



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

**5:00 PM**

**TUESDAY, FEBRUARY 5, 2019**

**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 – 5:24 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	Absent
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; Ryan Pittman, 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; **RECESSED AT 5:26 P.M.**
  - 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 enforcement of parking regulations and requirements in the Frisco Square area, generally located south of Main Street, east of Dallas Parkway, west of John W. Elliott Drive, and north of Page Street.
    - iv. Receive legal advice regarding an agreement restricting access between the City of Frisco and FPC/Vineyards Apartments, Ltd.
  - B. Section 551.072. To deliberate the purchase, exchange, lease, or value of real property located:
    - i. South of Main Street, north of Stonebrook Parkway, east of the DNT, 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 the Municipal Judge Art Maldonado.
  - 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. **RECONVENED AT 7:01 P.M. / NO ACTION**

**INVOCATION**

**PLEDGE OF ALLEGIANCE**



## REPORTS

4. Award of CoServ Capital Credit Check.
5. Financial Services Budget Status Report for December 2018.
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. Library Monthly Activities and Statistical Report.
9. 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 5 - 0**

10. Consider and act upon the approval of Minutes. (CSO/KM)
  - A. Consider and act upon the approval of the January 15, 2019 City Council Work Session Minutes. (CSO/KM)
11. Consider and act upon approval of the attached reimbursement requests presented to the Mayor and Council Members. (CMO/HM)
12. Consider and act upon the ratification of a Letter of Intent between the City of Frisco, Texas and 505 Riverfront, Ltd. regarding possible Development Agreement on the Frisco 45 Property.
13. 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. for the design and preparation of construction documents for the Reuse Pump Station Improvements. (Engineering/AH)



14. Consider and act upon authorizing the City Manager to execute Amendment Number Two (2) to the Professional Services Agreement by and between the City of Frisco and Brown & Gay Engineers, Inc. for the Ohio Drive at Warren Parkway Roundabout project. (Engineering/TN)
15. Consider and act upon award of bid to Mario Sinacola & Sons Excavating, Inc. and authorizing the City Manager to execute a Standard Construction Contract for Panther Creek Parkway Improvements from Preston Road to Alameda Drive (Bid No. 1910-015) and authorizing construction phase contingencies. (Engineering/TN)
16. Consider and act upon authorizing the City Manager to execute a Professional Services Agreement by and between the City of Frisco and KSA Engineers, Inc. for design and preparation of construction documents for Custer Farms Pavement Improvements. (Public Works/ DLC)
17. Consider and act upon authorizing the City Manager to accept and adopt the proposed Public Hike and Bike Trail Easement from the Griffin Parc Residential Association, Inc. adjacent to Teel Parkway. (Public Works/SL)
18. Consider and act upon award of Best Value Bid #1911-025 Street Signs and Blanks to Mandel Metals, Osburn Associates and Centerline Supply. (Administrative Services/DF)
19. Consider and act upon approval authorizing the City Manager or his designee to execute a renewal agreement with Hilltop Securities Asset Management for Investment Advisory Services. (Finance/DF)
20. Consider and act upon approval of a purchase order to August Industries, Inc., for the purchase of a high-pressure breathing air compressor fill station. (Fire/DF)
21. Consider and act upon award of Competitive Sealed Bid #1910-008 Pearson Acres Park to Denco Construction Specialists Corporation and approval authorizing the City Manager to execute an agreement for these services. (Parks & Recreation/DF)
22. Consider and act upon award of Competitive Sealed Bid #1912-026 Frisco Lakes Lift Station No. 1 Rehabilitation to Felix Construction Company and approval authorizing the City Manager to execute an agreement for these services. (Public Works/DF)
23. 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**

24. Public Hearing: A request to repeal Ordinance No. 99-03-12 consisting of 15.7± acres, on the southeast side of FM 423 and Lone Star Ranch Parkway (Property”), and to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended) and to rezone the Property from Retail to Planned Development-Patio Home and to consider to direct Staff to prepare an Ordinance of the same. Zoned Retail. Neighborhood #37. Zoning Case No. Z18-0012. Tabled 1/15/19. (Development Services/AM)  
**CONTINUED UNTIL MARCH 5, 2019 REGULAR CITY COUNCIL MEETING.**
25. Consider and act upon award of Request for Proposal #1808-108 Emergency Kiosks to Zapstand, LLC, and approval authorizing the City Manager to execute an agreement with Zapstand, LLC, for the lease of emergency kiosks in various City parks. (CMO/DF) **APPROVED 5 - 0**
26. Consider and act upon approval of the 2019 Top Ten Priorities from the City Council Winter Work Session. (CMO) **APPROVED 5 - 0**
27. Consider and act upon all actions necessary to call a General Election in the City of Frisco on May 4, 2019. (CSO/KM) **APPROVED 5 - 0**
  - A. Consider and act upon an Ordinance ordering a General Election on May 4, 2019 to be administered by the Collin County Elections Administrator and the Denton County Elections Administrator for the purpose of electing two members of the Frisco City Council (Place 2 and Place 4) to fill expiring terms; designating early voting polling locations and hours, designating filing deadlines; ordering notices of election; and authorizing the Mayor and City Secretary to take all actions necessary to comply with applicable election laws. (CSO/KM) **ORDINANCE 19-02-08**
  - B. Consider and act upon approval of a Joint and Special Election Contract for election services for the City of Frisco/Frisco ISD with the Collin County Elections Administrator. (CSO/KM)
  - C. Consider and act upon approval of a Joint Election Agreement with the Denton County Elections Administrator for election services for the City of Frisco, May 4, 2019 General and Special Election. (CSO/KM)
  - D. Consider and act upon approval of an agreement to hold a Joint Election with Frisco Independent School District (FISD) and Collin College on May 4, 2019. (CSO/KM)



- E. Consider and act upon approval of an agreement to hold a Joint Election with Lewisville Independent School District (LISD) on May 4, 2019.  
(CSO/KM)
28. Consider and act upon adoption of an Ordinance calling a Bond Election to be held in the City of Frisco on May 4, 2019; providing for the conduct and giving notice of the election; and enacting other provisions relating to the subject.  
(Finance/JH) **APPROVED 5 – 0 / ORDINANCE 19-02-09**
29. Consider and act upon adoption of an Ordinance calling a Special Charter Amendment Election to be held in the City of Frisco on May 4, 2019; providing for the conduct and giving notice of the election; and enacting other provisions relating to the subject. (CSO/KM)  
**PROPOSITION #1 APPROVED WITH CHANGES 4 - 1**  
**APPROVED 5 – 0 / ORDINANCE 19-02-10**
30. Consider and act upon the appointment of two (2) City Council members to the Park and Trail Naming Committee for a term of one (1) year, beginning January 1, 2019 and ending December 31, 2019. (P&R/RW)  
**APPROVED 5 – 0**  
**COUNCIL MEMBER TIM NELSON**  
**COUNCIL MEMBER BILL WOODARD**
31. City Council discussion with City Staff concerning any actions required by City Staff as a result of any item on tonight's agenda.
- REGULAR AGENDA ITEM #24 PUBLIC HEARING CONTINUED UNTIL THE MARCH 5, 2019 REGULAR CITY COUNCIL MEETING.**
- REGULAR AGENDA ITEM #25 ZAPSTAND, LLC LEASE VERBIAGE CHANGES.**
- REGULAR AGENDA ITEM #29 PROPOSITION #1 CITY CHARTER VERBIAGE CHANGES.**
32. Discussion on Governance Monitoring of present City Council Meeting.

**ADJOURN – 8:38 P.M.**

