

MURPHY CITY COUNCIL AGENDA  
REGULAR CITY COUNCIL MEETING  
SEPTEMBER 4, 2012 AT 6:00 P.M.  
206 NORTH MURPHY ROAD  
MURPHY, TEXAS 75094



NOTICE is hereby given of a meeting of the City Council of the City of Murphy, Collin County, State of Texas, to be held on September 4, 2012 at Murphy City Hall for the purpose of considering the following items. The City Council of the City of Murphy, Texas, reserves the right to meet in closed session on any of the items listed below should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

CALL TO ORDER

INVOCATION & PLEDGE OF ALLEGIANCE

Bret Baldwin  
Mayor

ROLL CALL & CERTIFICATION OF A QUORUM

John Daugherty  
Mayor Pro Tem

PUBLIC COMMENTS

Colleen Halbert  
Deputy Mayor Pro Tem

PRESENTATION ITEMS

- Explorers Recognition
- Fire Prevention Poster Finalist Recognition
- Proclamation – Keep America Beautiful 1<sup>st</sup> National Planting Day

Dennis Richmond  
Councilmember

CONSENT AGENDA

Scott Bradley  
Councilmember

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.

Bernard Grant  
Councilmember

Dave Brandon  
Councilmember

1. Consider and/or act upon the approval of the minutes from the Special City Council meeting of August 21, 2012.
2. Consider and/or act upon approval of an ordinance amending the Code of Ordinances correcting the designated school zones and times.

PUBLIC HEARINGS

1. Hold the second public hearing on the proposed tax rate of \$0.5700 per \$100 valuation.
2. Hold the second public hearing on the proposed fiscal year 2012-2013 City of Murphy Annual Budget.
3. Hold a public hearing and take action on the application of ALLEN AND LOUCKS VENTURE, L.P. requesting approval of an SUP (Specific Use Permit) to allow a Drive-through window for a Del Taco on property zoned PD (Planned Development) District No. 09-02-784 for Retail Uses on property located at 102 N. Murphy Road, NE corner of FM 544. (ZF 2012-02)

James Fisher  
City Manager

INDIVIDUAL CONSIDERATION

1. Consider and/or act on the application of **ALLEN AND LOUCKS VENTURE, L.P.** requesting approval of a site plan for a Del Taco on property zoned PD (Planned Development) District No. 09-02-784 for Retail Uses on property located at 102 N. Murphy Road, NE corner of FM 544. **(ZF 2012-02)**
2. Consider and/or act on approving the proposed Rules and Procedures of the Ethics Review Commission.
3. Consider and/or act on recommendations, requests and notifications of the Ethics Review Commission.
4. Consider and/or act upon approval of status report and professional services for Timbers Nature Preserve Park project FEMA and Section 404 permits.
5. Consider and/or act upon recommendations from Parks and Recreation Board regarding Murphy Central Park and PSA Murphy Project.

CITY MANAGER/STAFF REPORTS

- September 18 – Regular Meeting, Adoption of the FY 2013 Annual Budget and Tax Rate
- Board Scope and Description
- TML Annual Conference, November 13-16, Gaylord Texan Conference Center
- Murphy Maize Days and 3<sup>rd</sup> Annual 5K/Fun Run, September 29
- North Murphy Road
- DRAFT Lease Agreement with PSA (Plano Sports Authority) regarding PSA Murphy Center.

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:

§ 551.074 PERSONNEL MATTERS - to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee – City Secretary.

§551.071 Consultation with City Attorney regarding pending litigation or contemplated litigation involving George Parker and Parker Tree Services.

§ 551.071 Consultation with City Attorney regarding pending litigation or contemplated litigation or settlement offer involving Johnny Boles v. City of Murphy, et al., Civil Action No. 4:11-cv-682.

§ 551.072 DELIBERATION REGARDING REAL PROPERTY – to deliberate the purchase, exchange, lease or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

§ 551.071 Consultation with City Attorney regarding pending litigation or contemplated litigation or settlement offer involving Susan Kinder-Alessio v. Sarah Helms-Asmore, Aaron McCarty, Snow Robertson, G.M. Cox, & City of Murphy, Civil Action No. 4:12-CV-000493-RC-ALM

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:

§ 551.074 PERSONNEL MATTERS - to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee – City Secretary.

§551.071 Consultation with City Attorney regarding pending litigation or contemplated litigation involving George Parker and Parker Tree Services.

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ADJOURNMENT

I certify that this is a true and correct copy of the Murphy City Council Meeting Agenda and that this notice was posted on the designated bulletin board at Murphy City Hall, 206 North Murphy Road, Murphy, TX 75094; a place convenient and readily accessible to the public at all times, and said notice was posted on August 31, 2012 by 5:00 p.m. and will remain posted continuously for 72 hours prior to the scheduled meeting pursuant to Chapter 551 of the Texas Government Code.

Nancy Meadows, Interim City Secretary

In compliance with the American with Disabilities Act, the City of Murphy will provide for reasonable accommodations for persons attending public meetings at City Hall. Requests for accommodations or interpretive services must be received at least 48 hours prior to the meeting. Please contact the Acting City Secretary at 972.468.4006 or kroberts@murphytx.org