CITY OF McKINNEY, TEXAS

Agenda

City Council Regular Meeting

Tuesday, January 3, 2017 | **6:00 PM** | **Council Chambers, 222 N. Tennessee Street, McKinney, Texas 75069**

CALL TO ORDER

INVOCATION AND PLEDGE OF ALLEGIANCE

Invocation given by Pastor Bill Rosnett, Northwest Christian Church

INFORMATION SHARING

17-001 National CALEA Accreditation Proclamation

Attachments: Proclamation

17-002 U Matter Presentation

Attachments: Presentation

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

17-003 Minutes of the City Council Work Session of December 5, 2016

Attachments: Minutes

17-004 Minutes of the City Council Regular Meeting of December 6, 2016

Attachments: Minutes

16-1167 Minutes of the Community Grants Advisory Commission Meeting of November 9, 2016

Attachments: Minutes

16-1168 Minutes of the Community Grants Advisory Commission Meeting of November 10, 2016

Attachments: Minutes

16-1174 Minutes of the Historic Preservation Advisory Board Regular Meeting of October 6, 2016

Attachments: Minutes

16-1216 Minutes of the Library Advisory Board Meeting of November 17, 2016

Attachments: Minutes

16-1218 Minutes of the McKinney Community Development Corporation Meeting of November 17, 2016

Attachments: Minutes

16-1176 Minutes of the McKinney Convention & Visitors Bureau Board Meeting of October 25, 2016

Attachments: Minutes

16-1099 Minutes of the McKinney Convention & Visitors Bureau Finance Committee Meeting of September 23, 2016

Attachments: Minutes

16-1177 Minutes of the McKinney Convention & Visitors Bureau HR Committee Meeting of November 16, 2016

Attachments: Minutes

16-1178 Minutes of the McKinney Convention & Visitors Bureau Marketing & Development Committee of November 11, 2016

Attachments: Minutes

17-005 Minutes of the McKinney Housing Authority Meeting of October 25, 2016

Attachments: Minutes

16-1183 Minutes of the McKinney Main Street Board Meeting of November 11, 2016

Attachments: Minutes

16-1213 Minutes of the Planning and Zoning Commission Regular Meeting of November 8, 2016

Attachments: Minutes

ORDINANCES

17-006 Consider/Discuss/Act on an Ordinance Amending the Fiscal Year 2016 - 2017 Annual Budget and Amending the 2017 - 2021 Capital Improvements Program to Transfer Funds to Virginia Parkway Lanes 5 & 6 from Ridge Road to US 75 (ST1219/ST1231/WA9145)

Attachments: Ordinance
Location Map

RESOLUTIONS

17-007 Consider/Discuss/Act on a Resolution Directing the City's Finance Director to Increase the Sinking Fund for Flood Retarding Structures ("FRS Sinking Fund") Established by Ordinance NO. 2006-06-082 and Amended by Ordinance NO. 2014-10-081 ("ORDINANCES") by an Amount Equal to Two Percent (2%) of the Estimated Operation and Maintenance Costs of the Flood Retarding Structure for NRCS Lake 4 Through the Program Life of Said Flood Retarding Structure as Required by Contract and Thereafter Modifying the Amount of the FRS Sinking Fund in Accordance with the Ordinances

Attachments: Resolution
Location Map

17-008 Consider/Discuss/Act on a Resolution Authorizing an Operations and Maintenance Agreement with the USDA-NRCS and the Collin County Soil and Water Conservation Service for East Fork Above Lavon Floodwater Retarding Structure Site 4

Attachments: Resolution
Location Map
O&M Agreement

17-009 Consider/Discuss/Act on a Resolution of the City of McKinney, Texas, Authorizing the City Manager to Enter into a Project Agreement with the Texas State Soil and Water Conservation Board (TSSWCB) for a Construction Project to Rehabilitate the Dam at United States Department of Agriculture (USDA) Natural Resources Conservation Service (NRCS) East Fork Above Lavon (EFAL) Floodwater Retarding Structure (FRS) Site 4, also known as Brinkmann Ranch Lake, with Funds Provided by the NRCS

Attachments: Resolution
Location Map
Agreement
Agreement ADS78
Agreement Attachment C
Agreement Attachment D
Agreement Attachment E

17-010 Consider/Discuss/Act on a Resolution of the City of McKinney, Texas, Authorizing the City Manager to Enter into a Project Agreement with the Texas State Soil and Water Conservation Board (TSSWCB) for a Construction Project to Rehabilitate the Dam at United States Department of Agriculture (USDA) Natural Resources Conservation Service (NRCS) East Fork Above Lavon (EFAL) Floodwater Retarding Structure (FRS) Site 4, also known as Brinkmann Ranch Lake

Attachments: Resolution
Location Map
Agreement

17-011 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract with Terracon Consultants, Inc. for Materials Testing on the Virginia Parkway Lanes 5 & 6 Project from Ridge Road to US 75

Attachments: Resolution
Location Map

17-012 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Supplemental Contract with Halff Associates, Inc., for Bridge Inspection Services for the Virginia Parkway Bridge and Overlook Structure over Wilson Creek

Attachments: Resolution
Location Map

17-013 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract with Burns & McDonnell Engineering Company, Inc. for Professional Engineering Design Services for the Bloomdale Road Extension Project from Hardin Boulevard to Community Avenue and Any Necessary Supplemental Agreements

Attachments: Resolution
Location Map

17-014 Consider/Discuss/Act on a Resolution Authorizing a Contract for the Construction Materials Testing Services Related to the Construction of the McKinney Public Safety Support Building Located at 2750 Community Avenue, McKinney, Texas

Attachments: Resolution
Proposal

17-015 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Renewal with Fidelity Insurance through Arbor Benefits for Specific and Aggregate Stop Loss Insurance Protection on the Medical Plan

Attachments: Resolution
Application
Disclosure
Proposal
LCR - FSL

16-357M2 Consider/Discuss/Act on a Resolution to Accept and File the Semiannual Impact Fee Report with Respect to the Progress of the Capital Improvements Plan for Roadway and Utility Impact Fees

Attachments: Resolution
Exhibit A (Semiannual Report)
Semiannual Report Appendix

17-016 Consider/Discuss/Act on a Facilities Agreement with Frank L. Williams, II for Lots 2R1 and 2R2, Block A of the F.L. Williams Addition

END OF CONSENT

REGULAR AGENDA AND PUBLIC HEARINGS

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

16-306Z3 Conduct a Public Hearing to Consider/Discuss/Act on a Request to Rezone the Subject Property from "O" - Office District to "SF5" - Single Family Residential District, Located Approximately 785 Feet North of White Avenue and on the East Side of Community Avenue, and Accompanying Ordinance

Attachments: Draft PZ Minutes 12.13.16
PZ Minutes 11.08.16
PZ Report
Location Map and Aerial Exhibit
Letter of Intent
Comprehensive Plan Maps
Fiscal Analysis
Land Use and Tax Base Summary Map
Ex. PD Ord. No. 2011-12-080
Land Use Comparison Table
Proposed Ordinance
Proposed Exhibits A and B
PowerPoint Presentation

16-310Z2 Conduct a Public Hearing to Consider/Discuss/Act on a Request to Rezone the Subject Property from "RS 60" - Single Family Residence District to "C3" - Regional Commercial District, Located at 1605 South McDonald Street, and Accompanying Ordinance

Attachments: DRAFT PZ Minutes 12.13.16
PZ Report
Location Map and Aerial Exhibit
Letter of Intent
Letter of Opposition
Comprehensive Plan Maps
Fiscal Impact Analysis
Land Use and Tax Base Summary Map
Land Use Comparison Table
Proposed Ordinance
Proposed Exhibits A-C
PowerPoint Presentation

16-329Z2 Conduct a Public Hearing to Consider/Discuss/Act on a Request to Rezone the Subject Property from "PD" - Planned Development District and "REC" - Regional Employment Center Overlay District to "C1" - Neighborhood

Commercial District, Located on the Northeast Corner of Collin McKinney Parkway and Westport Drive, and Accompanying Ordinance

Attachments: DRAFT PZ Minutes 12.13.16
PZ Report
Location Map and Aerial Exhibit
Letter of Intent
Comprehensive Plan Maps
Land Use and Tax Base Summary Map
Ex. PD Ord. No. 2002-05-038
Land Use Comparison Table
Proposed Ordinance
Proposed Exhibits A-C
PowerPoint Presentation

16-325AA Conduct a Public Hearing to Consider/Discuss/Act on a Right-of-Way Abandonment of a Portion of Byrne Street, Located Between Josephine Street and Erwin Street, and Accompanying Ordinance

Attachments: Proposed Ordinance
Exhibit A - Location Map
Exhibit B - Right-of-Way Map
Exhibit C - Metes and Bounds
Letter of Intent
Petition

17-017 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract and All Necessary Change Orders with Pavecon Public Works, L.P., for the Construction of Virginia Parkway Lanes 5 & 6 from Ridge Road to US 75

Attachments: Resolution
Location Map
Virginia Parkway Bid Tab
Virginia Parkway Recommendation
Presentation

16-1197 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute the Required Agreements with Active Network, LLC for the Hosted Registration Software and Supporting Hardware for the McKinney Apex Centre

CITIZEN COMMENTS

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.

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) and legal consultation on the following item(s), if any:

B. Section 551.071 (A) Pending or contemplated litigation
- Arch Resorts, LLC v. the City of McKinney, Texas, and Rick Herzberger, Chief Building Official of the City of McKinney, Texas, v. Collin County, Texas, No. 219-01855-2015, 219th District Court of Collin County, Texas
- The City of McKinney, Texas, v. Custer Storage Center, LLC v. Collin County, Texas, No. 401-03649-2015, 401st District Court of Collin County, Texas
- Petition of the Cities of Garland, Mesquite, Plano, and Richardson Appealing Wholesale Water Rates Implemented by North Texas Municipal Water District, PUC Docket No. 46662, Public Utility Commission of Texas

C. Section 551.072. Deliberations about Real Property
- Municipal Facilities

D. Section 551.087 – Discuss Economic Development Matters
- Chapter 380 Economic Development Program and Agreement for Cross F Ranch by and between McKinney Ranch Ltd., Honey Creek Investments, LLC and Barcelona 93, Ltd. and the City of McKinney

ACTION ON EXECUTIVE SESSION ITEMS

ADJOURN

Posted in accordance with the Texas Government Code, Chapter 551, on the 30th day of December, 2016 at or before 5:00 p.m.

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Sandy Hart, TRMC, MMC
City Secretary

Accommodations and modifications for people with disabilities are available upon request. Requests should be made as far in advance as possible, but no less than 48 hours prior to the meeting. Call 972-547-2694 or email contact-adacompliance@mckinneytexas.org with questions or for accommodations.