



**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, JANUARY 5, 2021

ACTION SUMMARY

*The Action Summary is intended to inform the public of City Council actions taken and/or voting results on agenda 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 Draft 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	Will Sowell	Present
Deputy Mayor Pro-Tem	Shona Huffman	Present
Council Member	John Keating	Present
Council Member	Bill Woodard	Present
Council Member	Tim Nelson	Present
Council Member	Brian Livingston	Present
Council Member	Dan Stricklin	Present

Representing Staff: George Purefoy, City Manager; Henry Hill, Deputy 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 5:02 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 code enforcement, dedication of right of way, and development-related issues on property generally located south of US Highway 380, west of Coit Road, north of PGA Parkway, and east of Preston Road.
 - ii. Receive report from City Attorney regarding Complaint against Jeff Cheney, John Keating, Brian Livingston, and Dan Stricklin filed by Martin Woodward on December 14, 2020.
 - iii. Receive legal advice regarding possible development agreement relating to public infrastructure on property generally located south of US Highway 380, east of Teel Parkway, north of Panther Creek Parkway, and west of Preston Road.
 - iv. Receive legal advice regarding emergency management.
 - B. Section 551.072. To deliberate the purchase, exchange, lease, or value of real property located:
 - i. East of FM 423, south of US 380, west of DNT, 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 Municipal Court Judge Art Maldonado.
 - ii. Receive report from City Attorney regarding Complaint against Jeff Cheney, John Keating, Brian Livingston, and Dan Stricklin filed by Martin Woodward on December 14, 2020.
 - D. Section 551.087. Deliberation regarding commercial or financial information that the City has received from a business prospect or to deliberate the offer of a financial or other incentive to a business prospect.
3. Reconvene into Regular Session and take any action necessary as a result of the Closed Session. **RECONVENED AT 6:34 P.M. / NO ACTION TAKEN**

INVOCATION

PLEDGE OF ALLEGIANCE

INDIVIDUAL ITEMS

4. Recognition of Service for Council Member Tim Nelson.
5. Recess for Reception.
6. Reconvene in Regular Session.
7. Issuance of the Statement of Elected Officer, Oath of Office, and Certificate of Election to Dan Stricklin, City Council Place 5. (CSO/KM)

REPORTS

8. Parks & Recreation report on activities related to arts, culture, events, park development and operations, natural resources, and recreation services.
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. Library Report for January 2021.
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 – #30 / 6 – 0

12. Consider and act upon the approval of Minutes. (CSO/KM)
 - A. Consider and act upon the approval of the December 1, 2020 City Council Work Session Meeting Minutes. (CSO/KM)

- B. Consider and act upon the approval of the December 1, 2020 Regular City Council Meeting Minutes. (CSO/KM)
 - C. Consider and act upon the approval of the December 17, 2020 Special Called City Council Meeting Minutes. (CSO/KM)
13. Consider and act upon the adoption of an Ordinance amending Ordinance Number 2020-11-73, which continued, renewed, and extended the Amended Declaration of Local Disaster for Public Health Emergency issued by the Mayor on March 19, 2020, and prescribed orders to help abate the COVID-19 public health emergency, and any other declarations or amendments thereto. (CMO)
ORDINANCE 2021-01-01
 14. Consider and act upon ratification of Amendment Number Three to the Master Development Agreement by and between the City of Frisco and the University of North Texas. (CMO/BB)
 15. Consider and act upon authorizing the City Manager to execute a Development Agreement by and between the City of Frisco and First Texas Homes, Inc. for the construction of PGA Parkway from Preston Road to Coit Road. (CMO/MD)
 16. 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 Kimley-Horn & Associates, Inc. to perform Design and Bid Package Preparation for Downtown Street Improvements and Plaza – Phase 1. (Engineering/MM)
 17. Consider and act upon authorizing the City Manager to execute an Interlocal Agreement by and between the City of Frisco and Collin County to provide project funding for the construction of Parvin Branch Hike and Bike Trail. (Engineering/RS)
 18. Consider and act upon authorizing the City Manager to execute a Tender and Release Agreement by and between the City of Frisco and Philadelphia Indemnity Insurance Company for the completion of Pearson Acres Park. (Engineering/RS)
 19. Consider and act upon authorizing the City Manager to execute a Master Agreement by and between the City of Frisco and Dunaway for On-Call Traffic Engineering Services, Contract 2021-002. (Engineering/BM)
 20. Consider and act upon approval and ratification of the First Amendment to CDBG-CV Funding Agreement between the City of Frisco and Frisco Family Services. (Financial Services/JH)

21. Consider and act upon approval of an application for a grant between the State of Texas, acting by and through the Texas Department of Transportation and the City of Frisco for the 2022 Selective Traffic Enforcement Program (STEP) grant and authorizing application for the grant by the City Manager or his designee. The grant period is 10/01/2021 to 09/30/2022. (Police/GW)
22. Consider and act upon authorizing the City Manager to execute a Master Agreement by and between the City of Frisco and Jones & Carter, Inc. for On-Call Professional Engineering Services, Contract Number 2021-001. (Public Works/PH)
23. Consider and act upon award of Best Value Bid #2110-008 Electrical Services to Russell Madden and Boyd Electric. (Administrative Services/DF)
24. Consider and act upon award of Best Value Bid #2110-009 Plumbing Services to Able Sheet Metal & AC, Bernhard MCC, and Crawford Services. (Administrative Services/DF)
25. Consider and act upon award of Competitive Sealed Bid #2111-020 Traffic Signal Communication Equipment to Johnston Technical Services, Inc. (Engineering/DF)
26. Consider and act upon award of Competitive Sealed Bid #2111-023 Traffic Signal Switch Equipment to Netsync Network Solutions. (Engineering/DF)
27. Consider and act upon approval of a purchase order to CDW Government, LLC for the purchase of mobile data computers for the Frisco Fire Department. (Fire/DF)
28. Consider and act upon approval of purchase orders to Lone Star Products & Equipment, LLC for Police Department vehicle equipment and make ready services. (Police/DF)
29. Consider and act upon approval of a purchase order to GT Distributors, Inc. for Police Department training and duty ammunition during FY 2021. (Police/DF)
30. Consider and act upon award of Best Value Bid #2110-014 Sidewalk Repairs to RBR Infrastructure & Road, LLC. (Public Works/DF)

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 #31 – #36 / 6 – 0

31. Consider and act upon adoption of an Ordinance amending a portion of Ordinance No. 85-12-01 consisting of 15.1± acres on the north side of Panther Creek Parkway, 950± feet east of Preston Road (“Property”), to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended) and to rezone the property from Single Family-8.5, Single Family-7, Patio Home and Multifamily-15 to Single Family-8.5 and Single Family-7. Zoned Single Family-8.5, Single Family-7, Patio Home and Multifamily-15. Neighborhood #4. Zoning Case No. Z20-0009. (Development Services/AS) **ORDINANCE 2021-01-02**
32. Consider and act upon adoption of an Ordinance amending Ordinance No. 05-08-67.1 consisting of 39.5± acres on the south side of Rolater Road, 1,670± feet east of Preston Road (“Property”), to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended) and to rezone the property from Planned Development-Multifamily-19/Townhome to Planned Development-Patio Home. Zoned Planned Development-38-Multifamily-19/Townhome. Neighborhood #24. Zoning Case No. Z20-0011. (Development Services/AS) **ORDINANCE 2021-01-03**
33. Consider and act upon adoption of an Ordinance repealing Ordinance No. 83-02-05 consisting of 66.2± acres on the west side of Hillcrest Road, 125± feet north of Brandenburg Drive (“Property”), to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended) and to rezone the property from Single Family-7 and Planned Development-54-Two Family/Townhome to Patio Home and Single Family-7. Zoned Single Family-7 and Planned Development-54-Two Family/Townhome. Neighborhood #19. Zoning Case No. Z20-0012. (Development Services/AS) **ORDINANCE 2021-01-04**
34. Consider and act upon adoption of an Ordinance repealing Planned Development-198 and amending a portion of Ordinance No. 85-01-10 consisting of 105.0± acres on the north side of PGA Parkway, 1,350± feet east of Preston Road (“Property”), to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended) and to rezone the property from Planned Development-198-Multifamily-19/Townhome and Townhome to Single Family-7, Patio Home, and Multifamily-19. Zoned Planned Development-198-Multifamily-19/Townhome and Townhome. Neighborhood #2. Zoning Case No. Z20-0013. (Development Services/AS) **ORDINANCE 2021-01-05**
35. Consider and act upon adoption of an Ordinance repealing Ordinance No. 06-08-89 consisting of 323.0± acres on the southeast corner of Hillcrest Road and PGA Parkway (“Property”), to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended) and to rezone the property from Planned Development-204-Retail/Townhome/Patio Home/Single Family-7/Single Family-8.5/Single Family-10 to Planned Development-Retail/Patio Home/Single Family-7/Single Family-8.5/Single Family-10. Zoned Planned Development 204-Retail/Townhome/Patio Home/Single Family-7/Single Family-8.5/Single Family-10. Neighborhood #5. Zoning Case No. Z20-0014. (Development Services/AS)

ORDINANCE 2021-01-06

36. Consider and act upon adoption of an Ordinance repealing Ordinance No. 16-05-38 (S-255) and Ordinance No. 2020-04-19 (S-287) for a Church and to grant a request for a Specific Use Permit for a Church on one lot on 18.8± acres on the west side of Legacy Road and 690± feet north of Stonebrook Parkway. Zoned Single Family-7 with a Specific Use Permit for a Church (S-255 and 287). Neighborhood #40. Specific Use Case No. SUP20-0015. (Development Services/DS) **ORDINANCE 2021-01-07**

REGULAR AGENDA

37. Public Hearing: A request to repeal Ordinance No. 18-08-39 consisting of 73.9± acres on the southeast corner of Coit Road and Eldorado Parkway ("Property"), and to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended) to update the City park layout shown on Exhibit G-3, and to consider to direct Staff to prepare an Ordinance of the same. Zoned Planned Development-267-Patio Home/Townhome. Neighborhood #14. Zoning Case No. Z20-0008. (Development Services/AS) **APPROVED 6 – 0**
38. Public Hearing: A request to rezone 5.1± acres on the west side of Preston Road, 990± feet south of PGA Parkway from Agricultural to Industrial, to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended), and to consider to direct Staff to prepare an Ordinance of the same. Zoned Agricultural. Neighborhood #3. Zoning Case No. Z20-0016. (Development Services/JH) **APPROVED 6 – 0**
39. Consider and act upon authorizing the City Manager to execute a Letter of Agreement by and between the City of Frisco and Cypress Creek Frisco Homeowner Association, Inc. to reconstruct the Cypress Creek monument sign at the corner of Coit Road and Lyndhurst Drive. (Tabled 11/2/20 and 11/17/20) (Engineering/MM) **APPROVED 5 – 0 / WILL SOWELL RECUSED HIMSELF**
40. Consider and act upon appointment of a City Council member to the Governance Committee, Frisco Veterans Advisory Committee, and North Central Texas Council of Governments Emergency Preparedness Committee to fill vacancies created by Council Member Tim Nelson. (CSO/KM) **APPROVED 6 – 0**

GOVERNANCE COMMITTEE: JOHN KEATING

FRISCO VETERANS ADVISORY COMMITTEE: DAN STRICKLIN

NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS EMERGENCY

PREPAREDNESS COMMITTEE: SHONA HUFFMAN

41. Consider and act upon the appointment of two (2) City Council Members to the Frisco Park and Trail Naming Committee for a term of five (5) months, beginning

January 1, 2021 and ending May 31, 2021. (P&R/RW) **BILL WOODARD / DAN STRICKLIN / APPROVED 6 – 0**

42. Consider and act upon the resignation of Christopher King, from Place 7 on the Social Services and Housing Board. (CSO/KM) **APPROVED 6 – 0**
43. Consider and act upon the appointment of one individual on the Social Services and Housing Board to fill an unexpired term for Place 7 that ends on September 30, 2021. **TABLED ITEM #43 UNTIL THE JANUARY 19, 2021 REGULAR CITY COUNCIL MEETING / 6 – 0**
44. Receive report from City Attorney regarding Complaint against Jeff Cheney, John Keating, Brian Livingston, and Dan Stricklin filed by Martin Woodward on December 14, 2020. **MOTION TO DISMISS / APPROVED 3 – 0 (SHONA HUFFMAN / BILL WOODARD / WILL SOWELL)**

Recess into Closed Session in compliance with Section 551.071 et. seq. Texas Government Code. **RECESSED AT 8:38 P.M.**

Reconvene into Regular Session and take any action necessary as a result of the Closed Session. **RECONVENED AT 10:10 P.M. / NO ACTION TAKEN**

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

ITEMS #43 WAS TABLED UNTIL THE JANUARY 19, 2021 REGULAR CITY COUNCIL MEETING.

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

ADJOURN – 10:12 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/>.