



**MEETING OF CITY COUNCIL  
FRISCO CITY HALL  
GEORGE A. PUREFOY MUNICIPAL CENTER  
COUNCIL CHAMBERS  
6101 FRISCO SQUARE BLVD.  
FRISCO, TEXAS 75034**

**5:00 PM**

**TUESDAY, DECEMBER 1, 2020**

**AGENDA**

**CALL TO ORDER**

1. ROLL CALL

**CLOSED SESSION**

2. Recess into Closed Session in compliance with Section 551.001 et. seq. Texas Government Code, to wit:
  - A. Section 551.071. Meeting with City Attorney regarding a matter(s) in which the duty of the City Attorney under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas conflicts with the Open Meetings Act regarding:
    - i. Receive legal advice regarding enforceability of certain speed limit signs and “no through traffic” signs in certain subdivisions and legal issues related thereto.
    - ii. Receive legal advice and discuss Frisco Fire Department employment benefits and related cases.
    - iii. Receive legal advice concerning proposed 3rd Amendment to Master Development Agreement between city of Frisco, Texas, Frisco Economic Development Corp., Frisco Community Development Corp., Frisco ISD, Omni Stillwater Woods Golf Resort, LLC, and the Professional Golfers’ Association of America.

- B. Section 551.072. To deliberate the purchase, exchange, lease or value of real property located:
    - i. East of FM423, south of US 380, west of DNT and north of Panther Creek Parkway.
  - C. Section 551.074. Personnel Matters: Section 551.074 authorizes certain deliberations about officers and employees of the governmental body to be held in executive session:
    - i. Receive legal advice and discuss Frisco Fire Department employment benefits and related cases.
  - D. Section 551.087. Deliberation regarding commercial or financial information that the City has received from a business prospect or to deliberate the offer of a financial or other incentive to a business prospect.
3. Reconvene into Regular Session and take any action necessary as a result of the Closed Session.

### **INDIVIDUAL ITEMS**

4. Issuance of the Statement of Elected Officer, Oath of Office, and Certificate of Election to Jeff Cheney, Mayor and Brian Livingston, City Council Place 6.

### **INVOCATION**

### **PLEDGE OF ALLEGIANCE**

### **REPORTS**

- 5. Public Works and Engineering report on activities related to roadways, traffic control and transportation, stormwater drainage, water and wastewater, and solid waste collection.
- 6. Library Report for December 2020.
- 7. Parks and Recreation report on activities related to arts, culture, events, park development and operations, natural resources, and recreation services.
- 8. Council Subcommittee reports for current activities of the Legislative Committee, Governance Committee, Budget and Audit Committee, Frisco Square Management District, Dallas Regional Mobility Commission, North

**CITIZEN INPUT (to begin approximately at 7:30 p.m.)**

**CONSENT AGENDA**

(Items placed on the Consent Agenda are considered routine in nature and are considered non-controversial. The Consent Agenda can be acted upon in one motion. A majority of the Council is required to remove any item for discussion and separate action. Council members may vote nay on any single item without comment and may submit written comments as part of the official record.)

9. Consider and act upon the approval of Minutes. (CSO/KM)
  - A. Consider and act upon the approval of the November 17, 2020 City Council Work Session Meeting Minutes. (CSO/KM)
  - B. Consider and act upon the approval of the November 17, 2020 Regular City Council Meeting Minutes. (CSO/KM)
10. Consider and act upon approval of a Resolution designating an Official Newspaper for the publication of ordinances, notices, and other matters in compliance with the City of Frisco Home Rule Charter. (CSO/JD)
11. Consider and act upon approval of a Resolution suspending the January 23, 2021 effective date of CoServ Gas, Ltd.'s requested gas rate increase. (CMO/MD)
12. Call to Public Hearing: A request to call a public hearing to amend the Comprehensive Plan's Future Land Use Plan regarding selected areas that include mixed-use. (Development Services/CL)
13. Call to Public Hearing: A request to call a Public Hearing to consider amending the Zoning Ordinance regarding Food Truck uses and operations. (Development Services/PC)
14. Consider and act upon authorizing the City Manager to execute a Development Agreement by and between the City of Frisco and Gateway Church, on 18.8± acres on the west side of Legacy Drive, 685± feet north of Stonebrook Parkway. (Development Services/AS)
15. Consider and act upon authorizing the City Manager to execute a Development Agreement by and between the City of Frisco and Star Business Park, LLC, on 45.0± acres on the west side of Preston Road, 1,180± feet north of PGA Parkway. (Development Services/JH)
16. Consider and act upon authorizing the City Manager to execute a Professional Services Agreement by and between the City of Frisco and Dowdey, Anderson

- & Associates, Inc. to perform design and bid package preparation for Panther Creek reuse water line (Eldorado Parkway to Hillcrest Road). (Engineering/SH)
17. Consider and act upon authorizing the City Manager to execute a Reservation of Property for Utility and Public Hike-and-Bike Trail Purposes in five locations across the Dallas North Tollway and Dallas Parkway. (Engineering/JB)
  18. Consider and act upon approval of a purchase order to Fannin Tree Farm Sales, Inc., for tree transplanting services related to the Coit Road widening project. (Engineering/JB)
  19. Consider and act upon authorizing the City Manager to execute an emergency Construction Agreement by and between the City of Frisco and Keller North America, Inc., to perform design and construction services for Lonestar slope stability repair. (Engineering/TT)
  20. Consider and act upon authorizing the City Manager to execute Interlocal Cooperative Agreements by and between the City of Frisco and Denton County for the provision of Fire Protection Services and Ambulance Services. (Fire/MP)
  21. Consider and act upon adoption of an Ordinance updating the Personnel Policies to include the revised Americans with Disabilities Act, Equal Employment Opportunity, Sexual and Other Unlawful Harassment, Discipline Procedures, Discrimination Complaints, and Communication and Computer Acceptable Use policies. (HR/LS)
  22. Consider and act upon authorizing the City Manager to execute an agreement by and between the City of Frisco and Clasp Companies, LLC d/b/a Valley Quest Design for the design services of the Monarch Hike and Bike Trail. (Parks/RS)
  23. Consider and act upon authorizing the City Manager to execute a Professional Services Agreement by and between the City of Frisco and Design Workshop, Inc., for the Master Plan Design Services of the Northwest Community and Hollyhock Neighborhood park sites. (Parks and Recreation/BP)
  24. Consider and act upon approval of a purchase order to FarrWest Environmental Supply for the purchase of hazardous material monitors/detectors, hazard mitigation equipment and decontamination supplies. (Fire/DF)
  25. Consider and act upon rejection of all proposals for Request for Proposal #2007-072 Stop Loss Insurance and approval of a renewal with Cigna for Stop Loss Insurance. (HR/DF)

26. Consider and act upon authorizing the City Manager to execute an agreement with Cornerstone OnDemand, Inc., for a Learning Management System. (Human Resources/DF)
27. Consider and act upon award of competitive sealed bid #2110-004 Pool Chemicals to Poolsure, HASA and Leslie's Poolmart. (Parks & Recreation/DF)
28. Consider and act upon approval of a purchase order to Longhorn/Maverick Harley-Davidson for the purchase of three (3) police motorcycles. (Police/DF)
29. Consider and act upon authorizing the City Manager to execute a Professional Service Agreement with RJN Group, Inc., to provide sanitary sewer system evaluation services. (Public Works/DF)
30. Consider and act upon whether to direct staff to submit a written notice of appeal on behalf of the City Council to Development Services, pursuant to Subsection 6.19 of the Zoning Ordinance and/or Section 4.02 of the Subdivision Ordinance, regarding action taken by the Planning & Zoning Commission on any site plan or plat. Any written notice of appeal must be submitted to Development Services. (Development Services)

### **LEGISLATIVE AGENDA**

(These items may legally require Council Action, but by Council Policy should be the City Manager's responsibility. The Legislative Agenda can be acted upon in one motion. The concurrence of two council members is required to remove any item for separate discussion and action. Council members may vote nay on any single item without comment and may submit written comments as part of the official record.)

31. Consider and act upon adoption of an Ordinance to rezone 11.1± acres on the south side of US 380, 1,170± feet east of Hollyhock Road from Agricultural to Office-2, and to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended). Zoned Agricultural. Neighborhood #51. Zoning Case No. Z20-0006. (Development Services/JH)
32. Consider and act upon adoption of an Ordinance rescinding a Specific Use Permit (S-62) for a Private Club on a portion of one lot on 1.7± acres on the east side of Preston Road, 565± feet north of John Hickman Parkway. Zoned Commercial-1 with a Specific Use Permit (S-62) for a Private Club. Neighborhood #29. Specific Use Permit Case No. SUP20-0013. (Development Services/AS)
33. Consider and act upon adoption of an Ordinance rescinding a Specific Use Permit (S-47) for a Private Club on one lot on 0.4± acre on the northeast corner of 6th Street and Main Street. Zoned Original Town Commercial with a Specific Use Permit (S-47) for a Private Club. Neighborhood #11. Specific Use Permit Case No. SUP20-0012. (Development Services/AS)

34. Consider and act upon adoption of an Ordinance rescinding a Specific Use Permit (S-20) for a Private Club in conjunction with the operation of a Restaurant on one lot on 0.7± acre on the northeast corner of 5th Street and Main Street. Zoned Original Town Commercial with a Specific Use Permit (S-20) for a Private Club in conjunction with a restaurant. Neighborhood #11. Specific Use Permit Case No. SUP20-0011. (Development Services/AS)
35. Consider and act upon adoption of an Ordinance rescinding a Specific Use Permit (Ordinance No. 92-03-01) for a Private Club on one lot on 2.3± acres on the northeast corner of Preston Road and John Hickman Parkway. Zoned Commercial-1 with a Specific Use Permit (Ordinance No. 92-03-01) for a Private Club. Neighborhood #11. Specific Use Permit Case No. SUP20-0014. (Development Services/AS)

### **REGULAR AGENDA**

36. Public Hearing: A request to repeal Ordinance No. 16-05-38 (S-255) and Ordinance No. 2020-04-19 (S-287) for a Church and to grant a request for a Specific Use Permit for a Church on one lot on 18.8± acres on the west side of Legacy Road and 690± feet north of Stonebrook Parkway, and to consider to direct Staff to prepare an Ordinance of the same. Zoned Single Family-7 with a Specific Use Permit for a Church (S-255 and S-287). Neighborhood #40. Specific Use Case No. SUP20-0015. (Development Services/DS)
37. Public Hearing: A request to rezone 45.0± acres on the west side of Preston Road, 1,180± feet north of PGA Parkway from Commercial-1 and Highway to Industrial, to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended), and to consider to direct Staff to prepare an Ordinance of the same. Zoned Commercial-1 and Highway. Neighborhood #3. Zoning Case No. Z20-0007. (Development Services/JH)
38. Consider and act upon adoption of an Ordinance to rezone 45.0± acres on the west side of Preston Road, 1,180± feet north of PGA Parkway from Commercial-1 and Highway to Industrial, and to amend the Zoning Ordinance (Ordinance No. 11-04-09, as amended). Zoned Commercial-1 and Highway. Neighborhood #3. Zoning Case No. Z20-0007. (Development Services/JH)
39. Public Hearing: A request to amend Zoning Ordinance, Subsection 2.05.04, Preston Road Overlay District to allow certain Industrial uses where Industrial zoning exists between Parvin Branch and PGA Parkway, and to consider to direct Staff to prepare an Ordinance of the same. Zoning Case No. ZA20-0006. (Development Services/JH)
40. Consider and act upon adoption of an Ordinance to amend Zoning Ordinance, Subsection 2.05.04, Preston Road Overlay District to allow certain Industrial

uses where Industrial zoning exists between Parvin Branch and PGA Parkway. Zoning Case No. ZA20-0006. (Development Services/JH)

41. Public Hearing: Regarding creation of and approving the Project Plan and Financing Plan for Reinvestment Zone Number Six (#6), City of Frisco Texas, and establishing the boundaries of the Zone Pursuant to Chapter 311, Texas Tax Code. (Financial Services/AC)
42. Consider and act upon adoption of an Ordinance designating a geographic area within the City as Tax Increment Reinvestment Zone Number Six (#6); describing the boundaries of the Zone; creating a Board of Directors for the Zone; establishing a tax increment fund for the Zone; containing findings related to the creating of the Zone; providing a termination date for the Zone; providing for immediate effectiveness of the Zone. (Financial Services/AC)
43. Public Hearing on the City of Frisco Stormwater Drainage Fee adjustments. (Financial Services/JH)
44. Consider and act upon adoption of an Ordinance amending Ordinance No. 17-01-04, Municipal Storm Water Utility System Fee Schedule for increases to the Stormwater Drainage Fees. (Financial Services/JH)
45. Consider and act upon adoption of an Ordinance approving revised budget figures for the City of Frisco Fiscal Year 2021 Budget. (Financial Services/JH)
46. Consider and act upon adoption of an Ordinance approving revised budget figures for the City of Frisco Community Development Corporation (FCDC) Fiscal Year 2021 Budget. (Financial Services/JH)
47. Consider and act upon adoption of an Ordinance approving revised budget figures for the City of Frisco Economic Development Corporation (FEDC) Fiscal Year 2021 Budget. (Financial Services/JH)
48. Consider and act upon adoption of an Ordinance authorizing the issuance of up to \$23,000,000 City of Frisco, Texas, Combination Tax and Surplus Revenue Certificates of Obligation, Series 2021; delegating the authority to certain City officials to execute certain documents relating to the sale of the certificates; approving and authorizing an official statement and instruments and procedures relating to said certificates; and enacting other provisions relating to the subject. (Financial Services/AC)
49. Consider and act upon adoption of an Ordinance amending Ordinance 06-03-31 to add Article XI (Municipal Setting Designations) to Chapter 34 (Environment). (Engineering/MD)

- 50. Consider and act upon selecting names for two trails and three neighborhood parks as recommended by the Park and Trail Naming Committee. Tabled 11/2/2020. (Parks & Rec/RW)
- 51. Consider and act upon cancelling the December 15, 2020 Regular City Council meeting and scheduling a special-called meeting to canvass the December 8, 2020 Runoff Election. (CSO/KM)
- 52. City Council discussion with City Staff concerning any actions required by City Staff as a result of any item on tonight's agenda.
- 53. Discussion on Governance Monitoring of present City Council Meeting.

**ADJOURN**

**CERTIFICATION**

Henry J. Hill, Deputy City Manager, certifies that this Notice of Meeting was posted on the outside bulletin board, at the George A. Purefoy Municipal Center of the City of Frisco, Texas, a place convenient and readily accessible to the general public at all times, and said Notice was posted on the following date and time:

By Wednesday, November 25, 2020 at 7:00 PM and remained so posted at least 72 hours before meeting was convened.

If during the course of the meeting covered by this notice, the City Council should determine that a closed or executive meeting or session of the City Council or a consultation with the attorney for the City should be held or is required, then such closed or executive meeting or session or consultation with attorney as authorized by the Texas Open Meetings Act, Texas Government Code § 551.001 et. seq., will be held by the City Council at the date, hour and place given in this notice as the City Council may conveniently meet in such closed or executive meeting or session or consult with the attorney for the City concerning any and all subjects and for any and all purposes permitted by the Act, including, but not limited to, the following sanctions and purposes:

Texas Government Code Section:

- § 551.071 – Private consultation with the attorney for the City.
- § 551.072 – Discussing purchase, exchange, lease or value of real property.
- § 551.074 – Discussing personnel or to hear complaints against personnel.
- § 551.087 – Discussion regarding commercial or financial information that the Board has received from a business prospect or to deliberate the offer of a financial or other incentives to a business prospect.

NOTICE

Pursuant to City of Frisco Ordinance Number 19-10-86, each member of the public wishing to address the City Council shall be entitled to speak for up to five (5) minutes, unless ten (10) or more members of the public are present to speak on a single agenda item, in which case the City Council may by majority vote reduce the allotted time from five (5) minutes to three (3) minutes per speaker to ensure that as many people as possible have an opportunity to speak, subject to the requirements of other law.

**NOTICE OF ASSISTANCE AT PUBLIC MEETINGS**

The George A. Purefoy Municipal Center is wheelchair accessible. Access to the building and special parking are available at the primary north entrance facing Frisco Square Blvd. Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, or large print, are requested to contact the City Secretary's Office at least 48-hours prior to the meeting. Please e-mail your request to: [CitySec@friscotexas.gov](mailto:CitySec@friscotexas.gov) or call (972) 292-5020. BRAILLE IS NOT AVAILABLE.

Date Removed: _____	Removed By: _____
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