

CITY COUNCIL REGULAR MEETING

NOVEMBER 15, 2016

The City Council of the City of McKinney, Texas met in regular session in the Council Chambers of the Municipal Building on November 15, 2016 at 6:00 p.m.

Council Present: Mayor Brian Loughmiller, Mayor Pro Tem Randy P. Pogue, Council members: Chuck Branch, Don Day, Tracy Rath, Rainey Rogers, and Travis Ussery.

Staff Present: City Manager Paul Grimes; Deputy City Manager Jose Madrigal; Assistant City Manager Barry Shelton; City Attorney Mark Houser; City Secretary Sandy Hart; Planning Director Brian Lockley; Executive Director of Development Services Michael Quint; Director of Strategic Services Chandler Merritt; McKinney Economic Development Corporation President Darrell Auterson; McKinney Community Development Corporation President Cindy Schneible; IT Systems Analyst Chris Milligan; Police Corporal Melissa Taylor; Community Services Administrator Shirletta Best; Chief Financial Officer Mark Holloway; Police Chief Greg Conley; MPAC/Main Street Director Amy Rosenthal; Environmental Health Manager Lori Dees; and Development Manager Brandon Opiela.

There were approximately 45 guests present.

Mayor Loughmiller called the meeting to order at 6:00 p.m. after determining a quorum was present. Invocation was given by Pastor Charles Wattley, Jr., Saint Mark Missionary Baptist Church. Mayor Loughmiller led the Pledge of Allegiance.

16-1160 Proclamation for National Homeless and Hunger Awareness Week.

Mayor Loughmiller presented the Proclamation for National Homeless and Hunger Awareness Week to Community Services Administrator Shirletta Best.

Mayor Loughmiller called for Citizen Comments.

The following individuals spoke about public transportation:

Mr. Peter Bailey, 4700 South Ridge Road, McKinney

Ms. Megan Harding, 1920 Grassmere, McKinney

The following individuals spoke about the Water Detention Ordinance:

Ms. Adela Packer, 912 Parkwood Court, McKinney

Mr. Peter Hylak, 7007 Westchester, McKinney

Ms. Donde Womack, 113 Wagon Wheel Circle, Leonard

The following individuals spoke in favor of item 16-1164 regarding a downtown parking garage:

Ms. Cynthia Vanlandingham, 205 N. Church Street, McKinney

Mr. Jim Schwalls, 905 W. Hunt Street, McKinney

Council unanimously approved the motion by Council member Branch, seconded by Council member Ussery, to approve the following consent items:

- 16-1161** Minutes of the City Council Regular Meeting of November 1, 2016
- 16-1001** Minutes of the Board of Adjustment Meeting of August 10, 2016
- 16-1082** Minutes of the McKinney Community Development Corporation Meeting of September 22, 2016
- 16-1097** Minutes of the McKinney Convention & Visitors Bureau Board Meeting of August 23, 2016
- 16-1098** Minutes of the McKinney Convention & Visitors Bureau Finance Committee Meeting of August 19, 2016
- 16-1162** Minutes of the McKinney Housing Authority Meeting of September 27, 2016
- 16-1088** Minutes of the Planning and Zoning Commission Work Session of October 11, 2016
- 16-1089** Minutes of the Planning and Zoning Commission Regular Meeting of October 11, 2016
- 16-1163** Consider/Discuss/Act on a Resolution Requesting Consent to Financing by Woodloch Health Facilities Corporation, Under the Health Facilities Development Act, for a Senior Living Facility to be Located Within the City of McKinney, in the 6000 Block of Alma Road, and to be Owned by Wellstone Craig Ranch. Caption reads as follows:

RESOLUTION NO. 2016-11-162 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
McKINNEY, TEXAS, AUTHORIZING THE FINANCING BY THE
WOODLOCH HEALTH FACILITIES CORPORATION OF A
HEALTH FACILITY LOCATED WITHIN McKINNEY, TEXAS FOR

WELLSTONE LIVING CRAIG RANCH, LLC

END OF CONSENT

16-1164 Mayor Loughmiller called for Consideration/Discussion/Action on Authorizing the City Manager to Enter into a Development Agreement for a Downtown Parking Garage. Assistant City Manager Barry Shelton stated this item is a proposal for a development agreement to begin the process of studying a site for a downtown parking structure. Mr. Shelton stated that the two locations the parking committee designated as most appropriate for the immediate study for the location of parking structures are the northeast sector bounded by Virginia on the south, Chestnut through the middle and bounded by Hunt Street, and the southeast quadrant bounded by Louisiana, Tennessee, Davis and Highway 5. The City was approached by property owners who are developing two office buildings on Virginia Street just west of Highway 5 to look into doing a public-private partnership for a parking structure on the rear portion of their property. The parking garage would be leased to the City with an option to purchase and would be utilized for downtown public parking. The first phase of the project is to ask City Council to act on this development agreement so we can begin a preliminary design. The property owner will hire a contract design firm that would be approved by the City who would survey the site to understand the constraints and do preliminary layouts of the parking structure on the property. Once we see the size and design features of the garage, we will understand how much it will cost. The development agreement set up is that following schematic design, if we can come to an agreement on a lease agreement with the property owner, the lease agreement will come back to City Council for approval before we move forward with the development of the full design. If we cannot come to an agreement on the terms, the City

Council can choose to not enter into a lease agreement and both parties will split the cost of the schematic design 50/50. The agreement may include a significant annual payment for leasing the garage but at the end of that period, the City would own the garage. We are planning for a garage that's paid for over a five-year period. Our goal is to utilize the public-private partnership to help finance the construction of a parking structure. The agreement includes a financial commitment for the schematic design portion only. We estimate that amount to be somewhere around \$50,000 to \$60,000 depending on the overall cost of the garage. If we choose to walk away before we enter into a lease agreement, we will split the cost 50/50 of the schematic design. The nine acre development is planned to start mid-January, at which time we will lose about 360 parking spaces with the first phase of construction. There will still be about 130 spaces available on the site. Once construction of the garage is complete, we will get 200 spaces in the garage plus 119 on the street. Temporary parking lots that have been discussed include the Wysong lot, which will include around 200 parking spaces, and the Methodist Church lot, which right now has 44 private spaces that are not available to the public. We will leave those 44 spaces and add 47 new spaces that would become public and available with the exception of Sunday mornings. Councilwoman Rath noted that the parking subcommittee members worked to bring together a consensus on items such as signage, designating the lots, and specific lighting issues around the square. The committee did their job in that they designated areas that were preferable for us to look at for future parking and that is what happened when a private landowner came forward. The committee was clear of their charge that any financing or negotiating would be provided by City Staff through the guidance of our City Manager. It was not the committee's purview to negotiate the agreement with the Methodist Church. It was not the committee's purview to work with an engineering

firm to get drawings to determine how the lots could be done. That's the job of staff and they've done that. It does not happen overnight. Ms. Rath stated that she appreciates the work of the committee. Announcing this to the public and updating the public as a whole was an intentional decision because everyone loves our historic downtown. The committee will have more work to do as they move forward. Council member Day stated that once the nine acre site begins construction and we lose the parking spaces there, the two surface lots will alleviate some of the shortage. The proposed parking garage is the one new step forward that has the potential to bring about 250 parking spaces. While I agree it's a bit remote from downtown, it's a whole lot better than no parking. Mayor Loughmiller thanked the parking committee members for their work and recognized those that were in attendance. Some of the absolute truths that we expressed to the committee was, number one, we couldn't have another bond election for three years on a parking garage. That would limit our ability from a long-term standpoint to plan to erect a parking garage in a different location. We also had discussion about the fact that we have a Tax Increment Reinvestment Zone along the Highway 5 corridor, however, it was not the consensus of the Council to invade the TIRZ fund for purposes of a parking garage. The parking committee brought forward a plan approved by Council in June and the City has been working to implement that plan. There is no commitment tonight that we are going to build a parking garage on this location until we know the terms. Any location we select for a parking garage will have to go through a schematic design. So to have the opportunity to do that on this project with the risk only being 50% of the cost is a much better deal. Council unanimously approved the motion by Mayor Pro Tem Pogue, seconded by Council member Day, to approve a Resolution authorizing the City Manager to enter into a Development Agreement for a Downtown Parking Garage with a cap of \$75,000 for the schematic

design of which the City will pay half that value. Caption reads as follows:

RESOLUTION NO. 2016-11-163 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
McKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO
ENTER INTO A DEVELOPMENT AGREEMENT WITH
VIRGINIA@5, LLC AND SP2 301 E VIRGINIA, LLC FOR A
DOWNTOWN PARKING GARAGE

16-261SP2 Mayor Loughmiller called for a Public Hearing to Consider/Discuss/Act on a Site Plan for the Collin College Public Safety Training Center, Located Approximately 750 Feet South of Bloomdale Road and on the East Side of Redbud Boulevard. Planning Director Brian Lockley stated that this item is for a site plan for the proposed Collin College public safety training facility. The applicant is requesting a waiver of the screening of the overhead doors. Pursuant to the Zoning Ordinance, screening is required from public right-of-way and from adjacent properties that are not zoned industrial. The reason that request for screening is being made, the northern property line bisects the access point so there's not any landscaping that can go into that area. The applicant has met the other requirements pursuant to the Code and in terms of parking, loading spaces, solid waste, and drainage. At the time of construction when they bring in their permits, they will have to demonstrate compliance with the architectural lighting and some other requirements that typically occur. Mayor Loughmiller called for public comments and there were none. Council unanimously approved the motion by Council member Rogers, seconded by Council member Branch, to close the Public Hearing and approve a Site Plan for the Collin College Public Safety Training Center, located approximately 750 feet south of Bloomdale Road and on the east side of Redbud Boulevard with the following conditions: the applicant receive approval to waive the required screening of the overhead doors located on the north side of the main building, and prior to issuance of a building permit: the applicant satisfy the conditions as shown on the Standard Conditions for Site Plan Approval Checklist.

16-255Z4 Mayor Loughmiller called for a Public Hearing to Consider/Discuss/Act on a Request to Rezone the Subject Property from "RS 60" - Single Family Residence District to "LI" - Light Industrial District, Located at 717 Tower Lane, and Accompanying Ordinance. Planning Director Brian Lockley stated the applicant is requesting to rezone the subject property from Single Family Residence District to Light Industrial District to allow the property to be used for industrial purposes. Staff is unaware of a specific user, however, in the past the property has been used as a contractor's yard and is currently being used in that manner. As part of this request and staff's analysis of this application, it is our belief that the industrial designation on this particular property is more intense than what should be allowed for this adjacent area. It is staff's professional opinion that allowing this property to take on that industrial designation now and into the future begins to encroach into this property. We have to consider what the future impacts will be on the surrounding area. With that in mind, staff did recommend this item be denied, however, the Planning and Zoning Commission reviewed the same and it was their belief that this designation would not have that affect. The existing use is a legal nonconforming use and it would become legal if light industrial is approved. Applicant, Mr. Buddy Martin, Buddy Martin Erosion Control, L.P., 717 Tower Lane, McKinney, stated he purchased the property in 2000 from Johnson Door Company. The building has been used as light industrial since it was built. I don't know how it ever got incorporated into residential zoning but it has never been used for residential. As it is zoned currently, I'm not able to lease or sell the building. Mayor Loughmiller called for public comments and there were none. Council unanimously approved the motion by Mayor Pro Tem Pogue, seconded by Council member Branch, to close the Public Hearing and approve an Ordinance rezoning the Subject Property from "RS 60" - Single Family Residence District to "LI" - Light Industrial District, located at 717 Tower

Lane with the following conditions: the subject property shall develop in accordance with Section 146-114 ("LI" – Light Industrial District) of the Zoning Ordinance, and as amended. Caption reads as follows:

ORDINANCE NO. 2016-11-089

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AMENDING THE ZONING MAP OF THE CITY OF MCKINNEY, TEXAS; SO THAT AN APPROXIMATELY .53 ACRE PROPERTY, LOCATED AT 717 TOWER LANE, IS REZONED FROM "RS 60" – SINGLE FAMILY RESIDENCE DISTRICT TO "LI" – LIGHT INDUSTRIAL DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INJUNCTIVE RELIEF, PROVIDING FOR NO VESTED INTEREST; PROVIDING FOR THE PUBLICATION OF THE CAPTION OF THIS ORDINANCE; PROVIDING FOR A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF

16-270SP3 Mayor Loughmiller called for a Public Hearing to Consider/Discuss/Act on a Site Plan for a Multi-Family Development (The Kinstead), Located on the Northeast Corner of McKinney Place Drive and State Highway 121 (Sam Rayburn Tollway). Planning Director Brian Lockley stated the applicant is requesting approval of a site plan for a multi-family development, The Kinstead, with a request to reduce the amount of required enclosed parking from 50% of the units to 30% of the units for a multi-family development. This request has come before Council previously and has not changed. The use of the property is permitted by the underlying zoning district and the request is simply for a variance to reduce the amount of covered parking. During the last discussion, some of the comments that came back in terms of the direction for the applicant was to make more of an investment in terms of not just the amenities on site but on the elevations themselves as more of an enhancement to increase the amount of masonry from the required 50% to 75% on the elevations that face the right-of-way. The applicant has gone back and will provide additional 55 crape myrtle trees on the site and the HVAC equipment will be roof mounted. Applicant, Mr. Martin Sanchez, 2000 N. McDonald Street, Suite 100, McKinney, stated that staff has been fantastic to get us to this point to try to get this item to the finish line. In

this community, not only are we doing all of the things we committed to do the first go round, we are also doing additional items that are the essence of the application before you. Mayor Loughmiller called for public comments and there were none. Council unanimously approved the motion by Mayor Pro Tem Pogue, seconded by Council member Ussery, to close the public hearing. Mayor Pro Tem Pogue stated that he feels this is in an unusable and unreachable location and being on 121 frontage, I prefer to reserve that for a different use. Council member Branch agrees with Mr. Pogue that Highway 121 is not the location for this development. Council member Rogers stated he is not an advocate of multi-family housing but this is zoned that way and it is a huge taxable building. Mayor Loughmiller noted that this is zoned multi-family by right and the project could be built without these enhancements. Mr. Loughmiller recommended that at some point, the Council revisit the Ordinance to determine if it is meeting the scope and intent of what the Council was trying to get to at that time or whether the Council wants to look at other recommendations. Council approved the motion by Council member Rogers, seconded by Council member Day, to approve a Site Plan for a Multi-Family Development (The Kinstead), located on the northeast corner of McKinney Place Drive and State Highway 121 (Sam Rayburn Tollway) with the following conditions: the applicant receive approval of a variance to reduce the amount of required enclosed parking spaces from 50% of the units to 30% of the units; the applicant satisfy the conditions as shown on the Standards Conditions for Site Plan Approval Checklist; the applicant submit and receive approval of a variance request from the Fire Marshal's Office; the applicant submit a façade plan that meets the proposed architectural enhancements per the variance request; and the applicant submit a separate exhibit with drawings and details that show the layout, size and width of the required open space and seating per the requirements of the "REC" - Regional Employment

Center District Overlay, with a vote of 5-2-0, Mayor Pro Tem Pogue and Council member Branch voting against.

16-286Z2 Mayor Loughmiller called for a Public Hearing to Consider/Discuss/Act on a Request to Rezone the Subject Property from "PD" - Planned Development District to "C1" - Neighborhood Commercial District, Located Approximately 500 Feet South of Westridge Boulevard and on the West Side of Independence Parkway, and Accompanying Ordinance. Planning Director Brian Lockley stated the applicant is requesting to rezone the property from Planned Development District to C1 Neighborhood Commercial District in order to allow for a medical office to be constructed. The current zoning allows for office square footage at 50%. The applicant desires to have that removed to allow for the site to fully develop but they want to keep the commercial base if a portion of that can or will be developed at some point of time in the future. Planning and Zoning Commission reviewed the exhibit and does recommend favorably. Staff also reviewed it and recommends the same. Applicant Rajesh Pericherla, 6772 Martel Place, Frisco, stated he is requesting approval of the rezoning. Mayor Loughmiller called for public comments and there were none. Council unanimously approved the motion by Council member Rogers, seconded by Councilwoman Rath, to close the public hearing and approve an Ordinance rezoning the Subject Property from "PD" - Planned Development District to "C1" - Neighborhood Commercial District, Located Approximately 500 Feet South of Westridge Boulevard and on the West Side of Independence Parkway. Caption reads as follows:

ORDINANCE NO. 2016-11-090

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AMENDING THE ZONING MAP OF THE CITY OF MCKINNEY, TEXAS; SO THAT AN APPROXIMATELY 0.77 ACRE PROPERTY, LOCATED APPROXIMATELY 500 FEET SOUTH OF WESTRIDGE BOULEVARD AND ON THE WEST SIDE OF INDEPENDENCE PARKWAY, IS REZONED FROM "PD" – PLANNED DEVELOPMENT DISTRICT TO "C1" – NEIGHBORHOOD COMMERCIAL DISTRICT; PROVIDING FOR

SEVERABILITY; PROVIDING FOR INJUNCTIVE RELIEF, PROVIDING FOR NO VESTED INTEREST; PROVIDING FOR THE PUBLICATION OF THE CAPTION OF THIS ORDINANCE; PROVIDING FOR A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF

16-309CP2 Mayor Loughmiller called for Consideration/Discussion/Action on a Concept Plan for Westridge Retail, Located on the Northwest Corner of Westridge Boulevard and Independence Parkway. Planning Director Brian Lockley stated that what is being proposed with this concept plan is that a grocery store takes on a corner orientation. There are four lots in this plan. The PD requires that a concept plan be approved if the site plan does not show the layout for the entire site. What's being proposed this evening is for a portion of the site. Before we can get to the site plan, the concept plan has to be approved. The fire lane does not appear to cover the entire site plan but in speaking to the fire marshal today, the gray area is the fire lane for the site. In order to gain access for the entire site, they will have to plan that appropriately. There is an eight foot screening wall as part of this development. There is an existing six foot wall on the Westridge subdivision site in the back which leaves about a five foot space between the two walls. The existing fire lane is part of this development and when the entire site is developed in the future, that will be an issue the fire department will review before the site plan can be approved. Council unanimously approved the motion by Mayor Pro Tem Pogue, seconded by Council member Ussery, to approve a Concept Plan for Westridge Retail, located on the northwest corner of Westridge Boulevard and Independence Parkway. Council unanimously approved the motion by Mayor Pro Tem Pogue, seconded by Council member Rogers, to close the public hearing. Mayor Pro Tem Pogue stated that we can go forward with a motion to approve but he cannot support the way it is proposed. Council approved the motion by Council member Rogers, seconded by Council member Ussery, to approve a Site Plan for Westridge Retail, located on the northwest corner of Westridge

Boulevard and Independence Parkway, with the following conditions: the applicant receive approval of a variance for the loading dock and associated loading spaces to be located approximately 120 feet from the adjacent single family residential uses; the applicant receive approval of a variance to increase the maximum allowed height of the screening walls located at the loading docks and associated spaces and the pallet recycle area to 10 feet; and prior to issuance of a building permit: the applicant satisfy the conditions as shown on the Standard Conditions for Site Plan Approval Checklist, with a vote of 6-1-0, Mayor Pro Tem Pogue voting against.

16-297M2 Mayor Loughmiller called for a Public Hearing to Consider/Discuss/Act on an Amendment to Chapter 146-135 (Landscape Requirements) and Chapter 146-136 (Tree Preservation) of the Code of Ordinances. Executive Director of Development Services Michael Quint stated that this item relates to several proposed changes to the landscape ordinance. It is Staff's understanding that Council would like to table the item indefinitely and bring a discussion item to a future work session. Mayor Loughmiller called for public comments and there were none. Council unanimously approved the motion by Councilwoman Rath, seconded by Council member Rogers, to close the public hearing and table this item indefinitely.

16-1165 Mayor Loughmiller called for Consideration/Discussion/Action on a Resolution of the City Council of the City of McKinney, Texas, Relating to the "McKinney Economic Development Corporation Sales Tax Revenue Refunding Bonds, Taxable Series 2016" Approving (i) the Resolution of the Board of Directors of the McKinney Economic Development Corporation Authorizing the Issuance of Such Bonds and (ii) Relating to the Deposit of the Gross Sales Tax Revenues; Resolving Other Matters Incident and Related to the Issuance of Such Bonds; and Providing an

Effective Date. Chief Financial Officer Mark Holloway stated that the McKinney Economic Development Corporation (MEDC) accepted a bid to refund the 2011 taxable bonds. The McKinney Economic Development Corporation has the option to refund the Sales Tax Revenue Bonds, Taxable Series 2011, aggregating in principal amount of \$6,910,000. Refunding bonds is similar to refinancing debt obligations to take advantage of lower interest rates. MEDC elected for private placement with a bank to reduce issuance costs and forego the bond rating process. Total interest cost will be 2.49% with approximately \$800,000 in savings. Council unanimously approved the motion by Council member Ussery, seconded by Mayor Pro Tem Pogue, to approve a Resolution of the City Council of the City of McKinney, Texas, relating to the "McKinney Economic Development Corporation Sales Tax Revenue Refunding Bonds, Taxable Series 2016" approving (i) the Resolution of the Board of Directors of the McKinney Economic Development Corporation authorizing the issuance of such bonds and (ii) relating to the deposit of the gross sales tax revenues; resolving other matters incident and related to the issuance of such bonds; and providing an effective date. Caption reads as follows:

RESOLUTION NO. 2016-11-164 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, RELATING TO THE "MCKINNEY ECONOMIC DEVELOPMENT CORPORATION SALES TAX REVENUE REFUNDING BONDS, TAXABLE SERIES 2016" APPROVING (i) THE RESOLUTION OF THE BOARD OF DIRECTORS OF THE MCKINNEY ECONOMIC DEVELOPMENT CORPORATION AUTHORIZING THE ISSUANCE OF SUCH BONDS AND (ii) RELATING TO THE DEPOSIT OF THE GROSS SALES TAX REVENUES; RESOLVING OTHER MATTERS INCIDENT AND RELATED TO THE ISSUANCE OF SUCH BONDS; AND PROVIDING AN EFFECTIVE DATE

- 16-296M3** Mayor Loughmiller called for a Public Hearing to Consider/Discuss/Act on an Ordinance Amending Chapter 146-130 (Vehicle Parking) of the Code of Ordinances, the Creation of Chapter 138, Article VII (Donation

Collection Containers) of the Code of Ordinances, and an Amendment to Appendix A (Schedule of Fees) of the Code of Ordinances. Executive Director of Development Services Michael Quint stated that this item is relating to the donation bins that have been discussed at several Council meetings. The change that was made from the last meeting was to exclude the food pantry and free book exchanges in residential districts with no limitations. Mayor Loughmiller called for public comment. Ms. Teri Youngdale, 1503 W. Hunt Street, McKinney, spoke in favor of this agenda item. Council unanimously approved the motion by Council member Branch, seconded by Mayor Pro Tem Pogue, to close the public hearing. Council member Branch stated that he appreciates the idea of the thoughts behind what can go on with the book exchange and the food pantry, however, he is concerned about the other citizens that may have a challenge with it being in a residential area. Therefore, I can't approve it based on that concern. Council approved the motion by Councilwoman Rath, seconded by Council member Rogers, to approve an Ordinance amending Chapter 146-130 (Vehicle Parking) of the Code of Ordinances, the creation of Chapter 138, Article VII (Donation Collection Containers) of the Code of Ordinances, and an amendment to Appendix A (Schedule of Fees) of the Code of Ordinances with a vote of 5-2-0, Council members Branch and Day voting against. Caption reads as follows:

ORDINANCE NO. 2016-11-091

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ESTABLISHING CHAPTER 138, ARTICLE VII (DONATION COLLECTION CONTAINERS) OF THE CODE OF ORDINANCES, AMENDING SECTION 146-130(6)(d) OF THE CODE OF ORDINANCES, AND AMENDING APPENDIX A (SCHEDULE OF FEES); ESTABLISHING PRESUMPTIONS; PROVIDING FOR THE PUBLICATION OF THE CAPTION OF THIS ORDINANCE; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF

- 16-1166** Mayor Loughmiller called for Consideration/Discussion/Action on Filling the Vacant Position on the Community Grants Advisory Commission. Councilwoman Rath stated that she would like to recommend Kelvin

Thomas to fill the vacant position. Mr. Thomas is a nine year resident living in district 2. He coaches football, serves as a mentor for the young man's service league, and works as an auto damage supervisor for his day job so we don't anticipate conflicts he would bring to the board. I think he would be a great addition and I ask Council to approve him. Council unanimously approved the motion by Council member Rogers, seconded by Council member Branch, to appoint Kelvin Thomas to fill the unexpired term on the Community Grants Advisory Commission starting November 16, 2016 and ending September 30, 2017.

Mayor Loughmiller called for Citizen Comments and there were none.

Council and Manager Comments.

Council member Rogers did not have any comments.

Councilwoman Rath did not have any comments.

Council member Branch stated that the Veterans Day events held on Friday and Saturday were incredible. Major General Gary Bunch provided his background and his was a phenomenal and eye-opening story. Mr. Branch expressed his appreciation to all our veterans.

Council member Day did not have any comments.

Council member Ussery expressed his many thanks to staff for what they do and Council certainly appreciates you making the City what it is. Mr. Ussery expressed a special thanks to the Cub Scout Troop 531 for allowing him to spend some time with them and the honor of becoming an honorary member.

Mayor Pro Tem Pogue stated that the McKinney Economic Development Corporation met this morning and held their election of officers – Chair Jason Burrese, Vice Chair Paul Merritt, and Secretary/Treasurer Walter Chen. Mr. Pogue gave kudos to the unsung heroes among our staff who are out early in the morning decorating MPAC and the downtown square for the upcoming Home for the Holidays. In regards to the citizen comments tonight regarding the detention Ordinance component that was brought up earlier and the modifications to it, the accusations of us not doing our job, informing him individually, or the components he was espousing, I want to go back and get some framework around that discussion. For those that see or hear this, we started

talking about that Ordinance revision in April 2014. In July 2014, we had a draft Ordinance that was accepted in September 2014. We move at the speed of government which is not fast but we were working on it throughout that time and we did not force his sale. The public was provided notice and it was out there. He had individuals that were potentially representing him as his hired individuals, whether it be the real estate brokers or his surveyor or engineer. They should have had their feet to the ground with regards to those changes. It's not always on the City to inform each citizen. We do our best and those informed are paying attention and will get noticed. Obviously, not all will read those notices and we cannot be held responsible for that.

Mayor wished everyone a happy Thanksgiving and he hopes that if you are traveling, that you travel safely and get home to McKinney safely. As we approach the holidays, I remind people that we have a lot to be thankful for, but we also have those who struggle from time to time. If you have a favorite charity that you would typically donate to, it would be great to do that at this time of year because they need our help.

City Manager Grimes thanked everyone who came to the meeting to voice an opinion on everything from parking to small boxes in the yard. Thanksgiving weekend starts our Home for the Holidays. There will be visits with Santa, train rides, carousel, Ferris wheel and live performances of the Christmas Carol. There will be a lot of fun for everyone. We will be lighting the Christmas tree on Friday, November 25th at 6:15 p.m. in downtown. This is a 30 foot real tree that was funded in part with donations from families and residents. Thanks to everyone who donated to make this possible. Mr. Grimes stated that we are pleased that our Police Department has been recognized with a national accreditation. A press release was put out last week. This is a big deal and our Police Department joins a relative few number of police departments nationwide to get this best in class designation. This is a big deal and we are very proud of our entire Police Department. Happy Thanksgiving to everyone, enjoy it, and be safe.

Mayor Loughmiller reminded everyone that on the Friday after Thanksgiving, we have the 5K and 10K Believe Run in downtown. It is a good way to run off some of that turkey and stuffing you eat. We also have the infamous Santa Chase that I will somehow be involved in.

Council unanimously approved the motion by Council member Ussery, seconded by Mayor Pro Tem Pogue, to adjourn. Mayor Loughmiller adjourned the meeting at 8:35 p.m.

BRIAN LOUGHMILLER
Mayor

ATTEST:

SANDY HART, TRMC, MMC
City Secretary