

MURPHY CITY COUNCIL AGENDA  
**AMENDED**  
REGULAR CITY COUNCIL MEETING  
DECEMBER 10, 2013 AT 6:00 P.M.  
206 NORTH MURPHY ROAD  
MURPHY, TEXAS 75094



Eric Barna  
Mayor

Owais Siddiqui  
Mayor Pro Tem

Ben St. Clair  
Deputy Mayor Pro Tem

Scott Bradley  
Councilmember

Betty Spraggins  
Councilmember

Bernard Grant  
Councilmember

Rob Thomas  
Councilmember

James Fisher  
City Manager

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 December 10, 2013 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.

**Amended to add Items 9.C., 10.C. and 10.D.**

**1. CALL TO ORDER**

**2. INVOCATION & PLEDGE OF ALLEGIANCE**

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

**4. PUBLIC COMMENTS**

**5. PRESENTATION ITEMS :**

- A. Presentation of CERT Graduation Certificates
- B. Presentation of Certificates of Appreciation for CERT Volunteers
- C. Presentation by the Chamber of Commerce

**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 minutes:
  - 1. November 15-16, 2013 special meeting minutes; and,
  - 2. November 19, 2013 regular meeting minutes.

**7. INDIVIDUAL CONSIDERATION**

- A. Consider and/or act upon a resolution casting votes for the position of Board of Director for the Central Appraisal District of Collin County.
- B. Consider and/or act upon Timbers Nature Preserve Park and Trail project items:
  - 1. Authorizing staff to prepare bid documents and put the project out to bid;
  - 2. Authorizing the expenditure of funds for construction administration and project management fees; and,
  - 3. Authorizing the payment of US Army Corp of Engineer mitigation fees.
- C. Consider and/or act upon an Ordinance authorizing the issuance of "CITY OF MURPHY, TEXAS TAX NOTES, SERIES 2014" in the par amount of \$1,000,000.

- D. Consider and/or act on a Resolution of the City of Murphy, Texas, approving and authorizing the execution of a Project Contract with the Murphy Municipal Development District.
- E. Consider and/or act upon Ethics Review Commission recommendations:
  - 1. A proposed resolution establishing the Rules and Procedures for the City of Murphy Ethics Commission
  - 2. A proposed ordinance amending Chapter 2, Article IX of the Code of Ordinances entitled Code of Ethics.
- F. Consider and/or act upon the recommendations from the Council Interview Panel regarding appointing board members to the Planning and Zoning Commission, Board of Adjustments, Murphy Municipal Development District, Murphy 4B Community Development District, the Animal Shelter Advisory Committee, the Ethics Review Commission, the Parks and Recreation Board and the Building and Fire Code Board of Appeals.

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

North Murphy Road Construction Update  
Christmas in the Park Update  
Board and Commission Celebration Dinner – December 12<sup>th</sup>  
Employee Luncheon – December 19<sup>th</sup>  
City Hall Closed – December 24<sup>th</sup> & 25<sup>th</sup>

#### **9. 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:

- A. §551.074 Deliberation regarding the appointment, evaluation, reassignment, duties, discipline or dismissal of the
  - a. City of Murphy Planning and Zoning Commissioners;
  - b. Board of Adjustment Board Members;
  - c. Murphy Municipal Development District Members;
  - d. Murphy Community Development Members;
  - e. Ethics Review Commission Members;
  - f. Building and Fire Code Board of Appeals Members; and,
  - g. City Manager
- B. § 551.087. Deliberation regarding economic development negotiations (1) to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; (2) to deliberate the offer of a financial or other incentive to a business prospect described by Subdivision (1).

**\*\*AMENDED\*\***

- C. §551.071 Consultation with the City Attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act regarding contemplated or pending litigation or matters where legal advice is requested of the City Attorney on open records request.

**10. 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:

- A. §551.074 Deliberation regarding the appointment, evaluation, reassignment, duties, discipline or dismissal of the
  - a. City of Murphy Planning and Zoning Commissioners;
  - b. Board of Adjustment Board Members;
  - c. Murphy Municipal Development District Members;
  - d. Murphy Community Development Members;
  - e. Ethics Review Commission Members;
  - f. Building and Fire Code Board of Appeals Members; and,
  - g. City Manager
- B. § 551.087. Deliberation regarding economic development negotiations (1) to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; (2) to deliberate the offer of a financial or other incentive to a business prospect described by Subdivision (1).

**\*\*AMENDED\*\***

- C. §551.071 Consultation with the City Attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act regarding contemplated or pending litigation or matters where legal advice is requested of the City Attorney on open records request.
- D. Take Action on any Executive Session Item

**11. 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, Texas 75094; a place convenient and readily accessible to the public at all times, and said notice was posted on December 5, 2013 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.



Kristi Gilbert, TRMC, CMC, CPM  
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 City Secretary at 972.468.4011 or [kgilbert@murphytx.org](mailto:kgilbert@murphytx.org).

*Notice of Possible Quorum: There may be a quorum of the 4B Community Development Corporation, the Animal Shelter Advisory Committee, the Board of Adjustment, the Building and Fire Code Appeals Board, the Ethics Review Commission the Murphy Municipal Development District Board, the Park and Recreation Board and/or the Planning and Zoning Commission may be present at the meeting, but they will not deliberate on any city business.*