



## CITY COUNCIL

**1520 K Avenue, Plano, Texas 75074**  
**Senator Florence Shapiro Council Chambers**

**DATE: February 11, 2019**

**TIME: 7:00 PM**

**CALL TO ORDER**

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

**PLEDGE OF ALLEGIANCE / TEXAS PLEDGE: Girl Scout Cadette Troop 3460 - Carpenter Middle School**

OUR MISSION - THE CITY OF PLANO IS A REGIONAL AND NATIONAL LEADER, PROVIDING OUTSTANDING SERVICES AND FACILITIES THROUGH COOPERATIVE EFFORTS THAT ENGAGE OUR CITIZENS AND THAT CONTRIBUTE TO THE QUALITY OF LIFE IN OUR COMMUNITY.

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

### **PROCLAMATIONS AND SPECIAL RECOGNITIONS**

Presentation: Texas Pure Products, a branch of the Plano Environmental Waste Department, has received the USCC Compost Manufacturer of the Year (Commercial Scale) Award. **Presented**

### **COMMENTS OF PUBLIC INTEREST**

This portion of the meeting is to allow up to five (5) 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.

### **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. Citizens are limited to two (2) items and discussion time of three (3) minutes each.

**Approval of Minutes**

- (a) January 28, 2019 **Approved**

**Approval of Expenditures**

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

- (b) RFB No. 2019-0107-C for a one (1) year contract with three (3) City optional renewals for the purchase of Full Encirclement Repair Clamps & Service Saddles to Ferguson in the estimated annual amount of \$16,265 and Fortiline in the estimated annual amount of \$47,800, for total estimated annual expenditure of \$64,065; and authorizing the City Manager to execute all necessary documents. **Approved**
- (c) RFB No. 2019-0120-B for the purchase of Steel Signal Poles to be utilized by Public Works Department to SANPEC, Inc. in the amount of \$81,056; and authorizing the City Manager to execute all necessary documents. **Approved**
- (d) RFB No. 2019-0057-C for a one (1) year with three (3) City optional renewals for Median and Right-of-Way Mowing, Group A for Parks and Recreation Department to SouthLake Landscaping & Maintenance, Inc. dba SLM Landscaping & Maintenance, Inc. in the estimated annual amount of \$103,933; and authorizing the City Manager to execute all necessary documents. **Approved**
- (e) RFB No. 2019-0094-B for Elevated Tanks Security Fencing Phase I, Project No. 6408, for the Engineering Department to Swift Corporation, LLC in the amount of \$236,916; and authorizing the City Manager to execute all necessary documents. **Approved**

**Purchase from an Existing Contract**

- (f) To approve the purchase of two (2) 5-6 Yard Dump Trucks for Fleet Services to be utilized by Streets and Grounds Maintenance Services in the amount of \$169,393 from Southwest International Trucks, Inc. through an existing contract; and authorizing the City Manager to execute all necessary documents. (Sourcewell Contract No. 081716-NVS) **Approved**

**Approval of Contract Modification**

- (g) To approve an expenditure to extend the VESTA 9-1-1 Support and Maintenance Annual Service Agreement an additional year in the amount of \$148,500 and upgrade the VESTA 9-1-1 system to accomodate SMS and text control services in the amount of \$211,393, for a total amount of \$359,893 from AT&T, Inc.; and authorizing the City Manager to execute all necessary documents. (2017-0380-C; Modification No. 1) **Approved**

**Approval of Expenditure**

- (h) To approve an expenditure for Carpenter Park North Athletic Field Improvements, Project No. 6935, in the amount of \$15,477,515 from Dean Electric, Inc. dba Dean Construction; and authorizing the City Manager to execute all necessary documents. **Approved**

- (i) To approve an expenditure for the design of the Fire Training Facility, Project No. 6824, in the amount of \$1,079,000 from Brinkley Sargent Wiginton Architects, Inc.; and authorizing the City Manager to execute all necessary documents. **Approved**
- (j) To approve an expenditure for the Police Substation at McDermott and Robinson, Project No. 6805, in the amount of \$10,912,597 from Pogue Construction, LP; and authorizing the City Manager to execute all necessary documents. **Approved**

**Adoption of Resolutions**

- (k) **Resolution No. 2019-2-1(R):** In support of the Cotton Belt Regional Veloweb Trail and the 2019 Transportation Alternatives Set-Aside Program with the North Central Texas Council of Governments and the Texas Department of Transportation; designating the Director of Parks and Recreation as the City's representative; and providing an effective date. **Adopted**
- (l) **Resolution No. 2019-2-2(R):** To order a Special Election to be held on May 4, 2019, for the purpose of authorizing general obligation bonds; making provisions for the conduct of the election and other provisions incident and related to the purpose of this Resolution. **Adopted**

**Adoption of Ordinances**

- (m) **Ordinance No. 2019-2-3:** To order an Election to be held on May 4, 2019, for the purpose of electing four (4) Members of Council, Place No. 1 (District 1), Place No. 3 (District 3), Place No. 5 and Place No. 7 to the City Council to hold office for a period of four years; 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. **Adopted**
- (n) **Ordinance No. 2019-2-4:** To amend Section 12-102, Prohibited on certain streets on school days during certain hours, of Article V, Stopping, Standing and Parking, Chapter 12, Motor Vehicles and Traffic, of the Code of Ordinances of the City of Plano, Texas to extend the existing parking restriction on a certain section of Janet Way and to revise the effective times of the parking restriction, 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**

**ITEMS FOR INDIVIDUAL CONSIDERATION:**

**Public Hearing Items:**

**Applicants are limited to fifteen (15) minutes presentation time with a five (5) minute rebuttal, if needed. Remaining speakers are limited to thirty (30) total minutes of testimony time, with three (3) minutes assigned per speaker. The presiding officer may extend these times as deemed necessary.**

**Non-Public Hearing Items:**

**The Presiding Officer may permit limited public comment for items on the agenda not posted for a Public Hearing. The Presiding Officer will establish time limits based upon the number of speaker requests, length of the agenda, and to ensure meeting efficiency, and may include a cumulative time limit. Speakers will be called in the order cards are received until the cumulative time is exhausted.**

- (1) **Public Hearing and adoption of Ordinance No. 2019-2-5** as requested in Zoning Case 2018-026 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, granting Specific Use Permit No. 96 for Recreational Vehicle Sales and Service on 1.1 acres of land located at the southeast corner of E Avenue and 16th Street in the City of Plano, Collin County, Texas, presently zoned Corridor Commercial; 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: Larry G. Sparks **Conducted and adopted**
- (2) Public Hearing on the need to continue the City of Plano's Juvenile Curfew Ordinance (Ordinance No. 94-11-11); to receive a city staff report on the effectiveness of the Juvenile Curfew Ordinance; and to determine whether the ordinance should be abolished, continued, or modified. **Conducted and approved continuation of the ordinance**
- (3) **Resolution No. 2019-2-6(R):** To urge the Texas Legislature to enact meaningful school finance reform during its ongoing 86th Legislative Session and to make doing so a priority of the ongoing 86th Legislative Session; and providing an effective date. **Adopted**

**Municipal Center is wheelchair accessible. A sloped curb entry is available at the main entrance facing Municipal/L Avenue, with specially marked parking spaces nearby. Access and special parking are also available on the north side of the building. The Senator Florence Shapiro Council Chambers is accessible by elevator to the lower level. Requests for sign interpreters or special services must be received forty-eight (48) hours prior to the meeting time by calling the City Secretary at 972-941-7120.**



## CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 2/11/2019

Department: Proclamations

Department Head:

Agenda Coordinator:

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### CAPTION

Presentation: Texas Pure Products, a branch of the Plano Environmental Waste Department, has received the USCC Compost Manufacturer of the Year (Commercial Scale) Award. **Presented**

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### FINANCIAL SUMMARY

FUND(S):

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COMMENTS:

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### SUMMARY OF ITEM

Strategic Plan Goal:

Plano Tomorrow Plan Pillar:

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## CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 2/11/2019

Department: City Secretary

Department Head: Lisa Henderson

Agenda Coordinator:

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### CAPTION

January 28, 2019 **Approved**

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### FINANCIAL SUMMARY

Not Applicable

### FUND(S):

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### COMMENTS:

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### SUMMARY OF ITEM

#### Strategic Plan Goal:

Partnering for Community Benefit

#### Plano Tomorrow Plan Pillar:

Regionalism

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### ATTACHMENTS:

Description	Upload Date	Type
Preliminary Open Meeting Minutes	1/30/2019	Minutes
Regular Session Minutes	1/30/2019	Minutes

**PLANO CITY COUNCIL  
PRELIMINARY OPEN MEETING  
January 28, 2019**

**COUNCIL MEMBERS PRESENT**

Harry LaRosiliere, Mayor  
Ron Kelley, Mayor Pro Tem  
Angela Miner, Deputy Mayor Pro Tem  
Anthony Ricciardelli  
Rick Grady  
Kayci Prince  
Tom Harrison – arrived at 5:01 p.m.  
Rick Smith

**STAFF PRESENT**

Bruce Glasscock, City Manager  
Mark Israelson, Senior Deputy City Manager  
Jack Carr, Deputy City Manager  
Paige Mims, City Attorney  
Lisa C. Henderson, City Secretary

Mayor LaRosiliere called the meeting to order at 5:00 p.m., Monday, January 28, 2019, in the Senator Florence Shapiro Council Chambers of the Municipal Center, 1520 K Avenue. A quorum was present. Mayor LaRosiliere then stated that 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 and receive Legal Advice, Section 551.071; to receive information regarding Economic Development, Section 551.087; discuss Real Estate, Section 551.072; and to discuss Personnel, Section 551.074; for which a certified agenda will be kept in the office of the City Secretary for a period of two years as required.

Mayor LaRosiliere reconvened the meeting back into the Preliminary Open Meeting at 6:06 p.m. in the Senator Florence Shapiro Council Chambers. Council Member Harrison was away from the dais.

- **Consideration and action resulting from Executive Session discussion  
Personnel – Appointment of the City Manager position**

Upon a motion made by Mayor LaRosiliere and seconded by Council Member Grady, the Council voted 7-0, to appoint Mark Israelson as City Manager.

- **Comprehensive Monthly Financial Report – December 2018**
- **Discussion and direction re: Plano Metric Scorecard**

Council Member Harrison returned to the dais at 6:25 p.m.

- **Wayfinding Sign Presentation** – this item was moved to the February 25<sup>th</sup> meeting.
- **Discussion and direction re: Resolution of Support for School Property Tax Reform**

The council expressed concurrence to move forward with the resolution. Council Member Ricciardelli will work with staff to draft the resolution with the amendments discussed.

- **Consent and Regular Agendas**

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

With no further discussion, the Preliminary Open Meeting was adjourned at 6:54 p.m.

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**Harry LaRosiliere, MAYOR**

ATTEST:

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Lisa C. Henderson, City Secretary

**PLANO CITY COUNCIL  
REGULAR SESSION  
January 28, 2019**

**COUNCIL MEMBERS PRESENT**

Harry LaRosiliere, Mayor  
Ron Kelley, Mayor Pro Tem  
Angela Miner, Deputy Mayor Pro Tem  
Anthony Ricciardelli  
Rick Grady  
Kayci Prince  
Tom Harrison  
Rick Smith

**STAFF PRESENT**

Bruce Glasscock, City Manager  
Mark Israelson, Senior Deputy City Manager  
Jack Carr, Deputy City Manager  
Paige Mims, City Attorney  
Lisa C. Henderson, City Secretary

Mayor LaRosiliere convened the Council into the Regular Session on Monday, January 28, 2019 at 7:00 p.m. in the Senator Florence Shapiro Council Chambers of the Plano Municipal Center, 1520 K Avenue. A quorum was present.

**Invocation and Pledge**

Pastor Hunter Hall with The Village Church, Plano Campus led the invocation and Cub Scout Pack 1220 from Hedgcoxe Elementary led the Pledge of Allegiance and Texas Pledge.

**Proclamations and Special Recognitions**

Presentation: The Stranz family was given the City of Plano flag that was flown at half-staff for Arthur Stranz, former Plano Mayor.

**Comments of Public Interest**

No one appeared to speak.

**Consent Agenda**

**MOTION:** Upon a motion made by Council Member Grady and seconded by Council Member Smith, the Council voted 8-0, to approve all items on the Consent Agenda, as follows:

**Approval of Minutes**

January 14, 2018  
(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. 2019-0056-B** for Water Jet & Re-Plaster Outdoor Main Pool at Tom Muehlenbeck Recreation Center for Parks & Recreation to G&B Tile and Plaster in the amount of \$73,968; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “B”)

**RFB No. 2018-0536-B** for West Spring Creek Parkway Service Road Reconstruction and Water Line Replacement, Project No. 6827, for Engineering to RKM Utility Services, Inc. in the amount of \$5,281,449; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “C”)

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

To approve the purchase of Cylance Anti-Virus Maintenance/Subscription Renewal for Technology Services in the amount of \$64,224 from Solid Border, Inc. through an existing contract; and authorizing the City Manager to execute all necessary documents. (Buyboard Contract No. 579-19) (Consent Agenda Item “D”)

To approve the purchase of five (5) Zero-Turn Mowers for Fleet Services to be utilized by Ground Maintenance Services in the amount of \$98,699 from Austin Turf and Tractor through an existing contract; and authorizing the City Manager to execute all necessary documents. (Sourcewell Contract No. 062117-DAC) (Consent Agenda Item “E”)

To approve the purchase of services and materials for the Haggard Library Carpet Replacement in the estimated amount of \$332,275 from One Source Commercial Flooring, Inc. through an existing contract; and authorizing the City Manager to execute all necessary documents. (BuyBoard Contract No. 561-18) (Consent Agenda Item “F”)

### **Approval of Expenditure**

To approve an expenditure in the amount of \$60,425 to MuniServices, LLC; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “G”)

To approve an expenditure for Plano Parkway Intersection Improvements, Project No. 7063, in the amount of \$384,010 from HDR Engineering, Inc. for Engineering; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “H”)

**END OF CONSENT AGENDA**

**Consideration to approve** the terms and conditions of an Agreement by and between Mark Israelson and the City of Plano for City Manager services; authorizing its execution by the Mayor; and providing an effective date. (Regular Item “1”)

**MOTION:** Upon a motion made by Council Member Prince and seconded by Deputy Mayor Pro Tem Miner, the Council voted 8-0, to approve the terms and conditions of an Agreement by and between Mark Israelson and the City of Plano for City Manager services.

**Resolution No. 2019-1-9(R)** to accept the findings and opinions of the Annual Audit; authorizing the City Manager, or in his absence the Director of Finance, to publish the results thereof; and providing an effective date. (Regular Item “2”)

**MOTION:** Upon a motion made by Council Member Smith and seconded by Mayor Pro Tem Kelley, the Council voted 8-0, to accept the findings and opinions of the Annual Audit; authorizing the City Manager, or in his absence the Director of Finance, to publish the results thereof; and to further adopt Resolution No. 2019-1-9(R).

**Public Hearing and adoption of Ordinance No. 2019-1-10** as requested in Zoning Case 2018-027 to amend Section 1.900 (Design Standards and Specifications) of Article 1 (Legal Framework), Section 20.400 (Requirements for Refuse and Recycling Containers and Compactors) of Article 20 (Screening, Fence and Wall Regulations), and related sections of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, pertaining to requirements for refuse and recycling containers and compactors; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, a publication clause, and an effective date. (Regular Item “3”)

Mayor LaRosiliere opened the public hearing. No one appeared to speak. Mayor LaRosiliere closed the public hearing.

**MOTION:** Upon a motion made by Council Member Grady and seconded by Council Member Ricciardelli, the Council voted 8-0, to amend Section 1.900 (Design Standards and Specifications) of Article 1 (Legal Framework), Section 20.400 (Requirements for Refuse and Recycling Containers and Compactors) of Article 20 (Screening, Fence and Wall Regulations), and related sections of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, pertaining to requirements for refuse and recycling containers and compactors; as requested in Zoning Case 2018-027; and to further adopt Ordinance No. 2019-1-10.

**Public Hearing** on the proposed General Obligation Bond Referendum scheduled for May 4, 2019. (Regular Item “4”)

Mayor LaRosiliere opened the public hearing. Steve Lavine spoke in support of the bond referendum. Mayor LaRosiliere closed the public hearing. Three individuals registered an opinion of support but did not wish to speak.

**Discussion and direction** on the proposed 2019 General Obligation Bond Referendum. (Regular Item “5”)

Council expressed concurrence to move forward with the bond referendum with the items in the following order on the ballot; Street Projects \$18,750,000, Parks and Recreation \$17,890,000, and Facility Renovations \$8,025,000.

With no further discussion, the Regular City Council Meeting adjourned at 7:52 p.m.

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**Harry LaRosiliere, MAYOR**

ATTEST:

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Lisa C. Henderson, City Secretary



## CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 2/11/2019

Department: Purchasing

Department Head: Diane Palmer-Boeck

Agenda Coordinator: Teresa Cox x7539

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### CAPTION

RFB No. 2019-0107-C for a one (1) year contract with three (3) City optional renewals for the purchase of Full Encirclement Repair Clamps & Service Saddles to Ferguson in the estimated annual amount of \$16,265 and Fortiline in the estimated annual amount of \$47,800, for total estimated annual expenditure of \$64,065; and authorizing the City Manager to execute all necessary documents. **Approved**

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### FINANCIAL SUMMARY

#### Operating Expense

FISCAL YEAR: 2018-19 thru 2022-23	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	1,108,935	192,195	1,301,130
Encumbered/Expended Amount	0	-263,894	0	-263,894
This Item	0	-64,065	-192,195	-256,260
Balance	0	780,976	0	780,976

**FUND(S):** Warehouse

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**COMMENTS:** This item approves price quotes. The Inventory Stock Department estimates \$64,065 for expenditures in the 2018-19 Warehouse Budget, which will leave a remaining balance of \$780,976 for other inventory purchases in the current year. Future year expenditures are dependent on contract renewals in the annual estimated amount of \$64,065 for the 2019-20 through 2022-23 Budgets. All future year expenditures will occur within council approved appropriations.

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### SUMMARY OF ITEM

See Recommendation Memo

**Strategic Plan Goal:**

Financially Strong City with Service Excellence, Safe Large City

**Plano Tomorrow Plan Pillar:**

Built Environment

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**ATTACHMENTS:**

Description	Upload Date	Type
Recommendation Memo	2/1/2019	Memo
Bid Recap	2/1/2019	Bid Recap

**Date:** January 7, 2019

**To:** Diane Palmer-Boeck, CPPO  
Director of Procurement and Project Management

**From:** Josh Mathewes, Inventory Control /Asset Disposal Supervisor

**Subject:** Award of Bid #2019-0107-C Full Encirclement Repair Clamps & Service Saddles

It is the recommendation from Inventory Control/ Asset Disposal (ICAD) based on inventory requirements and Utility Operations Division of Public Works based on specifications to award 2019-0107-C, Full Encirclement Repair Clamps & Service Saddles as follows.

Ferguson provided the lowest responsive, responsible bid meeting specifications for line items 1 and 2. Estimated annual expenditure \$16,265.

Fortiline provided the lowest responsive, responsible bid meeting specifications for line items 3-25. Estimated annual expenditure \$47,799.50

Begus Online LLC provided the lowest bid pricing for lines 2, 5, 12, 15 and 16; however, those items failed to meet specifications.

Total annual estimated expenditure for 2019-0170-C is \$64,064.50.

Failure to award this bid could result in extended lead times, higher procurement costs, and the inability to provide inventory in an emergency or maintenance situation.

The specifics of this bid are on file with the Purchasing Division.

Josh Mathewes  
Inventory Control/Asset Disposal  
Supervisor

**CITY OF PLANO**

**BID NO. 2019-0107-C  
RFB for Full Encirclement Repair Clamps & Service Saddles**

**BID RECAP**

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**Bid opening Date/Time:** Friday, December 28, 2018 @ 2:00 pm

**Number of Vendors Notified:** 7308

**Vendors Submitting "No Bids":** 0

**Number of Bids Received:** 3

Ferguson	\$ 75,400.20
Fortiline	\$ 69,399.50
Begus Online LLC	\$ 92,855.00

**Recommended Vendor:**

<u>Ferguson</u>	
Line items 1, 2	\$ 16,265.00

<u>Fortiline</u>	
Line items 3-25	\$ 47,800.00

<b>Total Estimated Annual Amount</b>	<b>\$ 64,065.00</b>
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*Teresa Cox*

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Teresa Cox  
Buyer II

*January 24, 2019*

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Date



## CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 2/11/2019

Department: Purchasing

Department Head: Diane Palmer-Boeck

Agenda Coordinator: Teresa Cox x7539

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### CAPTION

RFB No. 2019-0120-B for the purchase of Steel Signal Poles to be utilized by Public Works Department to SANPEC, Inc. in the amount of \$81,056; and authorizing the City Manager to execute all necessary documents. **Approved**

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### FINANCIAL SUMMARY

Operating Expense

FISCAL YEAR: 2018-19	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	1,108,935	0	1,108,935
Encumbered/Expended Amount	0	-263,894	0	-263,894
This Item	0	-81,056	0	-81,056
Balance	0	763,985	0	763,985

**FUND(S):** Warehouse

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**COMMENTS:** Funding for this item is available in the 2018-19 Budget. This request is to purchase and stock signal poles assembly items for repairs and replacements, in the estimated amount of \$81,056, which will leave a remaining balance of \$763,985 in the 2018-19 Warehouse Fund for additional Inventory expenditures.

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### SUMMARY OF ITEM

See Recommendation Memo

**Strategic Plan Goal:**

Financially Strong City with Service Excellence, Safe Large City, Great Neighborhoods - 1st Choice to Live

**Plano Tomorrow Plan Pillar:**

Built Environment

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**ATTACHMENTS:**

Description	Upload Date	Type
Recommendation Memo	2/1/2019	Memo
Bid Recap	2/1/2019	Bid Recap

**Date:** January 7, 2019

**To:** Diane Palmer-Boeck, CPPO  
Director of Procurement and Project Management

**From:** Josh Mathewes, Inventory Control /Asset Disposal Supervisor

**Subject:** Award of Bid #2019-0120-B Steel Signal Pole Assembly

Inventory Control and Asset Disposal provides Public Works Signal Department signal poles for repairs and replacement of knock down or damaged signal poles as well as signal poles for new intersection installation and upgrades. An RFB was created to procure stock signal poles for future use. The City obtained four bid responses.

It is the recommendation from Inventory Control/ Asset Disposal (ICAD) based on inventory requirements and Public Works Signal Department based on specifications to award 2019-0120-B, Steel Signal Pole Assembly, to SANPEC, Inc. who provided the lowest responsive, responsible bid meeting specifications.

Begus Online LLC provided the lowest bid for line item 2; however, they failed to meet specifications.

Total estimated expenditure for 2019-0120-B is \$81,056.

Failure to award this bid could result in extended lead times, higher procurement costs, and the inability to provide inventory in an emergency or maintenance situation.

The specifics of this bid are on file with the Purchasing Division.

Josh Mathewes  
Inventory Control/Asset Disposal  
Supervisor

**CITY OF PLANO**  
**BID NO. 2019-0120-B**  
**RFB for Steel Pole Signal Assembly**

**BID RECAP**

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**Bid opening Date/Time:** Friday, December 28, 2018 @ 2:00 pm

**Number of Vendors Notified:** 14958

**Vendors Submitting "No Bids":** 0

**Number of Bids Received:** 4

SANPEC, Inc.	\$ 81,056.00
Consolidated Traffic Controls, Inc.	\$ 158,080.00
Structural Steel Products	\$ 245,088.00
Begus Online LLC	\$ 2,480.00

**Recommended Vendor:**

SANPEC, Inc.	\$ 81,056.00
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*Teresa Cox*

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Teresa Cox  
Buyer II

*January 24, 2019*

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Date



## CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 2/11/2019

Department: Parks

Department Head: Robin Reeves

Agenda Coordinator: Kimberly Williams ext. 7204

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### CAPTION

RFB No. 2019-0057-C for a one (1) year with three (3) City optional renewals for Median and Right-of-Way Mowing, Group A for Parks and Recreation Department to SouthLake Landscaping & Maintenance, Inc. dba SLM Landscaping & Maintenance, Inc. in the estimated annual amount of \$103,933; and authorizing the City Manager to execute all necessary documents. **Approved**

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### FINANCIAL SUMMARY

#### Operating Expense

FISCAL YEAR:	2018-19 thru 2022-23	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget		0	763,611	342,113	<b>1,105,724</b>
Encumbered/Expended Amount		0	-421,207	0	<b>-421,207</b>
This Item		0	-73,619	-342,113	<b>-415,732</b>
BALANCE		0	268,785	0	<b>268,785</b>

**FUND(S):** General Fund

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**COMMENTS:** This item approves price quotes for median and right-of-way mowing and landscaping maintenance. Funding for this request is available in the 2018-19 Park Median Maintenance Budget for an estimated amount of \$73,619, which will leave a current year balance of \$268,785 for additional median maintenance. Future annual expenditures are dependent on contract renewals in the estimated amount of \$103,933 for 2019-20 through 2021-22, and \$30,314 for 2022-23 in the Park Median Maintenance Budget. All future expenditures will occur within council approved appropriations.

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### SUMMARY OF ITEM

See Recommendation Memo.

**Strategic Plan Goal:**

Financially Strong City with Service Excellence, Safe Large City, Great Neighborhoods - 1st Choice to Live

**Plano Tomorrow Plan Pillar:**

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**ATTACHMENTS:**

Description	Upload Date	Type
Recommendation Memo	2/4/2019	Memo
Bid Recap	1/29/2019	Bid Recap

**Date:** January 16, 2019  
**To:** Diane Palmer-Boeck, Director of Procurement & Project Management  
**From:** Ron Smith, Park Services Manager  
**Subject:** Award Recommendation – 2019-0057-C - Median and Right-of-way Mowing, Group A

It is the recommendation of Plano Parks and Recreation to award 2019-0057-C, Median and Right-of-way Mowing, Group A to SouthLake Landscaping & Maintenance, Inc. in the estimated annual amount of \$103,933. The pricing from the recommended bidder is within budget. A total of seven (7) bids were received and evaluated and it was determined that SouthLake Landscaping & Maintenance, Inc. was the lowest, responsive, and responsible bidder.

This contract is for routine median and right-of-way mowing, routine tree maintenance, mowing cycle litter collection, and annual mulch maintenance at various locations throughout the city along multiple high traffic thoroughfares. The locations have been mapped and labeled Group A. Group A is comprised of 10 locations totaling 86 acres and includes: 14<sup>th</sup> St, Brand Rd, Cloverhaven Way, Country Club Dr, Emerald Coast Dr, Jupiter Rd, Los Rios Blvd, Shiloh Rd, Spring Creek Parkway, and Stratford Dr.

The initial contract term for Group A is one-year with three one-year city optional renewals for a potential of a four (4) year contract. The estimated total amount for this item is \$415,732 (\$73,619 in FY 2018-19, \$103,933 in FY 2019-20, \$103,933 in FY 2020-2021, \$103,933 in FY 2021-2022, and \$30,314 in FY 2022-2023).

Failure to award this contract would result in numerous medians and rights of way becoming non-compliant with City of Plano municipal codes and ordinances for weeds, rubbish, and traffic visibility.

# CITY OF PLANO

**BID No. 2019-0057-C**

## **Median and Right-of-Way Mowing, Group A**

### **BID Recap**

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**Proposal Opening Date/Time:** January 10, 2019 @ 3:00 pm (CST)

**Number of Vendors Notified:** 2791

**Vendors Submitting "No Bids":** 0

**Number of Bids Submitted:** 7

<b>Vendor Name</b>	<b>Total</b>
SouthLake Landscaping & Maintenance, Inc. dba	
SLM Landscaping & Maintenance Inc.	\$ 103,933
Calvary Landscape	\$ 110,280
Edens Touch Diversified, LLC	\$ 122,112
Lawn Star Landscape	\$ 124,488
Carruthers Landscape Management, Inc.	\$ 127,680
Lillard Lawn Commercial Maintenance	\$ 133,450
Unity Contractor Services, Inc.	\$ 741,652

**Recommended Vendor(s):**

<b>SouthLake Landscaping &amp; Maintenance, Inc. dba</b>	<b>\$ 103,933</b>
<b>SLM Landscaping &amp; Maintenance Inc.</b>	

*Kimberly Williams*

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Kimberly Williams, Buyer II

January 25, 2019

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Date



## CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 2/11/2019

Department: Engineering

Department Head: B. Caleb Thornhill

Agenda Coordinator: Dave Leong

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### CAPTION

RFB No. 2019-0094-B for Elevated Tanks Security Fencing Phase I, Project No. 6408, for the Engineering Department to Swift Corporation, LLC in the amount of \$236,916; and authorizing the City Manager to execute all necessary documents. **Approved**

---

### FINANCIAL SUMMARY

CIP

FISCAL YEAR: 2018-19	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	909,800	0	909,800
Encumbered/Expended Amount	0	-11,670	0	-11,670
This Item	0	-236,916	0	-236,916
Balance	0	661,214	0	661,214

**FUND(S):** Water CIP

---

**COMMENTS:** Funding for this item is available in the 2018-19 Water CIP. Phase I of construction services for the Elevated Tanks Security Fencing project, in the amount of \$236,916, will leave a project balance of \$661,214 available for future project expenditures.

---

### SUMMARY OF ITEM

The Engineering Department accepted bids on December 18, 2018 for the Elevated Tanks Security Fencing Phase I, Project 6408. This project includes the construction of an 8-ft aluminum fence, gates, 2-ft wide concrete mow strip and removal of existing vegetation.

The lowest responsive and responsible bid was submitted by Swift Corporation, LLC, in the amount of \$236,916. There were a total of 13,701 vendors notified of this project. Four complete bids were received for the project as shown in the attached bid recap.

If this project is not awarded, safe and secure access at Dallas North, Parker, and Tennyson Elevated Tanks could be compromised.

**Strategic Plan Goal:**

Financially Strong City with Service Excellence, Safe Large City, Great Neighborhoods - 1st Choice to Live

**Plano Tomorrow Plan Pillar:**

Built Environment, Economic Environment

---

**ATTACHMENTS:**

Description	Upload Date	Type
Bid Recap	1/25/2019	Bid Recap
Location Map	1/17/2019	Map

# CITY OF PLANO

## RFB CIP

**Bid No. 2019-0094-B**

**Elevated Tanks Security Fencing Phase I**

**Project No. 6408**

### **Bid Recap**

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**Bid Opening Date/Time:** December 18, 2018 @ 2:30 PM (CST)

**Number of Vendors Notified:** 13,701

**Vendors Submitting "No Bids":** 0

**Number of Non-Responsive Bids Submitted:** 0

**Number of Responsive Bids Submitted:** 4

<b><u>Vendor:</u></b>	<b><u>Total Bid</u></b>
Swift Corporation, LLC	\$ 236,916.00
Axis Construction	\$ 345,456.00
Four Seasons Development Co.	\$ 358,424.00
Rockstar Welding, LLC	\$ 407,211.00

**Recommended Vendor:**

Swift Corporation, LLC	\$ 236,916.00
------------------------	---------------

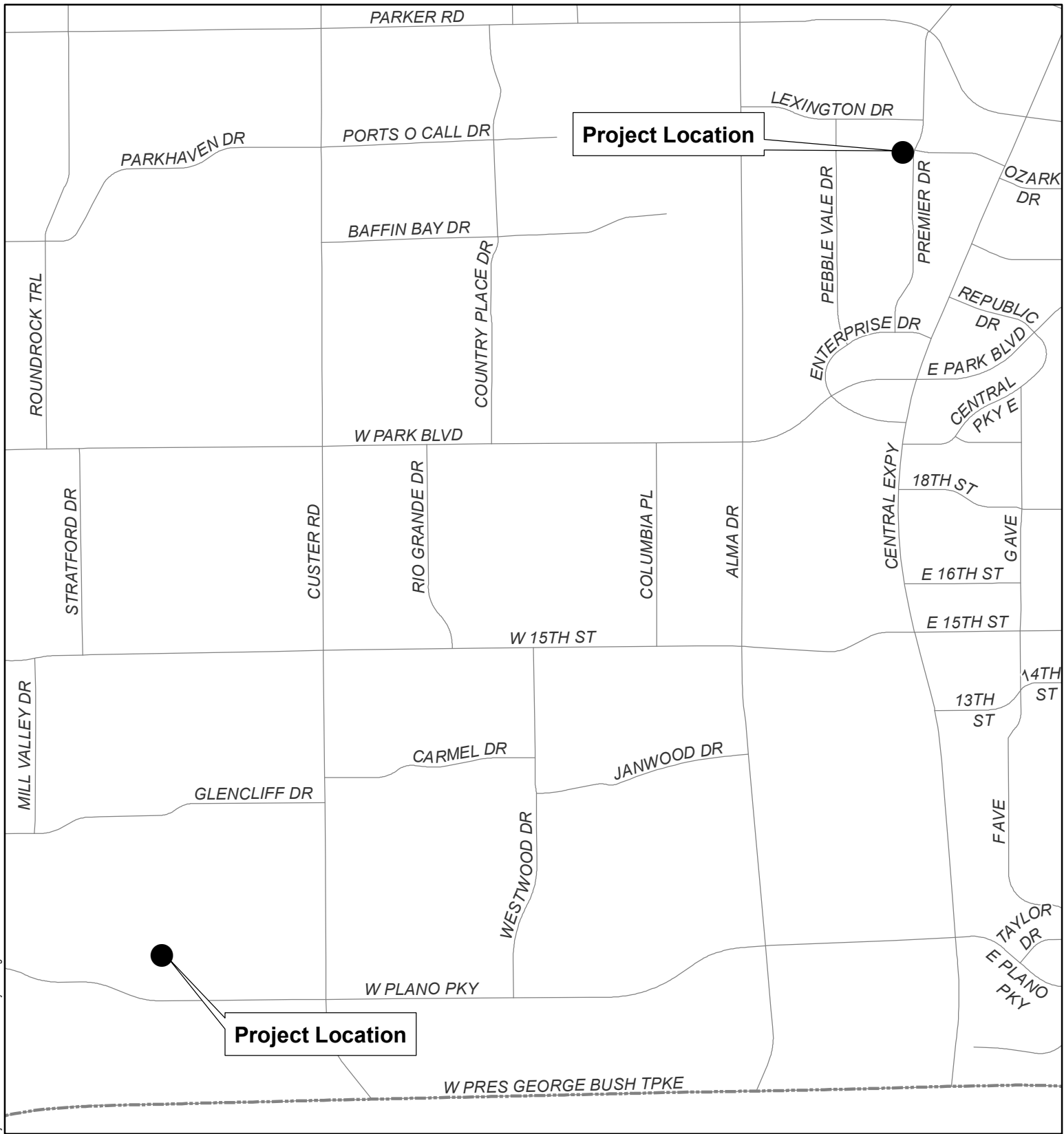
*Dave Leong*

\_\_\_\_\_  
Dave Leong, Contract Administrator

January 11, 2019

\_\_\_\_\_  
Date

\\bufile2\GIS\Projects\Engineering\2018-11-02\_Project 6408 - Elevated Tank Security Fencing Phase I.mxd



0 750 1,500



Feet



City of Plano BI-GIS Division  
November 2018

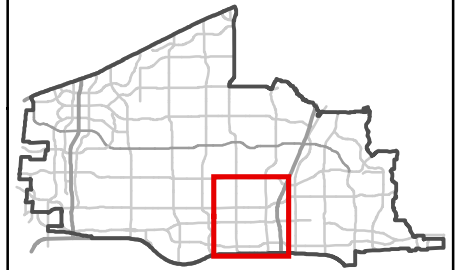
## Elevated Tank Security Fencing Phase I

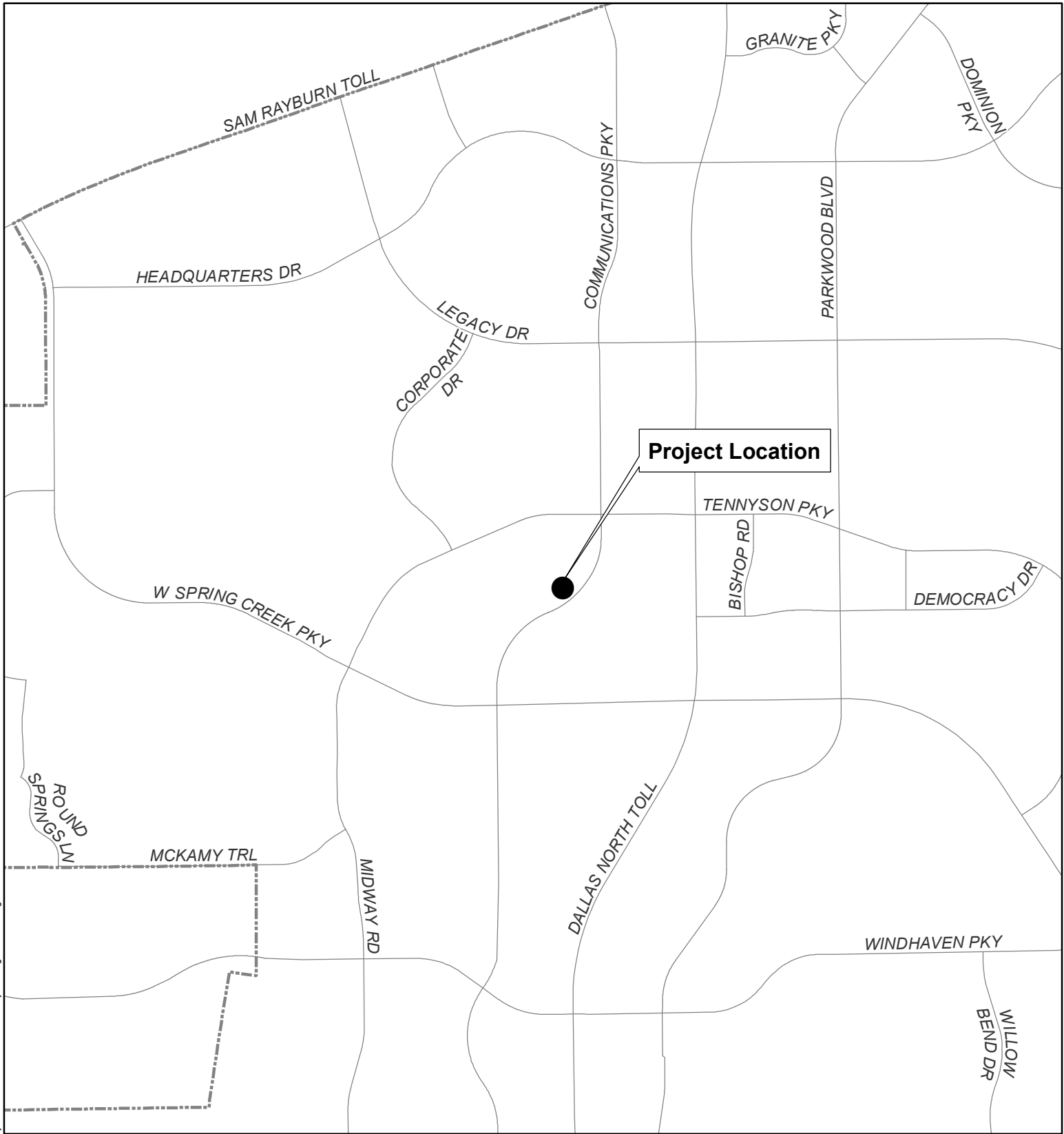
Project No. 6408

Page 1 of 2

Page 28

### Project Location





0 750 1,500  
Feet



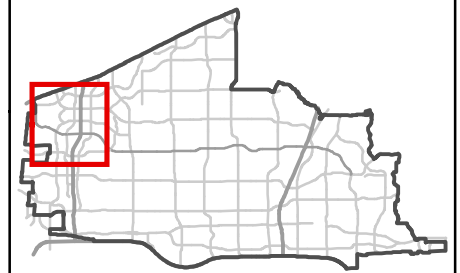
City of Plano BI-GIS Division  
November 2018

## Elevated Tank Security Fencing Phase I

Project No. 6408

Page 2 of 2  
Page 29

### Project Location





## CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 2/11/2019

Department: Fleet Services

Department Head: Gerald Cosgrove

Agenda Coordinator: Lincoln Thompson (Ext. 7376)

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### CAPTION

To approve the purchase of two (2) 5-6 Yard Dump Trucks for Fleet Services to be utilized by Streets and Grounds Maintenance Services in the amount of \$169,393 from Southwest International Trucks, Inc. through an existing contract; and authorizing the City Manager to execute all necessary documents. (Sourcewell Contract No. 081716-NVS) **Approved**

---

### FINANCIAL SUMMARY

Operating Expense

FISCAL YEAR: 2018-19	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	86,300	0	86,300
Encumbered/Expended Amount	0	0	0	0
This Item	0	-169,393	0	-169,393
Balance	0	-83,093	0	-83,093

**FUND(S):** Equipment Replacement Fund

---

**COMMENTS:** Funds are available in the FY 2018-19 Adopted Budget to purchase one (1) 5-6 Yard Dump Truck for the scheduled replacement of unit 06805 in Cost Center 742/Streets and one (1) unit is an unforeseen, unscheduled replacement of unit 38011 in Cost Center 658/Grounds Maintenance Services District 3. The additional funds of \$83,093 needed for this purchase are available from savings in previous Equipment Replacement Fund purchases.

---

### SUMMARY OF ITEM

The City is authorized to purchase from a cooperative purchasing program with another local government

or a local cooperative organization pursuant to Chapter 271 Subchapter F of the Texas Local Government Code and by doing so satisfies any State Law requiring local governments to seek competitive bids for items. (Sourcewell Contract No. 081716-NVS / City of Plano Internal Contract No. 2019-0060-O)  
See Recommendation Memo.

**Strategic Plan Goal:**

Financially Strong City with Service Excellence

**Plano Tomorrow Plan Pillar:**

Built Environment

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**ATTACHMENTS:**

Description	Upload Date	Type
Recommendation Memo	1/24/2019	Memo
Cooperative Quote Recap	1/24/2019	Cooperative Quote Recap

**Date:** January 24, 2019

**To:** Bruce D. Glasscock, City Manager

**From:** Gerald Cosgrove, P.E., Director of Public Works

**Subject:** Two (2) 5-6 Yard Dump Trucks Purchase Recommendation

It is the recommendation of Fleet Services to purchase two (2) 5-6 Yard Dump Trucks in the amount of \$169,392.72 from Southwest International Trucks, Inc. through Sourcwell Contract No. 081716-NVS. Fleet Services and Purchasing have reviewed multiple Cooperative Contract quotes and found this to be the best value for the city.

One (1) unit is a scheduled replacement from Capital Outlay FY18-19 of unit number 06805 in Cost Center 742 Streets. One unit is an unforeseen, unscheduled replacement of unit 38011 in Cost Center 658 Grounds Maintenance Services District 3. The current unit has reached the end of its useful life and experienced major mechanical error with estimated repair costs in excess of \$14,000.00. Due to operational demands, it is necessary to purchase at this time.

The purchase of the 5-6 Yard Dump Trucks for Cost Centers 742 Streets and 658 Grounds Maintenance Services District 3 is necessary for the following reasons:

1. These units are essential to these departments' daily operations and are required to maintain current service levels.
2. The old units are in need of replacement. The determination for the need of replacement is based on age, usage, maintenance cost, and re-sale value. Based on these criteria, Fleet Services recommends the replacement of the above units.
3. If these units are not replaced we would incur additional maintenance costs and the salvage value will be greatly depreciated. In addition, the older, aging units would limit the users' ability to perform their duties because of increased breakdowns and additional downtime for repairs.

**CITY OF PLANO  
SOLICITATION NO. 2019-0060-O  
TWO (2) 5-6 YARD DUMP TRUCKS  
COOPERATIVE QUOTE RECAP**

---

**Number of Vendors Contacted:** 3

**Vendors Submitting "No Bids":** 0

**Quotes Deemed Non-responsive:** 0

**Number of Responsive Quotes Received:** 3

Navistar HV607 from Southwest International Trucks, Inc. via Sourcewell Contract No. 081716-NVS	\$169,392.72
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Kenworth T370 from MHC Kenworth via BuyBoard Contract No. 521-16	\$181,461.62
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Peterbilt 337 from Rush Truck Centers of Texas, LP via BuyBoard Contract No. 521-16	\$200,584.00
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**Recommended Vendor:**

Southwest International Trucks, Inc.	\$169,392.72
--------------------------------------	--------------

*Lincoln Thompson*

Lincoln Thompson  
Senior Buyer

*January 23, 2019*

Date



## CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 2/11/2019

Department: PSC

Department Head: Susan Carr

Agenda Coordinator: Sharron Mason x7247

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### CAPTION

To approve an expenditure to extend the VESTA 9-1-1 Support and Maintenance Annual Service Agreement an additional year in the amount of \$148,500 and upgrade the VESTA 9-1-1 system to accomodate SMS and text control services in the amount of \$211,393, for a total amount of \$359,893 from AT&T, Inc.; and authorizing the City Manager to execute all necessary documents. (2017-0380-C; Modification No. 1) **Approved**

---

### FINANCIAL SUMMARY

#### Operating Expense

FISCAL YEAR: 2018-19 thru 2023-24	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	253,500	250,260	503,760
Encumbered/Expended Amount	0	-1,950	0	-1,950
This Item	0	-109,633	-250,260	-359,893
Balance	0	141,917	0	141,917

**FUND(S):** 9-1-1 Wireline Fees Fund

---

**COMMENTS:** This item approves the purchase of the VESTA SMS upgrade module and services contract, along with a one (1) year extension of the existing VESTA 9-1-1 services agreement to coincide with the end of the five (5) year term of the agreement for the SMS upgrade. Funding is available for these items in the 9-1-1 Wireline Fees Fund. The estimated amount to be spent in FY 2018-19 is \$109,633 and the estimated future cost is \$250,260 (\$25,440 in FY's 2019-20, 2020-21, & 2021-22; \$99,690 in FY 2022-23 and \$74,250 in FY 2023-24) for a total of \$359,893.

---

### SUMMARY OF ITEM

See Recommendation Memo

**Strategic Plan Goal:**

Financially Strong City with Service Excellence, Safe Large City

**Plano Tomorrow Plan Pillar:**

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**ATTACHMENTS:**

Description	Upload Date	Type
Recommendation of Award Memo	2/5/2019	Memo

**Date:** January 16, 2019

**To:** Diane Palmer-Boeck, Director of Procurement and Project Management

**From:** Susan Carr, PSC Director

**Subject: Recommendation of Award**

Public Safety Communications (PSC) currently has a services agreement with AT&T for maintenance of the VESTA 9-1-1 system (Contract # 2017-0380-C) approved by City Council on April 23, 2018. The current system must be upgraded to accommodate Text to 911 services, and in view of that, PSC recommends amending the existing agreement to add these services and award the VESTA SMS (Text to 9-1-1) upgrade module and associated services to AT&T. To accommodate the additional services, PSC also recommends extending the current services agreement term an additional year to co-term the services agreement with this purchase.

This purchase in the amount of \$211,393 must be purchased and installed through our current vendor AT&T, as it is a component of the existing VESTA 9-1-1 system, and we have the existing services agreement with AT&T. This price is inclusive of SMS software upgrades for the primary and back up PSC sites in the amount of \$57,693 and text control services for five (5) years for both sites totaling \$153,700.

The pricing for the annual service agreement extension will remain under contract at \$148,500 for year six (6). This would bring the total project expenses for the implementation of SMS services and contract extension to \$359,893.

If this purchase is not approved, PSC will be unable to implement SMS (Text to 9-1-1) services. This implementation provides current technology for ensuring equal access. If it is not approved, we would have to continue to use outdated TTY/TDD services. Additionally, the NCT9-1-1 cities surrounding us all offer SMS services, so the City of Plano would not be meeting the expected standard of services in our area.



## CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 2/11/2019

Department: Parks

Department Head: Robin Reeves

Agenda Coordinator: Susan Berger

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### CAPTION

To approve an expenditure for Carpenter Park North Athletic Field Improvements, Project No. 6935, in the amount of \$15,477,515 from Dean Electric, Inc. dba Dean Construction; and authorizing the City Manager to execute all necessary documents. **Approved**

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### FINANCIAL SUMMARY

CIP

FISCAL YEAR: 2018-19 & 2019-20	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	2,333,296	16,781,704	8,100,000	27,215,000
Encumbered/Expended Amount	-2,333,296	-2,308,726	0	-4,642,022
This Item	0	-9,230,000	-6,247,515	-15,477,515
Balance	0	5,242,978	1,852,485	7,095,463

**FUND(S):** Park Improvements CIP

---

### COMMENTS:

Funding for this item is available in the 2018-19 Park Improvements CIP and is planned for 2019-20. Construction of the Carpenter Park North Athletic Field Improvements project, in the amount of \$15,477,515, will leave a combined balance of \$7,095,463 that will be used for future athletic field improvement, artificial turf field and recreational trail improvement projects.

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### SUMMARY OF ITEM

See recommendation memo.

**Strategic Plan Goal:**

Financially Strong City with Service Excellence, Great Neighborhoods - 1st Choice to Live

**Plano Tomorrow Plan Pillar:**

Built Environment, Social Environment

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**ATTACHMENTS:**

Description	Upload Date	Type
Location Map	1/16/2019	Map
Recommendation Memo	1/16/2019	Memo



0 0.1 0.2  
Miles



City of Plano Park Planning Division  
12/19/2018

## Carpenter Park North Athletic Field Improvements

6701 Coit Road  
Plano, TX 75024

Project No. 6935

Page 39

Location Map



**Date:** January 14, 2019

**To:** Robin Reeves, Director, Parks and Recreation

**From:** Renee Jordan, Chief Park Planner

**Subject:** Carpenter Park North Athletic Field Improvements - Construction Manager at Risk Contract (CMAR) Construction Services

This agenda item is for approval of a Guaranteed Maximum Price for Carpenter Park North Athletic Field Improvements in the amount of \$15,477,514.84 and modifying the Construction Manager at Risk Contract (CMAR) with Dean Electric, Inc. dba Dean Construction in that amount.

### **Construction Manager at Risk Services**

Four firms submitted qualifications to provide Construction Manager at Risk Services for the Carpenter Park North Athletic Field Improvements project. Through a two-step process, Dean Electric, Inc. dba Dean Construction was selected as the most qualified firm to provide those services. They have worked with staff and the design consultants to provide professional preconstruction services including plan review, constructability review and competitive bidding of project components to achieve a Guaranteed Maximum Price (GMP). Many alternative pricing scenarios were considered in order to achieve a GMP that is within the project budget and still provides the critical improvements needed at the park.

### **Project Funding**

Renovation of the south side of Carpenter Park was completed in 2018 through funding approved in the 2013 Bond Election. In the 2017 Bond Election \$12,000,000 was approved for the Carpenter Park North Athletic Field Improvements. The balance of that funding after design and construction document preparation is \$10,997,000. An additional \$8,000,000 was approved in the 2017 Bond Election for construction of artificial turf fields; \$4,140,000 of that funding is being used to construct four artificial turf fields at Carpenter Park. The balance of the artificial turf funding will be used to construct artificial turf fields at Russell Creek Park. Construction of a trail loop around the park was a high priority for residents near the park. \$5,000,000 was approved in the 2017 Bond Election for Recreational Trails; \$146,000 from that fund will be used to complete a trail loop to serve neighborhood residents. Athletic Field Improvements in the amount of \$2,500,000 was also approved in the 2017 Bond Election; \$195,000 will be used to provide ball control netting at Carpenter Park.

### **Project History**

Carpenter Park was originally constructed in 1983 and opened to the public in 1984. Additional phases of improvements were added over the years. Carpenter Park has been a critical part of the City's ability to provide thousands of Plano youth and families with the opportunity to participate in youth sports. It is one of the most used parks in the City. Today those original improvements are well past their useful life span and in many cases are becoming inoperable and potentially hazardous if not replaced in the near future.

Athletics staff meet regularly with local youth sports organizations to evaluate current and future athletic field needs. That ongoing dialog guided development of the updated master plan and current improvements at the park. Staff also conducted numerous meetings and received substantial input from residents in adjacent neighborhoods to the park. After many plan versions were considered a consensus

was reached on the overall Carpenter Park Master Plan in June of 2015. The Carpenter Park Master Plan was approved 6-0 by the Parks and Recreation Advisory Board on September 1, 2015.

### **ARTIFICIAL TURF FIELDS**

Four artificial turf fields will be built as a single fenced complex and will be designed for multi-sport use. The fields will be lighted to current standards, and include covered bleacher areas, shaded player benches, scoreboards, a dedicated storage building, ball netting, and an 8' anti-climb fence for additional security. Staff, the project consultant and construction manager engaged in a significant research effort to determine the best overall products to be used for the artificial turf fields. User health and safety along with construction and maintenance cost were some of the factors considered.

### **New Standard Field Sizes and Trees**

Due to recently implemented standards for soccer field dimensions as mandated by Fédération Internationale de Football Association (FIFA), coupled with the removal of the existing baseball fourplex, this project requires the removal of a significant number of existing trees. This is an unfortunate impact but staff believes there is no alternative if this essential athletic complex is going to meet current field requirements. Not meeting these requirements would have a negative impact on both league and tournament play at this site. The removed trees will be replaced in accordance with Planning Department requirements for tree mitigation. The required mitigation quantity for this project is 98 caliper inches. Eighty Eight (88) 4" caliper trees will be planted as part of this project which will provide 352 caliper inches of new trees. Also included are 128 large screening shrubs in selected locations.

### **Project Improvements**

In addition to the above items this project includes the following improvements.

1. Restrooms - The existing restroom will be replaced with two (2) restrooms located to better serve field users. A 2300 square foot building capable of being open year-round will better serve large crowds associated with athletic events. There will also be an additional 1200 square foot small restroom open for year round use. Both of the restrooms have been designed to match the architecture and exterior materials of the Recreation Center as well as the new restrooms on the south side of Carpenter. The restrooms have been designed to house additional infrastructure support items.
2. Shade structures - There will be 14 permanent bleacher shade structures serving the game field areas.
3. Irrigation - The irrigation system will be replaced as it has been largely unchanged since installation in 1983 and is performing unreliably.
4. Light system - The entire field lighting system will be replaced as the existing poles were installed in 1983 and have reached the limit of their structural integrity. All of the fields have been designed for multi-purpose use, meaning the fields can be configured differently in order to support multiple sports.
5. Trail connection - The existing sidewalk along Coit Road will be upgraded to a 10' wide trail and a new 10' wide trail will be installed parallel to Denham Way. The new trail will connect to existing trails on the south and west sides of the property.
6. Walkways - There will be new pedestrian walkways serving the athletic fields that will meet current ADA requirements.
7. Decorative barrier fence - A 1600' long decorative barrier will be installed along Denham Way in order to deter park users from parking on the street or in the neighborhood. The fence will match the existing fence at the Skate Park.
8. Parking - There will be 187 new parking spaces which will provide an alternative to parking on Denham Way.

9. Playgrounds - One playground is included in the project and will include a shade structure covering the entire play area. This playground will serve adjacent residents as well as athletic field users.
10. Other improvements - Other improvements include utilities such as a new 12" water main line, new sanitary sewer lines, a screened dumpster area, a large retaining wall, signage, concessionaire utility connections and landscaped soccer backstops.

**Staff Recommendation**

Staff recommends proceeding with construction in the Guaranteed Maximum Price of \$15,477,514.84.

If this project is not awarded, the bond funds approved by the voters and approved by City Council through the annual capital improvement program will not be spent, and the project will not be constructed.



## CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 2/11/2019

Department: Engineering

Department Head: B. Caleb Thornhill

Agenda Coordinator: Linda Sweeney

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### CAPTION

To approve an expenditure for the design of the Fire Training Facility, Project No. 6824, in the amount of \$1,079,000 from Brinkley Sargent Wiginton Architects, Inc.; and authorizing the City Manager to execute all necessary documents. **Approved**

---

### FINANCIAL SUMMARY

CIP

FISCAL YEAR: 2018-19	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	204,650	14,595,350	0	14,800,000
Encumbered/Expended Amount	-204,650	-318,474	0	-523,124
This Item	0	-1,079,000	0	-1,079,000
Balance	0	13,197,876	0	13,197,876

**FUND(S):** Fire & Public Safety Facilities CIP

---

**COMMENTS:** Funding for this item is available in the 2018-19 Fire & Public Safety Facilities CIP. Professional Architectural Services for the Fire Training Center, in the amount of \$1,079,000, will leave a project balance of \$13,197,876 available for future expenditures.

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### SUMMARY OF ITEM

See Recommendation Memo

**Strategic Plan Goal:**

Financially Strong City with Service Excellence, Safe Large City

**Plano Tomorrow Plan Pillar:**

Social Environment, Economic Environment

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**ATTACHMENTS:**

Description	Upload Date	Type
Recommendation Memo	1/28/2019	Memo
Location Map	1/30/2019	Map

**Date:** February 11, 2019  
**To:** Bruce D. Glasscock, City Manager  
**Via:** B. Caleb Thornhill, Director of Engineering *CT*  
**From:** Jim Razinha, Facilities Division Manager *JR*  
**Subject:** Design Services Fire Training Facility - Project No. 6824

Through a Request for Qualifications process (RFQ 2019-053-X), the City requested qualifications from three (3) firms for the subject project. The City received qualifications from two of the firms on November 16, 2018.

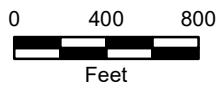
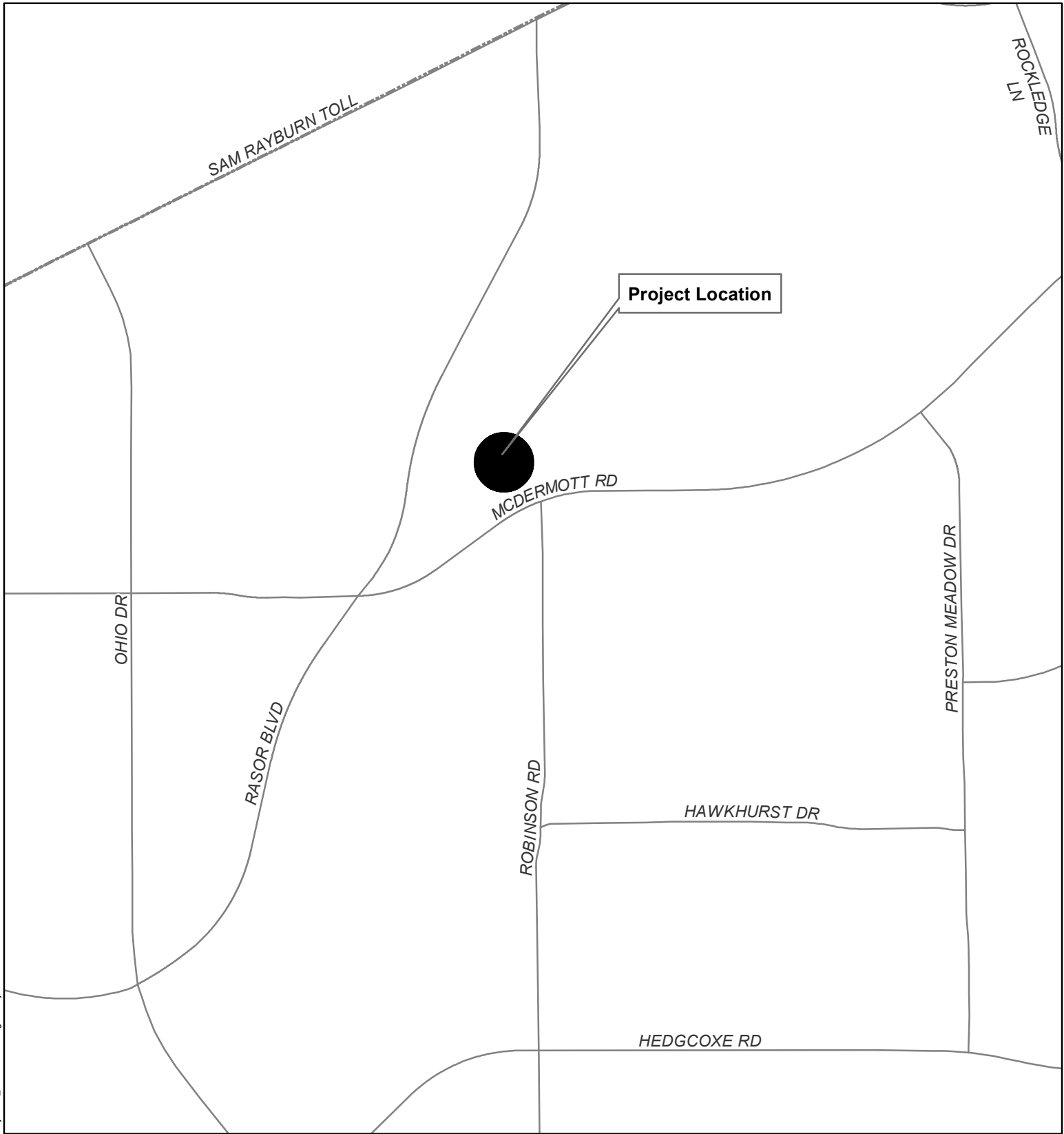
An Evaluation Team consisting of Fire Rescue Services and Facilities staff interviewed Brinkley Sargent Wiginton Architects, Inc. and RPGA Design Group, Inc., on December 5, 2018, scoring the presentations and recommending that the City enter into negotiations for design services with Brinkley Sargent Wiginton Architects, Inc.

City staff negotiated with Brinkley Sargent Wiginton on scope of services and fees for the design of the Fire Training Facility and recommend entering into an agreement in the amount of \$ 1,079,000 for the design and construction administration of the \$13 million facility.

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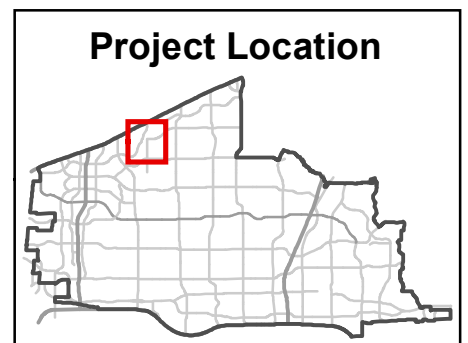
xc: B. Caleb Thornhill, Director of Engineering  
Michael Parrish, Senior Buyer

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## Fire Training Facility

Project No. 6824





## CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 2/11/2019

Department: Engineering

Department Head: B. Caleb Thornhill

Agenda Coordinator: Linda Sweeney

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### CAPTION

To approve an expenditure for the Police Substation at McDermott and Robinson, Project No. 6805, in the amount of \$10,912,597 from Pogue Construction, LP; and authorizing the City Manager to execute all necessary documents. **Approved**

---

### FINANCIAL SUMMARY

CIP

FISCAL YEAR: 2018-19 & 2019-20	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	939,920	11,060,080	450,000	12,450,000
Encumbered/Expended Amount	-939,920	-482,480	0	-1,422,400
This Item	0	-6,557,600	-4,354,997	-10,912,597
Balance	0	4,020,000	-3,904,997	115,003

**FUND(S):** Police & Court Facilities CIP

---

**COMMENTS:** Funding for this item is available in the 2018-19 Police & Court Facilities CIP and is anticipated in 2019-20. Construction of the Police Substation at McDermott & Robinson project, in the amount of \$10,912,597, will leave a project balance of \$115,003 for future project expenditures.

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### SUMMARY OF ITEM

See Recommendation Memo

**Strategic Plan Goal:**

Financially Strong City with Service Excellence, Safe Large City

**Plano Tomorrow Plan Pillar:**

Social Environment, Economic Environment

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**ATTACHMENTS:**

Description	Upload Date	Type
Recommendation Memo	1/28/2019	Memo
Location Map	1/30/2019	Map

**Date:** February 11, 2019  
**To:** Bruce D. Glasscock, City Manager  
**Via:** B. Caleb Thornhill, Director of Engineering *CT*  
**From:** Jim Razinha, Facilities Division Manager *JR*  
**Subject:** Guaranteed Maximum Price Acceptance Recommendation  
Police Substation at McDermott and Robinson (Project No. 6805)

Through a two-step process (RFQ 2018-0175-B), City staff selected Pogue Construction Co., LP (Pogue) as Construction Manager at Risk (CMAR) for the subject project and entered into a pre-construction services agreement on May 3, 2018.

During the pre-construction period, Pogue, working with the Consultant/Architect (Brinkley Sargent Wiginton Architects, Inc.) and City staff, developed a Guaranteed Maximum Price (GMP) for management and construction of the Police Substation at McDermott and Robinson, providing extensive constructability feedback and several construction cost estimates as part of the design team.

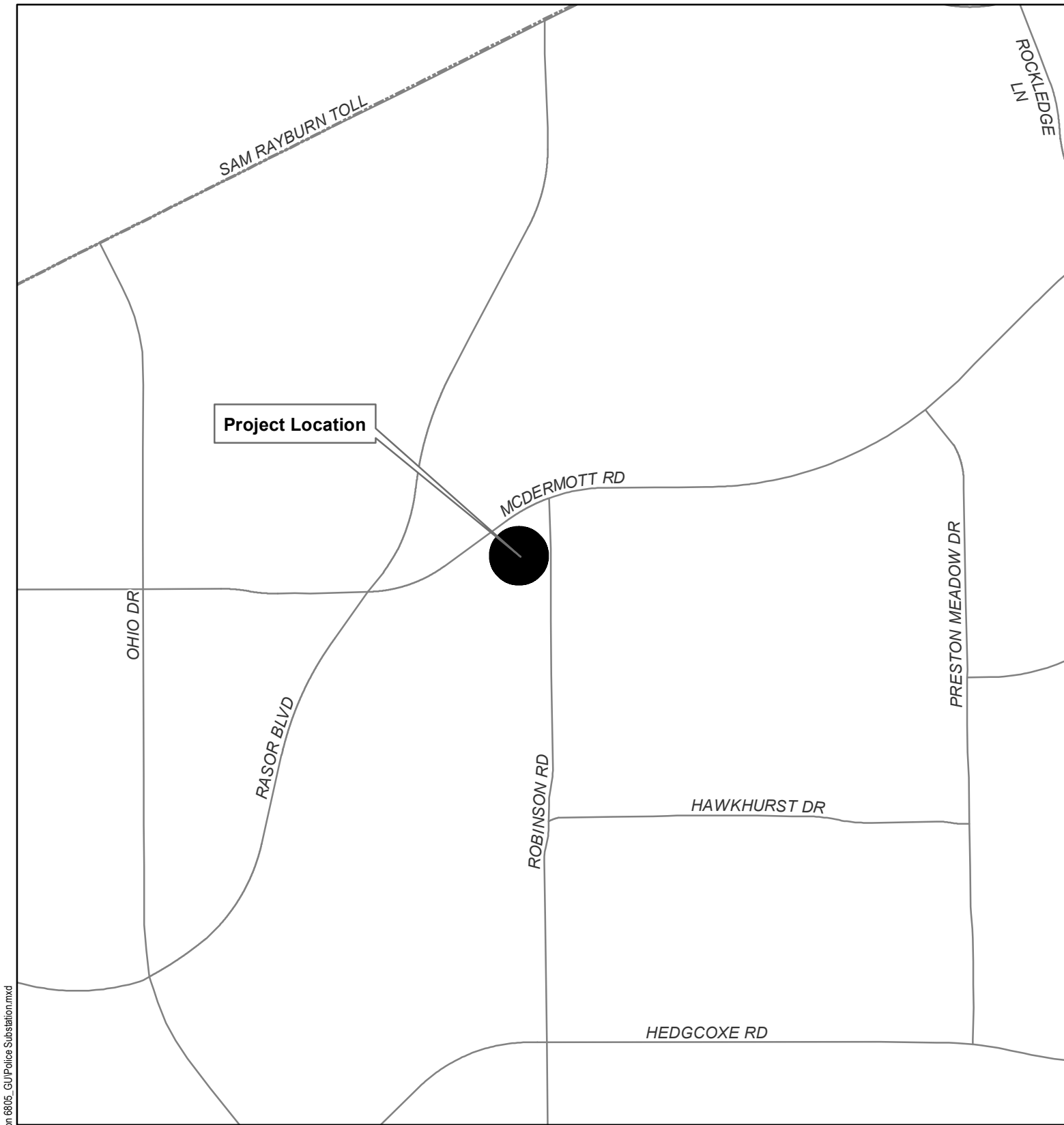
The project will consist of an approximate 24,000 SF new facility to house police patrol, quartermaster and other units on the west side of Plano.

Staff and the design consultant have reviewed and recommend acceptance and approval of the GMP of \$10,912,597 for the subject work.

The City intends to enter into a construction contract with Pogue Construction Co., LP, for the construction of the Police Substation at McDermott and Robinson.

Is

xc: B. Caleb Thornhill, Director of Engineering  
Michael Parrish, Senior Buyer



georgelau.Z:\GIS\Projects\Engineering\2019-01-29\_PoliceSubstation 6805\_GUPolice Substation.mxd



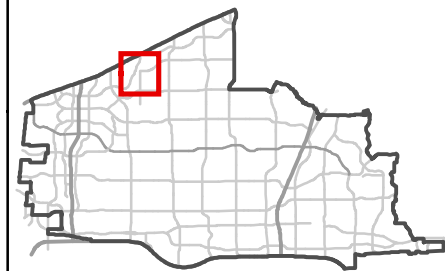
City of Plano BI-GIS Division  
January 2019

## Police Substation at McDermott and Robinson

**Project No. 6805**

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### Project Location





## CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 2/11/2019

Department: Parks

Department Head: Robin Reeves

Agenda Coordinator: Susan Berger

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### CAPTION

**Resolution No. 2019-2-1(R):** In support of the Cotton Belt Regional Veloweb Trail and the 2019 Transportation Alternatives Set-Aside Program with the North Central Texas Council of Governments and the Texas Department of Transportation; designating the Director of Parks and Recreation as the City's representative; and providing an effective date. **Adopted**

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### FINANCIAL SUMMARY

Not Applicable

FISCAL YEAR: 2018-19	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	0	0	0
Encumbered/Expended Amount	0	0	0	0
This Item	0	0	0	0
Balance	0	0	0	0

**FUND(S):** N/A

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### COMMENTS:

This item has no financial impact. Should the application to the 2019 Transportation Alternatives Set-Aside program prove successful, a future agenda item will outline the award and conditions for participating in the program.

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### SUMMARY OF ITEM

This agenda item is for the approval to apply for funding for the construction of the Cotton Belt Regional Veloweb Trail project through the 2019 Transportation Alternatives Set-Aside Program with the North

Central Texas Council of Governments (NCTCOG) and the Texas Department of Transportation. The program could fund up to 80% of eligible construction costs.

Funding for the design of the project in the amount of \$773,054 has already been authorized through the NCTCOG Surface Transportation Technical Committee (STTC) State Transportation Improvement Program (STIP) and will be provided by the Federal Highway Administration (FHA) directly to the Federal Railroad Administration for this project. Multiple cities across the region (Dallas, Addison, Coppell, Carrollton, and Grapevine) have also received the design funding authorization through the same program, and the NCTCOG is currently coordinating an interlocal agreement amongst the cities and DART.

The Cotton Belt Regional Veloweb Trail project will provide bicycle and pedestrian trail connectivity along the Dallas Area Rapid Transit (DART) Cotton Belt rail line property between the future DART Stations at K Avenue and Shiloh Road, through the cities in Dallas County, and ultimately to the DFW Airport. The trail is part of the City's Park Master Plan, the Collin County Regional Trails Master Plan and the North Central Texas Council of Governments Mobility 2040 Regional Veloweb.

A preliminary estimate of the Cotton Belt Regional Veloweb Trail project places the total construction project budget at approximately \$3,100,000.

If the Resolution is not approved, the City will not be able to apply in the 2019 Transportation Alternatives Set-Aside Program to assist with funding the construction phase of the Cotton Belt Regional Veloweb Trail project.

**Strategic Plan Goal:**

Financially Strong City with Service Excellence, Great Neighborhoods - 1st Choice to Live, Partnering for Community Benefit

**Plano Tomorrow Plan Pillar:**

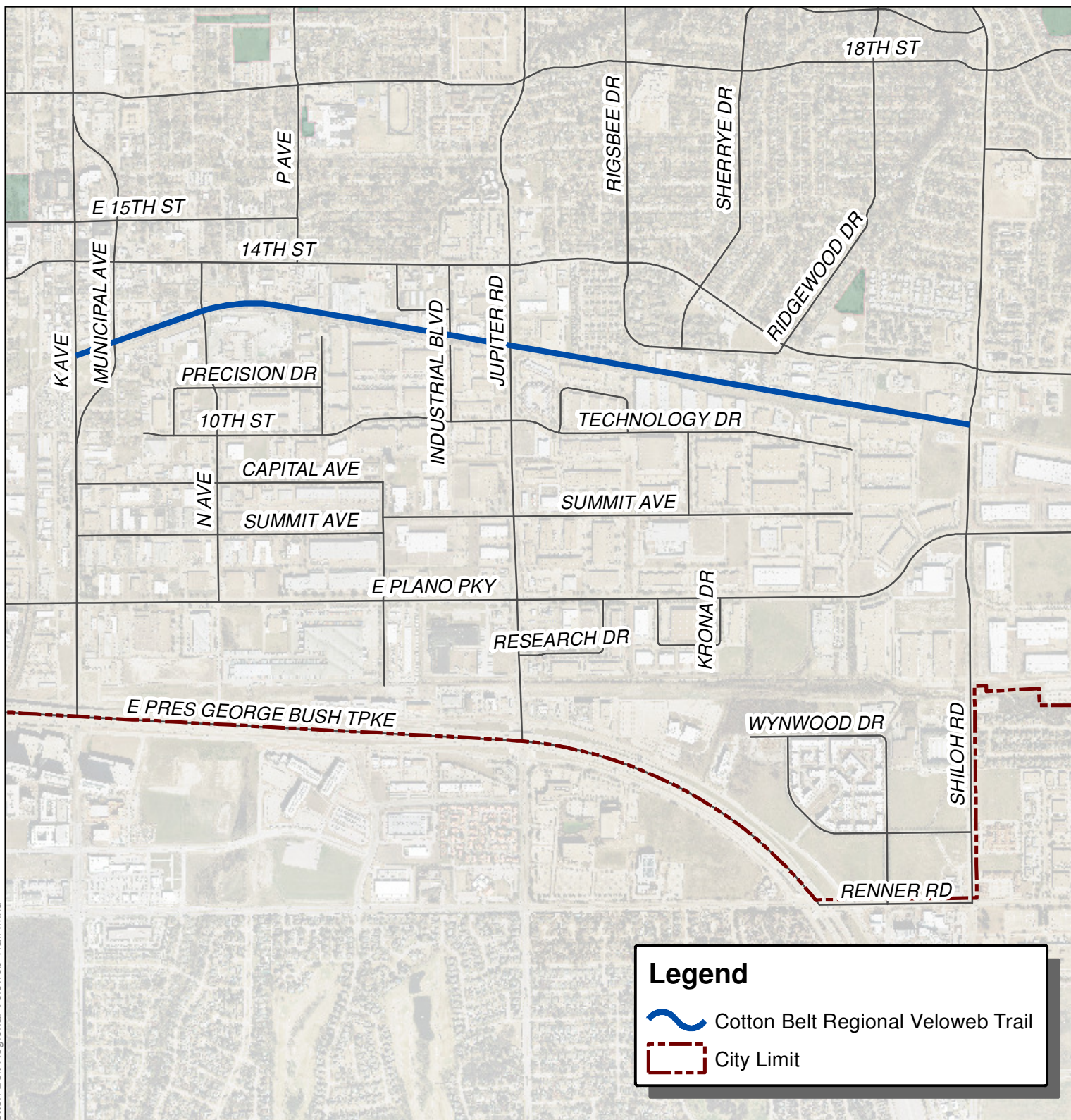
Social Environment, Regionalism

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**ATTACHMENTS:**

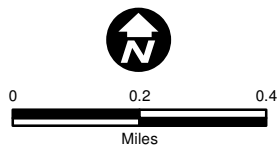
Description	Upload Date	Type
Location Map	1/31/2019	Map
Resolution	1/29/2019	Resolution

T:\naB 1/14/2019 L:\worduser\MXD\Location Maps\Cotton Belt Regional Veloweb Trail .mxd



### Legend

-  Cotton Belt Regional Veloweb Trail
-  City Limit



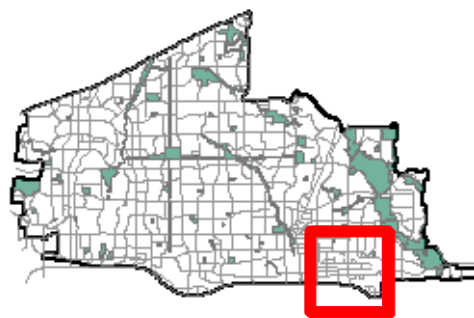
City of Plano Park Planning Division  
1/14/2019

## Cotton Belt Regional Veloweb Trail

along rail from future DART  
stations at Shiloh Road and K  
Ave

Page 53

### Location Map



**A Resolution of the City of Plano, Texas, in support of the Cotton Belt Regional Veloweb Trail and the 2019 Transportation Alternatives Set-Aside Program with the North Central Texas Council of Governments and the Texas Department of Transportation; designating the Director of Parks and Recreation as the City's representative; and providing an effective date.**

**WHEREAS**, the Regional Transportation Council, comprised primarily of local elected officials, is the regional transportation policy board associated with the North Central Texas Council of Governments and the regional forum for cooperative decisions on transportation; and

**WHEREAS**, the Regional Transportation Council will award funding on June 13, 2019 for active transportation projects through the Transportation Alternatives Set-Aside Program; and

**WHEREAS**, the City of Plano intends to submit a transportation alternatives project application to the North Central Texas Council of Governments prior to the March 1, 2019 deadline; and

**WHEREAS**, the Regional Transportation Council requires the submittal of a Resolution as part of the Transportation Alternatives Set-Aside Program application submission; and

**WHEREAS**, the Cotton Belt Regional Veloweb Trail project is a facility for active transportation that makes non-motorized transport, safe, convenient and appealing within the City of Plano; and

**WHEREAS**, the Cotton Belt Regional Veloweb Trail project will accomplish the intention of the City of Plano to implement the Bicycle Transportation Plan and Six Cities Trail Plan.

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

**Section I.** The City of Plano supports the Cotton Belt Regional Veloweb Trail as applied for in the 2019 Transportation Alternatives Set-Aside Program application.

**Section II.** The City of Plano will apply for funding through the North Central Texas Council of Governments and the Texas Department of Transportation to make the necessary improvements.

**Section III.** The City of Plano confirms that if the project is selected for funding, an agreement will be brought to council for review, and if approved will be executed within one year of selection and the project will advance to construction within three years from the date of selection.

**Section IV.** The City of Plano hereby specifically authorizes the Director of Parks and Recreation to act for the City of Plano in all aspects of moving the Cotton Belt Regional Veloweb Trail project forward with the North Central Texas Council of Governments and the Texas Department of Transportation for the purpose of participating in the 2019 Transportation Alternatives Set-Aside Program, with the exception of entering into a funding agreement as provided in Section III, and the Director of Parks and Recreation is hereby officially designated as the representative in this regard.

**Section V.** This Resolution shall become effective immediately upon its passage.

**DULY PASSED AND APPROVED this the 11<sup>th</sup> day of February, 2019.**

\_\_\_\_\_  
Harry LaRosiliere, MAYOR

ATTEST:

\_\_\_\_\_  
Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:

\_\_\_\_\_  
Paige Mims, CITY ATTORNEY



## CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 2/11/2019

Department: Budget

Department Head: Karen Rhodes-Whitley

Agenda Coordinator: Matt Yager, x5220

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### CAPTION

**Resolution No. 2019-2-2(R):** To order a Special Election to be held on May 4, 2019, for the purpose of authorizing general obligation bonds; making provisions for the conduct of the election and other provisions incident and related to the purpose of this Resolution. **Adopted**

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### FINANCIAL SUMMARY

Not Applicable

FISCAL YEAR: 2018-19	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	0	0	0
Encumbered/Expended Amount	0	0	0	0
This Item	0	0	0	0
Balance	0	0	0	0

FUND(S): N/A

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**COMMENTS:** This item has no financial impact.

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### SUMMARY OF ITEM

This resolution provides for a special election in May containing three propositions for street improvements, park & recreation facilities, and renovations and improvements to existing city facilities.

**Strategic Plan Goal:**

Financially Strong City with Service Excellence, Great Neighborhoods - 1st Choice to Live

## Plano Tomorrow Plan Pillar:

Built Environment, Social Environment

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### ATTACHMENTS:

Description	Upload Date	Type
Transmittal Memo	2/4/2019	Memo
2019 Project List	2/4/2019	Informational
2019 Project Descriptions	2/4/2019	Informational
2019 Bond Referendum Resolution	2/5/2019	Resolution

**Date:** February 11, 2019

**To:** Bruce D. Glasscock, City Manager

**From:** Karen Rhodes-Whitley, Director of Budget & Research

**Subject:** 2019 BOND REFERENDUM RESOLUTION

Enclosed for City Council consideration is a resolution to call the 2019 Bond Referendum election. This resolution was drafted by the City of Plano's bond counsel, Robert D. Dransfield of Norton Rose Fulbright to assure compliance with applicable state and federal laws. If approved, this resolution would place three propositions before City of Plano voters during the May 4, 2019 municipal elections that would permit the city to issue additional debt for Street Improvements, Park and Recreational Facilities and Existing Municipal Facilities. If all three propositions are approved, the City of Plano will have a total of \$44,665,000 in additional bond authority to use towards these specific purposes.

Public hearings for this referendum were held at the January 14 and January 28 City Council Meetings to provide Plano residents the opportunity to voice their opinions on the matter. At the same meetings staff made presentations concerning projects to be funded if the bond referendum receives voter approval, as well as the forecast financial impact. The City of Plano's property tax rate is forecast to remain unchanged if all three propositions pass. This projection is based on the current outlook for interest rates rising in the near future and conservative growth to the City of Plano's property tax base.

Please let me know if you require additional information or further clarification.

**2019 BOND REFERENDUM PROJECTS**  
**Final for February 11, 2019 Bond Referendum Resolution**

Project	2019-20	2020-21	Total
<b><u>Street Improvement Projects</u></b>			
Residential Street & Alley Replacement	5,375,000	6,000,000	11,375,000
Arterial Concrete Repair	3,625,000	3,750,000	7,375,000
<b>Total Street Maintenance Authority Needed</b>	<b>9,000,000</b>	<b>9,750,000</b>	<b>18,750,000</b>
<b><u>Park and Recreational Facilities Projects</u></b>			
Community Parks	2,790,000	3,100,000	5,890,000
O&M	-	7,500	7,500
Neighborhood Parks	2,450,000	1,300,000	3,750,000
Lighting Replacements	1,360,000	1,790,000	3,150,000
Park Restrooms	1,175,000	1,175,000	2,350,000
O&M	15,000	30,000	45,000
Trail Replacement	715,000	600,000	1,315,000
Tom Muehlenbeck Center Pump Room	935,000	-	935,000
Plano Aquatic Center Roof Replacement	500,000	-	500,000
<b>Total Park Authority Needed</b>	<b>9,925,000</b>	<b>7,965,000</b>	<b>17,890,000</b>
<b>Total O&amp;M</b>	<b>15,000</b>	<b>37,500</b>	<b>52,500</b>
<b><u>Existing Municipal Facilities Projects</u></b>			
Parkway Operations & Fleet Service Center Revitalization	2,000,000	3,800,000	5,800,000
Davis Library Roof Replacement & Weatherproofing	600,000	-	600,000
Harrington Library Roof Replacement	600,000	-	600,000
Fire Station 5 Building Revitalization	-	500,000	500,000
Animal Shelter Parking Expansion	275,000	-	275,000
Fire Station 2 Roof Replacement	250,000	-	250,000
<b>Total Facility Authority Needed</b>	<b>3,725,000</b>	<b>4,300,000</b>	<b>8,025,000</b>
<b>TOTAL PROJECTED AUTHORITY NEEDED</b>	<b>22,650,000</b>	<b>22,015,000</b>	<b>44,665,000</b>
<b>TOTAL O&amp;M NEEDED (Cumulative)</b>	<b>15,000</b>	<b>37,500</b>	<b>52,500</b>
<b>TOTAL CAPITAL MAINTENANCE FUNDING IMPACT</b>	<b>474,583</b>	<b>456,500</b>	<b>931,083</b>

<b>2019 BOND REFERENDUM PROJECT DESCRIPTIONS</b>
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**STREET IMPROVEMENTS PROJECTS*****Residential Street & Alley Replacement - \$11,375,000***

Pavement repairs on streets, alleys and sidewalks within residential neighborhoods.

***Arterial Concrete Repair - \$7,375,000***

Paving repairs along major thoroughfares in Plano.

**PARKS AND RECREATIONAL FACILITIES PROJECTS*****Community Parks - \$5,890,000***

Community park renovations at Old Shepard Place Park, Willowcreek Park and Russell Creek Park may include new playground equipment, shade shelter replacement, accessibility improvements, and restroom, lighting and irrigation replacements within the available funding.

***Neighborhood Parks - \$3,750,000***

Neighborhood park renovations at Evans Park, Glen Meadows Park and Caddo Park may include new playground equipment, shade shelter replacement, accessibility improvements, and lighting and irrigation replacements within the available funding.

***Lighting Replacements - \$3,150,000***

Replacement of athletic field lighting at Cheyenne Park and High Point Park North within the available funding.

***Park Restrooms - \$2,350,000***

Design and construct replacement restrooms at Bob Woodruff Park and Schell Park within the available funding.

***Trail Replacements - \$1,315,000***

Trail replacements along Chisholm Trail and Hoblitzelle Park trail within the available funding.

***Tom Muehlenbeck Center Pump Room - \$935,000***

Renovation of the Tom Muehlenbeck Recreation Center pump room within the available funding.

***Plano Aquatic Center Roof Replacement - \$500,000***

Roof replacement at the indoor aquatic facility located at 2301 Westside Drive.

**EXISTING MUNICIPAL FACILITIES PROJECTS*****Parkway Operations & Fleet Service Center Revitalization - \$5,800,000***

Renovation of facilities at the Parkway Service Center used by Plano Public Works and Health Departments, including the facility used to repair and maintain city vehicles at 4120 West Plano Parkway.

***Davis Library Roof Replacement & Weatherproofing - \$600,000***

Roof replacement and exterior weatherproofing at the Plano Public Library Branch located at 7501-B Independence Parkway.

***Harrington Library Roof Replacement - \$600,000***

Roof replacement at the Plano Public Library Branch located at 1501 18<sup>th</sup> Street.

***Fire Station 5 Building Revitalization - \$500,000***

Restroom remodel, carpet replacement, ceiling tile replacement & patio cover replacement at the fire station located at 5115 West Park Boulevard.

***Animal Shelter Parking Expansion - \$275,000***

Additional off street parking at the animal shelter located at 4028 W. Plano Parkway.

***Fire Station 2 Roof Replacement - \$250,000***

Roof replacement of the fire station located at 2630 West 15<sup>th</sup> Street.

**A Resolution of the City of Plano, Texas, ordering a bond election to be held in the City of Plano, Texas, making provisions for the conduct of the election and resolving other matters incident and related to such election.**

**WHEREAS**, the City Council of the City of Plano, Texas (the "City") hereby finds that an election should be held to determine whether said governing body shall be authorized to issue bonds of said City in the amounts and for the purposes hereinafter identified; now, therefore,

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

**SECTION I:** An election shall be held on the 4<sup>th</sup> day of May, 2019, in the City of Plano, Texas, which date is not less than seventy-eight (78) nor more than ninety (90) days from the date of the adoption hereof and is a uniform election date pursuant to Texas Election Code, Section 41.001, for the purpose of submitting the following measures:

**PROPOSITION A**

"SHALL the City Council of the City of Plano, Texas, be authorized to issue general obligation bonds of the City in the principal amount of \$18,750,000 for permanent public improvements and public purposes, to wit: developing, engineering, constructing, reconstructing, improving, repairing, extending, expanding and enhancing streets, thoroughfares, alleys, sidewalks, bridges, intersections, screening walls and other public ways, including participation in joint projects with federal, state and local public entities and agencies, computerized signalization and monitoring equipment and other traffic controls, grade separations, street lighting, noise abatements, necessary and related storm drainage facilities and improvements, and the acquisition of any needed land and rights-of-way therefor; such bonds to mature serially or otherwise over a period not to exceed FORTY (40) years from their date, to be issued and sold in one or more series at any price or prices and to bear interest at any rate or rates (fixed, floating, variable or otherwise) as shall be determined within the discretion of the City Council at the time of issuance or sale of the bonds; and whether ad valorem taxes shall be levied upon all taxable property in the City sufficient to pay the annual interest and provide a sinking fund to pay the bonds at maturity?"

**PROPOSITION B**

"SHALL the City Council of the City of Plano, Texas, be authorized to issue general obligation bonds of the City in the principal amount of \$17,890,000 for permanent public improvements and public purposes, to wit: renovating, constructing, developing, improving, expanding, furnishing, equipping and acquiring any needed land and rights-of-way for park and recreational facilities; such bonds to mature serially or otherwise over a period not to exceed FORTY (40) years from their date, to be issued and sold in one or more series at any price or prices and to bear interest at any rate or rates (fixed, floating, variable or otherwise) as shall be determined within the discretion of the City Council at the time of issuance or sale of the bonds; and whether ad valorem taxes shall be levied upon all taxable property in the City sufficient to pay the annual interest and provide a sinking fund to pay the bonds at maturity?"

## **PROPOSITION C**

“Shall the City Council of the City of Plano, Texas, be authorized to issue general obligation bonds of the City in the principal amount of \$8,025,000 for permanent public improvements and public purposes, to wit: renovating, improving, repairing, rehabilitating and equipping existing City facilities; such bonds to mature serially or otherwise over a period not to exceed FORTY (40) years from their date, to be issued and sold in one or more series at any price or prices and to bear interest at any rate or rates (fixed, floating, variable or otherwise) as shall be determined within the discretion of the City Council at the time of issuance or sale of the bonds; and whether ad valorem taxes shall be levied upon all taxable property in the City sufficient to pay the annual interest and provide a sinking fund to pay the bonds at maturity?”

**SECTION II:** In accordance with the provisions of an election services contract with the Collin County Elections Administrator (the "Collin County Contract") for that portion of the City located in Collin County and an election services contract to be entered into with the Denton County Elections Administrator (the "Denton County Contract") for that portion of the City located in Denton County, the election shall be conducted by the Collin County Elections Administrator and the Denton County Elections Administrator, respectively, in accordance with the provisions of the respective election services contracts (collectively, the “Contracts”).

**SECTION III:** (a) With respect to that portion of the City located in Collin County, early voting for this election shall be conducted April 22, 2019 through April 30, 2019. The Collin County Elections Administration, 2010 Redbud Boulevard, Suite 102, McKinney, Texas 75069, is hereby designated the main early voting polling place, and Bruce Sherbet, Collin County Elections Administrator, is hereby appointed early voting clerk and shall appoint and designate deputy clerks for early voting in accordance with the Collin County Contract. Early voting for that portion of the City located in Collin County will also be conducted at the locations shown in Exhibit A and all other locations as designated by the Collin County Elections Administrator, in accordance with the Collin County Contract. For more information regarding the City early voting locations within Collin County, please contact the Collin County Elections Department at (800) 687-8546 or [www.collincountytexas.gov/elections](http://www.collincountytexas.gov/elections).

For purposes of processing ballots cast in early voting, the election officers for the early voting ballot board for this election shall be appointed and designated in accordance with the provisions of the Collin County Contract.

(b) With respect to that portion of the City located in Denton County, early voting for this election shall be conducted April 22, 2019 through April 30, 2019. The Denton County Elections Administration, Administrative Complex – Elections Building, 701 Kimberly Drive, Suite A101, Denton, Texas 76208, is hereby designated the main early voting polling place, and Frank Phillips, Denton County Elections Administrator, is hereby appointed early voting clerk and shall appoint and designate deputy clerks for early voting in accordance with the Denton County Contract. Early voting for that portion of the City located in Denton County will also be conducted at the locations shown in Exhibit A and all other locations as designated by the Denton County Elections Administrator, in accordance with the Denton County Contract. For more information regarding the City early voting locations within Denton County, please contact the Denton County Elections Department at (940) 349-3200 or [www.elections.dentoncounty.com](http://www.elections.dentoncounty.com).

For purposes of processing ballots cast in early voting, the election officers for the early voting ballot board for this election shall be appointed and designated in accordance with the provisions of the Denton County Contract.

**SECTION IV:** (a) Election day voting for that portion of the City located in Collin County will also be conducted at the locations shown in Exhibit B and all other locations as designated by the Collin County Elections Administrator, in accordance with the Collin County Contract. The election officers and maximum number of clerks for each voting place shall be determined and appointed in accordance with the Collin County Contract.

(b) Election day voting for that portion of the City located in Denton County shall be conducted at the locations and the polling places designated for each election precinct as shown in Exhibit B and all other locations as designated by the Denton County Elections Administrator, in accordance with the Denton County Contract. The election officers and maximum number of clerks for each polling place shall be determined and appointed in accordance with the Denton County Contract.

On election day, the polls shall be open from 7:00 a.m. to 7:00 p.m.

**SECTION V:** A voting system or systems meeting the standards and requirements of the Texas Election Code, as amended, is hereby adopted and approved for early voting by personal appearance and by mail and for election day voting.

Ballots shall be prepared in accordance with Texas Election Code, and permit electors to vote "FOR" or "AGAINST" the aforesaid measures which shall appear on the ballot substantially as follows:

**PROPOSITION A**

THE ISSUANCE OF \$18,750,000 GENERAL OBLIGATION BONDS FOR STREET IMPROVEMENTS AND THE LEVY OF A TAX IN PAYMENT THEREOF

**PROPOSITION B**

THE ISSUANCE OF \$17,890,000 GENERAL OBLIGATION BONDS FOR PARK AND RECREATIONAL FACILITIES AND THE LEVY OF A TAX IN PAYMENT THEREOF

**PROPOSITION C**

THE ISSUANCE OF \$8,025,000 GENERAL OBLIGATION BONDS FOR RENOVATIONS AND IMPROVEMENTS TO EXISTING MUNICIPAL FACILITIES AND THE LEVY OF A TAX IN PAYMENT THEREOF

**SECTION VI:** With respect to voters of the City residing in Collin County, the Central Counting Station for the tabulation and counting of ballots for this election shall be located at the Collin County Elections Administration, 2010 Redbud Boulevard, Suite 102, McKinney, Texas 75069 and the Manager, Tabulation Supervisor, Presiding Judge and Alternate Presiding Judge at such Central Counting Station shall be determined, appointed and designated in accordance with the Collin County Contract. The Manager and Presiding Judge of such Central Counting

Station may appoint clerks to serve at such Central Counting Station, as provided by Texas Election Code, Section 127.006, as amended.

With respect to voters of the City residing in Denton County, the Central Counting Station for the tabulation and counting of ballots for this election shall be located at the Denton County Elections Administration, Administrative Complex – Elections Building, 701 Kimberly Drive, Suite A101, Denton, Texas 76208 and the Manager, Tabulation Supervisor, Presiding Judge and Alternate Presiding Judge at such Central Counting Station shall be determined, appointed and designated in accordance with the Denton County Contract. The Manager and Presiding Judge of such Central Counting Station may appoint clerks to serve at such Central Counting Station as provided by Texas Election Code, Section 127.006, as amended.

**SECTION VII:** This election shall be held and conducted in accordance with the provisions of Texas Election Code and Texas Government Code, Chapter 1251, and to the extent required by law, all election materials and proceedings shall be printed in both English and Spanish.

**SECTION VIII:** Notice shall be published on the same day in each of two successive weeks in a newspaper of general circulation in said City, the first of said publications to appear in said newspaper not more than thirty (30) days and not less than fourteen (14) full days prior to the day of the election. Additionally, a substantial copy of this Resolution shall be posted (i) at three (3) public places within the City and at the City Hall not less than twenty-one (21) full days prior to the date on which said election is to be held, (ii) prominently on the City's Internet website during the twenty-one (21) days prior to election day, and (iii) in a prominent location at each polling place on the day of the election and during early voting.

**SECTION IX:** In accordance with Texas Election Code, Section 3.009(b), as amended, the aggregate amount of outstanding principal of the City's debt obligations secured by ad valorem taxes as of the beginning of the City's 2018/2019 fiscal year, totaled \$377,085,000.00; the aggregate amount of outstanding interest on the City's debt obligations secured by ad valorem taxes as of the beginning of the City's 2018/2019 fiscal year totaled \$129,623,424.93; and the ad valorem debt service tax rate for the City for the 2018/2019 fiscal year is \$0.111 per \$100 of taxable assessed valuation. Based on the bond market conditions at the date of adoption of this Resolution, the maximum net effective interest rate for any series of the bonds is estimated to be 5.00%. Such estimated maximum rate is provided as a matter of information and in accordance with the requirements of Texas law, but is not a limitation on the interest rate at which the bonds, or any series thereof, may be sold.

**SECTION X:** This Resolution hereby incorporates the provisions of the Collin County Contract and the Denton County Contract, and to the extent of any conflict between this Resolution and the Collin County Contract and the Denton County Contract, the provisions of the Collin County Contract and the Denton County Contract, as applicable, shall control. The Mayor, City Manager or City Secretary or other appropriate official, is hereby authorized to correct, modify or change the Exhibits to this Resolution based upon the final locations and times agreed upon by the Collin County Elections Administrator and the Denton County Elections Administrator, as applicable, and the City.

**PASSED AND APPROVED**, this the 11th day of February, 2019.

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Harry LaRosiliere, Mayor

ATTEST:

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Lisa C. Henderson, City Secretary

(City Seal)

APPROVED AS TO FORM:

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Paige Mims, City Attorney

## EXHIBIT A

**Early Voting Locations and Hours**  
**City of Plano**  
**Collin County\***

Polling Place			Address		City	
Collin County Election Office (Main Early Voting Location)			2010 Redbud Boulevard, Suite 102		McKinney	
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
<i>April 21</i>	<i>April 22</i>	<i>April 23</i>	<i>April 24</i>	<i>April 25</i>	<i>April 26</i>	<i>April 27</i>
	<b>8am – 5pm</b>	<b>8am – 5pm</b>	<b>8am – 5pm</b>	<b>8am - 7pm</b>	<b>8am - 5pm</b>	<b>8am - 5pm</b>
<i>April 28</i>	<i>April 29</i>	<i>April 30</i>	<i>May 1</i>	<i>May 2</i>	<i>May 3</i>	<i>May 4</i>
	<b>7am – 7pm</b>	<b>7am – 7pm</b>				<b>7am – 7pm Election Day</b>

\* City voters who reside in Collin County may vote at any of the additional Early Voting locations provided in the Collin County Contract or at [www.collincountytexas.gov/elections](http://www.collincountytexas.gov/elections).

## EXHIBIT A (CONT.)

### Early Voting Locations and Hours

#### City of Plano

#### Denton County\*

The following early voting locations will be open:

**Monday, April 22 – Wednesday, April 24: 8am – 5pm**

**Thursday, April 25, 2019: 8am – 7pm**

**Friday, April 26, 2019 – Saturday, April 27, 2019: 8am – 5pm**

**Monday, April 29 – Tuesday, April 30: 7am – 7pm**

Polling Place	Address	City
Denton County Elections Administration (Main Early Voting Location)	701 Kimberly Drive, Suite A101	Denton

\*City voters who reside in Denton County may vote at any of the additional Early Voting locations provided in the Denton County Contract or at [www.votedenton.com](http://www.votedenton.com).

## **EXHIBIT B**

### **Election Day Vote Centers City of Plano Collin County\***

\*City voters who reside in Collin County may vote at any of the additional Election Day Vote Centers provided in the Collin County Contract or at [www.collincountytx.gov/elections](http://www.collincountytx.gov/elections).

### **Election Day Voting Location City of Plano Denton County\***

\*City voters who reside in Denton County may vote at other applicable Election Day voting locations provided in the Denton County Contract or at [www.votedenton.com](http://www.votedenton.com).



## CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 2/11/2019

Department: City Secretary

Department Head: Lisa Henderson

Agenda Coordinator: Lisa Henderson

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### CAPTION

**Ordinance No. 2019-2-3:** To order an Election to be held on May 4, 2019, for the purpose of electing four (4) Members of Council, Place No. 1 (District 1), Place No. 3 (District 3), Place No. 5 and Place No. 7 to the City Council to hold office for a period of four years; 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. **Adopted**

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### FINANCIAL SUMMARY

Not Applicable

FISCAL YEAR: 2018-19	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	0	0	0
Encumbered/Expended Amount	0	0	0	0
This Item	0	0	0	0
Balance	0	0	0	0

**FUND(S):** N/A

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**COMMENTS:** This item has no financial impact.

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### SUMMARY OF ITEM

Ordinance calling the May 4, 2019 General Election.

**Strategic Plan Goal:**

Financially Strong City with Service Excellence, Partnering for Community Benefit

**Plano Tomorrow Plan Pillar:**

Regionalism

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**ATTACHMENTS:**

Description	Upload Date	Type
Ordinance Calling the Election	1/29/2019	Ordinance

An Ordinance of the City of Plano, Texas, ordering an election to be held on May 4, 2019, for the purpose of electing four (4) Members of Council, Place No. 1 (District 1), Place No. 3 (District 3), Place No. 5 and Place No. 7 to the City Council to hold office for a period of four years; 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.

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

**Section I.** A General Election be and is hereby ordered to be held on Saturday, May 4, 2019, for the purpose of electing four (4) City Council Members to fill the following expiring terms on the Plano City Council: Place No. 1 (District 1), Place No. 3 (District 3), Place No. 5 and Place No. 7, each such term being for a period of four (4) years.

**Section II.** The filing deadline for candidates for Place No. 1 (District 1), Place No. 3 (District 3), Place No. 5 and Place No. 7 shall be 5:00 p.m. on February 15, 2019.

**Section III.** The polling places, Collin County vote centers, and the county election precincts whose qualified voters shall cast ballots at such locations in the City of Plano for the 2019 General Election will be designated by the Collin and Denton County Election Administrators'. A full list of voting locations will be provided in a subsequent Election Notice.

Polling places on May 4, 2019 shall be open from 7:00 a.m. until 7:00 p.m.

**Section IV.** Votes for said election shall be cast by Collin County voters utilizing touch-screen devices with Diebold's ACCUVOTE TS R7v.4.6.4 direct recording devices (DRE's) for early voting and Election Day and optical-scan ballots with Diebold's ACCUVOTE OS ROM v.2.0.12 for early voting by mail. Votes for said election shall be cast by Denton County voters utilizing the Hart InterCivic eSlate/eScan Voting System (Version 6.2.1).

**Section V.** Early voting by personal appearance for the above-designated election shall be conducted at the following locations on the following dates and times. The list of early voting polling locations for this election may be expanded subject to Collin and Denton County Election Administrators' decisions to include ballots at additional locations throughout the counties.

COLLIN COUNTY EARLY VOTING DATES AND TIMES						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
<i>April 21</i>	<i>April 22</i> Early Voting 8 am-5 pm	<i>April 23</i> Early Voting 8 am-5 pm	<i>April 24</i> Early Voting 8 am-5 pm	<i>April 25</i> Early Voting 8 am-7 pm	<i>April 26</i> Early Voting 8 am-5 pm	<i>April 27</i> Early Voting 8 am-5 pm
<i>April 28</i>	<i>April 29</i> Early Voting 7 am-7 pm	<i>April 30</i> Early Voting 7 am-7 pm	<i>May 1</i>	<i>May 2</i>	<i>May 3</i>	<i>May 4</i> <b>Election Day</b> 7 am-7 pm
<b>COLLIN COUNTY</b>						
<b>Main Early Voting Location</b>						
Collin County Elections Office			2010 Redbud Boulevard Suite 102		McKinney, TX 75069	

<b>DENTON COUNTY EARLY VOTING DATES AND TIMES</b>						
<b>Sunday</b>	<b>Monday</b>	<b>Tuesday</b>	<b>Wednesday</b>	<b>Thursday</b>	<b>Friday</b>	<b>Saturday</b>
<i>April 21</i>	<i>April 22</i> Early Voting 8 am-5 pm	<i>April 23</i> Early Voting 8 am-5 pm	<i>April 24</i> Early Voting 8 am-5 pm	<i>April 25</i> Early Voting 8 am-7 pm	<i>April 26</i> Early Voting 8 am-5 pm	<i>April 27</i> Early Voting 8 am-5 pm
<i>April 28</i>	<i>April 29</i> Early Voting 7 am-7 pm	<i>April 30</i> Early Voting 7 am-7 pm	<i>May 1</i>	<i>May 2</i>	<i>May 3</i>	<i>May 4</i> <b>Election Day</b> 7 am-7 pm
<b>DENTON COUNTY Main Early Voting Location</b>						
Denton County Elections Office			701 Kimberly Drive, Suite A101		Denton, TX 76208	

Applications for ballots by mail shall be mailed to the corresponding county address below and must be received no later than the close of business on Tuesday, April 23, 2019:

<b>COLLIN COUNTY</b>	<b>DENTON COUNTY</b>
Bruce Sherbet, Early Voting Clerk Elections Administrator Collin County Elections Administration 2010 Redbud Boulevard – Suite 102 McKinney, TX 75069	Frank Phillips, Early Voting Clerk Elections Administrator Denton County Elections Administration 701 Kimberly Drive - Suite A101 Denton, TX 76208

**Section VI.** The Mayor, through the City Secretary is hereby authorized and directed to publish and/or post, in the time and manner prescribed by law, all notices required to be so published and/or posted in connection with the conduct of this election.

**Section VII.** This ordinance shall become effective immediately upon its passage.

**DULY PASSED AND APPROVED** this the 11th day of February, 2019.

\_\_\_\_\_  
**Harry LaRosiliere, MAYOR**

ATTEST:

\_\_\_\_\_  
Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:

\_\_\_\_\_  
Paige Mims, CITY ATTORNEY



## CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 2/11/2019

Department: Engineering

Department Head: B. Caleb Thornhill

Agenda Coordinator: Eva X-7232

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### CAPTION

**Ordinance No. 2019-2-4:** To amend Section 12-102, Prohibited on certain streets on school days during certain hours, of Article V, Stopping, Standing and Parking, Chapter 12, Motor Vehicles and Traffic, of the Code of Ordinances of the City of Plano, Texas to extend the existing parking restriction on a certain section of Janet Way and to revise the effective times of the parking restriction, 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**

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### FINANCIAL SUMMARY

Revenue

FISCAL YEAR: 2018-19	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	0	0	0
Encumbered/Expended Amount	0	0	0	0
This Item	0	0	0	0
Balance	0	0	0	0

**FUND(S):** General Fund

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**COMMENTS:** This item may impact revenue collected from parking fines due to the extension of the no parking zones and adjustment to the time when no parking zones are in affect; however, the change in revenue is indeterminable and will have minimal impact on the General Fund budget.

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## SUMMARY OF ITEM

The proposed parking restriction will improve safety and traffic flow during the drop-off and pick-up hours for Meadows Elementary School by removing on-street parking along the westbound lane of Janet Way where a carpool line queues.

### Strategic Plan Goal:

Safe Large City, Partnering for Community Benefit

### Plano Tomorrow Plan Pillar:

Social Environment

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### ATTACHMENTS:

Description	Upload Date	Type
Memo	1/24/2019	Memo
Location Map	1/2/2019	Map
Ordinance	2/5/2019	Ordinance

**Date:** February 11, 2019

**To:** Bruce D. Glasscock, City Manager

**From:** Brian Shewski, P.E., Transportation Manager

**Subject:** Janet Way Parking Restrictions

A resident living on Janet Court reached out to Transportation Engineering to express concern over the gridlock of Janet Way during Meadows Elementary student drop-off and pick-up times. Janet Way only has a 26-foot curb-to-curb section which is only wide enough to accommodate parking on both sides of the street and a carpool line. When all three occur simultaneously, this condition creates the gridlock situation. Motorists needing to move east/west along Janet Way cannot do so nor can motorists access Janet Way from Janet Court or residential driveways. The resident requested the City to identify and implement a solution to alleviate the gridlock condition.

An existing NO STOPPING, STANDING, OR PARKING ZONE is located on the north side of Janet Way along part of the Meadows Elementary School property line.

Transportation Engineering staff has reviewed the situation and recommends the following Janet Way parking restrictions:

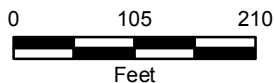
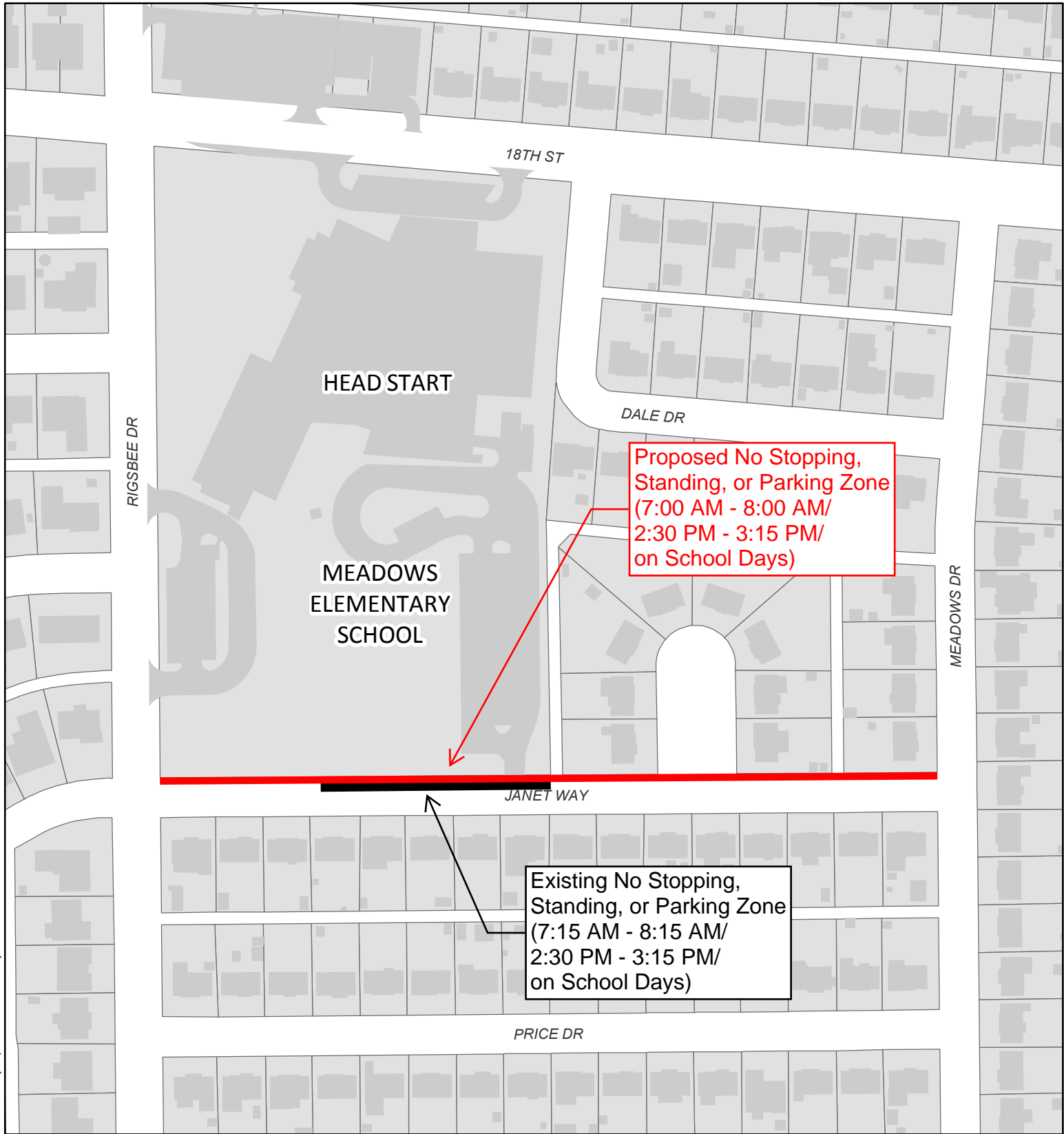
- *Along the north side of Janet Way from its intersection with Rigsbee Drive to its intersection with Meadows Drive*
- *No Stopping, Standing, or Parking*
- *7:00 a.m. to 8:00 a.m. and 2:30 p.m. to 3:15 p.m. on school days*

This parking restriction will allow the carpool line to form along the north side of Janet Way and provide for an unobstructed travel lane between Rigsbee Drive and Meadows Drive.

The principal at Meadows Elementary School has reviewed and is in support of the proposed parking restrictions.

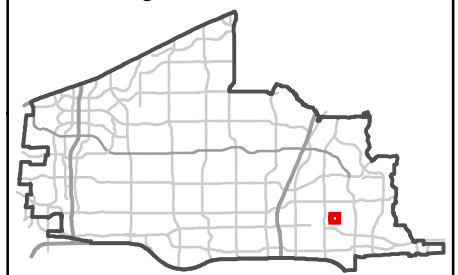
A residential petition is not necessary since no homes directly front Janet Way on the north side of the roadway.

Transportation Engineering Division supports the proposed parking restrictions and recommends approval of the ordinance.



## Proposed Parking Restriction Janet Way

### Project Location



**An Ordinance of the City of Plano, Texas amending Section 12-102, Prohibited on certain streets on school days during certain hours, of Article V, Stopping, Standing and Parking, Chapter 12, Motor Vehicles and Traffic, of the Code of Ordinances of the City of Plano, Texas to extend the existing parking restriction on a certain section of Janet Way and to revise the effective times of the parking restriction, 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**, Janet Way is a 26-foot wide residential street abutting Meadows Elementary School of the Plano Independent School District on the north side and residences on the south side; and

**WHEREAS**, the proposed parking restriction will improve safety and traffic flow during the drop-off and pick-up hours for Meadows Elementary School by removing on-street parking along the westbound lane where a carpool line queues; and

**WHEREAS**, the Principal at Meadows Elementary School has reviewed and is in support of the proposed parking restrictions; and

**WHEREAS**, the Transportation Engineering Division of the City of Plano proposes to amend certain sections of the Code of Ordinances to revised the limit and the effective times of the existing no parking, stopping, or standing zone along and upon the north side of Janet Way between Rigsbee Drive and Meadows Drive within the city limits of the City of Plano in order to provide for the safety of the general public within the area.

**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 a certain section of Janet Way described herein, except when necessary to avoid conflict with other traffic or in compliance with law or directions of a police officer.

**Section II.** Section 12-102(c), Prohibited on certain streets on school days during certain hours, 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 deletion of the following subsection:

*“Janet Way, along and upon the north side of Janet Way from the alley west of Janet Court westward to a point two hundred (200) feet east of Rigsbee Drive.”*

**Section III.** Section 12-102(e), Prohibited on certain streets on school days during certain hours, of Article V, Stopping, Standing and Parking, Chapter 12, Motor Vehicles and Traffic, of the City of Plano Code of Ordinances is hereby amended by adding the following subsection:

*“Janet Way:*

- (1) Along the north side of Janet Way from its intersection with Rigsbee Drive to its intersection with Meadows Drive between the hours of 7:00 a.m. to 8:00 a.m. and 2:30 p.m. to 3:15 p.m. on school days.”

**Section IV.** The Traffic Engineer of Plano is hereby authorized and directed to cause placement or removal of traffic control signs along the portions of the roadways described herein, and such sign shall give notice to all persons of the prohibition against stopping, standing, or parking in these areas.

**Section V.** 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 VI.** 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 VII.** 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 TWO HUNDRED AND NO/100 DOLLARS (\$200.00) for each offense. Each and every violation shall be deemed to constitute a separate offense.

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

**DULY PASSED AND APPROVED** this 11<sup>th</sup> day of February, 2019.

\_\_\_\_\_  
Harry LaRosiliere, MAYOR

ATTEST:

\_\_\_\_\_  
Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:

\_\_\_\_\_  
Paige Mims, CITY ATTORNEY



## CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 2/11/2019

Department: Zoning

Department Head: Christina Day

Agenda Coordinator: Linette Magaña

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### CAPTION

**Public Hearing and adoption of Ordinance No. 2019-2-5** as requested in Zoning Case 2018-026 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, granting Specific Use Permit No. 96 for Recreational Vehicle Sales and Service on 1.1 acres of land located at the southeast corner of E Avenue and 16th Street in the City of Plano, Collin County, Texas, presently zoned Corridor Commercial; 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: Larry G. Sparks **Conducted and adopted**

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### FINANCIAL SUMMARY

Not Applicable

FISCAL YEAR: 2018-19	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	0	0	0
Encumbered/Expended Amount	0	0	0	0
This Item	0	0	0	0
Balance	0	0	0	0

FUND(S): N/A

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COMMENTS:

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### SUMMARY OF ITEM

**Strategic Plan Goal:**

Financially Strong City with Service Excellence

**Plano Tomorrow Plan Pillar:**

Built Environment

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**ATTACHMENTS:**

Description	Upload Date	Type
ZC 2018-026 Follow-Up	1/29/2019	P/Z Follow-up Memo
ZC 2018-026 Write-Up	1/29/2019	P/Z Follow-up Memo
ZC 2018-026 Locator	1/29/2019	Map
ZC 2018-026 Aerial	1/29/2019	Map
ZC 2018-026 Exhibit (Bold)	1/29/2019	Map
Preliminary Site Plan	2/1/2019	Exhibit
ZC 2018-026 Ordinance with Exhibits	2/1/2019	Ordinance

**DATE:** January 23, 2019  
**TO:** Honorable Mayor & City Council  
**FROM:** John Muns, Chair, Planning & Zoning Commission  
**SUBJECT:** Results of Planning & Zoning Commission Meeting of January 22, 2019

**AGENDA ITEM NO. 3A - PUBLIC HEARING  
ZONING CASE 2018-026  
APPLICANT: LARRY G. SPARKS**

Request for Specific Use Permit for Recreational Vehicle Sales & Service on 1.1 acres located at the southeast corner of E Avenue and 16th Street. Zoned Corridor Commercial. Tabled January 7, 2019. Project #ZC2018-026.

**APPROVED:** 8-0 **DENIED:**            **TABLED:**           

<b>Speaker Card(s) Received</b>	<b>Support:</b> <u>0</u>	<b>Oppose:</b> <u>0</u>	<b>Neutral:</b> <u>0</u>
<b>Letters Received Within 200' Notice Area:</b>	<b>Support:</b> <u>0</u>	<b>Oppose:</b> <u>0</u>	<b>Neutral:</b> <u>1</u>
<b>Petition Signatures Received:</b>	<b>Support:</b> <u>0</u>	<b>Oppose:</b> <u>0</u>	<b>Neutral:</b> <u>0</u>
<b>Other Responses:</b>	<b>Support:</b> <u>4</u>	<b>Oppose:</b> <u>0</u>	<b>Neutral:</b> <u>0</u>

**STIPULATIONS:**

Recommended for approval subject to the following:

1. Maximum number of recreational vehicles permitted onsite: 10
2. Allowed only as accessory to a primary major vehicle repair use on Hood & Miller Addition, Block B, Lots 7C, 8C, and 9C.

**FOR CITY COUNCIL MEETING OF:** February 11, 2019 (To view the agenda for this meeting, see [www.plano.gov](http://www.plano.gov))

**PUBLIC HEARING - ORDINANCE**

EM/amc

xc: Gene Sparks, Plano Tire Company  
Chris Rador, Chris Rador Architect, Inc.

<https://goo.gl/maps/HuRywaNsqsns>

CITY OF PLANO  
PLANNING & ZONING COMMISSION

January 22, 2019

**Agenda Item No. 3A**

**Public Hearing:** Zoning Case 2018-026

**Applicant:** Larry G. Sparks

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**DESCRIPTION:**

Request for Specific Use Permit for Recreational Vehicle Sales & Service on 1.1 acres located at the southeast corner of E Avenue and 16th Street. Zoned Corridor Commercial. Tabled January 7, 2019. Project #ZC2018-026.

**REMARKS:**

The applicant is requesting a Specific Use Permit (SUP) for Recreational Vehicle Sales & Service. The purpose and intent of an SUP is to authorize and regulate a use not normally permitted in a district, which could be of benefit in a particular case to the general welfare, provided adequate development standards and safeguards are established. The Zoning Ordinance defines recreational vehicle Sales & Service as the retail sales, renting, leasing, and repair of new or pre-owned recreational vehicles. A recreational vehicle is defined as a portable vehicle designed for temporary or short-term occupancy and primarily intended for travel, recreational, and vacation usage. Recreational vehicles include, but are not limited to, boats and other marine vehicles, travel and tent trailers, pickup campers and shells, motorized travel units (motor homes), converted buses, and similar vehicles used for temporary portable housing or recreational use.

The current zoning is Corridor Commercial (CC). The CC district is intended to provide for retail, service, office, and limited manufacturing uses within major regional transportation corridors. The regulations and standards of this district are reflective of the high traffic volumes and high visibility of these regional highways.

The property owner began using the subject property in 1978 for parking and vehicle storage associated with his existing major vehicle repair business located to the west, across E Avenue. Due to recent zoning enforcement efforts, it was determined that the subject property did not have the necessary zoning for the business to park recreational vehicles for service. The applicant has requested this SUP to comply with the requirements of the Zoning Ordinance.

A preliminary site plan, Hood and Miller Addition, Block A, Lot 8R, accompanies this request as Agenda Item 3B.

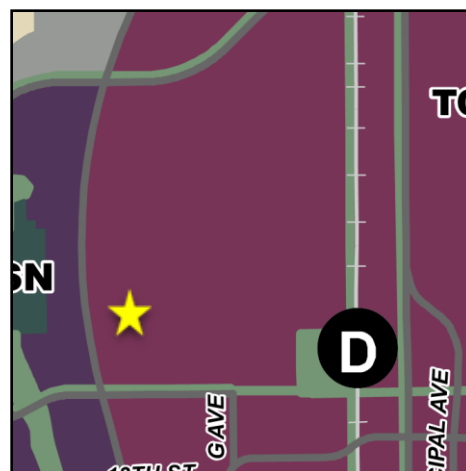
### Surrounding Land Use and Zoning

North	To the north, across 16th Street is a hotel and immediately north adjacent to the subject property is a vacant lot, truck and bus leasing, minor vehicle repair, and general office uses zoned CC.
West	Across E Avenue are truck and bus leasing, minor and major vehicle repair, and veterinary clinic uses zoned CC.
East	To the east are vehicle parking lots, truck and bus leasing uses, and a vacant lot zoned CC.
South	To the south are bank and restaurant uses zoned CC.

### Conformance to the Comprehensive Plan

**Future Land Use Map** - The Future Land Use Map of the city's Comprehensive Plan designates the subject property as Transit Corridor (TC).

*The Transit Corridor future land use category applies to the Downtown Plano core and the adjoining rail corridor linking the Dallas Area Rapid Transit (DART) red/orange line and the future Cotton Belt Line. It is the intention to continue the transformation of the Downtown Plano core into a distinct and authentic urban center and expand the vision for transit-oriented development within the entire corridor. Major uses within the Transit Corridor include housing, retail, cultural facilities, hotels, and government offices. Infill and redevelopment projects should be compatible with the historical character of the area and transit-oriented residential, employment, retail, and civic uses should be located between one-quarter to one-half mile walking distance or a transit stop. Uses should be serviced by parking structures to reduce surface parking and encourage efficient use of land. Street, bike trail, and sidewalk improvements will be emphasized to create a more accessible, walkable, and unified corridor. Useable open space will be included to create active and interesting public spaces. Commercial and residential uses within the corridor shall be designed to acknowledge visibility from rail, especially where elevated, as a gateway to the community.*



The subject property is associated with the applicant's vehicle repair business to the west. The use is not generally compatible with the TC designation; however, allowing a restricted number of recreational vehicles for repair may be appropriate to support the current vehicle repair business operations until future redevelopment or reinvestment of the subject property can occur. Additionally, the site is not visible from the DART rail or U.S. Highway 75 frontage road. With these restrictions, the request is neutral to the future land use map designation.

## Recreational Vehicle Use

The subject property is currently used for parking vehicles waiting to be repaired and some open storage. The applicant is not proposing to add any buildings onsite, but is proposing to improve the subject property through parking lot paving, sidewalk improvements, and screening of vehicles awaiting repair, which is consistent with the requirements of the Zoning Ordinance for parking of vehicles awaiting repair. In order to restrict the use, the applicant is proposing a stipulation to allow a maximum of 10 recreational vehicles on site. The associated preliminary site plan shows 73 other spaces on site for parking employee and customer personal and light commercial vehicles in association with the major vehicle repair use. As a minor part of the applicant's business, and due to the limited visibility of the subject property, staff is in support of the applicant's request.

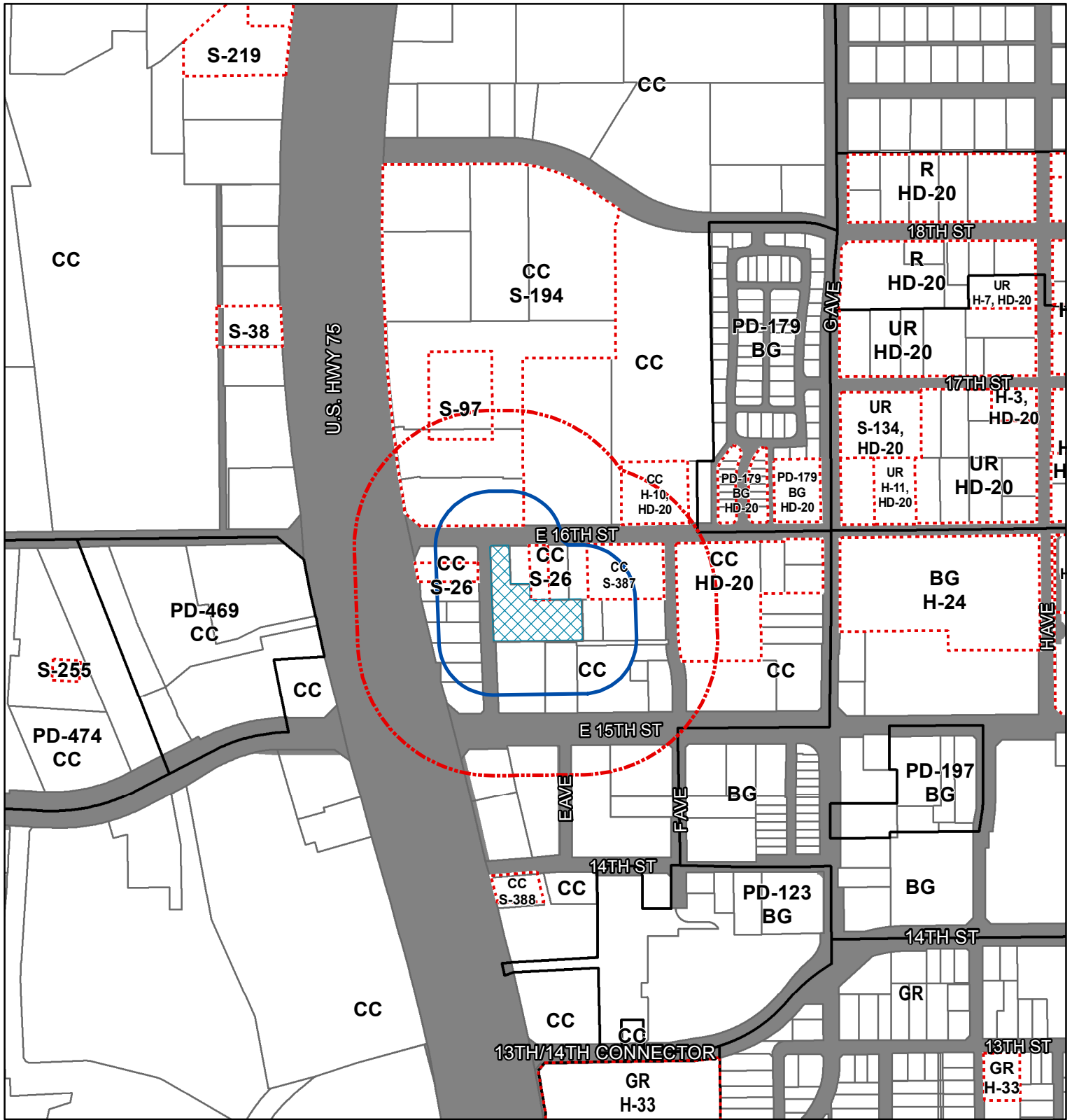
### **SUMMARY:**

The applicant is requesting an SUP for Recreational Vehicle Sales & Service to support the existing major vehicle repair business located to the west. With a proposed restricted maximum of 10 vehicles, the use would be a minor part of the applicant's existing business operations. Additionally, the property is not visible from the DART rail line or the U.S. Highway 75 frontage road. Staff is in support of the request with the proposed restrictions.

### **RECOMMENDATION:**

Recommended for approval subject to the following:

1. Maximum number of recreational vehicles permitted onsite: 10
2. Allowed only as accessory to a primary major vehicle repair use on Hood & Miller Addition, Block B, Lots 7C, 8C, and 9C.

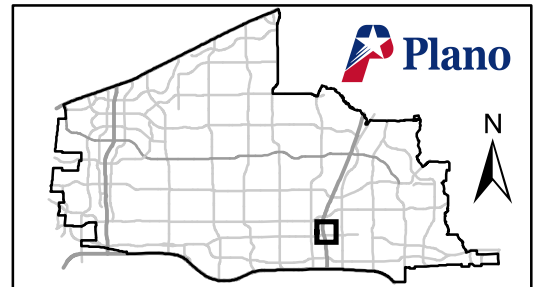


Zoning Case: 2018-026

Existing Zoning: Corridor Commercial (CC)

Proposed Zoning: Specific Use Permit for Recreational Vehicle Sales & Service

- 500' Courtesy Notification Buffer
- 200' Notification Buffer
- Subject Property
- Zoning Boundary Change/SUP
- City Limits
- Zoning Boundary
- Streets
- Specific Use Permit

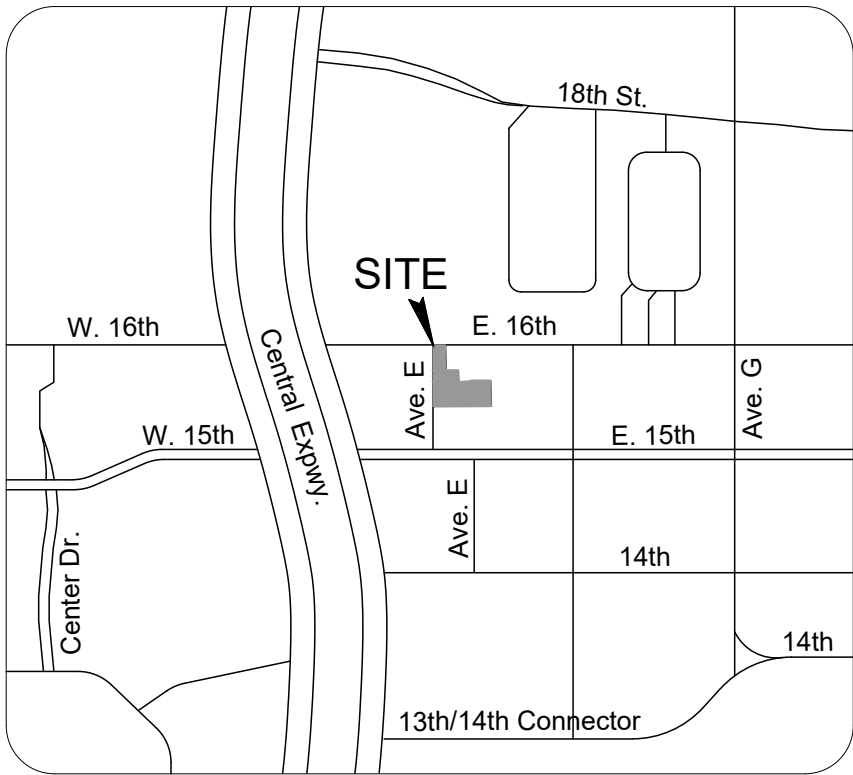
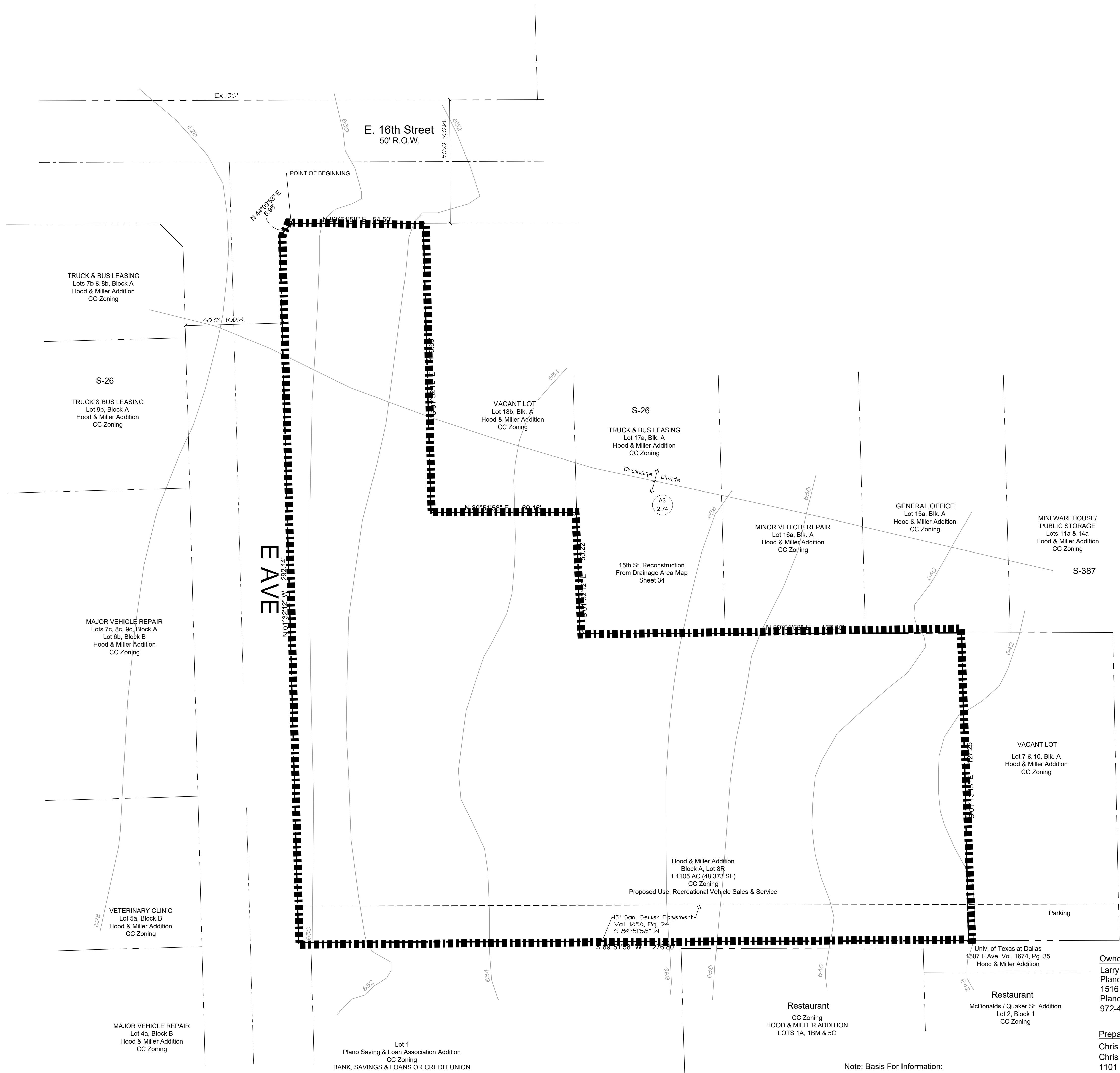


0 265 530 1,060  
Feet



Source: City of Plano  
Date: 12/4/2018

Zoning Case 2018-026



Property Legal Description

Being a tract of land situated in the City of Plano, Collin County, Texas, out of the Joseph Klepper Survey, Abstract 213; and being part of the Hood and Miller Addition to the City of Plano, Texas; and being more particularly described as follows:

BEGINNING at an iron rod for corner at the intersection of the southerly line of 16th Street as widened and the southeasterly cut-off line between the easterly line of Avenue E (40 feet wide) and said southerly line of 16th Street;

THENCE North 89°51'58" East along said southerly line of 16th Street a distance of 54.50 feet to an iron rod for corner;

THENCE South 1°32'12" East a distance of 119.66 feet to an iron pipe for corner;

THENCE North 89°51'58" East a distance of 60.16 feet to an iron rod for corner;

THENCE South 1°32'12" East a distance of 50.22 feet to an iron rod for corner:

THENCE North 89°51'58" East a distance of 157.85 feet to an iron rod for corner;

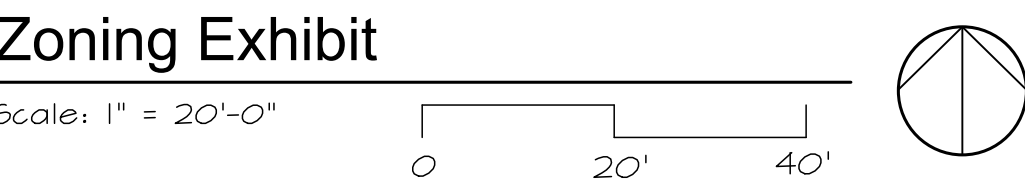
THENCE South 1°13'13" East a distance of 127.25 feet to an iron rod for corner;

THENCE South 89°51'58" West a distance of 276.80 feet to an iron pipe for corner in the easterly line of Avenue E;

THENCE North 1°32'12" West along said easterly line of Avenue E a distance of 292.14 feet to an iron rod for corner;

THENCE North 44°09'53" East along a cut-off line a distance of 6.98 feet to the POINT OF BEGINNING and containing 48,373 square feet, more or less, or 1.1105 Acres.

Note: Approval of the zoning case associated with this exhibit shall not imply approval of any associated study, plat, or plan, approval of development standards show hereon, or the initiation of the development process. Planning & Zoning Commission and/or City Council action on studies, plats, or plans relating to development of this property shall be considered as an action separate from action taken on this zoning case.



City Comments:	
CITY PROJECT #ZC2018-026	Date: 11/15/18 Revisions: #1 12/19/18
<b>Zoning Exhibit</b> Hood and Miller Addition Block A, Lot 8R 1.1 Acres Situated in the Joseph Klepper Survey Abstract #213 City of Plano, Collin County, TX	
	Sheet: ZE



## **Zoning Case 2018-026**

**An Ordinance of the City of Plano, Texas, amending the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, granting Specific Use Permit No. 96 for Recreational Vehicle Sales & Service on 1.1 acres of land out of the Joseph Klepper Survey, Abstract No. 213, located at the southeast corner of E Avenue and 16th Street in the City of Plano, Collin County, Texas, presently zoned Corridor Commercial; 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.**

**WHEREAS**, the City Secretary of Plano, Texas, directed that notices of a hearing be issued, as required by the Zoning Ordinance of the City of Plano and laws of the State of Texas, at a meeting of the City Council, to be held on the 11th day of February 2019, for the purpose of considering granting Specific Use Permit No. 96 for Recreational Vehicle Sales & Service on 1.1 acres of land out of the Joseph Klepper Survey, Abstract No. 213, located at the southeast corner of E Avenue and 16th Street in the City of Plano, Collin County, Texas, presently zoned Corridor Commercial; and

**WHEREAS**, the City Secretary of the said City accordingly caused to be issued and published the notices required by its Zoning Ordinance and laws of the State of Texas applicable thereto, the same having been published in a paper of general circulation in the City of Plano, Texas, at least fifteen (15) days prior to the time set for such hearing; and

**WHEREAS**, the City Council of said City, pursuant to such notice, held its public hearing and heard all persons wishing to be heard both for and against the aforesaid change in the Zoning Ordinance, on the 11th day of February 2019; and

**WHEREAS**, the City Council is of the opinion and finds that the granting of Specific Use Permit No. 96 for Recreational Vehicle Sales & Service on 1.1 acres of land out of the Joseph Klepper Survey, Abstract No. 213, located at the southeast corner of E Avenue and 16th Street in the City of Plano, Collin County, Texas, presently zoned Corridor Commercial, would not be detrimental or injurious to the public health, safety and general welfare, or otherwise offensive to the neighborhood; and

**WHEREAS**, the City Council is of the opinion and finds that such change will promote the best and most orderly development of the properties affected thereby, and to be affected thereby, in the City of Plano, and as well, the owners and occupants thereof, and the City generally.

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

**Section I.** The Comprehensive Zoning Ordinance No. 2015-5-2, as the same has been heretofore amended, is hereby further amended so as to grant Specific Use Permit No. 96 for Recreational Vehicle Sales & Service on 1.1 acres of land out of the Joseph Klepper Survey, Abstract No. 213, located at the southeast corner of E Avenue and 16th Street in the City of Plano, Collin County, Texas, presently zoned Corridor Commercial, said property being more fully described on the legal description in Exhibit A attached hereto.

**Section II.** The change in Section I is granted subject to the following:

1. Maximum number of recreational vehicles permitted onsite: 10
2. Allowed only as accessory to a primary major vehicle repair use on Hood & Miller Addition, Block B, Lots 7C, 8C, and 9C.

**Section III.** It is directed that the official zoning map of the City of Plano (which is retained in electronic record format) be changed to reflect the zoning classification established by this Ordinance.

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

**Section V.** The repeal of any ordinance or part of ordinances 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 ordinance at the time of passage of this Ordinance.

**Section VI.** Any violation of the provisions or terms of this ordinance by any person, firm or corporation shall be a misdemeanor offense and shall be subject to a fine in accordance with Section 1-4(a) of the City Code of Ordinances for each offense. Every day a violation continues shall constitute a separate offense.

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

**PASSED AND APPROVED THIS THE 11TH DAY OF FEBRUARY 2019.**

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Harry LaRosiliere, MAYOR

ATTEST:

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Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:

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Paige Mims, CITY ATTORNEY

**Zoning Case 2018-026**

Being a tract of land situated in the City of Plano, Collin County, Texas, out of the Joseph Klepper Survey, Abstract 213; and being part of the Hood and Miller Addition to the City of Plano, Texas; and being more particularly described as follows:

Beginning at an iron rod for corner at the intersection of the southerly line of 16th Street as widened and the southeasterly cut-off line between the easterly line of Avenue E (40 feet wide) and said southerly line of 16th street;

Thence North 89°51'58" East along said southerly line of 16th Street a distance of 54.50 feet to an iron rod for corner;

Thence South 1°32'12" East a distance of 119.66 feet to an iron pipe for corner;

Thence North 89°51'58" East a distance of 60.16 feet to an iron rod for corner;

Thence South 1°32'12" East a distance of 50.22 feet to an iron rod for corner;

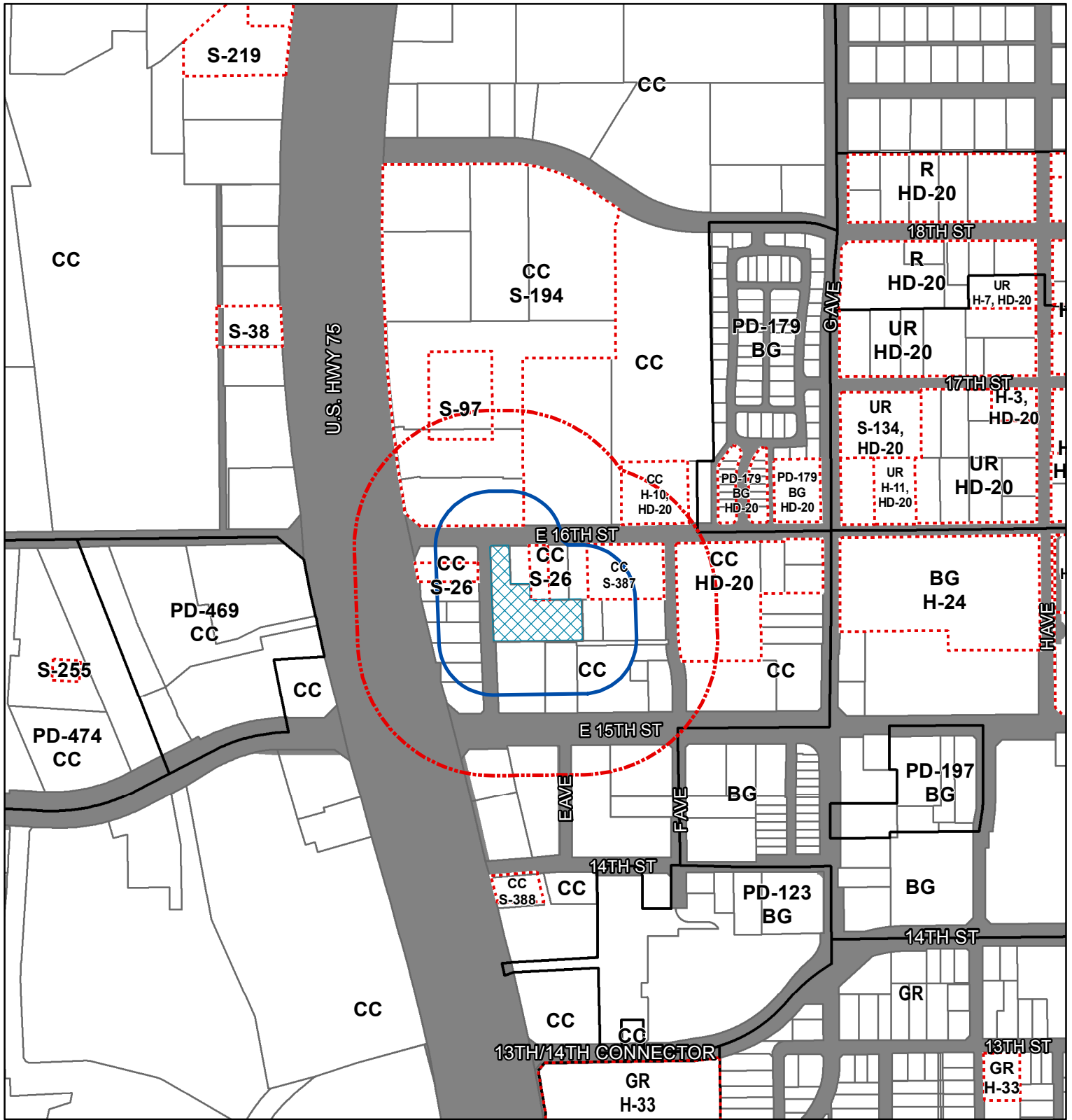
Thence North 89°51'58" East a distance of 157.85 feet to an iron rod for corner;

Thence South 1°13'13" East a distance of 127.25 feet to an iron rod for corner;

Thence South 89°51'58" West a distance of 276.80 feet to an iron pipe for corner in the easterly line of Avenue E;

Thence North 1°32'12" West along said easterly line of Avenue E a distance of 292.14 feet to an iron rod for corner;

Thence North 44°09'53" East along a cut-off line a distance of 6.98 feet to the POINT OF BEGINNING and CONTAINING 48,373 square feet, more or less, or 1.1105 Acres.

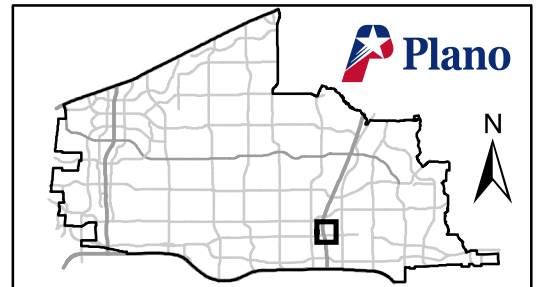


Zoning Case: 2018-026

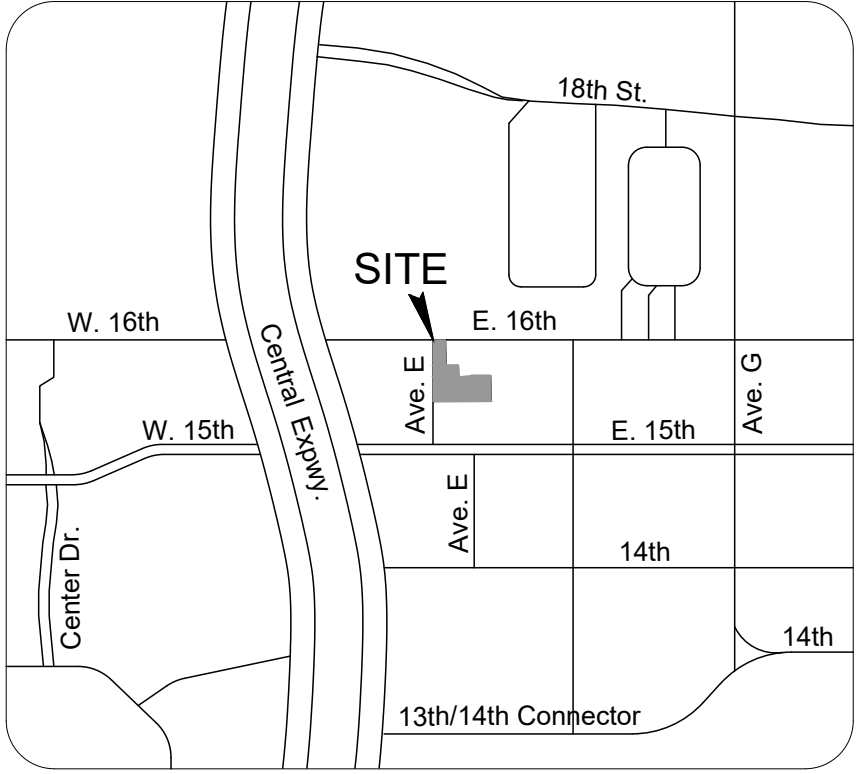
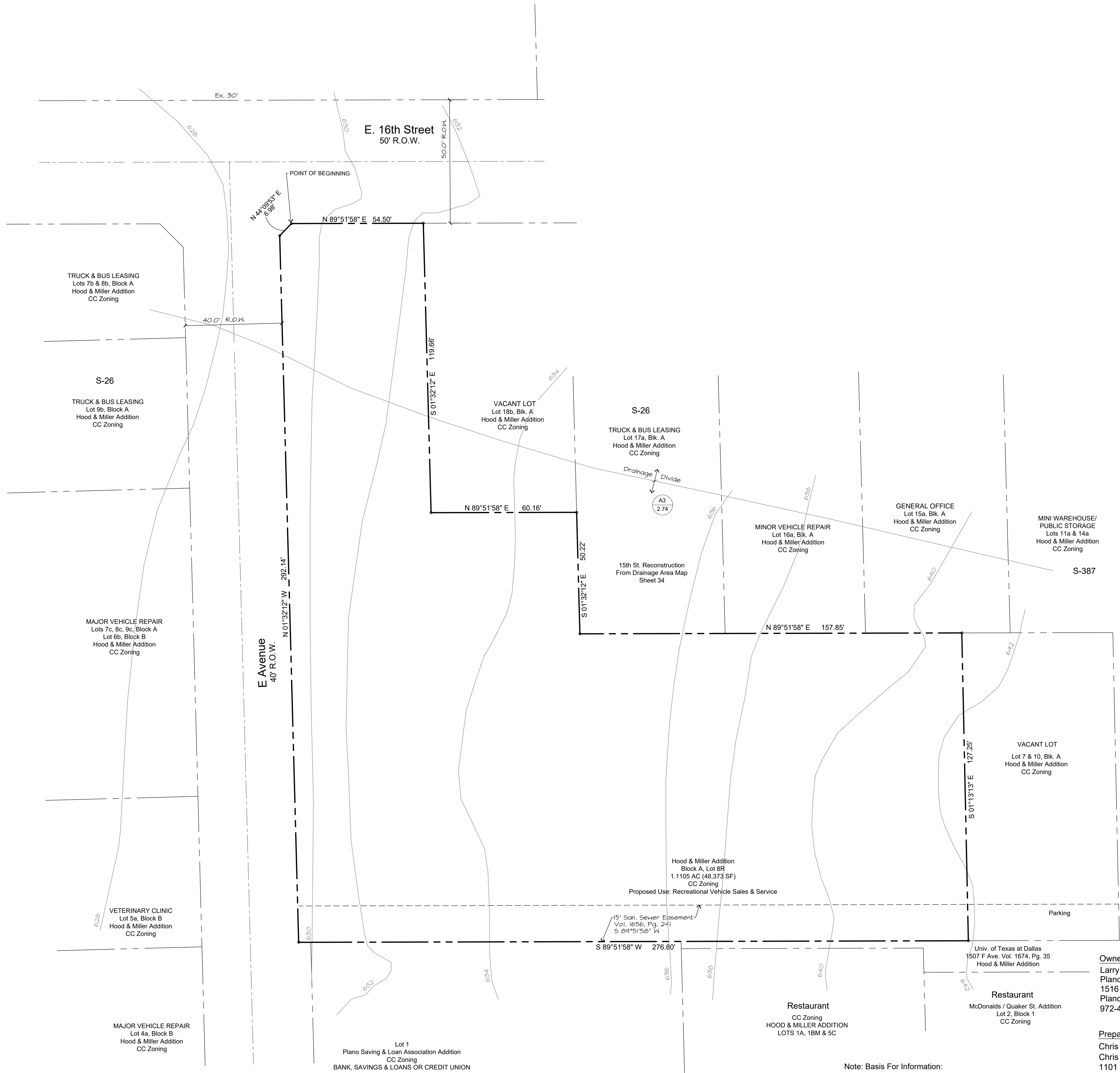
Existing Zoning: Corridor Commercial (CC)

Proposed Zoning: Specific Use Permit for Recreational Vehicle Sales & Service

- 500' Courtesy Notification Buffer
- 200' Notification Buffer
- Subject Property
- Zoning Boundary Change/SUP
- City Limits
- Zoning Boundary
- Streets
- Specific Use Permit



0 265 530 1,060  
Feet



VICINITY MAP  
NOT TO SCALE

Property Legal Description

Being a tract of land situated in the City of Plano, Collin County, Texas, out of the Joseph Klepper Survey, Abstract 213; and being part of the Hood and Miller Addition to the City of Plano, Texas; and being more particularly described as follows:

BEGINNING at an iron rod for corner at the intersection of the southerly line of 16th Street as widened and the southeasterly cut-off line between the easterly line of Avenue E (40 feet wide) and said southerly line of 16th Street;

THENCE North 89°51'58" East along said southerly line of 16th Street a distance of 54.50 feet to an iron rod for corner;

THENCE South 1°32'12" East a distance of 119.66 feet to an iron pipe for corner;

THENCE North 89°51'58" East a distance of 60.16 feet to an iron rod for corner;

THENCE South 1°32'12" East a distance of 50.22 feet to an iron rod for corner;

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THENCE South 89°51'58" West a distance of 276.80 feet to an iron pipe for corner in the easterly line of Avenue E;

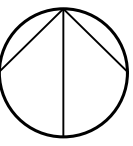
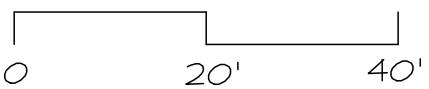
THENCE North 1°32'12" West along said easterly line of Avenue E a distance of 292.14 feet to an iron rod for corner;

THENCE North 44°09'53" East along a cut-off line a distance of 6.98 feet to the POINT OF BEGINNING and containing 48,373 square feet, more or less, or 1.1105 Acres.

Note: Approval of the zoning case associated with this exhibit shall not imply approval of any associated study, plat, or plan, approval of development standards show hereon, or the initiation of the development process. Planning & Zoning Commission and/or City Council action on studies, plats, or plans relating to development of this property shall be considered as an action separate from action taken on this zoning case.

Zoning Exhibit

Scale: 1" = 20'-0"



City Comments:	
CITY PROJECT #ZC2018-026	Date: 11/15/18 Revisions: #1 12/19/18
<b>Zoning Exhibit</b> Hood and Miller Addition Block A, Lot 8R 1.1 Acres Situated in the Joseph Klepper Survey Abstract #213 City of Plano, Collin County, TX	
Preparer Chris Rador, Architect, Inc. Chris Rador 1101 Westwood Drive Plano, Texas 75075 Ofc. 972-985-3833	Sheet: <b>ZE</b>

Note: Basis For Information:  
1. City As-Built Plans on E Avenue, 16th St., and 15th St.  
2. County of Collin  
3. City of Plano Web Site



## CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 2/11/2019

Department: Police

Department Head: Greg Rushin

Agenda Coordinator: Pam Haines, ext 2538

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### CAPTION

Public Hearing on the need to continue the City of Plano's Juvenile Curfew Ordinance (Ordinance No. 94-11-11); to receive a city staff report on the effectiveness of the Juvenile Curfew Ordinance; and to determine whether the ordinance should be abolished, continued, or modified. **Conducted and approved continuation of the ordinance**

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### FINANCIAL SUMMARY

Not Applicable

FISCAL YEAR: 2018-19	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	0	0	0
Encumbered/Expended Amount	0	0	0	0
This Item	0	0	0	0
Balance	0	0	0	0

FUND(S): N/A

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**COMMENTS:** This item has no financial impact.

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### SUMMARY OF ITEM

Section § 370.002 of the Texas Local Government Code requires that every three years the City Council review its juvenile curfew ordinance (Ordinance No. 94-11-11) to determine its effect on the community and on problems the ordinance was intended to remedy; to conduct a public hearing on the need to continue the ordinance; and to decide whether to abolish, continue or modify the curfew ordinance.

**Strategic Plan Goal:**

Safe Large City

**Plano Tomorrow Plan Pillar:**

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**ATTACHMENTS:**

Description	Upload Date	Type
Juvenile Ordinance Memo	1/28/2019	Memo
Juvenile Ordinance Exhibit A	1/23/2019	Exhibit
Juvenile Ordinance Exhibit B	1/23/2019	Exhibit
Presentation	2/7/2019	Other

**Date:** January 14, 2019  
**To:** Mark Israelson, Senior Deputy City Manager  
**From:** Gregory W. Rushin, Chief of Police  
**Subject:** Juvenile Curfew Ordinance

Texas statutes require every three years the City Council review the City's Juvenile Curfew Ordinance. On February 22, 2016, the City Council reviewed and voted to continue the Ordinance. Texas Local Government Code Section 370.002, as added by the 74<sup>th</sup> Legislature, reads:

- (a) Before the third anniversary of the date of adoption of a juvenile curfew ordinance by a general-law municipality or a home-rule municipality or an order of a county commissioners court, and every third year thereafter, the governing body of the general-law municipality or home-rule municipality or the commissioners court of the county shall:
  - (1) review the ordinance or order's effects on the community and on problems the ordinance or order was intended to remedy;
  - (2) conduct public hearings on the need to continue the ordinance or order; and
  - (3) abolish, continue, or modify the ordinance or order.
- (b) Failure to act in accordance with Subsections (a) (1) - (3) shall cause the ordinance or order to expire.

The following is the Police Department's analysis of the effects of the ordinance based on data from the Department and the Municipal Court.

## **SUMMARY**

1. It is the position of the Police Department and the Municipal Court that the Juvenile Curfew Ordinance is an effective tool in providing for the protection of minors and the public and for the reduction of the incidence of juvenile criminal activities. It is the recommendation the City Council continue the Juvenile Curfew Ordinance in its current form.

## **TERMINOLOGY**

The following terms are used in this report:

1. Minor – used in the City of Plano curfew ordinance; means a person under seventeen years of age.
2. Juvenile offense – determined by state law; means any conduct that violates a penal law of this state or a political subdivision; includes status offenses such as runaway and truancy; state law defines a juvenile as a person age ten, but under seventeen years of age.

### **OVERVIEW OF PLANO'S ORDINANCE:**

Our curfew ordinance restricts minors from being in a public place, or on the premise of any establishment within the city, during curfew hours. Curfew hours are from 11:00 p.m. Sunday, Monday, Tuesday, Wednesday, or Thursday until 6:00 a.m. the following day; and 12:01 am through 6:00 a.m. on any Saturday or Sunday. There are also penalties for parents and business owners who permit minors to engage in the prohibited conduct. The ordinance includes exemptions for minors who are out during curfew hours for certain specific purposes. Additionally, state statutes prohibit enforcement of the ordinance on persons younger than age ten. In such cases, if appropriate, the parent or business owner is the recipient of any enforcement action. Attached to this memorandum for your convenience is a copy of the ordinance (Exhibit "A").

### **DATA USED IN ORDINANCE REVIEW:**

The Police Department, with the assistance the Municipal Court Clerk's office, the Plano Independent School District (PISD), and the Frisco Independent School District (FISD), reviewed data pertaining to the ordinance and its effects. A short summary of that information follows and is offered to the Council to facilitate their review.

1. PISD reports that as of January 1, 2019, the population for enrolled elementary students is 24,954, a decrease of 359 students over the 2015/16 school year. FISD, which has four (4) elementary schools in Plano, reports the 2018/19 enrolled student population at Anderson, Borchardt, Riddle, and Taylor Elementary Schools is 2,945, an increase of 79 students over the 2015/16 school year. The PISD middle school student population for 2018/19 is 12,328, a decrease of 170 students, while FISD's Fowler Middle School in Plano, reports the 2018/19 middle school student population is 1,044, a decrease of 21 students from the 2015/16 school year. PISD high school (9<sup>th</sup> and 10<sup>th</sup> Grades) student population for the 2018/19 school year is 8,305, a decrease of 267 students from the 2015/16 school year. These student populations represent the vast majority of persons affected by the curfew ordinance, i.e. persons younger than 17 years of age.
2. Steve Sims, Plano Senior Planner, reports the number of minors in Plano decreased approximately 2 percent from 62,943 in 2016 to 61,533 in 2017. As of this memorandum, 2018 juvenile population data is not available.
3. From 1991 to 1994, with no curfew ordinance in effect, there was a rise in crimes involving minor offenders. In fact, from 1991 through 1993, the number of minors involved in violent offenses increased approximately 75 percent. Since the adoption of the ordinance in 1994, the overall number of offenses committed by minors during curfew hours has trended downward. See attached graph (Exhibit "B").
4. The number of offenses for which minors were arrested or cited for during curfew hours decreased by 26 percent between 2016 and 2018. This does not include the 83 traffic violations minors were cited for during the curfew hours.
5. Police Department records indicate from January 1, 2016 through December 31, 2018, officers issued approximately 121 citations (an average of 40 citations per year) to minors for violation of the Juvenile Curfew Ordinance.

6. The Plano Municipal Court Judges see curfew violation citations as an opportunity to refer first time offenders into various programs that require parental cooperation to resolve the charges. The violations normally do not result in fines, but instead involve either completion of various requirements of a deferred disposition, participation in Teen Court, and/or the performance of a specified number of community service hours.

According to municipal court records, from January 1, 2016 through December 31, 2018, 49 percent of the minors cited for violation of the Juvenile Curfew Ordinance either completed requirements for a deferred disposition or were referred to Teen Court.

7. Police Officers use the ordinance as a tool for the protection of minors and the public, and for the reduction of juvenile criminal activities.

**CONCLUSION:**

The ordinance has proven to be an effective tool in curbing crimes committed by, and against, persons younger than 17. I recommend that the City of Plano continue the current Juvenile Curfew Ordinance with no changes.



Gregory W. Rushin  
Chief of Police

GWR/nlo

Attachment

**Exhibit "A"**

**CITY OF PLANO CODE OF ORDINANCES  
ARTICLE III. JUVENILE CURFEW\***

**\*Editor's note:** Ord. No. 94-11-11, § I, adopted Nov. 14, 1994, repealed Ord. No. 94-10-36, adopted October 24, 1994, in effect repealing Ch. 14, Art. III, §§ 14-46--14-50, which pertained to juvenile curfew and derived from Ordinance No. 94-10-36. Section II of Ord. No. 94-11-11 adopted new provisions as Art. III of this chapter to read as herein set out.

**Cross references:** Youth advisory commission, § 2-231 et seq.

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**Sec. 14-46. - Definitions.**

In this article:

Civic organization means a nonprofit organization that sponsors or conducts social or recreational activities for youths.

Curfew hours means 11:00 p.m. on any Sunday, Monday, Tuesday, Wednesday, or Thursday, until 6:00 a.m. of the following day; and 12:01 a.m. until 6:00 a.m. on any Saturday or Sunday.

Emergency means an unforeseen circumstance or the resulting state that calls for immediate action. "Emergency" includes, but is not limited to, a fire, a natural disaster, an automobile accident, or any situation requiring immediate action to prevent serious bodily injury or loss of life.

Establishment means any privately-owned place of business operated for a profit to which the public is invited, including but not limited to any place of amusement or entertainment.

Guardian means a person who, under court order, is the guardian of the person of a minor; or a public or private agency with whom a minor has been placed by a court.

Minor means any person under seventeen (17) years of age.

Operator means any individual, firm, association, partnership, or corporation operating, managing, or conducting any establishment. The term includes the members or partners of an association or partnership and the officers of a corporation.

Parent means a person who is a natural parent, adoptive parent, or stepparent of another person; or at least eighteen (18) years of age and authorized by a parent or guardian to have the care and custody of a minor.

Public place means any place to which the public or substantial group of the public has access and includes, but is not limited to, streets, highways, and the common areas of schools, hospitals, apartment houses, office buildings, transport facilities, and shops.

Remain means to linger or stay; or fail to leave premises when requested to do so by a police officer or the owner, operator, or other person in control of the premises.

Serious bodily injury means bodily injury that creates a substantial risk of death or that causes death, serious permanent disfigurement, or protracted loss or impairment of the function of any bodily member or organ.

(Ord. No. 94-11-11, § II, 11-14-94)

## **Exhibit "A"**

### **Sec. 14-47. - Offenses.**

- (a) A minor commits an offense if he or she remains in any public place or on the premises of any establishment within the city during curfew hours.
- (b) A parent or guardian of a minor commits an offense if he or she knowingly permits, or by insufficient control allows, the minor to remain in any public place or on the premises of any establishment within the city during curfew hours.
- (c) The owner, operator, or any employee of an establishment commits an offense if he or she knowingly allows a minor to remain upon the premises of the establishment during curfew hours.

(Ord. No. 94-11-11, § II, 11-14-94)

### **Sec. 14-48. - Defenses.**

- (a) It is a defense to prosecution under section 14-47 that the minor was:
  - (1) Accompanied by the minor's parent or guardian;
  - (2) On an errand at the direction of the minor's parent or guardian, without any detour or stop;
  - (3) In a motor vehicle involved in interstate travel;
  - (4) Engaged in an employment activity, or going to or returning home from an employment activity, without any detour or stop;
  - (5) Involved in an emergency;
  - (6) On the sidewalk abutting the minor's residence or abutting the residence of a next-door neighbor if the neighbor did not complain to the police department about the minor's presence;
  - (7) Attending an official school, religious, or other recreational activity supervised by adults and sponsored by the city, a civic organization, or another similar entity that takes responsibility for the minor, or going to or returning home from, without any detour or stop, an official school, religious, or other recreational activity supervised by adults and sponsored by the city, a civic organization, or another similar entity that takes responsibility for the minor;
  - (8) Exercising First Amendment rights protected by the United States Constitution, such as the free exercise of religion, freedom of speech, and the right of assembly;
  - (9) Married or had been married or had disabilities of minority removed in accordance with Chapter 31 of the Texas Family Code, as amended.
- (b) It is a defense to prosecution under section 14-47(c) that the owner, operator, or employee of an establishment promptly notified the police department that a minor was present on the premises of the establishment during curfew hours and refused to leave.

(Ord. No. 94-11-11, § II, 11-14-94)

## **Exhibit "A"**

### **Sec. 14-49. - Enforcement.**

Before taking any enforcement action under this article, a police officer shall ask the apparent offender's age and reason for being in the public place. The officer shall not issue a citation or make an arrest under this section unless the officer reasonably believes that an offense has occurred and that, based on any response and other circumstances, no defense in section 14-48 is present.

(Ord. No. 94-11-11, § II, 11-14-94)

### **Sec. 14-50. - Penalty.**

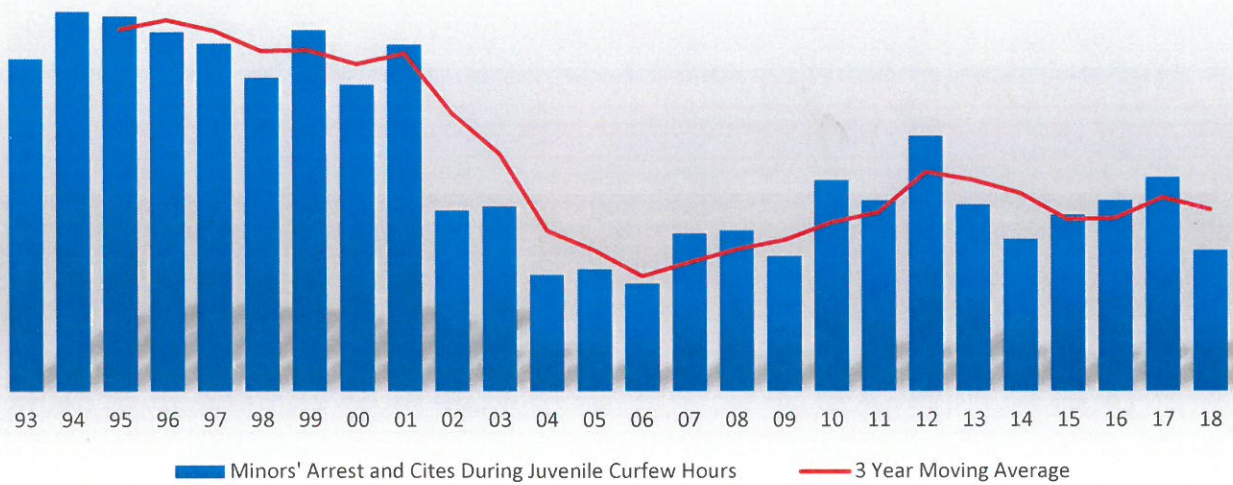
- (a) Any person violating this article shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in section 1-4.
- (b) When required by section 51.08 of the Texas Family Code, as amended, the municipal court shall waive original jurisdiction over a minor who violates section 14-47(a) and shall refer the minor to juvenile court.

(Ord. No. 94-11-11, § II, 11-14-94)

Secs. 14-51—14-65. - Reserved.

Exhibit "B"

Minors' Arrest and Cites During Juvenile Curfew Hours  
1993-2018



# Plano Police Department

## Juvenile Curfew Ordinance 2019 Status Report



**Gregory W. Rushin**  
**Chief of Police**

**February 11, 2019**

## **§ 370.002**

### **Local Government Code Requirements**

#### **Every 3 Years**

- **Review of Juvenile Curfew Ordinance**
- **Public hearing on the need to continue the ordinance**
- **Abolish, continue, or modify the ordinance**

## Juvenile Curfew Ordinance History

- **Concern over increases in crime committed by minors and gang activity**
- **Minors are susceptible to participate in and become victims of crime**
- **Protect minors and public and enforce proper parental control**
- **Avoid unlawful congregation of minors in Plano, since most cities have curfews**
- **For public health, safety, and welfare**



## Curfew Ordinance

- **Person younger than 17**
- **Public place or premises of establishment**
- **Sunday - Thursday, 11:00 p.m. to 6:00 a.m.**
- **Saturday - Sunday, 12:01 a.m. to 6:00 a.m.**
- **Minor and Parent Culpability**
- **Up to a \$500 fine**



## Defenses

- **Accompanied by parent or guardian**
- **Errand for parent**
- **Traveling interstate**
- **Employment activities**
- **Emergencies**



## Defenses

- **Sidewalk in front of house**
- **Supervised school, religious, or recreational activity**
- **Exercising 1<sup>st</sup> Amendment rights**
- **Married**

## Enforcement

- **Opportunity to refer first time offenders and require parental cooperation**
- **Police use as tool for early intervention and the protection of minors and the public**
- **Options for juveniles cited for curfew violation include:**
  - **Trial**
  - **Deferred Disposition**
  - **Teen Court**



## **Enforcement**

- **From January 1, 2016 to December 31, 2018, a total of 121 Notices to Appear were issued to juveniles for violation of the ordinance (an average of 40 citations per year)**
- **49% either completed requirements for a deferred disposition or were referred to Teen Court**

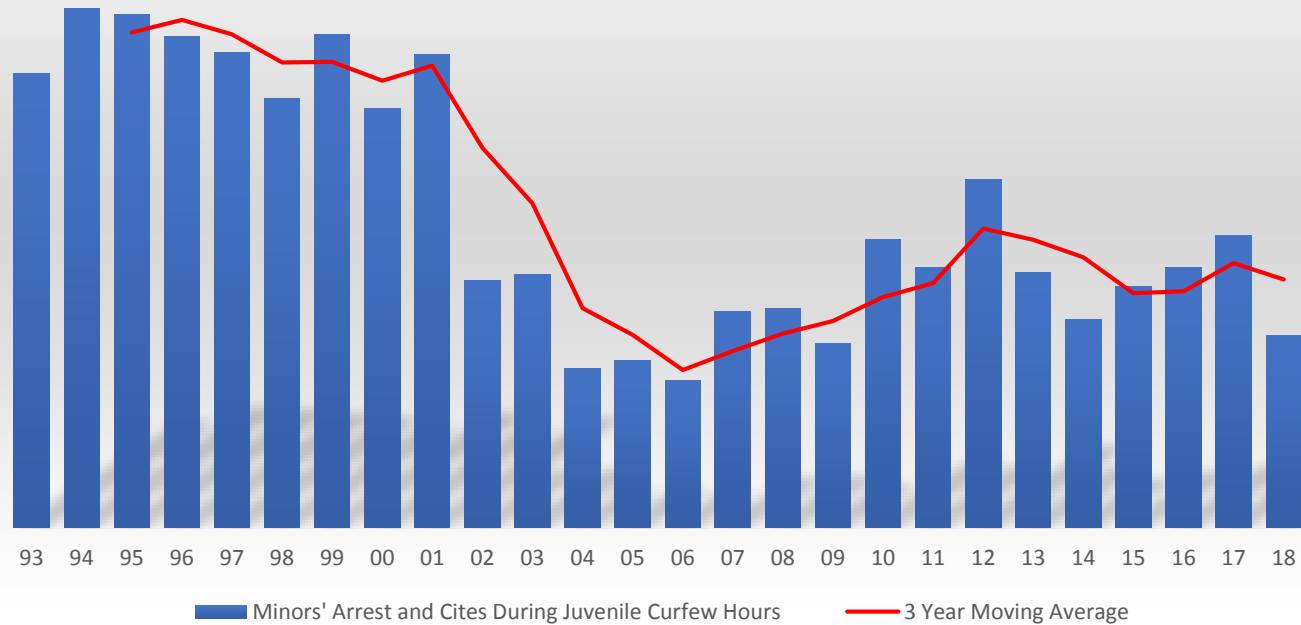
# Population vs. Crime Increases

## 2015-16 School Year to January 1, 2019

- Elementary School (PISD & FISD) enrollment decreased by 280 students
- Middle School (PISD & FISD Fowler) enrollment decreased by 191 students
- High School (9<sup>th</sup> & 10<sup>th</sup> Grades) enrollment increased by 267 students
- Juvenile estimated population in Plano decreased approximately 2% from 62,943 in 2016 to 61,533 in 2017 \*
- The number of criminal offenses for which juveniles were arrested or cited during curfew hours declined by 26% from the previous 3-year review period (2016-2018 vs. 2013-2015)



## Minors' Arrest and Cites During Juvenile Curfew Hours 1993-2018



## Recommendation

- **The Juvenile Curfew Ordinance has proven to be an effective tool in curbing crimes committed by, and against, persons younger than 17.**
- **It is recommended that the City of Plano continue the current Juvenile Curfew Ordinance with no changes**



## CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 2/11/2019

Department: Gov Relations

Department Head: Brandi Youngkin

Agenda Coordinator: Michelle Wariner

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### CAPTION

**Resolution No. 2019-2-6(R):** To urge the Texas Legislature to enact meaningful school finance reform during its ongoing 86th Legislative Session and to make doing so a priority of the ongoing 86th Legislative Session; and providing an effective date. **Adopted**

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### FINANCIAL SUMMARY

Not Applicable

FISCAL YEAR: 2018-19	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	0	0	0
Encumbered/Expended Amount	0	0	0	0
This Item	0	0	0	0
Balance	0	0	0	0

**FUND(S):** N/A

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**COMMENTS:** This item has no fiscal impact.

---

### SUMMARY OF ITEM

This Resolution urges the Texas Legislature to enact meaningful school finance reform during the 86th State of Texas Legislative session.

**Strategic Plan Goal:**

Financially Strong City with Service Excellence

**Plano Tomorrow Plan Pillar:**

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**ATTACHMENTS:**

Description	Upload Date	Type
Resolution	2/1/2019	Agreement

**A Resolution of the City of Plano, Texas, urging the Texas Legislature to enact meaningful school finance reform during its ongoing 86th Legislative Session and to make doing so a priority of the ongoing 86th Legislative Session; and providing an effective date.**

**WHEREAS**, a thriving public education system is vital to the success of the City of Plano and the State of Texas; and

**WHEREAS**, the current school finance system in Texas is placing an unfair burden on Plano taxpayers and is not sustainable; and

**WHEREAS**, on May 13<sup>th</sup>, 2016, the Texas Supreme Court ruled that the State's system of financing public education is constitutional, despite recognizing that it is flawed, and concluded it was up to the state legislature to fulfill their constitutional duty to fashion a school system fit for our dynamic and fast-growing State's unique characteristics; and

**WHEREAS**, on December 19<sup>th</sup>, 2018, the Texas Commission on Public School Finance issued their final report that found the State's public school funding formulas to be outdated, unsustainable and over-reliant on property taxes; and

**WHEREAS**, the Plano ISD taxpayers have sent \$1.9 billion since 1993, including \$208 million last year, to the Texas Education Agency as part of the State's recapture program; and

**WHEREAS**, Plano ISD adopted a \$6.7 million deficit budget this year that will utilize local reserves to close the gap created by the recapture formula and Plano ISD taxpayers will continue to shoulder more of the burden for educating children unless the school finance system is reformed; and

**WHEREAS**, comprehensive property tax reform cannot be achieved without school finance reform.

**NOW THEREFORE, BE IT RESOLVED**, that the Plano City Council urges the Texas Legislature to enact meaningful school finance reform during its ongoing 86th Legislative Session and to make doing so a priority of the ongoing 86th Legislative Session.

**DULY PASSED AND APPROVED** on this the 11<sup>th</sup> day of February, 2019.

\_\_\_\_\_  
Harry LaRosiliere, MAYOR

ATTEST:

\_\_\_\_\_  
Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:

\_\_\_\_\_  
Paige Mims, CITY ATTORNEY