



**McKINNEY CITY COUNCIL**  
**REGULAR MEETING**  
**TUESDAY, MARCH 3, 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 Dr. Thomas Brumett, First United Methodist Church

**INFORMATION SHARING:**

- Blue Star Flags
  - ★ Bobette & Jon Mauck on behalf of their son, Brian Mauck
  - ★ Dan & Darlene Kellner in honor of their son, Christopher Daniel Kellner
- Certificate of Appreciation Awarded to Minshew Elementary School, Principal Susie Towber and Art Instructor Deanna Smith in Appreciation for Exhibiting the Artwork of McKinney's Youth at City Hall

**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:**

- 09-126** Minutes from City Council Work Session of February 16, 2009
- 09-127** Minutes from the City Council Regular Meeting of February 17, 2009

- 09-128** Minutes from the 12:00 p.m. Animal Services Facility Advisory Committee Meeting of December 3, 2008
- 09-129** Minutes from the 12:25 p.m. Animal Services Facility Advisory Committee Meeting of December 3, 2008
- 09-130** Minutes from the Library Advisory Board Meeting of January 15, 2009
- 09-131** Minutes from the McKinney Main Street Board Meeting of January 8, 2009
- 09-132** Minutes from the McKinney Airport Development Corporation Meeting of January 15, 2009
- 09-133** Minutes from the McKinney Airport Development Corporation Work Session of February 5, 2009
- 09-134** Minutes from the McKinney Armed Services Memorial Board Meeting of January 14, 2009
- 09-135** Minutes of the Planning and Zoning Commission Regular Meeting of February 10, 2009

#### **ORDINANCES:**

- 09-136** Consider/Discuss/Act on an Ordinance Authorizing an Amendment to the Code of Ordinances, Chapter 62, "Motor Vehicles and Traffic" by Adding a New Article X, "Locally Enforced Motor Vehicle Idling Restrictions" and Authorizing the City Manager to Enter into a Memorandum of Agreement with the Texas Commission on Environmental Quality to Allow Local Enforcement of their Regulation Prohibiting Idling during "Ozone Season"
- 09-137** Consider/Discuss/Act on an Amendment to Chapter 62, Article VI of the Code of Ordinances by Adopting a New Division 5, entitled, "Valet Parking"
- 09-138** Consider/Discuss/Act on an Ordinance to Name the Veterans Memorial Park Site
- 09-139** Consider/Discuss/Act on an Ordinance to Name the Wilson Creek Greenway Site

- 09-140** Consider/Discuss/Act on an Ordinance to Amend the FY2008-09 Budget, Including the 2009-2013 Capital Improvements Program, for Facilities (Materials Testing)
- 09-141** Consider/Discuss/Act on an Ordinance to Amend the FY2008-09 Budget, Including the 2009-2013 Capital Improvements Program, for Facilities
- 09-142** Consider/Discuss/Act on an Ordinance to Amend the FY2008-09 Budget, Including the 2009-2013 Capital Improvements Program, to Fund an Interlocal Agreement with the McKinney Independent School District for the Construction of a Section of Bois d'Arc Road East of Dowell Street in Conjunction with the Herman Lawson Early Childhood Learning Center Project

#### **RESOLUTIONS:**

- 09-143** Consider/Discuss/Act on a Resolution Authorizing a Contract for Consulting Services for the Design of Virginia Parkway Water Main from Adriatic Parkway to Ridge Road
- 09-144** Consider/Discuss/Act on a Resolution Authorizing a License Agreement with DART for Sewer Main Improvements within the Railroad Right-of-Way Related to the Dudperkins Street Sanitary Sewer Replacement Project
- 09-145** Consider/Discuss/Act on a Resolution Authorizing a Contract for Materials Testing Services Related to the Construction of the Dr Pepper StarCenter McKinney at Craig Ranch
- 09-146** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute an Interlocal Agreement with the McKinney Independent School District for the Construction of a Section of Bois d'Arc Road East of Dowell Street in Conjunction with the Herman Lawson Early Childhood Learning Center Project
- 09-147** Consider/Discuss/Act on a Resolution to Adopt Financial Policies for Fiscal Year 2009-10

#### **MISCELLANEOUS:**

- 09-148** Consider/Discuss/Act on Award of Contracts with Paradigm Traffic Systems of Arlington, Texas and Structural & Steel Products, Inc. of Fort Worth, Texas for Traffic Signal Poles on an As-Needed Basis

- 09-149** Consider/Discuss/Act on Acceptance of the Comprehensive Annual Financial Report
- 09-150** Consider/Discuss/Act on a Facilities Agreement to Escrow Certain Public Improvements and Provide Thoroughfare Impact Fee Credits for the Baylor Hospital Development.

### **END OF CONSENT AGENDA**

### **PLANNING & ZONING REGULAR ITEMS:**

(PH – denotes Public Hearing)

- 09-125PH** Conduct a Public Hearing to Consider/Discuss/Act on the Request by Larry Curfman for Approval of a Right-of-Way Vacation for Walker Street, Located Between Church Street and Bengé Street **TABLED FROM THE FEBRUARY 17, 2009 MEETING. REQUEST TO WITHDRAW FROM COUNCIL CONSIDERATION**

### **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:**

1. Citizen Comments (3 minutes per person)

### **EXECUTIVE SESSION:**

1. 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 551.087 – Discuss Economic Development Matters
  - Project A-45
  - Project A-59
  - Project A-61
- 2. **ACTION ON EXECUTIVE SESSION ITEMS** (As needed for March 2, 2009 and March 3, 2009 Sessions)
- 3. **ADJOURN**

Posted in accordance with the Texas Government Code, Chapter 551, on the 26<sup>th</sup> day of February, 2009 at or before 5:00 p.m.

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**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, within 48 hours of the scheduled business meeting date. Reasonable accommodations will be made to assist your needs.