

**PLANO CITY COUNCIL
REGULAR SESSION
July 22, 2024**

COUNCIL MEMBERS PRESENT

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

STAFF PRESENT

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

Mayor Muns convened the Council into the Regular Session on Monday, July 22, 2024, at 7:00 p.m. in the Program Room of the Davis Library, 7501-B Independence Parkway and via videoconference. A quorum was present.

Invocation and Pledge

Rabbi Menachem Block with Chabad of Plano/Collin County led the invocation and the City Council led the Pledge of Allegiance and Texas Pledge.

Consent Agenda

MOTION: Upon a motion made by Councilmember Horne and seconded by Mayor Pro Tem Tu, the Council voted 8-0 to approve all items on the Consent Agenda, except Items “E” and “H”, as follows:

Approval of Minutes

June 24, 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. 2024-0214-B for Enfield Park Restroom Buildings and Ballfields 1 – 8 Lighting Replacement, Project No. 7482, for the Parks and Recreation Department to Groves Electrical Service, Inc. in the amount of \$8,487,072; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “B”)

RFB No. 2024-0360-B for Water Rehabilitation - Park Boulevard Phase 1 (Preston Road to US 75), Project No. 7573, for the Engineering Department to A & B Construction, LLC in the amount of \$4,123,775; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “C”)

RFB No. 2024-0368-B for Water Rehabilitation - Park Boulevard Phase 2 (US75 to East City Limits), Project No. 7592, for the Engineering Department to ANA Site Construction, LLC in the amount of \$3,622,063; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “D”)

Purchase from an Existing Contract

To approve the purchase of office furniture for the Building Inspections Department in the estimated amount of \$191,526 from Plano Office Supply Co. through an existing contract; and authorizing the City Manager to execute all necessary documents. (Collin County Community College District - 2024-RFP-003) (Consent Agenda Item “F”)

To approve the purchase of traffic signal local controller hardware and software from Texas Highway Products, LTD in the estimated amount of \$56,860 and traffic signal controller cabinets from Paradigm Traffic Systems, Inc. in the estimated amount of \$295,000, Project No. TP-S-00008, for the Engineering Department in the estimated total amount of \$351,860 through an existing contract; and authorizing the City Manager to execute all necessary documents. (TXShare Contract No. 2023-092) (Consent Agenda Item “G”)

Approval of Expenditure

To ratify an expenditure in the amount of \$136,662 for the repair of a Komatsu Loader from Kirby Smith Machinery, Inc. for the Compost Marketing and Operations Division of Public Works; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “I”)

To approve an expenditure for engineering professional services for the 2024 North Dallas Basin Sanitary Sewer Evaluation Survey Year 3, Project No. PW-WW-00024, in the amount of \$378,296 from RJN Group, Inc. for the Public Works Department; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “J”)

To approve an expenditure for engineering professional services for Water Rehabilitation - Douglass Community, Project No. ENG-W-00002, in the amount of \$373,585 from Westwood Professional Services, Inc. for the Engineering Department; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “K”)

To approve an expenditure for engineering professional services for Water Rehabilitation - Kimberlea Addition, Project No. ENG-W-00001, in the amount of \$665,500 from Kimley-Horn and Associates, Inc. for the Engineering Department; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “L”)

To approve an expenditure for engineering professional services for Intersection Improvements - Parkwood Boulevard Corridor, Project No. ENG-S-00013, in the amount of \$468,885 from Lamb-Star Engineering, LLC for the Engineering Department; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “M”)

To approve an expenditure for engineering professional services for Diamond Intersection Safety Improvements - CMAQ Project No. TP-S-00014 in the amount of \$695,183 from Pape-Dawson Consulting Engineers, LLC for the Engineering Department; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “N”)

Adoption of Resolutions

Resolution No. 2024-7-1(R): To call a public hearing for August 12, 2024, to consider the levying of the proposed assessments on owners of real property and against that assessed property within the Downtown Plano Public Improvement District; approving the preliminary annual service and assessment plan update for 2024; directing that the proposed assessment roll be made available for public inspection; authorizing and directing for publication and mailing of notices for said public hearing; and establishing an effective date. (Consent Agenda Item “O”)

Adoption of Ordinances

Ordinance No. 2024-7-2: To adopt and enact Supplement Number 148 to the Code of Ordinances for the City of Plano; providing for amendment to certain sections of the Code; and providing an effective date. (Consent Agenda Item “P”)

Ordinance No. 2024-7-3: To amend Division 4, Drought and Emergency Response Plan, of Article II, Water, of Chapter 21, Utilities, of the City of Plano Code of Ordinances by adding Sections 21-59.7 and 21-60.3; adding pro rata water curtailment requirements in Stage 3 and in any wholesale water contract; and providing a repealer clause, a severability clause, a savings clause, a penalty clause, a publication clause, and an effective date. (Consent Agenda Item “Q”)

End of Consent

Purchase from an Existing Contract

To approve the purchase of an Electric Refuse Truck for the Fleet Services Division in the amount of \$410,880 from Bond Equipment Company Inc. for the truck chassis and in the amount of \$239,564 from Reliance Truck & Equipment for the refuse truck body, for a total amount of \$650,444, through an existing contract; and authorizing the City Manager to execute all necessary documents. (BuyBoard Contract Nos. 686-22 & 723-23) (Consent Agenda Item “E”) **Removed from the agenda.**

Approval of Contract Modification

To approve an increase to the current awarded contract amount of \$0 by an estimated amount of \$270,000 for a six (6) month contract for management of all secondary employment activities of Plano Police Officers from Extra Duty Solutions (EDS) for the Police Department; and authorizing the City Manager to execute all necessary documents. (City of Plano Contract No. 2023-0243-OA, Modification No. 2) (Consent Agenda Item “H”)

To approve an increase to the current awarded (Cont'd.)

Councilmember Horne requested the last sentence of the background information be removed on the agenda item.

MOTION: Upon a motion made by Councilmember Horne and seconded by Councilmember Ricciardelli, the Council voted 8-0 to approve an increase to the current awarded contract amount of \$0 by an estimated amount of \$270,000 for a six (6) month contract for management of all secondary employment activities of Plano Police Officers from Extra Duty Solutions (EDS) for the Police Department; and authorizing the City Manager to execute all necessary documents; with amended background information.

Public Hearing and adoption of Ordinance No. 2024-7-4 as requested in Zoning Case 2024-010 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, increasing the maximum number of children allowed under Specific Use Permits No. 550 for Day Care Center and No. 551 for Private School on 7.5 acres of land located at the southeast corner of Legacy Drive and Ohio Drive in the City of Plano, Collin County, Texas, presently zoned Single-Family Residence-7 with Specific Use Permits No. 550 for Day Care Center and No. 551 for Private School; 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: Montessori New Beginnings Academy, Inc. (Regular Item “1”)

Mayor Muns opened the public hearing. Beth Tuttle, representing Archgate Montessori, spoke to the Project. Rebecca Bernard, Leticia Barabba, Nyle Samir, Anjali Jagada, and Alejandra Velazquez spoke in support of the project. Mayor Muns closed the public hearing.

Councilmember Ricciardelli made a motion to approve the request to increase the maximum student count to 330 and was seconded by Mayor Pro Tem Tu. The Council voted 3-5, with Mayor Pro Tem Tu, Councilmember Ricciardelli and Councilmember Williams in support. Motion failed.

MOTION: Upon a motion made by Councilmember Smith and seconded by Councilmember Horne, the Council voted 7-1, with Mayor Pro Tem Tu in opposition, to increase the maximum number of children allowed under Specific Use Permits No. 550 for Day Care Center and No. 551 for Private School on 7.5 acres of land located at the southeast corner of Legacy Drive and Ohio Drive in the City of Plano, Collin County, Texas, presently zoned Single-Family Residence-7 with Specific Use Permits No. 550 for Day Care Center and No. 551 for Private School; directing a change accordingly in the official zoning map of the City; as requested in Zoning Case 2024-010; and further to adopt Ordinance No. 2024-7-4.

Public Hearing and adoption of Resolution No. 2024-7-5(R) to adopt the 2024-2025 Action Plan, including the summary of Community Development Block Grant and HOME Investment Partnerships Program activities and proposed use of funds for program year 2024-2025 and providing an effective date. (Regular Item “2”)

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

MOTION: Upon a motion made by Councilmember Prince and seconded by Mayor Pro Tem Tu, the Council voted 7-1, with Councilmember Williams in opposition, to adopt the 2024-2025 Action Plan, including the summary of Community Development Block Grant and HOME Investment Partnerships Program activities and proposed use of funds for program year 2024-2025; and further to adopt Resolution No. 2024-7-5(R).

Councilmember Prince stepped away from the dais at 8:12 p.m. and returned at 8:15 p.m.

Public Hearing and adoption of Resolution No. 2024-7-6(R) to authorize a Substantial Amendment to the 2019-2020 Action Plan for the use of U.S. Department of Housing and Urban Development Community Development Block Grant funds; and providing an effective date. (Regular 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 Councilmember Ricciardelli and seconded by Councilmember Horne, the Council voted 8-0 to authorize a Substantial Amendment to the 2019-2020 Action Plan for the use of U.S. Department of Housing and Urban Development Community Development Block Grant funds; and further to adopt Resolution No. 2024-7-6(R).

First Reading of an Ordinance to grant to Denton County Electric Cooperative, Inc. d/b/a CoServ Electric, a Texas electric cooperative corporation, its successors and assigns, a non-exclusive franchise to use the present and future streets, avenues, alleys, roads, highways, sidewalks, easements and other public rights-of-way in the City of Plano, Texas for the purposes of constructing and operating an Electric Distribution System; setting forth terms and conditions to govern the franchise; providing a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date. (Regular Item “4”)

First reading only. No action required.

Comments of Public Interest

No one requested to speak.

With no further discussion, the Regular City Council Meeting adjourned at 8:17 p.m.

John B. Muns, MAYOR

ATTEST:

Lisa C. Henderson, CITY SECRETARY