



MEETING OF CITY COUNCIL  
FRISCO CITY HALL  
GEORGE A. PUREFOY MUNICIPAL CENTER  
COUNCIL CHAMBERS  
6101 FRISCO SQUARE BLVD.  
FRISCO, TEXAS 75034

5:30 PM

TUESDAY, DECEMBER 4, 2018

**ACTION SUMMARY**

*The Action Summary Draft is designed to inform the public of the vote on action items of the most recent City Council Meeting. A more descriptive and complete draft will replace the Action Summary as soon as they are available. Please remember that this Action Summary is **ONLY** a draft and will not be final until approved at the next regularly scheduled City Council Meeting.*

**CALL TO ORDER – 6:36 P.M.**

1. ROLL CALL

Mayor	Jeff Cheney	Present
Mayor Pro-Tem	Shona Huffman	Present
Deputy Mayor Pro-Tem	John Keating	Present
Council Member	Brian Livingston	Present
Council Member	Tim Nelson	Present
Council Member	Will Sowell	Present
Council Member	Bill Woodard	Present

Representing Staff: George Purefoy, City Manager; Henry Hill, Deputy City Manager; Nell Lange, Assistant City Manager; Ben Brezina, Assistant City Manager; Kristi Morrow, City Secretary; Richard Abernathy, City Attorney; Department Directors, and other Staff members.

## **CLOSED SESSION**

2. Recess into Closed Session in compliance with Section 551.001 et. seq. Texas Government Code, to wit; **APPROVED 5 - 0**
  - A. Section 551.071. Meeting with City Attorney regarding a matter(s) in which the duty of the City Attorney under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas conflicts with the Open Meetings Act regarding:
    - i. Receive legal advice regarding Exide cleanup/remediation of hazardous and non-hazardous waste.
    - ii. Receive legal advice regarding Civil Action No. 4:17-cv-00311, Exide Technologies v. The City of Frisco, Frisco Economic Development Corporation and Frisco Community Development Corporation in the United States District Court for the Eastern District of Texas.
    - iii. Receive legal advice regarding PUC Docket No. 46662 pending before the Public Utility Commission of Texas in the case styled Petition of the Cities of Garland, Mesquite, Plano and Richardson appealing the decision by North Texas Municipal Water District affecting wholesale water rates.
  - B. Section 551.072. To deliberate the purchase, exchange, lease, or value of real property located:
    - i. South of US 380, east of FM 423, north of Panther Creek Parkway, and west of Teel Parkway.
    - ii. South of Warren Parkway, north of SH 121, east of Legacy Drive, and west of Preston Road.
  - C. Section 551.074. Personnel Matters: Section 551.074 authorizes certain deliberations about officers and employees of the governmental body to be held in executive session:
    - i. Discussion regarding the annual evaluation of City Attorney Richard Abernathy.
  - D. Section 551.087. Deliberation regarding commercial or financial information that the City has received from a business prospect and to deliberate the offer or other incentives to a business prospect.
3. Reconvene into Regular Session and take any action necessary as a result of the Closed Session. **APPROVED 6 – 0 NO ACTION**

**INVOCATION**

**PLEDGE OF ALLEGIANCE**

**REPORTS**

4. Financial Services Department Monthly Status Reports for September & October 2018.
5. Library Monthly Report.
6. Parks and Recreation Monthly Report regarding park and trail development, facilities, special events, and youth development.
7. Public Works and Engineering report on activities related to roadways, traffic control and transportation, stormwater drainage, water and wastewater, and solid waste collection.
8. Council Subcommittee reports for current activities of the Legislative, Governance, Budget and Audit Committee, Frisco Square Management District, also including the Dallas Regional Mobility Commission, North Central Texas Emergency Preparedness Committee, Frisco Veterans Advisory Committee, Frisco Public Relations and Messaging Committee, North Texas Commission, and Regional Transportation Council.

**CITIZEN INPUT (to begin approximately at 7:30 p.m.)**

**CONSENT AGENDA APPROVED 6 - 0**

(Items placed on the Consent Agenda are considered routine in nature and are considered non-controversial. The Consent Agenda can be acted upon in one motion. A majority of the Council is required to remove any item for discussion and separate action. Council members may vote nay on any single item without comment and may submit written comments as part of the official record.)

9. Consider and act upon the approval of Minutes. (CSO/KM)
  - A. Consider and act upon the approval of the November 26, 2018 City Council Work Session Meeting Minutes. (CSO/KM)
  - B. Consider and act upon the approval of the November 26, 2018 Regular City Council Meeting Minutes. (CSO/KM)
10. Approval of the attached reimbursement requests presented by Mayor and Council Members. (CMO/CA)
11. Consider and act upon a Resolution designating an Official Newspaper. (CSO/KM) **RESOLUTION 18-12-65R**

12. Consider and act upon authorizing the City Manager to execute a Park Fee Set Aside Agreement by and between the City of Frisco and Frisco Station Partners, L.P. (CMO/BB)
13. Consider and act upon approval of a Street Name List for a Townhome and Urban Center development on 42.6± acres on the northwest corner of Legacy Drive and Eldorado Parkway. Zoned Planned Development-209-Urban Center and Planned Development-210-Townhome. Neighborhood #48. Case No. CP18-0027. (Development Services/JH)
14. Consider and act upon authorizing the City Manager to execute a Professional Services Agreement by and between the City of Frisco and Kimley-Horn and Associates, Inc. to perform Design and Bid Package Preparation for Rockhill Parkway from Teel Parkway to Mahard Parkway. (Engineering/TN)
15. Consider and act upon authorizing the City Manager to execute a Professional Services Agreement by and between the City of Frisco and Kimley-Horn & Associates, Inc. for the design and bid package preparation for Independence Parkway (SH 121 to Main Street). (Engineering/MM)
16. Consider and act upon authorizing the City Manager to execute a Master Agreement by and between the City of Frisco and Kimley-Horn and Associates, Inc. for On-Call Professional Drainage Engineering Services, Contract Number 2019-003. (Engineering/MD)
17. Consider and act upon authorizing the City Manager to execute a Master Agreement by and between the City of Frisco and Freese and Nichols, Inc. for On-Call Professional Drainage Engineering Services, Contract Number 2019-002. (Engineering/MD)
18. Consider and act upon setting the Public Hearing to Amend the Impact Fee Ordinance. (Engineering/JB)
19. Acceptance of Quarterly Investment Report for the period July 1, 2018 - September 30, 2018. (Financial Services/DC)
20. Acceptance of Annual Investment Report for period ending September 30, 2018. (Financial Services/DC)
21. Consider and act upon a Resolution Approving the 2017 Community Development Block Grant Consolidated Annual Performance Evaluation Report (CAPER) and authorizing the City Manager or his designee to submit the report to the U.S. Department of Housing and Urban Development for approval. (Financial Services/SC) **RESOLUTION 18-12-66R**

22. Consider and act upon the Fourth Amendment to Employment Agreement for City Manager George Purefoy.
23. City Council consideration and approval of a Resolution accepting the Fiscal Year 2018-2019 UASI Sub-Recipient Grant, and authorizing the City Manager to execute the Sub-Recipient Grant Agreement by and between the City of Frisco and Texas Department of Public Safety. (Police/JP)  
**RESOLUTION 18-12-67R**
24. Consider and act upon approval of a purchase order to Silsbee Ford for the purchase of one (1) bucket truck for Public Works. (Administrative Services/DF)
25. Consider and act upon approval of a purchase order to Silsbee Ford for the purchase of twenty-three (23) pickups for various divisions. (Administrative Services/DF)
26. Consider and act upon approval of a purchase order to Silsbee Ford for the purchase of fifteen (15) heavy duty pickups for various divisions. (Administrative Services/DF)
27. Consider and act upon approval of a purchase order to Caldwell Country Chevrolet for the purchase of eleven (11) police pursuit vehicles for the Police Department and Municipal Court. (Administrative Services/DF)
28. Consider and act upon approval of a purchase order to SHI Government Solutions for disaster recovery equipment, software and support services. (IT/DF)
29. Consider and act upon approval of a purchase order to Dell Marketing for storage equipment related to disaster recovery. (IT/DF)
30. Consider and act upon approval of purchase orders to Netsync Network Solutions for Cisco networking equipment related to disaster recovery. (IT/DF)
31. Consider and act upon approval authorizing the City Manager to execute a proposal from Protecht Management Group for disaster recovery planning and consulting services. (IT/DF)
32. Consider and act upon approval of purchase orders to Network Cabling Service, Inc., for the purchase of labor and materials to complete data network and cabling at Fire Station No. 9 and the Public Safety Training Center. (Fire/DF)
33. Consider and act upon approval authorizing the City Manager to execute an agreement with Motorola Systems, Inc. for a three-year Radio Management subscription agreement. (Police/DF)

34. Consider and act upon whether to direct Staff to submit a written notice of appeal on behalf of the City Council to Development Services, pursuant to Subsection 6.19 of the Zoning Ordinance and/or Section 4.02 of the Subdivision Ordinance, regarding action taken by the Planning & Zoning Commission on any site plan or plat. Any written notice of appeal must be submitted to Development Services. (Development Services)

### **LEGISLATIVE AGENDA APPROVED 6 - 0**

(These items may legally require Council Action, but by Council Policy should be the City Manager's responsibility. The Legislative Agenda can be acted upon in one motion. The concurrence of two council members is required to remove any item for separate discussion and action. Council members may vote nay on any single item without comment and may submit written comments as part of the official record.)

35. Consider and act upon adoption of an Ordinance renaming Crane Avenue to Burge Avenue. Case No. STRE18-0001. (Development Services/JH)  
**ORDINANCE 18-12-69**
36. Consider and act upon an adoption of an Ordinance to repeal Ordinance No. 14-09-53 consisting of 3.0± acres on the west side of Bounty Way, 65± feet south of County Road 68 ("Property"), to amend the Specific Use Permit (S-238) for a Licensed Child Care Center to modify development standards. Zoned Highway with a Specific Use Permit (S-238) for a Licensed Child Care Center. Neighborhood #26. Specific Use Permit Case No. SUP18-0008. (Development Services/AM) **ORDINANCE 18-12-70**

### **REGULAR AGENDA**

37. Public Hearing: A request to rezone 113.0± acres on the northeast and southeast corners of Dallas Parkway and Rockhill Parkway from Agricultural to Retail in Subdistrict 1 (20.9± acres), Industrial in Subdistrict 2 (49.3± acres), and Commercial-1 or Office -2 in Subdistrict 3 (42.8± acres), and to consider to direct Staff to prepare an Ordinance of the same. Zoned Agricultural. Neighborhood #53. Zoning Case No. Z18-0016. (Development Services/JH)  
**APPROVED 6 – 0**
38. Consider and act upon an adoption of an Ordinance to rezone 60.1± acres on the northeast corner of Spring Creek Parkway and SH 121 from Agricultural to Planned Development-Office-2/Retail/Residential. Zoned Agricultural. Neighborhood #33. Zoning Case No. Z18-0014. (Development Services/JH)  
**APPROVED 5 – 1 ORDINANCE 18-12-71**
39. Consider and act upon approval of a noise Ordinance variance and b) award of bid #1910-006 Concrete Joint Sealant Services to Scodeller Construction and approval authorizing the City Manager to execute an agreement for these services. (Public Works/DF) **APPROVED 6 – 0**

40. Consider and act upon a Resolution directing publication of Notice of Intention to issue Combination Tax and Revenue Certificates of Obligation for a project.  
**APPROVED 5 – 0 RESOLUTION 18-12-68R**
41. Consider and act upon a Resolution authorizing amendment to the Project Plan and Financing Plan for Reinvestment Zone Number One, City of Frisco, Texas, and to enlarge the boundaries of the Reinvestment Zone Number One; calling a Public Hearing with regard to such Amendments and Enlargement of Boundaries; providing an effective date; and resolving other matters related thereto. (CMO/NL)  
**APPROVED 5 – 0 RESOLUTION 18-12-69R**
42. Consider and act upon appointment of an individual to fill a vacancy for Place 7 on the Public Art Board for a term ending September 30, 2019. (CSO/KM)  
**APPROVED 6 – 0  
CAROLE GILMORE**
43. City Council discussion with City Staff concerning any actions required by City Staff as a result of any item on tonight's agenda. **NO ACTION**
44. Discussion on Governance Monitoring of present City Council Meeting.

**ADJOURN 7:47 P.M.**

*Please note these are preliminary results and are not official until approved at the next scheduled meeting. Approved/signed minutes are available at <https://agenda.friscotexas.gov/OnBaseAgendaOnline/>.*