

**PLANO CITY COUNCIL
PRELIMINARY OPEN MEETING
July 27, 2009**

COUNCIL MEMBERS

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

STAFF

Thomas H. Muehlenbeck, City Manager
Frank Turner, Deputy City Manager
Bruce Glasscock, Deputy City Manager
Rod Hogan, 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 5:07 p.m., Monday, July 27, 2009, 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, Section 551.071; and to discuss Personnel, Section 551.074 and 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 6:07 p.m. in the Council Chambers where the following matters were discussed:

Consideration and Action Resulting From Executive Session: Personnel Reappointments

Arts of Collin County Commission Board of Directors

Upon a motion made by Council Member Callison and seconded by Council Member Smith, the Council voted 8-0 to reappoint Dr. Betty Muns.

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 reappoint Carolyn Kalchthaler and Joe Wolens Milkes.

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 reappoint Arthur Stone.

Heritage Commission

Upon a motion made by Deputy Mayor Pro Tem Dunlap and seconded by Council Member Jackson, the Council voted 8-0 to reappoint Gregory Blair Carter and Karen Bellessa.

Planning and Zoning Commission

Upon a motion made by Mayor Pro Tem LaRosiliere and seconded by Council Member Miner, the Council voted 8-0 to table consideration of reappointments at this time.

Personnel: Reappointments

Animal Shelter Advisory Committee

Upon a motion made by Council Member Miner and seconded by Council Member Jackson, the Council voted 8-0 to reappoint Elizabeth Ann Bodden, Amanda Earl and Sunny Ruth.

Civil Service Commission

Upon a motion made by Deputy Mayor Pro Tem Dunlap and seconded by Council Member Callison the Council voted 8-0 to reappoint Robert J. Barraclough following City Manager Muehlenbeck's recommendation.

Community Relations Commission

Upon a motion made by Council Member Callison and seconded by Council Member Smith, the Council voted 8-0 to reappoint Shirley Aguilar, Mary Jane Ketcham and Richard Grady.

Cultural Affairs Commission

Upon a motion made by Council Member Callison and seconded by Deputy Mayor Pro Tem Dunlap, the Council voted 8-0 to reappoint Andrea Stroh and Margaret S.C. Tsai.

Library Advisory Board

Upon a motion made by Mayor Pro Tem LaRosiliere and seconded by Council Member Harris, the Council voted 8-0 to reappoint Russ Kissick, Robert R. Marquardt and Erma J. Spencer.

Parks and Recreation Planning Board

Upon a motion made by Deputy Mayor Pro Tem Dunlap and seconded by Council Member Miner, the Council voted 8-0 to reappoint Paul Jasina and Kayci Brooks Prince.

Plano Housing Authority

Upon a motion made by Council Member Callison and seconded by Council Member Harris, the Council voted 8-0 to reappoint Ernest Burke and Kathy D. Hines.

Public Arts Committee

Upon a motion made by Council Member Callison and seconded by Council Member Smith, the Council voted 8-0 to table consideration of reappointments at this time.

Retirement Security Plan Committee

Upon a motion made by Deputy Mayor Pro Tem Dunlap and seconded by Council Member Callison, the Council voted 8-0 to reappoint John Kortenhaus thus confirming City Manager Muehlenbeck's recommendation.

Self Sufficiency Committee

Upon a motion made by Council Member Jackson and seconded by Council Member Smith, the Council voted 8-0 to reappoint Prissy Wisnewski, Stephen E. Vitasek, Kellie Hanford and Cathie Stanford Alexander.

Senior Citizens Advisory Board

Upon a motion made by Council Member Callison and seconded by Council Member Harris, the Council voted 8-0 to table consideration of reappointments at this time.

Tax Increment Financing District #2 Board

Upon a motion made by Council Member Miner and seconded by Deputy Mayor Pro Tem Dunlap, the Council voted 8-0 to reappoint those expressing interest in the board (leaving two vacancies). Council Member Miner brought forward an amended motion to reappoint Pat Miner, Russell G. Coolik, Shawn Gay, Chris Hatcher, Alan Johnson and James F. Schell (leaving three vacancies). The Council voted 8-0 and the motion carried.

Mobility Report

Transportation Engineering Manager Neal spoke to efforts to move forward on work to complete the traffic signal at Robinson Road/McDermott Drive and advised Council Member Jackson that installation will be complete by December 2009. He spoke regarding the relocation of traffic at U.S. 75/Parker Road to continue for approximately five months and advised that the signal at Midway Road/McKamy Trail has declined in priority ranking.

Mr. Neal spoke to Council consideration of signals in 2002-03 and options including fixed-time operations, actuated where signals remain in a particular state until a car is present, progression with all actuated locations combined to communicate to one another, and adaptive which looks at the system. He advised that in 2003, the direction was to utilize progression strategies but that calls are received from citizens waiting on side streets. Mr. Neal reviewed strategies of other cities including consideration of land use and traffic volume changes, high priority arterials, and high crash locations. He spoke to review of current issues including side street delay, excessive main street stops, mid-day congestion and spoke regarding a grant from COG to consider mid-day traffic. Mr. Neal spoke to looking to future planning via system development and challenges of staying responsive to citizen suggestions, coordinating with surrounding cities, and minimizing traffic delay while addressing fuel usage, pollution and vehicle stops. He spoke to identifying future needs and implementation of advanced traffic signal technologies.

Mr. Neal responded to Council Member Jackson regarding the difficulties associated with changing some signals to a flashing operation during mid-day. Ms. Jackson spoke regarding the San Simeon Way/Independence Parkway location. Mr. Neal responded to Council Member Miner, advising that software upgrades for traffic modeling are purchased by the City. Mayor Dyer spoke to a 6:30 a.m. time for cycling to begin.

Comprehensive Monthly Financial Report

Director of Finance Tacke provided the report for the month of June 2009 advising that the General Fund's percentage of budget is down slightly as compared to last year but that actual revenues are up \$2.8 million due to an increase in ad valorem taxes. She spoke to the decline in sales tax, building permits, and sustainability revenue with the Water/Sewer Fund's percentage of budget down and actual revenues up \$6 million. Ms. Tacke advised that the General Fund is reflecting a greater reliance on ad valorem taxes. She spoke to the increase in expenditures related to personnel costs and the funding of post-employment benefits and the increase in Water/Sewer expenditures due to payments to the North Texas Municipal Water District. Ms. Tacke spoke to the increase in unemployment rates and responded she will provide the source of figures. She spoke to the Adjusted Price Index and Municipal Cost Index both remaining flat and City Manager Muehlenbeck advised Staff can review previous trends. Ms. Tacke spoke to the \$1.4 million audit adjustment, the projected decrease in taxable assessed values and addressed investment diversification and maturity.

Council items for discussion/action on future agendas

No items were discussed.

Consent and Regular Agenda

Council Member Jackson and Citizen Richard Simmons requested Consent Agenda Item "D," Bid No. 2009-34-B for Preston Road at Legacy Drive Intersection Improvements to McMahon Contracting, LP, in the amount of \$1,292,753, be removed for individual consideration.

Mayor Dyer requested Consent Agenda Item "E," Rejection of Bid No. 2009-122-B for the Legacy Greenbelt Extension, Denbury to YMCA from all bidders be removed for individual consideration.

Staff requested Consent Agenda Item "Q," a resolution to approve the terms and conditions of an Interlocal Cooperation Agreement by and between the City of Plano and Collin County, Texas for intersection improvements at McDermott Road and Robinson Road be pulled from the agenda.

Council Member Jackson requested Consent Agenda Item "W," an ordinance to transfer the sum of \$183,610 from the General Fund Operating Appropriation for Fiscal Year 2008-09 to the Grant Fund Operating Appropriation to repay HUD be removed for individual consideration.

Council Member Jackson advised that she would be stepping down on Regular Agenda Item "8," a resolution to approve the terms and conditions of an Economic Development Incentive Agreement by and between the City of Plano, Texas and Enterprise Mobile, Inc., due to a possible conflict of interest.

Nothing further was discussed. Mayor Dyer adjourned the Preliminary Meeting at 7:01 p.m.

Phil Dyer, Mayor

ATTEST

Diane Zucco, City Secretary