

MINUTES
REGULAR CITY COUNCIL MEETING
CITY OF MURPHY
206 North Murphy Road
Murphy, Texas

April 19, 2011
6:00 P.M.

CALL TO ORDER

Mayor Baldwin called the meeting to order at 6:02 p.m.

INVOCATION & PLEDGE OF ALLEGIANCE

Councilmember Daugherty gave the invocation and led the Pledge of Allegiance.

ROLL CALL & CERTIFICATION OF A QUORUM

Secretary Nemer certified a quorum with the following:

Council Present

Mayor Bret Baldwin
Mayor Pro Tem John Daugherty
Deputy Mayor Pro Tem Halbert
Councilmember Scott Bradley
Councilmember Dave Brandon
Councilmember Mike Daniel

Councilmember Dennis Richmond arrived at 6:39 p.m.

PRESENTATIONS

The following reports were submitted.

- **Capital/Construction Projects Update** –this report was delayed until next month.
- **March Financial Report** –Linda Truitt, Finance Director
- **Annual Report – Finance Department** – Linda Truitt, Finance Director

PUBLIC COMMENTS

No public comments were submitted.

CONSENT AGENDA

All consent agenda items are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember so requests, in which event the item will be removed from the Consent Agenda and voted on separately.

- A. Approval of the Minutes from the Regular Meetings of March 15, 2011, April 5, 2011, and the Strategic Objectives Session on March 31, 2011.
- B. Consider and/or act upon approval of a resolution authorizing continued participation with the Atmos Cities Steering Committee and payment of five cents per capita to the

Atmos Cities Steering Committee to fund regulatory and related activities related to Atmos Energy Corporation.

Council Action

Councilmember Daugherty moved to approve the Consent Agenda, Items A-B as presented. Councilmember Halbert seconded the motion. A vote was taken and passed, 6-0 with Councilmember Richmond absent for this vote.

INDIVIDUAL CONSIDERATION

- 1. Consider and/or act upon a request from Todd and Cathy Spencer to waive both the water and wastewater impact fee as it relates to a single family development located at 425 Moonlight Drive.**

Council Action

Councilmember Halbert moved to waive both the water and wastewater impact fees as it relates to a single family development located at 425 Moonlight Drive. Councilmember Daniel seconded the motion. A vote was taken and passed, 5-1 with Councilmember Brandon voting in opposition and Councilmember Richmond absent for this vote.

- 2. Consider and/or act upon extending a sign agreement between Tari Enterprises, Inc. and the City of Murphy.**

Council Action

Councilmember Halbert moved to deny the request to extend a sign agreement. Councilmember Bradley seconded the motion. A vote was taken and passed, 6-0 with Councilmember Richmond absent for this vote.

- 3. Presentation and discussion of the General Fund and Utility Fund expenditures as of February 28, 2011.**

Council Action

There was no action on this item. Council stated that the intent of the policy requiring “*any change to a department’s line item budget more than 25% or \$5,000, whichever is greater, the City Manager shall notify the City Council and discuss the change in the next monthly financial report*” needs to be clarified and recommended that the Budgetary Finance Committee look at this policy.

- 4. Discussion regarding the progress and status of the Liberty Ridge Park design.**

Council Action

There was no action on this item. Council gave the following feedback on the designs to Staff:

- Option B –or built in grill

- Grading –if we are going to do further grading, do it now rather than in a future phase. There was a consensus of Council that there would not be additional improvements in future phases.
- Pavilion –like the concept; some Council members felt the design is too modern
- HOK did a good job of incorporating neighborhood feedback and has been very patient

CITY MANAGER/STAFF REPORTS

City Manager Fisher reported on the following:

- **April 21 – CLC Meeting**
- **April 22 – City Offices Closed in Observance of Good Friday**
- **April 28 – Board, Commission, & Volunteer Appreciation Dinner**
- **May 3-4 – MYGov Days**

Mr. Fisher reported on the following additional items:

- Congressman Johnson will have mobile office hours at City Hall on May 26 10 a.m. – 12.
- 2 new fulltime police officers have started and will be introduced at a future meeting
- 1 public works employee has resigned and one police officer has resigned

EXECUTIVE SESSION

The City Council will hold a closed Executive Session pursuant to the provisions of Chapter 551, Subchapter D, Texas Government Code, in accordance with the authority contained in:

§551.071 Consultation with City Attorney regarding pending litigation or contemplated litigation or settlement offer involving *Michael Cantrell v. City of Murphy, et al.*, Cause No. 6:09-cv-225.

**§551.074 Personnel Matters – Evaluation of the City Manager.
Council Action**

Council convened into Executive Session at 6:51 p.m. The Executive Session on Section 551.071 was not held.

RECONVENE INTO REGULAR SESSION

The City Council will reconvene into Regular Session, pursuant to the provisions of Chapter 551, Subchapter D, Texas Government Code, to take any action necessary regarding:

§551.071 Consultation with City Attorney regarding pending litigation or contemplated litigation or settlement offer involving *Michael Cantrell v. City of Murphy, et al.*, Cause No. 6:09-cv-225.

§551.074 Personnel Matters – Evaluation of the City Manager.

Council Action

Council convened into Regular Session at 7:43 p.m. There was no action as a result of the Executive Session.

ADJOURNMENT

With no further business, the meeting was adjourned at 7:45 p.m.



APPROVED BY:



Bret M. Baldwin, Mayor

ATTEST:



Aimee Nemer, City Secretary