



**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 19, 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 – 5:21 P.M.

1. ROLL CALL

Mayor	Jeff Cheney	Present
Mayor Pro-Tem	John Keating	Present
Deputy Mayor Pro-Tem	Bill Woodard	Present
Council Member	Shona Huffman	Present
Council Member	Will Sowell	Present
Council Member	Tim Nelson	Present
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; Kristi Morrow, City Secretary; 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 5:23 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 development agreement and legal issues regarding zoning of 2,160.7 acres for the Fields Estate, generally bound by Preston Road to the east, N. Teel Parkway to the west, Panther Creek Parkway to the south, and US 380 to the north.
 - ii. Receive legal advice regarding House Bill 2439 related to building materials standards.
 - iii. Receive legal advice regarding the Development Agreement between J. Baxter Brinkmann, Frisco Town Center Properties, L.P. and the City of Frisco, and possible development agreement with GRBK Edgewood, LLC for the Park Vista Addition, generally located at the southeast corner of Eldorado Parkway and Coit Road.
 - iv. 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.
 - v. Police Department's crime statistics and response times for the month of October 2019.
 - 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.
 - iii. South of Eldorado Parkway, north of Stonebrook Parkway, west of Preston Road, and east of DNT.
 - 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 6:51 P.M. / NO ACTION TAKEN**

INVOCATION

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

4. Hunger and Homelessness Awareness Week
5. International Fraud Awareness Week
6. Dana Burch Day

REPORTS

7. Police Department's crime statistics and response times for the month of October 2019.
8. Fire Department monthly report on incident responses and educational activities for the month of October 2019.
9. Development Services Activity Monthly Update Report for the month of October 2019.
10. Visit Frisco October 2019 sales and marketing reports and September 2019 metrics report.
11. Council Subcommittee reports for current activities of the Legislative Committee, Governance Committee, Budget and Audit Committee, Frisco Square Management District, 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 – #25 / 6 – 0

12. Consider and act upon the approval of Minutes. (CSO/KM)

- A. Consider and act upon the approval of the November 5, 2019 City Council Work Session Meeting Minutes. (CSO/KM)
- B. Consider and act upon the approval of the November 5, 2019 Regular City Council Meeting Minutes. (CSO/KM)
- 13. Consider and act upon authorizing the City Manager to execute the Newland Grove Development Agreement by and between the City of Frisco and Nash FM 3537, LLC. (CMO/BB)
- 14. Consider and act upon authorizing the City Manager to execute Amendment Number Three to the Development Agreement by and between the City of Frisco and Nash FM 3537, LLC and Gartner 2478, LTD. (CMO/BB)
- 15. Consider and act upon approval authorizing the City Manager to execute Amendment Number One with Zapstand, LLC for the lease of emergency kiosks in various City parks. (CMO/DF)
- 16. Consider and act upon award of Competitive Sealed Bid #2010-008 Dominion Hike and Bike Trail to North Rock Construction, LLC and approval authorizing the City Manager to execute an Agreement for these services. (Parks/BP)
- 17. Review and accept staff report related to review of Multi-family Registration and Inspection Ordinance and Program. (Development Services/PC)
- 18. Consider and act upon authorizing the City Manager to execute Amendment Number One to the Professional Services Agreement by and between the City of Frisco and Walter P. Moore & Associates, Inc. to perform Design and Bid Package Preparation for Lebanon Road (Parkwood Boulevard to Ohio Drive). (Engineering/TN)
- 19. Consider and act upon authorizing the City Manager to execute Amendment Number One to the Professional Services Agreement by and between the City of Frisco and Garver, LLC to perform Design and Bid Package Preparation for Legacy Drive (SH 121 to Warren Parkway). (Engineering/TN)
- 20. 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 Engineering Services, Contract Number 2020-002. (Engineering/MD)
- 21. Consider and act upon a Resolution approving the Program Year 2018 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 (HUD) for approval. (Financial Services/JH) **RESOLUTION 19-11-46R**

22. Consider and act upon a Resolution approving the Regional Assessment of Fair Housing and authorizing the City Manager, or his designee, to forward to the U.S. Department of Housing and Urban Development for approval. (Financial Services/JH) **RESOLUTION 19-11-47R**
23. Consider and act upon award of RFQ #1908-124 Architectural Services for Frisco Public Library to M. Arthur Gensler Jr. & Associates, Inc. and approval authorizing the City Manager to execute an agreement for these services. (Library/DF)
24. Consider and act upon award of best value bid #2010-003 Concrete Joint Sealant Services to Curtco, Inc. and approval authorizing the City Manager to execute an agreement for these services. (Public Works/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 ITEMS #26 – #41 / 6 – 0

26. Consider and act upon repealing Ordinance Nos. 17-05-39 and 16-12-103; adopting the 2018 International Property Maintenance Code with Local Amendments and amending the Frisco Code of Ordinances 06-03-31. (Development Services/GU) **ORDINANCE 19-11-96**
27. Consider and act upon repealing Ordinance No. 16-12-98; adopting the 2018 International Fuel Gas Code with Local Amendments and amending the Frisco Code of Ordinances 06-03-31. (Development Services/GU)
ORDINANCE 19-11-97
28. Consider and act upon repealing Ordinance No. 16-12-101; adopting the 2017 National Electrical Code with Local Amendments and amending the Frisco Code of Ordinances 06-03-31. (Development Services/GU)
ORDINANCE 19-11-98
29. Consider and act upon repealing Ordinance No. 16-12-100; adopting the 2018 International Plumbing Code with Local Amendments and amending the Frisco Code of Ordinances 06-03-31. (Development Services/GU)
ORDINANCE 19-11-99

30. Consider and act upon repealing Ordinance No. 16-12-99; adopting the 2018 International Mechanical Code with Local Amendments and amending the Frisco Code of Ordinances 06-03-31. (Development Services/GU)
ORDINANCE 19-11-100
31. Consider and act upon repealing Ordinance No. 16-12-97; adopting the 2018 International Energy Conservation Code with Local Amendments and amending the Frisco Code of Ordinances 06-03-31. (Development Services/GU)
ORDINANCE 19-11-101
32. Consider and act upon repealing Ordinance Nos. 16-12-102, 17-05-38 and 19-06-43; adopting the 2018 International Residential Code with Local Amendments and amending the Frisco Code of Ordinances 06-03-31. (Development Services/GU) **ORDINANCE 19-11-102**
33. Consider and act upon repealing Ordinance No. 17-11-78; adopting the 2018 International Building Code with Local Amendments and amending the Frisco Code of Ordinances 06-03-31. (Development Services/GU)
ORDINANCE 19-11-103
34. Consider and act upon an Ordinance adopting the 2018 International Swimming Pool and Spa Code with Local Amendments and amending the Frisco Code of Ordinances 06-03-31. (Development Services/GU) **ORDINANCE 19-11-104**
35. Consider and act upon an Ordinance adopting the 2018 International Existing Building Code with Local Amendments and amending the Frisco Code of Ordinances 06-03-31. (Development Services/GU) **ORDINANCE 19-11-105**
36. Consider and act upon repealing Ordinance No. 09-12-69 (Reporting Requirements for Owners of Single-Family Residential Rental Dwelling). (Development Services/PC) **ORDINANCE 19-11-106**
37. Consider and act upon adoption of an Ordinance to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended) and to rezone 16.3± acres from Agricultural to Retail and 641.0± acres from Agricultural, Single Family-10, and Single Family-8.5 to Office-2 on the east side of Teel Parkway, 1,370± feet south of US 380. Zoned Agricultural, Single Family-10, and Single Family-8.5. Zoning Case No. Z19-0014. (Development Services/MS) **ORDINANCE 19-11-107**
38. Consider and act upon adoption of Ordinances to repeal Ordinance No. 18-10-62, consisting of 154.1± acres on the southwest corner of Custer Road and Main Street ("Property"), to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended) and to rezone the Property from Single Family-8.5, Multifamily-15, and Retail to Planned Development-Patio Home/Townhome; Planned Development-Multifamily; and Planned Development-Retail. Zoned Single Family-8.5,

Multifamily-15, and Retail. Neighborhood #16. Zoning Case No. Z19-0010.
(Development Services/JH)

ORDINANCES 19-11-108 / 19-11-109 / 19-11-110

39. Consider and act upon adoption of an Ordinance repealing Ordinance No. 17-11-75; adopting the 2016 Edition of the National Fire Protection Association Standard Number 13R (Installation of Sprinkler Systems in Low Rise Residential Occupancies), save and except the deletions and additions set forth in the Ordinance; and prescribing regulations governing the installation of sprinkler systems. (FIRE/MP) **ORDINANCE 19-11-111**
40. Consider and act upon adoption of an Ordinance repealing Ordinance No. 17-11-76; adopting the 2016 Edition of the National Fire Protection Association Standard No. 13 (Installation of Sprinkler Systems), save and except the deletions and additions set forth in the Ordinance; and prescribing regulations governing the installation of sprinkler systems. (FIRE/MP)
ORDINANCE 19-11-112
41. Consider and act upon adoption of an Ordinance repealing Ordinance No. 17-11-77; adopting the 2018 Edition of the International Fire Code, including Appendices A through N, save and except the deletions and additions set forth in the Ordinance; prescribing additional regulations governing conditions hazardous to life and property from fire, hazardous materials and explosion; and regulating oil and gas drilling. (FIRE/MP) **ORDINANCE 19-11-113**

REGULAR AGENDA

42. Public Hearing: A request to rezone 3.1± acres on the southeast corner of Frisco Street and Eldorado Parkway from Industrial to Retail and to consider to direct Staff to prepare an Ordinance of the same. Zoned Industrial. Neighborhood #46. Zoning Case No. Z19-0013. Tabled 10/1/19. (Development Services/AL)
APPROVED 5 – 1
43. Consider and act upon a Resolution authorizing an 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 6 – 0 / RESOLUTION 19-11-48R**
44. Consider and act upon a Resolution to cast a ballot electing a member to the Collin Central Appraisal District Board of Directors for a term of two (2) years beginning January 1, 2020. (CSO/KM)
APPROVED 6 – 0 / RESOLUTION 19-11-49R

COUNCIL VOTED FOR RON CARLISLE

45. Consider and act upon a Resolution to cast a ballot electing a member to the Denton Central Appraisal District Board of Directors for a term of two (2) years beginning January 1, 2020. (CSO/KM)
APPROVED 6 – 0 / RESOLUTION 19-11-50R

COUNCIL VOTED FOR DAVID TERRE

46. Consider and act upon appointment of a Council Member to the Regional Transportation Council. (CSO/KM) **APPROVED 6 – 0**

COUNCIL APPOINTED MAYOR PRO-TEM JOHN KEATING

CITY COUNCIL RECESSED INTO CLOSED SESSION AT 8:11 P.M., IN COMPLIANCE WITH SECTION 551.071 ET. SEQ. TEXAS GOVERNMENT CODE, TO WIT.

CITY COUNCIL RECONVENED INTO REGULAR SESSION AT 10:27 P.M. / NO ACTION TAKEN

47. City Council discussion with City Staff concerning any actions required by City Staff as a result of any item on tonight's agenda.
48. Discussion on Governance Monitoring of present City Council Meeting.

ADJOURN – 10:28 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/>.*