



**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, SEPTEMBER 20, 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 – 5:11 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

Representing Staff: Wes Pierson, City Manager; Henry Hill, Deputy City Manager; Ben Brezina, Assistant City Manager; Kristi Morrow, City Secretary; Julie Davidson, Deputy City Secretary; 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 5:13 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 possible amendments to the Master Development Agreement at Hall Park.
    - ii. Receive legal advice regarding the proposed Settlement Agreement and Release between the City of Frisco, Texas, and Mark Piland.
    - iii. Receive legal advice regarding property in Frisco's extraterritorial jurisdiction.
  - 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 551.087. 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 7:13 P.M. / NO ACTION TAKEN**

## **INVOCATION**

## **PLEDGE OF ALLEGIANCE**

## **PROCLAMATIONS**

4. Gold Star Mother's and Family's Day
5. Recognition for Aarya Vijay, U.S. National Team, Jr. Champion in Badminton
6. Constitution Week
7. Voter Registration Day

## **REPORTS**

8. Budget Status Report for August 2022.
9. Development Services monthly activity update report for the month of August 2022.
10. Visit Frisco August sales and marketing report and July metrics report.
11. Fire Department monthly report on incident responses and educational activities for the month of August 2022.
12. Police Department's crime statistics and response times for the month of August 2022.
13. 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 #14 – 29 / 6 – 0**

14. Consider and act upon the approval of Minutes. (CSO/KM)
  - A. Consider and act upon the approval of the September 6, 2022, City Council Work Session Meeting Minutes. (CSO/KM)
  - B. Consider and act upon the approval of the September 6, 2022, Regular City Council Meeting Minutes. (CSO/KM)
15. Consider and act upon authorizing the City Manager to execute a Performance Agreement by and between the City of Frisco and the Frisco Community Development Corporation, on 3.6 ± acres on Lot 4, Block A of Stewart Creek Business Park Addition. (Police/DS)
16. Consider and act upon authorizing the City Manager to execute a Release of Property from Agreement by and between the City of Frisco and DD Eldorado 23.69, LLC. (CMO/MD)

17. Consider and act upon authorizing the City Manager to execute a Master Agreement by and between the City of Frisco and Freese and Nichols, Inc. for on-call professional engineering services, Contract Number 2022-016. (Engineering/JG)
18. Consider and act upon adoption of an Ordinance repealing Ordinance Nos. 03-08-61, 98-02-10 and 98-03-19 and adopting an Ordinance to grant to Atmos Energy Corporation, a Texas and Virginia Corporation, a non-exclusive franchise to construct, maintain, and operate gas pipelines and equipment in the City of Frisco, Collin and Denton Counties, Texas. (CMO/MD) **ORDINANCE 2022-09-42**
19. Consider and act upon adoption of an Ordinance approving a negotiated settlement between the Atmos Cities Steering Committee (ACSC) and Atmos Energy Corp., Mid-Tex Division adopting tariffs that reflect rate adjustments consistent with the negotiated settlement. (CMO/MD) **ORDINANCE 2022-09-43**
20. Consider and act upon adoption of a Resolution authorizing the City Manager to execute an Advance Funding Agreement by and between the Texas Department of Transportation and the City of Frisco for the Panther Creek Parkway (DNT to Preston) project. (Engineering/JB) **RESOLUTION 2022-09-42R**
21. Consider and act upon adoption of a Resolution adopting the Collin County Hazard Mitigation Plan as the Hazard Mitigation Plan for the City of Frisco. (Fire/LG) **RESOLUTION 2022-09-43R**
22. Consider and act upon adoption of a Resolution recognizing the 15th year of the Art in the Atrium program and celebrating its accomplishments as well as those of Frisco's public art program in general. (Parks & Recreation/SR) **RESOLUTION 2022-09-44R**
23. Consider and act upon adoption of a Resolution approving the acceptance of a grant between the State of Texas, acting by and through the Texas Department of Transportation and the City of Frisco for 2023 Selective Traffic Enforcement Program (Step) grant. (Police/LT) **RESOLUTION 2022-09-45R**
24. Consider and act upon approval of the Settlement Agreement and Release between the City of Frisco, Texas, and Mark Piland and authorizing the City Manager to sign the same and take all steps necessary to effectuate the Settlement Agreement and Release. (CMO/BB)
25. Consider and act upon approval of an Interlocal Agreement by and between the City of Frisco and the City of McKinney authorizing the City Manager to execute an agreement to provide funding for the construction of a left turn lane and other associated improvements at the intersection of Eldorado Parkway and Custer Road. (Engineering/MP)

26. Consider and act upon award of Competitive Bid #2206-079 to Roadway Solutions, Inc. and authorizing the City Manager to execute a contract for the installation of roadway and tunnel lighting in various locations. (Engineering/RC)
27. Consider and act upon award of Request for Proposal #2206-075 Construction Manager at Risk for Fire Station No. 10 to Crossland Construction Company, Inc. and authorizing the City Manager to execute an agreement for these services. (Fire/DF)
28. Consider and act upon award of Request for Proposal #2208-094 Interactive Timeline Exhibit to Frontier Vision Technologies, Inc. for an interactive digital table with integrated exhibit displays. (Parks and Recreation/DF)
29. 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 ITEM #30 / 6 – 0**

30. Consider and act upon adoption of an Ordinance to grant a Specific Use Permit for Private Streets on 62.9± acres on the southeast corner of Hillcrest Road and Eldorado Parkway (“Tract One”) and on 35.5± acres on the north side of Charismatic Parkway, 110± feet west of Grayhead Drive (“Tract Two”) consisting of 98.4± acres in the aggregate (“Property”), and to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended). Zoned Planned Development-3-Mixed. Neighborhood #13. Zoning Case No. SUP22-0001. Applicant: BR637, LLC. & Lexington Investments, LTD. (Development Services/SP)  
**ORDINANCE 2022-09-44**

### **REGULAR AGENDA**

31. Consider and act upon approval of the First Amendment to the Chapter 380 Agreement and Performance Agreement by and between the City of Frisco, Texas, and John Hickman, LLC. (EDC/JF) **APPROVED 6 – 0**
32. Consider and act upon adoption of an Ordinance approving the revised budget figures for Fiscal Year 2021-2022 and adopting a budget and appropriating resources for the City of Frisco Budget Year beginning October 1, 2022. (Budget/JH) **APPROVED 6 – 0 / ORDINANCE 2022-09-45**

33. Consider and act upon adoption of an Ordinance approving the revised budget figures for Fiscal Year 2021-2022 and adopting a budget and appropriating resources for the Frisco Community Development Corporation Budget Year beginning October 1, 2022. (Budget/JH, DC)  
**APPROVED 6 – 0 / ORDINANCE 2022-09-46**
34. Consider and act upon adoption of an Ordinance approving the revised budget figures for Fiscal Year 2021-2022 and adopting a budget and appropriating resources for the Frisco Economic Development Corporation Budget Year beginning October 1, 2022. (Budget/JH, DC)  
**APPROVED 6 – 0 / ORDINANCE 2022-09-47**
35. Public Hearing to consider and act upon and record the vote to adopt an Ordinance levying the Tax Rate for the City of Frisco, Texas, for the Tax Year 2022, Fiscal Year 2023. (Budget/JH)  
**APPROVED 6 – 0 / ORDINANCE 2022-09-48**
36. Consider and act upon adoption of a Resolution of the City of Frisco City Council ratifying the Property Tax Revenue in the 2022-2023 Budget as a result of the City receiving more revenues from property taxes in the FY23 Budget than in the previous fiscal year. (Budget/JH)  
**APPROVED 6 – 0 / RESOLUTION 2022-09-46R**
37. Consider and act upon an amendment to the Master Fee Ordinance setting new rates for water, sanitary sewer, reclaimed water, solid waste collection fees, and development services fees. (Budget/BP)  
**APPROVED 6 – 0 / ORDINANCE 2022-09-49**
38. Consider and act upon adoption of an Ordinance revising the Vacation, Holiday, Timekeeping, and Longevity policies. (Human Resources/LS)  
**APPROVED 6 – 0 / ORDINANCE 2022-09-50**
39. Consider and act upon adoption of a Resolution approving the Fiscal Year 2023 City of Frisco General Fund Social Services Grant Allocations. (Budget/RB)  
**APPROVED 6 – 0 / RESOLUTION 2022-09-47R**
40. Consider and act upon authorizing the City Manager to execute a Professional Contract between the City of Frisco and the Frisco Independent School District Related to a School Resource Officer Program for school year 2022-2023. (Police/LT) **APPROVED 6 – 0**
41. Consider and act upon the appointment of two (2) members (Places 1 and 3) to the Frisco Economic Development Corporation Board of Directors for a term of three (3) years beginning on October 1, 2022 and ending on September 30, 2025. (CSO/KM) **APPROVED 6 – 0**

**PLACE 1: GARY CARLEY**  
**PLACE 3: RICK FLETCHER**

42. Consider and act upon the appointment of three (3) regular members (Places 5, 6, and 7) to the Frisco Community Development Corporation Board of Directors for a term of three (3) years each beginning on October 1, 2022 and ending on September 30, 2025. (CSO/KM) **APPROVED 6 – 0**

**PLACE 5: ED SZCZEBAK**  
**PLACE 6: CHAD BRUBAKER**  
**PLACE 7: ED MAHONEY**

43. Consider and act upon the appointment of two (2) members (Places 6 and 7) to the Planning and Zoning Commission for a term of three (3) years each beginning on October 1, 2022 and ending on September 30, 2025. (CSO/KM)  
**APPROVED 6 – 0**

**PLACE 6: DAVID BOX**  
**PLACE 7: JON KENDALL**

44. Consider and act upon the appointment of two (2) regular members (Places 2 and 4) and two (2) Alternate members (Place 6 - Alternate #1 and Place 8 – Alternate #3) to the Board of Adjustment/Construction Board of Appeals for a term of two (2) years each beginning on October 1, 2022 and ending on September 30, 2024. (CSO/KM) **APPROVED 6 – 0**

**PLACE 2: JASON HARTGRAVES**  
**PLACE 4: MICHAEL HOWARD**  
**PLACE 6 – ALTERNATE #1: DAVID WALLS**  
**PLACE 8 – ALTERNATE #3: DOUGLAS WEAVER**

45. Consider and act upon the appointment of three (3) members (Places 2, 4, and 6) to the Parks and Recreation Board for a term of two (2) years each beginning on October 1, 2022 and ending on September 30, 2024. (CSO/KM)  
**APPROVED 6 – 0**

**PLACE 2: AMER GAFFAR**  
**PLACE 4: FRANK MESINA**  
**PLACE 6: LISA KIRBY**

46. Consider and act upon the appointment of five (5) members to the Convention and Visitors Bureau – Visit Frisco board, representing the following sectors: Place 2 - Hotel 2; Place 4 - At Large; Place 6 – Restaurant; Place 8 – Sports Team; and Place 10 - Ex Officio; for a term of two (2) years each beginning on October 1, 2022 and ending on September 30, 2024. (CSO/KM)  
**APPROVED 6 – 0**

**PLACE 2: FERNANDO SANTANA**  
**PLACE 4: KEVIN HAIL**  
**PLACE 6: HEATHER FUXA**  
**PLACE 8: AMY PRATT**  
**PLACE 10: ALLISON JERNIGAN**

47. Consider and act upon the appointment of three (3) members to the Downtown Advisory Board representing: Place 2 - Business / Property Owner; Place 4 – At Large; and Place 6 – At Large for a term of two (2) years beginning on October 1, 2022 and ending on September 30, 2024. (CSO/KM) **APPROVED 6 – 0**

**PLACE 2: DANNY MEHTA**  
**PLACE 4: SENA NAAS**  
**PLACE 6: MELANIE HORTON**

48. Mayor's appointment of two (2) members (Places 2 and 4 – Resident Position) to the Frisco Housing Authority Board for a term of two (2) years each beginning on October 1, 2022 and ending on September 30, 2024. (CSO/KM)

**PLACE 2: ZAKIYAH JOHNSON**  
**PLACE 4: SAMAD JAWAID**

49. Consider and act upon the appointment of four (4) At Large members (Places 1, 2, 3, and 4) to the Park and Trail Naming Committee. Places 1 and 3 for a term of two (2) years beginning on October 1, 2022 and ending on September 30, 2024. Places 2 and 4 for a term of one (1) year beginning on October 1, 2022 and ending on September 30, 2023. (CSO/KM) **APPROVED 6 – 0**

**PLACE 1: ALAN MESCHES**  
**PLACE 2: CHINASATYAM VEERNAPU**  
**PLACE 3: CHARITA MCCLELLAN**  
**PLACE 4: KAMAL BANSI**

50. Consider and act upon the appointment of three (3) members (Places 2, 4, and 6) to the Frisco Public Art Board for a term of two (2) years each beginning on October 1, 2022 and ending on September 30, 2024. (CSO/KM)  
**APPROVED 6 – 0**

**PLACE 2: ANN ANDERSON**  
**PLACE 4: ZAHRA JAHANYFARD**  
**PLACE 6: NAZANIN AHMADY**

51. Consider and act upon the appointment of three (3) members (Places 2, 4, and 6) to the Frisco Social Services and Housing Board for a term of two (2) years each beginning on October 1, 2022 and ending on September 30, 2024. (CSO/KM) **APPROVED 6 – 0**



**PLACE 2: VENKAT MULUKUTLA**  
**PLACE 4: DAVID HEIT**  
**PLACE 6: VEORGE WEATHERSBY**

52. Consider and act upon the appointment of three (3) members (Places 2, 4, and 6) to the Urban Forestry Board for a term of two (2) years each beginning on October 1, 2022 and ending on September 30, 2024. (CSO/KM)  
**APPROVED 6 – 0**

**PLACE 2: JENNIFER TANGYIE**  
**PLACE 4: CHARLOTTE MCKENZIE**  
**PLACE 6: CHARLES LAMPING**

53. Consider and act upon appointing members to a Citizen Bond Committee to review the capital needs of the City and report whether to recommend a Bond Package for an election. (Tabled 9/6/2022) (BSO/AC) **APPROVED 6 – 0**

**PLACE 1: ED KELLY**  
**PLACE 2: SHANNA KEAVENY**  
**PLACE 3: ED SZCZEBAK**  
**PLACE 4: STEVE TRENT**  
**PLACE 5: CHRIS FIELDS**  
**PLACE 6: PETER BURNS**  
**PLACE 7: TRACIE SHIPMAN**  
**PLACE 8: KEITH BRITTON**  
**PLACE 9: SEAN MERRELL**  
**PLACE 10: DANNY MEHTA**  
**PLACE 11: LAXMI TUMMULA**  
**PLACE 12: BRAD SHARP**  
**PLACE 13: JASON DENTON**  
**PLACE 14: MAUREEN JOHNS-GRIFFIN**  
**PLACE 15: SADAF HAQ**

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

**COUNCIL REQUESTED STAFF FOLLOW-UP REGARDING CITIZENS' CONCERNS OVER THE INDUSTRIAL ZONING OF A PROPERTY LOCATED AT FM 423 AND ROCKHILL PARKWAY.**

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

**ADJOURN – 9:03 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/>.*