



McKINNEY CITY COUNCIL
REGULAR MEETING
TUESDAY, JUNE 16, 2009
COUNCIL CHAMBER
222 N. TENNESSEE
5:30 P.M.

CALL REGULAR CITY COUNCIL MEETING TO ORDER 5:30 P.M.

INVOCATION AND PLEDGE OF ALLEGIANCE

Invocation given by Pastor Jerome Knox, Good Hope Baptist Church

CITIZEN COMMENTS:

Citizen Comments (3 minutes per person)

CONSENT ITEMS:

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:

- 09-299** Minutes from the City Council Special Meeting of June 1, 2009
- 09-300** Minutes from the City Council Work Session of June 1, 2009
- 09-301** Minutes from the Regular City Council Meeting of June 2, 2009
- 09-302** Minutes from the Community Grants Advisory Commission Meeting of May 11, 2009
- 09-303** Minutes from the Community Grants Advisory Commission Meeting of May 20, 2009
- 09-304** Minutes from the Community Grants Advisory Commission Meeting of May 21, 2009
- 09-305** Minutes from the McKinney Armed Services Memorial Board Meeting of May 13, 2009

- 09-306** Minutes from the McKinney Community Development Corporation Meeting of April 23, 2009
- 09-307** Minutes from the McKinney Housing Authority Board Meeting of April 28, 2009
- 09-308** Minutes from the Planning and Zoning Commission Meeting of May 26, 2009

ORDINANCES:

- 09-309** Consider/Discuss/Act on Curfew Ordinance, Article VIII, Chapter 70, "Curfew Hours for Minors"
- 09-310** Consider/Discuss/Act on an Ordinance Amending the 2008-09 Annual Budget, Including the 2009-2013 Capital Improvements Program, from the Fire Improvement Fund to Project FI7111 for the Alma Fire Station at 3445 Alma Road
- 09-311** Consider/Discuss/Act on an Ordinance Renaming Roeder Way to Stars Avenue and Holcomb Parkway to Wellness Way
- 09-312** Consider/Discuss/Act on an Ordinance Amending the FY2008-2009 Budget and the 2009-2013 Capital Improvements Program for Facilities
- 09-313** Consider/Discuss/Act on an Ordinance Amending the FY2008-2009 Community Housing Fund Budget

RESOLUTIONS:

- 09-314** Consider/Discuss/Act on a Resolution Authorizing the Stipulated Sum (SS) for the Temporary Alma Fire Station and Authorizing a Contract for Construction Services with Pogue Construction
- 09-315** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Apply for and Accept Construction Funds from the Department of Homeland Security's Assistance to Firefighters Fire Station Construction Grant
- 09-316** Consider/Discuss/Act on a Resolution Authorizing a Contract for Consulting Services for the Design of US 75 Water and Wastewater Main Relocations – North Section

- 09-317** Consider/Discuss/Act on a Resolution Authorizing a Contract for the Design of Throckmorton Street Drainage Improvements
- 09-318** Consider/Discuss/Act on a Resolution to Amend the 2009-2013 Capital Improvements Program for the Throckmorton Street Drainage Project
- 09-319** Consider/Discuss/Act on a Resolution Authorizing the Execution of Documents to Grant Easements to the North Texas Municipal Water District to Construct and Maintain a Lift Station and Force Main on City Property
- 09-320** Consider/Discuss/Act on a Resolution Authorizing a Contract Amendment to the Design/Build Services Contract for the Renovation of the Municipal Courts Facility (formerly the Old Public Safety Building)
- 09-321** Consider/Discuss/Act on a Resolution Authorizing the Submission of a Collin County Parks and Open Space Project Funding Assistance Program Application for Land Acquisition Utilizing Collin County Grants within the Wilson Creek Greenway
- 09-322** Consider/Discuss/Act on a Resolution Suspending the McKinney Municipal Center Project Up to 180 Days to Review the Previous Economic Studies
- 09-323** Consider/Discuss/Act on a Resolution Authorizing a Contract for Software Replacement with Innoprise Software, Inc for the Replacement of the Financial and Development Services Software Applications

MISCELLANEOUS:

- 09-324** Consider/Discuss/Act on Award of Contract to Casco Industries of Grand Prairie, Texas for Fire Fighter Bunker Gear on an as Needed Basis
- 09-325** Consider/Discuss/Act on a Facilities Agreement for Power House Creek Lot 19

END OF CONSENT AGENDA

REGULAR AGENDA:

(Items needing individual action)

(PH – denotes Public Hearing)

- 09-326** Consider/Discuss/Act on Directing the City Manager as may be Necessary Regarding the Estates of Eldorado Apartment Complex

PLANNING & ZONING REGULAR ITEMS:

- 09-327 PH** Conduct a Public Hearing to Consider/Discuss/Act on the Request by Coit Plano Parkway, Ltd., for Approval of a Request to Rezone Approximately 1.60 Acres from “O-1” – Neighborhood Office District to “PD” – Planned Development District, to Modify the Allowed Uses, Located on the South Side of Virginia Parkway and Approximately 250 Feet East of Lake Forest Drive
- 09-328 PH** Conduct a Public Hearing to Consider/Discuss/Act on the Request by Cross Engineering Consultants, on Behalf of Skyline/380 Commercial, L.L.C., for Approval of a Request to Rezone Approximately 0.70 Acres from “PD” – Planned Development District to “PD” – Planned Development District, Generally to Allow an Increase in Height for a Wind Energy Conversion System (WECS), Located on the North Side of U.S. Highway 380 (University Drive) and 550 Feet West of Skyline Drive, and Accompanying Ordinance
- 09-298 PH** Conduct a Public Hearing to Consider/Discuss/Act on the Request by Texans Commercial Capital, on Behalf of Crestview Companies for Approval of a Site Plan for a 3,544 Square Foot Bank Building with Drive Through (Texans Credit Union), Approximately 0.63 Acres, Located on the West Side of Hardin Boulevard and Approximately 400 Feet South of Eldorado Parkway. **TABLED FROM THE JUNE 2, 2009 MEETING.**

CITY 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.

CITIZEN COMMENTS:

Citizen Comments (3 minutes per person)

EXECUTIVE SESSION:

In Accordance with the *Texas Government Code*:

- A. Section 551.071 (2) – Consultation with City Attorney on any Work Session, Special 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 (1) (A) – Litigation / Anticipated Litigation
 - *McKinney Economic Development Corporation v. McKinney Shores Properties, Inc v. City of McKinney (Counter-Defendant) ; McKinney Shores Hotel Partners, Inc. v. City of McKinney, McKinney Economic Development Corporation, McKinney Community Development Corporation, Thad Helsley and Bill Cox Cause No. 296-01372-2009 ; In the District Court, Collin County, Texas, 296th Judicial District*
 - Interview for Special Litigation Council
- C. Section 551.087 – Discuss Economic Development Matters
 - Project A-45

ACTION ON EXECUTIVE SESSION ITEMS (As needed for June 16, 2009 Sessions)

ADJOURN

Posted in accordance with the Texas Government Code, Chapter 551, on the 11th day of June at or before 5:00 p.m.

Sandy Hart, TRMC, MMC
City Secretary

If you plan to attend this public meeting and you have a disability that requires special arrangements at the meeting, please contact Sandy Hart, City Secretary at 972-547-7505 or Lincoln Thompson, Deputy City Secretary at 972-547-7504, within 48 hours of the scheduled business meeting date. Reasonable accommodations will be made to assist your needs.