building Standards Commission

Upon a motion made by Deputy Mayor Pro Tem Dunlap and seconded by Council Member Harris, the Council voted 8-0 to move Arthur Stone to a regular position and to appoint James Mack Craft, Jr. to an alternate interim position.

Board of Adjustment

Upon a motion made by Deputy Mayor Pro Tem Dunlap and seconded by Council Member Miner, the Council voted 8-0 to appoint Peter Krause to an alternate interim position.

North Texas Municipal Water District Board

Upon a motion made by Council Member Harris and seconded by Council Member Miner, the Council voted 8-0 to reappoint Shep Stahel.

Personnel Appointments

Library Advisory Board

Upon a motion made by Mayor Pro Tem LaRosiliere and seconded by Council Member Harris, the Council voted 8-0 to appoint Kimberley Malouf to an interim term expiring in October of 2011 and further deferred the remaining vacancy.

Photographic Traffic Signal Advisory Committee

Upon a motion made by Mayor Pro Tem Larosiliere and seconded by Deputy Mayor Pro Tem Dunlap, the Council voted 8-0 to appoint Doug A. Bender to a one-year term. Upon a motion made by Council Member Callison and seconded by Deputy Mayor Pro Tem Dunlap, the Council voted 8-0 to appoint Natalie "N" Crawford to a three-year term. The Council deferred on the remaining vacancy and appointment of chair/vice-chair.

Self Sufficiency Committee

Upon a motion made by Council Member Smith and seconded by Council Member Harris, the Council voted 8-0 to appoint Matt Lagos.

Discussion and Direction Regarding Spousal Eligibility on Health Plan

Assistant City Manager Ross spoke to the City's commitment to providing a benefit package that is competitive in the market and allows for positive recruitment and retention. She reviewed the philosophy implemented in 2006 transitioning the subsidy to 90% for employees and 75% for dependents. Ms. Ross spoke to spouses who may have coverage with their own employer, the rate of subsidy for other municipalities with Plano being among the highest, providing information to employees prior to implementation of any revisions, and health care being part of an overall benefit package. Council Member Smith requested information regarding the cost savings to the City related to the decreased dependent subsidy. Mayor Pro Tem LaRosiliere requested information regarding the cost to employees should the amount of subsidy be changed and City Manager Muehlenbeck requested information regarding the impact of new health-related legislation.

Presentation and Demonstration of City On-line Check Register

Director of Finance Tacke advised that the register has been on-line for several weeks and spoke to the City's receipt of the Gold Leadership Circle Award from the State Comptroller's Office based on web posting of the budget, comprehensive annual financial report and check register. Mayor Dyer requested the presentation be rescheduled due to technical difficulties.

Comprehensive Monthly Finance Report

Director of Finance Tacke spoke to February's General Fund and Sustainability revenues as a percentage of budget being down slightly as compared to last year and Water/Sewer revenues up slightly. She advised that actual revenues are down by \$4.5 million primarily due to decreasing sales tax and electric/telephone franchise fee revenues. Ms. Tacke advised that expenditures in the General Fund are down slightly with Water/Sewer up, the unemployment rate has increased, and spoke to increases in the sewer account, encumbrances of the new environmental education complex, and increases in contractual payments to the North Texas Municipal Water District

Presentation of Police Department's Racial Profiling Report

Police Chief Rushin spoke to the requirement to present data gathered from traffic stops resulting in a citation or arrest noting the race or ethnicity of the individual detained and whether a search was conducted. He advised that the report contains rough data and does not constitute evidence of racial profiling. Chief Rushin spoke to the percentage of stops affecting non-Plano residents, a baseline based on crash data population and factors related to discretionary and non-discretionary arrests. He advised there were 74,436 traffic contacts in 2009 with five alleging bias and stated none of these could be investigated because the alleging parties did not sign the required complaint form. Chief Rushin spoke to officer involvement in the community and future strategies to include gathering and analyzing data, utilizing car videos, review of standards, training, and minority recruiting. He responded to City Manager Muehlenbeck that the requirement to provide information applies to all entities (state, counties, and municipalities).

Presentation of Police Department's Annual Report

Police Chief Rushin spoke to the police as the largest City department with 586 full/part time employees (341 sworn officers/157 civilians) and its mission to provide outstanding police services in partnership with the community and to maintain a safe environment that contributes to the quality of life. He spoke to emphasizing voluntary compliance, education of citizens, partnership with the community, visual presence, detection and apprehension of offenders. Chief Rushin referred to performance measures including the crime rate (the lowest in over ten years), traffic safety, timely service with overall response times within target ranges and quality of service as measured by citizen expectations. He spoke to accomplishments including receipt of CALEA Flagship Accreditation, efforts of Law Enforcement Explorer's Post 911, the award winning National Night Out Program, and the rise in volunteer programs. Chief Rushin spoke to the positive impact and expansion of the Automated Red Light Camera Enforcement Program and the Department's future focus on performance measures, efficiency, technology, employee development, and community partnerships.

Discussion Regarding Council Member Interest in Service on National League of Cities (NLC) Boards

City Manager Muehlenbeck requested the Council advise Staff of their interest in serving on NLC Boards and reviewed the appointment process. Deputy City Manager Glasscock advised regarding meetings and noted that the NLC is comprised of 8,000+ cities and serves as the legislative voice of municipal government at the federal level.

Council Items for discussion/action on future agendas

No items were discussed.

Consent and Regular Agendas

Deputy Mayor Pro Tem Dunlap requested that Consent Agenda Items “H,” Bid No. 2010-78-B for Alley Reconstruction – 16th Street & US 75 to Jim Bowman Construction Co., L.P. in the amount of \$210,458; and “I,” Bid No. 2010-81-B for 14th Street and George Bush Turnpike Waterlines to Jim Bowman Construction Co., L.P. in the amount of \$764,931 be removed for individual consideration due to possible conflicts of interest.

City Manager Muehlenbeck advised that Consent Agenda Item “G,” Bid No. 2010-48-C for contract for the purchase of large and small plastic meter box lids to Bass and Hays Foundry, Inc. in an estimated amount of \$114,120 would be pulled and held until April 26, 2010.

Nothing further was discussed. Mayor Dyer adjourned the Preliminary Meeting at 6:49 p.m.

Phil Dyer, Mayor

ATTEST

Diane Zucco, City Secretary