

**CITY COUNCIL REGULAR MEETING**

**JULY 16, 2019**

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, July 16, 2019 at 6:00 p.m.

Mayor George C. Fuller called the meeting to order at 6:01 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, Deputy City Manager Jose Madrigal, Assistant to the City Manager Trevor Minyard, Assistant City Manager Barry Shelton, Assistant City Manager Steve Tilton, City Attorney Mark Houser, City Secretary Empress Drane, City Secretary Intern Cayla Simpson, City Secretary Intern Jada Thompson, City Secretary Personnel Lisa Sewell, Director of Engineering Gary Graham, Engineer Matt Tilke, Planner Samantha Pickett, Facilities Construction Manager Patricia Jackson, Director of Parks & Recreation Michael Kowski, Assistant Director of Parks & Recreation Ryan Mullins, Director of Human Services & Risk Management Ike Obi, Police Officer Bryan Allen, Chief Financial Officer Mark Holloway, Neighborhood Services Coordinator Dana Riley, Housing & Community Development Intern Ana Gutierrez, Information Technology Administrator Richard Sewell, Video Producer Joey Barr, and Recreation Staff: Teresa Thomason, Michael Kaye, Flora Ray, Trish Yanes, Laura Cegelski, Calie Willis, Jessica Couch, Natasha Robalik, Jill Yount, and Jenny Baker

There were approximately thirty-five (35) members of the public present.

Mayor Fuller called for the Invocation given by Pastor Greg Ware of Amazing Church, and recital of the Pledge of Allegiance led by members of the McKinney Branch Boys & Girls Club of Collin County.

Mayor Fuller called for the following Information Sharing Item:

**19-0569** Proclamation for Parks and Recreation Month

Mayor Fuller called for Public Comments.

Brian Seals, 2805 Plantation, Anna TX 75409, requested a city street be named in honor of his father, a retired firefighter, and his family's legacy of public service.

TJ Lane, 802 W Hunt Street, McKinney TX 75069 spoke regarding the city property maintenance code and citizen rights.

Barbara McIntosh, 3612 Cherry Blossom Ln, McKinney TX 75070, spoke regarding code enforcement and street maintenance needs.

Maria Portillo, 1904 W White Ave #1002, McKinney TX 75069, spoke regarding dog safety and policing needs at city parks and a recent experience of conflict with another dog owner.

Tasha Escoto, 1704 Quarry Ln, McKinney TX 75072 spoke in opposition to 5g Wireless Technology.

Mayor Fuller called for the Consent Agenda. Council unanimously approved the motion by Mayor Pro Tem Rainey Rogers, seconded by Council Member La'Shadion Shemwell, to approve these Consent items:

- 19-0570** Minutes of the City Council Work Session of April 16, 2019
- 19-0571** Minutes of the City Council Regular Meeting of April 16, 2019
- 19-0572** Minutes of the City Council Special Meeting and Work Session of June 4, 2019
- 19-0515** Minutes of the Library Advisory Board Meeting of May 16, 2019
- 19-0479** Minutes of the McKinney Arts Commission Meeting of April 18, 2019
- 19-0518** Minutes of the McKinney Convention and Visitors Bureau Meeting of May 28, 2019
- 19-0497** Minutes of the McKinney Economic Development Corporation Meeting of May 21, 2019
- 19-0540** Minutes of the Planning and Zoning Commission Regular Meeting of June 11, 2019
- 19-0573** Consider/Discuss/Act on an Ordinance Appointing the Presiding Judge

and Associate Judge of the Municipal Court of Record in the City of McKinney, Texas; Providing that this Ordinance Shall be Cumulative of all Ordinances; Providing a Severability Clause; and Providing an Effective Date. Ordinance caption reads as follows:

**ORDINANCE NO. 2019-07-049**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS APPOINTING THE PRESIDING JUDGE AND ASSOCIATE JUDGE OF THE MUNICIPAL COURT OF RECORD IN THE CITY OF MCKINNEY; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE**

- 19-0574** Consider/Discuss/Act on an Ordinance Authorizing the Issuance of "City of McKinney, Texas, General Obligation Refunding and Improvement Bonds, Series 2019", and Delegating Matters Relating to the Sale and Issuance of Said Bonds to an Authorized City Official(s). Ordinance caption reads as follows:

**ORDINANCE NO. 2019-07-050**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE ISSUANCE OF "CITY OF MCKINNEY, TEXAS, GENERAL OBLIGATION REFUNDING AND IMPROVEMENT BONDS, SERIES 2019"; LEVYING A CONTINUING DIRECT ANNUAL AD VALOREM TAX FOR THE PAYMENT OF SAID BONDS; RESOLVING OTHER MATTERS INCIDENT AND RELATED TO THE ISSUANCE, SALE, PAYMENT AND DELIVERY OF SAID BONDS; ESTABLISHING PROCEDURES FOR THE SALE AND DELIVERY OF SAID BONDS; AND DELEGATING MATTERS RELATING TO THE SALE AND ISSUANCE OF SAID BONDS TO AN AUTHORIZED CITY OFFICIAL; ENACTING PROVISIONS INCIDENT AND RELATED TO THE PURPOSES AND SUBJECT OF THIS ORDINANCE; AND PROVIDING AN EFFECTIVE DATE**

- 19-0575** Consider/Discuss/Act on an Ordinance Authorizing the Issuance of "City of McKinney, Texas, Waterworks and Sewer System Revenue Bonds, Series 2019", and Delegating Matters Relating to the Sale and Issuance of Said Bonds to an Authorized City Official(s). Ordinance caption reads:

**ORDINANCE NO. 2019-07-051**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE ISSUANCE OF "CITY OF MCKINNEY, TEXAS, WATERWORKS AND SEWER SYSTEM REVENUE BONDS, SERIES 2019," MAKING PROVISIONS FOR THE PAYMENT AND SECURITY OF SAID BONDS; RESOLVING OTHER MATTERS INCIDENT AND RELATED TO THE ISSUANCE, SALE, PAYMENT AND DELIVERY OF SAID BONDS, ESTABLISHING PROCEDURES FOR THE SALE AND DELIVERY OF SAID BONDS; AND DELEGATING**

**MATTERS RELATING TO THE SALE AND ISSUANCE OF SAID BONDS TO AN AUTHORIZED CITY OFFICIAL; ENACTING PROVISIONS INCIDENT AND RELATED TO THE PURPOSES AND SUBJECT OF THIS ORDINANCE; AND PROVIDING AN EFFECTIVE DATE**

- 19-0576** Consider/Discuss/Act on an Ordinance Establishing Reduced Speed School Zones and Crosswalks for Furr Elementary School. Ordinance caption reads as follows:

**ORDINANCE NO. 2019-07-052**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS ESTABLISHING REDUCED SPEED SCHOOL ZONES AND CROSSWALKS FOR FURR ELEMENTARY SCHOOL IN MCKINNEY, TEXAS; 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**

- 19-0577** Consider/Discuss/Act on a Resolution Awarding a Contract to Hoffman Southwest Corporation DBA Professional Pipe Services of Phoenix, Arizona for Storm Drain Cleaning and Inspection Services. Resolution caption reads as follows:

**RESOLUTION NO. 2019-07-075 (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE AWARD OF A CONTRACT TO HOFFMAN SOUTHWEST CORPORATION DBA PROFESSIONAL PIPE SERVICES OF PHOENIX, ARIZONA FOR STORM DRAIN CLEANING AND INSPECTION SERVICES**

- 19-0578** Consider/Discuss/Act on a Resolution Awarding a Contract to Niser Polymer Floor Co. for an Epoxy Floor Coating System at the McKinney National Airport. Resolution caption reads as follows:

**RESOLUTION NO. 2019-07-076 (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE AWARD OF A CONTRACT TO NISER POLYMER FLOOR CO. FOR AN EPOXY FLOOR COATING SYSTEM AT THE MCKINNEY NATIONAL AIRPORT**

- 19-0579** Consider/Discuss/Act on a Resolution Awarding Fixed Price Contracts to Osburn Associates, Inc. of Logan, Ohio; Vulcan, Inc. of Foley, Alabama; and Custom Products Corporation of Jackson, Mississippi for Street Signs and Materials. Resolution caption reads as follows:

**RESOLUTION NO. 2019-07-077 (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE AWARD OF FIXED PRICE CONTRACTS TO OSBURN ASSOCIATES, INC. OF LOGAN, OHIO; VULCAN, INC. OF FOLEY, ALABAMA; AND CUSTOM PRODUCTS CORPORATION OF JACKSON, MISSISSIPPI FOR STREET SIGNS AND MATERIALS**

- 19-0580** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Enter into Contracts/Agreements with Avesis Third Party Administrators, Inc. for insured Vision Benefits for City Employees. Resolution caption:

**RESOLUTION NO. 2019-07-078 (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO CONTRACT/AGREEMENT WITH AVESIS THIRD PARTY ADMINISTRATOR, INC. FOR INSURED VISION BENEFITS FOR CITY EMPLOYEES**

- 19-0581** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract with Kimley-Horn to Provide Consulting Engineering Services for the 2019 Citywide Traffic Count Program and Authorizing Any Supplemental Agreements. Resolution caption reads as follows:

**RESOLUTION NO. 2019-07-079 (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 \$135,400 WITH KIMLEY-HORN FOR CONSULTING ENGINEERING SERVICES FOR THE 2019 CITYWIDE TRAFFIC COUNT PROGRAM, AND AUTHORIZING ALL NECESSARY CHANGE ORDERS UNDER SAID CONTRACT UP TO AN AGGREGATE CONTRACT AMOUNT, INCLUSIVE OF ANY CHANGE ORDERS, NOT TO EXCEED \$148,500**

- 19-0582** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Professional Services Agreement with Brinkley Sargent Wiginton Architects, Inc. (BSW) of Dallas, Texas for Architectural and Engineering Services in Conjunction with the Design and Construction of the Apex Centre Expansion and Renovation Project at Gabe Nesbitt Park, McKinney Texas. Resolution caption reads as follows:

**RESOLUTION NO. 2019-07-080 (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH BRINKLEY SARGENT WIGINTON ARCHITECTS, INC. (BSW) OF DALLAS, TEXAS FOR**

**ARCHITECTURAL AND ENGINEERING SERVICES IN CONJUNCTION WITH THE DESIGN AND CONSTRUCTION OF THE APEX CENTRE EXPANSION AND RENOVATION PROJECT PK1825, MCKINNEY TEXAS**

- 19-0583** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute an Interlocal Agreement with the North Central Texas Emergency Communications District (NCT9-1-1) to Operate and Maintain the Systems Utilized for the Provision of 9-1-1 Emergency Communication Services. Resolution caption reads as follows:

**RESOLUTION NO. 2019-07-081 (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE NORTH CENTRAL TEXAS EMERGENCY COMMUNICATIONS DISTRICT (NCT 9-1-1) TO OPERATE AND MAINTAIN THE SYSTEMS UTILIZED FOR THE PROVISION OF 9-1-1 EMERGENCY COMMUNICATION SERVICES, AND PROVIDING FOR AN EFFECTIVE DATE**

- 19-0584** Consider/Discuss/Act to Authorize the City Manager to execute an Interlocal License Agreement between Collin County and the City of McKinney to Exchange Access to and the Use of the County's Radio Tower in Return for Access to and the Use of One of the City's Elevated Water Storage Tanks for their Respective Public-Safety Radio Systems
- 19-0048PF** Consider/Discuss/Act on a Preliminary-Final Plat for Lot 1 & 2, Block A of the Jourdonais Estates, Located along the East side of the Dallas Area Rapid Transit Railroad right-of-way approximately 900 feet South of the intersection of County Road 339 and the Dallas Area Rapid Transit Railroad right-of-way.
- 19-0585** Consider/Discuss/Act on a Facilities Agreement for Lot 1 & 2, Block A of the Jourdonais Estates, Located along the East side of the Dallas Area Rapid Transit Railroad right-of-way approximately 900 feet South of the intersection of County Road 339 and the Dallas Area Rapid Transit Railroad right-of-way.
- 18-0202PF** Consider/Discuss/Act on a Preliminary-Final Plat for Lot 1 & 2, Block A of the Owen Farms, Phase Two, Located at the Southwest corner of County

Road 329 and County Road 332

**19-0586** Consider/Discuss/Act on a Facilities Agreement for Lot 1 & 2, Block A of the Owen Farms, Phase Two, Located at the Southwest corner of County Road 329 and County Road 332

**19-0007PF** Consider/Discuss/Act on a Preliminary-Final Plat for Lot 1-3, Block A of the Lake Forest Business Park, Located North and West of the Farm to Market Road 1461 (Lake Forest Drive) and County Road 123 (Bloomdale Road)

**19-0587** Consider/Discuss/Act on a Facilities Agreement for Lot 1-3, Block A of the Lake Forest Business Park, Located North and West of Farm to Market Road 1461 (Lake Forest Drive) and County Road 123 (Bloomdale Road)

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

**19-0588** Consider/Discuss/Act on a Resolution Authorizing the Execution of Documents for the Acquisition of Easements and the Consideration of the Use of Eminent Domain to Condemn Property for the Relocation and Construction of Water Lines Along Custer Road from Approximately US 380 to FM 1461 in Northwest McKinney Associated with the Custer Road Utility Relocations Project and Authorizing the City Manager to Establish Procedures for Acquiring the Easements on Said Properties, and Take All Steps Necessary to Acquire the Needed Property Rights in Compliance with all Applicable Laws and Resolutions.

Council unanimously approved the motion by Council Member Charlie Philips, seconded by Mayor Pro Tem Rainey Rogers, to approve the item as written and authorize the use of the power of eminent domain to acquire all necessary easements from property owners, generally indicated on the attached property location map, for the relocation and construction of water lines generally known as the Custer Road Utility Relocations Project. Resolution caption reads as follows:

**RESOLUTION NO. 2019-07-082 (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE EXECUTION OF DOCUMENTS FOR THE ACQUISITION OF PROPERTY RIGHTS NECESSARY FOR THE RELOCATION AND CONSTRUCTION OF WATER LINES ALONG CUSTER**

**ROAD FROM APPROXIMATELY US 380 TO FM 1461 IN NORTHWEST MCKINNEY ASSOCIATED WITH THE CUSTER ROAD UTILITY RELOCATIONS PROJECT; AUTHORIZING THE CITY MANAGER TO EXECUTE DOCUMENTS FOR THE ACQUISITION OF EASEMENTS; APPOINTING AN APPRAISER AND NEGOTIATOR AS NECESSARY; AUTHORIZING THE CITY MANAGER OF THE CITY OF MCKINNEY, TEXAS, TO ESTABLISH JUST COMPENSATION FOR THE PROPERTY RIGHTS TO BE ACQUIRED; AND AUTHORIZING THE CITY MANAGER THE USE OF EMINENT DOMAIN TO CONDEMN PROPERTY AND TAKE ALL STEPS NECESSARY TO ACQUIRE THE NEEDED PROPERTY RIGHTS IN COMPLIANCE WITH ALL APPLICABLE LAWS AND RESOLUTIONS**

- 19-0044Z2** Conduct a Public Hearing to Consider/Discuss/Act on a Request to Rezone the Subject Property from "AG" - Agricultural District to "C2" - Local Commercial District, Located on the Southeast Corner of Hardin Boulevard and Virginia Parkway, and Accompanying Ordinance

Council Member Rick Franklin stepped away from the discussion and action regarding this item.

Michael Doggett, 260 E. Davis Ste 100, McKinney TX 75069 (Applicant) spoke in support of the request.

Council approved the motion made by Mayor Pro Tem Rainey Rogers, seconded by Council Member La'Shadion Shemwell, to close the public hearing and approve a Request to Rezone the Subject Property from "AG" - Agricultural District to "C2" - Local Commercial District, Located on the Southeast Corner of Hardin Boulevard and Virginia Parkway, and Accompanying Ordinance with a vote of 6 - 0 - 1, Council Member Richard Franklin abstaining. Ordinance caption reads as follows:

**ORDINANCE NO. 2019-07-053**

**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 12.64 ACRE PROPERTY, LOCATED ON THE SOUTHEAST CORNER OF HARDIN BOULEVARD AND VIRGINIA PARKWAY, IS REZONED FROM "AG" - AGRICULTURAL DISTRICT TO "C2" - LOCAL COMMERCIAL DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INJUNCTIVE RELIEF, PROVIDING FOR NO VESTED INTEREST; PROVIDING FOR THE PUBLICATION OF THE CAPTION OF THIS ORDINANCE; PROVIDING FOR A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF**

- 19-0027Z4** Conduct a Public Hearing to Consider/Discuss/Act on a Request to Rezone the Subject Property from "PD" - Planned Development District to "C2" - Local Commercial District, Located on the Southwest Corner of



Ridge Road and McKinney Ranch Parkway and Accompanying Ordinance

Council unanimously approved the motion by Council member La'Shadion Shemwell, seconded by Council member Scott Elliott, to Close the public hearing and approve a Request to Rezone the Subject Property from "PD" - Planned Development District to "C2" - Local Commercial District, Located on the Southwest Corner of Ridge Road and McKinney Ranch Parkway and Accompanying Ordinance. Ordinance caption reads as follows:

**ORDINANCE NO. 2019-07-054**

**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 1.01 ACRE PROPERTY, LOCATED ON THE SOUTHWEST CORNER OF RIDGE ROAD AND MCKINNEY RANCH PARKWAY, IS REZONED FROM "PD" – PLANNED DEVELOPMENT DISTRICT TO "C2" – LOCAL COMMERCIAL DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INJUNCTIVE RELIEF, PROVIDING FOR NO VESTED INTEREST; PROVIDING FOR THE PUBLICATION OF THE CAPTION OF THIS ORDINANCE; PROVIDING FOR A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF**

**19-0023Z3** Conduct a Public Hearing to Consider/Discuss/Act on a Request to Rezone the Subject Property from "PD" - Planned Development District and "REC" - Regional Employment Center Overlay District to "C1" - Neighborhood Commercial District, Located Approximately 670 Feet North of Stacy Road and on the East Side of Ridge Road, and Accompanying Ordinance

Council unanimously approved the motion by Council member Charlie Philips, seconded by Council member Richard Franklin, to close the public hearing and approve a Request to Rezone the Subject Property from "PD" - Planned Development District and "REC" - Regional Employment Center Overlay District to "C1" - Neighborhood Commercial District, Located Approximately 670 Feet North of Stacy Road and on the East Side of Ridge Road, and Accompanying Ordinance. Ordinance caption reads as follows:

**ORDINANCE NO. 2019-07-055**

**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 5.34 ACRE PROPERTY, LOCATED APPROXIMATELY 670 FEET NORTH OF STACY ROAD AND ON THE EAST SIDE OF RIDGE ROAD, IS REZONED FROM "PD" – PLANNED**

**DEVELOPMENT DISTRICT AND "REC" – REGIONAL EMPLOYMENT CENTER OVERLAY DISTRICT TO "C1" – NEIGHBORHOOD COMMERCIAL DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INJUNCTIVE RELIEF, PROVIDING FOR NO VESTED INTEREST; PROVIDING FOR THE PUBLICATION OF THE CAPTION OF THIS ORDINANCE; PROVIDING FOR A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF**

**19-0053Z2** Conduct a Public Hearing to Consider/Discuss/Act on a Request to Rezone the Subject Property from "PD" - Planned Development District to "PD" - Planned Development District, Generally to Modify the Development Standards, Located Approximately 440 Feet South of Standifer Street and on the East Side of Bumpas Street, and Accompanying Ordinance

Council unanimously approved the motion by Council member Scott Elliott, seconded by Mayor Pro Tem Rainey Rogers, to close the public hearing and approve a Request to Rezone the Subject Property from "PD" - Planned Development District to "PD" - Planned Development District, Generally to Modify the Development Standards, Located Approximately 440 Feet South of Standifer Street and on the East Side of Bumpas Street, and Accompanying Ordinance. Ordinance caption reads as follows:

**ORDINANCE NO. 2019-07-056**

**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 2.74 ACRE PROPERTY, LOCATED APPROXIMATELY 440 FEET SOUTH OF STANDIFER STREET AND ON THE EAST SIDE OF BUMPAS STREET, IS REZONED FROM "PD" – PLANNED DEVELOPMENT DISTRICT TO "PD" – PLANNED DEVELOPMENT DISTRICT, GENERALLY TO MODIFY THE DEVELOPMENT STANDARDS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INJUNCTIVE RELIEF, PROVIDING FOR NO VESTED INTEREST; PROVIDING FOR THE PUBLICATION OF THE CAPTION OF THIS ORDINANCE; PROVIDING FOR A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF**

**19-0035Z2** Conduct a Public Hearing to Consider/Discuss/Act on a Request to Rezone the Subject Property from "PD" - Planned Development District and "REC" - Regional Employment Center Overlay District to "PD" - Planned Development District, Generally to Modify the Development Standards, Located on the East Side of Stacy Road and on the North and South Sides of Recioto Drive, and Accompanying Ordinance

Council unanimously approved the motion by Council member Richard Franklin, seconded by Council member Frederick Frazier, to close the public hearing and approve a Request to Rezone the Subject Property from "PD" - Planned Development District and "REC" - Regional Employment Center Overlay District to "PD" - Planned Development District, Generally to Modify the Development Standards, Located on the East Side of Stacy Road and on the North and South Sides of Recioto Drive, and Accompanying Ordinance. Ordinance caption reads as follows:

**ORDINANCE NO. 2019-07-057**

**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 9.804 ACRE PROPERTY, LOCATED ON THE EAST SIDE OF STACY ROAD AND ON THE NORTH AND SOUTH SIDES OF RECIOTO DRIVE, IS REZONED FROM "PD" - PLANNED DEVELOPMENT DISTRICT AND "REC" - REGIONAL EMPLOYMENT CENTER OVERLAY DISTRICT TO "PD" - PLANNED DEVELOPMENT DISTRICT, GENERALLY TO MODIFY THE DEVELOPMENT STANDARDS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INJUNCTIVE RELIEF, PROVIDING FOR NO VESTED INTEREST; PROVIDING FOR THE PUBLICATION OF THE CAPTION OF THIS ORDINANCE; PROVIDING FOR A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF**

- 19-0589** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Enter into a Local Project Advance Funding Agreement (LPAFA) with the Texas Department of Transportation (TxDOT) for Installation of Continuous Illumination on US 380 (University Drive) from 550 Feet West of Bois D' Arc Road to 525 Feet West of the US 75 Southbound Frontage Road.

Council unanimously approved the motion by Council member La'Shadion Shemwell, seconded by Council member Scott Elliott, to approve a Resolution Authorizing the City Manager to Enter into a Local Project Advance Funding Agreement (LPAFA) with the Texas Department of Transportation (TxDOT) for Installation of Continuous Illumination on US 380 (University Drive) from 550 Feet West of Bois D' Arc Road to 525 Feet West of the US 75 Southbound Frontage Road. Resolution caption reads as follows:

**RESOLUTION NO. 2019-07- 083 (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO A LOCAL PROJECT ADVANCE FUNDING AGREEMENT (LPAFA) WITH THE TEXAS**

**DEPARTMENT OF TRANSPORTATION (TxDOT) FOR INSTALLATION OF CONTINUOUS ROADWAY ILLUMINATION ALONG US 380 (UNIVERSITY DRIVE) FROM 550 FEET WEST OF BOIS D' ARC ROAD TO 525 FEET WEST OF THE US 75 SOUTHBOUND FRONTAGE ROAD**

- 19-0590** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract with Kimley-Horn and Associates, Inc. for Professional Engineering Design Services for the WA4339 - South Airport & Harry McKillop Water Mains Project and Any Necessary Supplemental Agreements

Council unanimously approved the motion by Mayor Pro Tem Rainey Rogers, seconded by Council member Richard Franklin, to approve a Resolution Authorizing the City Manager to Execute a Contract with Kimley-Horn and Associates, Inc. for Professional Engineering Design Services for the WA4339 - South Airport & Harry McKillop Water Mains Project and Any Necessary Supplemental Agreements. Resolution caption reads as follows:

**RESOLUTION NO. 2019-07- 084 (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 \$565,900 WITH KIMLEY-HORN AND ASSOCIATES, INC. FOR PROFESSIONAL ENGINEERING DESIGN SERVICES FOR THE SOUTH AIRPORT & HARRY MCKILLOP WATER MAINS PROJECT (WA4339), FOR A TOTAL AGGREGATE CONTRACT AMOUNT, INCLUSIVE OF ANY SUPPLEMENTAL AGREEMENTS, NOT TO EXCEED \$650,000**

- 19-0591** Consider/Discuss/Act on Appointing a Member to the McKinney Housing Authority

Council unanimously approved the motion by Council member La'Shadion Shemwell, seconded by Council member Richard Franklin, to approved Appointing a Member (Arthur Simmons) to the McKinney Housing Authority for a partial term effective this date and expiring September 30, 2019.

Mayor Fuller called again for Public Comments at which time there were none.

Mayor Fuller called for Council & Manager Comments.

Council Member Charlie Philips stated he attended the Junior Fire Marshal Academy for youth interested in learning about or becoming a firefighter and thanked the Fire Department for offering the program.

Council Members Scott Elliott and Frederick Frazier, Mayor Pro Tem Rainey Rogers and Mayor Fuller complimented the recent July 4 parade and festivities downtown and thanked the Main Street / MPAC Staff involved with coordinating the event.

Mayor Pro Tem Rainey Rogers and Council Member La'Shadion Shemwell acknowledged and congratulated city interns Cayla Simpson, Ana Gutierrez and Jada Thompson for earning summer internships.

Council Member La'Shadion thanked the members of the public for attending the meeting to voice their concerns and encouraged the public to attend the McKinney Urban Transit District (MUTD) Board Meeting, August 14 at 6:00 p.m. to learn more about the city's public transit initiatives.

Council Member Rick Franklin and Mayor Fuller expressed condolences to the family and friends of Aaron Hill, and student-athlete at McKinney North High School who recently passed away from a drowning incident.

Council Member Frederick Frazier praised the success of the Parks Bingo activity, stating that many of his neighbors were participating.

City Manager Paul Grimes invited the public to participate in National Night Out activities (August 6) in their neighborhoods, as the City Council, Police and other staff will be out visiting with residents all across the city. More information about National Night Out is available online at [www.mckinneytexas.org/NNO](http://www.mckinneytexas.org/NNO). Additional activities sponsored by the McKinney Police Department are Fraud Against Seniors (July 30), Ice Cream Cones with Cops (August 1), Coffee with Cops (August 3), and Books with the Blue (August 6).

Council unanimously approved the motion by Council member Charlie Philips, seconded by Mayor Pro Tem Rainey Rogers, to adjourn the meeting at 7:12 p.m.

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GEORGE C. FULLER  
Mayor of McKinney, Texas

ATTEST:

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EMPRESS DRANE  
McKinney City Secretary

