

**PLANO CITY COUNCIL  
REGULAR SESSION  
May 10, 2021**

**COUNCIL MEMBERS PRESENT**

John B. Muns, Mayor  
Kayci Prince, Mayor Pro Tem  
Anthony Ricciardelli, Deputy Mayor Pro Tem  
Maria Tu  
Rick Grady  
Shelby Williams  
Lily Bao – via Zoom  
Rick Smith

**STAFF PRESENT**

Mark Israelson, City Manager  
Jack Carr, Deputy City Manager  
Shelli Siemer, Deputy City Manager  
Greg Rushin, Deputy City Manager  
Paige Mims, City Attorney  
Lisa C. Henderson, City Secretary

Mayor Muns convened the Council into the Regular Session on Monday, May 10, 2021 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**

Deputy Mayor Pro Tem Ricciardelli led the invocation and Council Member Grady led the Pledge of Allegiance and Texas Pledge.

**Proclamations and Special Recognitions**

Proclamation: May 17 - 23, 2021 is Bike to Work Week and May 21, 2021 is Bike to Work Day.

Proclamation: May is Building Safety Month.

Proclamation: May is National Historic Preservation Month.

**Board and Commission Appointments**

Phil Dyer - North Texas Municipal Water District Board

**Comments of Public Interest**

Steven Bolos spoke to noise in Legacy West.

Jerry Kendrick spoke to noise in Legacy West.

Allen Deandre spoke to traffic and speed concerns on 14<sup>th</sup> Street.

Catherine Monson spoke to the protest at SH121 and Preston Road.

Don Mann spoke to noise in Legacy West.

Bernard Campomanes spoke to the protest at SH121 and Preston Road.

Martha Tate spoke to the protest at SH121 and Preston Road.  
John Stafford spoke to political sign regulation.  
Denise Alcaarez spoke to the protest at SH121 and Preston Road.  
Terry Anderson spoke to the protest at SH121 and Preston Road.  
Amanda Massengale spoke to Marvin Scott III.  
Ajua Mason spoke to the protest at SH121 and Preston Road.  
Joanne Kendrick spoke to noise in Legacy West.  
Michael Andrews spoke to the protest at SH121 and Preston Road.  
Steven Lavine spoke to political signs and the Comprehensive Plan Review Committee.  
Hava Johnston spoke to Marvin Scott III.

Council Member Tu requested an updated report regarding the noise ordinance and the enforcement measure relating to it; and having Chief Drain address City Council regarding current ordinance enforcement and how it is being enforced. Council Member Williams seconded the request.

### **Consent Agenda**

**MOTION:** Upon a motion made by Mayor Pro Tem Prince and seconded by Council Member Grady, the Council voted 8-0 to approve all items on the Consent Agenda, except Consent Item “P”, as follows:

### **Approval of Minutes**

April 6, 2021  
April 14, 2021  
April 20, 2021  
April 26, 2021  
(Consent Agenda Item “A”)

### **Approval of Expenditures**

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

**Rescind Award of RFB No. 2019-0597-B** for two (2) Haul Trucks to Industrial Power Truck and Equipment. (Consent Agenda Item “B”)

**RFB No. 2021-0021-AC** for a three (3) year term with four (4) automatic one-year renewals for Event Security for Plano Stages in the Parks and Recreation Department to Whelan Event Staffing Services, Inc. for an estimated expenditure amount in the initial term of \$55,991, and for each renewal term the estimated expenditure amount is \$18,664; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “C”)

**RFB No. 2021-0210-B** for Legacy Median Lighting, Project No. 6542, for the Engineering Department to Groves Electrical Service, Inc. in the amount of \$323,649; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “D”)

**RFP No. 2020-0592-BR** for a Construction Project Management System for a five (5) year contract with three (3) one-year City optional renewals to Aurigo Software Technologies, Inc. in the estimated total contract amount of \$2,700,840; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “E”)

**RFB No. 2021-0252-B** for Intersection Improvements at Parkwood Boulevard and Legacy Drive, Coit Road at SH 190 and Mapleshade Lane, Project No. 6610, for the Engineering Department to New World Contracting, LLC in the amount of \$3,059,896; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “F”)

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

To approve the purchase of two (2) Haul Trucks for Fleet Services to be used by Utility District 1 and Utility District 2 in the amount of \$176,885 from MHC Kenworth through an existing contract; and authorizing the City Manager to execute all necessary documents. (BuyBoard Contract No. 601-19) (Consent Agenda Item “G”)

To approve the purchase of licensing and maintenance for JD Edwards and PeopleSoft systems for a one (1) year contract with four (4) automatic one-year renewals for Technology Services in the estimated annual amount of \$475,419 from Oracle America, Inc. through an existing contract; and authorizing the City Manager to execute all necessary documents. (DIR Contract No. DIR-TSO-4158) (Consent Agenda Item “H”)

### **Approval of Expenditure**

To approve an expenditure for construction materials testing professional services for Water Rehabilitation Cross Creek East #3A, Project No. 7055, in the amount of \$71,945 from Henley-Johnston & Associates, Inc. for the Engineering Department; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “I”)

To ratify an expenditure in the amount of \$7,535 for engineering professional services for Collin Creek Culvert Improvements, Project No. 6804.1, from Freese and Nichols, Inc. and approve an expenditure for additional engineering professional services in the amount of \$71,165, for a total amount of \$78,700 for the Engineering Department; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “J”)

To ratify an expenditure in the amount of \$109,600 for Bridge Repairs Phase III - Repair at Parker Road and Pittman Creek, Project No. 7056, from Gibson & Associates, Inc. for Engineering Department; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “K”)

## **Adoption of Ordinances**

**Ordinance No. 2021-5-4:** To order a Runoff Election to be held on June 5, 2021, for the purpose of electing one Member of Council to Place No. 4 to the City Council to hold office for a period of four years; and one Member of Council to Place No. 7 to the City Council until the May 2023 General Election; designating locations of polling places; ordering notices of election to be given as prescribed by law in connection with such election; and providing an effective date. (Consent Agenda Item “L”)

**Ordinance No. 2021-5-5:** To repeal Article VIII, Additional Regulations for Tattoo and Certain Body Piercing Studios, of Chapter 14, Offenses-Miscellaneous, of the Code of Ordinances; and providing a severability clause, a repealer clause, a savings clause, and an effective date. (Consent Agenda Item “M”)

**Ordinance No. 2021-5-6:** To abandon all right, title and interest of the City, in and to a drainage easement on a 0.0052 acre (225 square feet) parcel of land situated in the Collin County School Land Survey, Abstract No. 153, City of Plano, Collin County, Texas, the subject parcel being a portion of that tract of land owned by Marion G. Spurlin, according to the Warranty Deed recorded in Volume 647, Page 593 of the Land Records of Collin County, Texas (LRCCT), quitclaiming all right, title and interest of the City in such drainage easement to the owner of the property underlying the easement, Northbrook-Plano, LLC, to the extent of its interest; authorizing the City Manager to execute any documents deemed necessary; and providing an effective date. (Consent Agenda Item “N”)

**Ordinance No. 2021-5-7:** To abandon all right, title and interest of the City, in and to a drainage easement on a 0.0052 acre (225 square feet) parcel of land situated in the Collin County School Land Survey, Abstract No. 153, City of Plano, Collin County, Texas, the subject parcel being a portion of that tract of land owned by Quincy Pearl Spurlin, according to the Warranty Deed recorded in Volume 647, Page 593 of the Land Records of Collin County, Texas (LRCCT), quitclaiming all right, title and interest of the City in such drainage easement to the owner of the property underlying the easement, Northbrook-Plano, LLC, to the extent of its interest; authorizing the City Manager to execute any documents deemed necessary; and providing an effective date. (Consent Agenda Item “O”)

**END OF CONSENT**

**Ordinance No. 2021-5-8:** To amend Section 12-73.1(d), Same – Specific zones, of Article IV, Speed, Chapter 12, Motor Vehicles and Traffic, of the Code of Ordinances of the City of Plano, Texas to enact school zones for summer school sessions 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. (Consent Agenda Item “P”)

**MOTION:** Upon a motion made by Council Member Grady and seconded by Council Member Smith, the Council voted 8-0 to amend Section 12-73.1(d), Same – Specific zones, of Article IV, Speed, Chapter 12, Motor Vehicles and Traffic, of the Code of Ordinances of the City of Plano, Texas to enact school zones for summer school sessions within the city limits of the City of Plano; as amended, and further to adopt Ordinance No. 2021-5-8.

**Public Hearing and adoption of Ordinance No. 2021-5-9** as requested in Zoning Case 2020-018 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, granting Specific Use Permit No. 184 on 7.8 acres of land located on the west side of Shiloh Road, 347 feet north of Plano Parkway, in the City of Plano, Collin County, Texas, presently zoned Research/Technology Center with Specific Use Permit No. 639 for Electrical Substation; 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. Applicant: Dallas Area Rapid Transit, City of Plano, and ONCOR Electric Delivery Company (Regular Item “1”)

Mayor Muns opened the public hearing. Karl Crawley, representing the applicant, spoke to the project. Mayor Muns closed the public hearing.

**MOTION:** Upon a motion made by Mayor Pro Tem Prince and seconded by Council Member Grady, the Council voted 8-0 to grant Specific Use Permit No. 184 on 7.8 acres of land located on the west side of Shiloh Road, 347 feet north of Plano Parkway, in the City of Plano, Collin County, Texas, presently zoned Research/Technology Center with Specific Use Permit No. 639 for Electrical Substation; directing a change accordingly in the official zoning map of the City; as requested in Zoning Case 2020-018 and further to adopt Ordinance No. 2021-5-9.

**Public Hearing and consideration of Appeals of the Planning & Zoning Commission's Denials of Zoning Case 2021-003, and associated Concept Plan 2021-001**, requesting to rezone 19.1 acres located at the southwest corner of Plano Parkway and Executive Drive from Corridor Commercial to Planned Development-Corridor Commercial to allow multifamily residence as a permitted use and to modify development standards which may include but are not limited to: the location and size of multifamily use; building setbacks; maximum floor area ratio; open space; landscape requirements; building design; parking; and other development standards. Zoned Corridor Commercial and located within the 190 Tollway/Plano Parkway Overlay District. Applicant: Onalp Property Owner, LLC c/o Bay West Development (**REQUEST TO TABLE TO JUNE 28, 2021**) (Regular Item “2”)

**Public Hearing and consideration of Appeals of the Planning & Zoning Commission's Denials of Zoning Case 2021-003, and associated Concept Plan 2021-001 “Cont’d.)**

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

**MOTION:** Upon a motion made by Council Member Grady and seconded by Deputy Mayor Pro Tem Ricciardelli, the Council voted 8-0 to table the item to the June 28, 2021 Council Meeting.

**Resolution No. 2021-5-10(R):** To provide the City Manager authority related to personnel, procurement, public meetings and City Code and policy decisions necessary for issues that arise during the state and federal emergency declarations related to the novel coronavirus (COVID-19); and providing an effective date. (Regular Item “3”)

**MOTION:** Upon a motion made by Deputy Mayor Pro Tem Ricciardelli and seconded by Council Member Smith, the Council voted 8-0 to provide the City Manager authority related to personnel, procurement, public meetings and City Code and policy decisions necessary for issues that arise during the state and federal emergency declarations related to the novel coronavirus (COVID-19); providing authority through July 31, 2021; and further to adopt Resolution No. 2021-5-10(R).

With no further discussion, the Regular City Council Meeting adjourned at 8:15 p.m.

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**John B. Muns, MAYOR**

ATTEST:

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Lisa C. Henderson, City Secretary