PLANO CITY COUNCIL
REGULAR SESSION
December 13, 2021

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

STAFF PRESENT
Mark Israelson, City Manager
Jack Carr, Deputy City Manager
Shelli Siemer, Deputy City Manager
Greg Rushin, Deputy City Manager
Sam Greif, Deputy City Manager
Paige Mims, City Attorney
Lisa C. Henderson, City Secretary
Andrew Fortune, Director of Policy and Government Relations

Mayor Muns convened the Council into the Regular Session on Monday, December 13, 2021 at 7:00 p.m. in the Senator Florence Shapiro Council Chambers of the Plano Municipal Center, 1520 K Avenue and via videoconference. A quorum was present.

Invocation and Pledge

Pastor Julian McMillian with Grace Church Plano led the invocation and Council Member Grady led the Pledge of Allegiance and Texas Pledge.

Proclamations and Special Recognitions

Presentation: The Comprehensive Plan Review Committee and those involved with the development and adoption of the new Comprehensive Plan were recognized.

Comments of Public Interest

Sharon Overall spoke to second hand smoke dangers.
Matt Dixon spoke to Council responding with facts and sources.

Consent Agenda

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

Approval of Expenditures

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

RFB No. 2021-0524-AC for a one (1) year contract with three (3) automatic one-year renewals for Water Line Repair Parts for Inventory Control and Asset Disposal Department to Core & Main LP in the estimated amount of $166,443 and Ferguson Enterprises LLC in the estimated amount of $27,097, for a total estimated annual amount of $193,540; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item "A")

Purchase from an Existing Contract

To approve the purchase of five hundred (500) body worn cameras, hardware, migration of existing data, unlimited data storage for all body worn cameras and in-car systems for a three (3) year contract for the Police Department in the estimated amount of $849,500 from WatchGuard Video through an existing contract; and authorizing the City Manager to execute all necessary documents. (DIR Contract No. DIR-TSO-4163) (Consent Agenda Item "B")

To approve the purchase of four (4) Half-ton Extended Length Cab Pickup Trucks for Fleet Services to be used by various departments in the amount of $111,414 from Randall Reed's Planet Ford 635 through an existing contract; and authorizing the City Manager to execute all necessary documents. (SAT Contract No. 22-03-1008) (Consent Agenda Item "C")

To approve the purchase of Furniture for the Davis Library and Joint Use Facility for the Facilities Department in the estimated amount of $170,338 from McKinney Office Supply, Inc. and $186,295 from Libra-Tech Corporation, for an estimated total amount of $356,633 through existing contracts; and authorizing the City Manager to execute all necessary documents. (TIPS Contract Nos. 180305 & 200301, NCPA Contract No. 07-18, Omnia Contract Nos. R191808 & R191803) (Consent Agenda Item "D")

To approve the purchase of equipment, installation services and maintenance with support for a five (5) year term for Technology Services/Radio Shop in the total estimated amount of $1,748,353 from Nokia of America Corporation through an existing contract; and authorizing the City Manager to execute all necessary documents. (HGAC Contract No. RA05-21) (Consent Agenda Item "E")

Approval of Change Order

To approve an increase to the current contract amount of $5,309,630 by $533,081, for a total contract amount of $5,842,711, for the Davis Library - Joint Use Facility Expansion and Renovation, Project No. 7079, from Pogue Construction Co., LP; and authorizing the City Manager to execute all necessary documents. (Contract No. 2020-0040-B; Change Order No. 2) (Consent Agenda Item "F")

Approval of Contract / Agreement

To approve a Revised and Restated Economic Development Incentive Agreement between the City of Plano, Texas, and Inogen, 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 “G”)

To approve a Revised and Restated Economic Development Incentive Agreement between the City of Plano, Texas, and Liberty Mutual Insurance Company, a Massachusetts stock insurance company ("Company"), providing an economic development grant to the Company; and authorizing the City Manager to execute all necessary documents. (Consent Agenda Item “H”)

To approve a Revised and Restated Economic Development Incentive Agreement between the City of Plano, Texas, and ReachLocal, 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 “I”)

Adoption of Resolutions

Resolution No. 2021-12-4(R): To approve a revised Parks and Recreation Department Fee Schedule for park pavilion rentals; and providing an effective date. (Consent Agenda Item “J”)

Adoption of Ordinances

Ordinance No. 2021-12-5: To adopt and enact Supplement Number 138 to the Code of Ordinances for the City of Plano; providing for amendment to certain sections of the Code; and providing an effective date. (Consent Agenda Item “K”)

End of Consent

Ordinance No. 2021-12-6: To repeal Ordinance No. 2017-12-2 codified as Article V, Noise, of Chapter 14, Offenses – Miscellaneous of the City of Plano Code of Ordinances and replacing it with a new Article V, Noise, of Chapter 14, Offenses – Miscellaneous of the City of Plano Code of Ordinances to allow for a permit process applicable to entertainment venues and to otherwise clarify existing language in the Noise Ordinance and providing a repealer clause, a severability clause, a savings clause, a penalty clause, a publication clause, and an effective date. (Consent Agenda Item "L")

Ray Oujesky, Dale Brock, Weldon Newsom, Jerry Kendrick, and Joanne Kendrick spoke in opposition to the ordinance.

MOTION: Upon a motion made by Council Member Ricciardelli and seconded by Council Member Smith, the Council voted 8-0 to repeal Ordinance No. 2017-12-2 codified as Article V, Noise, of Chapter 14, Offenses – Miscellaneous of the City of Plano Code of Ordinances and replacing it with a new Article V, Noise, of Chapter 14, Offenses – Miscellaneous of the City of Plano Code of Ordinances to allow for a permit process applicable to entertainment venues and to otherwise clarify existing language in the Noise Ordinance; and further to adopt Ordinance No. 2021-12-6.

Consideration and action to rename the Parkway Service Center, Police Sub-Station on Robinson Road, Day Labor Center and the property located at the southeast corner of 15th Street and K Avenue. (Regular Item "1")

City Manager Israelson stated the naming committee suggested renaming the city facilities as follows:

The pocket park at the southeast corner of 15th Street and K Avenue – Plano Masonic Square
The Day Labor Center – Adrian Magallanes Day Labor Center
The Parkway Service Center – Gerald P. Cosgrove Public Works Service Center
The Police Sub-station on Robinson Road – Gregory W. Rushin Police Substation

MOTION: Upon a motion made by Council Member Smith and seconded all Council Members, the Council voted 8-0 to rename the facilities as noted above.

Resolution No. 2021-12-7(R): To confirm the appointment of Chris Biggerstaff to serve as Plano Fire Chief, and providing an effective date. (Regular Item "2")

MOTION: Upon a motion made by Mayor Pro Tem Prince and seconded by Deputy Mayor Pro Tem Tu, the Council voted 8-0 to confirm the appointment of Chris Biggerstaff to serve as Plano Fire Chief; and further to adopt Resolution No. 2021-12-7(R).

Public Hearing and Comment: Review of the Consolidated Annual Performance Evaluation Report describing the use of federal funds. This report details how the City used U.S. Department of Housing and Urban Development funds during the 2020-21 grant year. The public will be given an opportunity to speak on the report during the public hearing. (Regular Item "3")

Mayor Muns opened the public hearing. No one requested to speak. Mayor Muns closed the public hearing. (No action required)

Consideration of an Ordinance to amend Section 2-109, Campaign Contribution Recusal Requirement for City Council Members, Article IV, Code of Conduct, of Chapter 2, Administration, of the Code of Ordinances of the City of Plano, Texas; adding a time limit for recusal requirements for City Council Members related to campaign contributions; and providing a repealer clause, a severability clause, a savings clause, and an effective date. (Regular Item "4")

David Kemp, Dianna Biscan, Pat Greer, Ellen Leyrer, Lily Bao, Oleta Phillips, John Donovan, Rober Canright, Colleen Aguilar-Epstein, Jonathan Goodale, Judy Villareal, Justin Adcock and Matt Dixon spoke in opposition to the ordinance.

Council Member Williams made a motion to amend 2 years to 4 years and provide exceptions for special elections.

Council Member Williams amended his motion to just 4 years, seconded by Council Member Smith.

Council Member Williams withdrew his motion and amended it from 2 years to 4 years with provision for people in special election with a period beginning 9 months before the regular election which they were elected. Seconded by Council Member Ricciardelli.

Council Member Williams clarified his motion, 2 years to 4 years and add the language "except for interim term members from 9 months before their initial election day to the final day of the initial term they were elected to serve and 4 years for all others."

MOTION: Upon a motion made by Council Member Williams and seconded by Council Member Ricciardelli, the Council voted 3-5, with Mayor Muns, Mayor Pro Tem Prince, Deputy Mayor Pro Tem Tu and Council Members Grady and Holmer in opposition, to amend Section 2-109, Campaign Contribution Recusal Requirement for City Council Members, Article IV, Code of Conduct, of Chapter 2, Administration, of the Code of Ordinances of the City of Plano, Texas; adding a time limit for recusal requirements for City Council Members related to campaign contributions; with a time limit of 4 years except for interim term members from 9 months before their initial election day to the final day of the initial term they were elected to serve and 4 years for all others. Motion failed.

With no further discussion, the Regular City Council Meeting adjourned at 9:08 p.m.

_____
John B. Muns, MAYOR

ATTEST:

_____
Lisa C. Henderson, City Secretary