

## CITY COUNCIL REGULAR MEETING

MARCH 17, 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, March 17, 2020 at 6:00 p.m.

Mayor George Fuller called the meeting to order at 6:00 p.m. with a quorum consisting of himself and the following members: Mayor Pro Tem Rainey Rogers, and Council Members Charlie Philips, Scott Elliott, Frederick Frazier, Rick Franklin, and La'Shadion Shemwell

City of McKinney Staff Present: City Manager Paul Grimes, Assistant City Manager Barry Shelton, Assistant City Manager Kim Flom, Assistant City Manager Steve Tilton, City Attorney Mark Houser, City Secretary Empress Drane, Strategic Services Manager Trevor Minyard, Housing & Community Development Manager Janay Tieken, Director of Engineering Gary Graham, Transportation Engineering Manager Thuan Huynh, Capital Improvement Projects Manager Nicholas Ataie, Health Compliance Supervisor Richard Milam

There were two (2) members of the public present at the meeting.

Mayor Fuller called for the Invocation led by Mayor Pro Tem Rainey Rogers, and recital of the Pledge of Allegiance.

Mayor Fuller called for the Information Sharing item:

**20-0250** Proclamation for Developmental Disabilities Month

Mayor Fuller called for Public Comments on Agenda Items at which time there were no requests to speak.

Mayor Fuller called for the Consent Agenda.

Council unanimously approved the motion by Council member Scott Elliott, seconded by Council member Rick Franklin, to approve the following Consent Agenda:

**20-0251** Minutes of the City Council Regular Meeting of March 3, 2020

**20-0252** Minutes of the City Council Work Session of March 3, 2020

**20-0211** Minutes of the Historic Preservation Advisory Board Meeting of February 6, 2020

**20-0156** Minutes of the Library Advisory Board Meeting of January 16, 2020

- 19-0217** Minutes of the Main Street Board Meeting of February 13, 2019.
- 19-0824** Minutes of the Main Street Board Meeting of September 12, 2019.
- 19-0216** Minutes of the Main Street Board Meeting of December 13, 2018.
- 19-0487** Minutes of the Main Street Board Meeting of May 9, 2019
- 19-0474** Minutes of the McKinney Armed Services Memorial Board Meeting of May 8, 2019
  
- 19-1013** Minutes of the McKinney Armed Services Memorial Board Meeting of October 9, 2019
- 19-0857** Minutes of the McKinney Arts Commission Meeting of July 25, 2019
- 19-0858** Minutes of the McKinney Arts Commission Meeting of August 2, 2019
- 20-0198** Minutes of the McKinney Community Development Corporation Meeting of January 23, 2020
- 20-0199** Minutes of the McKinney Community Development Corporation Project Subcommittee Meeting of January 28, 2020
- 20-0253** Minutes of the McKinney Housing Authority Meeting of January 28, 2020
- 19-0120** Minutes of the Parks, Recreation and Open Space Advisory Board Meeting of December 13, 2018
- 19-0831** Minutes of the Parks, Recreation, and Open Space Advisory Board Meeting of September 12, 2019
- 19-0953** Minutes of the Parks, Recreation, and Open Space Advisory Board Meeting of October 10, 2019
- 19-1025** Minutes of the Parks, Recreation, and Open Space Advisory Board Meeting of November 14, 2019
- 20-0001** Minutes of the Parks, Recreation, and Open Space Advisory Board meeting of December 12, 2019
- 20-0146** Minutes of the Parks, Recreation, and Open Space Advisory Board Meeting of January 9, 2020
- 19-0938** Minutes of the Planning and Zoning Commission Regular Meeting of October 22, 2019

**19-0937** Minutes of the Planning and Zoning Commission Work Session of October 22, 2019

**20-0162** Minutes of the Tax Increment Reinvestment Zone Number Two (TIRZ2) Board Meeting of December 3, 2019

**20-0189** Minutes of the Visit McKinney Board Meeting of January 28, 2020

**20-0254** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Apply for and Accept, if Awarded, a HOME Investments Partnerships Program Tenant Based Rental Assistance (TBRA) Reservation System Participation (RSP) Agreement Through the Texas Department of Housing and Community Affairs (TDHCA). Resolution caption reads as follows:

**RESOLUTION NO. 2020-03-038 (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO APPLY FOR AND ACCEPT, IF AWARDED, A HOME INVESTMENTS PARTNERSHIPS PROGRAM TENANT BASED RENTAL ASSISTANCE (TBRA) RESERVATION SYSTEM PARTICIPATION (RSP) AGREEMENT FROM THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS (TDHCA)**

**20-0255** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract with Maldonado-Burkett, LLP. to Provide Consulting Engineering Services for the TR2021 - Harry McKillop Boulevard Illumination and Authorizing Any Supplemental Agreements. Resolution caption reads as follows:

**RESOLUTION NO. 2020-03-039 (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 \$116,975 WITH MALDONADO-BURKETT, LLP. FOR CONSULTINGENGINEERINGSERVICES FOR THE HARRY MCKILLOP BOULEVARD ILLUMINATION AND AUTHORIZING ALL NECESSARY CHANGE ORDERS UNDER SAID CONTRACT UP TO AN AGGREGATE CONTRACT AMOUNT, INCLUSIVE OF ANY CHANGE ORDERS, NOT TO EXCEED \$135,000**

**20-0256** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Non-Binding Membership Agreement with the North Texas Innovation Alliance. Resolution caption reads as follows:

**RESOLUTION NO. 2020-03-040 (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY,**

**TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A NON-BINDING MEMBERSHIP AGREEMENT WITH THE NORTH TEXAS INNOVATION ALLIANCE**

Mayor Fuller called for the Regular Agenda Items.

- 20-0257** Consider/Discuss/Act on Amending Chapter 94 of the Code of Ordinance to Replace with a New Chapter 94 to be Titled Standards for Public Swimming Pools, Spas, and Public Interactive Water Features and Fountains

Council unanimously approved the motion by Council member La'Shadion Shemwell, seconded by Mayor Pro Tem Rainey Rogers, to approve an Ordinance Amending Chapter 94 of the Code of Ordinance to Replace with a New Chapter 94 to be Titled Standards for Public Swimming Pools, Spas, and Public Interactive Water Features and Fountains. Ordinance caption reads as follows:

**ORDINANCE NO. 2020-03-021**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AMENDING CHAPTER 94, "SWIMMING POOL AND SPA OPERATION AND MAINTENANCE," OF THE CITY'S CODE OF ORDINANCES BY REPEALING SAID CHAPTER AND REPLACING IT WITH A NEW CHAPTER 94 TO BE TITLED "STANDARDS FOR PUBLIC SWIMMING POOLS, SPAS, AND PUBLIC INTERACTIVE WATER FEATURES AND FOUNTAINS"; PROVIDING FOR THE ADOPTION OF 25 TAC CHAPTER 265, SUBCHAPTER L AND SUBCHAPTER M; PROVIDING FOR THE REQUIREMENT OF PERMITS FOR PUBLIC SWIMMING POOLS, SPAS, AND PUBLIC INTERACTIVE WATER FEATURES AND FOUNTAINS; PROVIDING FOR INSPECTIONS OF PUBLIC SWIMMING POOLS, SPAS AND PUBLIC INTERACTIVE WATER FEATURES AND FOUNTAINS; PROVIDING FOR CERTIFIED POOL OPERATORS; PROVIDING FOR MAINTENANCE AND OPERATION OF PUBLIC SWIMMING POOLS AND SPAS; PROVIDING FOR TEMPORARY CLOSURE OF PUBLIC SWIMMING POOLS, SPAS, AND PUBLIC INTERACTIVE WATER FEATURES AND FOUNTAINS; PROVIDING FOR HEARINGS; PROVIDING FOR NOTICE OF HEARINGS; PROVIDING FOR A FEE SCHEDULE; AMENDING APPENDIX A, "SCHEDULE OF FEES"; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; ESTABLISHING GOVERNING LAW; PROVIDING FOR A PENALTY FOR THE VIOLATION HEREOF; AND PROVIDING AN EFFECTIVE DATE**

- 20-0258** Consider/Discuss/Act on Appointing a Member to the Historic Preservation Advisory Board

Council unanimously approved the motion by Council member Charlie Philips, seconded by Council member Rainey Rogers, to Table to Another Meeting Appointing a Member to the Historic Preservation Advisory Board.

Mayor Fuller called for Public Comments related to issues not on the agenda at which time there were no requests to speak.

Mayor Fuller called for City Council and City Manager Comments.

Council Member Charlie Philips congratulated McKinney High School Girls Varsity Basketball team for competing in the State tournament; thanked the McKinney ISD School Board and announced the drive-up pickup breakfast (7:30 a.m. to 8:30 a.m.) and lunch (11:00 a.m. to 12:30 p.m.) services offered during the extended Spring Break. The meals are provided Monday through Friday at several campuses across the school district to any child in need.

Council Member Scott Elliott thanked the school district for the meal service; thanked the community at large for volunteer services and assistance during this time.

Mayor Pro Tem Roger Rainey encouraged the community to patron restaurants by ordering takeout in support of local business.

Council Member La'Shadion Shemwell encouraged the Council to implement video conferencing during the COVID-19 outbreak and practice social distancing to help stop the spread of the virus, especially among vulnerable populations. Council Member Shemwell extended condolences to the Wattle and Pearson families on the recent passing of family members.

Council Member Rick Franklin encouraged the community to support local restaurants and to encourage families to stay strong during the COVID-19 outbreak.

Council Member Frederick Frazier encouraged the public to review online information regarding Parks & Recreation improvement projects in District 1; congratulated and expressed pride in the McKinney High School Girls Varsity Basketball team for participating in the state championship tournament; expressed serious concern for the COVID-19 outbreak and encouraged everyone to wash hands, practice social distancing, support local restaurants, find opportunities to volunteer in the community to help those in need during the pandemic, and shop rationally without hoarding supplies; and expressed appreciation for the disabilities proclamation.

City Manager Paul Grimes made announcements:

- The City has made changes to facility operations in consideration of COVID-19; visit [www.mckinneytexas.org/closure](http://www.mckinneytexas.org/closure) to learn about measures taken to support health and safety – changes will be updated daily

- Residents are encouraged to visit [www.mckinneytexas.org/coronavirus](http://www.mckinneytexas.org/coronavirus) and the webpages for both Collin County and the Centers for Disease Control (CDC) to stay up to date with information regarding the COVID-19 coronavirus

Mayor George Fuller recognized 17-year old Anthony Olague, founder and owner of Liberty Music Academy in downtown McKinney which strives to offer affordable music lessons to low income families; extended condolences to Pastor Charles Wattley on the passing of his mother; emphasized the importance of taking the COVID-19 outbreak seriously and be conscientious and prudent about safety and the lives of residents.

The Council did not meet in Executive Session.

Council unanimously approved the motion by Mayor George Fuller, seconded by Council member Rick Franklin, to Adjourn the meeting at 6:39 p.m.

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GEORGE C. FULLER  
Mayor

ATTEST:

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EMPRESS DRANE  
City Secretary

City of McKinney, Texas