

## **CITY COUNCIL REGULAR MEETING**

**JANUARY 3, 2017**

The City Council of the City of McKinney, Texas met in regular session in the Council Chambers of the Municipal Building on January 3, 2017 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; Assistant City Secretary Denise Vice; Planning Director Brian Lockley; Executive Director of Development Services Michael Quint; Director of Engineering Mark Hines; Assistant Director of Engineering Michael Hebert; Director of Human Resources Ike Obi; Director of Parks and Recreation Rhoda Savage; Assistant Director of Parks and Recreation Ryan Mullins; Fire Chief Danny Kistner; Chief of Police Greg Conley; Assistant Director of Public Works Paul Sparkman; Director of Strategic Services Chandler Merritt; Director of Public Works David Brown; Airport Director Ken Wiegand; Airport Operations Manager Eric Pratt; CIP and Transportation Engineering Manager Gary Graham; Engineering – Blake Sills and Matt Richardson; Purchasing Manager Lisa Littrell; IT Desktop Support Technician Nick Martin; Assistant Chief of Police Joe Ellenburg, Assistant Chief of Police Randy Roland; Police Officer Sabrina Boston; Police Sergeant Ana Shelly; Deputy Chiefs of Police – Scott Brewer, Jody Morse, and Matthew Kasmerski; Accreditation Manager Josel Harrison; and Police Officer Bruno Siqueira.

There were approximately 30 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 Bill Rosnett, Northwest Christian Church. Mayor Loughmiller led the Pledge of Allegiance.

**17-001** National CALEA Accreditation Proclamation. Mayor Loughmiller presented the Proclamation for National CALEA Accreditation to Police Chief Greg Conley. Mr. Randy Scott, CALEA Program Manager, presented the award and noted that this is a very prestigious, well-deserved award for the McKinney Police Department.

- 17-002** U Matter Presentation. Deputy City Manager Jose Madrigal presented the November U Matter recipients.

Mayor Loughmiller called for Citizens Comments.

Mr. Peter Bailey, 4700 S. Ridge Road, McKinney, spoke about public transportation in McKinney.

Mr. Steven Spainhouer, 4960 W. Eldorado Parkway, McKinney, spoke about the public safety department's response to the airplane accident over the weekend. He also spoke about the lack of public transportation in McKinney.

Ms. Kate Garrison, 3921 Saddlehead, Plano, spoke about public transportation in McKinney.

Mr. Benjamin Mooney, 9605 Mystic Dunes Drive, McKinney, spoke about health care in McKinney.

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

- 17-003** Minutes of the City Council Work Session of December 5, 2016
- 17-004** Minutes of the City Council Regular Meeting of December 6, 2016
- 16-1167** Minutes of the Community Grants Advisory Commission Meeting of November 9, 2016
- 16-1168** Minutes of the Community Grants Advisory Commission Meeting of November 10, 2016
- 16-1174** Minutes of the Historic Preservation Advisory Board Regular Meeting of October 6, 2016
- 16-1216** Minutes of the Library Advisory Board Meeting of November 17, 2016
- 16-1218** Minutes of the McKinney Community Development Corporation Meeting of November 17, 2016
- 16-1176** Minutes of the McKinney Convention & Visitors Bureau Board Meeting of October 25, 2016
- 16-1099** Minutes of the McKinney Convention & Visitors Bureau Finance Committee Meeting of September 23, 2016
- 16-1177** Minutes of the McKinney Convention & Visitors Bureau HR Committee

Meeting of November 16, 2016

- 16-1178** Minutes of the McKinney Convention & Visitors Bureau Marketing & Development Committee of November 11, 2016
- 17-005** Minutes of the McKinney Housing Authority Meeting of October 25, 2016
- 16-1183** Minutes of the McKinney Main Street Board Meeting of November 11, 2016
- 16-1213** Minutes of the Planning and Zoning Commission Regular Meeting of November 8, 2016
- 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). Caption reads as follows:

ORDINANCE NO. 2017-01-001

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS AUTHORIZING A CERTAIN BUDGET AMENDMENT PERTAINING TO THE FISCAL YEAR 2016-2017 BUDGET AND THE 2017-2021 CAPITAL IMPROVEMENTS PROGRAM; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF

- 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. Caption reads as follows:

RESOLUTION NO. 2017-01-001 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, 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

- 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. Caption reads as follows:

RESOLUTION NO. 2017-01-002 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING EXECUTION OF AN OPERATIONS AND MAINTENANCE AGREEMENT WITH THE U.S. DEPARTMENT OF AGRICULTURE - NATURAL RESOURCES CONSERVATION SERVICE AND COLLIN COUNTY SOIL AND WATER CONSERVATION DISTRICT FOR FLOODWATER RETARDING STRUCTURE SITE 4 IN THE EAST FORK ABOVE LAVON WATERSHED, COLLIN COUNTY, TEXAS

- 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. Caption reads as follows:

RESOLUTION NO. 2017-01-003 (R)

A RESOLUTION OF THE CITY COUNCIL 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 THE REHABILITATION OF UNITED STATES DEPARTMENT OF AGRICULTURE (USDA) NATURAL RESOURCES CONSERVATION SERVICE (NRCS) EAST FORK ABOVE LAVON (EFAL) FLOODWATER RETARDING STRUCTURE (FRS) SITE 4 WITH FUNDS PROVIDED BY THE NRCS

- 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. Caption reads as follows:

RESOLUTION NO. 2017-01-004 (R)

A RESOLUTION OF THE CITY COUNCIL 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 THE REHABILITATION OF UNITED STATES DEPARTMENT OF AGRICULTURE (USDA) NATURAL RESOURCES CONSERVATION SERVICE (NRCS) EAST FORK ABOVE LAVON (EFAL) FLOODWATER RETARDING STRUCTURE (FRS) SITE 4

- 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. Caption reads as follows:

RESOLUTION NO. 2017-01-005 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT IN THE AMOUNT OF \$143,987.50 WITH TERRACON CONSULTANTS, INC. FOR MATERIAL TESTING SERVICES FOR THE CONSTRUCTION OF VIRGINIA PARKWAY LANES 5 & 6 FROM RIDGE ROAD TO US 75 AND AUTHORIZING ANY SUPPLEMENTAL AGREEMENTS UNDER SAID CONTRACT UP TO THE AGGREGATE CONTRACT AMOUNT, INCLUSIVE OF SAID SUPPLEMENTAL AGREEMENTS, OF \$200,000

- 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. Caption reads as follows:

RESOLUTION NO. 2017-01-006 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A SUPPLEMENTAL CONTRACT IN THE AMOUNT OF \$42,240 WITH HALFF ASSOCIATES, INC., FOR BRIDGE INSPECTION SERVICES FOR THE CONSTRUCTION OF THE VIRGINIA PARKWAY BRIDGE AND OVERLOOK STRUCTURE OVER WILSON CREEK AND AUTHORIZING ANY SUPPLEMENTAL AGREEMENTS UNDER SAID CONTRACT UP TO THE AGGREGATE CONTRACT AMOUNT, INCLUSIVE OF SAID SUPPLEMENTAL AGREEMENTS, OF \$1,650,000

- 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. Caption reads as follows:

RESOLUTION NO. 2017-01-007 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT IN THE AMOUNT OF \$687,569.30 WITH BURNS & MCDONNELL ENGINEERING COMPANY, INC. FOR ENGINEERING DESIGN SERVICES FOR THE BLOOMDALE ROAD EXTENSION PROJECT FROM HARDIN BOULEVARD TO COMMUNITY AVENUE AND AUTHORIZING ANY SUPPLEMENTAL AGREEMENTS UNDER SAID CONTRACT UP TO THE AGGREGATE CONTRACT AMOUNT, INCLUSIVE OF SAID SUPPLEMENTAL AGREEMENTS, OF \$750,000

- 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. Caption reads as follows:

RESOLUTION NO. 2017-01-008 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH TERRACON CONSULTANTS, INC. (TERRACON) FOR CONSTRUCTION MATERIALS TESTING SERVICES ASSOCIATED WITH THE MCKINNEY PUBLIC SAFETY SUPPORT BUILDING LOCATED AT 2750 COMMUNITY AVENUE IN MCKINNEY, TEXAS

- 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. Caption reads as follows:

RESOLUTION NO. 2017-01-009 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A RENEWAL WITH FIDELITY INSURANCE THROUGH ARBOR BENEFITS FOR STOP LOSS INSURANCE ON THE MEDICAL PLAN

- 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. Caption reads as follows:

RESOLUTION NO. 2017-01-010 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ACCEPTING AND FILING THE SEMI-ANNUAL REPORT WITH RESPECT TO THE PROGRESS OF THE CAPITAL IMPROVEMENTS PLAN FOR ROADWAY AND UTILITY IMPACT FEES

- 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

- 16-306Z3** Mayor Loughmiller called for 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. Planning Director Brian Lockley stated the applicant is requesting to rezone the property from "O" Office District to SF5 single-family residential in order to conform to neighboring uses. There is residential development to the north and planned development for residential to the south. Staff's recommendation is for denial based

on the Comprehensive Plan that shows this area designated as office. However, given the trends of development in the area, staff is not opposed to having that recommendation change to residential for this area. Mr. Dave Kochalka with Kimley-Horn, 5750 Genesis Court, Frisco, stated that he agrees with the staff report. This property is a good candidate to convert from commercial to residential use due to location and the shape of the property. The only access to the property is off of Community Avenue, which makes it more difficult to develop as a commercial property. Mayor Loughmiller called for public comment and there were none. Council unanimously approved the motion by Mayor Pro Tem Pogue, seconded by Council member Branch, to close the public hearing. Mayor Pro Tem Pogue thanked staff for their work and appreciates their recommendation for denial but given the location and surrounding development, agrees with their professional opinion to convert to residential. Mayor Loughmiller spoke about the fiscal analysis and the impact of zoning in terms of protecting the commercial tax base. Council approved the motion by Mayor Pro Tem Pogue, seconded by Council member Rogers, to approve an Ordinance rezoning 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, by a vote of 6-1-0, Council member Branch voting against. Caption reads as follows:

ORDINANCE NO. 2017-01-002

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 17.65 ACRE PROPERTY, LOCATED APPROXIMATELY 785 FEET NORTH OF WHITE AVENUE AND ON THE EAST SIDE OF COMMUNITY AVENUE, IS REZONED FROM "O" - OFFICE DISTRICT TO "SF5" – SINGLE FAMILY RESIDENTIAL 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



- 16-310Z2** 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 "C3" - Regional Commercial District, Located at 1605 South McDonald Street, and Accompanying Ordinance. Planning Director Brian Lockley stated the applicant is requesting to rezone the property from RS 60 Single Family to C3 Commercial. This property has largely remained commercial and has included several commercial uses throughout the years. At some point in time, the property has been rezoned but the commercial use was allowed to remain. Applicant, Mr. Paul Grundmann, 1056 County Road 3504, Quinlan, stated that he has been involved with the property located at 1605 S. McDonald Street since 1993. The property has never been residential in its usage. He presented the history of the many retail uses at that location. The property will be easier to lease and better used if it is zoned commercial. Mayor Loughmiller called for public comment and there were none. Council unanimously approved the motion by Mayor Pro Tem Pogue, seconded by Council member Day, to close the public hearing and approve an Ordinance rezoning the Subject Property from "RS 60" – Single Family Residence District to "C3" – Regional Commercial District, located at 1605 South McDonald Street. Caption reads as follows:

ORDINANCE NO. 2017-01-003

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 0.83 ACRE PROPERTY, LOCATED AT 1605 S MCDONALD STREET, IS REZONED FROM "RS-60" – SINGLE FAMILY RESIDENCE DISTRICT TO "C3" – REGIONAL 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

- 16-329Z2** Mayor Loughmiller called for 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. Planning Director Brian Lockley stated this a rezoning request for the property located at Collin McKinney Parkway and Westport Drive just west of Lake Forest. To the north of this property is residential and property to the south is multi-family as well as undeveloped property. A recent request for C1 zoning adjacent to this property was approved. This rezoning request will allow for the property to develop consistent with the C1 Neighborhood Commercial District and compliment the residential area. Applicant, Mr. Byron Waddey, Vasquez Engineering, L.L.C., 1919 S. Shiloh Road, Suite 440, Garland, stated the owner wants to put an approximate 12,000 square foot building for general retail at this location. Mayor Loughmiller called for public comment and there were none. Council unanimously approved the motion by Council member Ussey, seconded by Mayor Pro Tem Pogue, to close the public hearing and approve an Ordinance rezoning 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. Caption reads as follows:

ORDINANCE NO. 2017-01-004

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 1.5 ACRE PROPERTY, LOCATED ON THE NORTHEAST CORNER OF COLLIN MCKINNEY PARKWAY AND WESTPORT DRIVE, IS REZONED FROM "PD" – PLANNED DEVELOPMENT DISTRICT AND "REC" – REGIONAL EMPLOYMENT CENTER OVERLAY 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

**16-325AA** Mayor Loughmiller called for 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. Development Engineering Manager Matt Richardson, stated this right-of-way is currently unimproved, there are no public utilities that operate in this right-of-way, and there are no easements to be retained with the request of the abandonment. All owners adjacent to the right-of-way have signed a petition in support of the abandonment. When a right-of-way is abandoned, it is offered to the adjoining property owners free of cost. City Attorney Mark Houser stated the City does not have fee title to this right-of-way. It is an easement and we do not have the ability to sell it. There are no sewer or water lines located within the easement. After abandonment, adjacent owners can use the property but they do not have fee titles to it like they do their own property. Mayor Loughmiller called for public comments. Mr. James West, P. O. Box 806, McKinney, representing the homeowners on both sides of the property, spoke in favor of the abandonment. Council unanimously approved the motion by Mayor Pro Tem Pogue, seconded by Council member Branch, to close the public hearing and approve an Ordinance on a Right-of-Way Abandonment of a portion of Byrne Street, located between Josephine Street and Erwin Street. Caption reads as follows:

ORDINANCE NO. 2017-01-005

AN ORDINANCE VACATING A PORTION OF BYRNE STREET, APPROXIMATELY 0.204 ACRES, LOCATED BETWEEN JOSEPHINE STREET AND ERWIN STREET, PROVIDING FOR AN EFFECTIVE DATE HEREOF

**17-017** Mayor Loughmiller called for Consideration/Discussion/Action 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. CIP and Transportation Engineering Manager Gary Graham stated this

item is consideration of the award of a bid for the construction contract for the Virginia Parkway widening project from US 75 to Ridge Road. The anticipated start date is January 2017 with substantial completion December 2018. The east section of the project from US 75 to Bellegrove will be widened on the outside of the current roadway. The street lights will have to be relocated from the parkways to the medians. There will be traffic signal modifications at Hardin, Jordan, and Randy Lee and water line replacement from Dogwood Trail to US 75 and sanitary sewer line replacement from Carlisle to Jeans Creek. This section will also clean up the intersection at US 75 and continue the lane that currently ends at RaceTrac. The bridge over Wilson Creek will also be widened and will include a tie-in to Bonnie Wenk Park with the pavilion and trails as well as a handicap accessible trail. All sidewalk gaps will be completed so that there is continuous sidewalk the entire length of Virginia Parkway. The west section of the project from Bellegrove to Ridge Road will be widened into the median. There will be two new traffic signals added; one at Mallard Lakes and one at Crutcher Crossing. A right-turn lane will be added at Joplin Drive to improve traffic flow as well as adding a U-turn lane. There will be one lane closures during non-peak hours of 9:00 a.m. to 4:00 p.m. Detours will be posted in advance of construction and announcements will be sent out and kept current through social media. It is anticipated that the signals at Mallard Lakes and Crutcher Crossing will be completed during the first six months of the project. Once a detailed construction schedule is provided by the contractor, staff will meet with affected property owners regarding driveway reconstruction. Council unanimously approved the motion by Mayor Pro Tem Pogue, seconded by Council member Rogers, to approve 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.

Caption reads as follows:

RESOLUTION NO. 2017-01-011 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT IN THE AMOUNT OF \$13,937,587.22 WITH PAVECON PUBLIC WORKS, L.P. FOR THE CONSTRUCTION OF VIRGINIA PARKWAY LANES 5 & 6 FROM RIDGE ROAD TO US 75 AND AUTHORIZING ALL NECESSARY CHANGE ORDERS UNDER SAID CONTRACT UP TO AN AGGREGATE CONTRACT AMOUNT, INCLUSIVE OF ANY CHANGE ORDERS, NOT TO EXCEED \$15,340,000

Mayor Loughmiller called for Citizen Comments.

Mr. Peter Bailey, 4700 S. Ridge Road, McKinney, spoke on the passing of Lewis Miller over the holidays. Mr. Miller was a former Mayor of the City of McKinney.

Mr. Keith Clifton, 1550 Bray Central, McKinney, spoke of the airplane accident over the weekend and remembering pilot and son Greg and Tim Barber. He thanked the first responders on the good job they did with the incident.

Mayor Loughmiller called for Council and Manager Comments.

Council member Branch stated he is looking forward to the Strategic Planning on January 20<sup>th</sup>. He wished everyone a Happy New Year.

Council member Day did not have any comments.

Council member Rogers did not have any comments.

Councilwoman Rath stated that MCDC met on December 22<sup>nd</sup> where they heard seven grant presentations. The Board will be taking action on those requests on January 26<sup>th</sup> at their regular meeting. The grant cycle will be open until this Friday at 5:00 p.m. Applications can be submitted through this Friday as well as nominations for their 2017 Quality of Life awards.

Council member Ussery echoed Mr. Bailey's comments regarding Lewis Miller. Congratulations to the Police Department on their recognition as it is well deserved. Mr. Ussery thanked staff for what they do day in and day out.

Mayor Pro Tem Pogue also congratulated the Police Department on the CALEA Accreditation. This is an awesome achievement. Mr. Pogue thanked the first responders on how they respond and perform each and every time there is an issue. He congratulated and thanked the U Matter recipients who continue to provide quality service for the City of McKinney and make it the best place to live.

Mayor Loughmiller reminded everyone that the City Council has a Strategic Planning Retreat on January 20<sup>th</sup> in the morning which is open to the public for anyone wishing to attend. Council will discuss the City's goals and strategies both short term and reinforce or change the long term goals as we move forward over the next 5, 10, and 20 years in the development of the City. Mr. Loughmiller thanked the public safety personnel and first responders. One of the most difficult things of being on Council is that when something happens in the City, Council is always informed so that we are aware and may reach out to those concerned. Because of the quick work of the staff and City Manager's office we are able to get that information and assure folks that things are being taken care of and we are safe in McKinney. As Mr. Clifton said, Aero Country has been in existence since 1970 and they have not had any kind of accident since that time. If you think of the hundreds of thousands of operations there without incident, it is worth mentioning. It is tragic and unfortunate of the loss of life for both families as the New Year starts. Mayor Loughmiller wished everyone a happy 2017.

City Manager Paul Grimes stated that the City has curbside pickup for Christmas trees until January 13<sup>th</sup>. You may also bring the trees to the Al Ruschhaupt Soccer Complex or the water tower at Gabe Nesbitt Park, corner of Eldorado Parkway and Alma, any time before January 13<sup>th</sup>. For more information visit the City's website. The City has various Q & A's on the website that are relevant to our residents. For example, there are some Q & A's on the public transportation issue that includes some great information. There is also information there about the Public Utilities Commission's filing from some of the member cities of the North Texas Municipal Water District. That information is available on the website as well.

Mayor Loughmiller recessed the meeting into executive session at 7:19 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 (A). Litigation / Anticipated Litigation, Section 551.072 Discuss Real Property, and Section 551.087 Discuss Economic Development Matters as listed on the posted agenda. Mayor Loughmiller recessed to the open session at 8:17 p.m.

**16-1197** Mayor Loughmiller called for Consideration/Discussion/Action 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. Council unanimously approved the motion by Mayor Pro Tem Pogue, seconded by Council member Branch, to table this item indefinitely.

Council unanimously approve the motion by Council member Ussery, seconded by Council member Branch, to adjourn. Mayor Loughmiller adjourned the meeting at 8:20 p.m.

---

BRIAN LOUGHMILLER  
Mayor

ATTEST:

---

SANDY HART, TRMC, MMC  
City Secretary  
DENISE VICE, TRMC  
Assistant City Secretary