

**PLANO CITY COUNCIL
REGULAR SESSION
February 27, 2023**

COUNCIL MEMBERS PRESENT

John B. Muns, Mayor
Kayci Prince, Mayor Pro Tem
Maria Tu, Deputy Mayor Pro Tem
Anthony Ricciardelli
Rick Grady
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
Paige Mims, City Attorney
Lisa C. Henderson, City Secretary
Andrew Fortune, Director of Policy and Government Relations

Mayor Muns convened the Council into the Regular Session on Monday, February 27, 2023, 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

Pastor Ashish Mathew with Commission Church led the invocation and Plano Fire-Rescue Explorer Post 215 led the Pledge of Allegiance and Texas Pledge.

Proclamations and Special Recognitions

Presentation: The Salvation Army of North Texas presented the results of the 2022 Mayors Red Kettle Challenge.

Proclamation: Collin County Master Gardener's Association is celebrating Ask a Gardener Month in March.

Comments of Public Interest

Catherine Parker representing Texas Neighborhood Coalition – Plano spoke to short-term rental safety.

Terri Frazier spoke to the impact of living near a short-term rental.

JorJa Landauer spoke to short-term rental safety.

Zoey Sanchez-Reveal spoke to short-term rental safety.

Chris Brackmann spoke to short-term rental safety.

Lauren Dykes spoke to short-term rental safety.

John Green spoke to short-term rental safety.

Melissa Mayo spoke to short-term rental safety.

Dollie Thomas requested a reporting of homelessness prevention spending and housing rehab application process.

Mayor Muns stated an item regarding short-term rentals has been scheduled for the first meeting in April and spoke to the incident over the weekend.

Council Member Williams spoke to 187th Anniversary commemorating Texas Independence Day and the Texas Forever Fest in March. He highlighted the city's fiscal transparency as a "sunshine" city as noted by Texans for Fiscal Responsibility.

Council Member Grady requested expanded information on Housing and Urban Development funds relating to funding options for households with caretakers. Deputy Mayor Pro Tem Tu seconded and requested that Neighborhood Services be included.

Consent Agenda

MOTION: Upon a motion made by Council Member Grady and seconded by Council Member Ricciardelli, the Council voted 8-0 to approve all items on the Consent Agenda, except Item "I", as follows:

Approval of Minutes

February 13, 2023

(Consent Agenda Item "A")

Approval of Expenditures

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

RFP No. 2022-0719-AC for a one (1) year contract with five (5) automatic one-year renewals for Haggard Park Janitorial Services for Parks and Recreation Department to White Glove Janitorial for an estimated annual amount of \$105,500; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item "B")

RFB No. 2023-0103-B for 10th Street Paving and Water Line Reconstruction – N Avenue to Jupiter Road, Project No. 7343, for the Engineering Department to McMahon Contracting and Construction, LLC dba McMahon Contracting, L.P. in the amount of \$4,432,023; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item "C")

Purchase from an Existing Contract

To approve the purchase of five (5) Braun Chief XL F-550 Ambulances for Fleet Services to be used by Fire-Rescue in the amount of \$2,258,330 from Siddons-Martin Emergency Group, LLC through an existing contract; and authorizing the City Manager to execute all necessary documents. (BuyBoard Contract No. 650-21) (Consent Agenda Item “D”)

To approve the purchase of Rubrik M365 for a five (5) year term for Technology Solutions to provide data backup, recovery services, and support of Microsoft Office Online data in the amount of \$313,778 from FreeIt Data Solutions through an existing contract; and authorizing the City Manager to execute all necessary documents. (DIR Contract No. DIR-CPO-4696) (Consent Agenda Item “E”)

Approval of Contract: (Purchase of products/services exempt from State of Texas Competitive Bid Laws)

To approve a contract made and entered into by and between the City of Plano, and Bruce Sherbet, the Elections Administrator of Collin County, Texas, pursuant to the authority in Subchapter D, Section 31.092 of Chapter 31, of the Texas Election Code, regarding the coordination, supervision, and running of the City's May 6, 2023 Joint General and Special Election and City Run-off Election, if necessary, in the amount of \$140,535; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “F”)

Approval of Change Order

To ratify an expenditure increasing the current awarded contract amount of \$3,222,258 by \$114,111, for a total contract amount of \$3,336,369, for changes to ordered fire apparatus from Siddons Martin Emergency Group LLC; and authorizing the City Manager to execute all necessary documents. (Contract No. 2021-0168-O, Change Order No. 2) (Consent Agenda Item “G”)

Approval of Expenditure

To approve an expenditure for advertising services for a two (2) year contract in the estimated amount of \$140,000 from Medium Giant Company Inc.; and authorizing the City Manager to execute all necessary documents. (Contract No. 2023-0106-X). (Consent Agenda Item “H”)

Adoption of Ordinances

Ordinance No. 2023-2-3: 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 “J”)

End of Consent

To authorize the City Manager to execute an Interlocal Agreement with the Dallas Area Rapid Transit allowing Plano participation in funding for Public Transportation Improvements; and providing an effective date. (Consent Agenda Item “I”)

Cara Mendelsohn spoke to concerns with the interlocal agreement.

MOTION: Upon a motion made by Council Member Grady and seconded by Council Member Ricciardelli, the Council voted 6-2, with Deputy Mayor Pro Tem Tu and Council Member Williams in opposition, to table the item to a future meeting.

Public Hearing and adoption of Ordinance No. 2023-2-4 to accept and approve a Service and Assessment Plan and Assessment Roll for the Downtown Plano Public Improvement District; making a finding of special benefit to the property in the District; levying Assessments against property within the District and establishing a lien on such property; providing for the method of assessment and the payment of the Assessments in accordance with Chapter 372, Texas Local Government Code, as amended; providing penalties and interest on delinquent Assessments; providing for severability; resolving matters incident and related thereto; and providing an effective date. (Regular Agenda Item “1”)

Mayor Muns opened the public hearing. No one spoke on the item. Mayor Muns closed the public hearing.

MOTION: Upon a motion made by Council Member Grady and seconded by Mayor Pro Tem Prince, the Council voted 8-0 to accept and approve a Service and Assessment Plan and Assessment Roll for the Downtown Plano Public Improvement District; making a finding of special benefit to the property in the District; levying Assessments against property within the District and establishing a lien on such property; providing for the method of assessment and the payment of the Assessments in accordance with Chapter 372, Texas Local Government Code, as amended; providing penalties and interest on delinquent Assessments; providing for severability; resolving matters incident and related thereto; and further to adopt Ordinance No. 2023-2-4.

Public Hearing and adoption of Ordinance No. 2023-2-5 as requested in Zoning Case 2022-016 to amend Article 7 (Nonconformities), Article 8 (Definitions), Article 10 (Nonresidential Districts), Article 12 (Planned Development District), Article 13 (Lot and Building Standards), Article 14 (Allowed Uses and Use Classifications), Article 15 (Use-specific Regulations), Article 16 (Parking and Loading), Article 17 (Landscaping and Tree Preservation), Article 20 (Screening, Fence and Wall Regulations), and Article 23 (Exterior Wall Construction Standards) of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, to align with specific land use policies in the comprehensive plan; 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 February 13, 2023, City Council meeting.) (Regular Agenda Item “2”)

Mayor Muns opened the public hearing. Frank Turner spoke to limited opportunities for expanding housing in our community and requested to table the item to allow for further study of demographic trends and how Plano’s housing policies match with those trends. Mayor Muns closed the public hearing.

Public Hearing and adoption of Ordinance No. 2023-2-5 (Cont'd.)

MOTION: Upon a motion made by Council Member Grady and seconded by Council Member Smith, the Council voted 6-2, with Mayor Pro Tem Prince and Council Member Holmer in opposition, to amend Article 7 (Nonconformities), Article 8 (Definitions), Article 10 (Nonresidential Districts), Article 12 (Planned Development District), Article 13 (Lot and Building Standards), Article 14 (Allowed Uses and Use Classifications), Article 15 (Use-specific Regulations), Article 16 (Parking and Loading), Article 17 (Landscaping and Tree Preservation), Article 20 (Screening, Fence and Wall Regulations), and Article 23 (Exterior Wall Construction Standards) of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, to align with specific land use policies in the comprehensive plan; as requested in Zoning Case No. 2022-016; and further to adopt Ordinance No. 2023-2-5.

Council took a brief recess at 8:51 p.m. and reconvened at 8:55 p.m.

Public Hearing and adoption of Ordinance No. 2023-2-6 as requested in Zoning Case 2022-017 to amend Article 9 (Residential Districts), Article 10 (Nonresidential Districts), and Article 14 (Allowed Uses and Use Classifications) of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, to improve alignment of the Residential Community Design and Neighborhood Business Design districts with the comprehensive plan; 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 February 13, 2023, City Council meeting.) (Regular Agenda Item “3”)

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 Smith and seconded by Council Member Ricciardelli, the Council voted 8-0 to amend Article 9 (Residential Districts), Article 10 (Nonresidential Districts), and Article 14 (Allowed Uses and Use Classifications) of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, to improve alignment of the Residential Community Design and Neighborhood Business Design districts with the comprehensive plan; as requested in Zoning Case No. 2022-017; and further to adopt Ordinance No. 2023-2-6.

With no further discussion, the Regular City Council Meeting adjourned at 9:09 p.m.

John B. Muns, MAYOR

ATTEST:

Lisa C. Henderson, City Secretary