

COUNCIL MINUTES  
NOVEMBER 18, 2014 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 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**

*Ray Shahan*, resident, spoke regarding sidewalks along Creekside which were traded for a bike and hike trail in Maxwell Creek Park. He requested Council to investigate any monies that were involved with that trade.

**5. PRESENTATION ITEMS**

- A. Presentation of financial report as of October 31, 2014.  
This item will be presented at the December meeting.

**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 the November 4, 2014 Regular City Council Meeting minutes.

**COUNCIL ACTION (6.A.):**

**APPROVED**

**Deputy Mayor Pro Tem Siddiqui moved to accept Item 6.A. as presented on the consent agenda. Councilmember St. Clair seconded the motion. For: Unanimous. The motion carried by a vote of 7 to 0.**

**7. INDIVIDUAL CONSIDERATION**

- A. Discuss Murphy Road Traffic Study.

Staff briefed Council regarding the Murphy Road Traffic Study. The report will be sent to TxDot for their review and comments. Murphy police department also reviewed the study in regard to the number of accidents that have happened along the area of the Traffic Study. Gary Hendricks, City Engineer, explained the purpose of the Traffic Study. New signage, striping, traffic signalization and lane configurations will need to be determined when Murphy Road is completed. Other challenges along FM544 were also discussed. Traffic patterns and volume in relation to the automobile accidents were discussed, too. Different scenarios were discussed. Acceptable wait times are also

important. In one scenario, only striping is necessary. In another, dedicated right turn lanes would be necessary and in a third scenario, two left turning lanes are proposed. Council asked several questions regarding the different scenarios and the right of way ownerships at the different corners. Also discussed were changing some turning lanes, extending other turning lanes and proposing closing some driveways. This will help with stacking but different access areas will need to be created where driveways are closed. In summary, Scenario Two is recommended which involves striping. After completion of Murphy Road, consideration of building the dedicated right turn lane at the corner of North Murphy Road and FM544 (currently the Shell station is located at the corner of discussion) would be good. Changes to various driveway openings and elongating some turn lanes should be considered in the short term. Long term goal would be to purchase right of way areas at corner of North Murphy Road and FM544 (currently Walgreens is located on the corner discussed) for installation of a right turn only. Also later, consideration of a double left turn lane might be discussed.

Council discussed the different accidents that are occurring and the funding necessary to assist in paying for some of the proposals.

***COUNCIL ACTION (7.A.):***

***NO ACTION***

B. Consider and/or act upon all matters incident and related to approving an ordinance authorizing the issuance of "City of Murphy, Texas Tax and Waterworks and Sewer System (Limited Pledge) Revenue Certificates of Obligation, Series 2014, in the maximum par amount of \$3,000,000.

Jason Hughes with First Southwest explained to Council that the Certificates had been sold to a Texas based firm at a premium of 105 cents on the dollar instead of 100 cents on the dollar which the project proceeds will equate to \$3,000,000. The timing is good at this time for selling the Certificates. The debt can be refinanced to offer flexibility for the City. The City was affirmed with a Double A credit rating. Closing is scheduled for December 18, 2014. He recommends approval of the ordinance.

***COUNCIL ACTION (7.B.):***

***APPROVED***

**Mayor Pro Tem Bradley moved to approve an ordinance authorizing the issuance of the City of Murphy, Texas Tax and Waterworks and Sewer System (Limited Pledge) Revenue Certificates of Obligation, Series 2014, in the maximum par amount of \$3,000,000. Councilmember Fincanon seconded the motion. For: Unanimous. The motion carried by a vote of 7 to 0. (Ordinance Number 14-11-990)**

C. Consider and/or act upon the Murphy Municipal Development District to authorize the City Manager to execute an Incentive Agreement between the City of Murphy, Murphy Municipal Development District and Calloway's Nursery, Inc.

This item was moved to the end of the meeting and discussed following Executive Session.

Staff explained that the matter has been approved by the Murphy Municipal Development District at their last meeting.

***COUNCIL ACTION (7.C.):***

***APPROVED***

**Mayor Pro Tem Bradley moved to authorize the City Manager to execute an Incentive Agreement between the City of Murphy, Murphy Municipal Development District and Calloway's Nursery,**

**Inc. not to exceed \$70,000. Councilmember Fincanon seconded the motion. For: Unanimous.  
The motion carried by a vote of 7 to 0.**

D. Consider and/or act upon the authorization for the City Engineer to solicit bids for the construction of the South Maxwell Creek Parallel Trunk Sewer Line Project.

Staff explained that this item is connected to item 7.B. and the bids will be presented to Council at the January 20, 2015 meeting to be awarded. This item is for authorization to move forward with the process.

***COUNCIL ACTION (7.D.):***

***APPROVED***

**Mayor Pro Tem Bradley moved to authorize the City Engineer to solicit bids for the construction of the South Maxwell Creek Parallel Trunk Sewer Line Project and bring back to Council in January 2015 for awarding. Councilmember Fincanon seconded the motion. For: Unanimous. The motion carried by a vote of 7 to 0.**

E. Consider and/or act upon ratification of Resolution No. 14-R-810 regarding the use of the power of eminent domain to acquire the necessary portions of properties listed in Exhibit "A" specifically for additional Right-of-Way Easement.

Staff explained this item presents

Exhibit A is three pages and is an incorporated document in Resolution No. 14-R-810 and therefore is not an attachment to these minutes.

***COUNCIL ACTION (7.E.):***

***APPROVED***

**Mayor Pro Tem Bradley moved to ratify Resolution No. 14-R-810. Councilmember Fincanon seconded the motion. For: Unanimous. The motion carried by a vote of 7 to 0.**

**8. CITY MANAGER/STAFF REPORTS**

A. North Murphy Road Construction Update

Southbound lanes should be poured during good weather. The City is the advocate for residents regarding sidewalks and curb concerns. Final designs of Safe School routes will be on the December 2, 2014 agenda.

B. Christmas in the Park – December 4<sup>th</sup>

Decorations are nearing completion, staff is hoping for warmer weather at the event

C. Boards and Commission Celebration Dinner – December 11<sup>th</sup>

Stated that Board and Commission applications are still being accepted and that Planning and Zoning Commission has a lot of projects up and coming. The Parks Board is also very busy. He mentioned the correction regarding the guide wire in the middle of the concrete trail. Through the Timbers Nature Reserve Park, the proposed soft trails around the pond may be replaced with concrete trails at no additional cost to the city. Parks Board is also working to update the Parks and Open Space Master Plan. University of Texas at Dallas (UTD) has contacted the City to do a capstone project.

- D. Employee Luncheon – December 18<sup>th</sup>

**9. EXECUTIVE SESSION**

The City Council convened into close Executive Session at 6:58 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).

**10. RECONVENE INTO REGULAR SESSION**

The City Council reconvened into open session at 7:16 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. Take Action on any Executive Session Items.

**11. ADJOURNMENT**

With no further business, the meeting was adjourned at 7:18 pm.

APPROVED BY:

\_\_\_\_\_  
Eric Barna, Mayor

ATTEST:

\_\_\_\_\_  
Susie Quinn, City Secretary