

CITY COUNCIL REGULAR MEETING

DECEMBER 18, 2012

The City Council of the City of McKinney, Texas met in regular session in the Council Chambers of the Municipal Building on December 18, 2012 at 6:00 p.m.

Council Present: Mayor Brian Loughmiller, Mayor Pro-Tem Travis Ussery, Council members: Geralyn Keever, Don Day, Ray Ricchi, and Roger Harris. Absent: Council member David Brooks.

Staff Present: City Manager Jason Gray; City Attorney Mark Houser; City Secretary Sandy Hart; Chief Financial Officer Rodney Rhoades; Assistant to the City Manager Aretha Adams; Executive Director of Development Services Barry Shelton; Communications and Media Manager Anna Clark; Fire Chief Danny Kistner; Assistant Fire Chief Tim Mock; Assistant Fire Chief Neil Howard; Director of Engineering Jack Carr; Human Resources Director Tadd Phillips; Community Development Block Grant Administrator Shirletta Best; McKinney Community Development Corporation Director Cindy Schneible; McKinney Convention and Visitors Bureau Interim Director Dee-Dee Guerra; Transportation Engineering Manager Gary Graham; Assistant Chief of Police Randy Roland; Police Officer Eric Stephens; Purchasing Manager Debbie Nye; Help Desk Technician Clif Carnley; and Firefighter Jim Floyd. There were 18 guests present.

Mayor Loughmiller called the meeting to order at 6:05 p.m. p.m. after determining a quorum was present. Invocation was given by Father Harold Lowe, Church of the Holy Family. Mayor Loughmiller led the Pledge of Allegiance.

INFORMATION SHARING

12-1134 Presentation of Certificate of Achievement for Excellence in Financial Reporting for the Fiscal Year Ending September 30, 2011

12-1133 2012 TAGT State Rising Star Teacher of the Gifted - Edna Pajela

Mayor Loughmiller called for Citizen Comments

Mr. Jeremiah Hammer, 502 N. College, McKinney, spoke about concerns regarding the disposal of waste from the Wistron GreenTech.

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

- 12-1135** Minutes of the City Council Work Session of December 4, 2012
- 12-1136** Minutes of the City Council Regular Meeting of December 4, 2012
- 12-1100** Minutes of the Historic Preservation Advisory Board Regular Meeting of November 1, 2012
- 12-1057** Minutes of the Community Grants Advisory Commission Meeting of May 24, 2012
- 12-1058** Minutes of the Community Grants Advisory Commission Meeting of October 24, 2012
- 12-1059** Minutes of the Community Grants Advisory Commission Meeting of November 7, 2012
- 12-1060** Minutes of the Community Grants Advisory Commission Meeting of November 8, 2012
- 12-1066** Minutes of the McKinney Convention & Visitors Bureau Meeting of May 22, 2012 (Amended)
- 12-1067** Minutes of the McKinney Convention & Visitors Bureau of October 23, 2012
- 12-1068** Minutes of the McKinney Convention & Visitors Bureau Work Session of November 14, 2012
- 12-1137** Consider/Discuss/Act on Ordinance Amending the Fiscal Year 2012-2013 Budget to Re-appropriate Projects/Items Carried from Last Fiscal Year. Caption reads as follows:

ORDINANCE NO. 2012-12-065

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
McKINNEY, TEXAS AUTHORIZING CERTAIN BUDGET
AMENDMENT PERTAINING TO THE FISCAL YEAR 2012-2013
BUDGET; AND PROVIDING FOR AN EFFECTIVE DATE
HEREOF

- 12-1139** Consider/Discuss/Act on an Ordinance Establishing School Zones and Crosswalks for Comstock Elementary School and Scoggins Middle School in McKinney. Caption reads as follows:

ORDINANCE NO. 2012-12-067

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
McKINNEY, TEXAS ESTABLISHING SCHOOL ZONES AND

CROSSWALKS FOR COMSTOCK ELEMENTARY SCHOOL IN
McKINNEY; AMENDING THE CODE OF ORDINANCES, CITY
OF McKINNEY, TEXAS; PROVIDING FOR PUBLICATION OF
THE CAPTION OF THE ORDINANCE, EFFECTIVE DATE
HEREOF AND A PENALTY CLAUSE

- 12-1140** Consider/Discuss/Act on a Resolution authorizing staff to act on the Solid
Waste Agreement with IESI / Progressive Waste Solutions of Texas Inc.

Caption reads as follows:

RESOLUTION NO. 2012-12-159 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
McKINNEY, TEXAS, ADOPTING THE SOLID WASTE
AGREEMENTS WITH IESI / PROGRESSIVE WASTE
SOLUTIONS OF TEXAS INC.

- 12-1142** Consider/Discuss/Act on a Resolution Authorizing the Purchase of Five
Replacement Vehicles. Caption reads as follows:

RESOLUTION NO. 2012-12-161 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
McKINNEY, TEXAS, AUTHORIZING THE PURCHASE OF FOUR
PICKUP TRUCKS AND ONE CHEVROLET PPV TAHOE

- 12-1143** Consider/Discuss/Act on a Termination of Agreement and Mutual
Release by and between the McKinney Community Development
Corporation and HCBECK, LTD.

END OF CONSENT

- 12-1138** Mayor Loughmiller called for Consideration/Discussion/Action on an
Ordinance Revising the Speed Limit on a Section of FM 2478 (Custer
Road). Council member Harris requested this item be pulled down for
discussion to discuss the speed limit on the portion of FM 2478 north of
US 380. Council unanimously approved the motion by Council member
Harris, seconded by Council member Kever, to approve an Ordinance
revising the speed limit on a section of FM 2478 (Custer Road) south of
US 380 and to request the Town of Prosper to sign a Joint Resolution
with the City of McKinney requesting TxDOT to reduce the speed limit

along Custer Road north of US 380. Caption reads as follows:

ORDINANCE NO. 2012-12-066

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS ESTABLISHING A SPEED ZONE ON FM 2478 (CUSTER ROAD); AMENDING THE CODE OF ORDINANCES, CITY OF MCKINNEY, TEXAS; PROVIDING FOR THE PUBLICATION OF THE CAPTION OF THIS ORDINANCE, EFFECTIVE DATE HEREOF AND A PENALTY CLAUSE

- 12-1141** Mayor Loughmiller called for Consideration/Discussion/Action on a Resolution Approving Funding Recommendations Under the FY 2013 Community Support Grant. Community Development Block Grant Administrator Shirletta Best stated that the Community Grants Advisory Commission approved funding 23 organizations. The organizations were awarded a minimum of \$3,000 to provide services in the community. The grants awarded will also be included in the HUD report to show that the City of McKinney is leveraging the City funds as well as it's the Federal funds. Council approved the motion by Council member Kever, seconded by Council member Harris, to approve a Resolution Approving Funding Recommendations Under the FY 2013 Community Support Grant, with a vote of 4-0-2, with Mayor Pro-Tem Ussery and Council member Ricchi abstaining. Caption reads as follows:

RESOLUTION NO. 2012-12-160 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, APPROVING THE 2012-2013 COMMUNITY SUPPORT GRANT FUNDING ALLOCATIONS, AND PROVIDING AN EFFECTIVE DATE

- 12-1132** 2012 Firefighter of the Year Award. Mayor Loughmiller presented a Proclamation to Jim Floyd - 2012 Firefighter of the Year.
- 12-1144** Mayor Loughmiller called for Consideration/Discussion/Action to Fill the Unexpired Term on the McKinney Convention and Visitors Bureau Board of Directors. City Secretary Sandy Hart stated that the Chamber of Commerce representative on the McKinney Convention and Visitors Bureau will be going off in December. The Chamber has submitted three names for Council consideration: Trevor Castilla, Sharon Dill, and

Sharon Zupanick. Council approved the motion by Council member Kever, seconded by Mayor Pro-Tem Ussery, to appoint Sharon Dill to fill the unexpired term on the McKinney Convention and Visitors Bureau Board of Directors ending September 30, 2013.

12-1145 Mayor Loughmiller called for a Public Hearing to Consider/Discuss/Act on the CDBG FY 2011-12 Consolidated Annual Performance Evaluation and Report (CAPER). Community Development Block Grant Administrator Shirletta Best stated that the public hearing is required by HUD for the City of McKinney to report on its activities during the reporting period of October 1, 2011 through September 30, 2012. Ms. Best stated that the City has been in compliance with all of their activities both in housing, grant administration, and public services. She stated that the City has not received any public comments at this time and the public will still have an opportunity to submit public comments through December 20, 2012. Mayor Loughmiller called for public comment and there were none. Council unanimously approved the motion by Mayor Pro-Tem Ussery, seconded by Council member Harris, to close the public hearing and approve the CDBG FY 2011-12 Consolidated Annual Performance Evaluation and Report (CAPER) as present.

Mayor Loughmiller called for Council and Manager Comments.

Council member Ricchi stated that this is the last meeting before the holidays and he is blessed to have a happy family these days. He stated that there are many people out there that are less fortunate and he encourages everyone to remember those that in need during the holidays. Mr. Ricchi stated that he has 2 dear friends that are going through personal issues and asked that we keep them in our thoughts and prayers. He stated that although Council may not agree with staff or with each other, their common goal is for the citizens of McKinney. Mr. Ricchi wished everyone a happy healthy Christmas and a Happy New Year.

Council member Day wished everyone a Merry Christmas. He stated that 2012 has been a tough year and glad the election is over. Mr. Day stated that sales tax

revenue are up 11% statewide and that is a very strong indication of how well the state of Texas is doing. Mr. Day stated that we are blessed to be in a great state and a great city. The merchants in the downtown area are having the best sales compared to the last several years.

Council member Keever wished everyone a Merry Christmas and stated that it has been a great privilege to serve the citizens of McKinney. She stated that her heart goes out to the families in Connecticut after the horrific tragedy that killed so many innocent children and adults. Ms. Keever stated that there will be a U.S. 75 corridor study meeting in Richardson this week that she and the Mayor will be attending to talk about the US 75 study and the pros and cons of changing to interstate status.

Council member Harris stated that he and 3 other Council members attended the PRIDE meeting last week. This is a great indication of how committed the Council is to the east side of McKinney and how important it is in the future of the community. Mr. Harris thanked Shirletta Best for the accomplishments of her and the Community Services staff. Mr. Harris expressed his appreciation to City Staff on a year that included winning an award for the new tennis courts, the runway at the Collin County Regional Airport, the City being named the #2 Best Place to live and one of the 100 best for Communities for Young People, the TRAXXAS Corporate Office, Wistron GreenTech Corporate Center, development by Columbus Realty, turn lanes on Virginia Parkway and Eldorado Parkway, the Hike and Bike Trails, Bonnie Wenk dog park, The Ballfields at Craig Ranch, and the skate park. Mr. Harris stated that these are big accomplishments for City staff and that everyone should be proud of what they have done for the citizens of McKinney. He wished everyone Happy Holidays and that he looks forward to many good things in 2013.

Mayor Pro-Tem Ussery thanked staff for all of their accomplishments and stated that staff makes the City what it is. He wished everyone a Merry Christmas and asked that people not only be thankful for tangible gifts but rather the tangible people around them.

Mayor Loughmiller stated that in light of the events in Newtown, Connecticut, he has thought about the teachers and educators that we turn our children over to on a daily basis and the acts of bravery and sacrifice to save children is an amazing thing.

Mr. Loughmiller gave a shout out to all the teachers in our community and the great things they do for us and the efforts they make to protect our children. Mr. Loughmiller recognized that the City staff is smaller in size than cities of comparable size. They are doing a lot with significantly smaller staff. It is due to the dedication of our employees who work well beyond normal hours during the day, attend meetings at night, and respond to citizen and Council emails to try to get things done. Mr. Loughmiller expressed his appreciation to staff for all that they do. Mr. Loughmiller wished everyone a Merry Christmas and a Happy New Year. This is joyous time and also a stressful time. We have a lot of nonprofits in our community that do great things throughout the year and especially step up this time of year to help people in need or in crisis. "I appreciate all the nonprofits for the work they do in our Community."

City Manager Gray expressed his thanks to Council for their support for a new initiative that we are putting in place after the tragedy in Connecticut. Schools, police departments, and cities are looking at how to best try to make sure that we mitigate or eliminate a tragedy in our community. McKinney Independent School District reached out to the City to work in partnership with them to put a full time School Resource Officer in each middle school. In addition, we are asking our patrol officers to stop by each elementary school at least once a day and to make sure that they build a relationship with the administrators and staff at those schools as well as provide some level of presence there. This is a debate and policy discussion that will continue into the near future. We feel that this is an important step forward and I am proud to be associated with a school district that sees the importance in increasing the safety and security of the schools.

Mayor Loughmiller called Citizen Comments and there were none.

Council unanimously approved the motion by Mayor Pro-Tem Ussery, seconded by Council member Harris, to adjourn. Mayor Loughmiller adjourned the meeting at 6:40 p.m.

BRIAN LOUGHMILLER
Mayor

ATTEST:

SANDY HART, TRMC, MMC
City Secretary