



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

**5:00 PM**

**TUESDAY, MARCH 06, 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 – 5:13 PM**

**1. ROLL CALL**

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

Representing Staff: Henry Hill, Deputy City Manager; Nell Lange, Assistant City Manager; Ben Brezina, Interim Assistant City Manager; Jenny Page, 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;

- 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 platting and zoning issues concerning all or a portion of the real property consisting of 734.8± acres located on the north and south sides of Main Street between Independence Parkway and Custer Road, interpretation of a development agreement dated May 10, 2002 concerning the property and application of parkland dedication Ordinance to all or a portion of the property.
  - ii. Receive legal advice regarding Exide cleanup/remediation of hazardous and non-hazardous waste.
  - iii. 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.
  - iv. Receive legal advice regarding the Cause No. PR-2014-00099 in the case styled FLCT, LTD. v. City of Frisco, Texas.
  
- B. Section 551.072. To deliberate the purchase, exchange, lease, or value of real property located:
  - i. South of US 380, west of Preston Road, north of Eldorado Parkway, and east of Teel Parkway.
  - ii. South of Warren Parkway, north of SH 121, east of Legacy Drive, and west of Preston Road.
  - iii. South of Eldorado Parkway, west of the Preston Road, east of Legacy Drive, and north of Stonebrook Parkway.
  
- 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 the City Manager George Purefoy.
  - ii. Deliberate the duties of the Interim President of the Frisco Economic Development Corporation.
  
- 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. **NO ACTION**

### **INVOCATION**

### **PLEDGE OF ALLEGIANCE**

### **PROCLAMATIONS**

4. IFly Recognition for Corporate and Social Responsibility
5. Frisco Soccer Association's U10 Girls North Texas Champion
6. Water Resources Proclamation Recognizing Staff Efforts in Water Warriors of the Lego League

### **REPORTS**

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. Library Monthly Report.
9. Parks and Recreation Monthly Report regarding Park and Trail Development, Facilities, Special Events and Youth Development.
10. 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, Public Relations and Messaging Committee, North Texas Commission, and Regional Transportation Council.

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

### **CONSENT AGENDA**

(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.)

**ITEM 14 PULLED AND TABLED 5 – 0**

**ITEMS 11 – 13 AND 15 – 26 APPROVED 5 – 0**

11. Consider and act upon approval of Minutes. (CSO/JP)

A. February 6, 2018

12. Consider and act upon approval of a recommended change in the Frisco Economic Development Corporation Bylaws and Articles of Incorporation. (CMO)
13. Consider and act upon adoption of a Resolution authorizing the City Manager to execute a Release of Property from Agreement by and between the City of Frisco and Rickey E. Wade and Linda Wade Parcel 11-14. (CMO/BB)  
**RESOLUTION 18-03-13R**
14. Consider and act upon adoption of a Resolution authorizing the City Manager to execute a Chapter 380 Economic Development Agreement by and between the City of Frisco and KOA Partners, LLC. (CMO/BB) **TABLED**
15. Approval of the attached reimbursement requests presented by Mayor and Council Members. (CMO/CA)
16. City Council consider and act upon approval of an Ordinance for the Rate Review Mechanism (RRM) as a substitution for the annual interim rate adjustment process defined by section 104.301 of the Texas Utilities code and as negotiated between Atmos Energy Corp., Mid-Tex Division and the steering committee of cities served by Atmos. (CMO/JC) **ORDINANCE 18-03-15**
17. Consider and act upon authorizing the City Manager to execute a Professional Services Agreement by and between the City of Frisco and Freese and Nichols, Inc. to update the Cottonwood Branch Watershed Master Plan. (Engineering/MD)
18. Consider and act on a Resolution to apply for a Texas State Library and Archives Commission Cooperation grant for the purpose of creating Mobile Activity Stations to offer more hands-on, self-paced STEAM learning opportunities for elementary-aged students. (Library/SH)  
**RESOLUTION 18-03-14R**
19. Consider and act upon approval of a purchase order to Silsbee Ford for the purchase of fifteen (15) vehicles for various departments. (Administrative Services/DF)
20. Consider and act upon approval authorizing the City Manager to execute an agreement with Reed, Wells, Benson and Company for professional services related to the Frisco Athletic Center HVAC system upgrade. (Administrative Services/DF)
21. Consider and act upon approval authorizing the City Manager to execute a

proposal from Buxton for customer analytics for the Convention and Visitors Bureau. (CVB/DF)

22. Consider and act upon approval of purchase orders to Capco Communications, Inc. for new fiber optic network installations for traffic signals and installation of locatable tape along Rockhill Road. (Engineering/DF)
23. Consider and act upon approval of purchase orders to Cla-Val Company for water pump control valve and transfer valve parts during FY 2018. (Public Works/DF)
24. Consider and act upon award of bid #1810-014 Custer Trail/Big Horn Trail Pavement Improvement Project to DDM Construction Group and approval authorizing the City Manager to execute an agreement for these services. (Public Works/DF)
25. Consider and act upon approval of purchase orders to Structural and Steel, Inc. for the purchase of traffic signal poles during FY 2018. (Public Works/DF)
26. 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)

### **REGULAR AGENDA**

27. Presentation and acceptance of the Fiscal Year 2017 Comprehensive Annual Financial Report (CAFR), Auditor's Report, Single Audit Report and Popular Annual Financial Report (PAFR). (Financial Services/AC) **APPROVED 5 - 0**
28. Public Hearing: Specific Use Permit Case SUP17-0014. A request for a Specific Use Permit for a Major Automobile Repair facility on one lot on 0.7± acre on the east side of Preston Road, 285± feet north of John Hickman Parkway and to consider to direct Staff to prepare an Ordinance of the same. Zoned Planned Development-82-Commercial-1. Neighborhood #29. (Development Services/SS) **NO ACTION 5 - 0**
29. Consider and act upon approval of a Contract of Sale by and between the City of Frisco, Texas (the "City"), the Frisco Community Development Corporation (the "FCDC") , and JW Partners, Inc. for the sale of ±10.8 acres of land located at the southeast corner of Dallas Parkway and Roughriders Trail and authorize the City Manager to execute the Contract. (CMO) **APPROVED 5 - 0**
30. Consider and act upon an appointment of an individual to the Visit Frisco Board,

Place 4, At-Large position for a term ending September 30, 2018. (CSO/JP)  
**KRISTEN GRAMMAR 5 - 0**

31. Consider and act upon appointment of an individual to fill the vacant Place 7, Downtown Frisco Square position, on the Visit Frisco Board for a term ending September 30, 2019. (CSO/JP) **ROD SCHAEFER 5 - 0**
32. Appointment of Mayor Pro-Tem Will Sowell as Frisco's Representative on the North Central Texas Council of Governments' Regional 9-1-1 Emergency Communications District Board. (CMO) **APPROVED 5 - 0**
33. City Council discussion with City Staff concerning any actions required by City Staff as a result of any item on tonight's agenda.  
**ITEMS 14 AND 28 WERE TABLED**
34. Discussion on Governance Monitoring of present City Council Meeting.

**ADJOURN – 8:19 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 [www.friscotexas.gov/docs](http://www.friscotexas.gov/docs).*