

CITY COUNCIL REGULAR MEETING

SEPTEMBER 21, 2010

The City Council of the City of McKinney, Texas met in regular session in the Council Chambers of the Municipal Building on September 21, 2010 at 6:00 p.m.

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

Staff Present: Interim City Manager Rick Chaffin; City Attorney Mark Houser; City Secretary Sandy Hart; Main Street Director Ty Lake; Environmental Stewardship Manager Julie Smith; Planning Director Jennifer Cox; Engineering - Kyle Odom, Robyn Root, Paul Tucker, and Patricia Jackson; Planning - Kevin Spath and Craig Sykora; Fire Chief Mark Wallace; Parks, Recreation, and Open Space Director Lemuel Randolph; Director of Engineering Jack Carr; Finance Director Jennifer Fung; Assistant Finance Director Jason Weeks; Grants Coordinator Janay Tieken; Executive Director of Development Services John Kessel; Human Resources Director Tadd Phillips; McKinney Community Development Corporation Executive Director Cindy Schneible; Communications and Marketing Director CoCo Good; McKinney Economic Development Corporation - David Pitstick and Jim Young; Affordable Housing Administrator Cristel Pruneda; Communications and Media Manager Anna Folmsbee; and Police Detective Aurora Diaz.

There were 35 guests present.

Mayor Loughmiller called the meeting to order at 6:02 p.m. after determining a quorum was present. Invocation was given by Pastor Mark Turman, Crosspoint Church. Mayor Loughmiller led the Pledge of Allegiance.

Mayor Loughmiller called for Citizen Comments and there were none.

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

- 10-421** Minutes of the City Council Work Session of September 7, 2010
- 10-422** Minutes of the City Council Regular Meeting of September 7, 2010
- 10-423** Minutes of the Building and Standards meeting of June 7, 2010
- 10-424** Minutes of the Historic Preservation Advisory Board Meeting on August 5, 2010

- 10-425** Minutes of the McKinney Airport Development Corporation Meeting of August 12, 2010
- 10-426** Minutes of the McKinney Armed Services Memorial Board Meeting of June 9, 2010
- 10-427** Minutes of the McKinney Main Street Board Meeting of August 12, 2010
- 10-428** Minutes of the Parks, Recreation and Open Space Advisory Board Meeting of August 12, 2010
- 10-429** Minutes of the Regular Planning and Zoning Commission Meeting of August 10, 2010
- 10-430** Minutes of the Regular Planning and Zoning Commission Meeting of August 24, 2010
- 10-431** Consider/Discuss/Act on an Ordinance Establishing a Speed Limit on C.R. 123. Caption reads as follows:

ORDINANCE NO. 2010-09-033

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, ESTABLISHING SPEED ZONES ON C.R. 123 IN MCKINNEY; AMENDING THE CODE OF ORDINANCES, CITY OF MCKINNEY, TEXAS; PROVIDING FOR THE PUBLICATION OF THE CAPTION OF THIS ORDINANCE, EFFECTIVE DATE HEREOF AND A PENALTY CLAUSE

- 10-432** Consider/Discuss/Act on a Resolution Requesting that the Texas House of Representatives Maximize Elected Representation in Collin County at the Congressional and State Levels. Caption reads as follows:

RESOLUTION NO. 2010-09-121 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, REQUESTING THAT THE TEXAS HOUSE OF REPRESENTATIVES MAXIMIZE ELECTED REPRESENTATION IN COLLIN COUNTY AT THE CONGRESSIONAL AND STATE LEVELS, THAT THE CITY SHARE COMMON REPRESENTATION AT BOTH THE STATE AND FEDERAL LEVEL, AND THAT THE COMMITTEE ON REDISTRICTING INCLUDE ALL OF COLLIN COUNTY INSIDE CONGRUENT CONGRESSIONAL, LEGISLATIVE, AND STATE BOARD OF EDUCATION DISTRICTS THAT FAIRLY REPRESENT ALL OF COLLIN COUNTY

- 10-382** Consider/Discuss/Act on a Resolution Authorizing a Contract for the Construction of the Virginia Water Main from Adriatica to Ridge Road

Project. Caption reads as follows:

RESOLUTION NO. 2010-09-122 (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 THE VIRGINIA WATER MAIN FROM ADRIATICA TO RIDGE ROAD PROJECT

- 10-383** Consider/Discuss/Act on a Resolution Authorizing a Contract for the Material Testing Services Related to the Construction of the Virginia Water Main from Adriatica to Ridge Road Project. Caption reads as follows:

RESOLUTION NO. 2010-09-123 (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 ON THE VIRGINIA WATER MAIN FROM ADRIATICA TO RIDGE ROAD PROJECT

- 10-433** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Apply for and Accept, if Funded, Brownfields Revolving Loan Fund (RLF) Grant Funding from the U.S. Environmental Protection Agency (EPA). Caption reads as follows:

RESOLUTION NO. 2010-09-124 (R)

A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY FOR AND ACCEPT BROWNFIELDS REVOLVING LOAN FUND (RLF) GRANT FUNDING FROM THE U.S. ENVIRONMENTAL PROTECTION AGENCY (EPA)

- 10-434** Mayor Loughmiller called for Consideration/Discussion/Action on a Resolution Authorizing the City Manager to Execute a Supplemental Architectural Agreement with Brinkley Sargent Architects, Inc. of Dallas, Texas for Design and Financial Modeling Services Associated with the Recreation Center and Aquatics Facility. Council member Day stated that the purpose of this service is to research sister cities with a \$29 million vision for an indoor and outdoor aquatics center. "I cannot agree with spending \$29 million when the City of Allen has a very nice center that they paid \$9 million for." Mr. Day stated that he is willing to support

an Aquatic Center but cannot support a \$29 million dollar aquatic center. Council member Kever stated that at the last Capital Assets Committee meeting there was a consensus that the Council would request a less expensive Aquatic Center with Mr. Randolph providing these plans to the Council. Parks, Recreation, and Open Space Director Lemuel Randolph stated that at the Capital Assets Committee meeting two concerns were raised: (1) the bonding capacity and what ultimate funding would be available to construct the aquatics center and (2) looking at a phasing plan. Council member Kever stated that she sees the merit in viewing operational impacts of existing facilities. "We need to set a budget prior to spending money on a consultant so they can provide us with choices within the budget." Interim City Manager Chaffin stated that staff can provide the cost for construction from other cities, however, the cost of site preparation or cost of maintenance would not be included. Council member Ussery suggested that Council table the discussion and post it again for a work session in October. Council unanimously approved the motion by Council member Ussery, seconded by Council member Kever, to table this item.

10-435 Mayor Loughmiller called for Consideration/Discussion/Action on a Resolution Approving the FY 2010-2011 Scope of Work to be Performed by Urban Solutions as Part of the Ongoing Urban Solutions Center Contract. Council unanimously approved the motion by Council member Kever, seconded by Mayor Pro-Tem Huff, to move table this item and refer to the Community Development Committee to hear from Urban Solutions, communicate with staff, and consider this year and possibly next year's scope and how we might choose to move forward with staff bringing back a recommendation to Council for future consideration.

10-358 Mayor Loughmiller called for Consideration/Discussion/Action on the Housing Finance Corporation's Budget for FY 2010-11. Affordable Housing Administrator Cristel Pruneda presented the Budget for FY

2010-2011. Council unanimously approved the motion by Council member Brooks, seconded by Council member Ussery, to approve the Housing Finance Corporation's Budget for FY 2010-11.

10-360 Mayor Loughmiller called for Consideration/Discussion/Action on the McKinney Main Street Budget for FY 2010-2011. Main Street Director Ty Lake presented the budget for FY 2010-2011. Council unanimously approved the motion by Council member Kever, seconded by Mayor Pro-Tem Huff, to approve the McKinney Main Street Budget for FY 2010-2011.

10-437 Mayor Loughmiller called for Consideration/Discussion/Action on McKinney Airport Development Corporation Budget for FY 2010-2011. Assistant Finance Director Jason Weeks – presented the budget for FY 2010-2011. Council unanimously approved the motion by Council member Ussery, seconded by Mayor Pro-Tem Huff, to approve the McKinney Airport Development Corporation Budget for FY2010-2011.

10-438 Mayor Loughmiller called for Consideration/Discussion/Action on McKinney Economic Development Corporation Budget for FY 2010-2011. McKinney Economic Development Corporation Present David Pitstick presented the budget for FY 2010-2011. Council unanimously approved the motion by Council member Brooks, seconded by Council member Kever, to approve the McKinney Economic Development Corporation Budget for FY 2010-2011.

10-439 Mayor Loughmiller called for Consideration/Discussion/Action on the McKinney Community Development Corporation Budget for Fiscal Year 2010-2011. McKinney Community Development Corporation Executive Director Cindy Schneible presented the budget for FY2010-2011. Council unanimously approved the motion by Mayor Pro-Tem Huff, seconded by Council member Brooks, to approve the McKinney Community Development Corporation Budget for Fiscal Year 2010-2011.

10-440 Mayor Loughmiller called for Consideration/Discussion/Action on a

Resolution of the City Council of the City of McKinney, Texas, Authorizing the Interim City Manager to Execute a Contract with Gresham, Smith and Partners to Develop a Sustainability Plan for the City of McKinney. Environmental Stewardship Manager Julie Smith stated that the Department of Energy through the Energy Efficiency and Conservation Block Grant program granted the City of McKinney \$120,000 for the Completion of a Sustainability Plan. The plan's purpose is to identify essential elements of community sustainability and provide analysis and guidelines for the operation of community activities. The plan should include measurable indicators and planning principles for all key areas of the city, including, but not limited to: the natural environment, built environment, purchasing, energy, economic development, air quality, water quality and quantity, and transportation. The selection team interviewed the top three ranked firms. From these top three firms, the selection committee selected Gresham, Smith and Partners to complete the Sustainability Plan. Council unanimously approved the motion by Council member Ussery, seconded by Council member Brooks, to approve the Resolution authorizing the Interim City Manager to execute a contract with Gresham, Smith and Partners to develop a sustainability plan for the City of McKinney. Caption reads as follows:

RESOLUTION NO. 2010-09-125 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
McKINNEY, TEXAS, AUTHORIZING THE INTERIM CITY
MANAGER TO EXECUTE A CONTRACT WITH GRESHAM,
SMITH AND PARTNERS TO DEVELOP A SUSTAINABILITY
PLAN FOR THE CITY OF McKINNEY

- 10-390** Mayor Loughmiller called for a Public Hearing for Consideration/Discussion/Action on an Ordinance Granting to Denton County Electric Cooperative, Inc., D/B/A CoServ Electric, a Non-Exclusive Franchise to Use and Occupy Public Rights-of-Way Within the City of McKinney for the Constructing and Operating of an Electric Transmission and Distribution System. Finance Director Jennifer Fung

stated that this is the second public hearing for granting a franchise use agreement with CoServ Electric. The City has not finalized the agreement with CoServ but it would be completed prior to presenting the final Ordinance at the third public hearing. Mayor Loughmiller called for public comment and there was none. Council unanimously approved the motion by Council member Day, seconded by Council member Ussery, to close the public hearing and approve the second reading of the Ordinance Granting to Denton County Electric Cooperative, Inc., D/B/A CoServ Electric, a non-exclusive franchise to use and occupy public rights-of-way within the City of McKinney for the constructing and operating of an electric transmission and distribution system.

10-441 Mayor Loughmiller called for a Public Hearing for Consideration/Discussion/Action on an Ordinance Approving the Creation of Tax Increment Reinvestment Zone No. 1 in McKinney (also known as the Town Center TIRZ) and Establishing a Board of Directors for the Reinvestment Zone. Senior Long Range Planner Kevin Spath presented the proposed Tax Increment Reinvestment Zone No. 1 (TIRZ No. 1) that consists of approximately 950 acres of property generally within the historic Town Center of McKinney and along State Highway 5 from US 380 to the Spur 399/US 75 interchange. As proposed, TIRZ No. 1 revenues will be generated through the dedication of all eligible City ad valorem tax, all eligible City sales tax (1%), and 50% of eligible County ad valorem tax, over the baseline year, on properties and taxpaying entities within the proposed zone. Collectively, 100% City participation in both ad valorem and sales tax (1%) combined with 50% County participation in ad valorem tax are estimated to yield a cumulative value of \$139 million in potential TIRZ No. 1 revenues over the 30-year life of the zone. As outlined in the Preliminary Project Plan, TIRZ No. 1 will provide support for catalytic infrastructure and projects that support continued revitalization of the Historic Town Center; link the Town Center

across Highway 5 to the proposed future Transit-Oriented Development (TOD) around the future rail transit station; provide infrastructure and development support for the TOD; support the street and other infrastructure needed for the safe and pedestrian-oriented transportation circulation needed within the historic core of the Town Center; improve and remediate key locations that have suffered from historic industrialization; and provide other support allowed by law for the redevelopment of the Town Center within the proposed zone. TIRZ No. 1 will be governed by a Board of Directors, which is proposed to consist of 11 members, including 8 members appointed by the McKinney City Council and 1 member appointed by each of the participating taxing jurisdictions. The Board of Directors will be appointed at the October 5, 2010 Council meeting. Mayor Loughmiller called for public comment:

The following individuals spoke against this item:

Ms. Linda Clark, 2216 Forest Creek, McKinney,

Mr. Alonzo Tutson, 1011 S. Murray Street, McKinney

Council unanimously approved the motion by Council member Day, seconded by Council member Ussery, to close the public hearing and approve the Ordinance creating Tax Increment Reinvestment Zone No. 1 in McKinney (also known as the Town Center TIRZ) and establishing a Board of Directors for the Reinvestment Zone. Caption reads as follows:

ORDINANCE NO. 2010-09-034

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, DESIGNATING AN AREA WITHIN THE CITY OF MCKINNEY, COLLIN COUNTY, TEXAS, AS A TAX INCREMENT FINANCING REINVESTMENT ZONE TO BE KNOWN AS REINVESTMENT ZONE NUMBER ONE, CITY OF MCKINNEY, PURSUANT TO CHAPTER 311 OF THE TEXAS TAX CODE; ESTABLISHING THE BOUNDARIES OF THE REINVESTMENT ZONE NUMBER ONE, CITY OF MCKINNEY; ESTABLISHING A BOARD OF DIRECTORS FOR THE REINVESTMENT ZONE; ESTABLISHING A TAX INCREMENT FUND; CONTAINING FINDINGS AND PROVISIONS RELATED TO THE CREATION OF THE TAX INCREMENT FINANCING REINVESTMENT ZONE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE

10-442 Mayor Loughmiller called for a Public Hearing for Consideration/Discussion/Action on an Ordinance Approving the Creation of Tax Increment Reinvestment Zone No. 2 in McKinney (also known as the Airport TIRZ) and Establishing a Board of Directors for the Reinvestment Zone. Senior Long Range Planner Kevin Spath presented the proposed Tax Increment Reinvestment Zone No. 2 (TIRZ No. 2) that consists of approximately 3,617 acres of property generally in and around the Collin County Regional Airport from approximately US 380 to the southeastern City Limits of McKinney. As proposed, TIRZ No. 2 revenues will be generated through the dedication of all eligible City ad valorem tax, all eligible City sales tax (1%), and 50% of eligible County ad valorem tax, over the baseline year, on properties and taxpaying entities within the proposed zone. Collectively, 100% City participation in both ad valorem and sales tax (1%) combined with 50% County participation in ad valorem tax are estimated to yield a cumulative value of \$40.66 million in potential TIRZ No. 2 revenues over the 30-year life of the zone. As outlined in the Preliminary Project Plan, key project initiatives in TIRZ No. 2 will be the investment in the roadway infrastructure necessary to access the Airport (i.e. the perimeter north/south roadway along the eastern side of the Airport and FM 546). TIRZ No. 2 will be governed by a Board of Directors, which is proposed to consist of 11 members, including 8 members appointed by the McKinney City Council and 1 member appointed by each of the participating taxing jurisdictions. The Board of Directors will be appointed at the October 5, 2010 Council meeting. Council member Day that the formation of the TIRZ will not negatively impact neighborhoods. City Attorney Mark Houser stated that the property where Encore Wire is located is included in the TIRZ. There is a limit of 10% of residential property that can be included in the district. The Westmoreland property that is located south of Encore Wire is excluded from the district due to

the residential limitation. Mayor Loughmiller called for public comment.

The following individual spoke against this item:

Ms. Linda Clark, 2216 Forest Creek, McKinney

Pastor Rock Carpenter, 503 N. Kentucky, McKinney

Council unanimously approved the motion by Council member Ussery, seconded by Council member Day, to close the public hearing and approve the Ordinance creating Tax Increment Reinvestment Zone No. 2 in McKinney (also known as the Airport TIRZ) and establishing a Board of Directors for the Reinvestment Zone. Caption reads as follows:

ORDINANCE NO. 2010-09-035

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, DESIGNATING AN AREA WITHIN THE CITY OF MCKINNEY, COLLIN COUNTY, TEXAS, AS A TAX INCREMENT FINANCING REINVESTMENT ZONE TO BE KNOWN AS REINVESTMENT ZONE NUMBER TWO, CITY OF MCKINNEY, PURSUANT TO CHAPTER 311 OF THE TEXAS TAX CODE; ESTABLISHING THE BOUNDARIES OF THE REINVESTMENT ZONE NUMBER TWO, CITY OF MCKINNEY; ESTABLISHING A BOARD OF DIRECTORS FOR THE REINVESTMENT ZONE; ESTABLISHING A TAX INCREMENT FUND; CONTAINING FINDINGS AND PROVISIONS RELATED TO THE CREATION OF THE TAX INCREMENT FINANCING REINVESTMENT ZONE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE

- 10-443** Mayor Loughmiller called for a Public Hearing to Consider/Discuss/Act on the Budget Appropriation Ordinance for FY 2010-11 - 2nd Reading. Finance Director Jennifer Fung presented the second reading of the budget appropriation Ordinance for FY 2010-2011. The proposed budget for all operating funds and CIP projects for FY2010-11 totaled more than \$191.9 million (excluding interfund transfers). The proposed tax rate remains the same at \$0.5855 per \$100 assessed value. The proposed budget includes an increase in Water and Sewer Franchise Fee from 4% to 5%, an increase billing fee for solid waste and surface water drainage from \$0.45 to \$1 per account per month, and an increase in Water and Wastewater Rate by 5%. The majority of the General Fund Revenues consist of 51% Property Taxes, 19% Sales Tax, and 12%

Franchise Fees. Mayor Loughmiller called for public comments. The following individual spoke against the proposed budget:

Mr. Peter Bailey, 2003 Skyline Drive, McKinney

Council unanimously approved the motion by Council member Ussery, seconded by Mayor Pro-Tem Huff, to approved the Budget Appropriation Ordinance for FY 2010-11 - 2nd Reading. Caption reads as follows:

ORDINANCE NO. 2010-09-036

AN ORDINANCE ADOPTING A BUDGET FOR THE ENSUING FISCAL YEAR BEGINNING OCTOBER 1, 2010, AND ENDING SEPTEMBER 30, 2011, IN ACCORDANCE WITH THE CHARTER OF THE CITY OF MCKINNEY, APPROPRIATING THE VARIOUS AMOUNTS THEREOF, AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH; PROVIDING FOR PUBLIC HEARINGS; PROVIDING FOR PUBLICATION OF THIS ORDINANCE AND FOR AN EFFECTIVE DATE HEREOF

- 10-444** Consider/Discuss/Act on an Ordinance Adopting a Tax Rate for Fiscal Year 2010-11. Finance Director Jennifer Fung stated that the proposed tax rate is \$0.5855 based on 100% market ratio on each \$100 of all taxable property within the City. The proposed tax rate is the same as the current year. The rate for Maintenance and Operations (M&O) is about \$0.4065 per \$100 valuation. The rate for Interest and Sinking Funds (I&S) is about \$0.1790 per \$100 valuation. Council unanimously approved the motion by Council member Brooks, seconded by Mayor Pro-Tem Huff, to approve an Ordinance adopting a tax rate of \$0.5855 on each \$100 valuation of all taxable property for Fiscal Year 2009-10. City Secretary Sandy Hart called for a record vote as follows:

Mayor Brian Loughmiller	For
Mayor Pro-Tem Huff	For
Council member Ricchi	For
Council member Day	For
Council member Kever	For
Council member Ussery	For
Council member Brooks	For

Caption reads as follows:

ORDINANCE NO. 2010-09-037

AN ORDINANCE LEVYING TAXES FOR THE CITY OF MCKINNEY, TEXAS, FOR THE TAX YEAR 2010; PROVIDING FOR A DATE ON WHICH SUCH TAXES BECOME DELINQUENT; PROVIDING FOR A LIEN ON ALL REAL AND PERSONAL PROPERTY TO SECURE THE PAYMENT OF TAXES DUE THEREON; PROVIDING FOR PENALTY AND INTEREST FROM AN EFFECTIVE DATE HEREOF; PROVIDING FOR A 15% COLLECTION FEE FROM AN EFFECTIVE DATE HEREOF; AND PROVIDING FOR PUBLICATION OF THE CAPTION OF THIS ORDINANCE

- 10-445** Consider/Discuss/Act on an Ordinance to Change the City Services Rates/Fees. Finance Director Jennifer Fung stated that the proposed changes to fees in the Code of Ordinances and Appendix A Schedule of Fees include: Water fees and Wastewater fees. The minimum base water rate will be increased from \$11 to \$11.50 and cost for the first 20,000 gallons of water will be increased from \$3.03 to \$3.17. The base sewer rate will increase from \$11 to \$11.50. Council member Ricchi stated that we are paying \$1.6 million for water that we are not selling. Mayor Pro-Tem Huff stated that the system we have now is much better than going to a system that you pay as you go. Mayor Loughmiller stated that a lot of the fees that are passed on to the City of McKinney include the fees for infrastructure and debt service and not necessarily tied to water consumption. Council approved the motion by Council member Kever, seconded by Council member Ussery, to approve the Ordinance to changing the City Services Rates/Fees, with a vote of 6 - 1 - 0, Council member Ricchi voting against. Caption reads as follows

ORDINANCE NO. 2010-09-038

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AMENDING APPENDIX A, ENTITLED "SCHEDULE OF FEES", OF THE CODE OF ORDINANCES OF THE CITY OF MCKINNEY, TEXAS, RELATING TO FEES, BY AMENDING SECTIONS 110-141 AND 110-230 RELATIVE TO UTILITY FEES; PROVIDING A PENALTY CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF

Mayor Loughmiller called for Council and Manager Comments.

Council member Ricchi thanked the staff for a job well done in putting together the budget and the Tax Increment Reinvestment Zones. Mr. Ricchi stated that the Parks, Recreation and Open Spaces have the Oak Hollow website up and in the next 5 months the Hike and Bike trail will be opened. The television series Chase had their season premiere last night that showed areas of McKinney with more areas to be seen in upcoming episodes. The McKinney Convention and Visitors Bureau has requested to have their input in the planning of our conference center.

Council member Day reminded everyone that this coming weekend is the annual Oktoberfest in downtown McKinney with lots of activities for children and adults.

Council Member Kever thanked staff for the work they did on the budget and the reductions in their budgets. In this economy, we need to keep tightening where we can in the coming year. Ms. Kever announced that the Library checked out its millionth book last month. Ms. Kever stated that on October 9th there will be a Texas Regional Art Symposium at the Heard Craig Center of the Arts, that will focus on the lives of women artist working in the first half of the 20th Century and they will be paired with local women artist.

Council member Brooks stated that there will be a Boards and Commissions appreciation dinner this Thursday to honor those leaving the boards or have served during the last term. Mr. Brooks added his thanks for the hard work of these volunteers. Mr. Brooks has traveled the last few weeks all over Texas and have found people have heard of McKinney by reading about us in magazines. "It makes me proud and privileged to be a part of it and thanks to all my colleagues who work so hard to build a better community."

Council Member Ussery thanked staff for all the hard work they do and a special thanks to John Kessel and Lori Dees for attending the McKinney Historic Neighborhood Association meeting and fielding questions.

Mayor Pro-Tem Huff stated that this has been a night of big decisions and it is rare that we make decisions on as many dollars as we have tonight. Until 2008, the charts showed that revenues out-numbered expenses. Since then, it has gone in the opposite direction. Mr. Huff stated that he is making a commitment to vote against

anything that will touch the reserves in the future. If it is something important, we will strive to find a way to fund it by cutting the budget in another area.

Mayor Loughmiller stated that the goal of the Council has been two-fold: (1) to pass a budget without increasing the tax rate and (2) to pass a budget without having to go into the reserve balance. When the property tax revenues came in down 1% instead of the anticipated 2.8%, the City staff did not look for ways they could use the additional revenues, but instead they put it back into the reserve fund balance. Mayor Loughmiller stated that this weekend's Oktoberfest is one of the biggest events in McKinney. "If you have too much to drink, don't drive home." Mr. Loughmiller announced that the Council will be hold a retreat on October 7th & 8th. Mr. Loughmiller stated that the Council is in the process of scheduling an upcoming joint meeting with the McKinney Independent School Board. "One goal of the meeting is to discover a way to work closer together in utilizing shared funds." Mr. Loughmiller announced that October is breast cancer awareness month. "Remember all those who have been affected by breast cancer. Get out and support causes that raise awareness."

City Manager Chaffin stated that tonight was a good meeting with lots of good decisions that included good honest and open debate.

Mayor Loughmiller called for Citizen Comments and there were none.

Mayor Loughmiller recessed the meeting into executive session at 8:15 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 551.071 (1) (A) – Litigation / Anticipated Litigation, Section 551.074 Personnel Matters, Section 551.072 Discuss Real Property, and Section 551.087 Discuss Economic Development Matter as listed on the posted agenda. Mayor Loughmiller recessed to the open session at 8:50 p.m.

Council member Kever left the meeting at 8:20 p.m.

Council unanimously approved the motion by Council member Ussery, seconded by Council member Day, to adjourn. Mayor Loughmiller adjourned the meeting at 8:51 p.m.

BRIAN LOUGHMILLER
Mayor

ATTEST:

SANDY HART, TRMC, MMC
City Secretary