

## CITY COUNCIL REGULAR MEETING

**MAY 6, 2014**

The City Council of the City of McKinney, Texas met in regular session in the Council Chambers of the Municipal Building on May 6, 2014 at 6:00 p.m.

Council Present: Mayor Brian Loughmiller, Mayor Pro Tem Travis Ussery, Council members: Geralyn Kever, Don Day, Ray Ricchi, Roger Harris, and Randy P. Pogue.

Mayor Loughmiller called the meeting to order at 6:00 p.m. after determining a quorum was present.

Staff Present: Deputy City Manager Jose Madrigal; Interim Deputy City Manager Barry Shelton; City Attorney Mark Houser; City Secretary Sandy Hart; Chief Financial Officer Rodney Rhoades; Director of Planning Michael Quint; Director of Engineering Mark Hines; McKinney Economic Development Corporation President Jim Wehmeier; Interim Parks, Recreation, and Open Space Director Ryan Mullins; Fire Chief Danny Kistner; Assistant to the City Manager Darrek Ferrell; Director of Water Utilities and Infrastructure Chris Browning; Assistant Director of Water Utilities and Infrastructure Paul Sparkman; McKinney Community Development Corporation President Cindy Schneible; Airport Executive Director Ken Wiegand; CIP and Traffic Engineer Gary Graham; Chief Information Officer Chris Chiancone; Assistant Director of Engineering Michael Hebert; Chief Building Official Rick Herzberger; Engineering – Patricia Jackson, Kyle Odom, Annita McCormick, Tony Nielsen, and Robyn Root; McKinney Economic Development Corporation – John Valencia, Connie Gibson, and Cayti Stein; Community Services Coordinator Tara Olden; McKinney National Airport – Eric Pratt and Mark Jaraczewski; Information Technology – Lucien Mattillano, Lenda Fidelman, Brian Woodward, and David Linson; Financial Analyst Trevor Minyard, and Officer Rene Fernandez.

There were approximately 30 guests present.

Invocation was given by Pastor Charlie Tuttle, Genesis Church. Mayor Loughmiller led the Pledge of Allegiance.

**14-437**      Lupus Awareness Month Proclamation. Mayor Loughmiller read a Proclamation for Lupus Awareness Month.

- 14-438** Building Safety Month Proclamation. Mayor Loughmiller read and presented a Proclamation for Building Safety Month to Chief Building Official Rick Herzberger.
- 14-440** Presentation of 2014 Platinum Leadership Circle Award for Financial Transparency. Chief Financial Officer Rodney Rhoades presented the 2014 Platinum Leadership Circle Award for Financial Transparency to Mayor and Council.
- 14-439** Recognition of The Courts as Winner of the 2013 United States Tennis Association's Texas Organization of the Year Award. Kim McAlister presented the award to The Courts of McKinney. Dana Gill from Lifetime Tennis and Matt Hammon the General Manager of The Courts facility were in attendance to accept award.
- 14-436** Welcome New Corporate Partner to McKinney National Airport. McKinney Economic Development Corporation President Jim Wehmeier introduced new corporate partner, Monarch Air, to McKinney National Airport. Mr. Trey Sawtelle, Principal with Monarch Air stated that they plan on expanding over the next few years and are proud to be listed as a business in McKinney.

Mayor Loughmiller called for Citizen Comments

Mr. Gene Grimes, 911 Lindsey Street, McKinney, spoke about the east McKinney Neighborhood Revitalization Initiative.

Mr. T.J. Lane, 503 N. Kentucky Street, McKinney spoke about the McKinney National Airport as it relates to his client the Powells.

Ms. Theresa Lane, 4403 Shadywood, McKinney, spoke about the Tennis award and requesting that the City move forward with the next phase of The Court.

Council unanimously approved the motion by Mayor Pro Tem Ussery, seconded by Council member Kever, to approve the following consent items:

- 14-441** Minutes of the City Council and McKinney Economic Development Corporation Joint Meeting of April 11, 2014
- 14-442** Minutes of the City Council Work Session of April 14, 2014

- 14-443** Minutes of the City Council Regular Meeting of April 15, 2014
- 14-444** Minutes of the City Council Special Meeting of April 25, 2014
- 14-445** Minutes of the City Council Special Meeting of April 28, 2014
- 14-397** Minutes of the McKinney Airport Development Corporation Meeting of March 20, 2014
- 14-352** Minutes of the McKinney Arts Commission Meeting of January 16, 2014
- 14-404** Minutes of the McKinney Community Development Corporation Board Meeting of March 27, 2014
- 14-412** Minutes of the McKinney Convention & Visitors Bureau Board Meeting of March 25, 2104
- 14-413** Minutes of the McKinney Convention & Visitors Bureau Finance Committee Meeting of March 20, 2014
- 14-414** Minutes of the McKinney Convention & Visitors Bureau Marketing Committee Meeting of March 21, 2014
- 14-389** Minutes of the McKinney Economic Development Corporation Board Meeting of March 26, 2014
- 14-446** Minutes of the McKinney Housing Authority Meeting of February 25, 2014
- 14-447** Minutes of the McKinney Housing Authority Board Meeting of March 25, 2014
- 14-339** Minutes of the Parks, Recreation and Open Space Advisory Board of March 13, 2014
- 14-358** Minutes of the Planning and Zoning Commission Regular Meeting of March 25, 2014
- 14-418** Minutes of the Planning and Zoning Commission Regular Meeting of April 8, 2014
- 14-448** Consider/Act/Discuss on a Resolution Approving and Authorizing Application of McKinney's Second Permit Term Stormwater Management Program. Caption reads as follows:

RESOLUTION NO. 2014-05-047 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
McKINNEY, TEXAS, AUTHORIZING THE McKINNEY STORMWATER

MANAGEMENT PROGRAM TO BE INCLUDED WITH THE APPLICATION FOR A TEXAS POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMIT

- 14-449** Consider/Discuss/Act on a Resolution Authorizing the Deputy City Manager to Submit a Proposal in Response to the 2014 Transportation Alternatives Program (TAP) Call for Projects and Accept Funding, if Awarded, from the North Central Texas Council of Governments (NCTCOG) for a State Highway 5 Urban Infrastructure Project. Caption reads as follows:

RESOLUTION NO. 2014-05-048 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE DEPUTY CITY MANAGER TO SUBMIT A PROPOSAL IN RESPONSE TO THE 2014 TRANSPORTATION ALTERNATIVES PROGRAM (TAP) CALL FOR PROJECTS FROM THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS (NCTCOG) AND ACCEPT, IF AWARDED, FOR A STATE HIGHWAY 5 URBAN INFRASTRUCTURE PROJECT

- 14-450** Consider/Discuss/Act on a Resolution In Support of a Submittal to the Transportation Alternatives Program for Safety and Access to Schools. Caption reads as follows:

RESOLUTION NO. 2014-05-049 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, IN SUPPORT OF A SUBMITTAL TO THE TRANSPORTATION ALTERNATIVES PROGRAM FOR SAFETY AND ACCESS TO SCHOOLS

- 14-451** Consider/Discuss/Act on a Resolution Approving Funding De-Obligation and Reallocation under the FY 2014 Community Support Grant. Caption reads as follows:

RESOLUTION NO. 2014-05-050 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, APPROVING FUNDING DE-OBLIGATION AND REALLOCATION UNDER THE FY14 COMMUNITY SUPPORT GRANT; AS WELL AS REAPPROPRIATING THE REMAINING AMOUNT TO THE FY14 COMMUNITY SUPPORT GRANT

- 14-452** Consider/Discuss/Act on a Resolution Authorizing the Purchase of Hardware and Installation Services for the Public Safety Data Center Refresh. Caption reads as follows:

RESOLUTION NO. 2014-05-051 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE PURCHASE OF STORAGE AND BLADE SERVER HARDWARE AND INSTALLATION SERVICES FOR THE PUBLIC SAFETY DATA CENTER REFRESH

- 14-453** Consider/Discuss/Act on a Custer Easement Partial Release
- 14-454** Consider/Discuss/Act on a Request by Ron Lustig for the Waiver of Roadway Impact Fees in Accordance with the Neighborhood Empowerment Zone Impact Fee Waiver Program for the Proposed Multi-family Construction Located at 310 North Chestnut Street
- 14-455** Consider/Discuss/Act on a Request by Ron Lustig for the Waiver of Roadway Impact Fees in Accordance with the Neighborhood Empowerment Zone Impact Fee Waiver Program for the Proposed Multi-family Construction Located at 500 North Chestnut Street

END OF CONSENT

- 14-456** Mayor Loughmiller called for Consideration/Discussion/Action on a Resolution Authorizing the Initiation of the Refunding of Certain Outstanding General Obligation Bonds, Series 2005 and Certificates of Obligations, Series 2005. Chief Financial Officer Rodney Rhoades presented the request to authorize a debt re-funding of \$9.9 million in 2005 series, General Obligation bonds and \$11.1 million in 2005 CO bonds. The anticipate savings from GO will be approximately \$1.1 million and \$1.5 million for the Certificates of Obligation. Mr. Rhoades stated that the present value savings is evaluated and when there is greater than a 3% savings , it is considered favorable to do a refunding. Council unanimously approved the motion by Council member Pogue, seconded by Council member Harris, to approve a Resolution authorizing the initiation of the refunding of certain outstanding General Obligation Bonds, Series 2005 and Certificates of Obligations, Series 2005. Caption reads as follows:

RESOLUTION NO. 2014-05-052 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
McKINNEY, TEXAS, AUTHORIZING THE INITIATION OF THE  
REFUNDING OF CERTAIN OUTSTANDING GENERAL  
OBLIGATION BONDS, SERIES 2005 AND CERTIFICATES OF  
OBLIGATIONS, SERIES 2005

- 14-457** Consider/Discuss/Act on a Resolution Authorizing the Initiation of Debt Issuance Not to Exceed \$35,000,000 for New Capital Improvement Programs (CIP). Chief Financial Officer Rodney Rhoades stated that this item relates to the previous refunding agenda item. This Resolution will authorize the initiation of CIP debt issuance. The proposed debt issuance includes: \$2.7 million for Gateway, Airport Scenario 1 - \$5 million, Airport Scenario 2 is only for debt restructure, \$3 million for downtown parking, \$3 million for Aquatics Center, and \$5 million for a new ERP computer system. Mr. Rhoades stated that Staff is requesting to authorize the initiation of debt issuance of up to \$25 million. Last night's discussion had additional monies included for design of a municipal center. We already have \$4 million set aside for the design work so that amount was removed for this CIP debt request. Council member Ricchi stated that, in February, the Council discussed the \$5 million debt service for the Airport and that it is costing the City approximately \$400,000. Are we going to restructure that debt or is this going to be additional debt? Mr. Rhoades stated that we are going to restructure the \$5 million over a 21-year period. In 2016, the total principle and interest payments will kick in and will be approximately \$1.6 to \$1.7 million annually. Mayor Loughmiller requested that financials for the airport be brought to the next Council meeting. Council member Day requested that in the report to Council, that income stream be shown that flows to the City from ad valorem taxes and the tax revenues to the School District. Council approved the motion by Council member Keever, seconded by Mayor Pro Tem Ussery, to approve a revised Resolution authorizing the initiation of debt issuance not to exceed \$25,000,000 for new Capital Improvement Programs (CIP), with a vote of 6-1, Council

member Ricchi voting against. Caption reads as follows:

RESOLUTION NO. 2014-05-053 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE INITIATION OF DEBT ISSUANCE NOT TO EXCEED \$25,000,000 FOR NEW CAPITAL IMPROVEMENT PROGRAMS (CIP)

**14-058Z2** Mayor Loughmiller called for a Public Hearing to Consider/Discuss/Act on the Request by DBA Architects, on Behalf of Ronald and Jared Cole, for Approval of a Request to Rezone Fewer than 2 Acres from "RS 84" - Single Family Residence District to "SO" - Suburban Office District, Located on the Southwest Corner of Hunt Street and Wilson Creek Boulevard, and Accompanying Ordinance. Director of Planning Michael Quint stated that the applicant is requesting to rezone the subject property for office use. While the Future Land Use Plan designates this property as residential zoning, the majority of adjoining property is zoned non-residential. The rezoning from residential district to non-residential district will offer the opportunity to expand the City's non-residential tax base. Staff recommends approval. Applicant Mr. Brian Moore, CEO of DBA Architects, 1111 S. Kentucky Street, Suite 210 was present for questions from Council and there were none. Mayor Loughmiller called for public comment and there was none. Council unanimously approved the motion by Council member Pogue, seconded by Council member Day, to close the public hearing and approve an Ordinance rezoning fewer than 2 Acres from "RS 84" - Single Family Residence District to "SO" - Suburban Office District, Located on the Southwest Corner of Hunt Street and Wilson Creek Boulevard. Caption reads as follows:

ORDINANCE NO. 2014-05-030

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 1.08 ACRE PROPERTY, LOCATED ON THE SOUTHWEST CORNER OF HUNT STREET AND WILSON CREEK BOULEVARD, IS REZONED FROM "RS 84" - SINGLE FAMILY RESIDENCE DISTRICT TO "SO" - SUBURBAN OFFICE 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

**14-060SU2** Mayor Loughmiller called for a Public Hearing to Consider/Discuss/Act on the Request by The Dimension Group, on Behalf of Malouf Interests, Inc., for Approval of a Specific Use Permit for a Motor Vehicle Fuel Sales Facility to Fuel a Maximum of 12 Vehicles at One Time, Being Less than 1 Acre, Located on the Southwest Corner of Virginia Parkway and Custer Road and Accompanying Ordinance. Director of Planning Michael Quint stated that the applicant is requesting approval of a Special Use Permit to expand the number of fueling pumps allowed from eight to twelve. Staff recommends approval. Applicant Mr. John Fitzgerald, on behalf of Dimension Group, 10755 Sandhill Drive, Dallas, was available for questions from Council and there were none. Mayor Loughmiller called for public comment and there was none. Council unanimously approved the motion by Council member Day, seconded by Council member Pogue, to close the public hearing and approve an Ordinance approving a Specific Use Permit for a Motor Vehicle Fuel Sales Facility to fuel a maximum of 12 vehicles at one time, being less than 1 acre, located on the southwest corner of Virginia Parkway and Custer Road, with the following special ordinance provision: The property shall generally develop in accordance with the attached site layout exhibit. Caption reads as follows:

ORDINANCE NO. 2014-05-031

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AMENDING THE ZONING MAP OF THE CITY OF MCKINNEY, TEXAS; PROVIDING FOR A SPECIFIC USE PERMIT FOR A MOTOR VEHICLE FUEL SALES FACILITY TO FUEL A MAXIMUM OF 12 VEHICLES AT ONE TIME, APPROXIMATELY 0.88 ACRES, LOCATED AT THE SOUTHWEST CORNER OF VIRGINIA PARKWAY AND CUSTER ROAD; PROVIDING REGULATIONS; 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

**14-047MRP** Mayor Loughmiller called for a Public Hearing to Consider/Discuss/Act on the Request by Bruce Geer, on Behalf of Tate Development, for Approval of a Minor Replat for Lots 15R, 16R, 17 and 18, Block 9, of the College Addition, Being Less than 1 Acre, Located on the Southeast Corner of Oak Street and Leland Avenue. Director of Planning Michael Quint stated that the applicant is requesting to re-plat the subject property from two lots to four lots for development of single-family homes. Staff has no objection and recommends approval. Applicant Mr. Bruce Geer, Geer Surveying and Engineering, stated that he was in agreement with the Staff Report. Mayor Loughmiller called for public comment and there were none. Council unanimously approved the motion by Council member Keever, seconded by Council member Harris, to close the public hearing and approve a Minor Replat for Lots 15R, 16R, 17 and 18, Block 9, of the College Addition, being less than 1 acre, located on the southeast corner of Oak Street and Leland Avenue, with the following conditions: the applicant satisfy the conditions as shown on the Standard Conditions for Minor Replat Checklist

**14-082SP** Mayor Loughmiller called for a Public Hearing to Consider/Discuss/Act on the Request by Claymoore Engineering, on Behalf of University Joint Venture, for Approval of a Site Plan for Medical Office Buildings (ASC / Medical Office Business Park), Being Fewer than 4 Acres, Located on the North Side of U.S. Highway 380 (University Drive) and Approximately 125 Feet West of Wisteria Way. Director of Planning Michael Quint stated that the applicant is proposing to construct four medical office buildings in multiple phases, totaling 29,470 square feet, located on the north side of U.S. Highway 380 (University Drive) and approximately 125 feet west of Wisteria Way. An associated preliminary-final plat (14-080PF) received approval at the April 22, 2014 Planning and Zoning Commission meeting. Site plans can typically be approved by Staff; however, the zoning on the property ("PD" - Planned Development

District Ordinance No. 97-06-35) requires that a site plan and landscape plan be reviewed and approved by the City Council for development within the "C" Zoning District of the ordinance. This item was not heard by the Planning and Zoning Commission as it was not required by the PD. Applicant, Mr. Clay Christie, Claymore Engineering, stated that they are requesting the rezoning due to a timing issue and they were able to obtain a site plan approval quicker than they could rezone. Mayor Loughmiller called for public comment and there was none. Council unanimously approved the motion by Council member Harris, seconded by Mayor Pro Tem Ussery, to close the public hearing and approve a Site Plan for Medical Office Buildings (ASC / Medical Office Business Park), being fewer than 4 acres, located on the north side of U.S. Highway 380 (University Drive) and approximately 125 feet west of Wisteria Way, with the following conditions: the applicant satisfy the conditions as shown on the Standard Conditions for Site Plan Approval Checklist, attached; prior to the issuance of a building permit: the applicant revise the landscape plan to show the four (4) required canopy trees within the terminus islands in the parking area; the applicant revise the site plan and landscape plan to show a six-foot wide sidewalk for the width of the subject property along U.S. Highway 380 (University Drive); and the applicant receive a TXDOT Driveway Permit for the proposed driveway on U.S. Highway 380 (University Drive).

**13-172SP** Mayor Loughmiller called for a Public Hearing to Consider/Discuss/Act on the Request by Hutton Company, on Behalf of Texans Asset Management, L.P., for Approval of a Site Plan for O'Reilly Auto Parts, Being Fewer than 2 Acres, Located Approximately 350 Feet West of Hardin Boulevard and on the North Side of U.S. Highway 380 (University Drive). Director of Planning Michael Quint stated that the applicant is proposing to construct a 7,200 square foot auto parts store (O'Reilly Auto Parts), located approximately 350 feet west of Hardin Boulevard and on

the north side of U.S. Highway 380 (University Drive). Site plans can typically be approved by Staff; however, the zoning on the property ("PD" - Planned Development District Ordinance No. 1687) requires that prior to development of the Office/Retail tract, a site plan be submitted and receive approval from the City Council. Applicant, Mr. Frank Youmans, 733 Cherry Street, Chattanooga, Tennessee, was available for questions from Council and there was none. Mayor Loughmiller called for public comment and there was none. Council unanimously approved the motion by Council member Day, seconded by Council member Harris, to close the public hearing and approve a Site Plan for O'Reilly Auto Parts, being fewer than 2 acres, located approximately 350 feet west of Hardin Boulevard and on the north side of U.S. Highway 380 (University Drive), with the following conditions: the applicant satisfy the conditions as shown on the Standard Conditions for Site Plan Approval Checklist and prior to the issuance of building permit: the applicant revise the site plan to label and dimension the required loading space.

**14-458** Mayor Loughmiller called for Consideration/Discussion/Action on Filling the Vacant Position on the Board of Adjustment. Mayor Pro Tem Ussery stated that action is necessitated by the resignation of Shannon Mott. Mr. Pogue and I have conferred and our recommendation is that Mr. Scott Jacoby, currently an alternate, be appointed to fill the unexpired term. Council unanimously approved the motion by Council member Kever, seconded by Council member Harris, to appoint Scott Jacoby to fill the vacant position on the Board of Adjustment beginning May 6, 2014 and ending September 30, 2014. Council unanimously approved the motion by Council member Pogue, seconded by Council member Harris, to appoint Randall Wilder to fill the unexpired term as Alternate on the Board of Adjustment beginning May 6, 2014 and ending September 30, 2015.

**14-459** Mayor Loughmiller called for Consideration/Discussion/Action on

Appointing a Member to the North Texas Municipal Water District Board. City Secretary Sandy Hart stated that there are currently two members sitting on the North Texas Municipal Water District Board. Each member serves two-year terms. Mr. Charles McKissick's term is up on May 31, 2014. This item will appoint a person to fill the position from June 1, 2014 to May 31, 2016. Mr. McKissick has been serving in this capacity since 2001. Council unanimously approved the motion by Council member Ricchi, seconded by Council member Harris, to appoint Charles McKissick to a two year term on the North Texas Municipal Water District Board starting June 1, 2014 through May 31, 2016.

**14-460** Mayor Loughmiller called for Consideration/Discussion/Action on a Resolution Authorizing the City Manager to Execute a Professional Services Contract with Manhattan Construction Company of Dallas, Texas for Construction Manager at Risk (CMAR) Services Related to the Design and Construction of the Aquatics and Fitness Center Project Located at Gabe Nesbitt Community Park. Construction Facilities Manager Patricia Jackson stated that the Resolution before Council is for pre-construction services only. It is our intention to come back before Council for a guaranteed maximum price after we have those documents for full services of the Construction Manager at Risk. We are recommending Manhattan Construction Company of Dallas for these services. Ms. Jackson stated that this is for pre-construction services in an amount not to exceed \$22,000. Council unanimously approved the motion by Council member Harris, seconded by Council member Keever, to approve a Resolution Authorizing the City Manager to execute a Professional Services Contract with Manhattan Construction Company of Dallas, Texas for Construction Manager at Risk (CMAR) Services related to the design and construction of the Aquatics and Fitness Center Project located at Gabe Nesbitt Community Park. Caption reads as follows:

RESOLUTION NO. 2014-05-055 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
McKINNEY, TEXAS, SUPPORTING THE TEXAS DEPARTMENT  
OF TRANSPORTATION DALLAS DISTRICT PROJECT  
PRIORITIES

- 14-466** Mayor Loughmiller called for Consideration/Discussion/Action on a Resolution Supporting the Texas Department of Transportation Dallas District Project Priorities. Director of Engineering Mark Hines stated that after discussion last night at the Work Session, the Resolution has been revised to read as follows: The City Council of McKinney, Texas, supports the addition of the following projects to the existing TxDOT Dallas District list: #1 – FM 546 from State Highway 5 to McKinney National Airport and #2 – FM 543 Connector Project from US 75 to Custer Road. Council unanimously approved the motion by Council member Kever, seconded by Council member Ricchi, to approve the revised Resolution supporting the Texas Department of Transportation Dallas District Project Priorities as presented tonight. Caption reads as follows:

RESOLUTION NO. 2014-05-055 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
McKINNEY, TEXAS, SUPPORTING THE TEXAS DEPARTMENT  
OF TRANSPORTATION DALLAS DISTRICT PROJECT  
PRIORITIES

- 14-467** Mayor Loughmiller called for Consideration/Discussion/Action on a Resolution Authorizing the Purchase of Records Indexing and Archiving System. Deputy City Manager Jose Madrigal stated that this is an archiving system that will allow us to become more efficient in handling records and email system to serve the public better. Mr. Madrigal stated that the current technology is eight to ten years old and very outdated. Council unanimously approved the motion by Mayor Pro Tem Ussery, seconded by Council member Ricchi, to approve a Resolution Authorizing the Purchase of Records Indexing and Archiving System. Caption reads as follows:

RESOLUTION NO. 2014-05-056 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
McKINNEY, TEXAS, AUTHORIZING THE PURCHASE OF  
COMMVAULT'S RECORDS INDEXING AND ARCHIVING  
SYSTEM

Mayor Loughmiller called for Citizen Comments and there were none.

Mayor Loughmiller called for Council and Manager Comments.

Council member Pogue expressed his congratulations to the Finance Department as well as The Courts on their awards presented tonight. I would also like to thank Monarch Air for attending tonight and announcing their expansion at the airport.

Council member Ricchi thanked staff for everything they do in all departments. Mr. Ricchi thanked Mr. McKissick for what he does to serve McKinney on the North Texas Municipal Water District Board. Mr. Ricchi reminded everyone to get out and vote on the City's Charter amendments. Mr. Ricchi thanked Fire Chief Kistner for what he does for the fire department. Mr. Ricchi invited everyone to attend the Public Safety Open House on May 17<sup>th</sup> and to see our great facilities.

Council member Harris congratulated City staff and McKinney Economic Development Corporation for bringing Hisun to McKinney. Mr. Harris complimented Mayor Loughmiller on his initiatives in Asia and for bringing forward the Sister City at our last meeting. Mr. Harris congratulated the Fire Department on their community health initiatives that have made a tremendous cut in public service costs. Mr. Harris congratulated the Fixed Base Operator (FBO) on achieving first in the nation. Congratulations to all employees that received service awards last week. Mr. Harris expressed congratulations to The Courts as we look forward to the expansion in Phase II. Mr. Harris recognized Mr. Paul Pogue who recently volunteered his time and efforts following the disasters in Oklahoma and Arkansas.

Council member Day did not have any comments.

Council member Keever stated that she liked the City's recognition and welcome of our new Corporate partners, Hisun Motors and Monarch Air, at City Council.

Mayor Pro Tem Ussery stated that during the Mayor's absence last weekend, he had the opportunity to attend the Habitat for Humanity kickoff and the Strikes against Cancer Event. He realized that McKinney is a very helpful community and a very giving

community. Mr. Ussery thanked staff for what you do – “the ultimate success of McKinney rests with you.”

Mayor Loughmiller gave a shout out to Peter Bailey who attended the meeting tonight and is dealing with a significant illness and he will remain in our hearts and prayers. Mr. Loughmiller stated that the community service project that was brought up earlier in citizen comments was designed as a volunteer activity with over 1,000 volunteers participating over the last few years and it is not for generating revenue. I am concerned that there are some trying to take advantage of the program. The City's Relay for Life Team was very involved cooking all night and we appreciate their participation. Over \$4 million has been raised over the 13 year history through private donations for the American Cancer Society. Mayor Loughmiller reminded everyone that this Sunday is Mother's Day. For all you mothers out there, Happy Mother's Day.

Deputy City Manager Madrigal expressed Happy Birthday wishes to his wife Devon who is celebrating her birthday today. Congratulations to Parks staff on The Courts recognition. Also congratulations to Finance on their Platinum Leadership Circle Award from the Texas Comptroller's Office. Mr. Madrigal congratulated the Airport Staff for their national recognition.

Mayor Loughmiller recessed the meeting into executive session at 7:30 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 (1) (A). Litigation / Anticipated Litigation, Section 551.074 Personnel Matters, Section 551.087 Discuss Economic Development Matters as listed on the posted agenda. Mayor Loughmiller recessed to the open session at 7:38 p.m.

Mayor Loughmiller called for Action on Executive Session Items.

Council unanimously approved the motion by Mayor Loughmiller, seconded by Council member Kever, to authorize the Mayor to negotiate a contract with Tom Muehlenbeck to serve as Interim City Manager.

Council unanimously approved the motion by Mayor Loughmiller, seconded by Mayor Pro Tem Ussery, to approve changing the organizational chart to show that Jose

Madrigal will serve as Deputy City Manager and Rob Daake and Barry Shelton will serve as Assistant City Managers.

Mayor Loughmiller recessed back into executive session at 7:43 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 (1) (A). Litigation / Anticipated Litigation, Section 551.074 Personnel Matters, Section 551.087 Discuss Economic Development Matters as listed on the posted agenda. Mayor Loughmiller recessed to the open session at 8:38 p.m.

Council unanimously approved the motion by Mayor Pro Ussery, seconded by Council member Pogue, to adjourn. Mayor Loughmiller adjourned the meeting at 8:40 p.m.

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BRIAN LOUGHMILLER  
Mayor

ATTEST:

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SANDY HART, TRMC, MMC  
City Secretary