



**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, JULY 6, 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 – 5:01 P.M.**

1. ROLL CALL

Mayor	Jeff Cheney	Present
Mayor Pro-Tem	Bill Woodard	Present
Deputy Mayor Pro-Tem	Brian Livingston	Present
Council Member	John Keating	Present (arrived @ 5:06 p.m.)
Council Member	Shona Huffman	Present
Council Member	Angelia Pelham	Present
Council Member	Dan Stricklin	Present

Representing Staff: George Purefoy, City Manager; Henry Hill, Deputy City Manager; Ron Patterson, Deputy City Manager; Ben Brezina, Assistant City Manager; Kristi Morrow, City Secretary; Richard Abernathy, City Attorney; City 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 5:03 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 zoning and development of property generally located south of Main Street, east of Legacy Drive, north of Cotton Gin Road, and west of Dallas Parkway.
    - ii. Receive legal advice regarding possible amendment to the Master Development Agreement by and between the City of Frisco and Omni PGA Frisco Resort, LLC, et al (Frisco EDC, Frisco CDC, FISC, and the Professional Golfers Association of America "PGA" are the parties to the MDA).
    - iii. Receive legal advice regarding request of Verizon to place equipment in residential areas.
    - iv. Receive report from City Attorney regarding Complaint against a City Official filed by Sarah Rouse on June 15, 2021.
    - v. Receive report from City Attorney regarding Complaints against a City Official filed by Sarah Rouse on June 14, 2021 and June 15, 2021.
  - B. Section 551.072. To deliberate the purchase, exchange, lease, or value of real property located:
    - i. South of Warren Parkway, north of SH 121, east of Legacy Drive, and west of Preston Road.
    - ii. North of Main Street, east of Legacy Drive, west of Preston Road, and south of Eldorado 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. Receive report from City Attorney regarding Complaint against a City Official filed by Sarah Rouse on June 15, 2021.
    - ii. Receive report from City Attorney regarding Complaints against a City Official filed by Sarah Rouse on June 14, 2021 and June 15, 2021.

- 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 8:16 P.M. / NO ACTION TAKEN**

### **INVOCATION**

### **PLEDGE OF ALLEGIANCE**

### **PROCLAMATIONS**

4. 16th Anniversary of Frisco's First Podcast
5. Gold Star Families Memorial Monument Day
6. Recognition for the Veterans Memorial Project
7. Recognition for Nathan Naylor - 20 Years of Service, Frisco Fire Department

### **REPORTS**

8. Library Report on monthly statistics and activities.
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. Parks & Recreation report on activities related to arts, culture, events, park development and operations, natural resources, and recreation services.
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 – #27 / 6 – 0**

12. Consider and act upon the approval of Minutes. (CSO/KM)
  - A. Consider and act upon the approval of the June 14, 2021 Special Called City Council Meeting Minutes. (CSO/KM)
  - B. Consider and act upon the approval of the June 15, 2021 Regular City Council Meeting Minutes. (CSO/KM)
  - C. Consider and act upon the approval of the June 22, 2021 Special Called City Council Meeting Minutes. (CSO/KM)
13. Consider and act upon adoption of the amended Impact Fee Ordinance. (Engineering/JG) **ORDINANCE 2021-07-45**
14. Consider and act upon an Ordinance to include the revised Computer Password policy. (Human Resources/LS) **ORDINANCE 2021-07-46**
15. Consider and act upon a Resolution adopting Rules of Procedures for the Board of Adjustment. (Development Services/PC) **RESOLUTION 2021-07-32R**
16. Consider and act upon authorizing the City Manager to execute a Development Agreement by and between the City of Frisco and NASH FM 3537 LLC on 35.0± acres on the southeast corner of Independence Parkway and Main Street. (Development Services/JH)
17. Consider and act upon a Resolution approving the submission of a grant application to the U.S. Department of Justice, Office of Justice Programs, National Institute of Justice, Paul Coverdell Forensic Science Improvement Grants Program by the City Manager, or his designee. The funding period for this grant is from October 1, 2021 - September 30, 2023. This application is for the purchase of forensic investigative equipment, training, and ASCLD accreditation. (PD/GW) **RESOLUTION 2021-07-33R**
18. Consider and act upon award of bid to J.C. Commercial, Inc. and authorizing the City Manager to execute a Standard Construction Contract for Jimmy & Clara Jones Park (CSB. 2103-059) and authorizing construction phase contingencies. (Engineering/BP)
19. Consider and act upon award of bid to SRH Landscapes LLC and authorizing the City Manager to execute a Standard Construction Contract for Median Landscape Enhancements (CSB. 2101-046) and authorizing construction phase contingencies. (Engineering/BP)
20. Consider and act upon award of bid to KEC Retaining Walls and Construction, Inc. and authorizing the City Manager to execute a Standard Construction Contract for Cottonwood Branch Streambank Stabilization - Teel Parkway to

- Legacy Drive (Bid No. 2103-057) and authorizing construction phase contingencies. (Engineering/TT)
21. Consider and act upon approval of a purchase order to Tech Logic for the purchase of an automated materials handler RFID system for the Frisco Public Library construction project. (Library/DF)
  22. Consider and act upon approval of a purchase order increase to Brodart Co. for print materials for youth collections during FY 2021. (Library/DF)
  23. Consider and act upon award of Best Value Bid #2104-062 Water, Sewer, and Meter Parts to Apsco Supply and Ferguson Waterworks. (Public Works/DF)
  24. Consider and act upon approval authorizing the City Manager to execute a task order with Tetra Tech, Inc. for FEMA public assistance services related to the Frisco vaccine clinic. (Financial Services/DF)
  25. Consider and act upon ratification of a purchase order to United Mechanical for Police Department server room HVAC upgrades. (Administrative Services/DF)
  26. Consider and act upon ratification of a proposal from Trane U.S., Inc. for Police Department chiller two repair and refurbishment. (Administrative Services/DF)
  27. 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 and 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 #28 – #30 / 6 – 0**

28. Consider and act upon adoption of an Ordinance to amend the Zoning Ordinance Subsection 4.06 Accessory Structure Standards and Section 7 Definitions to provide standards related commercial accessory structures. Zoning Case No. ZA20-0009. (Development Services/AS) **ORDINANCE 2021-07-47**
29. Consider and act upon adoption of an Ordinance to rezone 11.2± acres on the south side of Main Street, 550± feet west of Portola Drive from Agricultural to Single Family-7, and to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended). Zoned Agricultural. Neighborhood #18. Zoning Case No. Z21-0009. (Development Services/JH) **ORDINANCE 2021-07-48**

30. Consider and act upon an amendment to Ordinance 2020-07-37 to establish new and modified Reduced Speed School Zones on identified streets within the City of Frisco (Engineering/JF) **ORDINANCE 2021-07-49**

**REGULAR AGENDA**

31. Public Hearing: A request to rezone 35.0± acres on the southeast corner of Independence Parkway and Main Street (“Property”) from Retail and Single Family-8.5 to Single Family-7, 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 Retail and Single Family-8.5. Neighborhood #16. Zoning Case No. Z21-0011. Applicant: Kimley-Horn and Associates. (Development Services/JH) **APPROVED 6 – 0**
32. Consider and act upon Complaints against a City Official filed by Sarah Rouse on June 14, 2021 and June 15, 2021 and a majority of City Council members not implicated by the Complaint may dismiss for procedural reasons or dismiss for failure to state a complaint or refer for an investigation and possible hearing and designate an investigator, if necessary, all as authorized by the Ethics Ordinance. (Legal/RA) **INSUFFICIENT EVIDENCE TO MOVE FORWARD / 5 – 0**
33. Consider and act upon Complaint against a City Official filed by Sarah Rouse on June 15, 2021 and a majority of City Council members not implicated by the Complaint may dismiss for procedural reasons or dismiss for failure to state a complaint or refer for an investigation and possible hearing and designate an investigator, if necessary, all as authorized by the Ethics Ordinance. (Legal/RA) **INSUFFICIENT EVIDENCE TO MOVE FORWARD / 5 – 0**
34. City Council discussion with City Staff concerning any actions required by City Staff as a result of any item on tonight's agenda.

**MAYOR CHENEY REQUESTED THE GOVERNANCE COMMITTEE REVIEW THE ETHICS POLICY IN AUGUST.**

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

**ADJOURN – 9:21 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/>.*