



## **CITY COUNCIL**

**1520 K Avenue, Plano TX 75074 and via  
videoconference**

**DATE: March 19, 2024**

**TIME: 7:00 PM**

**This City Council Meeting will be held in person in the Senator Florence Shapiro Council Chambers and via videoconference. A quorum of the City Council, including the presiding officer, will participate in person. The facility will be open to members of the public.**

For those wanting to watch the meeting but not address the Council, the meeting will be live-streamed on Plano's website at [www.planotv.org](http://www.planotv.org) and Facebook.com/cityofplanotx.

To pre-register to speak at the City Council meeting, please visit [https://forms.plano.gov/Forms/Sign\\_Up\\_Citizen](https://forms.plano.gov/Forms/Sign_Up_Citizen). Online registration opens at 5:00 p.m. on the Wednesday prior to the meeting and closes at 4:00 p.m. on the day of the meeting. Onsite registration is available on the day of the meeting until 15 minutes prior to the start of the meeting.

Emails regarding agenda items may be submitted to: [councilcomments@plano.gov](mailto:councilcomments@plano.gov).

### **CALL TO ORDER**

**INVOCATION: Dr. Craig Curry, Senior Pastor - First Baptist Church Plano**

**PLEDGE OF ALLEGIANCE / TEXAS PLEDGE: Troop 1000 - Resurrection Lutheran Church**

**OUR VISION - PLANO IS A GLOBAL ECONOMIC LEADER BONDED BY A SHARED SENSE OF COMMUNITY WHERE RESIDENTS EXPERIENCE UNPARALLELED QUALITY OF LIFE.**

**The City Council may convene into Executive Session to discuss posted items in the regular meeting as allowed by law.**

## **CONSENT AGENDA**

**The Consent Agenda will be acted upon in one motion and contains items which are routine and typically noncontroversial. Items may be removed from this agenda for individual discussion by a Council Member, the City Manager or any citizen. The Presiding Officer will establish time limits based upon the number of speaker requests.**

### **Approval of Minutes**

- (a) February 26, 2024  
**Approved**

### **Approval of Expenditures**

**Award/Rejection of Bid/Proposal: (Purchase of products/services through formal procurement process by this agency)**

- (b) RFB No. 2024-0196-ER for the initial term of \$1,999,880 or two (2) years, whichever occurs first, with two (2) City optional renewals for Arterial Pavement Maintenance Requirements Contract - 2024, Project No. PW-S-00056, for the Public Works Department to ICOS Management, LLC in the amount of \$1,999,880 for each term; and authorizing the City Manager to execute all necessary documents. **Approved**
- (c) RFB No. 2024-0138-B for 7583 West Park Boulevard Median Renovation - Country Place to Ohio Drive, Project No. PKR-P-00009, for the Parks and Recreation Department to Landscapes of Fort Worth, LLC in the amount of \$577,848; and authorizing the City Manager to execute all necessary documents. **Approved**

### **Approval of Change Order**

- (d) To approve a decrease in the current awarded contract amount of \$7,865,846 by \$346,439, for a total contract amount of \$7,519,407, for Residential Concrete Pavement Repair Zone P4 from Metroplex Concrete Construction, Inc. for the Public Works Department; and authorizing the City Manager to execute all necessary documents. (Contract No. 2021-0376-B; Change Order No. 2) **Approved**
- (e) To approve an increase to the current awarded contract amount of \$13,638,803 by \$235,000, for a total contract amount of \$13,873,803, for Fire Training Center, Project No. FAC-F-6824, from Thos. S. Byrne, Inc. for the Engineering Department; and authorizing the City Manager to execute all necessary documents. (Contract No. 2017-0516-B, Change Order No. 4) **Approved**
- (f) To approve an increase to the current awarded contract amount of \$13,797,878 by \$2,574,817, for a total contract amount of \$16,372,694, for Shiloh Road Expansion - Park Boulevard to 14th Street, Project No. 7036, from Texas Sterling Construction Co. for the Engineering Department; and authorizing the City Manager to execute all necessary documents. (Contract No. 2022-0241-B; Change Order No. 2) **Approved**

### **Approval of Expenditure**

- (g) To approve an expenditure for construction materials testing professional services for Screening Wall Replacement - Park Boulevard, Parker Road, Independence Parkway, 14th Street & 15th Street, Project No. 7574, in the amount of \$198,478 from Terracon Consultants, Inc. for the Engineering Department; and authorizing the City Manager to execute all necessary documents. **Approved**

### **Approval of Contract / Agreement**

- (h) To approve a Memorandum of Understanding between the North Texas Municipal Water District and the City of Plano for providing electricity to the 121 Landfill Odor Management System; and authorizing the City Manager to execute all necessary documents. **Approved**
- (i) To approve an Interlocal Agreement by and between the City of Plano and the North Central Texas Council of Governments (NCTCOG) in the amount of \$16,641 for the acquisition of 2024 LiDAR data for the Engineering Department; and authorizing the City Manager to execute all necessary documents. **Approved**
- (j) To approve a Tender Agreement between the City of Plano and US Casualty and Surety Insurance Company; and a Completion Contract in the amount of \$1,920,000 (\$857,538 from the Original Contract Balance and \$1,062,462 from the Surety Payment) between the City of Plano and A&C Construction, Inc., authorizing A&C Construction, Inc. to complete the construction of Sidewalk Improvements - Plano Parkway from Independence Parkway to Alma Drive, Project No. 6901; and authorizing the City Manager to execute all necessary documents to resolve this matter. **Approved**

### **Adoption of Resolutions**

- (k) To approve the hiring of Victor A. Flores as Assistant City Attorney, Senior by the City Attorney; and providing an effective date. **Adopted Resolution No. 2024-3-1(R)**

### **Adoption of Ordinances**

- (l) To amend Section 16-19 – Fees for zoning, rezoning and other miscellaneous fees, of Article II – Fees Generally, of Chapter 16, Planning and Development, of the Code of Ordinances of the City of Plano; to add a fee for Substantially Conforming Landscape Plans; providing a repealer clause, a severability clause, a publication clause, and an effective date. **Adopted Ordinance No. 2024-3-2**
- (m) To amend Section 12-101, Prohibited on certain streets at all times, Article V, Stopping, Standing and Parking, Chapter 12, Motor Vehicles and Traffic, of the City of Plano Code of Ordinances to establish no parking zones along Allied Drive, Grandview Drive, Pebble Vale Drive, and Potomac Drive, within the city limits of the City of Plano; and providing a penalty clause, a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date. **Adopted Ordinance No. 2024-3-3**

## **COMMENTS OF PUBLIC INTEREST**

**This portion of the meeting is to allow up to three (3) minutes per speaker with thirty (30) total minutes on items of interest or concern and not on items that are on the current agenda. The Council may not discuss these items, but may respond with factual or policy information. The Council may choose to place the item on a future agenda.**

***\*IMPORTANT MESSAGE\* Plano City Council meetings will temporarily be held at Davis Library as of April 8, 2024 during renovation of the council chambers. Due to limited seating, all speakers must register online by 4:00 p.m. on the day of the meeting. No onsite registration is available.***

The City of Plano encourages participation from all citizens. The facility has accessible restroom facilities, drinking fountains, and power assist entrance doors. The facility is easily accessed from public sidewalks and parking areas, with designated accessible parking nearby. If you require additional assistance or reasonable accommodations under the Americans with Disabilities Act for this meeting or facility, including ASL interpreters, you should submit an ADA Reasonable Accommodation Request Form to the ADA Coordinator at least 48 hours in advance. If you need assistance completing the form, please call 972-941-7152. Complete or download the ADA Reasonable Accommodation Request Form at <https://www.plano.gov/395/Accessibility-Accommodations>.





## CITY COUNCIL AGENDA MEMO

**MEETING DATE:** 3/19/2024

**DEPARTMENT:** City Secretary

**DIRECTOR:** Lisa Henderson, City Secretary

**This City Council Meeting will be held in person in the Senator Florence Shapiro Council Chambers and via videoconference. A quorum of the City Council, including the presiding officer, will participate in person. The facility will be open to members of the public.**

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**AGENDA ITEM:** To pre-register to speak at the City Council meeting, please visit [https://forms.plano.gov/Forms/Sign\\_Up\\_Citizen](https://forms.plano.gov/Forms/Sign_Up_Citizen). Online registration opens at 5:00 p.m. on the Wednesday prior to the meeting and closes at 4:00 p.m. on the day of the meeting. Onsite registration is available on the day of the meeting until 15 minutes prior to the start of the meeting.

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**RECOMMENDED ACTION:** Location Link

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## CITY COUNCIL AGENDA MEMO

**MEETING DATE:** 3/19/2024  
**DEPARTMENT:** City Secretary  
**DIRECTOR:** Lisa Henderson, City Secretary  
**AGENDA ITEM:** Approval of Minutes  
**RECOMMENDED ACTION:** Approval of Minutes

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### **ITEM SUMMARY**

February 26, 2024

**Approved**

### **ATTACHMENTS:**

Description	Upload Date	Type
Preliminary Open Meeting Minutes	3/12/2024	Minutes
Regular Meeting Minutes	3/12/2024	Minutes

**PLANO CITY COUNCIL  
PRELIMINARY OPEN MEETING  
February 26, 2024**

**COUNCIL MEMBERS PRESENT**

John B. Muns, Mayor  
Kayci Prince, Mayor Pro Tem  
Maria Tu, Deputy Mayor Pro Tem  
Anthony Ricciardelli  
Rick Horne  
Shelby Williams  
Julie Holmer arrived at 5:02 p.m.  
Rick Smith

**STAFF PRESENT**

Mark Israelson, City Manager  
Jack Carr, Deputy City Manager  
Shelli Siemer, Deputy City Manager  
Sam Greif, Deputy City Manager  
LaShon Ross, Deputy City Manager  
Paige Mims, City Attorney  
Lisa C. Henderson, City Secretary

Mayor Muns called the meeting to order at 5:00 p.m., Monday, February 26, 2024, in the Senator Florence Shapiro Council Chambers of the Plano Municipal Center, 1520 K Avenue and via videoconference. A quorum was present. Mayor Muns then stated the Council would retire into Executive Session, in Training Room A, in compliance with Chapter 551, Government Code, Vernon's Texas Codes Annotated in order to consult with an attorney to receive Legal Advice and discuss Litigation, Section 551.071; and discuss Economic Development matters, Section 551.087; for which a certified agenda will be kept in the office of the City Secretary for a period of two years as required. The Council convened into Executive Session at 5:14 p.m.

Mayor Muns reconvened the meeting back into the Preliminary Open Meeting at 6:01 p.m.

- **Consideration and action resulting from Executive Session discussion**
- **Short-Term Rental Study Implementation Timeline**  
Council expressed concurrence for a presentation on the key points of the Short-Term Rental Registration Program at the March 19, 2024, Preliminary Open Meeting with adoption at the April 22, 2024, Regular Council Meeting.
- **Heritage Preservation Grant Program Operations and Maintenance Funding**  
Robert Pannell representing North Texas Masonic Historical Museum & Library and Hannah Moss representing the Texas Pool Foundation spoke to the importance of the funding. Council expressed concurrence to consider options to expanding funding options and allow additional organizations to apply for O&M funding at a future meeting.
- **Consent and Regular Agendas**  
Consent Item "O" (Ricciardelli) was pulled for individual consideration.

- **Council items for discussion/action on future agendas**

With no further discussion, the Preliminary Open Meeting adjourned at 6:27 p.m.

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John B. Muns, MAYOR

ATTEST:

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Lisa C. Henderson, City Secretary

**PLANO CITY COUNCIL  
REGULAR SESSION  
February 26, 2024**

**COUNCIL MEMBERS PRESENT**

John B. Muns, Mayor  
Kayci Prince, Mayor Pro Tem  
Maria Tu, Deputy Mayor Pro Tem  
Anthony Ricciardelli  
Rick Horne  
Shelby Williams  
Julie Holmer  
Rick Smith

**STAFF PRESENT**

Mark Israelson, City Manager  
Jack Carr, Deputy City Manager  
Shelli Siemer, Deputy City Manager  
Sam Greif, Deputy City Manager  
LaShon Ross, Deputy City Manager  
Paige Mims, City Attorney  
Lisa C. Henderson, City Secretary

Mayor Muns convened the Council into the Regular Session on Monday, February 26, 2024, at 7:00 p.m. in the Senator Florence Shapiro Council Chambers of the Plano Municipal Center, 1520 K Avenue and via videoconference. A quorum was present.

**Invocation and Pledge**

Dr. Terren Dames with North Dallas Community Bible Fellowship led the invocation and Brownie Troop 1674 with Custer Road United Methodist Church led the Pledge of Allegiance and Texas Pledge.

**Consent Agenda**

**MOTION:** Upon a motion made by Councilmember Ricciardelli and seconded by Councilmember Horne the Council voted 8-0 to approve all items on the Consent Agenda, except Item “O” as follows:

**Approval of Minutes**

February 12, 2024  
(Consent Agenda Item “A”)

### **Approval of Expenditures**

#### **Award/Rejection of Bid/Proposal: (Purchase of products/services through formal procurement process by this agency)**

**RFB No. 2023-0693-ER** for an initial term of \$2,443,200 or two (2) years, whichever occurs first, with two (2) City optional renewals for Residential Alley Repairs Requirements Contract - 2023, Project No. PW-S-00050, for the Public Works Department to Urban Infraconstruction, LLC in the amount of \$2,443,200 for each term; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “B”)

**RFB No. 2024-0113-AC** for a one (1) year contract with five (5) one-year automatic renewals for Median and Right-of-Way Mowing, Group A, for Parks and Recreation Department to Carruthers Landscape Management, Inc. in the estimated annual amount of \$99,680; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “C”)

**RFB No. 2024-0063-AC** for a one (1) year contract with three (3) one-year automatic renewals for Professional Food Service Personnel for the Plano Event Center to Mangwenya LLC in the estimated annual amount of \$314,650; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “D”)

**RFB No. 2024-0151-B** for Building No. 30 Animal Shelter 2023 Renovations, Project No. FAC-F-7618, for the Engineering Department to Native Consolidated Management LLC DBA Native Construction in the amount of \$509,844; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “E”)

#### **Purchase from an Existing Contract**

Rescind award of RFB No. 2021-0432-O for one (1) Six Yard Dump Truck for Fleet Services in the amount of \$99,269 from MHC Kenworth-Dallas and to approve the purchase of one (1) Six Yard Dump Truck for Fleet Services from Southwest International Trucks in the amount of \$117,969 through an existing contract; and authorizing the City Manager to execute all necessary documents. (BuyBoard Contract No. 723-23) (Consent Agenda Item “F”)

To approve the purchase of two (2) Ventrac Tractors, one (1) Utility Vehicle, one (1) Greens Roller, one (1) Turf Sprayer, and one (1) Sweeper for Fleet Services in the amount of \$279,131 from Professional Turf Products through existing contracts; and authorizing the City Manager to execute all necessary documents. (BuyBoard Contract No. 706-23 and Sourcewell Contract No. 031121-TTC) (Consent Agenda Item “G”)

#### **Approval of Change Order**

To approve an increase to the current awarded contract amount of \$4,782,963 by \$280,950, for a total amount of \$5,063,913, for Collin Creek Wastewater Improvements, Project No. 7230, from A & B Construction, LLC for the Engineering Department; and authorizing the City Manager to execute all necessary documents. (Contract No. 2022-0455-B; Change Order No. 1) (Consent Agenda Item “H”)

To ratify an increase to the current awarded contract amount of \$3,332,210 by \$285,909, for a total contract amount of \$3,618,119, for West Arterial Overlay - 2023, Project No. 7541, from Texas Materials Group, Inc. dba Texas Bit for the Public Works Department; and authorizing the City Manager to execute all necessary documents. (Contract No. 2023-0341-B; Change Order No. 1) (Consent Agenda Item “I”)

### **Approval of Request**

To call a public hearing to initiate a petition for rezoning of certain properties from Planned Development-381-Retail/General Office and Agricultural to Light Industrial-1 located south of Lotus Drive and north of President George Bush Turnpike at Independence Parkway. (Consent Agenda Item “J”)

### **Approval of Expenditure**

To approve an expenditure in the amount of \$1,040,660 for the purchase of a Sanitary Sewer Easement and a Temporary Construction Easement located at 2700 West Plano Parkway from 2700 Plano Parkway LLC; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “K”)

To approve an expenditure for engineering professional services for Winding Hollow Drainage Improvements, Project No. ENG-D-00006, in the amount of \$379,000 from Halff Associates, Inc. for the Engineering Department; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “L”)

### **Approval of Contract / Agreement**

To approve a Memorandum of Understanding between the City of Plano and Dallas Area Rapid Transit (DART), for ensuring the cleanliness of the equipment maintenance facility, wash buildings, and surrounding site for the proposed Silver Line Maintenance Facility; authorizing the City Manager to execute all necessary documents; and providing an effective date. (Consent Agenda Item “M”)

To approve an Interlocal Agreement between Collin County and the City of Plano for use of county funds in the 2018 Parks and Open Space Bond Project for construction of the Chisholm Trail Extension; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “N”)

### **End of Consent**

**Ordinance No. 2024-2-3:** To provide certain Heritage Resources within the City of Plano ad valorem tax relief as allowed by the Heritage Tax Exemption Ordinance to provide for reinvestment into maintenance and long-term preservation of historic structures, providing a severability clause, and an effective date. (Consent Agenda Item “O”)

**MOTION:** Upon a motion made by Councilmember Ricciardelli and seconded by Councilmember Williams, the Council voted 8-0 to provide certain Heritage Resources within the City of Plano ad valorem tax relief as allowed by the Heritage Tax Exemption Ordinance to provide for reinvestment into maintenance and long-term preservation of historic structures; with direction for staff to work with budget and include in the re-estimate; and further to adopt Ordinance No. 2024-2-3.

**Public Hearing and adoption of Ordinance No. 2024-2-4** as requested in Zoning Case 2023-021 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, rezoning 5.0 acres of land located on the west side of Enterprise Drive, 175 feet north of Park Boulevard in the City of Plano, Collin County, Texas, from Corridor Commercial to Planned Development-72-Single-Family Residence Attached; directing a change accordingly in the official zoning map of the City; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, a publication clause, and an effective date. Petitioner: Fairview Farm Land Company, Ltd. (Regular Item “1”)

Mayor Muns opened the public hearing. No one requested to speak. Mayor Muns closed the public hearing.

**MOTION:** Upon a motion made by Mayor Pro Tem Prince and seconded by Councilmember Horne, the Council voted 8-0 to rezone 5.0 acres of land located on the west side of Enterprise Drive, 175 feet north of Park Boulevard in the City of Plano, Collin County, Texas, from Corridor Commercial to Planned Development-72-Single-Family Residence Attached; directing a change accordingly in the official zoning map of the City; as requested in Zoning Case 2023-021; and further to adopt Ordinance No. 2024-2-4.

The Council took a brief recess at 7:24 p.m. to complete findings forms and reconvened at 7:30 p.m.

**Public Hearing and adoption of Ordinance No. 2024-2-5** as requested in Zoning Case 2023-029 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, granting Specific Use Permit No. 63 for Electrical Substation on 3.4 acres of land located 1,440 feet west of North Star Road and 940 feet south of Plano Parkway in the City of Plano, Collin County, Texas, presently zoned Research/Technology Center, directing a change accordingly in the official zoning map of the City; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, a publication clause, and an effective date. Petitioner: Plano Property Owner, LP (Regular Item “2”)

Mayor Muns opened the public hearing. Bill Dahlstrom with Jackson Walker, LLP and Cameron Lassiter with Aligned Data Center were available to answer questions regarding the project. Mayor Muns closed the public hearing.



**Public Hearing and adoption of Ordinance No. 2024-2-5 (Cont'd.)**

**MOTION:** Upon a motion made by Councilmember Horne and seconded by Councilmember Smith, the Council voted 8-0 to grant Specific Use Permit No. 63 for Electrical Substation on 3.4 acres of land located 1,440 feet west of North Star Road and 940 feet south of Plano Parkway in the City of Plano, Collin County, Texas, presently zoned Research/Technology Center, directing a change accordingly in the official zoning map of the City; as requested in Zoning Case 2023-029; and further to adopt Ordinance No. 2024-2-5.

**Public Hearing and adoption of Ordinance No. 2024-2-6** as requested in Zoning Case 2023-014 to amend Article 8 (Definitions), Article 14 (Allowed Uses and Use Classifications), Article 15 (Use-specific Regulations), and Article 16 (Parking and Loading) of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, to allow commercial drone delivery hubs and to include provisions for advanced air mobility aircraft; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, a publication clause, and an effective date. Petitioner: City of Plano (Tabled at the October 23, 2023, and November 27, 2023, City Council meetings.) (Regular Item “3”)

Mayor Muns opened the public hearing. Scott Shtofman, with Association of Uncrewed Vehicle Systems International, Kellyn Blossom with Zipline, Justin Shore with Wing, and Grant Guillot with Drone Up requested the item be remanded to the Planning & Zoning Commission. Delbert and Crystal Cantu and Adrian Doko spoke to the benefits of drone delivery. Mayor Muns closed the public hearing.

**MOTION:** Upon a motion made by Mayor Pro Tem Prince and seconded by Councilmember Ricciardelli, the Council voted 3-5, with Mayor Muns, Deputy Mayor Pro Tem Tu and Councilmembers Williams, Holmer and Smith in opposition, to remand the item to the Planning & Zoning Commission. Motion Failed.

**MOTION:** Upon a motion made by Councilmember Holmer and seconded by Councilmember Smith, the Council voted 5-3, with Mayor Pro Tem Prince and Councilmembers Ricciardelli and Horne in opposition, to amend Article 8 (Definitions), Article 14 (Allowed Uses and Use Classifications), Article 15 (Use-specific Regulations), and Article 16 (Parking and Loading) of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, to allow commercial drone delivery hubs and to include provisions for advanced air mobility aircraft; as requested in Zoning Case 2023-014; with the direction to review the ordinance within 12 months; and further to adopt Ordinance No. 2024-2-6.

**Public Hearing and adoption of Ordinance No. 2024-2-7** as requested in Zoning Case 2023-019 to amend Article 3 (Site Plan Review), Article 5 (Variances and Appeals of Administrative Decisions), Article 7 (Nonconformities), Article 9 (Residential Districts), Article 10 (Nonresidential Districts), Article 14 (Allowed Uses and Use Classifications), Article 15 (Use-specific Regulations), and Article 20 (Screening, Fence and Wall Regulations) of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, pertaining to recent state legislative actions to ensure compliance with state law, including amendments related to Senate Bill 929; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, a publication clause, and an effective date. Petitioner: City of Plano (Regular Item “4”)

Mayor Muns opened the public hearing. No one requested to speak. Mayor Muns closed the public hearing.

**MOTION:** Upon a motion made by Councilmember Williams and seconded by Councilmember Holmer, the Council voted 8-0 to amend Article 3 (Site Plan Review), Article 5 (Variances and Appeals of Administrative Decisions), Article 7 (Nonconformities), Article 9 (Residential Districts), Article 10 (Nonresidential Districts), Article 14 (Allowed Uses and Use Classifications), Article 15 (Use-specific Regulations), and Article 20 (Screening, Fence and Wall Regulations) of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, pertaining to recent state legislative actions to ensure compliance with state law, including amendments related to Senate Bill 929; as requested in Zoning Case 2023-019; and further to adopt Ordinance No. 2024-2-7.

**Public Hearing and adoption of Ordinance No. 2024-2-8** as requested in Subdivision Ordinance Amendment 2023-003 to amend the Introduction and Procedural Overview, Article I (General Provisions), Article II (Definitions), Article III (Platting Procedures), Article IV (Assurance for Completion and Maintenance of Improvements), Article V (Requirements for Public Improvements, Reservation and Design), and Article VII (Replatting Procedures) of the Subdivision Ordinance of the City, Ordinance No. 2017-11-4, as heretofore amended, related to House Bill 3699, including extension of certain plat approval authority to staff as permitted under the bill; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, a publication clause, and an effective date. Petitioner: City of Plano (Regular Item “5”)

Mayor Muns opened the public hearing. No one requested to speak. Mayor Muns closed the public hearing.

**MOTION:** Upon a motion made by Mayor Pro Tem Prince and seconded by Councilmember Smith, the Council voted 8-0 to amend the Introduction and Procedural Overview, Article I (General Provisions), Article II (Definitions), Article III (Platting Procedures), Article IV (Assurance for Completion and Maintenance of Improvements), Article V (Requirements for Public Improvements, Reservation and Design), and Article VII (Replatting Procedures) of the Subdivision Ordinance of the City, Ordinance No. 2017-11-4, as heretofore amended, related to House Bill 3699, including extension of certain plat approval authority to staff as permitted under the bill; as requested in Subdivision Ordinance Amendment 2023-003; and further to adopt Ordinance No. 2024-2-8.

**Comments of Public Interest**

Alex Stein addressed the Council.

Sean Strickland addressed the Council.

Deputy Mayor Pro Tem Tu left the meeting at 8:42 p.m.

With no further discussion, the Regular City Council Meeting adjourned at 8:44 p.m.

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John B. Muns, Mayor

ATTEST:

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Lisa C. Henderson, City Secretary

# CITY COUNCIL

FINDINGS RELATED TO ZONING CASE 2023-021



## MEETING DATE

Monday, February <sup>26</sup>~~12~~, 2024

## RESULTS

I, Mayor/Councilmember MUNS, after review of the written information and listening to the hearing participants, voted in **SUPPORT** of this case, finding the following:

1. The request is consistent with the overall Guiding Principles of the Comprehensive Plan because: IT PROVIDES HOUSING OF NEED; and
2. The request is substantially beneficial to the immediate neighbors, surrounding community, and general public interest because: SINGLE FAMILY HOUSING; and
3. The request is consistent with other policies, actions, maps:
  - ☒ Future Land Use Map and Dashboards – Description & Priorities
  - ☒ Future Land Use Map and Dashboards – Mix of Uses
  - ☒ Future Land Use Map and Dashboards – Character Defining Elements
  - ☐ Thoroughfare Plan Map & Cross Sections
  - ☒ Bicycle Transportation Plan Map
  - ☒ Parks Master Plan Map
  - ☐ Expressway Corridor Environmental Health Map
  - ☐ Undeveloped Land Policy – Action 3 (UL3)
  - ☐ Redevelopment & Growth Management Policy – Action 8 (RGM8)
  - ☐ Other: \_\_\_\_\_

4. Comments on any of the above which further explain my position: \_\_\_\_\_.

Overall, I believe the applicant's request should be supported; and the reasons I have indicated above outweigh the project's incompatibility with the mix of uses, density, or building heights favored by the Future Land Use Map Dashboard of the Comprehensive Plan.

Signature

Date

## MEETING DATE

Monday, February ~~12~~<sup>26</sup>, 2024

## RESULTS

I, Mayor/Councilmember Kari Prince, after review of the written information and listening to the hearing participants, voted in **SUPPORT** of this case, finding the following:

1. The request is consistent with the overall Guiding Principles of the Comprehensive Plan because: it provides much needed housing in an infill development. and
2. The request is substantially beneficial to the immediate neighbors, surrounding community, and general public interest because: new housing is available and
3. The request is consistent with other policies, actions, maps:
  - ☒ Future Land Use Map and Dashboards – Description & Priorities
  - ☒ Future Land Use Map and Dashboards – Mix of Uses
  - ☒ Future Land Use Map and Dashboards – Character Defining Elements
  - ☐ Thoroughfare Plan Map & Cross Sections
  - ☐ Bicycle Transportation Plan Map
  - ☐ Parks Master Plan Map
  - ☐ Expressway Corridor Environmental Health Map
  - ☐ Undeveloped Land Policy – Action 3 (UL3)
  - ☒ Redevelopment & Growth Management Policy – Action 8 (RGM8)
  - ☐ Other: \_\_\_\_\_
4. Comments on any of the above which further explain my position: \_\_\_\_\_

Overall, I believe the applicant's request should be supported; and the reasons I have indicated above outweigh the project's incompatibility with the mix of uses, density, or building heights favored by the Future Land Use Map Dashboard of the Comprehensive Plan.

Signature

Date

# CITY COUNCIL

FINDINGS RELATED TO ZONING CASE 2023-021



## MEETING DATE

Monday, February <sup>26</sup>~~12~~, 2024

## RESULTS

I, Mayor/Councilmember <sup>MARIA</sup>TU, after review of the written information and listening to the hearing participants, voted in **SUPPORT** of this case, finding the following:

1. The request is consistent with the overall Guiding Principles of the Comprehensive Plan because: HOUSING OPTIONS; and
2. The request is substantially beneficial to the immediate neighbors, surrounding community, and general public interest because: MORE RESIDENTIAL HOUSING; and
3. The request is consistent with other policies, actions, maps:
  - ☒ Future Land Use Map and Dashboards – Description & Priorities
  - ☐ Future Land Use Map and Dashboards – Mix of Uses
  - ☐ Future Land Use Map and Dashboards – Character Defining Elements
  - ☐ Thoroughfare Plan Map & Cross Sections
  - ☐ Bicycle Transportation Plan Map
  - ☐ Parks Master Plan Map
  - ☐ Expressway Corridor Environmental Health Map
  - ☐ Undeveloped Land Policy – Action 3 (UL3)
  - ☐ Redevelopment & Growth Management Policy – Action 8 (RGM8)
  - ☐ Other: \_\_\_\_\_
4. Comments on any of the above which further explain my position: \_\_\_\_\_

Overall, I believe the applicant's request should be supported; and the reasons I have indicated above outweigh the project's incompatibility with the mix of uses, density, or building heights favored by the Future Land Use Map Dashboard of the Comprehensive Plan.

Signature

Date

2/26/24

## MEETING DATE

 Monday, February <sup>26</sup>~~12~~, 2024

## RESULTS

 I, Mayor/Councilmember Recirtelli, after review of the written information and listening to the hearing participants, voted in **SUPPORT** of this case, finding the following:

1. The request is consistent with the overall Guiding Principles of the Comprehensive Plan because: it provides more single-family housing in Plano;  
and
2. The request is substantially beneficial to the immediate neighbors, surrounding community, and general public interest because: it increases the diversity of housing options in Plano;  
and
3. The request is consistent with other policies, actions, maps:
  - ☒ Future Land Use Map and Dashboards – Description & Priorities
  - ☒ Future Land Use Map and Dashboards – Mix of Uses
  - ☐ Future Land Use Map and Dashboards – Character Defining Elements
  - ☐ Thoroughfare Plan Map & Cross Sections
  - ☐ Bicycle Transportation Plan Map
  - ☐ Parks Master Plan Map
  - ☐ Expressway Corridor Environmental Health Map
  - ☐ Undeveloped Land Policy – Action 3 (UL3)
  - ☐ Redevelopment & Growth Management Policy – Action 8 (RGM8)
  - ☐ Other: \_\_\_\_\_

4. Comments on any of the above which further explain my position: Please see comments at meeting

Overall, I believe the applicant's request should be supported; and the reasons I have indicated above outweigh the project's incompatibility with the mix of uses, density, or building heights favored by the Future Land Use Map Dashboard of the Comprehensive Plan.

Signature

Date

## MEETING DATE

Monday, February <sup>26</sup>~~12~~, 2024

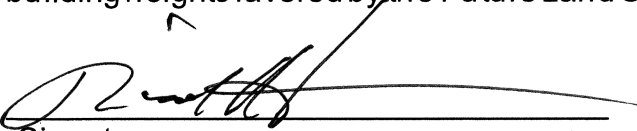
## RESULTS

I, Mayor/Councilmember Rick Horna, after review of the written information and listening to the hearing participants, voted in **SUPPORT** of this case, finding the following:

1. The request is consistent with the overall Guiding Principles of the Comprehensive Plan because: provides and increases the variety of housing; and
2. The request is substantially beneficial to the immediate neighbors, surrounding community, and general public interest because: unique architecture that and will provide quality housing
3. The request is consistent with other policies, actions, maps:
  - ☒ Future Land Use Map and Dashboards – Description & Priorities
  - ☒ Future Land Use Map and Dashboards – Mix of Uses
  - ☒ Future Land Use Map and Dashboards – Character Defining Elements
  - ☐ Thoroughfare Plan Map & Cross Sections
  - ☒ Bicycle Transportation Plan Map
  - ☒ Parks Master Plan Map
  - ☐ Expressway Corridor Environmental Health Map
  - ☐ Undeveloped Land Policy – Action 3 (UL3)
  - ☐ Redevelopment & Growth Management Policy – Action 8 (RGM8)
  - ☐ Other: \_\_\_\_\_

4. Comments on any of the above which further explain my position: only the height of the units drives the requirement for findings.

Overall, I believe the applicant's request should be supported; and the reasons I have indicated above outweigh the project's incompatibility with the mix of uses, density, or building heights favored by the Future Land Use Map Dashboard of the Comprehensive Plan.

  
Signature

2/26/24  
Date



## MEETING DATE

Monday, February <sup>24</sup>~~12~~, 2024

## RESULTS

I, Mayor/Councilmember shelby Williams, after review of the written information and listening to the hearing participants, voted in **SUPPORT** of this case, finding the following:

1. The request is consistent with the overall Guiding Principles of the Comprehensive Plan because: the land use & housing mix is consistent w/ comp plan and
2. The request is substantially beneficial to the immediate neighbors, surrounding community, and general public interest because: it diversifies our ownership options and
3. The request is consistent with other policies, actions, maps:
  - ☒ Future Land Use Map and Dashboards – Description & Priorities
  - ☒ Future Land Use Map and Dashboards – Mix of Uses
  - ☒ Future Land Use Map and Dashboards – Character Defining Elements
  - ☐ Thoroughfare Plan Map & Cross Sections
  - ☐ Bicycle Transportation Plan Map
  - ☐ Parks Master Plan Map
  - ☐ Expressway Corridor Environmental Health Map
  - ☐ Undeveloped Land Policy – Action 3 (UL3)
  - ☐ Redevelopment & Growth Management Policy – Action 8 (RGM8)
  - ☐ Other: \_\_\_\_\_
4. Comments on any of the above which further explain my position: This is a unique, difficult spot to develop

Overall, I believe the applicant's request should be supported; and the reasons I have indicated above outweigh the project's incompatibility with the mix of uses, density, or building heights favored by the Future Land Use Map Dashboard of the Comprehensive Plan.

Signature

Date

1/26/2024

## MEETING DATE

 Monday, February <sup>26</sup>~~12~~, 2024

## RESULTS

I, Mayor/Councilmember <sup>JULIE</sup>~~HOLMER~~, after review of the written information and listening to the hearing participants, voted in **SUPPORT** of this case, finding the following:

1. The request is consistent with the overall Guiding Principles of the Comprehensive Plan because: offers additional housing options;  
and
2. The request is substantially beneficial to the immediate neighbors, surrounding community, and general public interest because: \_\_\_\_\_;  
and
3. The request is consistent with other policies, actions, maps:
  - ☒ Future Land Use Map and Dashboards – Description & Priorities
  - ☐ Future Land Use Map and Dashboards – Mix of Uses
  - ☐ Future Land Use Map and Dashboards – Character Defining Elements
  - ☐ Thoroughfare Plan Map & Cross Sections
  - ☒ Bicycle Transportation Plan Map
  - ☒ Parks Master Plan Map
  - ☐ Expressway Corridor Environmental Health Map
  - ☐ Undeveloped Land Policy – Action 3 (UL3)
  - ☐ Redevelopment & Growth Management Policy – Action 8 (RGM8)
  - ☐ Other: \_\_\_\_\_

4. Comments on any of the above which further explain my position:

*only deviation from  
Comp Plan is height +  
no complaints about that  
from neighbors.*

Overall, I believe the applicant's request should be supported; and the reasons I have indicated above outweigh the project's incompatibility with the mix of uses, density, or building heights favored by the Future Land Use Map Dashboard of the Comprehensive Plan.

Julie Holmer  
Signature

2/26/2024  
Date

**MEETING DATE**
 Monday, February <sup>26</sup>~~12~~, 2024
**RESULTS**

I, Mayor/Councilmember Smith, after review of the written information and listening to the hearing participants, voted in **SUPPORT** of this case, finding the following:

1. The request is consistent with the overall Guiding Principles of the Comprehensive Plan because: Adding needed Additional single family - Attached;  
and Inventory
2. The request is substantially beneficial to the immediate neighbors, surrounding community, and general public interest because: meets housing needs;  
and
3. The request is consistent with other policies, actions, maps:
  - ☒ Future Land Use Map and Dashboards – Description & Priorities
  - ☐ Future Land Use Map and Dashboards – Mix of Uses
  - ☐ Future Land Use Map and Dashboards – Character Defining Elements
  - ☐ Thoroughfare Plan Map & Cross Sections
  - ☐ Bicycle Transportation Plan Map
  - ☐ Parks Master Plan Map
  - ☐ Expressway Corridor Environmental Health Map
  - ☐ Undeveloped Land Policy – Action 3 (UL3)
  - ☐ Redevelopment & Growth Management Policy – Action 8 (RGM8)
  - ☐ Other: \_\_\_\_\_

4. Comments on any of the above which further explain my position: \_\_\_\_\_.

Overall, I believe the applicant's request should be supported; and the reasons I have indicated above outweigh the project's incompatibility with the mix of uses, density, or building heights favored by the Future Land Use Map Dashboard of the Comprehensive Plan.

 \_\_\_\_\_  
 Signature

 \_\_\_\_\_  
 Date

2/26/24

## CITY COUNCIL AGENDA MEMO

**MEETING DATE:** 3/19/2024

**DEPARTMENT:** Public Works

**DIRECTOR:** Dan Prendergast, P.E. Director of Public Works

**AGENDA ITEM:** Award of a bid for the initial term of \$1,999,880 or two (2) years, whichever occurs first, with two (2) City optional renewals for a total of \$5,999,640 for Arterial Pavement Maintenance Requirements Contract - 2024, Project No. PW-S-00056.

**RECOMMENDED ACTION:** Award/Rejection of Bid/Proposal

---

### **ITEM SUMMARY**

RFB No. 2024-0196-ER for the initial term of \$1,999,880 or two (2) years, whichever occurs first, with two (2) City optional renewals for Arterial Pavement Maintenance Requirements Contract - 2024, Project No. PW-S-00056, for the Public Works Department to ICOS Management, LLC in the amount of \$1,999,880 for each term; and authorizing the City Manager to execute all necessary documents. **Approved**

### **BACKGROUND**

Public Works recommends the bid for the Arterial Pavement Maintenance Requirements Contract – 2024 project be awarded to ICOS Management, LLC, for the initial term of \$1,999,880, or two years, whichever occurs first, with two City optional renewals; to be accepted as the lowest responsive and responsible bid for the project, conditioned upon timely execution of all necessary documents. A total of 1,939 vendors were notified of the bid, seven (7) submitted a “No Bid” and ten (10) bids were submitted.

For each contract term, this project involves the repair of 15,000 square yards of arterial concrete street pavement, 12,500 square feet of sidewalk and 31 barrier free ramps, located in various locations throughout the City of Plano.

Public Works employs three options for different types of pavement repair needs. City staff typically handle smaller isolated repairs of significantly damaged street, sidewalk, and alley paving. Utilizing city crews for these areas is more cost-effective than a third party due to costs of mobilization and economy of scale. Next, larger areas of repair are bid as separate contracts such as neighborhood zone rehabilitation projects and arterial rehabilitation projects that cover several miles of infrastructure. Finally, requirements projects, such as this one, are location based work orders that address moderate sized areas of disrepair. Staff creates work orders for these areas with higher quantities of concrete repair and traffic control than city crews are able to address. Staff also inspects the third party construction activities to ensure the work is performed to city specifications.

Public Works staff continually evaluate both the effectiveness of our street projects and feasibility to do more work with Public Works staff. At this time, sufficient yard/storage space, staff space, and equipment is not available for city staff to perform larger pavement rehabilitation projects, such as this requirements project, and still address isolated areas for repair that cost the city more for private contractors to complete.

If this project is not awarded at Council, these areas will not be repaired, which will result in elevated maintenance and replacement costs in the future. In addition, existing ADA compliance issues will not be

repaired, leaving pedestrian facilities in an unsafe condition.

Engineer's estimate for this project is \$2,600,000.

**FINANCIAL SUMMARY/STRATEGIC GOALS**

Funding for this item is available in the 2023-24 Capital Maintenance Fund and is planned for future years, as well. Award of the Arterial Pavement Maintenance Requirements Contract - 2024 has an initial term of two (2) years or \$1,999,880 and two (2) City optional renewals of the same term, for an estimated total amount of \$5,999,640 if all renewal options are exercised.

Approval of this item will support the City's Strategic Plan Critical Success Factor of being an Excellent, Innovative, and Accountable City Government.

**ATTACHMENTS:**

Description	Upload Date	Type
Bid Recap	2/22/2024	Bid Recap

# CITY OF PLANO

## RFB CIP

2024-0196-ER

### Arterial Pavement Maintenance Requirements Contract - 2024

Project No. PW-S-00056

## Bid Recap

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<b><u>Bid Opening Date/Time:</u></b>	Thursday, February 1, 2024 @ 2:00PM
<b><u>Number of Vendors Notified:</u></b>	1,939
<b><u>Vendors Submitting "No Bids":</u></b>	7
<b><u>Number of Non-Responsive Bids Submitted:</u></b>	0
<b><u>Number of Responsive Bids Submitted:</u></b>	10

<b><u>Vendor:</u></b>	<b><u>Total Bid:</u></b>
ICOS Management, LLC	\$ 1,999,880.00
Texas Civil Construction	\$ 2,178,531.25
Garret Shields Infrastructure	\$ 2,233,250.00
Jim Bowman Construction Company, L.P.	\$ 2,297,137.50
Urban Infraconstruction, LLC	\$ 2,459,600.00
CAM-CRETE Contracting, Inc.	\$ 2,488,625.00
HQS Construction, LLC	\$ 2,807,700.00
KenDo Contracting	\$ 3,026,681.25
A & B Construction, LLC	\$ 3,055,025.00
ICGM Group, LLC	\$ 21,598,020.00

### **Recommended Vendor:**

ICOS Management, LLC	\$ 1,999,880.00
----------------------	-----------------

*Stephanie Shaffer*

Stephanie Shaffer, Contract Administrator

2/22/2024

Date

## CITY COUNCIL AGENDA MEMO

**MEETING DATE:** 3/19/2024

**DEPARTMENT:** Parks

**DIRECTOR:** Ron Smith, Director of Parks and Recreation

**AGENDA ITEM:** Award of bid in the amount of \$577,848 for 7583 West Park Boulevard Median Renovation - Country Place to Ohio Drive, Project No. PKR-P-00009

**RECOMMENDED ACTION:** Award/Rejection of Bid/Proposal

---

### **ITEM SUMMARY**

RFB No. 2024-0138-B for 7583 West Park Boulevard Median Renovation - Country Place to Ohio Drive, Project No. PKR-P-00009, for the Parks and Recreation Department to Landscapes of Fort Worth, LLC in the amount of \$577,848; and authorizing the City Manager to execute all necessary documents. **Approved**

### **BACKGROUND**

7583 West Park Boulevard Median Renovation - Country Place to Ohio Drive, Project No. PKR-P-00009 includes the planting of trees in medians and the installation of an irrigation system along 3.5 miles of roadway medians. The current irrigation system is at the end of its life span and any irrigation equipment that can be salvaged will be used for city use.

The Parks and Recreation Department opened bids on January 18, 2024 for RFB No. 2024-0138-B for 7583 West Park Boulevard Median Renovation - Country Place to Ohio Drive, Project No. PKR-P-00009. Two bids were received for the project as shown in the attached bid recap. The lowest responsive and responsible bid was submitted by Landscapes of Fort Worth, LLC in the amount of \$577,848. The bid price is below the Engineers Estimate of \$711,609.

The project has several benefits. Planting trees will increase the tree canopy coverage in Plano as outlined in Plano's Urban Forestry Master Plan. The planting of the trees near roadways will help to reduce the Urban Heat Island Effect, reduce road noise, will help to capture CO2 and particulate matter, reduce storm water run-off, and will improve aesthetics and safety on Park Boulevard. Not approving this project would prevent the City from realizing the environmental benefits of additional trees along this thoroughfare and would prevent an opportunity to increase the tree canopy coverage in Plano.

### **FINANCIAL SUMMARY/STRATEGIC GOALS**

Funding for this item is available in the 2023-24 Park Improvements CIP. Approval of the contract for 7583 West Park Boulevard Median Renovation - Country Place to Ohio Drive, Project No. PKR-P-00009, including tree planting and irrigation system installation, has a total estimated amount of \$577,848.

Approval of this item will support the City's Strategic Plan Critical Success Factor of being an Excellent, Innovative, and Accountable City Government.

### **ATTACHMENTS:**

Description	Upload Date	Type
Bid Recap	2/9/2024	Bid Recap





CITY OF PLANO  
RFB CIP  
SOLICITATION NO. 2024-0138-B  
7583 WEST PARK BOULEVARD MEDIAN RENOVATION –  
COUNTRY PLACE TO OHIO DRIVE  
PROJECT NO. PKR-P-00009  
BID RECAP

---

**Bid Opening Date/Time:** January 18, 2024 @ 2 p.m.

**Number of Vendors Notified:** 1,616

**Number of Vendors Submitting “No Bids”:** 9

**Number of Non-Responsive Bids Submitted:** 1

**Number of Responsive Bids Submitted:** 2

**Vendor:**

Landscapes of Fort Worth, LLC  
SRH Landscapes, LLC

**Total Bid:**

\$577,848.31  
\$687,541.72

**Recommended Vendor:**

Landscapes of Fort Worth, LLC

\$577,848.31

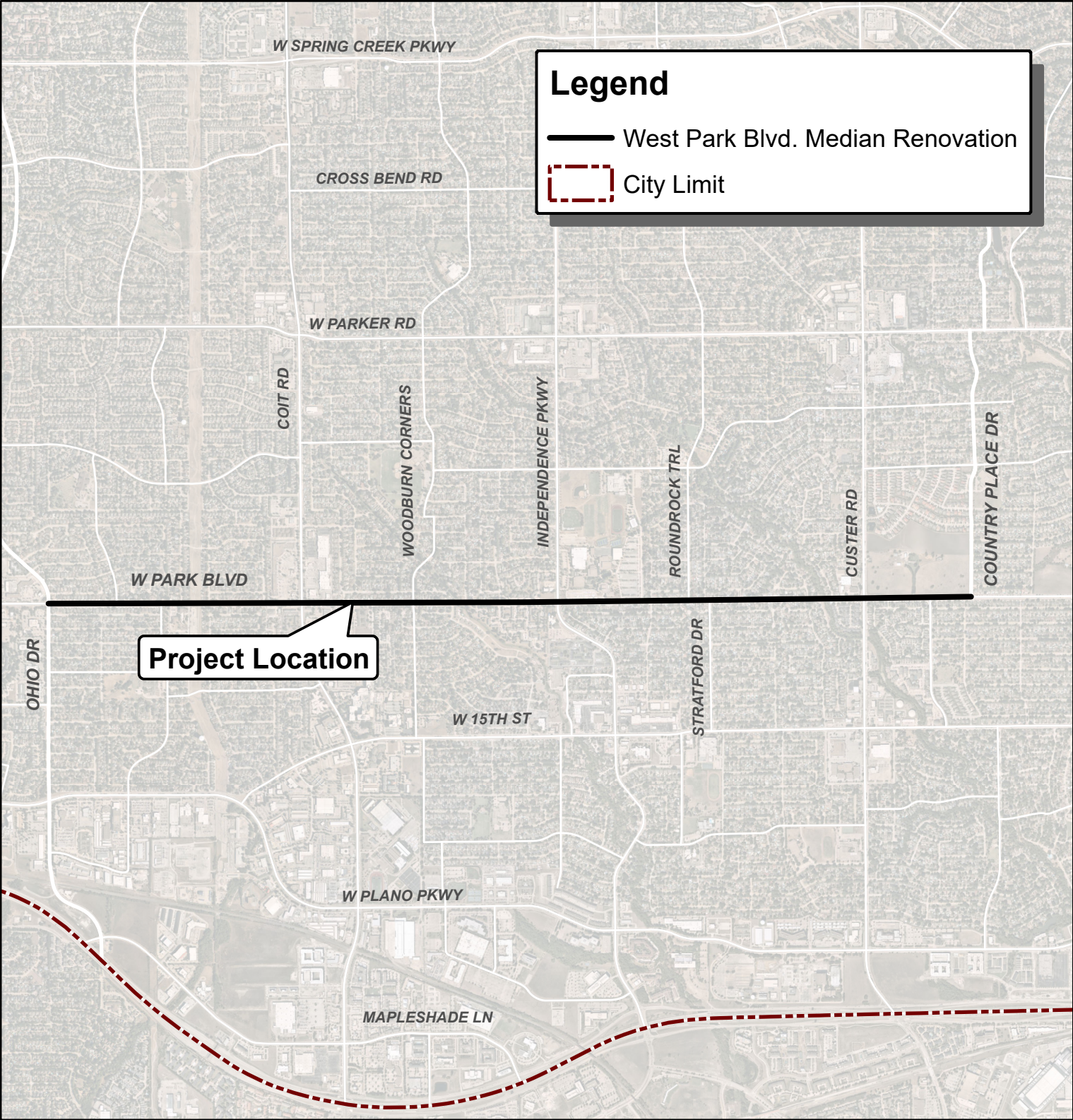
*Lincoln Thompson*

Lincoln Thompson  
Contract Administrator

*January 19, 2024*

Date

T:\naB 1/5/2024 L:\worduser\MXDs\Location Maps\PKR-P-00009 West Park Boulevard Median Renovation - Country Place Drive to Ohio Drive.mxd



### Legend

- West Park Blvd. Median Renovation
- - - City Limit

**Project Location**



0 0.25 0.5  
Miles



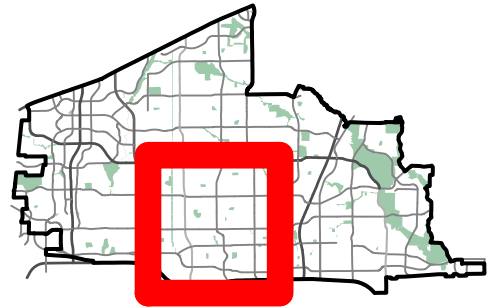
City of Plano Park Planning Division  
1/5/2024

### Location Map

**7583 West Park Boulevard  
Median Renovation**  
Country Place to Ohio Drive

Project No. PKR-P-00009  
Page 30

### Location Map





## CITY COUNCIL AGENDA MEMO

**MEETING DATE:** 3/19/2024  
**DEPARTMENT:** Public Works  
**DIRECTOR:** Dan Prendergast, P.E. Director of Public Works  
**AGENDA ITEM:** Approve a decrease in the amount of \$346,439 for Residential Concrete Pavement Repair Zone P4, Project 7097  
**RECOMMENDED ACTION:** Approval of Change Order

---

### **ITEM SUMMARY**

To approve a decrease in the current awarded contract amount of \$7,865,846 by \$346,439, for a total contract amount of \$7,519,407, for Residential Concrete Pavement Repair Zone P4 from Metroplex Concrete Construction, Inc. for the Public Works Department; and authorizing the City Manager to execute all necessary documents. (Contract No. 2021-0376-B; Change Order No. 2) **Approved**

### **PREVIOUS ACTION/PRESENTATION**

On August 23, 2021, City Council awarded a bid in the amount of \$7,865,846 for Residential Concrete Pavement Repair Zone P4, Project 7097 to Metroplex Concrete Construction, Inc.

On March 24, 2023, the City Manager approved Change Order No. 1, to reduce quantities and provide unit item price increases as allowed for under section 104.2.1 of the North Central Texas Council of Governments Standard Specifications for Public Works Construction.

### **BACKGROUND**

This close out change order is for reduction in quantities of contract items that were not needed to complete the neighborhood zone rehabilitation project. The project began construction in November 2021 and completed construction in January 2024. The project repaired 43,576 square yards of street pavement, 32,998 square yards of alley pavement and 165,872 square feet of sidewalk. The project was originally designed based on estimated quantities of street, sidewalk, and alley repairs needed based on the City's road condition evaluation. The remaining funds will be used on a future residential rehabilitation project.

If this change order is not awarded at Council, the City will not be able to utilize the remaining funds on a future project.

### **FINANCIAL SUMMARY/STRATEGIC GOALS**

This item approves a change in the contract with Metroplex Concrete Construction, Inc. for construction services for the Residential Concrete Pavement Repair Zone P4 project. The second change order, reducing the current contract by \$346,439, will leave a project balance of \$478,261, for future expenditures.

Approval of this item will support the City's Strategic Plan Critical Success Factor of being an Excellent, Innovative, and Accountable City Government.

## CITY COUNCIL AGENDA MEMO

**MEETING DATE:** 3/19/2024  
**DEPARTMENT:** Engineering-Facilities  
**DIRECTOR:** B. Caleb Thornhill, P.E., Director of Engineering  
**AGENDA ITEM:** Approve a change order in the amount of \$235,000 for Fire Training Center, Project No. FAC-F-6824  
**RECOMMENDED ACTION:** Approval of Change Order

---

### **ITEM SUMMARY**

To approve an increase to the current awarded contract amount of \$13,638,803 by \$235,000, for a total contract amount of \$13,873,803, for Fire Training Center, Project No. FAC-F-6824, from Thos. S. Byrne, Inc. for the Engineering Department; and authorizing the City Manager to execute all necessary documents. (Contract No. 2017-0516-B, Change Order No. 4) **Approved**

### **PREVIOUS ACTION/PRESENTATION**

On September 14, 2020, Council awarded RFB No. 2017-0516-B for Fire Training Center, Project No. FAC-F-6824 to Thos. S. Byrne, Inc. in the amount of \$ 12,958,671.

On July 16, 2021 Change Order 1 was executed, 32 calendar days were added to the contract, with an increase of \$0 for a total contract amount of \$12,958,671.

On March 14, 2022 Change Order 2 was executed, 135 calendar days were added to the contract, with an increase of \$0 for a total contract amount of \$12,958,671.

On April 25, 2022 Council awarded an increase of \$680,132 through Change Order 3 for a total contract amount of \$13,638,803, no time was extended.

### **BACKGROUND**

The Engineering Department recommends approval of Change Order No. 4 for the increase in the construction contract with Thos. S. Byrne, Inc., in the amount of \$235,000, for the Fire Training Center, Project No. FAC-F-6824. Change Order No. 4 is required to complete this project. Change Order No. 4 provides Thos. S. Byrne, Inc. with funds due to extended General Conditions. The project experienced delays as certain elements had to be redesigned to serve the ultimate use of the fire props used for training City of Plano Fire Department staff. Change Order #4 will also establish a completion date.

If this agenda item is not approved, the Fire Training Center project will not be completed in a timely manner and litigation may be required.

### **FINANCIAL SUMMARY/STRATEGIC GOALS**

Funding for this item is planned for the 2023-24 Fire & Public Safety Facilities CIP. The fourth change order for the Fire Training Center project will provide construction services in the total estimated amount of \$235,000.

Approval of this item will support the City's Strategic Plan Critical Success Factor of being an Excellent,

Innovative, and Accountable City Government.

## CITY COUNCIL AGENDA MEMO

**MEETING DATE:** 3/19/2024

**DEPARTMENT:** Engineering-CIP

**DIRECTOR:** B. Caleb Thornhill, P.E., Director of Engineering

**AGENDA ITEM:** Approve an increase in the amount of \$2,574,817 for Shiloh Road Expansion - Park Boulevard to 14th Street, Project No. 7036.

**RECOMMENDED ACTION:** Approval of Change Order

---

### **ITEM SUMMARY**

To approve an increase to the current awarded contract amount of \$13,797,878 by \$2,574,817, for a total contract amount of \$16,372,694, for Shiloh Road Expansion - Park Boulevard to 14th Street, Project No. 7036, from Texas Sterling Construction Co. for the Engineering Department; and authorizing the City Manager to execute all necessary documents. (Contract No. 2022-0241-B; Change Order No. 2) **Approved**

### **PREVIOUS ACTION/PRESENTATION**

On March 15, 2022, City Council awarded a bid in the amount of \$13,797,878 for Shiloh Road Expansion - Park Boulevard to 14th Street, Project No. 7036 to Texas Sterling Construction Co.

### **BACKGROUND**

The Engineering Department recommends approval of Change Order No. 2 for the increase of the construction contract with Texas Sterling Construction Co., in the amount of \$2,574,817, for the Shiloh Road Expansion - Park Boulevard to 14th Street project. The original contract amount is \$13,797,877.60 and the amount of the current request is \$2,574,816.69 for a total amount of \$16,372,694.29.

Change Order No. 1 was executed on October 20, 2022 to amend the scope of services. Change Order No. 1 was a no cost change order.

Change Order No. 2 includes additional removal and replacement of existing roadway pavement, sidewalk, barrier free ramps and additional survey for existing pavement replacement on the existing southbound Shiloh Road lanes. After construction began, additional areas of deteriorating pavement were discovered, and after further exploration, staff verified inadequate thickness and reinforcement of existing pavement was prevalent in multiple locations, thus requiring additional pavement removal/replacement. The existing sidewalk along the southbound lanes was also found to have many locations with deteriorating pavement and areas that were non-compliant with current ADA criteria. The decision was made to remove and replace the majority of the sidewalk and ramps along the existing southbound lanes. The project's unit costs for concrete pavement removal and replacement were below current average bid unit costs making the additional pavement and sidewalk replacement economically beneficial for the City.

In addition, Change Order No. 2 includes necessary intersection capacity improvements at Shiloh Road and 14th Street to add in new street pavement for turn lanes and signal modifications. These items include

new turn lanes in the westbound direction, traffic signal foundations, conduits, and cable, and adjusted storm drain pipes inlets to account for the new capacity improvements.

There are also various additional quantities added to bid items that were necessary due to unforeseen conflicts and existing field conditions after construction began. There were various revisions and additions to storm drain, metal beam guard fence, retaining walls, bridge slab and rails, sanitary sewer manholes, and water lines.

Finally, additional days and costs are part of Change Order No. 2 for the Frontier delay due to a conflict with the Frontier fiber optic duct bank at the creek crossing and the upstream side of the proposed bridge. The costs for this delay include the contractor’s supervision costs for the additional days (90 calendar days), additional contractor labor, and equipment to work around the utility conflict to install the proposed southbound bridge. The Frontier conflict also delayed the streambank stabilization work required upstream of the new bridge.

If this change order is not approved, the existing pavement would continue to deteriorate and fail increasing maintenance costs and impacting traffic flow through this corridor. Existing sidewalks would continue to deteriorate and fail to meet ADA criteria, creating a hazard for pedestrians, and finally, increased traffic congestion would continue at the Shiloh Road and 14th Street intersection. Not approving the necessary field condition revisions would impair the use of other necessary systems along the corridor, including storm drain systems, water lines, and sanitary sewer systems. Not approving this change order would negatively impact the residents quality of life, traffic flow, and use of necessary public infrastructure.

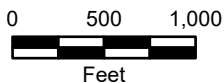
**FINANCIAL SUMMARY/STRATEGIC GOALS**

Funding for this item is available in the 2023-24 Street Improvements CIP. The second change order for the Shiloh Road Expansion - Park Boulevard to 14th Street project, in the total estimated amount of \$2,574,817 will leave a balance of \$36,650 for future expenditures.

Approval of this item will support the City's Strategic Plan Critical Success Factor of being an Excellent, Innovative, and Accountable City Government.

**ATTACHMENTS:**

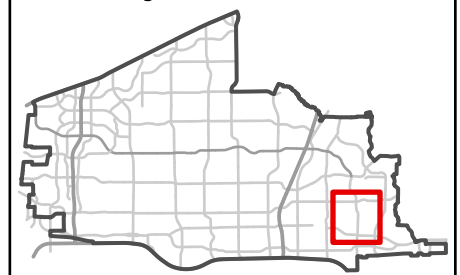
Description	Upload Date	Type
Location Map	2/28/2024	Map



## Shiloh Road Expansion - Park Boulevard to 14th Street

**Project No. 7036**

### Project Location





## CITY COUNCIL AGENDA MEMO

**MEETING DATE:** 3/19/2024

**DEPARTMENT:** Engineering-CIP

**DIRECTOR:** B. Caleb Thornhill, P.E., Director of Engineering

**AGENDA ITEM:** Approve an expenditure in the amount of \$198,478 for construction materials testing professional services for Screening Wall Replacement - Park Boulevard, Parker Road, Independence Parkway, 14th Street & 15th Street, Project No. 7574.

**RECOMMENDED ACTION:** Approval of Expenditure

---

### **ITEM SUMMARY**

To approve an expenditure for construction materials testing professional services for Screening Wall Replacement - Park Boulevard, Parker Road, Independence Parkway, 14th Street & 15th Street, Project No. 7574, in the amount of \$198,478 from Terracon Consultants, Inc. for the Engineering Department; and authorizing the City Manager to execute all necessary documents. **Approved**

### **BACKGROUND**

The Engineering Department recommends approval of an expenditure in the amount of \$198,478 for construction materials testing professional services from Terracon Consultants, Inc., for the Screening Wall Replacement - Park Boulevard, Parker Road, Independence Parkway, 14th Street & 15th Street.

This project includes testing services for approximately 6,000 linear feet of reconstructed brick screening wall comprised of concrete drill shaft piers, reinforced concrete grade beam, brick columns and panels. In addition, the project will also include replacement of deteriorating concrete alley pavement, concrete sidewalks, and barrier free ramps. The total expenditure amount is for \$198,478.

Terracon Consultants, Inc., was deemed most qualified based on their Statement of Qualifications submission for RFQ No. 2021-0378-XR.

Terracon Consultants, Inc., was deemed most qualified for this project based on previous successful materials testing experience with the City of Plano Engineering Department for similar project scope including concrete pavement and sidewalk testing, concrete drill shaft foundation inspection, and mortar testing for various screening wall projects within the City.

The benefit of this project includes verification that the materials furnished and installed by the Contractor meet or exceed project specifications and standards.

Not approving the expenditure would result in limiting the Contractor's accountability to provide materials meeting the specified project requirements, potentially reducing the quality of materials placed and in the infrastructure's service life.

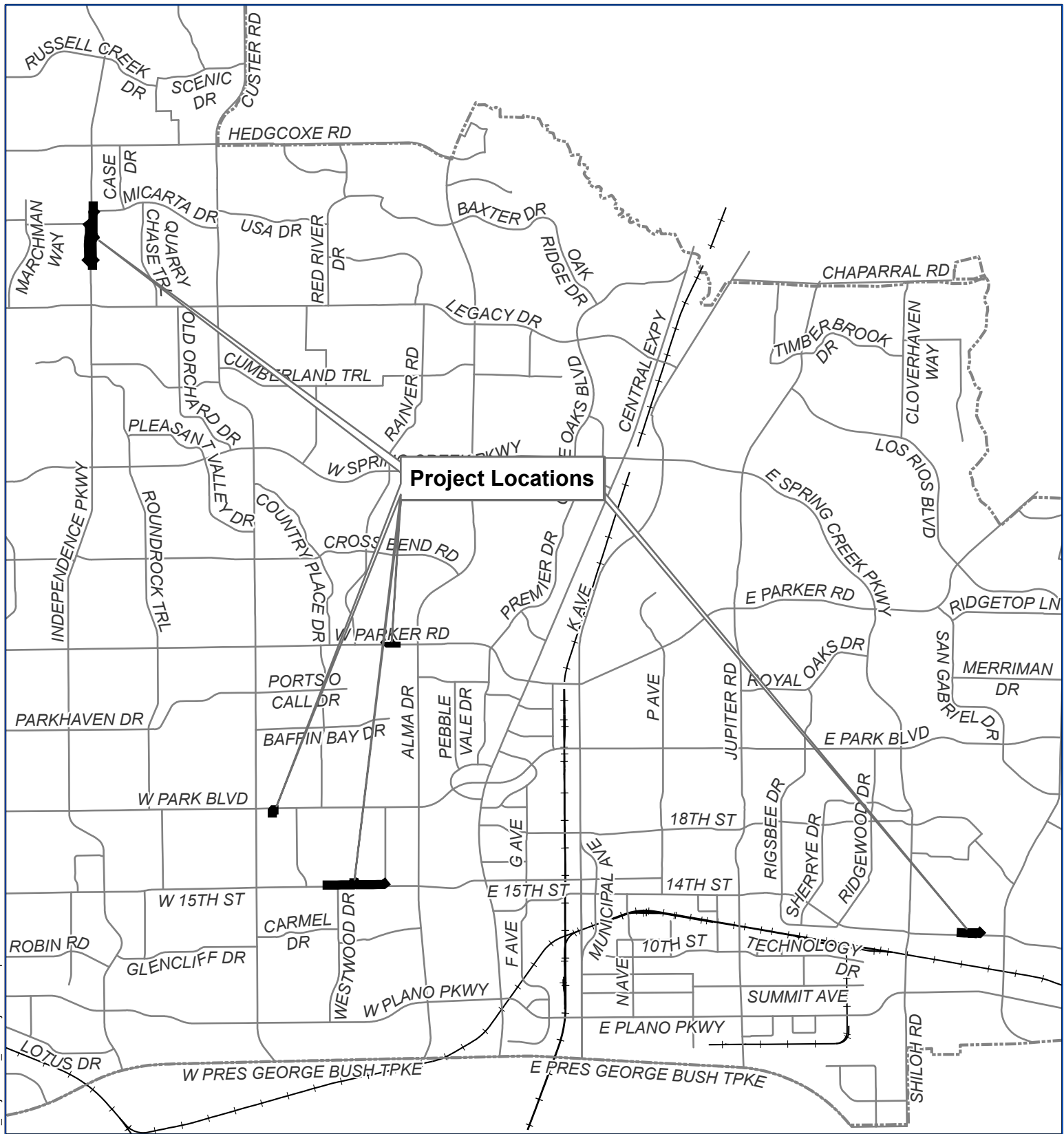
### **FINANCIAL SUMMARY/STRATEGIC GOALS**

Funding for this item is available in the 2023-24 Street Improvements CIP and is planned for future years, as well. Materials testing services for the Screening Wall Replacement - Park Boulevard, Parker Road, Independence Parkway, 14<sup>th</sup> Street & 15<sup>th</sup> Street project, in the total estimated amount of \$198,478, will leave a current year balance of \$512,413 for future expenditures.

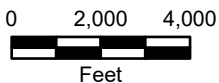
Approval of this item will support the City's Strategic Plan Critical Success Factor of being an Excellent, Innovative, and Accountable City Government.

**ATTACHMENTS:**

Description	Upload Date	Type
Location Map	2/27/2024	Agreement



nshaw Z:\BI\GIS\Projects\Engineering\2022\2022-11-08\_Project7574\_MSI\Project7574.aprx

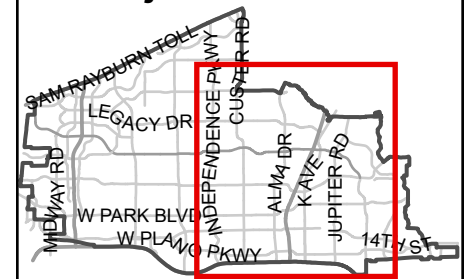


City of Plano, BI/GIS  
November 2022

# Screening Wall Replacement - Park Boulevard, Parker Road, Independence Parkway, 14th Street & 15th Street

Project No. 7574

## Project Location



## CITY COUNCIL AGENDA MEMO

**MEETING DATE:** 3/19/2024

**DEPARTMENT:** Environmental Waste Services

**DIRECTOR:** Dan Prendergast, P.E. Director of Public Works

**AGENDA ITEM:** To approve a Memorandum of Understanding between the North Texas Municipal Water District and the City of Plano for providing electricity to the 121 Landfill Odor Management System.

**RECOMMENDED ACTION:** Approval of Contract / Agreement

---

### **ITEM SUMMARY**

To approve a Memorandum of Understanding between the North Texas Municipal Water District and the City of Plano for providing electricity to the 121 Landfill Odor Management System; and authorizing the City Manager to execute all necessary documents. **Approved**

### **BACKGROUND**

The North Texas Municipal Water District ("District") owns and operates the 121 Regional Disposal facility located at 3820 Sam Rayburn Highway, Melissa, Texas (the "Landfill"). The District proposes to design and operate an Odor Control System around the perimeter of the Landfill.

Plano owns and operates a composting facility which is within the permit boundary of the Landfill. One of the five odor control units (the "Common Odor Unit") is proposed to be located at the composting facility, benefiting both the Landfill and the composting facility.

The purpose of this MOU is to outline the agreement for financial contributions of the District and the City of Plano for installing and operating the Common Odor Unit. The District will be responsible for all costs associated with installing a meter and all necessary appurtenances to calculate costs of electric services to the Common Odor Unit near the composting facility. The City of Plano will be responsible for monthly electric charges, estimated to be \$20 a month.

### **FINANCIAL SUMMARY/STRATEGIC GOALS**

This item approves a Memorandum of Understanding between the North Texas Municipal Water District (NTMWD) and the City of Plano. NTMWD will install and operate odor control units at the 121 Regional Disposal Facility site. In return, the City of Plano will pay the electric charges for one odor control unit which is estimated to be \$240 in FY 2023-24, \$240 in FY 2024-25 and \$240 in FY 2025-26. All future year expenditures will occur within council approved appropriations.

Approval of this agenda item supports the City's Strategic Plan Critical Success Factor of Excellent, Innovative, and Accountable City Government.

### **ATTACHMENTS:**

Description	Upload Date	Type
Memorandum of Understanding	3/8/2024	Agreement

**MEMORANDUM OF UNDERSTANDING**  
**BETWEEN**  
**THE NORTH TEXAS MUNICIPAL WATER DISTRICT**  
**AND THE CITY OF PLANO**  
**FOR**  
**PROVIDING ELECTRICITY TO THE 121 RDF LANDFILL ODOR MANAGEMENT**  
**SYSTEM**

This Memorandum of Understanding (“MOU”) is made by and between the North Texas Municipal Water District (“NTMWD” or the “District”) and the City of Plano (“Plano” or the “City”), pursuant to the Interlocal Cooperation Act, Chapter 791, Texas Government Code, to be effective on the date of the last signatory of this MOU (“Effective Date”). NTMWD and Plano are each referred to as a “Party” or together as the “Parties” herein.

**1. Background and Objectives**

- A. The District owns and operates the 121 Regional Disposal Facility, a Municipal Solid Waste Landfill, located at 3820 Sam Rayburn Highway, Melissa, Texas (the “Landfill”).
- B. The District proposes to design and operate an Odor Control System around the permitter of the Landfill, which includes five stationary odor control units.
- C. Plano operates a composting facility at 3820 Sam Rayburn Highway, Melissa, Texas (the “Composting Facility”), which is within the permit boundary of the Landfill.
- D. Plano has a power line on District property in the Composting Facility located at Sector 11 in the Landfill (“Plano Power Line”).
- E. One of the five stationary odor control units (the “Common Odor Unit”) is proposed to be located near the Composting Facility, in turn benefiting both the Landfill and the Composting Facility.
- F. The purpose of this MOU is to outline the agreement for financial contributions of the District and Plano in installing and operating the Common Odor Unit.

**2. Agreement Regarding Power to the Stationary Odor Control Unit**

- A. District will install a meter, and all necessary appurtenances, to calculate costs of electricity services to the Common Odor Unit. The District will fully fund the installation and connection of all necessary appurtenances to provide electricity to the Common Odor Unit. The funding of such activities is to be made from current revenues available to the District.
- B. Plano will allow the District to access the Plano Power Line for the provision of electricity to the Common Odor Unit.

- C. Plano will be solely responsible for providing electricity to the Common Odor Unit and will cover all costs associated with providing electricity to the Common Odor Unit, including full payment of the electricity services. Plano's funding for costs for providing electricity to the Common Odor Unit is to be made from current revenues available to the City.

### 3. **Miscellaneous**

- A. Term. The term of this MOU shall begin on the Effective Date and shall continue, unless terminated by either party in accordance with Section 3.M, for the duration of the compost operation program with Plano's participation onsite, and, notwithstanding the foregoing, for as long as the District operates the Common Odor Unit (allowing for repair and maintenance) and while Plano is on the premises.
- B. Severability. If any provision of this MOU is held to be invalid for any reason by a court or agency of competent jurisdiction, the remainder of this MOU shall not be affected thereby, and this MOU shall be construed as if such invalid provision had never been contained herein, and the remaining enforceable provisions of this MOU are expressly deemed severable for this purpose.
- C. Cooperation. The Parties agree to cooperate at all times in good faith to effectuate the purposes and intent of this MOU.
- D. Entire Agreement. This MOU contains the entire agreement of the Parties and supersedes all prior or contemporaneous understandings or representations, whether oral or written, respecting the subject matter hereof.
- E. Amendments. Any amendment to this MOU must be in writing and shall be effective only if signed by the authorized representatives of each Party to this MOU.
- F. Effect of Force Majeure. If any Party is unable to perform, in whole or in part, its obligations under this MOU by reason of "force majeure," then performance of such obligations shall be suspended to the extent and during the period directly affected by the force majeure; provided, however, all due diligence must be exercised to eliminate the force majeure and to resume full performance at the earliest practicable time. As soon as reasonably possible after the occurrence of the force majeure relied upon to suspend performance, the Party whose performance is suspended shall give notice and full particulars of the force majeure to the other Party. The term "force majeure" includes: (i) acts of God; strikes; lockouts or other industrial disturbances; criminal conduct or sabotage; acts of the public enemy; orders of the government of the United States or the State of Texas or any civil or military authority; insurrections or riots; landslides; lightning; earthquakes; fires; hurricanes; storms; floods; washouts; droughts; epidemics; pandemics; arrests; restraints of government; civil disturbances; explosions; or any other events,

whether similar to those enumerated or otherwise, (ii) that are not within the reasonable control of the Party claiming the right to suspend performance, and (iii) that could not have been avoided by the exercise of due diligence.

- G. Effect of Legislative Changes. If any Party to this MOU is unable to perform, in whole or in part, its obligations under this MOU by reason of legislative or regulatory changes beyond its control, then performance shall be suspended only to the extent and during the period affected by the change.
- H. No Third-Party Beneficiaries. This MOU shall inure only to the benefit of the Parties and their successors and assigns as permitted by this MOU. No person or entity that is not a Party to this MOU shall be considered a third-party beneficiary of this MOU.
- I. Applicable Law. This MOU shall be construed in accordance with Texas law.
- J. Venue. Venue for any action arising hereunder shall be in Collin County, Texas.
- K. Notices. Any notice required or contemplated by this MOU shall be deemed given (i) if mailed via Certified Mail Return Receipt Requested, on the earlier of the date actually received or five business days after mailed, and (ii) if deposited with a private delivery service (such as U.P.S. or FedEx), when delivered, as evidenced by a receipt signed by a person at the delivery address, when received at the delivery address. All notices shall be addressed as follows:

If to NTMWD:           Executive Director  
                                  PO Box 2408  
                                  North Texas Municipal Water District  
                                  Wylie, Texas 75098

If to Plano:            City of Plano  
                                  Director of Public Works  
                                  4120 W. Plano Parkway  
                                  Plano, TX 75093

- L. Counterparts. This MOU may be executed in multiple counterparts, each of which will be deemed an original, and all of which will constitute one and the same instrument. Each Party represents and warrants that they have the full right, power and authority to execute this MOU.
- M. Termination. Any Party may terminate its participation in this MOU by providing the other Parties with (30) thirty days written notice that it will no longer be a party under the MOU.

**NORTH TEXAS MUNICIPAL WATER DISTRICT:**

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Jennafer P. Covington, Executive Director

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Date

**CITY OF PLANO:**

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Mark D. Israelson, City Manager

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Date

**APPROVED AS TO FORM:**

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Paige Mims, City Attorney  
City of Plano, Texas



## CITY COUNCIL AGENDA MEMO

**MEETING DATE:** 3/19/2024  
**DEPARTMENT:** Engineering  
**DIRECTOR:** B. Caleb Thornhill, P.E., Director of Engineering  
**AGENDA ITEM:** To approve the Interlocal Agreement between NCTCOG and the City of Plano for the acquisition of 2024 LiDAR data.  
**RECOMMENDED ACTION:** Approval of Contract / Agreement

---

### **ITEM SUMMARY**

To approve an Interlocal Agreement by and between the City of Plano and the North Central Texas Council of Governments (NCTCOG) in the amount of \$16,641 for the acquisition of 2024 LiDAR data for the Engineering Department; and authorizing the City Manager to execute all necessary documents. **Approved**

### **PREVIOUS ACTION/PRESENTATION**

Geospatial data is occasionally purchased from the North Central Texas Council of Government (NCTCOG). In the past, the City Council approved the purchase of orthophotography, planimetric, and LiDAR data multiple times.

### **BACKGROUND**

The City of Plano participated in the Spatial Data Cooperative Program (SDCP) managed by the North Central Texas Council of Governments (NCTCOG) for many years. This program facilitates the purchase of spatial data for local government entities in North Central Texas. Potential data acquisition includes high-resolution orthophotography, LiDAR data, and various derivative products, such as digital elevation contours and planimetric data. Due to the collaborative effort, the cost of these data is shared, resulting in cost savings for the participants.

This Interlocal Agreement is for the City to participate in the Spatial Data Cooperative Program (SDCP) for data captured in 2024. As part of this agreement, the City would like to purchase the 0.5-meter resolution airborne LiDAR data. LiDAR (Light Detection and Ranging) is a surveying method that measures the distance to a target by illuminating that target with a pulsed laser light and measuring the reflected pulses with a sensor. Differences in laser return times and wavelengths can then be used to generate digital 3D representations of the target. LiDAR data is collected at a density sufficient to support a nominal pulse spacing of 0.5 meters or less (i.e., with no less than four points per square meter). This data is processed with GIS tools and used to create a terrain surface for the entire city and generate updated contour lines and topographic maps. Topographic maps provide detailed information about the terrain, elevation, and physical features of an area important for planning infrastructure projects, performing land erosion studies, evaluating landscape changes, and identifying areas of flooding.

The City is authorized to purchase from a cooperative purchasing program with another local government or a local cooperative organization pursuant to Chapter 791 of the Texas Government Code and by doing so satisfies any State Law requiring local governments to seek competitive bids for items.

### **FINANCIAL SUMMARY/STRATEGIC GOALS**

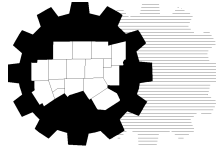
Funding for this item will be available in the 2023-2024 Municipal Drainage Administration budget, within approved budget appropriations. This request is to authorize the purchase of data products through an

Interlocal Agreement between North Central Texas Council of Governments (NCTCOG) and the City of Plano, in the amount of \$16,641.36.

Approval of this agenda item will support the City's Strategic Plan goals for Critical Success Factors of Safe, Vibrant Neighborhoods, and Excellent Innovative and Accountable City Government.

**ATTACHMENTS:**

Description	Upload Date	Type
Interlocal Agreement	2/15/2024	Agreement



**North Central Texas Council of Governments**

**INTERLOCAL AGREEMENT BETWEEN  
THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS AND**

**WHEREAS**, the North Central Texas Council of Governments (NCTCOG) is a voluntary association of, by and for local governments and has an interest in providing information to its members to support planning, engineering, public safety, and municipal management activities; and,

**WHEREAS**, the \_\_\_\_\_ (Entity), wishes to have its map-based information system include the 2024 digital orthophotography and/or LiDAR and/or derivative data and has determined that the creation of this resource provides information for a multitude of uses throughout the Entity and thus serves a valid public purpose; and,

**WHEREAS**, the Entity requires this information to accomplish this purpose and has determined that NCTCOG can provide this information; and,

**WHEREAS**, this Agreement is authorized by Chapter 791 of the Texas Government Code; and,

**WHEREAS**, NCTCOG and Entity are local governments as that term is defined in Section 791.003(4) of the Texas Government Code; and,

**WHEREAS**, Section 791.025 of the Texas Government Code authorizes local governments to agree with another local government to purchase goods and services; and,

**WHEREAS**, a local government that purchases goods and services under Section 791.025 of the Texas Government Code satisfies the requirement of the local government to seek competitive bids for the purchase of goods and services; and,

**WHEREAS**, NCTCOG and Entity, acting by and through their respective governing bodies, adopt the foregoing premises as findings of said governing bodies.

**NOW, THEREFORE**, the parties, Entity and NCTCOG, agree to the following terms and conditions regarding the creation of digital orthophotography and/or LiDAR and/or derivative data.

## **I. LICENSE AGREEMENT**

The personnel specified in Appendix A will serve as points of contact for their respective organizations. The following provisions are a license agreement between NCTCOG and the Entity with respect to data products that are identified in section II. NCTCOG is the owner of and has the right to grant a license to use the said data products free of all liens, claims, encumbrances, and other restrictions and without otherwise violating any rights of any third party, including any patent, copyright, trade secret, or other proprietary rights.

The NCTCOG data product may be distributed to the Entity on CD-ROM, DVD, or portable hard drive. The Entity will need to install and operate the NCTCOG data product on properly configured and compatible computer equipment running third party system and application software supplied by the Entity. The Entity will also need to ensure that any required data not supplied by NCTCOG is in proper format and no other software or equipment having an adverse impact on the NCTCOG product is present.

### ***A. Licensed Operating Environment***

- (1) Operating Equipment. In exchange for monetary consideration listed in section II, the Entity will be granted an exclusive operation license to install, store, load, execute, and display (collectively, "Use") the NCTCOG data product on as many local area networks and/or end-user workstations as the Entity reasonably needs in support of its own operation (the "Licensed Operating Environment"). Any software components of the NCTCOG data product are provided in machine-readable executable format only.
- (2) Authorized Users. Unless otherwise agreed in writing, the NCTCOG data product will be used by Entity officials, officers, employees, and authorized contractors only ("Authorized Users"). A contractor shall be deemed authorized to Use the data products by the Entity or NCTCOG if such Use is incidental to a larger relationship between the contractor and the Entity, and is used for purposes no greater than reasonably needed to achieve the objectives of an actual project undertaken in connection with that relationship. The contractor must agree in writing to be bound by the provisions of this Agreement.

### ***B. Permitted Uses***

- (1) Use of NCTCOG Products. The Entity's Authorized Users may Use the NCTCOG data product in the Licensed Operating Environment for any use that furthers the Entity's internal operations or in furtherance of the Entity's mission.
- (2) Use of Generated Output or Other Data. Except as stated, the Entity will own all original works of authorship it may independently create. Digital output from the Entity's Use of the NCTCOG Data Product may be resized as desired and printed on black and white, color printers, or map plotters. Such printed hardcopies may be distributed to the Entity's officers, employees, citizens, contractors, or other persons in the regular course of business for their internal use or in connection with an actual transaction. Such printed output may be further copied, photographed, or reproduced digitally on the Internet. The Entity may charge a fee for such hardcopy printouts that exceed the actual direct cost of production. Without the prior written consent of NCTCOG, the Entity may not otherwise provide copied, digitized, reproduced, transmitted or disseminated, in whole or in part, any of the original digital data product in any form.

## II. OBLIGATIONS

NCTCOG agrees to provide the Product(s) listed below for Entity's use consistent with the terms herein. Upon delivery of the Product(s), NCTCOG shall invoice Entity in the amount(s) provided and Entity agrees to pay NCTCOG.

<b>Remote Sensing Product</b>	<b>Amount</b>
3" Orthophotography	
6" Orthophotography	
Oblique Photography:	
LiDAR    0.5M    Single Photon    Geiger-Mode	
<b>Total</b>	

<b>Aerial &amp; LiDAR Derivative Product</b>	<b>Amount</b>
1' Contours (LiDAR-derived)	
2' Contours (LiDAR-derived)	
1' Contours (LiDAR-derived, engineering grade)	
2' Contours (LiDAR-derived, engineering grade)	
3D Planimetrics	
Change Detection Mapping	
Impervious Surface	
Landcover	
Landcover/Landuse	
Solar Mapping Potential	
<b>Total</b>	

<b>Aerial Derivative Product - 2D Planimetrics</b>	<b>Amount</b>
Discounted Bundle A – Building footprints, road edges, parking lots, bridges & sidewalk centerlines	
Discounted Bundle B – Building footprints, road edges, parking lots, bridges & sidewalk edges	
Building footprints	
Bridges	
Driveways	
Fences	
Lake edges	
Parking lots	
Pavement pads	
Paved road centerlines	
Paved road edges	
Stream centerline	
Stream edges	

Swimming pools	
Sidewalk centerlines	
Sidewalk edges	
Tree canopy	
Unpaved road edges	
<b>Total</b>	

<b>SDCP 2024 Project Total</b>	
--------------------------------	--

You have agreed to the payment terms listed below and have secured the total amount with purchase order (PO) number \_\_\_\_\_ (Please enter a PO number if blank. If you have not yet secured a PO, please enter 9999).

Invoice Date

**Fiscal Year** or **After Delivery**

Payment Years

If your payment is spread across two fiscal years you will be invoiced 50% of the total amount each year. Upon receipt of the first invoice, the Entity has thirty (30) days to review the products and pay said invoice or the remaining amount owed to the North Central Texas Council of Governments (NCTCOG).

### III. TERMINATION

The parties agree that the Entity may terminate this Agreement by providing thirty (30) days' written notice to NCTCOG. Such notice shall be given to NCTCOG at the address set forth under its signature below. In the event of such termination, NCTCOG shall reimburse to the Entity pro-ratable portion of the contracted amount for services rendered. The Entity shall reimburse NCTCOG for staff time billed to the project up to termination at a rate of \$95.00/hour. Reimbursed amount shall not exceed the total project amount in Section II.

#### IV. MISCELLANEOUS

**Entirety of Agreement** The terms and provisions of this Agreement constitute the entire agreement of the undersigned parties and in the event of a conflict between this Agreement and any attachment thereto, the terms of this Agreement shall prevail.

**Governing Law.** This Agreement shall be governed by and construed in accordance with the laws of the state of Texas and venue shall lie exclusively in Tarrant County, Texas. In performing its obligations hereunder, each party shall operate and perform in accordance with all applicable state and federal laws.

**Severability.** In the event that one or more provisions contained in this Agreement shall for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability of the Agreement shall be construed as if such invalid, illegal or unenforceable provision had never been contained herein, and shall not affect the remaining provision of this Agreement, which shall remain in force and effect.

**Assignment.** No party to this Agreement may assign or otherwise transfer any of its interest in this Agreement without the express written consent of the other party.

**Immunity.** It is expressly understood and agreed that in the execution of this Agreement, that the parties, either individually or jointly, do not waive, nor shall they be deemed to waive, any immunity or defense that would otherwise be available to each against claims arising in the exercise of its powers or functions.

**Non-appropriation of Funds.** Each party paying for the performance of governmental functions in this Agreement must make those payments from current revenues available to the paying party. In the event no funds or insufficient funds are appropriated by the Entity in any fiscal period for any payments due hereunder, Entity will notify NCTCOG of such occurrence and this Agreement shall terminate on the last day of the fiscal period for which appropriations were received without penalty or expense to the Entity of any kind whatsoever, except as to the portions of the payments herein agreed upon for which funds shall have been appropriated.

**Force Majeure.** The Entity and NCTCOG shall exercise their best efforts to meet their respective duties and obligations as set forth in this Agreement, but shall not be held liable for any delay or omission in performance due to force majeure or other causes beyond their reasonable control. (force majeure), including, but not limited to, compliance with any government law, ordinance or regulation, acts of God, acts of the public enemy, fires, strikes, lockouts, natural disasters, wars, riots, material or labor restrictions by any governmental authority, transportation problems and/or any other similar causes.

**Certification.** The undersigned are properly authorized to execute this Agreement on behalf of the parties. and each party certifies to the other that any necessary resolutions extending such authority have been fully passed and are now in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Agreement on the dates indicated below.

**NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS**



Mike Eastland	_____	Date
Executive Director		
616 Six Flags Drive		
Arlington, Texas 76011		

Signature	_____	Date
-----------	-------	------

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Street Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

APPROVED AS TO FORM:

\_\_\_\_\_



## **APPENDIX A**

### **NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS**

	MAIN CONTACT		ADDITIONAL CONTACT	
Name:	Shelley Broyles		Donna Coggeshall	
Title:	RIS Program Manager		Research Manager	
Department	Research and Information Services		Research and Information Services	
Organization:	NCTCOG		NCTCOG	
Street Address:	616 Six Flags Drive		616 Six Flags Drive	
City, State, Zip	Arlington, Texas 76011		Arlington, Texas 76011	
Phone/Fax:	(817) 695-9156	(817) 640-4428	(817) 695-9168	(817) 640-4428
E-mail:	sbroyles@nctcog.org		dcoggeshall@nctcog.org	

	MAIN CONTACT		ADDITIONAL CONTACT	
Name:			Georgeta Ungureanu	
Title:			Business Intelligence & GIS Manager	
Department			Technology Solutions	
Organization:			City of Plano	
Street Address:	1520 K Ave., Suite 250		1117 E. 15th Street	
City, State, Zip	Plano, Texas 75074		Plano, Texas 75074	
Phone/Fax:		(972) 941-7152	(972) 941-7242	(469) 318-4935
E-mail:			georgetau@plano.gov	

## CITY COUNCIL AGENDA MEMO

**MEETING DATE:** 3/19/2024

**DEPARTMENT:** Engineering-CIP

**DIRECTOR:** B. Caleb Thornhill, P.E., Director of Engineering

**AGENDA ITEM:** Approve a Tender Agreement between the City of Plano and US Casualty and Surety Insurance Company and a Completion Contract between the City of Plano and A&C Construction, Inc. regarding the completion of Sidewalk Improvements - Plano Parkway from Independence Parkway to Alma Drive - Project No. 6901.

**RECOMMENDED ACTION:** Approval of Contract / Agreement

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### **ITEM SUMMARY**

To approve a Tender Agreement between the City of Plano and US Casualty and Surety Insurance Company; and a Completion Contract in the amount of \$1,920,000 (\$857,538 from the Original Contract Balance and \$1,062,462 from the Surety Payment) between the City of Plano and A&C Construction, Inc., authorizing A&C Construction, Inc. to complete the construction of Sidewalk Improvements - Plano Parkway from Independence Parkway to Alma Drive, Project No. 6901; and authorizing the City Manager to execute all necessary documents to resolve this matter. **Approved**

### **BACKGROUND**

The Engineering CIP Department recommends approval of a Tender Agreement with US Casualty and Surety Insurance Company and a Completion Contract between the City of Plano and A&C Construction, Inc. regarding the construction of Sidewalk Improvements - Plano Parkway from Independence Parkway to Alma Drive - Project No. 6901.

On May 10, 2021, the City of Plano entered into a contract with MSB Constructors, Inc. (the original Contractor) for the construction of Sidewalk Improvements - Plano Parkway from Independence Parkway to Alma Drive. After months of delays on the project by MSB Constructors, Inc., the City of Plano made a demand upon the Surety, US Casualty and Surety Insurance Company on or about June 6, 2023 under the terms of the Performance Bond.

As a result, the City of Plano and US Casualty and Surety Insurance Company will enter into a Tender Agreement and a Completion Contract between the City of Plano and A&C Construction, Inc. A&C Construction, Inc. will comply with all warranties mandated by the Contract, whether implied or expressed. A&C Construction, Inc. will be responsible for completing the project under the terms of the Performance Bond and the Tender Agreement. By approving this agenda item, the City Council authorizes the City Manager to enter into all necessary agreements to resolve this matter.

If this item is not approved, the project would be re-bid with updated construction plans showing existing site conditions, a process that will take 6-9 months, further delaying the project's completion and delivery to the public.

### **FINANCIAL SUMMARY/STRATEGIC GOALS**

Funding for this item is available in the 2023-24 Street Improvements CIP and is planned for future years,

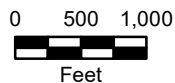
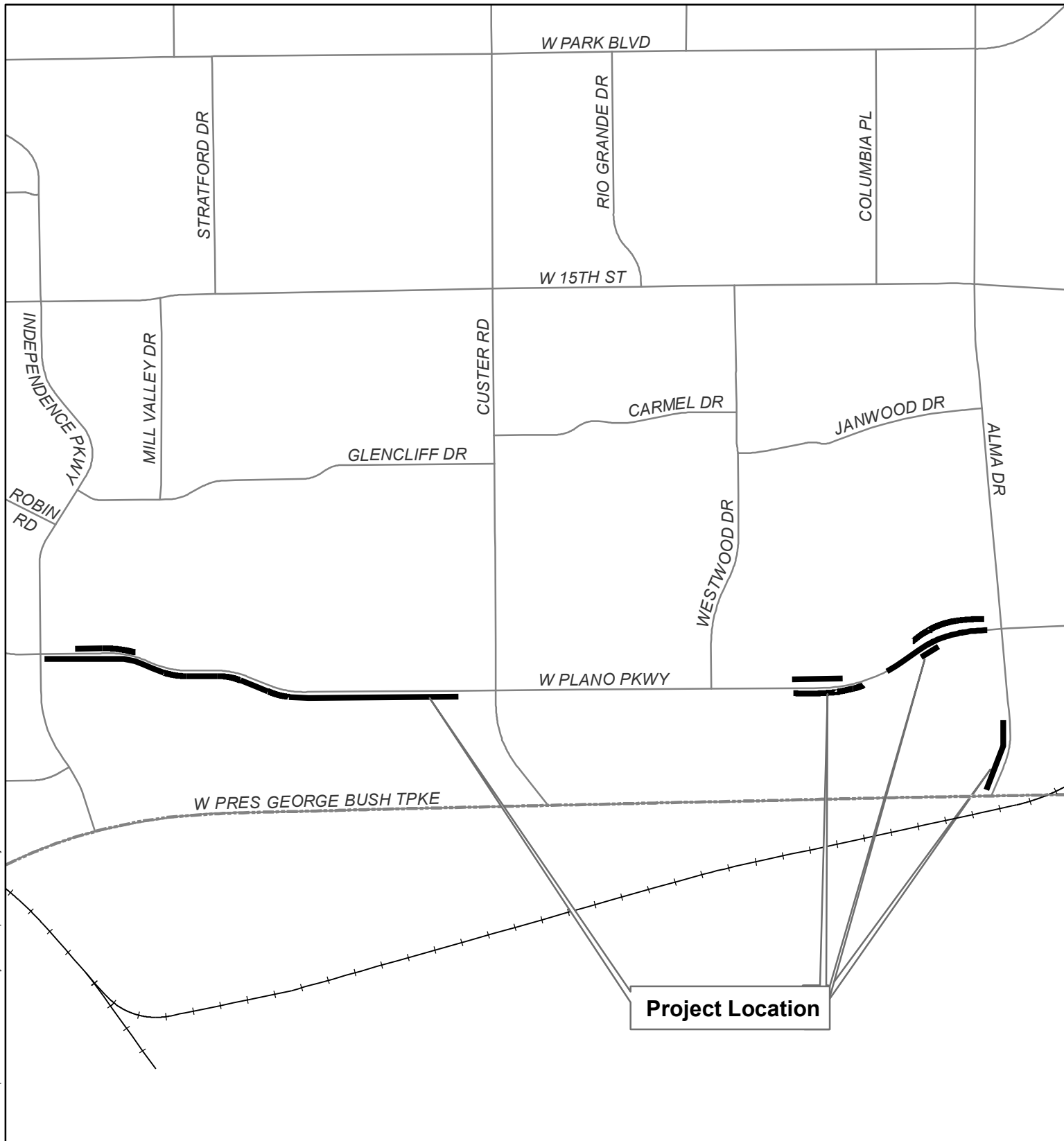
as well. Approval of the Completion Contract for construction services for the Sidewalk Improvements - Plano Parkway from Independence Parkway to Alma Drive project, in the total amount of \$1,920,000, will leave a current year balance of \$3,250 for future expenditures.

Approval of this item will support the City's Strategic Plan Critical Success Factor of being an Excellent, Innovative, and Accountable City Government.

**ATTACHMENTS:**

Description	Upload Date	Type
Location Map	3/6/2024	Map

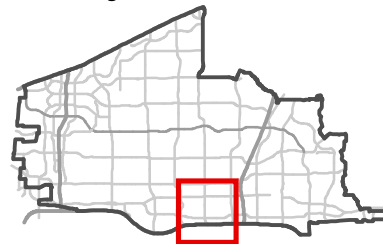
alebron\Z:\BI-GIS\Projects\Engineering\2019-06-28\_Project7163\_AllSidewalk Improvements - Plano Parkway from Independence Parkway to Alma Drive.mxd



## Sidewalk Improvements - Plano Parkway from Independence Parkway to Alma Drive

**Project No. 6901**

### Project Location



## CITY COUNCIL AGENDA MEMO

**MEETING DATE:** 3/19/2024  
**DEPARTMENT:** Legal  
**DIRECTOR:** Paige Mims, City Attorney  
**AGENDA ITEM:** A Resolution approving the hiring of Victor A. Flores as Assistant City Attorney Senior.  
**RECOMMENDED ACTION:** Adoption of Resolutions

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### **ITEM SUMMARY**

To approve the hiring of Victor A. Flores as Assistant City Attorney, Senior by the City Attorney; and providing an effective date. **Adopted Resolution No. 2024-3-1(R)**

### **FINANCIAL SUMMARY/STRATEGIC GOALS**

Funding for this item, in the amount of \$111,716 (including benefits) for the remainder of this fiscal year, is included in the approved 2023-24 Budget. City Charter authorizes the hiring of attorneys with the approval of the City Council.

Approval of this Resolution will support the City's Strategic Plan Critical Success Factor of Excellent, Innovative, and Accountable City Government.

### **ATTACHMENTS:**

Description	Upload Date	Type
Resolution approving hiring Victor Flores - Assistant City Attorney, Senior	3/12/2024	Resolution

**A Resolution of the City of Plano, Texas, approving the hiring of Victor A. Flores as Assistant City Attorney, Senior by the City Attorney; and providing an effective date.**

**WHEREAS**, Section 4.05 of the City Charter of the City of Plano gives the City Attorney the authority to select attorneys, with the approval of the City Council, to represent the City in litigation and to advise city departments and boards; and

**WHEREAS**, the City Attorney has selected Victor A. Flores to be hired as an Assistant City Attorney, Senior and is requesting the City Council's approval of same.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PLANO, TEXAS, THAT:**

**Section I.** The City Council approves the hiring by the City Attorney of Victor A. Flores as Assistant City Attorney, Senior, such approval to be effective with the date of his employment and compliance with all prescreening requirements.

**Section II.** This Resolution is effective as of March 6, 2024.

**PASSED AND APPROVED** on the 19th day of March, 2024.

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John B. Muns, MAYOR

ATTEST:

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Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:

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Paige Mims, CITY ATTORNEY

## CITY COUNCIL AGENDA MEMO

**MEETING DATE:** 3/19/2024

**DEPARTMENT:** Zoning

**DIRECTOR:** Christina Day, Director of Planning

**AGENDA ITEM:** Consideration of an Ordinance of the City of Plano, Texas, amending Section 16-19 – Fees for zoning, rezoning and other miscellaneous fees, of Article II – Fees Generally, of Chapter 16, Planning and Development, of the Code of Ordinances of the City of Plano; to add a fee for Substantially Conforming Landscape Plans; providing a repealer clause, a severability clause, a publication clause, and an effective date.

**RECOMMENDED ACTION:** Adoption of Ordinances

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### **ITEM SUMMARY**

To amend Section 16-19 – Fees for zoning, rezoning and other miscellaneous fees, of Article II – Fees Generally, of Chapter 16, Planning and Development, of the Code of Ordinances of the City of Plano; to add a fee for Substantially Conforming Landscape Plans; providing a repealer clause, a severability clause, a publication clause, and an effective date. **Adopted Ordinance No. 2024-3-2**

### **BACKGROUND**

The purpose of this item is to add a \$100 fee for Substantially Conforming Landscape Plans that is equivalent to the existing fee for Substantially Conforming Site Plans. This will allow minor revisions to previously-approved landscape plans to be reviewed at a lower cost than the current fee for Revised Landscape Plans, which is \$100 per acre with a minimum of \$250.

### **FINANCIAL SUMMARY/STRATEGIC GOALS**

This item will add a fee for Substantially Conforming Landscape Plans in the amount of \$100. The revision to the ordinance fee schedule for Planning and Development will have some impact to the General Fund budget; however, the exact change in revenue is indeterminable.

Approval of this item supports the City's Strategic Plan Critical Success Factor of Excellent, Innovative, and Accountable City Government.

### **ATTACHMENTS:**

Description	Upload Date	Type
Ordinance	3/11/2024	Ordinance

**An Ordinance of the City of Plano, Texas, amending Section 16-19 – Fees for zoning, rezoning and other miscellaneous fees, of Article II – Fees Generally, of Chapter 16, Planning and Development, of the Code of Ordinances of the City of Plano; to add a fee for Substantially Conforming Landscape Plans; providing a repealer clause, a severability clause, a publication clause, and an effective date.**

**WHEREAS**, the City Council recognizes that certain adjustments to fees are necessary to cover administrative costs for providing specific services; and

**WHEREAS**, all amendments to approved landscape plans are currently processed through a revised landscape plan application with the applicable fee; and

**WHEREAS**, the City of Plano proposes to create a substantially conforming landscape plan process for minor amendments to approved landscape plans similar to the existing process for substantially conforming site plans; and

**WHEREAS**, the administrative costs of reviewing substantially conforming landscape plans are consistent with the administrative costs of reviewing substantially conforming site plans; and

**WHEREAS**, the City Council, based on staff recommendation and review and consideration of this matter, has determined that it is in the best interest of the City of Plano, Texas, to establish a new fee for the processing of applications for substantially conforming landscape plans.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PLANO, TEXAS, THAT:**

**Section I.** Section 16-19, Fees for zoning, rezoning, and other miscellaneous fees of Article II, Fees Generally, of Chapter 16, Planning and Development, of the Code of Ordinances of the City of Plano, is hereby amended to modify subsection 19 of the table of fees to read as follows:

...

**Sec. 16-19. – Fees for zoning, rezoning and other miscellaneous fees.**

(19)	Site Plan or Landscape Plan – Substantially Conforming	\$100
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...

**Section II.** All provisions of the ordinances of the City of Plano, codified or uncoded, in conflict with the provisions of this Ordinance are hereby repealed, and all other provisions of the Ordinances of the City of Plano, codified or uncoded, not in conflict with the provisions of this Ordinance shall remain in full force and effect.

**Section III.** It is the intention of the City Council that this Ordinance, and every provision hereof, shall be considered severable, and the invalidity or partial invalidity of any section, clause or provision of this Ordinance shall not affect the validity of any other portion of this Ordinance.



**Section IV.** This Ordinance shall become effective immediately upon its passage and publication as required by law.

**PASSED AND APPROVED** on the 19th day of March 2024.

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John B. Muns, MAYOR

ATTEST:

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Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:

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Paige Mims, CITY ATTORNEY

## CITY COUNCIL AGENDA MEMO

**MEETING DATE:** 3/19/2024  
**DEPARTMENT:** Engineering-Transportation  
**DIRECTOR:** B. Caleb Thornhill, P.E., Director of Engineering  
**AGENDA ITEM:** Establishes no parking zones along Allied Drive, Grandview Drive, Pebble Vale Drive, and Potomac Drive  
**RECOMMENDED ACTION:** Adoption of Ordinances

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### **ITEM SUMMARY**

To amend Section 12-101, Prohibited on certain streets at all times, Article V, Stopping, Standing and Parking, Chapter 12, Motor Vehicles and Traffic, of the City of Plano Code of Ordinances to establish no parking zones along Allied Drive, Grandview Drive, Pebble Vale Drive, and Potomac Drive, within the city limits of the City of Plano; and providing a penalty clause, a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date. **Adopted Ordinance No. 2024-3-3**

### **BACKGROUND**

Allied Drive is a forty-four-foot-wide minor collector street with Baylor Scott & White The Heart Hospital - Plano on the east side and a hospital parking lot and a hotel on the west side.

When vehicles are parked along the east side of the street, it impedes flow of traffic and sight distance of motorists exiting parking lots and pedestrians crossing the street between the hospital parking lot and the hospital.

Grandview Drive is a thirty-six-foot-wide minor collector street with Wilson Middle School on the north side and residences on the south side.

During school arrival and dismissal, when vehicles are parked on the north side of the street near the driveway where school buses enter the school, school buses have difficulty maneuvering through the area.

Pebble Vale Drive is a thirty-six-foot-wide minor collector street with an apartment complex on the west side and residential neighborhoods on the east side.

When vehicles are parked along the west side of the street, it impedes flow of traffic and sight distance of motorists exiting the apartment complex.

Potomac Drive is a twenty-six-foot-wide residential street in a residential neighborhood.

When vehicles are parked along both sides of the street, it impedes flow of traffic and sight distance of motorists exiting the alley located west of the intersection.

The Transportation Engineering Division evaluated these locations and recommends an amendment to a certain section of the Code of Ordinances to establish no parking zones along and upon the east side of

Allied Drive, the north side of Grandview Drive, the west side of Pebble Vale Drive, and both sides of Potomac Drive.

#### **FINANCIAL SUMMARY/STRATEGIC GOALS**

This item may impact revenue collected from parking fines due to the implementation of parking restrictions; however, the exact change in revenue is indeterminable and will have minimal impact on the General Fund budget.

Approval of this item to establish no parking zones supports the City's Strategic Plan Critical Success Factor of Safe, Vibrant Neighborhoods.

#### **ATTACHMENTS:**

Description	Upload Date	Type
Ordinance	3/8/2024	Ordinance
Map	3/6/2024	Map

**An Ordinance of the City of Plano, Texas amending Section 12-101, Prohibited on certain streets at all times, Article V, Stopping, Standing and Parking, Chapter 12, Motor Vehicles and Traffic, of the City of Plano Code of Ordinances to establish no parking zones along Allied Drive, Grandview Drive, Pebble Vale Drive, and Potomac Drive, within the city limits of the City of Plano; and providing a penalty clause, a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date.**

**WHEREAS**, Allied Drive is a forty-four-foot-wide minor collector street with Baylor Scott & White The Heart Hospital - Plano on the east side and a hospital parking lot and a hotel on the west side; and

**WHEREAS**, when vehicles are parked along the east side of the street, it impedes flow of traffic and sight distance of motorists exiting parking lots and pedestrians crossing the street between the hospital parking lot and the hospital; and

**WHEREAS**, Grandview Drive is a thirty-six-foot-wide minor collector street with Wilson Middle School on the north side and residences on the south side; and

**WHEREAS**, during school arrival and dismissal, when vehicles are parked on the north side of the street near the driveway where school buses enter the school, school buses have difficulty maneuvering through the area; and

**WHEREAS**, Pebble Vale Drive is a thirty-six-foot-wide minor collector street with an apartment complex on the west side and residential neighborhoods on the east side; and

**WHEREAS**, when vehicles are parked along the west side of the street, it impedes flow of traffic and sight distance of motorists exiting the apartment complex; and

**WHEREAS**, Potomac Drive is a twenty-six-foot-wide residential street in a residential neighborhood; and

**WHEREAS**, when vehicles are parked along both sides of the street, it impedes flow of traffic and sight distance of motorists exiting the alley located west of the intersection; and

**WHEREAS**, the Transportation Engineering Division evaluated these locations and recommends an amendment to a certain section of the Code of Ordinances to establish no parking zones along and upon the east side of Allied Drive, the north side of Grandview Drive, the west side of Pebble Vale Drive, and both sides of Potomac Drive.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PLANO, TEXAS, THAT:**

**Section I.** It shall be unlawful for any person to stop, stand, or park a motor vehicle along certain sections of Allied Drive, Grandview Drive, Pebble Vale Drive, and

Potomac Drive, except when necessary to avoid conflict with other traffic or in compliance with law or directions of a police officer.

**Section II.** Section 12-101, Prohibited on certain streets at all times, of Article V, Stopping, Standing and Parking, Chapter 12, Motor Vehicles and Traffic, of the Code of Ordinances, City of Plano, Texas, is hereby amended by the addition of the following subsections:

*“Allied Drive:*

- (1) Along the east side of Allied Drive from its intersection with Plano Parkway to its intersection with Alliance Boulevard.”

*“Grandview Drive:*

- (1) Along the north side of Grandview Drive from a point five hundred sixty (560) feet west of its intersection with Custer Road to a point four hundred twenty (420) feet west of its intersection with Custer Road.”

*“Pebble Vale Drive:*

- (1) Along the west side of Pebble Vale Drive from its intersection with Enterprise Drive to a point three hundred (300) feet north of its intersection with Enterprise Drive.”

*“Potomac Drive:*

- (1) Along both sides of Potomac Drive from its intersection with Ridgefield Drive/Quill Drive to the first alley west of the intersection.”

**Section III.** All provisions of the Ordinances of the City of Plano, codified or uncoded, in conflict with the provisions of this Ordinance are hereby repealed, and all other provisions of the Ordinances of the City of Plano, codified or uncoded, not in conflict with the provisions of this Ordinance shall remain in full force and effect.

**Section IV.** It is the intention of the City Council that this Ordinance, and every provision hereof, shall be considered severable, and the invalidity or unconstitutionality of any section, clause, provision or portion of this Ordinance shall not affect the validity or constitutionality of any other portion of this Ordinance.

**Section V.** Any violation of any provision or term of this Ordinance shall be a Class C Misdemeanor offense. Any person, firm, corporation, or association who is adjudged guilty of a Class C Misdemeanor offense under this Ordinance shall be punished by a fine not to exceed FIVE HUNDRED AND NO/100 DOLLARS (\$500.00) for each offense. Each and every violation shall be deemed to constitute a separate offense.

**Section VI.** The repeal of any Ordinance or part of an Ordinance effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now

pending under or by virtue of such Ordinance or as discontinuing, abating, modifying, or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions of any Ordinances at the time of passage of this Ordinance.

**Section VII.** This Ordinance shall become effective from and after its passage and publication as required by law and after all necessary signs have been installed.

**PASSED AND APPROVED** on the 19<sup>th</sup> day of March, 2024.

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John B. Muns, MAYOR

ATTEST:

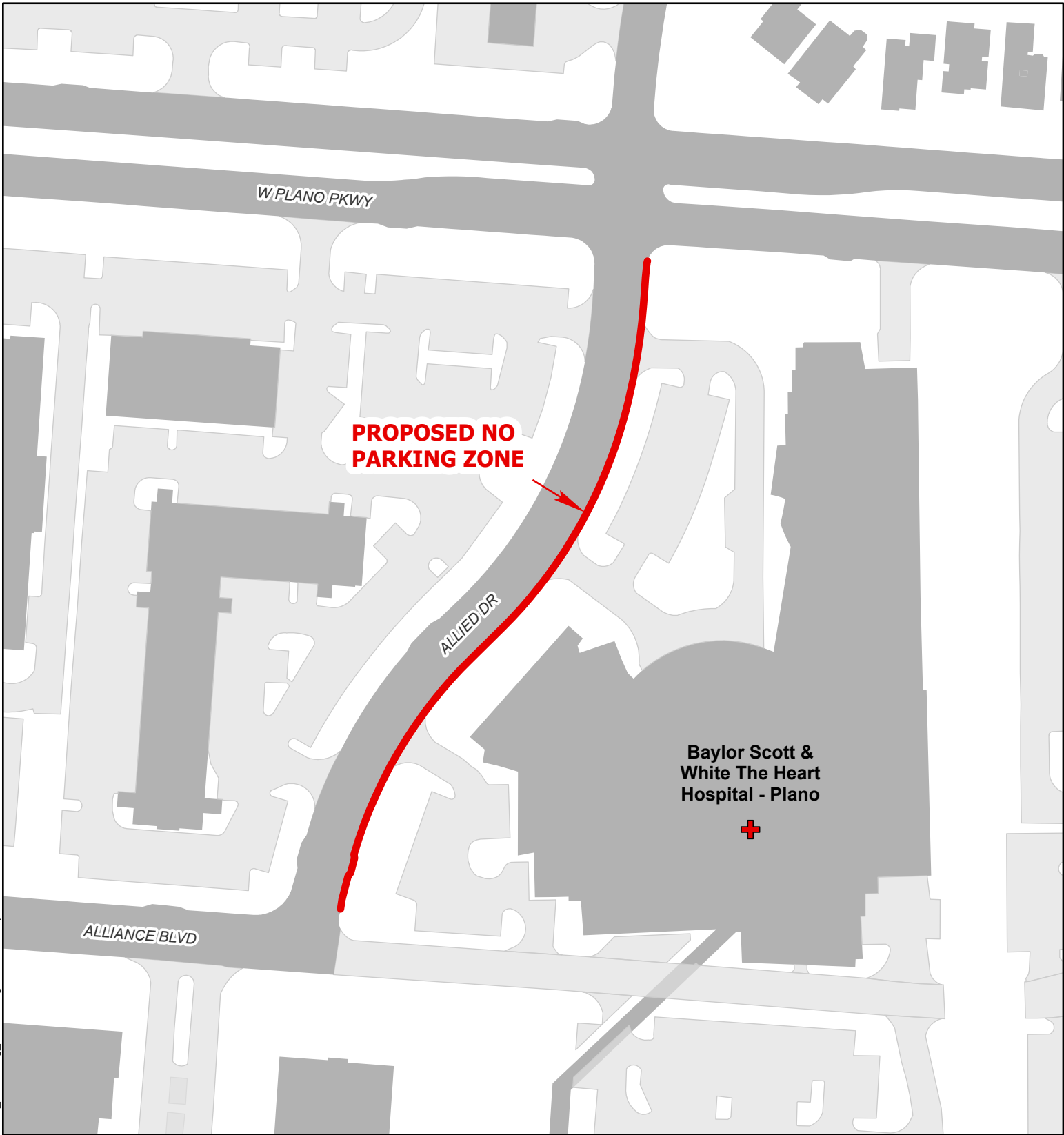
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Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:

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Paige Mims, CITY ATTORNEY




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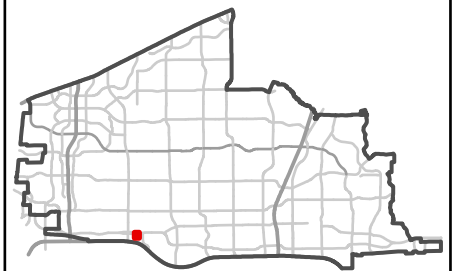


City of Plano BI-GIS Division  
February 2024

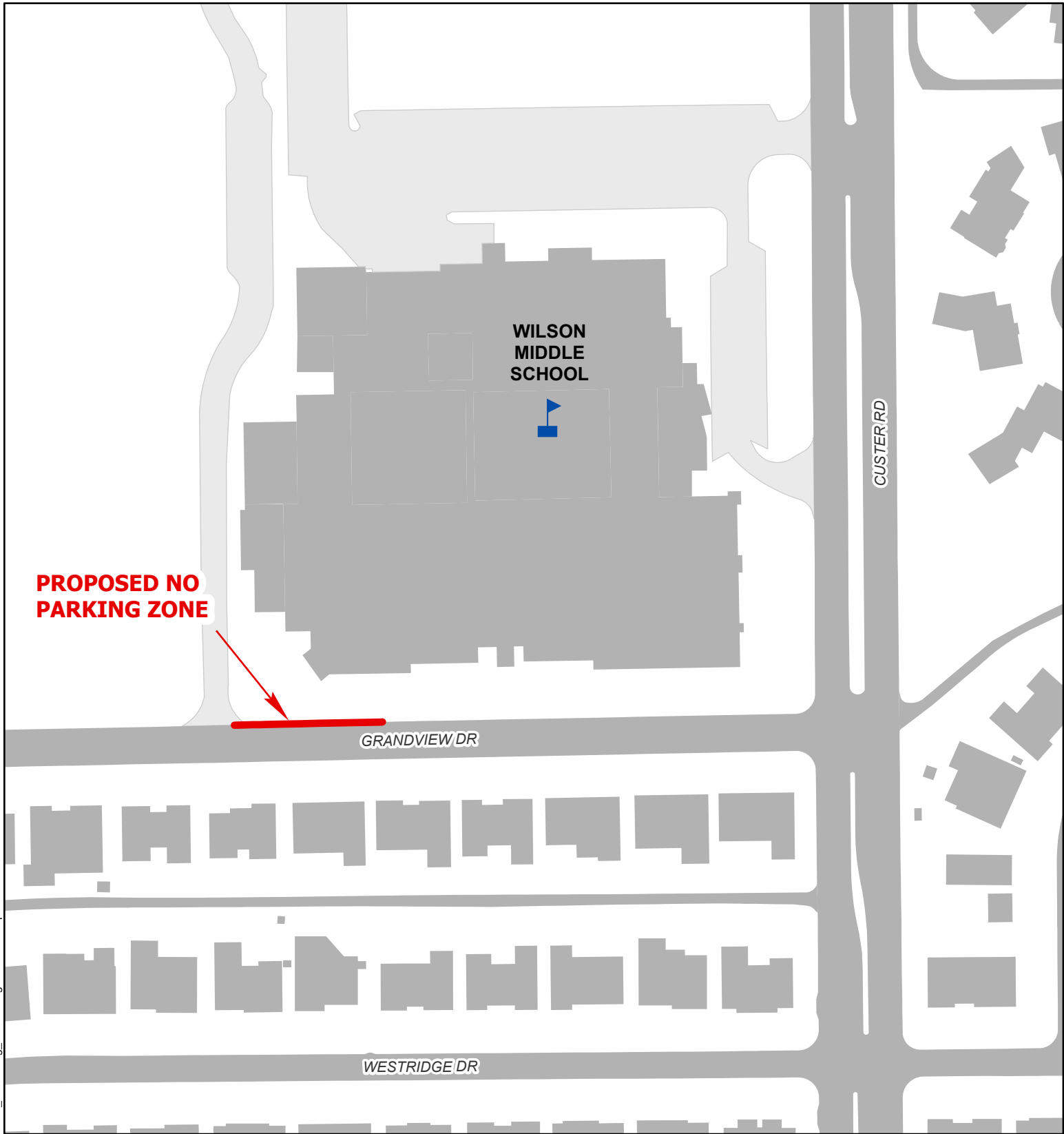
## CONSIDERATION FOR PARKING RESTRICTION FOR ALLIED DRIVE

 Proposed - No Parking Any Time

### Project Location



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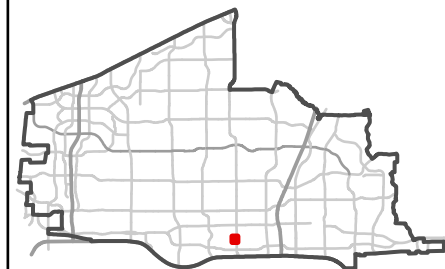


City of Plano BI-GIS Division  
February 2024

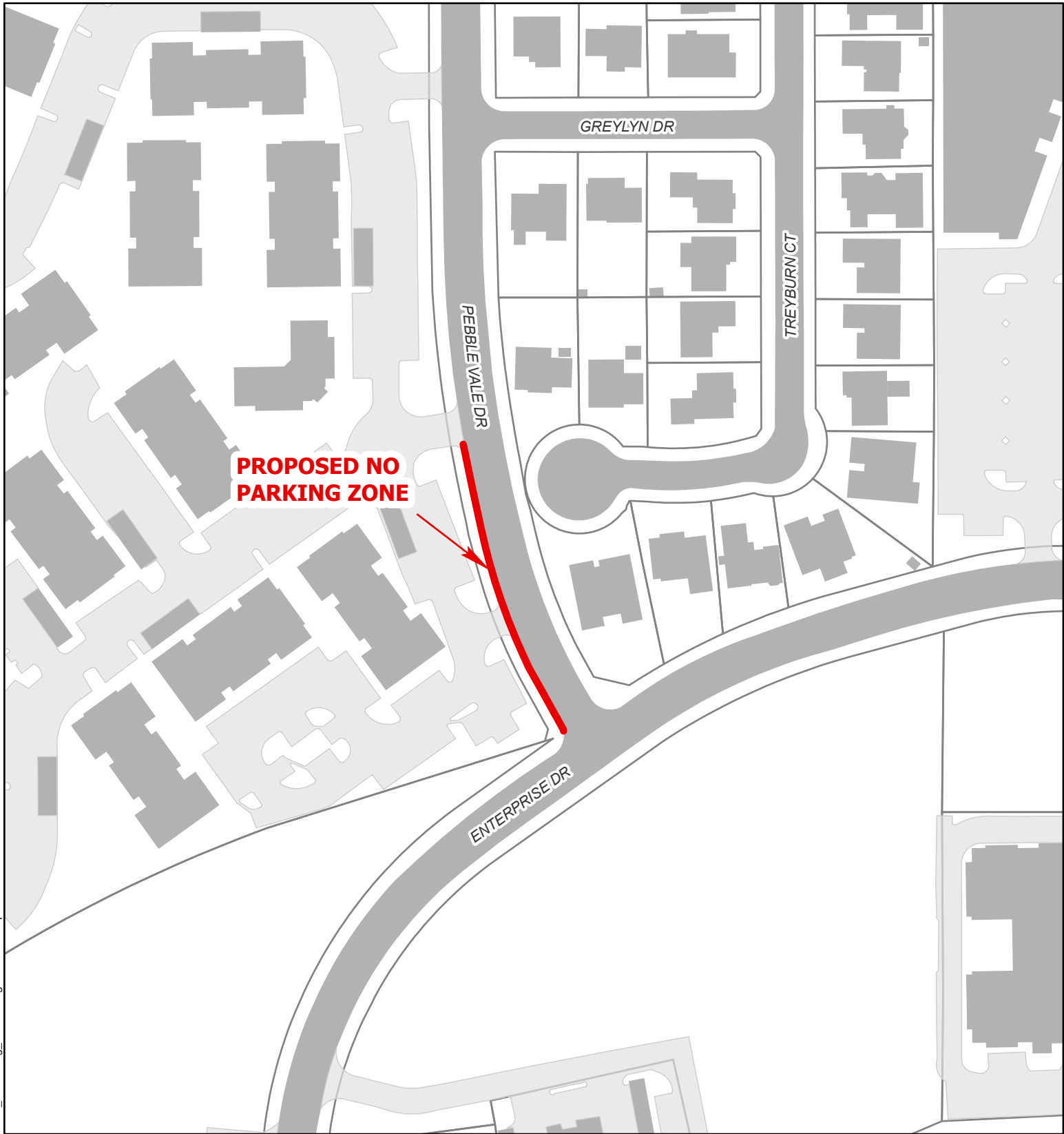
## CONSIDERATION FOR PARKING RESTRICTION FOR GRANDVIEW DRIVE

 Proposed - No Parking Any Time

### Project Location







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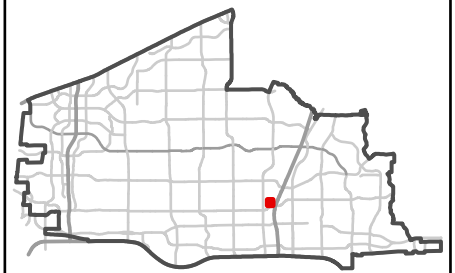


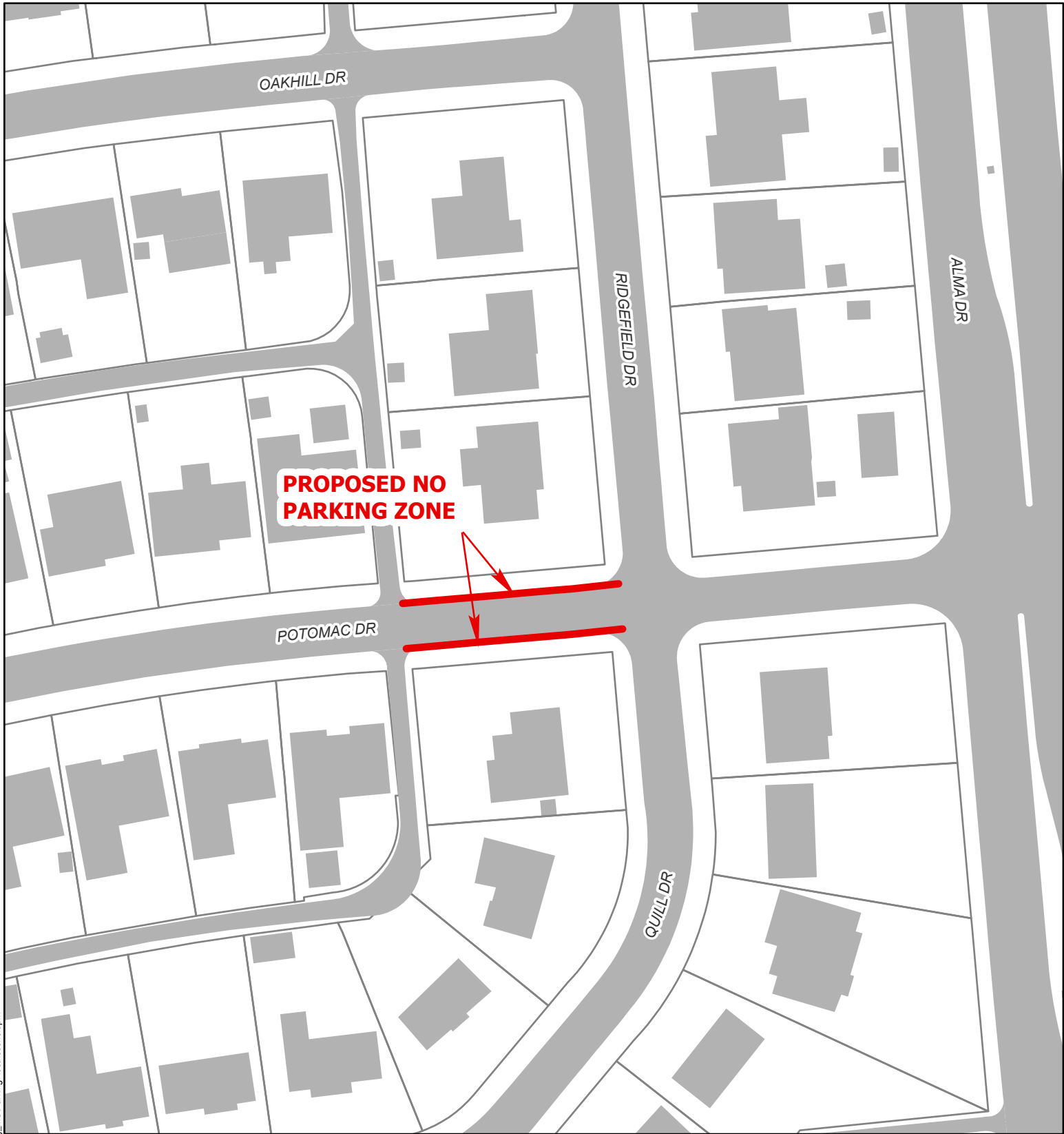
City of Plano BI-GIS Division  
February 2024

## CONSIDERATION FOR PARKING RESTRICTION FOR PEBBLE VALE DRIVE


 Proposed - No Parking Any Time

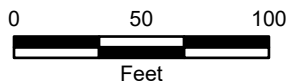
### Project Location



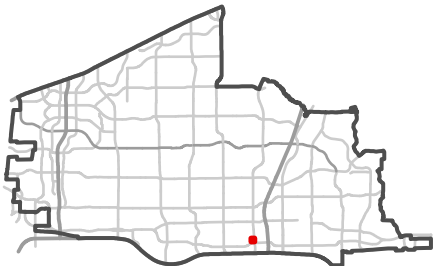


**CONSIDERATION FOR  
PARKING RESTRICTION FOR  
POTOMAC DRIVE**

 Proposed - No Parking Any Time



**Project Location**





## CITY COUNCIL AGENDA MEMO

**MEETING DATE:** 3/19/2024

**DEPARTMENT:** City Secretary

**DIRECTOR:** Lisa Henderson, City Secretary

**AGENDA ITEM:** **\*IMPORTANT MESSAGE\*** *Plano City Council meetings will temporarily be held at Davis Library as of April 8, 2024 during renovation of the council chambers. Due to limited seating, all speakers must register online by 4:00 p.m. on the day of the meeting. No onsite registration is available.*

**RECOMMENDED ACTION:** Important Message

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