

CITY COUNCIL MINUTES
OCTOBER 1, 2013 REGULAR CITY COUNCIL MEETING

1. CALL TO ORDER

Mayor Barna called the meeting to order at 6:00 p.m.

2. INVOCATION & PLEDGE OF ALLEGIANCE

Mayor Barna gave the invocation and led the recitation of the Pledge of Allegiance.

3. ROLL CALL & CERTIFICATION OF A QUORUM

City Secretary, Kristi Gilbert, certified a quorum with the following Councilmembers present:

Mayor Eric Barna
Mayor Pro Tem Owais Siddiqui
Deputy Mayor Pro Tem Ben St. Clair
Councilmember Scott Bradley
Councilmember Betty Nichols Spraggins
Councilmember Bernard Grant
Councilmember Rob Thomas

Councilmembers absent: None

4. PUBLIC COMMENTS –

Don Jackson, 522 Havenwood Drive - Mr. Jackson stated he was the president of the Glen Ridge Estates HOA. Mr. Jackson stated that Progressive Waste had stated that they do not offer bulky waste pick up for the residents, instead the items must be dropped off twice a year at the city complex. Mr. Jackson stated that the neighborhood feels that the services have been reduced.

Joe Stalgin, 167 Sunset Drive – Mr. Stalgin stated that he received a citation for a watering violation. Mr. Stalgin stated that he did water at the incorrect time, but he felt that to have a citation issued for a first offense for a large fine was burdensome to residents.

5. PRESENTATION ITEMS –

- A. Mayor Barna presented Parks and Public Works Director Kim Lenoir with a proclamation declaring a Murphy Arbor Day Celebration.
- B. Finance Director Linda Truitt presented the Council with the unaudited investment and financial report as of August 31, 2013. (*Resolution No. 13-R-781*)

6. 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. Consider and/or act upon meeting minutes:
 - 1. September 16, 2013 special meeting minutes; and,
 - 2. September 17, 2013 regular meeting minutes.

- B. Consider and/or act upon approval of Resolution designating investment officers of the City and approving the investment policies for the investment of municipal funds.

COUNCIL ACTION (6.A. – 6.B.):

APPROVED

Mayor Pro Tem Siddiqui moved to approve the consent agenda as presented. Councilmember Bradley seconded the motion. For: Unanimous. The motion carried by a vote of 7 to 0.

7. INDIVIDUAL CONSIDERATION

- A. Hold a public hearing and reconsider and/or act on a request by Aron Frydberg on behalf of Allen Tari to reconsider the denied appeal by the City Council of the denied variance by the Planning and Zoning Commission to sign requirements as stated in the Code of Ordinances Section 28-22, Monument Signs-Business Districts, for a sign at the business known as Tari Car Lot, located at 729 W. FM 544.

Mayor Barna opened the public hearing at 6:15 p.m.

Mr. Frydberg presented information regarding utilizing signs for advertising purposes. Mr. Frydberg stated that the sign regulations need to be more balanced. Mr. Frydberg commented that by not allowing a taller sign, the City is depriving Mr. Tari of 50% of his advertising capability.

Councilmember Grant asked Mr. Frydberg if he felt he had the opportunity to make his full presentation. Mr. Frydberg stated he felt he had made his full presentation.

Don Jackson, 522 Woodhaven Drive – Mr. Jackson stated big signs detract from the community. Mr. Jackson stated that when he drives by the car lot, he knows it is a used car lot without the sign.

Mayor Pro Tem Siddiqui inquired about the existing signs.

Mr. Fisher responded that the existing signs were installed prior to the ordinance changes or were part of a planned development.

Mayor Pro Tem Siddiqui inquired as to if a stop work order was issued as a result of proceeding with construction prior to the issuance of a permit. Mr. Fisher stated that a stop work order was issued.

Mayor Barna closed the public hearing at 6:31 p.m.

COUNCIL ACTION (7.A.):

NO ACTION

No action was taken. The initial ruling to deny the request stands.

- B. Consider and take action, if any, on the request by the Glen Ridge Estates Homeowners Association to waive permit and/or impact fees for a proposed beautification project located at the intersection of Glen Ridge Drive and Heritage Drive.

Keith Patton, 451 Poindexter – Mr. Patton stated that these types of items come up frequently and reminded the Council of the hard costs involved.

Council held discussions with regard to previous waivers and hard costs.

Mr. Fisher responded that the City has only waived fees for PSA and the schools. Mr. Fisher asked the Council to delay action to allow staff the opportunity to investigate resident complaints regarding damages to the entrances at Glen Ridge and Shirehurst as a result of the construction on North Murphy Road.

COUNCIL ACTION (7.B.):

NO ACTION

No action was taken.

- C. Consider and take action, if any, on a proposed resolution approving an amendment to the City of Murphy Policies and Procedures.

COUNCIL ACTION (7.C.):

APPROVED

Councilmember Grant moved to approve the amendments to the Murphy Policies and Procedures as presented. Mayor Pro Tem Siddiqui seconded the motion. For: Unanimous. The motion carried by a vote of 7 to 0. (*Resolution No. 13-R-781*)

8. CITY MANAGER/STAFF REPORTS

Mr. Fisher provided the Council with an update on the following items:

North Murphy Road Construction Update

Murphy Central Park Construction Update – A grand opening will be late March to early April

Update on West Nile Virus

Maize Days Update

Fire Open House – October 5th 10a-2p

Texas Municipal League – October 8th – 11th

Calling All Castoffs (recycling event) – October 12th 9a-noon

Arbor Day, Brentwood Park Tree Planting, October 12th 10a-noon

Council Planning Session

Staff Appreciation Day on Wednesday, October 16th for an employee lunch

Boards and Commissions Dinner - December 10th

Employee Holiday Lunch- December 19th

9. EXECUTIVE SESSION

The City Council convened into Executive Session at 6:47 p.m. pursuant to the provisions of Chapter 551, Subchapter D, Texas Government Code, in accordance with the authority contained in:

- A. 551.072 Deliberation regarding 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.

Collin County Surplus Property

- B. §551.074 Deliberation regarding the appointment, evaluation, reassignment, duties, discipline or dismissal of :

1. City Secretary; and,
2. Municipal Court Judge.

10. RECONVENE INTO REGULAR SESSION

The City Council reconvened into Open Session at 7:56 p.m. pursuant to the provisions of Chapter 551, Subchapter D, Texas Government Code, in accordance with the authority contained in:

A. §551. 551.072 Deliberation regarding 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.

Collin County Surplus Property

B. §551.074 Deliberation regarding the appointment, evaluation, reassignment, duties, discipline or dismissal of :

- 1. City Secretary; and,
- 2. Municipal Court Judge.

No action was taken as a result of executive session items.

11. ADJOURNMENT

With no further business, the meeting was adjourned at 7:56 p.m.

APPROVED BY:



Eric Barna, Mayor

ATTEST:


Kristi Gilbert, City Secretary