



# CITY OF McKINNEY, TEXAS

## Agenda City Council Regular Meeting

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Tuesday, September 7, 2010

6:00 PM

Council Chambers  
222 N. Tennessee Street  
McKinney, Texas

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### CALL TO ORDER

### INVOCATION AND PLEDGE OF ALLEGIANCE

Invocation given by Pastor Arnulfo Alvarado, First Hispanic Assembly of God

### INFORMATION SHARING

**10-368**     [Recognition of Residents and Community Leaders Providing Assistance in the Preparation of the Community Development Block Grant Consolidated Plan](#)

**10-395**     [Presentation of Certificate of Achievement for Planning Excellence](#)

**Attachments:**    [TxAPA Award Letter](#)  
                              [TxAPA Award Certificate](#)

### CITIZEN COMMENTS

### CONSENT AGENDA

*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

**10-396**     [Minutes of the City Council Special Meeting of August 16, 2010](#)

**Attachments:**    [Minutes](#)

**10-397**     [Minutes of the City Council Regular Meeting of August 23, 2010](#)

**Attachments:**    [Minutes](#)

- 10-398**     [Minutes of the Library Advisory Board Meeting of June 17, 2010](#)  
**Attachments:**   [Minutes](#)
- 10-399**     [Minutes of the McKinney Airport Development Corporation Meeting of July 8, 2010](#)  
**Attachments:**   [Minutes](#)
- 10-400**     [Minutes of the McKinney Community Development Corporation Meeting of May 27, 2010](#)  
**Attachments:**   [Minutes](#)
- 10-401**     [Minutes of the McKinney Community Development Corporation Board Meeting of July 22, 2010](#)  
**Attachments:**   [Minutes](#)
- 10-402**     [Minutes of the McKinney Convention & Visitors Bureau Board Meeting of July 8, 2010](#)  
**Attachments:**   [Minutes](#)
- 10-403**     [Minutes of the McKinney Economic Development Corporation Board Meeting of June 29, 2010](#)  
**Attachments:**   [Minutes](#)
- 10-404**     [Minutes of the McKinney Housing Finance Corporation Meeting of March 12, 2010](#)  
**Attachments:**   [Minutes](#)
- 10-405**     [Minutes of the McKinney Main Street Board Meeting of July 8, 2010](#)  
**Attachments:**   [Minutes](#)
- 10-406**     [Minutes of the Parks, Recreation and Open Space Advisory Board Meeting of June 10, 2010](#)  
**Attachments:**   [Minutes](#)
- 10-407**     [Minutes of the Planning and Zoning Commission Regular](#)

Meeting of July 27, 2010**Attachments:** Minutes**ORDINANCES**

- 10-408** Consider/Discuss/Act on an Ordinance Approving a Negotiated Resolution Between the Atmos Cities Steering Committee and Atmos Energy Corporation Regarding the Company's Third Rate Review Mechanism Filing.

**Attachments:** Ordinance  
A - Rate Schedules  
B - Rate Structure  
C - Settlement Agmt

**RESOLUTIONS**

- 10-409** Consider/Discuss/Act on Resolution Authorizing the City Manager to Establish Just Compensation for the Property Rights to be Acquired and Authorizing the City Manager to Take All Necessary Steps to Acquire the Needed Property Rights for the Construction of the Alma Road-REC Elevated Storage Tank South of Silverado Trail and East of Alma Road

**Attachments:** Resolution  
Location Map

- 10-410** Consider/Discuss/Act on a Resolution Establishing a Highway Corridor Building Height Policy

**Attachments:** Resolution  
Exhibit A

- 10-411** Consider/Discuss/Act on a Resolution Authorizing the Interim City Manager to Execute a Contract with LanArc Design, Inc. of McKinney, Texas for Design and Engineering Services for the Bonnie Wenk Park Hike and Bike Trail Segment of the Wilson Creek Hike and Bike Trail.

**Attachments:** Resolution  
Park Location Map

- 10-412**      [Consider/Discuss/Act on a Resolution Authorizing the Interim City Manager to Execute a Contract with LanArc Design, Inc. of McKinney, Texas for Design and Engineering Services for the Landfill Hike and Bike Trail segment of the Wilson Creek Hike and Bike Trail.](#)

**Attachments:**   [Resolution](#)  
                         [Park Location Map](#)

- 10-413**      [Consider/Discuss/Act on a Resolution Authorizing a Contract for the Construction of the US 380 Water Main - 920 Pressure Plane Connection - West Project.](#)

**Attachments:**   [Resolution](#)  
                         [Location Map](#)  
                         [Bid Summary](#)

#### **END OF CONSENT**

#### **REGULAR AGENDA**

*This portion of the agenda consists of items requiring individual consideration by the Council.*

- 10-414**      [Consider/Discuss/Act on Filling the Vacant Position on the Building and Standards Commission](#)

#### **PUBLIC HEARINGS**

- 10-391**      [Conduct a Public Hearing to Consider/Discuss/Act on a Resolution Approving the FY 2010-2014 Community Development Block Grant Consolidated Plan and the 2010-2011 Annual Action Plan](#)

**Attachments:**   [Resolution](#)  
                         [Presentation](#)  
                         [Consolidated Plan](#)

- 10-415**      [Conduct a Public Hearing to Consider/Discuss/Act on the Budget Appropriation Ordinance for FY 2010-11 - 1st Reading](#)

**Attachments:** [Budget Ordinance](#)  
[Budget Presentation](#)

**10-076Z** [Conduct a Public Hearing to Consider/Discuss/Act on the Request K Hovnanian Homes, on Behalf of J. Baker Corporation, for Approval of a Request to Rezone Approximately 113.36 Acres, from "PD" - Planned Development District to "PD" - Planned Development District, Generally to Modify the Development Standards, Located on the South Side of Bloomdale Road and Approximately 750 Feet West of Lake Forest Drive, and Accompanying Ordinance.](#)

**Attachments:** [Planning and Zoning Commission Minutes](#)  
[Planning and Zoning Commission Staff Report](#)  
[Location Map](#)  
[Aerial Exhibit](#)  
[Letter of Intent](#)  
[Legal Notice](#)  
[Property Owner Notice-CC Meeting](#)  
[Property Owner Notice-PZ Meeting](#)  
[Property Owner Notification List](#)  
[PD Ordinance No. 2006-05-059](#)  
[Proposed Ordinance](#)  
[Exhibit A - Zoning Exhibit](#)  
[Exhibit B - Metes and Bounds Description](#)

## **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**

## **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 551.072. Discuss Real Property
  - Municipal Facilities
- C. Section 551.074 Discuss Personnel Matters
  - City Manager Candidates
  - Associate Municipal Judge

#### **ACTION ON EXECUTIVE SESSION ITEMS**

#### **ADJOURN**

Posted in accordance with the Texas Government Code, Chapter 551, on the 2nd day of September, 2010 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, please contact Sandy Hart, City Secretary at 972-547-7505, 48 hours prior to the scheduled meeting. Reasonable accommodations will be made to assist you.