



CITY COUNCIL

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

DATE: May 13, 2019

TIME: 7:00 PM

CALL TO ORDER

INVOCATION: Pastor Jackie Linden-Schade - Preston Meadow Lutheran Church

PLEDGE OF ALLEGIANCE / TEXAS PLEDGE: Cub Scout Pack 404 - Prince of Peace Catholic Community

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

Proclamation: May 13 – 19, 2019 is Bike to Work Week and May 17 is Bike to Work Day in Plano. **Presented**

Proclamation: May is Motorcycle Safety and Awareness Month and reminds us to be attentive to other vehicles on the road. **Presented**

Proclamation: May is Building Safety Month and highlights the importance of creating and maintaining safe buildings. **Presented**

OATHS OF OFFICE

Civil Service Commission - Joseph Parks

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) April 8, 2019
April 22, 2019
Approved

Approval of Expenditures

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

- (b) RFP No. 2018-0004-C for a one (1) year contract with four (4) City optional renewals for the purchase of Data Discovery, Classification, and Access Auditing Software for Technology Services to Freeit Data Solutions, Inc. in the total amount of \$566,310; and authorizing the City Manager to execute all necessary documents. **Approved**
- (c) RFB No. 2019-0306-P for the initial term of \$1,376,368 or two (2) years, whichever occurs first, with two (2) City optional renewals, for the Concrete Sidewalk Requirements Contract East - 2019, Project No. 7109, for Public Works Department to Ratliff Hardscape, Ltd. in the amount of \$1,376,368 for each term; and authorizing the City Manager to execute all necessary documents. **Approved**
- (d) RFB No. 2019-0327-P for the initial term of \$1,677,733 or two (2) years, whichever occurs first, with two (2) City optional renewals, for the Arterial Pavement Maintenance Requirements Contract - Minor Repairs V, Project No. 7112, for Public Works Department to Jerusalem Corporation in the amount of \$1,677,733 for each term; and authorizing the City Manager to execute all necessary documents. **Approved**
- (e) RFB No. 2019-0266-P for the initial term of \$1,821,765 or two (2) years, whichever occurs first, with two (2) City optional renewals, for the Residential Concrete Pavement Maintenance Requirements - 2019, Project No. 7088, for Public Works Department to Urban Infraconstruction LLC in the amount of \$1,821,765 for each term; and authorizing the City Manager to execute all necessary documents. **Approved**
- (f) RFB No. 2019-0305-B for Arterial Pavement Repair Parker Road - Custer Road to K Avenue, Project No. 7011, for Public Works Department to Urban Infraconstruction LLC in the amount of \$3,801,025; and authorizing the City Manager to execute all necessary documents. **Approved**
- (g) RFB No. 2018-0474-B for McDermott Living Screen Replacement, Project No. 6978, for the Parks and Recreation Department to SRH Landscapes LLC in the amount of \$122,941; and authorizing the City Manager to execute all necessary documents. **Approved**

- (h) RFB No. 2019-0326-C for a one-year contract with four (4) one-year City optional renewals for Public Building Landscape Maintenance Group 1 and 3 for the Parks and Recreation Department to The Davey Tree Expert Company in the estimated annual amount of \$168,818; and authorizing the City Manager to execute all necessary documents. **Approved**
- (i) RFP No. 2018-0443-C for a five (5) year contract for a Jail Management System for the Police Department to Black Creek Integrated Systems Corp. in the amount of \$430,039; and authorizing the City Manager to execute all necessary documents. **Approved**
- (j) RFB No. 2019-0256-B for West Plano Estates & Hunters Glen Ph. 1 Water and Pavement Rehab, Project No. 6912, for Engineering to Muniz Construction, Inc. in the amount of \$3,707,486; and authorizing the City Manager to execute all necessary documents. **Approved**

Purchase from an Existing Contract

- (k) To approve the purchase of licensing and maintenance for JD Edwards and PeopleSoft for Technology Services in the amount of \$439,552 from Oracle America, Inc. through an existing contract; and authorizing the City Manager to execute all necessary documents. (DIR-TSO-4158) **Approved**

Approval of Change Order

- (l) To approve an increase to the current awarded contract amount of \$3,003,772 by \$67,207, for a total contract amount of \$3,070,979, for the Park Forest North & Russell Creek Water Rehabilitation, Project No. 6842, from KIK Underground, LLC for Engineering; and authorizing the City Manager to execute all necessary documents. (2018-0409-B; Change Order No. 1) **Approved**
- (m) To approve a decrease to the current awarded contract amount of \$1,441,140 by \$234,060, for a total contract amount of \$1,207,080, for Hunters Glen & Quail Creek Water Rehabilitation, Project No. 6832, from Jeske Construction Company for the Engineering Department; and authorizing the City Manager to execute all necessary documents. (2018-0247-B; Change Order No. 1) **Approved**

Approval of Request

- (n) To approve RFP No. 2015-0164-C for two additional one (1) year renewal periods for the 457 Deferred Compensation Plan, to be utilized by Human Resources, to International City Management Association Retirement Corporation (ICMA-RC), where fees associated with this agreement will be absorbed by the 457 Deferred Compensation Plan participants; and authorizing the City Manager to execute all necessary documents. **Approved**

Approval of Expenditure

- (o) To approve an expenditure for the purchase and installation of one (1) SuperVac (SVI) Command Vehicle and refurbishing the existing chassis in the estimated amount of \$989,000 from Metro Fire Apparatus Specialists, Inc. for Fleet Services to be utilized by Fire-Rescue; and authorizing the City Manager to execute all necessary documents. **Approved**

- (p) To ratify an expenditure in the amount of \$99,210 for Russell Creek Drive - Phase 1 Retaining Wall Improvements, Project No. 6519.1, from Joe Funk Construction, Inc. for Engineering; and authorizing the City Manager to execute all necessary documents. **Approved**

Approval of Contract / Agreement

- (q) To approve and authorize the First Modification to an Interlocal Agreement by and between the City of Plano, Texas and the Plano Independent School District for the operation of the Police/School Resource Officer Program; authorizing its execution by the City Manager; and providing an effective date. **Approved**
- (r) To authorize the conveyance of an Easement to Oncor Electric Service Company for the purpose of installing a transformer for improvement to the Indian Creek Lift Station; and authorizing the City Manager to execute all necessary documents. **Approved**

Adoption of Ordinances

- (s) **Ordinance No. 2019-5-3:** To repeal Ordinance No. 2018-9-4; establishing the number of certain classifications within the Police Department for fiscal year 2018-19; establishing the authorized number and effective dates of such positions for each classification; establishing a salary plan for the Police Department effective May 13, 2019; and providing a repealer clause, a severability clause and an effective date. **Adopted**
- (t) **Ordinance No. 2019-5-4:** To order a Runoff Election to be held on June 8, 2019, for the purpose of electing one Member of Council to Place No. 5 and one Member of Council to 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**
- (u) **Ordinance No. 2019-5-5:** To amend Section 12-73.1(d), Same – Specific zones, of Article IV, Speed, Chapter 12, Motor Vehicles and Traffic, of the Code of Ordinances of the City of Plano, Texas to enact school zones for summer school sessions within the city limits of the City of Plano; and providing a penalty clause, a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date. **Adopted**
- (v) **Ordinance No. 2019-5-6:** 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 establish a no stopping, standing, or parking zone on a certain section of Old Orchard Drive, 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. 2019-5-7** as requested in Zoning Case 2019-001 to amend Section 8.200 (Terms Defined) of Article 8 (Definitions), Section 14.100 (Residential Districts Use Table), and Section 14.200 (Nonresidential Districts Use Table) of Article 14 (Allowed Uses and Use Classification), Section 15.500 (Farmers Market) of Article 15 (Use-specific Regulations), and Section 16.700 (Off-Street Parking Schedule) of Article 16 (Parking and Loading) of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, a publication clause, and an effective date. **Conducted and adopted**
- (2) **Public Hearing and adoption of Ordinance No. 2019-5-8** as requested in Zoning Case 2019-003 to amend Section 10.700 (UMU, Urban Mixed-Use District) of Article 10 (Nonresidential Districts), Section 13.500 (Yard Regulations) of Article 13 (Lot and Building Standards), and Section 15.200 (Communications Antennas, Amateur and Commercial) of Article 15 (Use-specific Regulations) of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, a publication clause, and an effective date. **Conducted and 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: 5/13/2019

Department: Proclamations

Department Head:

Agenda Coordinator:

CAPTION

Proclamation: May 13 – 19, 2019 is Bike to Work Week and May 17 is Bike to Work Day in Plano.
Presented

FINANCIAL SUMMARY

FUND(S):

COMMENTS:

SUMMARY OF ITEM

Strategic Plan Goal:

Plano Tomorrow Plan Pillar:



CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 5/13/2019

Department: Proclamations

Department Head:

Agenda Coordinator:

CAPTION

Proclamation: May is Motorcycle Safety and Awareness Month and reminds us to be attentive to other vehicles on the road. **Presented**

FINANCIAL SUMMARY

FUND(S):

COMMENTS:

SUMMARY OF ITEM

Strategic Plan Goal:

Plano Tomorrow Plan Pillar:



CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 5/13/2019

Department: Proclamations

Department Head:

Agenda Coordinator:

CAPTION

Proclamation: May is Building Safety Month and highlights the importance of creating and maintaining safe buildings. **Presented**

FINANCIAL SUMMARY

FUND(S):

COMMENTS:

SUMMARY OF ITEM

Strategic Plan Goal:

Plano Tomorrow Plan Pillar:



**CITY OF PLANO
COUNCIL AGENDA ITEM**

Council Meeting Date: 5/13/2019

Department: City Secretary

Department Head:

Agenda Coordinator:

CAPTION

Civil Service Commission - Joseph Parks

FINANCIAL SUMMARY

FUND(S):

COMMENTS:

SUMMARY OF ITEM

Strategic Plan Goal:

Plano Tomorrow Plan Pillar:



CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 5/13/2019

Department: City Secretary

Department Head: Lisa Henderson

Agenda Coordinator: Lisa Henderson

CAPTION

April 8, 2019
April 22, 2019
Approved

FINANCIAL SUMMARY

Not Applicable

FUND(S):

COMMENTS:

SUMMARY OF ITEM

Strategic Plan Goal:

Financially Strong City with Service Excellence, Partnering for Community Benefit

Plano Tomorrow Plan Pillar:

Regionalism

ATTACHMENTS:

| Description | Upload Date | Type |
|-----------------------------------|-------------|---------|
| 4/8/2019 Preliminary Open Meeting | 5/8/2019 | Minutes |
| 4/8/2019 Regular Session | 5/8/2019 | Minutes |

4/22/2019 Preliminary Open Meeting
4/22/2019 Regular Session Meeting

5/8/2019 Minutes
5/8/2019 Minutes

**PLANO CITY COUNCIL
PRELIMINARY OPEN MEETING
April 8, 2019**

COUNCIL MEMBERS PRESENT

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

COUNCIL MEMBERS ABSENT

Tom Harrison

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, April 8, 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; to 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 5:50 p.m. in the Senator Florence Shapiro Council Chambers.

- **Consideration and action resulting from Executive Session discussion**
 - Personnel – Reappointment of North Texas Municipal Water District Board Member**
Upon a motion made by Mayor LaRosiliere and seconded by Mayor Pro Tem Kelley, the Council voted 7-0, to reappoint Phil Dyer to the North Texas Municipal Water District Board.
- **Personnel – Appointment of Community Relations Commission Interim Member**
Upon a motion made by Council Member Grady and seconded by Council Member Prince, the Council voted 7-0, to appoint Salim Sadruddin Virani to the Community Relations Commission as an Interim Member.
- **Environmental Waste Services Collection Service Modifications**
- **Plano Fire-Rescue Year End report**
- **Building Inspection Fee Study Presentation**

- **Consent and Regular Agendas**
Staff pulled Item J for individual consideration.
- **Council items for discussion/action on future agendas**

With no further discussion, the Preliminary Open Meeting was adjourned at 6:43 p.m.

Harry LaRosiliere, MAYOR

ATTEST:

Lisa C. Henderson, City Secretary

**PLANO CITY COUNCIL
REGULAR SESSION
April 8, 2019**

COUNCIL MEMBERS PRESENT

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

COUNCIL MEMBERS ABSENT

Tom Harrison

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, April 8, 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

Student Ministry Pastor Jeremy LeBlanc with Chase Oaks Church – Legacy Campus led the invocation and Fire-Rescue Explorer Post 215 led the Pledge of Allegiance and Texas Pledge.

Proclamations and Special Recognitions

Proclamation: Plano Super Bowl Stars Day, recognizing former Plano Senior High School Wildcats team members Rex Burkhead and Joseph Noteboom.

Proclamation: National Volunteer Week is April 7 – 13, 2019 and recognizes the impact volunteers have on their communities.

Presentation: Five teen volunteers are receiving the President's Volunteer Service Award.

Proclamation: National Crime Victims' Rights Week, honoring the rights of victims to be heard and treated fairly, April 7 – 13, 2019.

Presentation: The Plano Public Library System has once again received the Texas Municipal Library Directors Association Achievement of Library Excellence Award.

Oath of Office

Plano Housing Authority – Betty Arguello

Comments of Public Interest

No one appeared to speak.

Consent Agenda

MOTION: Upon a motion made by Council Member Grady and seconded Deputy Mayor Pro Tem Miner, the Council voted 7-0, to approve all items on the Consent Agenda, with the exception of Item “J”, as follows:

Approval of Minutes

March 25, 2019

(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. 2019-0214-B for a one-year contract for the purchase of Outside Plant Singlemode Fiber Cable for Technology Services to Millennium Communication & Electrical Products in the estimated annual amount of \$364,000 and Simba Industries in the estimated annual amount of \$23,770, for a total estimated amount of \$387,770; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “B”)

CSP No. 2019-0119-B for OSP Fiber Cabling Network, Phase I, Project No. 7074, to Gardner Telecommunications, LLC in the amount of \$1,659,447; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “C”)

RFP No. 2018-0204-C for a four-year contract with two City-optional three-year renewals for Credit Card Payment Processing Services to Fidelity Information Services, LLC in the estimated amounts of \$6,000,000 for the first four-year term, \$7,300,000 for the first optional three-year renewal, and \$11,200,000 for the second optional three-year renewal; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “D”)

Approval of Contract Modification

To approve an expenditure for the purchase of Health Care Advocacy Services for nineteen months in the estimated amount of \$199,500 from Life Account LLC dba Compass Professional Health Services for Human Resources; and authorizing the City Manager to execute all necessary documents. (Contract No. 2013-381-I; Modification No. 2) (Consent Agenda Item “E”)

Approval of Expenditure

To approve an expenditure for Construction Materials Testing Services for Carpenter Park North Athletic Field Improvements, Project No. 6935, in the amount of \$236,090 from FUGRO USA Land, Inc. for Parks and Recreation Department; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “F”)

To approve an expenditure in the amount of \$34,226 to MuniServices, LLC; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “G”)

To approve an expenditure for Construction Materials Testing Services for the Police Substation at McDermott and Robinson, Project No. 6805, in the amount of \$114,588 from Terracon Consultants, Inc. for Engineering; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “H”)

Approval of Contract / Agreement

To approve an Interlocal Cooperation Agreement by and between the City of Plano, Texas and the City of Murphy, Texas to allow employees of the City of Murphy to participate in training programs offered by the City of Plano Professional Development Center in the estimated annual receivable amount of \$3,500; and authorizing the City Manager to execute all necessary documents. (City of Plano Contract No. 2019-0213-I) (Consent Agenda Item “I”)

Adoption of Ordinances

Ordinance No. 2019-4-1: To repeal Ordinance No. 2019-3-10 and replace it with this Ordinance for the purpose of correcting a clerical error, and amending the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, so as to amend Planned Development-207-Retail on 134.5 acres of land located at the northwest corner of Shiloh Road and Renner Road, in the City of Plano, Collin County, Texas, in order to modify development standards; 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. (Consent Agenda Item “K”)

END OF CONSENT AGENDA

Resolution No. 2019-4-2(R): To approve the Investment Portfolio Summary for the quarter ended December 31, 2018; and providing an effective date. (Consent Agenda Item “J”)

MOTION: Upon a motion made by Council Member Grady and seconded by Council Member Ricciardelli, the Council voted 7-0, to approve the Investment Portfolio Summary for the quarter ended December 31, 2018; and further to adopt Resolution No. 2019-4-2(R).

Public Hearing and adoption of Ordinance No. 2019-4-3 to adopt Youth Program Standards of Care for the City of Plano; and providing a repealer clause, a severability clause, a savings clause, and an effective date. (Regular Item 1)

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 Smith and seconded by Council Member Prince, the Council voted 7-0, to adopt Youth Program Standards of Care for the City of Plano; and further to adopt Ordinance No. 2019-4-3.

With no further discussion, the Regular City Council Meeting adjourned at 7:40 p.m.

Harry LaRosiliere, MAYOR

ATTEST:

Lisa C. Henderson, City Secretary

**PLANO CITY COUNCIL
PRELIMINARY OPEN MEETING
April 22, 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 6:02 p.m.
Rick Smith

STAFF PRESENT

Bruce Glasscock, City Manager
Mark Israelson, Senior Deputy City Manager
Jim Parrish, 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 6:00 p.m., Monday, April 22, 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; and to discuss Real Estate, Section 551.072; 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 6:44 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 Civil Service Commission Interim Member**

Upon a motion made by Mayor LaRosiliere and seconded by Mayor Pro Tem Kelley, the Council voted 7-0, to appoint Joseph Parks to the Civil Service Commission as an Interim Member, as recommended by City Manager Glasscock.

- **Consent and Regular Agendas**
- **Council items for discussion/action on future agendas**

Mayor Pro Tem Kelley, seconded by Council Member Prince, requested an item be placed on a future agenda regarding Household Care Facilities.

With no further discussion, the Preliminary Open Meeting was adjourned at 6:46 p.m.

Harry LaRosiliere, MAYOR

ATTEST:

Lisa C. Henderson, City Secretary

**PLANO CITY COUNCIL
REGULAR SESSION
April 22, 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
Jim Parrish, 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, April 22, 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 Sam Fenceroy with Mt. Olive Church Plano led the invocation and My Possibilities HIPsters led the Pledge of Allegiance and Texas Pledge.

Proclamations and Special Recognitions

Proclamation: April is National Child Abuse Prevention Month.

Proclamation: April is Sexual Assault Awareness Month (SAAM).

Proclamation: Fair Housing Month and National Community Week are in April.

Proclamation: Bruce D. Glasscock Day is April 22, 2019.

Oath of Office

Community Relations Commission – Salim Virani

Comments of Public Interest

Cory Coldwell spoke to an animal attack issue.
Patricia Parker spoke to an animal attack issue.
Jean Brown spoke to property tax reform.
Matt Dixon spoke to the Mayor's Summer Internship Program.
David Evans spoke to HOME funds and grant programs.

Consent Agenda

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

Approval of Minutes

April 8, 2018
(Consent Agenda Item "A")

Approval of Expenditures

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

RFP No. 2019-0032-C for a three (3) year contract for an Information Technology Service Management (ITSM) System for Technology Services to Carahsoft Technology Corporation in the total amount of \$397,808; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item "B")

RFB No. 2019-0251-B for Concrete Sidewalk Repairs Various Locations - 2019, Project No. 7053, for Public Works Department to Jim Bowman Construction Company, L.P. in the amount of \$655,800; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item "C")

RFB No. 2019-0084-C for a four (4) year contract with two (2) City-optional one-year renewals for Aclara Star Meter Transmission Units and Related Installation Hardware to Core & Main LP in the estimated amount of \$10,157,180; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item "D")

Purchase from an Existing Contract

To approve the lease of citywide computer equipment in the estimated amount of \$3,095,079 from Dell Financial Services, L.L.C. and the purchase of services for destruction of hard drives, resale of legacy systems, and training, for an estimated amount of \$156,093, from Dell Marketing, L.P. through an existing contract; and authorizing the City Manager to execute all necessary documents. (DIR-SO-3763) (Consent Agenda Item "E")

To approve the purchase of four (4) Husqvarna FS7000 Diesel Concrete Saws for Fleet Services to be utilized by Streets and Municipal Drainage Operations in the amount of \$163,960 from Kirby-Smith Machinery, Inc. through an existing contract; and authorizing the City Manager to execute all necessary documents. (BuyBoard Contract No. 515-16) (Consent Agenda Item “F”)

To approve the purchase of one (1) Komptech Multistar XL3 Trommel Screen for Fleet Services to be utilized by Compost Operations in the amount of \$729,608 from Powerscreen Texas, Inc. through an existing contract; and authorizing the City Manager to execute all necessary documents. (BuyBoard Contract No. 515-16) (Consent Agenda Item “G”)

To approve the purchase of playground equipment for Buckhorn Park for the Parks and Recreation Department in the estimated amount of \$200,358 from Whirlix Design LLC through an existing contract; and authorizing the City Manager to execute all necessary documents. (BuyBoard Contract No. 512-16) (Consent Agenda Item “H”)

To approve the purchase of Haggard Library Furniture in the amount of \$195,105 from Wilson Office Interiors, LLC and McKinney Office Supply, Inc. through existing contracts; and authorizing the City Manager to execute all necessary documents. (TXMAS 17-7126, 11-71060 and 18-7109; TIPS 180305; Sourcewell 031715-KII and 031715-PHL; and Choice Partners 15/031CG-12) (Consent Agenda Item “I”)

Approval of Contract Modification

To ratify an increase to the current awarded contract amount of \$47,262 by \$8,016, for a total contract amount of \$55,278, for construction materials testing services at Windhaven Meadows Park from Terracon Consultants, Inc. for Parks and Recreation Department; and authorizing the City Manager to execute all necessary documents. (Project No. 6989; Contract Modification No. 1) (Consent Agenda Item “J”)

To approve the terms and conditions of a Fourth Amendment to the Communications Facilities License Agreement (Site # DX0288) by and between the City of Plano, Texas, and New Cingular Wireless, PCS, LLC, a Delaware limited liability company; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item “K”)

To approve the terms and conditions of a Fifth Amendment to Communications Facilities License (Site # DX1038) by and between the City of Plano, Texas, and New Cingular Wireless PCS, LLC, a Delaware limited liability company; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item “L”)

Approval of Contract / Agreement

To approve an Economic Development Incentive Agreement between the City of Plano, Texas, and Shutterfly, Inc., a Delaware corporation (“Company”), providing an economic development grant to the Company; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “M”)

To approve the terms and conditions of an Economic Development Incentive Agreement for Tax Rebate for calendar years 2020-2030 by and between Shutterfly, Inc., a Delaware corporation, and the City of Plano, Texas, authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item “N”)

To approve a contract made and entered into by and between the City of Plano, and Frank Phillips, the Elections Administrator of Denton County, Texas, pursuant to the authority in Subchapter D, Section 31.092 of Chapter 31, of the Texas Election Code, regarding the coordination, supervision, and running of the City's May 4, 2019 Joint General and Special Election and City Runoff Election, if necessary, in the amount of \$10,631; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “O”)

To approve an Interlocal Cooperation Agreement by and between the City of Plano and The University of Texas at Dallas, a component institution of The University of Texas System, for a Collaboration Research project for Air Quality Monitors in the amount of \$50,800 for the first year and \$24,200 for the second year, for a total of \$75,000; and authorizing the City Manager to execute all necessary documents. (City of Plano Contract No. 2019-0155-I) (Consent Agenda Item “P”)

To approve and authorize the First Amended and Restated Interlocal Cooperation Agreement by and between the City of Plano and City of Richardson to provide basic police officer training; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “Q”)

Adoption of Resolutions

Resolution No. 2019-4-4(R): To repeal Resolution No. 2014-4-7(R) and replace it with a new Water Management Plan for the City of Plano, Texas, to promote responsible use of water and to provide for best management practices resulting in on-going, long term water savings; authorizing its execution by the City Manager; and providing an effective date. (Consent Agenda Item “R”)

Resolution No. 2019-4-5(R): To authorize continued participation with the Steering Committee of Cities Served by Oncor; and authorizing the payment of eight cents (\$0.08) per capita to the Steering Committee to fund regulatory and legal proceedings and activities related to Oncor Electric Delivery Company, LLC; and providing an effective date. (Consent Agenda Item “S”)

Resolution No. 2019-4-6(R): To find that Oncor Electric Delivery Company LLC’s (“Oncor”) application for approval of Distribution Cost Recovery Factor pursuant to 16 Administrative Code §25.243 to increase distribution rates within the City should be denied; finding that the City’s reasonable rate case expenses shall be reimbursed by Oncor; finding that the meeting at which this Resolution is passed is open to the public as required by law; requiring notice of this Resolution to Oncor and legal counsel; and providing an effective date. (Consent Agenda Item “T”)

Adoption of Ordinances

Ordinance No. 2019-4-7: To repeal and replace Sections 21-53 through 21-60.2 of Article II, Division 4, Drought and Emergency Response Plan, of Chapter 21, Utilities of the Code of Ordinances of the City of Plano to identify the authority of the City to declare drought and emergency stages and applicable requirements, correct errors and inconsistencies, and providing a penalty clause, a savings clause, a severability clause, a repealer clause, a publication clause and an effective date. (Consent Agenda Item “U”)

Ordinance No. 2019-4-8: To amend Section 21-51, Waste water prohibited, and Section 21-52, Fugitive water flow prohibited, of Article II, Water, of Chapter 21, Utilities, of the Code of Ordinances of the City of Plano to prohibit watering during the hours of 10:00 a.m. to 6:00 p.m. during the months of April through October; and prohibit watering that results in the formation of ice on streets, alleys or sidewalks, and providing a penalty clause; a repealer clause; a severability clause; a publication clause; a savings clause and an effective date. (Consent Agenda Item “V”)

Ordinance No. 2019-4-9: To amend the existing Building Inspections Department Fee Schedule to provide City Services and Programs; repealing all previous Fee Schedules and charges for services listed in the Building Inspections Department Fee Schedule and providing a repealer clause, a severability clause, and an effective date. (Consent Agenda Item “W”)

Ordinance No. 2019-4-10: To amend Section 12-101, Prohibited on certain streets at all times, 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 establish a no stopping, standing, or parking zone on a certain section of Lakebrook Drive, within the city limits of the City of Plano; and providing a penalty clause, a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date. (Consent Agenda Item “X”)

Ordinance No. 2019-4-11: To abandon all right, title and interest of the City, in and to a portion of that 15 foot Water Line Easement, located in the City of Plano, Collin County, Texas, a part of the Hugh N. Thompson Survey, Abstract Number 896, and being a part of Block A, Lot 2, Legacy Town Center North No. 2, an addition to the City of Plano as recorded in Volume 2007, Page 211, Official Plat Records of Collin County, Texas, and being a part of that called 5.2044 acre tract of land described in deed to Red Spur, LLC as recorded in Document Number 20171115001521950, Official Public Records of Collin County, Texas, and also being a part of that 15 foot wide water line easement to the City of Plano as recorded in Volume 4167, Page 380, Official Public Records of Collin County, Texas; quitclaiming all right, title and interest of the City in such easement to the owner of the property underlying the easement, Red Spur LLC, to the extent of its interest; authorizing the City Manager to execute any documents deemed necessary; and providing an effective date. (Consent Agenda Item “Y”)

END OF CONSENT AGENDA

Public Hearing and consideration of a request to waive the fifty (50) foot maximum height requirement for the construction of a flagpole, as required by Code of Ordinances Chapter 6, Article XII, Division 6, Section 6-501(a), to allow a flagpole to exceed the fifty (50) foot height requirement by 30 feet for an overall height of 80 feet to be located at 4641 Hedgcoxe Road, Plano, Texas. Applicant: Service First (Regular Item 1)

Nathan Pruski, the applicant, spoke to the request. 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 Prince and seconded by Council Member Grady, the Council voted 8-0, to waive the fifty (50) foot maximum height requirement for the construction of a flagpole, as required by Code of Ordinances Chapter 6, Article XII, Division 6, Section 6-501(a), to allow a flagpole to exceed the fifty (50) foot height requirement by 30 feet for an overall height of 80 feet to be located at 4641 Hedgcoxe Road, Plano, Texas with the restriction flag pole use only.

Public Hearing and adoption of Ordinance No. 2019-4-12 as requested in Zoning Case 2019-002 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, granting Specific Use Permits No. 100 for Neighborhood Theater and No. 101 for Dance, Gymnastics and/or Martial Arts Studio on 0.1 acre of land located 188 feet south of Summit Avenue and 208 feet east of N Avenue, in the City of Plano, Collin County, Texas, presently zoned Light Industrial-1; 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: Remington Summit, LLC (Regular Item 2)

Mike Dimascio, the applicant, spoke to the project. Mayor LaRosiliere opened the public hearing. Jamey Jamison and John Stafford spoke in support of the project. Mayor LaRosiliere closed the public hearing.

MOTION: Upon a motion made by Council Member Ricciardelli and seconded by Council Member Harrison, the Council voted 8-0, to grant Specific Use Permits No. 100 for Neighborhood Theater and No. 101 for Dance, Gymnastics and/or Martial Arts Studio on 0.1 acre of land located 188 feet south of Summit Avenue and 208 feet east of N Avenue, in the City of Plano, Collin County, Texas, presently zoned Light Industrial-1; and further to adopt Ordinance No. 2019-4-12.

The Council took a brief recess at 8:14 p.m. and reconvened at 8:24 p.m.

Public Hearing and adoption of Ordinance No. 2019-4-13 as requested in Zoning Case 2018-034 to amend the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, so as to rezone 103.6 acres of land located on the east side of Alma Drive, 760 feet south of 15th Street in the City of Plano, Collin County, Texas, from Corridor Commercial with Specific Use Permits No. 588 for Arcade and No. 621 for Day Care Center to Urban Mixed-Use-3 and rescinding Specific Use Permits No. 588 for Arcade and No. 621 for Day Care Center; 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. Applicants: MM CCM 48M, LLC; JC Penney Company, Inc.; and National Retail Properties, LP (Regular Item 3)

Sean Terry and Ralph Bush, representing the applicant, spoke to the project. Mayor LaRosiliere opened the public hearing. Ed Kaminsky, Cathie Stanford Alexander, and Bill Dostalík spoke in opposition of the project. Jim Cooper, Jon Hetzel, LaMonte Thomas, Warren Casteel, Ryan Dry, Steve Lavine, Tracy Dry, Robert Miller, Janet Miller, and John Stafford spoke in support of the project. Mike Thompson spoke in support but advised the council of additional senior housing in close proximity to the project. Mayor LaRosiliere closed the public hearing. Additionally, 21 individuals registered an opinion in support of the project, but did not wish to speak.

MOTION: Upon a motion made by Deputy Mayor Pro Tem Miner and seconded by Council Member Prince, the Council voted 8-0, to rezone 103.6 acres of land located on the east side of Alma Drive, 760 feet south of 15th Street in the City of Plano, Collin County, Texas, from Corridor Commercial with Specific Use Permits No. 588 for Arcade and No. 621 for Day Care Center to Urban Mixed-Use-3 and rescinding Specific Use Permits No. 588 for Arcade and No. 621 for Day Care Center;; and further to adopt Ordinance No. 2019-4-13.

Second Reading and adoption of Ordinance No. 2019-4-14 to amend Ordinance No. 2003-12-12 as amended, which grants a Franchise to Oncor Electric Delivery Company LLC, by reinstating and extending the term and providing for its renewal; further providing that this Ordinance is cumulative; finding and determining that the meeting at which this Ordinance is adopted is open to the public as required by law; providing a severability clause; providing a savings clause; providing for publication; providing an effective date; and providing for acceptance by Oncor Electric Delivery Company LLC. (First reading held March 19, 2019.) (Regular Item 4)

MOTION: Upon a motion made by Mayor Pro Tem Kelley and seconded by Council Member Prince, the Council voted 8-0, to amend Ordinance No. 2003-12-12 as amended, which grants a Franchise to Oncor Electric Delivery Company LLC, by reinstating and extending the term and providing for its renewal; further providing that this Ordinance is cumulative; finding and determining that the meeting at which this Ordinance is adopted is open to the public as required by law; and further to adopt Ordinance No. 2019-4-14.

Consideration of naming the 7.1 acre park site located on the west side of Communications Parkway and north of Legacy Drive, Bruce Glasscock Park. (Regular Item 5)

Former City Manager Tom Muehlenbeck spoke to City Manager Glasscock's accomplishments during his tenure.

MOTION: Upon a motion made by Mayor LaRosiliere and seconded by all remaining Council Members, the Council voted 8-0, to name the 7.1 acre park site located on the west side of Communications Parkway and north of Legacy Drive, Bruce Glasscock Park.

With no further discussion, the Regular City Council Meeting adjourned at 9:47 p.m.

Harry LaRosiliere, MAYOR

ATTEST:

Lisa C. Henderson, City Secretary



CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 5/13/2019

Department: Technology Services

Department Head: Chris Chiancone

Agenda Coordinator: Sharron Mason - Ext. 7247

CAPTION

RFP No. 2018-0004-C for a one (1) year contract with four (4) City optional renewals for the purchase of Data Discovery, Classification, and Access Auditing Software for Technology Services to Freeit Data Solutions, Inc. in the total amount of \$566,310; and authorizing the City Manager to execute all necessary documents. **Approved**

FINANCIAL SUMMARY

Operating Expense, CIP

| FISCAL YEAR: | FY 2018-19 thru 2022-23 | Prior Year (CIP Only) | Current Year | Future Years | TOTALS |
|----------------------------|----------------------------|--------------------------|-----------------|-----------------|-----------------|
| Budget | | 0 | 296,850 | 269,460 | 566,310 |
| Encumbered/Expended Amount | | 0 | 0 | 0 | 0 |
| This Item | | 0 | -296,850 | -269,460 | -566,310 |
| BALANCE | | 0 | 0 | 0 | 0 |

FUND(S): Technology Improvements CIP & Technology Services

COMMENTS: This request is to award a one-year contract with four (4) City optional renewals for support and maintenance. Funding for this item is available in the 2018-19 Technology Improvements CIP Fund in the estimated amount of \$296,850 to purchase Data Classification and Governance software from Freeit Data Solutions. Funding for future year expenditures are available in the Technology Services Fund in the annual amount of \$67,365 for the 2019-20 through 2022-23 Budgets. All future year expenditures will occur within council approved appropriations.

SUMMARY OF ITEM

See Recommendation of Award Memo

Strategic Plan Goal:

Financially Strong City with Service Excellence

Plano Tomorrow Plan Pillar:

ATTACHMENTS:

| Description | Upload Date | Type |
|---------------------|-------------|-----------|
| Recommendation Memo | 5/2/2019 | Memo |
| RFP Recap | 5/2/2019 | RFP Recap |

Date: April 16, 2019

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

From: Chris Chiancone, Chief Information Officer
Chris Edwards, Enterprise Architect

Subject: 2018-0004-C Data Discovery, Classification, and Access Auditing Software

As we continue to modernize and improve our environment, data governance, and protection of data is of the utmost importance. With millions of files, across dozens of departments, thousands of user shares, as well as cloud-hosted file locations such as SharePoint Online and OneDrive for Business; it is an impossible task for administrators to know what types of data exists in all areas at all times without an automated platform that monitors and controls it. The Netwrix platform does just this; it scans and monitors all unstructured data so that it can be tagged with classifications such as CJIS for sensitive Police case files, Personally Identifiable Information (PII) for HR or legal records, and HIPAA for health-related data, etc. In addition to identifying the locations of sensitive or regulated files, this solution will also determine levels of access to those files and make recommendations or automate the remediation of too broad of access to sensitive raw data. Compromised accounts can also lead to data leaks or attacks on data based on the user's level of access. This solution will also learn user behaviors and alert and block access to files if a user begins accessing large amounts of data at once such as a ransomware style attack. This level of protection is crucial in today's ransomware rich landscape where State and Local governments continue to be prime targets of hackers.

Following the City's process, an RFP was issued for a software solution that will discover and classify data that should be protected and will audit the use of such data. This solution should perform a complete lifecycle of document classification from ingestion through compression, with the ability to interface into common document creation platforms and SharePoint. The need of the City is for the solution to support all areas of content discovery and migration, optical character recognition, compliance, security and privacy, redaction, transformation, and classification. The City's evaluation team reviewed each component of the RFP, and evaluated the respondents on:

| | |
|---------------------------|------------|
| <u>Technical Approach</u> | <u>10%</u> |
| Testing | |
| Training | |
| Documentation | |
| Support and Maintenance | |
| <u>Qualifications</u> | <u>10%</u> |
| References | |
| <u>Solution</u> | <u>40%</u> |
| Tools | |
| Data Discovery | |
| Data Classification | |
| Notifications | |
| Reporting | |
| <u>Cost</u> | <u>40%</u> |

Technology Services recommends the award of RFP 2018-0004-C for Data Discovery, Classification, and Access Auditing Software to Freeit Data Solutions, Inc. The total value of this procurement is \$566,310 which includes maintenance for \$67,365 for the Netwrix platform.

The pricing submitted in the Best and Final offer increased from the initial proposed pricing, due to an increase in the number of Office 365 user licenses. This was an increase the City did not have at the release of the RFP. The City also requested an option for subscription vs perpetual based pricing in the Best and Final request; however, the more cost effective pricing for the City's use case is to go with the perpetual license model, which includes a value add for cloud locations such as Sharepoint Online and OneDrive for Business. The Netwrix solution is also the only solution proposed that is certified to work with our primary unstructured data storage solution in a General Availability (GA) released version. All other proposers were offering to either custom develop or have the City use a beta version of their software which could be problematic.

Payments will be made on an annual basis as detailed below:

| | |
|---------|---------------------------|
| Year 1: | \$296,850 perpetual total |
| Year 2: | \$67,365 |
| Year 3: | \$67,365 |
| Year 4: | \$67,365 |
| Year 5: | \$67,365 |

If not awarded, the City will continue to struggle to maintain control of unstructured data across the environment and be at higher risk of attacks and regulatory breaches in the event of compromised user credentials.

CITY OF PLANO

RFP No.: 2018-0004-C
RFP for Data Discovery, Classification, and Access Auditing Software
RFP RECAP

RFP Opening Date/Time: Tuesday, September 18, 2018@ 3:00 p.m. (CDT)

Number of Vendors Notified: 16,887

Vendors Submitting "No Bids": None

Number of Proposals Considered: 3

Estimated Overall Cost:

| | |
|-----------------------------|--------------|
| EST Group, LLC | \$385,679.78 |
| Freeit Data Solutions, Inc. | \$420,500 |
| Spirion, LLC | \$475,816 |
| BCS Systems, Inc. | \$823,000 |

Recommended Vendor(s):

Freeit Data Solutions, Inc. BAFO in the total amount of \$566,310.

I certify that the above includes all firms contacted to bid and that replies are exactly as stated.

Sharron Mason

Sharron Mason
Sr. Buyer

April 9, 2019

Date

CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 5/13/2019

Department: Public Works

Department Head: Gerald Cosgrove

Agenda Coordinator: Shawn Breen

CAPTION

RFB No. 2019-0306-P for the initial term of \$1,376,368 or two (2) years, whichever occurs first, with two (2) City optional renewals, for the Concrete Sidewalk Requirements Contract East - 2019, Project No. 7109, for Public Works Department to Ratliff Hardscape, Ltd. in the amount of \$1,376,368 for each term; and authorizing the City Manager to execute all necessary documents. **Approved**

FINANCIAL SUMMARY

CIP

| FISCAL YEAR: | 2018-19, 2019-20, 2020-21, 2021-2022 | Prior Year (CIP Only) | Current Year | Future Years | TOTALS |
|----------------------------|--------------------------------------|-----------------------|--------------|--------------|-------------------|
| Budget | | 3,577,202 | 2,410,798 | 25,250,000 | 31,238,000 |
| Encumbered/Expended Amount | | -3,577,202 | -3,812,513 | | -7,389,715 |
| This Item | | 0 | -344,368 | -3,784,736 | -4,129,104 |
| BALANCE | | 0 | -1,746,083 | 21,465,264 | 19,719,181 |

FUND(S): Capital Maintenance Fund

COMMENTS: Funding is available for this item in the 2018-19 Capital Maintenance Fund Budget and is expected in 2019-20, 2020-21 and 2021-22 as well. The construction contract for the Concrete sidewalk maintenance project, in the amount of \$4,129,104, will leave a balance of \$19,719,181 available for future expenditures on the repair and replacement of residential streets, alleys and sidewalks. The additional funds of \$1,746,083 for this current fiscal year will be covered from other Street Capital Maintenance Fund projects.

SUMMARY OF ITEM

Public Works Department recommends the bid for the Concrete Sidewalk Requirements Contract East - 2019 Project be awarded to Ratliff Hardscape, Ltd., in the amount of \$1,376,367.75, be accepted as the

lowest responsible bid for the project conditioned upon timely execution of all necessary documents.

The project involves the repair of 100,000 SF of concrete sidewalk at various locations throughout the City of Plano, generally east of Independence Parkway.

If not awarded by Council, the planned repairs could lead to unsafe conditions throughout the City of Plano, generally east of Independence Parkway.

Engineer's estimate for this project is \$1,440,000.

Strategic Plan Goal:

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

Plano Tomorrow Plan Pillar:

Built Environment, Social Environment

ATTACHMENTS:

| Description | Upload Date | Type |
|--------------|-------------|-----------|
| Bid Recap | 4/19/2019 | Bid Recap |
| Location Map | 4/19/2019 | Map |

CITY OF PLANO

Bid No. 2019-0306-P

Concrete Sidewalk Requirements Contract East - 2019

Project No. 7109

Bid Recap

Bid opening Date/Time: April 9, 2019 @ 10:30 AM

Number of Vendors Notified: 2134

Vendors Submitting "No Bids": 0

Number of Bids Submitted: 8

Number of Bids Submitted Non-responsive: 0

| <u>Vendor Name</u> | <u>Total Base Bid</u> |
|-------------------------------------|------------------------------|
| Ratliff Hardscape, Ltd. | \$1,376,367.75 |
| Cidrax Texas LLC | \$1,400,400.00 |
| Jim Bowman Construction Company, LP | \$1,492,751.00 |
| Advance Contracting Group | \$1,520,750.00 |
| HQS Construction LLC | \$1,551,750.00 |
| Urban Infraconstruction LLC | \$1,570,150.00 |
| FNH Construction LLC | \$1,779,250.00 |
| Arreguin Group Inc. | \$1,987,850.00 |

Recommended Vendor(s):

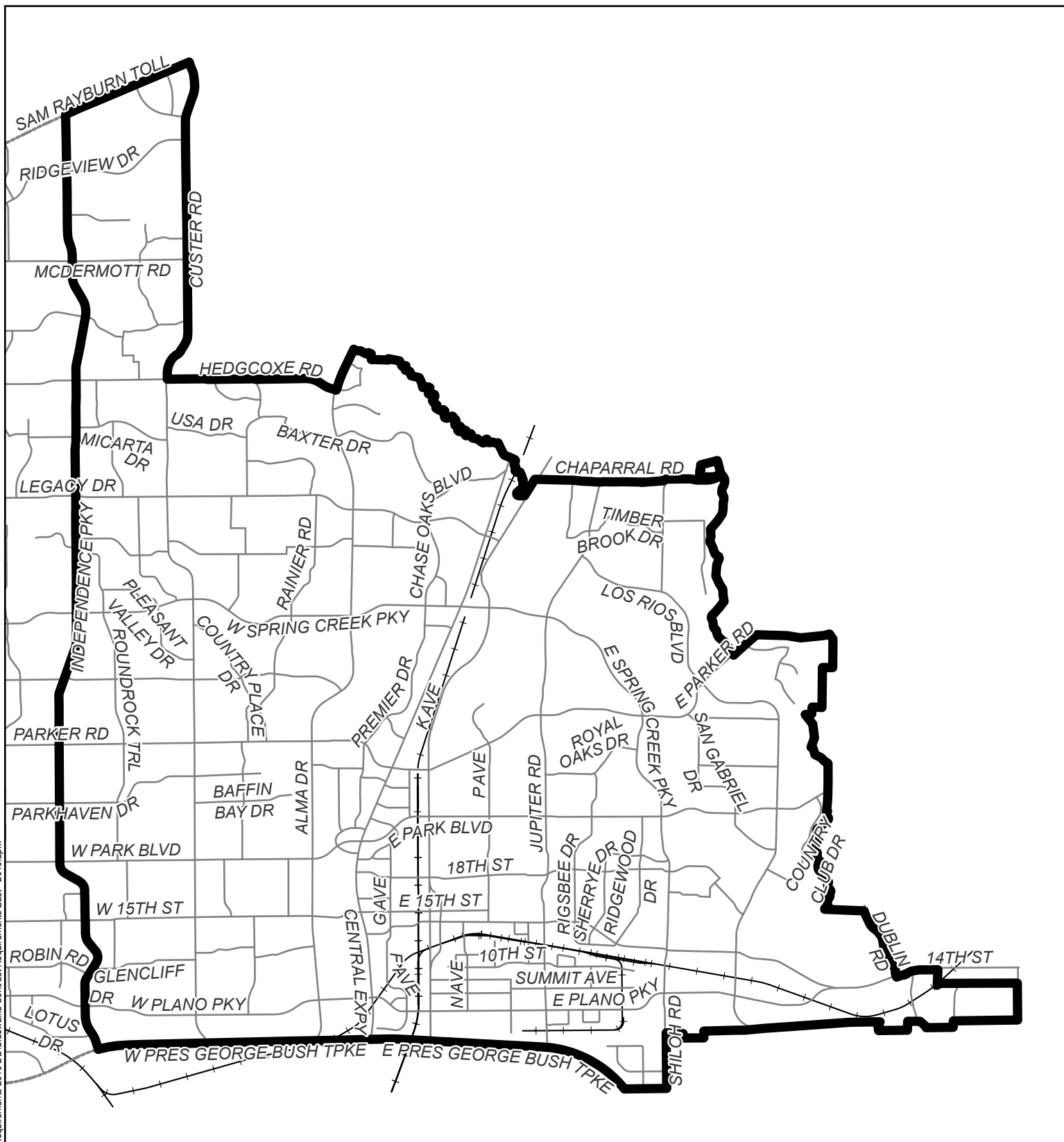
| | |
|-------------------------|----------------|
| Ratliff Hardscape, Ltd. | \$1,376,367.75 |
|-------------------------|----------------|

Nancy Corwin

Nancy Corwin, Buyer

April 9, 2019

Date



0 2,500 5,000

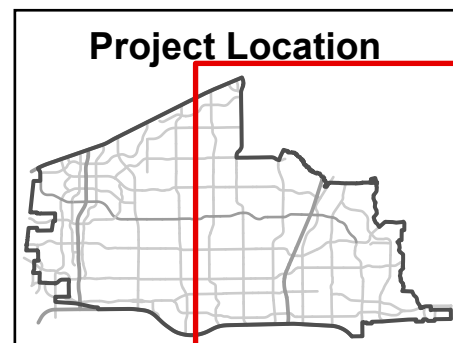


City of Plano BI-GIS Division
February 2019

Sidewalks Contract Requirements East - 2019

Project No. 7109

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CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 5/13/2019

Department: Public Works

Department Head: Gerald Cosgrove

Agenda Coordinator: Shawn Breen

CAPTION

RFB No. 2019-0327-P for the initial term of \$1,677,733 or two (2) years, whichever occurs first, with two (2) City optional renewals, for the Arterial Pavement Maintenance Requirements Contract - Minor Repairs V, Project No. 7112, for Public Works Department to Jerusalem Corporation in the amount of \$1,677,733 for each term; and authorizing the City Manager to execute all necessary documents. **Approved**

FINANCIAL SUMMARY

CIP

| FISCAL YEAR: | 2018-19, 2019-20, 2020-21, 2021-22 | Prior Year (CIP Only) | Current Year | Future Years | TOTALS |
|----------------------------|------------------------------------|-----------------------|--------------|--------------|-------------------|
| Budget | | 405,029 | 7,533,671 | 15,625,000 | 23,563,700 |
| Encumbered/Expended Amount | | -405,029 | -1,089,663 | 0 | -1,494,692 |
| This Item | | 0 | -377,733 | -4,655,466 | -5,033,199 |
| BALANCE | | 0 | 6,066,275 | 10,969,534 | 17,035,809 |

FUND(S): Capital Maintenance Fund

COMMENTS: Funding is available for this item in the 2018-19 Capital Maintenance Fund budget and is expected in 2019-20, 2020-21 and 2021-22 as well. The construction contract for Arterial Pavement Repair project, in the amount of \$377,733, will leave a balance of \$17,035,809 available for future expenditures related to arterial street and sidewalk repairs.

SUMMARY OF ITEM

Public Works Department recommends the bid for the Arterial Pavement Maintenance Requirements Contract - Minor Repairs V Project be awarded to Jerusalem Corporation, in the amount of \$1,677,733.00, be accepted as the lowest responsible bid for the project conditioned upon timely

execution of all necessary documents.

This project involves the repair of 18,200 SY of arterial concrete pavement at various locations throughout the City of Plano.

If not awarded by Council, the planned repairs would remain undone and lead to potentially unsafe arterial concrete pavement conditions at various locations, throughout the City of Plano.

Engineer's estimate for this project is \$1,960,000.

Strategic Plan Goal:

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

Plano Tomorrow Plan Pillar:

Built Environment

ATTACHMENTS:

| Description | Upload Date | Type |
|-------------|-------------|-----------|
| Bid Recap | 4/25/2019 | Agreement |

CITY OF PLANO

Bid No. 2019-0327-P

**RFB for Arterial Pavement Maintenance Requirements Contract—Minor
Repairs V
Project No. 7112
Bid Recap**

Bid opening Date/Time: April 9, 2019 @ 11:00 AM

Number of Vendors Notified: 3204

Vendors Submitting “No Bids”: 0

Number of Bids Submitted: 6

Number of Bids Submitted Non-responsive: 0

| <u>Vendor Name</u> | <u>Total Base Bid</u> |
|-------------------------------------|------------------------------|
| Jerusalem Corporation | \$1,677,733.00 |
| Jim Bowman Construction Company, LP | \$1,790,215.00 |
| Urban Infraconstruction LLC | \$1,841,190.00 |
| Advance Contracting Group | \$1,895,300.00 |
| FNH Construction LLC | \$2,002,400.00 |
| HQS Construction LLC | \$2,145,600.00 |

Recommended Vendor(s):

| | |
|-----------------------|----------------|
| Jerusalem Corporation | \$1,677,733.00 |
|-----------------------|----------------|

Nancy Corwin

Nancy Corwin, Buyer

April 9, 2019

Date



CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 5/13/2019

Department: Public Works

Department Head: Gerald Cosgrove

Agenda Coordinator: Shawn Breen

CAPTION

RFB No. 2019-0266-P for the initial term of \$1,821,765 or two (2) years, whichever occurs first, with two (2) City optional renewals, for the Residential Concrete Pavement Maintenance Requirements - 2019, Project No. 7088, for Public Works Department to Urban Infraconstruction LLC in the amount of \$1,821,765 for each term; and authorizing the City Manager to execute all necessary documents. **Approved**

FINANCIAL SUMMARY

CIP

| FISCAL YEAR: | 2018-19, 2019-20, 2020-21, 2021-2022 | Prior Year (CIP Only) | Current Year | Future Years | TOTALS |
|----------------------------|--------------------------------------|-----------------------|--------------|--------------|--------------------|
| Budget | | 15,337,645 | 11,650,000 | 24,125,000 | 51,112,645 |
| Encumbered/Expended Amount | | -15,337,645 | -10,923,918 | | -26,261,563 |
| This Item | | 0 | -540,000 | -4,925,295 | -5,465,295 |
| BALANCE | | 0 | 186,082 | 19,199,705 | 19,385,787 |

FUND(S): Capital Maintenance Fund

COMMENTS: Funding is available for this item in the 2018-19 Capital Maintenance Fund Budget and is expected in 2019-20, 2020-21 and 2021-22 as well. The construction contract for the Residential Concrete maintenance project, in the amount of \$5,465,295, will leave a balance of \$19,385,787 available for future expenditures on the repair and replacement of residential streets, alleys and sidewalks.

SUMMARY OF ITEM

Public Works Department recommends the bid for the Residential Concrete Pavement Maintenance Requirements - 2019 Project be awarded to Urban Infraconstruction LLC, in the amount of \$1,821,765.00, be accepted as the lowest responsible bid for the project conditioned upon timely execution of all necessary documents.

This project involves the repair of 19,500 square yards of residential concrete street and alley repairs, 12,000 square feet of sidewalk repairs and the repair of 46 barrier free ramps at various residential locations throughout the City of Plano.

If this project is not awarded by Council, these repairs would leave the areas in an unsafe condition.

Engineer's estimate for this project is \$2,030,000.

Strategic Plan Goal:

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

Plano Tomorrow Plan Pillar:

Built Environment, Social Environment

ATTACHMENTS:

| Description | Upload Date | Type |
|-------------|-------------|-----------|
| Bid Recap | 4/18/2019 | Bid Recap |

CITY OF PLANO

Bid No. 2019-0266-P

Residential Concrete Pavement Maintenance Requirements - 2019 Project No. 7088 Bid Recap

Bid opening Date/Time: March 18, 2019 @ 10:30 AM

Number of Vendors Notified: 2083

Vendors Submitting "No Bids": 0

Number of Bids Submitted: 11

Number of Bids Submitted Non-responsive: 0

| <u>Vendor Name</u> | <u>Total Base Bid</u> |
|------------------------------------|------------------------------|
| Urban Infraconstruction LLC | \$1,821,765.00 |
| Advance Contracting Group | \$1,827,300.00 |
| Jim Bowman Construction Company LP | \$1,855,554.00 |
| Jerusalem Corporation | \$1,899,773.00 |
| HQS Construction LLC | \$1,936,700.00 |
| Arreguin Group, Inc. | \$2,124,800.00 |
| FNH Construction LLC | \$2,146,775.00 |
| Cidrax Texas LLC | \$2,268,400.00 |
| BMFB Concrete Contractor | \$2,368,625.00 |
| Quick Set Concrete Inc. | \$2,397,700.00 |
| Joe Funk Construction | \$2,964,075.00 |

Recommended Vendor(s):

| | |
|-----------------------------|----------------|
| Urban Infraconstruction LLC | \$1,821,765.00 |
|-----------------------------|----------------|

Nancy Corwin

Nancy Corwin, Buyer

March 18, 2019

Date



CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 5/13/2019

Department: Public Works

Department Head: Gerald Cosgrove

Agenda Coordinator: Shawn Breen

CAPTION

RFB No. 2019-0305-B for Arterial Pavement Repair Parker Road - Custer Road to K Avenue, Project No. 7011, for Public Works Department to Urban Infraconstruction LLC in the amount of \$3,801,025; 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 | | 405,029 | 7,533,671 | 3,625,000 | 11,563,700 |
| Encumbered/Expended Amount | | -405,029 | -1,089,663 | 0 | -1,494,692 |
| This Item | | 0 | -950,000 | -2,851,025 | -3,801,025 |
| BALANCE | | 0 | 5,494,008 | 773,975 | 6,267,983 |

FUND(S): Capital Maintenance Fund

COMMENTS: Funding is available for this item in the 2018-19 Capital Maintenance Fund budget. The construction contract for Arterial Pavement Repair Parker Road project, in the amount of \$3,801,025, will leave a balance of \$6,267,983 available for future expenditures related to arterial street and sidewalk repairs.

SUMMARY OF ITEM

Public Works Department recommends the bid for the Arterial Pavement Repair Parker Road - Custer Road to K Avenue Project to Urban Infraconstruction LLC, in the amount of \$3,801,025.00 be accepted as the lowest responsible bid for the project conditioned upon timely execution of all necessary documents.

This project involves the repair of 31,500 square yards of arterial concrete, 42,000 square feet of sidewalk repair and the repair of 128 barrier free ramps, all on Parker Road between Custer Road and K Avenue.

If not awarded by council, these areas would not be repaired and remain in an unsafe condition.

Engineer's estimate for this project is \$3,980,000.

Strategic Plan Goal:

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

Plano Tomorrow Plan Pillar:

Built Environment

ATTACHMENTS:

| Description | Upload Date | Type |
|--------------|-------------|-----------|
| Bid Recap | 4/18/2019 | Bid Recap |
| Location Map | 4/18/2019 | Map |

CITY OF PLANO

Bid No. 2019-0305-B

**RFB for Arterial Pavement Repair Parker Road – Custer Road to
K Avenue
Project No. 7011
Bid Recap**

Bid opening Date/Time: April 2, 2019 @ 10:30 AM

Number of Vendors Notified: 2081

Vendors Submitting “No Bids”: 0

Number of Bids Submitted: 6

Number of Bids Submitted Non-responsive: 0

| <u>Vendor Name</u> | <u>Total Base Bid</u> |
|------------------------------------|------------------------------|
| Urban Infraconstruction LLC | \$3,801,025.00 |
| Jim Bowman Construction Company LP | \$3,838,100.00 |
| Jerusalem Corporation | \$3,877,737.00 |
| FNH Construction LLC | \$4,154,200.00 |
| XIT Paving & Construction, Inc. | \$4,270,525.00 |
| Pavecon | \$4,393,179.30 |

Recommended Vendor(s):

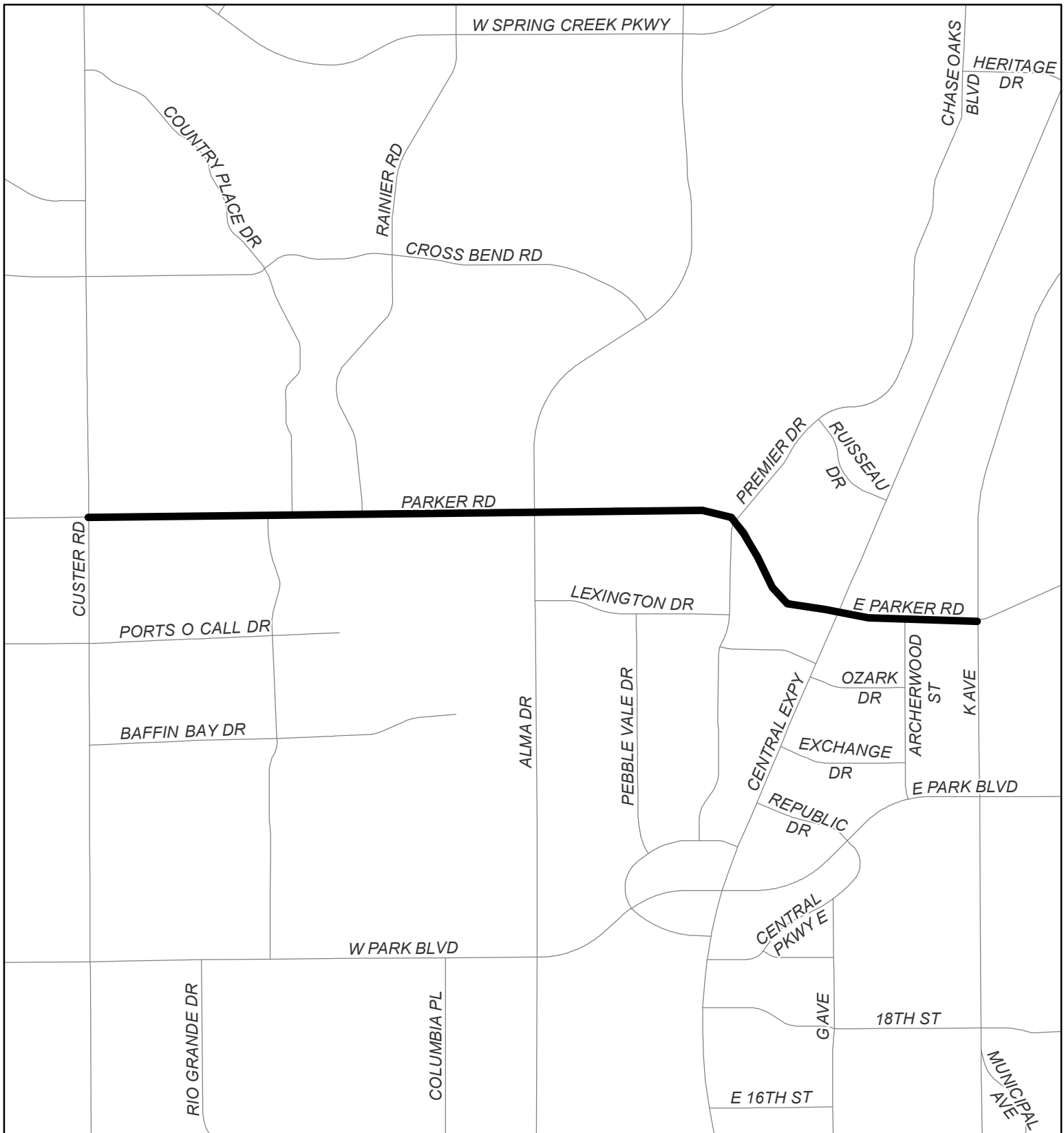
| | |
|-----------------------------|----------------|
| Urban Infraconstruction LLC | \$3,801,025.00 |
|-----------------------------|----------------|

Nancy Corwin

Nancy Corwin, Buyer

April 2, 2019

Date



0 700 1,400
Feet

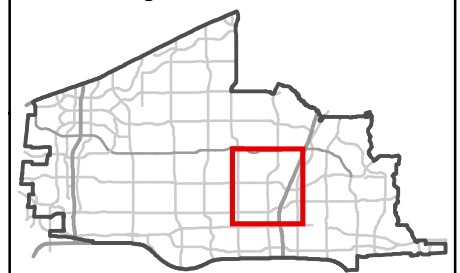
Arterial Pavement Repair Parker Road - Custer Road to K Avenue

Project No.7011



City of Plano BI-GIS Division
April 2019

Project Location





CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 5/13/2019

Department: Parks

Department Head: Robin Reeves

Agenda Coordinator: Dave Leong x7251

CAPTION

RFB No. 2018-0474-B for McDermott Living Screen Replacement, Project No. 6978, for the Parks and Recreation Department to SRH Landscapes LLC in the amount of \$122,941; 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 | 7,500 | 585,949 | 340,000 | 933,449 |
| Encumbered/Expended Amount | -7,500 | -2,000 | 0 | -9,500 |
| This Item | 0 | -122,941 | 0 | -122,941 |
| Balance | 0 | 461,008 | 340,000 | 801,008 |

FUND(S): Capital Maintenance Fund

COMMENTS: Funding for this item is available in the 2018-19 Capital Maintenance Fund budget. Living Screen Replacement along McDermott Road, in the amount of \$122,941, will leave a current year balance of \$461,008 available for other living screen replacements or other park projects in the Capital Maintenance Fund.

SUMMARY OF ITEM

The Parks and Recreation Department accepted bids on April 4, 2019, for the McDermott Living Screen

Replacement, Project 6978. The project includes replacing existing living screen that is dying. This project will ensure compliance with City of Plano ordinance that requires screening for single family homes backing to arterial roads. The project is located from 2509 thru 2713 McDermott Road. The project includes the removal and replacing of concrete mow strips, shrubs, trees, and irrigation system.

The lowest responsive and responsible bid was submitted by SRH Landscapes LLC, in the amount of \$122,941. There were a total of 16,223 vendors notified of this project. Eight (8) complete bids were received for the project as shown in the attached bid recap.

If this project is not awarded, the continued degradation of existing living screen will further expose the back of homes. Privacy for the citizens living behind the existing living screen is already compromised and will only deteriorate further without renovation.

Strategic Plan Goal:

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

Plano Tomorrow Plan Pillar:

Built Environment, Natural Environment

ATTACHMENTS:

| Description | Upload Date | Type |
|--------------|-------------|-----------|
| Bid Recap | 4/29/2019 | Bid Recap |
| Location Map | 4/29/2019 | Map |

CITY OF PLANO

RFB CIP

Bid No. 2018-0474-B

McDermott Living Screen Replacement

Project No. 6978

Bid Recap

Bid Opening Date/Time: April 4, 2019 @ 12:30 PM (CST)

Number of Vendors Notified: 16,223

Vendors Submitting "No Bids": 0

Number of Non-Responsive Bids Submitted: 0

Number of Responsive Bids Submitted: 8

| <u>Vendor:</u> | <u>Total Bid</u> |
|---------------------------------|-------------------------|
| AALC, Inc. | \$ 148,150.00 |
| C Green Scaping | \$ 187,385.00 |
| Central North Construction, LLC | \$ 195,830.00 |
| Dyna-Mist | \$ 187,341.75 |
| Green Mound | \$ 164,517.00 |
| JB & Co | \$ 212,619.75 |
| Wall Enterprises | \$ 156,509.45 |
| SRH Landscapes LLC | \$ 122,940.67 |

Recommended Vendor:

SRH Landscapes LLC \$ 122,940.67

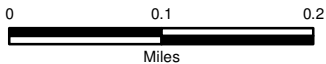
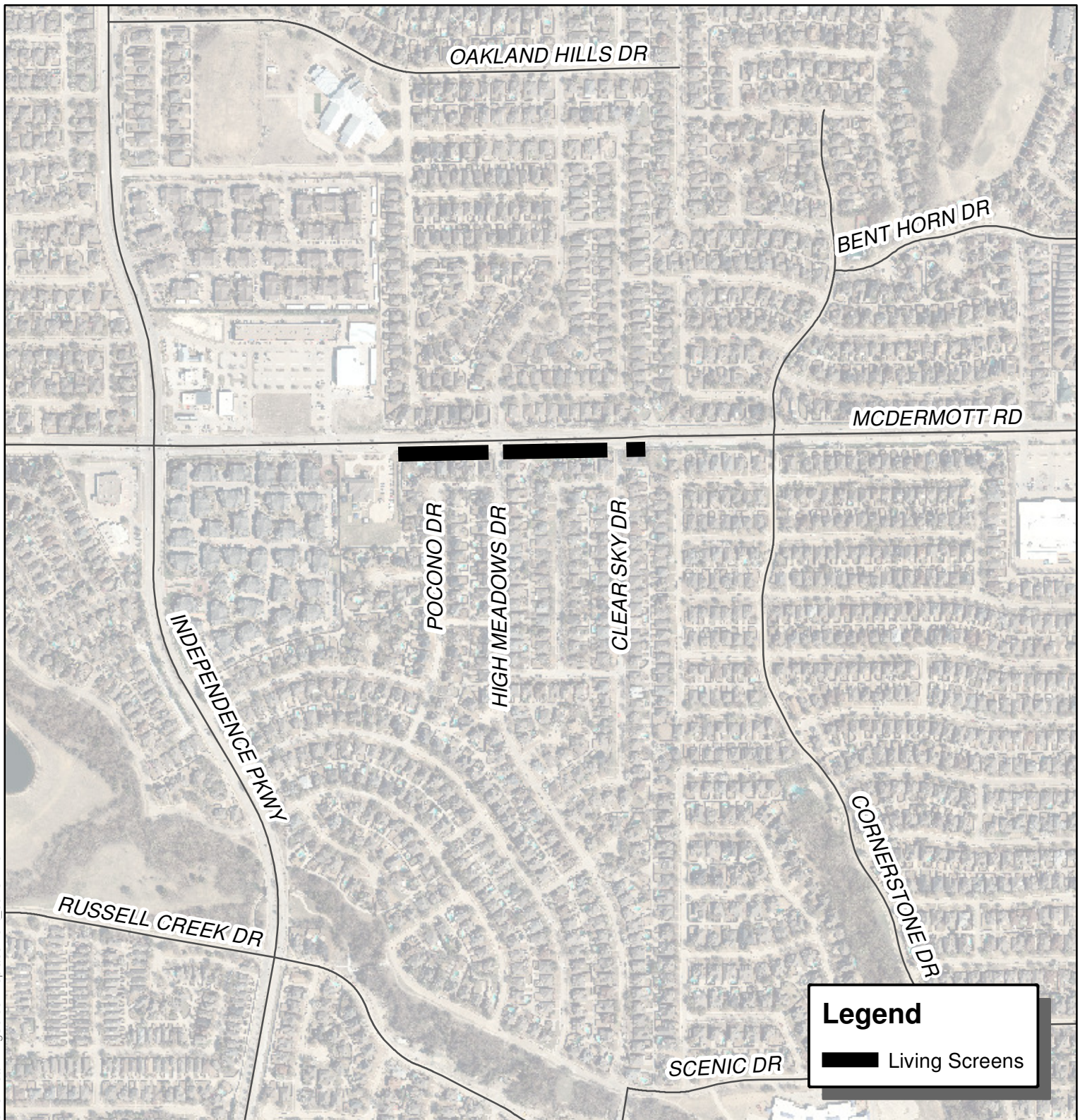
Dave Leong

Dave Leong, Contract Administrator

April 18, 2019

Date

TinaB 4/22/2019 L:\worduser\MXD\Location Maps\McDermottLivingScreenReplacement_6978.mxd



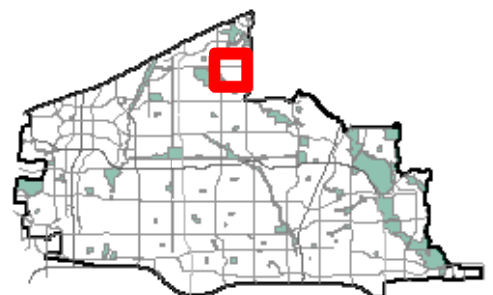
City of Plano Park Planning Division
4/22/2019

Location Map

McDermott Living Screen Replacement

Project No. 6978

Project Location





CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 5/13/2019

Department: Parks

Department Head: Robin Reeves

Agenda Coordinator: Kellie Pendleton

CAPTION

RFB No. 2019-0326-C for a one-year contract with four (4) one-year City optional renewals for Public Building Landscape Maintenance Group 1 and 3 for the Parks and Recreation Department to The Davey Tree Expert Company in the estimated annual amount of \$168,818; and authorizing the City Manager to execute all necessary documents. **Approved**

FINANCIAL SUMMARY

Operating Expense

| FISCAL YEAR: 2018-19 thru 2023-24 | Prior Year (CIP Only) | Current Year | Future Years | TOTALS |
|--------------------------------------|--------------------------|-----------------|-----------------|-----------|
| Budget | 0 | 647,921 | 759,681 | 1,407,602 |
| Encumbered/Expended Amount | 0 | -169,623 | 0 | -169,623 |
| This Item | 0 | -84,409 | -759,681 | -844,090 |
| Balance | 0 | 393,889 | 0 | 393,889 |

FUND(S): General Fund

COMMENTS: Funding for this request is available in the 2018-19 Grounds Maintenance Services Budget. This item is for a one (1) year contract with four (4) one-year City optional renewals to provide grounds maintenance, in the estimated partial-year amount of \$84,409, which will leave a current year balance of \$393,889 for other grounds and landscape maintenance expenditures. Future annual expenditures are dependent on contract renewals in the estimated amount of \$168,818 for 2019-20 through 2022-23, and \$84,409 for 2023-24 in the Grounds Maintenance Services Budget. All future expenditures will occur within council approved appropriations.

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:

ATTACHMENTS:

| Description | Upload Date | Type |
|---------------------|-------------|-----------|
| Recommendation Memo | 4/24/2019 | Memo |
| Bid Recap | 5/6/2019 | Bid Recap |

Date: April 22, 2019

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

From: Ron Smith, Park Services Manager

Subject: Award Recommendation - Bid 2019-0326-C Public Grounds and Landscape Maintenance, Groups 1 and 3.

The above referenced bid is to provide grounds maintenance at various public buildings, parks and special use facilities throughout the City. The term of the contract is one year with four City-optional one-year renewal periods.

The competitive bid process included a pre-bid meeting with four vendors attending and three bids were received. The Davey Tree Expert Company is the lowest responsive, responsible bidder with a bid of \$168,817.96. This amount is \$31,182.04 under the budgeted amount for this contract. After reviewing the vendor submittals and consulting with work history references, The Davey Tree Expert Company appears capable of meeting all of the requirements of the subject bid.

It is the recommendation of the Parks and Recreation Department to award Bid 2019-0326-C, to The Davey Tree Expert Company in the amount of \$168,817.96.

If this contract is not awarded, in-house staff will have to absorb the grounds maintenance at the various public buildings, parks and special use facilities, which will reduce the maintenance frequency at other assigned park sites. Therefore, the Parks and Recreation Department will not be capable of effectively maintaining these additional sites without compromising Department standards of maintenance and compliance at all sites.

Cc:
Robin Reeves, Parks & Recreation Director
Jeff Schwartz, Park Services Superintendent

CITY OF PLANO

BID No. 2019-0326-C

Public Building Landscape Maintenance Group 1 and 3

BID Recap

Bid Opening Date/Time: April 15, 2019 @ 2PM

Number of Vendors Notified: 3,053

Vendors Submitting "No Bids": 0

Number of Vendors Non-Responsive: 0

Number of Bids Submitted: 3

Vendor Name

Total

The Davey Tree Expert Company

Group 1: \$75,205.92

Group 3: \$93,612.04

Good Earth Corporation

Group 1 \$99,648.00

Group 3 \$124,149.00

High Quality Landscape

Group 1 \$92,000.00

Group 3 \$106,856.00

Recommended Vendor(s):

The Davey Tree Expert Company

\$168,817.96 (Group 1 & 3)

Kellie Pendleton

Kellie Pendleton, Purchasing
Manager

April 24, 2019

Date



CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 5/13/2019

Department: Police

Department Head: Greg Rushin

Agenda Coordinator: Lincoln Thompson (Ext. 7376)

CAPTION

RFP No. 2018-0443-C for a five (5) year contract for a Jail Management System for the Police Department to Black Creek Integrated Systems Corp. in the amount of \$430,039; and authorizing the City Manager to execute all necessary documents. **Approved**

FINANCIAL SUMMARY

Operating Expense

| FISCAL YEAR: FY 2018-19 thru 2022-23 | Prior Year (CIP Only) | Current Year | Future Years | TOTALS |
|---|--------------------------|-----------------|-----------------|----------|
| Budget | 0 | 390,000 | 171,044 | 561,044 |
| Encumbered/Expended Amount | 0 | 0 | 0 | 0 |
| This Item | 0 | -258,995 | -171,044 | -430,039 |
| Balance | 0 | 131,005 | 0 | 131,005 |

FUND(S): Criminal Investigation Fund and Technology Services Fund

COMMENTS: Funding for this item is available in the Criminal Investigation and Technology Services Funds. This item approves the purchase of a Jail Management software system. Maintenance costs for the first year will be paid from the Criminal Investigation Fund with future years paid from the Technology Services Fund. The estimated amount to be spent in FY 2018-19 is \$258,995 with future year expenditures of \$41,499 in FY 2019-20, \$42,329 in FY 2020-21, \$43,176 in FY 2021-22, and \$44,040 in FY 2022-23.

SUMMARY OF ITEM

See Recommendation Memo.

Strategic Plan Goal:

Financially Strong City with Service Excellence, Safe Large City

Plano Tomorrow Plan Pillar:

ATTACHMENTS:

| Description | Upload Date | Type |
|---------------------|-------------|-----------|
| Recommendation Memo | 5/3/2019 | Memo |
| RFP Recap | 5/2/2019 | RFP Recap |

Date: May 2, 2019

To: Mark D. Israelson, City Manager

From: Gregory W. Rushin, Chief of Police

A handwritten signature in blue ink, appearing to read 'Gregory W. Rushin'.

Subject: Jail Management System Award Recommendation

The Plano Police Department operates a 54 bed Detention Facility to allow for the temporary detention of individuals arrested by Plano Police Officers. Plano Police Officers arrest almost 6,000 individuals a year for various criminal offenses. Individuals charged with Class C misdemeanor offenses are usually released after meeting with the Municipal Judge and arranging for the payment of fines or setting court dates. Individuals charged with felonies or Class A and B misdemeanors are transported daily to Collin County Jail. While the average stay in our facility is less than 24 hours, it is critical that these individuals be cared for in a manner that meets both our moral and constitutional duties.

Critical to this care is the complete and accurate tracking of each prisoner to include their physical condition on arrival, their property, their medical condition, medications they may require, their age, any mental or developmental issues, how they are housed, their access to telephone, and meals provided. These and many more details on an individual's stay must be accurately recorded and maintained to properly care for inmates and accurately respond to any complaints. Detention facilities most often use custom designed Jail Management software systems to record this data and manage all the details on prisoners.

The Plano City Jail currently uses Global Tel*Link (GTL) Jail Management System. The GTL System has become essentially obsolete and the department must either upgrade to GTL's latest offender management system or obtain an entirely new product. Maintenance and support for this older legacy system will soon end.

Following the City's process, a Request for Proposals (RFP) was issued for a Jail Management System which would meet the City's needs both currently and in the future. The RFP evaluation team reviewed each component of the RFP and evaluated the respondents based on the following:

| CRITERIA | WEIGHT |
|-------------------------------|--------|
| Cost | 40% |
| Quality of Proposal | 40% |
| Work History/Past Performance | 20% |

Proposals from six providers were received and reviewed. Three of the providers then performed a full day demonstration of their product for Detention Staff and Police Administration. The voting members of the review committee selected Black Creek Integrated Systems Corp. as the best solution for the City of Plano. Some of the benefits of the Black Creek Integrated Systems Corp. Solution include:

- Utilization of mobile devices facilitating prisoner intake functions and tracking.
- Improved prisoner intake screening for mental health issues, suicide risk, and medical issues.
- Reduced time needed for recording prisoner status checks by using barcode scanners.

- Improved prisoner management by identifying previous arrests and mental or medical issues present at any prior incarceration.
- Improved alerting systems to identify dangerous or at risk prisoners.
- Improved PREA (Prison Rape Elimination Act) documentation and alerting.

Black Creek was determined to be the best overall value to the City. The total first year cost of the project is \$258,995 with a five year support agreement which includes all upgrades for a total five year project cost of \$430,039 over the five year period.

Approval of the Black Creek proposal will result in improved safety and operational procedures within the Jail and improve the ability to provide excellent service to our citizens. Failure to replace the current Jail Management System will result in its eventual failure resulting in the inability to provide necessary care and fully document needed information.

CITY OF PLANO

RFP No. 2018-0443-C
JAIL MANAGEMENT SYSTEM
RFP RECAP

RFP Opening Date/Time: Wednesday, November 14, 2018 @ 2:00 p.m. (CT)

Number of Vendors Notified: 5,655

Number of Proposals Submitted: 6

Companies Submitting Proposals:

- | | |
|--|--------------|
| • Beacon Software Solutions, Inc. | \$ 67,480.00 |
| • Intellitech Corporation | \$ 89,929.50 |
| • CentralSquare Technologies, LLC | \$254,940.75 |
| • Black Creek Integrated Systems Corp. | \$470,713.00 |
| • Tyler Technologies, Inc. | \$480,660.00 |
| • ATIMS Jail Management Software | \$717,465.00 |

Recommended Vendor:

- | | |
|--|-------------------------------|
| • Black Creek Integrated Systems Corp. | \$430,039.00 (Best and Final) |
|--|-------------------------------|

Lincoln Thompson

Lincoln Thompson
Sr. Buyer

April 5, 2019

Date



CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 5/13/2019

Department: Engineering

Department Head: B. Caleb Thornhill

Agenda Coordinator: Stephanie Shaffer

CAPTION

RFB No. 2019-0256-B for West Plano Estates & Hunters Glen Ph. 1 Water and Pavement Rehab, Project No. 6912, for Engineering to Muniz Construction, Inc. in the amount of \$3,707,486; 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 | 237,374 | 5,133,126 | 0 | 5,370,500 |
| Encumbered/Expended Amount | -237,374 | -83,130 | 0 | -320,504 |
| This Item | 0 | -1,853,743 | -1,853,743 | -3,707,486 |
| Balance | 0 | 3,196,253 | -1,853,743 | 1,342,510 |

FUND(S): Street Improvements CIP & Water CIP

COMMENTS: Funding for this item is available in the 2018-19 Street Improvements CIP and Water CIP, and will be carried forward into future fiscal years. Construction of the West Plano Estates & Hunters Glen Phase 1 Water and Pavement Rehabilitation project, in the amount of \$3,707,486, will leave a project balance of \$1,342,510 available for future expenditures on this or other Street Improvement projects and Water CIP projects.

SUMMARY OF ITEM

The Engineering Department accepted bids on April 15, 2019 for the West Plano Estates & Hunters Glen Ph. 1 Water and Pavement Rehab. The project includes the replacement of approximately 17,294 linear

feet of 8" water main, 2,254 linear feet of 6" water main, 331 residential water services and 37 fire hydrants and related appurtenances. Improvements also include pavement replacements, integral curbs, sidewalk and barrier free ramp improvements along with miscellaneous concrete pavement repairs for the subdivision bounded by Independence Parkway, Spring Creek Parkway and Pleasant Valley Drive.

The lowest responsive and responsible bid was submitted by Muniz Construction, Inc., in the amount of \$3,707,486. There were a total of 4,341 vendors notified of this project. 13 complete bids were received for this project as shown in the attached bid recap.

If this project is not awarded, the result is continued deterioration of the existing water lines and street paving. Not rehabilitating the infrastructure included in this project could cause increased maintenance costs for the City and have a negative impact on the quality of life for the residents in this subdivision.

Strategic Plan Goal:

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

Plano Tomorrow Plan Pillar:

Built Environment, Economic Environment

ATTACHMENTS:

| Description | Upload Date | Type |
|--------------|-------------|-----------|
| Bid Recap | 5/1/2019 | Bid Recap |
| Location Map | 4/26/2019 | Map |

CITY OF PLANO

RFB CIP

Bid No. 2019-0256-B

West Plano Estates and Hunters Glen Ph 1 Water and Pavement Rehab

Project No. 6912

Bid Recap

Bid Opening Date/Time: April 15, 2019 @ 3:00 PM (CST)

Number of Vendors Notified: 4,341

Vendors Submitting "No Bids": 0

Number of Non-Responsive Bids Submitted: 0

Number of Responsive Bids Submitted: 13

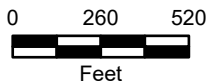
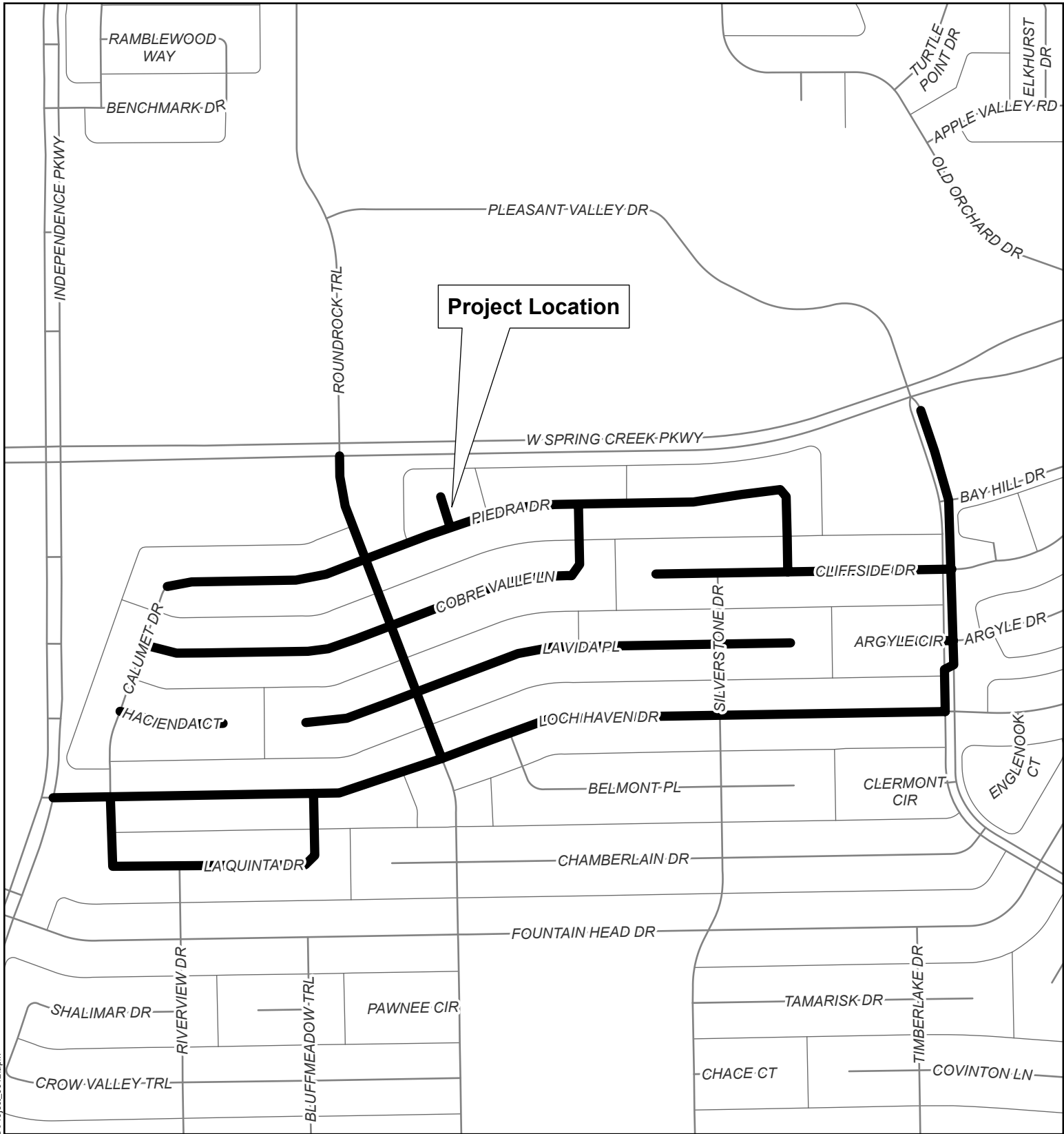
| <u>Vendor:</u> | <u>Total Bid</u> |
|---|-------------------------|
| Muniz Construction, Inc. | \$3,707,486.34 |
| SYB Construction Company, Inc. | \$3,930,162.30 |
| Tri-Con Services, Inc. | \$3,950,000.00 |
| KIK Underground, LLC | \$4,092,880.00 |
| Quality Excavation, Ltd. | \$4,156,420.80 |
| A&M Construction and Utilities, Inc. | \$4,170,203.65 |
| DDM Construction Corporation | \$4,181,373.75 |
| Camino Construction, LP | \$4,392,748.00 |
| HQS Construction, LLS | \$4,431,191.80 |
| Dowager Utility Construction, Ltd. | \$4,496,309.00 |
| West Municipal Constructional of Texas, LLC | \$4,649,500.00 |
| Jeske Construction Company | \$4,899,019.00 |
| FNH Construction, LLC | \$5,142,376.30 |
| <u>Recommended Vendor:</u> | |
| Muniz Construction, Inc. | \$3,707,486.34 |

Stephanie Shaffer

Stephanie Shaffer, Contract Administrator

April 18, 2019

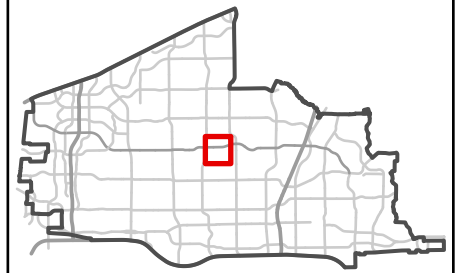
Date



West Plano Estates & Hunters Glen Ph. 1 Water and Pavement Rehab

Project No. 6912

Project Location





CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 5/13/2019

Department: Technology Services

Department Head: Chris Chiancone

Agenda Coordinator: Sharron Mason - Ext. 7247

CAPTION

To approve the purchase of licensing and maintenance for JD Edwards and PeopleSoft for Technology Services in the amount of \$439,552 from Oracle America, Inc. through an existing contract; and authorizing the City Manager to execute all necessary documents. (DIR-TSO-4158) **Approved**

FINANCIAL SUMMARY

Operating Expense

| FISCAL YEAR: | 2018-19 thru 2019-20 | Prior Year (CIP Only) | Current Year | Future Years | TOTALS |
|----------------------------|----------------------|-----------------------|--------------|--------------|-------------------|
| Budget | | 0 | 4,088,821 | 329,664 | 4,418,485 |
| Encumbered/Expended Amount | | 0 | -4,376,826 | 0 | -4,376,826 |
| This Item | | 0 | -109,888 | -329,664 | -439,552 |
| BALANCE | | 0 | -397,893 | 0 | -397,893 |

FUND(S): Technology Services Fund

COMMENTS: Funding for this item is available in the 2018-19 Technology Services Fund. This request is to purchase one year of licensing and maintenance for JD Edwards and PeopleSoft software through Oracle America, Inc., in the estimated amount of \$109,888 in the 2018-19 budget, which will leave a current year negative balance of (\$397,893). Funds will be allocated in the 2018-19 Technology Services Re-Estimate Budget to cover the deficit for this item. Future year expenditures for this request are estimated to be \$329,664 in the 2019-20 Technology Services Fund and will be made within approved budget appropriations.

SUMMARY OF ITEM

The City is authorized to purchase from the State Contract list pursuant to Chapter 271 Subchapter D of the Texas Local Government Code and by doing so satisfies any State Law requiring local governments to

seek competitive bids for items (State of Texas Department of Information Resources Contract # DIR-TSO-4158; City of Plano Contract # 2019-330-O).

See Recommendation of Award Memo

Strategic Plan Goal:

Financially Strong City with Service Excellence

Plano Tomorrow Plan Pillar:

ATTACHMENTS:

| Description | Upload Date | Type |
|------------------------------|-------------|------|
| Recommendation of Award Memo | 5/3/2019 | Memo |

Date: April 10, 2019

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

From: Chris Chiancone, Chief Information Officer

Subject: Oracle JD Edwards and PeopleSoft License and Maintenance Agreement

Oracle provides licensing and maintenance for the City's financial system (JD Edwards) as well as the City's human resources system (PeopleSoft). The JD Edwards and PeopleSoft systems are the systems of record for their respective work areas, and utilized in excess of 10 years. The systems contain millions of records vital to the City's operational needs. This agreement is for the term of May 24, 2019 through May 23, 2020.

This is a one year agreement for licensing and maintenance with Oracle in the amount of \$439,551.86, which will be funded out of 395.6313.

If we do not renew this license and maintenance agreement, the City would need to procure a replacement system for both the Finance department as well as the Human Resources department and would need to migrate current and historical data to the new system. Because these systems are leveraged by departments providing administrative support to every other department in the city, such a migration would significantly disrupt the daily operations of the entire City.



CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 5/13/2019

Department: Engineering

Department Head: B. Caleb Thornhill

Agenda Coordinator: Cynthia Hogue

CAPTION

To approve an increase to the current awarded contract amount of \$3,003,772 by \$67,207, for a total contract amount of \$3,070,979, for the Park Forest North & Russell Creek Water Rehabilitation, Project No. 6842, from KIK Underground, LLC for Engineering; and authorizing the City Manager to execute all necessary documents. (2018-0409-B; Change Order No. 1) **Approved**

FINANCIAL SUMMARY

CIP

| FISCAL YEAR: 2018-19 | Prior Year (CIP Only) | Current Year | Future Years | TOTALS |
|-------------------------------|--------------------------|-----------------|-----------------|------------|
| Budget | 233,055 | 4,052,470 | 0 | 4,285,525 |
| Encumbered/Expended Amount | -233,055 | -3,093,485 | 0 | -3,326,540 |
| This Item | 0 | -67,207 | 0 | -67,207 |
| Balance | 0 | 891,778 | 0 | 891,778 |

FUND(S): Street Improvements CIP, Water CIP

COMMENTS: Funding for this item is available in the 2018-19 Street Improvements CIP and Water CIP. The first change order to the existing construction contract for the Park Forest North & Russell Creek Water Rehabilitation project, in the amount of \$67,207, will leave a current year balance of \$891,778 available for future street and water projects.

SUMMARY OF ITEM

The Engineering Department recommends approval of Change Order No. 1 for the increase of the construction contract with KIK Underground, LLC, a Texas Limited Liability Company, in the amount of

\$67,207, for the Park Forest North & Russel Creek Water Rehabilitation Project No. 6842.

Change Order No. 1 includes additional traffic control, sod and top soil restoration, removal of existing concrete pavement, installation of 6" reinforced concrete street pavement, longitudinal butt joint, 6" integral concrete curb and irrigation system repairs along Crockett Court.

If this change order is not approved, the roadway will experience continued deterioration, additional maintenance costs, and poor quality of life for residents along Crockett Ct.

Strategic Plan Goal:

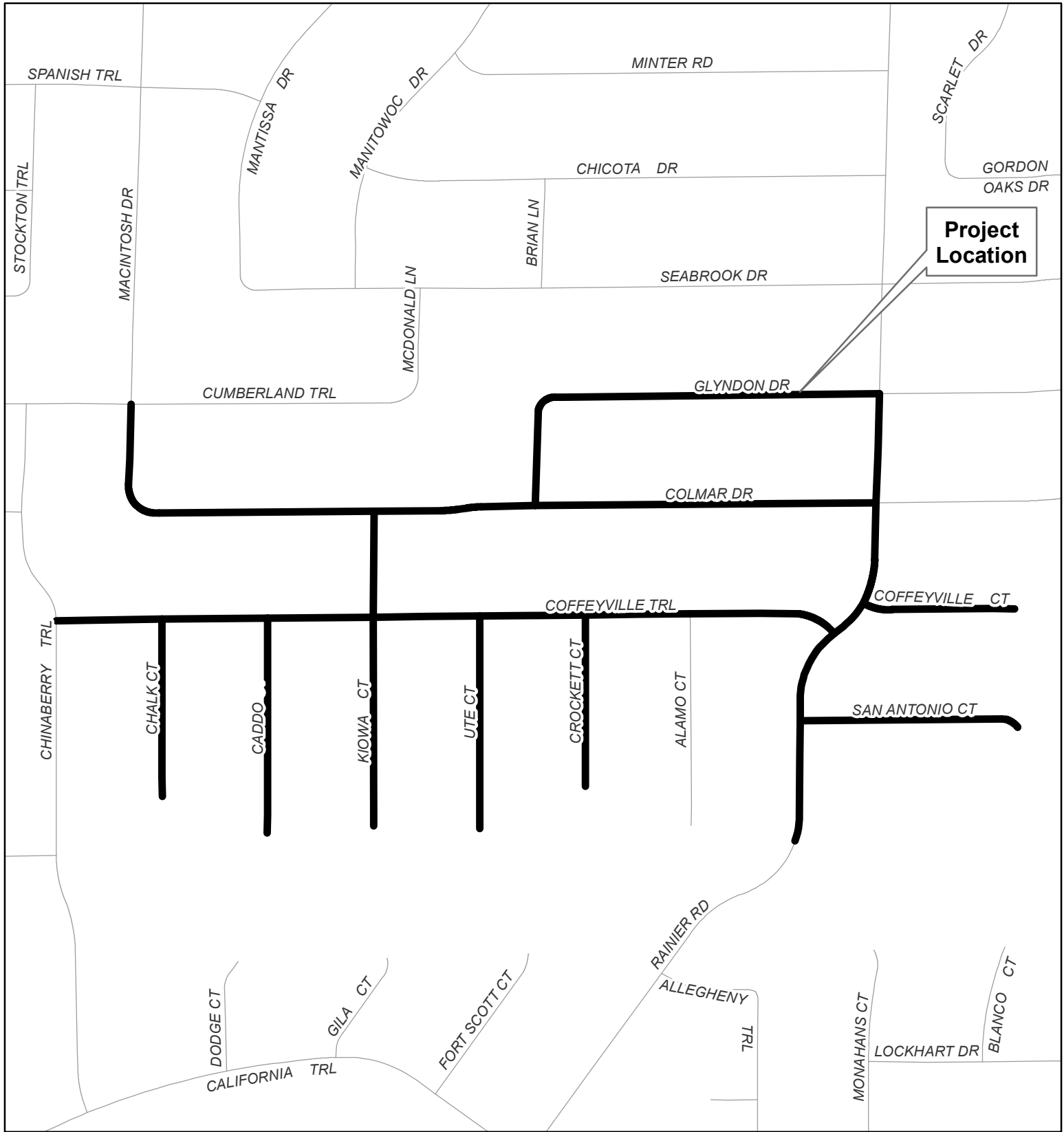
Financially Strong City with Service Excellence, Great Neighborhoods - 1st Choice to Live

Plano Tomorrow Plan Pillar:

Built Environment, Economic Environment

ATTACHMENTS:

| Description | Upload Date | Type |
|--------------|-------------|------|
| Location Map | 4/20/2019 | Map |



0 250 500
Feet



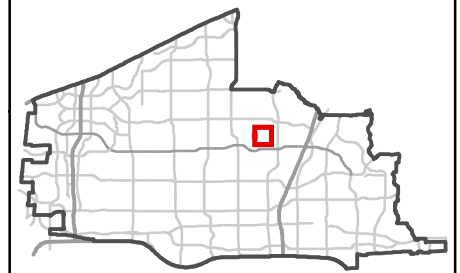
City of Plano GIS Division
July 2017

Park Forest North and Russell Creek Water Rehab

Project No. 6842

Page 69

Project Location





CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 5/13/2019

Department: Engineering

Department Head: B. Caleb Thornhill

Agenda Coordinator: Dave Leong x7251

CAPTION

To approve a decrease to the current awarded contract amount of \$1,441,140 by \$234,060, for a total contract amount of \$1,207,080, for Hunters Glen & Quail Creek Water Rehabilitation, Project No. 6832, from Jeske Construction Company for the Engineering Department; and authorizing the City Manager to execute all necessary documents. (2018-0247-B; Change Order No. 1) **Approved**

FINANCIAL SUMMARY

CIP

| FISCAL YEAR: 2018-19 | Prior Year (CIP Only) | Current Year | Future Years | TOTALS |
|-------------------------------|--------------------------|-----------------|-----------------|------------|
| Budget | 773,216 | 1,210,913 | 0 | 1,984,129 |
| Encumbered/Expended Amount | -773,216 | -757,405 | 0 | -1,530,621 |
| This Item | 0 | 234,060 | 0 | 234,060 |
| Balance | 0 | 687,568 | 0 | 687,568 |

FUND(S): Street Improvements CIP & Water CIP

COMMENTS: This item decreases the existing construction contract for Hunters Glen & Quail Creek Water Rehabilitation project by \$234,060, which will result in an available balance of \$687,568 available for future street and water project expenditures.

SUMMARY OF ITEM

The Engineering Department recommends approval of Change Order No. 1 for the decrease in the construction contract with Jeske Construction Company in the amount of \$234,060, for Hunters Glen & Quail Creek Water Rehabilitation, Project No. 6832.

Change Order No. 1 amends the contract bid schedule for all items that over ran or under ran the original contract quantities.

If this change order is not approved, the contract will remain with a surplus of funds.

Strategic Plan Goal:

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

Plano Tomorrow Plan Pillar:

Built Environment, Economic Environment



CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 5/13/2019

Department: HR

Department Head: Shanté Akafia

Agenda Coordinator: Vernie Rambo

CAPTION

To approve RFP No. 2015-0164-C for two additional one (1) year renewal periods for the 457 Deferred Compensation Plan, to be utilized by Human Resources, to International City Management Association Retirement Corporation (ICMA-RC), where fees associated with this agreement will be absorbed by the 457 Deferred Compensation Plan participants; and authorizing the City Manager to execute all necessary documents. **Approved**

FINANCIAL SUMMARY

Not Applicable

| FISCAL YEAR: FY 2020-21 through 2022-23 | 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

COMMENTS: This item has no fiscal impact. All record-keeper fees are paid for by the 457 Plan participants and therefore, no cost to the City.

SUMMARY OF ITEM

See Recommendation Memo

Strategic Plan Goal:

Financially Strong City with Service Excellence

Plano Tomorrow Plan Pillar:

ATTACHMENTS:

| Description | Upload Date | Type |
|---------------------------------|-------------|------|
| 2015-0164-C Recommendation Memo | 5/3/2019 | Memo |

Date: April 2, 2019

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

From: Shante Akafia, Director of Human Resources and Risk Management

Subject: Deferred Compensation Plan Record-keeper - Contract 2015-164-C

In November 2015, the City of Plano took an agenda item to Council recommending ICMA-RC for a 5 year term to serve as the City's 457 Deferred Compensation Plan record-keeper. There are no City funds associated with this contract, as the record-keeper fees of 10.75 basis points are paid for by the Plan participants.

The executed contract with ICMA-RC was made as of January 15, 2016 for a 5 year term with two one year optional renewals. The term that was taken to Council was only for the 5 year term, therefore, the City is asking for approval of the remaining two year optional renewals due to an administrative error.



CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 5/13/2019

Department: Fleet Services

Department Head: Gerald Cosgrove

Agenda Coordinator: Lincoln Thompson (Ext. 7376)

CAPTION

To approve an expenditure for the purchase and installation of one (1) SuperVac (SVI) Command Vehicle and refurbishing the existing chassis in the estimated amount of \$989,000 from Metro Fire Apparatus Specialists, Inc. for Fleet Services to be utilized by Fire-Rescue; and authorizing the City Manager to execute all necessary documents. **Approved**

FINANCIAL SUMMARY

Operating Expense

| FISCAL YEAR: 2018-19 | Prior Year (CIP Only) | Current Year | Future Years | TOTALS |
|-------------------------------|--------------------------|-----------------|-----------------|-----------|
| Budget | 0 | 1,002,000 | 0 | 1,002,000 |
| Encumbered/Expended Amount | 0 | 0 | 0 | 0 |
| This Item | 0 | -989,000 | 0 | -989,000 |
| Balance | 0 | 13,000 | 0 | 13,000 |

FUND(S): Equipment Replacement Fund

COMMENTS: Funds are available in the FY 2018-19 adopted budget to purchase one (1) Fire-Rescue Command Center for the scheduled replacement and refurbishing of Unit No. 06435 Command Center in Cost Center No. 552 / Fire. The remaining balance will be used for other Equipment Replacement Fund capital purchases.

SUMMARY OF ITEM

The City is exempt from the competitive bid process for this purchase as allowed by Texas Local

Government Code Chapter 252 Subchapter B Section 252.022(a)(7)(A). (City of Plano Contract No. 2019-0363-X)
See Recommendation Memo.

Strategic Plan Goal:

Financially Strong City with Service Excellence

Plano Tomorrow Plan Pillar:

Built Environment

ATTACHMENTS:

| Description | Upload Date | Type |
|---------------------|-------------|------|
| Recommendation Memo | 5/3/2019 | Memo |

Date: May 2, 2019

To: Mark D. Israelson, City Manager

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

Subject: Fire-Rescue Incident Command Center Purchase Recommendation

It is the recommendation of Fleet Services to purchase one (1) SuperVac (SVI) Incident Command Center including the installation onto and refurbishing of the existing chassis from Metro Fire Apparatus Specialists, Inc. in an amount of approximately \$989,000.00. The existing chassis is in good working condition and requires only minimal upgrades. Replacement of the command center will modernize the interior and hardware of the unit and better support Fire-Rescue's current service demand. Replacement of both the chassis and command center would cost approximately \$1,267,000.00. Refurbishment of the chassis will save the City of Plano approximately \$278,000.00. This item is available to the City of Plano only through Metro Fire Apparatus Specialists, Inc., who is the sole supplier for the needed apparatus, parts, and service. Metro Fire Apparatus Specialists, Inc. has been approved as a sole source.

This unit is a scheduled replacement/refurbishment from Capital Outlay FY2018-19 for Unit 06435 Command Center in Cost Center 552 Fire. Due to operational demands, it is necessary to purchase at this time.

The purchase, installation, and refurbishing of an Incident Command Center in Cost Center 552 Fire is also necessary for the following reasons:

1. This unit serves a critical role in Fire-Rescue's emergency response operations by serving as a mobile emergency command center for all structural fires, civic events, and major disaster events.
2. The old unit is in need of replacement and refurbishing. 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 and refurbishing of the above vehicle.
3. If this unit is not replaced and refurbished, we will incur additional maintenance costs and the salvage value will be greatly depreciated. In addition, the older, aging unit would limit the users' ability to perform their duties because of increased breakdowns and additional downtime for repairs.



CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 5/13/2019

Department: Engineering

Department Head: B. Caleb Thornhill

Agenda Coordinator: Cynthia Hogue

CAPTION

To ratify an expenditure in the amount of \$99,210 for Russell Creek Drive - Phase 1 Retaining Wall Improvements, Project No. 6519.1, from Joe Funk Construction, Inc. for Engineering; 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 | 2,434,413 | 122,483 | 0 | 2,556,896 |
| Encumbered/Expended Amount | -2,434,413 | -3,081 | 0 | -2,437,494 |
| This Item | 0 | -99,210 | 0 | -99,210 |
| Balance | 0 | 20,192 | 0 | 20,192 |

FUND(S): Municipal Drainage CIP

COMMENTS: Funding for this item is available in the 2018-19 Municipal Drainage CIP. Emergency wall repairs, in the amount of \$99,210, will leave a balance of \$20,192 available for future project or erosion control improvement expenditures.

SUMMARY OF ITEM

The City is exempt from the competitive bid process for this purchase as allowed by Texas Local Government Code Chapter 252 Sub Chapter B Section 252.022 (a)(2)(3). (City of Plano Internal Contract No. 2019-0414-X).

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, Economic Environment

ATTACHMENTS:

| Description | Upload Date | Type |
|---------------------|-------------|------|
| Recommendation Memo | 4/29/2019 | Memo |
| Location Map | 4/29/2019 | Map |

Date: April 24, 2019

To: Kellie Pendleton
Purchasing Manager
City of Plano - Procurement and Project Management Office

From: Clay Lipscomb, P.E.
CIP Engineering Manager
City of Plano Engineering Department

Subject: Emergency Erosion Construction in Russell Creek adjacent to Russell Creek Drive –
Between Independence Parkway and Sutherland Lane

On July 13, 2018, the City of Plano accepted and began the one-year warranty period on Russell Creek Drive – Phase 1 Retaining Wall Improvements (Proj. No. 6519.1, CIP Nos. 31464) along the south embankment of Russell Creek in between Independence Parkway and Sutherland Lane. This project added slope stabilization and embankment restoration to a failing streambank, showing potential for the ultimate pavement failure of the adjacent Russell Creek Drive towards the creek. The project included a three-wall, three-tiered modular block wall system with drilled shafts and steel anchoring into rock bed to reinforce the streambank and slope failure.

In January, 2019, during a final project walk-thru with our team on the adjacent pavement restoration of Russell Creek Drive, additional erosion was noted just downstream of our completed Wall C of the three-wall system. Staff immediately consulted with our engineer for the project, Pacheco Koch, and our contractor, Joe Funk Construction, on the situation to determine cause and solutions to mitigate the additional erosion. Both city staff and our engineer determined that neither a construction flaw, nor a design mistake resulted in the cause of the additional erosion. It was determined to be an unforeseen drainage occurrence not anticipated due to extremely high rains and 100-year level storm events in the fall of 2018.

The additional erosion occurring is undermining a large culvert adjacent to Wall C, and if not mitigated as soon as possible, could worsen to the effect that the reconstructed Russell Creek Drive street pavement (completed in January, 2019) could be impacted again in the near future and begin to fail towards Russell Creek. This situation would immediately compromise the safety and welfare of residents, pedestrians, and motorists in this area that travel along Russell Creek Drive. In the opinion of our team, this situation falls under the Texas Local Government Code statutes for the following:

Sec. 252.022. GENERAL EXEMPTIONS

- (2) a procurement necessary to preserve or protect the public health or safety of the municipality's residents;*
- (3) a procurement necessary because of unforeseen damage to public machinery, equipment, or other property*

Over the past two months, Pacheco Koch completed additional survey work based on the new conditions in the field, a new design plan for the addition of new foundation and wall, as well as slope grading and stabilization, that will provide an adequate solution in the future for anticipated heavy storms and velocities in Russell Creek. The contractor then provided a cost estimate, in line with

previous bid items for the completed project in July 2018, for the amount of \$99,210. They are ready to mobilize and begin construction upon approval of this amount.

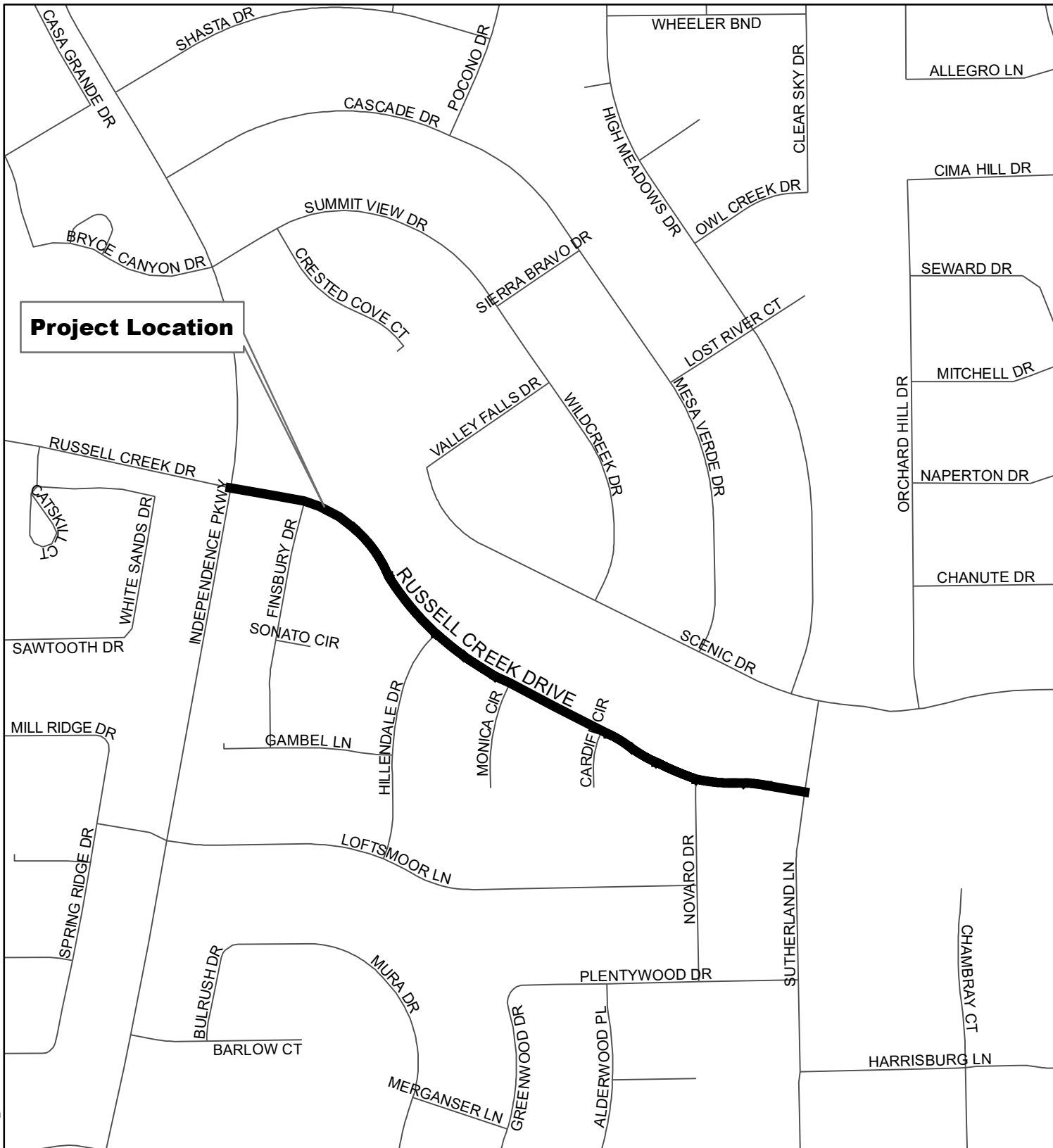
Again, if the unforeseen damage caused by the storm events of 2018 are not repaired, it would compromise the public safety of Plano residents, pedestrians, and motorists, reducing their quality of life, and potentially causing a far greater amount of remediation costs in the future to mitigate an increasing and unforeseen erosion and streambank situation along Russell Creek.

Please let me know if you have any questions or need any additional information.

Sincerely,

Clay Lipscomb, P.E.
CIP Engineering Manager
972-941-7767
clayl@plano.gov

xc: Caleb Thornhill, P.E., Director of Engineering
Jennifer Knox-Walker, Assistant City Attorney



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Feet

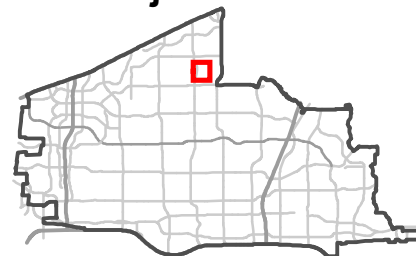


City of Plano, BI/GIS
April 2019

Russell Creek Drive - Phase 1 Retaining Wall Improvements

Project No. 6519.1

Project Location





CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 5/13/2019

Department: Police

Department Head: Greg Rushin

Agenda Coordinator: Pam Haines, ext 2538

CAPTION

To approve and authorize the First Modification to an Interlocal Agreement by and between the City of Plano, Texas and the Plano Independent School District for the operation of the Police/School Resource Officer Program; authorizing its execution by the City Manager; and providing an effective date. **Approved**

FINANCIAL SUMMARY

Revenue

| FISCAL YEAR: 2018-19 | Prior Year (CIP Only) | Current Year | Future Years | TOTALS |
|-------------------------------|--------------------------|-----------------|-----------------|-----------|
| Budget | 0 | 1,603,404 | 0 | 1,603,404 |
| Encumbered/Expended Amount | 0 | 0 | 0 | 0 |
| This Item | 0 | 84,772 | 0 | 84,772 |
| Balance | 0 | 1,688,176 | 0 | 1,688,176 |

FUND(S): General Fund

COMMENTS: Plano Independent School District (PISD) agrees to reimburse the City of Plano Police Department \$1,688,176 for 50% of the funding for (24) Police Officers and two (2) Sergeants assigned to the School Resource Program at various PISD schools. This represents an increase of \$84,772 for the addition of one (1) of the Sergeant positions to be added to the program beginning June 1, 2019 and continuing through September 30, 2019.

SUMMARY OF ITEM

See Recommendation Memo.

Strategic Plan Goal:

Financially Strong City with Service Excellence, Safe Large City, Partnering for Community Benefit


Plano Tomorrow Plan Pillar:

ATTACHMENTS:

| Description | Upload Date | Type |
|-------------------------|-------------|-----------|
| PISD 1st Mod Memo | 5/6/2019 | Memo |
| PISD - 1st Modification | 4/25/2019 | Agreement |
| PISD ILA 2018-19 | 4/25/2019 | Agreement |

Date: May 1, 2019

To: Mark D. Israelson, City Manager

From: Gregory W. Rushin, Chief of Police 

Subject: First Modification of School Resource Officer Contract with PISD

Since 1983, the Plano Police Department and Plano Independent School District have collaborated to provide police presence in the schools. The School Resource Officers (SRO) build relationships with administrators, teachers, students and parents. Additionally they provide the first line of defense against threats to the campuses and investigate criminal incidents.

Currently the SROs are assigned to the three Senior High Schools, five High Schools, and the Special Programs facility. The cost of these nine officers, and one sergeant, is shared equally between the City of Plano and Plano Independent School District.

Beginning in the 2019/2020 school year, an additional fifteen (15) officers for a total of twenty-four (24) SROs and one (1) sergeant will be added to the unit.

This modification reflects the addition of the sergeant to the SRO program on June 1st, 2019, with PISD and the City of Plano sharing the costs equally.

I recommend approval of this First Modification of School Resource contract with Plano Independent School District for the 2018-2019 school year.

| | | |
|--------------------|---|--|
| THE STATE OF TEXAS | § | <u>First Modification of Interlocal Agreement</u> |
| | § | By and Between City of Plano and Plano |
| | § | Independent School District |
| | § | |
| | § | Police/School Resource Officer Program |
| COUNTY OF COLLIN | § | School Year 2018-2019 |

THIS FIRST MODIFICATION OF Interlocal Agreement (hereinafter "First Modification") is by and between the **CITY OF PLANO, TEXAS**, a home-rule municipal corporation (hereinafter "CITY"), acting by and through its City Manager or his designee, and the **PLANO INDEPENDENT SCHOOL DISTRICT**, an independent school district of Collin County, Texas (hereinafter "PISD"). City and PISD are sometimes collectively referred to as "Parties."

WITNESSETH:

WHEREAS, the City Council approved the Interlocal Agreement with PISD on August 27, 2018 (hereinafter "Agreement") for the operation of the Police/School Resource Officer Program for school year 2018-2019 (hereinafter "Program"); and

WHEREAS, it is necessary to modify the term of such Agreement as set forth herein in this First Modification.

NOW THEREFORE, the Agreement is incorporated herein as if written word for word. Except as provided below, all other terms and conditions of the Agreement shall remain unchanged and shall remain in full force and effect. In the event of any conflict or inconsistency between the provisions set forth in this First Modification and the Agreement, priority of interpretation shall be in the following order: First Modification, Agreement. In consideration of the foregoing, and for other good and valuable consideration, the parties hereto agree as follows:

I.

Beginning on the effective date of this Modification and continuing through the remaining term of the Agreement, section **III. PAYMENT FOR SERVICES** is hereby modified to read in its entirety as follows:

**"III.
PAYMENT FOR SERVICES**

PISD shall pay CITY the sum of \$133,617.00 per month for services rendered from October 1, 2018 through May 31, 2019. Payment for service shall be made no later than the 15th day of each month following the month in which service is rendered. This payment is for 50% of twenty-four (24) certified police officers and one (1) sergeant provided by the CITY.

PISD shall pay CITY the sum of \$154,810.00 per month for services rendered from June 1, 2019 through September 30, 2019. Payment for service shall be made no later than the 15th day of each month following the month in which service is rendered. This payment is for 50% of twenty-four (24) certified police officers and two (2) sergeants provided by the CITY.

PISD shall not be relieved of its obligation to pay the entire amount described in this Agreement in the event a resource officer is absent due to sick leave, training, subpoena or court appearance, compensation time, worker's compensation, holiday, vacation, or emergency, military, or bereavement leave. If a resource officer is absent more than five (5) consecutive school days, the resource officer shall be replaced or payment shall be reduced on a prorated basis.

In the event CITY exercises its right to reassign one or more resource officers when in the sole judgment of CITY their services are required in response to a citywide or major emergency for more than five (5) consecutive school days, payment for service shall be reduced on a prorated basis."

IN WITNESS WHEREOF, this Modification shall be effective from and after the date of execution by the last signatory hereto as evidenced below.

PLANO INDEPENDENT SCHOOL DISTRICT

Date: 4.11.19

By: [Signature]
Name: Dr. Theresa Williams
Title: Chief Operating Officer

APPROVED AS TO FORM:

[Signature]
Attorney for PISD

CITY OF PLANO, TEXAS

Date: _____

By: _____
Bruce D. Glasscock
CITY MANAGER

APPROVED AS TO FORM:

Paige Mims, CITY ATTORNEY

FIRST MODIFICATION

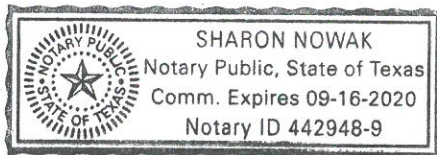
N:\CONTRACTS\Interlocal Agreements\1st Mod - Interlocal Agreement PISD for Police School Resource Officer Program.doc (3/18/19 JKW)

PAGE 2

ACKNOWLEDGMENTS

STATE OF TEXAS §
 §
COUNTY OF Texas §

This instrument was acknowledged before me on the 11 day of April, 2019 by Dr. Theresa Williams, (Authorized representative) Chief Operating Officer (Title) of **PLANO INDEPENDENT SCHOOL DISTRICT**, on behalf of said organization.



Sharon Nowak
Notary Public, State of Texas

STATE OF TEXAS §
 §
COUNTY OF COLLIN §

This instrument was acknowledged before me on the _____ day of _____, 2019, by **BRUCE D. GLASSCOCK** City Manager, of **CITY OF PLANO, TEXAS**, a home-rule municipal corporation, on behalf of said corporation.

Notary Public, State of Texas

POLICE/SCHOOL RESOURCE OFFICER INTERLOCAL AGREEMENT

This Agreement is entered into this 1st day of October 2018, between the City of Plano, a home-rule municipal corporation, Collin County, Texas (hereinafter called "CITY") and the Plano Independent School District of the City of Plano, an independent school district of Collin County, Texas (hereinafter called "PISD"). Together, the CITY and PISD shall be referred to as the "parties".

WHEREAS, the Interlocal Cooperation Act, Chapter 791 of the Texas Government Code ("Act"), provides the authority to political subdivisions for contracts by and between each other to facilitate the governmental functions and services of said political subdivisions under the terms of the Act; and

WHEREAS, PISD and the CITY have the authority to enter into this Agreement under the Interlocal Cooperation Act, Chapter 791 of the Texas Government Code; and

WHEREAS, it is mutually beneficial for the parties to enter into an agreement which establishes the duties, assignments, responsibilities and obligations of the School Resource Officers, the CITY and PISD.

WHEREFORE, for and in consideration of the payments and mutual covenants contained herein, and for other good and valuable consideration, the parties agree as follows:

I.

SCOPE OF AGREEMENT

CITY shall provide twenty-five (25) employees who are certified police officers for the School Resource Officer Program in the 2018-2019 fiscal year, to be assigned to duties described in the 2018-2019 Memorandum of Understanding, Administrative Guidelines hereto as Attachment "1" and incorporated herein for all purposes and Memorandum of Understanding, Operational Guidelines, attached hereto as Attachment "2" and incorporated herein for all purposes. As well as the Memorandum of Understanding regarding Crime Stoppers, attached hereto as Attachment "3".

II.

TERM OF THE AGREEMENT

The term of this Agreement shall be for a period of one year beginning the 1st day of October 2018, and ending the 30th day of September 2019.

Subject to Section VI., Availability of Funds, and Section VII., Termination, this Agreement will automatically renew on October 1st of each year, for subsequent twelve (12) month periods. Renewals of this Agreement shall be at the then current actual costs for officers.

III.

PAYMENT FOR SERVICES

PISD shall pay CITY the sum of \$133,617.00 per month for twelve (12) months for services rendered. Payment for service shall be made no later than the 15th day of each month following the month in which service is rendered. This payment is for 50% of twenty-four (24) certified police officers and one (1) sergeant provided by the CITY.

PISD shall not be relieved of its obligation to pay the entire amount described in this Agreement in the event a resource officer is absent due to sick leave, training, subpoena or court appearance, compensation time, worker's compensation, holiday, vacation, or emergency, military, or bereavement leave. If a resource officer is absent more than five (5) consecutive school days, the resource officer shall be replaced or payment shall be reduced on a prorated basis.

In the event CITY exercises its right to reassign one or more resource officers when in the sole judgment of CITY their services are required in response to a citywide or major emergency for more than five (5) consecutive school days, payment for service shall be reduced on a prorated basis.

IV.

INDEPENDENT CONTRACTOR

CITY is and at all times shall be deemed to be an independent contractor and shall be wholly responsible for the manner in which it determines which officers are assigned to the School Resource Officer Program and the way CITY performs the services required by the terms of this Agreement. Nothing herein shall be construed as creating the relationship of employer and employee, or principal and agent, between PISD and CITY or any of CITY's agents or employees. CITY assumes exclusive responsibility for the acts of its employees as they relate to the services provided during the course and scope of their employment. CITY, its agents and employees, shall not be entitled to any rights or privileges of PISD employees and shall not be considered in any manner to be PISD employees.

V.

INSURANCE

CITY is self-insured, and shall provide PISD documentation of its coverage, said coverage to meet the approval of PISD. CITY shall also provide, during the term of this Agreement, workers' compensation insurance, including liability coverage, in the amounts required by Texas state law, for all employees engaged in work under this Agreement. As to all insurance provided by CITY, it shall provide PISD with documentation indicating such coverage prior to the beginning of any activities under this agreement.

VI.

AVAILABILITY OF FUNDS

Funds are not presently budgeted for performance under this Agreement beyond the end of the 2018-2019 fiscal year. PISD shall have no liability for payment of any money for services performed after the end of any fiscal year unless and until such funds are budgeted and this Agreement renewed upon the terms and conditions set forth for renewal in Section II hereof. Likewise, all expenditures made by City in fulfilling its obligations hereunder shall be paid only from current revenues legally available to City.

VII.

TERMINATION

This Agreement may be terminated by either party at its sole option and without prejudice by giving sixty (60) days written notice of termination to the other party.

VIII.

ASSIGNMENT OF AGREEMENT

Neither party shall assign, transfer, or sub-contract any of its rights, burdens, duties or obligations under this Agreement without the prior written permission of the other party to this Agreement.

IX.

WAIVER

No waiver of a breach or any provision of this Agreement by either party shall constitute a waiver of any subsequent breach of such provision. Failure of either party to enforce at any time, or from time to time, any provision of this Agreement shall not be construed as a waiver thereof.

X.

PLACE OF PERFORMANCE: VENUE

All obligations of each party to this Agreement shall be performed in Collin County, Texas. The laws of the State of Texas shall govern the interpretation, validity, performance, and enforcement of this Agreement and the exclusive venue for any legal proceedings involving this Agreement shall be Collin County, Texas.

XI.

NOTICES

Notices to PISD shall be deemed given when delivered in person to the Superintendent of Schools of PISD or on the next business day after the mailing of said notice addressed to said PISD by United States mail, certified or registered mail, return receipt requested, and postage paid at 2700 W. 15th Street, Plano, Texas 75075.

Notices to CITY shall be deemed given when delivered in person to the City Manager of CITY or on the next business day after the mailing of said notice addressed to said CITY by United States mail, certified or registered mail, return receipt requested, and postage paid at P. O. Box 860358, Plano, Texas, 75086-0358.

The place for mailing notices for a party may be changed only upon written notice given to the other in the manner herein prescribed for notices sent to the last effective place of mailing for the notifying party.

XII.

SEVERABILITY PROVISIONS

If any provision of this Agreement is held to be illegal, invalid or unenforceable under present or future laws, (1) such provision shall be fully severable; (2) this Agreement shall be construed and enforced as if such illegal, invalid or unenforceable provision had never been a part of this Agreement; and (3) the remaining provisions of this Agreement shall remain in full force and effect and shall not be affected by the illegal, invalid or unenforceable provision or by its severance from this Agreement.

XIII.

MUTUAL HOLD HARMLESS

To the extent allowed by law PISD does hereby agree to waive all claims against, release, and hold harmless CITY and all of its officials, officers, agents, employees, in both their public and private capacities, from any and all liability, claims, suits, demands, losses, damages, attorneys fees, including all expenses of litigation or settlement, or causes of action which may arise by reason of injury to or death of any person or for loss of, damage to, or loss of use of any property arising out of or in connection with this Agreement.

To the extent allowed by law CITY does hereby agree to waive all claims against, release, and hold harmless PISD and all of its officials, officers, agents, employees, in both their public and private capacities, from any and all liability, claims, suits, demands, losses, damages, attorneys fees, including all expenses of litigation or settlement, or causes of action which may arise by reason of injury to or death of any person or for loss of, damage to, or loss of use of any property arising out of or in connection with this Agreement.

It is the intention of both parties that this mutual hold harmless clause shall be interpreted to mean each party shall be responsible for the actions of each party's own employees, officials, officers, and agents. The parties hereby agree that they have not waived their sovereign immunity by entering into and performing its obligations under this Agreement.

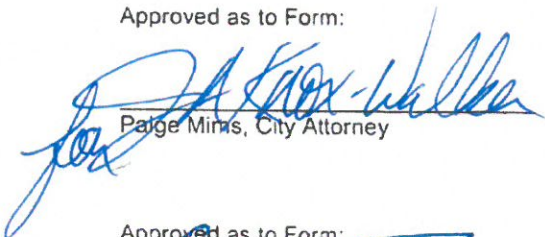
XIV.

ENTIRE AGREEMENT OF PARTIES

This Agreement shall be binding upon the parties hereto, their successors and assigns, and constitutes the entire Agreement between the parties. No other Agreements, oral or written, pertaining to the performance of this Agreement exists between the parties. This Agreement can be modified only by an Agreement in writing, signed by both parties.

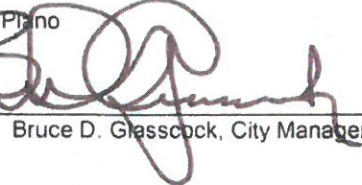
IN WITNESS WHEREOF, the parties have executed this Agreement in the year and day first above written.

Approved as to Form:

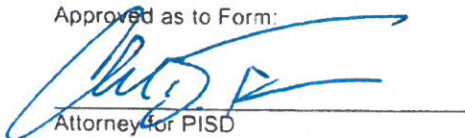

Paige Miras, City Attorney

City of Plano

By:


 08/30/18
Bruce D. Glasscock, City Manager

Approved as to Form:


Attorney for PISD

Plano Independent School District

By:

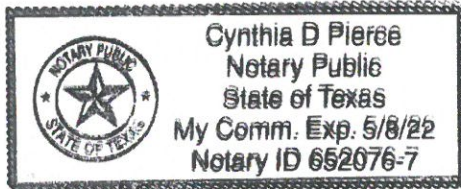
 8/20/18
Sara Bonser
Superintendent
Plano Independent School District

ACKNOWLEDGMENT

STATE OF TEXAS
COUNTY OF COLLIN

This instrument was acknowledged before me on the 30th day of August, 2018 by Bruce D. Glasscock, **City Manager of the CITY OF PLANO, TEXAS**, a home-rule municipal corporation, on behalf of said corporation.

Cynthia D. Pierce
Notary Public in and for the State of Texas

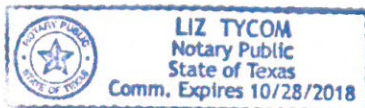


ACKNOWLEDGMENT

STATE OF TEXAS
COUNTY OF COLLIN

This instrument was acknowledged before me on the 14 day of August, 2018 by Sara Bonser, **Superintendent of the PLANO INDEPENDENT SCHOOL DISTRICT**, on behalf of said organization.

[Signature]
Notary Public in and for the State of Texas





CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 5/13/2019

Department: Engineering

Department Head: B. Caleb Thornhill

Agenda Coordinator: Eva X-7232

CAPTION

To authorize the conveyance of an Easement to Oncor Electric Service Company for the purpose of installing a transformer for improvement to the Indian Creek Lift Station; and authorizing the City Manager to execute all necessary documents. **Approved**

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 | 650 | 0 | 650 |
| Balance | 0 | 650 | 0 | 650 |

FUND(S): General Fund

COMMENTS: The compensation received from Oncor Electric Delivery Company for the conveyance of an easement to support the Indian Creek Lift Station, in the amount of \$650, will be deposited to the General Fund.

SUMMARY OF ITEM

See Memo of Recommendation

Strategic Plan Goal:

Financially Strong City with Service Excellence, Partnering for Community Benefit

Plano Tomorrow Plan Pillar:

Built Environment, Economic Environment, Regionalism

ATTACHMENTS:

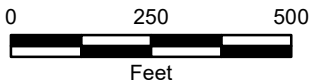
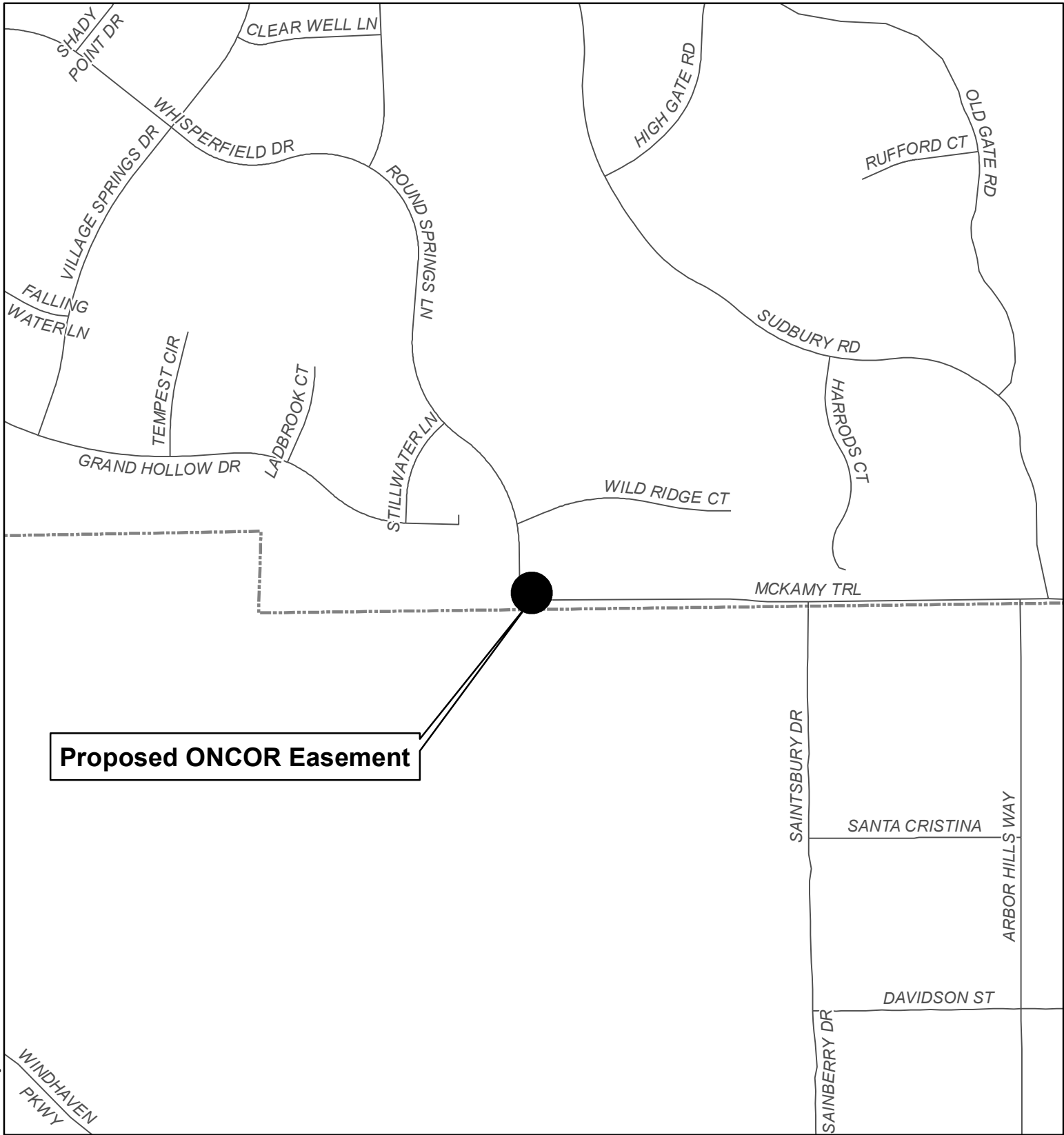
| Description | Upload Date | Type |
|--------------|-------------|------|
| Memo | 4/23/2019 | Memo |
| Location Map | 4/23/2019 | Map |

Date: May 13, 2019
To: Mark Israelson, City Manager
From: B. Caleb Thornhill, Director of Engineering
Subject: Easement Conveyance to Oncor

Staff recommends the approval of granting of an easement to Oncor for improvements to the Indian Creek Lift Station being rehabilitated by North Texas Municipal Water District (NTMWD). Oncor/NTMWD agree to compensate the City of Plano an amount agreed upon of \$650.00 which is fair and reasonable value for the 212 sf easement.

The easement is required for the installation of a transformer by Oncor for planned improvements by NTMWD to the Lift Station. The transformer is part of the electrical power distribution system that will serve new equipment being installed to improve capacity of the existing lift station.

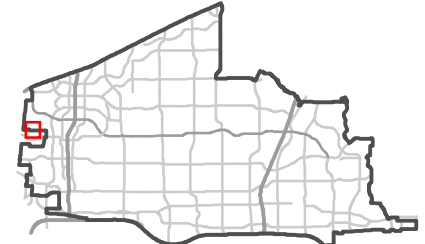
If the easement is not granted, the NTMWD will not be allowed to proceed forward with the planned improvements of expansion and treatment of higher wastewater flows.



City of Plano, BI/GIS
April 2019

ONCOR **Electric Service Company** **Switchgear Easement**

Project Location





CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 5/13/2019

Department: HR

Department Head: Shanté Akafia

Agenda Coordinator: Tracy Bucey x7296

CAPTION

Ordinance No. 2019-5-3: To repeal Ordinance No. 2018-9-4; establishing the number of certain classifications within the Police Department for fiscal year 2018-19; establishing the authorized number and effective dates of such positions for each classification; establishing a salary plan for the Police Department effective May 13, 2019; and providing a repealer clause, a severability clause and an effective date. **Adopted**

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

COMMENTS: This item has no fiscal impact.

SUMMARY OF ITEM

Creating one (1) Police Officer position for fiscal year 2018-19

Strategic Plan Goal:

Financially Strong City with Service Excellence, Safe Large City

Plano Tomorrow Plan Pillar:

ATTACHMENTS:

| Description | Upload Date | Type |
|-------------|-------------|-----------|
| Memo | 5/3/2019 | Memo |
| Ordinance | 5/7/2019 | Ordinance |
| Exhibit "A" | 4/30/2019 | Exhibit |

Date: May 1, 2019

To: Mark D. Israelson, City Manager

From: Gregory W. Rushin, Police Chief



Subject: Reclassification of Police Academy Administrator to Sworn Police Officer

The Plano Richardson Basic Police Officer Academy (PRBPOA) program began in October 2017. We started this program so that we could provide better basic police training to newly hired officers than we were getting by sending recruit officers to regional police academies. The program has been very successful, and the graduates of our academy have had greater levels of success during the subsequent field training program. The PRBPOA serves the cities of Plano, Richardson, Allen, Frisco, and McKinney. To this point, the program has instructed 113 police cadets, and the City of Plano has had 49 of those cadets.

The PRBPOA has been coordinated by the Police Academy Administrator, which is a civilian position. The person currently serving in this position is leaving the City of Plano to pursue another career. We need to reclassify and fill this vacancy with a sworn police officer. The duties will essentially remain the same. A sworn police officer assigned to the Training Unit as the PRBPOA Coordinator will provide higher quality training and more stability for the coordination of the program. Although there are some one-time costs associated with this mid-year reclassification, the salary for our highest paid police officer position is slightly less than the current Police Academy Administrator. There is adequate funding available to reclassify this position.

An Ordinance of the City of Plano, Texas repealing Ordinance No. 2018-9-4; establishing the number of certain classifications within the Police Department for fiscal year 2018-19; establishing the authorized number and effective dates of such positions for each classification; establishing a salary plan for the Police Department effective May 13, 2019; and providing a repealer clause, a severability clause and an effective date.

WHEREAS, on September 10, 2018 by Ordinance No. 2018-9-4, the City Council of the City of Plano, Texas, adopted and approved the Civil Service compensation plan, including the classifications and salaries for the sworn personnel positions within the Police Department of the City of Plano; and

WHEREAS, in compliance with Chapter 143 of the Texas Local Government Code, V.T.C.A., as amended, the City Council desires to adopt the specified number of positions effective May 13, 2019, and the classification and salary plan for the sworn personnel of the Police Department of the City of Plano, Texas as set forth in attached Exhibit "A"; and

WHEREAS, the Department recommends, based on operational needs, creation of one (1) Police Officer position; and

WHEREAS, the salary plan adopted by this ordinance does not, in any way, limit the ability or authority of the City to implement a reduction in salary due to business or other fiscal needs, nor does it prevent the City Manager or Department Head from reducing, on an individual or a group basis, the number of hours worked per week or per work cycle due to fiscal needs, disciplinary actions, or other allowable reasons.

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

Section I. Ordinance No. 2018-9-4 duly passed and approved by the City Council of the City of Plano, Texas on September 10, 2018 is repealed in its entirety effective May 13, 2019.

Section II. The number of positions in the City of Plano Police Department effective May 13, 2019, and the classification and salary plan of the City of Plano Police Department for City of Plano fiscal year 2018-19, as set forth in Exhibit "A" is hereby approved and adopted.

Section III. The creation of one (1) Police Officer position is hereby approved.

Section IV. Any and all advancements from one service plateau to the next, within the salary structure set out in Exhibit "A" is hereby approved and adopted, and shall thereafter be permitted at the start of the first payroll period following completion of the required number of continuous service months.

Section V. All provisions of the Ordinances of the City of Plano, codified and 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 and 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 thereof, 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. Upon passage, this Ordinance shall become effective May 13, 2019.

DULY PASSED AND APPROVED this the 13th day of May, 2019.

Harry LaRosiliere, MAYOR

ATTEST:

Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:

Paige Mims, CITY ATTORNEY



CITY OF PLANO
2018 - 2019 CIVIL SERVICE COMPENSATION PLAN
Effective 5/13/2019
POLICE

| RANGE | POLICE | Effective Date - # Positions | | BASE 1 | 6 Mos. 2 | 12 Mos. 3 | 18 Mos. 4 | 24 Mos. 5 | 30 Mos. 6 | 36 Mos. 7 | 60 Mos. 8 | 120 Mos. 9 | 180 Mos. 10 | 240 Mos. 11 |
|-------|------------------------|------------------------------------|--------------------------------|------------------------------------|----------------------------------|------------------------------------|----------------------------------|----------------------------------|----------------------------------|----------------------------------|----------------------------------|----------------------------------|----------------------------------|----------------------------------|
| 001 | Police Officer | 10/1/2018 - 348 5/13/2019 - 349 | Annual: Monthly: Hourly: | \$69,669 \$5,806 \$33.4948 | \$72,018 \$6,001 \$34.6239 | \$74,375 \$6,198 \$35.7574 | \$77,677 \$6,473 \$37.3447 | \$80,233 \$6,686 \$38.5736 | \$82,973 \$6,914 \$39.8910 | \$87,185 \$7,265 \$41.9157 | \$89,645 \$7,470 \$43.0986 | \$90,260 \$7,522 \$43.3944 | \$90,875 \$7,573 \$43.6901 | \$91,490 \$7,624 \$43.9857 |
| 002 | Sergeant | 10/1/2018 - 39 6/1/2019 - 40 | Annual: Monthly: Hourly: | \$98,970 \$8,248 \$47.5819 | | \$102,774 \$8,565 \$49.4107 | | | | | | | | |
| 003 | Lieutenant | 10/1/2018 - 16 | Annual: Monthly: Hourly: | \$110,487 \$9,207 \$53.1186 | | \$117,109 \$9,759 \$56.3025 | | | | | | | | |
| 004 | Deputy Police Chief | 10/1/2018 - 4 | Annual: Monthly: Hourly: | \$127,821 \$10,652 \$61.4523 | | \$135,482 \$11,290 \$65.1356 | | | | | | | | |
| 005 | Assistant Police Chief | 10/1/2018 - 2 | Annual: Monthly: Hourly: | \$145,636 \$12,136 \$70.0175 | | \$155,164 \$12,930 \$74.5979 | | | | | | | | |
| 01A | Recruit | | Annual: Monthly: Hourly: | \$64,555 \$5,380 \$31.0360 | | | | | | | | | | |

The hourly rate shown above is the base hourly rate at which pay is calculated. The monthly and annual rates shown are for informational purposes only and illustrate potential pay based on hours worked which are not guaranteed. The City Council can change pay, pay periods, and total hours scheduled at any time.

EXHIBIT A



CITY OF PLANO COUNCIL AGENDA ITEM

Council Meeting Date: 5/13/2019

Department: City Secretary

Department Head: Lisa Henderson

Agenda Coordinator: Lisa Henderson

CAPTION

Ordinance No. 2019-5-4: To order a Runoff Election to be held on June 8, 2019, for the purpose of electing one Member of Council to Place No. 5 and one Member of Council to 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

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

COMMENTS: This item has no fiscal impact.

SUMMARY OF ITEM

Strategic Plan Goal:

Partnering for Community Benefit

Plano Tomorrow Plan Pillar:

Regionalism

ATTACHMENTS:

| Description | Upload Date | Type |
|-----------------------|-------------|-----------|
| Runoff Election Order | 5/6/2019 | Ordinance |

An Ordinance of the City of Plano, Texas, ordering a Runoff Election to be held on June 8, 2019, for the purpose of electing one Member of Council to Place No. 5 and one Member of Council to 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.

WHEREAS, a General Election was held on May 4, 2019, for the purpose of electing members of Council including Place No. 5 and Place No. 7; and

WHEREAS, no one person received a majority of the votes cast at said election for Place No. 5 and Place No. 7 on the City Council; and

WHEREAS, Ron Kelley and Shelby Williams individually received more votes than any other person for Place No. 5 and both are, therefore, entitled to have their names placed on a runoff election ballot; and

WHEREAS, Lily Bao and Ann Bacchus individually received more votes than any other person for Place No. 7 and both are, therefore, entitled to have their names placed on a runoff election ballot.

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

Section I. A Runoff Election is hereby ordered to be held in and throughout the City of Plano on Saturday, June 8, 2019, for the purpose of electing the following members of the City Council of the City of Plano:

Member of Council, Place No. 5

The term of said place shall be for four years.

Member of Council, Place No. 7

The term of said place shall be for four years.

Section II. The persons entitled to have their names placed upon the ballot at such election are:

Member of Council, Place No. 5

Ron Kelley

Shelby Williams

Member of Council, Place No. 7

Lily Bao

Ann Bacchus

Section III. The polling places and the county election precincts whose qualified voters shall cast ballots at such locations in the City of Plano Runoff Election are as follows:

Collin County Election Day Voting Locations

| Precincts | Location | Address | City |
|------------------|------------------------------------|------------------------------|-------------|
| "VOTE CENTER" | Collin County Election Office | 2010 Redbud Blvd., #102 | McKinney |
| "VOTE CENTER" | Bethany Elementary School | 2418 Micarta Drive | Plano |
| "VOTE CENTER" | Carpenter Middle School | 3905 Rainier Road | Plano |
| "VOTE CENTER" | Christopher A. Parr Library | 6200 Windhaven Parkway | Plano |
| "VOTE CENTER" | Collin College-Spring Creek Campus | 2800 E. Spring Creek Parkway | Plano |
| "VOTE CENTER" | Forman Elementary School | 3600 Timberline Drive | Plano |
| "VOTE CENTER" | Haggard Middle School | 2832 Parkhaven Drive | Plano |
| "VOTE CENTER" | Hendrick Middle School | 7400 Red River Drive | Plano |
| "VOTE CENTER" | Jasper High School | 6800 Archgate | Plano |
| "VOTE CENTER" | Schimelpfenig Middle School | 2400 Maumelle Drive | Plano |
| "VOTE CENTER" | Shepton High School | 5505 Plano Parkway | Plano |
| "VOTE CENTER" | Tom Muehlenbeck Recreation Center | 5801 W. Parker Road | Plano |
| "VOTE CENTER" | Williams High School | 1717 17 th Street | Plano |
| "VOTE CENTER" | Wilson Middle School | 1001 Custer Road | Plano |

Denton County Election Day Voting Locations

| Precincts | Location | Address | City |
|-----------|-----------------------------|------------------------|-------|
| 2020 | Christopher A. Parr Library | 6200 Windhaven Parkway | Plano |

Polling places on June 8, 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/Denton County Election Administrators' decisions to include ballots at additional locations throughout the counties.

Collin County Early Voting Locations

| Polling Place | Address | City |
|--|---------------------------------|----------|
| Collin County Election Office (Main Early Voting Location) | 2010 Redbud Blvd., #102 | McKinney |
| Carpenter Park Recreation Center | 6701 Coit Road | Plano |
| Christopher A. Parr Library | 6200 Windhaven Pkwy | Plano |
| Collin College-Spring Creek Campus | 2800 E. Spring Creek Pkwy | Plano |
| Haggard Library | 2501 Coit Road | Plano |
| Harrington Library | 1501 18 th Street | Plano |
| Maribelle M. Davis Library | 7501-B Independence Pkwy | Plano |
| Plano ISD Administration Center | 2700 W. 15 th Street | Plano |

| COLLIN COUNTY EARLY VOTING DATES AND TIMES | | | | | | |
|--|---------------------------|-------------------------|-------------------------|-------------------------|-------------------------|--|
| Sunday | Monday | Tuesday | Wednesday | Thursday | Friday | Saturday |
| May 26 | May 27 Memorial Day | May 28 8 am-5 pm | May 29 8 am-5 pm | May 30 8 am-7 pm | May 31 8 am-5 pm | June 1 8 am-5 pm |
| June 2 | June 3 7 am-7 pm | June 4 7 am-7 pm | June 5 | June 6 | June 7 | June 8 Election Day 7 am-7 pm |

Denton County Early Voting Locations

| Polling Place | Address | City |
|--|------------------------|------------|
| Denton County Elections Administration (Main Early Voting Location) | 701 Kimberly Drive | Denton, TX |
| Christopher A. Parr Library | 6200 Windhaven Parkway | Plano, TX |

| DENTON COUNTY EARLY VOTING DATES AND TIMES | | | | | | |
|--|---------------------------|-------------------------|-------------------------|-------------------------|-------------------------|--|
| Sunday | Monday | Tuesday | Wednesday | Thursday | Friday | Saturday |
| May 26 | May 27 Memorial Day | May 28 8 am-5 pm | May 29 8 am-5 pm | May 30 8 am-7 pm | May 31 8 am-5 pm | June 1 8 am-5 pm |
| June 2 | June 3 7 am-7 pm | June 4 7 am-7 pm | June 5 | June 6 | June 7 | June 8 Election Day 7 am-7 pm |

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, May 28, 2019:

| COLLIN COUNTY | DENTON COUNTY |
|---|--|
| 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 PO Box 1720 Denton, TX 76202 |

Section VI. 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 13th DAY OF MAY 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: 5/13/2019

Department: Engineering

Department Head: B. Caleb Thornhill

Agenda Coordinator: Eva X-7232

CAPTION

Ordinance No. 2019-5-5: To amend Section 12-73.1(d), Same – Specific zones, of Article IV, Speed, Chapter 12, Motor Vehicles and Traffic, of the Code of Ordinances of the City of Plano, Texas to enact school zones for summer school sessions within the city limits of the City of Plano; and providing a penalty clause, a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date. **Adopted**

FINANCIAL SUMMARY

Operating Expense, 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

COMMENTS:

Modifying existing school zones to accommodate summer school sessions will result in both expenditures to revise street signs and signals and revenue from traffic fines; however, this annual change is planned for in existing departmental budgets and is not anticipated to be radically different from prior years.

SUMMARY OF ITEM

The Plano Independent School District (PISD) has requested the implementation of school speed zones

adjacent to 17 school campuses selected to remain open for the June, 2019 summer school session. Because summer school sessions operate during different calendars and operating times than the regular school year, the City Council adopted Section 12-73.1 Same – Specific Zones – Summer School on April 27, 2009. This section of city ordinances is school and zone specific, and requires annual updates as the PISD selects schools and dates for the summer school session. The Transportation Engineering Division supports the adoption of this ordinance amending Section 12-73.1(d) for the 2019 summer school session. By City Council approval of this ordinance the school zone signs for each affected school will be modified.

Strategic Plan Goal:

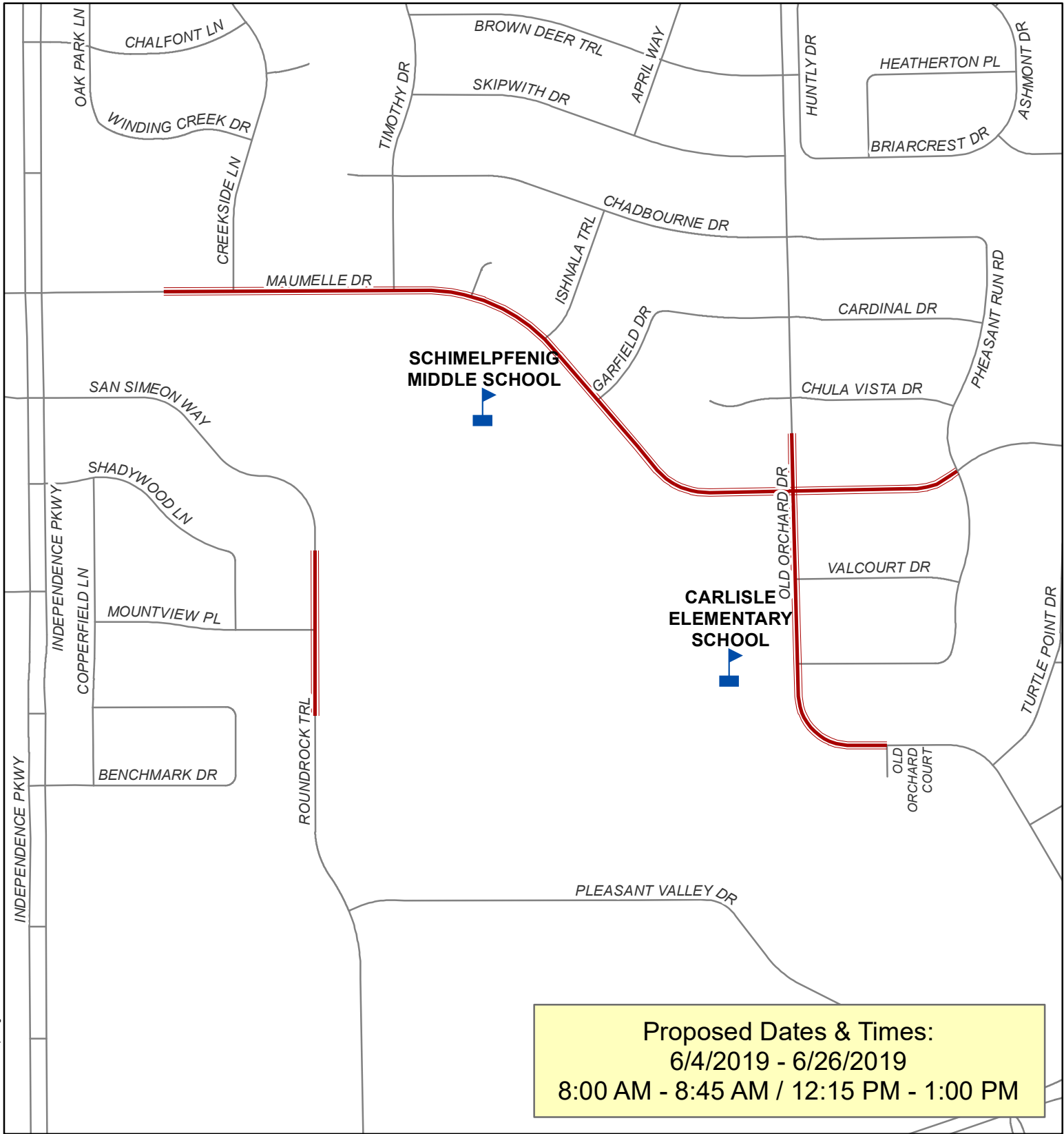
Financially Strong City with Service Excellence, Safe Large City

Plano Tomorrow Plan Pillar:

Built Environment, Social Environment

ATTACHMENTS:

| Description | Upload Date | Type |
|---------------|-------------|-----------|
| Location Maps | 4/5/2019 | Map |
| Ordinance | 4/23/2019 | Ordinance |



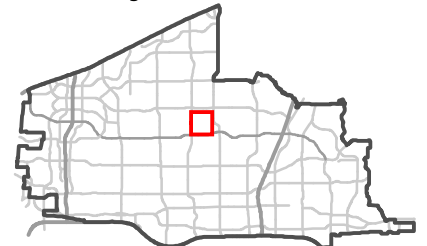
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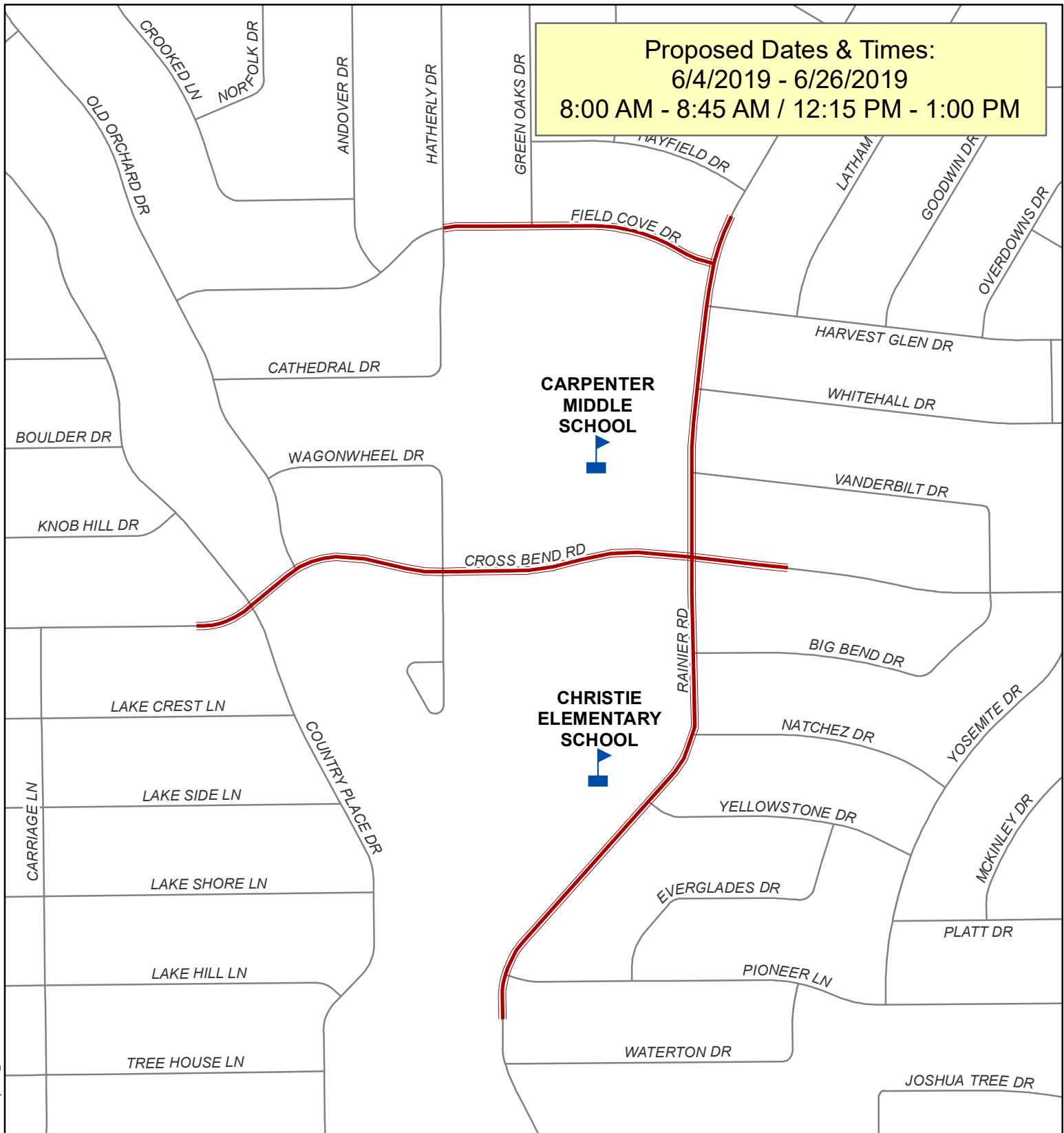
BI/GIS Division
April 2019

Carlisle Elementary and Schimelpfenig Middle Schools Summer School Zone Map

Project Location



Proposed Dates & Times:
6/4/2019 - 6/26/2019
8:00 AM - 8:45 AM / 12:15 PM - 1:00 PM



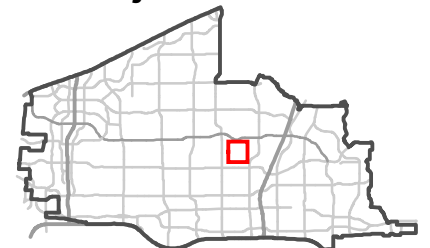
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BI/GIS Division
April 2019

Carpenter Middle and Christie Elementary Schools Summer School Zone Map

Project Location



Proposed Dates & Times:
6/3/2019 - 6/21/2019
8:30 AM - 9:15 AM / 12:45 PM - 1:30 PM

CLARK HIGH
SCHOOL



STADIUM DR

W SPRING CREEK PKWY

BUFFALO BND

EAGLE PASS

LINCOLN DR

PINTO CT

PINTO CIR



0 100 200
Feet

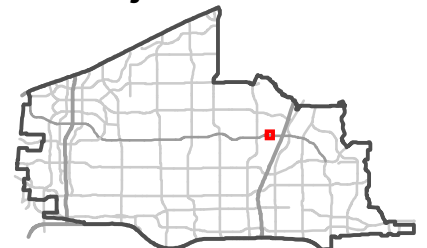


BI/GIS Division
April 2019

Clark High School Summer School Zone Map

Page 115

Project Location



Proposed Dates & Times:
6/3/2019 - 6/26/2019
8:00 AM - 8:45 AM / 2:55 PM - 3:40 PM

DAFFRON
ELEMENTARY
SCHOOL



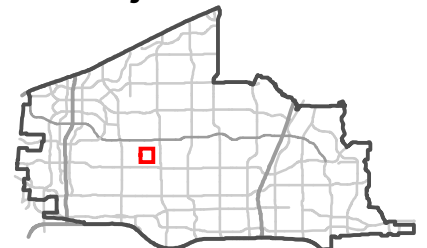
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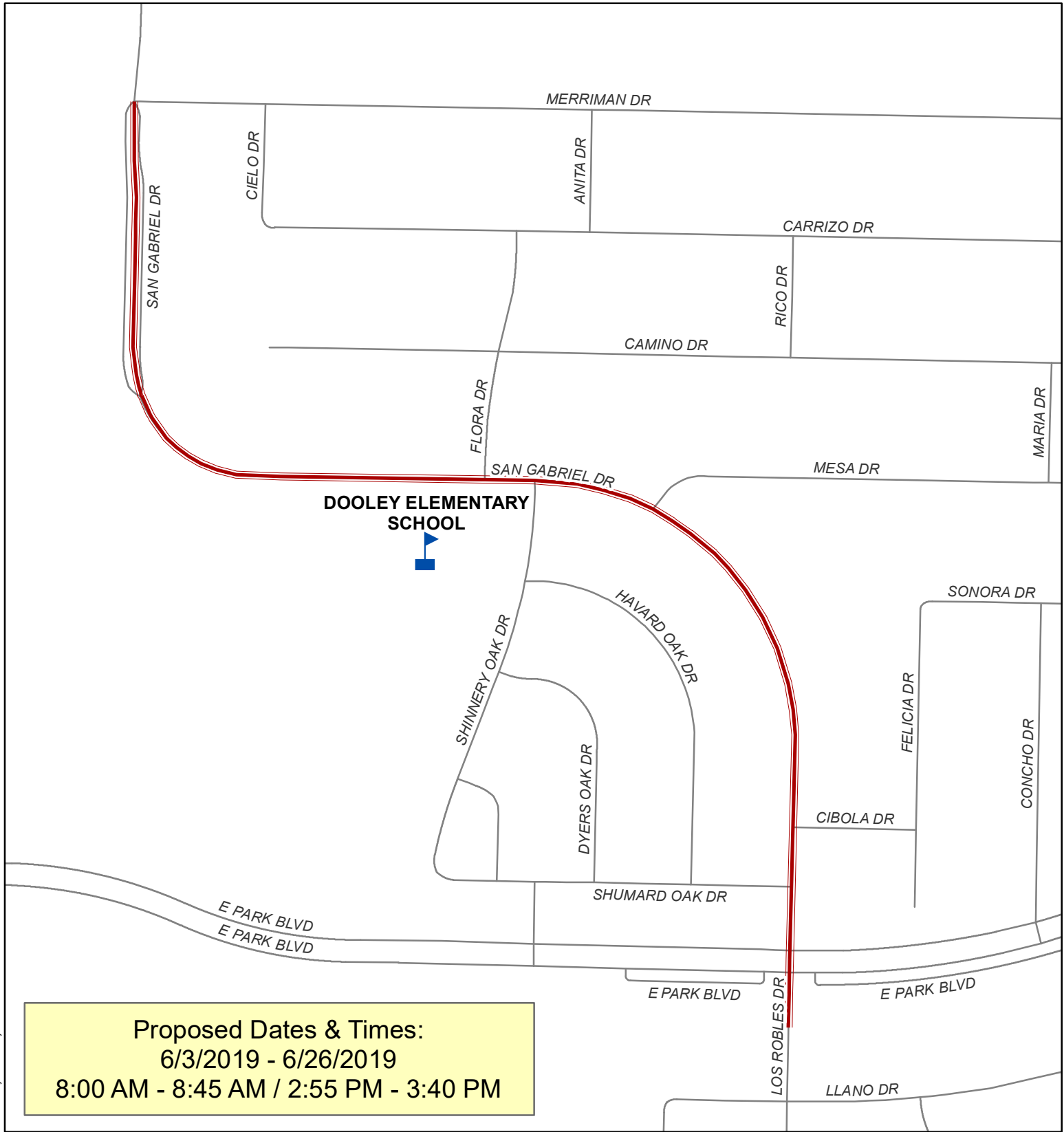


BI/GIS Division
April 2019

Daffron Elementary School Summer School Zone Map

Project Location





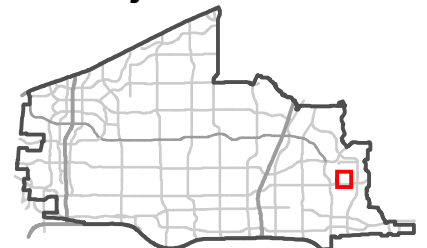
0 150 300
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BI/ GIS Division
 April 2019

Dooley Elementary School Summer School Zone Map

Project Location



Proposed Dates & Times:
6/3/2019 - 6/26/2019
7:15 AM - 8:00 AM / 11:45 AM - 12:30 PM

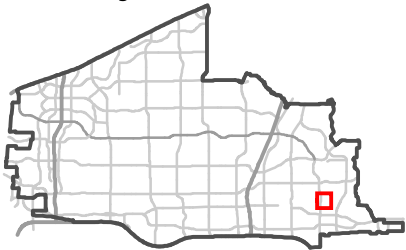


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Feet



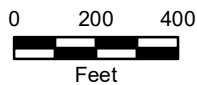
Forman Elementary School Summer School Zone Map

Project Location



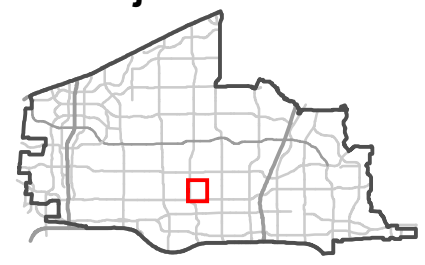
Proposed Dates & Times:
6/10/2019 - 7/18/2019
7:30 AM - 9:30 AM / 10:45 AM - 12:45 PM

**HAGGARD
MIDDLE SCHOOL**

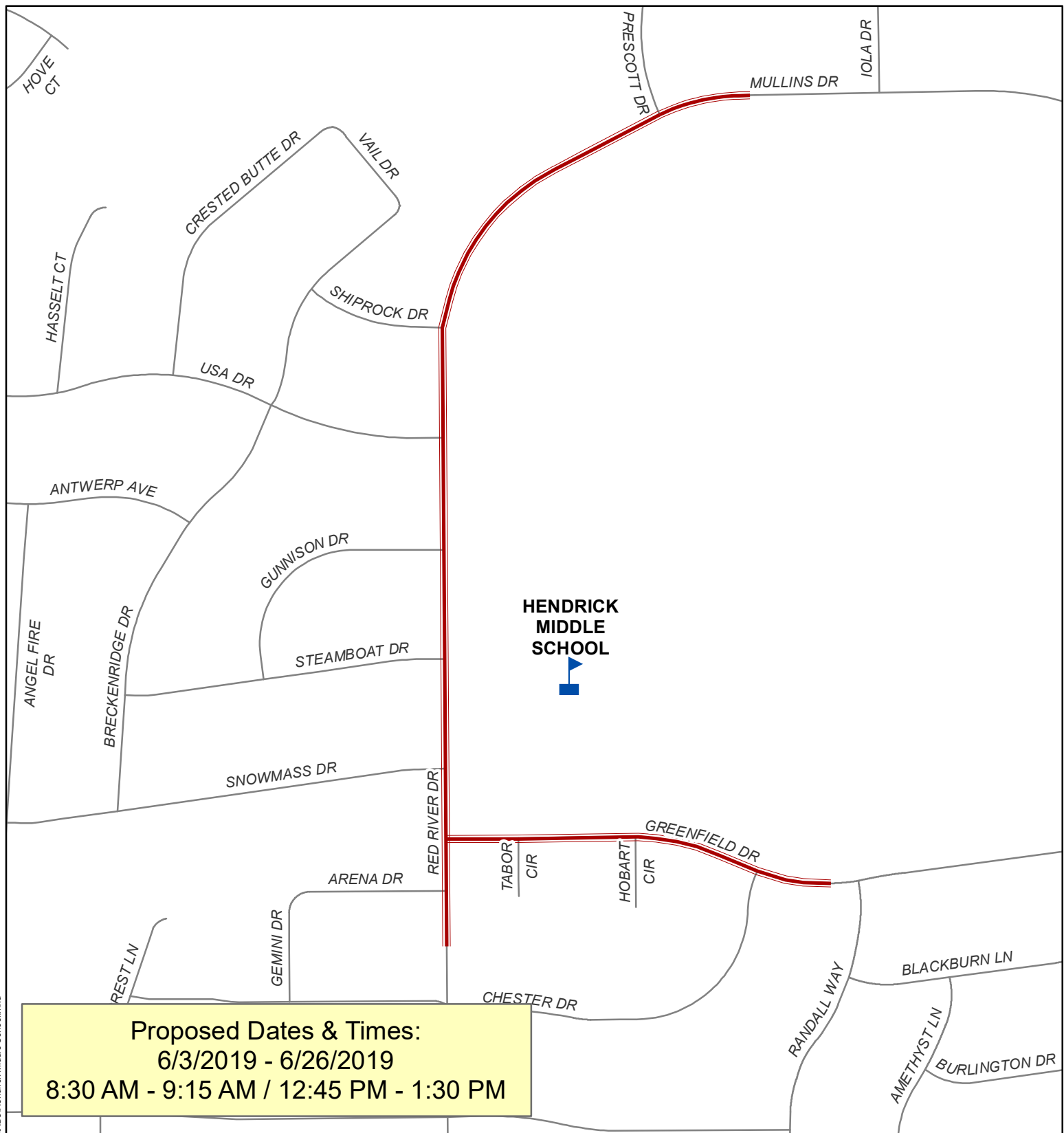


Haggard Middle School Summer School Zone Map

Project Location



sheenK Z:\GIS\Projects\Engineering\2019-04-02_SchoolZones_SK\MXDs\Haggard Middle School.mxd



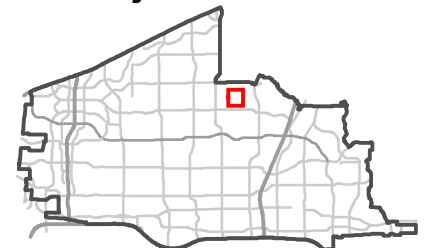
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Feet



BI/GIS Division
April 2019

Hendrick Middle School Summer School Zone Map



Proposed Dates & Times:

6/3/2019 - 6/26/2019

8:00 AM - 8:45 AM / 2:55 PM - 3:40 PM

WOODBURN CORNERS

WOODBURN CORNERS

COLCHESTER DR

JACKSON DR

LYNBROOK DR

LYNBROOK ALY

BONNIEBROOK DR

BONNIEBROOK ALY

BROOKSHIRE DR

BROOKSHIRE ALY

JOMAR DR

JOMAR ALY

PENNSYLVANIA LN

PENNSYLVANIA ALY

TRINITY LN

TRINITY ALY

ROBIN RD

ROBIN ALY

DARTMOUTH DR

DARTMOUTH ALY

**JACKSON
ELEMENTARY
SCHOOL**



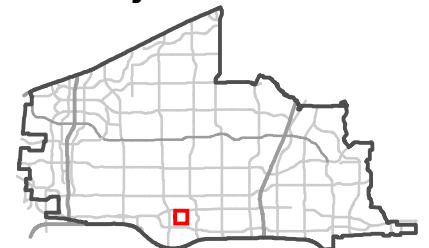
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BI/GIS Division
April 2019

Jackson Elementary School Summer School Zone Map

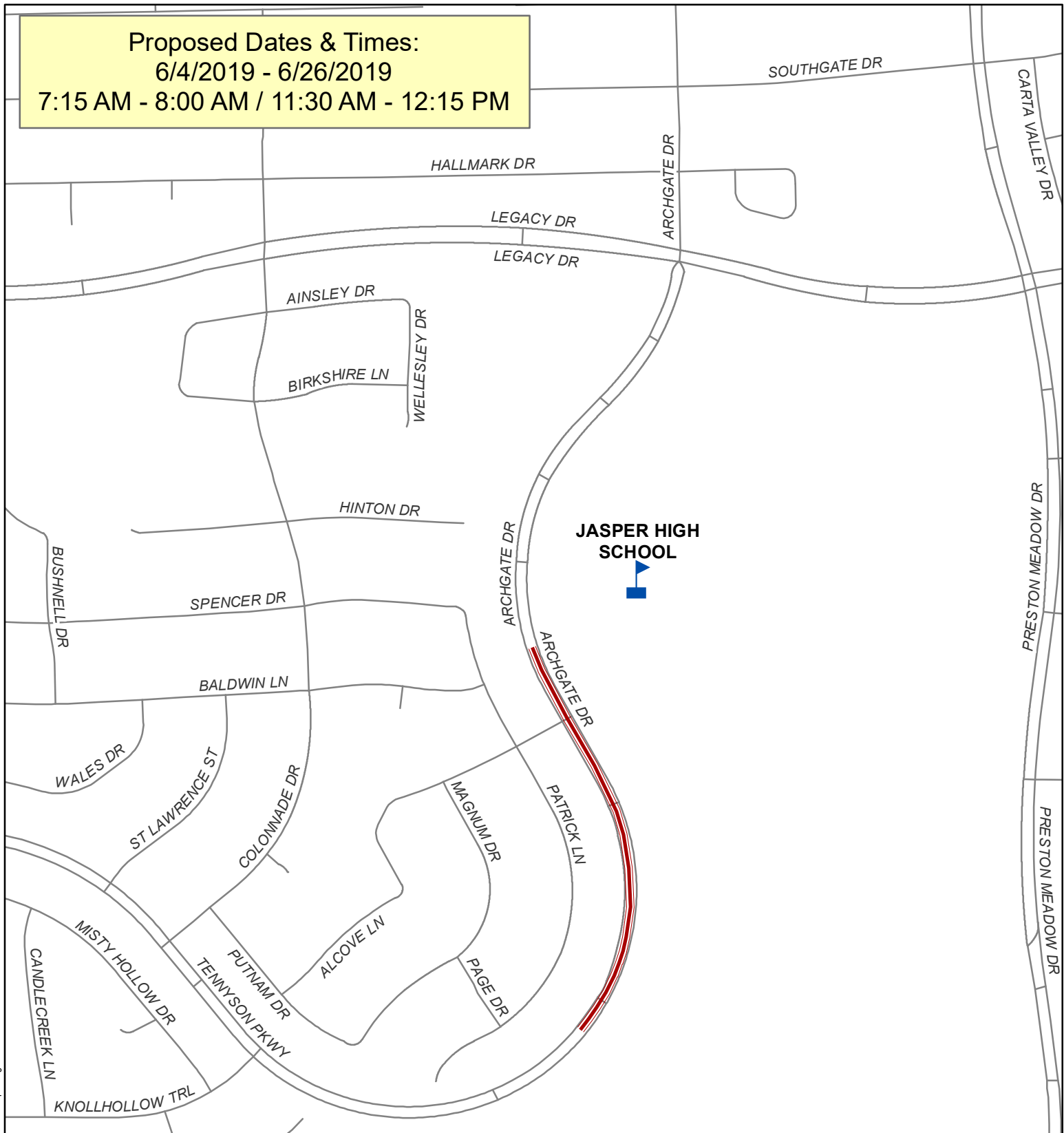
Project Location



Proposed Dates & Times:

6/4/2019 - 6/26/2019

7:15 AM - 8:00 AM / 11:30 AM - 12:15 PM



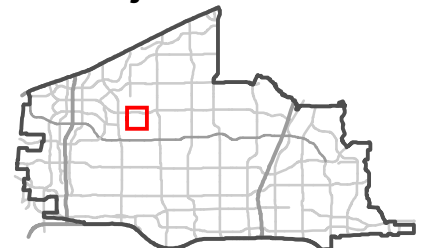
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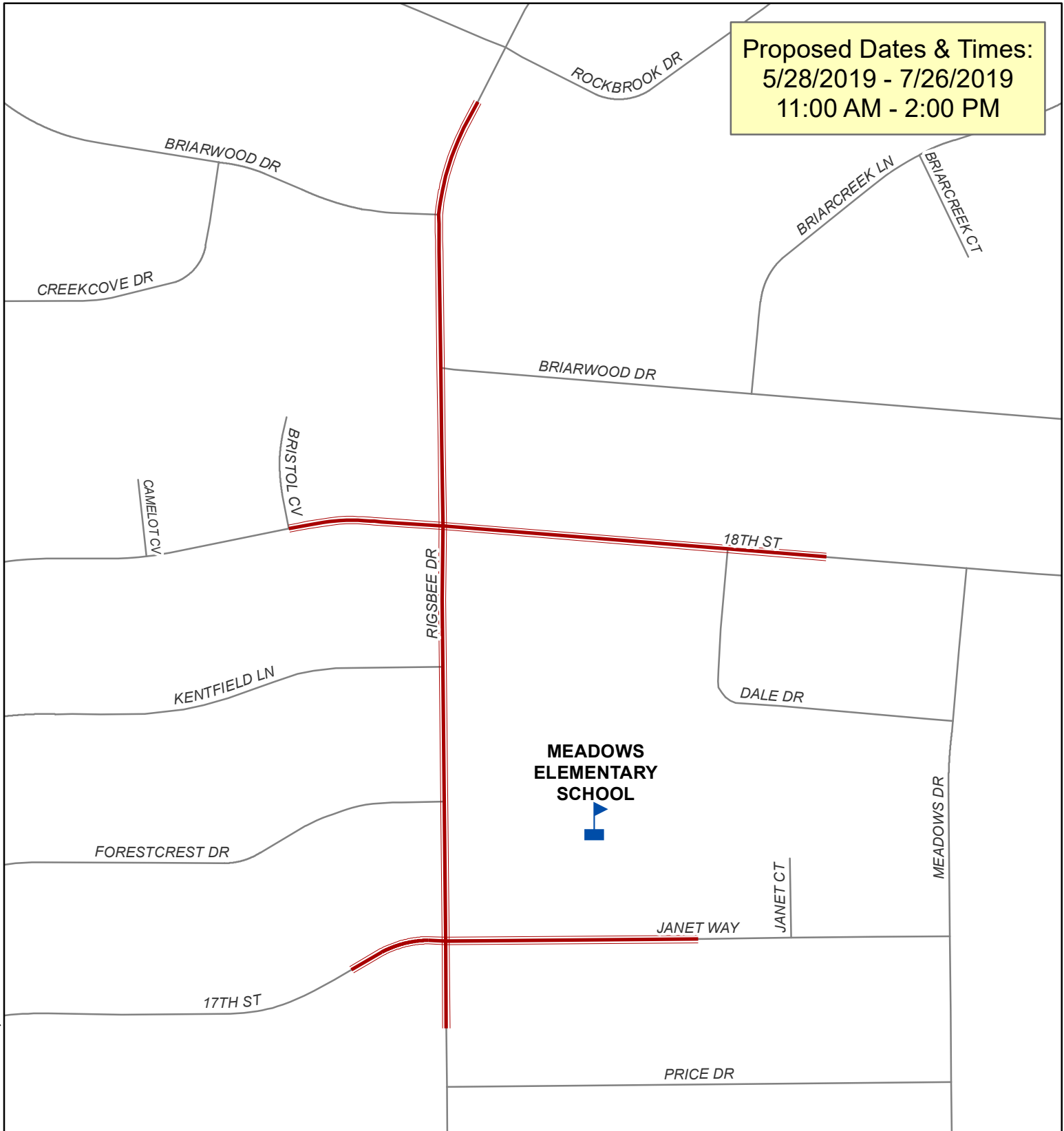
BI/GIS Division
April 2019

Jasper High School Summer School Zone Map

Project Location



Proposed Dates & Times:
5/28/2019 - 7/26/2019
11:00 AM - 2:00 PM



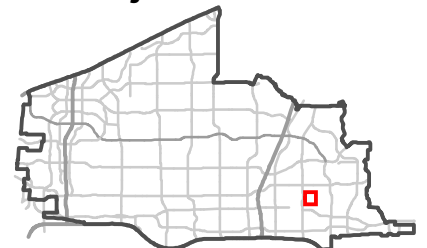
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BI/GIS Division
April 2019

Meadows Elementary School Summer School Zone Map

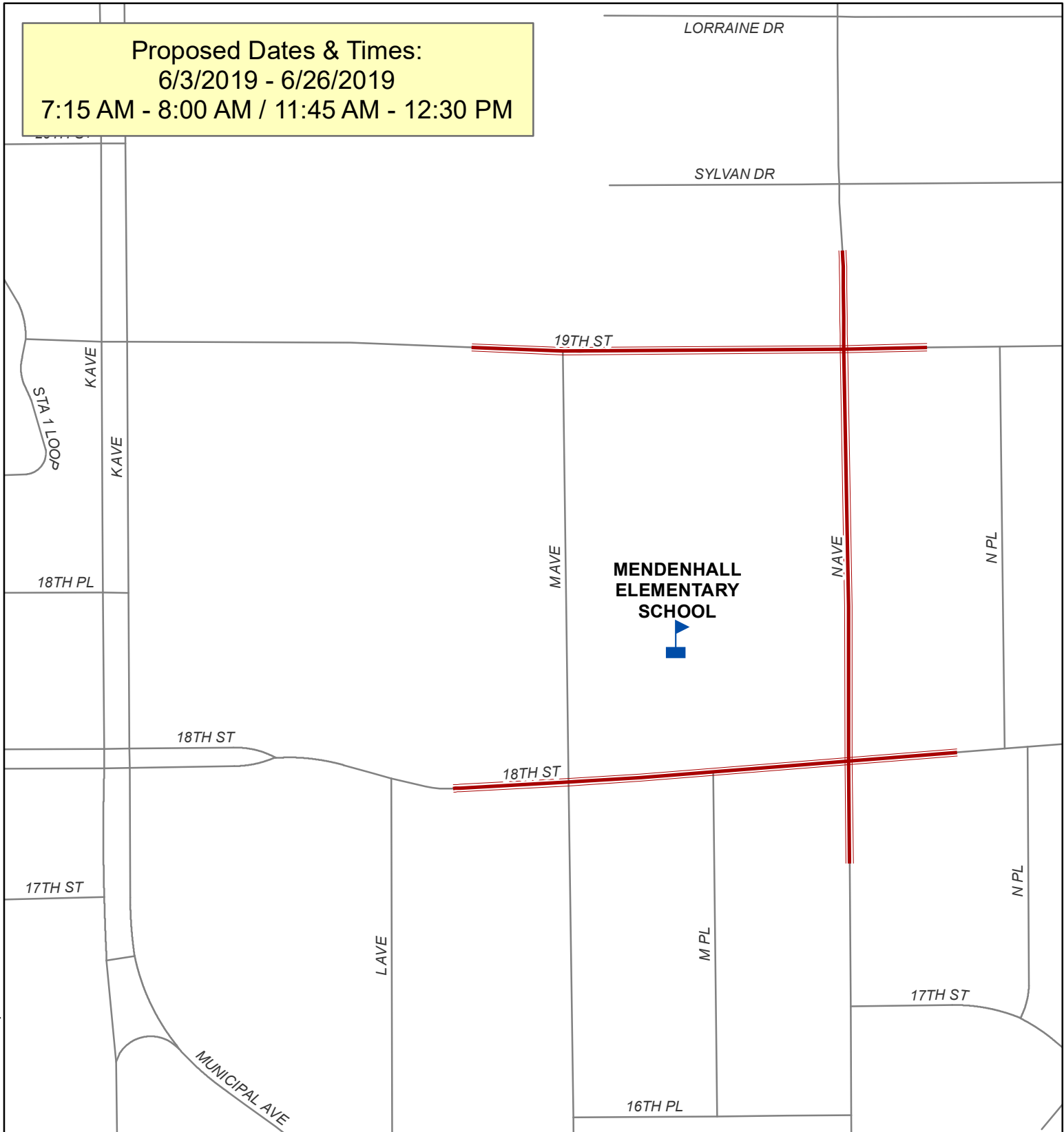
Project Location



Proposed Dates & Times:

6/3/2019 - 6/26/2019

7:15 AM - 8:00 AM / 11:45 AM - 12:30 PM



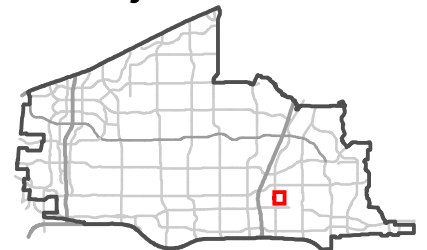
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Feet



BI/GIS Division
April 2019

Mendenhall Elementary School Summer School Zone Map

Project Location



Proposed Dates & Times:
6/4/2019 - 6/26/2019
7:15 AM - 8:00 AM / 11:30 AM - 12:15 PM



Plano

Richardson



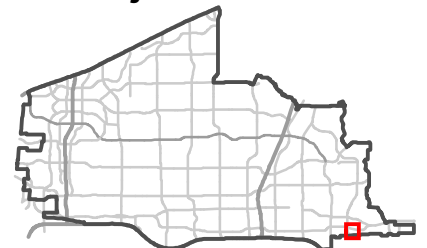
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BI/GIS Division
April 2019

Otto Middle School Summer School Zone Map

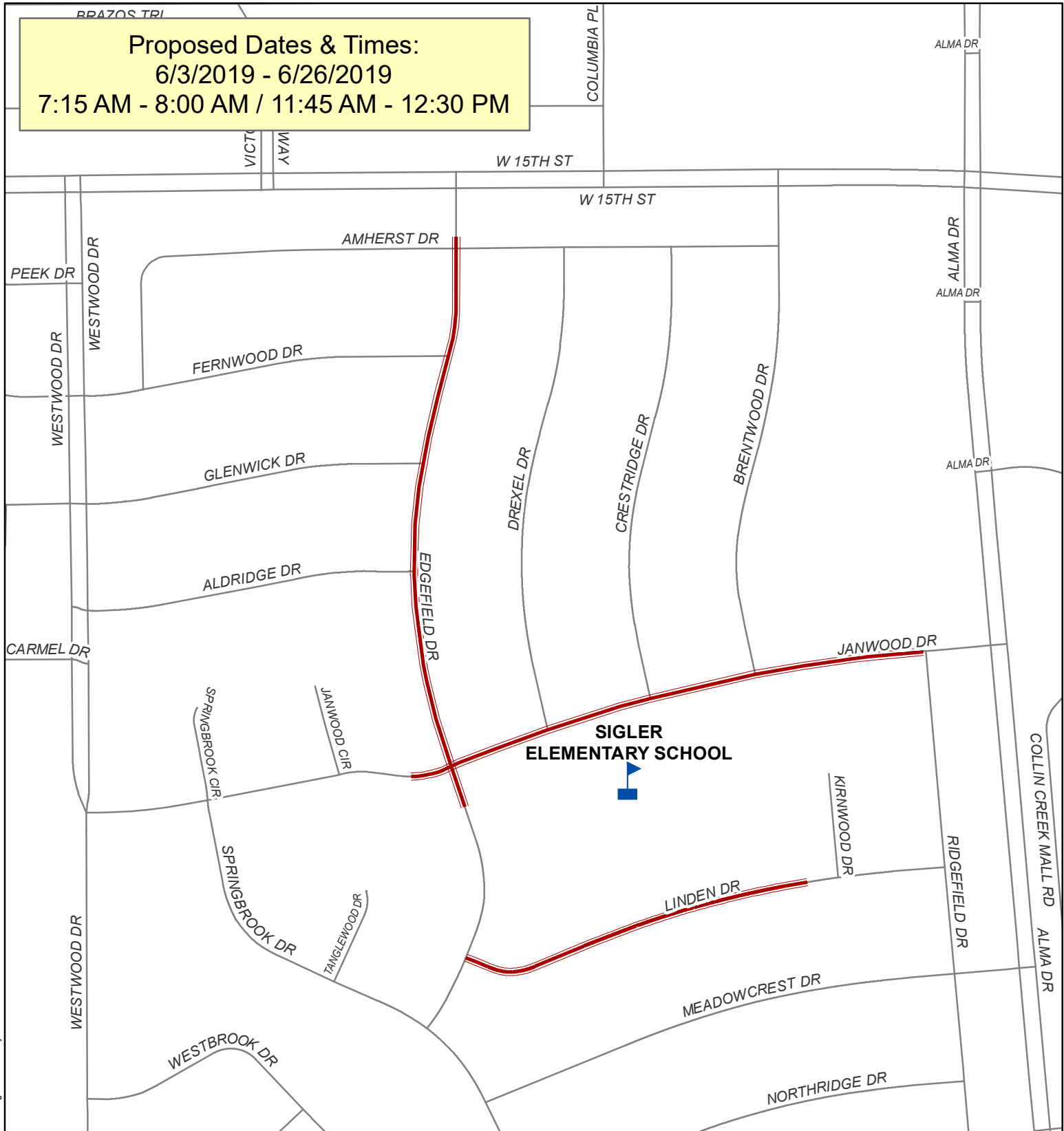
Project Location



Proposed Dates & Times:

6/3/2019 - 6/26/2019

7:15 AM - 8:00 AM / 11:45 AM - 12:30 PM



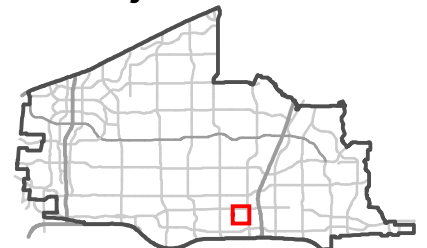
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Feet



BI/GIS Division
April 2019

Sigler Elementary School Summer School Zone Map

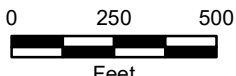
Project Location



Proposed Dates & Times:

6/3/2019 - 6/26/2019

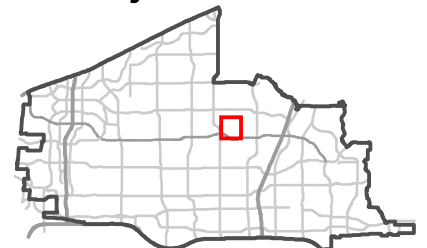
8:00 AM - 8:45 AM / 2:55 PM - 3:40 PM



BI/GIS Division
April 2019

Thomas Elementary School Summer School Zone Map

Project Location



An Ordinance of the City of Plano, Texas amending Section 12-73.1(d), Same – Specific zones, of Article IV, Speed, Chapter 12, Motor Vehicles and Traffic, of the Code of Ordinances of the City of Plano, Texas to enact school zones for summer school sessions within the city limits of the City of Plano; and providing a penalty clause, a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date.

WHEREAS, both the Plano Independent School District (PISD) and the Frisco Independent School District (FISD) have schools within the City of Plano; and

WHEREAS, the PISD opens certain school campuses after the end of the regular school term for summer school sessions; and

WHEREAS, the school zones listed in Section 12-73.1(d) for summer school change from year to year as the schools used for summer school change from year to year; and

WHEREAS, an amended Section 12-73.1(d) is necessary to provide for a listing of the school zones and effective times applicable during the 2019 summer school sessions; and

WHEREAS, the City Council of the City of Plano finds it is necessary and in the best interest of the City and its citizens to enact school zones at and near schools open for summer school within the City of Plano; and

WHEREAS, the City Council hereby finds that Section 12-73.1(d) should be amended.

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

Section I. Section 12-73.1(d), Same – Specific zones of Article IV, Speed, Chapter 12, Motor Vehicles and Traffic, of the Code of Ordinances of the City of Plano, Texas, is hereby amended to read as follows:

“(d) School zones designated. The following designated locations and areas are declared to be school zones and the prima facie maximum speed limit for all motor vehicles operated within such areas and locations on school days shall be twenty (20) miles per hour during the designated time periods. Such school zones are designed to serve a public or private institution of elementary or secondary education

17th Street:

- (1) Between Rigsbee Drive and a point two hundred (200) feet west of Rigsbee Drive on school days between 11:00 a.m. and 2:00 p.m. (5/28/2019 to 7/26/2019).

18th Street:

- (1) Between Bristol Cove and a point two hundred (200) feet east of Dale Drive on school days between 11:00 a.m. and 2:00 p.m. (5/28/2019 to 7/26/2019).

- (2) Between a point two hundred (200) feet east of N Avenue and a point two hundred twenty-five (225) feet west of M Avenue on school days between 7:15 a.m. and 8:00 a.m. and between 11:45 a.m. and 12:30 p.m. (6/3/2019 to 6/26/2019).

19th Street:

- (1) Between a point six hundred fifty (650) feet east of K Avenue and a point one hundred fifty (150) feet east of N Avenue on school days between 7:15 a.m. and 8:00 a.m. and between 11:45 a.m. and 12:30 p.m. (6/3/2019 to 6/26/2019).

Archgate Drive:

- (1) Between a point one thousand two hundred fifty (1,250) feet south of Alcove Lane and a point two hundred seventy-five (275) feet north of Alcove Lane on school days between 7:15 a.m. and 8:00 a.m. and between 11:30 a.m. and 12:15 p.m. (6/4/2019 to 6/26/2019).

Blue Ridge Trail:

- (1) Between Cumberland Trail and a point four hundred (400) feet north of California Trail on school days between 8:00 a.m. and 8:45 a.m. and between 2:55 p.m. and 3:40 p.m. (6/3/2019 to 6/26/2019).

Cross Bend Road:

- (1) Between a point one hundred seventy-five (175) feet west of Country Place Drive and a point three hundred (300) feet east of Rainier Road on school days between 8:00 a.m. and 8:45 a.m. and between 12:15 p.m. and 1:00 p.m. (6/4/2019 to 6/26/2019).

Edgefield Drive:

- (1) Between a point one hundred twenty-five (125) feet south of 15th Street and a point one hundred twenty-five (125) feet south of Janwood Drive on school days between 7:15 a.m. and 8:00 a.m. and between 11:45 a.m. and 12:30 p.m. (6/3/2019 to 6/26/2019).

Emerson Drive:

- (1) Between Preston Meadow Drive and Virginia Drive on school days between 8:00 a.m. and 8:45 a.m. and between 2:55 p.m. and 3:40 p.m. (6/3/2019 to 6/26/2019).

Field Cove Drive:

- (1) Between Rainier Road and Hatherly Drive on school days between 8:00 a.m. and 8:45 a.m. and between 12:15 p.m. and 1:00 p.m. (6/4/2019 to 6/26/2019).

Greenfield Drive:

- (1) Between Red River Drive and a point fifty (50) feet west of Randall Way on school days between 8:30 a.m. and 9:15 a.m. and between 12:45 p.m. and 1:30 p.m. (6/3/2019 to 6/26/2019).

Hendrick Drive:

- (1) Between Shorecrest Drive and a point one hundred seventy-five (175) feet north of Timberline Drive on school days between 7:15 a.m. and 8:00 a.m. and between 11:45 a.m. and 12:30 p.m. (6/3/2019 to 6/26/2019).

Jackson Drive:

- (1) Between Jomar Drive and Robin Road on school days between 8:00 a.m. and 8:45 a.m. and between 2:55 p.m. and 3:40 p.m. (6/3/2019 to 6/26/2019).

Janet Way:

- (1) Between Rigsbee Drive and a point one hundred seventy-five (175) feet west of Janet Court on school days between 11:00 a.m. and 2:00 p.m. (5/28/2019 to 7/26/2019).

Janwood Drive:

- (1) Between Ridgefield Drive and a point one hundred twenty-five (125) feet west of Edgefield Drive on school days between 7:15 a.m. and 8:00 a.m. and between 11:45 a.m. and 12:30 p.m. (6/3/2019 to 6/26/2019).

Jomar Drive:

- (1) Between a point two hundred seventy-five (275) feet west of Colchester Drive and a point one hundred (100) feet east of Jackson Drive on school days between 8:00 a.m. and 8:45 a.m. and between 2:55 p.m. and 3:40 p.m. (6/3/2019 to 6/26/2019).

Linden Drive:

- (1) Between Edgefield Drive and a point seventy-five (75) feet west of Kirnwood Drive on school days between 7:15 a.m. and 8:00 a.m. and between 11:45 a.m. and 12:30 p.m. (6/3/2019 to 6/26/2019).

Lorimar Drive:

- (1) Between a point one hundred twenty-five (125) feet west of Bramley Way and a point two hundred (200) feet west of Preston Meadow Drive on school days between 8:00 a.m. and 8:45 a.m. and between 2:55 p.m. and 3:40 p.m. (6/3/2019 to 6/26/2019).

Los Robles Drive:

- (1) Between Park Boulevard and a point one hundred fifty (150) feet south of Park Boulevard on school days between 8:00 a.m. and 8:45 a.m. and between 2:55 p.m. and 3:40 p.m. (6/3/2019 to 6/26/2019).

Maumelle Drive:

- (1) Between Pheasant Run Road and a point four hundred fifty (450) feet west of Old Orchard Drive on school days between 8:00 a.m. and 8:45 a.m. and between 12:15 p.m. and 1:00 p.m. (6/4/2019 to 6/26/2019).
- (2) Between a point four hundred fifty (450) feet west of Old Orchard Drive and a point four hundred fifty (450) feet east of Independence Parkway on school days between 8:00 a.m. and 8:45 a.m. and between 12:15 p.m. and 1:00 p.m. (6/4/2019 to 6/26/2019).

Montana Trail:

- (1) Between a point one hundred fifty (150) feet east of Blue Ridge Trail and a point one hundred seventy-five (175) feet west of Santa Fe Trail on school days between 8:00 a.m. and 8:45 a.m. and between 2:55 p.m. and 3:40 p.m. (6/3/2019 to 6/26/2019).

Mullins Drive:

- (1) Between Prescott Drive and a point two hundred fifty (250) feet east of Prescott Drive on school days between 8:30 a.m. and 9:15 a.m. and between 12:45 p.m. and 1:30 p.m. (6/3/2019 to 6/26/2019).

N Avenue:

- (1) Between a point one hundred seventy-five (175) feet north of 19th Street and a point two hundred (200) feet south of 18th Street on school days between 7:15 a.m. and 8:00 a.m. and between 11:45 a.m. and 12:30 p.m. (6/3/2019 to 6/26/2019).

North Star Road:

- (1) Between a point one thousand five hundred (1,500) feet south of Plano Parkway and the south City limit of the City of Plano on school days between 7:15 a.m. and 8:00 a.m. and between 11:30 a.m. and 12:15 p.m. (6/4/2019 to 6/26/2019).

Old Orchard Drive:

- (1) Between Old Orchard Court and a point two hundred (200) feet north of Maumelle Drive on school days between 8:00 a.m. and 8:45 a.m. and between 12:15 p.m. and 1:00 p.m. (6/4/2019 to 6/26/2019).

Parkhaven Drive:

- (1) Between a point two hundred fifty (250) feet west of Independence Parkway and a point one hundred seventy-five (175) feet east of Stone Creek Drive on school days between 7:30 a.m. and 9:30 a.m. and between 10:45 a.m. and 12:45 p.m. (6/10/2019 to 7/18/2019).

Preston Meadow Drive:

- (1) Between a point two hundred twenty-five (225) feet north of Lorimar Drive and a point two hundred (200) feet south of Bentley Drive on school days between 8:00 a.m. and 8:45 a.m. and between 2:55 p.m. and 3:40 p.m. (6/3/2019 to 6/26/2019).

Rainier Road:

- (1) Between a point one hundred seventy-five (175) feet north of Field Cove Drive and a point one hundred fifty (150) feet south of Pioneer Lane on school days between 8:00 a.m. and 8:45 a.m. and between 12:15 p.m. and 1:00 p.m. (6/4/2019 to 6/26/2019).

Red River Drive:

- (1) Between Prescott Drive and a point one hundred fifty (150) feet south of Arena Drive on school days between 8:30 a.m. and 9:15 a.m. and between 12:45 p.m. and 1:30 p.m. (6/3/2019 to 6/26/2019).

Rigsbee Drive:

- (1) Between a point one hundred twenty-five (125) feet north of Price Drive and a point one hundred twenty-five (125) feet south of Rockbrook Drive on school days between 11:00 a.m. and 2:00 p.m. (5/28/2019 to 7/26/2019).

Robin Road:

- (1) Between a point one hundred (100) feet east of Jackson Drive and a point five hundred twenty-five (525) feet east of Woodburn Corners on school days between 8:00 a.m. and 8:45 a.m. and between 2:55 p.m. and 3:40 p.m. (6/3/2019 to 6/26/2019).

Roundrock Trail:

- (1) Between a point three hundred (300) feet north of Mountview Place and a point three hundred twenty-five (325) feet south of Mountview Place on school days between 8:00 a.m. and 8:45 a.m. and between 12:15 p.m. and 1:00 p.m. (6/4/2019 to 6/26/2019).

San Gabriel Drive:

- (1) Between Park Boulevard and a point fifty (50) feet south of Merriman Drive on school days between 8:00 a.m. and 8:45 a.m. and between 2:55 p.m. and 3:40 p.m. (6/3/2019 to 6/26/2019).

Santa Fe Trail:

- (1) Between Montana Trail and a point two hundred (200) feet north of Apple Valley Road on school days between 8:00 a.m. and 8:45 a.m. and between 2:55 p.m. and 3:40 p.m. (6/3/2019 to 6/26/2019).

Shiloh Road:

- (1) Between a point two hundred twenty-five (225) feet north of Cotillion Drive and a point two hundred (200) feet north of 18th Street on school days between 7:15 a.m. and 8:00 a.m. and between 11:45 a.m. and 12:30 p.m. (6/3/2019 to 6/26/2019).

Shorecrest Drive:

- (1) Between Hendrick Drive and Shiloh Road on school days between 7:15 a.m. and 8:00 a.m. and between 11:45 a.m. and 12:30 p.m. (6/3/2019 to 6/26/2019).

Spring Creek Parkway:

- (1) For eastbound traffic, between a point four hundred (400) feet west of Eagle Pass and a point one hundred (100) feet east of Eagle Pass and for westbound traffic, between a point three hundred seventy-five (375) feet east of Eagle Pass and a point two hundred fifty (250) feet west of Eagle Pass on school days between 8:30 a.m. and 9:15 a.m. and between 12:45 p.m. and 1:30 p.m. (6/3/2019 to 6/21/2019).

Timberline Drive:

- (1) Between Valencia Drive and a point one hundred (100) feet east of Shiloh Road on school days between 7:15 a.m. and 8:00 a.m. and between 11:45 a.m. and 12:30 p.m. (6/3/2019 to 6/26/2019).

Westside Drive:

- (1) Between Parkhaven Drive and Park Boulevard on school days between 7:30 a.m. and 9:30 a.m. and between 10:45 a.m. and 12:45 p.m. (6/10/2019 to 7/18/2019)."

Section II. 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 III. 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 IV. 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 V. 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 VI. 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 13th day of May, 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: 5/13/2019

Department: Engineering

Department Head: B. Caleb Thornhill

Agenda Coordinator: Eva X-7232

CAPTION

Ordinance No. 2019-5-6: 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 establish a no stopping, standing, or parking zone on a certain section of Old Orchard Drive, 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**

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

COMMENTS: This item may impact revenue collected from parking fines due to the implementation of additional no parking zones outlined in the ordinance; however, the potential change in revenue from this action is indeterminable and likely to have minimal impact on the City of Plano's operating budget.

SUMMARY OF ITEM

See Recommendation Memo

Strategic Plan Goal:

Safe Large City, Partnering for Community Benefit

Plano Tomorrow Plan Pillar:

Social Environment

ATTACHMENTS:

| Description | Upload Date | Type |
|-------------|-------------|-----------|
| Memo | 5/1/2019 | Memo |
| Map | 4/26/2019 | Map |
| Ordinance | 5/2/2019 | Ordinance |

Date: May 13, 2019

To: Mark D. Israelson, City Manager

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

Subject: Old Orchard Drive Parking Restriction

A resident reached out to Transportation Engineering to express concern over the congestion and unsafe behavior of parents near the southernmost driveway to the Carlisle Elementary School on Old Orchard Drive during student drop-off and pick-up times. Stopping, standing, or parking of vehicles on Old Orchard Drive are currently prohibited between its intersection with Maumelle Drive and the east property line of 2232 Old Orchard Drive on the west side and from its intersection with Maumelle Drive to the alley south of Pheasant Run Road on the east side.

Transportation Engineering staff visited the location several times and observed that parents park their vehicles south of these restricted zones before and after school hours. Some were observed to be stopping in the middle of the street to unload children in the area. When vehicles are parked near the southernmost driveway, school buses have difficulty egressing.

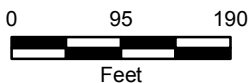
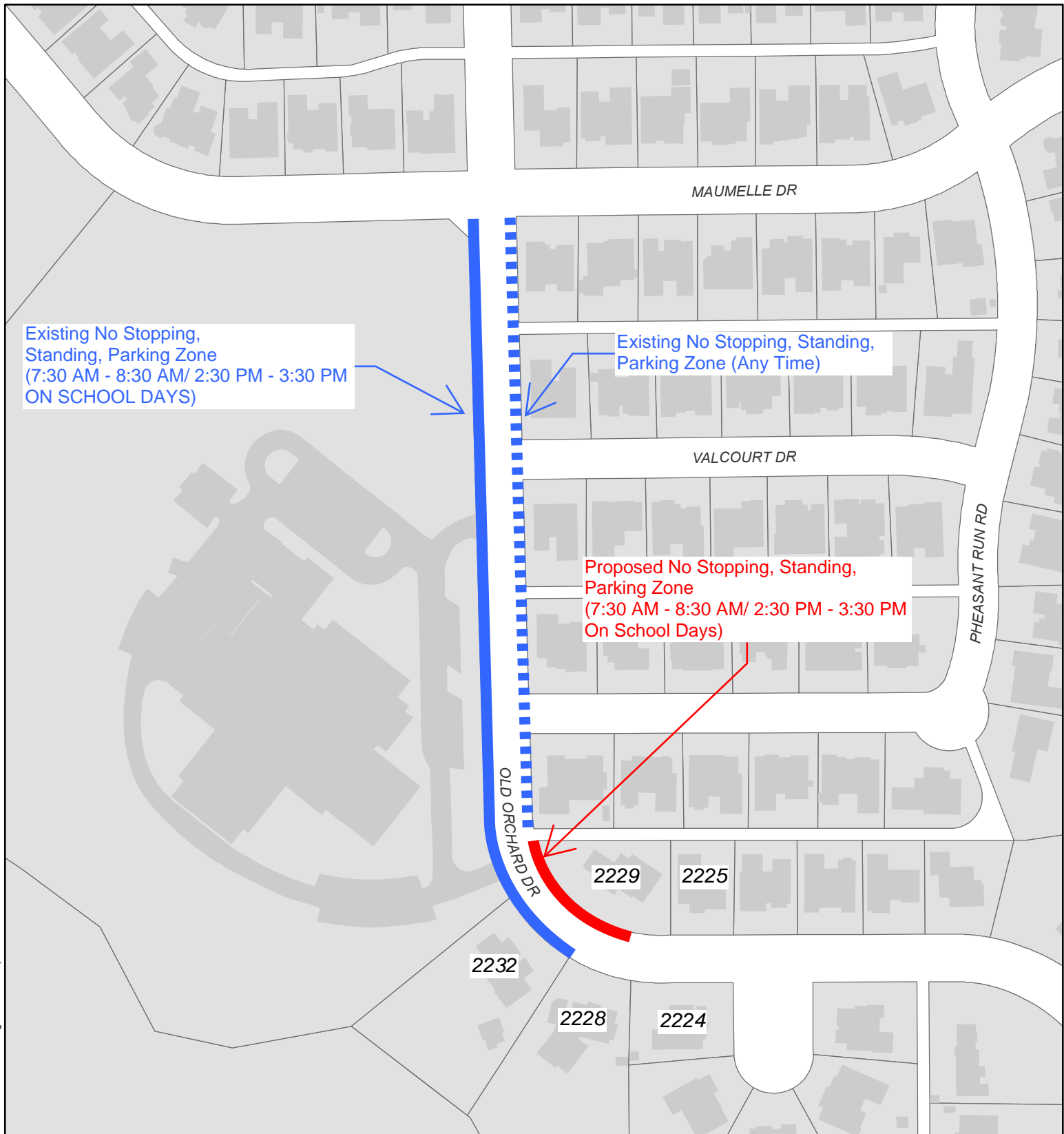
Transportation Engineering staff reached out to four homeowners located between the campus and the Old Orchard Court (exclusive of 2232 Old Orchard Drive as his frontage is already restricted). One homeowner (2229 Old Orchard Drive) supported the parking restrictions, two opposed, and one did not respond. The homeowner of 2229 Old Orchard Drive is in support of prohibiting on-street parking in front of his residence; however, requested to leave one-car length of his frontage to remain unrestricted to allow family members to park their vehicles.

Staff also reached out to the Principal at Carlisle Elementary School, and she is in support of restricting on-street parking near the southernmost driveway.

Based on field observations, neighborhood feedback, the principal's support, Transportation Engineering recommends the following parking restriction:

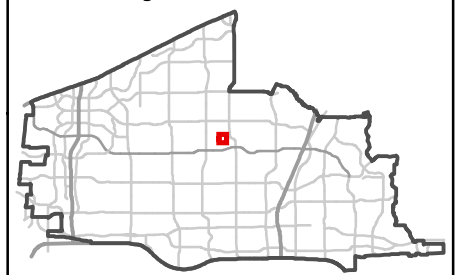
- *Along the east (north) side of Old Orchard Drive from its intersection with the alley south of Pheasant Run Drive to 245 feet southeast of its intersection with the alley south of Pheasant Run Drive*
- *No Stopping, Standing, or Parking*
- *7:30 a.m. to 8:30 a.m. and 2:30 p.m. to 3:30 p.m. on school days*

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



Proposed Parking Restrictions Old Orchard Drive

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 establish a no stopping, standing, or parking zone on a certain section of Old Orchard Drive, 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, Old Orchard Drive is a 36-foot wide collector street abutting Carlisle Elementary School of the Plano Independent School District on the west side and residences on the east side; and

WHEREAS, during the drop-off and pick-up hours for Carlisle Elementary School, parents park their vehicles along both sides of Orchard Drive near the southernmost driveway creating hazardous conditions for pedestrians, vehicular traffic, and school buses; and

WHEREAS, the proposed parking restriction will improve safety and traffic flow during the drop-off and pick-up hours by removing on-street parking along the westbound lane near the southernmost driveway; and

WHEREAS, staff has reached out to the homeowners of the residences fronting the proposed parking restriction and they are in support of the parking restriction; and

WHEREAS, the principal at Carlisle Elementary School has also reviewed and is in support of the proposed parking restriction; and

WHEREAS, the Transportation Engineering Division of the City of Plano supports the request and proposes to amend a certain section of the Code of Ordinances to establish a no stopping, standing, or parking zone along and upon the east (north) side of Old Orchard Drive from its intersection with the alley south of Pheasant Run Road to a point 245 feet southeast of its intersection with the alley south of Pheasant Run Road, 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 certain sections of Old Orchard Drive 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 (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 Code of Ordinances, City of Plano, Texas, is hereby amended by revising the following subsection:

“Old Orchard Drive:

- (1) Along the west side of Old Orchard Drive from its intersection with Maumelle Drive to a point three hundred twenty (320) feet south of its intersection with Pheasant Run Road between the hours of 7:30 a.m. to 8:30 a.m. and 2:30 p.m. to 3:30 p.m. on school days.*
- (2) Along the east (north) side of Old Orchard Drive from its intersection with the alley south of Pheasant Run Road to a point two hundred forty-five (245) feet southeast of its intersection with the alley south of Pheasant Run Road between the hours of 7:30 a.m. to 8:30 a.m. and 2:30 p.m. to 3:30 p.m. on school days.”*

Section III. 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 IV. 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 V. 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 VI. 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 VII. 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 VIII. 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 13th day of May, 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: 5/13/2019

Department: Zoning

Department Head: Christina Day

Agenda Coordinator: Linette Magaña

CAPTION

Public Hearing and adoption of Ordinance No. 2019-5-7 as requested in Zoning Case 2019-001 to amend Section 8.200 (Terms Defined) of Article 8 (Definitions), Section 14.100 (Residential Districts Use Table), and Section 14.200 (Nonresidential Districts Use Table) of Article 14 (Allowed Uses and Use Classification), Section 15.500 (Farmers Market) of Article 15 (Use-specific Regulations), and Section 16.700 (Off-Street Parking Schedule) of Article 16 (Parking and Loading) of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, a publication clause, and an effective date.

Conducted and adopted

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

COMMENTS:

SUMMARY OF ITEM

Strategic Plan Goal:

Financially Strong City with Service Excellence

Plano Tomorrow Plan Pillar:

Built Environment

ATTACHMENTS:

| Description | Upload Date | Type |
|-------------------------|-------------|--------------------|
| ZC 2019-001 - Follow-Up | 4/25/2019 | P/Z Follow-up Memo |
| ZC 2019-001 - Write-Up | 4/25/2019 | Staff Report |
| ZC 2019-001 - Ordinance | 4/25/2019 | Ordinance |

DATE: April 16, 2019
TO: Honorable Mayor & City Council
FROM: John Muns, Chair, Planning & Zoning Commission
SUBJECT: Results of Planning & Zoning Commission Meeting of April 15, 2019

**AGENDA ITEM NO. 1 - PUBLIC HEARING
ZONING CASE 2019-001**

Request to amend Section 8.200 (Terms Defined) of Article 8 (Definitions), Section 14.100 (Residential Districts Use Table), and Section 14.200 (Nonresidential Districts Use Table) of Article 14 (Allowed Uses and Use Classifications), Section 15.500 (Farmers Market) of Article 15 (Use-specific Regulations), Section 16.700 (Off-Street Parking Schedule) of Article 16 (Parking and Loading), and related sections of the Zoning Ordinance pertaining to Farmers Markets. Project #ZC2019-001.

| | | | | | |
|--------------------------------------|-----------------|----------------|-------------------|----------------|--------------------------|
| APPROVED: | <u>7-0</u> | DENIED: | <u> </u> | TABLED: | <u> </u> |
| Speaker Card(s) Received | Support: | <u>0</u> | Oppose: | <u>0</u> | Neutral: <u>0</u> |
| Petition Signatures Received: | Support: | <u>0</u> | Oppose: | <u>0</u> | Neutral: <u>0</u> |
| Other Responses: | Support: | <u>0</u> | Oppose: | <u>0</u> | Neutral: <u>0</u> |

STIPULATIONS:

Recommended for approval as follows (additions are indicated in underlined text; deletions are indicated in strikethrough text):

Amend 8.200 (Terms Defined) of Article 8 (Definitions), such amended and new definitions to read as follows:

Commissary

An establishment in which food, containers, or supplies are kept, handled, prepared, packaged, or stored for transportation by mobile food ~~establishments~~ units, and that serves as an operating base where a mobile food ~~establishment~~ unit may be stored, parked, serviced, cleaned, supplied, and maintained. A restaurant may serve as a commissary for one mobile food ~~establishment~~ unit which is owned and operated by the restaurant. Commissaries must comply with other provisions of the Code of Ordinances.

Farmers Market

A farmers market is an establishment or location providing individual spaces leased by farmers and other individual vendors primarily for the retail sale of food products, handicrafts, artwork, and other artisanal products intended for off-site consumption or

Amend Section 14.200 (Nonresidential Districts Use Table) of Article 14 (Allowed Uses and Use Classifications), such portions of section to read as follows:

| NONRESIDENTIAL ZONING DISTRICTS | | | | | | | | | | | | | | | |
|---------------------------------|-----------------|---------------------------|----------------------|------------|-----------------------|--------------------------|-----------------------|-----------------------------------|---------------------------|----------------------------|--------------------------|--------------------------|--------------------------|---------------------------|---------------------------|
| Permitted Uses | Use Category | O-1 - Neighborhood Office | O-2 - General Office | R - Retail | LC - Light Commercial | CC - Corridor Commercial | UMU - Urban Mixed-Use | BG - Downtown Business/Government | CB-1 - Central Business-1 | CE - Commercial Employment | RC - Regional Commercial | RE - Regional Employment | RT - Research/Technology | LI-1 - Light Industrial-1 | LI-2 - Light Industrial-2 |
| Farmers Market | Retail | | | P | P | P | <u>S-P</u> | <u>S-P</u> | <u>S-P</u> | | P | | | S | S |

Amend Section 15.500 (Farmers Market) of Article 15 (Use-specific Regulations), such portions of section to read as follows:

- .1 All vendor facilities shall be located on a concrete or asphalt surface.
- .2 A maximum of ~~20~~50% of the vendor stalls may be leased to vendors of non-food articles.
- .3 Mobile food units may be vendors at Farmers Markets. If they constitute 10% or less of operating vendors they are considered an accessory use and are exempt from Subsection 21.500.7 (Food Truck Park) of the Zoning Ordinance. If mobile food units account for more than 10% of farmers market vendors, Subsection 21.500.7 (Food Truck Park) must apply and the zoning district in which the farmers market is located must permit both Farmers Market and Food Truck Park land uses.

Amend Section 16.700 (Off-Street Parking Schedule) of Article 16 (Parking and Loading), such portion of section to read as follows:

Parking Space Schedule for Nonresidential Uses

| Zoning Districts or Uses | Minimum Required Off-Street Parking or Spaces for Nonresidential Uses |
|--------------------------|---|
| Farmers Market | One space per vendor plus 1.5 spaces for each 200 square feet of covered market area. Vendor parking and customer parking shall be separate. |

FOR CITY COUNCIL MEETING OF: May 13, 2019 (To view the agenda for this meeting, see www.plano.gov)

PUBLIC HEARING - ORDINANCE

EM/amc

xc: Jeanna Scott, Building Inspections Manager

CITY OF PLANO
PLANNING & ZONING COMMISSION

April 15, 2019

Agenda Item No. 1

Public Hearing: Zoning Case 2019-001

DESCRIPTION:

Request to amend Section 8.200 (Terms Defined) of Article 8 (Definitions), Section 14.100 (Residential Districts Use Table), and Section 14.200 (Nonresidential Districts Use Table) of Article 14 (Allowed Uses and Use Classifications), Section 15.500 (Farmers Market) of Article 15 (Use-specific Regulations), Section 16.700 (Off-Street Parking Schedule) of Article 16 (Parking and Loading), and related sections of the Zoning Ordinance pertaining to Farmers Markets. Project #ZC2019-001.

REMARKS:

In 2017, the Planning & Zoning Commission called a public hearing to consider amending various sections of the Zoning Ordinance related to farmers markets. In recent years, several farmers markets have requested to locate within the City of Plano; however, the locations where they wished to locate did not allow the use by right. In response to those requests, staff has evaluated the associated allowances and regulations and is requesting the following amendments to expand allowable areas and clarify necessary regulations of farmers markets.

Although this process was initiated in 2017, as staff began to review this issue, the zoning process was delayed due to the review of regulations affecting other uses and operations, including special event permitting. Related discussions are still underway with other city staff and will likely result in future changes to the City's Code of Ordinances.

Conformance to the Comprehensive Plan

Land Use Action Statement LU1 - *Review and evaluate the Zoning Ordinance and make appropriate amendments based on the policies of the Comprehensive Plan.*

This zoning request is the result of a detailed review of the Zoning Ordinance and related regulations. The proposed amendments are intended to clarify requirements for farmers market uses and will advance the Comprehensive Plan policy recommendations noted below. This request is in conformance with this action statement.

Active Living and Citizen Well-Being Policy ALCW6 - *Encourage successful formation and patronage of retail food establishments with healthy options throughout the city, such as: farmers markets, community supported agriculture, corner and neighborhood stores, and supermarkets.*

The proposed changes will increase the allowed zoning districts for farmers market uses. This request is in conformance with this policy.

Placemaking and Public Spaces Policy PPS4 - *Identify areas for food truck events.*

With these amendments, staff is proposing to allow food trucks as part of farmers market uses. The proposed ordinance changes are in conformance with this policy.

ISSUES:

Allowed Zoning Districts

Currently, farmers markets are allowed by right in the Retail (R), Light Commercial (LC), and Corridor Commercial (CC) zoning districts, and by Specific Use Permit (SUP) in the Urban Mixed-Use (UMU), Downtown Business/Government (BG), Central Business-1 (CB-1), Regional Commercial (RC), Light Industrial-1 (LI-1), and Light Industrial-2 (LI-2) zoning districts. Staff is recommending to allow these uses by right in areas that permit urban, pedestrian-oriented development, such as BG and CB-1, and in RC consistent with other similar allowed uses, such as grocery stores, and similar retail-focused districts such as R and CC. Additionally, staff is proposing to allow the use by SUP in Agricultural (A) districts due to the agricultural ties to this use.

Definition of Farmers Market

In reviewing the current definition of farmers market, staff noted the following changes that need to be addressed:

1. Clarifying and expanding upon the types of goods for consistency with typical farmers market offerings.
2. Removing the language which refers to the laws of other departments and governmental bodies. These regulations are addressed in other ordinances or by other entities.
3. Distinguishing farmers markets from flea markets.

In addition to these changes, staff is reviewing changes to associated regulations to clarify that the permanent operations of farmers markets are distinct from seasonal operations of other vendors as regulated by the Code of Ordinances.

Definition of Vendor

The term “vendor” appears nine times throughout the Zoning Ordinance, but it is not currently defined in the ordinance. The proposed definition is intended to create a term which will be utilized for various uses in the ordinance.

Standards

1. Products: Staff is recommending to increase the maximum percentage of stalls which may be leased to vendors of non-food items from 20% to 50%. This change would permit greater flexibility for market operators and allow adjustment for seasonal limitations on produce availability. This allowance is also more in line with typical farmers market operations, which may include a variety of food and non-food items.
2. Parking: The current parking requirement for farmers markets includes allotments for both vendors and covered market area, essentially double-parking each vendor stall. Parking requirements for similar uses, including grocery stores, retail stores, and artisan’s studios, are significantly less. Additionally, farmers markets may or may not be covered, which may create confusion over which areas are intended to be included in the parking calculation. Staff proposes a parking requirement similar to that of a grocery store or retail store to improve consistency and reduce the chance of miscalculation.
3. Food Trucks: Staff is proposing an allowance for food trucks (known as mobile food establishments in other regulations) to be permitted at farmers markets. The proposed language would allow food trucks as an accessory use to occupy up to 10% of the vendor stalls. If the number of food trucks exceeds the 10% vendor threshold, the food truck park use would be triggered as an additional use of the property. Trucks would then need to be a minimum of 150 feet away from a residential district, consistent with other food truck park requirements.

SUMMARY:

This is a request to modify the definitions and related standards for farmers markets. The proposed amendments will better clarify farmers market uses from flea markets and other seasonal operations, and expand the permitted zoning districts and product offerings. This request is in conformance with the policies of the Comprehensive Plan. Staff recommends approval of these amendments.

RECOMMENDATION:

Recommended for approval as follows (additions are indicated in underlined text; deletions are indicated in strikethrough text):

Amend 8.200 (Terms Defined) of Article 8 (Definitions), such amended and new definitions to read as follows:

Commissary

An establishment in which food, containers, or supplies are kept, handled, prepared, packaged, or stored for transportation by mobile food establishments units, and that serves as an operating base where a mobile food establishment unit may be stored, parked, serviced, cleaned, supplied, and maintained. A restaurant may serve as a commissary for one mobile food establishment unit which is owned and operated by the restaurant. Commissaries must comply with other provisions of the Code of Ordinances.

Farmers Market

A farmers market is an establishment or location providing individual spaces leased by farmers and other individual vendors primarily for the retail sale of food products, handicrafts, artwork, and other artisanal products intended for off-site consumption or use. that meet all applicable federal, state, and local laws regulating the preparation and sale of such products. A farmers market shall not include the sale of used household goods or constitute a flea market.

Food Truck Park

An area designed to accommodate two or more mobile food establishments units and offering food and/or beverages for sale to the public as the primary use of the property.

Mobile Food Unit

Shall be as defined in Section 9.2 of the Code of Ordinances, as amended.

Vendor

A person or business selling goods or services at an establishment operating individual lease spaces such as a farmers market or flea market. A single vendor may employ more than one individual.

Amend Section 14.100 (Residential Districts Use Table) of Article 14 (Allowed Uses and Use Classifications), such portions of section to read as follows:

| RESIDENTIAL ZONING DISTRICTS | | | | | | | | | | | | | | | | |
|------------------------------|-----------------|------------------|-------------------------|--------------------------|------------------------|------------------------|------------------------|------------------------|-----------------|-------------------------------|--------------------------|--------------------------|----------------------|----------------------|----------------------|------------------|
| Permitted Uses | Use Category | A - Agricultural | ED - Estate Development | SF-20 - Single-Family-20 | SF-9 - Single-Family-9 | SF-7 - Single-Family-7 | SF-6 - Single-Family-6 | UR - Urban Residential | PH - Patio Home | SF-A - Single-Family Attached | 2F - Two Family (Duplex) | GR - General Residential | MF-1 - Multifamily-1 | MF-2 - Multifamily-2 | MF-3 - Multifamily-3 | MH - Mobile Home |
| Farmers Market | Retail | IS | | | | | | | | | | | | | | |

Amend Section 14.200 (Nonresidential Districts Use Table) of Article 14 (Allowed Uses and Use Classifications), such portions of section to read as follows:

| NONRESIDENTIAL ZONING DISTRICTS | | | | | | | | | | | | | | | |
|---------------------------------|-----------------|---------------------------|----------------------|------------|-----------------------|--------------------------|-----------------------|-----------------------------------|---------------------------|----------------------------|--------------------------|--------------------------|--------------------------|---------------------------|---------------------------|
| Permitted Uses | Use Category | O-1 - Neighborhood Office | O-2 - General Office | R - Retail | LC - Light Commercial | CC - Corridor Commercial | UMU - Urban Mixed-Use | BG - Downtown Business/Government | CB-1 - Central Business-1 | CE - Commercial Employment | RC - Regional Commercial | RE - Regional Employment | RT - Research/Technology | LI-1 - Light Industrial-1 | LI-2 - Light Industrial-2 |
| Farmers Market | Retail | | | P | P | P | S-P | S-P | S-P | | P | | | S | S |

Amend Section 15.500 (Farmers Market) of Article 15 (Use-specific Regulations) such portions of section to read as follows:

- .1 All vendor facilities shall be located on a concrete or asphalt surface.
- .2 A maximum of ~~20~~50% of the vendor stalls may be leased to vendors of non-food articles.
- .3 Mobile food units may be vendors at Farmers Markets. If they constitute 10% or less of operating vendors they are considered an accessory use and are exempt from Subsection 21.500.7 (Food Truck Park) of the Zoning Ordinance. If mobile food units account for more than 10% of farmers market vendors, Subsection 21.500.7 (Food Truck Park) must apply and the zoning district in which the farmers market is located must permit both Farmers Market and Food Truck Park land uses.

Amend Section 16.700 (Off-Street Parking Schedule) of Article 16 (Parking and Loading), such portion of section to read as follows:

Parking Space Schedule for Nonresidential Uses

| Zoning Districts or Uses | Minimum Required Off-Street Parking or Spaces for Nonresidential Uses |
|--------------------------|---|
| Farmers Market | One space per vendor plus 1.5 spaces for each 200 square feet of covered market area. Vendor parking and customer parking shall be separate. |

Zoning Case 2019-001

An Ordinance of the City of Plano, Texas, amending Section 8.200 (Terms Defined) of Article 8 (Definitions), Section 14.100 (Residential Districts Use Table) and Section 14.200 (Nonresidential Districts Use Table) of Article 14 (Allowed Uses and Use Classification), Section 15.500 (Farmers Market) of Article 15 (Use-specific Regulations), and Section 16.700 (Off-Street Parking Schedule) of Article 16 (Parking and Loading) of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended; 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 13th day of May 2019, for the purpose of considering a change in the Zoning Ordinance; 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 13th day of May 2019; and

WHEREAS, the City Council is of the opinion and finds that such change would not be detrimental to the public health, safety, or general welfare, and 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. Section 8.200 (Terms Defined) of Article 8 (Definitions) of the Comprehensive Zoning Ordinance No. 2015-5-2, as the same has been heretofore amended, is hereby further amended, such amended and new definitions to read as follows:

Commissary

An establishment in which food, containers, or supplies are kept, handled, prepared, packaged, or stored for transportation by mobile food units, and that serves as an operating base where a mobile food unit may be stored, parked, serviced, cleaned, supplied, and maintained. A restaurant may serve as a commissary for one mobile food

unit which is owned and operated by the restaurant. Commissaries must comply with other provisions of the Code of Ordinances.

Farmers Market

A farmers market is an establishment or location providing individual spaces leased by farmers and other vendors primarily for the retail sale of food, handicrafts, artwork, and other artisanal products intended for off-site consumption or use. A farmers market shall not include the sale of used household goods or constitute a flea market.

Food Truck Park

An area designed to accommodate two or more mobile food units and offering food and/or beverages for sale to the public as the primary use of the property.

Mobile Food Unit

Shall be as defined in Section 9.2 of the Code of Ordinances, as amended.

Vendor

A person or business selling goods or services at an establishment operating individual lease spaces such as a farmers market or flea market. A single vendor may employ more than one individual.

Section II. Section 14.100 (Residential Districts Use Table) of Article 14 (Allowed Uses and Use Classifications) of the Comprehensive Zoning Ordinance No. 2015-5-2, as the same has been heretofore amended, is hereby further amended, such portion of section to read as follows:

| RESIDENTIAL ZONING DISTRICTS | | | | | | | | | | | | | | | | |
|------------------------------|-----------------|------------------|-------------------------|--------------------------|------------------------|------------------------|------------------------|------------------------|-----------------|-------------------------------|--------------------------|--------------------------|----------------------|----------------------|----------------------|------------------|
| Permitted Uses | Use Category | A - Agricultural | ED - Estate Development | SF-20 - Single-Family-20 | SF-9 - Single-Family-9 | SF-7 - Single-Family-7 | SF-6 - Single-Family-6 | UR - Urban Residential | PH - Patio Home | SF-A - Single-Family Attached | 2F - Two Family (Duplex) | GR - General Residential | MF-1 - Multifamily-1 | MF-2 - Multifamily-2 | MF-3 - Multifamily-3 | MH - Mobile Home |
| Farmers Market | Retail | S | | | | | | | | | | | | | | |

Section III. Section 14.200 (Nonresidential Districts Use Table) of Article 14 (Allowed Uses and Use Classifications) of the Comprehensive Zoning Ordinance No. 2015-5-2, as the same has been heretofore amended, is hereby further amended, such portion of section to read as follows:

| NONRESIDENTIAL ZONING DISTRICTS | | | | | | | | | | | | | | | |
|---------------------------------|--------------|---------------------------|----------------------|------------|-----------------------|--------------------------|-----------------------|-----------------------------------|---------------------------|----------------------------|--------------------------|--------------------------|--------------------------|---------------------------|---------------------------|
| Permitted Uses | Use Category | O-1 - Neighborhood Office | O-2 - General Office | R - Retail | LC - Light Commercial | CC - Corridor Commercial | UMU - Urban Mixed-Use | BG - Downtown Business/Government | CB-1 - Central Business-1 | CE - Commercial Employment | RC - Regional Commercial | RE - Regional Employment | RT - Research/Technology | LI-1 - Light Industrial-1 | LI-2 - Light Industrial-2 |
| Farmers Market | Retail | | | P | P | P | P | P | P | | P | | | S | S |

Section IV. Section 15.500 (Farmers Market) of Article 15 (Use-specific Regulations) of the Comprehensive Zoning Ordinance No. 2015-5-2, as the same has been heretofore amended, is hereby further amended, such section to read as follows:

- .1 All vendor facilities shall be located on a concrete or asphalt surface.
- .2 A maximum of 50% of the vendor stalls may be leased to vendors of non-food articles.
- .3 Mobile food units may be vendors at Farmers Markets. If they constitute 10% or less of operating vendors, they are considered an accessory use and are exempt from Subsection 21.500.7 (Food Truck Park) of the Zoning Ordinance. If mobile food units account for more than 10% of farmers market vendors, Subsection 21.500.7 (Food Truck Park) must apply and the zoning district in which the farmers market is located must permit both Farmers Market and Food Truck Park land uses.

Section V. Section 16.700 (Off-Street Parking Schedule) of Article 16 (Parking and Loading) of the Comprehensive Zoning Ordinance No. 2015-5-2, as the same has been heretofore amended, is hereby further amended, such portion of section to read as follows:

Parking Space Schedule for Nonresidential Uses

| Zoning Districts or Uses | Minimum Required Off-Street Parking or Spaces for Nonresidential Uses |
|--------------------------|---|
| Farmers Market | One space per 200 square feet of market area. |

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

PASSED AND APPROVED THIS THE 13TH DAY OF MAY 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: 5/13/2019

Department: Zoning

Department Head: Christina Day

Agenda Coordinator: Linette Magaña

CAPTION

Public Hearing and adoption of Ordinance No. 2019-5-8 as requested in Zoning Case 2019-003 to amend Section 10.700 (UMU, Urban Mixed-Use District) of Article 10 (Nonresidential Districts), Section 13.500 (Yard Regulations) of Article 13 (Lot and Building Standards), and Section 15.200 (Communications Antennas, Amateur and Commercial) of Article 15 (Use-specific Regulations) of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, a publication clause, and an effective date. **Conducted and adopted**

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

COMMENTS:

SUMMARY OF ITEM

Strategic Plan Goal:

Financially Strong City with Service Excellence

Plano Tomorrow Plan Pillar:

Built Environment

ATTACHMENTS:

| Description | Upload Date | Type |
|-------------------------|-------------|--------------------|
| ZC 2019-003 - Follow-Up | 4/25/2019 | P/Z Follow-up Memo |
| ZC 2019-003 - Write-Up | 4/25/2019 | Staff Report |
| ZC 2019-003 - Ordinance | 4/25/2019 | Ordinance |

DATE: April 16, 2019

TO: Honorable Mayor & City Council

FROM: John Muns, Chair, Planning & Zoning Commission

SUBJECT: Results of Planning & Zoning Commission Meeting of April 15, 2019

gms

**AGENDA ITEM NO. 3 - PUBLIC HEARING
ZONING CASE 2019-003**

Request to amend Section 10.700 (UMU, Urban Mixed-Use District) of Article 10 (Nonresidential Districts), Section 13.500 (Yard Regulations) of Article 13 (Lot and Building Standards), Section 15.200 (Communications Antennas, Amateur and Commercial) of Article 15 (Use-specific Regulations), and related sections of the Zoning Ordinance to consider modifications and updates. Project #ZC2019-003.

APPROVED: 7-0 **DENIED:** **TABLED:**

Speaker Card(s) Received Support: 0 Oppose: 0 Neutral: 0

Petition Signatures Received: Support: 0 Oppose: 0 Neutral: 0

Other Responses: Support: 0 Oppose: 0 Neutral: 0

STIPULATIONS:

Amend Subsection 10.700.5 (District Establishment and Administration) of Section 10.700 (UMU, Urban Mixed-Use District) of Article 10 (Nonresidential Districts), such subsection to read as follows:

A. The regulations contained within this zoning district shall be supplemented with additional standards and conditions required to execute a specific development plan. The boundary of each UMU district shall be defined on the Zoning Atlas and identified with the letters UMU followed by a unique number referencing the supplementary regulations. In considering the establishment of a UMU district, the Planning & Zoning Commission and City Council may amend and supplement the base UMU regulations and related development regulations in the Zoning Ordinance and Subdivision Ordinance to implement individual development plans, with the exception of:

- ~~A.~~ i. Requirement for an adopted development plan;
- ~~B.~~ ii. Requirement for a governance association;
- ~~C.~~ iii. Minimum residential densities for multifamily development;

- D. iv. Requirement to maintain three or more uses; and
- a. v. Requirement for nonresidential uses to be constructed within the first phase of development.

B. A UMU district may not be used to:

- i. Require construction of public improvements or the dedication or reservation of land which are not of primary benefit to development within the district or necessary to mitigate an adverse impact attributable to development within the district, unless compensation is provided as required by law.
- ii. Secure agreements between owners of property within the district with third parties.
- iii. Assign responsibility to the city for enforcement of private deed restrictions or covenants.
- iv. Waive or modify the requirements of ordinances other than the Zoning Ordinance, except as specifically authorized by this ordinance.

Amend Part F of Subsection 10.700.10 (Streets and Sidewalks) of Section 10.700 (UMU, Urban Mixed-Use District) of Article 10 (Nonresidential Districts), such part to read as follows:

F. Required Main Street

All UMU districts shall have a main street, designated on the development plan, which serves as the core of the district. It shall be a major street with buildings of a minimum of two stories fronting onto the main street. No parking garages or surface parking lots shall directly abut the main street. A minimum 600 foot to 1,200 foot section of the street shall be the activity center of the district core. A minimum of 75% of the gross linear footage of the first floor along the activity center shall consist of retail, restaurant, entertainment, and other active uses. The maximum width of storefronts in this area shall be limited to 100 feet. The perimeter of a superstore, food/grocery store, or regional theater must be lined with individual store fronts meeting this maximum width requirement. The specific development plan must define the main street. It shall also designate the location of at least 60% of the gross floor area along the main street for primary and secondary uses.

Amend Part C of Subsection 10.700.11 (Usable Open Space) of Section 10.700 (UMU, Urban Mixed-Use District) of Article 10 (Nonresidential Districts), such part to read as follows:

- C. Multifamily development in the UMU district is exempt from the Multifamily Residence regulations of Sec. 15.800 and from the Usable Open Space regulations of Sec. 13.800. ~~All UMU districts shall have a main street, designated on the development plan, which serves as the core of the district. It shall be a major street (two 11-foot travel lanes with parallel or diagonal parking). Buildings of a minimum of two stories shall front onto the main street. No parking garages or surface parking lots shall directly abut the main street. A 600 foot to 1,200 foot section of the street shall be the activity center of the district core. This area shall have the highest concentration of retail, restaurant, and entertainment square footage in the UMU district. The maximum width of store fronts in this area shall be limited to 100 feet. The perimeter of a superstore, food/grocery store, or regional theater must be lined with individual store fronts meeting this maximum width requirement. The specific development plan must define the main street. It shall also designate the location of at least 60% of the gross floor area along the main street for primary and secondary uses.~~

Amend Parts I, K, N, and Q of Subsection 13.500.2 (Front Yard Regulations) of Section 13.500 (Yard Regulations) of Article 13 (Lot and Building Standards), such parts to read as follows:

- I. In all districts except BG₁ and CB-1, and UMU, the distance as measured from the front lot line to the face of the building shall in no case be less than one-half the height of the building. In cases where a lot is across the street from or adjacent to a residential zoning district, see Sec. 13.500.2N.
- K. Except in the BG₁ and CB-1, and UMU districts, on any corner lot, no fence, wall, screen, billboard, sign, structure, or foliage of hedges, trees, bushes, or shrubs shall be erected, planted, or maintained in such a manner as to obstruct or interfere with a clear line of sight for the drivers of approaching motor vehicles within a triangular area formed by extending the 2 curb lines a distance of 45 feet from their point of intersection, and connecting these points with an imaginary line, thereby making a triangle. If there are no curbs existing, the triangular area shall be formed by extending the property lines a distance of 30 feet from their point of intersection, and connecting these points with an imaginary line, thereby making a triangle. In cases where streets do not intersect at approximately right angles, the Traffic Engineer shall have the authority to vary these requirements as he deems deemed necessary to provide safety for both vehicular and pedestrian traffic; however, he the Traffic Engineer shall not require site distance in excess of 275 feet. Within this triangle, vision shall be clear at elevations between 30 inches and 9 feet above the average grade of the street.
- N. In all districts, except BG, UMU, RE, RC, and RT, where buildings or structures are erected or altered to exceed 2 stories in height, such buildings or structures shall not be located closer to any residential district boundary line than a distance

equal to the sum of the required yard specified for the zoning district in which such building or structure is located, plus 25 feet, plus twice the height of the portion of the building above 25 feet.

- Q. In all nonresidential zoning districts, except BG, UMU, and CB-1, the front building setback may be reduced to 30 feet for one-story buildings along Type D or smaller thoroughfares if parking and driveways are prohibited between the building face and the street with the reduced setback.

Amend Part I of Subsection 13.500.3 (Side Yard Regulations) of Section 13.500 (Yard Regulations) of Article 13 (Lot and Building Standards), such part to read as follows:

- I. In all districts, except BG, UMU, RE, RC, and RT, where buildings or structures are erected or altered to exceed 2 stories in height, such buildings or structures shall not be located closer to any residential district boundary line than a distance equal to the sum of the required yard specified for the zoning district in which such building or structure is located, plus 25 feet, plus twice the height of the portion of the building above 25 feet.

Amend Parts A and D of Subsection 13.500.4 (Rear Yard Regulations) of Section 13.500 (Yard Regulations) of Article 13 (Lot and Building Standards), such parts to read as follows:

- A. In all districts permitting residential structures, except PH, SF-A, MF-1, MF-2, MF-3, BG, ~~and CB-1~~, and UMU, no main residential building may be constructed nearer than 10 feet to the rear property line, and the main residential building and all accessory buildings shall not cover more than 50% of that portion of the lot lying to the rear of a line erected, joining the midpoint on one side lot line with the midpoint of the opposite side lot line.
- D. In all districts, except BG, UMU, RE, RC, and RT, where buildings or structures are erected or altered to exceed 2 stories in height, such buildings or structures shall not be located closer to any residential district boundary line than a distance equal to the sum of the required yard specified for the zoning district in which such building or structure is located, plus 25 feet, plus twice the height of the portion of the building above 25 feet.

Amend Subsection 15.200.5 (General Requirements) of Section 15.200 (Communications Antennas, Amateur and Commercial) of Article 15 (Use-specific Regulations), such additional part to read as follows:

- H. A commercial antenna mounted on a roof or existing structure, other than a support structure, shall extend no more than 10 feet above the highest point of the structure.

FOR CITY COUNCIL MEETING OF: May 13, 2019 (To view the agenda for this meeting, see www.plano.gov)

PUBLIC HEARING - ORDINANCE

EM/amc

xc: Jeanna Scott, Building Inspections Manager

CITY OF PLANO
PLANNING & ZONING COMMISSION

April 15, 2019

Agenda Item No. 3

Public Hearing: Zoning Case 2019-003

DESCRIPTION:

Request to amend Section 10.700 (UMU, Urban Mixed-Use District) of Article 10 (Nonresidential Districts), Section 13.500 (Yard Regulations) of Article 13 (Lot and Building Standards), Section 15.200 (Communications Antennas, Amateur and Commercial) of Article 15 (Use-specific Regulations), and related sections of the Zoning Ordinance to consider modifications and updates. Project #ZC2019-003.

REMARKS:

On February 18, 2019, the Planning & Zoning Commission called a public hearing to consider amending various sections of the Zoning Ordinance. The changes in this zoning case are focused on clean-up and clarification of requirements related to the Urban Mixed-Use (UMU) zoning district and commercial antennas.

UMU Main Street Language

In 2015, the Zoning Ordinance was repealed in its entirety and readopted in order to improve overall document organization and formatting. In addition to organization changes, other minor modifications were made. During this process, language within the UMU district was edited and added to another section, without removing the initial language. Staff is recommending this duplication be corrected.

UMU Yard Regulations

The UMU district allows for a mix of residential and nonresidential uses with urban, pedestrian-oriented development standards, including building heights up to 15 stories. Currently, the Zoning Ordinance imposes height setbacks from residential districts. As a building height increases, it must be located further away from a residential district. Since the UMU zoning district includes allowances for residential uses, it is appropriate to consider portions of these developments as residential districts.

However, UMU is a single zoning district with an established mix of uses and development standards. The height setbacks in the ordinance were designed to apply to residential uses outside of mixed use settings. For this reason, the ordinance currently exempts

buildings from the height setbacks located within other mixed-use, urban form zoning districts including the Downtown Business/Government (BG) and Central Business-1 (CB-1) zoning districts. Staff believes it is appropriate to extend this exemption to the UMU district as well. Additionally, staff is including language which clarifies UMU buildings and other improvements may not be constructed in a manner so as to impair visibility for drivers.

UMU Purposes and Affected Regulations

A UMU district is similar to a Planned Development (PD) district in that uses and standards may be modified to implement individual requests. Currently, the ordinance provides language in Article 12 (Planned Development District) which clarifies what a district can and cannot be used for, and identifies that other regulations may be impacted by proposed modifications. For consistency with PDs and to clearly state the intent of UMU modifications, staff believes it is necessary to include this language within the UMU district.

Commercial Antennas

With Zoning Case 2018-032, Section 15.200 (Communications Antennas, Amateur and Commercial) of the Zoning Ordinance was amended to comply with a recent FCC order regarding fifth-generation cellular wireless infrastructure (5G). Following adoption of the ordinance, staff noted that a general provision was unintentionally deleted for antenna support structures when attached to an existing building. This provision allowed antenna support structures to extend up to ten feet above the building's existing height. Staff is proposing to add this provision back into the ordinance under Subsection 15.200.5 (General Requirements).

SUMMARY:

This is a request to amend several sections of the Zoning Ordinance. The proposed changes will remove duplicative language and restore a general provision that was unintentionally deleted. This request is recommended for approval as noted below.

RECOMMENDATION:

Amend Subsection 10.700.5 (District Establishment and Administration) of Section 10.700 (UMU, Urban Mixed-Use District) of Article 10 (Nonresidential Districts), such subsection to read as follows:

- A. The regulations contained within this zoning district shall be supplemented with additional standards and conditions required to execute a specific development plan. The boundary of each UMU district shall be defined on the Zoning Map and identified with the letters UMU followed by a unique number referencing the supplementary regulations. In considering the establishment of a UMU district, the Planning & Zoning Commission and City Council may amend and supplement the base UMU regulations and related development regulations in the Zoning Ordinance and Subdivision Ordinance to implement individual development plans, with the exception of:

- i. Requirement for an adopted development plan;
- ii. Requirement for a governance association;
- iii. Minimum residential densities for multifamily development;
- iv. Requirement to maintain three or more uses; and
- v. Requirement for nonresidential uses to be constructed within the first phase of development.

B. A UMU district may not be used to:

- i. Require construction of public improvements or the dedication or reservation of land, which are not of primary benefit to development within the district or necessary to mitigate an adverse impact attributable to development within the district, unless compensation is provided as required by law.
- ii. Secure agreements between owners of property within the district with third parties.
- iii. Assign responsibility to the city for enforcement of private deed restrictions or covenants.
- iv. Waive or modify the requirements of ordinances other than the Zoning Ordinance, except as specifically authorized by this ordinance.

Amend Part F of Subsection 10.700.10 (Streets and Sidewalks) of Section 10.700 (UMU, Urban Mixed-Use District) of Article 10 (Nonresidential Districts), such part to read as follows:

F. Required Main Street

All UMU districts shall have a main street, designated on the development plan, which serves as the core of the district. It shall be a major street with buildings of a minimum of two stories fronting onto the main street. No parking garages or surface parking lots shall directly abut the main street. A minimum 600 foot to 1,200 foot section of the street shall be the activity center of the district core. A minimum of 75% of the gross linear footage of the first floor along the activity center shall consist of retail, restaurant, entertainment, and other active uses. The maximum width of storefronts in this area shall be limited to 100 feet. The perimeter of a superstore, food/grocery store, or regional theater must be lined with individual store fronts meeting this maximum width requirement. The specific development plan must define the main street. It shall also designate the location of at least 60% of the gross floor area along the main street for primary and secondary uses.

Amend Part C of Subsection 10.700.11 (Usable Open Space) of Section 10.700 (UMU, Urban Mixed-Use District) of Article 10 (Nonresidential Districts), such part to read as follows:

- C. Multifamily development in the UMU district is exempt from the Multifamily Residence regulations of Sec. 15.800 and from the Usable Open Space regulations of Sec. 13.800. ~~All UMU districts shall have a main street, designated on the development plan, which serves as the core of the district. It shall be a major street (two 11-foot travel lanes with parallel or diagonal parking). Buildings of a minimum of two stories shall front onto the main street. No parking garages or surface parking lots shall directly abut the main street. A 600 foot to 1,200 foot section of the street shall be the activity center of the district core. This area shall have the highest concentration of retail, restaurant, and entertainment square footage in the UMU district. The maximum width of store fronts in this area shall be limited to 100 feet. The perimeter of a superstore, food/grocery store, or regional theater must be lined with individual store fronts meeting this maximum width requirement. The specific development plan must define the main street. It shall also designate the location of at least 60% of the gross floor area along the main street for primary and secondary uses.~~

Amend Parts I, K, N, and Q of Subsection 13.500.2 (Front Yard Regulations) of Section 13.500 (Yard Regulations) of Article 13 (Lot and Building Standards), such parts to read as follows:

- I. In all districts except BG₁ and CB-1, and UMU, the distance as measured from the front lot line to the face of the building shall in no case be less than one-half the height of the building. In cases where a lot is across the street from or adjacent to a residential zoning district, see Sec. 13.500.2N.
- K. Except in the BG₁ and CB-1, and UMU districts, on any corner lot, no fence, wall, screen, billboard, sign, structure, or foliage of hedges, trees, bushes, or shrubs shall be erected, planted, or maintained in such a manner as to obstruct or interfere with a clear line of sight for the drivers of approaching motor vehicles within a triangular area formed by extending the 2 curb lines a distance of 45 feet from their point of intersection, and connecting these points with an imaginary line, thereby making a triangle. If there are no curbs existing, the triangular area shall be formed by extending the property lines a distance of 30 feet from their point of intersection, and connecting these points with an imaginary line, thereby making a triangle. In cases where streets do not intersect at approximately right angles, the Traffic Engineer shall have the authority to vary these requirements as ~~he deems~~ deemed necessary to provide safety for both vehicular and pedestrian traffic; however, ~~he~~ the Traffic Engineer shall not require site distance in excess of 275 feet. Within this triangle, vision shall be clear at elevations between 30 inches and 9 feet above the average grade of the street.
- N. In all districts, except BG, UMU, RE, RC, and RT, where buildings or structures are erected or altered to exceed 2 stories in height, such buildings or structures shall not be located closer to any residential district boundary line than a distance equal to the sum of the required yard specified for the zoning district in which such

building or structure is located, plus 25 feet, plus twice the height of the portion of the building above 25 feet.

- Q. In all nonresidential zoning districts, except BG, UMU, and CB-1, the front building setback may be reduced to 30 feet for one-story buildings along Type D or smaller thoroughfares if parking and driveways are prohibited between the building face and the street with the reduced setback.

Amend Part I of Subsection 13.500.3 (Side Yard Regulations) of Section 13.500 (Yard Regulations) of Article 13 (Lot and Building Standards), such part to read as follows:

- I. In all districts, except BG, UMU, RE, RC, and RT, where buildings or structures are erected or altered to exceed 2 stories in height, such buildings or structures shall not be located closer to any residential district boundary line than a distance equal to the sum of the required yard specified for the zoning district in which such building or structure is located, plus 25 feet, plus twice the height of the portion of the building above 25 feet.

Amend Parts A and D of Subsection 13.500.4 (Rear Yard Regulations) of Section 13.500 (Yard Regulations) of Article 13 (Lot and Building Standards), such parts to read as follows:

- A. In all districts permitting residential structures, except PH, SF-A, MF-1, MF-2, MF-3, BG₁, ~~and CB-1,~~ and UMU, no main residential building may be constructed nearer than 10 feet to the rear property line, and the main residential building and all accessory buildings shall not cover more than 50% of that portion of the lot lying to the rear of a line erected, joining the midpoint on one side lot line with the midpoint of the opposite side lot line.
- D. In all districts, except BG, UMU, RE, RC, and RT, where buildings or structures are erected or altered to exceed 2 stories in height, such buildings or structures shall not be located closer to any residential district boundary line than a distance equal to the sum of the required yard specified for the zoning district in which such building or structure is located, plus 25 feet, plus twice the height of the portion of the building above 25 feet.

Amend Subsection 15.200.5 (General Requirements) of Section 15.200 (Communications Antennas, Amateur and Commercial) of Article 15 (Use-specific Regulations), such additional part to read as follows:

- H. A commercial antenna mounted on a roof or existing structure, other than a support structure, shall extend no more than 10 feet above the highest point of the structure.

Zoning Case 2019-003

An Ordinance of the City of Plano, Texas, amending Section 10.700 (UMU, Urban Mixed-Use District) of Article 10 (Nonresidential Districts), Section 13.500 (Yard Regulations) of Article 13 (Lot and Building Standards), and Section 15.200 (Communications Antennas, Amateur and Commercial) of Article 15 (Use-specific Regulations) of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended; 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 13th day of May 2019, for the purpose of considering a change in the Zoning Ordinance; 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 13th day of May 2019; and

WHEREAS, the City Council is of the opinion and finds that such change would not be detrimental to the public health, safety, or general welfare, and 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. Subsection 10.700.5 (District Establishment and Administration) of Section 10.700 (UMU, Urban Mixed-Use District) of Article 10 (Nonresidential Districts) of the Comprehensive Zoning Ordinance No. 2015-5-2, as the same has been heretofore amended, is hereby further amended, such subsection to read as follows:

- A. The regulations contained within this zoning district shall be supplemented with additional standards and conditions required to execute a specific development plan. The boundary of each UMU district shall be defined on the Zoning Map and identified with the letters UMU followed by a unique number referencing the supplementary regulations. In considering the establishment of a UMU district, the Planning & Zoning Commission and City Council may amend and supplement the base UMU regulations and related development regulations in the Zoning

Ordinance and Subdivision Ordinance to implement individual development plans, with the exception of:

- i. Requirement for an adopted development plan;
- ii. Requirement for a governance association;
- iii. Minimum residential densities for multifamily development;
- iv. Requirement to maintain three or more uses; and
- v. Requirement for nonresidential uses to be constructed within the first phase of development.

B. A UMU district may not be used to:

- i. Require construction of public improvements or the dedication or reservation of land, which are not of primary benefit to development within the district or necessary to mitigate an adverse impact attributable to development within the district, unless compensation is provided as required by law.
- ii. Secure agreements between owners of property within the district with third parties.
- iii. Assign responsibility to the city for enforcement of private deed restrictions or covenants.
- iv. Waive or modify the requirements of ordinances other than the Zoning Ordinance, except as specifically authorized by this ordinance.

Section II. Part F of Subsection 10.700.10 (Streets and Sidewalks) of Section 10.700 (UMU, Urban Mixed-Use District) of Article 10 (Nonresidential Districts) of the Comprehensive Zoning Ordinance No. 2015-5-2, as the same has been heretofore amended, is hereby further amended, such part to read as follows:

F. Required Main Street

All UMU districts shall have a main street, designated on the development plan, which serves as the core of the district. It shall be a major street with buildings of a minimum of two stories fronting onto the main street. No parking garages or surface parking lots shall directly abut the main street. A minimum 600 foot to 1,200-foot section of the street shall be the activity center of the district core. A minimum of 75% of the gross linear footage of the first floor along the activity center shall consist of retail, restaurant, entertainment, and other active uses. The maximum width of storefronts in this area shall be limited to 100 feet. The

perimeter of a superstore, food/grocery store, or regional theater must be lined with individual storefronts meeting this maximum width requirement. The specific development plan must define the main street. It shall also designate the location of at least 60% of the gross floor area along the main street for primary and secondary uses.

Section III. Part C of Subsection 10.700.11 (Usable Open Space) of Section 10.700 (UMU, Urban Mixed-Use District) of Article 10 (Nonresidential Districts) of the Comprehensive Zoning Ordinance No. 2015-5-2, as the same has been heretofore amended, is hereby further amended, such part to read as follows:

- C. Multifamily development in the UMU district is exempt from the Multifamily Residence regulations of Sec. 15.800 and from the Usable Open Space regulations of Sec. 13.800.

Section IV. Parts I, K, N, and Q of Subsection 13.500.2 (Front Yard Regulations) of Section 13.500 (Yard Regulations) of Article 13 (Lot and Building Standards) of the Comprehensive Zoning Ordinance No. 2015-5-2, as the same has been heretofore amended, is hereby further amended, such parts to read as follows:

- I. In all districts except BG, CB-1, and UMU, the distance as measured from the front lot line to the face of the building shall in no case be less than one-half the height of the building. In cases where a lot is across the street from or adjacent to a residential zoning district, see Sec. 13.500.2N.
- K. Except in the BG, CB-1, and UMU districts, on any corner lot, no fence, wall, screen, billboard, sign, structure, or foliage of hedges, trees, bushes, or shrubs shall be erected, planted, or maintained in such a manner as to obstruct or interfere with a clear line of sight for the drivers of approaching motor vehicles within a triangular area formed by extending the 2 curb lines a distance of 45 feet from their point of intersection, and connecting these points with an imaginary line, thereby making a triangle. If there are no curbs existing, the triangular area shall be formed by extending the property lines a distance of 30 feet from their point of intersection, and connecting these points with an imaginary line, thereby making a triangle. In cases where streets do not intersect at approximately right angles, the Traffic Engineer shall have the authority to vary these requirements as deemed necessary to provide safety for both vehicular and pedestrian traffic; however, the Traffic Engineer shall not require site distance in excess of 275 feet. Within this triangle, vision shall be clear at elevations between 30 inches and 9 feet above the average grade of the street.
- N. In all districts, except BG, UMU, RE, RC, and RT, where buildings or structures are erected or altered to exceed 2 stories in height, such buildings or structures shall not be located closer to any residential district boundary line than a distance equal to the sum of the required yard specified for the zoning district in which such

building or structure is located, plus 25 feet, plus twice the height of the portion of the building above 25 feet.

- Q. In all nonresidential zoning districts, except BG, UMU, and CB-1, the front building setback may be reduced to 30 feet for one-story buildings along Type D or smaller thoroughfares if parking and driveways are prohibited between the building face and the street with the reduced setback.

Section V. Part I of Subsection 13.500.3 (Side Yard Regulations) of Section 13.500 (Yard Regulations) of Article 13 (Lot and Building Standards) of the Comprehensive Zoning Ordinance No. 2015-5-2, as the same has been heretofore amended, is hereby further amended, such part to read as follows:

- I. In all districts, except BG, UMU, RE, RC, and RT, where buildings or structures are erected or altered to exceed 2 stories in height, such buildings or structures shall not be located closer to any residential district boundary line than a distance equal to the sum of the required yard specified for the zoning district in which such building or structure is located, plus 25 feet, plus twice the height of the portion of the building above 25 feet.

Section VI. Parts A and D of Subsection 13.500.4 (Rear Yard Regulations) of Section 13.500 (Yard Regulations) of Article 13 (Lot and Building Standards) of the Comprehensive Zoning Ordinance No. 2015-5-2, as the same has been heretofore amended, is hereby further amended, such parts to read as follows:

- A. In all districts permitting residential structures, except PH, SF-A, MF-1, MF-2, MF-3, BG, CB-1, and UMU, no main residential building may be constructed nearer than 10 feet to the rear property line, and the main residential building and all accessory buildings shall not cover more than 50% of that portion of the lot lying to the rear of a line erected, joining the midpoint on one side lot line with the midpoint of the opposite side lot line.
- D. In all districts, except BG, UMU, RE, RC, and RT, where buildings or structures are erected or altered to exceed 2 stories in height, such buildings or structures shall not be located closer to any residential district boundary line than a distance equal to the sum of the required yard specified for the zoning district in which such building or structure is located, plus 25 feet, plus twice the height of the portion of the building above 25 feet.

Section VII. Subsection 15.200.5 (General Requirements) of Section 15.200 (Communications Antennas, Amateur and Commercial) of Article 15 (Use-specific Regulations) of the Comprehensive Zoning Ordinance No. 2015-5-2, as the same has been heretofore amended, is hereby further amended, such additional part of the subsection to read as follows:

- H. A commercial antenna mounted on a roof or existing structure, other than a support structure, shall extend no more than 10 feet above the highest point of the structure.

Section VIII. 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 IX. 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 X. 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 XI. 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 XII. This Ordinance shall become effective immediately upon its passage and publication as required by law.

PASSED AND APPROVED THIS THE 13TH DAY OF MAY 2019.

Harry LaRosiliere, MAYOR

ATTEST:

Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:

Paige Mims, CITY ATTORNEY