

**CITY COUNCIL MINUTES
REGULAR CITY COUNCIL MEETING
APRIL 21, 2015 AT 6:00 P.M.**

1. CALL TO ORDER

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

2. INVOCATION & PLEDGE OF ALLEGIANCE

Mayor Barna gave the invocation and led the Pledge of Allegiance to the United States flag.

3. ROLL CALL & CERTIFICATION OF A QUORUM

Susie Quinn, City Secretary, certified a quorum with the following Councilmembers present:

Mayor Eric Barna

Mayor Pro Tem Scott Bradley

Deputy Mayor Pro Tem Owais Siddiqui

Councilmember Ben St. Clair

Councilmember Betty Nichols Spraggins

Councilmember Sarah Fincanon

Councilmember Rob Thomas

4. PUBLIC COMMENTS

Keith Patton addressed the council regarding wanting the city to consider installing a street light at the median of Oriole to provide safety for the students and crossing guard. Due to the time change that area is dark and is a potential hazard for the crossing guard and students.

Also, when the Central Park was created there was no parking made. People are parking on the street, speeding through and causing blocks for emergency vehicles to not be able to go through if there is an event going on.

5. PRESENTATIONS

A. Proclamation recognizing Asian/Pacific American Heritage Month.

B. Presentation of financial report and investment report as of March 31, 2015.

Finance Director, Linda Truitt presented to Council the report. The first six (6) months of the budget year have been completed and according to our investment report at the end of March we are at \$21,300,000 which is slightly down from February. The interest rate remains the same at 0.10%. The General fund is up 14% in collections over last year.

Currently we are halfway through the budget year, revenues are at 71% property tax is at 98% and all areas are doing well with the exception of courts and permit/licenses. Hopefully this will increase in the summer with the new subdivision opening soon. Sales tax collected is at 48% as of the end of March. We only issued 4 single family building permits this month and 23 year to date. Last year as of March the year to date total was 62. Expenditures are around the 50% percentile, overall we are at 42% with six (6) months left in this budget year.

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 take action, if any, on a Resolution approving an Interlocal Agreement with Collin County Governmental Purchasers Forum and authorizing the City Manager to execute such agreement.

COUNCIL ACTION (6.A.):

APPROVED

Mayor Pro Tem Bradley moved to approve a Resolution approving an Interlocal Agreement with Collin County Governmental Purchasers Forum and authorizing the City Manager to execute such agreement. For: Unanimous. The motion carried by a vote of 7 to 0.

7. INDIVIDUAL CONSIDERATION

- A. Consider and take action, if any, on the approval of a Resolution authorizing continued participation with the steering committee of cities served by Oncor; and authorizing the payment of 11 cents per capita to the steering committee to fund regulatory and legal proceedings and activities related to Oncor Electric Delivery Company, LLC for 2015.

With this Interlocal Agreement the steering committee will review electrical rates, tariffs, and acts on our behalf to ensure we have the most fair, best rates we can get, and they have legal counsel that we couldn't afford on our own. Councilmember asked for clarification about the 11 cents being constant. City Manager Fisher confirmed that was constant.

COUNCIL ACTION (7.A.):

APPROVED

Mayor Pro Tem Bradley moved to approve a Resolution authorizing continued participation with the steering committee of cities served by Oncor; and authorizing the payment of 11 cents per capita to the steering committee to fund regulatory and legal proceedings and activities related to Oncor Electric Delivery Company, LLC for 2015. Councilmember Fincanon seconded the motion. For: Unanimous. The motion carried by a vote of 7 to 0.

- B. Consider and/or act on the Final Plat Application of Beacon Hill Centre, LLC, located at the Northwest corner of F.M. Highway No. 544 and Heritage Parkway, subject to the execution and recording of the Sanitary Sewer Easement Agreement as well as the Underground Stormwater Detention Facility Maintenance Agreement (Agenda Item 7.C.) and insertion of the associated Collin County Property Record Instrument Numbers on the Final Plat prior to recording of the Final Plat. Beacon Hill Centre, LLC is responsible for providing Final Plat mylars for signature, filing the Final Plat in the Collin County property records, and providing the City with an original filed Final Plat.

No questions and no discussion.

COUNCIL ACTION (7.B.):

APPROVED

Mayor Pro Tem Bradley moved to approve the Final Plat Application of Beacon Hill Centre, LLC, located at the Northwest corner of F.M. Highway No. 544 and Heritage Parkway, subject to

the execution and recording of the Sanitary Sewer Easement Agreement as well as the Underground Stormwater Detention Facility Maintenance Agreement (Agenda Item 7.C.) and insertion of the associated Collin County Property Record Instrument Numbers on the Final Plat prior to recording of the Final Plat. Beacon Hill Centre, LLC is responsible for providing Final Plat mylars for signature, filing the Final Plat in the Collin County property records, and providing the City with an original filed Final Plat. Deputy Mayor Pro Tem Siddiqui seconded the motion. For: Unanimous. The motion carried by a vote of 7 to 0.

- C. Consider and/or act upon authorizing the City Manager to execute the Sanitary Sewer Easement Agreement as well as the Underground Stormwater Detention Facility Maintenance Agreement with Beacon Hill Centre, LLC.

Council did clarify that the applicant is taking responsibility for the sanitary sewer maintenance and the detention facility.

COUNCIL ACTION (7.C.):

APPROVED

Mayor Pro Tem Bradley moved to authorize the City Manager to execute the Sanitary Sewer Easement Agreement as well as the Underground Stormwater Detention Facility Maintenance Agreement with Beacon Hill Centre, LLC. Deputy Mayor Pro Tem Siddiqui seconded the motion. For: Unanimous. The motion carried by a vote of 7 to 0.

- D. Consider and/or act on the Water Conservation Plan (Ordinance No. 14-09-982) and Water Resource and Emergency Management Plan (Ordinance No. 14-09-983) by approving May 1, 2015 as the effective date.

This plan was approved but did not have an effective date. North Texas Water District has declared the drought over as of May 1st, 2015 due to the recent rainfalls. The old plan had stages 1 through 4; the new one has stages 1 through 3. For the new watering restrictions residents will be able to water two (2) days per week on the days of their choice. Council asked if this was a cooperative system and not mandatory enforcement plan. It was confirmed.

COUNCIL ACTION (7.D.):

APPROVED

Mayor Pro Tem Bradley moved to approve the Water Conservation Plan (Ordinance No. 14-09-982) and Water Resource and Emergency Management Plan (Ordinance No. 14-09-983) to be effective May 1, 2015. Councilmember Fincanon seconded the motion. For: Unanimous. The motion carried by a vote of 7 to 0.

- E. Discussion on the 2015 Planning Session.

City Manager Fisher recapped the strategic planning meeting in which council created "guiding principles" which are to be kept in mind so we know we are supporting the vision/principles. Council authorized staff to get proposals for the Citizen Survey, Comprehensive Plan, and Compensation Study and those proposals will be coming back to Council in May. A Community Improvement Committee may be appointed in September, 2015 to determine if items should be taken to the voters for a bond issue if an election is approved by Council.

The lists from the planning session are consolidated into one list; many items overlapped. The consolidated list is no particular order. The entire list will not be discussed tonight. One item on the list is, how do we build a sense of community? Suggestions were building a dog park, having a parade, adopting a sister city etc. Council asked staff to look into what is involved with adopting a Sister City; possibly look into Murphy as being an Irish surname. This would bring people together and make idea exchanges.

City Manager Fisher brought up other items from the planning session lists; how do we utilize the pavilions and amphitheater better; is there a way to repurpose this to accommodate food trucks and/or overnight RV parking? Council commented that when it comes to these kinds of questions it needs to be put to the park board to start assessing what events and modifications do we need for this space to lend itself for these purposes.

For the dog park idea, council agreed that having a dog park always has interest, and there isn't too much maintenance. More detailed discussion will occur at a later date.

Council believes that 90% of the questions we have about the things discussed in the planning session will be answered by the Community Survey. Moving to another item, City Manager Fisher mentioned the landscaping on medians, the difficulty being irrigation and weeds.

Another item from the list is "home rehab"; does the city want to be involved with the program. Council said they would try to figure out where the highest chance or risk of being redeveloped was for re-zoning and go from there. Council said that we need to get ahead of the curve on this and they are okay with staff spending time researching this and putting it together. We will be bringing new standards and recodification before council in our new 3 to 5 year plan we need bench marks asking "have we done this, and if not, why?"

More discussion will be done at a later date on the remaining items on the list.

8. CITY MANAGER/STAFF REPORTS

A. Timbers Nature Preserve

This project is 62% complete, there was a slight slowdown do to the rain but the project is scheduled to finish in August.

B. South Maxwell Creek Parallel Trunk Sewer Line

Delayed starting because of the rains.

C. Betsy Lane Road Widening Project

The bid award will be brought to council in May.

D. Keep Texas Beautiful Event held April 18, 2015

The Green Team held another successful event. Murphy Middle School and Bogges Elementary helped greatly with e-recycling.

E. Farmers Market held April 18, 2015

Farmers Market had a good turnout for the first weekend, with more successful weekends anticipated every weekend from now until October.

F. Collin County Historical Event to be held April 25, 2015

Good way to showcase Murphy as all the Historical Societies in Collin County are invited to attend. Around noon, a Community Historical Marker about the establishment of Murphy will be dedicated.

9. EXECUTIVE SESSION

The City Council convened into close Executive Session at 6:27 pm pursuant to the provisions of Chapter 551, Subchapter D, Texas Government Code, in accordance with the authority contained in:

- A. §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).
- B. §551.072 To deliberate the purchase, exchange, lease, or value of real property, including fee simple and easements associated with Abstract A0579, Henry Maxwell Survey, Tract 33, 10.9065 acres (owned by 4 B&W Land LLC) and fee simple located at 309 McMillen Drive, Murphy and easements in the same vicinity across Collin County CAD Identification Numbers 427390 and 2527842 (owned by Catherine M. Bailey).
- C. §551.071 Consultation with 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 this chapter in regard to Safe Routes to School and Open Records Act and procedures.

10. RECONVENTE INTO REGULAR SESSION

The City Council reconvened into open session at 7:12 pm with the Mayor's announcement that no action was taken in Executive Session, pursuant to the provisions of Chapter 551, Subchapter D, Texas Government Code, in accordance with the authority contained in:

- A. §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).

- B. §551.072 To deliberate the purchase, exchange, lease, or value of real property, including fee simple and easements associated with Abstract A0579, Henry Maxwell Survey, Tract 33, 10.9065 acres (owned by 4 B&W Land LLC) and fee simple located at 309 McMillen Drive, Murphy and easements in the same vicinity across Collin County CAD Identification Numbers 427390 and 2527842 (owned by Catherine M. Bailey).

COUNCIL ACTION (10.B.):

APPROVED

Mayor Pro Tem Bradley moved to authorize the Mayor to sign a contract and to authorize the City Manager to execute the supporting the documents for the purchase of the property and sale agreement for the property owned by Catherine M. Bailey. Councilmember Spraggins seconded the motion. For: Unanimous. The motion carried by a vote of 7 to 0.

- C. §551.071 Consultation with 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 this chapter in regard to Safe Routes to School and Open Records Act and procedures.

- D. Take Action on any Executive Session Items.

11. ADJOURNMENT

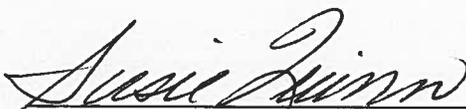
With no further business, the meeting was adjourned at 8:50 pm.

APPROVED BY:



Eric Barna, Mayor

ATTEST:



Susie Quinn, City Secretary

