CITY OF McKINNEY, TEXAS

Agenda

City Council Regular Meeting

Tuesday, September 21, 2021 | **6:00 PM** | **Council Chambers, 222 N. Tennessee Street, McKinney, TX 75069**

WATCH THE BROADCAST LIVE

This meeting will be broadcast live on cable television and through the City's website. Members of the public who wish to watch this meeting may watch the live broadcast on:

Spectrum Channel 16;
AT&T U-Verse Channel 99; and
online at http://mckinney.legistar.com

CALL TO ORDER

INVOCATION AND PLEDGE OF ALLEGIANCE

Invocation given by Pastor Justin Hornsby, First McKinney Baptist Church

INFORMATION SHARING

21-0816 Proclamation for Food Safety Education Month

Attachments: Proclamation

21-0817 Proclamation for National Preparedness Month

Attachments: Proclamation

PUBLIC COMMENTS ON AGENDA ITEMS (For Non-Public Hearing Agenda Items)

Pursuant to Section 551.007 of the Texas Government Code, speakers wishing to address the City Council regarding any non-public hearing item on this agenda shall have a time limit of three (3) minutes per speaker, per agenda item. The Mayor may reduce the speaker time limit uniformly to accommodate the number of speakers or improve meeting efficiency.

CONSENT AGENDA

These items consist of non-controversial or housekeeping items required by law. Items may be considered individually by any Council member making such request prior to a motion and vote on the Consent Items.

MINUTES

21-0798 Minutes of the Joint Meeting of the City Council and Planning & Zoning Commission of August 24, 2021

Attachments: Minutes

21-0818 Minutes of the City Council Special Meeting of September 7, 2021

Attachments: Minutes

21-0819 Minutes of the City Council Regular Meeting of September 7, 2021

Attachments: Minutes

21-0694 Minutes of the McKinney Armed Services Memorial Board Meeting of May 12, 2021

Attachments: Minutes

21-0733 Minutes of the Library Advisory Board Meeting of July 15, 2021

Attachments: Minutes

21-0703 Minutes of the Parks, Recreation, and Open Space Advisory Board Meeting of July 8, 2021

Attachments: Minutes

21-0796 Minutes of the Planning & Zoning Commission Regular Meeting of August 24, 2021

Attachments: Minutes

ORDINANCES

21-0820 Consider/Discuss/Act on an Ordinance Adopting Fees Related to Public Improvement Districts (PID)

Attachments: Ordinance
Resolution 2021-09-112(R)

RESOLUTIONS

21-0821 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute an Extension the Interlocal Agreement with Collin County, and Any Additionally Required Agreements, for the Allocation of Round 2 of the "CARES Act," Coronavirus Relief Package Funding, to the City of McKinney, Texas, from the Department of the Treasury, Through Collin County

Attachments: Resolution
ILA Extension

21-0822 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract with Rich Leidl, P.C. for Federal Legislative Services

Attachments: Resolution

21-0823 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract and All Necessary Change Orders with J.C. Commercial, Inc of Lewisville, Texas, for the Construction of the Finch Park Phase V Improvement Project (PK2039)

Attachments: Resolution
Bid Tabulation

21-0824 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract and All Necessary Change Orders with AT Construction, LLC of Aubrey, Texas, for the Construction of the Monument at McKinney Gateway at Creekside Park Project

Attachments: Resolution
Bid Tabulation

21-0825 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Supplemental Agreement with Kimley-Horn and Associates, Inc. for Professional Engineering Services for the McLarry Water Line Project (WA2052)

Attachments: Resolution
Location Map

21-0826 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Roadway Impact Fee Credit Agreement with W/J Wilmeth Ridge, L.P., for the Construction of Two Lanes of Ridge Road (Extending 1,625 Linear Feet), Serving the Wilmeth Ridge South Subdivision, Generally Located on the East Side of Ridge Road (CR 161) and on the South Side of Wilmeth Road (CR 164)

Attachments: Resolution
Location Map and Aerial Exhibit
Agreement
1295 Certificate

21-0827 Consider/Discuss/Act on a Resolution Authorizing the City of McKinney to Participate in the Proposed Opioids Settlements Brought by the State of Texas and Other Jurisdictions Against Various Pharmaceutical Companies for their Roles in the National Opioid Crisis, and Authorizing the City Manager to Execute Documents Related Thereto

Attachments: Resolution
Settlement Allocation Term Sheet
Subdivision Settlement Participation Form

21-0828 Consider/Discuss/Act on a Resolution Authorizing the Formal Rejection of all Bids under Solicitation 21-62FP Traffic Signal Poles and Accessories

Attachments: Resolution

21-0829 Consider/Discuss/Act on a Resolution Ratifying the Fifth Meet and Confer Agreement with the Professional Fire Fighters of McKinney

Attachments: Resolution

MISCELLANEOUS

21-0001C2 Consider/Discuss/Act on a Concept Plan for Shops at Westridge, Located on the Northwest Corner of Westridge Boulevard and Independence Parkway

Attachments: PZ Minutes 08.24.2021
Location Map and Aerial Exhibit
Letter of Intent
Ex. PD. Ord. No. 1621
Ex. PD. Ord. No. 2001-02-024
Proposed Concept Plan

END OF CONSENT

PLAT CONSIDERATION UNDER TEXAS LOCAL GOVERNMENT CODE CHAPTER 212

The items under this subcategory require separate consideration pursuant to the Texas Local Government Code. The staff recommendation in each item describe the necessary form of action required on each plat. A "Motion to Approve these items in accordance with staff's recommendation" will result in approval, approval with conditions or disapproval as such are contained in § 212.009 of the Texas Local Government Code.

21-0145PF Consider/Discuss/Act on a Preliminary-Final Plat for DuCharme Plat-Honey Creek Venues Addition, Located in the ETJ of McKinney, Approximately 1,600 Feet East of Colmena Road and on the East Side of County Road 170

Attachments: Standard Conditions Checklist
Location Map and Aerial Exhibit
Letter of Intent
Proposed Preliminary-Final Plat
Conditions of Approval Summary

REGULAR AGENDA AND PUBLIC HEARINGS

This portion of the agenda consists of items requiring individual consideration by the Council.

21-0830 Conduct a Public Hearing to Consider/Discuss/Act on a Resolution Approving the Grant Agreement Extension of Awarded Agencies under the CDBG CV McKinney Emergency Living Assistance Program

Attachments: Resolution
Res. No. 2020-12-191(R)

21-0008A/21-0087Z2 Conduct a Public Hearing to Consider/Discuss/Act on a Petition to Annex (Case No. 21-0008A) and a Request to Zone (Case No. 21-0087Z) on Certain Land (the "Property") to "PD" - Planned Development District, Located on the East Side of County Road 317 and Approximately 2,000 Feet South of Harry McKillop Boulevard (FM 546), and Related Ordinance(s) and Agreements (REQUEST TO BE TABLED)

Attachments: Tabling Request Letter
Location Map and Aerial Exhibit
Letter of Intent
Letter of Opposition
Petition Requesting Annexation
Proposed Development and Annexation Agreement
Proposed Annexation Ordinance
Annexation Ordinance Exhibits A-D
Zoning Request Info (21-0087A)
PZ Minutes 08.24.2021
Written Protest Form
Written Protest Map
Proposed Zoning Ordinance
Proposed Zoning Exhibits A-D
Presentation

20-0073Z4 Conduct a Public Hearing to Consider/Discuss/Act on a Request to Rezone the Subject Property from "PD" - Planned

Development District and “CC” - Corridor Commercial Overlay District to "C3" - Regional Commercial District and “CC” - Corridor Commercial Overlay District, Located on the Northwest Corner of State Highway 121 (Sam Rayburn Tollway) and Tina Drive, and Accompanying Ordinance

Attachments: PZ Minutes 08.24.2021
PZ Minutes 08.10.2021
PZ Minutes 10.13.2020
Location Map and Aerial Exhibit
Letter of Intent
Letters of Opposition
Citizen Comments
Comprehensive Plan Maps
Collin McKinney Commercial District
Placetype Definitions
Fiscal Analysis
Land Use Comparison Table
Ex. PD Ord. 2000-09-065
Proposed Ordinance
Proposed Exhibits A-C
Presentation

21-0007M2 Conduct a Public Hearing to Consider/Discuss/Act on a Request by the City of McKinney to Amend Chapter 146 (Zoning Regulations), Section 146-135 (Landscape Requirements) of the Code of Ordinances, and Accompanying Ordinance

Attachments: 082421 PZ Minutes
Existing 146-135.Landscape Requirements
Proposed 146-135 (REDLINES)
Proposed 146-135 (CLEAN)
Proposed Ordinance
Exhibit A
Presentation

21-0831 Consider/Discuss/Act on Appointing a Member to the Animal

Service Facility Advisory Committee (ASFAC)

Attachments: City Code, Ch. 26, Art. IX
Texas Health & Safety Code, Ch. 823
About ASFAC

21-0850 Consider/Discuss/Act on Appointing a Member to the McKinney Armed Services Memorial Board (MASMB)

Attachments: City Code, Ch. 74, Art. III
About MASMB

21-0851 Consider/Discuss/Act on Appointing a Member to the Library Advisory Board (LAB)

Attachments: City Code, Ch. 50, Art. II
About LAB

21-0832 Consider/Discuss/Act on a Resolution Nominating Member(s) to the Collin Central Appraisal District Board of Directors

Attachments: Resolution
Request for Nominatons

CITIZEN COMMENTS ON MATTERS NOT ON THE AGENDA

COUNCIL AND MANAGER COMMENTS

Council and Manager Comments relating to items of public interest: Announcements regarding local or regional civic and charitable events, staff recognition, commendation of citizens, traffic issues, upcoming meetings, informational update on City projects, awards, acknowledgement of meeting attendees, birthdays, requests of the City Manager for items to be placed on upcoming agendas, and condolences.

EXECUTIVE SESSION

In Accordance with the Texas Government Code:

A. Section 551.071(2) Consultations with Attorney on any Work Session, Special Session, or Regular Session agenda item requiring confidential attorney/client advice necessitated by the deliberation or discussion of said items (as needed)

B. Section 551.071 (A) Pending or contemplated litigation

- KLA International Sports Management, LLC v. The City of McKinney, Cause No. 471-02979-2020, In the District Court, 471st Judicial District, Collin County, Texas

- City of McKinney, Texas, Plaintiff, v. River Ranch Educational Charities, Wayne Kirk, individually, and the Real Property at 3701 Custer Road, McKinney, Texas, In Rem, Defendants

- Hemphill, LLC v. City of McKinney Civil Action File No. 4:21-cv-00655, United States District Court, Eastern District of Texas

C. Section 551.072. Deliberations about Real Property

- Municipal Facilities

D. Section 551.074. Personnel Matters

E. Section 551.087. Deliberation Regarding Economic Development Matters

- Project Orange

ACTION ON EXECUTIVE SESSION ITEMS

ADJOURN

Posted in accordance with the Texas Government Code, Chapter 551, at or before 6:00p.m., September 18th, 2021

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Empress Drane, City Secretary
Joshua Stevenson, Deputy City Secretary

In accordance with the Americans with Disabilities Act, it is the policy of the City of McKinney to offer its public programs, services, and meetings in a manner that is readily accessible to everyone, including individuals with disabilities. If you are a person with a disability and require information or materials in an appropriate alternative format; or if you require any other accommodation, please contact the ADA Coordinator at least 48 hours in advance of the event. Email contact-adacompliance@mckinneytexas.org. Advance notification within this guideline will enable the City to make reasonable arrangements to ensure accessibility. ADA grievances may also be directed to the ADA Coordinator or filed online at http://www.mckinneytexas.org/ada.