



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

5:00 PM

MONDAY, NOVEMBER 5, 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 – 5:16 PM

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; Julie Davidson, Assistant 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 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.
- iv. Receive legal advice regarding proposed Settlement Agreement and Release between the City of Frisco and Prestonwade Development, LLC concerning a billboard sign located at Block A, Lot 1, Norris Austin Survey, Abstract #5, City of Frisco, Collin County, Texas.
- v. Receive legal advice regarding proposed rezoning of Hall Park (PD-59), generally located west of Dallas Parkway, south of Warren Parkway, north of Stonebriar Way and east of Belclaire Drive, Frisco, Collin County, Texas, including possible repealing or amendment of Ordinance Nos. 93-10-03 and 01-04-35, and application of the Parkland Dedication Ordinance, Ordinance No. 18-06-29.
- vi. Receive legal advice regarding amending ordinances that regulate tobacco, electronic cigarettes, and e-cigarettes.

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 US 380, east of FM 423, north of Panther Creek Parkway, and west of Teel 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 City Manager George Purefoy.
 - 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. The Lebanon Trail High School Special Science, Technology, Engineering, and Math Team
- 5. Homelessness Awareness Week
- 6. Diwali Awareness Day

REPORTS

- 7. Presentation of an award to Henry J. Hill for the Assistant Excellence in Leadership Award from the International City/County Management Association.
- 8. Parks and Recreation Monthly Report regarding park and trail development, facilities, special events, and youth development.
- 9. Public Works and Engineering report on activities related to roadways, traffic control and transportation, stormwater drainage, water and wastewater, and solid waste collection.
- 10. Human Resources Quarterly Report for July – September 2018.
- 11. Library Monthly Report for November 2018.
- 12. 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

(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.) **APPROVED 6 – 0**

13. Consider and act upon approval of minutes. (CSO/KM)
 - A. Consider and act upon approval of the October 16, 2018 City Council Work Session Minutes. (CSO/KM)
 - B. Consider and act upon approval of the October 16, 2018 Regular City Council Meeting Minutes. (CSO/KM)
14. Approval of the attached reimbursement requests presented by Mayor and Council Members. (CMO/CA)
15. Consider and act upon approval of a Development Agreement by and Between the City of Frisco and EID B. MUSTAFA for roadway construction and improvements and authorizing the City Manager to execute all necessary documents. (CMO/JC)
16. Consider and act upon adoption of a Resolution authorizing the City Manager to accept a grant for a United States Department of Homeland Security (DHS) Grant Program, Urban Area Security Initiative (UASI) (FIRE / MP).
RESOLUTION 18-11-62R
17. Consider and act upon adoption of a Resolution ratifying the City Manager's submission of an application for a Federal Emergency Management Agency (FEMA) Grant, Assistance to Firefighters (AFG) Grant Program (FIRE / MP).
RESOLUTION 18-11-63R
18. Consider and act upon approval adopting the provisions of Local Government Code Chapter 252.0415, procedures for electronic bids or proposals. (Administrative Services/DF)
19. Consider and act upon approval of a purchase order to Southwest International for the purchase of three (3) dump trucks. (Administrative Services/DF)

20. Consider and act upon approval authorizing the City Manager to execute an agreement from Arrivalist for arrival monitoring services for the Convention and Visitors Bureau. (CVB/DF)
21. Consider and act upon award of Request for Proposal #1806-089 Wellness Program to Asset Health and approval authorizing the City Manager to execute an agreement for these services. (HR/DF)
22. Consider and act upon rejection of all proposals for Request for Proposal #1809-119 Stop Loss Insurance and approval authorizing the City Manager to execute a renewal with Cigna for Stop Loss Insurance. (HR/DF)
23. Consider and act upon approval of a purchase order to Porter Burgess Company d/b/a Flair Data Systems for the purchase of annual maintenance for the City's Cisco network infrastructure. (IT/DF)
24. Consider and act upon approval authorizing the City Manager to execute an agreement with Motorola Systems, Inc., for annual radio system support/maintenance, and approval of purchase orders for a Motorola radio system upgrade, and portable radios for FY 2019. (Police/DF)
25. 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

(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.) **APPROVED 6 - 0**

26. Consider and act upon adoption of an Ordinance to amend the Zoning Ordinance (Ordinance NO. 11-04-09), Sections 4.03.03. Screening/Buffer Areas, to require an eight-foot screening wall for nonresidential and multifamily zoned property when adjacent to single family residential zoned property, and Subdivision Ordinance, Section 8.05, Alleys, to require an alley for residential lots abutting nonresidential and multifamily zoned property. Zoning Case No. ZA18-0004. (Development Services/AL) **ORDINANCE 18-11-64**

REGULAR AGENDA

27. Public Hearing: A request to amend the Comprehensive Zoning Ordinance (Ordinance No, 11-04-09), Subdivision Ordinance (Ordinance No. 09-07-38, as

amended), and the Fence Ordinance (12-08-46) to reflect ordinance changes approved in the Neighborhood Design Strategy, and to consider to direct Staff to prepare an Ordinance of the same. Zoning Case No. ZA18-0002. Tabled on 8/7/18, 9/18/18, and 10/2/18. **APPROVED WITH CHANGES 6 – 0**

28. Public Hearing: A request 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. Neighborhood #26 Zoning Case No. SUP18-0008. (Development Services/AM) **APPROVED 6 – 0**
29. Public Hearing: A request for a Specific Use Permit for a Licensed Child-Care Center on one lot on 2.7± acres on the north side of Stonebrook Parkway, 600± feet west of Teel Parkway. Zoned Retail. Neighborhood #42. Specific Use Permit Case SUP18-0010. (Development Services AL) **APPROVED 6 - 0**
30. Consider and act upon an adoption of Ordinances to repeal Ordinance No. 12-05-31 consisting of 364.4± acres on northwest and southwest corner of Dallas Parkway and Rockhill Parkway ("Property"), to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended), and to rezone the Property from Planned Development-216-Mixed Use into two separate Planned Developments (Planned Development-216-Mixed Use and Planned Development-Mixed Use). Zoned Planned Development-216-Mixed Use. Neighborhood #53. Zoning Case No. Z18-0011. Tabled 8/28/2018, 9/4/2018, 9/18/2018, 10/2/2018, and 10/16/2018. (Development Services/JH) **APPROVED 6 – 0**
ORDINANCE 18-11-65
ORDINANCE 18-11-66
31. City Council discussion with City Staff concerning any actions required by City Staff as a result of any item on tonight's agenda.
32. Discussion on Governance Monitoring of present City Council Meeting.

ADJOURN – 8:01 PM