

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

March 1, 2011
6:00 P.M.

CALL TO ORDER

Mayor Baldwin called the meeting to order at 6:01 p.m.

INVOCATION & PLEDGE OF ALLEGIANCE

Councilmember Richmond 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
Councilmember Scott Bradley
Councilmember Dave Brandon
Councilmember Dennis Richmond
Councilmember Mike Daniel

Deputy Mayor Pro Tem Colleen Halbert arrived at 6:03 after the quorum was certified.

PRESENTATIONS

- **Chamber of Commerce Update** –Jamie Engle, representing the Chamber of Commerce, addressed Council with an update on Chamber activities and thanked Council for their support of the Chamber.
- **Presentation on RUOK Program** – Chief Cox addressed Council regarding the RUOK program explaining that it is a computer based telephone system that serves senior citizens or other citizens in need by providing welfare checks.
- **Fire Department Annual Report** – Chief Lee addressed Council and reviewed the Fire Department Annual Report.

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 February 15, 2011 Regular City Council Meeting.
- B. Consider and/or act upon approval of an Ordinance ordering a General Election to be held on May 14, 2011, for the purpose of electing the Mayor, Council Member Place 3, and Council Member Place 5 to a three (3) year term of office.

- C. Consider and/or act upon approval of a resolution authorizing a Joint General Election Contract with the Collin County Elections office for Election Services and a Joint Election Agreement with Plano Independent School District and Wylie Independent School District for the May 14, 2011 Election.
- D. Consider and/or act upon approval of an ordinance revising and updating the 2006 Murphy *Drought Contingency and Water Emergency Response Plan* as required by the State of Texas.
- E. Consider and/or act upon approval of resolution for Murphy to participate in the North Texas Regional Tree Planting Project.
- F. Consider and/or act on approval of an ordinance establishing a Tree Care Program.

Council Action

Councilmember Richmond requested to remove Item D from the Consent Agenda. Councilmember Halbert clarified current census numbers would be used for Items E and F. Councilmember Halbert moved to approve Items A-C, E, and F as presented. Councilmember Daugherty seconded the motion. A vote was taken and passed, 7-0.

(This item was removed from the Consent Agenda and considered individually.)

- D. Consider and/or act upon approval of an ordinance revising and updating the 2006 Murphy *Drought Contingency and Water Emergency Response Plan* as required by the State of Texas.

Council Action

Councilmember Richmond questioned if the ordinance was the detailed drought plan. Staff clarified that the plan was an attachment to the ordinance. Councilmember Richmond moved to approve as presented. Councilmember Halbert seconded the motion. A vote was taken and passed, 7-0.

INDIVIDUAL CONSIDERATION

1. Hold a public hearing and consider and/or act upon recommendations for improvements to Murphy Central Park and extension of the Maxwell Creek Trails grant project.

Council Action

Mayor Baldwin opened the Public Hearing at 6:50 p.m. Public comments were submitted by Gus Delaloye and Kevin Herlihy regarding viewing the concept plan for Central Park. City Manager Fisher stated that this item would be postponed to the next meeting and that the revised proposed plan would be posted to the City website. With no further comments, Mayor Baldwin closed the public hearing at 6:52 p.m. There was no action on this item.

2. Consider and/or act upon approval of a resolution authorizing the City Manager to enter into an additional service 1 and 2 professional services contract with The HOK Planning Group of Dallas, for Liberty Ridge Park and Timbers Nature Preserve Park Project.

Council Action

After discussion regarding budget dollars for the Timbers Nature Preserve Park, Councilmember Halbert moved to approve a resolution authorizing the City Manager to enter into an Additional Service 1 contract with the HOK Planning Group of Dallas for Liberty Ridge Park and to bring back the Additional Service 2 contract for the Timbers Nature Preserve Park with a \$600,000. cap. Councilmember Daugherty seconded the motion. A vote was taken and passed, 7-0.

3. **Consider and/or act upon approval of an ordinance amending Appendix A, Section 2.100 and Section 2.200 of the City of Murphy Code of Ordinances as it relates to building permit fees and building inspection fees.**

Council Action

Councilmember Halbert moved to approve an ordinance amending Appendix A, Section 2.100 and Section 2.200 as amended 1.) Reinspection Fees b. \$100 for second and each additional failed inspection. Councilmember Daugherty seconded the motion. A vote was taken and passed, 5-2 with Councilmember Daniel and Councilmember Brandon voting in opposition.

4. **Discussion on Performance Measures program for Fire and EMS, Customer Service, Economic Development, Code Enforcement and Information Technology.**

Council Action

There was no action on this item. Mayor Baldwin stated he would like to have this discussion as part of the budget process.

CITY MANAGER/STAFF REPORTS

City Manager Fisher reported on the following:

- **Timbers Fence Agreement** –for S. Murphy Road with City paying 35%
- **March 7-8 Collin County Legislative Days** –Staff/Council will attend Monday and Tuesday and visit with Senator Shapiro and Representative Laubenberg. Focus of discussions will be to request that grant funding not be cut.
- **March 14 Filing Deadline**
- **March 15 Chamber Lunch**
- **March 31 Strategic Objectives Session** –send items for discussion as soon as possible so staff can prepare. Candidates are also invited to attend.
- **April 28 Board, Commission, and Volunteers Appreciation Dinner**
- **May 3-4 MYGov Days**
- **May 6 3rd Annual Mock Trial for PACE students – Municipal Court**

Other items reported on were:

Census Data –North Central Texas Council of Governments estimate is at 14,000; Census information is coming in at approximately 18,000. Population numbers will impact projections on various items, but water/sewer system is built to accommodate 20,000.

McMillen High School –sidewalks are currently 5 ft wide. City will be discussing 8 ft sidewalks in coordination with Safe Routes to School program.

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.**

Council Action

There was no Executive Session 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.

Council Action

There was no Executive Session held.

ADJOURNMENT

With no further business, the meeting was adjourned at 7:38 p.m.



ATTEST:



Aimee Nemer, City Secretary

APPROVED BY:



Bret M. Baldwin, Mayor