

CITY COUNCIL REGULAR MEETING

APRIL 6, 2010

The City Council of the City of McKinney, Texas met in regular session in the Council Chambers of the Municipal Building on April 6, 2010 at 5:30 p.m.

Council Present: Mayor Brian Loughmiller, Mayor Pro-Tem Pete Huff, Council members: Ray Ricchi, Geralyn Kever, Don Day, Travis Ussery, and David Brooks.

Staff Present: City Manager Frank Ragan; Deputy City Manager Jim Parrish; Deputy City Manager Rick Chaffin; City Secretary Sandy Hart; Planning Director Jennifer Cox; Senior Planner Kevin Spath; Director of Engineering Jack Carr; Tourism Director Diann Bayes; McKinney Community Development Corporation - Ray Eckenrode, Tracy Rath, Connie Gibson, and James Lane; Fire Chief Mark Wallace; Executive Director of Development Services John Kessel; Grants Coordinator Janay Tieken; Parks, Recreation and Open Space Director Lemuel Randolph; Interim CIP Manager Matt Richardson; Police Sergeant Roger Thornhill; Fire Marshal John Nickles; Communications and Marketing - Anna Folmsbee and CoCo Good; and Assistant to the City Manager Aretha Harvey.

There were approximately 65 guests present.

Mayor Loughmiller called the meeting to order at 5:31 p.m. after determining a quorum was present. Invocation was given by Council member Kever. Mayor Loughmiller led the Pledge of Allegiance.

Mayor Loughmiller called for Citizen Comments:

Mr. Chris Meyer, 4707 Jamestown Lane, McKinney, spoke about speed limits and speed cushions in the Virginia Woods subdivision.

Mr. Bill Cox, 194 Industrial Blvd., McKinney, spoke about the proposed alignment of Industrial Boulevard. Mr. Cox complimented the City Manager, City Engineer, and TxDOT for their willingness to sit down with property owners and address their concerns.

The following individuals spoke about the speed calming devices installed along Berkshire Road:

Ms. Dashia Guatelli, 6132 Berkshire Road, McKinney

Mr. Richard Guatelli, 6132 Berkshire Road, McKinney

Council unanimously approved the motion by Council member Ussery, seconded by Mayor Pro-Tem Huff, to approve the following consent items:

- 10-138** Minutes of the City Council Work Session of March 15, 2010
- 10-139** Minutes of the City Council Regular Meeting of March 16, 2010
- 10-140** Minutes of the City Council Work Session of March 29, 2010
- 10-141** Minutes of the Community Grants Advisory Commission Meeting of February 17, 2010
- 10-142** Minutes of the Library Advisory Board Meeting of February 18, 2010
- 10-143** Minutes of the McKinney Airport Development Corporation Meeting of February 11, 2010
- 10-144** Minutes of the McKinney Community Development Corporation Board Meeting of February 25, 2010
- 10-145** Minutes of the McKinney Community Development Corporation Special Board Meeting of March 10, 2010
- 10-146** Minutes of the McKinney Community Development Corporation Special Board Meeting of March 11, 2010
- 10-147** Minutes of the McKinney Community Development Corporation Special Board Meeting of March 16, 2010
- 10-148** Minutes for the McKinney Convention & Visitors Bureau Board Meeting of January 25, 2010
- 10-149** Minutes of the McKinney Convention & Visitors Bureau Board Strategic Planning Session of February 20, 2010
- 10-150** Minutes of the Parks, Recreation and Open Space Advisory Board Meeting of January 14, 2010
- 10-151** Minutes of the Regular Planning and Zoning Commission Meeting of March 9, 2010
- 10-130** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Apply for and Accept, if Funded, Urban Area Security Initiative (UASI) Program funding from the Department of Homeland Security through the North Central Texas Council of Governments (NCTCOG) for a

Surveillance Intervention Trailer. Caption reads as follows:

RESOLUTION NO. 2010-04-038 (R)

A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY FOR AND ACCEPT URBAN AREA SECURITY INITIATIVE (UASI) PROGRAM FUNDING FOR A SURVEILLANCE INTERVENTION TRAILER

- 10-131** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Apply for and Accept, if Funded, Urban Area Security Initiative (UASI) Program funding from the Department of Homeland Security through the North Central Texas Council of Governments (NCTCOG) for an ASAP Med Stat Rescue/EMS Mover. Caption reads as follows:

RESOLUTION NO. 2010-04-039 (R)

A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY FOR AND ACCEPT URBAN AREA SECURITY INITIATIVE (UASI) PROGRAM FUNDING FOR AN ASAP MED STAT RESCUE/EMS MOVER

- 10-132** Consider/Discuss/Act on a Resolution Authorizing a Contract for the Design of Intersection Capacity Improvements at Various Locations. Caption reads as follows:

RESOLUTION NO. 2010-04-040 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH POGUE ENGINEERING & DEVELOPMENT COMPANY, INC., FOR THE DESIGN OF INTERSECTION CAPACITY IMPROVEMENTS AT VARIOUS LOCATIONS

- 10-133** Consider/Discuss/Act on a Resolution to Revise the Policy for Community Support Grants. Caption reads as follows:

RESOLUTION NO. 2010-04-041 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, REVISING THE POLICY FOR PRIORITIZING COMMUNITY SUPPORT GRANTS FOR QUALIFIED ENTITIES SERVING THE CITY OF MCKINNEY AND ITS RESIDENTS, AND PROVIDING FOR PROGRAMS AND AGREEMENTS INCIDENT TO SUCH POLICY, AND PROVIDING FOR AN EFFECTIVE DATE

- 10-134** Consider/Discuss/Act on a Resolution Authorizing a Contract for the Operational Review of the Fire Department. Caption reads as follows:

RESOLUTION NO. 2010-04-042 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSULTANT SERVICES AGREEMENT WITH EMERGENCY SERVICES CONSULTING INTERNATIONAL (ESCI) TO PERFORM AN OPERATIONAL REVIEW OF THE FIRE DEPARTMENT

- 10-152** Consider/Discuss/Act on a Resolution Authorizing a Contract for the Construction of Ridge Road from Creekside Drive to US 380. Caption reads as follows:

RESOLUTION NO. 2010-04-043 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT FOR THE CONSTRUCTION OF RIDGE ROAD FROM CREEKSIDE DRIVE TO US 380

- 10-153** Consider/Discuss/Act on a Resolution Authorizing a Contract for Material Testing on the Ridge Road Project from Creekside Drive to US 380. Caption reads as follows:

RESOLUTION NO. 2010-04-044 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT FOR MATERIAL TESTING SERVICES FOR THE RIDGE ROAD (CREEKSIDE TO US 380) CONSTRUCTION PROJECT

- 10-154** Consider/Discuss/Act on a Resolution Authorizing a Contract with Oncor Electric Delivery for the Installation of Median Lighting along Ridge Road. Caption reads as follows:

RESOLUTION NO. 2010-04-045 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY AUTHORIZING A CONTRACT WITH ONCOR ELECTRIC DELIVERY FOR THE INSTALLATION OF MEDIAN LIGHTING ON RIDGE ROAD, NORTH OF CREEKSIDE DRIVE

- 10-155** Consider/Discuss/Act on a Resolution Amending the 2010-2014 Capital Improvements Program to Provide Funds for Ridge Road from Creekside Drive to US 380. Caption reads as follows:

RESOLUTION NO. 2010-04-046 (R)

A RESOLUTION AMENDING THE 2010-2014 CAPITAL IMPROVEMENTS PROGRAM FOR THE CONSTRUCTION OF RIDGE ROAD FROM CREEKSIDE DR TO US 380

- 10-156** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute an Amended Professional Services Contract with Gateway Planning Group in Support of Phase 2 of the Town Center Study Initiative. Caption reads as follows:

RESOLUTION NO. 2010-04-047 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, COLLIN COUNTY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDED PROFESSIONAL SERVICES CONTRACT WITH GATEWAY PLANNING GROUP ASSOCIATED WITH PROFESSIONAL SERVICES IN SUPPORT OF PHASE 2 OF THE TOWN CENTER STUDY INITIATIVE; PROVIDING AN EFFECTIVE DATE

- 10-123** Mayor Loughmiller called for Consideration/Discussion/Action on a Resolution Supporting the Texas Department of Transportation Project Related to the Reconstruction of the State Maintained Portion of Industrial Boulevard. TABLED FROM THE MARCH 16, 2010 MEETING. Director of Engineering Jack Carr presented the changes regarding the concerns discussed at the public hearing held on March 30, 2010 for the reconstruction of Industrial Boulevard. Mr. Carr stated that the proposed changes for the turn lanes and partial grass medians will provide for a safer access for truck traffic accessing the industrial businesses. Mayor Pro-Tem Huff asked Mr. Bill Cox if the concerns of the business owners had been addressed with the new proposal. Mr. Cox confirmed that the concerns have been addressed. Council unanimously approved the motion by Mayor Pro-Tem Huff, seconded by Council member Brooks, to approve the Resolution supporting the Texas Department of Transportation Project related to the reconstruction of the State maintained portion of Industrial Boulevard with the agreed upon changes presented at the meeting tonight. Caption reads as follows:

RESOLUTION NO. 2010-04-037 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS SUPPORTING THE TEXAS DEPARTMENT OF TRANSPORTATION PROJECT TO RECONSTRUCT THE STATE MAINTAINED PORTION OF INDUSTRIAL BOULEVARD

10-135 Mayor Loughmiller called for a Public Hearing for Consideration/Discussion/Action on an Application Submitted by G.H. Sports Group Requesting Six Hundred Thousand Dollars For Construction of an Eight Field Sports Complex and Clubhouse. McKinney Community Development Corporation (MCDC) Board member Tracy Rath stated that this application was approved at their board meeting held on January 28, 2010. The applicant representative, Gordon Hill answered questions from Council. Mr. Hill stated the application does include public access and use of the restrooms. Mr. Hill also said that the bank financing is contingent upon the City Council's approval. Council member Ricchi clarified that the \$300,000 loan and the \$300,000 grant would not be paid until the project was completed and a Certificate of Occupancy was in place. Council member Brooks said he would not like to act on this request until a payment structure and terms of the loan were provided to Council. Council member Kever suggested sending it back to MCDC to bring forward more detail information regarding the loan terms. MCDC Chair Ray Eckenrode stated that the City Attorney's office had offered to G.H. Sports Group the interest rate of prime +1 which is in line with projects that the McKinney Economic Development Corporation funded. Mr. Hill stated that they would agree to this rate. Mayor Loughmiller called for public comments.

The following individuals spoke in favor of the approval of this athletic facility:

Mr. Jeff Santos, 7513 Beacon Hill, McKinney

Mr. Alex Heppner – 7216 Faraday Lane, McKinney

Mr. Ian Dockrill – 6800 Highway 121, McKinney

The following individual spoke against the approval of this athletic facility:

Mr. Ben Whisenant – 6908 Shoreview, McKinney

Council approved the motion by Council member Day, seconded by Council member Ussery, to close the public hearing and approve the request from G.H. Sports Group for six hundred thousand dollars for

construction of an eight field sports complex and clubhouse subject to the McKinney Community Development Corporation working out the details with a vote of 5-2-0, with Council members Kever and Brooks voting against.

Mayor Loughmiller called for Council and City Manager comments.

Council member Ricchi complimented the Public Safety department and the Streets Department for their outstanding work for the City. Mr. Ricchi invited everyone to attend the 2nd Saturday Art Walk on April 10th at McKinney Performing Arts Center (MPAC) and throughout the Square. Mr. Ricchi announced that Relay for Life will be held on April 30th at the Ballfields at Craig Ranch. The Stonebridge Ranch Ladies Association will have their meeting at MPAC on Monday evening at 7:00 p.m. and will talk about Chestnut Square. Mr. Ricchi commented that the Samaritan Inn received 11 new residents that needed a place to live. Three residents have graduated by finding a job and providing for themselves. Mr. Ricchi congratulated Bill and Joann Whitfield on celebrating their 60th wedding anniversary.

Council member Day announced the opening of the Uptown Art Gallery featuring local artists. Mr. Day stated that a new Italian ice cream store is opening on the Square.

Council member Kever complimented the Samaritan Inn on their good work. Ms. Kever invited everyone to the Parks, Recreation and Open Space public input meeting this Thursday for the upcoming City owned tennis facility. The McKinney Community Development Corporation is honing in on hiring an Executive Director and anticipates they will be bringing someone forward in the next four to six weeks. .

Council member Brooks stated he is proud of the City of McKinney and the work a number of people are doing to make it a balanced city.

Council member Ussery thanked the staff for what they do every day and complimented the Fire and Police Department for what they do every day.

Mayor Pro-Tem Huff stated that he and the Mayor will be traveling to the Woodlands tomorrow for a Texas Aviation Conference. "Attendance at this conference will keep our foot in the door for Texas aviation funding." Mr. Huff saluted the Public Safety Department for the professionalism they exhibited to last week's tragedy.

Mayor Loughmiller congratulated the McKinney Boyd Baladeros for winning a First Place at a national competition. "Mike Dougherty won state in wrestling representing McKinney Boyd High School" Mr. Loughmiller stated that the Relay for Life event is becoming a signature event for the City of McKinney. Mr. Loughmiller stated that the City is continuing the efforts toward establishing a Tax Increment Financing district.

City Manager Ragan thanked the Council for their acknowledgement of the Fire and Police Departments' efforts during last week's tragedy. "I am an extremely proud City Manager. It could not have been handled more professionally and the outcome could not have been better."

Mayor Loughmiller called for Citizen Comments:

The following individuals spoke in favor of keeping the speed cushions on Berkshire Road:

Mr. Frank Buhr, 6124 Berkshire Road, McKinney.

Ms. Teala Martinez Ward, 6133 Berkshire Road, McKinney

Ms. Karina Fernandez, 6128 Berkshire Road, McKinney

Mayor Loughmiller recessed the meeting into executive session at 6:45 p.m. per Texas Government Code 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), Section 551.072 Discuss Real Property, and Section 551.074 Personnel Matters as listed on the posted agenda. Mayor Loughmiller recessed to the open session at 8:55 p.m.

Council unanimously approved the motion by Council member Ussery, seconded by Mayor Pro-Tem Huff, to adjourn. Mayor Loughmiller adjourned the meeting at 8:56 p.m.

BRIAN LOUGHMILLER, MAYOR

ATTEST:

SANDY HART, TRMC, MMC
City Secretary