

## **CITY COUNCIL REGULAR MEETING**

**FEBRUARY 16, 2010**

The City Council of the City of McKinney, Texas met in regular session in the Council Chambers of the Municipal Building on February 16, 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 Rick Chaffin; Deputy City Manager Jim Parrish; City Secretary Sandy Hart; Director of Engineering Jack Carr; Airport Director Ken Wiegand; Executive Director of Development Services John Kessel; Planning Director Jennifer Cox; Parks, Recreation and Open Space Director Lemuel Randolph; Assistant to the City Manager Aretha Harvey; Communications and Media Manager Anna Folmsbee; and Grants Administrator Janay Tieken.

There were 13 guests present.

Mayor Loughmiller called the meeting to order at 5:33 p.m. after determining a quorum was present. Invocation was given by Reverend Kevin Strempeke, Wellspring United Methodist Church. Mayor Loughmiller led the Pledge of Allegiance.

Mayor Loughmiller called for Citizen Comments

Ms. Juanita Horne, 3191 Medical Center Drive, McKinney spoke about the McKinney Performing Arts Center (MPAC) and a request to have the clock working at Heritage Park.

The following individuals were unable to attend the meeting but wanted their support for keeping the McKinney Performing Arts Center open entered into the record:

Ms. Ariana Herrman, 709 Parker Street, McKinney

Ms. Kate Adams, 8406 Kestrel Court, McKinney

Ms. Gretchen Clark, 7409 Ryan Court, McKinney

Ms. Carrie Sneed, 504 W. Davis Street, McKinney

Mr. Robert Sneed, 504 W. Davis Street, McKinney

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

- 10-070** Minutes of the City Council Regular Meeting of February 2, 2010
- 10-071** Minutes of the Animal Services Facility Advisory Committee Meeting of November 4, 2009
- 10-072** Minutes of the Community Grants Advisory Commission Meeting of November 18, 2009
- 10-073** Minutes of the Historic Preservation Advisory Board Meeting of January 13, 2010
- 10-074** Minutes of the Library Advisory Board Meeting of November 19, 2009
- 10-075** Minutes of the McKinney Arts Commission Regular Meeting of October 15, 2009
- 10-076** Minutes of the McKinney Community Development Corporation Meeting of December 16, 2009
- 10-077** Minutes of McKinney Convention and Visitors Bureau Board Meeting of December 7, 2009
- 10-078** Minutes of the McKinney Economic Development Corporation Meeting of November 17, 2009
- 10-079** Minutes of the Regular Planning and Zoning Commission Meeting of January 26, 2010
- 10-080** Consider/Discuss/Act on an Ordinance Calling the May 8, 2010 Special Bond Election. Caption reads as follows:

ORDINANCE NO. 2010-02-003

AN ORDINANCE CALLING A BOND ELECTION TO BE HELD IN THE CITY OF MCKINNEY, TEXAS, MAKING PROVISIONS FOR THE CONDUCT OF THE ELECTION AND RESOLVING OTHER MATTERS INCIDENT AND RELATED TO SUCH ELECTION

- 10-059** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract with SFCC, Inc. for the Construction of the Al Ruschhaupt Park Improvements. Caption reads as follows:

RESOLUTION NO. 2010-02-016 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH SFCC, INC. OF FARMERS BRANCH, TEXAS FOR THE CONSTRUCTION OF THE AL RUSCHHAUPT PARK IMPROVEMENTS

- 10-060** Consider/Discuss/Act on a Resolution Approving an Interlocal Agreement between Collin County and the City of McKinney Related to the Construction of Ridge Road from Creekside Drive to US 380. Caption reads as follows:

RESOLUTION NO. 2010-02-017 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS AUTHORIZING THE CITY MANAGER TO SIGN AND EXECUTE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF MCKINNEY AND COLLIN COUNTY FOR THE CONSTRUCTION OF RIDGE ROAD FROM CREEKSIDE DRIVE TO US 380

- 10-061** Consider/Discuss/Act on a Resolution Amending the 2010-2014 Capital Improvements Program for the Al Ruschhaupt Park Improvements Project. Caption reads as follows:

RESOLUTION NO. 2010-02-018 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING CERTAIN AMENDMENT TO THE 2010-2014 CAPITAL IMPROVEMENTS PROGRAM FOR THE CONSTRUCTION OF AL RUSCHHAUPT PARK IMPROVEMENTS

- 10-062** Consider/Discuss/Act on a Resolution Authorizing a Contract with Oncor Electric Delivery for the Installation of Median Lighting along Wilmeth Road. Caption reads as follows:

RESOLUTION NO. 2010-02-019 (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 WILMETH ROAD BETWEEN PINNACLE DRIVE AND HARDIN BOULEVARD

- 10-063** Consider/Discuss/Act on a Resolution Authorizing a Contract for Consulting Services for the Design of Traffic Signals at Various Locations Proposed for Intersection Capacity Improvements. Caption reads as follows:

RESOLUTION NO. 2010-02-020 (R)

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH SAVANT GROUP FOR DESIGN SERVICES FOR TRAFFIC SIGNAL IMPROVEMENTS AT EIGHT LOCATIONS PROPOSED FOR INTERSECTION CAPACITY IMPROVEMENTS

- 10-064** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Apply for and Accept the 2nd Year of a Three Year Juvenile Justice and Delinquency Prevention Grant. Caption reads as follows:

RESOLUTION NO. 2010-02-021 (R)

A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY FOR AND ACCEPT THE 2<sup>nd</sup> YEAR OF A THREE YEAR JUVENILE JUSTICE AND DELINQUENCY PREVENTION GRANT FROM THE GOVERNOR'S CRIMINAL JUSTICE DIVISION

- 10-065** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Apply for and Accept the 2nd Year of a Three Year 421 State Criminal Justice Planning Fund Grant, if awarded, from the Governor's Criminal Justice Division. Caption reads as follows:

RESOLUTION NO. 2010-02-022 (R)

A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY FOR AND ACCEPT THE 2<sup>nd</sup> YEAR OF A THREE YEAR 421 STATE CRIMINAL JUSTICE PLANNING FUND GRANT FROM THE GOVERNOR'S CRIMINAL JUSTICE DIVISION

- 10-066** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract with La Terra Studio of Dallas, Texas for Design and Engineering Services Associated with a Tennis Complex at Gabe Nesbitt Community Park. Caption reads as follows:

RESOLUTION NO. 2010-02-023 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH LA TERRA STUDIO OF DALLAS, TX FOR DESIGN AND ENGINEERING SERVICES ASSOCIATED WITH THE TENNIS COMPLEX AT GABE NESBITT COMMUNITY PARK

- 10-067** 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). Caption reads as follows:

RESOLUTION NO. 2010-02-024 (R)

A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY FOR AND ACCEPT URBAN AREA SECURITY INITIATIVE

(UASI) PROGRAM FUNDING FOR SECURITY IMPROVEMENTS  
TO THE REPLACEMENT AIR TRAFFIC CONTROL TOWER  
(TOWER) AT COLLIN COUNTY REGIONAL AIRPORT

Mayor Loughmiller called for Consideration/Discussion/Action on agenda items 10-081 and 10-082. Council unanimously approved the motion by Council member Brooks, seconded by Council member Kever, to approve the following consent items:

- 10-081** Consider/Discuss/Act on a Resolution Authorizing a Contract with Collin County Elections Administration to Conduct the May 8, 2010 Special Election and Authorizing a Joint Election Agreement with McKinney Independent School District, Frisco Independent School District, Allen Independent School District, and Collin County Community College District. Caption reads as follows:

RESOLUTION NO. 2010-02-025 (R)

A RESOLUTION AUTHORIZING A CONTRACT WITH COLLIN COUNTY ELECTIONS ADMINISTRATOR TO CONDUCT THE MAY 8, 2010 SPECIAL ELECTION AND AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF MCKINNEY, MCKINNEY INDEPENDENT SCHOOL DISTRICT, FRISCO INDEPENDENT SCHOOL DISTRICT, ALLEN INDEPENDENT SCHOOL DISTRICT, AND COLLIN COUNTY COMMUNITY COLLEGE DISTRICT TO HOLD A JOINT ELECTION FOR THE MAY 8, 2010 SPECIAL ELECTION

- 10-082** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Sign the Second Amendment to the Restated Lease and Fixed Base Operator Agreement. Caption reads as follows:

RESOLUTION NO. 2010-02-026 (R)

A RESOLUTION OF THE CITY OF MCKINNEY TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE THE SECOND AMENDMENT TO THE RESTATED LEASE AND FIXED BASE OPERATOR AGREEMENT THAT WILL REDUCE THE FIXED BASE OPERATOR'S LEASEHOLD BY 1.808 ACRES AT COLLIN COUNTY REGIONAL AIRPORT

- 10-083** Mayor Loughmiller called for Consideration/Discussion/Action on Filling the Vacant Position on the McKinney Arts Commission. Council unanimously approved the motion by Council member Kever, seconded by Council member Day, to table this item until the March 15, 2010 Work Session.

**09-127SP** Mayor Loughmiller called for a Public Hearing to Consider/Discuss/Act on the Request by the City Of McKinney, for Approval of a Site Plan for a New Clubhouse at the Oak Hollow Golf Course, Approximately 142.36 Acres, Located on the West Side of State Highway 5 (McDonald Street) and Approximately 650 Feet South of Wilmeth Road TABLED FROM THE FEBRUARY 2, 2010 MEETING. Planning Director Jennifer Cox stated that the City is proposing to construct a new 4,300 square foot clubhouse at the Oak Hollow Golf Course on the site of the old clubhouse. Ms. Cox stated that the Planning and Zoning Commission approved this item at their January 12, 2010 meeting. Mayor Loughmiller called for public comments and there were none. Council unanimously approved the motion by Council member Ussery, seconded by Council member Kever to approve the site plan for a new clubhouse at the Oak Hollow Golf Course, approximately 142.36 acres, located on the west side of State Highway 5 (McDonald Street) and approximately 650 feet south of Wilmeth Road with the following conditions: The applicant satisfy the following conditions as shown on the Standard Conditions for Site Plan Approval Checklist: approval of building permit plans by the Chief Building Official, approval of architectural building elevations, in accordance with Section 146-139 of the Zoning Ordinance, by the Chief Building Official, approval of grading and drainage plans by the City Engineer, approval of public improvement construction plans by the City Engineer, approval of utility construction plans by the City Engineer, final location of fire hydrants be subject to review and approval by the Fire Marshal, the applicant provide any additional easements as determined necessary by the City Engineer, the applicant comply with the requirements of the Tree Preservation Ordinance and obtain any necessary tree permits within the time frames specified within the Ordinance, subject to review and approval by the City Arborist, and all signage is to comply with the current Sign Ordinance of the City of

McKinney, and as amended, final location of all signage, as well as the dimension and construction specifications, be subject to review and approval by the Chief Building Official, under separate permit.

Mayor Loughmiller called for City Council and Manager Comments.

Council member Brooks stated that the City Council had a very good joint meeting with the McKinney Economic Development Corporation where we discussed a lot of important issues. We discussed the McKinney Economic Development Alliance that was formed by all the bodies in the City who have an interest in economic development. We will be embarking on that in the next month. We remain focused on the economic development priority of the City.

Council member Ussery recognized Mr. Al Alford who touched a lot of lives and he was a very positive influence on the community. Mr. Ussery thanked staff for all that they do, day in and day out, for the City. Mr. Ussery recognized Mayor Loughmiller for the hours he puts in. "You have laid a good foundation, don't get tired."

Mayor Pro-Tem Huff stated that many of the Council members attended the Firemen's Award Banquet last weekend. There were some excellent recipients and it makes you very proud. Mr. Huff stated that he enjoyed the Community Band that performed at the McKinney Performing Arts Center. They are a wonderful example of how the arts have grown in McKinney.

Council member Ricchi stated that he served as Guest Conductor for the Community Band Concert. "There is a tremendous amount of talent in our community not only from the members of the band but from the people who put it together." Mr. Ricchi invited every McKinney resident to the Heard Museum on February 21<sup>st</sup> for free admission. Mr. Ricchi invited the public to attend the public input meetings regarding the McKinney Performing Arts Center on February 18<sup>th</sup> from 9 a.m. to 11 a.m. and on March 9<sup>th</sup> at 5:00 p.m. Mr. Ricchi invited residents who would like to apply to serve on the McKinney Arts Commission to turn in an application by March 10<sup>th</sup> for consideration. Mr. Ricchi stated that Mr. Al Alford was one of McKinney's true heroes and he will be missed and not forgotten. Mr. Ricchi reminded everyone to go out and vote in the Republican and Democratic parties primaries going on now.

Council member Day did not have any comments.

Council member Kever stated that she attended a brown bag lunch at Craig Ranch and had the opportunity to discuss City issues. Ms. Kever shared the Council's priorities and the upcoming bond proposals. Ms. Kever expressed her appreciation to Deputy City Manager Rick Chaffin and Executive Director of Development Services John Kessel for their willingness to meet with some of these folks to talk about their issues.

Mayor Loughmiller thanked the Boy Scouts in attendance at the meeting. Mr. Loughmiller expressed his appreciation to the citizens who come to the Council meeting and speak during citizen comments. "We pay attention to those comments." Mr. Loughmiller stated that the two McKinney Arts Commission public meetings and the Town Hall Meeting regarding MPAC reflect the Council's desire to listen to input from both sides on issues. Mr. Loughmiller stated that economic development is the number one priority for council. "The Council established priorities for the next 12 months." Mr. Loughmiller stated that he attended a meeting regarding access to McClure Elementary School. TxDOT has agreed to install a continuous right turn lane 300 feet back from the intersection. "I encourage everyone out there to educate themselves on what is on the upcoming bond election." Mr. Loughmiller stated that City Manager Ragan will be attending the County Commissioners meeting this week to request their support and financial participation in airport development.

City Manager Ragan stated that the 2010 Council priorities are now displayed in the Council Chambers. Mr. Ragan stated that these priorities have been incorporated in to the workplan and will be sent out to Council this week.

Mayor Loughmiller called for Citizen Comments.

Ms. Juanita Horne, 3191 Medical Center Drive, McKinney spoke about a parking garage for the downtown area.

Council unanimously approved the motion by Council member Ussery, seconded by Mayor Pro-Tem Huff, to adjourn. Mayor Loughmiller adjourned the meeting at 6:02 p.m.

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BRIAN LOUGHMILLER, Mayor



ATTEST:

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SANDY HART, TRMC, MMC  
City Secretary