

**PLANO CITY COUNCIL
MINUTES
DECEMBER 13, 2010**

The regular meeting of the Plano City Council was called to order on Monday, December 13, 2010 at 6:00 PM by Mayor Robert A. Hausler in the Council Room at City Hall. The Mayor led the Pledge of Allegiance to the Flag.

Roll Call:

John Anderson	Present	Michael Gould	Present
Melody Herreid	Present	Bob Hyde	Present
B. Jones	Present	Charles Jones	Present
Keith Krantz	Present	Dee LeCuyer	Present

Absent: Steve DeBolt (Alderman DeBolt entered the meeting late)

There was a quorum.

MINUTES:

A motion was made by Alderman Hyde, seconded by Alderman Herreid, to approve the minutes of the regular meeting on November 22, 2010 as presented. A unanimous "Aye" voice vote was heard. The motion passed.

WARRANTS:

A motion was made by Alderman C. Jones, seconded by Alderman B. Jones, to accept the report of the Finance Committee and that orders are drawn on the Treasury to pay vendor bills per warrant list dated December 13, 2010 in the amount of \$188,253.01.

Roll Call:

Voting "Aye": Anderson, Gould, Herreid, Hyde, B. Jones, C. Jones, LeCuyer
Voting "Nay": Krantz
Absent: DeBolt Motion passed.

There was no Wage Report.

Guests and members of the press were welcomed by the Mayor.

MAYOR'S REPORT: *Bob Hausler*

KenCom Agreement

A motion was made by Alderman Hyde, seconded by Alderman Herried, to approve a letter of support objecting to the Intergovernmental Agreement which amends financial contributions to the operating expenses of the KenCom dispatch services. Attorneys representing the United City of Yorkville and the Village of Oswego explained why they felt the attempt to modify the agreement is outside the scope of the Executive Board. The letter will be sent to the Board and will indicate that, if the Board proceeds with the proposed amendment, Yorkville, Oswego and Plano will file a joint action lawsuit. Alderman B. Jones questioned the cost of litigation. No actual numbers were given, but the attorney indicated that Plano could withdraw at any point.

Roll Call:

Voting "Aye": Anderson, Gould, Herreid, Hyde, B. Jones, C. Jones, LeCuyer
Voting "Nay": Krantz
Absent: DeBolt Motion passed.

Mayor Hausler thanked everyone who helped make Rockin' Christmas a big success. He also commended the Street Department for their efforts to keep the City streets plowed and salted.

CITIZEN’S COMMENTS:

Theresa Bagg thanked everyone for their donations of money and food for Rockin’ Christmas. She also thanked all those who volunteered to help sort and deliver food to over 270 Plano families. The Mayor and Council thanked Theresa for her help.

PLANO AREA CHAMBER OF COMMERCE: *Rich Healy*

Mr. Healy also thanked the contributors and volunteers for Rockin’ Christmas. Business after Hours will be December 14 at the AVON store from 5:00 to 7:00 PM. The Chamber Annual Dinner will be January 22 at the Legion.

DIRECTOR OF DEVELOPMENT: *Art Sheridan*

Mr. Sheridan reported that two restaurants are interested in Plano.

CITY ATTORNEY: *Tom Grant*

Ordinance #2010-24 – Amend Sign Regulations

A motion was made by Alderman B. Jones, seconded by Alderman Herreid, to adopt Ordinance #2010-24, an ordinance amending Chapter 14 of Title 5, “Sign Regulations” of the Plano City Code, deleting Section 5-14-12-B-7(a). The deleted section imposes duration of time for display of political campaign signs on residential property.

Roll Call:

Voting “Aye”: Anderson, Gould, Herreid, Hyde, B. Jones, C. Jones, LeCuyer Krantz

Voting “Nay”:

Absent: DeBolt Motion passed.

Ordinance #2010-25 – Amend Liquor Control Ordinance

A motion was made by Alderman Herreid, seconded by Alderman Gould, to adopt Ordinance #2010-25, an ordinance amending Section 3-2-7 of the Plano City Code decreasing the number of authorized Class E liquor licenses from four (4) to three(3).

Roll Call:

Voting “Aye”: Anderson, Gould, Herreid, Hyde, B. Jones, C. Jones, LeCuyer Krantz

Voting “Nay”:

Absent: DeBolt Motion passed.

Ordinance #2010-26 – Amending Water and Sewer Rates

A motion was made by Alderman Anderson, seconded by Alderman LeCuyer, to adopt Ordinance #2010-26, an ordinance amending Ordinance #2007-12, suspending rate increases scheduled to take effect January 1, 2011.

Roll Call:

Voting “Aye”: Anderson, Gould, Herreid, Hyde, B. Jones, C. Jones, LeCuyer Krantz

Voting “Nay”:

Absent: DeBolt Motion passed.

Ordinance #2010-27 – Annexing Baker Property

A motion was made by Alderman Herreid, seconded by Alderman LeCuyer, to adopt Ordinance #2010-27, an ordinance annexing territory to the City of Plano, Russell A. Baker, Rock Creek Road, and granting Rezoning and Variations.

Roll Call:

Voting “Aye”: Anderson, Gould, Herreid, Hyde, B. Jones, C. Jones, LeCuyer

Krantz

Voting "Nay":

Absent: DeBolt Motion passed.

Ordinance #2010-28 – Amended Budget

A motion was made by Alderman B. Jones, seconded by Alderman Herreid, to adopt Ordinance #2010-28, a comprehensive amendment to the Budget Ordinance No. 2010-10, in the amount of \$11,416,526.93.

Roll Call:

Voting "Aye": Anderson, Gould, Herreid, Hyde, B. Jones, C. Jones, LeCuyer
Krantz

Voting "Nay":

Absent: DeBolt Motion passed.

Ordinance #2010-29 – Minimum-Maximum Contribution IMLRMA

A motion was made by Alderman Hyde, seconded by Alderman B. Jones, to adopt Ordinance #2010-29, an ordinance authorizing the execution of the IMLRMA Minimum/Maximum Contribution Agreement with annual payment of \$162,481.00.

Roll Call:

Voting "Aye": Anderson, Gould, Herreid, Hyde, B. Jones, C. Jones, LeCuyer
Krantz

Voting "Nay":

Absent: DeBolt Motion passed.

Ordinance #2010-30 – Tax Levy Ordinance

A motion was made by Alderman Hyde, seconded by Alderman LeCuyer, to adopt Ordinance #2010-30, levying upon all taxable property within the corporate limits subject to taxation, a tax in the sum of \$1,769,370.00.

Roll Call:

Voting "Aye": Anderson, Gould, Herreid, Hyde, B. Jones, C. Jones, LeCuyer
Voting "Nay": Krantz

Absent: DeBolt Motion passed.

Resolution R2010-18 – Abatement Resolution- Bond of 2006B

A motion was made by Alderman Hyde, seconded by Alderman LeCuyer, to adopt Resolution R2010-18, abating \$249,960.00 from the 2010 Tax Levy for General Obligation Bonds, (Alternate Revenue Source) Series 2006B.

Roll Call:

Voting "Aye": Anderson, Gould, Herreid, Hyde, B. Jones, C. Jones, LeCuyer
Krantz

Voting "Nay":

Absent: DeBolt Motion passed.

Resolution R2010-19 – Abatement Resolution – Bond of 2008

A motion was made by Alderman Hyde, seconded by Alderman LeCuyer, to adopt Resolution R2010-19, abating \$210,278.50 from the 2010 Tax Levy for General Obligation Bonds (Alternate Revenue Source) Series 2008.

Roll Call:

Voting "Aye": Anderson, Gould, Herreid, Hyde, B. Jones, C. Jones, LeCuyer
Krantz

Voting "Nay":

Absent: DeBolt Motion passed.

Resolution R2010-20 – Abatement Resolution – SSA #1 Lakewood Springs

A motion was made by Alderman Hyde, seconded by Alderman Gould, to adopt Resolution R2010-20, abating \$82,048.22 from the 2010 Tax Levy, Special Service Area #1. Special Tax Bonds, Series 2004A (Lakewood Springs).

Roll Call:

Voting “Aye”: Anderson, Gould, Herreid, Hyde, B. Jones, C. Jones, LeCuyer
Krantz

Voting “Nay”:

Absent: DeBolt Motion passed.

Resolution R2010-21 – Abatement Resolution – SSA #2 Lakewood Springs

A motion was made by Alderman Hyde, seconded by Alderman LeCuyer, to adopt Resolution R2010-21, abating \$44,596.38 from the 2010 Tax Levy, Special Service Area #2, Special Tax Bonds, Series 2004B (Lakewood Springs).

Roll Call:

Voting “Aye”: Anderson, Gould, Herreid, Hyde, B. Jones, C. Jones, LeCuyer
Krantz

Voting “Nay”:

Absent: DeBolt Motion passed.

Resolution R2010-22 – Abatement Resolution – SSA #3 Lakewood Springs

A motion was made by Alderman LeCuyer, seconded by Alderman Herreid, to adopt Resolution R2010-22, abating \$110,939.40 from the 2010 Tax Levy, Special Service Area #3, Special Tax Bonds, Series 2005A (Lakewood Springs).

Roll Call:

Voting “Aye”: Anderson, Gould, Herreid, Hyde, B. Jones, C. Jones, LeCuyer
Krantz

Voting “Nay”:

Absent: DeBolt Motion passed.

Resolution R2010-23 – Abatement Resolution – SSA #4 Lakewood Springs

A motion was made by Alderman Herreid, seconded by Alderman Gould, to adopt Resolution R2010-23, abating \$57,783.12 from the 2010 Tax Levy, Special Service Area #4, Special Tax Bonds, Series 2005B (Lakewood Springs).

Roll Call:

Voting “Aye”: Anderson, Gould, Herreid, Hyde, B. Jones, C. Jones, LeCuyer
Krantz

Voting “Nay”:

Absent: DeBolt Motion passed.

Resolution R2010-24 – Abatement Resolution – SSA #5 Lakewood Springs

A motion was made by Alderman Hyde, seconded by Alderman B. Jones, to adopt Resolution R2010-24, abating \$110,461.54 from the 2010 Tax Levy, Special Service Area #5, Special Tax Bonds, Series 2006 (Lakewood Springs Club).

Roll Call:

Voting “Aye”: Anderson, Gould, Herreid, Hyde, B. Jones, C. Jones, LeCuyer
Krantz

Voting “Nay”:

Absent: DeBolt Motion passed.

The Eldamain Road Intergovernmental Agreement will be discussed at Committee of the Whole.

CITY CLERK: *Deanna Brown*

The Clerk read a thank you note from Valley West Hospital for the successful “Know your Numbers” free screenings which were held November 20 at City Hall.

Sales Tax Liability for September 2010 - \$99,653.97.

Motor Fuel Tax: beginning unobligated balance, \$262,273.03; allotment for November, 2010, \$24,054.57; current unobligated balance, \$286,327.60.

The Clerk thanked her staff for donating and decorating the Clerk’s office and Council chambers for the holidays.

TREASURER’S REPORT: *Janet Goehst*

Treasurer’s Report

A motion was made by Alderman LeCuyer, seconded by Alderman Herreid, to approve the Treasurer’s Report dated October 31, 2010 with a balance among all funds in the amount of \$6,703,059.95.

Roll Call:

Voting “Aye”: Anderson, Gould, Herreid, Hyde, B. Jones, C. Jones, LeCuyer
Krantz

Voting “Nay”:

Absent: DeBolt Motion passed.

POLICE DEPARTMENT: *Steve Eaves* – Absent

Lt. Jonathan Whowell presented the department’s year end report.

Approve Part Time Officer

A motion was made by Alderman Herreid, seconded by Alderman Gould, to approve hiring Scott Hogan for part time officer at \$14.00 per hour. After discussion, the motion and second were withdrawn.

A motion was made by Alderman Herreid, seconded by Alderman Gould, to approve hiring Scott Hogan for part time police officer, effective January 10, 2011, at \$14.00 per hour. Hours are not to exceed 32 hours per week and with no benefits.

Roll Call:

Voting “Aye”: Anderson, Gould, Herreid, Hyde, B. Jones, C. Jones, LeCuyer
Krantz

Voting “Nay”:

Absent: DeBolt Motion passed.

PUBLIC WORKS: *John McGinnis*

Approve Release of Performance Bond – Schafer Woods North

A motion was made by Alderman C. Jones, seconded by Alderman Anderson, to approve the release of the performance bond for Schafer Woods North Unit 4. John McGinnis inspected all of the subdivision improvements and found them acceptable.

Roll Call:

Voting “Aye”: Anderson, Gould, Herreid, Hyde, B. Jones, C. Jones, LeCuyer
Krantz

Voting “Nay”:

Absent: DeBolt Motion passed.

Approve Purchase of Water Main Material

A motion was made by Alderman Hyde, seconded by Alderman C. Jones, to approve the purchase of water main pipe, fittings, valves and fire hydrants from Mid American for East Jones Street project at a cost of \$32,591.20.

Roll Call:

Voting "Aye": Anderson, Gould, Herreid, Hyde, B. Jones, C. Jones, LeCuyer
Krantz

Voting "Nay":

Absent: DeBolt

Motion passed.

WATER RECLAMATION PLANT: *Darrin Boyer*

Mr. Boyer reported that he was able to reduce the NPDES permit fees by a small amount.

BUILDING, PLANNING & ZONING: *Tom Karpus*

Mr. Karpus reported that final inspections have been done for C-Stop gas station, New Hope Church and an income tax service office on Chilton Way.

COMMITTEE REPORTS:

SPECIAL EVENTS: *Alderman Hyde*

Thanked everyone who helped with Rockin' Christmas.

ADMINISTRATIVE/HEALTH & SAFETY: *Alderman Herreid* – No report.

BUILDINGS, GROUNDS & ZONING: *Alderman Anderson*

Committee will meet December 15 at 6:00 PM to discuss the new police buildings and the sign on the Monarch property.

FINANCE: *Alderman C. Jones*

Committee will meet January 10, 2011 at 5:30 PM to review vendor bills.

PARKS: *Alderman LeCuyer* – No report.

PERSONNEL & INSURANCE: *Alderman B. Jones*

Alderman Jones informed the Council that there could possibly be a partnership with Waubensee College on the City flag.

He also reported that Lakewood Springs would be having a home decorating contest on December 18.

STREETS & UTILITIES: *Alderman Gould*

Committee will meet January 11, 2011 at 5:30 PM.

Alderman DeBolt: Absent

Alderman Krantz: received a complaint regarding snow plowing. He questioned whether the work is finished at Monarch Foundry and why there is so little in the escrow account.

CITIZEN'S COMMENTS:

Richard Aubrey commended the Community Meals for Seniors program and gave a special thanks to Norris Gould for all of his efforts to make the program a success.

Rich Healy noted that over 500 students have enrolled at the new Waubensee College Plano campus.

ADJOURNMENT:

A motion was made by Alderman Gould, seconded by Alderman Krantz to adjourn. A unanimous "aye" voice vote was heard. The motion passed. The meeting adjourned at 7:50 PM.

