



**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, APRIL 7, 2020

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. More descriptive and complete minutes will be posted as soon as they are available. Please remember that this Action Summary is **ONLY** a draft. The final minutes are typically scheduled to be approved at the next regularly scheduled City Council Meeting.*

CALL TO ORDER – 5:00 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; Kristi Morrow, City Secretary; 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 5:05 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 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.
 - ii. Receive legal advice regarding Amendment Number Two with Zapstand, LLC for the lease of emergency kiosks in various City parks.
 - iii. Receive legal advice regarding an Ordinance amending Ordinance Number 2020-03-13, which continued, renewed, and extended among other matters the Amended Declaration of Local Disaster for Public Health Emergency issued by the Mayor on March 19, 2020, and any other declarations or amendments thereto.
 - B. Section 551.072. To deliberate the purchase, exchange, lease, or value of real property located:
 - i. South of US 380, east of FM 423, west of Coit Road, and north of Panther Creek 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.
 - 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 6:38 P.M. / NO ACTION TAKEN**

INVOCATION

PLEDGE OF ALLEGIANCE

REPORTS

4. Public Works and Engineering report on activities related to roadways, traffic control and transportation, stormwater drainage, water and wastewater, and solid waste collection.
5. Parks & Recreation report on activities related to arts, culture, events, park development and operations, natural resources, and recreation services.
6. Library Monthly Activities and Statistical Report.
7. 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 #8 – #15 / 6 – 0

8. Consider and act upon the approval of Minutes. (CSO/KM)
 - A. Consider and act upon the approval of the March 17, 2020 City Council Work Session Meeting Minutes. (CSO/KM)
 - B. Consider and act upon the approval of the March 17, 2020 Regular City Council Meeting Minutes. (CSO/KM)
 - C. Consider and act upon the approval of the March 20, 2020 Special Called City Council Meeting Minutes. (CSO/KM)
 - D. Consider and act upon the approval of the March 27, 2020 Special Called City Council Meeting Minutes. (CSO/KM)
9. Consider and act upon authorizing the City Manager to execute a Development Agreement by and between the City of Frisco and Panther Ridge Venture LLC

located on 3.3± acres located on the northwest corner of Hillcrest Road and Panther Creek Parkway. Neighborhood #4. (Development Services/AL)

10. Consider and act upon award of bid to Tiseo Paving Company and authorizing the City Manager to execute a Standard Construction Contract for Rockhill Parkway Phase 2 from North Teel Parkway to West of Legacy Drive (Bid No. 1909-134) and authorizing construction phase contingencies. (Engineering/TN)
11. Consider and act upon approval of a Resolution supporting an application to the North Central Texas Council of Governments (NCTCOG) 2020 Transportation Alternatives Call for Projects for North Central Texas. (DW/Engineering)
RESOLUTION 2020-04-21R
12. Consider and act upon authorizing the City Manager to execute Change Order Number 1 to the Standard Construction Contract by and between the City of Frisco and New World Contracting, LLC for construction services for Dallas Parkway improvements at Panther Creek Parkway. (Engineering/MM)
13. Consider and act upon approval authorizing the City Manager to execute a Settlement and Mutual Release Agreement with Leticia Huerta Studio, LLC related to an art agreement. (Parks & Recreation/DF)
14. Consider and act upon approval of purchase orders to Cla-Val Company for water pump control valve and transfer valve parts during FY 2020. (Public Works/DF)
15. 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 #16 – #18 / 6 – 0

16. Consider and act upon approval of Ordinances to amend Ordinance No. 15-07-41 consisting of 413.0± acres at the northwest and southwest corners of Legacy Drive and Stonebrook Parkway ("Property"), to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended) and to rezone the Property as Single Family-7 with a Specific Use Permit for a Church (Tract 1) and Planned Development-Single Family-10/Single Family-8.5/Single Family-7/Patio Home

(Tract 2). Zoned Planned Development-245-Single Family-10/Single Family-8.5/Single Family-7/Patio Home with a Specific Use Permit (S-255) for a Church and a Specific Use Permit (S-266) for a Licensed Child-Care Center. Neighborhood #41. Zoning Case No. Z19-0021. (Development Services/BS)
ORDINANCE 2020-04-15 / ORDINANCE 2020-04-16

17. Consider and act upon approval of four (4) Ordinances to repeal Ordinance No. 05-10-87 consisting of two remaining tracts of land on 29.5± acres located at the northwest and southwest corners of Legacy Drive and Cotton Gin Road (Tract 1) and on the east side of Legacy Drive, south of Mission Avenue, west of Legacy Drive, and north of Citation Court (Tract 2), to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended), and to rezone Tract 1 to Office-1 (Subarea 1) and Planned Development-Retail (Subarea 2) and Tract 2 to Single Family-7 (Subarea 3) and Agricultural (Subarea 4) from Planned Development-40-Office-2 / Commercial-1 / Commercial - 2 / Retail / Industrial. Zoned Planned Development – 40 – Office – 2 / Commercial – 1 / Commercial – 2 / Retail / Industrial. Neighborhood #41. Zoning Case No. Z19-0022. (Development Services/BS)
**ORDINANCE 2020-04-17 / ORDINANCE 2020-04-18 /
ORDINANCE 2020-04-19 / ORDINANCE 2020-04-20**

18. Consider and act upon the adoption of an Ordinance to repeal Ordinance No. 16-05-38 and grant a Specific Use Permit for a Church on one lot on 18.8± acres on the west side of Legacy Drive, 690± feet north of Stonebrook Parkway. Proposed Zoning - Single Family-7 with a Specific Use Permit for a Church. Neighborhood #41. Zoning Case No. SUP19-0023. (Development Services/BS)
ORDINANCE 2020-04-21

REGULAR AGENDA

19. Public Hearing: A request to rezone 12.2± acres from Planned Development-219-Mixed Use to Planned Development-Retail on the northwest corner of Preston Road and Main Street, and to consider to direct Staff to prepare an Ordinance of the same. Zoned Planned Development-219-Mixed Use. Neighborhood #11. Zoning Case No. Z19-0023. (Development Services/JH) **APPROVED 6 – 0**
20. Public Hearing: A request to amend Zoning Ordinance, Section 3.02, Use Chart; 3.02.01, Conditional Development Standards; 4.04.08, Parking Requirements Based on Use; and 7.01, Definitions to allow for the uses of breweries, distilleries, and wineries, and to consider to direct Staff to prepare an Ordinance of the same. Zoning Case No. ZA20-0001. (Development Services/AS) **APPROVED 6 – 0**
21. Public Hearing: A request to repeal Ordinance No. 03-04-26 consisting of 185.0± acres on the south side of Panther Creek Parkway and on the east and west sides of Teel Parkway ("Property"), to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended) and to rezone the Property as Planned Development-Single

Family-12.5/Single Family-8.5/Patio Home (west of Teel Parkway) and Planned Development-Single Family-16/Single Family-10/Single Family-8.5/Single Family-7/Patio Home (east of Teel Parkway) and to add standards for open space amenities and additional Patio Home lots within a current Homeowner's Association lot and to consider to direct Staff to prepare Ordinances of the same. Zoned Planned Development-175-Single Family-16/Single Family-12.5/Single Family-10/ Single Family-8.5 / Single Family-7 / Patio Home/Townhome. Neighborhood #48. Zoning Case No. Z19-0012. TABLED 03/03/2020. (Development Services/AS) **TABLED ITEM #21 UNTIL THE JUNE 16, 2020 REGULAR CITY COUNCIL MEETING / 6 – 0**

22. Consider and act upon approval authorizing the City Manager to execute Amendment Number Two with Zapstand, LLC for the lease of emergency kiosks in various City parks. (CMO/DF) **APPROVED 6 – 0**
23. Consider and act upon the adoption of an Ordinance amending Ordinance Number 2020-03-13, which continued, renewed, and extended among other matters the Amended Declaration of Local Disaster for Public Health Emergency issued by the Mayor on March 19, 2020, and any other declarations or amendments thereto. **APPROVED 6 – 0 / ORDINANCE 2020-04-22**
24. City Council discussion with City Staff concerning any actions required by City Staff as a result of any item on tonight's agenda.

ITEM #21 WAS TABLED UNTIL THE JUNE 16, 2020 REGULAR CITY COUNCIL MEETING.

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

ADJOURN – 8:03P.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/>.