CITY COUNCIL REGULAR MEETING

OCTOBER 16, 2018

The City Council of the City of McKinney, Texas met in regular session in the McKinney City Hall Council Chambers, 222 N. Tennessee Street, McKinney, Texas, on October 16, 2018 at 6:00pm.

Council Present: Mayor George C. Fuller, Mayor Pro Tem Tracy Rath, and Council Members Charlie Philips, Scott Elliott, Rainey Rogers, Chuck Branch, and La'Shadion Shemwell.

City of McKinney Staff Present: City Manager Paul Grimes, Deputy City Manager Jose Madrigal, Assistant City Manager Barry Shelton, Assistant City Manager Steve Tilton, Assistant to the City Manager Trevor Minyard, City Attorney Mark Houser, Executive Director of Development Services Michael Quint, Director of Engineering Gary Graham, Interim Director of Planning Jennifer Arnold, Assistant Director of Public Works Paul Sparkman, Facilities Construction Manager Patricia Jackson, Director of Parks & Recreation Michael Kowski, Assistant Director of Parks & Recreation Ryan Mullins, Police Corporal Dustin Kincaid, Police Officer Shannon Seabrook, Community Services Administrator Shirletta Best, Municipal Courts Administrator April Morman, City Secretary Intern Cayla Simpson, Deputy City Secretary Melissa Lee, and City Secretary Empress Drane.

There were approximately 40 guests present.

Mayor Fuller called the meeting to order at 6:01 p.m. after determining a quorum of the Council was present.

The Invocation given by Leroy Armstrong, Teaching Pastor at First McKinney Baptist Church.

18-860 Proclamation of Texas Chamber of Commerce Week. Mayor Fuller proclaimed the week of October 15-19, 2018 as Texas Chamber of Commerce Week in McKinney, Texas, in conjunction with the state wide recognition of Chamber of Commerce Week, noting many accomplishments, and business and community driven initiatives of the McKinney Chamber. McKinney Chamber President Lisa Hermes was present with Chamber staff and members to accept the proclamation.

18-861 Proclamation of Dyslexia Awareness Month. Mayor Fuller proclaimed October 2018 as Dyslexia Awareness Month, urging citizens to take the initiative to increase awareness to educate and support those affected by the learning disability. Youth members of the Discovering Dyslexia Collin County organization were present to accept the proclamation.

18-862 Proclamation of Breast Cancer Awareness Month. Mayor Fuller proclaimed October 2018 as Breast Cancer Awareness Month, acknowledging efforts to discover a cure, honoring those lost, and those who have survived or been affected in some way by the disease.

Mayor Fuller called for Citizen Comments. There were no requests to speak.

Council unanimously approved the motion by Council Member Branch, seconded by Council Member Rogers, to approve the Consent Agenda:

MINUTES

18-863 Minutes of the City Council Work Session of October 1, 2018

18-864 Minutes of the City Council Regular Meeting of October 2, 2018

18-681 Minutes of the Board of Adjustment Meeting of July 25, 2018

18-800 Minutes of the Library Advisory Board Meeting of July 19, 2018

18-801 Minutes of the Library Advisory Board Meeting of August 9, 2018

18-808 Minutes of the McKinney Community Development Corporation Meeting of August 23, 2018

18-809 Minutes of the Planning and Zoning Commission Regular Meeting of September 11, 2018

RESOLUTIONS

18-865 Consider/Discuss/Act on a Resolution of the City Council of the City of McKinney, Texas, Supporting the Efforts of the U.S. Census Bureau to Ensure a Complete and Accurate Count of McKinney Residents for the U.S. Census 2020. Resolution caption reads as follows:

RESOLUTION NO. 2018-10-124 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF McKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO UNDERTAKE EFFORTS TO SUPPORT THE U.S. CENSUS 2020

18-866 Consider/Discuss/Act on a Resolution Awarding a Contract to Lattimore Materials Company of Addison, TX for the Purchase of Concrete Ready Mix. Resolution caption reads as follows:

RESOLUTION NO. 2018-10-125 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF McKINNEY, TEXAS, AUTHORIZING THE AWARD OF A CONTRACT TO LATTIMORE MATERIALS COMPANY OF ADDISON, TX FOR THE PURCHASE OF CONCRETE READY MIX

18-867 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract with Canon Solutions America of Dallas, Texas for Managed Print Services. Resolution caption reads as follows:

RESOLUTION NO. 2018-10-126 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF McKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH CANON SOLUTIONS AMERICA OF DALLAS, TEXAS FOR MANAGED PRINT SERVICES

18-868 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract in the Amount of $318,473.00 with Tyler Technologies, Inc., for Acquisition of Incode a Municipal Court Software Application and Authorizes all Necessary Change Orders Under said Contract to an Aggregated Contract Amount not to Exceed $350,320.30. Resolution caption reads as follows:

RESOLUTION NO. 2018-10-127 (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 $318,473.00 WITH TYLER TECHNOLOGIES, INC., FOR ACQUISITION OF INCODE A MUNICIPAL COURT SOFTWARE APPLICATION AND AUTHORIZE ALL NECESSARY CHANGE ORDERS UNDER SAID CONTRACT TO AN AGGREGATED CONTRACT AMOUNT NOT TO EXCEED $350,320.30

18-869 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Roadway Impact Fee Credit and Reimbursement Agreement with Hunt Southwest - Wilmeth, LLC, for the Construction of a Portion of Wilmeth Road, Extending Approximately 648 Linear Feet and Serving an Approximately 13.32 Acre Tract, Generally Located on the North Side of

Wilmeth Road and Approximately 1,950 Feet East of Redbud Boulevard. Resolution caption reads as follows:

RESOLUTION NO. 2018-10-128 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF McKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A ROADWAY IMPACT FEE CREDIT AND REIMBURSEMENT AGREEMENT WITH HUNT SOUTHWEST - WILMETH, LLC, FOR THE CONSTRUCTION OF A PORTION OF WILMETH ROAD, EXTENDING APPROXIMATELY 648 LINEAR FEET AND SERVING AN APPROXIMATELY 13.32 ACRE TRACT, GENERALLY LOCATED ON THE NORTH SIDE OF WILMETH ROAD AND APPROXIMATELY 1,950 FEET EAST OF REDBUD BOULEVARD

18-870 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract with Lochwood, Andrews, & Newnam, Inc. to Provide Consulting Engineering Services for the WA1626 - McKinney Ranch Pump Station Improvements - Phase 1 Project and Authorizing Any Supplemental Agreements. Resolution caption reads as follows:

RESOLUTION NO. 2018-10-129 (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 $500,641 WITH LOCKWOOD, ANDREWS & NEWNAM, INC. FOR CONSULTING ENGINEERING SERVICES FOR THE MCKINNEY RANCH PUMP STATION IMPROVEMENTS – PHASE 1 PROJECT AND AUTHORIZING ALL NECESSARY CHANGE ORDERS UNDER SAID CONTRACT UP TO AN AGGREGATE CONTRACT AMOUNT, INCLUSIVE OF ANY CHANGE ORDERS, NOT TO EXCEED $570,000

18-871 Consider/Discuss/Act on a Resolution Approving Funding Recommendations under the FY 2019 Community Support Grant. Resolution caption reads as follows:

RESOLUTION NO. 2018-10-130 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF McKINNEY, TEXAS, APPROVING THE 2018-2019 COMMUNITY SUPPORT GRANT FUNDING ALLOCATIONS, AND PROVIDING AN EFFECTIVE DATE

ORDINANCES

18-872 Consider/Discuss/Act on an Ordinance Amending the Fiscal Year 2018-2019 Annual Budget and Amending the 2019-2023 Capital Improvements Program, to Provide Funds for the White Ave Median Improvements.

Ordinance caption reads as follows:

ORDINANCE NO. 2018-10-073

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF McKINNEY, TEXAS AUTHORIZING A CERTAIN BUDGET AMENDMENT PERTAINING TO THE FISCAL YEAR 2018-2019 BUDGET AND THE 2019-2023 CAPITAL IMPROVEMENTS PROGRAM TO PROVIDE FUNDS FOR WHITE AVE MEDIAN IMPROVEMENTS PROJECT; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF

18-873 Consider/Discuss/Act on an Ordinance Amending the Fiscal Year 2018-2019 Annual CIP Budget and Amending the 2019-2023 Capital Improvements Program, to Provide Funds for the Median Landscape Improvements along Collin McKinney Parkway. Ordinance caption reads as follows:

ORDINANCE NO. 2018-10-074

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF McKINNEY, TEXAS AUTHORIZING A CERTAIN BUDGET AMENDMENT PERTAINING TO THE FISCAL YEAR 2018-2019 BUDGET AND THE 2019-2023 CAPITAL IMPROVEMENTS PROGRAM TO PROVIDE FUNDS FOR COLLIN McKINNEY PKWY MEDIAN IMPROVEMENTS PROJECT; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF

END OF CONSENT

REGULAR AGENDA AND PUBLIC HEARINGS

18-874 Mayor Fuller called for Consideration/Discussion/Action on a Resolution Adopting the City of McKinney's Legislative Priorities for the 86th Session of the Texas State Legislature. Assistant to the City Manager Trevor Minyard presented the recommended priorities, explaining the purpose of the “Our Home – Our Decisions” priority to support legislation upholding the City of McKinney’s home-rule authority, and opposing legislation that diminishes home-rule authority. Mr. Minyard and City Manager Paul Grimes both stated the value of the Priorities document related to state advocacy and a guidance tool for the Bond Committee to make decisions about funding. Director of Engineering Gary Graham provided explanation of the “Transportation” priority, noting specific projects other than expansion of Highway 380 that can help improve mobility throughout the city; and the importance of supporting improvements to Highway 380 even though the priorities document does not take a position on how the

improvement should occur. Council Member Branch commended staff for presenting items that appear to benefit the City more specifically than documents from previous years, but had concerns for the "Our Home – Our Decisions" priority and city level decision making or involvement with taxation and property appraisals. Council Member Elliott expressed support of the document, emphasizing state level advocacy of transportation and water projects. Mayor Fuller expressed full support of the "Our Home – Our Decisions" priority for maintaining local level over state level control concerning the needs of McKinney.

Council approved the motion by Mayor Pro Tem Rath, seconded by Council Member Elliott, to approve a Resolution Adopting the City of McKinney's Legislative Priorities for the 86th Session of the Texas State Legislature with a vote of 6 - 1, Chuck Branch voting no. Resolution caption reads as follows:

RESOLUTION NO. 2018-10-131 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF McKINNEY, TEXAS, ADOPTING THE CITY OF McKINNEY'S LEGISLATIVE PRIORITIES FOR THE 86TH SESSION OF THE TEXAS STATE LEGISLATURE

18-0094FR2 Mayor Fuller called for a Public Hearing to Consider/Discuss/Act on a Façade Plan Appeal for an Automobile Service and Repair Facility (Porsche McKinney), Located on the Northeast Corner of Hardin Boulevard and State Highway 121 (Sam Rayburn Tollway). Interim Director of Planning Jennifer Arnold presented sample materials to be utilized on the facility façade and explained staff's opposition to applicant requests due to non-conformance to architectural standards required by ordinance. Applicants, Dunja Suljicic, 100 Peachtree St NW, Atlanta, GA, and Corbett Head, One Porsche Drive, Atlanta GA, presented to council renderings of the façade, explaining various features and functionality of the planned vehicle service center. Civil Engineer on the project Grayson Hughes, 8144 Walnut Hill Ln, Dallas, TX, spoke in support of the item, citing the project's adherence to the City landscape code. Mayor Fuller

commented on his support of some aspects of the plan, but overall concern for the appearance of a “corrugated metal single-height massive box” located on a prime corridor of the city, which would erode the branding McKinney is trying to achieve. Mayor Fuller suggested the applicant could achieve a high-tech look with a few alterations to the plan. Council Member Rogers stated his support of the facility but with concerns it is not a fit for the location. Council Member Shemwell welcomed the applicants to McKinney, Texas, and acknowledged the Porsche organization’s probable due diligence of research and preparation to seek McKinney as the potential site of the first North American facility of its kind. Mr. Shemwell stated opposition to the request due to seven variances by the applicant. Council Member Branch stated his support for the applicant due to his trust in the effort to market a high quality product and services.

Council unanimously approved the motion by Council Member Branch, seconded by Council Member Shemwell, to close the Public Hearing on a Façade Plan Appeal for an Automobile Service and Repair Facility (Porsche McKinney), Located on the Northeast Corner of Hardin Boulevard and State Highway 121 (Sam Rayburn Tollway).

Council approved the motion by Council Member Shemwell, seconded by Council Member Rogers, to deny a Façade Plan Appeal for an Automobile Service and Repair Facility (Porsche McKinney), Located on the Northeast Corner of Hardin Boulevard and State Highway 121 (Sam Rayburn Tollway) with a vote of 6 - 1, Chuck Branch voting in support of the appeal.

18-0094SP Mayor Fuller called for a Public Hearing to Consider/Discuss/Act on a Site Plan for an Automobile Service and Repair Facility (Porsche McKinney), Located on the Northeast Corner of State Highway 121 (Sam Rayburn Tollway) and Hardin Boulevard. Interim Director of Planning Jennifer Arnold stated the item was somewhat related to the previous Public

Hearing item as some of the variance requests overlap; however, the site plan request for this item could still be approved despite Council denial of building materials and other requests. Mayor Fuller recommended tabling the request for modifications to achieve a more suitable plan including photographic evidence of what some of the variances would look like. Council Member Scott Elliott agreed, also citing an expectation of equity when dealing with applicants, as McKinney ISD was recently required to adhere to regulations for the new Athletics Stadium. Applicant Grayson Hughes, 8144 Walnut Hill Ln, Dallas, TX, spoke in support of the item but requested to table the item in consideration of Council opposition to the item as presented.

Council unanimously approved the motion by Mayor Fuller, seconded by Council Member Rogers, to close the Public Hearing on a Site Plan for an Automobile Service and Repair Facility (Porsche McKinney), Located on the Northeast Corner of State Highway 121 (Sam Rayburn Tollway) and Hardin Boulevard.

Council unanimously approved the motion by Mayor Fuller, seconded by Council Member Rogers, to table indefinitely item 18-0094SP Conduct a Public Hearing on a Site Plan for an Automobile Service and Repair Facility (Porsche McKinney), Located on the Northeast Corner of State Highway 121 (Sam Rayburn Tollway) and Hardin Boulevard.

18-875 Mayor Fuller called for Consideration/Discussion/Action on a Resolution Naming a Park within the Craig Ranch Town Center, Located at the Southeast Corner of Collin McKinney Parkway and Aerobic Way. Director of Parks & Recreation Michael Kowski stated this item is to name a park in the Craig Ranch development. The park is a partnership between the City and Craig Ranch in which the homeowners association will build and maintain the park as part of the parkland dedication agreement at the inception of the project. Mr. Kowski presented graphics of the existing Millie Cooper Park and the planned second phase of the park adjacent to

the existing. Mr. Kowski stated the recommendation of the Parks & Recreation Advisory Board is to continue the name of Millie Cooper Park to extend to the second phase.

Council unanimously approved the motion by Council Member Elliott, seconded by Council Member Shemwell, to approve a Resolution Naming a Park within the Craig Ranch Town Center, Located at the Southeast Corner of Collin McKinney Parkway and Aerobic Way. Resolution caption reads as follows:

RESOLUTION NO. 2018-10-132 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF McKINNEY, TEXAS, NAMING A PARK LOCATED WITHIN THE CRAIG RANCH TOWN CENTER, LOCATED AT THE SOUTHEAST CORNER OF COLLIN McKINNEY AND AEROBIC WAY, MILLIE COOPER PARK

18-876 Mayor Fuller called for Consideration/Discussion/Action on a Resolution Naming a Park within the Craig Ranch Town Center, Located South of Collin McKinney Parkway and between Meyer Way and Rundell Way. Director of Parks & Recreation Michael Kowski stated this item is to name a park in the Craig Ranch development. The park is a partnership between the City and Craig Ranch in which the homeowners association will build and maintain the park as part of the parkland dedication agreement at the inception of the project. The recommendation of the Parks & Recreation Advisory Board is to name the park Crescent Park in consideration arcs and curves of the park's unique design. Council Member Branch recommended naming a park in Craig Ranch after developer David Craig.

Council unanimously approved the motion by Mayor Pro Tem Tracy Rath, seconded by Council Member Rogers, to approve a Resolution Naming a Park within the Craig Ranch Town Center, Located South of Collin McKinney Parkway and between Meyer Way and Rundell Way. Resolution caption reads as follows:

RESOLUTION NO. 2018-10-133 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF McKINNEY, TEXAS, NAMING A PARK LOCATED WITHIN THE CRAIG RANCH TOWN CENTER, LOCATED SOUTH OF COLLIN McKINNEY PARKWAY AND BETWEEN MEYER WAY AND RUNDELL WAY, CRESCENT PARK

18-877 Mayor Fuller called for Consideration/Discussion/Action on the Selection Process and/or Composition of a 2019 Municipal Bond Committee. Assistant to the City Manager Trevor Minyard presented the list of nominations based on Council input at the Work Session on October 15, stating the nominees will be contacted to ensure their willingness to participate, then assigned to a subcommittee: Finance, Parks, Public Facilities, Streets & Roads, or Public Safety. Council discussed potential methods for assigning subcommittees such as random assignments, and consideration of district representation, qualifications, passion and interest to serve. 2019 Municipal Bond Committee Nominees:

By Mayor Fuller

- Jon Dell'Antonia
- Brian Loughmiller
- Sean Nance
- Stephanie O'Dell
- Betty Petkovsek

By Mayor Pro Tem Rath

- Sophie Bonham
- Jackie Brewer
- Stacie Durham
- Geri Feltus
- Jeff Frison

By Councilman Branch

- Kim Carmichael
- Mike Giles
- Stefani Lear
- Amy Limas
- Jimmy Teal

By Councilman Rogers

- Maylee Fuller
- Harlow Hagee
- Corinne Packard
- Tammy Rogers
- Jeff Swan

By Councilman Elliott

- David Clarke
- Patrick Cloutier
- Lisa Hermes
- Geralyn Kever
- Kurt Kuehn

By Councilman Shemwell

- Justin Beller
- Robert Clark
- John Guidry
- Brian Hazelwood
- Sandra Salazar-Rios

By Councilman Philips

- Kathy Badali
- Cheridy Dodd
- Bob Douglass
- Casey McGarr
- Neal Provost

Council unanimously approved the motion by Mayor Fuller, seconded by Council Member Rogers, to form a subcommittee

compromised of Mayor Fuller, Mayor Pro Tem Rath and Council Member Elliott to receive recommendations by Council to assign Bond Committee Nominees to Bond Subcommittees.

18-878 Mayor Fuller called for Consideration/Discussion/Action on the Appointment of a New Member to the McKinney Housing Finance Corporation Board. Mayor Pro Tem nominated engineer Bob Fisher to the board, citing his desire to serve and his qualifications.

Council unanimously approved the motion by Mayor Pro Tem Rath, seconded by Council Member Rogers, to appoint Bob Fisher to fill the open seat on the McKinney Housing Finance Corporation Board, vacated by Harry Hickey. The term is partial and expires on September 30, 2020.

18-879 Mayor Fuller called for Consideration/Discussion/Action on the Appointment of a New Alternate Member to the Board of Adjustment. Council Member Rogers nominated Randall Wilder to serve, citing his prior service on the board and his willingness to serve.

Council unanimously approved the motion by Council Member Rogers, seconded by Mayor Fuller, to appoint Randall Wilder to fill the open seat as Alternate Member to the Board of Adjustment, vacated by Jack Bridgman. The term is partial and expires on September 30, 2020.

Mayor Fuller called for Citizen Comments at the conclusion of meeting items. There were no requests to speak.

Mayor Fuller called for Council and Manager Comments.

Council Members Philips, Shemwell, and Branch had no comments.

Councilman Rogers recognized McKinney Chamber of Commerce President Lisa Hermes as a “rock star” for the amazing accomplishments of the Chamber, including five-star accreditation.

Councilman Elliott announced Kip Dixon’s unanimous selection to chair the Parks & Recreation Advisory Board as well as Melanie Butler’s selection as Vice Chair to the same board; commended the successes of the APEX Centre which were presented by

Parks & Recreation Director Michael Kowski and APEX Manager Teresa Thomason; expressed excitement for the coming of the all-abilities playground despite setbacks due to recent rains and flooding; and mentioned the new website feature that notifies the public of which athletics fields are available.

Mayor Pro Tem Rath stated the McKinney Main Street Board will distribute surveys to collect local feedback about the Oktoberfest event, noting the event earned a "healthy increase on profit;" announced the Christmas tree for downtown is 35 feet tall and will arrive from Michigan November 13. The music group Asleep at the Wheel will perform at the tree lighting.

City Manager Paul Grimes announced McKinney will participate in the National Drug Takeback Event on October 27 in which citizens are encouraged to anonymously dispose of expired, unused or unwanted prescription drugs in a safe way. The first ever Parks & Recreation Trick or Treat Trail event will be October 25 at McKinney Community Center in which visitors will experience food truck, games, face painting, music and costume contest. McKinney Main Street will host the annual favorite Scare on the Square event on October 31. Mr. Grimes also announced the McKinney Air Center closed the fiscal year with a 7% increase in aviation fuel sales and 17% increase in aircraft operations from the previous year.

Mayor Fuller had no comments.

Mayor Fuller recessed the meeting into Executive Session at 7:42 p.m. in accordance with the Texas Government Code: A. Section 551.071 (2). Consultation with City Attorney on any Work Session, Special or Regular Session A. Section 551.071(2) Consultations with Attorney on any Work Session, Special Session, or Regular Session agenda item requiring confidential attorney/client advice necessitated by the deliberation or discussion of said items (as needed) B. Section 551.071 (A) Pending or contemplated litigation - Sellinger - Wildwood C. Section 551.072. Deliberations about Real Property D. Section 551.074. Personnel Matters - Full Time Associate Municipal Court Judge Selection/Appointment Process E. Section 551.087. Deliberation Regarding Economic Development Matters - Project Frost.

Mayor Fuller recessed back into open session at 7:57 p.m.

Council unanimously approved the motion by Councilman Rogers, seconded by Mayor Fuller, to adjourn. Mayor Fuller adjourned the meeting at 7:58 p.m.

_____
GEORGE C. FULLER
Mayor

ATTEST:

_____
EMPRESS DRANE
City Secretary