

**CITY COUNCIL REGULAR MEETING**

**JUNE 2, 2020**

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 Tuesday, June 2, 2020 at 6:00 p.m.

The meeting was broadcast live on cable television and through the City's website on Spectrum Channel 16; AT&T U-Verse Channel 99; and online at <http://mckinney.legistar.com>.

Mayor George C. Fuller called the meeting to order at 6:04 p.m. upon determining a quorum of the Council was present, consisting of himself and the following members: La'Shadion 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, Assistant City Manager Kim Flom, Assistant City Manager Barry Shelton, Assistant City Manager Steve Tilton, City Attorney Mark Houser, Community Services Administrator Shirletta Best, Director of McKinney Performing Arts Center (MPAC) and Main Street Programs Amy Rosenthal, Director of Engineering Gary Graham, Development Engineering Manager Matt Richardson, Police Chief Greg Conley, Assistant Police Chief Joe Ellenburg, Police Sergeant Damian Guerrero, Police Sergeant Jesse Garcia, Police Officer Randy Patton, Police Officer Adrian Guzman, Police Officer Adrian Linwood, Police Officer Jonathan Losawyer, Police Officer Bruno Siqueira, Police Officer Luis Moreno, Police Officer Damon Farrow, Video Producer Joey Barr, Strategic Services Manager Trevor Minyard, City Secretary Empress Drane

There were approximately ten (10) members of the public present at the meeting.

Mayor Fuller called for the Invocation and recital of the Pledge of Allegiance. Pastor Matthew Long of Victory Church of McKinney joined the meeting by telephone call to lead the Invocation.

Mayor Fuller stated the following information item would be postponed until the City Council Regular Meeting of Tuesday, June 16, 2020:

**20-0443** Recognition of Fire Department for Life Saving Measures

Mayor Fuller called for Public Comments and read the comments submitted by email from DL Atkinson, Dakota Walton, Lisa Bracken, Elizabeth Strand, Larel Bender, Jared Wright (three separate comments), the Visit McKinney Board, McKinney Chamber of Commerce, and Bridgette Wallis. See *Minutes Appendix – Public Comments Submitted by Email*.

Mayor Fuller called upon those who submitted requests to speak in person at the meeting. Wendy Kidd and Erin McCormack declined to speak when called.

The following individual spoke regarding COVID-19 impact to economic conditions of the wedding event industry and small businesses in the city:

Jennifer Klassen, 1912 Meandering Way, McKinney TX 75071

The following individual spoke regarding peaceful protests in the city and asked about COVID-19 testing:

Tamara Johnson, PO Box 2514, McKinney TX 75070

The following individual spoke regarding agenda item #**20-0449** (COVID-19 Business Support Grant Program) and COVID-19 impact to the wedding event industry:

James Bresnahan, 407 E. Louisiana, McKinney TX 75069

The following individuals spoke regarding the establishment of a Cultural Community Advisory Council:

Derrick & Ceretha Robinson, 202 W Louisiana St, McKinney TX 75069

Mayor Fuller called for the Consent Agenda at which time agenda item #**20-0455** (Rejection of Bids for Mowing and Cleanup Services for Dams) was pulled from the Consent Agenda for individual consideration.

Council unanimously approved the motion by Mayor Pro Tem Rainey Rogers, seconded by Council member Rick Franklin, to approve the following Consent items:

**20-0444** Minutes of the City Council Work Session of August 9, 2019

**20-0445** Minutes of the City Council Work Session of August 20, 2019

**20-0446** Minutes of the City Council Regular Meeting of August 20, 2019

- 20-0447** Minutes of the City Council Work Session of May 19, 2020
- 20-0448** Minutes of the City Council Regular Meeting of May 19, 2020
- 20-0188** Minutes of the Board of Adjustment Meeting of February 12, 2020
- 20-0382** Minutes of the McKinney Economic Development Corporation Meeting of April 21, 2020
- 20-0438** Minutes of the Planning and Zoning Commission Regular Meeting of May 12, 2020
- 20-0393** Minutes of the Tax Increment Reinvestment Zone Number One (TIRZ1) Board Meeting of January 21, 2020
- 20-0423** Minutes of the Visit McKinney Board Meeting of April 28, 2020
- 20-0449** Consider/Discuss/Act on an Ordinance Amending the McKinney Strong COVID-19 Business Grant Program in Order to Reauthorize and Extend the Program. Ordinance caption reads as follows:

**ORDINANCE NO. 2020-06-038**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AMENDING ORDINANCE NO. 2020-04-032; PROVIDING FOR THE REAUTHORIZATION AND EXTENSION OF THE 'MCKINNEY STRONG' COVID-19 BUSINESS GRANT PROGRAM; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF**

- 20-0450** Consider/Discuss/Act on an Ordinance Amending the Fiscal Year 2019-2020 Annual Budget to Account for Budget Increase in TXDOT funding of \$100,000 (URB2002), under the FY20 City of McKinney Budget Year. Ordinance caption reads as follows:

**ORDINANCE NO. 2020-06-039**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING A CERTAIN BUDGET AMENDMENT PERTAINING TO THE FISCAL YEAR 2019-2020 ANNUAL BUDGET, TO PROVIDE FUNDING FOR THE TRANSIT SERVICES PROGRAM; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF**

- 20-0451** Consider/Discuss/Act on Amending a Resolution Increasing the Match Amount on the Housing and Urban Development (HUD) Grant, through the Metro Dallas Homeless Alliance (MDHA), for Continuum of Care Rapid Rehousing Funding for Housing and a Case Manager Position at

Samaritan Inn; and Approving a Memorandum of Understanding with the Samaritan Inn for a \$20,000 In-Kind Match Contribution. Resolution caption reads as follows:

**RESOLUTION NO. 2020-06-063 (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AMENDING RESOLUTION #2019-09-108 (R), AUTHORIZING THE CITY MANAGER TO PROVIDE ADDITIONAL, IN-KIND MATCH OF \$5,082, FOR THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT GRANT, THROUGH THE METRO DALLAS HOMELESS ALLIANCE, FOR CONTINUUM OF CARE RAPID REHOUSING FUNDING FOR HOUSING AND A CASE MANAGER POSITION AT THE SAMARITAN INN; AND APPROVING A MEMORANDUM OF UNDERSTANDING WITH THE SAMARITAN INN FOR THEIR \$20,000 IN-KIND CONTRIBUTION TO THE MATCH**

**20-0452** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract and All Necessary Supplemental Agreements with Walter P. Moore and Associates, Inc., to Perform a Drainage Study of the Finch Creek Watershed (DR1809). Resolution caption reads as follows:

**RESOLUTION NO. 2020-06-064 (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 \$116,900 WITH WALTER P. MOORE AND ASSOCIATES, INC., TO PERFORM A DRAINAGE STUDY OF THE FINCH CREEK WATERSHED AND AUTHORIZING ALL NECESSARY SUPPLEMENTAL AGREEMENTS UNDER SAID CONTRACT UP TO THE AGGREGATE CONTRACT AMOUNT, INCLUSIVE OF ANY SUPPLEMENTAL AGREEMENTS, NOT TO EXCEED \$140,000**

**20-0453** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract with Freese and Nichols, Inc. for Professional Engineering Services to Complete an Emergency Response Plan as Required by the America's Water Infrastructure Act of 2018 and Any Necessary Supplemental Agreements. Resolution caption reads:

**RESOLUTION NO. 2020-06-065 (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 \$79,800 WITH FREESE AND NICHOLS, INC. FOR CONSULTING ENGINEERING SERVICES TO COMPLETE AN EMERGENCY RESPONSE PLAN (ERP) AS REQUIRED BY THE AMERICA'S INFRASTRUCTURE ACT OF 2018 AND AUTHORIZING ALL NECESSARY SUPPLEMENTAL AGREEMENTS UNDER SAID CONTRACT UP TO AN AGGREGATE CONTRACT AMOUNT, INCLUSIVE OF ANY SUPPLEMENTAL AGREEMENTS, NOT TO EXCEED \$90,000**

- 20-0454** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract with FS 360, LLC for the McKinney National Airport Runway 18-36 Joint Rehabilitation Project (AI2064) and Any Necessary Change Orders. Resolution caption reads as follows:

**RESOLUTION NO. 2020-06-066 (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 \$223,104.50 WITH FS 360, LLC FOR THE MCKINNEY NATIONAL AIRPORT RUNWAY 18-36 JOINT REHABILITATION PROJECT (AI2064) AND AUTHORIZING ALL NECESSARY CHANGE ORDERS UNDER SAID CONTRACT UP TO THE AGGREGATE CONTRACT AMOUNT, INCLUSIVE OF ANY CHANGE ORDERS, NOT TO EXCEED \$250,400**

Mayor Fuller called for the following item pulled from the Consent Agenda for individual consideration by the Council:

- 0-0455** Consider/Discuss/Act on a Resolution Authorizing the Rejection of all Bids under Solicitation 20-27FP for the Mowing and Cleanup Services for Dams.

Council unanimously approved the motion by Council member George Fuller, seconded by Council member Rainey Rogers, to Approved 20-0455 Consider/Discuss/Act on a Resolution Authorizing the Rejection of all Bids under Solicitation 20-27FP for the Mowing and Cleanup Services for Dams. Resolution caption reads as follows:

**RESOLUTION NO. 2020-06-067 (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE FORMAL REJECTION OF THE BIDS RECEIVED UNDER SOLICITATION 20-27FP FOR THE MOWING AND CLEANUP SERVICES FOR DAMS**

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

- 20-0456** Consider/Discuss/Act on a Resolution Approving the Collin County CARES Emergency Housing and Living Assistance (EHLA-CV) Program Funding for the City of McKinney, from Funding Provided by the U.S. Department of the Treasury

Council member Scott Elliott recused himself from participation in this item including discussion and action.

The motion by Council member Charlie Philips, seconded by Council member Frederick Frazier, to approve a Resolution Approving the Collin County CARES Emergency Housing and Living Assistance (EHLA-CV) Program Funding for the City of McKinney, from Funding Provided by the U.S. Department of the Treasury carried with a vote of 6-0-0, none voting against and Council member Scott Elliott recused. Resolution caption reads as follows:

**RESOLUTION NO. 2020-06-068 (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, APPROVING THE ALLOCATION OF COLLIN COUNTY EMERGENCY HOUSING AND LIVING ASSISTANCE (EHLA) GRANT FUNDING, FROM THE DEPARTMENT OF THE TREASURY, TO THE CITY OF MCKINNEY, AND PROVIDING AN EFFECTIVE DATE**

Council member Scott Elliott rejoined the meeting following action on the item.

**20-0457** Consider/Discuss/Act on an Ordinance Amending Chapter 14 (Alcoholic Beverages) of the Code of Ordinances, by Deleting in Entirety Sections 14-20 (On Streets), 14-21 (On Public Places), and 14-23 (Consumption, possession for consumption permitted during extended hours); and Replacing Said Sections with New Sections 14-20 (Unlawful in City-Owned Buildings, City-Owned Structured Parking Garages, City-Owned Parks, and City-Owned Park Facilities), 14-21 (Lawful in Public Places), and 14-23 (Hours of Consumption)

Council unanimously approved the motion by Council member Charlie Philips, seconded by Council member Frederick Frazier, to approve an Ordinance Amending Chapter 14 (Alcoholic Beverages) of the Code of Ordinances, by Deleting in Entirety Sections 14-20 (On Streets), 14-21 (On Public Places), and 14-23 (Consumption, possession for consumption permitted during extended hours); and Replacing Said Sections with New Sections 14-20 (Unlawful in City-Owned Buildings, City-Owned Structured Parking Garages, City-Owned Parks, and City-Owned Park Facilities), 14-21 (Lawful in Public Places), and 14-23 (Hours of Consumption). Ordinance caption reads as follows:

**ORDINANCE NO. 2020-06-040**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AMENDING CHAPTER 14, ENTITLED "ALCOHOLIC BEVERAGES," OF THE CODE OF ORDINANCES, CITY**

**OF MCKINNEY, TEXAS, BY DELETING SECTION 14-20, "ON STREETS," IN ITS ENTIRETY AND REPLACING SAID SECTION WITH A NEW SECTION 14-20 ENTITLED "UNLAWFUL IN CITY-OWNED BUILDINGS, CITYOWNED STRUCTURED PARKING GARAGES, CITY-OWNED PARKS, AND CITY-OWNED PARK FACILITIES"; BY DELETING SECTION 14-21, "ON PUBLIC PLACES," IN ITS ENTIRETY AND REPLACING SAID SECTION WITH A NEW SECTION 14-21, ENTITLED "LAWFUL ON PUBLIC PLACES"; AND BY DELETING SECTION 14-23, "CONSUMPTION, POSSESSION FOR CONSUMPTION PERMITTED DURING EXTENDED HOURS," IN ITS ENTIRETY AND REPLACING SAID SECTION WITH A NEW SECTION 14-23, ENTITLED "HOURS OF CONSUMPTION"; REPEALING CONFLICTING ORDINANCES; PROVIDING A PENALTY; PROVIDING FOR PUBLICATION OF THE CAPTION OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE**

- 20-0458** Consider/Discuss/Act on Adoption of a Resolution Determining a Public Necessity to Acquire Certain Property for Public Use by Eminent Domain for Right-of-Way (in Fee Simple), Slope Easements, Drainage Easements and Water Easements for the Construction, Access and Maintenance Associated with a Roadway Infrastructure Project Along Ridge Road from its Intersection with US 380 to Wilmeth Road and Authorizing the City Manager to Establish Procedures for Acquiring the Right-of-Way (in Fee Simple) and Easements on Said Properties, and Take All Steps Necessary to Acquire the Needed Property Rights in Compliance with all Applicable Laws and Resolutions

City Secretary Empress Drane conducted a roll call vote at which time the Council approved the motion by Council member Charlie Philips, seconded by Council member Rick Franklin, "that the City of McKinney, Texas, City Council approve this item as written and adopt the Resolution described in this agenda item and authorize the use of the power of eminent domain to acquire for public use all necessary right-of-way (in fee simple), slope easements, drainage easements and water easements from the owners of the properties depicted on and described by metes and bounds attached to said Resolution, said depictions and descriptions being incorporated in their entirety into this motion for all purposes including the construction, access and maintenance of infrastructure improvements along Ridge Road from its intersection with US 380 north to Wilmeth Road associated with the Roadway Infrastructure Project."

The roll call vote resulted as follows:

Mayor George Fuller ..... AYE

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

Resolution caption reads as follows:

**RESOLUTION NO. 2020-06-069 (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, DETERMINING A PUBLIC NECESSITY TO ACQUIRE CERTAIN PROPERTIES FOR PUBLIC USE BY EMINENT DOMAIN FOR RIGHT-OF-WAY (IN FEE SIMPLE), SLOPE EASEMENTS, DRAINAGE EASEMENTS AND WATER EASEMENTS ASSOCIATED WITH THE EXTENSION OF RIDGE ROAD INFRASTRUCTURE PROJECT ALONG RIDGE ROAD FROM ITS INTERSECTION WITH US 380 NORTH TO WILMETH ROAD; AUTHORIZING THE CITY MANAGER TO ESTABLISH PROCEDURES FOR ACQUIRING THE RIGHT-OF-WAY (IN FEE SIMPLE) AND EASEMENTS ON SAID PROPERTIES, AND TAKE ALL STEPS NECESSARY TO ACQUIRE THE NEEDED PROPERTY RIGHTS**

**20-0459** Consider/Discuss/Act on Adoption of a Resolution Determining a Public Necessity to Acquire Certain Property (in Fee Simple) for Public Use by Eminent Domain and Associated with the Municipal Complex Project and Said Certain Property is Commonly Known as 301 Throckmorton Street Generally Located Between East Lamar Street and East Virginia Street and Authorizing the City Manager to Establish Procedures for Acquiring the Property in Fee Simple, and Take All Steps Necessary to Acquire the Needed Property Rights in Compliance with all Applicable Laws and Resolutions

City Secretary Empress Drane conducted a roll call vote at which time the Council approve the motion by Council member Charlie Philips, seconded by Council member Rick Franklin, that the City of McKinney, Texas, City Council approve this item as written and adopt the Resolution described in this agenda item and authorize the use of the power of eminent domain to acquire for public use the necessary property in fee simple from the owner of the property depicted on and described by metes and bounds attached to said Resolution, said depiction and description being incorporated in their



entirety into this motion for all purposes associated with the Municipal Complex Project.”

The roll call vote resulted as follows:

Mayor George Fuller ..... AYE  
La’Shadion Shemwell, District 1 ..... AYE  
Mayor Pro Tem Rainey Rogers, District 2..... AYE  
Scott Elliott, District 3..... AYE  
Rick Franklin, District 4 ..... AYE  
Charlie Philips, At Large ..... AYE  
Frederick Frazier, At Large ..... AYE

Resolution caption reads as follows:

**RESOLUTION NO. 2020-06-070 (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, DETERMINING A PUBLIC NECESSITY TO ACQUIRE CERTAIN PROPERTY (IN FEE SIMPLE) FOR PUBLIC USE BY EMINENT DOMAIN ASSOCIATED WITH THE MUNICIPAL COMPLEX PROJECT AND SAID CERTAIN PROPERTY IS COMMONLY KNOWN AS 301 THROCKMORTON STREET GENERALLY LOCATED BETWEEN EAST LAMAR STREET AND EAST VIRGINIA STREET; AUTHORIZING THE CITY MANAGER TO ESTABLISH PROCEDURES FOR ACQUIRING THE PROPERTY (IN FEE SIMPLE), AND TAKE ALL STEPS NECESSARY TO ACQUIRE THE NEEDED PROPERTY RIGHTS**

**20-0001RW** Conduct a Public Hearing to Consider/Discuss/Act on a Right-of-Way Abandonment of Portions of Elm Street between Lindsey Street and Airport Drive, Healy Avenue between Elm Street and a point approximately 100' north of Elm Street, and an Unnamed Alley between Elm Street and a point approximately 200' north of Elm Street, and Accompanying Ordinance

The following individual was present in support of approval but did not make comments:

Arlyn Samuelson, 2740 Dallas Pkwy, Ste #280, Plano TX 75093

Council unanimously approved the motion by Mayor Pro Tem Rainey Rogers, seconded by Council member Scott Elliott, to close the public hearing and approve a Right-of-Way Abandonment of Portions of Elm Street between Lindsey Street and Airport Drive, Healy Avenue between Elm Street and a Point approximately 100' north

of Elm Street, and an Unnamed Alley between Elm Street and a point approximately 200' north of Elm Street, and Accompanying Ordinance (caption reads as follows):

**ORDINANCE NO. 2020-06-041**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, CLOSING CERTAIN PORTIONS OF ELM STREET BETWEEN LINDSEY STREET AND AIRPORT DRIVE, CLOSING THAT PART OF HEALY AVENUE BETWEEN ELM STREET AND A POINT APPROXIMATELY 100 FEET NORTH OF ELM STREET, AND CLOSING AN UNNAMED ALLEY BETWEEN ELM STREET AND A POINT APPROXIMATELY 200 FEET NORTH OF ELM STREET, ALL OF WHICH RIGHTS-OF-WAY CONTAIN APPROXIMATELY 4.566 ACRES OF LAND; PROVIDING FOR THE CONVEYANCE AND SALE OF SAID CLOSED RIGHTS-OF-WAY TO ENCORE WIRE, LTD. SUBJECT TO CERTAIN RESERVATIONS OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF**

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

Mayor Fuller called for Council and Manager Comments.

Council Member La'Shadion Shemwell commented on the deaths by police of African American men George Floyd in Minneapolis, MN, Darius Tarver in Denton, TX, and others, and the resulting protests in numerous cities across the country. Council Member Shemwell commented on a recent racial confrontation in the city. Council Member Shemwell called for the need for action through legislation and innovative ideas to address racism and keep people safe.

Council Member Rick Franklin expressed sympathy for the families of George Floyd and others killed; spoke in support of the right of citizens to peacefully protest and make their point to address issues; and expressed concern for businesses when people choose to loot instead of protest. Council Member Franklin expressed support for the McKinney Police Department to work the right way and called for communities and police to make appropriate change where needed.

Council Member Frederick Franklin congratulated 2020 McKinney High School (MHS) graduate Jakob Shackleton who earned a full scholarship to attend Stanford University. The scholarship is a national ROTC award worth one hundred eighty thousand (\$180,000) dollars. Jakob was a Cadet Battalion Commander with the MHS Marine Corps Junior Reserve Officers Training Corps (JROTC). He will participate in ROTC program at Stanford and enter active duty in the U.S. Marine Corps upon college

graduation. Council Member Frazier commented on the death of George Floyd, wishing the incident would have been handled differently, and called for continued work by police and communities to build together; shared about his work with others to pass bills regarding police dash cams and improved police training.

Council Member Charlie Philips commented on the importance of recycling and encouraged staff and Council members of the meeting to practice recycling.

Council Member Scott Elliott challenged and encouraged everyone to check personal beliefs regarding race, quality policing and social issues affecting communities. Council Member Elliott expressed appreciation for the ability and opportunities for all people to share opinions.

Mayor Pro Tem Rainey Rogers commented on the city Investment Committee earning more than three million dollars in interest over the second quarter of the fiscal year despite stock market challenges during the same period. Mayor Pro Tem Rogers encouraged the public to continue to learn about and apply for business support grants available in the city; acknowledged citizen Tamara Johnson for helping others in need with shopping during the COVID-19 situation; acknowledged the presence of members in the audience for returning to meetings since COVID-19 social distancing measures were put in place. His friend and high school classmate, James Tarver, was among those present. Mayor Pro Tem wished his wife Tammy a happy birthday (June 2).

City Manager Paul Grimes made general announcements:

- Collin County CARES housing program is currently accepting applications to assist with rent and utilities. The program will run through the end of this year. Information is available online at [www.mckinneytexas.org/Covid19](http://www.mckinneytexas.org/Covid19).
- Information about the city's phased reopening of Parks & Recreation facilities and amenities is available online [www.mckinneytexas.org/Parks](http://www.mckinneytexas.org/Parks). Old Settler's Recreation Center, the APEX Center, and McKinney Community Center reopened June 1, 2020.
- A new water billing payment system will begin June 15; for more information visit [www.mckinneytexas.org/waterpayments](http://www.mckinneytexas.org/waterpayments)
- The Texas Department of Transportation (TxDOT) will hold a virtual public hearing on June 11, 2020 at 5:00 p.m. to receive public input regarding a project

to improve / widen Hwy 5 from Country Club Road (Fairview, TX) to near County Road 275 (Melissa, TX). Information available at [keepitmovingdallas.com/SH5](http://keepitmovingdallas.com/SH5)

Mayor Fuller stated he and wife Maylee participated in recent protests over the weekend, though he does not support the notion of government agencies conspiring against people of color. Mayor Fuller invited Council Member Shemwell to participate in the work in preparation for the next state legislative session. Mayor Fuller expressed grief regarding local and national incidents, calling for change and improvement through peaceful protest and constructive dialogue, rather than violence, rioting and looting. Mayor Fuller spoke against those amongst all political sides who instigate division and fail to speak against wrongdoing. Mayor Fuller expressed support and gratitude for the McKinney Police Chief, for speaking against the actions of the police responsible for the death of George Floyd and expressing the commitment of the McKinney Police to serve the right way.

Council unanimously approved the motion by Mayor George Fuller, seconded by Mayor Pro Tem Rainey Rogers, to adjourn the meeting at 7:45 p.m.

In accordance with Texas Government Code Chapter 551, Section 551.022, a recording of this meeting has been made available to the public.

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GEORGE C. FULLER  
Mayor of McKinney, Texas

ATTEST:

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EMPRESS DRANE  
McKinney City Secretary

*Minutes Appendix – Public Comments Submitted by Email*

**DL ATKINSON**

**From:** DLAtkinson <DLAtkinson@protonmail.com>  
**Sent:** Monday, June 1, 2020 11:03 AM  
**To:** Contact-City Council  
**Subject:** Keep terrorist organizations out of our city!

Shame on you for letting a Soros' funded anarchist organization come into our peaceful city and harass our police department. McKinney is a law-abiding city with law-abiding residents'. We want not part of the violence in Dallas; shame on you for allowing them in!

KEEP US SAFE FROM DOMESTIC TERRORISTS!

**DAKOTA WALTON**

**From:** Dakota Walton <dakotawalton96@yahoo.com>  
**Sent:** Tuesday, June 2, 2020 1:50 PM  
**To:** Contact-City Council  
**Subject:** What is being done to protect the people of McKinney?

What is the plan that we plan to execute if riots break out in McKinney? What should I do to preserve my small business and home?

**LISA BRACKIN**

**From:** Lisa Brackin <connect@lisabrackin.com>  
**Sent:** Tuesday, June 2, 2020 4:01 PM  
**To:** Contact-City Council  
**Subject:** comment for council meeting 6/2/2020 regarding recovery grants.

To McKinney City Council,

I am an Educational Diagnostician and Educational Therapist. I support families who are seeking educational solutions for their children. I maintain an office on the second floor of the Dowell building off of Louisiana St., where I provide cognitive and academic assessments to diagnose learning disabilities and provide one-on-one educational intervention.

The downtown atmosphere was a big draw for me when I moved my practice from Richardson last year as I knew that my clients' parents would appreciate having places to shop and eat. Covid 19 has heavily impacted my work, my income, and the delivery method of my sessions. I have pivoted drastically to continue to serve families, working online primarily. I am looking forward to returning to my office and working with families directly.

In discussing how to use recovery grant money, I ask that you consider how sole proprietors and the selfemployed with a brick and mortar location can also be supported. Many of us bring in clients from outside the community to shop and contribute financially to other McKinney businesses, while also directly supporting the residents of McKinney with our services.

With great appreciation,  
Lisa Brackin, MS, ET/P

**ELIZABETH STRAND**

**From:** Elizabeth Strand <elizabeth\_strand@outlook.com>  
**Sent:** Monday, June 1, 2020 11:40 AM  
**To:** Mayor; Contact-City Council  
**Subject:** Re. 6/2/20 City Council Meeting - Agenda Item 20-0456

Dear Mayor Fuller and Members of the McKinney City Council:

I am writing to you this morning in response to Regular Agenda Item 20-0456, as published in the Agenda for the upcoming City Council Regular Meeting on Tuesday, June 2, 2020:

*“Consider/Discuss/Act on a Resolution Approving the Collin County CARES Emergency Housing and Living Assistance (EHLA-CV) Program Funding for the City of McKinney, from Funding Provided by the U.S. Department of the Treasury”*

I currently serve as President of the Board of Directors at Community Lifeline Center (CLC) in McKinney. For more than 30 years, CLC has been providing critical support and services to local individuals and families in crisis, including food, rent, and utility assistance. CLC currently distributes more than 4,000 pounds of food per week through our Lifeline Market Pantry, and we have long-term, well-established relationships with utility providers including CoServ and TXU, who trust CLC to administer their charitable funding dollars to our shared clients who are in dire need of emergency assistance with rent and utilities.

Additionally, CLC works in tight partnership with many other Collin County-based organizations to serve the needs of our community, including formalized relationships with agencies like Wellness Center for Older Adults on the current “Beyond Blue” collaboration that addresses social determinants of health in McKinney ZIP Code 75069, funded by Texas Health Resources. CLC also regularly refers clients to other local agencies such as Allen Community Outreach and Assistance Center of Collin County, and these agencies likewise refer clients to us, so that we may collectively serve our community as efficiently and effectively as possible. CLC is a well-established organization with a stellar reputation for serving our Collin County neighbors in need, when they need it most. Our clients will tell you that CLC cares deeply for them, we understand their needs, and we build great relationships with each other based on mutual respect, dignity, and trust.

In light of CLC’s experience and expertise, proven track record of service, and reputation across the community, I was extremely surprised to read the current recommendations for McKinney’s portion of EHLA CARES Act funding, which allocates **less than 3%** of available funding to CLC, the only McKinney-based organization on the list of proposed funding recipients. Additionally surprising was that several of the agencies slated to receive McKinney funding currently have **no existing service footprint** in the area. CLC may be a small organization on paper, but I am convinced that we absolutely have the best pulse on the immediate needs of our McKinney community, and we are best-positioned to distribute available funding and support in a fair, efficient, effective manner that maximizes positive impact to our local community in a critical time of need.

Therefore, I would respectfully request that the McKinney City Council reconsider the current resolution as written, and consider allocating a greater percentage of available funding to Community Lifeline Center.

Please let me know if I may provide additional information for your consideration. Thank you for your service to the residents of the City of McKinney, and thank you for doing what’s best for our greater community during the current pandemic environment.

Very Respectfully, Liz Strand Cimini, President, Board of Directors  
Community Lifeline Center

**LAREL BENDER**

**From:** Larel Bender <larel\_bender@yahoo.com>  
**Sent:** Monday, June 1, 2020 7:58 PM  
**To:** Contact-City Council  
**Subject:** re: distribution of \$6.9 million in CARES Emergency Housing and Living Assistance (EHLA) funding to McKinney

Hello Councilmembers,

Thank you for your service to our community, especially in this trying time.

This email is regarding the distribution of \$6.9 million in CARES Emergency Housing and Living Assistance (EHLA) funding to McKinney.

I've been volunteering at McKinney's Community Lifeline Center for years in different capacities. This year I stepped in as case manager, vetting area applicants for financial assistance. In approved cases we paid their rent and/or utilities and helped with food.

**Experience**

- We know how to spot a forged employment verification document, doctored lease, etc.
- We know the (legitimate) reasons someone might not have a bank account.
- We know which apartment complexes tell you they're "having trouble with their mail" in order to charge tenants late fees.
- We know Alex at the city of McKinney who handles water disconnections, Patrick at TXU customer service, and Natalie at Coserv billing. And they know us.

I'm not confident the other agencies have experience examining financial documents and understanding common economic practices among different socioeconomic classes. I know they can't have our experience in dealing with landlords in McKinney, city staff, and utility providers.

**Location**

I added location data to the table below, so you can see how far away these organizations are. Now imagine you don't have a car. Or have a car, but no money for gas. Ideally this program will be handled 100% online, but we know, from our experience, that this cannot always happen.

Catholic Charities <a href="https://ccdallas.org/aboutccd/locations/">https://ccdallas.org/aboutccd/locations/</a>	\$2,966,666
Jewish Family Services <a href="https://jfsdallas.org/about/contact/">https://jfsdallas.org/about/contact/</a>	\$1,225,000
<b>Community Lifeline</b>	<b>\$200,000</b>
Wellness Center of Collin County	\$80,000
Assistance Center of Collin County <a href="https://assistancecenter.org/getassistance-now">https://assistancecenter.org/getassistance-now</a>	\$98,000
All (Allen) Community Outreach <a href="https://www.acocares.org/getinvolved/locations/">https://www.acocares.org/getinvolved/locations/</a>	\$1,498,699
Food Cards	\$525,000
Admin	\$296,254
	<b>\$6,889,619</b>

Need to visit with us at the CLC? We're behind WinCo. on University over on Waddill St. Open every weekday, often Saturdays.

### **Community-building**

What sort of follow-up care can folks expect from these faraway agencies:

- Is the team in Plano going to email that mom of 6 when school starts, letting her know LoveLife\* has extra backpacks to give away?
- Is that contractor off Mockingbird going to call the elderly when McKinney's Senior Rec Center is ready?

### **The ask**

We've been serving McKinney for over 30 years, quietly helping. Because, if we did our job right, no one would know you gotten help from us. You slipped, you didn't fall. So many of our McKinney families are slipping right now. We're perfectly positioned to catch them. We're terrified we'll have to stand by and watch as outside agencies let them fall.

Please help. Reallocate these funds to where they can best be of service to the people of McKinney.

Larel Bender, interim case manager  
Community Lifeline Center  
972.415.8445  
\*shameless appeal :)

### **JARED WRIGHT (1 of 3)**

**From:** Jared Wright <jaredwuk@gmail.com>  
**Sent:** Monday, June 1, 2020 10:26 AM  
**To:** Contact-City Council  
**Subject:** Public Comment for 20-0457

Public Comment for 20-0457: Amending Chapter 14 (Alcoholic Beverages)

I would like to offer my support for the amendment proposed here. Allowing open container alcoholic beverages improves the appeal of the downtown McKinney area not just for tourists and visitors, but also for people who may be interested to live in downtown.

Jared Wright  
710 Cedar Street

### **JARED WRIGHT (2 of 2)**

**From:** Jared Wright <jaredwuk@gmail.com>  
**Sent:** Tuesday, June 2, 2020 4:40 PM  
**To:** Contact-City Council  
**Subject:** Public Comment for 20-0001RW

Public Comment for 20-0001RW (Elm Street Abandonment)

I would like to applaud city staff for ensuring the developer will pay for the cost of the relocation of Elm Street, as well as for reducing the number of lanes from 4 to 2.

However, the length of the road has significantly increased and its primary usage will be traffic from the development itself. I would request council to confirm with staff that the anticipated revenue from the development supports the costs for maintenance and end-of-life replacement of the new Elm Street alignment.



**JARED WRIGHT (3 of 3)**

**From:** Jared Wright <jaredwuk@gmail.com>  
**Sent:** Tuesday, June 2, 2020 5:06 PM  
**To:** Contact-City Council  
**Subject:** Public Comment for 20-0458

Public Comment for 20-0458 (Property Acquisition for Ridge Road)

I would like to request that council not adopt this resolution.

The purpose of a road is to connect two places and increase the prosperity of both. To afford this road, it requires that each place produces revenue for the city far beyond the expense to service it. I believe that this requirement is not met, and that the project will not generate sufficient revenue to pay for end-of-life replacement.

Before building any additional infrastructure, we must be sure that it will create wealth for the community. Continuing to build roads with bond funding to subsidize development on the edge of the city will only serve to erode the wealth of the city with unsustainable infrastructure costs for future generations.

Thank you for allowing the public to comment via email, and reading these emails in the meeting, so that we can practice social distancing without losing our voice.

**VISIT MCKINNEY BOARD**

**From:** DeeDee Guerra  
**Sent:** Tuesday, June 2, 2020 3:13 PM  
**To:** City Secretary  
**Subject:** Please Read at 6:00 pm Council Meeting

On behalf of the Members of the Visit McKinney Board of Directors, we would like to express our support for the City of McKinney's updating of its alcohol consumption ordinance to allow visitors and residents to consume glasses of wine, beer, and other spirits outside of some currently restricted areas of the city when purchased from properly-licensed vendors. Such a change would bring McKinney's ordinance into closer alignment with TABC 109.35 which states that public consumption in open containers is legal throughout Texas.

Typically a vendor or business with a TABC license would need a specific permit for off-site consumption. As of today, thanks to implementation of the recent directive from Governor Abbott, licensed vendors have the ability to sell alcohol "to go." In addition, McKinney's City Ordinance's Chapter 14, Article 2, allows for alcohol consumption at special events and in locations including recreation centers, the McKinney Performing Arts Center, McKinney National Airport, private clubs, and closed-off restaurant sidewalk patios.

Extending coverage of the public consumption ordinance to include the entire city's entertainment districts including the Downtown Cultural District, Adriatica, Hub 121, and future such areas would align our city with other visitor-friendly cities, too. Texas cities including Georgetown, Fredericksburg, and Galveston, all of which are very visitor-friendly cities, currently allow for open containers. Public consumption ordinances such as what we would support in McKinney are in place in other tourism-friendly parts of the country as well, including:

- Savannah, Georgia's historic district;
- multiple entertainment districts in Huntsville, Alabama;
- The Power & Light District in Kansas City, Missouri;
- Memphis, Tennessee's Beale Street District; and
- Gulfport, Mississippi's waterfront entertainment district, to name a few.

Updating this ordinance would not encourage a free-for-all “party scene” as other city laws would curb negative behavior such as disorderly conduct, DUIs, minor in possession and such. Other restrictions including the size and material (plastic versus glass) of the allowed containers could be specified in the updated ordinance in the interest of better control.

Allowing open containers gives a city a much more visitor-friendly atmosphere, allowing guests to explore an entertainment district within our city while enjoying its sights and sounds. In addition, in light of McKinney’s recent designation as a Music Friendly Community by the Texas Music Office of the Office of the Governor, this would allow guests to more fully enjoy live music throughout the city’s entertainment areas.

We on the Visit McKinney board fully support a change to the City of McKinney’s open container public consumption restrictions in order to encourage the greater enjoyment of our entertainment districts and to encourage the future development of such areas and to support overall future economic development. In addition to providing a more visitor-friendly image to leisure travelers and residents, this change would also make the city more attractive to groups and companies wishing to bring meetings and events to McKinney, to stay in our hotels while here for multiple days, and even to settle their businesses and families here permanently, producing an increase in positive economic impact for the city as a whole.

Sincerely and respectfully,

*Bryan Perkins, Board Chair*  
*Connie Gibson, Board Vice Chair*  
*Jim Bressler, Board Secretary-Treasurer*  
*Jon Dell’Antonia*  
*Sally Huggins*  
*Michelle Gamble*  
*Vince Vittatoe*  
*Tamra Gaines, Board Alternate*

**BRIDGETTE WALLIS**

**From:** Bridgette <virtualbridgette@gmail.com>  
**Sent:** Tuesday, June 2, 2020 4:35 PM  
**To:** Contact-City Council  
**Subject:** public comment for agenda item #20-0458

Dear City Council,  
I’m very concerned about the city and City Council using the eminent domain process for a city hall project.

I’m hoping citizens can get a better idea of how much of this large block or other blocks is going to have to be acquired through various means for this plan. Is there a plan somewhere we can look at online? How many more properties will the city want to use the eminent domain process on to get all the required land for the city hall master plan?

Thank you for your time,

Bridgette  
virtualbridgette@gmail.com

**MCKINNEY CHAMBER OF COMMERCE**

**From:** Lisa Hermes <lhermes@mckinneychamber.com>  
**Sent:** Tuesday, June 2, 2020 11:23 AM  
**To:** Empress Drane; Kimberly Flom  
**Subject:** Circulate to Council

Dear Mayor, Council and City Manager:

We applaud the efforts the City Council and City leadership has taken to help all residents, businesses and non-profits during a global pandemic impacting many aspects of our lives. As businesses are looking to adapt services, add new lines of service and be able to re-coop revenue losses during the necessary shut-down for health purposes, we are advocating to help one of the hardest hit industries – restaurants.

Now that restaurants can open at 50% occupancy while practicing safe social distancing and bolster their take-out and delivery services, many are able to begin some form of economic recovery. One aspect that would help in this service is to amend City Ordinance Chapter 14 (Alcoholic Beverages) to align local code with the Texas Alcoholic Beverage Code and to permit open consumption

We believe that this will help increase sales as patrons are able to purchase their food and beverages then utilize the picnic tables and open areas in downtown to consume what they purchased. We believe this temporary option will help subsidize the loss of revenue because of their limited mandated capacity. We believe any unwanted or adverse public behavior that could occur can easily be handled by law enforcement through various other laws aimed at curving disorderly conduct and public intoxication.

The Chamber is appreciative of the openness of Council to explore options to help businesses manage during these difficult times and believe this one aspect of changing a code to reflect what is already allowable under state law, would be additional help for the restaurant industry. We believe a temporary option is best while limited mandated capacity is in place.

Sincerely,

Lisa Hermes, CCE, IOM  
President & CEO  
McKinney Chamber of Commerce