

MURPHY CITY COUNCIL AGENDA
REGULAR CITY COUNCIL MEETING
DECEMBER 6, 2016 AT 6:00 PM
206 NORTH MURPHY ROAD
MURPHY, TEXAS 75094



Eric Barna
Mayor

Scott Bradley
Mayor Pro Tem

Owais Siddiqui
Deputy Mayor Pro Tem

Jennifer Berthiaume
Councilmember

Betty Spraggins
Councilmember

Sarah Fincanon
Councilmember

Don Reilly
Councilmember

Mike Castro
City Manager

Susie Quinn
City Secretary

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 6, 2016 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.

WELCOME Reception to Meet Fire Chief Del Albright 5:30 pm until 5:59 pm in the City Hall Lobby

1. CALL TO ORDER

2. INVOCATION & PLEDGE OF ALLEGIANCE

3. ROLL CALL & CERTIFICATION OF A QUORUM

4. PUBLIC COMMENTS

5. CITY MANAGER/STAFF REPORTS

- A. Radio Systems
- B. Sidewalk Rehabilitation Program
- C. South Maxwell Creek Sewer Line
- D. North Murphy Road
- E. Safe Routes to School
- F. FM544 Traffic Safety Update
- G. Department Director Vacancies
- H. Upcoming Events

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 to approve the November 15, 2016 Regular Council meeting minutes. *Susie Quinn, City Secretary*
- B. Consider and/or act to approve the November 17, 2016 Special Council meeting minutes. *Susie Quinn, City Secretary*

7. INDIVIDUAL CONSIDERATION

- A. Hold a public hearing and consider and/or approve Ordinance Number 16-12-1027 for the rezoning application by Mary Pat Elledge, agent for owner Mr. Baugh, for a 1.258 acre parcel at the southeast corner of North Murphy Road and Betsy Lane from Single Family Residential 20 (SF20) to Neighborhood Services (NS). *Kelly Carpenter, Interim Director of Community and Economic Development*
- B. Consider and/or act on the staff request to hire Marsh Darcy Partners as a consultant to provide assistance in analysis of the Chapter 380 Agreement proposal of Philips Edison and assistance in negotiating a Chapter 380 Agreement with Philips Edison as warranted. MDD will consider this at its December 5, meeting so their recommendation will be provided at the December 6, 2016 City Council meeting. *Kelly Carpenter, Interim Director of Community and Economic Development*
- C. Consider and/or act on the request by Boomerjack's Murphy, LLC to forgive the final loan payment of \$20,400 that was part of an incentive agreement entered into between the City of Murphy, Murphy Economic Development Corporation and Boomerjack's Murphy, LLC. MDD will consider this at its December 5, meeting so their recommendation will be provided at the December 6, 2016 City Council meeting. *Kelly Carpenter, Interim Director of Community and Economic Development*
- D. Consider and/or act on a request for payment to developer related to an incentive agreement between the City of Murphy, Murphy Municipal Development District and Developer (Allen & Loucks Venture, LP; Murphy Four Venture, LP; Champion Langford Partners; Persimmon Trail Venture, Ltd.) for a one time Design Fee Grant related to construction of Dunkin' Donuts in the Murphy Marketplace. MDD will consider this at its December 5, meeting so their recommendation will be provided at the December 6, 2016 City Council meeting. *Kelly Carpenter, Interim Director of Community and Economic Development*
- E. Consider and/or act on a request for payment to developer related to an incentive agreement between the City of Murphy, Murphy Municipal Development District and Developer (Allen & Loucks Venture, LP; Murphy Four Venture, LP; Champion Langford Partners; Persimmon Trail Venture, Ltd.) for a one time Design Fee Grant related to construction of Nothing Bundt Cakes in the Murphy Marketplace. MDD will consider this at its December 5, meeting so their recommendation will be provided at the December 6, 2016 City Council meeting. *Kelly Carpenter, Interim Director of Community and Economic Development*

8. EXECUTIVE SESSION

In accordance with Texas Government Code, Chapter 551, Subchapter D, the City Council will now recess into Executive Session (closed meeting) to discuss the following:

- A. §551.071. Consultation with the 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. Regarding Special Election Deadlines.
- B. §551.072 A governmental body may conduct a closed meeting 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.
- C. §551.087 A governmental body may conduct a closed meeting to
 - (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; or
 - (2) to deliberate the offer of a financial or other incentive to a business prospect described by Subdivision (1).

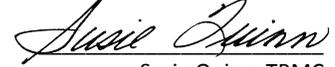
9. RECONVENE INTO REGULAR SESSION

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. §551.071. Consultation with the 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. Regarding Special Election Deadlines.
- B. §551.072 A governmental body may conduct a closed meeting 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.
- C. §551.087 A governmental body may conduct a closed meeting to
 - (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; or
 - (2) to deliberate the offer of a financial or other incentive to a business prospect described by Subdivision (1).
- D. Take Action on any Executive Session Items.

10. 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 2, 2016 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.



Susie Quinn, TRMC
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 squinn@murphytx.org.

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