



**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, MAY 19, 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 – 5:01 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; 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 emergency management.
 - ii. Receive legal advice regarding Specific Use Permit application on property generally located south of Meadow Hill Drive, west of Preston Road, north of Main Street, and east of North County Road.
 - iii. Receive legal advice regarding Modani Frisco LLC v. City of Frisco, Texas, Cause No. 429-0552-2019 pending in the 429th District Court of Collin County, Texas.
 - 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. Receive legal advice regarding the adoption of an Ordinance amending Ordinance Number 2020-05-27, 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.
 - vi. Receive legal advice regarding the nomination and election of Mayor Pro-Tem.
 - vii. Receive legal advice regarding the nomination and election of Deputy Mayor Pro-Tem.
 - 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. 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.
 - ii. Discussion regarding the nomination and election of Mayor Pro-Tem.
 - iii. Receive legal advice regarding the nomination and election of Deputy Mayor Pro-Tem.
- 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 6:52 P.M. / NO ACTION TAKEN**

INDIVIDUAL ITEMS

4. Consider and act upon the nomination and election of Mayor Pro-Tem. (CSO/KM)
COUNCIL MEMBER WILL SOWELL WAS NOMINATED AND ELECTED AS MAYOR PRO-TEM / APPROVED 6 – 0
5. Consider and act upon the nomination and election of Deputy Mayor Pro-Tem. (CSO/KM)
COUNCIL MEMBER SHONA HUFFMAN WAS NOMINATED AND ELECTED AS DEPUTY MAYOR PRO-TEM / APPROVED 6 – 0

INVOCATION

PLEDGE OF ALLEGIANCE

REPORTS

6. Police Department's crime statistics and response times for the month of April 2020.
7. Fire Department monthly report on incident responses and educational activities for the month of April 2020.
8. Financial Services April 2020 Budget Status Report.
9. Development Services Activity monthly update report for the month of April 2020.
10. Visit Frisco April sales and marketing report and March 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 – #31 / 6 – 0

12. Consider and act upon the approval of Minutes. (CSO/KM)
 - A. Consider and act upon the approval of the May 5, 2020 City Council Work Session Meeting Minutes. (CSO/KM)
 - B. Consider and act upon the approval of the May 5, 2020 Regular City Council Meeting Minutes. (CSO/KM)
13. Consider and act upon approval of an Ordinance amending Ordinance 06-03-31, Chapter 2, Article I, authorizing the usage of electronic signatures for City documents. (CSO/KM) **ORDINANCE 2020-05-28**
14. Consider and act upon authorizing the City Manager to execute a Development Agreement by and between the City of Frisco and Preston/Main LP located on 8.6± acres generally at the northwest corner of Preston Road and Main Street. Neighborhood #11. (Development Services/JH)
15. Consider and act upon authorizing the City Manager to execute an Escrow Agreement by and between the City of Frisco and Centergy Coit Investors I LP on three lots on 8.1± acres on the southwest corner of Coit Road and Main Street. (Development Services/AL)
16. Call to Public Hearing: A request to call a Public Hearing to consider possible amendments to Zoning Ordinance Subsection 6.19.13, Appeal of a Planning & Zoning Commission Decision to Deny a Zoning Amendment. (Development Services/JH)
17. Consider and act upon award of bid to Iron T Construction, Inc. and authorizing the City Manager to execute a Standard Construction Contract for Three Cities Trail gabion wall and slope stabilization (Bid No. 2003-043) and authorizing construction phase contingencies. (Engineering/DW)
18. Consider and act upon authorizing the City Manager to execute a Professional Services Agreement by and between the City of Frisco and Hazen and Sawyer,

- P.C. to perform Design and Bid Package Preparation for Parkwood Boulevard/Cotton Gin Road Water Line and Transfer Valve. (Engineering/JX)
19. Consider and act upon approval of a Resolution authorizing the City Manager's Office to submit an application for a Federal Emergency Management Agency (FEMA) COVID-19 Supplemental Assistance to Firefighters Grant (AFG) Program. (Fire/MP) **RESOLUTION 2020-05-27R**
 20. Consider and act upon a Resolution approving the acceptance of a grant award to the U.S. Department of Justice (DOJ), Office of Justice Programs (OJP), Bureau of Justice Assistance (BJA) for the Coronavirus Emergency Supplemental Funding Program (CESF) and authorizing the acceptance of the grant award by the City Manager or his designee. The funding period for this grant is from January 20, 2020-January 20, 2022. This is a formula grant established by the Department of Justice. (GW/PD) **RESOLUTION 2020-05-28R**
 21. Consider and act upon approval of a Resolution authorizing the City Manager's Office to submit an application for a Texas State Library and Archives Commission CARES (COVID-19) Grant Program. (Library/SH)
RESOLUTION 2020-05-29R
 22. Consider and act upon approval of a Resolution authorizing the City Manager's Office to submit an application to the National Endowment for the Humanities Grant for the Promotion of the Humanities Teaching and Learning Resources and Curriculum Development at the Heritage Museum. (Parks/SC)
RESOLUTION 2020-05-30R
 23. Consider and act upon approval of a purchase order to CDW Government, LLC for the purchase of an uninterrupted power supply at the Frisco Police Department. (Administrative Services/DF)
 24. Consider and act upon approval of a purchase order to Core Construction for construction services related to the Container Project. (CMO/DF)
 25. Consider and act upon award of Competitive Sealed Bid #2004-050 Internally Lighted Street Name Signs to Fluoresco Services, LLC. (Engineering/DF)
 26. Consider and act upon approval of a purchase order to Kudelski Security for the annual McAfee Gateway renewal. (IT/DF)
 27. Consider and act upon award of Request for Proposal 2001-029 Concession Services to R.S. Lim & Son and approval authorizing the City Manager to execute agreements with R.S. Lim & Son and SealeCorp for these services. (Parks & Recreation/DF)

- 28. Consider and act upon approval of a purchase order to Integrated Computer Systems, Inc. for two additional dispatch licenses. (Police/DF)
- 29. Consider and act upon approval of purchase orders to Lion Strategy Group for first responder training and development programs during FY 2020. (Police/DF)
- 30. Consider and act upon award of a bid to DDM Construction Corp. and authorizing the City Manager to execute a Standard Form Agreement for Construction Services for Custer Farms Pavement Improvements (Bid No. 2003-039). (Public Works/ DLC)
- 31. 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 #32 – #34 / 6 – 0

- 32. Consider and act upon approval of an Ordinance 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. Zoned Planned Development-219-Mixed Use. Neighborhood #11. Zoning Case No. Z19-0023. (Development Services/JH) **ORDINANCE 2020-05-29**
- 33. Consider and act upon approval of an Ordinance for a Specific Use Permit on a portion of one lot on 0.4± acre to allow the use of a Self-Storage Facility on the east side of Clarence Drive, 430± feet north of All Stars Avenue. Zoned Planned Development-97-Commercial-2. Neighborhood #11 Zoning Case No. SUP20-0002. (Development Services/BS) **ORDINANCE 2020-05-30**
- 34. Consider and act upon approval of an Ordinance rescinding a Specific Use Permit for a for a Self-Storage Facility on one lot on 1.2± acres on the east side of Clarence Drive, 215± feet south of Dena Drive. Zoned Planned Development-97-Commercial-2 with a Specific Use Permit for a Self-Storage Facility (S-270). Neighborhood #11. Specific Use Permit Case No. SUP20-0003. (Development Services/BS) **ORDINANCE 2020-05-31**

REGULAR AGENDA

35. Consider and act upon the adoption of an Ordinance amending Ordinance Number 2020-05-27, 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.
APPROVED 6 – 0 / ORDINANCE 2020-05-32
36. Public Hearing: A request to rezone 2.6± acres from Planned Development-269-Original Town Commercial/Townhome to Planned Development-Original Town Commercial on the northeast corner of First Street and Elm Street and to consider to direct Staff to prepare an Ordinance of the same. Zoned Planned Development-269-Original Town Commercial/Townhome. Neighborhood #21. Zoning Case No. Z19-0020. TABLED 04/21/2020. (Development Services/JH)
APPROVED 6 – 0
37. Public Hearing: A request to amend the Comprehensive Plan and adopt the US 380 Overlay District Design Strategy, and to consider to direct Staff to prepare an Ordinance of the same. Zoning Case No. CA20-0001. TABLED 04/21/2020. (Development Services/JH) **TABLED ITEM #37 UNTIL THE JUNE 16, 2020 REGULAR CITY COUNCIL MEETING / 6 – 0**
38. Public Hearing: On the Substantial Amendment to the City of Frisco Citizen Participation Plan, PY 2019 Annual Action Plan. (Financial Services/JH)
PUBLIC HEARING HELD
39. Consider and act upon a Resolution to amend the Citizen Participation Plan of the Consolidated Plan 2015-2019, as required by the Community Development Block Grant, U.S. Department of Housing and Urban Development. (Financial Services/JH) **APPROVED 6 – 0 / RESOLUTION 2020-05-31R**
40. Consider and act upon a Resolution approving a Substantial Amendment to the Community Development Block Grant Annual Action Plan Program Year 2019, amending the Consolidated Plan 2015-2019, and authorizing the submission, as required by the U.S. Department of Housing and Urban Development. (Financial Services/JH) **APPROVED 6 – 0 / RESOLUTION 2020-05-32R**
41. Consider and act upon a Resolution approving terms and conditions, authorizing submission, account activation, direct deposit, and designating a subrecipient agent for a Grant Application to the Texas Division of Emergency Management. (Financial Services/JH) **APPROVED 6 – 0 / RESOLUTION 2020-05-33R**
42. Consider and act upon approval of a Resolution authorizing the City Manager to execute Coronavirus Aid, Relief and Economic Security Act (CARES Act) Interlocal Agreements with Collin County for the Allocation of CARES Act Funding

to the City of Frisco from the United States Department of the Treasury passed through Collin County (Financial Services/JH)

APPROVED 6 – 0 / RESOLUTION 2020-05-34R

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

AGENDA ITEM #37 WAS TABLED UNTIL THE JUNE 16, 2020 REGULAR CITY COUNCIL MEETING.

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

ADJOURN – 8:12 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/>.*