

CITY COUNCIL REGULAR MEETING

JUNE 18, 2019

The City Council of the City of McKinney, Texas met in regular session in the City Hall Council Chambers, 222 N. Tennessee Street, McKinney, Texas, on June 18, 2019, at 6:00 p.m.

Mayor George Fuller called the meeting to order at 6:00 p.m. upon determining a quorum of himself and the following City Council Members were present:

- La'Shadian Shemwell..... District 1
- Rainey Rogers, Mayor Pro Tempore..... District 2
- Scott Elliott District 3
- Rick Franklin District 4
- Charlie Philips At Large
- Frederick Frazier At Large

City of McKinney Staff Present: City Manager Paul Grimes, Deputy City Manager Jose Madrigal, Assistant City Manager Barry Shelton, Assistant City Manager Steve Tilton, City Attorney Mark Houser, Assistant to the City Manager Trevor Minyard, City Secretary Intern Cayla Simpson, City Secretary Empress Drane, Director of Engineering Gary Graham, Director of Planning Jennifer Arnold, Capital Improvement Projects Manager Nicholas Ataie, Director of Parks & Recreation Michael Kowski, Emergency Management Assistant Coordinator Randall Gurney, Police Chief Greg Conley, Police Personnel Terry Qualls and Derrick Byrd, Fire Chief Danny Kistner, Assistant Fire Chief Chris Lowry, Fire Personnel Charlie Skaggs and Curtis Bell, Chief Financial Officer Mark Holloway, Finance Director Trudy Mathis, Investment & Treasury Manager Kelvin Bryant, Video Producer Joey Barr

There were approximately forty-five (45) members of the public present.

Mayor Fuller called for the Invocation, led by Pastor Sam Holm of First Baptist Church, and recital of the Pledge of Allegiance by State Champion distance runner London Culbreath of McKinney North High School.

Mayor Fuller called for the following Information Sharing items:

- 19-0500** Presentation of the American Heart Association's Mission Life Line Award to McKinney Fire Department

19-0501 Proclamation for Posttraumatic Stress Disorder (PTSD) Awareness Month

Mayor Fuller called for Public Comments.

Justin Jinright, 571 Kentucky Ln, Fairview TX 75069 spoke regarding the North Texas Municipal Water District.

Madelyn Lendy, 705 Marioneth Dr, McKinney TX 75071 spoke regarding mass shootings and school security.

Mayor Fuller called for the Consent Agenda.

Council unanimously approved the motion by Mayor Pro Tem Rainey Rogers, seconded by Council Member Scott Elliott, to approve the following Consent items:

19-0502 Minutes of the City Council Special Meeting and Work Session of June 4, 2019

19-0503 Minutes of the City Council Regular Meeting of June 4, 2019

19-0455 Minutes of the Community Grants Advisory Commission Meeting of April 3, 2019

19-0456 Minutes of the Community Grants Advisory Commission Meeting of May 8, 2019

19-0457 Minutes of the Community Grants Advisory Commission Meeting of May 9, 2019

19-0411 Minutes of the McKinney Community Development Corporation Meeting of April 25, 2019.

19-0309 Minutes of the McKinney Housing Finance Corporation Meeting of January 11, 2019

19-0374 Minutes of the McKinney Main Street Board Meeting of April 11, 2019

19-0450 Minutes of the Planning and Zoning Commission Regular Meeting of May 14, 2019

19-0504 Consider/Discuss/Act on an Ordinance Amending Chapter 66, "Municipal Court," of the City's Code of Ordinances by Repealing said Chapter and Replacing it with a new Chapter 66 to be Titled "Municipal Court of Record." Ordinance caption reads as follows:

ORDINANCE NO. 2019-06-047

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AMENDING CHAPTER 66, "MUNICIPAL COURT," OF THE CITY'S CODE OF ORDINANCES BY REPEALING SAID CHAPTER AND REPLACING IT WITH A NEW CHAPTER 66 TO BE TITLED "MUNICIPAL COURT OF RECORD"; ESTABLISHING THE JURISDICTION OF THE MUNICIPAL COURT; PROVIDING FOR THE APPOINTMENT, QUALIFICATIONS, TERM, SALARY, AND POWERS AND DUTIES OF MUNICIPAL COURT JUDGES; PROVIDING FOR A PRESIDING JUDGE; PROVIDING FOR THE FILLING OF VACANCIES AND REMOVAL OF JUDGES; PROVIDING FOR A MUNICIPAL COURT CLERK; PROVIDING FOR A COURT REPORTER; PROVIDING FOR A CITY MARSHAL; PROVIDING FOR PROSECUTION AND APPEALS; PROVIDING FOR COSTS AND FEES; AMENDING APPENDIX A, "SCHEDULE OF FEES"; REPEALING CONFLICTING ORDINANCES; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION OF THE CAPTION OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE

- 19-0505** Consider/Discuss/Act on a Resolution Approving Qualified Firms to Provide Professional Landscape Architectural Services for design of various Parks Projects. Resolution caption reads as follows:

RESOLUTION NO. 2019-06-064 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, APPROVING QUALIFIED FIRMS TO PROVIDE PROFESSIONAL LANDSCAPE ARCHITECTURAL SERVICES FOR THE DESIGN OF VARIOUS PARKS

- 19-003DA** Consider/Discuss/Act on a Resolution Approving the First Amendment to the Chapter 380 Economic Development Agreement Between the City of McKinney, Texas, and McKinney SH I, LTD, for the Construction of a Portion of Bois D'Arc Road, Generally Between U.S. Highway 380 and Crowe Lane. Resolution caption reads as follows:

RESOLUTION NO. 2019-06-065 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, APPROVING THE FIRST AMENDMENT TO THE CHAPTER 380 ECONOMIC DEVELOPMENT AGREEMENT BETWEEN THE CITY OF MCKINNEY, TEXAS, AND MCKINNEY SH I, LTD, A TEXAS LIMITED PARTNERSHIP

- 19-0506** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Apply for and Accept, If Awarded, a Grant Through the Texas Department of Housing and Community Affairs (TDHCA) for an FY20 Emergency Solutions Grant. Resolution caption reads as follows:

RESOLUTION NO. 2019-06-066 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO APPLY FOR, AND

ACCEPT IF AWARDED, A GRANT TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS (TDHCA) FOR AN FY20 EMERGENCY SOLUTIONS GRANT

- 19-0507** Consider/Discuss/Act on a Resolution Authorizing the City Manager, or Designee, to Apply for, Accept and Implement an Urban Area Security Initiative (UASI) Program Grant Award from the Department of Homeland Security through the Office of the Governor (OOG) to Equip the City of McKinney Fire Department Light and Air Truck with Firefighter Air Replenishment System (FARS) and Associated Equipment. Resolution caption reads as follows:

RESOLUTION NO. 2019-06-067 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO APPLY FOR, ACCEPT AND IMPLEMENT AN URBAN AREA SECURITY INITIATIVE (UASI) PROGRAM GRANT AWARD FROM THE DEPARTMENT OF HOMELAND SECURITY THROUGH THE OFFICE OF THE GOVERNOR (OOG) TO EQUIP THE CITY OF MCKINNEY FIRE DEPARTMENT LIGHT AND AIR TRUCK WITH FIREFIGHTER AIR REPLENISHMENT SYSTEM (FARS) AND ASSOCIATED EQUIPMENT

- 19-0508** Consider/Discuss/Act on a Resolution Authorizing the City Manager, or Designee, to Apply For, Accept and Implement an Urban Area Security Initiative (UASI) Program Grant Award from the Department of Homeland Security Through the Office of the Governor (OOG) to Purchase Ballistic Protective Equipment and Associated Medical Supplies to Support the Proper Equipping of Police Department Personnel Responding to an Active Shooter Incident. Resolution caption reads as follows:

RESOLUTION NO. 2019-06-068 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO APPLY FOR, ACCEPT AND IMPLEMENT AN URBAN AREA SECURITY INITIATIVE (UASI) PROGRAM GRANT AWARD FROM THE DEPARTMENT OF HOMELAND SECURITY THROUGH THE OFFICE OF THE GOVERNOR (OOG) TO PURCHASE BALLISTIC PROTECTIVE EQUIPMENT TO SUPPORT THE PROPER EQUIPPING OF POLICE PERSONNEL RESPONDING TO AN ACTIVE SHOOTER INCIDENT

- 19-0509** Consider/Discuss/Act on a Resolution of the City of McKinney, Texas, Authorizing the City Manager to Apply for, Accept, Reject, Alter or Terminate, a Grant from The Firehouse Subs Public Safety Foundation.

Resolution caption reads as follows:

RESOLUTION NO. 2019-06-069 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO APPLY FOR, ACCEPT, REJECT, ALTER OR TERMINATE A GRANT FROM THE FIREHOUSE SUBS PUBLIC SAFETY FOUNDATION

- 19-0510** Consider/Discuss/Act on a Resolution Authorizing the Application and Acceptance, if Awarded, of a Collin County Parks and Open Space Project Funding Assistance Program for the Greens of McKinney Trail Connection and Other Improvements. Resolution caption reads as follows:

RESOLUTION NO. 2019-06-070 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO APPLY FOR AND ACCEPT, IF AWARDED, THE COLLIN COUNTY PARKS AND OPEN SPACE PROJECT FUNDING ASSISTANCE PROGRAM FOR GREENS OF MCKINNEY TRAIL AND OTHER PARK RELATED IMPROVEMENTS

Mayor Fuller called for the Regular Agenda and Public Hearing items:

- 19-0024Z2** Conduct a Public Hearing to Consider/Discuss/Act on a Request to Rezone the Subject Property from "PD" - Planned Development District to "C2" - Local Commercial District, Located Approximately 1,430 Feet West of Stonebridge Drive and on the South Side of Eldorado Parkway and Accompanying Ordinance.

Council unanimously approved the motion by Council Member La'Shadi Shemwell, seconded by Council Member Scott Elliott, to close the public hearing and approve a Request to Rezone the Subject Property from "PD" - Planned Development District to "C2" - Local Commercial District, Located Approximately 1,430 Feet West of Stonebridge Drive and on the South Side of Eldorado Parkway and Accompanying Ordinance. Ordinance caption reads as follows:

ORDINANCE NO. 2019-06-048

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 4.57 ACRES PROPERTY, LOCATED APPROXIMATELY 1,430 FEET WEST OF STONEBRIDGE DRIVE AND ON THE SOUTH SIDE OF ELDORADO PARKWAY, IS REZONED FROM "PD" - PLANNED DEVELOPMENT DISTRICT TO "C2" - LOCAL 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**

- 19-0511** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract with J.P. Morgan Chase of Dallas, Texas for Primary Depository Banking Services

Council unanimously approved the motion by Council member Rainey Rogers, seconded by Council member Richard Franklin, to approve a Resolution Authorizing the City Manager to Execute a Contract with J.P. Morgan Chase of Dallas, Texas for Primary Depository Banking Services. Resolution caption reads as follows:

RESOLUTION NO. 2019-06-071 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH J.P. MORGAN CHASE BANK OF DALLAS, TEXAS FOR PRIMARY DEPOSITORY BANKING SERVICES

- 19-0512** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract with Kimley-Horn and Associates, Inc. for Professional Engineering Design Services for the Collin McKinney Parkway Project (ST1841) and Any Necessary Supplemental Agreements

Council unanimously approved the motion by Council member La'Shadi Shemwell, seconded by Council member Rainey Rogers, to approve a Resolution Authorizing the City Manager to Execute a Contract with Kimley-Horn and Associates, Inc. for Professional Engineering Design Services for the Collin McKinney Parkway Project (ST1841) and Any Necessary Supplemental Agreements. Resolution caption:

RESOLUTION NO. 2019-06-072 (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 \$865,200 WITH KIMLEY-HORN AND ASSOCIATES, INC. FOR ENGINEERING DESIGN SERVICES FOR THE COLLIN MCKINNEY PARKWAY PROJECT (ST1841) AND AUTHORIZING ANY SUPPLEMENTAL AGREEMENTS UNDER SAID CONTRACT UP TO THE AGGREGATE CONTRACT AMOUNT, INCLUSIVE OF SAID SUPPLEMENTAL AGREEMENTS, OF \$995,000

- 19-0513** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract with Teague Nall and Perkins, Inc. for Professional Engineering Design Services for the ST1834 - Accessibility Improvements (Eastside Phase 2) Project and Any Necessary Supplemental Agreements

Council unanimously approved the motion by Council member Scott Elliott, seconded by Council member La'Shadion Shemwell, to approve a Resolution Authorizing the City Manager to Execute a Contract with Teague Nall and Perkins, Inc. for Professional Engineering Design Services for the ST1834 - Accessibility Improvements (Eastside Phase 2) Project and Any Necessary Supplemental Agreements. Resolution caption reads as follows:

RESOLUTION NO. 2019-06-073 (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 \$455,750 WITH TEAGUE NALL AND PERKINS, INC. FOR CONSULTING ENGINEERING SERVICES FOR PROJECT ST1834 – ACCESSIBILITY IMPROVEMENTS (EASTSIDE PHASE 2) AND AUTHORIZING ALL NECESSARY CHANGE ORDERS UNDER SAID CONTRACT UP TO AN AGGREGATE CONTRACT AMOUNT, INCLUSIVE OF ANY CHANGE ORDERS, NOT TO EXCEED \$500,000

19-0514 Consider/Discuss/Act on a Resolution to Appoint a Member to the City of McKinney's Capital Improvements Advisory Committee

Council unanimously approved the motion by Council member Charlie Philips, seconded by Mayor Pro Tem Rainey Rogers, to approve a Resolution to Appoint Randall Hickman to the City of McKinney's Capital Improvements Advisory Committee. Resolution caption reads as follows:

RESOLUTION NO. 2019-06-074 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, APPOINTING A MEMBER TO THE CITY OF MCKINNEY'S CAPITAL IMPROVEMENTS ADVISORY COMMITTEE

Mayor Fuller called again for Public Comments at which time there were no additional requests to address the City Council.

Mayor Fuller called for Council and Manager Comments.

Council Member Charlie Philips stated he recently attended the Employee Recognition Picnic and extended thanks to the city staff for helping make McKinney, Texas one of the best and safest cities; attended the grand opening of Medical City – a Medicare-driven healthcare facility; and thanked Crosspoint and The Mark churches for their service.

Council Member Scott Elliott extended thanks for city Planning staff who attended a meeting for the North Central Texas Council of Governments and received

awards for the 2040 Strategic Plan from among more than forty (40) other submissions; recognized non-profit organization Direction 613, a charity dedicated to assist young mothers and mothers-to-be, and young women who have aged out of foster care.

Mayor Pro Tem Rainey Rogers congratulate staff for the city's water quality rating of "Super" by the Texas Commission of Environmental Quality. The Superior rating is the highest attainable rating for meeting or exceeding state and federal water quality standards; thanked engaged citizens and city Planning staff for rapid response to install a stop sign at a necessary location; and expressed appreciation for Development Services and Public Safety for services and processes to support business development in the city.

Council Member La'Shadi Shemwell thanked and acknowledged the Police Department and Fire Department for working toward improvement and making the city one of the safest places to live; encouraged students to continue to learn about and participate in local government; acknowledged the importance of awareness and support for those affected by PTSD including people of color; and encouraged residents to celebrate the Juneteenth holiday (June 19).

Council Member Rick Franklin expressed excitement to be a member of the City Council and expressed appreciation for the citizens and staff of the city.

Council Member Frederick Frazier expressed the importance to have organizational resources for PTSD support for Public Safety personnel; commended the Parks & Recreation department and encouraged the public to visit and experience the All-Abilities Playground at Bonnie Wenk Park; and extended condolences to Maylee Fuller (wife of Mayor George Fuller) on the passing of her mother.

City Manager Paul Grimes invited youth participants to the Library Reading Program; promoted the Parks & Recreation Bingo Program for McKinney families to participate in activities across the city throughout the summer; promoted the annual Red, White & Boom Independence Day Celebration with activities to be held downtown and at the McKinney Soccer Fields at Craig Ranch on July 4; congratulated the Planning department on its recent NCTCOG awards; invited Council Members to participate in tours of the North Texas Municipal Water District water treatment facilities, available August 15 and October 11; and congratulated the Communications &

Marketing and department for winning national awards for the Discover McKinney information series and four (4) additional state level awards.

Mayor Fuller stated the Homelessness Taskforce will meet. Members of the taskforce include the Collin County Homeless Coalition, City Council, City Staff and other non-profit organizations and individuals working to address issues of homelessness in the city; commended Julie Smith and Larry Offerdahl (McKinney Rotary Club) for raising more than five hundred thousand dollars in support of the All-Abilities Playground at Bonnie Wenk Park; stated he viewed and encouraged the public to view the documentary Emanuel about the June 2015 mass shooting at Emanuel AME Church (Charleston, S.C.) where nine African American churchgoers were killed; and recognized his wife Maylee and the passing of her mother.

Council unanimously approved the motion by Council member La'Shadi Shemwell, seconded by Mayor Pro Tem Rainey Rogers to adjourn at 6:59 p.m.

GEORGE C. FULLER
Mayor

ATTEST:

EMPRESS DRANE
City Secretary