

CITY COUNCIL MINUTES  
REGULAR CITY COUNCIL MEETING  
OCTOBER 20, 2015 AT 6:00 P.M.

**1. CALL TO ORDER**

Mayor Barna called the meeting to order at 6:04 pm.

**2. INVOCATION & PLEDGE OF ALLEGIANCE**

Mayor Barna led the invocation and led the Pledge of Allegiance to the United States flag.

**3. ROLL CALL & CERTIFICATION OF A QUORUM**

Susie Quinn, City Secretary, certified a quorum with the following Councilmembers present:

Mayor Eric Barna  
Mayor Pro Tem Scott Bradley  
Councilmember Ben St. Clair  
Councilmember Betty Nichols Spraggins  
Councilmember Sarah Fincanon  
Councilmember Rob Thomas

Absent: Deputy Mayor Pro Tem Owais Siddiqui

**4. PUBLIC COMMENTS**

**Ray Shahan**, resident, addressed the council regarding the PD 310590 ordinance, also the plating decision dates for the ranch subdivisions for the various phases. He gave a timeline history regarding the plat dates and the screening requirements from 2001 through 2003.

**Barbra Harless**, resident, wanted council to be aware of a petition being circulated in Skyline Acres and Travis Estates. They will be presenting the signatures to the Planning and Zoning board and at the town hall meeting.

**Don Jackson**, resident, spoke to council regarding the tickets that are being issued for passing cars (Agenda Item 6.D.) while they are parked in school zones. He showed council his diagram explaining the traffic issues with the Boggess Elementary school zone area. He is requesting council to look into this in greater detail and mentioned cell phone usage that is also happening in the school zone.

**Martha Gallian**, resident, explained there is a petition being circulated in the Timbers in regards to the South East study. Their request is for all the lots to be residential with no lots smaller than SF20. No commercial zoning in the area should be allowed. South Maxwell Creek should not be realigned.

**Ryan Betz**, property owner, addressed council regarding his ideas for the area he owns in the South East study. He would like property sizes of SF20 on the western exterior and coming east he proposed SF10 on other parts of the property to make an average lot size of SF15 . He intends to have a layout to present to Planning and Zoning to better explain his proposal. He also discussed the curve on Maxwell Creek Road and the use of a 6 foot brick wall as a barrier.

**Daniel Lucas**, resident, spoke to council regarding the closure of S. Maxwell Creek and options that have been requested. He also suggested putting a gate on Ridgeview for safety personnel. He also asked for consideration to not connect S. Maxwell Creek to McCreary Road, and requested a separate entrance for the potential commercial/retail on the Ganis property.

**Keith Huyck**, resident, is requesting clarification why the PD overlay is being pushed so strongly, why does the overlay not reflect the changes wanted by the citizens, as it shows Oak Glen punched through, S. Maxwell Creek shows being connected to McCreary Road. He expressed his wishes if someone wants to change the zoning there are channels for that, and to not change what currently stands now.

## 5. CONSENT AGENDA

- A. Consider and/or act upon the September 28, 2015 special meeting minutes.
- B. Consider and/or act upon the October 6, 2015 regular meeting minutes.
- C. Consider and/or act upon the application of Maxwell Creek Investment LTD requesting approval of a Final Plat for Maxwell Creek Pavilion located at 601 E FM 544.
- D. Consider and/or act upon Resolution Number 15-R-822 approving the 2015 tax roll with a total levy of \$10,157,921.67 as certified by Kenneth L. Maun, Tax Assessor Collector for Collin County.
- E. Consider and/or act upon an Alcohol Policy for the Murphy Community Center and Murphy Activity Center.

**COUNCIL ACTION (5.A. through 5.D.):**

**APPROVED**

**Mayor Pro Tem Bradley moved to approve the Consent Agenda as presented for items 5.A. through 5.D. with item 5.E. postponed until a future meeting. Councilmember Thomas seconded the motion. For: Unanimous. The motion carried by a vote of 6 to 0. (Deputy Mayor Pro Tem Siddiqui was absent)**

## 6. INDIVIDUAL CONSIDERATION

- A. Consider and/or act upon the request of Brent and Juliann Delozier for a waiver of the South Maxwell Creek Corridor temporary moratorium on an approximate six (6) acre tract of land located at AO579 Henry Maxwell Survey, Tract 73, 5.96 acres, Collin County, Murphy, TX for the construction of one (1) single-family structure and one (1) accessory barn.

Director of Economic & Community Development, Kristen Roberts gave a brief background of this item, explained the Delozier's request as being allowed by the wording in the moratorium. Clarification as to why the Deloziers have to go through the process of explaining why they should make a presentation to receive the waiver was given.

**COUNCIL ACTION (6.A.):**

**APPROVED**

**Councilmember Fincanon moved to approve the request of Brent and Juliann Delozier for a waiver of the South Maxwell Creek Corridor temporary moratorium on an approximate six (6) acre tract of land located at AO579 Henry Maxwell Survey, Tract 73, 5.96 acres, Collin County, Murphy, TX for the construction of one (1) single-family structure and one (1) accessory barn. Councilmember Thomas seconded the motion. For: Unanimous. The motion carried by a vote of 6 to 0. (Deputy Mayor Pro Tem Siddiqui was absent)**

- B. Consider and/or act upon the direction for the Craft Beer Event.

Director of Public Services, Bernie Parker gave a history of the negotiations and research for this project up to the current date. He gave an overview of the estimated costs for advertising, costs to the city, and sponsorship as it is currently recommended. He confirmed that we do have the ability to seek alternate sponsors to offset our costs. Brewvolution did not want to share his costs and profits on various items with city staff because he did not want to disclose that information to his competitors. He did confirm that much of the \$20,000 would go to advertising and the event website costs.

***COUNCIL ACTION (6.B.):***

***APPROVED***

**Mayor Pro Tem Bradley moved to approve the agreement in place for sponsorship of the Spring Craft Beer Festival in 2016. Councilmember Thomas seconded the motion. For: Unanimous. The motion carried by a vote of 6 to 0. (Deputy Mayor Pro Tem Siddiqui was absent)**

- C. Consider and/or act upon an interview panel regarding the consideration of candidates for service on the Animal Shelter Advisory Committee, Board of Adjustment, Building and Fire Code Appeals Board, Community Development Board, Ethics Review Commission, Murphy Municipal Development District Board, Park and Recreation Board, and Planning and Zoning Commission.

City Manager, James Fisher gave a description and background of this item, and let council know that Councilmember Siddiqui would like to continue to serve on the interview panel. Mayor Pro Tem Bradley volunteered to serve as well as Councilmember Spraggins. City Manager Fisher also discussed the Community Improvement Projects Advisory Committee was not on the list but can be interviewed during the process.

***COUNCIL ACTION (6.C.):***

***APPROVED***

**Councilmember St. Clair moved appoint Mayor Pro Tem Bradley, Deputy Mayor Pro Tem Siddiqui and Councilmember Spraggins to serve as the interview panel for the selection of Board and Commission candidates. Councilmember Thomas seconded the motion. For: Unanimous. The motion carried by a vote of 6 to 0. (Deputy Mayor Pro Tem Siddiqui was absent)**

- D. Consider and/or act upon amending or deleting Murphy Code of Ordinances, Chapter 20, Article 20.03 Traffic Rules, Section 20.03.47 Speed through school zones, subsection (f) passing another vehicle in school zone prohibited when school zone speed limit is in effect"

Police Chief Cotten, gave a detailed background and examples of the ordinance for the school zone passing. There was much discussion by council regarding several aspects of the dangerous situation that exists at the Boggess Elementary School zone. Mayor Barna requested Chief Cotten to bring back his best professional options for this ordinance. The question was asked if Plano ISD or the City is responsible for signage around the school. Other school zone traffic issues were also discussed.

***COUNCIL ACTION (6.D.): No action was taken on this item.***

***NO ACTION***

- E. Discussion on Texas Commission on Environmental Quality (TCEQ) notice of violation.

City Manager, James Fisher explained this was a clerical error and is being corrected. Council asked for clarification as to what happened and how the clerical error can be avoided in the future. Director of Public Services, Bernie Parker explained the steps that are being implemented to prevent this from happening in the future.

- F. Consider and/or act upon the City of Murphy Compensation Study for city employees conducted by CPS HR Consulting.

City Manager, James Fisher recapped the history of the data, and addressed the concerns from the data that was collected. Council discussed not having true comparison cities. They spoke about wanting to have Sachse as a comparison.

***COUNCIL ACTION (6.F.): No action was taken on this item.***

***NO ACTION***

- G. Consider and/or act upon an amendment to the FY 2016 Budget.

***COUNCIL ACTION (6.G.): No action was taken on this item.***

***NO ACTION***

## **7. CITY MANAGER/STAFF REPORTS**

- A. Timbers Nature Preserve

City Manager, James Fisher explained they are working through the checklists.

- B. Betsy Lane Road Widening Project

This project is 70% complete.

- C. South Maxwell Creek Parallel Trunk Sewer Line

This project is 30% complete.

- D. North Murphy Road

City Manager, James Fisher explained they are working with TxDOT and Safe Routes to School to finish items, and are meeting with the effected HOA's on various issues. He also stated this is a State of Texas project and concerns should also be directed to the State.

E. Community Survey Update

Currently, the City of Murphy has received 636 responses.

F. Southeast Study

City Manager, James Fisher reminded everyone there will be a Town Hall Meeting to discuss this item further. There will be seats in the council chambers, and overflow will have the meeting broadcast in the community room.

G. Upcoming November 3, 2015 Election and Early Voting.

City Manager, James Fisher explained early voting is taking place across the street at 205 N Murphy Road, in the Murphy Community Center and will end at 7 pm on October 30, 2015.

H. Howl-O-Ween on October 24, 2015

This event may have to be cancelled due to predicted rainy weather. The decision will be soon to try to recoup rental fees for various items.

**8. ADJOURNMENT**

With no further business, the meeting was adjourned at 7:43 pm.

ATTEST:

  
Susie Quinn, City Secretary



APPROVED BY:

  
Eric Barna, Mayor