



**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 6, 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 – 5:06 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; Julie Davidson, Deputy City Secretary; Richard Abernathy, 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 5:07 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 at Hall Park.
    - iii. Receive legal advice regarding possible amendments to the Master Development Agreement by and between the City of Frisco, 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.
    - iv. Receive legal advice regarding a request to rezone 75.8± acres on the west side of Frisco Street, 550± feet north of All Stars Avenue ("Property"), from Agricultural to Highway, 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 Agricultural. Neighborhood #46. Zoning Case No. Z22-0014. Applicant: Kimley-Horn and Associates, Inc.
  - 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 7:02 P.M. / NO ACTION TAKEN**

## **INVOCATION**

## **PLEDGE OF ALLEGIANCE**

## **PROCLAMATIONS**

4. Recognition for Tom Attaway, 20 Years of Service
5. Childhood Cancer Awareness Month (Leia's Kids)
6. Suicide Prevention Awareness Month (Denton Co. MHMR)

## **REPORTS**

7. Library Report on Monthly Statistics and Activities
8. Parks & Recreation report on activities related to arts, culture, events, park development and operations, natural resources, and recreation services.
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. 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.)

**PULLED ITEM #18 / 6 – 0**

**APPROVED ITEMS #11 – #17 AND #19 – #28 / 6 – 0**

**APPROVED ITEM #18 / 6 – 0**

11. Consider and act upon the approval of Minutes. (CSO/KM)
  - A. Consider and act upon approval of the August 16, 2022, City Council Work Session Meeting Minutes. (CSO/KM)
  - B. Consider and act upon the approval of the August 16, 2022, Regular City Council Meeting Minutes. (CSO/KM)

12. Consider and act upon approval of Historic Water Tower Lighting Procedures. (Administrative Services/DF)
13. Consider and act upon authorizing the City Manager to execute a Master Agreement by and between the City of Frisco and Specialty Land Services, LLC to perform on-call right-of-way/easement acquisitions services. (Engineering/MP)
14. Consider and act upon authorizing the City Manager to execute a Professional Services Agreement by and between the City of Frisco and Quiddity Engineering, LLC for the design services for the 3rd Street and Maple Street paving and drainage improvement project. (Budget/RB)
15. Consider and act upon authorizing the City Manager to execute a License Agreement with DSE Hockey Centers, L.P. for installing and maintaining electric vehicle charging stations. (CMO/DF)
16. Consider and act upon authorizing the City Manager to execute and grant to the North Texas Municipal Water District (NTMWD) a permanent water easement and a temporary construction easement on city-owned property located near the southwest corner of Eldorado Parkway and the Burlington Northern Railroad right-of-way for NTMWD's project to upgrade to existing metering stations. (Engineering/TF)
17. Consider and act upon authorizing the City Manager to execute a Master Agreement by and between the City of Frisco and Walter P. Moore and Associates, Inc. to perform on-call professional engineering services. (Engineering/WJ)
18. Consider and act upon authorizing the City Manager to execute Contract Amendment Sixteen by and between City of Frisco and Collin County for animal shelter services. (CMO/DF)
19. Consider and act upon adoption of a Resolution approving a policy and minimum standards for applicants seeking support from the City Council for a project to qualify for Housing Tax Credits (HTC) awarded by the Texas Department of Housing and Community Affairs (TDHCA). (Budget/RB)  
**RESOLUTION 2022-09-39R**
20. Consider and act upon award of Competitive Bid #2205-061 to Prater Electric and authorizing the City Manager to execute a contract. (Public Works/DLC)
21. Consider and act upon award of Competitive Sealed Bid #2207-091 Rebid of Grand Park Access and Parking Improvements to Anderson Asphalt & Concrete Paving, LLC and authorizing the City Manager to execute an agreement for these services. (Public Works/DF)

22. Consider and act upon award of Request for Proposal #2206-077 Cost Allocation Reporting for Ambulance Supplemental Payment Program to Public Consulting Group, LLC and authorizing the City Manager to execute an agreement for these services. (Fire/DF)
23. Consider and act upon approval of a purchase order to RDO Equipment Company for the purchase of an excavator for Public Works. (Public Works/DF)
24. Consider and act upon approval of a purchase order increase to Hoyt Breathing Air Products for additional emergency air supply systems during FY 2022. (Fire/DF)
25. Consider and act upon approval of a purchase order to Bobcat of North Texas for the purchase of a skid-steer loader for Parks and Recreation. (Parks and Recreation/DF)
26. Consider and act upon approval of a purchase order to Southwest International Trucks for the purchase of a dump truck for the Public Works Department. (Public Works/DF)
27. Consider and act upon approval of a purchase order to Professional Turf Products for the purchase of four (4) mowers for Parks and Recreation. (Parks and Recreation/DF)
28. 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 #29 – #30 / 6 – 0**

29. Consider and act upon adoption of an Ordinance 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). Zoned Commercial-1 and Industrial. Neighborhood #46. Zoning Case No. Z22-0012. Griffin, Brantley & Thomas, LLC. (Development Services/SP) **ORDINANCE 2022-09-39**
30. Consider and act upon adoption of an Ordinance 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), and to rezone the Property as Planned Development-280. Zoned Planned Development-280. Neighborhood #3, #52, and #53. Zoning Case No. Z22-0013. Applicant: City of Frisco. (Development Services/JH) **ORDINANCE 2022-09-40**

## **REGULAR AGENDA**

31. Public Hearing: A request to rezone 75.8± acres on the west side of Frisco Street, 550± feet north of All Stars Avenue (“Property”), from Agricultural to Highway, 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 Agricultural. Neighborhood #46. Zoning Case No. Z22-0014. Applicant: Kimley-Horn and Associates, Inc. Tabled 8/16/2022. (Development Services/JH) **TABLED ITEM #31 TO A FUTURE CITY COUNCIL MEETING / 6 – 0**
32. Consider and act upon approval of proposed modifications to Table 4-1 as permitted by Planned Development-280. Zoned Planned Development-280. Neighborhood #3, #52, and #53. Applicant: Kimley-Horn and Associates, Inc. (Development Services/JH) **MAYOR JEFF CHENEY RECUSED HIMSELF FROM THIS ITEM / APPROVED 5 – 0**
33. Consider and act upon adoption of a Resolution approving the Third Amended and Restated Bylaws of the Frisco Economic Development Corporation. (FEDC/JF) **APPROVED 6 – 0 / RESOLUTION 2022-09-40R**
34. Consider and act upon adoption of an Ordinance amending Chapter 54 of the Frisco Code of Ordinances adding Article X, possession of catalytic converters. (Police/DS) **APPROVED 6 – 0 / ORDINANCE 2022-09-41**
35. Public Hearing: Second Public Hearing on the City of Frisco Fiscal Year 2023 Annual Budget, including the Frisco Economic Development Corporation Fiscal Year 2023 Budget, and the Frisco Community Development Corporation Fiscal Year 2023 Budget. (Budget/JH) **HEARING HELD**
36. Consider and act upon adoption of a Resolution calling for a public hearing and public meeting to vote on the City of Frisco proposed tax rate for Fiscal Year 2023 and Tax Year 2022. (Budget/JH) **APPROVED 6 – 0 / RESOLUTION 2022-09-41R**
37. Consider and act upon acceptance of the certification of anticipated collection rate and excess collections. (Budget/JH) **APPROVED 6 – 0**
38. 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 (BSO/AC). **TABLED ITEM #38 UNTIL THE SEPTEMBER 20, 2022, REGULAR CITY COUNCIL MEETING / 6 – 0**

Recess into Closed Session in compliance with Section 551.071 et. seq. Texas Government Code. **RECESSED AT 8:03 P.M.**

Reconvene into Regular Session and take any action necessary as a result of the Closed Session. **RECONVENED AT 9:18 P.M. / NO ACTION TAKEN**

39. 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 CITIZEN'S INQUIRY CONCERNING STAFF INCREASES FOR THE FRISCO FIRE DEPARTMENT MENTIONED DURING AGENDA ITEM #35. ITEM #31 WAS TABLED TO A FUTURE CITY COUNCIL MEETING. ITEM #38 WAS TABLED UNTIL THE SEPTEMBER 20, 2022, REGULAR CITY COUNCIL MEETING.**

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

**ADJOURN – 9:19 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/>.*