



**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, NOVEMBER 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 – 5:19 P.M.**

**1. ROLL CALL**

Mayor	Jeff Cheney	Present
Mayor Pro-Tem	John Keating	Present (arrived @ 5:20 p.m.)
Deputy Mayor Pro-Tem	Bill Woodard	Present
Council Member	Shona Huffman	Present
Council Member	Will Sowell	Present
Council Member	Tim Nelson	Absent
Council Member	Brian Livingston	Present

Representing Staff: George Purefoy, City Manager; Henry Hill, Deputy City Manager; Nell Lange, Assistant City Manager; Ben Brezina, Assistant City Manager; Jason Cooley, Assistant to the City Manager; Julie Davidson, Assistant 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 5:20 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 possible amendment to Gartner Agreement.
    - ii. Receive legal advice regarding brewpubs and breweries/distilleries.
    - 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, north of Panther Creek Parkway, west of Preston Road, and east of FM 423.
    - ii. South of Warren Parkway, north of SH 121, east of Legacy Drive, and west of Preston Road.
  - C. 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 7:13 P.M. / NO ACTION TAKEN**

## **INVOCATION**

## **PLEDGE OF ALLEGIANCE**

## **PROCLAMATIONS**

4. Oath of Office for the Police Chief
5. Frisco Education Foundation's 20th Anniversary
6. Recognition of Diwali

## **REPORTS**

7. Human Resources Quarterly Report 2019 - July – September.
8. Parks and Recreation Monthly Report regarding park and trail development, facilities, special events, and youth development.
9. Library Monthly Statistical and Activities Report.
10. Public Works and Engineering report on activities related to roadways, traffic control and transportation, stormwater drainage, water and wastewater, and solid waste collection.
11. 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, 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 ITEMS #12 – #35 / 5 – 0**

12. Consider and act upon the approval of minutes. (CSO/KM)
  - A. Consider and act upon the approval of the October 15, 2019 City Council Work Session Meeting Minutes. (CSO/KM)
  - B. Consider and act upon the approval of the October 15, 2019 Regular City Council Meeting Minutes. (CSO/KM)
  - C. Consider and act upon the approval of the October 22, 2019 Special Called City Council Meeting Minutes. (CSO/KM)
13. Consider and act upon authorizing the City Manager to execute Amendment Number Two to the Development Agreement by and between the City of Frisco and Nash Eland, LLC. for the Eland paving, water, and floodplain improvements. (CMO/BB)

14. Consider and act upon authorizing the City Manager to execute a Development Agreement by and between the City of Frisco and Gene McCutchin LTD II. (CMO/BB)
15. Consider and act upon authorizing the City Manager to execute an Annexation Agreement by and between the City of Frisco and VENINGA INVESTMENT COMPANY, A Texas General Partnership, and all of its general partners. (CMO/BB)
16. Consider and approve the attached reimbursement requests presented to the Mayor and Council Members. (CMO/HM)
17. Consider and act upon authorizing the City Manager to execute a Development Agreement by and between the City of Frisco and Nadaar, LTD on 4.1± acres on the east side of Dallas North Tollway, 350± feet north of Technology Drive. (Development Services/AL)
18. Consider and act upon authorizing the City Manager to execute a Development Agreement by and between the City of Frisco and VR Homes, LLC on 1.1± acres on the west side of Carroll Circle, 315± feet south of Main Street. (Development Services/MS)
19. Consider and act upon authorizing the City Manager to execute a Development Agreement by and between the City of Frisco and Newstart Church of the Nazarene - Frisco on one lot on 1.7± acres on the northwest corner of North County Road and First Street. (Development Services/AM)
20. Consider and act upon award of bid to Roadway Solutions, Inc. authorizing the City Manager to execute a Standard Form of Agreement for construction services for installation of roadway lighting on US 380, between Lovers Lane and Custer Road. (Engineering/RC)
21. Consider and act upon award of bid to New World Contracting, LLC and authorizing the City Manager to execute a Standard Construction Contract for Dallas Parkway improvements at Panther Creek Parkway (Bid No. 1907-117) and authorizing construction phase contingencies. (Engineering/MM)
22. Consider and act upon adoption of a Resolution ratifying execution of construction agreements related to repair of storm drainage system on Trail View Lane. (Engineering/PK) **RESOLUTION 19-11-43R**
23. 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 19-11-44R**

24. Consider and act upon authorization to the City Manager to execute Interlocal Cooperative Agreements by and between the City of Frisco and Denton County for the provision of Fire Protection Services and Ambulance Services. (Fire/MP)
25. City Council consider and approve an Ordinance to include the revised Holiday policy and revised Nepotism policy. (Human Resources/LS)  
**ORDINANCE 19-11-91**
26. City Council consider and approve an Ordinance authorizing and allowing a buy-back option for specific employees with the Texas Municipal Retirement System (TMRS). (Human Resources/LS) **ORDINANCE 19-11-92**
27. City Council consideration and approval of a Resolution accepting the Fiscal Year 2019-2020 UASI Sub-Recipient Grant, and authorizing the City Manager to execute the Sub-Recipient Grant Agreement by and between the City of Frisco and the Texas Department of Public Safety. (Police/GW)  
**RESOLUTION 19-11-45R**
28. Consider and act upon approval of a purchase order to Securadyne Systems dba Allied Universal Technology Services for the purchase of Milestone video management software. (Engineering/DF)
29. Consider and act upon approval for the City Manager to execute an interlocal agreement with Town of Prosper for geographic information system services during FY 2020. (IT/DF)
30. Consider and act upon approval authorizing the City Manager to execute Amendment Number One with 720 Design for professional services related to a library building program and space design services for Frisco Public Library. (Library/DF)
31. Consider and act upon rejection of all bids for Competitive Sealed Bid #1903-067 First Street Park Reinvestment. (Parks & Recreation/DF)
32. Consider and act upon approval authorizing the City Manager to execute an agreement with Motorola Systems, Inc. for enhanced data, location on PTT (Push to Talk) and console position additions, and approval of a purchase order for portable radios for FY 2020. (Police/DF)
33. Consider and act upon approval of purchase orders to Waterton Construction Group for the construction, maintenance and repair of screening walls during FY 2020. (Public Works/DF)
34. Consider and act upon approval of a purchase order to Rush Truck Center for the purchase of one (1) combination sewer truck. (Public Works/DF)

35. 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 ITEMS #36 AND #37 / 5 – 0**

36. Consider and act upon adoption of an Ordinance to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended) and to rezone 1.1± acres on the west side of Carroll Circle, 315± feet south of Main Street ("Property"), and to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended) and to rezone the Property from Single Family-7 and Multifamily-15 to Planned Development-Townhome, Zoned Single Family-7, and Multifamily-15. Zoning Case No. Z19-0003. (Development Services/MS) **ORDINANCE 19-11-93**
37. Consider and act upon adoption of an Ordinance for a Specific Use Permit for a Church on one lot on 1.7± acres on the northwest corner of North County Road and First Street. Zoned Single Family-7 with a Specific Use Permit for a Church (S-175) and a Licensed Child-Care Facility (S-229). Neighborhood #11. Zoning Case No. SUP19-0008. (Development Services/AM) **ORDINANCE 19-11-94**

### **REGULAR AGENDA**

38. Public Hearing: A request to grant a Specific Use Permit for a Licensed Child-Care Center on a portion of one lot on 0.7± acre, 500± feet west of Coit Road, 230± ft. north of Lebanon Road and to consider to direct Staff to prepare an ordinance of the same. Zoned Planned Development-19-Commercial-1. Neighborhood #25. Zoning Case No. SUP19-0008. (Development Services/AM) **APPROVED 5 – 0**
39. Consider and act upon a request to amend Ordinance No. 04-03-18 consisting of 4.1± acres on the east side of Dallas North Tollway, 350± feet north of Technology Drive ("Property"), to amend the Zoning Ordinance (Ordinance No.11-04-09, as amended) and to rezone the property from Commercial-1 to Office-2 and to consider to direct Staff to prepare an Ordinance of the same. Zoned Commercial-1. Neighborhood #46. Zoning Case No. Z19-0008. Tabled 10/15/19. (Development Services/AL) **APPROVED 5 – 0**

40. Consider and act upon the repeal of Ordinance No. 06-11-117 and adoption of an Ordinance to provide incentives for restoration and preservation to owners of historically significant properties in the Old Town District. (Financial Services/JH)  
**APPROVED 5 – 0 / ORDINANCE 19-11-95**

41. Consider and provide direction regarding the addition of on-street bike lanes to Town & Country Boulevard west of Legacy Drive. (Engineering/PK)

42. Consider and act upon setting the dates for the Winter Work Session. (CMO)

**WINTER WORK SESSION SCHEDULED FOR JANUARY 31, 2020 AND FEBRUARY 1, 2020.**

**ONLY ONE COUNCIL MEETING SCHEDULED IN DECEMBER.**

43. City Council discussion with City Staff concerning any actions required by City Staff as a result of any item on tonight's agenda.

**REGIONAL TRANSPORTATION COUNCIL APPOINTMENT REQUESTED FOR FUTURE AGENDA.**

44. Discussion on Governance Monitoring of present City Council Meeting.

**ADJOURN – 8:28 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/>.*