

**PLANO CITY COUNCIL
REGULAR SESSION
March 25, 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, March 25, 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

Rev. Raegan Gilliland, Pastor of Outreach and Engagement with Christ United Methodist Church led the invocation and Boys & Girls Clubs of Collin County - Plano led the Pledge of Allegiance and Texas Pledge.

Proclamations and Special Recognitions

Presentation: Teen volunteers received the President's Volunteer Service Award.

Proclamation: April is National Child Abuse Prevention Month.

Proclamation: April 1-5, 2024 is National Community Development Week and April marks the 50th Anniversary of the Community Development Block Grant (CDBG) Program.

Proclamation: Plano East Senior High School Boys Basketball 6A State Champions were recognized.

Preliminary Open Meeting (Cont'd.)

- **Short-Term Rental Registration Ordinance Overview**

Stacy Matthews requested clarification of ordinance requirements.

Antonio Miguel Molina Bendeck spoke in opposition of the ordinance due to the application and renewal fee amounts and other challenges hosts face.

Jennifer Asher spoke to concerns of short-term rental owner rights and Section 6-746 and 6-747 regarding hearing and appeal process.

Jeanna Morey spoke to concerns with reporting, impact of the owner reporting issues and indoor noise monitoring.

Short-Term Rental Registration Ordinance Overview (Cont'd.)

James Gilbert spoke to the uncertainty of the ordinance solving the problem.

Efrain Girardot spoke to the need of strong enforcement of regulations.

Zoey Sanchez supports a strong ordinance and enforcement.

Lynn McClimon spoke in support of registration with enforcement of property maintenance, trash, excessive noise and parking.

Justin Elliott (via Zoom) spoke in opposition to the registration process.

Matt Bingham stated the registration process, additional taxes and requirements is a burden.

Anne Hill spoke in support of the registration ordinance and providing information for residents living near short-term rentals.

Danella Santana Lederer requested clarification of ordinance requirements regarding floor plans, photographs, hosting platforms and host rules.

Edward Lederer spoke in support of fair registration and requested clarification of ordinance requirements regarding registration and new owners.

Clara Damti spoke in opposition of the ordinance and requested clarification regarding excessive penalties, suspension of registration, proof of owner awareness of serious incidents and action during suspension.

Kristen Reinaker spoke in opposition of the ordinance as written, the lack of delineation of properties with onsite management and requirements of registration should be aligned to the risk of use.

Corey Reinaker spoke in opposition of the ordinance as written, the Arlington model and absence of stakeholder input over the last year.

Council provided direction to clarify definitions, requirements, processes, and appeal process; requested consideration of incentives and grace period; and review of the ordinance on a regular basis.

- **Consent and Regular Agendas**
- **Council items for discussion/action on future agendas**
Extension of the short-term rental ban (Smith/Holmer)

Consent Agenda

MOTION: Upon a motion made by Mayor Pro Tem Prince and seconded by Councilmember Horne, the Council voted 8-0 to approve all items on the Consent Agenda, as follows:

Approval of Expenditures

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

RFB No. 2024-0169-B for East Arterial Overlay - 2024, Project No. PW-S-00021, for the Public Works Department to Texas Materials Group, Inc. in the amount of \$6,040,246; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item "A")

Purchase from an Existing Contract

To approve the purchase of a Generator and Automatic Transfer Switch for the Facilities Division in the estimated amount of \$476,384 from Loftin Equipment Co. through an existing contract; and authorizing the City Manager to execute all necessary documents. (HGAC Contract No. GE02-20) (Consent Agenda Item “B”)

To approve the purchase of SQL and COVID Nutanix hardware, software, and licensing for 23-months for Technology Solutions in the amount of \$629,917 from Freeit Data Solutions through an existing contract; and authorizing the City Manager to execute all necessary documents. (DIR Contract No. DIR-CPO-4444) (Consent Agenda Item “C”)

Approval of Contract Modification

To approve an increase to the current awarded contract amount of \$75,780 by \$39,700, for a total contract amount of \$115,480, for construction materials testing professional services for Water Rehabilitation - Parker Road Estates Phase 2, Project No. 7293, from HVJ North Texas - Chelliah Consultants, Inc. for the Engineering Department; and authorizing the City Manager to execute all necessary documents. (Contract No. 2023-0197-X; Modification No. 1) (Consent Agenda Item “D”)

To approve an increase to the current awarded contract amount of \$561,616 by \$142,162, for a total contract amount of \$703,778, for engineering professional services for Sewer Improvements – Frito-Lay, White Rock Creek, Evans Park, Spring Creek, Shawnee Park, Laurel Lane (Project No. 7567) from Lockwood, Andrews & Newnam, Inc. for the Engineering Department; and authorizing the City Manager to execute all necessary documents. (Contract No. 2022-0708-X; Modification No. 2) (Consent Agenda Item “E”)

Approval of Expenditure

To approve an expenditure for engineering professional services for the 2024 Citywide Traffic Count Program, Project No. TP-S-00015, in the amount of \$494,300 from Lee Engineering, LLC. for the Engineering Department; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “F”)

Adoption of Resolutions

Resolution No. 2024-3-4(R): To authorize continued participation and membership with the Atmos Cities Steering Committee; authorizing the payment of five cents (\$0.05) per capita to the Atmos Cities Steering Committee to fund regulatory and related activities related to Atmos Energy Corporation, Mid-Tex Division; and providing an effective date. (Consent Agenda Item “G”)

Resolution No. 2024-3-5(R): To authorize continued participation with the Steering Committee of Cities Served by Oncor; authorizing the payment of ten cents (\$0.10) per capita to the Steering Committee to fund regulatory and legal proceedings and activities related to Oncor Electric Delivery Company, LLC; and providing an effective date. (Consent Agenda Item “H”)

Resolution No. 2024-3-6(R): To review and approve the City's official Public Funds Investment Policy; and providing an effective date. (Consent Agenda Item “I”)

Adoption of Ordinances

Ordinance No. 2024-3-7: To appoint Associate Judges of the Municipal Court of Record of the City of Plano, setting the term of office for the Judges; and providing an effective date. (Consent Agenda Item “J”)

Ordinance No. 2024-3-8: To appoint the Chief Municipal Judge of the Municipal Court of Record of the City of Plano, setting the term of office and compensation for the Judge; and providing an effective date. (Consent Agenda Item “K”)

End of Consent

Public Hearing and adoption of Ordinance No. 2024-3-9 as requested in Zoning Case 2024-004 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, to expand Specific Use Permit No. 660 for Household Care Institution from 0.3 to 0.6 acre of land located on two lots on the north side of 19th Street, 400 feet west of N Avenue in the City of Plano, Collin County, Texas, presently zoned General Office with Specific Use Permit No. 660 for Household Care Institution; 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: Agape Resource & Assistance Center, Inc. (Regular Item “1”)

Mayor Muns opened the public hearing. Janet Collinsworth with Agape Resource & Assistance Center, Inc. spoke to the project. Penelope Diaz with Apogee Architectural Services was available for questions. Mayor Muns closed the public hearing.

MOTION: Upon a motion made by Councilmember Horne and seconded by Deputy Mayor Pro Tem Tu, the Council voted 8-0 to expand Specific Use Permit No. 660 for Household Care Institution from 0.3 to 0.6 acre of land located on two lots on the north side of 19th Street, 400 feet west of N Avenue in the City of Plano, Collin County, Texas, presently zoned General Office with Specific Use Permit No. 660 for Household Care Institution; directing a change accordingly in the official zoning map of the City; as requested in Zoning Case 2024-004; and further to adopt Ordinance No. 2024-3-9.

Presentation and receive Public Comments on proposed revisions to the City of Plano's Drought and Emergency Response Plan and Water Management Plan. (Regular Item “2”)

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

Presentation of the FY2023-24 Status Report and Three-Year Financial Forecast. (Regular Item “3”)

Comments of Public Interest

No one requested to speak.

With no further discussion, the Regular City Council Meeting adjourned at 9:06 p.m.

John B. Muns, MAYOR

ATTEST:

Lisa C. Henderson, CITY SECRETARY