

City of Plano – November 2019 – Ordinances and Resolutions

Ordinance No. 2019-11-1: 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 revise the effective times of a certain portion of the existing parking restriction on Capital Avenue, 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.

Resolution No. 2019-11-2(R): To provide for the creation of an ad hoc, advisory Comprehensive Plan Review Committee to guide the city in the planning process for the reconciliation of the community regarding the Comprehensive Plan; establish voting standards for the Committee and Planning & Zoning Commission related to this Comprehensive Plan Review process; and providing an effective date. Adopted with amendments.

Ordinance No. 2019-11-3: To transfer the sum of \$1,000,000 from the General Fund Unappropriated fund balance to the General Fund Operating Appropriation for fiscal year 2019-20 for the purpose of providing funding for the professional services contract to support the City Council's Ad Hoc Committee & Comprehensive Planning Services, amending the Budget of the City adopted by Ordinance No. 2019-9-7, to reflect the actions taken herein; declaring this action to be in the public interest; and providing an effective date.

Resolution No. 2019-11-4(R): To cast its ballot for the election of members to the Collin Central Appraisal District Board of Directors under the provision of the Property Tax Code; authorizing the Mayor to execute the ballot for and on behalf of the City of Plano; and providing an effective date.

Resolution No. 2019-11-5(R): To call for a public hearing on the creation of the Collin Creek East Public Improvement District to be located within the corporate limits of the City of Plano; and providing an effective date.

Resolution No. 2019-11-6(R): To cast its ballot for the election of members to the Denton Central Appraisal District Board of Directors under the provision of the Property Tax Code; authorizing the Mayor to execute the ballot for and on behalf of the City of Plano; and providing an effective date.

Resolution No. 2019-11-7(R): To approve the hiring of Ileana Fernandez as Assistant City Attorney III by the City Attorney; and providing an effective date.

Resolution No. 2019-11-8(R): To nominate Alkami Technology, Inc. to the Office of the Governor, Economic Development and Tourism ("OOGEDT") through the Economic Development Bank ("Bank") for designation as a qualified business and an enterprise project ("Project") under the Texas Enterprise Zone Program under the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code ("Act"); and providing an effective date.

Resolution No. 2019-11-9(R): To nominate Bank of America Corporation to the Office of the Governor, Economic Development and Tourism ("OOGEDT") through the Economic Development Bank ("Bank") for designation as a qualified business and an enterprise project ("Project") under the Texas Enterprise Zone Program under the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code ("Act"); and providing an effective date.

Ordinance No. 2019-11-10: To revise Section 6-180, Electric Fences, of Article VII, Fences, of Chapter 6, Buildings and Building Regulations, of the Code of Ordinances of the City of Plano, Texas; regarding electric fence construction and clarify maintenance requirements; and providing a repealer clause, a severability clause, a savings clause, a penalty clause, a publication clause and an effective date.

Ordinance No. 2019-11-11: To amend Sections 12-103.2 and 12-112.5, repealing Sections 12-104, 12-104.1, and 12-104.5, and enacting a new Section 12-104, to convert 3-hour parking spaces located on the east side of K Avenue between 15th Street and Vontress Drive to 1-hour parking spaces, to designate 9 spaces in the newly constructed parking garage bounded by 15th Street, K Avenue, 14th Street, and J Place as 1-hour parking spaces, to convert the loading zone located on the west side of K Avenue between 14th Street and Vontress Drive to 3-hour parking spaces, to designate parallel parking spaces along the east side of K Avenue adjacent to the Municipal Center as 3-hour parking, to establish 3-hour parking along the north side of 14th Street between J Avenue and K Avenue, to remove the exception, which prohibits parking in designated spaces in the public parking lot bounded by 15th Street, K Avenue, 14th Street, and the DART rail line between 4:00 a.m. and 7:30 a.m., and providing a penalty clause, a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date.

Ordinance No. 2019-11-12: To abandon all right, title and interest of the City in and to that certain 0.272 Acre Right-of-Way, recorded in Cabinet J, Page 734, of the Map Records of Collin County, Texas and being situated in the Collin County School Land Survey, Abstract No. 153, which is located within the city limits of Plano, Collin County, Texas; quitclaiming all right, title and interest of the City in such Right-of-Way to the abutting property owner, Oncor Electric Delivery Company, LLC, to the extent of its interest; authorizing the City Manager or his authorized designee to execute any documents deemed necessary; and providing an effective date.

Resolution No. 2019-11-13(R): To approve the Policy Statement for Tax Abatement of the City of Plano thereby establishing criteria for evaluating incentive applications; establishing procedural guidelines and criteria governing tax abatement agreements; and providing an effective date.

Ordinance No. 2019-11-14: To amend Sections 16-264, Applicability of Park Fee and 16-266, Service areas, park improvements plan and park fees, of Article XII, Park and Recreation Fee, of Chapter 16, Planning and Development, of the Code of Ordinances of the City of Plano, Texas to update the Park and Recreation Fee Ordinance and repeal and replace the service area boundaries map for park facilities; and providing a penalty clause, a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date.

Second Reading and adoption of Ordinance No. 2019-11-15: To amend Section 3 of Ordinance No. 2003-6-3, Section I of Ordinance No. 2008-4-42, and Section I of Ordinance No. 2015-10-17 to extend the non-exclusive franchise granted to Denton County Electric Cooperative, Inc., d/b/a CoServ Electric, a Texas electric cooperative corporation, to use the present and future streets, avenues, alleys, roads, highways, sidewalks, easements and other public rights-of-way in the City of Plano, Collin County, Texas, for the purposes of constructing and operating an electric distribution system in the City of Plano which expired on June 9, 2018; and providing a repealer clause, a severability clause, and an effective date. (First reading held October 14, 2019.)

ORDINANCE NO. 2019-11-1

An Ordinance of the City of Plano, Texas amending 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 revise the effective times of a certain portion of the existing parking restriction on Capital Avenue, 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, Capital Avenue is a 36-foot wide collector street connecting K Avenue and Stewart Avenue in the industrial area; and

WHEREAS, a tenant of the building located on the southwest corner of the intersection of Capital Avenue and Stewart Avenue requested to prohibit on-street parking to accommodate large vehicles traveling through the area and to improve visibility for traffic exiting their driveways onto Stewart Drive; and

WHEREAS, City of Plano Transportation Engineering Division staff evaluated the area and recommends to prohibit on-street parking along the south side of Capital Avenue between Stewart Avenue and the second driveway west of Stewart Avenue; and

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

WHEREAS, the Transportation Engineering Division of the City of Plano proposes to amend Section 12-101 of the Code of Ordinances to establish a no stopping, standing, or parking zone along and upon the south side of Capital Avenue, within the city limits of the City of Plano in order to allow on-street parking 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 Capital Avenue described herein, except when necessary to avoid conflict with other traffic or in compliance with law or directions of a police officer.

Section II. The City Council hereby amends Chapter 12 Motor Vehicles and Traffic, Article V, Section 12-101, Subsection "Capital Avenue" of the City of Plano Code of Ordinances to read as follows:

"Capital Avenue:

- (1) Along the north side from its intersection with K Avenue to a point one thousand one hundred (1,100) feet east of its intersection with K Avenue;
- (2) Along the south side from its intersection with K Avenue to a point one thousand two hundred fifty (1,250) feet east of its intersection with K Avenue;
- (3) Along the south side from its intersection with Stewart Avenue to a point seven hundred fifty-five (755) feet west of its intersection with Stewart Avenue."

ORDINANCE NO. 2019-11-1

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 uncodified, 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 uncodified, not in conflict with the provisions of this Ordinance shall remain in full force and effect.

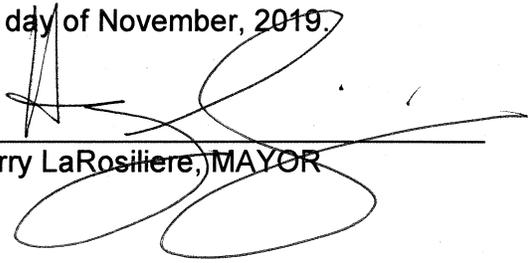
Section V. It is the intention of the City Council that this Ordinance, and every provision hereof, shall be considered severable, and the invalidity or unconstitutionality of any section, clause, provision or portion of this Ordinance shall not affect the validity or constitutionality of any other portion 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.

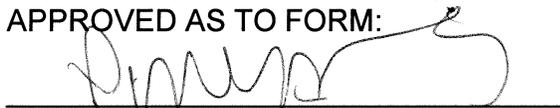
DULY PASSED AND APPROVED this 11th day of November, 2019.


Harry LaRosiere, MAYOR

ATTEST:


Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:


Paige Mims, CITY ATTORNEY

RESOLUTION NO. 2019-11-2(R)

A Resolution of the City of Plano, Texas, providing for the creation of an ad hoc, advisory Comprehensive Plan Review Committee to guide the city in the planning process for the reconciliation of the community regarding the Comprehensive Plan; establish voting standards for the Committee and Planning & Zoning Commission related to this Comprehensive Plan Review process; and providing an effective date.

WHEREAS, the City Council wishes to appoint an ad hoc, advisory committee called the Comprehensive Plan Review Committee (the “Committee”) to guide the city in the planning process for the reconciliation of the community regarding the Comprehensive Plan (the “Plan”) during the current Plan review process; and

WHEREAS, the City Council will appoint sixteen members to serve on the committee, with each council member and the mayor appointing two members; and

WHEREAS, the City Council will appoint a chair for the Committee at a future meeting; and

WHEREAS, the Committee liaison will be a qualified consultant in city planning, who will work to facilitate the Comprehensive Plan Review Committee process in collaboration with city staff. The consultant and staff will report regularly to the City Council and interact with the Planning & Zoning Commission (the “P&Z”) on related issues; and

WHEREAS, the Committee will act as a community sounding board for the Plan and provide input and feedback on policy recommendations from the Planning & Zoning Commission. The Committee will also act as advisors and ambassadors of the planning process; and

WHEREAS, it is the intent that all policies are reached by broad acceptance, such that a supportive three-quarters vote of the members present for the Committee and a supportive simple majority vote of the members present for the Planning & Zoning Commission is required on each policy before it moves forward as a recommendation to City Council; and

WHEREAS, the work of the Committee is complex and knowledge is cumulative, regular attendance and continuity of Committee members is critical to the effective performance of each member; and

WHEREAS, the Committee and this Resolution will sunset at the conclusion of the associated planning process, as determined by the City Council.

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

Section I. The City Council hereby forms an ad hoc committee of sixteen residents of the City of Plano called the Comprehensive Plan Review Committee to guide the city during the current Plan review and amendment process, such members to be

RESOLUTION NO. 2019-11-2(R)

appointed by the City Council, with each council member and the mayor appointing two members and the chair to be appointed by the City Council.

Section II. Any member of the Committee may be removed with or without cause by the appointing council member. Committee meeting attendance will be reported to the City Council. After the first meeting date of the Committee, if a Committee member is no longer willing to serve, or is removed, that Committee member shall not be replaced.

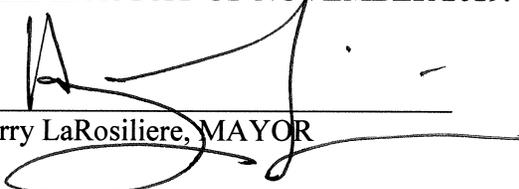
Section III. The Committee members shall act as a community sounding board for the Plan and provide input and feedback on policy recommendations from the Planning & Zoning Commission. The Committee will also act as advisors to and ambassadors of the planning process.

Section IV. All policies of the Plan must be supported by a vote of three-quarters of the members present of the Committee and a simple majority of the members present for the Planning & Zoning Commission before the policy moves forward as a recommendation to the City Council.

Section V. The Committee and this Resolution will sunset at the conclusion of the planning process associated with this Resolution, as determined by the City Council.

Section VI. This Resolution is effective upon adoption.

DULY PASSED AND APPROVED THE 11TH DAY OF NOVEMBER 2019.



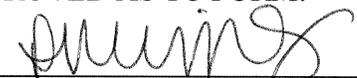
Harry LaRosiliere, MAYOR

ATTEST:



Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:



Paige Mims, CITY ATTORNEY

ORDINANCE NO. 2019-11-3

An Ordinance of the City of Plano, Texas, transferring the sum of \$1,000,000 from the General Fund Unappropriated fund balance to the General Fund Operating Appropriation for fiscal year 2019-20 for the purpose of providing funding for the professional services contract to support the City Council's Ad Hoc Committee & Comprehensive Planning Services, amending the Budget of the City adopted by Ordinance No. 2019-9-7, to reflect the actions taken herein; declaring this action to be in the public interest; and providing an effective date.

WHEREAS, the City Council of the City of Plano approved and adopted the budget for the City for fiscal year 2019-20 setting the appropriations for the General Fund at \$281,748,145; and

WHEREAS, the City seeks to award an professional services contract to support the City Council's Ad Hoc Committee & Comprehensive Planning Services in an amount not to exceed \$1,000,000; and

WHEREAS, such costs cannot be fully met through current appropriations in the existing budget or carry forward funding; and

WHEREAS, the City Council now finds that additional appropriations to the General Fund to provide additional funding for the professional services contract to support the City Council's Ad Hoc Committee & Comprehensive Planning Services allows for the best utilization of remaining funding available to the City of Plano, and that such action is in the public interest.

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

SECTION I. The sum of ONE MILLION DOLLARS (\$1,000,000) is hereby transferred from the General Fund Unappropriated fund balance to the General Fund Operating Appropriation, as reflected in Section 1, Item "A" of the ordinance.

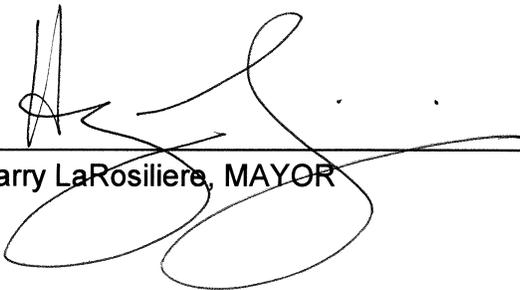
SECTION II. The budget of the City of Plano for fiscal year 2019-20 as adopted by Ordinance No. 2019-9-7 is amended to reflect the action taken herein.

SECTION III. The actions taken herein are found and declared to be in the public interest.

SECTION IV. This Supplemental Appropriation No. 1 shall become effective immediately from and after the date of its passage.

ORDINANCE NO. 2019-11-3

DULY PASSED AND APPROVED THIS THE 11th DAY OF NOVEMBER, 2019.



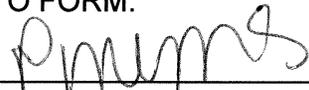
Harry LaRosiliere, MAYOR

ATTEST:



Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:



Paige Mims, CITY ATTORNEY

Exhibit "A" to Ordinance No. 2019-11-3

FY 2019-20
 SUPPLEMENTAL APPROPRIATIONS

Description	Department	Amount
Professional Services to support City Council Ad Hoc Committee & Comprehensive Planning Services TOTAL GENERAL FUND APPROPRIATIONS	Planning	1,000,000 <u>\$ 1,000,000</u>
TOTAL ECONOMIC DEVELOPMENT INCENTIVE FUND APPROPRIATIONS		<u>\$ -</u>
TOTAL PTV FUND APPROPRIATIONS		<u>\$ -</u>
TOTAL CAPITAL MAINTENANCE FUND APPROPRIATIONS		<u>\$ -</u>
TOTAL MUNICIPAL DRAINAGE FUND APPROPRIATIONS		<u>\$ -</u>
TOTAL WATER & SEWER FUND		<u>\$ -</u>
TOTAL SUSTAINABILITY & ENVIRONMENTAL FUND APPROPRIATIONS		<u>\$ -</u>
TOTAL CONVENTION & TOURISM FUND APPROPRIATIONS		<u>\$ -</u>
TOTAL RISK MANAGEMENT FUND APPROPRIATIONS		<u>\$ -</u>
TOTAL GOLF COURSE FUND APPROPRIATIONS		<u>\$ -</u>
TOTAL RECREATION FUND APPROPRIATIONS		<u>\$ -</u>
TOTAL INTERNAL SERVICE FUNDS AND OTHER FUNDS APPROPRIATIONS		<u>\$ -</u>
TOTAL COMMUNITY INVESTMENT PROGRAM APPROPRIATIONS		<u>\$ -</u>
GRAND TOTAL ALL FUNDS		<u><u>\$ 1,000,000</u></u>

RESOLUTION NO. 2019-11-4(R)

A Resolution of the City of Plano, Texas, casting its ballot for the election of members to the Collin Central Appraisal District Board of Directors under the provision of the Property Tax Code; authorizing the Mayor to execute the ballot for and on behalf of the City of Plano; and providing an effective date.

WHEREAS, the Property Tax Code provides that a taxing jurisdiction may cast its ballot for members to the Collin Central Appraisal District Board of Directors under certain terms and conditions as provided by law; and

WHEREAS, the City Council of the City of Plano, Texas, has deliberated on these matters and selected the person to whom it wishes to cast its vote.

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

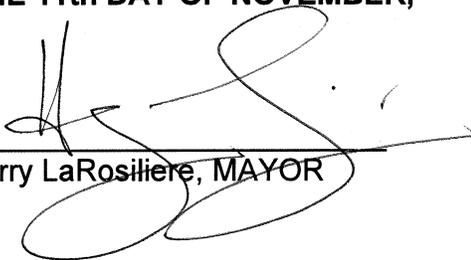
Section I. The City Council authorizes Mayor Harry LaRosiliere to cast the ballot for the City of Plano as follows:

Wayne Coltrane – 307 votes

Section II. The official ballot of the Collin Central Appraisal District is attached hereto and made a part hereof Exhibit "A."

Section III. This resolution shall become effective immediately upon its passage, and a certified copy shall be delivered to the Chief Appraiser prior to December 15, 2019.

DULY PASSED AND APPROVED THIS THE 11th DAY OF NOVEMBER, 2019.



Harry LaRosiliere, MAYOR

ATTEST:

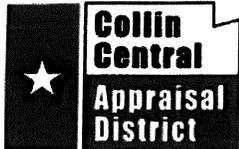


Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:



Paige Mims, CITY ATTORNEY



Collin Central Appraisal District

OFFICIAL BALLOT

ISSUED TO: **City of Plano**

NUMBER OF VOTES: **307**

FOR: **BOARD OF DIRECTORS, COLLIN CENTRAL APPRAISAL DISTRICT, TWO-YEAR TERM
BEGINNING JANUARY 1, 2020.**

NOMINEES	VOTES
<i>EARNEST BURKE</i>	
<i>RONALD CARLISLE</i>	
<i>KEITH CHITWOOD</i>	
<i>WAYNE COLTRANE</i>	307
<i>MICHELLE HOWARTH</i>	
<i>BRIAN MANTZEY</i>	
<i>WAYNE MAYO</i>	
<i>MICHAEL PIREK</i>	
<i>GARY RODENBAUGH</i>	
<i>ED STANDRIDGE</i>	

October 16, 2019


Bo Daffin, Chief Appraiser

Section 6.03 (g) of the State Property Tax Code requires the above action be taken by resolution, therefore, please attach a copy of the resolution to this ballot and return to the chief appraiser, at 250 Eldorado Pkwy., McKinney, Texas 75069, before December 15, 2019.

RESOLUTION NO. 2019-11-5(R)

A Resolution of the City of Plano, Texas, calling for a public hearing on the creation of the Collin Creek East Public Improvement District, to be located within the corporate limits of the City of Plano; and providing an effective date.

WHEREAS, the City Council (the "City Council") of the City of Plano, Texas (the "City") has received a petition (the "Petition") requesting creation of a public improvement district (the "PID") under Chapter 372 of the Texas Local Government Code (the "Act"), from the record owners of taxable real property representing more than fifty percent ("50%") of the appraised value of the real property liable for assessment (as determined by the most recent certified appraisal roll for Collin County) in the proposed PID and the record owners of taxable real property that constitute more than 50% of all of the area of all taxable real property that is liable for assessment in the proposed PID; and

WHEREAS, the Petition, a copy of which is attached hereto as Exhibit 1, has been examined, verified, and found to meet the requirements of Section 372.005(b) of the Act and to be sufficient for consideration by the City Council; and

WHEREAS, the boundaries of the proposed PID are described in the Exhibit A to the Petition and shown on the map attached to the Petition as Exhibit B, said area for the PID being within the corporate limits of the City; and

WHEREAS, the City Council accepts the Petition and desires to schedule a public hearing to consider the creation of the PID to finance the following public improvements (collectively, the "Authorized Improvements"): (i) street and roadway improvements, including related sidewalks, drainage, utility relocation, signalization, landscaping, lighting, signage, off-street parking and right-of-way; (ii) establishment or improvement of parks and open space, together with the design, construction and maintenance of any ancillary structures, features or amenities such as trails, playgrounds, walkways, lighting and any similar items located therein; (iii) sidewalks and landscaping, including entry monuments and features, fountains, lighting and signage; (iv) acquisition, construction, and improvement of water, wastewater and drainage improvements and facilities; (v) projects similar to those listed in subsections (i) - (iv) above authorized by the Act, including similar off-site projects that provide a benefit to the property within the District; (vi) special supplemental services for improvement and promotion of the District; (vii) payment of costs associated with operating and maintaining the public improvements listed in subparagraphs (i) - (v) above; and (viii) payment of costs associated with developing and financing the public improvements listed in subparagraphs (i) - (v) above, and costs of establishing, administering and operating the District. These Authorized Improvements shall promote the interests of the City and confer a special benefit upon the Property.

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

Section I: That a public hearing is hereby scheduled at 7:00 P.M. on December 17, 2019, in the Senator Florence Shapiro Council Chambers at Plano Municipal Center, 1520 K Avenue, Plano, Texas 75074, to receive public comment on the creation of the PID in the area described in Exhibit A to the Petition and as shown on the map attached to the Petition as Exhibit B, pursuant to the Act.

RESOLUTION NO. 2019-11-5(R)

Section II: That notice of said hearing, in the substantially final form set forth in Exhibit 2 attached hereto, with such changes as may be approved by the City's counsel, shall be published in a newspaper of general circulation in the City before the 15th day prior to the hearing as required by the Act.

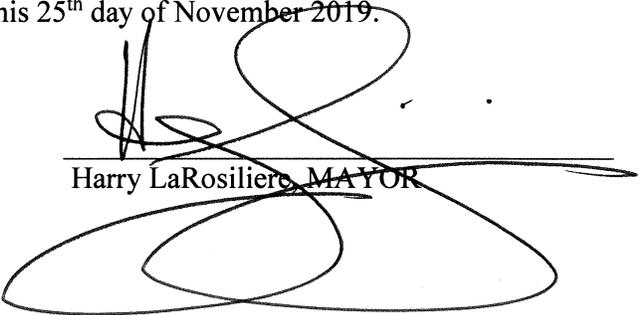
Section III: That written notice, in the substantially final form set forth in Exhibit 2 attached hereto with such changes as may be approved by the City's counsel, shall be mailed to each property owner, as reflected on the tax rolls, of property subject to assessment under the PID, before the 15th day prior to the date set for the hearing.

Section IV: That all of the above recitals are here by found to be true and correct factual determinations of the City and are hereby approved and incorporated by reference as though fully set forth herein.

Section V: That if any portion of this Resolution shall, for any reason, be declared invalid by any court of competent jurisdiction, such invalidity shall not affect the remaining provisions hereof and the City Council hereby determines that it would have adopted this Resolution without the invalid provision.

Section VI: That this Resolution shall be in full force and effect from and after its passage, and it is accordingly so resolved.

DULY PASSED AND APPROVED this 25th day of November 2019.


Harry LaRosiliere, MAYOR

ATTEST:


Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:

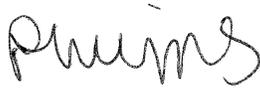

Paige Mims, CITY ATTORNEY

EXHIBIT 1

PETITION
(see attached Petition)

**PETITION FOR THE CREATION OF A PUBLIC IMPROVEMENT DISTRICT
WITHIN THE CITY OF PLANO, TEXAS FOR THE COLLIN CREEK EAST PUBLIC
IMPROVEMENT DISTRICT**

This petition (“Petition”) is submitted and filed with the City Secretary of the City of Plano, Texas (“City”), by MM CCM 48M, LLC, a Texas limited liability company, MM CCM 13MC, LLC, a Texas limited liability company, MM CCM 7AJ, LLC, a Texas limited liability company, and MM CCM 12S, LLC, a Texas limited liability company, owners of a majority of the real property (collectively, the “Petitioners”) located within the proposed boundaries of the District, as hereinafter defined. Acting pursuant to the provisions of Chapter 372, Texas Local Government Code, as amended (the “Act”), the Petitioners request that the City create a public improvement district (the “District”), to include property located within the city limits of the City (the “Property”), more particularly described by a metes and bounds description in **Exhibit A** and depicted in **Exhibit B**. In support of this Petition, the Petitioners would present the following:

Section 1. General Nature of the Authorized Improvements. The general nature of the proposed public improvements (collectively, the "Authorized Improvements") may include: (i) street and roadway improvements, including related sidewalks, drainage, utility relocation, signalization, landscaping, lighting, signage, off-street parking and right-of-way; (ii) establishment or improvement of parks and open space, together with the design, construction and maintenance of any ancillary structures, features or amenities such as trails, playgrounds, walkways, lighting and any similar items located therein; (iii) sidewalks and landscaping, including entry monuments and features, fountains, lighting and signage; (iv) acquisition, construction, and improvement of water, wastewater and drainage improvements and facilities; (v) projects similar to those listed in subsections (i) - (iv) above authorized by the Act, including similar off-site projects that provide a benefit to the property within the District; (vi) special supplemental services for improvement and promotion of the District; (vii) payment of costs associated with operating and maintaining the public improvements listed in subparagraphs (i) - (v) above; and (viii) payment of costs associated with developing and financing the public improvements listed in subparagraphs (i) - (v) above, and costs of establishing, administering and operating the District. These Authorized Improvements shall promote the interests of the City and confer a special benefit upon the Property.

Section 2. Estimated Cost of the Authorized Improvements. The estimated cost to design, acquire, and construct the Authorized Improvements, together with bond issuance costs, eligible legal and financial fees, eligible credit enhancement costs and eligible costs incurred in the establishment, administration, and operation of the District is \$140,000,000.00. The City will pay none of the costs of the proposed improvements from funds other than such assessments. The remaining costs of the proposed improvements will be paid from sources other than the City or assessments of property owners.

Section 3. Boundaries of the Proposed District. The District is proposed to include the Property.

Section 4. Proposed Method of Assessment. The City shall levy assessments on each parcel within the District in a manner that results in imposing equal shares of the costs on property similarly benefited. All assessments may be paid in full at any time (including interest and principal), and certain assessments may be paid in annual installments (including interest and principal). If an assessment is allowed to be paid in installments, then the installments must be paid in amounts necessary to meet annual costs for those Authorized Improvements financed by the assessment, and must continue for a period necessary to retire the indebtedness of those Authorized Improvements (including interest).

Section 5. Proposed Apportionment of Costs between the District and the City. The City will not be obligated to provide any funds to finance the Authorized Improvements, other than from assessments levied on the District, and possible tax increment reinvestment zone revenue. No municipal property in the public improvement district shall be assessed. The Petitioners may also pay certain costs of the improvements from other funds available to the Petitioners.

Section 6. Management of the District. The Petitioners propose that the District be managed by the City, with the assistance of a consultant, who shall, from time to time, advise the City regarding certain operations of the District.

Section 7. The Petitioners Request Establishment of the District. The persons signing this Petition request the establishment of the District, are duly authorized, and have the corporate authority to execute and deliver the Petition.

Section 8. Advisory Board. The Petitioners propose that the District be established and managed without the creation of an advisory board. If an advisory board is created, the Petitioners request that a representative of the Petitioners be appointed to the advisory board.

Section 9. Landowner(s). This Petition has been signed by (1) the owners of taxable real property representing more than 50 percent of the appraised value of taxable real property liable for assessment under the proposal, as determined by the current roll of the appraisal district in which the property is located; and (2) record owners of real property liable for assessment under the proposal who: (A) constitute more than 50 percent of all record owners of property that is liable for assessment under the proposal; or (B) own taxable real property that constitutes more than 50 percent of the area of all taxable real property that is liable for assessment under the proposal.

This Petition is hereby filed with the City Secretary of the City, or other officer performing the functions of the municipal secretary, in support of the creation of the District by the City Council of the City as herein provided. The undersigned request that the City Council of the City call a public hearing on the advisability of the Authorized Improvements, give notice thereof as

Exhibit "1" to Resolution No. 2019-11-5(R)

provided by law and grant all matters requested in this Petition and grant such other relief, in law or in equity, to which Petitioners may show themselves to be entitled.

RESPECTFULLY SUBMITTED, on this the 12th day of July, 2019.

[Signature pages to follow]

MM CCM 48M, LLC,
a Texas limited liability company

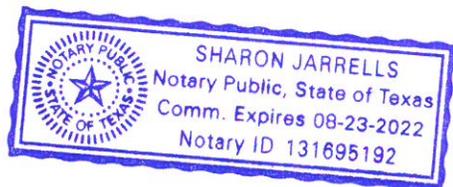
By: MMM Ventures, LLC,
a Texas limited liability company
Its Manager

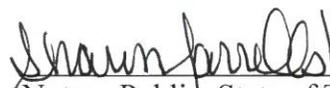
By: 2M Ventures, LLC,
a Delaware limited liability company
Its Manager

By: 
Name: Mehrdad Moayedi
Its: Manager

STATE OF TEXAS §
 §
COUNTY OF DALLAS §

This instrument was acknowledged before me on the 11th day of July, 2019 by Mehrdad Moayedi, Manager of 2M Ventures, LLC, as Manager of MMM Ventures, LLC, as Manager of MM CCM 48M, LLC, a Texas limited liability company on behalf of said company.



 Sharon Jarrells
Notary Public, State of Texas

MM CCM 13MC, LLC,
a Texas limited liability company

By: MMM Ventures, LLC,
a Texas limited liability company
Its Manager

By: 2M Ventures, LLC,
a Delaware limited liability company
Its Manager

By: *Mehrdad Moayed*
Name: Mehrdad Moayed
Its: Manager

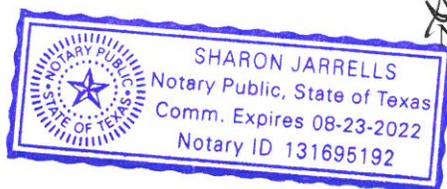
STATE OF TEXAS §

§

COUNTY OF DALLAS §

This instrument was acknowledged before me on the 11th day of July, 2019 by Mehrdad Moayed, Manager of 2M Ventures, LLC, as Manager of MMM Ventures, LLC, as Manager of MM CCM 13MC, LLC, a Texas limited liability company on behalf of said company.

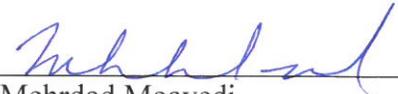
Sharon Jarrells / *Sharon Jarrells*
Notary Public, State of Texas



MM CCM 12S, LLC,
a Texas limited liability company

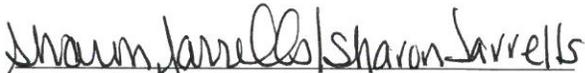
By: MMM Ventures, LLC,
a Texas limited liability company
Its Manager

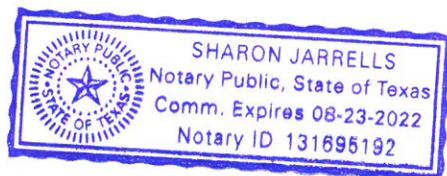
By: 2M Ventures, LLC,
a Delaware limited liability company
Its Manager

By: 
Name: Mehrdad Moayed
Its: Manager

STATE OF TEXAS §
 §
COUNTY OF DALLAS §

This instrument was acknowledged before me on the 11th day of July, 2019 by Mehrdad Moayed, Manager of 2M Ventures, LLC, as Manager of MMM Ventures, LLC, as Manager of MM CCM 12S, LLC, a Texas limited liability company on behalf of said company.


Notary Public, State of Texas



MM CCM 7AJ, LLC,
a Texas limited liability company

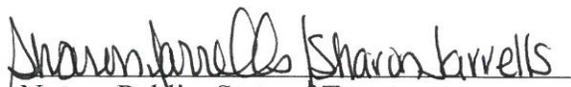
By: MMM Ventures, LLC,
a Texas limited liability company
Its Manager

By: 2M Ventures, LLC,
a Delaware limited liability company
Its Manager

By: 
Name: Mehrdad Moayed
Its: Manager

STATE OF TEXAS §
 §
COUNTY OF DALLAS §

This instrument was acknowledged before me on the 11th day of July, 2019 by Mehrdad Moayed, Manager of 2M Ventures, LLC, as Manager of MMM Ventures, LLC, as Manager of MM CCM 7AJ, LLC, a Texas limited liability company on behalf of said company.


Notary Public, State of Texas

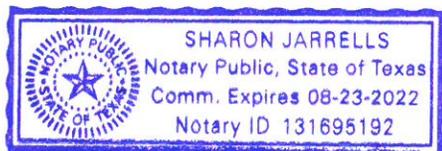


EXHIBIT A

Metes and Bounds

PID East Legal Description – Approximately 55.066 Acres

BEING a tract of land situated in the Joseph Klepper Survey, Abstract No. 213 and the Samuel Klepper Survey, Abstract No. 216, in the City of Plano, Collin County, Texas, being all of Lots 3,4,5 & 6 Block A and part of Lots 1 & 2 Block A of the Second Filing of Regional Mall Addition, an addition to the City of Plano, recorded in Cabinet C, Page 319, in the Map Records of Collin County, Texas, being more particularly described as follows:

BEGINNING, at a 1/2-inch iron rod with red cap stamped "PJB SURVEYING" at the most westerly northwest corner of Collin Creek Village Addition Block V and Collin Creek Addition Village Addition Block V, Lot I, an addition to the City of Plano, recorded in Cabinet F, Page 566, in said Map Records, being in the south line of said Lot 2 Block A;

THENCE South $02^{\circ}21'50''$ East, continuing with the southerly line of said Regional Mall Addition and with the west line of said Collin Creek Village Addition Block V Lot II, a distance of 397.70 feet to a PK Nail set at the point of curvature of a curve to the left, having a radius of 30.00 feet and a central angle of $51^{\circ}34'36''$;

THENCE continuing with the southerly line of said Regional Mall Addition and the west line of said Collin Creek Village Addition Block V Lot II, and with said curve to the left, an arc distance of 27.01 feet (Chord Bearing South $28^{\circ}08'00''$ East – 26.10 feet), to a PK Nail set in the north line of said Plano Parkway;

THENCE South $87^{\circ}38'10''$ West, continuing with the southerly line of said Regional Mall Addition and with the north line of said Plano Parkway, a distance of 82.70 feet to a 1/2-inch iron rod with red cap stamped "PJB SURVEYING" set on a curve to the left, having a radius of 30.00 feet and a central angle of $51^{\circ}33'58''$;

THENCE continuing with the southerly line of said Regional Mall Addition and with the east line of Veladi Ranch Steakhouse Addition, an addition to the City of Plano, recorded in Cabinet J, Page 495, in said Map Records, an arc distance of 27.00 feet (Chord Bearing North $23^{\circ}25'09''$ East – 26.10 feet), to a 1/2-inch iron rod with red cap stamped "PJB SURVEYING" set at the point of tangency;

THENCE North $02^{\circ}21'50''$ West, continuing with the southerly line of said Regional Mall Addition and the east line of said Veladi Ranch Steakhouse, and with the Collin Creek Village Addition, Block IV, Lot 1, an addition to the City of Plano, recorded in Cabinet H, Page 433, in said Map Records, a distance of 397.70 feet to a 1/2-inch iron rod found;

THENCE, North $02^{\circ}33'38''$ West, departing said southerly line, for a distance of 70.02 feet;

Exhibit "A" to Resolution No. 2019-11-5(R)

THENCE, South $87^{\circ}26'22''$ West, for a distance of 6.16 feet;

THENCE, North $02^{\circ}03'52''$ West, for a distance of 76.98 feet, to a point of curvature of a curve to the right, having a radius of 286.50 feet, a central angle of $44^{\circ}43'15''$

THENCE, along said curve to the right for an arc distance of 223.62 feet (Chord Bearing North $20^{\circ}17'46''$ East – 217.99 feet), at the point of tangency;

THENCE, North $42^{\circ}39'24''$ East, for a distance of 104.89 feet, to a point on a non-tangent curve to the right, having a radius of 64.36 feet, a central angle of $95^{\circ}02'21''$;

THENCE, along said curve to the right for an arc distance of 106.76 feet (Chord Bearing North $25^{\circ}34'47''$ East – 94.94 feet), to a point on a non-tangent curve to the right, having a radius of 213.50 feet, a central angle of $21^{\circ}14'45''$;

THENCE, along said curve to the right for an arc distance of 79.17 feet (Chord Bearing North $14^{\circ}31'32''$ West – 78.72 feet);

THENCE, South $87^{\circ}38'42''$ West, for a distance of 402.25 feet;

THENCE, North $05^{\circ}04'50''$ West, for a distance of 987.92 feet;

THENCE, North $87^{\circ}20'25''$ East, for a distance of 204.53 feet;

THENCE, North $02^{\circ}21'17''$ West, for a distance of 347.71 feet, to a point of curvature of a curve to the left, having a radius of 281.50 feet, a central angle of $05^{\circ}48'35''$;

THENCE, along said curve to the left for an arc distance of 28.54 feet (Chord Bearing North $05^{\circ}15'35''$ West – 28.53 feet);

THENCE, North $84^{\circ}55'10''$ East, for a distance of 64.65 feet;

THENCE, North $87^{\circ}38'43''$ East, for a distance of 810.01 feet;

THENCE, North $00^{\circ}38'35''$ East, for a distance of 140.77 feet, to a point of curvature of a curve to the right, having a radius of 231.50 feet, a central angle of $25^{\circ}20'15''$;

THENCE, along said curve to the right for an arc distance of 102.38 feet (Chord Bearing North $13^{\circ}18'43''$ East - 101.54 feet);

Exhibit "A" to Resolution No. 2019-11-5(R)

THENCE, North $30^{\circ}30'03''$ East, for a distance of 35.29 feet, to an "X" set in concrete in the north line of said Regional Mall Addition at the a point of curvature of a curve to the right, having a radius of 485.36 feet, a central angle of $19^{\circ}43'22''$;

THENCE, along said curve to the right for an arc distance of 167.07 feet (Chord Bearing North $35^{\circ}21'28''$ East 166.25 feet), to a PK Nail set at the southeast corner of said Pace Addition, being in the south line of Dallas North Shopping Center 1988 Addition, an addition to the City of Plano, recorded in Cabinet H, Page 399, in said Map Records;

THENCE North $74^{\circ}00'40''$ East, continuing with the northerly line of said Regional Mall Addition and with the south line of said Dallas North Shopping Center, a distance of 233.76 feet to a PK Nail set in the northerly line of Janwood Addition, an addition to the City of Plano, recorded in Cabinet G, Page 723, in said Map Records, said point being on a curve to the left, having a radius of 425.36 feet and a central angle of $43^{\circ}52'32''$;

THENCE with the easterly line of said Regional Mall Addition and the northerly line of said Janwood Addition and with said curve to the left, an arc distance of 325.73 feet (Chord Bearing South $52^{\circ}04'26''$ West 317.83 feet) to a 5/8-inch iron rod found at the point of compound curvature of a curve to the left, having a radius of 20.00 feet and a central angle of $90^{\circ}00'00''$;

THENCE continuing with the easterly line of said Regional Mall Addition and the northerly line of said Janwood Addition, an arc distance of 31.42 feet (Chord Bearing South $14^{\circ}52'00''$ East 28.28 feet), to an "X" set in concrete at the point of tangency;

THENCE South $59^{\circ}51'50''$ East, continuing with the easterly line of said Regional Mall Addition and with the westerly line of said Janwood Addition, a distance of 244.36 feet to an "X" set in concrete at the point of curvature of a curve to the right, having a radius of 119.50 feet and a central angle of $57^{\circ}30'07''$;

THENCE continuing with the easterly line of said Regional Mall Addition and the westerly line of said Janwood Addition, an arc distance of 119.93 feet (Chord Bearing South $31^{\circ}06'46''$ East 114.96 feet), to a 5/8-inch iron rod found at the point of tangency;

THENCE South $02^{\circ}21'50''$ East, continuing with the easterly line of said Regional Mall Addition and the westerly line of said Janwood Addition, a distance of 251.22 feet to a 1/2-inch iron rod with red cap stamped "PJB SURVEYING" set at the point of curvature of a curve to the left, having a radius of 20.00 feet and a central angle of $90^{\circ}00'00''$;

THENCE continuing with the easterly line of said Regional Mall Addition and the westerly line of said Janwood Addition, an arc distance of 31.42 feet (Chord Bearing South $47^{\circ}21'50''$ East 28.28 feet), to an "X" found in concrete at the point of tangency;

THENCE North $87^{\circ}38'10''$ East, continuing with the easterly line of said Regional Mall Addition and with the south line of said Janwood Addition, a distance of 276.94 feet to a PK Nail set at the point of curvature of a curve to the left, having a radius of 50.00 feet and a central angle of $32^{\circ}40'53''$;

Exhibit "A" to Resolution No. 2019-11-5(R)

THENCE continuing with the easterly line of said Regional Mall Addition and the south line of said Janwood Addition, an arc distance of 28.52 feet (Chord Bearing North $71^{\circ}17'44''$ East 28.13 feet), to a PK Nail set at the southeast corner of said Janwood Addition, being in the west line of US Highway 75 (variable width right-of-way);

THENCE South $03^{\circ}21'28''$ East, continuing with the easterly line of said Regional Mall Addition and with the west line of said US Highway 75, a distance of 75.18 feet to a 1/2-inch iron rod with red cap stamped "PJB SURVEYING" set at the northeast corner of Lot 5, Block VII of Collin Creek Village Addition, an addition to the City of Plano, recorded in Cabinet G, Page 641, in said Map Records, said point being on a curve to the left, having a radius of 30.00 feet and a central angle of $40^{\circ}41'57''$;

THENCE continuing with the easterly line of said Regional Mall Addition and with the north line of said Lot 5, an arc distance of 21.31 feet (Chord Bearing North $72^{\circ}00'52''$ West 20.86 feet), to a 1/2-inch iron rod with red cap stamped "PJB SURVEYING" set at the point of tangency;

THENCE South $87^{\circ}38'10''$ West, continuing with the easterly line of said Regional Mall Addition and with the north line of said Lot 5, a distance of 285.68 feet to a 1/2-inch iron rod with cap stamped "DUNAWAY" found at the point of curvature of a curve to the left, having a radius of 20.00 feet and a central angle of $90^{\circ}00'00''$;

THENCE continuing with the easterly line of said Regional Mall Addition and with the north line of said Lot 5, and with said curve to the left, arc distance of 31.42 feet (Chord Bearing South $42^{\circ}38'10''$ West 28.28 feet), to 1/2-inch iron with red cap stamped "PJB SURVEYING" set at the point of tangency;

THENCE South $02^{\circ}21'50''$ East, continuing with the easterly line of said Regional Mall Addition and with the west line of said Lot 5, with the west lines of Lot 4A and 4B, Block VII, of Collin Creek Village Addition, an addition to the City of Plano, recorded in Cabinet H, Page 63, in said Map Records, of Lot 3, Block VII, of said Collin Creek Addition recorded in Cabinet G, Page 641, of Lot 2R, Block VII, of Collin Creek Addition, an addition to the City of Plano, recorded Cabinet H, Page 132, in said Map Records, and of Lot 1, Block VII, of Collin Creek Village Addition, an addition to the City of Plano, recorded in Cabinet C, Page 309, in said Map Records, a distance of 1,053.64 feet to a Magnail set at the point of curvature of a curve to the left, having a radius of 20.00 feet and a central angle of $90^{\circ}00'00''$;

THENCE continuing with the easterly line of said Regional Mall Addition, with the west line of said Lot 1, and with said curve to the left, an arc distance of 31.42 feet (Chord Bearing South $47^{\circ}21'50''$ East 28.28 feet) to an "X" found in concrete at the point of tangency;

THENCE North $87^{\circ}38'10''$ East, continuing with the easterly line of said Regional Mall Addition and with the south line of said Lot 1, a distance of 299.54 feet to a PK Nail set at the point of curvature of a curve to the left, having a radius of 50.00 feet and a central angle of $32^{\circ}21'38''$;

THENCE continuing with the easterly line of said Regional Mall Addition and the south line of said Lot 1, an arc distance of 28.24 feet (Chord Bearing North $71^{\circ}27'21''$ East 27.87 feet), to a 1/2-inch iron rod

Exhibit "A" to Resolution No. 2019-11-5(R)

with red cap stamped "PJB SURVEYING" set at the southeast corner of said Lot 1, being in the west line of said US Highway 75;

THENCE South $04^{\circ}07'55''$ East, continuing with the easterly line of said Regional Mall Addition and with the west line of said US Highway 75, for a distance of 74.31 feet to a 1/2-inch iron rod with red cap stamped "PJB SURVEYING" set at the northeast corner of Collin Creek Village Addition II, an addition to the City of Plano, recorded in Instrument No. 20130607010001670, in the Deed Records of Collin County, Texas, said point being on a curve to the left, having a radius of 30.00 feet and a central angle of $40^{\circ}05'16''$;

THENCE continuing with the easterly line of said Regional Mall Addition, with the north line of said Collin Creek Village Addition II, and with said curve to the left, an arc distance of 20.99 feet (Chord Bearing North $72^{\circ}19'12''$ West 20.56 feet), to a 1/2-inch iron rod with red cap stamped "PJB SURVEYING" set at the point of tangency;

THENCE South $87^{\circ}38'10''$ West, continuing with the easterly line of said Regional Mall Addition and the north line of said Collin Creek Village Addition II, a distance of 309.28 feet to an "X" found in concrete at the point of curvature of a curve to the left, having a radius of 20.00 feet and a central angle of $90^{\circ}00'00''$;

THENCE continuing with the easterly line of said Regional Mall Addition, with the northwesterly line of said Collin Creek Village Addition II and with said curve to the left, an arc distance of 31.42 feet (Chord Bearing South $42^{\circ}38'10''$ West 28.28 feet), to an "X" set in concrete at the point of tangency;

THENCE South $02^{\circ}21'50''$ East, continuing with the easterly line of said Regional Mall Addition and the northwesterly line of said Collin Creek Village Addition II, a distance of 17.00 feet to a 1/2-inch iron rod with red cap stamped "PJB SURVEYING" set at the point of curvature of a curve to the right, having a radius of 119.50 feet and a central angle of $45^{\circ}00'00''$;

THENCE continuing with the easterly line of said Regional Mall Addition and the northwesterly line of said Collin Creek Village Addition II, and with said curve to the right, an arc distance of 93.86 feet (Chord Bearing South $20^{\circ}08'10''$ West 91.46 feet) to an "X" found in concrete at the point of tangency;

THENCE South $42^{\circ}38'10''$ West, continuing with the easterly line of said Regional Mall Addition and the northwesterly line of said Collin Creek Village Addition II, a distance of 233.03 feet to a Magnail set at the point of curvature of a curve to the left, having a radius of 20.00 feet and a central angle of $90^{\circ}00'00''$;

THENCE continuing with the easterly line of said Regional Mall Addition and the northwesterly line of said Collin Creek Village Addition II, and with said curve to the left, an arc distance of 31.42 feet (Chord Bearing South $02^{\circ}21'50''$ East 28.28 feet), to a 1/2-inch iron rod with red cap stamped "PJB SURVEYING" set at the point of tangency;

Exhibit "A" to Resolution No. 2019-11-5(R)

THENCE South $47^{\circ}21'50''$ East, continuing with the easterly line of said Regional Mall Addition and with the west line of said Collin Creek Village Addition II, a distance of 54.29 feet to a 1/2-inch iron rod with red cap stamped "PJB SURVEYING" set at the point of curvature of a curve to the right, having a radius of 129.00 feet and a central angle of $45^{\circ}00'00''$;

THENCE continuing with the easterly line of said Regional Mall Addition and the west line of said Collin Creek Village Addition II, an arc distance of 101.32 feet (Chord Bearing South $24^{\circ}51'50''$ East 98.73 feet), to a Magnail set at the point of tangency;

THENCE South $02^{\circ}21'50''$ East, continuing with the easterly line of said Regional Mall Addition and the west line of said Collin Creek Village Addition II, a distance of 395.67 feet to a 1/2-inch iron rod with red cap stamped "PJB SURVEYING" set at the point of curvature of a curve to the left, having a radius of 30.00 feet and a central angle of $51^{\circ}38'33''$;

THENCE continuing with the easterly line of said Regional Mall Addition and the west line of said Collin Creek Village Addition II, and with said curve to the left, an arc distance of 27.04 feet (Chord Bearing South $28^{\circ}11'06''$ East 26.13 feet), to an "X" set in concrete at the southeast corner of said Regional Mall Addition, being in the north line of Plano Parkway (variable width right-of-way);

THENCE South $87^{\circ}39'17''$ West, continuing with the southerly line of said Regional Mall Addition and the north line of said Plano Parkway, a distance of 82.73 feet to an "X" set in concrete, being on curve to the left, having a radius of 30.00 feet and a central angle of $51^{\circ}33'36''$;

THENCE continuing with the southerly line of said Regional Mall Addition and with the east line of Collin Creek Village Addition Block V, an addition to the City of Plano, recorded in Cabinet H, Page 433, in said Map Records, and with said curve to the left, an arc distance of 27.00 feet (Chord Bearing North $23^{\circ}24'58''$ East 26.10 feet), to a Magnail set at the point of tangency;

THENCE North $02^{\circ}21'50''$ West, continuing with the southerly line of said Regional Mall Addition and with the east line of Collin Creek Village Addition Block V, a distance of 395.67 feet to a 1/2-inch iron rod with red cap stamped "PJB SURVEYING" set at the point of curvature of a curve to the left, having a radius of 69.00 feet and a central angle of $45^{\circ}00'00''$;

THENCE continuing with the southerly line of said Regional Mall Addition and with the east line of Collin Creek Village Addition Block V, and with said curve to the left, an arc distance of 54.19 feet (Chord Bearing North $24^{\circ}51'50''$ West 52.81 feet), to a PK Nail set at the point of tangency;

THENCE North $47^{\circ}21'50''$ West, continuing with the southerly line of said Regional Mall Addition and with the east line of Collin Creek Village Addition Block V, a distance of 54.29 feet to a 5/8-inch iron rod with cap stamped "STANTEC" found at the point of curvature of a curve to the left, having a radius of 20.00 feet and a central angle of $90^{\circ}00'00''$;

Exhibit "A" to Resolution No. 2019-11-5(R)

THENCE continuing with the southerly line of said Regional Mall Addition and with the north line of said Collin Creek Village Addition Block V, an arc distance of 31.42 feet (Chord Bearing South $87^{\circ}38'10''$ West 28.28 feet), to a Magnail set at the point of tangency;

THENCE South $42^{\circ}38'10''$ West, continuing with the southerly line of said Regional Mall Addition and the north line of said Collin Creek Village Addition Block V, a distance of 42.63 feet to a Magnail set at the point of curvature of a curve to the right, having a radius of 119.50 feet and a central angle of $45^{\circ}00'00''$;

THENCE continuing with the southerly line of said Regional Mall Addition and the north line of Collin Creek Village Addition Block V, and with said curve to the right, an arc distance of 93.86 feet (Chord Bearing South $65^{\circ}08'10''$ West 91.46 feet), to a Magnail set at the point of tangency;

THENCE South $87^{\circ}38'10''$ West, continuing with the southerly line of said Regional Mall Addition and the north lines of said Collin Creek Village Addition Block V and Collin Creek Addition Village Addition Block V, Lot I, an addition to the City of Plano, recorded in Cabinet F, Page 566, in said Map Records, a distance of 725.84 feet to an "X" found in concrete at the point of curvature of a curve to the left, having a radius of 20.00 feet and a central angle of $90^{\circ}00'00''$;

THENCE continuing with the southerly line of said Regional Mall Addition and the north line of said Collin Creek Village Addition Block V Lot II, and with said curve to the left, an arc distance of 31.42 feet (Chord Bearing South $42^{\circ}38'10''$ West 28.28 feet), to a the POINT OF BEGINNING and containing 60.599 acres of land.

SAVE & EXCEPT TRACT LEGAL DESCRIPTION

BEING a tract of land situated in the Samuel Klepper Survey, Abstract No. 216, in the City of Plano, Collin County, Texas, being part of Lot 2 Block A of the Second Filing of Regional Mall Addition, an addition to the City of Plano, recorded in Cabinet C, Page 319, in the Map Records of Collin County, Texas, being more particularly described as follows:

COMMENCING, at a 1/2-inch iron rod with red cap stamped "PJB SURVEYING" at the most westerly northwest corner of Collin Creek Village Addition Block V and Collin Creek Addition Village Addition Block V, Lot I, an addition to the City of Plano, recorded in Cabinet F, Page 566, in said Map Records, being in the south line of said Lot 2 Block A;

THENCE, North $03^{\circ}01'31''$ East, for a distance of 70.31 feet, to the POINT OF BEGINNING;

THENCE, North $02^{\circ}03'52''$ West, for a distance of 76.59 feet, at the point of curvature of a curve to the right, having a radius of 213.50 feet, a central angle of $44^{\circ}43'15''$;

Exhibit "A" to Resolution No. 2019-11-5(R)

THENCE, along said curve to the right for an arc distance of 166.64 feet (Chord Bearing North $20^{\circ}17'46''$ East – 162.44 feet), at the point of tangency;

THENCE, North $42^{\circ}39'24''$ East, for a distance of 119.51 feet, on a non-tangent curve to the left, having a radius of 62.50 feet, a central angle of $75^{\circ}01'57''$;

THENCE, along said curve to the left for an arc distance of 81.85 feet (Chord Bearing North $46^{\circ}46'42''$ East – 76.12 feet);

THENCE, North $87^{\circ}38'10''$ East, for a distance of 522.18 feet;

THENCE, South $02^{\circ}21'50''$ East, for a distance of 360.77 feet;

THENCE, South $87^{\circ}38'10''$ West, for a distance of 727.28 feet, to the POINT OF BEGINNING and containing 5.533 acres of land.

EXHIBIT 2

NOTICE OF PUBLIC HEARING OF THE CITY OF PLANO, TEXAS TO CONSIDER THE ADVISABILITY OF THE CREATION OF A PUBLIC IMPROVEMENT DISTRICT TO MAKE CERTAIN IMPROVEMENTS OVER CERTAIN PROPERTY LOCATED WITHIN THE CORPORATE LIMITS OF THE CITY.

NOTICE IS HEREBY GIVEN THAT the City Council (the "City Council") of the City of Plano, Texas (the "City"), pursuant to Chapter 372 of the Texas Local Government Code, as amended (the "Act"), will hold a public hearing at 7:00 P.M. on December 17, 2019, in the Senator Florence Shapiro Council Chambers at Plano Municipal Center, 1520 K Avenue, Plano, Texas 75074, for the purpose of considering the establishment by the City of a public improvement district to be located within the corporate limits of the City.

In accordance with the Act, the City Council has received a petition (the "Petition") from certain property owners within the corporate limits of the City (the "Petitioners"), that requests the establishment of a public improvement district (the "PID"). The Petition and the legal description of the property to be included in the PID are on file and open for public inspection in the office of the City Secretary at 1520 K Avenue, Plano, Texas 75074. The public hearing is being held with respect to the advisability of creating the PID and the improvements to be made therein.

GENERAL NATURE OF THE AUTHORIZED IMPROVEMENTS: The proposed public improvements (the "Authorized Improvements") to be made within the PID include: (i) street and roadway improvements, including related sidewalks, drainage, utility relocation, signalization, landscaping, lighting, signage, off-street parking and right-of-way; (ii) establishment or improvement of parks and open space, together with the design, construction and maintenance of any ancillary structures, features or amenities such as trails, playgrounds, walkways, lighting and any similar items located therein; (iii) sidewalks and landscaping, including entry monuments and features, fountains, lighting and signage; (iv) acquisition, construction, and improvement of water, wastewater and drainage improvements and facilities; (v) projects similar to those listed in subsections (i) - (iv) above authorized by the Act, including similar off-site projects that provide a benefit to the property within the District; (vi) special supplemental services for improvement and promotion of the District; (vii) payment of costs associated with operating and maintaining the public improvements listed in subparagraphs (i) - (v) above; and (viii) payment of costs associated with developing and financing the public improvements listed in subparagraphs (i) - (v) above, and costs of establishing, administering and operating the District. These Authorized Improvements shall promote the interests of the City and confer a special benefit upon the Property.

ESTIMATED COST OF THE AUTHORIZED IMPROVEMENTS: The estimated cost to design, acquire and construct the Authorized Improvements, together with bond issuance costs, eligible legal and financial fees, eligible credit enhancement costs and eligible costs incurred in the establishment, administration and operation of the PID is \$140,000,000 plus the annual cost of supplemental services and operation and maintenance costs, if any. The City will

incur no costs associated with the Authorized Improvements, supplemental services or operation and maintenance costs from funds other than assessments levied on property within the PID. The remaining costs of the proposed improvements will be paid from sources other than those described above.

PROPOSED METHOD OF ASSESSMENT: The City shall levy assessments on each parcel within the PID in a manner that results in the imposition of an equal share of the costs of the Authorized Improvements on property similarly benefitted by such Authorized Improvements. The proposed method of assessment shall be based upon (i) an equal apportionment per lot, per front foot, or per square foot of property benefiting from the Authorized Improvements, as determined by the City, (ii) the ad valorem taxable value of the property benefiting from the Authorized Improvements, with or without regard to improvements on the property, or (iii) in any manner that results in imposing equal shares of the cost on property similarly benefitted.

PROPOSED APPORTIONMENT OF COSTS BETWEEN THE CITY AND THE PID: The City will not be obligated to provide any funds to finance the Authorized Improvements. All of the costs of the Authorized Improvements will be paid from assessments levied on properties in the PID and from other sources of funds available to the Petitioners.

BOUNDARIES OF THE PROPOSED PID: The PID is proposed to include approximately 55.066 acres of land generally located South of 15th Street, West of U.S. Highway 75 and North of Plano Parkway, in Plano, Texas. A metes and bounds description is available for inspection at the offices of the City Secretary at the location described above.

All interested persons are invited to attend such public hearing to express their views with respect to the establishment of the PID and the Authorized Improvements to be made therein.

This Notice of Public Hearing is given and the public hearing is being held pursuant to the requirements of the Act.

THE CITY OF PLANO, TEXAS

RESOLUTION NO. 2019-11-6(R)

A Resolution of the City of Plano, Texas, casting its ballot for the election of members to the Denton Central Appraisal District Board of Directors under the provision of the Property Tax Code; authorizing the Mayor to execute the ballot for and on behalf of the City of Plano; and providing an effective date.

WHEREAS, the Property Tax Code provides that a taxing jurisdiction may cast its ballot for members to the Denton Central Appraisal District Board of Directors under certain terms and conditions as provided by law; and

WHEREAS, the City Council of the City of Plano, Texas, has deliberated on these matters and selected the person(s) to whom it wishes to cast its vote.

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

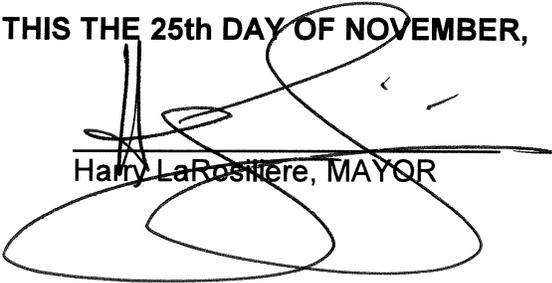
Section I. The City Council authorizes Mayor Harry LaRosiliere to cast the ballot for the City of Plano as follows:

Roy Atwood – 3 votes
David Johnson – 3 votes
David Terre – 3 votes
Tom Washington – 3 votes
Bryan Webb – 3 Votes

Section II. The candidates for the Central Appraisal District of Denton County is attached hereto and made a part hereof Exhibit "A."

Section III. This resolution shall become effective immediately upon its passage, and a certified copy shall be delivered to the Chief Appraiser prior to December 15, 2019.

DULY PASSED AND APPROVED THIS THE 25th DAY OF NOVEMBER, 2019.

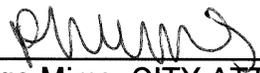

Harry LaRosiliere, MAYOR

ATTEST:



Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:



Paige Mims, CITY ATTORNEY

RESAPPR

DENTON CENTRAL APPRAISAL DISTRICT BOARD OF DIRECTORS NOMINEES

Name	Nominating Entity
1. Roy Atwood	City of Lewisville, Lewisville ISD, City of The Colony
2. Michelle French*	City of Lewisville
3. Sharon Gentry	Town of Flower Mound
4. Katy Grote	Town of Flower Mound
5. Carla Hardeman	Town of Northlake
6. David Johnson	Lewisville ISD
7. Danny Mayer	Town of Trophy Club
8. Joel McGregor	Town of Northlake
9. Laura McGregor	Town of Northlake
10. Ashleigh Miller	CFB ISD
11. Brian Montini	Town of Northlake
12. George Pryor	City of Lewisville, Denton County, City of The Colony
13. Michael Savoie	Town of Northlake
14. Kelly Sayre	Denton County, CFB ISD
15. Charles Stafford	City of Lewisville, Denton ISD, City of The Colony
16. Mike Stallings	Town of Flower Mound
17. David Terre	Frisco ISD, Northwest ISD, Little Elm ISD, City of Frisco, Lewisville ISD, Denton County, Town of Flower Mound, City of The Colony
18. Tom Washington	Lewisville ISD, Denton County
19. Bryan Webb	City of Lewisville, Argyle ISD, Lewisville ISD, Town of Flower Mound
20. Rick Woolfolk	City of Denton

* Michelle French was nominated by the City of Lewisville as a candidate. Ms. French would like to remain on the Board of Directors as an ExOfficio member. (This would be automatic and would require no votes from the entities.)

RESOLUTION NO. 2019-11-7(R)

A Resolution of the City of Plano, Texas, approving the hiring of Ileana Fernandez as Assistant City Attorney III by the City Attorney; and providing an effective date.

WHEREAS, Section 4.05 of the City Charter of the City of Plano gives the City Attorney the authority to select attorneys, with the approval of the City Council, to represent the City in litigation and to advise city departments and boards; and

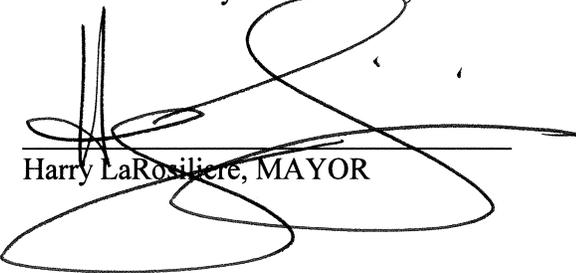
WHEREAS, the City Attorney has selected Ileana Fernandez to be hired as an Assistant City Attorney III and is requesting the City Council's approval of same.

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

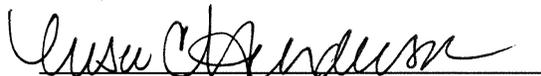
Section I. The City Council approves the hiring by the City Attorney of Ileana Fernandez as Assistant City Attorney III, such approval to be effective with the date of her employment and compliance with all prescreening requirements.

Section II. This Resolution shall become effective immediately upon its passage.

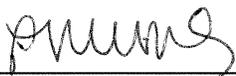
DULY PASSED AND APPROVED this the 25th day of November, 2019.


Harry LaRosiliere, MAYOR

ATTEST:


Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:


Paige Mims, CITY ATTORNEY

RESOLUTION NO. 2019-11-8(R)

A Resolution of the City of Plano, Texas, nominating Alkami Technology, Inc. to the Office of the Governor, Economic Development and Tourism (“OOGEDT”) through the Economic Development Bank (“Bank”) for designation as a qualified business and an enterprise project (“Project”) under the Texas Enterprise Zone Program under the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code (“Act”); and providing an effective date.

WHEREAS, the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code, as amended, (the “Act”) authorizes the designation of enterprise projects within an enterprise zone (or, if the requirements of Section 2303.402 (a) (2) of the Act are met, within an area that does not qualify as an enterprise zone); and

WHEREAS, the City of Plano, Texas (“City”) desires to pursue the creation of the proper economic and social environment in order to induce the investment of private resources in productive business enterprises located in the City and to provide employment to residents of enterprise zones and to other economically disadvantaged individuals; and

WHEREAS, on June 22, 2015 the Plano, Texas City Council approved Ordinance No. 2015-6-11, electing to continue participating in the Texas Enterprise Zone Program and providing for local incentives available in each area within an enterprise zone and in each are not in an enterprise zone, which local incentives are the same today as they were provided in Ordinance No. 2015-6-11; and

WHEREAS, the Office of the Governor Economic Development and Tourism (OOGEDT) through the Economic Development Bank (the “Bank”) will consider Alkami Technology, Inc. as an enterprise project pursuant to a nomination and an application made by the City; and

WHEREAS, pursuant to Chapter 2303, Subchapter F of the Texas Enterprise Zone Act, Texas Government Code (the "Act"), Alkami Technology, Inc. has applied to the City for designation as an enterprise project; and

WHEREAS, the City finds that Alkami Technology, Inc. has represented to the City that it meets the criteria for designation as an enterprise project under Chapter 2303, Subchapter F of the Act on the following grounds:

1. Alkami Technology, Inc. is a "qualified business" under Section 2303.402 of the Act since it will be engaged in the active conduct of a trade or business at a qualified business site within the governing body’s jurisdiction located inside of an enterprise zone and at least twenty-five percent (25%) of the business' new employees will be residents of an enterprise zone, economically disadvantaged individuals or veterans; and
2. There has been and will continue to be a high level of cooperation between public, private, and neighborhood entities within the area; and

RESOLUTION NO. 2019-11-8(R)

3. The designation of Alkami Technology, Inc. as an enterprise project will contribute significantly to the achievement of the plans of the City for development and revitalization of the area; and

WHEREAS, the City finds that Alkami Technology, Inc. meets the criteria for tax relief and other incentives adopted by the City and nominates Alkami Technology, Inc. for enterprise project status on the grounds that it will be located at the qualified business site, will create a higher level of employment, economic activity and stability; and

WHEREAS, the City finds that it is in the best interest of the City to nominate Alkami Technology, Inc. as an enterprise project pursuant to the Act.

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

Section I. The City Council finds that Alkami Technology, Inc. is a "qualified business", as defined in Section 2303.402 of the Act, and meets the criteria for designation as an enterprise project, as set forth in Section 2303, Subchapter F of the Act.

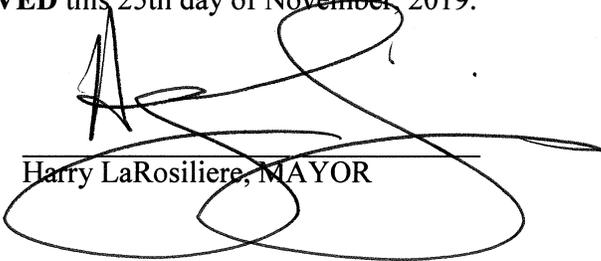
Section II. That the findings of the City and its actions approving this resolution taken at the City Council meeting are hereby approved and adopted.

Section III. That the enterprise project shall take effect on the date of the designation of the enterprise project by OOGEDT and terminate five years from the date of designation.

Section IV. The City Manager, or his authorized designee, is hereby authorized to execute any documents in connection with the nomination on behalf of the City of Plano referenced above.

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

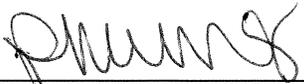
DULY PASSED AND APPROVED this 25th day of November, 2019.


Harry LaRosiliere, MAYOR

ATTEST:


Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:


Paige Mims, CITY ATTORNEY

RESOLUTION NO. 2019-11-9(R)

A Resolution of the City of Plano, Texas, nominating Bank of America Corporation to the Office of the Governor, Economic Development and Tourism (“OOGEDT”) through the Economic Development Bank (“Bank”) for designation as a qualified business and an enterprise project (“Project”) under the Texas Enterprise Zone Program under the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code (“Act”); and providing an effective date.

WHEREAS, the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code, as amended, (the “Act”) authorizes the designation of enterprise projects within an enterprise zone (or, if the requirements of Section 2303.402 (a) (2) of the Act are met, within an area that does not qualify as an enterprise zone); and

WHEREAS, the City of Plano, Texas (“City”) desires to pursue the creation of the proper economic and social environment in order to induce the investment of private resources in productive business enterprises located in the City and to provide employment to residents of enterprise zones and to other economically disadvantaged individuals; and

WHEREAS, on June 22, 2015 the Plano, Texas City Council approved Ordinance No. 2015-6-11, electing to continue participating in the Texas Enterprise Zone Program and providing for local incentives available in each area within an enterprise zone and in each area not in an enterprise zone, which local incentives are the same today as they were provided in Ordinance No. 2015-6-11; and

WHEREAS, the Office of the Governor Economic Development and Tourism (OOGEDT) through the Economic Development Bank (the “Bank”) will consider Bank of America Corporation as an enterprise project pursuant to a nomination and an application made by the City; and

WHEREAS, pursuant to Chapter 2303, Subchapter F of the Texas Enterprise Zone Act, Texas Government Code (the "Act"), Bank of America Corporation has applied to the City for designation as an enterprise project; and

WHEREAS, the City finds that Bank of America Corporation has represented to the City that it meets the criteria for designation as an enterprise project under Chapter 2303, Subchapter F of the Act on the following grounds:

1. Bank of America Corporation is a "qualified business" under Section 2303.402 of the Act since it will be engaged in the active conduct of a trade or business at a qualified business site within the governing body’s jurisdiction located outside of an enterprise zone and at least thirty-five percent (35%) of the business' new employees will be residents of an enterprise zone, economically disadvantaged individuals or veterans; and
2. There has been and will continue to be a high level of cooperation between public, private, and neighborhood entities within the area; and

RESOLUTION NO. 2019-11-9(R)

3. The designation of Bank of America Corporation as an enterprise project will contribute significantly to the achievement of the plans of the City for development and revitalization of the area; and

WHEREAS, the City finds that Bank of America Corporation meets the criteria for tax relief and other incentives adopted by the City and nominates Bank of America Corporation for enterprise project status on the grounds that it will be located at the qualified business site, will create a higher level of employment, economic activity and stability; and

WHEREAS, the City finds that it is in the best interest of the City to nominate Bank of America Corporation as an enterprise project pursuant to the Act.

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

Section I. The City Council finds that Bank of America Corporation is a "qualified business", as defined in Section 2303.402 of the Act, and meets the criteria for designation as an enterprise project, as set forth in Section 2303, Subchapter F of the Act.

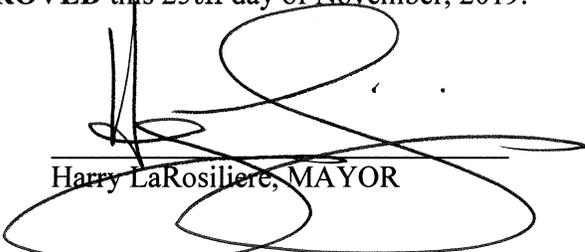
Section II. That the findings of the City and its actions approving this resolution taken at the City Council meeting are hereby approved and adopted.

Section III. That the enterprise project shall take effect on the date of the designation of the enterprise project by OOGEDT and terminate five years from the date of designation.

Section IV. The City Manager, or his authorized designee, is hereby authorized to execute any documents in connection with the nomination on behalf of the City of Plano referenced above.

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

DULY PASSED AND APPROVED this 25th day of November, 2019.


Harry LaRosiliere, MAYOR

ATTEST:


Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:


Paige Mims, CITY ATTORNEY

An Ordinance of the City of Plano, Texas, revising Section 6-180, Electric Fences, of Article VII, Fences, of Chapter 6, Buildings and Building Regulations, of the Code of Ordinances of the City of Plano, Texas; regarding electric fence construction and clarify maintenance requirements; and providing a repealer clause, a severability clause, a savings clause, a penalty clause, a publication clause and an effective date.

WHEREAS, the City Council of the City of Plano, Texas hereby finds and determines that the revisions to the fence ordinance are proposed to align with House Bill 3371 requirements concerning electric fences; and

WHEREAS, upon full review and consideration of all matters related and attendant thereto, the City Council is of the opinion that Article VII, Fences, of Chapter 6, Buildings and Building Regulations, of the Code of Ordinances of the City of Plano, Texas should be revised as provided herein.

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

Section I. Section 6-180, Electric Fences, of Article VII, Fences, of Chapter 6, Buildings and Building Regulations, of the Code of Ordinances of the City of Plano, Texas is hereby revised in its entirety as follows:

Sec. 6-180. - Electric fences.

(a) No fences that continuously conduct electrical current may be constructed or maintained in residential zoning districts.

(b) A battery charged fence, not to exceed 12 volts, shall be allowed in commercially zoned districts. No permit shall be required for the erection and maintenance of a battery charged fence.

Section II. All provisions of the Code of Ordinances of the City of Plano in conflict with the provisions of this Ordinance are hereby repealed, and all other provision of the Code of Ordinances of the City of Plano, not in conflict with the provision 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 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.

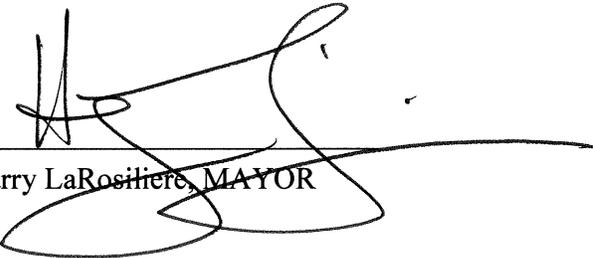
Section IV. The repeal of any Ordinance or part of Ordinances effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such Ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions of any Ordinances at the time of passage of this Ordinance.

Section V. 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.

ORDINANCE NO. 2019-11-10

Section VI. This Ordinance shall become effective from and after its passage and publication as required by law.

DULY PASSED AND APPROVED this, the 25th day of November, 2019.



Harry LaRosiliere, MAYOR

ATTEST:



Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:



Paige Mims, CITY ATTORNEY

ORDINANCE NO. 2019-11-11

An Ordinance of the City of Plano, Texas amending Sections 12-103.2 and 12-112.5, repealing Sections 12-104, 12-104.1, and 12-104.5, and enacting a new Section 12-104, to convert 3-hour parking spaces located on the east side of K Avenue between 15th Street and Vontress Drive to 1-hour parking spaces, to designate 9 spaces in the newly constructed parking garage bounded by 15th Street, K Avenue, 14th Street, and J Place as 1-hour parking spaces, to convert the loading zone located on the west side of K Avenue between 14th Street and Vontress Drive to 3-hour parking spaces, to designate parallel parking spaces along the east side of K Avenue adjacent to the Municipal Center as 3-hour parking, to establish 3-hour parking along the north side of 14th Street between J Avenue and K Avenue, to remove the exception, which prohibits parking in designated spaces in the public parking lot bounded by 15th Street, K Avenue, 14th Street, and the DART rail line between 4:00 a.m. and 7:30 a.m., and providing a penalty clause, a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date.

WHEREAS, Transportation Engineering Division staff surveyed signage associated with parking restrictions in the downtown area and found variations in wording and effective times; and

WHEREAS, road users may find these variations confusing, and it may potentially result in unintended violations of the parking restrictions; and

WHEREAS, short-term parking is established in certain areas downtown to reflect the needs for those who shop, dine, or live in the downtown area; and

WHEREAS, the construction of a garage bounded by 15th street, K Avenue, 14th Street, and the DART rail line has recently been completed, which provides additional 3-hour and 1-hour parking spaces; and

WHEREAS, a certain parking restriction and a loading zone that are no longer valid should be removed; and

WHEREAS, uniformity in parking restrictions in the downtown area will benefit patrons, residents, and businesses; and

WHEREAS, the Transportation Engineering Division of the City of Plano recommends to amend, repeal, and enact certain sections of the Code of ordinances to create uniform parking restrictions in the downtown areas.

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

Section I. Section 12-103.2 of Chapter 12, Motor Vehicles and Traffic, Article V, Stopping, Standing, and Parking, of the Code of Ordinances of the City of Plano is hereby amended to read as follows:

“(a) No person shall park a vehicle for a period longer than one (1) hour between the hours of 8:00 a.m. and 12:00 midnight in the following locations:

ORDINANCE NO. 2019-11-11

Bishop Road:

- (1) Parallel and head-in parking spaces along the east side of Bishop Road between Legacy Drive and Lunsford Road.
- (2) Parallel and head-in parking spaces along the west side of Bishop Road between Legacy Drive and Brockman Court (Martin Road).

Lunsford Road:

- (1) Parallel and head-in parking spaces along the north side of Lunsford Road between Bishop Road and two hundred fifty (250) feet east of Bishop Road.
- (b) No person shall, at any time, park a vehicle for a period longer than one (1) hour in the following locations:
- (1) Three (3) parallel parking spaces along the east side of K Avenue from forty-five (45) feet south of 15th Street to one hundred twenty-five (125) feet south of 15th Street.
 - (2) Nine (9) public parking spaces located in the parking garage bounded by 15th Street, K Avenue, 14th Street, and the DART rail line.”

Section II. Sections 12-104, 12-104.1, and 12-104.5 of Chapter 12, Motor Vehicles and Traffic, Article V, Stopping, Standing, and Parking, of the Code of Ordinances of the City of Plano are hereby repealed in their entirety and a new Section 12-104 is enacted to read as follows:

“Sec. 12-104. - Three-hour parking.

- (a) No person shall, at any time, park a vehicle for a period longer than three (3) hours in the following locations:

14th Street:

- (1) Parallel and head-in parking spaces along the north side of 14th Street between J Avenue and Municipal Avenue.

15th Place:

- (1) Parallel and head-in parking spaces along the north side of 15th Place between Alex Schell Place and K Avenue.

15th Street:

- (1) Head-in parking spaces along both sides of 15th Street between H Avenue and Municipal Avenue.

ORDINANCE NO. 2019-11-11

K Avenue:

- (1) Parallel parking spaces along both sides of K Avenue between 15th Place and 115 feet north of 16th Street.
- (2) Parallel parking spaces along both sides of K Avenue between 14th Street and Vontress Drive.

Municipal Avenue:

- (1) Head-in parking spaces along the west side of Municipal Avenue between 14th Street and 15th Street.
- (b) No person shall park a vehicle for a period longer than three (3) hours between the hours of 5:00 a.m. and 5:00 p.m. in the following locations:
- (1) The public parking lot bounded by 15th Street, H Avenue, 16th Street, and the DART rail line.
 - (2) The public parking lot bounded by 15th Street, J Place, 14th Street, and the DART rail line.
 - (3) The public parking lot bounded by K Avenue, an east-west line located one hundred seventy-five (175) feet south of 14th Street, J Place, and 14th Street.
 - (4) The public parking lot bounded by J Avenue, an east-west line located three hundred ninety-two (392) feet south of the intersection of J Avenue and 14th Street, the DART rail line, and 14th Street.
 - (5) The public parking spaces in the parking garage bounded by J Place, 16th Street, K Avenue, and 15th Place.
 - (6) The public parking spaces in the parking garage bounded by Municipal Avenue, 14th Street, K Avenue, and 15th Street.
 - (7) The public parking spaces, exclusive of nine (9) one-hour parking spaces established in Section 12-103.2 (b), in the garage bounded by 15th Street, K Avenue, 14th Street and J Place.
- (c) The provisions of this section shall not apply to a motor vehicle parked with a valid City of Plano issued parking permit prominently displayed in said vehicle, or a motor vehicle stopped, standing, or parked in a designated privileged parking space when the vehicle displays a valid disabled parking placard or license plate and meets all requirements of V.T.C.A. Transportation Code, Ch. 681.
- (d) A motor vehicle with a valid City of Plano issued Special Event Parking Permit prominently displayed in said vehicle is permitted to park in excess of three (3) hours in the following locations:
- (1) The public parking lot bounded by 15th Street, H Avenue, 16th Street, and the DART rail line.

ORDINANCE NO. 2019-11-11

- (2) The public parking lot bounded by J Avenue, an east-west line located three hundred ninety-two (392) feet south of the intersection of J Avenue and 14th Street, the DART rail line, and 14th Street.”

Section III. Subsection 12-112.5 (a) of Chapter 12, Motor Vehicles and Traffic, Article V, Stopping, Standing, and Parking, of the Code of Ordinances of the City of Plano is hereby amended to read as follows:

- “(a) It shall be unlawful for any person to load or stop, stand, load or unload a vehicle for longer than twenty (20) minutes along the following portions of streets within the downtown area:

15th Place:

- (1) The south side of 15th Place starting seventy-five (75) feet west of K Avenue and extending seventy-five (75) feet west.

J Place:

- (1) The east side of J Place starting one hundred twenty-five (125) feet north of 15th Place and extending fifty (50) feet north.

Vontress Drive:

- (1) The north side of Vontress Drive (running east-west), starting fifty (50) feet east of its intersection with K Avenue and extending seventy-five (75) feet east.”

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

Section V. All provisions of the ordinances of the City of Plano, codified or uncodified, 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 uncodified, not in conflict with the provisions of this Ordinance shall remain in full force and effect.

Section VI. It is the intention of the City Council that this Ordinance, and every provision hereof, shall be considered severable, and the invalidity or unconstitutionality of any section, clause, provision or portion of this Ordinance shall not affect the validity or constitutionality of any other portion of this Ordinance.

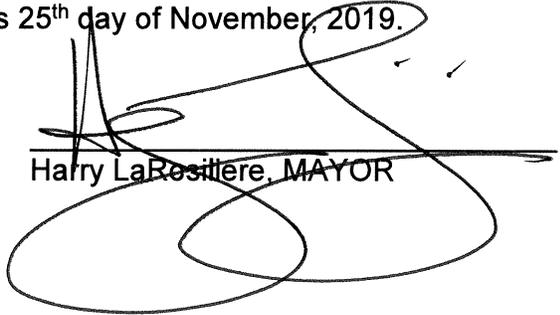
Section VII. Any violation of any provision or term of this ordinance shall be a Class C Misdemeanor offense. Any person, firm, corporation, or association who is adjudged guilty of a Class C Misdemeanor offense under this ordinance shall be punished by a fine not to exceed TWO HUNDRED AND NO/100 DOLLARS (\$200.00) for each offense. Each and every violation shall be deemed to constitute a separate offense.

ORDINANCE NO. 2019-11-11

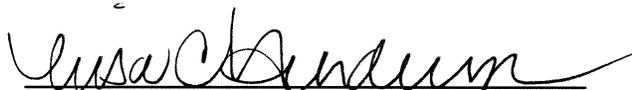
Section VIII. The repeal of any Ordinance or part of an Ordinance effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such Ordinance or as discontinuing, abating, modifying, or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions of any Ordinances at the time of passage of this Ordinance.

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

DULY PASSED AND APPROVED this 25th day of November, 2019.


Harry LaRosiere, MAYOR

ATTEST:


Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:


Paige Mims, CITY ATTORNEY

ORDINANCE NO. 2019-11-12

An Ordinance of the City of Plano, Texas, abandoning all right, title and interest of the City in and to that certain 0.272 Acre Right-of-Way, recorded in Cabinet J, Page 734, of the Map Records of Collin County, Texas and being situated in the Collin County School Land Survey, Abstract No. 153, which is located within the city limits of Plano, Collin County, Texas; quitclaiming all right, title and interest of the City in such Right-of-Way to the abutting property owner, Oncor Electric Delivery Company, LLC, to the extent of its interest; authorizing the City Manager or his authorized designee to execute any documents deemed necessary; and providing an effective date.

WHEREAS, the City Council of the City of Plano has been requested to abandon all right, title and interest of the City in and to that certain 0.272 Acre Right-of-Way, recorded in Cabinet J, Page 734, of the Map Records of Collin County, Texas and being situated in the Collin County School Land Survey, Abstract No. 153, which is located within the city limits of Plano, Collin County, Texas and which is more particularly described in Exhibit "B" attached hereto and incorporated herein by reference; and

WHEREAS, the Property Owner has filed with the City a Petition for Abandonment, a copy of which is attached hereto as Exhibit "A" and made a part hereof by reference; and

WHEREAS, the Engineering Department has determined that there will be no detrimental effect on the City if the Right-of-Way is abandoned and quitclaimed to the abutting Property Owner; and has advised that the Right-of-Way should be abandoned.

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

Section I. All the right, title and interest of the City of Plano, Texas, in and to the Right-of-Way is hereby abandoned, and all right, title and interest of the City in and to the Right-of-Way is hereby quitclaimed to the abutting Property Owner in accordance with its respective interest. A certified copy of this Ordinance may be recorded in the Collin County Land Records to reflect this abandonment and quitclaim. The City Manager or his authorized designee is hereby authorized to execute on behalf of the City of Plano, Texas, any instruments necessary to complete the abandonment and quitclaim of the Right-of-Way by the City of Plano.

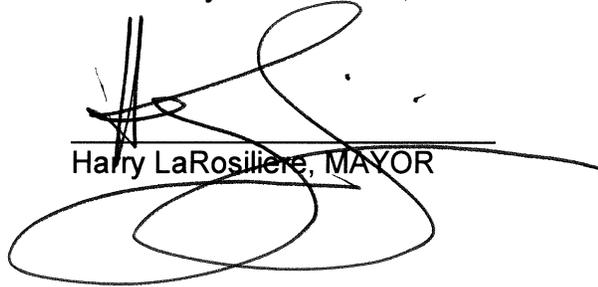
Section II. The abandonment and quitclaim is without prejudice to any and all improvements, facilities, equipment or lines of any public utility, municipal or otherwise, if any, which are presently located within any portion of the Right-of-Way. Any such utility shall have the continued right to locate, maintain, repair, reconstruct, preserve or relocate improvements, facilities, equipment or lines in such portion of the Right-of-Way.

Section III. The City Council hereby finds and determines that the abandonment of the Right-of-Way is in the public interest of the City of Plano, Texas, and its citizens, and will inure to the benefit of the public generally.

ORDINANCE NO. 2019-11-12

Section IV. This Ordinance shall become effective immediately upon its passage.

DULY PASSED AND APPROVED this the 25th day of November, 2019.


Harry LaRosiere, MAYOR

ATTEST:


Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:

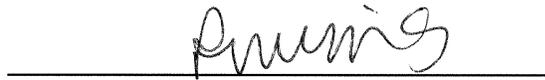

Paige Mims, CITY ATTORNEY

EXHIBIT "A"

PETITION FOR ABANDONMENT

[For Right-of-Way Abandonment]

We, the undersigned, (hereinafter "Owners"), being all of the owners of real property abutting **ROBINSON ROAD** (hereinafter called "Right-of-Way"), more particularly described by metes and bounds in the field note description attached hereto and incorporated herein as **Exhibit "B"** do hereby request that the City of Plano, Texas (called "City") abandon the Right-of-Way.

1. The Owners are requesting the abandonment of the Right-of-Way for the following reasons:

The right of way is being replaced by a 40' access easement and shared drive between the Owner and the City of Plano.

2. The following public interest will be served as a result of the abandonment:

The private drive and dead end will only provide access for the Owner and the City of Plano. Any right-of-way to the north of Exhibit B has been previously abandoned.

3. Unless the City determines that this abandonment is exempt from payment of fair market value, the Owners agree to pay to the City the fair market value of the Right-of-Way as determined by an appraisal obtained by the City (called "Price"). The appraisal shall be conclusive as to the fair market value. The Owners shall reimburse the City for the cost of the appraisal and other costs incident to the abandonment (called "Costs"). The Price and Costs shall be paid to the City prior to the abandonment. Should the Plano City Council decide not to abandon the Right-of-Way, the Price shall be returned to the Owners, but the Costs shall be retained by the City. Each Owner's share of the Price and Costs shall be in the same proportion as their abutting ownership as hereinafter defined.

4. The Owners hereby represent and affirm to the City that no other property owner, lessee, tenant or easement or license holder uses the Right-of-Way to access or to serve their property.

5. **The Owners further agree to release, defend, indemnify and hold the City, its officers, agents and employees harmless from and against any and all claims, losses, demands, suits, judgments and costs, including reasonable and necessary attorney's fees and expenses, arising out of, related to or resulting from the abandonment and closing of the Right-of-Way by City.**

6. The Owners understand and agree that the abandonment is in the sole discretion of the Plano City Council. The Owners also understand and agree that the Right-of-Way will be abandoned to them in proportion to their abutting ownership. The abutting ownership will be determined by the number of linear feet of frontage adjacent to the Right-of-Way owned by each property owner. Based on the foregoing, the Owners hereby represent and affirm that they have searched the public land records and determined that the abutting ownership is in the following proportions:

ONCOR ELECTRIC DELIVERY COMPAN, LLC – 100%

7. Owners shall also prepare a map or drawing showing the Right-of-Way to be abandoned along with a designation of all abutting property owners. This map or drawing shall be attached hereto and incorporated herein as **Exhibit "C"**.

[Reminder of page blank]

10. The undersigned officers and/or agents of the Owners hereby represent and affirm that they have the necessary authority to execute this Petition for Abandonment on behalf of the Owners.

Jill L. Alvarez, P.E.
Typed Name of Owner

115 West 7th St., Suite 505
Address

Fort Worth, TX 76102
City, State and Zip

Dated: 9/17/19


Signature of Owner

Contact Person for Property Owners:

Name: Seth Sampson
Phone No: 817-215-6807

RIGHT-OF-WAY ABANDONMENT

Part of Texas Utilities Electric Company Tract
Collin County School Land Survey, Abstract No. 153
City of Plano, Collin County, Texas

DESCRIPTION, of a 11,833 square foot (0.272 acre) tract of land situated in the Collin County School Land Survey, Abstract No. 153, Collin County, Texas; said tract being all of that certain right-of-way dedication as shown on the plat of Lot 1, Block 1, McDermott Road Substation, an addition to the City of Plano, Texas recorded in Cabinet J, Page 734 of the Map Records of Collin County, Texas; said tract also being part of that certain tract of land described in Special Warranty Deed to Texas Utilities Electric Company recorded in Volume 3073, Page 734 of the Deed Records of Collin County, Texas; said 11,833 square foot (0.272 acre) tract being more fully described as follows (bearing system for this survey is based on the State Plane Coordinate System, North American Datum of 1983 (2011), North Central Texas Zone (4202). Distances shown have been adjusted to surface by applying the Collin County TxDOT combination factor of 1.000152710):

COMMENCING, at a mag nail found at the north right-of-way line of McDermott Road (a variable width right-of-way); said point being the easternmost southeast corner of that certain tract of land described as "Tract 1" in Special Warranty Deed to City of Plano, Texas recorded in Instrument No. 20161117001560870 of the Official Public Records of Collin County, Texas;

THENCE, North 00 degrees, 37 minutes, 53 seconds West, along an east line of said "Tract 1", a distance of 86.25 feet to the **POINT OF BEGINNING**; said point being the southwest corner of said Lot 1, Block 1;

THENCE, North 00 degrees, 37 minutes, 53 seconds West, departing the said north line of McDermott Road and along the said east line of "Tract 1" and the west line of said Lot 1, Block 1, a distance of 392.62 feet to a 1/2-inch iron rod with "PACHECO KOCH" found for corner; said point being the southwest corner of Lot 26, Block F, Hidden Creek Estates Phases 3 & 4, an addition to the City of Plano, Texas according to the plat recorded in Volume 2006, Page 338 of the said Official Public Records and the northwest corner of said Lot 1, Block 1;

THENCE, North 89 degrees, 40 minutes, 49 seconds East, departing the said east line of "Tract 1", along the north line of said Lot 1, Block 1 and the south line of said Lot 26, Block F, a distance of 30.00 feet to point for corner;

THENCE, South 00 degrees, 37 minutes, 53 seconds East, departing the north line of said Lot 1, Block 1, the south line of said Lot 26, Block F, and along the east line of said right-of-way dedication a distance of 396.21 feet to point for corner in the said north line of McDermott Road and the south line of said Lot 1, Block 1; said point being in a non-tangent curve to the right; from said point a 1-inch iron rod in concrete found in concrete bears North 83 degrees, 46 minutes West, a distance of 1.4 feet;

RIGHT-OF-WAY ABANDONMENT

(Continued)

THENCE, in a northwesterly direction and along said non-tangent curve to the right, having a central angle of 00 degrees, 35 minutes, 24 seconds, a radius of 2,935.48 feet, a chord bearing and distance of North 83 degrees, 29 minutes, 29 seconds West, 30.23 feet, an arc distance of 30.23 feet to the **POINT OF BEGINNING**;

CONTAINING: 11,833 square feet or 0.272 acres of land, more or less.

(A survey plat of even survey date herewith accompanies this description.)

The undersigned, Registered Professional Land Surveyor, hereby certifies that the foregoing description accurately sets out the metes and bounds of the abandonment tract described.



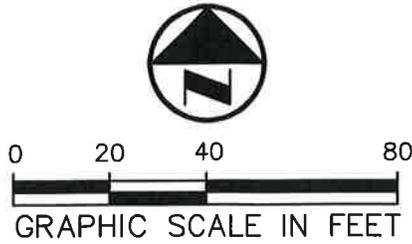
Kyle Coleman Harris
Registered Professional Land Surveyor No. 6266
Pacheco Koch Consulting Engineers, Inc.
7557 Rambler Road, #1400, Dallas TX 75231
(972) 235-3031
TX Reg. Surveying Firm LS-10008000

8/30/18

Date



3913-17.005EX1.docx
3913-17.005EX1.dwg sbp



LOT 26, BLOCK F
HIDDEN CREEK ESTATES
PHASES 3 & 4
(VOL. 2006, PG. 338)
O.P.R.C.C.T.

1-INCH IRON ROD FOUND
91.61'

N 89°40'49" E
30.00'

1/2-INCH IRON ROD
W/"PACHECO KOCH"
CAP FOUND (C.M.)

RIGHT-OF-WAY
ABANDONMENT
11,833 SF
(0.272 ACRES)
RIGHT-OF-WAY
DEDICATION
(CAB. J, PG. 734)
M.R.C.C.T.

SANITARY SEWER EASEMENT
(CC# 97-0104272)
D.R.C.C.T.
SANITARY SEWER EASEMENT
(20070611000784520)
O.P.R.C.C.T.

LOT 1, BLOCK 1
MCDERMOTT ROAD
SUBSTATION
(CAB. J, PG. 734)
M.R.C.C.T.
PART OF
TEXAS UTILITIES
ELECTRIC COMPANY
(VOL. 3073, PG. 1200)
D.R.C.C.T.

PERMANENT SANITARY
SEWER EASEMENT "B"
(INST. NO. 20071005001379240)
O.P.R.C.C.T.
SANITARY SEWER EASEMENT
(CC# 94-0084962)
D.R.C.C.T.

N 00°37'53" W
392.62'

S 00°37'53" E
396.21'

CITY OF PLANO, TEXAS
"TRACT 1"
(INST. NO. 20161117001560870)
O.P.R.C.C.T.

**MCDERMOTT
ROAD**
(VARIABLE WIDTH RIGHT-OF-WAY)

(1-INCH IRON ROD
FOUND IN CONCRETE
N 83°46' W - 1.4')

L=336.09'

ONCOR ELECTRIC DELIVERY
COMPANY, LLC EASEMENT
(INST. NO.
20120227000216990)
O.P.R.C.C.T.

P.O.B.

N 00°37'53" W
86.25'

P.O.C.

30.34'
MAG NAIL
FOUND
(C.M.)

Δ=00°35'24"
R=2,935.48'
L=30.23'
T=15.12'
CB=N 83°29'29" W
CD=30.23'

NOTES:

1. A metes and bounds description of even survey date herewith accompanies this plat of survey.
2. Bearing system for this survey is based on the State Plane Coordinate System, North American Datum of 1983 (2011), North Central Texas Zone (4202). Distances shown have been adjusted to surface by applying the Collin County TxDOT combination factor of 1.000152710.

LEGEND

- PROPERTY LINE
- ABANDONMENT LINE
- EASEMENT LINE
- POINT FOR CORNER (UNLESS OTHERWISE NOTED)
- (C.M.) - CONTROLLING MONUMENT
- O.P.R.C.C.T. - OFFICIAL PUBLIC RECORDS OF COLLIN COUNTY, TEXAS
- D.R.C.C.T. - DEED RECORDS OF COLLIN COUNTY, TEXAS
- M.R.D.C.T. - MAP RECORDS OF COLLIN COUNTY, TEXAS
- CC# - COUNTY CLERK NUMBER
- CAB. - CABINET
- INST. - INSTRUMENT
- NO. - NUMBER
- VOL. - VOLUME
- PG. - PAGE
- P.O.B.** - POINT OF BEGINNING
- P.O.C.** - POINT OF COMMENCING

The undersigned, Registered Professional Land Surveyor, hereby certifies that this plat of survey accurately sets out the metes and bounds of the abandonment tract described.


8/30/18
Date
Kyle Coleman Harris
Registered Professional
Land Surveyor No. 6266



**RIGHT-OF-WAY
ABANDONMENT**

PART OF
TEXAS UTILITIES ELECTRIC COMPANY TRACT
COLLIN COUNTY SCHOOL LAND SURVEY,
ABSTRACT NO. 153,
CITY OF PLANO, COLLIN COUNTY, TEXAS
PAGE 3 OF 3

Pacheco Koch 7557 RAMBLER ROAD, SUITE 1400
DALLAS, TX 75231 972.235.3031
TX REG. ENGINEERING FIRM F-469
TX REG. SURVEYING FIRM LS-10008000

DRAWN BY	CHECKED BY	SCALE	DATE	JOB NUMBER
SBP	KCH	1"=40'	AUG. 2018	3913-17.005

L.GONZALEZ 8/30/2018 8:11 AM M:\DWG-39\3913-17.005\DWG\SURVEY C3D 2015\3913-17.005EX1.DWG

RESOLUTION NO. 2019-11-13(R)

A Resolution of the City of Plano, Texas, approving the Policy Statement for Tax Abatement of the City of Plano thereby establishing criteria for evaluating incentive applications; establishing procedural guidelines and criteria governing tax abatement agreements; and providing an effective date.

WHEREAS, tax abatement guidelines and criteria are effective for two (2) years from the date of adoption; and

WHEREAS, the existing tax abatement guidelines and criteria were adopted on November 14, 2011 and amended on January 23, 2012, January 13, 2014, December 14, 2015, and December 11, 2017; and

WHEREAS, the City Council wishes to adopt a Policy Statement for Tax Abatement for the City of Plano that is applicable for all tax abatement applications filed after the date of this Resolution, a substantial copy of which is attached as Exhibit "A" and incorporated herein by reference (hereinafter called "Policy"); and

WHEREAS, upon full review and consideration of the Policy and all matters attendant and related thereto, the City Council is of the opinion that the Policy should be approved.

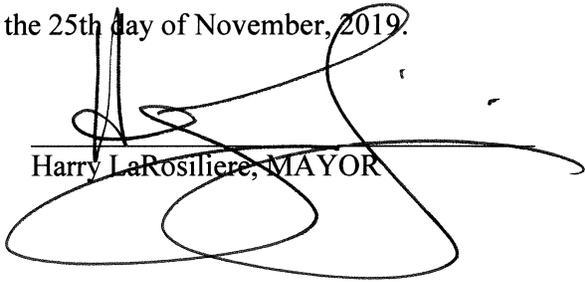
NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PLANO, TEXAS, THAT:

Section I. The terms and conditions of the Policy having been reviewed by the City Council of the City of Plano and found to be acceptable and in the best interests of the City of Plano and its citizens, is hereby in all things approved.

Section II. The City of Plano elects to be eligible to participate in tax abatement agreements.

Section III. This Resolution shall become effective immediately upon its passage.

DULY PASSED AND APPROVED this the 25th day of November, 2019.


Harry LaRosilliere, MAYOR

ATTEST:

Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:

Paige Mims, CITY ATTORNEY

CITY OF PLANO, TEXAS

POLICY STATEMENT FOR TAX ABATEMENT
Effective 11-25-2019

I. General Purpose and Objectives

The City of Plano is committed to the promotion and retention of high quality development in all parts of the City and to an ongoing improvement in the quality of life for its citizens. Insofar as these objectives are generally served by the enhancement and expansion of the local economy, the City of Plano will, on a case-by-case basis, give consideration to providing tax abatement as stimulation for economic development in Plano.

The City of Plano will consider providing a tax abatement as an incentive in accordance with the procedures and criteria outlined in this Policy Statement. Nothing herein shall imply or suggest that the City of Plano is under any obligation to provide tax abatement to any applicant.

II. Criteria

All tax abatements provided by the City of Plano must have as their underlying goal the furtherance of economic development in Plano. The goals to be achieved by the granting of the tax abatement should be measurable and be binding upon the recipient of the tax abatement as set forth in an incentive agreement between the City and recipient(s).

Any person, organization or corporation seeking a tax abatement to foster a location, improvement or expansion of operations within the city limits of Plano must comply with the Policy Statement. Nothing within this Policy Statement shall imply or suggest that Plano is under any obligation to provide any incentive to an applicant.

Considerations beyond the application's criteria will include such items as the degree to which the project furthers the goals and objectives of the community or meets or compliments a special need identified by the community.

III. Tax Abatement Categories

Tax Abatement is offered in two (2) categories: 1) Real Property and/or 2) Business Personal Property ("Business Personalty"). Real Property abatements may be offered to applicants that pursue the construction of new, expanded or significantly improved facilities in which to house the applicant's project. The tax abatement will apply to the assessed value of Real Property improvements made. Business Personalty abatements may be offered to applicants that pursue the occupancy of a new or significantly improved existing facility. The abatement will apply to the assessed value of new Business Personalty brought into the taxing jurisdiction. Business Personalty may not be moved from another Plano location to the applicant's proposed site.

Assessed value, as used in this Policy Statement, shall mean the taxable value of Real Property and/or Business Personalty improvements as determined by the county appraisal district in which the property is located.

Following an assessment of an application, the City Manager shall determine whether it is in the best interest of the City to recommend a tax abatement. If a recommendation is made to extend a tax abatement, the percentage of a proposed abatement and term will be determined based upon information provided in the incentive application.

IV. Application Steps

Information provided in the incentive application may be subject to release to the public pursuant to the Texas Public Information Act. It is the responsibility of the applicant to clearly identify proprietary and/or confidential information it wishes to protect from release. The City will notify the applicant if a request is made for information indicated as "proprietary" and/or "confidential" so that the applicant may assert its own objections to the Texas Attorney General regarding its right to withhold information from release.

A. Applicant shall complete the "Application for Incentives" ("Application") and submit it to the Plano Economic Development Department, City of Plano, 5601 Granite Parkway, Suite 310, Plano, Texas 75024. Applicant shall also submit a copy of the Application to the Director of Finance, City of Plano, P. O. Box 860358, Plano, Texas 75086-0358 (email: finadmin@plano.gov).

B. Applicant shall prepare and submit a metes and bounds (legal description) of the property.

V. Application Process

- A. All information in the Application will be reviewed for completeness and accuracy. Additional information may be requested as needed.
- B. Project representatives participate in a Staff Meeting on Incentives to discuss the Application contents and incentive request.
- C. The City Manager may use City personnel and third parties to assist in the Application review process.
- D. Upon review, the City Manager will determine whether he/she will recommend a proposed tax abatement to the applicant. The proposed incentive recommendation by the City Manager does not bind the City Council to grant a tax abatement. It is a conditional recommended offer and subject to the City Council's final approval.
- E. Upon receipt of the proposed City Manager's incentive recommendation, the applicant will have ninety (90) days to accept, decline or request an extension of the recommendation. All responses and requests shall be made in writing to the City Manager. In certain circumstances, the City Manager may alter the time frame.
- F. Upon written acceptance by the applicant of the recommended incentive, a proposed incentive agreement and any relevant materials may be placed on a future City Council of Plano meeting agenda.
- G. The City Council of Plano may consider a resolution calling a public hearing to consider establishment of a Reinvestment Zone.
- H. The City Council of Plano may hold a public hearing and determine whether the project is "feasible and practical and would be of benefit to the land to be included in the zone and to the municipality after the expiration of the tax abatement agreement."
- I. A minimum of forty-five (45) days prior to the public hearing, the applicant must provide a metes and bounds (legal property description) and a general address of the property. To meet the requirement of state law, notice of the public meeting where a Reinvestment Zone and a tax abatement will be considered must be published at least 30 days before the scheduled City Council public hearing meeting date.

Additionally, the following information is required in the public notice:

- a. The name of the property owner and the name of the applicant for the agreement;
- b. The name and location of the Reinvestment Zone where the property subject to the tax abatement agreement is located;
- c. A general description of the nature of the improvements or repairs included in the proposed agreement; and
- d. The estimated cost of the improvements or repairs.

J. The City Council of Plano may consider adoption of an ordinance designating the area described in the metes and bounds (legal description) of the proposed project as a Reinvestment Zone.

K. The City Council of Plano may consider adoption of a resolution approving the terms and conditions of a tax abatement agreement between the City and the applicant governing the provisions of the tax abatement.

L. If the tax abatement agreement is approved, the City of Plano will send copies of the agreement to the Office of the Governor Economic Development and Tourism, Office of the Comptroller and to the State Property Tax Board each April.

M. Property taxes are assessed on January 1 of each year. It is the obligation of the applicant to ensure that all final approvals for the tax abatement agreement have occurred by December 31st of the year prior to the year the improvements are assessed. No tax abatement can be given for improvements that are on the Tax Assessor's Roll before the tax abatement is effective. It is the applicant's responsibility to ensure the follow-up of these items and approvals.

VI. Tax Abatement Agreement Terms

At a minimum, all tax abatements shall include the following provisions:

- A. No Business Personal Property ("Business Personalty") shall be relocated from any other City of Plano created Reinvestment Zone;
- B. Job creation and/or retention shall not be a requirement in the City's tax abatement agreements including any tax abatement agreements in effect at the time of adoption of this policy;
- C. Right of inspection to the premises must be provided to ensure compliance with the agreement;

D. The right of recapture of previously abated taxes if applicant fails to pay taxes for the assessed value for the Real Property and/or Business Personalty;

E. The value of all Real Property improvements and Business Personalty will be the assessed value as determined by the appropriate county appraisal district;

F. The term of a tax abatement agreement may not exceed ten (10) years as required by law;

G. The right to terminate a tax abatement agreement in the event of a material breach of the agreement; and

H. Written annual certification by the City approved designated officer of the entity receiving the incentive that it has complied with the terms and conditions of the incentive agreement.

VII. Modification of Tax Abatement Agreement(s)

Any requests by the applicant to modify the terms of the agreement subsequent to City Council action shall be accompanied by the payment of a non-refundable, modification processing fee in the amount of One Thousand Dollars (\$1,000.00) per agreement for associated administrative costs.

ORDINANCE NO. 2019-11-14

An Ordinance of the City of Plano, Texas amending Sections 16-264, Applicability of Park Fee and 16-266, Service areas, park improvements plan and park fees, of Article XII, Park and Recreation Fee, of Chapter 16, Planning and Development, of the Code of Ordinances of the City of Plano, Texas to update the Park and Recreation Fee Ordinance and repeal and replace the service area boundaries map for park facilities; and providing a penalty clause, a repealer clause, a severability clause, a savings clause, a publication clause and an effective date.

WHEREAS, pursuant to City of Plano Ordinance No. 93-10-35, the City Council of the City of Plano, Texas adopted a Park and Recreation Fee to provide for the acquisition of land and construction of improvements for neighborhood and linear parks within the City; and

WHEREAS, the City of Plano amended Ordinance No. 93-10-35 on September 12, 1994 pursuant to Ordinance No. 94-9-18, and further amended on August 25, 1997 pursuant to Ordinance No. 97-8-29, and further amended on June 25, 2018 pursuant to Ordinance No. 2018-6-8, and further amended on June 24, 2019 pursuant to Ordinance No. 2019-6-7; and

WHEREAS, the Park and Recreation Fee Ordinance was codified in the City of Plano Code of Ordinances Chapter 16, Article XII; and

WHEREAS, the new service area boundaries map more adequately reflects the current state of development in the City of Plano and will allow the city to appropriately obtain park fees as properties develop; and

WHEREAS, the City Council finds it is in the public interest to amend Section 16-264 of the Code of Ordinances to correct and update verbiage, and to amend the service area boundaries map for park facilities which is “Exhibit A” to Section 16-266 of the Code of Ordinances.

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

Section I. Section 16-264(B) of Article XII, Park and Recreation Fee, of Chapter 16, Planning and Development, of the Code of Ordinances of the City of Plano is hereby amended to read as follows:

“Section 16-264. Applicability of Park Fee.

B. For the purposes of this Article, property is “served by” park facilities when such facilities have been constructed in accordance with the Park Master Plan and Park Improvements Program within ten (10) years from the date of collection within the service area in which the property is located.”

ORDINANCE NO. 2019-11-14

Section II. Exhibit "A" to Section 16-266 of Article XII, Park and Recreation Fee, of Chapter 16, Planning and Development, of the Code of Ordinances of the City of Plano is hereby repealed and replaced with the attached Exhibit "A."

Section III. 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(b) of the City Code of Ordinances for each offense. Every day a violation continues shall constitute a separate offense.

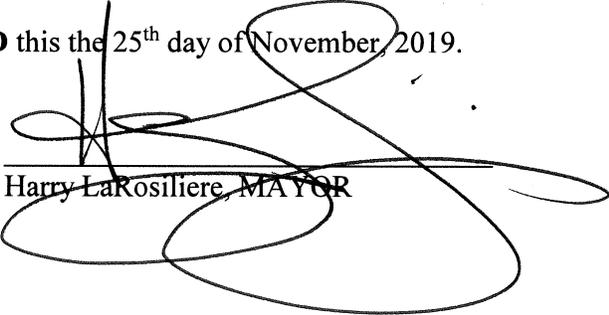
Section IV. It is the intention of the City Council that this Ordinance, and every provision thereof, shall be considered severable and the invalidity or unconstitutionality of any section, clause, provision or portion of this Ordinance shall not affect the validity or constitutionality of any other portion of this Ordinance.

Section V. The repeal of any Ordinance or part of Ordinances effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such Ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions at the time of passage of this ordinance.

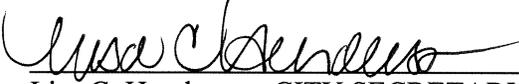
Section VI. All provisions of the ordinance of the City of Plano, codified or uncodified, in conflict with the provisions of this Ordinance are hereby repealed, and all other provisions of the ordinances of the City of Plano, codified or uncodified, not in conflict with the provisions of this Ordinance, shall remain in full force and effect.

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

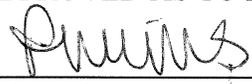
DULY PASSED AND APPROVED this the 25th day of November, 2019.


Harry LaRosiliere, MAYOR

ATTEST:


Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:


Paige Mims, CITY ATTORNEY

ORDINANCE NO. 2019-11-15

An Ordinance of the City of Plano, Texas, amending Section 3 of Ordinance No. 2003-6-3, Section I of Ordinance No. 2008-4-42, and Section I of Ordinance No. 2015-10-17 to extend the non-exclusive franchise granted to Denton County Electric Cooperative, Inc., d/b/a CoServ Electric, a Texas electric cooperative corporation, to use the present and future streets, avenues, alleys, roads, highways, sidewalks, easements and other public rights-of-way in the City of Plano, Collin County, Texas, for the purposes of constructing and operating an electric distribution system in the City of Plano which expired on June 9, 2018; and providing a repealer clause, a severability clause, and an effective date.

WHEREAS, on June 2, 2003, by Ordinance No. 2003-6-3, the City Council of the City of Plano, Texas (“City”), granted to Denton County Electric Cooperative, Inc., d/b/a CoServ Electric (“CoServ Electric”), a non-exclusive franchise to use the present and future streets, avenues, alleys, roads, highways, sidewalks, easements and other public rights-of-way in the City of Plano, Collin County, Texas, for the purposes of constructing and operating an electric distribution system (“Franchise”); and

WHEREAS, the term of the Franchise was previously extended for an additional period of five (5) years by Ordinance No. 2008-4-42; and

WHEREAS, the Franchise expired under its own terms on June 9, 2013; and

WHEREAS, the term of the Franchise was previously extended for an additional period of five (5) years by Ordinance No. 2015-10-17 and the use of the Franchise between June 9, 2013 and October 26, 2015 was fully ratified as if at all times occurring under and bound by the terms of the Franchise; and

WHEREAS, the Franchise expired on June 9, 2018; and

WHEREAS, CoServ Electric and the City desire that the Franchise be extended for a period of five (5) years; and

WHEREAS, the City Council accepts that the Franchise should be extended until June 9, 2023, and that the Franchise have the same terms and conditions as the Franchise granted by Ordinance No. 2003-6-3.

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

Section I. The Franchise is hereby extended until June 9, 2023, under the same terms and conditions as the Franchise granted by Ordinance No. 2003-6-3 (the “Original Ordinance”).

Section II. All provisions of the Code of Ordinances of the City of Plano in conflict with the provisions of this Ordinance or the Original Ordinance are hereby repealed, and all

ORDINANCE NO. 2019-11-15

other provisions of the Code of Ordinances of the City of Plano, not in conflict with the provisions of this Ordinance or the Original Ordinance, shall remain in full force and effect.

Section III. 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 IV. This Ordinance shall be read at two separate regular meetings of the City Council of the City of Plano, with the second meeting to be at least 30 days from the first reading, and shall be published once each week for four consecutive weeks in the official newspaper of the City of Plano.

Section V. This Ordinance shall become effective 30 days after its final passage and publication as required by City Charter and conditioned upon written acceptance by CoServ Electric of this Ordinance attached hereto prior to the effective date; otherwise, this Ordinance shall be null and void.

DULY PASSED AND APPROVED ON FIRST READING on this the 14th day of October, 2019.



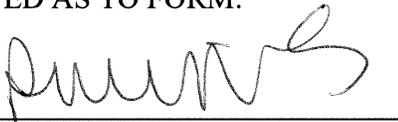
Harry LaRosiliere, MAYOR

ATTEST:



Lisa C. Henderson, CITY SECRETARY

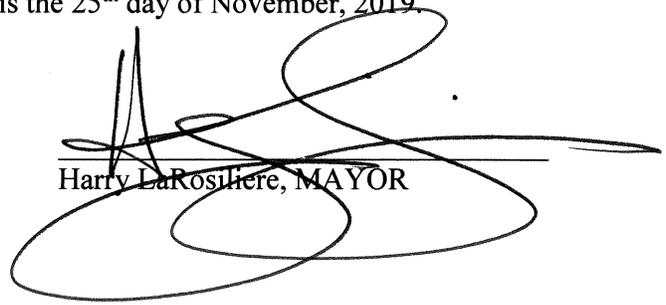
APPROVED AS TO FORM:



Paige Mims, CITY ATTORNEY

ORDINANCE NO. 2019-11-15

DULY PASSED AND APPROVED ON SECOND READING (which date is at least 30 days from the first reading) on this the 25th day of November, 2019.



Harry LaRosiliere, MAYOR

ATTEST:



Lisa C. Henderson, CITY SECRETARY

APPROVED AS TO FORM:



Paige Mims, CITY ATTORNEY

ACCEPTED BY DENTON COUNTY
ELECTRIC COOPERATIVE, INC., D/B/A
COSERV ELECTRIC

BY: _____
(Signature)

(Print Name)

(Title)

(Date)