



**MEETING OF CITY COUNCIL
FRISCO CITY HALL
GEORGE A. PUREFOY MUNICIPAL CENTER
COUNCIL CHAMBERS
6101 FRISCO SQUARE BLVD.
FRISCO, TEXAS 75034**

4:30 PM

TUESDAY, FEBRUARY 21, 2023

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 – 4:30 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	Absent
Council Member	Brian Livingston	Present

Representing Staff: Wes Pierson, 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 4:31 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 Specific Use Permit Case No. SUP23-0001 and proposed Development Agreement among the City of Frisco, the Frisco Community Development Corporation, the Frisco Economic Development Corporation, and the FTNV Corporation regarding economic incentives and other related matters concerning an outdoor commercial amusement venue.
 - ii. Receive legal advice regarding utility lines being constructed on or near city park land.

- B. 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 legal advice regarding the selection of members for the Comprehensive Plan Advisory Committee (CPAC) to update the Comprehensive Plan.

- 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 5:08 P.M. / NO ACTION TAKEN**

Recess into the Special Called Joint City Council and Planning and Zoning Commission Meeting. **RECESSED AT 5:08 P.M.**

Reconvene from the Special Called Joint City Council and Planning and Zoning Commission Meeting. **RECONVENED AT 6:11 P.M. / NO ACTION TAKEN**

Recess into Closed Session in compliance with Section 551.074 et. seq. Texas Government Code. **RECESSED AT 6:12 P.M.**

Reconvene into Regular Session and take any action necessary as a result of the Closed Session. **RECONVENED AT 7:01 P.M. / NO ACTION TAKEN**

INVOCATION

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

4. Recognition for Anna Solis, Friends of the Frisco Public Library Scholarship Recipient

REPORTS

5. Visit Frisco January 2023 sales and marketing reports.
6. Financial Services Budget Status Report for the period ending January 31, 2023.
7. Human Resources Quarterly Report for October 2022 through December 2022.
8. Development Services monthly activity update report for the month of January 2023.
9. Fire Department monthly report on incident responses and educational activities for the month of January 2023.
10. Police Department's crime statistics and response times for the month of January 2023.
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.
12. Council comment or acknowledgment of proclamations issued by the Mayor.

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 #13 – #36 / 5 – 0

13. Consider and act upon the approval of Minutes. (CSO/KM)

- A. Consider and act upon the approval of the January 17, 2023, Special Called Joint City Council and Bond Committee Work Session Meeting Minutes. (CSO/KM)
 - B. Consider and act upon the approval of the February 7, 2023, Special Called Joint City Council and Planning and Zoning Commission Meeting Minutes. (CSO/KM)
 - C. Consider and act upon the approval of the February 7, 2023, Regular City Council Meeting Minutes. (CSO/KM)
- 14. 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)
 - 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 drainage improvements. (CMO/MD)
 - 16. Consider and act upon authorizing the City Manager to execute a Purchase and Sale Agreement by and between the City of Frisco and Main St. Kings LLC. (Engineering/SH)
 - 17. Consider and act upon authorizing the City Manager to execute a Professional Services Agreement by and between the City of Frisco and Pacheco Koch Consulting Engineers, Inc. to perform design and bid package preparation for the Panther Creek Underpass and Coit Road Underpass Hike and Bike Trail projects. (Engineering/MK)
 - 18. Consider and act upon authorizing the City Manager to execute Amendment Number Two to the Professional Services Agreement by and between the City of Frisco and Halff Associates, Inc. to perform design and bid package preparation for the Dallas Parkway Phase 4 Improvements. (Engineering/SH)
 - 19. 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 a water and wastewater master plan update report. (Engineering/JG)
 - 20. Consider and act upon authorizing the City Manager to execute a Professional Services Agreement by and between the City of Frisco and Mesa Design Associates, Inc. to perform design and bid package preparation for the Downtown 4th Street Plaza. (Engineering/RS)
 - 21. Consider and act upon authorizing the City Manager to execute the Second Amendment to the Amended and Restated Commercial Lease by and between City of Frisco and Collin County for lease space in City Hall. (CMO/DF)

22. Consider and act upon adoption of a Resolution approving the submission of a grant application to the North Central Texas Council of Governments, and the Office of the Governor, Criminal Justice Division, for funding under the Violence Against Women Act (VAWA) Grant Program and authorizing the submission of the grant application by the City Manager or his designee. This grant application is for a dedicated Special Victims detective. (Police/ JJ)
RESOLUTION 2023-02-04R
23. Consider and act upon adoption of a Resolution approving a grant application to the North Central Texas Council of Governments and the Office of the Governor, Criminal Justice Division, for funding under the Victims of Crime Act Grant Program and authorizing the submission of a grant application by the City Manager or his designee. (Victim Assistance) (Police/ JJ)
RESOLUTION 2023-02-05R
24. Consider and act upon adoption of a Resolution approving the submission of the grant application to the North Central Texas Council of Governments, and the Office of the Governor, Criminal Justice Division, for funding under the Violence Against Women Act (VAWA) Grant Program and authorizing the submission of the grant application by the City Manager or his designee. This grant application is for a dedicated High-Risk Lethality Domestic Violence Detective. (Police/JJ)
RESOLUTION 2023-02-06R
25. Consider and act upon adoption of a Resolution approving the submission of a grant application to Bloomberg American Health Initiative for Stormwater. (Public Works/PH) **RESOLUTION 2023-02-07R**
26. Consider and act upon adoption of a Resolution approving the submission of a grant application to Bloomberg American Health Initiative for Water Conservation. (Public Works\RG) **RESOLUTION 2023-02-08R**
27. Consider and act upon award of Best Value Bid #2311-023 Landscape Maintenance Services to NTSM, LLC. (Parks and Recreation/DF)
28. Consider and act upon award of Best Value Bid #2311-017 Sidewalk Repair to Foundation Werks, LLC and authorizing the City Manager to execute an agreement for these services. (Public Works/DF)
29. Consider and act upon award of bid to IBCTX and authorizing the City Manager to execute a Standard Form Agreement for construction services for trail view retaining wall remediation (Bid No. 2310-005). (Engineering/DC)
30. Consider and act upon approval of a change order to the Competitive Bid #2011-011 and authorize the City Manager to execute Change Order Number Five to the Standard Construction Contract by and between the City of Frisco and Joel Brown & Co., LLC for the completion of Jack Hamilton Park. (Engineering/MK)

31. Consider and act upon approval of a Change Order Number 1 to Mario Sinacola & Sons Excavating, Inc. for construction services for Fields Parkway and authorizing the City Manager to execute the change order. (Engineering/TN)
32. Consider and act upon approval of a purchase order to Viking Construction for asphalt roadway micro-surfacing services during FY 2023. (Public Works/DF)
33. Consider and act upon approval of a purchase order to Creative Bus Sales, Inc. for the purchase of a fourteen-passenger bus for the Parks and Recreation Department. (Parks and Recreation /DF)
34. Consider and act upon approval of a purchase order to Kinloch Equipment & Supply, Inc. for the purchase of a remote-operated mower. (Parks and Recreation/DF)
35. Consider and act upon approval of a purchase order increase to Brightview Landscape Services, Inc. for landscape maintenance services throughout the City during FY 2023. (Park and Recreation /DF)
36. 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)

REGULAR AGENDA

37. Public Hearing: The Parks and Recreation Department is pursuing exemption from state regulation under section 42.041(b)(14) of the Texas Human Resources Code to offer youth recreation programs and consider and act to direct Staff to prepare an Ordinance of the same. (Parks & Recreation/ZW)

PUBLIC HEARING HELD

38. Consider and act upon adoption of an Ordinance approving a Standard of Care for certain youth programs. (Parks and Recreation/ZW)

APPROVED 5 – 0 / ORDINANCE 2023-02-09

39. Discuss and select members for the Comprehensive Plan Advisory Committee (CPAC) to update the Comprehensive Plan. (Development Services/CL)

APPROVED 5 – 0

- **DAVID BICKERSTAFF**
- **VALERIE WOOD**
- **LORIE MEDINA**
- **HUMAYUN ARIF**

- KAREN CUNNINGHAM
- JUDY ADAMS
- MATT UPCHURCH
- CYNTHIA FLORES
- RAGHU TADIMETI
- DAVID WANG
- SANDRA SCHERMER
- WARREN RUIZ
- ANN ANDERSON
- MICHAEL NOVENDSTERN
- STEPHANIE SPIES-CUNNINGHAM
- KEN HODES
- RICK FLETCHER
- DAVE WILCOX
- JEANNE PATTERSON
- LYNN SLANEY SILGUERO

40. Consider and act upon adoption of an Ordinance amending Ordinance 2023-02-08 ordering a General Election to be held on May 6, 2023, for the purpose of electing the Mayor and two members of the Frisco City Council (Place Nos. 5 and 6); and providing for updated early voting information for voters in Denton County. (CSO/KM) **APPROVED 5 – 0 / ORDINANCE 2023-02-10**
41. Consider and act upon authorizing the City Manager and City Secretary to execute an agreement with the Collin County Elections Administrator and the Denton County Elections Administrator for election services for the May 6, 2023, City of Frisco General Election. (CSO/KM) **APPROVED 5 – 0**
42. Consider and act upon the cancellation of the second City Council Meeting in July, setting the date of the first City Council Meeting in July, and setting of the dates for the City Council Summer Work Session. (CSO/KM)
APPROVED 5 – 0

THE SECOND REGULAR CITY COUNCIL MEETING ON JULY 18, 2023, WAS CANCELLED.

THE FIRST REGULAR CITY COUNCIL MEETING ON JULY 4, 2023, WAS MOVED TO JULY 3, 2023.

THE CITY COUNCIL SUMMER WORK SESSION DATES WERE SET FOR JUNE 29 AND 30, 2023.

Recess into Closed Session in compliance with Section 551.001 et. seq. Texas Government Code. **RECESSED AT 8:26 P.M.**

Reconvene into Regular Session and take any action necessary as a result of the Closed Session. **RECONVENED AT 9:35 P.M. / NO ACTION TAKEN**

43. 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 SEND NOTIFICATION LETTERS TO THE VOLUNTEERS NOT SELECTED TO SERVE ON THE COMPREHENSIVE PLAN ADVISORY COMMITTEE (CPAC.)

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

ADJOURN – 9:36 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/>.*