

CITY COUNCIL

1520 AVENUE K



DATE: 11/25/2013
CALL TO ORDER: 7:00 p.m.
INVOCATION: Rabbi Stefan Weinberg
Congregation Anshai Torah
PLEDGE OF ALLEGIANCE: The Men of Note Chorus

ITEM NO.	EXPLANATION	ACTION TAKEN
	<p>OUR MISSION - THE CITY OF PLANO IS A REGIONAL AND NATIONAL LEADER, PROVIDING OUTSTANDING SERVICES AND FACILITIES THROUGH COOPERATIVE EFFORTS THAT ENGAGE OUR CITIZENS AND 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 & SPECIAL RECOGNITION</u></p> <p>PRESENTATION: The Plano Senior Men's Golf Association would like to make a presentation to the Plano City Council for the City's support of the Pecan Hollow Golf Course</p> <p>PRESENTATION: Plano has been awarded the Certificate of Achievement for Excellence in Financial Reporting for the City's 2012 annual financial report</p> <p><u>COMMENTS OF PUBLIC INTEREST</u></p> <p><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></p> <p><u>CONSENT AGENDA</u></p> <p><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></p>	

ITEM NO.	EXPLANATION	ACTION TAKEN
(a)	<p><u>Approval of Minutes</u> November 11, 2013</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>	
(b)	<p>Bid No. 2013-398-B for Sunset Park Improvements Project No. 6130 to UCS Group, LLC in the amount of \$1,051,426 and authorizing the City Manager to execute all necessary documents.</p>	
(c)	<p>Bid No. 2013-373-C for a one (1) year contract to purchase Tires- New for Inventory Control & Assets Disposal (ICAD) from American Tire Distributors, A to Z Tire & Battery, Inc., Southern Tire Mart, and Blagg Tire & Service in an estimated annual amount of \$278,702 and authorizing the City Manager to execute all necessary documents.</p>	
	<p><u>Approval of Expenditure</u></p>	
(d)	<p>To approve the purchase of CommVault Software License Upgrade and subsequent Premier Support Maintenance Coverage in the amount of \$248,411 from CDW Government, LLC through an existing contract with The Cooperative Purchasing Network (TCPN) and authorizing the City Manager to execute all necessary documents. (TCPN Contract No. R5106)</p>	
	<p><u>Adoption of Resolutions</u></p>	
(e)	<p>To approve the terms and conditions of a Second Amendment to Communications Facilities License by and between the City of Plano, Texas, and New Cingular Wireless PCS, LLC, a Delaware limited liability company, authorizing its execution by the City Manager; and providing an effective date.</p>	
(f)	<p>To approve the terms and conditions of a Third Amendment to Communications Facilities License by and between the City of Plano, Texas, and New Cingular Wireless PCS, LLC, a Delaware limited liability company, authorizing its execution by the City Manager; and providing an effective date.</p>	
(g)	<p>To review and approve the City's written Public Funds Investment Policy; and providing an effective date.</p>	

ITEM NO.	EXPLANATION	ACTION TAKEN
(h)	<p><u>Adoption of Ordinances</u></p> <p>To transfer the sum of \$218,393 from the Water & Sewer Fund Unappropriated fund balance to the Water & Sewer Fund Operating Appropriation and transfer the sum of \$218,393 from the Municipal Drainage Utility Fund Unappropriated fund balance to the Municipal Drainage Utility Fund Operating Appropriation for Fiscal Year 2013-14 for the purpose of providing funding for two (2) work crews totaling eight (8) positions, two (2) Construction Inspector positions and the operational costs related to the Curb Repair Program and Utility Cut Repairs, amending the Budget of the City and Ordinance No. 2013-9-8, Section 1, Items “J” and “W” to reflect the actions taken herein; declaring this action to be a case of public necessity; and providing an effective date.</p> <p><u>ITEMS FOR INDIVIDUAL CONSIDERATION:</u></p> <p><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></p> <p><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></p>	
(1)	<p>Consideration of a Resolution to approve the Investment Portfolio Summary for the quarter ending September 30, 2013 and providing an effective date.</p>	
(2)	<p>Consideration of a Resolution of the City of Plano to cast its ballot for the election of members to the Collin County Central Appraisal District Board of Directors under the provision of the Property Tax Code; authorizing the Mayor to execute the ballot for and on behalf of the City of Plano; and providing an effective date.</p>	
(3)	<p>Consideration of a Resolution of the City of Plano to cast its ballot for the election of members to the Denton Central Appraisal District Board of Directors under the provision of the Property Tax Code; authorizing the Mayor to execute the ballot for and on behalf of the City of Plano; and providing an effective date.</p>	
(4)	<p>Consideration of an Appeal of the Planning & Zoning Commission’s denial of the Concept Plan for Swaminarayan Gurukul Addition, Block A, Lot 1, including consideration of requested variances from the Subdivision Ordinance - Religious facility on one lot on 22.9± acres located on the west side of Park Vista Road, 1,500± feet south of 14th Street. Zoned Agricultural. Applicant: Swaminarayan Gurukul</p>	

ITEM NO.	EXPLANATION	ACTION TAKEN
	<p><u>Municipal Center is wheelchair accessible. A sloped curb entry is available at the main entrance facing Municipal/L Avenue, with specially marked parking spaces nearby. Access and special parking are also available on the north side of the building. The Senator Florence Shapiro Council Chambers is accessible by elevator to the lower level. 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>	



**CITY OF PLANO
COUNCIL AGENDA ITEM**

CITY SECRETARY'S USE ONLY				
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory				
Council Meeting Date:		11/25/2013		
Department:		City Manager's Office		
Department Head		Bruce Glasscock		
Agenda Coordinator (include phone #): Melinda White X7548, Cindy Pierce X5161				
CAPTION				
PRESENTATION: The Plano Senior Men's Golf Association would like to make a presentation to the Plano City Council for the city's support of the Pecan Hollow Golf Course.				
FINANCIAL SUMMARY				
<input type="checkbox"/> NOT APPLICABLE <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP				
FISCAL YEAR:	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	0	0	0
Encumbered/Expended Amount	0	0	0	0
This Item	0	0	0	0
BALANCE	0	0	0	0
FUND(S):				
COMMENTS:				
SUMMARY OF ITEM				
List of Supporting Documents:			Other Departments, Boards, Commissions or Agencies	



**CITY OF PLANO
COUNCIL AGENDA ITEM**

CITY SECRETARY'S USE ONLY				
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory				
Council Meeting Date:		11/25/2013		
Department:		City Manager's Office		
Department Head		Bruce Glasscock		
Agenda Coordinator (include phone #): Melinda White X7548, Cindy Pierce X5161				
CAPTION				
PRESENTATION: Plano has been awarded the Certificate of Achievement for Excellence in Financial Reporting for the city's 2012 annual financial report.				
FINANCIAL SUMMARY				
<input type="checkbox"/> NOT APPLICABLE <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP				
FISCAL YEAR:	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	0	0	0
Encumbered/Expended Amount	0	0	0	0
This Item	0	0	0	0
BALANCE	0	0	0	0
FUND(S):				
COMMENTS:				
SUMMARY OF ITEM				
List of Supporting Documents:			Other Departments, Boards, Commissions or Agencies	

**PLANO CITY COUNCIL
PRELIMINARY OPEN MEETING
November 11, 2013**

COUNCIL MEMBERS PRESENT

Harry LaRosiliere, Mayor
Lissa Smith, Mayor Pro Tem
Ben Harris, Deputy Mayor Pro Tem
Pat Miner
André Davidson
Jim Duggan
Patrick Gallagher
David Downs

STAFF PRESENT

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

Mayor LaRosiliere called the meeting to order at 4:02 p.m., Monday, November 11, 2013, in Training Room A of the Municipal Center, 1520 K Avenue. A quorum was present. Mayor LaRosiliere 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, receive information regarding Economic Development, Section 551.087; and to discuss Personnel, Section 551.074 for which a certified agenda will be kept in the office of the City Secretary for a period of two years as required.

Mayor LaRosiliere reconvened the meeting back into the Preliminary Open Meeting at 6:32 p.m. in the Senator Florence Shapiro Council Chambers.

Consideration and action resulting from Executive Session discussion

No items were brought forward.

Report Regarding Street Maintenance

Director of Public Works Cosgrove advised that Plano has 371 miles of major thoroughfares and 132 miles of collector streets. He spoke to the impact of age, traffic, poor soils, weather, utilities, trees, rapid growth and poor concrete on the condition of roadways. Mr. Cosgrove spoke to extending the life of assets through the Capital Reserve Program and reviewed locations with the worst conditions, advising that none of them were included in the replacement schedule or recent bond election. He spoke to monies spent on neighborhood streets and the sources of funding with street replacement coming from bond funds and rehabilitation from capital reserve funds (completed by contractors) or operating budget funds (completed by Public Works Staff).

Mr. Cosgrove advised that capital reserve spending has averaged \$7 million over the last five years and is anticipated at \$13 million for 2013-14. He provided information on rehabilitation methods and advised that currently work orders are taking 60-90 days rather than 30-45 with Staff getting further behind. Mr. Cosgrove spoke to acquisition of a new work order/asset management system, assessment of pavement on a three-year cycle, increasing contracting work for larger projects and increased Staff for smaller items with the goal of reducing repair times. He spoke to adding new crews for utility cut and curb repairs and two senior construction inspectors at an annual cost of \$713,463. City Manager Glasscock spoke to taking funding from Capital Reserves and including a line item in future budgets. Mr. Cosgrove advised that the cost for replacement of major thoroughfares is \$6 million per mile and Mr. Glasscock advised that those costs cannot be reallocated, but must be voted on through a bond proposition. Mayor LaRosiliere spoke to future discussions regarding strategic allocation of funds.

Council items for discussion/action on future agendas

No items were discussed.

Consent and Regular Agendas

No items were discussed.

Nothing further was discussed. Mayor LaRosiliere adjourned the Preliminary Meeting at 7:06 p.m.

Harry LaRosiliere, MAYOR

ATTEST

Diane Zucco, City Secretary

PLANO CITY COUNCIL
November 11, 2013

COUNCIL MEMBERS PRESENT

Harry LaRosiliere, Mayor
Lissa Smith, Mayor Pro Tem
Ben Harris, Deputy Mayor Pro Tem
Pat Miner
André Davidson
Jim Duggan
Patrick Gallagher
David Downs

STAFF PRESENT

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

Mayor LaRosiliere convened the Council into the Regular Session on Monday, November 11, 2013, at 7:06 p.m. in the Senator Florence Shapiro Council Chambers of the Plano Municipal Center, 1520 K Avenue. A quorum was present.

Associate Pastor Denise Peckham of Christ United Methodist Church led the invocation, the Plano American Legion Post 321 Honor Guard presented the colors and Mayor LaRosiliere led the Pledge of Allegiance.

Mayor LaRosiliere recognized Veterans' Day and the Salvation Army's Red Kettle Program. He further administered oaths of office to incoming board and commission members.

Comments of Public Interest

No one appeared to speak

CONSENT AGENDA

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

Approval of Minutes (Consent Agenda Item "A")
October 28, 2013

Approval of Expenditures

Award/Rejection of Bid/Proposal: (Purchase of products/services through formal procurement process by this agency)

Bid No. 2013-294-B for Uninterruptible Power Supply Systems for Public Works and Police Department to Paradigm Traffic Systems, Inc. in the amount of \$71,400 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “B”)

Bid No. 2013-287-P for the Hauling of Construction Debris Requirements Contract with three (3) City optional renewals to Braxton Transportation, LLC in the amount of \$178,600 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “C”)

Bid No. 2013-393-P for the Concrete Sidewalk Requirements Contract with two (2) optional renewals, Project No. 6356 to Ti-Zack Concrete Inc. in the amount of \$458,304 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “D”)

Bid No. 2013-394-B for Water Main Rehabilitation – Huntington Park – Timbercreek Estates to SYB Construction Co., Inc. in the amount of \$1,858,469 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “E”)

Bid No. 2013-384-B for the Residential Concrete Pavement Rehab Project Zone I6 South, Project No. 6324 to 2 CMD Inc. in the amount of \$2,197,029 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “F”)

Bid No. 2013-407-C for a one (1) year contract with three (3) optional one year renewals for the purchase of Utility Meter Transmission Units for Customer and Utility Services to HD Supply Waterworks, LTD. in the estimated annual amount of \$139,719 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “G”)

Approval of Expenditure

To approve an expenditure for the purchase of GIS software maintenance from Environmental Systems Research Institute, Inc., a sole source provider for the City of Plano Planning Department for an annual contract with three (3) City optional renewals in the total estimated annual amount of \$57,600 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “H”)

To approve the purchase for a health care consultant for transparent pricing and quality metrics through an existing annual contract with renewals, to be utilized by Human Resources, in the estimated annual amount of \$225,000 from Lift Account, LLC d/b/a Compass Professional Health Services through City of Frisco (Contract No. 1303-035) and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “I”)

To approve the purchase of implementation, licensing and annual software maintenance support for the Utiligy 360 - Enterprise Utility Management product from the sole source provider, Denovo Ventures LLC, in the first year amount of \$622,702 with four (4) City optional renewals, in the estimated annual amount of \$41,712 and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item "J")

Adoption of Resolutions

Resolution No. 2013-11-1(R): To approve the terms and conditions of a Second Amendment to Employment Agreement by and between Bruce D. Glasscock and the City of Plano for City Manager services; authorizing its execution by the Mayor or his authorized designee; and providing an effective date. (Consent Agenda Item "K")

Resolution No. 2013-11-2(R): To approve the terms and conditions of funding agreements between the City of Plano, Texas and various special event organizers; authorizing their execution by the City Manager and providing an effective date. (Consent Agenda Item "L")

Resolution No. 2013-11-3(R): To approve the terms and conditions of funding agreements between the City of Plano, Texas and various arts organizations; authorizing their execution by the City Manager and providing an effective date. (Consent Agenda Item "M")

Adoption of Ordinances

Ordinance No. 2013-11-4: To abandon all right, title and interest of the City, in and to a portion of that certain 0.274 Acre Drainage Easement, recorded in County Clerk's File No. 20121229001655090, of the Official Public Records of Collin County, Texas and being situated in the A. M. Hetfield Survey, Abstract No. 432, 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, TOG Development I, LLC, to the extent of its interest; authorizing the City Manager to execute any documents deemed necessary; and providing an effective date. (Consent Agenda Item "N")

Ordinance No. 2013-11-5: To abandon all right, title and interest of the City, in and to a certain Temporary Drainage Easement described in Instrument No. 20060124000095110, a 20' Drainage Easement described in Instrument No. 2005-0005624, and a Fire Lane, Access and Utility Easement, described in Instrument No. 2005-0005622, of the Official Public Records of Collin County, Texas and being situated in the Martha McBride Survey, Abstract No. 553, which are located within the city limits of Plano, Collin County, Texas; quitclaiming all right, title and interest of the City in such easements to the abutting property owner, CRP-GREP PLANO OWNER, L.P., to the extent of its interest; authorizing the City Manager to execute any documents deemed necessary; and providing an effective date. (Consent Agenda Item "O")

END OF CONSENT

Public Hearing and consideration of Ordinances requested in Zoning Cases 2013-22 through 2013-27 all of which are limited to the repeal of certain Specific Use Permits for Private Clubs. The following ordinances are proposed to be repealed which, if approved, will result in the rescission of the Specific Use Permit for an additional use of a Private Club and the applicant is the City of Plano. (Regular Agenda Item “1”)

All locations are located within the City of Plano, Collin County, Texas, and the repeal of each ordinance will amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, to reflect such action; 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, a publication clause, and an effective date.

Ordinance No. 2013-11-6: Zoning Case 2013-22 - To rescind Specific Use Permit #11 for Private Club on 0.1± acre located on the west side of U.S. Highway 75, 800± feet north of Parker Road. Zoned Corridor Commercial with Specific Use Permit #11 for Private Club.

Ordinance No. 2013-11-7: Zoning Case 2013-23 - To rescind Specific Use Permit #18 for Private Club on 0.1± acre located 400± feet west of U.S. Highway 75 and 350± feet south of Parker Road. Zoned Corridor Commercial with Specific Use Permit #18 for Private Club.

Ordinance No. 2013-11-8: Zoning Case 2013-24 - To rescind Specific Use Permit #25 for Private Club on 0.1± acre located on the west side of U.S. Highway 75, 130± feet north of Chisholm Place. Zoned Corridor Commercial with Specific Use Permit #25 for Private Club.

Ordinance No. 2013-11-9: Zoning Case 2013-25 - To rescind Specific Use Permit #31 for Private Club on 6.5± acres located at the northeast corner of Central Parkway East and Haggard Street. Zoned Corridor Commercial with Specific Use Permit #322 for Arcade and Specific Use Permit #31 for Private Club.

Ordinance No. 2013-11-10: Zoning Case 2013-26 - To rescind Specific Use Permit #51 for Private Club on 0.1± acre located 260± feet north of Parker Road, 1,200± feet west of U.S. Highway 75. Zoned Corridor Commercial with Specific Use Permit #51 for Private Club.

Ordinance No. 2013-11-11: Zoning Case 2013-27 - To rescind Specific Use Permit #42 for Private Club on 0.1± acre 180± feet west of Independence Parkway, 380± feet south of Parker Road. Zoned Retail with Specific Use Permit #42 for Private Club.
adopted

Development Review Manager Day advised the restaurants no longer exist or the original private club has changed to a mixed-beverage license for these locations and the ordinances would repeal unused specific use permits. She advised that the Planning and Zoning Commission recommended approval as submitted.

Ordinances No. 2013-11-6 through 2013-11-11 (cont'd)

Mayor LaRosiliere opened the Public Hearing. No one spoke for or against the request. The Public Hearing was closed.

Upon a motion made by Council Member Downs and seconded by Council Member Miner, the Council voted 8-0 to repeal Specific Use Permits for Private Clubs as requested in Zoning Cases 2013-22 through 2013-27 as recommended by the Planning and Zoning Commission and further to adopt Ordinances No. 2013-11-6 through 2013-11-11.

Nothing further was discussed. Mayor LaRosiliere adjourned the meeting at 7:25 p.m.

Harry LaRosiliere, MAYOR

ATTEST

Diane Zucco, City Secretary



CITY OF PLANO COUNCIL AGENDA ITEM

CITY SECRETARY'S USE ONLY				
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory				
Council Meeting Date:		11/25/13		
Department:		Parks and Recreation		
Department Head		Amy Fortenberry		
Agenda Coordinator (include phone #): Susan Berger (7255)				
CAPTION				
Award of Bid No. 2013-398-B for Sunset Park Improvements Project No. 6130 to UCS Group, LLC in the amount of \$1,051,426 and authorizing the City Manager or his designee to execute all necessary documents.				
FINANCIAL SUMMARY				
<input type="checkbox"/> NOT APPLICABLE <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input checked="" type="checkbox"/> CIP				
FISCAL YEAR: 2013-14	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	687,320	5,055,680	2,500,000	8,243,000
Encumbered/Expended Amount	-687,320	-1,373,247	0	-2,060,567
This Item	0	-1,051,426	0	-1,051,426
BALANCE	0	2,631,007	2,500,000	5,131,007
FUND(S): PARK IMPROVEMENT CIP				
<p>COMMENTS: This item, in the amount of \$1,051,426, will leave a current year balance of \$2,631,007 for the 09 Park Improvements and 09 Trail Connections projects in 2013-14.</p> <p>STRATEGIC PLAN GOAL: Constructing neighborhood park improvements relates to the City's Goal of Great Neighborhoods - 1st Choice to Live.</p>				
SUMMARY OF ITEM				
<p>Staff recommends the bid of UCS Group, LLC in the amount of \$1,051,426 be accepted as the lowest responsible, responsive bid for the Sunset Park Improvement project conditioned upon timely execution of all necessary documents.</p> <p>The project includes the addition of a 74 car parking lot within the park and eight parallel parking spaces adjacent to the existing playground. The parking is needed to reduce congestion on McKamy Trail. The parking additions have been a frequent request of park users and homeowners in the area.</p> <p>The project also includes renovations to the existing park improvements and development of a seven acre addition to the park that was purchased in 2009. Improvements include additional walkways, a trail connection to existing trail in The Colony, area lighting at the new parking lot entry, ornamental safety fencing along McKamy Trail, tree planting, masonry retaining walls, grading, sodding, seeding, erosion control and expansion and renovation of the irrigation system.</p>				

CITY OF PLANO COUNCIL AGENDA ITEM

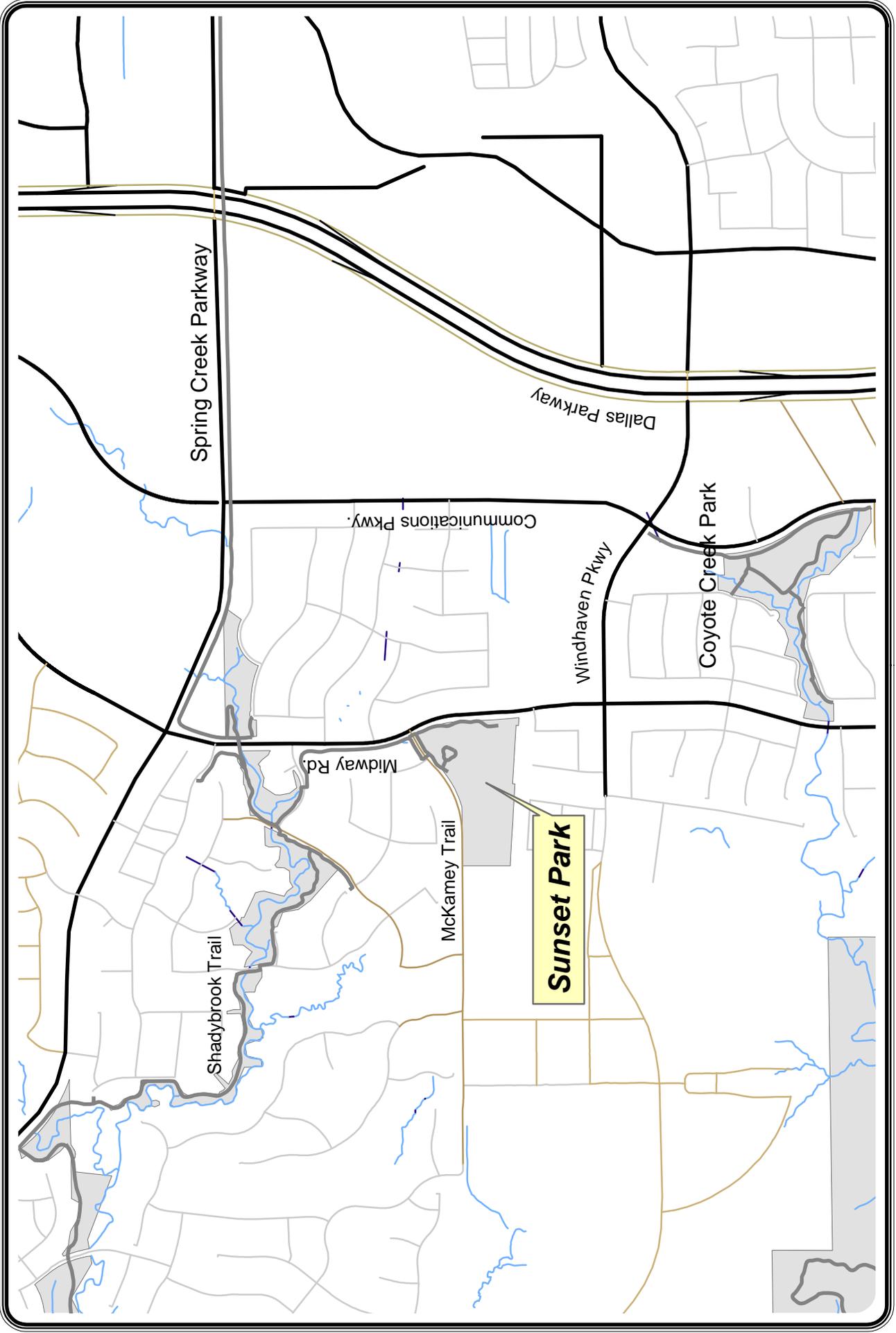
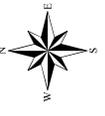
The secondary vendor being recommended is 2CMD, Inc. with a bid of \$1,133,172.69.

The bid of UCS Group, LLC is above the consultant's estimate of \$850,000. After review with the low bidders, staff does not believe rebidding the project would result in lower bids. Although the bids exceed the consultant's estimate, they are within the available budget for the project. Funding is available in the 2013-14 Park Improvement CIP Budget.

Project Location Map -

<http://goo.gl/maps/xaZPz>

List of Supporting Documents:	Other Departments, Boards, Commissions or Agencies
Location Map Bid Recap	



Sunset Park Improvements

CITY OF PLANO
BID NO. 2013-398-B
Sunset Park Improvements Project No. 6130
BID RECAP

Bid opening Date/Time: October 21, 2013 @ 2:00 pm

Number of Vendors Notified: 3631

Vendors Submitting "No Bids": 0

Bids Evaluated Non-Responsive to Specifications: 0

Number of Bids Submitted Responsive to Bid: 7

UCS Group, LLC	\$1,051,426.00
Ratliff Hardscape	\$1,441,757.20
Urban Construction, Inc.	\$1,448,885.82
2CMD, Inc.	\$1,133,172.69
Parkscape Construction, Inc.	\$1,405,579.69
Phillips May Construction	\$1,434,507.25
2L Construction, LLC.	\$1,411,522.00

Recommended Vendors:

UCS Group, LLC	\$1,051,426.00
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Teresa Shelstad

October 21, 2013

Teresa Shelstad
Buyer

Date



CITY OF PLANO COUNCIL AGENDA ITEM

CITY SECRETARY'S USE ONLY				
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory				
Council Meeting Date:		November 25, 2013		
Department:		Purchasing		
Department Head		Diane Palmer-Boeck		
Agenda Coordinator (include phone #): Teresa Shelstad Ext:7539				
CAPTION				
Bid No. 2013-373-C for a one (1) year contract to purchase Tires- New for Inventory Control & Assets Disposal (ICAD) from American Tire Distributors, A to Z Tire & Battery, Inc., Southern Tire Mart, and Blagg Tire & Service in an estimated annual amount of \$278,702 and authorizing the City Manager to execute all necessary documents.				
FINANCIAL SUMMARY				
<input type="checkbox"/> NOT APPLICABLE <input checked="" type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP				
FISCAL YEAR: 2013-14	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	1,325,000	0	1,325,000
Encumbered/Expended Amount	0	-119,456	0	-119,456
This Item	0	-278,702	0	-278,702
BALANCE	0	926,842	0	926,842
FUND(s): WAREHOUSE				
COMMENTS: Funds are included in the FY 2013-14 Adopted Budget to purchase New Tires for Inventory Control & Assets Disposal (ICAD) stock. Remaining balance will be used for other Inventory purchases. STRATEGIC PLAN GOAL: Providing New Tires for the Warehouse Inventory relates to the City's Goal of a Financially Strong City with Service Excellence.				
SUMMARY OF ITEM				
Staff recommends approval of a one (1) year contract to purchase Tires- New for Inventory Control & Assets Disposal (ICAD) from American Tire Distributors in the estimated amount of \$195,293 (Line items:1,2,3,4,5,6,7,8,9,11,20,21,22,23,24,25,26,27,28,29, and 33), A to Z Tire & Battery, Inc., in the estimated amount of \$37,230 (Line items: 13,15,16,17,18, and 30), Southern Tire Mart in the estimated amount of \$10,633 (Lines items: 12,14,19,31,32, and 34) and Blagg Tire & Service in an estimated amount of \$35,546 (Line item: 10) in a total estimated annual amount of \$278,702.				
List of Supporting Documents:			Other Departments, Boards, Commissions or Agencies	
Award Memo				
Bid Recap				



MEMORANDUM

DATE: October 29, 2013
TO: Teresa Shelstad, Purchasing Buyer
FROM: Josh Mathewes, Inventory Control/Asset Disposal Supervisor
SUBJECT: Award of Bid #2013-373-C Tires- New

It is the recommendation from Inventory Control/Asset Disposal (ICAD) based on inventory requirements and Fleet based on specifications to award mentioned contract by line item as follows versus a total award to one vendor due to the total dollar savings achieved.

A to Z Tire & Battery, Inc. provided the lowest bid prices for line item 4, 5, 7, 8, 9, 10, 19, 22, 24, 25, 26, 27, 29, 32, 34; however, they failed to meet specifications. A to Z Tire & Battery, Inc. did meet specifications and was determined the lowest bidder on lines 13, 15, 16, 17, 18, and 30.

American Tire Distributors met specifications and provided the lowest pricing for line item numbers 1, 2, 3, 6, 20, 21, 23, 28, and 33. Upon evaluation American Tire Distributors was also determined the lowest responsive/ responsible bidder on lines 5, 7, 8, 9, 11, 22, 24, 25, 26, 27, and 29 after vendors who supplied lower bids were found not to meet specifications. On lines 22 and 25 several vendors provided lower pricing than American Tire Distributors; however they failed to met specifications.

Southern Tire Mart provided the lowest bid that met specifications for lines 12, 14, 19, 31, 32, and 34. Several other vendors provided lower pricing on items 12, 14, 19, 31, 32 as well as line 34 which Southern Tire Mart provided the highest pricing; however, Southern Tire Mart was the only vendor that met specifications for those line items.

Blagg Tire and Service provided the lowest bid that met specifications for line 10.

Wingfoot Commercial Tire System, LLC supplied the lowest bid that met specifications for line 4; however, that was the only item that Wingfoot Commercial Tire System, LLC would receive and the difference in price with American Tire Distributor is \$11.46 over a year time frame. To reduce administration costs ICAD recommends to award line item 4 to American Tire Distributors. Wingfoot Commercial Tire System, LLC also supplied the lowest bid for line item 11; however, they failed to meet specifications.

Inventory Control and Asset Disposal recommends to award bid 2013-373-C as follows:

American Tire Distributors:
Line items: 1, 2, 3, 4, 5, 6, 7, 8, 9, 11, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29 and 33.
Estimated Amount: \$195,293

A to Z Tire & Battery, Inc.
Line Items: 13, 15, 16, 17, 18 and 30
Estimated Amount: \$37,230

Southern Tire Mart:
Line Items: 12, 14, 19, 31, 32 and 34
Estimated Amount: \$10,633

Blagg Tire and Service:
Line Item: 10
Estimated Amount: \$35,546

Estimated total overall: \$278,702

Failure to award this bid could result in extended lead times, higher procurement costs and the inability to provide inventory in an emergency or maintenance situation.

The specifics of this bid are on file with the Purchasing Division.

Josh Mathewes
Inventory Control/Asset Disposal
Supervisor

CITY OF PLANO

BID NO. 2013-373-C
Tires – New (2)

BID RECAP

Bid opening Date/Time: September 20, 2013 @ 2:00 pm

Number of Vendors Notified: 498

Vendors Submitting “No Bids”: 0

Bids Evaluated Non-Responsive to Specifications: 0

Number of Bids Submitted Responsive to Bid: 5

American Tire Distributors	\$285,477 (34/34 items)
A to Z Tire & Battery, Inc.	\$242,622 (34/34 items)
Southern Tire Mart	\$318,989 (34/34 items)
Blagg Tire & Service	\$297,477 (34/34 items)
Wingfoot Commercial Tire Systems, LLC	\$326,174 (34/34 items)

Recommended Vendors:

American Tire Distributors Line items: 1, 2, 3, 4, 5, 6, 7, 8, 9, 11, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29 and 33	\$195,293
A to Z Tire & Battery Line Items: 13, 15, 16, 17, 18 and 30	\$37,230
Southern Tire Mart Line Items: 12, 14, 19, 31, 32 and 34	\$10,633
Blagg Tire & Service Line Item: 10	\$35,546

Teresa Shelstad

September 20, 2013

Teresa Shelstad
Buyer I

Date



CITY OF PLANO COUNCIL AGENDA ITEM

CITY SECRETARY'S USE ONLY				
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory				
Council Meeting Date:		11/25/2013		
Department:		Technology Services		
Department Head		David Stephens		
Agenda Coordinator (include phone #): Dianna Wike x7549				
CAPTION				
Approval of the purchase of CommVault Software License Upgrade and subsequent Premier Support Maintenance Coverage in the amount of \$248,411 from CDW Government, LLC through an existing contract with The Cooperative Purchasing Network (TCPN) and authorizing the City Manager to execute all necessary documents. (TCPN Contract No. R5106)				
FINANCIAL SUMMARY				
<input type="checkbox"/> NOT APPLICABLE <input checked="" type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP				
FISCAL YEAR:	2013-14	Prior Year (CIP Only)	Current Year	Future Years
		TOTALS		
Budget		0	3,291,924	0
Encumbered/Expended Amount		0	-915,897	0
This Item		0	-248,411	0
BALANCE		0	2,127,616	0
FUND(S): TECHNOLOGY SERVICES FUND				
COMMENTS: Funds are included in the 2013-14 Technology Services budget for this licensing and maintenance agreement. The remaining balance will be used throughout the year for other maintenance agreements.				
STRATEGIC PLAN GOAL: Maintenance agreements relate to the City's Goal of Financially Strong City with Service Excellence.				
SUMMARY OF ITEM				
Technology Services staff recommends approval of the purchase of CommVault License Upgrade and Galaxy Software Premier Support Maintenance Coverage from CDW Government, LLC, through The Cooperative Purchasing Network contract in the amount of \$248,411. The CommVault software is used to back up every server and database used by the City of Plano. This upgrade will allow the City more flexibility to adjust the types of data stored. There is also a compliance database for email retention. The City is authorized to purchase from a cooperative purchasing program with another local government or a local cooperative organization pursuant to Chapter 271 Subchapter F of the Local Government Code; and by doing so satisfies any State Law requiring local governments to seek competitive bids for items. (TCPN Contract No. R5106)				
List of Supporting Documents: Memorandum			Other Departments, Boards, Commissions or Agencies	



Memorandum

Date: November 7, 2013
To: Diane Palmer-Boeck, Purchasing Manager
From: David Stephens, Director Technology Services
Subject: CommVault licensing upgrade and software maintenance for FY2013-14

Technology Services proposes purchasing a licensing upgrade to CommVault software and subsequent software maintenance from CDW Government, LLC. They are an authorized CommVault reseller on TCPN contract R5106. CDWG's proposal was the most cost effective from three proposals that were received.

The licensing upgrade for the CommVault software will allow the City of Plano to migrate from purchasing individual licenses for media agents for specific backup functions, i.e. print/file, database, and SharePoint; to a total terabyte of data backed up. This will allow the City more flexibility in the future to adjust the types of data that is stored and how to back up that data. Currently we would have to purchase more and different types of licenses if we wanted to change types of data we back up.

The software maintenance contract will allow the City of Plano to obtain software maintenance and support all of the CommVault backup software we use in our environment. The CommVault software is used to back up every server and database used by the City of Plano. There is also a compliance database for email retention. If we were not able to backup up these critical servers then we may not be able to restore information in the event of a hardware or software failure on a specific server. This may affect the operation of other departments. This maintenance contract provides 7x24 coverage and a 4-hour response for our CommVault software.

This contract would be for \$248,411.04, which is broken down into \$162,069.70 for the licensing upgrade and \$86,341.34 for a one-year software maintenance agreement. The revised licensing model has allowed us to reduce our annual software maintenance costs by over \$40,000 per year. This software maintenance would be effective from January 1, 2014 to December 31, 2014.



**CITY OF PLANO
COUNCIL AGENDA ITEM**

CITY SECRETARY'S USE ONLY	
<input type="checkbox"/> Consent	<input type="checkbox"/> Regular <input type="checkbox"/> Statutory
Council Meeting Date:	11/25/13
Department:	Office of Policy and Government Relations
Department Head	Mark Israelson
Agenda Coordinator (include phone #): Nancy Rodriguez X7510	

CAPTION

A Resolution of the City Council of the City of Plano, Texas, approving the terms and conditions of a Second Amendment to Communications Facilities License By and Between the City of Plano, Texas, and New Cingular Wireless PCS, LLC, a Delaware limited liability company, authorizing its execution by the City Manager or his designee; and providing an effective date.

FINANCIAL SUMMARY

NOT APPLICABLE OPERATING EXPENSE REVENUE CIP

FISCAL YEAR: 2013-14 and forward	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	46,921	46,921	93,842
Encumbered/Expended Amount	0	0	0	0
This Item	0	2,175	2,610	4,785
BALANCE	0	49,096	49,531	98,627

FUND(S): WATER & SEWER FUND

COMMENTS: Approval of this item will result in \$2,175 of additional revenue for the remainder of the current fiscal year, and \$2,610 of additional revenue per future fiscal year, for the Communication Facilities License Agreement DX 2088 between the City of Plano and New Cingular Wireless. Total revenue for 2013-14 is re-estimated at \$49,096. The future annual revenue from this agreement is \$49,531 per year.

STRATEGIC PLAN GOAL: Communication Facilities License Agreements relate to the City's Goal of Financially Strong City with Service Excellence.

SUMMARY OF ITEM

This Resolution amends an existing Communications Facilities License originally approved by City Council on April 8, 2002, and a First Amendment to the Communications Facilities License on April 5, 2011, modifying rental fees and updating equipment.

Property Location Map -

<https://maps.google.com/maps?saddr=33.055805,-96.764107&daddr=3617+Sandy+Trail+Ln,+Plano,+TX+75023&hl=en&sll=33.05573,-96.764001&sspn=0.000877,0.001322&geocode=%3BCRf1a-bDGh8LFSlj-AEdzYE7-ikTge2uvSJMhjF1jdL50u3wbw&t=h&mra=mift&mrsp=0&sz=20&z=20>



**CITY OF PLANO
COUNCIL AGENDA ITEM**

List of Supporting Documents: Resolution, Second Amendment to Communications Facilities License	Other Departments, Boards, Commissions or Agencies

A Resolution of the City Council of the City of Plano, Texas, approving the terms and conditions of a Second Amendment to Communications Facilities License By and Between the City of Plano, Texas, and New Cingular Wireless PCS, LLC, a Delaware limited liability company, authorizing its execution by the City Manager or his designee; and providing an effective date.

WHEREAS, the City Council has been presented a proposed Second Amendment to Communications Facilities License between the City of Plano, Texas and New Cingular Wireless PCS, LLC, a Delaware limited liability company, a substantial copy of which is attached hereto as Exhibit "A" and incorporated herein by reference (hereinafter called "Second Amendment"); and,

WHEREAS, the City of Plano and New Cingular Wireless PCS, LLC, entered into a Communications Facilities License on April 8, 2002; and a First Amendment to the Communications Facilities License on April 5, 2011; and

WHEREAS, City and New Cingular Wireless PCS, LLC, desire to amend said communications facilities license to upgrade communications equipment; and

WHEREAS, upon full review and consideration of the Second Amendment, and all matters attendant and related thereto, the City Council is of the opinion that the terms and conditions thereof should be approved, and that the City Manager or his designee shall be authorized to execute it on behalf of the City of Plano.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PLANO, TEXAS, THAT:

Section I. The terms and conditions of the Second Amendment, having been reviewed by the City Council of the City of Plano and found to be acceptable and in the best interests of the City of Plano and its citizens, are hereby in all things approved.

Section II. The City Manager, or his designee, is hereby authorized to execute the Second Amendment and all other documents in connection therewith on behalf of the City of Plano.

Section III. This Resolution shall become effective immediately upon its passage.

DULY PASSED AND APPROVED on this the 25th day of November, 2013.

Harry LaRosiliere, MAYOR

ATTEST:

Diane Zucco, CITY SECRETARY

APPROVED AS TO FORM:

Diane C. Wetherbee, CITY ATTORNEY

Cell Site No. DX0288/FA10078106
Market: North Texas
Address: 3617 Sandy Trail, Plano, Texas

SECOND AMENDMENT TO COMMUNICATIONS FACILITIES LICENSE

THIS SECOND AMENDMENT TO COMMUNICATIONS FACILITIES LICENSE AGREEMENT ("Amendment"), dated as of the latter of the signature dates below, is by and between City of Plano, having a mailing address of 4120 West Plano Parkway, Plano, Texas 75093 (hereinafter referred to as "Licensor") and New Cingular Wireless PCS, LLC, a Delaware limited liability company, successor to Southwestern Bell Wireless, Inc., having a mailing address of 13-F West Tower, 575 Morosgo Drive, Atlanta, GA 30324 (hereinafter referred to as "Licensee").

WHEREAS, Licensor and Licensee entered into a Communications Facilities License dated April 8, 2002, and a First Amendment to Communications Facilities License on April 5, 2011, whereby Licensor licensed to Licensee certain Premises, therein described, that are a portion of the Property located at 3617 Sandy Trail, Plano, Texas ("Agreement"); and

WHEREAS, Licensor and Licensee desire to modify, as set forth herein, the rent payable under the Agreement; and

WHEREAS, Licensee desires to alter and make improvements to the Property or Premises by adding three (3) new RRUs as indicated below and on the site plan attached hereto as Exhibit "A" and incorporated herein by reference; and

WHEREAS, Licensor and Licensee desire to amend the Agreement to modify the notice section thereof; and

WHEREAS, Licensor and Licensee, in their mutual interest, wish to amend the Agreement as set forth below accordingly.

NOW THEREFORE, in consideration of the foregoing and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Licensor and Licensee agree as follows:

1. **Rent Payment. Section 5.1 Payment Terms and Conditions** of the Agreement is hereby deleted in its entirety and replaced with the following:

Commencing upon full execution hereof, the Rental Fee shall be increased by Two Hundred Seventeen and 50/100 Dollars (\$217.50) per month so that the total monthly Rental Fee shall thereafter be in the amount of Four Thousand One Hundred Twenty-Seven and 57/100 Dollars (\$4,127.57) per month for a total of Forty-Nine Thousand Five Hundred Thirty and 84/100 Dollars (\$49,530.84) annually. Such

increase represents the compensation for the addition of the three (3) new RRUs and is subject to future adjustments as provided in the Agreement.

2. **Equipment.** Licensor consents to the installation of new RRUs all in a manner in accordance with the site plan attached hereto as Exhibit "A" and incorporated herein by reference.

3. **Notice.** Section 20 of the Agreement is hereby deleted in its entirety and replaced with the following:

NOTICES. All notices, requests, demands and communications hereunder will be given by first class certified or registered mail, return receipt requested, or by a nationally recognized overnight courier, postage prepaid, to be effective when properly sent and received, refused or returned undelivered. Notices will be addressed to the parties as follows.

If to Licensee: New Cingular Wireless PCS, LLC
Attn: Network Real Estate Administration
Re: Cell Site #DX0288; Cell Site Name: Spring Creek/Coit (TX); Fixed Asset No.:
10078106
13F West Tower
575 Morosgo Drive
Atlanta, GA 30324

With a copy to: New Cingular Wireless PCS, LLC
Attn: AT&T Legal Department
Re: Cell Site #DX0288; Cell Site Name: Spring Creek/Coit (XTX); Fixed Asset No.:
10078106
208 S. Akard Street
Dallas, Texas 75202-4206

If to Licensor: City of Plano
Public Works Department
Attn: Margie Stephens
4120 West Plano Parkway
Plano, Texas 75093

Either party hereto may change the place for the giving of notice to it by thirty (30) days prior written notice to the other as provided herein.

4. **Other Terms and Conditions Remain.** In the event of any inconsistencies between the Agreement and this Amendment, the terms of this Amendment shall control. Except as expressly set forth in this Amendment, the Agreement otherwise is unmodified and remains in full force and effect. Each reference in the Agreement to itself shall be deemed also to refer to this Amendment.

5. **Capitalized Terms.** All capitalized terms used but not defined herein shall have the same meanings as defined in the Agreement.

IN WITNESS WHEREOF, the parties have caused their properly authorized representatives to execute and seal this Amendment on the dates set forth below.

CITY OF PLANO, TEXAS

By:

Bruce D. Glasscock
CITY MANAGER
1520 Avenue K
PO Box 860358
Plano, TX 75086-0358

APPROVED AS TO FORM:

BY: _____
Diane C. Wetherbee, CITY ATTORNEY

Date: _____

By Authority of Resolution No. _____

New Cingular Wireless PCS, LLC,
a Delaware limited liability company,
by AT&T Mobility Corporation, its Manager

By: _____
Name: Paul S. Baumgardner, III
Title: Area Manager-RE&C NTX
Network Ops

Date: _____

LICENSOR ACKNOWLEDGEMENT

STATE OF TEXAS

COUNTY OF COLLIN

BEFORE ME, the undersigned authority, A Notary Public in and for the State of Texas, on this day personally appeared Bruce D. Glasscock known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he/she executed the same for and as the act of the CITY OF PLANO, of the State of Texas, Collin County, Texas, and as the City Manager thereof, and for the purposes and consideration therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this _____ day of _____, 2013.

Notary Public in and for the State of Texas

My Commission Expires _____

LICENSEE ACKNOWLEDGEMENT

STATE OF TEXAS

COUNTY OF DALLAS

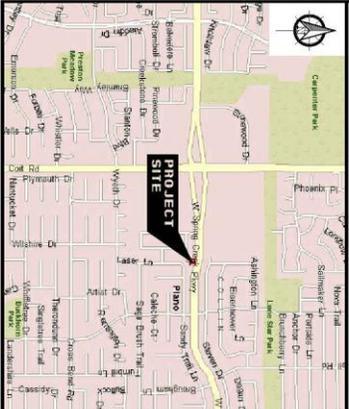
BEFORE ME, the undersigned authority, on this day personally appeared Paul S. Baumgardner, III, Area Manager-RE&C NTX Network Ops of New Cingular Wireless PCS, LLC,, a Delaware limited liability company, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said New Cingular Wireless PCS, LLC, and that he executed the same as the act of such Limited Liability Company for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this _____ day of _____, 2013.

Notary Public in and for the State of Texas

My Commission Expires _____

EXHIBIT "A"

PROJECT INFORMATION																																																																																																																																																										
<p>APPLICANT/LESSEE: NAME: AT&T MOBILITY ADDRESS: 6500 WEST LOOP SOUTH, 4TH FLOOR CITY, STATE, ZIP: BELLAIRE, TX 77401 CONTACT: SHAMONRA THOMPSON PHONE: 713-285-4440</p> <p>TOWER OWNER: NAME: DTV OF PLANO ADDRESS: 1500 MENULE K CITY, STATE, ZIP: PLANO, TX 75074 CONTACT: [REDACTED] PHONE: 972-941-7000</p> <p>PROJECT OWNER: NAME: [REDACTED] ADDRESS: [REDACTED] CITY, STATE, ZIP: [REDACTED] CONTACT: [REDACTED] PHONE: [REDACTED]</p> <p>SCOPE OF WORK: UPGRADE TO EXISTING UNMANNED TELECOMMUNICATION FACILITY</p> <p>LOCATION: LATITUDE: 32° 3' 20" (NAD83) LONGITUDE: -96° 45' 57" (NAD83)</p> <p>ASCS: UNKNOWN JURISDICTION: CITY OF PLANO TELEPHONE CO.: UNKNOWN POWER CO.: UNKNOWN</p>	<p>DRIVING DIRECTIONS</p> <p>FROM DT DALLAS TAKE I-75 NORTH TO THE SPRING CREEK FERRY EXIT. MAKE A LEFT ONTO SPRING CREEK AND FOLLOW IT TO MISSION RIDGE RD. MAKE A LEFT ONTO MISSION RIDGE AND A RIGHT ONTO SANDY TRAIL LANE. SITE IS LOCATED APPROX. 300 YARDS AHEAD ON THE RIGHT SIDE OF THE ROAD.</p>																																																																																																																																																									
<p>VICINITY MAP</p> 	<p>APPROVALS</p> <p>AT&T CONSTRUCTION MGR. _____ GOODMAN ENGINEER OCCUPANCY CONSTRUCTION MGR. _____ CONTRACTOR PROJECT OWNER _____ CONTRACTOR</p> <p>SHEET INDEX</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>NO.</th> <th>DESCRIPTION</th> <th>REV.</th> </tr> </thead> <tbody> <tr> <td>101</td> <td>TITLE SHEET</td> <td>B</td> </tr> <tr> <td>CO1</td> <td>ELEVATION / ANTENNA MOUNT DETAIL</td> <td>B</td> </tr> <tr> <td>CO2</td> <td>GENERAL NOTES</td> <td>B</td> </tr> </tbody> </table>	NO.	DESCRIPTION	REV.	101	TITLE SHEET	B	CO1	ELEVATION / ANTENNA MOUNT DETAIL	B	CO2	GENERAL NOTES	B																																																																																																																																													
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<p>SITE PHOTO</p> 	<p>SITE NAME PLANO WATER TOWER - COIT</p> <p>SITE ADDRESS 3617 SANDY TRAIL LANE PLANO, TX 75023 (COLLIN COUNTY)</p> <p>SITE NUMBER DX0288</p> <p>DESIGNER/ENGINEER: THE COLERS GROUP INC. ADDRESS: 22810S LINDSEY AVE CITY, STATE, ZIP: ARLINGTON, TX 76011 MARK SEPARATION: 817-448-1700 PHONE: [REDACTED]</p>																																																																																																																																																									
<p>BUILDING CODES</p> <p>ALL WORK AND MATERIALS SHALL BE PERFORMED AND INSTALLED IN ACCORDANCE WITH THE CURRENT EDITIONS OF THE FOLLOWING CODES AS ADOPTED BY THE LOCAL JURISDICTIONS HAVING JURISDICTION.</p> <table border="0"> <tr> <td>1. INTERNATIONAL BUILDING CODE</td> <td>2. N/A</td> </tr> <tr> <td>3. NATIONAL ELECTRIC CODE</td> <td>4. ANSI/TIA/EIA-222</td> </tr> <tr> <td>5. CITY/COUNTY ORDINANCES</td> <td></td> </tr> </table> <p>UNLESS SHOWN OTHERWISE ARE FOR THE CONTRACTOR'S CONFORMANCE ONLY. THERE MAY BE OTHER ORDINANCES AND SPECIALS ON THESE PLANS. THE ENGINEER/SUPPLIER ASSUMES NO RESPONSIBILITY FOR THE WITHIN THE LIMITS OF THE WORK. ALL DAMAGES MADE TO THE CONTRACTOR UTILITIES BY THE CONTRACTOR SHALL BE THE SOLE RESPONSIBILITY OF THE CONTRACTOR.</p> <p style="text-align: center;">IF YOU DIG IN ANY STATE DIAL 811 FOR THE LOCAL ONE CALL CENTER IT'S THE LAW</p> 	1. INTERNATIONAL BUILDING CODE	2. N/A	3. NATIONAL ELECTRIC CODE	4. ANSI/TIA/EIA-222	5. CITY/COUNTY ORDINANCES		<p>DESIGN TEAM</p> <p>DESIGNER/ENGINEER: THE COLERS GROUP INC. ADDRESS: 22810S LINDSEY AVE CITY, STATE, ZIP: ARLINGTON, TX 76011 MARK SEPARATION: 817-448-1700 PHONE: [REDACTED]</p>																																																																																																																																																			
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**CITY OF PLANO
COUNCIL AGENDA ITEM**

CITY SECRETARY'S USE ONLY	
<input type="checkbox"/> Consent	<input type="checkbox"/> Regular <input type="checkbox"/> Statutory
Council Meeting Date:	11/25/13
Department:	Office of Policy and Government Relations
Department Head	Mark Israelson
Agenda Coordinator (include phone #): Nancy Rodriguez X7510	

CAPTION

A Resolution of the City Council of the City of Plano, Texas, approving the terms and conditions of a Third Amendment to Communications Facilities License By and Between the City of Plano, Texas, and New Cingular Wireless PCS, LLC, a Delaware limited liability company, authorizing its execution by the City Manager or his designee; and providing an effective date.

FINANCIAL SUMMARY

NOT APPLICABLE OPERATING EXPENSE REVENUE CIP

FISCAL YEAR: 2013-14 and forward	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	45,607	45,607	91,214
Encumbered/Expended Amount	0	0	0	0
This Item	0	2,175	2,610	4,785
BALANCE	0	47,782	48,217	95,999

FUND(S): WATER & SEWER FUND

COMMENTS: Approval of this item will result in \$2,175 of additional revenue for the remainder of the current fiscal year, and \$2,610 of additional revenue per future fiscal year, for the Communication Facilities License Agreement DX 1038 between the City of Plano and New Cingular Wireless. Total revenue for 2013-14 is re-estimated at \$47,782. The future annual revenue from this agreement is \$48,217 per year.

STRATEGIC PLAN GOAL: Communication Facilities License Agreements relate to the City's Goal of Financially Strong City with Service Excellence.

SUMMARY OF ITEM

This Resolution amends an existing Communications Facilities License originally approved by City Council on December 14, 1998, a First Amendment to Communications Facilities License on March 12, 2009, and a Second Amendment to Communications Facilities License on April 5, 2011, modifying rental fees and updating equipment.

Project Location Map –

<https://maps.google.com/maps?saddr=33.011547,-96.687171&daddr=940+Stewart+Ave,+Plano,+TX+75074&hl=en&ll=33.011534,-96.686964&sspn=0.001754,0.002645&geocode=%3BFBRmn9wEdKqo8-imNz0sfPxIMhjHXOqjMg83DVA&t=h&gl=us&mra=me&mrsp=0&sz=19&z=19>



**CITY OF PLANO
COUNCIL AGENDA ITEM**

List of Supporting Documents: Resolution, Third Amendment to Communications Facilities License	Other Departments, Boards, Commissions or Agencies

A Resolution of the City Council of the City of Plano, Texas, approving the terms and conditions of a Third Amendment to Communications Facilities License By and Between the City of Plano, Texas, and New Cingular Wireless PCS, LLC, a Delaware limited liability company, authorizing its execution by the City Manager or his designee; and providing an effective date.

WHEREAS, the City Council has been presented a proposed Third Amendment to Communications Facilities License between the City of Plano, Texas and New Cingular Wireless PCS, LLC, a Delaware limited liability company, a substantial copy of which is attached hereto as Exhibit "A" and incorporated herein by reference (hereinafter called "Third Amendment"); and,

WHEREAS, the City of Plano and New Cingular Wireless PCS, LLC, entered into a Communications Facilities License on December 14, 1998; a First Amendment to the Communications Facilities License on March 12, 2009, and a Second Amendment to the Communications Facilities License on April 5, 2011; and

WHEREAS, City and New Cingular Wireless PCS, LLC, desire to amend said communications facilities license to upgrade communications equipment; and

WHEREAS, upon full review and consideration of the Third Amendment, and all matters attendant and related thereto, the City Council is of the opinion that the terms and conditions thereof should be approved, and that the City Manager or his designee shall be authorized to execute it on behalf of the City of Plano.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PLANO, TEXAS, THAT:

Section I. The terms and conditions of the Third Amendment, having been reviewed by the City Council of the City of Plano and found to be acceptable and in the best interests of the City of Plano and its citizens, are hereby in all things approved.

Section II. The City Manager, or his designee, is hereby authorized to execute the Third Amendment and all other documents in connection therewith on behalf of the City of Plano.

Section III. This Resolution shall become effective immediately upon its passage.

DULY PASSED AND APPROVED on this the 25th day of November, 2013.

Harry LaRosiliere, MAYOR

ATTEST:

Diane Zucco, CITY SECRETARY

APPROVED AS TO FORM:

Diane C. Wetherbee, CITY ATTORNEY

Cell Site No. DX1038/FA10003666
Market: North Texas
Address: 940 Stewart Avenue, Plano, Texas

THIRD AMENDMENT TO COMMUNICATIONS FACILITIES LICENSE

THIS THIRD AMENDMENT TO COMMUNICATIONS FACILITIES LICENSE AGREEMENT ("Amendment"), dated as of the latter of the signature dates below, is by and between City of Plano, having a mailing address of 4120 West Plano Parkway, Plano, Texas 75093 (hereinafter referred to as "Licensor") and New Cingular Wireless PCS, LLC, a Delaware limited liability company, successor to Southwestern Bell Wireless, Inc., having a mailing address of 13-F West Tower, 575 Morosgo Drive, Atlanta, GA 30324 (hereinafter referred to as "Licensee").

WHEREAS, Licensor and Licensee entered into a Communications Facilities License dated December 14, 1998, and into a First Amendment to Communications Facilities License on March 12, 2009, and into a Second Amendment to Communications Facilities License on April 5, 2011, whereby Licensor licensed to Licensee certain Premises, therein described, that are a portion of the Property located at 940 Stewart Avenue, Plano, Texas ("Agreement"); and

WHEREAS, Licensor and Licensee desire to modify, as set forth herein, the rent payable under the Agreement; and

WHEREAS, Licensee desires to alter and make improvements to the Property or Premises by adding three (3) new RRUs as indicated below and on the site plan attached hereto as Exhibit "A" and incorporated herein by reference; and

WHEREAS, Licensor and Licensee desire to amend the Agreement to modify the notice section thereof; and

WHEREAS, Licensor and Licensee, in their mutual interest, wish to amend the Agreement as set forth below accordingly.

NOW THEREFORE, in consideration of the foregoing and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Licensor and Licensee agree as follows:

1. **Rent.** Appendix "B" Payment Terms and Conditions of the Agreement is hereby deleted in its entirety and replaced with the following:

Commencing upon full execution hereof, the Rental Fee shall be increased by Two Thousand Six Hundred Ten and 00/100 Dollars (\$2,610.00) per annum so that the total annual Rental Fee shall thereafter be in the amount of Fifty-Two Thousand Four Hundred Forty-Six and 45/100 Dollars (\$52,446.45). Such increase represents the

compensation for the addition of three (3) new RRUs and is subject to future adjustments as provided in the Agreement.

Beginning on or before the anniversary date of the Effective Date of the Agreement, the Amendment shall be on the same terms and conditions as set forth in the Agreement except that Rental Fees shall be increased each year by three percent (3%) of the previous year's Rental Fee.

2. **Equipment.** Licensor consents to the installation of new RRUs all in a manner in accordance with the site plan attached hereto as Exhibit "A" and incorporated herein by reference.

3. **Notices.** Section 18 of the Agreement is hereby deleted in its entirety and replaced with the following:

NOTICES. All notices, requests, demands and communications hereunder will be given by first class certified or registered mail, return receipt requested, or by a nationally recognized overnight courier, postage prepaid, to be effective when properly sent and received, refused or returned undelivered. Notices will be addressed to the parties as follows.

If to Licensee: New Cingular Wireless PCS, LLC
Attn: Network Real Estate Administration
Re: Cell Site #DX1038; Cell Site Name: Hwy 190/Jupiter; Fixed Asset No.: 10003666
13-F West Tower
575 Morosgo Drive
Atlanta, GA 30324

With a copy to: New Cingular Wireless PCS, LLC
Attn: Legal Department
Re: Cell Site #DX1038; Cell Site Name: Hwy 190/Jupiter; Fixed Asset No.: 10003666
208 S. Akard Street
Dallas, Texas 75202-4206

If to Licensor: City of Plano
Public Works Department
Attn: Margie Stephens
4120 West Plano Parkway
Plano, Texas 75093

Either party hereto may change the place for the giving of notice to it by thirty (30) days prior written notice to the other as provided herein.

4. **Other Terms and Conditions Remain.** In the event of any inconsistencies between the Agreement and this Amendment, the terms of this Amendment shall control. Except as expressly set forth in this Amendment, the Agreement otherwise is unmodified and remains in full force and effect. Each reference in the Agreement to itself shall be deemed also to refer to this Amendment.

5. **Capitalized Terms.** All capitalized terms used but not defined herein shall have the same meanings as defined in the Agreement.

IN WITNESS WHEREOF, the parties have caused their properly authorized representatives to execute and seal this Amendment on the dates set forth below.

CITY OF PLANO, TEXAS

By:

Bruce D. Glasscock
CITY MANAGER
1520 Avenue K
PO Box 860358
Plano, TX 75086-0358

APPROVED AS TO FORM:

BY: _____
Diane C. Wetherbee, CITY ATTORNEY

Date: _____

By Authority of Resolution No. _____

New Cingular Wireless PCS, LLC,
a Delaware limited liability company,
by AT&T Mobility Corporation, its Manager

By: _____
Name: Paul S. Baumgardner, III
Title: Area Manager-RE&C NTX
Network Ops

Date: _____

LICENSOR ACKNOWLEDGEMENT

STATE OF TEXAS

COUNTY OF COLLIN

BEFORE ME, the undersigned authority, A Notary Public in and for the State of Texas, on this day personally appeared Bruce D. Glasscock known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he/she executed the same for and as the act of the CITY OF PLANO, of the State of Texas, Collin County, Texas, and as the City Manager thereof, and for the purposes and consideration therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this _____ day of _____, 2013.

Notary Public in and for the State of Texas

My Commission Expires _____

LICENSEE ACKNOWLEDGEMENT

STATE OF TEXAS

COUNTY OF DALLAS

BEFORE ME, the undersigned authority, on this day personally appeared Paul S. Baumgardner, III, Area Manager-RE&C NTX Network Ops of New Cingular Wireless PCS, LLC,, a Delaware limited liability company, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said New Cingular Wireless PCS, LLC, and that he executed the same as the act of such Limited Liability Company for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this _____ day of _____, 2013.

Notary Public in and for the State of Texas

My Commission Expires _____

EXHIBIT "A"

File Info: K:\AT&T\ITX\upgrades\134710 - DX1038\VRU ADD CD\DX1038 LTE 2C CD.dwg Sep 09, 2013 - 250gm gobe

PROJECT INFORMATION APPLICANT/LESSEE: AT&T MOBILITY NAME: 1801 VALLEY VIEW LANE ADDRESS: FARMERS BRANCH, TX 75234 CONTACT: _____ PHONE: _____ TOWER OWNER: CITY OF PLANO NAME: 1520 AVENUE K ADDRESS: PLANO, TX 75074 CITY, STATE, ZIP: _____ CONTACT: _____ PHONE: 972-941-7000 PROJECT OWNER: _____ NAME: _____ ADDRESS: _____ CITY, STATE, ZIP: _____ CONTACT: _____ PHONE: _____ SCOPE OF WORK: UPGRADE TO EXISTING UNMANNED TELECOMMUNICATION FACILITY LATITUDE: 33.01127 (NAD83) LONGITUDE: -96.68987 (NAD83) AMSL: 629 JURISDICTION: CITY OF PLANO TELEPHONE CO.: AT&T POWER CO.: ENCORE		DRIVING DIRECTIONS FROM THE INTERSECTION OF I-35E AND 639 JANE GO EAST PROCEED EAST ON I-35E TO STEWART AVE. TURN RIGHT ON STEWART AVE. AND PROCEED EAST ON PLANO PARKWAY EAST TO STEWART AVE. TAKE STEWART AVE. NORTH TO SITE LOCATED STRAIGHT AHEAD.																	
VICINITY MAP 		SITE PHOTO 																	
DESIGN TEAM DESIGNER/ENGINEER: THE CELERIS GROUP, INC. NAME: 2201 N. COLLINS ST., STE. 125 ADDRESS: AMARILLO, TX 79101 CITY, STATE, ZIP: AMARILLO, TEXAS 79101 PHONE: 817-448-1700 LICENSE NO.: 14687 DATE: 9/9/2013		SITE NAME 1801 VALLEY VIEW LANE FARMERS BRANCH, TX 75234 PLANO WATER TOWER - SE INDUSTRIAL LTE 2C CDS SITE NUMBER DX1038 SITE ADDRESS 940 STEWART AVE. PLANO, TX 75074 (COLLIN COUNTY)																	
BUILDING CODES ALL WORK AND MATERIALS SHALL BE PERFORMED AND INSTALLED IN ACCORDANCE WITH THE CURRENT EDITIONS OF THE FOLLOWING CODES AS ADOPTED BY THE LOCAL AUTHORITIES HAVING JURISDICTION. 1. INTERNATIONAL BUILDING CODE 2. UNIFORM BUILDING CODE 3. NATIONAL ELECTRICAL CODE 4. ANS/IEEE-222 5. CITY/COUNTY ORDINANCES		APPROVALS AT&T CONSTRUCTION MGR: _____ AT&T RE-ENGINEER: _____ LAND USE PLANNER: _____ NETWORK OPERATOR: _____ PROJECT OWNER: _____ CONTRACTOR: _____																	
SHEET INDEX <table border="1"> <thead> <tr> <th>SHT. #.</th> <th>DESCRIPTION</th> <th>REV. #.</th> </tr> </thead> <tbody> <tr> <td>101</td> <td>TOWER ELEVATION</td> <td>1</td> </tr> <tr> <td>102</td> <td>GENERAL NOTES</td> <td>1</td> </tr> </tbody> </table>		SHT. #.	DESCRIPTION	REV. #.	101	TOWER ELEVATION	1	102	GENERAL NOTES	1	IF YOU DIG IN ANY STATE DIAL 811 FOR THE LOCAL ONE CALL CENTER. IT'S THE LAW  THE UTILITIES SHOWN HEREIN ARE FOR THE CONSIDERATION OF THE CONTRACTOR ONLY. THERE MAY BE OTHER UTILITIES NOT SHOWN ON THESE PLANS. THE ENGINEER/SURVEYOR ASSUMES NO RESPONSIBILITY FOR THE ACCURACY OF THE UTILITIES SHOWN OR FOR THE DAMAGE MADE TO THE EXISTING UTILITIES BY THE CONTRACTOR BEING THE SOLE RESPONSIBILITY OF THE CONTRACTOR.								
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**CITY OF PLANO
COUNCIL AGENDA ITEM**

CITY SECRETARY'S USE ONLY				
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory				
Council Meeting Date:		11/25/13		
Department:		Finance		
Department Head		Denise Tacke		
Agenda Coordinator (include phone #): Katherine Crumbley - x-7479				
CAPTION				
A Resolution of the City Council of the City of Plano, Texas, reviewing and approving the City's written Public Funds Investment Policy; and providing an effective date.				
FINANCIAL SUMMARY				
<input checked="" type="checkbox"/> NOT APPLICABLE <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP				
FISCAL YEAR: 2013-2014	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	0	0	0
Encumbered/Expended Amount	0	0	0	0
This Item	0	0	0	0
BALANCE	0	0	0	0
FUND(S):				
COMMENTS: This item has no fiscal impact. STRATEGIC PLAN GOAL: Reviewing and approving the Public Funds Investment Policy relates to the City's Goal of Financially Strong City with Service Excellence.				
SUMMARY OF ITEM				
Annual approval of Public Funds Investment Policy in accordance with Section 5, Chapter 2256 of the Texas Government Code.				
List of Supporting Documents:		Other Departments, Boards, Commissions or Agencies		
Memo				
Resolution				
Public Funds Investment Policy				

INTEROFFICE MEMORANDUM

TO: CITY COUNCIL OF THE CITY OF PLANO, TEXAS
FROM: MYRA CONKLIN, TREASURER
SUBJECT: INVESTMENT POLICY
DATE: 11/7/2013
CC: BRUCE GLASSCOCK, CITY MANAGER
JIM PARRISH, ASSISTANT CITY MANAGER
DENISE TACKE, FINANCE DIRECTOR

The Public Funds Investment Act (PFIA) of the State of Texas requires the City Council of municipalities to review and adopt a written investment policy on an annual basis. The City Council last approved the written investment policy of the City of Plano on November 12, 2012. The Treasury Department proposes no changes to the investment policy at this time.

Thank you for your consideration.

A Resolution of the City Council of the City of Plano, Texas, reviewing and approving the City's written Public Funds Investment Policy; and providing an effective date.

WHEREAS, Section 2256.005(e) of the Texas Government Code requires the governing body of an investing entity to adopt a written investment policy regarding the investment of its funds and funds under its control and to review said written investment policy on an annual basis; and,

WHEREAS, on November 12, 2012, by Resolution No. 2012-11-7(R), the City Council approved and adopted a written Investment Policy for the City of Plano regarding investment of public funds; and,

WHEREAS, the City Council has been presented the existing and duly approved Public Funds Investment Policy which contains investment strategies, a copy of which is attached hereto as Exhibit "A" and incorporated herein by reference; and,

WHEREAS, the City Council has reviewed the Public Funds Investment Policy attached hereto as Exhibit "A" and the investment strategies contained therein and finds that it is consistent with prudent fiscal policy.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PLANO, TEXAS, THAT:

Section I. The City Council of the City of Plano, Texas has reviewed the Public Funds Investment Policy attached hereto as Exhibit "A" and the investment strategies contained therein.

Section II. The Public Funds Investment Policy as contained in Exhibit "A" attached hereto shall remain the official policy of the City of Plano regarding investment of public funds.

Section III. This Resolution shall become effective immediately upon its passage.

DULY PASSED AND APPROVED this the 25th day of November, 2013.

Harry LaRosiliere, MAYOR

ATTEST:

Diane Zucco, CITY SECRETARY

APPROVED AS TO FORM:

Diane C. Wetherbee, CITY ATTORNEY

City of Plano Investment Policy

The City of Plano (the “City”) is required under the Public Funds Investment Act (the “PFIA”) Chapter 2256, Texas Government Code, to adopt a written investment policy. The City is required to comply with the Investment Policy as approved by the City Council.

Statement of Intent

It is the Policy of the City to invest funds in a manner, which will insure maximum security and provide for the daily cash flow demands of the City, and conform to all State and local statutes governing the investment of public funds.

Scope

This Investment Policy applies to all financial assets of the City, except certain trust and pension funds contractually invested by outside managers, e.g. Retirement/Pension, and Employee Deferred Compensation.

All funds are accounted for in the City's Comprehensive Annual Financial Report.

Prudence

Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived.

The standard of prudence to be used by Investment Officers shall be the "prudent person" standard and shall be applied in the context of managing an overall portfolio. The Investment Officers, acting in accordance with written procedures and the Investment Policy, and exercising due diligence, shall be relieved of personal responsibility for an individual security's credit risk or market price changes, provided deviations from expectations are reported immediately upon knowledge of the deviation and appropriate action is taken to control adverse developments.

Investment Officers shall seek to act responsibly as custodians of the public trust. Investment Officers shall avoid any transaction that might impair public confidence in the City's ability to govern effectively.

Objectives

The primary objectives of the City's investment activities shall be as follows:

1. Safety of principal is the foremost objective of the City's investment program. Investment transactions of the City shall be undertaken in a manner that seeks to ensure the preservation of capital in the overall portfolio. To attain this objective, diversification is required in order that actual losses on individual securities do not exceed the income generated from the remainder of the portfolio.
2. The City's investment portfolio will remain sufficiently liquid to enable the City to meet all operating requirements that can be reasonably anticipated.
3. The City's investment portfolio shall be designed with the objective of attaining a market rate of return throughout budgetary and economic cycles, taking into account the City's investment risk constraints and the cash flow characteristics of the portfolio.

Delegation Of Authority

City employees authorized to engage in investment transactions and authorized as Investment Officers are the City Manager, the Director of Finance, the Treasurer and the Treasury Analyst. Management responsibility for the investment program is delegated from the City Manager to the Director of Finance who shall establish written procedures for the operation of the investment program consistent with this Investment Policy. Investment procedures should include reference to the following: safekeeping agreements, repurchase agreements, wire transfer agreements, collateral agreements, depository service contracts and agreements, broker/dealer selection criteria, and security bidding and purchase processes. Such procedures shall include explicit delegation of authority to persons responsible for investment transactions. No person may engage in an investment transaction except as provided under the terms of this Policy and the procedures established by the Director of Finance. The Director of Finance shall be responsible for routine authorization of investments and the Controller shall be responsible for proper accounting of investments in order to maintain appropriate internal controls. The Director of Finance shall establish a system of controls to regulate the activities of subordinates.

Ethics And Conflict Of Interest

Investment Officers involved in the investment process who have a personal business relationship with a business organization offering to engage in an investment transaction with the City shall submit a statement disclosing that personal business interest to the City Council and the Texas Ethics Commission. An Investment Officer who is related within the second degree of affinity or consanguinity to an individual seeking to sell an investment to the City shall submit a statement disclosing that relationship to the City Council and the Texas Ethics Commission. A personal business relationship with a business organization is defined as 1) owning 10 percent or more of the voting stock or shares of the business organization or owning \$5,000 or more of the fair market value of the business organization; 2) receiving funds from the business organization exceeding 10 percent of gross income for the previous year; or 3) acquiring from the business organization during the previous year investments with a book value of \$2,500 or more for a personal account.

Compliance Audit

As part of the annual audit, the independent auditor must formally review internal controls, compliance with the Policy, and the quarterly investment reports prepared to comply with the PFIA, and report the results of that review to the City Council as part of its regular audit report.

Depository Selection

A qualified depository shall be selected through the City's professional services contract process in compliance with state bidding requirements, and shall include a formal Competitive Sealed Bid. The centralization of depository services is designed to maximize investment capabilities while minimizing service costs as well as staff time spent on activities such as reconciliation.

The selection of a depository shall be based on the financial institution offering the most favorable terms and conditions at the best value, while adhering to the guidelines and provisions within the request for proposal. In selecting a depository, the City shall give consideration to the financial institution's credit characteristics, financial history, service capabilities, and costs for required services.

The City's depository contract shall be in compliance with State law. Specialized services may be contracted for by the City with another financial institution or company if the depository cannot provide such service or charges more for the same service with little or no appreciable benefit.

Authorized Securities Dealers

The Investment Committee will review and adopt annually a list of qualified securities dealers authorized to engage in investment transactions with the City. The City will provide any person offering to engage in an investment transaction with the City, including investment pools, with a copy of the City's Investment Policy.

A qualified representative of the business organization offering to engage in an investment transaction must execute a written statement acknowledging receipt and review of the Policy and a statement acknowledging that reasonable procedures and controls have been implemented to preclude investment transactions that are unauthorized by this Investment Policy except, to the extent that this authorization is dependent on an analysis of the makeup of the City's entire portfolio or requires an interpretation of subjective investment standards. All approved broker/dealer firms must submit a completed City Broker/Dealer Questionnaire, a written acknowledgment per above guidelines, an executed master repurchase agreement, if applicable, and a copy of current audited financial statements.

Investment Advisers

Investment Advisers shall adhere to the spirit, philosophy and specific term of the Investment Policy and shall invest within the same objectives. The Investment Officer shall establish criteria to evaluate Investment Advisers, including:

1. Adherence to the City's policies and strategies;
2. Investment strategy recommendations within accepted risk constraints;
3. Responsiveness to the City's request for services and information;
4. Understanding of the inherent fiduciary responsibility of investing public funds; and
5. Similarity in philosophy and strategy with the City's objectives.

Selected Investment Advisors must be registered under the Investment Advisers Act of 1940 or with the State Securities Board. A contract with an Investment Adviser may not be for a term longer than two years and any contract, renewal or extension must be approved by the City Council.

Authorized Investments

The City is authorized to invest in the following types of securities, as specified in the PFIA Eligible investments include the following:

1. Obligations of, or guaranteed by governmental entities including:
 - a) Obligations, including letters of credit, of the United States or its agencies and instrumentalities;
 - b) Direct obligations of the State of Texas or its agencies and instrumentalities;
 - c) Other obligations, the principal of and interest on which are unconditionally guaranteed or insured by, or backed by the full faith and credit of, the State of Texas or the United States or their respective agencies and instrumentalities, including obligations that are fully guaranteed or insured by the Federal Deposit Insurance Corporation or by the explicit full faith and credit of the United States;
 - d) Obligations of states, agencies, counties, cities, and other political subdivisions of any state having been rated as to investment quality by a nationally recognized investment rating firm and having received a rating of not less than A or its equivalent;
2. Certificates of deposit, issued by a depository institution that has its main office or a branch office in this state:
 - a) And such certificates of deposits are:
 - 1) Guaranteed or insured by the Federal Deposit Insurance Corporation, or its successor; or the National Credit Union Share Insurance Fund, or its successor;

- 2) Secured by obligations that are described by the PFIA, which are intended to include all direct federal agency or instrumentality issued mortgage backed securities that have a market value of not less than 102% of the principal amount of the certificates or in any other manner and amount provided by law for deposits of the investing entities;
 - b) Certificates of Deposit made with the following conditions:
 - 1) The funds are invested by an investing entity through
 - a. A broker that has its main office or a branch office in the state of Texas and is selected from a list adopted by the City as required by Section 2256.025; or
 - b. The broker or the depository institution selected by the City under Subdivision a) arranges for the deposit of the funds in certificates of deposit in one or more federally insured depository institutions, wherever located, for the account of the City;
 - c. The full amount of the principal and accrued interest of each of the certificates of deposit is insured by the United States or an instrumentality of the United States;
 - d. The City appoints the depository institution selected depository institution under Subdivision a), or a clearing broker-dealer registered with the Securities and Exchange Commission and operating pursuant to Securities and Exchange Commission Rule 15c3-3 as custodian for the City with respect to the certificates of deposit issued for the account of the City.
3. Fully collateralized repurchase agreements having a defined termination date, secured by a combination of cash and obligations described by the PFIA, pledged to the City, held in the City's name, and deposited at the time the investment is made with the City or with a third party selected and approved by the City, and is placed through a primary government securities dealer, as defined by the Federal Reserve, or a financial institution doing business in this state;
4. Commercial Paper having a stated maturity of 270 days or fewer and is rated not less than A-1 or P-1 or an equivalent rating by at least two nationally recognized credit rating agencies or one nationally recognized credit rating agency and is fully secured by an irrevocable letter of credit issued by a bank organized and existing under the laws of the United States or any state.
5. Mutual funds

- a) A no-load money market mutual fund that is registered with and regulated by the Securities and Exchange Commission; has a dollar-weighted average stated maturity of 90 days or fewer; provides the investing entity with a prospectus and other information required by the Securities Exchange Act of 1934 or the Investment Company Act of 1940; and states in its investment objectives the maintenance of a stable net asset value of \$1.00 for each share; and the City owns 10% or less of the fund's total assets; or
 - b) A no-load mutual fund that it is registered with the Securities and Exchange Commission; has an average weighted maturity of less than two years; is invested exclusively in obligations approved by Chapter 2256, sections 9 through 16; is continuously rated as to investment quality by at least one nationally recognized investment rating firm of not less than AAA or its equivalent; and conforms to the requirements set forth in Sections 2256.016 (b) and (c) relating to the eligibility of mutual funds to receive and invest funds of investing entities; with the following restrictions:
 - 1) Amount is limited to 15% of the City's monthly average fund balance, excluding bond proceeds, reserves, and debt service funds;
 - 2) Is ineligible for investment of bond proceeds, reserves, and debt service funds; and
 - 3) The City may not own more than 10% of the fund's total assets.
6. Eligible investment pools that invest in instruments and follow practices allowed by current law as defined in the PFIA provided that:
- a) Investment in the particular pool has been authorized by the City Council;
 - b) The pool shall have furnished the Investment Officer an offering circular containing the information required by the PFIA;
 - c) The pool shall furnish to the Investment Officer investment transaction confirmations with respect to all investments made with it;
 - d) The pool shall furnish to the Investment Officer monthly reports that contain the information required by the PFIA;
 - e) The pool's investment objectives shall be to maintain a stable net asset value of one dollar (\$1) and may have a weighted average maturity no greater than 90 days;
 - f) Whose investment philosophy and strategy are consistent with this Policy and the City's ongoing strategy; and
 - g) The pool provides evidence of credit rating no lower than "AAA" or "AAA-m" by at least one nationally recognized credit rating service.

- h) Any investment pool that does not meet the requirements of one that is created to function as a money market mutual fund must maintain a maximum average dollar weighted maturity that does not exceed 365 days (or 366 days in the case of a leap year) and must provide a fixed interest rate and a fixed maturity term for each pool position.

Unauthorized Investments

The City's authorized investment alternatives are more restrictive than those allowed by State law. Not all investments authorized by State Law are authorized by this Policy. The City prohibits investments in all collateralized mortgage obligations. State law specifically prohibits investment in the following investment securities:

1. Obligations whose payment represents the coupon payments on the outstanding principal balance of the underlying mortgage-backed security collateral and pay no principal;
2. Obligations whose payment represents the principal stream of cash flow from the underlying mortgage-backed security collateral and bears no interest;
3. Collateralized mortgage obligations that have a stated final maturity date of greater than 10 years.

The City is not required to liquidate investments that were authorized investments at the time of purchase. The City will take prudent measures to liquidate any investment that loses its required minimum rating.

Investment Strategy

The City intends to maintain a consolidated portfolio in which all funds under the City's control, as specified in this Policy, are pooled for investment purposes. One of the fund's primary objectives is to insure that anticipated cash flows are matched with investment maturities. Both short and longer-term maturities are laddered to meet general operating, capital project and debt service expenditures, based on known and projected cash flows.

Another primary objective of the fund is the preservation and safety of principal by insuring that all securities are of a sufficiently high quality and duration so as to limit exposure to credit and market risks. The portfolio should therefore experience minimal volatility during varying economic cycles. Securities of all types are purchased with the intention of holding until maturity.

Other objectives include maintaining liquidity, including the ability to reasonably meet unanticipated needs by purchasing securities with an active secondary/resale market. Diversification is maintained in order to minimize possible credit risk in a specific security type.

The final objective of obtaining a market rate of return while considering risk constraints and cash flow needs, is much less important than safety of principal and liquidity. The majority of investments are limited to low risk securities earning an equitable rate of return relative to the amount of risk.

Competitive Selection of Investment Instruments

Before an Investment Officer invests any surplus funds, a competitive “quote” process shall be conducted. If a specific maturity date is required either for cash flow purposes or for conformance to maturity guidelines, offerings will be requested for instruments that meet the maturity requirement. If no specific maturity is required, the best value available within the time constraints of the Investment Policy will be selected. Offers will be requested from financial institutions and Authorized Securities Dealers for various investment alternatives with regard to term and instrument. The current interest rates of other approved investment alternatives will be considered. Documentation of the competitive process will be retained in the investment file.

Collateralization

In order to anticipate market changes and provide a level of security for all funds, collateralization is required for all City funds held in the depository as available funds, in certificates of deposit, and for repurchase agreements. With the exception of deposits secured with irrevocable letters of credit at 100% of amount, the collateralization level will be 102% of market value of principal and accrued interest. Evidence of the pledged collateral shall be maintained by the Director of Finance, or a third party financial institution. Collateral shall be reviewed at least monthly to assure that the market value of the pledged securities is adequate. If upon review, the collateral is found to be of inadequate value, the City will notify the pledging financial institution to immediately provide additional collateral.

The City shall accept only the following as collateral:

1. FDIC insurance coverage;
2. A Bond, Bill, Certificate of Indebtedness, or Treasury Note of the United States, or other evidence of indebtedness of the United States that is guaranteed as to principal and interest by the United States;
3. Obligations, the principal and interest on which, are unconditionally guaranteed or insured by the State of Texas;
4. A Bond of the State of Texas or a county, city or other political subdivision of the State of Texas having been rated at no less than “A” or its equivalent by a nationally recognized rating agency with a remaining maturity of ten years or less;
5. Obligations of the United States’ agencies and instrumentalities, limited to the FHLB, FNMA, FFCB and FHLMC; or
6. A letter of credit issued to the City by the Federal Home Loan Bank.

Collateral will be held by an independent third party with whom the entity will sign a custodial agreement. Safekeeping receipts must be supplied to the City and must be retained. All collateral shall be subject to inspection and audit by the Director of Finance or the City's independent auditors.

Additional collateral may be pledged as required, released when it is not needed, and substituted, if necessary, with the written consent of the Director of Finance, or an authorized Investment Officer. Any financial institution requesting substitution must contact the Director of Finance for approval and settlement. The substituted security's value will be calculated and substitution approved if its value is equal to or greater than the required security level. The Director of Finance or designated Investment Officer must provide a written notification of the decision to the bank or the safekeeping agent holding the security prior to any security release. Substitution is allowable for all transactions, but should be limited, if possible, to minimize potential administrative problems and transfer expense.

Safekeeping And Custody

All security transactions entered into by the City, with the exception of certificates of deposit, investment pools, and mutual funds, shall be conducted on a delivery-versus-payment (DVP) basis. Securities will be held by a third party safekeeping agent designated by the Investment Officer and Director of Finance. Safekeeping receipts and clearance documents will be required for all securities purchased by the City and held in safekeeping by an authorized third party.

Diversification

The City will diversify the portfolio at all times to ensure the reduction of risk while still maintaining reasonable rates of return, and to ensure a certain degree of liquidity. The City will diversify its investments by security type in the following manner:

With the exception of United States Treasury securities and authorized pools, no more than 50% of the total investment portfolio will be invested in a single security type. (Such as FNMA, FHLB, FHLMC, CD's at one institution, etc.)

Risk of market price changes shall be controlled by avoiding over-concentration of assets in a specific maturity sector, limitation of average and final maturity, and avoidance of over-concentration of specific instruments.

Risk to liquidity due to cash flow complications shall be controlled by maintaining minimum bank, investment pool, and money market mutual fund balances.

Maximum Maturities

To the extent possible, the City will attempt to match its anticipated cash flow

requirements with maturing investments. The City will not directly invest in securities maturing more than five years from the date of purchase. The portfolio's maximum average dollar-weighted maturity will be two and a half years based on the stated maturity date of the investment.

Performance Standards

The investment portfolio will be designed to obtain a market average rate of return during unpredictable budgetary and economic cycles at the local and federal levels, taking into account the City's investment risk constraints and cash flow needs.

The City's investment strategy is primarily passive. Given this strategy, the basis, or benchmark, used by the Investment Officer to determine whether market yields are being achieved shall be the 3 month or 6 month Treasury Bill or 1 or 2 year Treasury Note, whichever is closest to the weighted average maturity of the portfolio.

Reporting

Monthly Reporting. The Director of Finance is responsible for providing monthly information on investment activity in the Comprehensive Monthly Finance Report, to include the size of the portfolio, the distribution by maturity, the distribution by market sector, interest income earned during the current month and fiscal year to date, and the current portfolio yield.

Quarterly Reporting. The Director of Finance shall submit a signed quarterly investment report, jointly prepared and signed by all Investment Officers, that summarizes current market conditions, economic developments and anticipated investment conditions. The report shall summarize investment strategies employed in the most recent quarter, and describe the portfolio in terms of investment securities, maturities, risk characteristics, and shall explain the total investment return for the quarter.

The quarterly investment report shall provide a status of the current investment portfolio and transactions made over the last quarter. The report will be provided to the City Manager and City Council and include the following:

1. A listing of individual securities held at the end of the reporting period;
2. Unrealized gains or losses resulting from appreciation or depreciation by listing the ending book and market value of securities for the period. Market price is the net selling price of securities as quoted by a recognized market pricing source quoted on the valuation date;
3. Fully accrued interest for the reporting period;
4. Average weighted yield to maturity of the portfolio of City investments as compared to applicable benchmark;
5. Listing of investments by maturity date and by type of asset;
6. The percentage of the total portfolio that each type of investment represents;

7. A statement of compliance of the City's investment portfolio with State law and the investment strategy and Policy approved by the City Council.

Market Pricing

Market Value of the investment portfolio will be calculated monthly. Pricing information will come from Bloomberg, IDC, or any other source deemed reliable by the Director of Finance. If the price of a particular security is not available from any of these sources, the price may be estimated by analyzing similar securities' market values.

Investment Rating

Investment rating will be obtained monthly from broker-dealers on the City's approved list or from other independent third parties. Obligation of States (other than Texas), agencies, counties, cities and other political subdivisions must not be rated less than A or its equivalent by at least one nationally recognized investment rating firm. Mutual funds must not be rated less than AAA or its equivalent by at least one nationally recognized investment rating firm. Money market mutual funds (MMMF's) are not required to be rated. Investment Pools must not be rated less than AAA or an equivalent by at least one nationally recognized investment rating firm.

Training

The Director of Finance, the Treasurer and any other authorized Investment Officer must attend at least one training session relative to their responsibilities under the PFIA within twelve months after taking office or assuming duties from an independent source approved by the Investment Committee. In addition, each must receive not less than 10 hours of instruction not less than once each state fiscal biennium relating to investment responsibilities from an independent source approved by the Investment Committee

Internal Controls

The Director of Finance is responsible for establishing appropriate internal controls. The Investment Officers are responsible for executing investment transactions and the Accounting division is responsible for preparation of general ledger journal entries based on documentation prepared by the Investment Officers.

Investment Policy Review And Adoption

The City's Investment Policy shall be reviewed periodically by the Investment Committee and revised and recommended for Council approval, when necessary. In addition, the Policy must be reviewed not less than annually by the City Council. This review will include adoption of a written resolution stating that the Council has reviewed the Investment Policy and investment strategies and include any changes made to the Policy or strategies.

Investment Committee

An Investment Committee comprised of the City Manager, Director of Finance, and the Investment Officer(s) will meet on a quarterly basis. In addition to monthly and quarterly reporting to City Council, the Director of Finance will present a brief report of pertinent investment activities to the Investment Committee.

The primary objective of the Committee will be to review general strategies and policies, monitor investment program results, select independent training sources, and authorize securities dealers.



CITY OF PLANO COUNCIL AGENDA ITEM

CITY SECRETARY'S USE ONLY				
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory				
Council Meeting Date:		11/25/13		
Department:		Budget		
Department Head		Karen Rhodes-Whitley		
Agenda Coordinator (include phone #): Carla Rude, X7407; Anita Bell, X7194				
CAPTION				
<p>An Ordinance of the City of Plano, Texas, transferring the sum of \$218,393 from the Water & Sewer Fund Unappropriated fund balance to the Water & Sewer Fund Operating Appropriation and transferring the sum of \$218,393 from the Municipal Drainage Utility Fund Unappropriated fund balance to the Municipal Drainage Utility Fund Operating Appropriation for fiscal year 2013-14 for the purpose of providing funding for two (2) work crews totaling eight (8) positions, two (2) Construction Inspector positions and the operational costs related to the Curb Repair Program and Utility Cut Repairs, amending the Budget of the City and Ordinance 2013-9-8, Section 1, Items "J" and "W" to reflect the actions taken herein; declaring this action to be a case of public necessity; and providing an effective date.</p>				
FINANCIAL SUMMARY				
<input type="checkbox"/> NOT APPLICABLE <input checked="" type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP				
FISCAL YEAR: 2013-14	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	95,354,732	0	95,354,732
Encumbered/Expended Amount	0	0	0	0
This Item	0	436,786	0	436,786
BALANCE	0	95,791,518	0	95,791,518
FUND(S): WATER & SEWER FUND, MUNICIPAL DRAINAGE UTILITY OPERATIONS FUND				
<p>COMMENTS: Supplemental appropriations approved to date for the Water & Sewer Fund, including this item, total \$218,393. Supplemental appropriations approved to date for the Municipal Drainage Utility Fund, including this item, total \$218,393.</p> <p>STRATEGIC PLAN GOAL: Providing additional funding for operational costs related to Curb Repair and Utility Street Cuts relates to the City's Goal of Financially Strong City with Service Excellence and Great Neighborhoods - 1st Choice to Live.</p>				
SUMMARY OF ITEM				
<p>Supplemental Appropriation No. 1</p> <p>This supplemental appropriation will improve the appearance of City streets and reduce the repair response times. This item adds personnel and operating costs to the Curb and Utility Cut Repair Programs in Public Works that were scaled back during the recent economic recession.</p>				



CITY OF PLANO COUNCIL AGENDA ITEM

List of Supporting Documents: Supplemental Appropriation Log Financial Detail Spreadsheet	Other Departments, Boards, Commissions or Agencies

**FY 2013-14
SUPPLEMENTAL APPROPRIATIONS**

Description	Department	Amount
TOTAL GENERAL FUND APPROPRIATIONS		<u>\$0</u>
TOTAL PTN FUND APPROPRIATIONS		<u>\$ -</u>
TOTAL CAPITAL RESERVE FUND APPROPRIATIONS		<u>\$ -</u>
Curb repair and Utility Cut Work Crews and Inspectors	Public Works	218,393
TOTAL MUNICIPAL DRAINAGE FUND APPROPRIATIONS		<u>\$ 218,393</u>
Curb repair and Utility Cut Work Crews and Inspectors	Public Works	218,393
TOTAL WATER & SEWER FUND		<u>\$ 218,393</u>
TOTAL SUSTAINABILITY & ENVIRONMENTAL FUND APPROPRIATIONS		<u>\$ -</u>
TOTAL CONVENTION & TOURISM FUND APPROPRIATIONS		<u>\$ -</u>
TOTAL PROPERTY/LIABILITY FUND APPROPRIATIONS		<u>\$ -</u>
TOTAL PROPERTY MANAGEMENT FUND APPROPRIATIONS		<u>\$ -</u>
TOTAL GOLF COURSE FUND APPROPRIATIONS		<u>\$ -</u>
TOTAL RECREATION FUND APPROPRIATIONS		<u>\$ -</u>
TOTAL INTERNAL SERVICE FUNDS AND OTHER FUNDS APPROPRIATIONS		<u>\$ -</u>
GRAND TOTAL ALL FUNDS		<u>\$ 436,786</u>

Two Work Crews & Two Inspectors for Public Works							
Personnel Costs							
Position Type	Grade	Salary	Benefits	Health & OPEB	Per Position	# of Positions	Total
Maintenance Worker	SC Grade 1	\$27,310	6,658	12,449	46,418	6	278,506
Crew Leader	SC Grade 4	\$35,360	8,621	12,449	56,430	2	112,860
Construction Inspector	11	\$48,327	11,782	12,449	72,558	2	145,116
						Personnel	\$536,482
Equipment & Supplies							
		Tools	Misc		Per Crew	# of Crews	Total
Tools, Clothing, Safety boots		1,000	2,400		3,400	2	6,800
Clothing, Safety Boots, Cell phone		-	1,350		1,350	2	2,700
						Equipment	\$9,500
Rolling Stock							
Truck, 3/4-Ton Ext. Cab Utility		56,000				2	112,000
Truck, P/U, 1/2-Ton, Ext. Cab		26,500				2	53,000
						Rolling Stock	\$165,000
						Grand Total	\$710,982
Funding Sources:			50/50 Personnel & O/M Split:		W&S Fund 41		\$272,991
Estimated Start date Dec 2013	80%	\$218,393			Drainage Fund 47		\$272,991
		218,393			Rolling Stock	ERF Fund 71	\$165,000
		\$436,786					\$710,982

An Ordinance of the City of Plano, Texas, transferring the sum of \$218,393 from the Water & Sewer Fund Unappropriated fund balance to the Water & Sewer Fund Operating Appropriation and transferring the sum of \$218,393 from the Municipal Drainage Utility Fund Unappropriated fund balance to the Municipal Drainage Utility Fund Operating Appropriation for fiscal year 2013-14 for the purpose of providing funding for two (2) work crews totaling eight (8) positions, two (2) Construction Inspector positions and the operational costs related to the Curb Repair Program and Utility Cut Repairs, amending the Budget of the City and Ordinance 2013-9-8, Section 1, Items “J” and “W” to reflect the actions taken herein; declaring this action to be a case of public necessity; and providing an effective date.

WHEREAS, the City Council of the City of Plano approved and adopted the budget for the City for fiscal year 2013-14 setting the appropriations for the Water & Sewer Fund at \$92,535,957 and setting the appropriations for the Municipal Drainage Utility Fund at \$2,818,775 and

WHEREAS, the City of Plano Public Works Department is requesting funding in the amount of \$436,786 for two additional work crews and two additional Construction Inspector positions and related equipment; and

WHEREAS, such necessary and essential costs cannot be fully met through appropriations in the existing budget; and

WHEREAS, the City Council now finds that additional appropriations to the Water & Sewer Fund and the Municipal Drainage Utility Fund should be made in order to improve the appearance of City streets and reduce the curb repair and utility cut repair response times, and that such action is a public necessity.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PLANO, TEXAS, THAT:

SECTION I. The estimated sum of TWO HUNDRED EIGHTEEN THOUSAND THREE HUNDRED AND NINETY THREE (\$218,393) is hereby transferred from the Water & Sewer Fund Unappropriated fund balance to the Water & Sewer Fund operating appropriation, and the estimated sum of TWO HUNDRED EIGHTEEN THOUSAND THREE HUNDRED AND NINETY THREE (\$218,393) is hereby transferred from the Municipal Drainage Utility Fund Unappropriated fund balance to the Municipal Drainage Utility Fund operating appropriation.

SECTION II. The budget of the City of Plano for fiscal year 2013-14 as adopted by Ordinance No. 2013-9-8 is amended to reflect the action taken herein.

SECTION III. The actions taken herein are found and declared to be a case of public necessity.

SECTION IV. This supplemental appropriation Ordinance No. 1 shall become effective immediately from and after the date of its passage.

DULY PASSED AND APPROVED THIS THE 25TH DAY OF NOVEMBER, 2013.

Harry LaRosiliere, **MAYOR**

ATTEST:

Diane Zucco, **CITY SECRETARY**

Diane C. Wetherbee, **CITY ATTORNEY**



**CITY OF PLANO
COUNCIL AGENDA ITEM**

CITY SECRETARY'S USE ONLY				
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory				
Council Meeting Date:		11/25/13		
Department:		Finance		
Department Head		Denise Tacke		
Agenda Coordinator (include phone #): Katherine Crumbley - x-7479				
CAPTION				
A Resolution of the City Council of the City of Plano, Texas, approving the Investment Portfolio Summary for the quarter ending September 30, 2013 and providing an effective date.				
FINANCIAL SUMMARY				
<input checked="" type="checkbox"/> NOT APPLICABLE <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP				
FISCAL YEAR: 2012-2013	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	0	0	0
Encumbered/Expended Amount	0	0	0	0
This Item	0	0	0	0
BALANCE	0	0	0	0
FUND(S):				
COMMENTS: This item has no fiscal impact. STRATEGIC PLAN GOAL: Investment Portfolio Summary Reviews relate to the City's Goal of Financially Strong City with Service Excellence.				
SUMMARY OF ITEM				
Quarterly Investment report ending September 30, 2013.				
List of Supporting Documents: Investment Portfolio Summary			Other Departments, Boards, Commissions or Agencies	

A Resolution of the City Council of the City of Plano, Texas, approving the Investment Portfolio Summary for the quarter ending September 30, 2013 and providing an effective date.

WHEREAS, the City Council has been presented the City of Plano’s Investment Portfolio Summary for the Quarter Ending September 30, 2013, a substantial copy of which is attached hereto as Exhibit “A” and incorporated herein by reference (hereinafter called “Investment Portfolio Summary”); and

WHEREAS, the Public Funds Investment Act at Texas Government Code, Section 2256.005, requires the governing body of an investing entity to review its investment policy and investment strategies not less than annually; and

WHEREAS, upon full review and consideration of the Investment Portfolio Summary, and all matters attendant and related thereto, the City Council is of the opinion that the same should be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PLANO, TEXAS, THAT:

Section I. The City of Plano’s Investment Portfolio Summary for the Quarter Ending September 30, 2013, having been reviewed by the City Council of the City of Plano and found to be acceptable and in the best interests of the City of Plano and its citizens, is hereby in all things approved.

Section II. This Resolution shall become effective immediately upon its passage.

DULY PASSED AND APPROVED this the 25th day of November, 2013.

Harry LaRosiliere, MAYOR

ATTEST:

Diane Zucco, CITY SECRETARY

APPROVED AS TO FORM:

Diane C. Wetherbee, CITY ATTORNEY

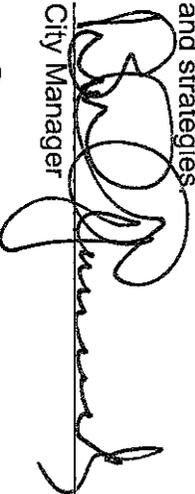
City of Plano
INVESTMENT PORTFOLIO SUMMARY

For the Quarter Ended

September 30, 2013

The investment portfolio of the City of Plano is in compliance with the Public Funds Investment Act and the City's Investment Policy and strategies

City Manager



Director of Finance



Treasurer



Treasury Analyst



Information received since the Federal Open Market Committee met in July suggests that economic activity has been expanding at a moderate pace. Some indicators of labor market conditions have shown further improvement in recent months, but the unemployment rate remains elevated. Household spending and business fixed investment advanced, and the housing sector has been strengthening, but mortgage rates have risen further and fiscal policy is restraining economic growth. Apart from fluctuations due to changes in energy prices, inflation has been running below the Committee's longer-run objective, but longer-term inflation expectations have remained stable.

Consistent with its statutory mandate, the Committee seeks to foster maximum employment and price stability. The Committee expects that, with appropriate policy accommodation, economic growth will pick up from its recent pace and the unemployment rate will gradually decline toward levels the Committee judges consistent with its dual mandate. The Committee sees the downside risks to the outlook for the economy and the labor market as having diminished, on net, since last fall, but the tightening of financial conditions observed in recent months, if sustained, could slow the pace of improvement in the economy and labor market. The Committee recognizes that inflation persistently below its 2 percent objective could pose risks to economic performance, but it anticipates that inflation will move back toward its objective over the medium term.

Taking into account the extent of federal fiscal retrenchment, the Committee sees the improvement in economic activity and labor market conditions since it began its asset purchase program a year ago as consistent with growing underlying strength in the broader economy. However, the Committee decided to await more evidence that progress will be sustained before adjusting the pace of its purchases. Accordingly, the Committee decided to continue purchasing additional agency mortgage-backed securities at a pace of \$40 billion per month and longer-term Treasury securities at a pace of \$45 billion per month. The Committee is maintaining its existing policy of reinvesting principal payments from its holdings of agency debt and agency mortgage-backed securities in agency mortgage-backed securities and of rolling over maturing Treasury securities at auction. Taken together, these actions should maintain downward pressure on longer-term interest rates, support mortgage markets, and help to make broader financial conditions more accommodative, which in turn should promote a stronger economic recovery and help to ensure that inflation, over time, is at the rate most consistent with the Committee's dual mandate.

The Committee will closely monitor incoming information on economic and financial developments in coming months and will continue its purchases of Treasury and agency mortgage-backed securities, and employ its other policy tools as appropriate, until the outlook for the labor market has improved substantially in a context of price stability. In judging when to moderate the pace of asset purchases, the Committee will, at its coming meetings, assess whether incoming information continues to support the Committee's expectation of ongoing improvement in labor market conditions and inflation moving back toward its longer-run objective. Asset purchases are not on a preset course, and the Committee's decisions about their pace will remain contingent on the Committee's economic outlook as well as its assessment of the likely efficacy and costs of such purchases.

To support continued progress toward maximum employment and price stability, the Committee today reaffirmed its view that a highly accommodative stance of monetary policy will remain appropriate for a considerable time after the asset purchase program ends and the economic recovery strengthens. In particular, the Committee decided to keep the target range for the federal funds rate at 0 to 1/4 percent and currently anticipates that this exceptionally low range for the federal funds rate will be appropriate at least as long as the unemployment rate remains above 6-1/2 percent, inflation between one and two years ahead is projected to be no more than a half percentage point above the Committee's 2 percent longer-run goal, and longer-term inflation expectations continue to be well anchored. In determining how long to maintain a highly accommodative stance of monetary policy, the Committee will also consider other information, including additional measures of labor market conditions, indicators of inflation pressures and inflation expectations, and readings on financial developments. When the Committee decides to begin to remove policy accommodation, it will take a balanced approach consistent with its longer-run goals of maximum employment and inflation of 2 percent.

Voting for the FOMC monetary policy action were: Ben S. Bernanke, Chairman; William C. Dudley, Vice Chairman; James Bullard; Charles L. Evans; Jerome H. Powell; Eric S. Rosengren; Jeremy C. Stein; Daniel K. Tarullo; and Janet L. Yellen. Voting against the action was Esther L. George, who was concerned that the continued high level of monetary accommodation increased the risks of future economic and financial imbalances and, over time, could cause an increase in long-term inflation expectations.

Asset Type	Avg Yield	September 30, 2013		June 30, 2013	
		End Book Value	End Market Value	End Book Value	End Market Value
Pools/NOW Accounts	0.05%	85,276,062.69	85,276,062.69	82,715,286.63	82,715,286.63
Certificates of Deposit	0.59%	44,670,838.65	44,670,838.65	49,670,838.65	49,670,838.65
FHLB Bonds	1.13%	45,312,819.56	45,791,029.97	55,372,695.01	55,931,077.82
FHLMC Bonds	1.12%	84,059,349.30	84,932,376.00	106,388,081.24	107,229,878.00
FNMA Bonds	0.91%	46,802,480.75	47,353,973.95	57,072,857.53	57,643,617.44
Municipal Bonds	0.59%	109,264,901.82	108,664,082.25	110,056,714.69	109,082,811.90
Totals		415,386,452.77	416,688,363.51	461,271,473.75	462,273,510.44

Average Yield (1):
Total Portfolio 0.74%

Fiscal Year-to-Date Average Yield (2):
Total Portfolio 0.75%

This Quarter:	
Rolling Six Month Treasury Yield	0.06%
Rolling Two Year Treasury Yield	0.37%
TexPool Yield	0.05%

Last 12 Months:	
Rolling Six Month Treasury Yield	0.10%
Rolling Two Year Treasury Yield	0.29%
TexPool Yield	0.09%

Investment Earnings (3):

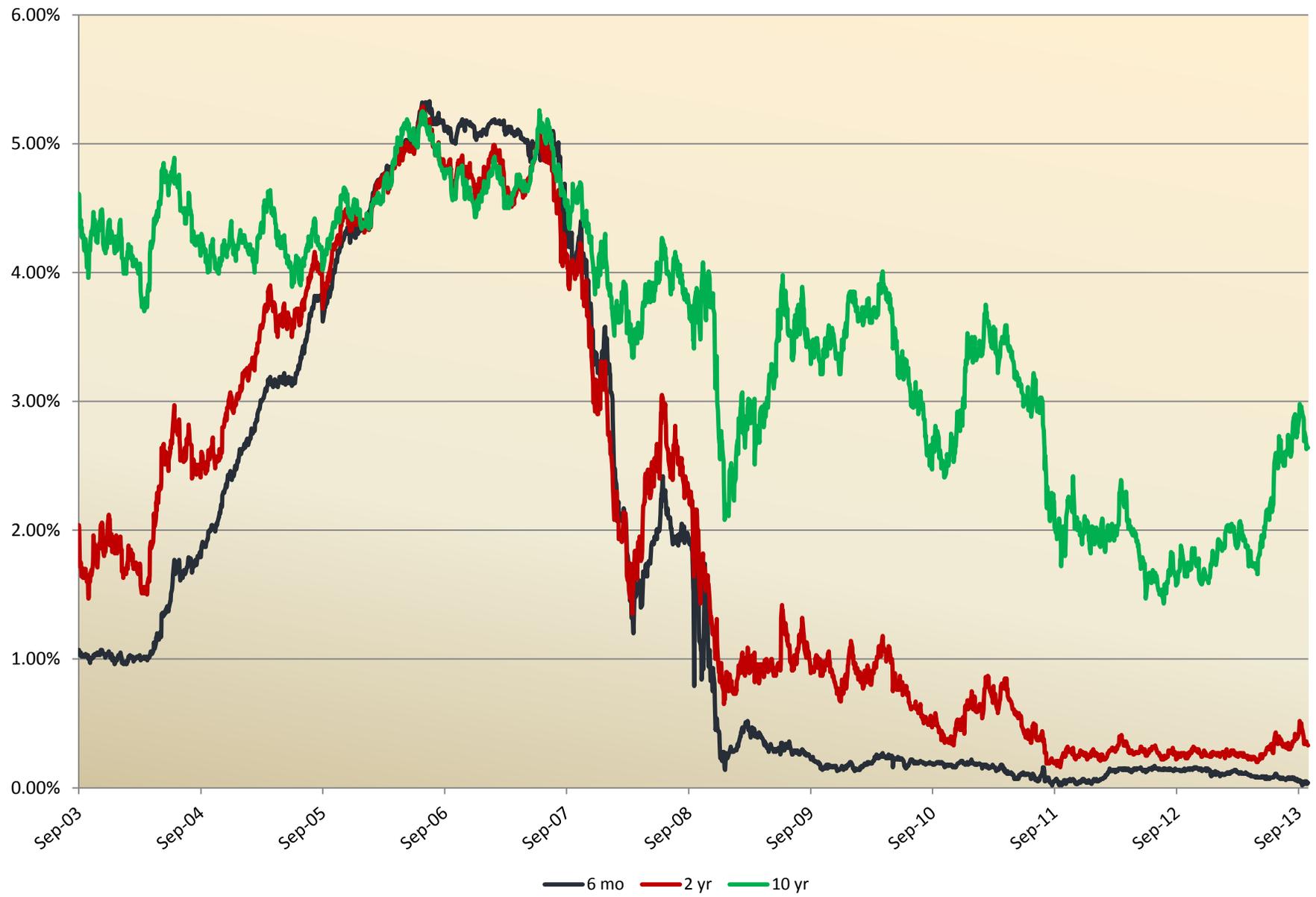
Quarter	\$ 1,082,684
Fiscal Year To Date	\$ 977,566

(1) Average Yield calculated using quarter end report yields and adjusted book values does not reflect a total return analysis or account for advisory fees.

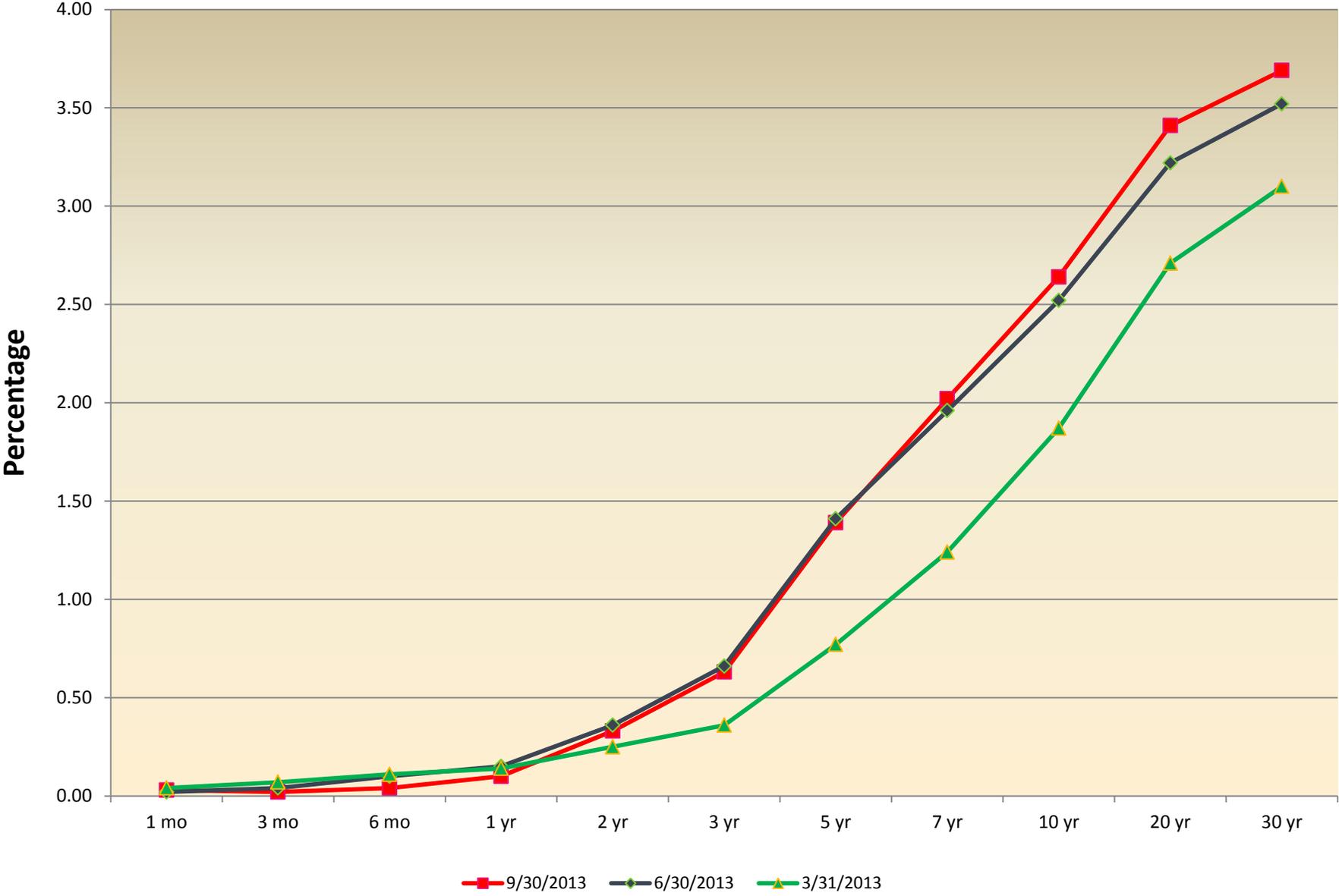
(2) Fiscal Year-to-Date Average Yields calculated using quarter end report yields and adjusted book values and does not reflect a total return analysis or account for advisory fees.

(3) Interest earnings are obtained from the general ledger - Interest plus/minus Gain or Loss on Investments, Unrealized Gain or Loss and Amortized Premium/Discount.

US Treasury Historical Yields



Treasury Yield Curves



S & P 500



Detail of Security Holdings
September 30, 2013

By Sector

Security Description	Moody's/S&P Ratings	Coupon	Maturity Date	Settlement Date	Call Date	Par Value	Purchased Value	Adjusted Book Value	Market Price	Market Value	Life (mo)	Yield	Accrued Interest
Municipal Bonds	AA1/AA+	2.00%	02/01/2016	01/18/2013		4,970,000.00	5,186,642.30	5,136,828.25	103.33	5,135,252.50	28.00	0.55%	16,290.56
Municipal Bonds	AA1/NA	5.00%	02/01/2016	01/31/2013		975,000.00	1,103,914.50	1,075,449.80	109.80	1,070,589.00	28.00	0.55%	7,989.58
Municipal Bonds	AA2/AA	4.00%	02/15/2016	02/08/2013		1,400,000.00	1,544,872.00	1,514,109.71	107.76	1,508,584.00	28.46	0.54%	7,000.00
Municipal Bonds	AAA/AAA	5.00%	02/15/2016	12/12/2012		715,000.00	815,729.20	790,373.23	110.20	787,922.85	28.46	0.52%	4,468.75
Municipal Bonds	AA3/NA	4.00%	02/15/2016	02/15/2013		2,205,000.00	2,456,943.30	2,404,713.96	108.95	2,402,281.35	28.46	0.18%	11,025.00
Municipal Bonds	AA2/AA	5.00%	02/15/2016	12/12/2012		1,000,000.00	1,139,520.00	1,104,399.45	110.30	1,102,990.00	28.46	0.56%	6,250.00
Municipal Bonds	AA2/AA-	4.00%	03/01/2016	02/07/2013		1,250,000.00	1,380,150.00	1,352,792.89	108.05	1,350,637.50	28.95	0.57%	4,027.78
Municipal Bonds	AA2/AA	1.00%	03/01/2016	03/14/2013		2,500,000.00	2,525,625.00	2,520,892.77	100.60	2,515,100.00	28.95	0.65%	14,513.89
Municipal Bonds	NA/AA+	4.00%	04/01/2016	02/26/2013		2,915,000.00	3,220,550.30	3,162,144.22	108.04	3,149,453.45	29.97	0.58%	69,312.22
Municipal Bonds	AA2/NA	5.00%	04/15/2016	12/11/2012		1,000,000.00	1,146,540.00	1,111,375.20	110.78	1,107,780.00	30.43	0.57%	22,916.67
Municipal Bonds	AA2/NA	4.00%	05/01/2016	02/06/2013		5,225,000.00	5,793,427.75	5,679,742.20	107.84	5,634,796.75	30.95	0.60%	86,502.78
Municipal Bonds	AA2/AA-	5.00%	07/01/2016	02/01/2013		4,500,000.00	5,135,715.00	5,012,755.68	110.71	4,982,130.00	32.95	0.80%	55,625.00
Municipal Bonds	AA1/AAA	5.19%	08/01/2016	02/14/2013		1,875,000.00	2,157,731.25	2,106,732.26	110.68	2,075,175.00	33.97	0.77%	15,948.44
Municipal Bonds	AAA/AAA	4.00%	08/01/2016	02/12/2013		1,000,000.00	1,118,030.00	1,096,586.95	109.04	1,090,370.00	33.97	0.56%	6,555.56
Municipal Bonds	AAA/AAA	5.00%	10/01/2016	12/12/2012		1,130,000.00	1,318,495.30	1,278,869.22	112.66	1,273,012.80	35.97	0.56%	28,093.06
Municipal Bonds	AA3/AA	1.25%	11/01/2016	06/07/2012		500,000.00	500,000.00	500,000.00	99.43	497,150.00	36.98	1.25%	2,586.81
Municipal Bonds	A2/AA-	5.00%	11/01/2016	05/17/2012		500,000.00	587,895.00	560,862.84	111.26	556,275.00	36.98	0.96%	10,347.22
Municipal Bonds	A1/AA-	0.92%	11/15/2016	12/18/2012		710,000.00	710,000.00	710,000.00	98.96	702,623.10	37.44	0.92%	2,446.84
Municipal Bonds	A1/AA-	3.00%	11/15/2016	12/18/2012		395,000.00	431,241.25	423,982.85	106.44	420,434.05	37.44	0.62%	4,443.75
Municipal Bonds	AA2/AA+	4.00%	12/01/2016	06/07/2012		1,610,000.00	1,828,058.40	1,764,158.50	109.67	1,765,719.20	37.97	0.91%	21,287.78
Municipal Bonds	AA3/A+	4.00%	02/01/2017	02/14/2013		2,135,000.00	2,399,248.95	2,357,640.69	108.48	2,315,962.60	40.00	0.82%	13,996.11
Municipal Bonds	AAA/AAA	5.00%	02/15/2017	04/30/2013		2,410,000.00	2,797,046.00	2,754,350.95	113.08	2,725,203.90	40.46	0.70%	15,062.50
Municipal Bonds	AA1/AA+	3.00%	03/01/2017	12/11/2012		2,375,000.00	2,599,770.00	2,557,033.07	106.45	2,528,211.25	40.92	0.72%	5,739.58
Municipal Bonds	NA/AA-	4.50%	03/01/2017	03/01/2013		590,000.00	677,774.30	664,977.64	111.11	655,531.30	40.92	0.72%	2,138.75
Municipal Bonds	AA3/AA-	5.00%	05/01/2017	02/07/2013		1,225,000.00	1,430,359.00	1,399,102.93	112.89	1,382,939.25	42.92	0.95%	25,350.69
Municipal Bonds	AA2/AA	5.18%	08/15/2017	02/15/2013		1,300,000.00	1,541,670.00	1,508,260.08	111.93	1,455,116.00	46.39	0.95%	8,417.50
Municipal Bonds	AA2/AA	5.29%	10/01/2017	02/14/2013		5,965,000.00	7,105,090.45	6,951,279.43	113.89	6,793,538.50	47.93	1.05%	156,897.73
Municipal Bonds	A1/AA-	4.00%	11/15/2017	12/18/2012		500,000.00	577,115.00	564,814.45	111.13	555,640.00	49.41	0.79%	7,500.00
Municipal Bonds	AAA/AAA	5.00%	02/15/2018	04/30/2013		2,525,000.00	3,009,396.00	2,967,094.29	114.75	2,897,538.50	52.43	0.90%	15,781.25

TOTAL						404,481,901.34	421,310,662.70	415,386,452.77		416,688,363.51	16.13	0.74%	2,240,488.95
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(1) (2)

(1) **Weighted average life** - For purposes of calculating weighted average life bank, pool, and money market investments are assumed to mature the next business day.

(2) **Weighted average yield to maturity** - The weighted average yield to maturity is based on adjusted book value, realized and unrealized gains/losses and investment advisory fees are not considered. The yield is for this month only.

**Detail of Security Holdings
September 30, 2013**

By Maturity

Security Description	Moody's/S&P Ratings	Coupon	Maturity Date	Settlement Date	Call Date	Par Value	Purchased Value	Adjusted Book Value	Market Price	Market Value	Life (mo)	Yield	Accrued Interest
Municipal Bonds	AA3/NA	4.00%	02/15/2016	02/15/2013		2,205,000.00	2,456,943.30	2,404,713.96	108.95	2,402,281.35	28.46	0.18%	11,025.00
Municipal Bonds	AA2/AA	5.00%	02/15/2016	12/12/2012		1,000,000.00	1,139,520.00	1,104,399.45	110.30	1,102,990.00	28.46	0.56%	6,250.00
FNMA	Aaa/AA+	2.00%	02/25/2016	02/13/2012		3,410,000.00	3,583,773.60	3,513,579.92	103.42	3,526,604.95	28.79	0.72%	6,630.56
Municipal Bonds	AA2/AA-	4.00%	03/01/2016	02/07/2013		1,250,000.00	1,380,150.00	1,352,792.89	108.05	1,350,637.50	28.95	0.57%	4,027.78
Municipal Bonds	AA2/AA	1.00%	03/01/2016	03/14/2013		2,500,000.00	2,525,625.00	2,520,892.77	100.60	2,515,100.00	28.95	0.65%	14,513.89
FNMA	Aaa/AA+	2.20%	03/24/2016	02/21/2012		6,000,000.00	6,315,960.00	6,191,734.60	103.95	6,237,132.00	29.70	0.89%	2,200.00
Municipal Bonds	NA/AA+	4.00%	04/01/2016	02/26/2013		2,915,000.00	3,220,550.30	3,162,144.22	108.04	3,149,453.45	29.97	0.58%	69,312.22
Municipal Bonds	AA2/NA	5.00%	04/15/2016	12/11/2012		1,000,000.00	1,146,540.00	1,111,375.20	110.78	1,107,780.00	30.43	0.57%	22,916.67
Municipal Bonds	AA2/NA	4.00%	05/01/2016	02/06/2013		5,225,000.00	5,793,427.75	5,679,742.20	107.84	5,634,796.75	30.95	0.60%	86,502.78
Municipal Bonds	AA2/AA-	5.00%	07/01/2016	02/01/2013		4,500,000.00	5,135,715.00	5,012,755.68	110.71	4,982,130.00	32.95	0.80%	55,625.00
FHLMC	Aaa/AA+	5.50%	07/18/2016	02/21/2012		6,000,000.00	7,182,724.81	6,751,239.75	113.27	6,796,074.00	33.51	0.93%	66,000.00
Municipal Bonds	AA1/AAA	5.19%	08/01/2016	02/14/2013		1,875,000.00	2,157,731.25	2,106,732.26	110.68	2,075,175.00	33.97	0.77%	15,948.44
Municipal Bonds	AAA/AAA	4.00%	08/01/2016	02/12/2013		1,000,000.00	1,118,030.00	1,096,586.95	109.04	1,090,370.00	33.97	0.56%	6,555.56
FHLMC	Aaa/AA+	2.00%	08/25/2016	02/19/2013		30,000,000.00	31,456,200.00	31,203,095.87	103.62	31,085,340.00	34.75	0.60%	58,333.33
Municipal Bonds	AAA/AAA	5.00%	10/01/2016	12/12/2012		1,130,000.00	1,318,495.30	1,278,869.22	112.66	1,273,012.80	35.97	0.56%	28,093.06
Municipal Bonds	AA3/AA	1.25%	11/01/2016	06/07/2012		500,000.00	500,000.00	500,000.00	99.43	497,150.00	36.98	1.25%	2,586.81
Municipal Bonds	A2/AA-	5.00%	11/01/2016	05/17/2012		500,000.00	587,895.00	560,862.84	111.26	556,275.00	36.98	0.96%	10,347.22
Municipal Bonds	A1/AA-	0.92%	11/15/2016	12/18/2012		710,000.00	710,000.00	710,000.00	98.96	702,623.10	37.44	0.92%	2,446.84
Municipal Bonds	A1/AA-	3.00%	11/15/2016	12/18/2012		395,000.00	431,241.25	423,982.85	106.44	420,434.05	37.44	0.62%	4,443.75
Municipal Bonds	AA2/AA+	4.00%	12/01/2016	06/07/2012		1,610,000.00	1,828,058.40	1,764,158.50	109.67	1,765,719.20	37.97	0.91%	21,287.78
Municipal Bonds	AA3/A+	4.00%	02/01/2017	02/14/2013		2,135,000.00	2,399,248.95	2,357,640.69	108.48	2,315,962.60	40.00	0.82%	13,996.11
Municipal Bonds	AAA/AAA	5.00%	02/15/2017	04/30/2013		2,410,000.00	2,797,046.00	2,754,350.95	113.08	2,725,203.90	40.46	0.70%	15,062.50
Municipal Bonds	AA1/AA+	3.00%	03/01/2017	12/11/2012		2,375,000.00	2,599,770.00	2,557,033.07	106.45	2,528,211.25	40.92	0.72%	5,739.58
Municipal Bonds	NA/AA-	4.50%	03/01/2017	03/01/2013		590,000.00	677,774.30	664,977.64	111.11	655,531.30	40.92	0.72%	2,138.75
Municipal Bonds	AA3/AA-	5.00%	05/01/2017	02/07/2013		1,225,000.00	1,430,359.00	1,399,102.93	112.89	1,382,939.25	42.92	0.95%	25,350.69
Municipal Bonds	AA2/AA	5.18%	08/15/2017	02/15/2013		1,300,000.00	1,541,670.00	1,508,260.08	111.93	1,455,116.00	46.39	0.95%	8,417.50
Municipal Bonds	AA2/AA	5.29%	10/01/2017	02/14/2013		5,965,000.00	7,105,090.45	6,951,279.43	113.89	6,793,538.50	47.93	1.05%	156,897.73
Municipal Bonds	A1/AA-	4.00%	11/15/2017	12/18/2012		500,000.00	577,115.00	564,814.45	111.13	555,640.00	49.41	0.79%	7,500.00
Municipal Bonds	AAA/AAA	5.00%	02/15/2018	04/30/2013		2,525,000.00	3,009,396.00	2,967,094.29	114.75	2,897,538.50	52.43	0.90%	15,781.25

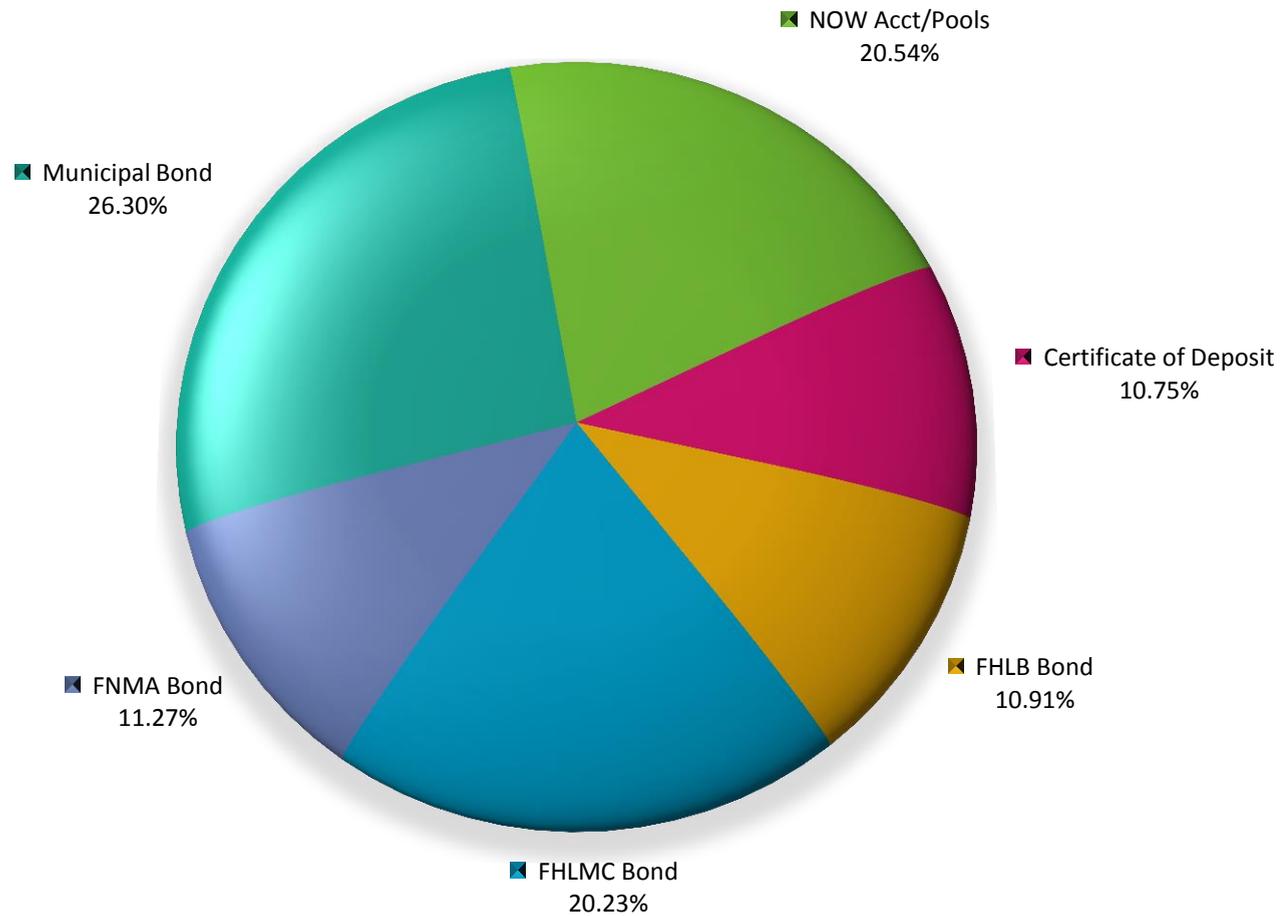
TOTAL						404,481,901.34	421,310,662.70	415,386,452.77		416,688,363.51	16.13	0.74%	2,240,488.95
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(1) (2)

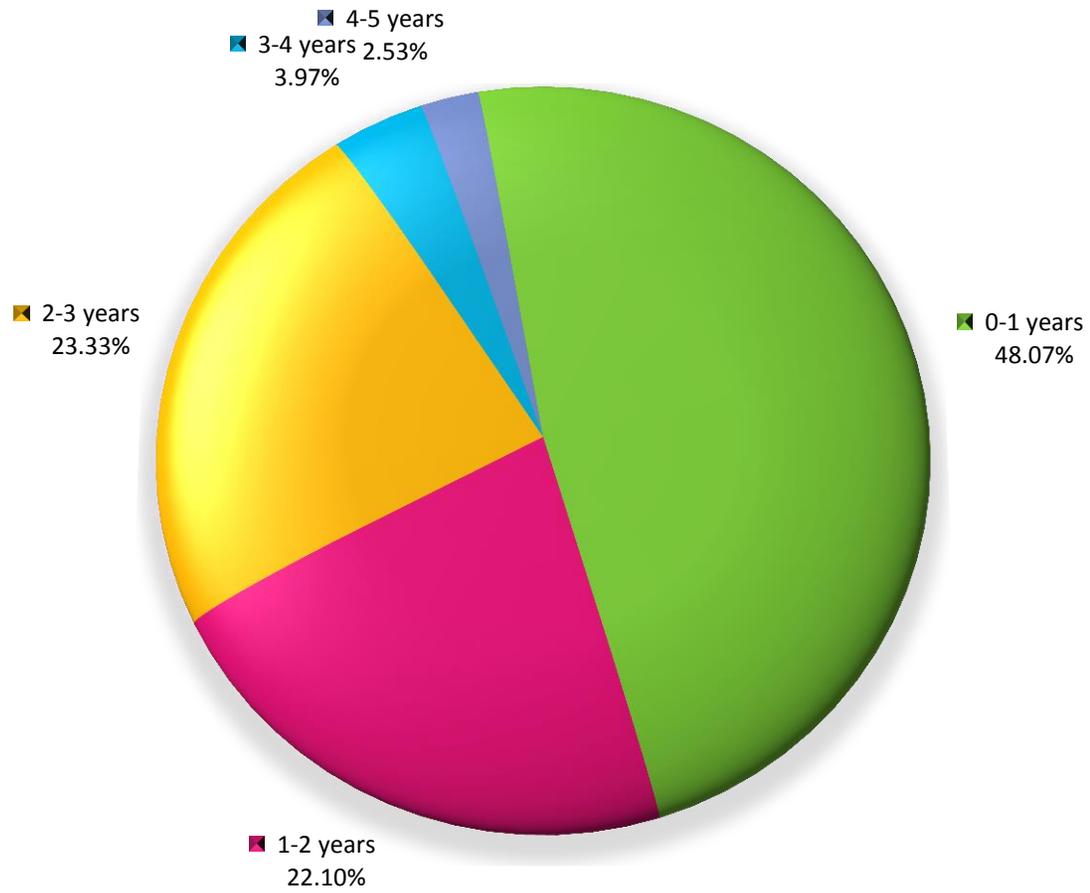
(1) **Weighted average life** - For purposes of calculating weighted average life bank, pool, and money market investments are assumed to mature the next business day.

(2) **Weighted average yield to maturity** - The weighted average yield to maturity is based on adjusted book value, realized and unrealized gains/losses and investment advisory fees are not considered. The yield is for this month only.

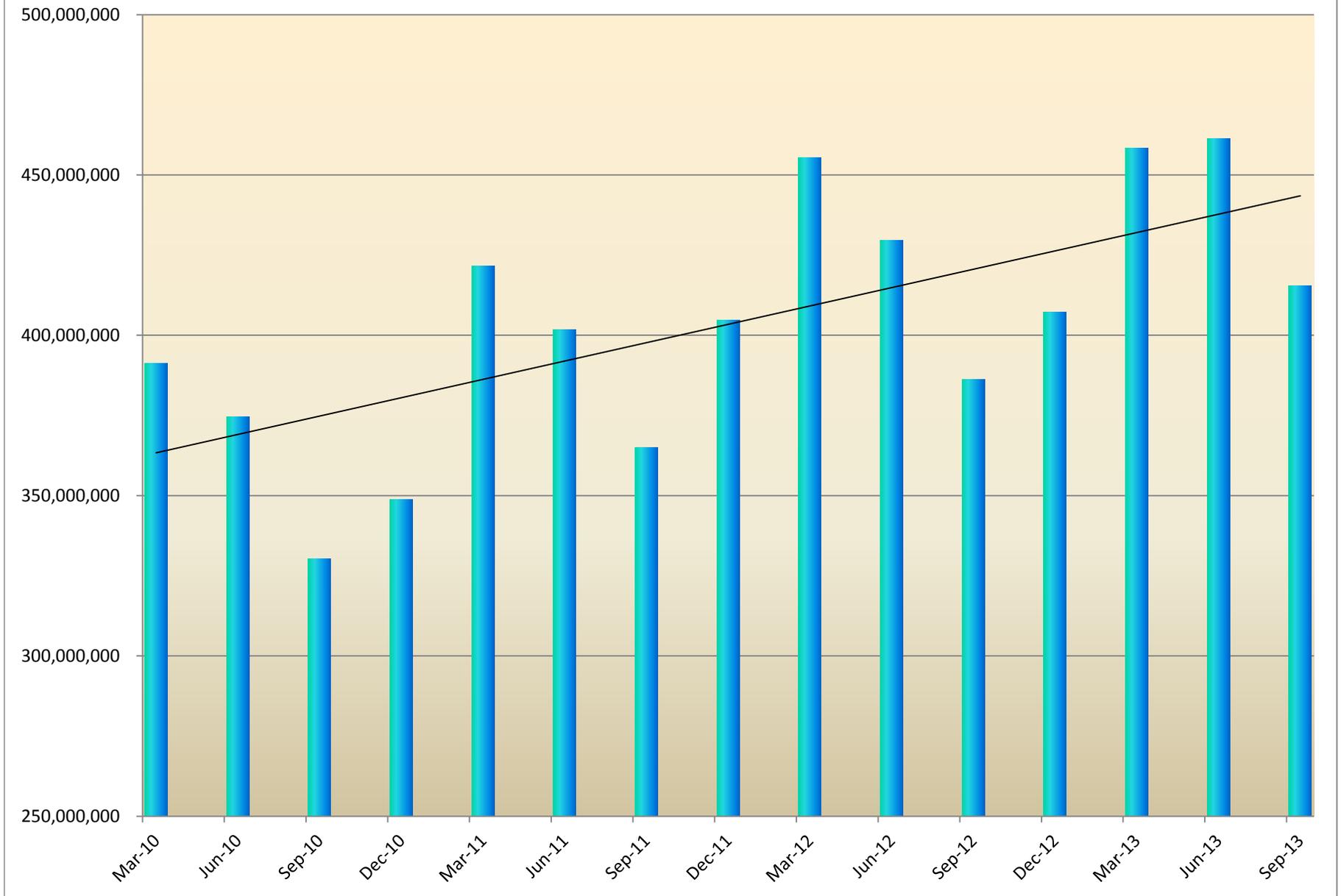
Portfolio Composition 9/30/13



Portfolio Maturities 9/30/13



Quarter End Book Value



Adjusted Book Value Comparison

Security Description	Yield	Maturity Date	June 30, 2013		Purchase/Adjustment	Maturity/Call/Adjustment	September 30, 2013	
			Par Value	Adjusted Book Value			Par Value	Adjusted Book Value
Municipal Bonds	0.59%	11/01/13	80,000.00	80,000.00	-	-	80,000.00	80,000.00
Municipal Bonds	0.40%	12/01/13	900,000.00	913,599.17	-	(8,124.18)	900,000.00	905,474.99
Municipal Bonds	0.28%	01/15/14	1,080,000.00	1,093,043.22	-	(6,030.03)	1,080,000.00	1,087,013.19
Municipal Bonds	0.26%	02/01/14	1,120,000.00	1,151,337.23	-	(13,347.34)	1,120,000.00	1,137,989.89
Municipal Bonds	0.21%	02/15/14	1,095,000.00	1,121,113.23	-	(10,445.29)	1,095,000.00	1,110,667.94
Municipal Bonds	0.38%	02/15/14	2,000,000.00	2,020,284.34	-	(8,113.74)	2,000,000.00	2,012,170.60
Municipal Bonds	0.35%	05/01/14	2,835,000.00	2,921,602.91	-	(26,122.85)	2,835,000.00	2,895,480.06
Municipal Bonds	0.26%	07/01/14	2,500,000.00	2,593,487.23	-	(23,499.52)	2,500,000.00	2,569,987.71
Municipal Bonds	0.30%	08/15/14	1,400,000.00	1,426,691.83	-	(5,974.81)	1,400,000.00	1,420,717.02
Municipal Bonds	0.25%	08/15/14	1,500,000.00	1,529,423.86	-	(6,586.36)	1,500,000.00	1,522,837.50
Municipal Bonds	0.74%	11/01/14	550,000.00	550,000.00	-	-	550,000.00	550,000.00
Municipal Bonds	0.56%	12/01/14	2,750,000.00	2,844,541.54	-	(16,758.81)	2,750,000.00	2,827,782.73
Municipal Bonds	0.39%	02/01/15	1,330,000.00	1,405,957.49	-	(12,027.69)	1,330,000.00	1,393,929.80
Municipal Bonds	0.41%	02/01/15	1,170,000.00	1,255,124.69	-	(13,479.30)	1,170,000.00	1,241,645.39
Municipal Bonds	0.35%	02/15/15	375,000.00	391,068.89	-	(2,484.60)	375,000.00	388,584.29
Municipal Bonds	0.36%	02/15/15	2,880,000.00	3,119,507.94	-	(37,033.16)	2,880,000.00	3,082,474.78
Municipal Bonds	0.50%	03/01/15	1,250,000.00	1,260,351.73	-	(1,563.81)	1,250,000.00	1,258,787.92
Municipal Bonds	0.50%	05/01/15	1,870,000.00	1,887,086.42	-	(2,346.19)	1,870,000.00	1,884,740.23
Municipal Bonds	0.50%	06/15/15	1,300,000.00	1,413,885.17	-	(14,653.76)	1,300,000.00	1,399,231.41
Municipal Bonds	0.42%	07/01/15	1,600,000.00	1,682,334.40	-	(10,362.20)	1,600,000.00	1,671,972.20
Municipal Bonds	0.40%	07/01/15	1,970,000.00	2,150,526.93	-	(22,720.22)	1,970,000.00	2,127,806.71
Municipal Bonds	0.56%	07/15/15	500,000.00	544,964.10	-	(5,552.61)	500,000.00	539,411.49
Municipal Bonds	0.43%	07/15/15	2,000,000.00	2,185,502.64	-	(22,907.71)	2,000,000.00	2,162,594.93
Municipal Bonds	0.70%	08/01/15	690,000.00	753,679.10	-	(7,688.29)	690,000.00	745,990.81
Municipal Bonds	0.60%	08/15/15	1,430,000.00	1,472,178.36	-	(5,000.53)	1,430,000.00	1,467,177.83
Municipal Bonds	0.44%	08/15/15	1,045,000.00	1,101,540.34	-	(6,703.23)	1,045,000.00	1,094,837.11
Municipal Bonds	0.36%	08/15/15	2,000,000.00	2,069,278.71	-	(8,213.45)	2,000,000.00	2,061,065.26
Municipal Bonds	1.04%	11/01/15	615,000.00	615,000.00	-	-	615,000.00	615,000.00
Municipal Bonds	0.51%	11/15/15	1,190,000.00	1,329,932.16	-	(14,831.52)	1,190,000.00	1,315,100.64
Municipal Bonds	0.67%	11/15/15	3,435,000.00	3,435,000.00	-	-	3,435,000.00	3,435,000.00
Municipal Bonds	0.76%	12/01/15	1,000,000.00	1,077,252.70	-	(8,039.87)	1,000,000.00	1,069,212.83
Municipal Bonds	0.56%	01/15/16	1,110,000.00	1,164,267.20	-	(5,374.15)	1,110,000.00	1,158,893.05
Municipal Bonds	0.55%	02/01/16	4,970,000.00	5,154,800.37	-	(17,972.12)	4,970,000.00	5,136,828.25
Municipal Bonds	0.55%	02/01/16	975,000.00	1,086,271.09	-	(10,821.29)	975,000.00	1,075,449.80
Municipal Bonds	0.54%	02/15/16	1,400,000.00	1,526,204.28	-	(12,094.57)	1,400,000.00	1,514,109.71
Municipal Bonds	0.52%	02/15/16	715,000.00	798,362.10	-	(7,988.87)	715,000.00	790,373.23
Municipal Bonds	0.18%	02/15/16	2,205,000.00	2,425,881.80	-	(21,167.84)	2,205,000.00	2,404,713.96
Municipal Bonds	0.56%	02/15/16	1,000,000.00	1,115,464.83	-	(11,065.38)	1,000,000.00	1,104,399.45
Municipal Bonds	0.57%	03/01/16	1,250,000.00	1,363,502.91	-	(10,710.02)	1,250,000.00	1,352,792.89
Municipal Bonds	0.65%	03/01/16	2,500,000.00	2,523,069.60	-	(2,176.83)	2,500,000.00	2,520,892.77
Municipal Bonds	0.58%	04/01/16	2,915,000.00	3,187,020.89	-	(24,876.67)	2,915,000.00	3,162,144.22
Municipal Bonds	0.57%	04/15/16	1,000,000.00	1,122,416.71	-	(11,041.51)	1,000,000.00	1,111,375.20
Municipal Bonds	0.60%	05/01/16	5,225,000.00	5,724,060.30	-	(44,318.10)	5,225,000.00	5,679,742.20
Municipal Bonds	0.80%	07/01/16	4,500,000.00	5,059,694.51	-	(46,938.83)	4,500,000.00	5,012,755.68
Municipal Bonds	0.56%	08/01/16	1,000,000.00	1,105,164.17	-	(8,577.22)	1,000,000.00	1,096,586.95
Municipal Bonds	0.77%	08/01/16	1,875,000.00	2,127,310.80	-	(20,578.54)	1,875,000.00	2,106,732.26
Municipal Bonds	0.56%	10/01/16	1,130,000.00	1,291,354.15	-	(12,484.93)	1,130,000.00	1,278,869.22
Municipal Bonds	1.25%	11/01/16	500,000.00	500,000.00	-	-	500,000.00	500,000.00
Municipal Bonds	0.96%	11/01/16	500,000.00	565,826.83	-	(4,963.99)	500,000.00	560,862.84
Municipal Bonds	0.92%	11/15/16	710,000.00	710,000.00	-	-	710,000.00	710,000.00
Municipal Bonds	0.62%	11/15/16	395,000.00	426,317.72	-	(2,334.87)	395,000.00	423,982.85
Municipal Bonds	0.91%	12/01/16	1,610,000.00	1,776,405.98	-	(12,247.48)	1,610,000.00	1,764,158.50
Municipal Bonds	0.82%	02/01/17	2,135,000.00	2,374,429.99	-	(16,789.30)	2,135,000.00	2,357,640.69
Municipal Bonds	0.70%	02/15/17	2,410,000.00	2,780,023.79	-	(25,672.84)	2,410,000.00	2,754,350.95
Municipal Bonds	0.72%	03/01/17	2,375,000.00	2,570,452.17	-	(13,419.10)	2,375,000.00	2,557,033.07
Municipal Bonds	0.72%	03/01/17	590,000.00	670,504.83	-	(5,527.19)	590,000.00	664,977.64
Municipal Bonds	0.95%	05/01/17	1,225,000.00	1,411,339.35	-	(12,236.42)	1,225,000.00	1,399,102.93
Municipal Bonds	0.95%	08/15/17	1,300,000.00	1,521,800.66	-	(13,540.58)	1,300,000.00	1,508,260.08
Municipal Bonds	1.05%	10/01/17	5,965,000.00	7,013,343.53	-	(62,064.10)	5,965,000.00	6,951,279.43
Municipal Bonds	0.79%	11/15/17	500,000.00	568,771.27	-	(3,956.82)	500,000.00	564,814.45
Municipal Bonds	0.90%	02/15/18	2,525,000.00	2,992,356.53	-	(25,262.24)	2,525,000.00	2,967,094.29
TOTAL			\$ 448,921,125.28	\$ 461,271,473.75	\$ 3,034,829.66	\$ (48,919,850.64)	\$ 404,481,901.34	\$ 415,386,452.77

Market Value Comparison

Security Description	Yield	Maturity Date	June 30, 2013		Qtr to Qtr Change (1)	September 30, 2013	
			Par Value	Market Value		Par Value	Market Value
FNMA Bond	0.89%	03/24/16	6,000,000.00	6,246,060.00	(8,928.00)	6,000,000.00	6,237,132.00
Municipal Bonds	0.59%	11/01/13	80,000.00	79,992.80	4.80	80,000.00	79,997.60
Municipal Bonds	0.40%	12/01/13	900,000.00	914,085.00	(8,451.00)	900,000.00	905,634.00
Municipal Bonds	0.28%	01/15/14	1,080,000.00	1,092,992.40	(6,058.80)	1,080,000.00	1,086,933.60
Municipal Bonds	0.26%	02/01/14	1,120,000.00	1,150,408.00	(13,115.20)	1,120,000.00	1,137,292.80
Municipal Bonds	0.21%	02/15/14	1,095,000.00	2,021,060.00	(910,817.60)	1,095,000.00	1,110,242.40
Municipal Bonds	0.38%	02/15/14	2,000,000.00	1,120,283.55	892,616.45	2,000,000.00	2,012,900.00
Municipal Bonds	0.35%	05/01/14	2,835,000.00	2,917,980.45	(24,806.25)	2,835,000.00	2,893,174.20
Municipal Bonds	0.26%	07/01/14	2,500,000.00	2,594,075.00	(23,325.00)	2,500,000.00	2,570,750.00
Municipal Bonds	0.30%	08/15/14	1,400,000.00	1,425,298.00	(5,208.00)	1,400,000.00	1,420,090.00
Municipal Bonds	0.25%	08/15/14	1,500,000.00	1,530,030.00	(6,360.00)	1,500,000.00	1,523,670.00
Municipal Bonds	0.74%	11/01/14	550,000.00	549,444.50	165.00	550,000.00	549,609.50
Municipal Bonds	0.56%	12/01/14	2,750,000.00	2,854,857.50	(17,242.50)	2,750,000.00	2,837,615.00
Municipal Bonds	0.39%	02/01/15	1,330,000.00	1,396,513.30	(7,940.10)	1,330,000.00	1,388,573.20
Municipal Bonds	0.41%	02/01/15	1,170,000.00	1,250,496.00	(10,448.10)	1,170,000.00	1,240,047.90
Municipal Bonds	0.35%	02/15/15	375,000.00	389,936.25	(1,878.75)	375,000.00	388,057.50
Municipal Bonds	0.36%	02/15/15	2,880,000.00	3,115,353.60	(32,976.00)	2,880,000.00	3,082,377.60
Municipal Bonds	0.50%	03/01/15	1,250,000.00	1,257,975.00	1,287.50	1,250,000.00	1,259,262.50
Municipal Bonds	0.50%	05/01/15	1,870,000.00	1,876,432.80	5,292.10	1,870,000.00	1,881,724.90
Municipal Bonds	0.50%	06/15/15	1,300,000.00	1,410,461.00	(8,554.00)	1,300,000.00	1,401,907.00
Municipal Bonds	0.42%	07/01/15	1,600,000.00	1,676,992.00	(4,464.00)	1,600,000.00	1,672,528.00
Municipal Bonds	0.40%	07/01/15	1,970,000.00	2,144,069.20	(15,267.50)	1,970,000.00	2,128,801.70
Municipal Bonds	0.56%	07/15/15	500,000.00	542,375.00	(3,695.00)	500,000.00	538,680.00
Municipal Bonds	0.43%	07/15/15	2,000,000.00	2,180,140.00	(15,340.00)	2,000,000.00	2,164,800.00
Municipal Bonds	0.70%	08/01/15	690,000.00	750,216.30	(7,058.70)	690,000.00	743,157.60
Municipal Bonds	0.60%	08/15/15	1,430,000.00	1,466,279.10	14.30	1,430,000.00	1,466,293.40
Municipal Bonds	0.44%	08/15/15	1,045,000.00	1,092,380.30	(2,424.40)	1,045,000.00	1,089,955.90
Municipal Bonds	0.36%	08/15/15	2,000,000.00	2,065,480.00	(4,080.00)	2,000,000.00	2,061,400.00
Municipal Bonds	1.04%	11/01/15	615,000.00	614,858.55	(110.70)	615,000.00	614,747.85
Municipal Bonds	0.51%	11/15/15	1,190,000.00	1,323,827.40	(7,639.80)	1,190,000.00	1,316,187.60
Municipal Bonds	0.67%	11/15/15	3,435,000.00	3,422,290.50	9,240.15	3,435,000.00	3,431,530.65
Municipal Bonds	0.76%	12/01/15	1,000,000.00	1,078,510.00	(4,950.00)	1,000,000.00	1,073,560.00
Municipal Bonds	0.56%	01/15/16	1,110,000.00	1,154,599.80	22.20	1,110,000.00	1,154,622.00
Municipal Bonds	0.55%	02/01/16	4,970,000.00	5,116,714.40	18,538.10	4,970,000.00	5,135,252.50
Municipal Bonds	0.55%	02/01/16	975,000.00	1,076,234.25	(5,645.25)	975,000.00	1,070,589.00
Municipal Bonds	0.54%	02/15/16	1,400,000.00	790,832.90	717,751.10	1,400,000.00	1,508,584.00
Municipal Bonds	0.52%	02/15/16	715,000.00	1,104,690.00	(316,767.15)	715,000.00	787,922.85
Municipal Bonds	0.18%	02/15/16	2,205,000.00	2,405,588.85	(3,307.50)	2,205,000.00	2,402,281.35
Municipal Bonds	0.56%	02/15/16	1,000,000.00	1,510,838.00	(407,848.00)	1,000,000.00	1,102,990.00
Municipal Bonds	0.57%	03/01/16	1,250,000.00	1,352,337.50	(1,700.00)	1,250,000.00	1,350,637.50
Municipal Bonds	0.65%	03/01/16	2,500,000.00	2,505,250.00	9,850.00	2,500,000.00	2,515,100.00
Municipal Bonds	0.58%	04/01/16	2,915,000.00	3,140,416.95	9,036.50	2,915,000.00	3,149,453.45
Municipal Bonds	0.57%	04/15/16	1,000,000.00	1,111,270.00	(3,490.00)	1,000,000.00	1,107,780.00
Municipal Bonds	0.60%	05/01/16	5,225,000.00	5,647,702.50	(12,905.75)	5,225,000.00	5,634,796.75
Municipal Bonds	0.80%	07/01/16	4,500,000.00	5,001,480.00	(19,350.00)	4,500,000.00	4,982,130.00
Municipal Bonds	0.56%	08/01/16	1,000,000.00	1,092,260.00	(1,890.00)	1,000,000.00	1,090,370.00
Municipal Bonds	0.77%	08/01/16	1,875,000.00	2,092,518.75	(17,343.75)	1,875,000.00	2,075,175.00
Municipal Bonds	0.56%	10/01/16	1,130,000.00	1,276,244.60	(3,231.80)	1,130,000.00	1,273,012.80
Municipal Bonds	1.25%	11/01/16	500,000.00	497,085.00	65.00	500,000.00	497,150.00
Municipal Bonds	0.96%	11/01/16	500,000.00	561,270.00	(4,995.00)	500,000.00	556,275.00
Municipal Bonds	0.92%	11/15/16	710,000.00	702,040.90	582.20	710,000.00	702,623.10
Municipal Bonds	0.62%	11/15/16	395,000.00	419,869.20	564.85	395,000.00	420,434.05
Municipal Bonds	0.91%	12/01/16	1,610,000.00	1,768,150.30	(2,431.10)	1,610,000.00	1,765,719.20
Municipal Bonds	0.82%	02/01/17	2,135,000.00	2,317,393.05	(1,430.45)	2,135,000.00	2,315,962.60
Municipal Bonds	0.70%	02/15/17	2,410,000.00	2,736,844.20	(11,640.30)	2,410,000.00	2,725,203.90
Municipal Bonds	0.72%	03/01/17	2,375,000.00	2,525,622.50	2,588.75	2,375,000.00	2,528,211.25
Municipal Bonds	0.72%	03/01/17	590,000.00	656,758.50	(1,227.20)	590,000.00	655,531.30
Municipal Bonds	0.95%	05/01/17	1,225,000.00	1,383,894.75	(955.50)	1,225,000.00	1,382,939.25
Municipal Bonds	0.95%	08/15/17	1,300,000.00	1,464,203.00	(9,087.00)	1,300,000.00	1,455,116.00
Municipal Bonds	1.05%	10/01/17	5,965,000.00	6,898,522.50	(104,984.00)	5,965,000.00	6,793,538.50
Municipal Bonds	0.79%	11/15/17	500,000.00	555,100.00	540.00	500,000.00	555,640.00
Municipal Bonds	0.90%	02/15/18	2,525,000.00	2,911,986.00	(14,447.50)	2,525,000.00	2,897,538.50
TOTAL			\$ 448,921,125.28	\$ 462,273,510.44	\$ (45,585,146.93)	\$ 404,481,901.34	\$ 416,688,363.51

Book Value Allocation						
	June 30, 2013		September 30, 2013		Previous Quarter Comparison	
	% Equity in Treasury Pool	Book Value Fund Allocation	% Equity in Treasury Pool	Book Value Fund Allocation	Book Value Change (%)	Change (\$)
General Fund	17.04%	78,622,449.42	13.94%	57,918,197.15	-3.10%	(20,704,252.27)
Debt Service Funds	7.52%	34,675,127.81	0.37%	1,544,750.09	-7.15%	(33,130,377.72)
Capital Projects Funds	32.99%	152,193,994.78	35.48%	147,383,143.62	2.49%	(4,810,851.15)
Enterprise Funds	13.86%	63,950,201.83	17.94%	74,501,589.45	4.07%	10,551,387.62
Special Revenue Funds	13.13%	60,560,161.21	14.93%	62,036,775.12	1.81%	1,476,613.91
Internal Service Funds	14.67%	67,683,083.42	16.45%	68,334,084.05	1.78%	651,000.63
Fiduciary Funds	0.78%	3,586,455.28	0.88%	3,667,913.28	0.11%	81,458.00
Totals	100.00%	461,271,473.75	100.00%	415,386,452.77		-45,885,020.98

Market Value Allocation						
	June 30, 2013		September 30, 2013		Previous Quarter Comparison	
	% Equity in Treasury Pool	Market Value Fund Allocation	% Equity in Treasury Pool	Market Value Fund Allocation	Market Value Change (%)	Change (\$)
General Fund	17.04%	78,793,243.81	13.94%	58,099,725.27	-3.10%	(20,693,518.54)
Debt Service Funds	7.52%	34,750,453.84	0.37%	1,549,591.67	-7.15%	(33,200,862.17)
Capital Projects Funds	32.99%	152,524,611.29	35.48%	147,845,074.19	2.49%	(4,679,537.11)
Enterprise Funds	13.86%	64,089,123.17	17.94%	74,735,093.50	4.07%	10,645,970.33
Special Revenue Funds	13.13%	60,691,718.24	14.93%	62,231,211.76	1.81%	1,539,493.52
Internal Service Funds	14.67%	67,830,113.83	16.45%	68,548,257.81	1.78%	718,143.98
Fiduciary Funds	0.78%	3,594,246.26	0.88%	3,679,409.31	0.11%	85,163.05
Totals	100.00%	462,273,510.44	100.00%	416,688,363.51		-45,585,146.93

Allocations are based upon fund equity in the Treasury Pool at the end of the period.



CITY OF PLANO COUNCIL AGENDA ITEM

CITY SECRETARY'S USE ONLY				
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory				
Council Meeting Date:		11/25/13		
Department:		City Secretary		
Department Head		Diane Zucco		
Agenda Coordinator (include phone #): Alice Snyder, Ext. 7515				
CAPTION				
A Resolution of the City Council of the City of Plano, Texas, casting its ballot for the election of members to the Collin County Central Appraisal District Board of Directors under the provision of the Property Tax Code; authorizing the Mayor to execute the ballot for and on behalf of the City of Plano; and providing an effective date.				
FINANCIAL SUMMARY				
<input checked="" type="checkbox"/> NOT APPLICABLE <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP				
FISCAL YEAR: 2013-14	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	0	0	0
Encumbered/Expended Amount	0	0	0	0
This Item	0	0	0	0
BALANCE	0	0	0	0
FUND(s): N/A				
COMMENTS: This item has no fiscal impact. STRATEGIC PLAN GOAL: Voting on members to the CCCAD Board relates to the City's goal of Partnering for Community Benefit.				
SUMMARY OF ITEM				
This item will provide for the casting of the City of Plano ballot for the election of members to the Collin County Central Appraisal District Board of Directors. Based on information received from the appraisal district, the City of Plano has 351 votes to cast.				
List of Supporting Documents:			Other Departments, Boards, Commissions or Agencies	
Resolution				

A Resolution of the City Council of the City of Plano, Texas, casting its ballot for the election of members to the Collin County Central Appraisal District Board of Directors under the provision of the Property Tax Code; authorizing the Mayor to execute the ballot for and on behalf of the City of Plano; and providing an effective date.

WHEREAS, the Property Tax Code provides that a taxing jurisdiction may cast its ballot for members to the Collin County Central Appraisal District Board of Directors under certain terms and conditions as provided by law; and

WHEREAS, the City Council of the City of Plano, Texas, has deliberated on these matters and selected the person to whom it wishes to cast its vote.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PLANO, TEXAS, THAT:

Section I. The City Council authorizes Mayor Harry LaRosiliere to cast the ballot for the City of Plano as follows:

Section II. The official ballot of the Central Appraisal District of Collin County is attached hereto and made a part hereof Exhibit "A."

Section III. This resolution shall become effective immediately upon its passage, and a certified copy shall be delivered to the Chief Appraiser prior to December 15, 2013.

DULY PASSED AND APPROVED THIS THE 25th DAY OF NOVEMBER, 2013.

Harry LaRosiliere, MAYOR

ATTEST:

Diane Zucco, CITY SECRETARY

APPROVED AS TO FORM:

Diane C. Wetherbee, CITY ATTORNEY



Collin Central Appraisal District

OFFICIAL BALLOT

ISSUED TO: **City of Plano**

NUMBER OF VOTES: **351**

FOR: **BOARD OF DIRECTORS, CENTRAL APPRAISAL DISTRICT OF COLLIN COUNTY.**

TIFFANY BURLESON _____ VOTES

RONALD CARLISLE _____ VOTES

DR. LEO FITZGERALD _____ VOTES

WAYNE MAYO _____ VOTES

MICHAEL A. PIREK _____ VOTES

GARY RODENBAUGH _____ VOTES

ROY WILSHIRE _____ VOTES

October 30, 2013

Bo Daffin, Chief Appraiser

Section 6.03 (g) of the State Property Tax Code requires the above action be taken by resolution, therefore, please attach a copy of the resolution to this ballot and return to the Chief Appraiser, at 250 Eldorado Pkwy., McKinney, Texas 75069, before December 15, 2013.



**CITY OF PLANO
COUNCIL AGENDA ITEM**

CITY SECRETARY'S USE ONLY				
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory				
Council Meeting Date:		11/25/13		
Department:		City Secretary Department		
Department Head		Diane Zucco		
Agenda Coordinator (include phone #): Alice Snyder, Ext. 7515				
CAPTION				
A Resolution of the City Council of the City of Plano, Texas, casting its ballot for the election of members to the Denton Central Appraisal District Board of Directors under the provision of the Property Tax Code; authorizing the Mayor to execute the ballot for and on behalf of the City of Plano; and providing an effective date.				
FINANCIAL SUMMARY				
<input checked="" type="checkbox"/> NOT APPLICABLE <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP				
FISCAL YEAR: 2013-14	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	0	0	0
Encumbered/Expended Amount	0	0	0	0
This Item	0	0	0	0
BALANCE	0	0	0	0
FUND(S): N/A				
COMMENTS: This item has no fiscal impact.				
STRATEGIC PLAN GOAL: Voting on members to the Denton Central Appriaisal District relates to the City's goal of Partnering for Community Benefit.				
SUMMARY OF ITEM				
This item will provide for the casting of the City of Plano ballot for the election of members to the Denton Central Appraisal District Board of Directors. Although the City of Plano did not bring forward a nomination for the Denton Central Appraisal District, a resolution casting the City's ballot for the board is requested. Based on information received from the appraisal district, the City of Plano has 17 votes to cast.				
List of Supporting Documents: Resolution			Other Departments, Boards, Commissions or Agencies	



DENTON CENTRAL APPRAISAL DISTRICT
3911 MORSE STREET, P O BOX 2816
DENTON, TEXAS 76202-2816

RECEIVED

OCT 29 2013

BG

CITY MANAGER'S OFFICE

MEMO

TO: All Taxing Jurisdictions
FROM: Rudy Durham, Chief Appraiser
DATE: October 28, 2013
SUBJECT: Candidates to Board of Directors of Denton Central Appraisal District

Candidates to the Denton Central Appraisal District Board of Directors are listed below. The list is in alphabetical order by last name.

Each voting unit must cast its vote by **written resolution** and submit it to the Chief Appraiser by December 15th. The unit may cast all its votes for one candidate or may distribute the votes among any number of candidates. When a voting unit casts its votes, it must cast the votes for a person that was nominated and is named on the ballot. There is no provision for write-in candidates. The Tax Code does not permit the Chief Appraiser to count votes cast for someone not listed on the official ballot. The five nominees receiving the most votes will become the Board of Directors.

The candidates nominated by the taxing jurisdictions are:

<u>Candidate</u>	<u>Nominating Jurisdiction</u>
1. C. G. Maclin	City of Frisco, Frisco ISD
2. John Mahalik	City of Coppell, Lewisville ISD, City of Carrollton
3. Jimmy Mullis	Northwest ISD
4. Connie Smith	Lewisville ISD
5. Charles Stafford	Denton ISD, City of Denton
6. David Terre	City of The Colony
7. Tim Trylovich	Denton County

Since some of you may not be familiar with the process of selecting the Board, please do not hesitate to contact Kathy Williams at (940) 349-3974 for clarification and/or information.

DENTON CENTRAL APPRAISAL DISTRICT
2013 DISTRIBUTION OF VOTES

<u>JURISDICTIONS</u>	<u>2012 LEVY</u>	<u>%OF TOTAL LEVIES</u>	<u>NUMBER OF VOTES</u>
SCHOOL DISTRICTS:			
S01 ARGYLE ISD	\$15,883,144.01	1.3307%	67
S02 AUBREY ISD	\$8,840,370.49	0.7407%	37
S03 CARROLLTON-FB ISD	\$36,417,722.56	3.0512%	153
S04 CELINA ISD	\$308,150.28	0.0258%	1
S05 DENTON ISD	\$154,853,076.25	12.9739%	648
S15 ERA ISD	\$2,442.63	0.0002%	1
S06 FRISCO ISD	\$71,615,595.24	6.0001%	299
S07 KRUM ISD	\$9,999,020.10	0.8377%	42
S08 LAKE DALLAS ISD	\$20,738,009.52	1.7375%	87
S09 LEWISVILLE ISD	\$343,164,917.76	28.7511%	1436
S10 LITTLE ELM ISD	\$28,338,423.10	2.3743%	119
S11 NORTHWEST ISD	\$66,683,082.51	5.5868%	278
S12 PILOT POINT ISD	\$5,842,374.77	0.4895%	24
S13 PONDER ISD	\$10,934,843.03	0.9161%	46
S17 PROSPER ISD	\$883,926.69	0.0741%	4
S14 SANGER ISD	\$9,786,998.80	0.8200%	41
S16 SLIDELL ISD	\$749,771.21	0.0628%	3
SCHOOL DISTRICTS TOTALS	\$785,041,868.95	65.772%	3286
G01 DENTON COUNTY	\$155,597,418.83	13.04%	651
CITIES:			
C26 TOWN OF ARGYLE.....	\$1,666,289.35	0.1396%	7
C01 CITY OF AUBREY.....	\$794,631.49	0.0666%	3
C31 TOWN OF BARTONVILLE..	\$467,931.82	0.0392%	2
C02 CITY OF CARROLLTON	\$27,833,813.30	2.3320%	116
C49 CITY OF CELINA.....	\$3,901.77	0.0003%	1
C03 CITY OF THE COLONY...	\$14,843,420.68	1.2436%	62
C21 TOWN OF COPPELL	\$691,974.04	0.0580%	3
C27 TOWN OF COPPER CANYON	\$533,681.75	0.0447%	2
C04 CITY OF CORINTH.....	\$8,515,710.85	0.7135%	36
C47 CITY OF CORRAL CITY	\$10,965.85	0.0009%	1
C20 CITY OF DALLAS.....	\$7,450,524.96	0.6242%	31
C05 CITY OF DENTON.....	\$47,057,961.19	3.9426%	196
C42 CITY OF DISH.....	\$60,878.38	0.0051%	1
C30 TOWN OF DOUBLE OAK...	\$734,725.89	0.0616%	3
C07 TOWN OF FLOWER MOUND.	\$31,018,150.98	2.5988%	130
C36 CITY OF FORT WORTH.....	\$7,792,417.76	0.6529%	33
C32 CITY OF FRISCO.....	\$25,257,100.57	2.1161%	106
C39 CITY OF GRAPEVINE.....	\$332.22	0.0000%	1
C22 TOWN OF HACKBERRY....	\$94,509.48	0.0079%	1
C38 CITY OF HASLET.....	\$522.62	0.0000%	1
C19 TOWN OF HICKORY CREEK..	\$1,304,975.55	0.1093%	5
C08 CITY OF HIGHLAND VILLAGE	\$9,341,993.25	0.7827%	39
C09 CITY OF JUSTIN.....	\$1,436,780.38	0.1204%	6
C18 CITY OF KRUGERVILLE..	\$385,023.85	0.0323%	2
C10 CITY OF KRUM.....	\$1,389,049.20	0.1164%	6
C11 CITY OF LAKE DALLAS..	\$2,353,939.53	0.1972%	10
C25 CITY OF LAKEWOOD VILLAGE	\$173,428.34	0.0145%	1
C12 CITY OF LEWISVILLE...	\$29,817,168.31	2.4981%	124
C13 TOWN OF LITTLE ELM...	\$10,719,949.17	0.8981%	45
C33 TOWN OF NORTHLAKE....	\$707,051.32	0.0592%	3
C24 CITY OF OAK POINT....	\$1,512,563.16	0.1267%	6
C14 CITY OF PILOT POINT..	\$1,314,844.81	0.1102%	6
C29 CITY OF PLANO.....	\$4,092,915.00	0.3429%	17
C15 TOWN OF PONDER.....	\$503,399.88	0.0422%	2
C48 CITY OF PROSPER	\$267,024.17	0.0224%	1
C17 CITY OF ROANOKE.....	\$4,157,574.90	0.3483%	17
C16 CITY OF SANGER.....	\$2,467,115.45	0.2067%	10
C34 TOWN OF SHADY SHORES	\$661,528.39	0.0554%	3
C37 CITY OF SOUTHLAKE.....	\$545,516.11	0.0457%	2
C28 CITY OF TROPHY CLUB..	\$4,950,326.37	0.4147%	21
C44 CITY OF WESTLAKE	\$1,501.50	0.0001%	1
CITY TOTAL	\$252,933,113.59	21.19%	1063
TOTAL ALL JURISDICTIONS	\$1,193,572,401.37	100.00%	5000

A Resolution of the City Council of the City of Plano, Texas, casting its ballot for the election of members to the Denton Central Appraisal District Board of Directors under the provision of the Property Tax Code; authorizing the Mayor to execute the ballot for and on behalf of the City of Plano; and providing an effective date.

WHEREAS, the Property Tax Code provides that a taxing jurisdiction may cast its ballot for members to the Denton Central Appraisal District Board of Directors under certain terms and conditions as provided by law; and

WHEREAS, the City Council of the City of Plano, Texas, has deliberated on these matters and selected the person to whom it wishes to cast its vote.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PLANO, TEXAS, THAT:

Section I. The City Council authorizes Mayor Harry LaRosiliere to cast the ballot for the City of Plano as follows:

Section II. The candidates for the Central Appraisal District of Denton County is attached hereto and made a part hereof Exhibit "A."

Section III. This resolution shall become effective immediately upon its passage, and a certified copy shall be delivered to the Chief Appraiser prior to December 15, 2013.

DULY PASSED AND APPROVED THIS THE 25th DAY OF NOVEMBER, 2013.

Harry LaRosiliere, MAYOR

ATTEST:

Diane Zucco, CITY SECRETARY

APPROVED AS TO FORM:

Diane C. Wetherbee, CITY ATTORNEY



DENTON CENTRAL APPRAISAL DISTRICT
3911 MORSE STREET, P O BOX 2816
DENTON, TEXAS 76202-2816

RECEIVED

OCT 29 2013

BG

CITY MANAGER'S OFFICE

MEMO

TO: All Taxing Jurisdictions
FROM: Rudy Durham, Chief Appraiser
DATE: October 28, 2013
SUBJECT: Candidates to Board of Directors of Denton Central Appraisal District

Candidates to the Denton Central Appraisal District Board of Directors are listed below. The list is in alphabetical order by last name.

Each voting unit must cast its vote by **written resolution** and submit it to the Chief Appraiser by December 15th. The unit may cast all its votes for one candidate or may distribute the votes among any number of candidates. When a voting unit casts its votes, it must cast the votes for a person that was nominated and is named on the ballot. There is no provision for write-in candidates. The Tax Code does not permit the Chief Appraiser to count votes cast for someone not listed on the official ballot. The five nominees receiving the most votes will become the Board of Directors.

The candidates nominated by the taxing jurisdictions are:

<u>Candidate</u>	<u>Nominating Jurisdiction</u>
1. C. G. Maclin	City of Frisco, Frisco ISD
2. John Mahalik	City of Coppell, Lewisville ISD, City of Carrollton
3. Jimmy Mullis	Northwest ISD
4. Connie Smith	Lewisville ISD
5. Charles Stafford	Denton ISD, City of Denton
6. David Terre	City of The Colony
7. Tim Trylovich	Denton County

Since some of you may not be familiar with the process of selecting the Board, please do not hesitate to contact Kathy Williams at (940) 349-3974 for clarification and/or information.



CITY OF PLANO COUNCIL AGENDA ITEM

CITY SECRETARY'S USE ONLY				
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory				
Council Meeting Date:		November 25, 2013		
Department:		Planning		
Department Head		Phyllis Jarrell		
Agenda Coordinator (include phone #): Doris Carter, ext. 7151				
CAPTION				
Consideration of an Appeal of the Planning & Zoning Commission's Denial of the Concept Plan for Swaminarayan Gurukul Addition, Block A, Lot 1, including consideration of requested variances from the Subdivision Ordinance - Religious facility on one lot on 22.9± acres located on the west side of Park Vista Road, 1,500± feet south of 14th Street. Zoned Agricultural. Applicant: Swaminarayan Gurukul				
FINANCIAL SUMMARY				
<input checked="" type="checkbox"/> NOT APPLICABLE <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP				
FISCAL YEAR:	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	0	0	0
Encumbered/Expended Amount	0	0	0	0
This Item	0	0	0	0
BALANCE	0	0	0	0
FUND(S):				
COMMENTS:				
SUMMARY OF ITEM				
At its October 7, 2013 meeting, the Planning & Zoning Commission denied the concept plan by a vote of 6-1. The applicant has appealed the Commission's denial. A simple majority, or 5 out of the 8 City Council members, is required for approval of the request.				
List of Supporting Documents: Letter of Appeal from Applicant Staff Memorandum Second Vice Chair Report P&Z Follow-up Memo Staff Report Locator Map Aerial Photo Concept Plan Variance Request Letter		Other Departments, Boards, Commissions or Agencies Planning & Zoning Commission		

WINSTEAD

Austin Charlotte Dallas Fort Worth Houston New Orleans San Antonio The Woodlands Washington, D.C.

500 Winstead Building
2728 N. Harwood Street
Dallas, Texas 75201214.745.5400 OFFICE
214.745.5390 FAX
winstead.com

October 14, 2013

Arthur J. Anderson
direct dial: 214.745.5745
aanderson@winstead.comPhyllisj@plano.gov & fax 972.941.7396Ms. Phyllis Jarrell
City of Plano
Department of Planning
P. O. Box 860358
Plano, Texas 75086Re: Swaminarayn Gurukul Temple ("Temple") Appeal of Denial of Concept Plan and
Variances (Item No. 10EH – 10/7/13 P&Z hearing)

Dear Phyllis:

The Temple hereby appeals the Plano Planning & Zoning Commission's October 7, 2013, denial of the Temple's Concept Plan and variance requests. P&Z, staff and the applicant all agree that the two points of access and overlength street variances should be approved. Furthermore, the proposed Temple building, parking, etc., meet City code requirements. Therefore, the sole variance and issue to be addressed by the Council concerns the pavement improvements to Park Vista Road between the railroad tracks and FM 544.

With respect to the dedicatory nature of Park Vista, it is clear that the road is public and vehicular traffic traveled to and from Renner Road and FM 544 for decades. After the City of Richardson closed and abandoned its portion of Park Vista right-of-way, the portion in the City of Plano was still used for public traffic. Furthermore, Park Vista is a public city street for the following reasons:

1. Section 12-258(c) of the City's ordinances lists Park Vista Road with numerous other city streets as a quiet zone.
2. All of the City's maps show Park Vista Road.
3. The City previously spent thousands of dollars to improve 240' of Park Vista on either side of the railroad tracks.
4. The City Council passed an ordinance abandoning a portion of dedicated Park Vista Road.

Plano has not consistently maintained Park Vista Road north of the railroad tracks which has triggered this request. The beneficiaries of an improved road surface are the Temple, the general public and the adjoining property owners north of the railroad tracks to FM 544. Access to an improved road would increase the value and marketability of both adjacent tracts for residential subdivisions. Our efforts

Ms. Phyllis Jarrell
October 14, 2013
Page 2

to reach out to these property owners to participate in a dedication/cost-sharing effort have so far been unsuccessful.

Our engineer estimates the cost to design and construct a 23' Vista Road pavement section from the railroad tracks to FM 544 to be approximately \$500,000.00. We have reviewed the various alternatives to share costs to construct the road and request that the City Council take one of the following actions:

1. The City takes the lead to communicate and negotiate cost-sharing arrangements with the adjoining landowners to the north of the railroad tracks. Obviously the City has more resources to bring these landowners to the table to participate in an agreeable solution.
2. The City holds a benefit/assessment hearing under Chapters 313 or 314 of the Texas Transportation Code to recoup the road construction costs from the adjoining property owners. If the decision is made that the benefits to the adjoining property owners are less than the road construction cost, the Temple will agree to pay the difference between the amounts levied against the adjoining landowners and the road construction cost.
3. The City and the Temple agree to a mutually acceptable cost-sharing arrangement taking into consideration the City's street maintenance obligations.
4. The Temple enters into a development agreement with the City where it will pay for the road construction cost but the adjoining landowners will be required to pay a pro rata fee to access the road at the time of development of their tracts.

We would appreciate the opportunity to meet with staff to discuss these and any other fair and reasonable alternatives. Please advise as to when the City Council will hear our client's appeal. It is our understanding that the applicant's § 212.904 proportionality application is contingent upon the Council's decision on the variance. If you have any questions or need additional information, please let me know.

Sincerely,



Arthur J. Anderson

AJA/plp

cc: Diane Wetherbee (dianew@plano.gov & fax 972.424.0099)
Paige Mims (paigem@plano.gov) & fax 972.424.0099

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53758-1 10/14/2013

DATE: November 15, 2013

TO: Bruce D. Glasscock, City Manager
Frank F. Turner, Deputy City Manager

FROM: Christina Day, Development Review Manager

RE: Appeal of Concept Plan for Swaminarayan Gurukul Addition

On October 7, 2013, the Planning & Zoning Commission denied the concept plan for Swaminarayan Gurukul Addition, Block A, Lot 1 due to concerns regarding a variance request to forego improvement of Park Vista Road as a dedicated paved street between the railroad tracks and 14th Street, north of the subject property. Staff also recommended denial of the plan.

Since that time, staff has further considered the issues related to site access. The existing undedicated roadway, known as Park Vista Drive, will provide adequate emergency access with the completion of a secondary means of access, through a connecting hike and bike trail to Brand Road. The legal representative for the Swaminarayan Gurukul Addition has stated that the existing roadway is adequate for their purposes. A future public street connecting 14th Street to the Temple property will be developed by the abutting property owners. The street's alignment is undetermined; however, the street should meet collector street standards. Interim improvement to and maintenance of the existing roadway may be done subject to the rights of the abutting property owners. Based on these findings staff recommends:

1. City Council approve the variances requested by the applicant and conditionally approve the concept plan subject to provision of modifications as required by the flood study.
2. The City Council call a public hearing to add a Type F, secondary undivided thoroughfare to the Thoroughfare Plan connecting the improved rail crossing adjacent to Swaminarayan Gurukul Addition to 14th Street.

Recommendation of the Planning and Zoning Commission

Concept Plan: Swaminarayan Gurukul Addition, Block A, Lot 1.

October 7, 2013

Second Vice- Chairman's Report

Agenda Item No. 10

Description: Religious facility on one lot on 22.9 +/- acres located on the west side of Park Vista Road, 1,500 +/- feet south of 14th Street. Zoned Agriculture. Neighborhood #13.

Applicant: Swaminarayan Gurukul

Staff Recommendation: Staff presented detailed explanations as to the several variances that the Applicant was requesting. A primary concern had to do with access.

The property is located at the end of Park Vista Road. At one time, Park Vista Road extended from 14th Street to Renner Road. However, in 2002, the city of Richardson abandoned a section of the roadway south of the subject property, leaving it only one means of access. Coupled with property's location south of the railroad tracks, the lack of options for additional access points complicates the development of the property. The Subdivision Ordinance states that land must be adequately served by essential public facilities and services including improved street access and utilities. In this case, Park Vista Road would have to be improved from the railroad tracks north to 14th street. The applicant believes that the city should bear the cost of improving Park Vista Road from the railroad tracks to 14th Street.

Staff recommended **denial** of the concept plan.

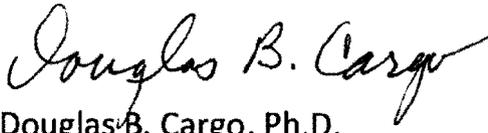
Discussion: Sohil Vrani, Art Anderson and Mathew Thomas spoke in support of the item. Mr. Anderson questioned whether the item could be approved based on approval of four variances.

Chairman Caso informed the public that the concept plan could not be approved without approval of all variance requests. The majority of the Commissioners indicated general support for the requested variances concerning a second point of access and temporary overlength street, but not for the requested variances to not to improve Park Vista Road as a dedicated paved street from the railroad tracks to 14th Street.

Assistant Fire Chief David Kerr was available to answer questions.

Vote: After much discussion, 2nd Vice-Chair Cargo made a motion to **deny** the concept plan as submitted. First Vice-Chair Smith seconded the motion, which passed 6-1. The Commissioner voting in opposition did not state a reason for the vote.

Respectively Submitted,

A handwritten signature in black ink that reads "Douglas B. Cargo". The signature is written in a cursive, flowing style.

Douglas B. Cargo, Ph.D.

Second Vice-Chair

Planning and Zoning Commission

DATE: October 8, 2013
TO: Applicants with Items before the Planning & Zoning Commission
FROM: Chris Caso, Chairman, Planning & Zoning Commission
SUBJECT: Results of Planning & Zoning Commission Meeting of October 7, 2013

**AGENDA ITEM NO. 10 - CONCEPT PLAN
SWAMINARAYAN GURUKUL ADDITION, BLOCK A, LOT 1
APPLICANT: SWAMINARAYAN GURUKUL**

Religious facility on one lot on 22.9± acres located on the west side of Park Vista Road, 1,500± feet south of 14th Street. Zoned Agricultural. Neighborhood #13.

APPROVED: _____ **DENIED:** 6-1 **TABLED:** _____

STIPULATIONS:

Denied.

The Commissioner voting in opposition did not state a reason for the vote.

EH/av

xc: Dinesh Gajera, Swaminarayan Gurukul, USA

<http://goo.gl/maps/cxWtD>

CITY OF PLANO
PLANNING & ZONING COMMISSION

October 7, 2013

Agenda Item No. 10

Concept Plan: Swaminarayan Gurukul Addition, Block A, Lot 1

Applicant: Swaminarayan Gurukul

DESCRIPTION:

Religious facility on one lot on 22.9± acres located on the west side of Park Vista Road, 1,500± feet south of 14th Street. Zoned Agricultural. Neighborhood #13.

REMARKS:

The purpose for the concept plan is to show the proposed religious facility development and related site improvements. The applicants propose to construct a 23,763 square foot building and associated parking.

The property is located at the end of Park Vista Road. At one time, Park Vista Road extended from 14th Street to Renner Road. However, in 2002 the city of Richardson abandoned a section of the roadway south of the subject property, leaving it only one means of access. Coupled with the property's location south of the railroad tracks, the lack of options for additional access points complicates development of the property. The applicant is requesting a number of variances to allow development to proceed.

ISSUES:

Second Point of Access - There is limited opportunity for the applicant to obtain a second point of access to the property, as required by Article V, Section 5.1c.1 of the Subdivision Ordinance and the Fire Code. There is no opportunity for an additional railroad crossing to serve the property, and the residential subdivisions to the south and east provide no street connections. The applicant is requesting to provide the second point of access via an offsite hike and bike trail easement connection which would be limited to use by emergency vehicles if the first point of access to the property was blocked. The Fire Department has approved a variance request to allow for the offsite hike and bike trail to serve as the property's second point of access for emergency vehicles. A variance from the Subdivision Ordinance is also required. Staff supports this variance since there is no other option for a second point of access to the property.

Over-Length Street - The applicant is also requesting a variance from Section 15. (Street and Alley Length) of Subsection b (Design Standards) of Section 5.4 (Streets and Thoroughfares) of Article 5 (Requirements for Public Improvements, Reservation and Design) of the Subdivision Ordinance in order to allow for a temporary over-length street. The Subdivision Ordinance states that the maximum street length shall not exceed 1,200 feet in length between intersections (outlets). The distance along Park Vista Road from 14th Street to the subject property is approximately 1,400 feet. The properties north of the railroad tracks are currently undeveloped. At such time when these properties develop, the construction of one or more streets will be required to connect to Park Vista Road and to 14th Street in order to provide additional points of access to the area. Staff is in support of this variance request.

Improvement of Park Vista Road - The subject property is only accessible via Park Vista Road, which is currently unpaved. Section 5.1 (General Requirements) c. (Adequate Public Facilities Policy) of the Subdivision Ordinance states that land must be adequately served by essential public facilities and services including improved street access and utilities. All platted lots must have direct access to an improved public street, private street, or an approved public way and connected by improved public streets to an improved public thoroughfare. For properties with access to an unimproved street, the Subdivision Ordinance requires a minimum 23-foot wide section of pavement to be constructed. In this case, Park Vista Road would have to be improved from the railroad tracks north to 14th Street, which is the closest improved thoroughfare. Ultimately, the street will be widened to 36 feet in width to improve access to the applicant's property as well as future development in the area.

A 30-foot wide section of right-of-way adjacent to the subject property was dedicated with the development of the residential subdivision to the east. However, the city does not have dedicated right-of-way for other parts of the road. To improve the road north of the railroad tracks, right-of-way will need to be dedicated by easement or deed. Park Vista Road has been in place for decades and has been used by what is known as "prescriptive access," in which underlying property that is privately owned is openly used over a period of time by non-owners to access other properties without permission of the owner.

The applicant believes that the existing gravel road surface is sufficient to handle traffic going to and from the proposed development, and has requested a variance from the requirement for improved roadway access. The applicant believes that the city should bear the cost of improving Park Vista Road from the railroad tracks to 14th Street. However, a gravel roadway surface is not sufficient to meet the city's Adequate Public Facilities policy or the Fire Code's requirement for a paved surface for emergency access. This is a basic requirement that applies to all developments in the city, regardless of use. The Fire Department has indicated that the gravel road is not sufficient to guarantee emergency access to the property. Staff cannot support a variance to the requirement for an improved connection to 14th Street.

Right-of-way Abandonment - As noted above, a short section of right-of-way for Park Vista Road was dedicated adjacent to the applicant's property when the residential subdivision to the east was developed. No street improvements were made, however, and staff has indicated to the applicant that the city would support abandoning the right-

of-way if the adjacent residential subdivision's homeowner association is in agreement. Oncor also owns a tract of land that has access to the street right-of-way, and the company's consent would be needed as well.

Street Access for Religious Facilities - The Zoning Ordinance requires religious facilities to have access to a street with a minimum pavement width of 36 feet. The proposed concept plan shows a proposed 23-foot wide extension of Park Vista Road; however, a variance will not be required since the religious facility will ultimately have access to a 36-foot wide street when the street is widened in the future.

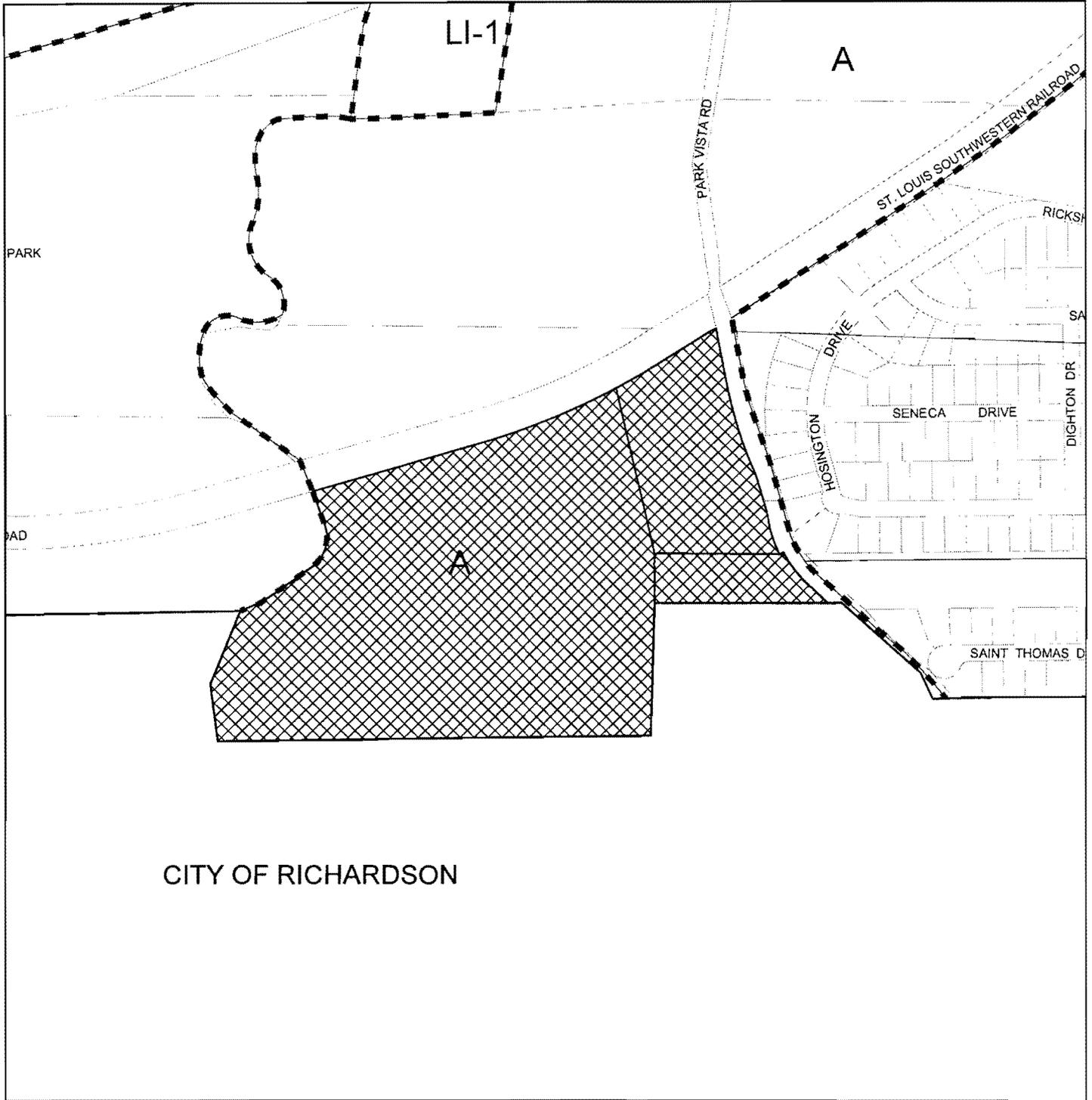
Flood Study - A portion of the subject property lies within the established 100-year floodplain. The proposed layout for the religious facility development and the location of any improvements on site is contingent upon approval of a flood study. The applicant has submitted a flood study which is currently being reviewed by an engineering consultant.

SUMMARY:

There are several challenges associated with development of this property. Staff has been working with the applicant to resolve issues and, as noted above, supports several variances to allow development. However, paved access to the property is necessary to comply with adequate public facility requirements and fire code requirements for emergency access. Staff cannot recommend approval of a variance to this requirement, and recommends denial of the concept plan.

RECOMMENDATION:

Recommended for denial.



Item Submitted: CONCEPT PLAN

Title: SWAMINARAYAN GURUKUL ADDITION
BLOCK A, LOT 1

Zoning: AGRICULTURAL



○ 200' Notification Buffer





14TH STREET

PARK VISTA ROAD

RICKSHAW LANE

SABETHA WAY

Area of Request

SENECA DRIVE

DIGHTON DRIVE

TRIBUNE WAY

CANTERA COURT

MORONEY DIVIDE

RENNER ROAD



Source: City of Plano, Planning Dept.
Date: October, 2013

Swaminarayan Gurukul Adhn.
Block A, Lot 1

500 Winstead Building 214.745.5400 OFFICE
2728 N. Harwood Street 214.745.5390 FAX
Dallas, Texas 75201 winstead.com

October 2, 2013

Arthur J. Anderson
direct dial: 214.745.5745
aanderson@winstead.com

VIA EMAIL Phyllis@plano.gov
VIA FAX to 972.941.7396

Ms. Phyllis Jarrell
City of Plano
Department of Planning
P. O. Box 860358
Plano, Texas 75086

Re: Swaminarayn Gurukul Temple ("Temple") Appeal of City Off-Site Exactions

Dear Phyllis:

Our firm represents the Temple. We appreciate the City's assistance in resolving many of the off-site development issues related to the Temple's project. It is our understanding that the only outstanding exactions issue between the parties involves off-site improvements to Park Vista Road. The Temple hereby appeals the following off-site street exactions pursuant to §§ 1.11 and 1.12 of the City's subdivision ordinance:

1. A variance to the City staff requirement that the Temple to obtain right-of-way to be formally dedicated to the City north of the railroad tracks.

A search of "Park Vista" on the City's website shows dozens of references to Park Vista as a City street, and the City has improved portions of Park Vista. There should not be a dispute that Park Vista is a City street. The Temple does not control the property owners to the north of the railroad tracks. Correspondence was sent to the two property owners to the north of the railroad tracks who would be required to dedicate the right-of-way requested by City staff and the property owners have indicated no interest in dedicating the right-of-way. The Temple obviously does not have the power of condemnation and therefore cannot acquire the right-of-way otherwise and requests that any off-site road improvements be restricted to the existing Park Vista right-of-way. In the alternative, the Temple requests that the City condemn the right-of-way it believes is necessary.

2. A variance to the City Staff requirement that a 23-foot section for Park Vista be constructed by the Temple north of the railroad tracks.

If the current paving is not up to City standards, then it is the City's obligation to maintain the street that it owns and controls. Therefore, the Temple requests that any required improvements to the surface be made by the City of Plano. As you know, the City has the right to assess adjacent property owners for the costs of these improvements pursuant to § 311.090, Tex. Transp. Code.

3. A variance to allow for a temporary over-length street that exceeds 1,200 feet in length.
4. A variance to § 3.402 of the zoning ordinance to allow access by a religious institution to a 24' wide street.

Staff supports the temporary over-length street since it is anticipated that another street may be brought through the property to the northeast someday connecting 14th Street to Park Vista Road north of the railroad tracks.

Approving these variances meets the following criteria in the City's subdivision ordinance:

1. The granting of the variance will not be detrimental to the public safety, health or welfare of injurious to other property: The City's street requirements to handle trips to and from the Temple will be met.
2. The conditions upon which the request for a variance is based are unique to the property for which the variance is sought and are not applicable generally to other property: The location of the Temple's property and the discontinuance of Park Vista to the south by the actions of Plano and Richardson make this unique.
3. Because of the particular physical surroundings, shape or topographical conditions of the specific property involved, a particular hardship to the owner would result, as distinguished from a mere inconvenience, if the strict letter of these regulations is carried out: The location of the Temple's property and the discontinuance of Park Vista to the south by the actions of Plano and Richardson make this unique. In addition, the Temple does not control the property owners to the north.
4. The variance will not in any manner vary the provisions of the Zoning Ordinance or Comprehensive Plan, except that those documents may be amended in the manner prescribed by law: The variances do not impact the zoning ordinance or comprehensive plan.

It is my understanding that this matter will be considered by the Plano Planning & Zoning Commission at its October 7, 2013 meeting. If you have any questions or need additional information, please let me know.

Sincerely,



Arthur J. Anderson

AJA/plp

Ms. Phyllis Jarrell
October 2, 2013
Page 3

cc: Diane Wetherbee (via email dianew@plano.gov)
VIA FAX to 972.424.0099

Eric Hill (via email erich@plano.gov)
VIA FAX to 972.941.7396

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