

## **CITY COUNCIL SPECIAL MEETING**

**DECEMBER 21, 2015**

The City Council of the City of McKinney, Texas met in a Special Meeting in the Council Chambers of the Municipal Building on December 21, 2015 at 5:30 p.m.

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

Staff Present: Interim City Manager Tom Muehlenbeck; Deputy City Manager Jose Madrigal; Assistant City Manager Barry Shelton; City Attorney Mark Houser; City Secretary Sandy Hart; Assistant Director of Public Works Paul Sparkman; Purchasing Manager Lisa Littrell; and Chief of Police Greg Conley.

There were two guests present.

Mayor Loughmiller called the meeting to order at 5:35 p.m. after determining a quorum present.

**15-1256** Mayor Loughmiller called for Consideration of the Qualifications of Two Firms Submitted in Response to the City of McKinney's Request for Qualifications (16-45RFQ) from Executive Search Firms for the Recruitment of a City Manager. Purchasing Manager Lisa Littrell stated that Strategic Government Resources (SGR) and The Novak Consulting Group would each provide a 20 to 30 minute presentation. After each presentation, Council will be able to question each firm. Ms. Littrell stated that in order to obtain the list of applicants, the e-bid notification system was used as well as the list that was used for the CIO and the HR Director formal bid request. Mr. Ron Holifield, Strategic Government Resources (SGR) and Ms. Catherine Tuck Parrish, The Novak Consulting Group provided presentations on their firm's organization, approach, and experience for Council's consideration.

Mayor Loughmiller recessed the meeting into Executive Session at 7:25 p.m. per Texas Government Code Section 551.074 Personnel Matters. Mayor Loughmiller recessed to open session at 8:40 p.m.

- 15-1256** Mayor Loughmiller called back to Consider the Qualifications of Two Firms Submitted in Response to the City of McKinney's Request for Qualifications (16-45RFQ) from Executive Search Firms for the Recruitment of a City Manager. Mayor Loughmiller suggested that Council recess the Special Meeting and continue it to 8:00 a.m. on December 22, 2015 to bring one or both of tonight's applicants back for additional questions. Council unanimously approved the motion by Mayor Pro Tem Ussery, seconded by Council member Pogue, to recess tonight's Special Meeting until 8:00 a.m. on December 22, 2015 for the purpose of asking additional questions to respondent(s) that have already left the building this evening. This recess is made in good faith and not intended to circumvent the Texas Open Meetings Act, and is due to the absence of the respondent(s) at 8:49 p.m. on December 21, 2015.

#### WORK SESSION

- 15-1258** Mayor Loughmiller called for Discussion/Direction Regarding City Council Chamber Signage Under Penal Code Section 30.06 (Trespass by Holder of a License to Carry a Concealed Handgun) and Penal Code Section 30.07 (Trespass by License Holder with an Openly Carried Handgun). City Attorney Mark Houser noted that State Law has changed and there are limitations to prohibitions of open carry and concealed hand guns in many public buildings, but specifically the Council Chamber is the subject of the item tonight. Council has three options: one is to do nothing; one is to put up a notice relating to Section 30.06, which is related to concealed hand guns; or the final option is to put up a notice relating to Section 30.07, relating to open carry hand guns. Chief of Police Greg Conley stated that from a security aspect, he did not feel it made a difference. Most law-abiding citizens go through the licensing process and carry concealed hand guns. It is the consensus of the Council that signage for Section 30.07 (relating to trespass by license holder with an

openly carried handgun) be posted in the Council Chambers.

Interim City Manager Tom Muehlenbeck stated that he contacted Mr. Holifield and his opinion is that if Council desires to go out for additional RFQs, he feels the Council needs to move ahead without SGR. Mr. Muehlenbeck stated that unless the Council has other issues, there is no need to continue the Special Meeting to 8:00 a.m. on December 22, 2015.

Mayor Loughmiller recessed the meeting into Executive Session at 9:05 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), and Section 551.074 Personnel Matters. Mayor Loughmiller recessed to the open session at 9:26 p.m.

Council unanimously approved the motion by Mayor Pro Tem Ussery, seconded by Council member Pogue, to rescind the prior motion to recess tonight's Special Meeting until tomorrow morning.

- 15-1257** Mayor Loughmiller called for Consideration/Discussion/Action on a Resolution for Selection and Engagement of an Executive Search Firm for City Manager Search. A motion was made by Mayor Pro Tem Ussery, seconded by Council member Pogue, to table item 15-1257 until the January 19, 2016 meeting. Mayor Loughmiller requested an amendment to the motion to include sending out an additional RFQ with the request that the applicants submit their responses no later than 5:00 p.m. on January 13, 2016, in both hard copy and digital format so that Council can meet in Executive Session at noon on January 15, 2016 to consider the written responses. Once proposals are narrowed down, those individuals will come to the January 19, 2016 meeting to make presentations and Council will take action. The applicant submittals that

were presented tonight do not have to be resubmitted and are still being considered. Council unanimously approved the amended motion by Mayor Pro Tem Ussery, seconded by Council member Pogue.

Council unanimously approved the motion by Mayor Pro Tem Ussery, seconded by Council member Pogue, to adjourn. Mayor Loughmiller adjourned the meeting at 9:40 p.m.

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BRIAN LOUGHMILLER  
Mayor

ATTEST:

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SANDY HART, TRMC, MMC  
City Secretary