



**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, AUGUST 2, 2022

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	John Keating	Present
Deputy Mayor Pro-Tem	Angelia Pelham	Present
Council Member	Tammy Meinershagen	Present
Council Member	Bill Woodard	Present
Council Member	Laura Rummel	Present
Council Member	Brian Livingston	Present (left early @ 7:30 p.m.)

Representing Staff: Wes Pierson, 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 5:01 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 City of Frisco Ordinance No. 09-07-37.
 - ii. Receive legal advice regarding possible amendments to the Master Development Agreement by and between the City of Frisco, Texas, the Frisco Economic Development Corporation (FEDC), the Frisco Community Development Corporation (FCDC), the Frisco Independent School District (FISD), the Professional Golfers Association of America (PGA), and the Omni Stillwater Woods Golf Resort, LLC.
 - iii. Receive legal advice regarding possible amendments to the Master Development Agreement at Hall Park.
 - iv. Receive legal advice regarding possible amendment to Contract of Sale between the City of Frisco, Texas, the Frisco Community Development Corporation (FCDC), and Alterra Capital Management, LLC.
 - v. Receive legal advice regarding the resignation of Carole Gilmore from Place 7 on the Public Art Board.
 - B. Section 551.072. To deliberate the purchase, exchange, lease, or value of real property located:
 - i. North of Main Street, west of Preston Road, east of Legacy Drive, and south of Eldorado Parkway.
 - ii. North of Stonebrook Parkway, east of Legacy Drive, west of Preston Road, and south of Main Street.
 - 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 resignation of Carole Gilmore from Place 7 on the Public Art Board.
 - 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 7:09 P.M. / NO ACTION TAKEN**

INVOCATION

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

4. Recognition of Muharram

REPORTS

5. Budget Status Report June 2022.
6. Library Report on monthly statistics and activities.
7. Parks & Recreation report on activities related to arts, culture, events, park development and operations, natural resources, and recreation services.
8. Public Works and Engineering report on activities related to roadways, traffic control and transportation, stormwater drainage, water and wastewater, and solid waste collection.
9. 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 #10 – #48 / 5 – 0

10. Consider and act upon the approval of Minutes. (CSO/KM)
 - A. Consider and act upon the approval of the July 5, 2022, Regular City Council Meeting Minutes. (CSO/KM)
11. Consider and act upon the adoption of the Solid Waste Management Plan. (Public Works/JS)

12. Consider and act upon approval of the Downtown Special Events Grant Procedure. (Development Services/CL)
13. Consider and act upon approval of a Commercial Contract for improved property by and between the City of Frisco and the Christie Marital Exempt Trust for property located at 6443 Main Street. (CMO/BB)
14. Consider and act upon authorizing the City Manager to execute a Professional Services Agreement by and between the City of Frisco and the HDR Inc. for the SH121/Legacy Drive Improvements Study. (Engineering/BM)
15. Consider and act upon authorizing the City Manager to execute a Professional Services Agreement by and between the City of Frisco and Freese and Nichols, Inc. for the design services and construction administration of the Cottonwood Creek Trail Extension – Phase 2. (Engineering/RC)
16. Consider and act upon authorizing the City Manager to execute Change Order Number One to the Standard Construction Contract by and between the City of Frisco and RoeschCo Construction, Inc. for the completion of Pearson Acres Park. (Engineering/RS)
17. Consider and act upon authorizing the City Manager to execute an agreement by and between the City of Frisco and Stantec Consulting Services, Inc. for the design services of Gallegos Park Reinvestment. (Engineering/MK)
18. Consider and act upon authorizing the City Manager to execute a Professional Services Agreement by and between the City of Frisco and Garver, LLC for development of a capital program planning tool. (Engineering/PK)
19. Consider and act upon authorizing the City Manager to execute a Development Agreement by and between the City of Frisco and Griffin, Brantley, & Thomas, LLC consisting of 3.1± acres on one lot on the northwest corner of John W. Elliott Drive and All Stars Avenue. (Development Services/SP)
20. Consider and act upon authorizing the City Manager to execute a Third Development Agreement by and between the City of Frisco and FHQ Development Partners LP (formerly known as FHQ Holdings LP) (“FHQ”), Fields East Village Investment Partners LP, Fields Midtown East Investment Partners LP, Fields Midtown West Investment Partners LP, Fields Point East Investment Partners LP, Fields Point West Investment Partners LP, Fields Preserve Investment Partners LP, Fields University Village Investment Partners LP, and North Fields Investment Partners LP for water and wastewater line improvements. (CMO/MD)
21. Consider and act upon authorizing the City Manager to execute a Professional Services Agreement with CPS HR Consulting for administrative support.

(Human Resources/DF)

22. Consider and act upon authorizing the City Manager to execute the Second Amendment to the Lease Agreement by and between the City of Frisco and Abide Investments, LLC. (CMO/BB)
23. Consider and act upon authorizing the City Manager to execute the First Amendment to the Developers Agreement by and between the City of Frisco and Frisco Stadium, LP. (CMO/WH)
24. Consider and act upon award of an agreement to TEAM Consultants, Inc. and authorize the City Manager to execute a Standard Form Construction Agreement for professional services for Meadow Hill Drive Reconstruction. (Public Works/DLC)
25. Consider and act upon adoption of an Ordinance of the City Council of the City of Frisco, Texas, amending the Frisco Code of Ordinances, Ordinance No. 06-03-31, as amended, Chapter 18 (Buildings and building regulations), Article II (Contractor registration), Sections 18-19 (Registration required), 18-20 (Application for registration), 18-22 (Requirement to update information provided under Section 18-20), 18-23 (Registration fee and renewal) and 18-24 (Revocation of registration); modifying certain regulations relating to contractor registration. (Development Services/PC) **ORDINANCE 2022-08-30**
26. Consider and act upon adoption of a Resolution approving the City of Frisco Community Development Block Grant Program Year 2022 Annual Action Plan beginning October 1, 2022, through September 30, 2023, and authorize the submission of the grant application by the City Manager or his designee to the U.S. Department of Housing and Urban Development. (Budget/RB)
RESOLUTION 2022-08-30R
27. Consider and act upon adoption of a Resolution approving the submission of a grant application to the USDA – Natural Resource Conservation Service (NRCS) Compost and Food Waste Reduction Pilot Project funding opportunity. (Public Works/JM) **RESOLUTION 2022-08-31R**
28. Consider and act upon adoption of a Resolution authorizing the City Manager to execute a Multiple Use Agreement by and between the City of Frisco and the Texas Department of Transportation for the Parvin Branch Underpass Trail Connection. (Engineering/MK) **RESOLUTION 2022-08-32R**
29. Consider and act upon adoption of a Resolution authorizing the City Manager to execute a Landscape Maintenance Agreement and Advance Funding Agreement between the City of Frisco and the Texas Department of Transportation (TxDOT) Dallas District for FY 2023 Green Ribbon Program Funding. (Engineering/RS)
RESOLUTION 2022-08-33R

30. Consider and act upon adoption of a Resolution authorizing the City Manager to execute an Advance Funding Agreement by and between the City of Frisco and the Texas Department of Transportation for the installation of roadway illumination along US 380. (Engineering/RC) **RESOLUTION 2022-08-34R**
31. Consider and act upon award of Best Value Bid #2203-043 Alley Reconstruction Projects to Cam-Crete Contracting, Inc. (Public Works/DF)
32. Consider and act upon award of Competitive Sealed Bid #2205-060 Cottonwood Street drainage and pavement improvements to GRod Construction, LLC and authorizing the City Manager to execute an agreement for these services. (Public Works/DF)
33. Consider and act upon award of Competitive Sealed Proposal #2206-072 Frisco Athletic Center Indoor Aquatic Lighting to Groves Electrical Service and authorizing the City Manager to execute an agreement for these services. (Administrative Services/DF)
34. Consider and act upon award of bid to Infra Construction, LLC and authorizing the City Manager to execute a Standard Construction Contract for Starwood Trail Extension (Lebanon Road – Dubai Way) (Bid No. 2204-052) and authorizing construction phase contingencies. (Engineering/RS)
35. Consider and act upon award of bid to KT Contracting, LLC dba KT Contracting Concrete Series, LLC and authorize the City Manager to execute a Standard Construction Contract for 2022 sidewalk improvements (Bid No. 2202-035) and authorize construction phase contingencies. (Engineering/SH)
36. Consider and act upon award of bid to North Rock Construction, LLC and authorizing the City Manager to execute a Standard Construction Contract for Monarch Hike and Bike Trail (Bid No. 2205-057) and authorizing construction phase contingencies. (Engineering/RS)
37. Consider and act upon award of bid to Millis Development and Construction – Dallas, LLC and authorize the City Manager to execute a Standard Construction Contract for the Dominion Hike and Bike Trail (Bid No. 2205-056) and authorize construction phase contingencies. (Engineering/MK)
38. Consider and act upon ratification of an emergency purchase with KCK Utility Construction, Inc. to repair a damaged water line at Stonebrook Parkway and Dallas Parkway. (Public Works/DF)
39. Consider and act upon approval of various purchase orders to Frisco Sports Center during FY 2022. (Administrative Services/DF)

40. Consider and act upon approval of a purchase order to Trystar for two generator automatic transfer switches and docking stations for Fire Station No. 5 and Fire Station No. 6. (Administrative Services/DF)
41. Consider and act upon approval of a purchase order to Library Interiors of Texas for the relocation of existing library book and material collections to the new library location. (Library/DF)
42. Consider and act upon approval of a purchase order to SHI Government Solutions to renew annual software subscriptions. (Information Technology/DF)
43. Consider and act upon approval of a purchase order to PMR Roofing for roof replacements for multiple City facilities and authorizing the City Manager to execute a proposal for these services. (Administrative Services/DF)
44. Consider and act upon approval of a purchase order to Kudelski Security for the purchase of McAfee hardware, installation, and support. (IT/DF)
45. Consider and act upon approval of a purchase order to My Unique Office for furniture for the new library location. (Library/DF)
46. Consider and act upon approval of a purchase order to Silsbee Ford for the purchase of twenty-nine (29) vehicles for various departments. (Administrative Services/DF)
47. Consider and act upon rejection of all bids for the Donnie Mayfield Way Extension project (Bid No. 2204-055). (Engineering/SH)
48. 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 #49 – #52 / 5 – 0

49. Consider and act upon adoption of an Ordinance to rezone 15.9± acres on the southeast corner of Independence Parkway and Rolater Road ("Property"), from Retail to Single Family-8.5, and to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended). Zoned Retail. Neighborhood #27. Zoning Case No. Z22-0010. Applicant: Spiars Engineering & Surveying. (Development Services/JH)

ORDINANCE 2022-08-31

50. Consider and act upon adoption of an Ordinance to rezone 47.4± acres on the northeast corner of Dallas Parkway and PGA Parkway ("Property"), from Retail and Industrial to Office-2, and to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended). Zoned Retail and Industrial. Neighborhood #53. Zoning Case No. Z22-0002. Applicant: RLG Consulting Engineers. (Development Services/JH) **ORDINANCE 2022-08-32**
51. Consider and act upon adoption of an Ordinance to rezone 22.0± acres on the southwest corner of Championship Drive and University Drive "US 380" ("Property"), from Agricultural to Retail, and to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended). Zoned Agricultural. Neighborhood #51. Zoning Case No. Z22-0007. Applicant: Kirkman Engineering. (Development Services/JH) **ORDINANCE 2022-08-33**
52. Consider and act upon adoption of Ordinances to repeal Ordinance No. 18-11-66 consisting of 287.5± acres on the southwest corner of Dallas Parkway and University Drive "US 380" ("Property"), to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended), and to rezone the Property as Planned Development-272-Office-2/Retail/Residential and Office-2. Zoned Planned Development-272-Mixed-Use. Neighborhood #53. Zoning Case No. Z22-0003. Applicant: Jackson Walker LLP. (Development Services/JH) **ORDINANCE 2022-08-34 / ORDINANCE 2022-08-35**

REGULAR AGENDA

53. Public Hearing: A request to repeal Ordinance No. 2020-04-23 consisting of 2,158.6± acres on the northeast and northwest corners of Dallas Parkway and Panther Creek Parkway and on the southwest corner of Legacy Drive and University Drive "US Highway 380" ("Property"), to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended), to rezone the Property as Planned Development-280, and to consider to direct Staff to prepare an Ordinance of the same. Zoned Planned Development-280. Neighborhood #3, #52, and #53. Zoning Case No. Z22-0013. Applicant: City of Frisco. (Development Services/JH) **APPROVED 5 – 0**
54. Public Hearing: A request to rezone 3.1± acres on one lot on the northwest corner of John W. Elliott Drive and All Stars Avenue ("Property"), from Commercial-1 and Industrial to Industrial, and to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended) and to consider and act to direct Staff to prepare an Ordinance of the same. Zoned Commercial-1 and Industrial. Neighborhood #4. Zoning Case No. Z22-0012. Griffin, Brantley & Thomas, LLC. (Development Services/SP) **APPROVED 5 – 0**

55. Consider and act upon adoption of a Resolution calling for a Public Hearing on the City of Frisco FY 2023 Budget, the Frisco Economic Development Corporation FY 2023 Budget, and the Frisco Community Development Corporation FY 2023 Budget. (Budget/JH)

APPROVED 5 – 0 / RESOLUTION 2022-08-35R

56. Consider and act upon accepting the resignation of Carole Gilmore from Place 7 on the Public Art Board. (CSO/KM) **NO ACTION TAKEN**

57. Consider and act upon appointment of an individual to fill a vacancy for Place 7 on the Public Art Board for a term ending on September 30, 2023. (CSO/KM)

APPROVED 5 – 0

CAROLE GILMORE WAS REAPPOINTED.

Recess into Closed Session in compliance with Section 551.071 et. seq. Texas Government Code. **RECESSED AT 8:05 P.M.**

Reconvene into Regular Session and take any action necessary as a result of the Closed Session. **RECONVENED AT 9:07 P.M. / NO ACTION TAKEN**

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

NO FOLLOW-UP ACTION REQUIRED BY CITY STAFF.

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

ADJOURN – 9:08 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/>.*