

CITY COUNCIL REGULAR MEETING

DECEMBER 18, 2018

The City Council of the City of McKinney, Texas met in regular session in the Council Chambers at McKinney City Hall, 222 N. Tennessee Street, McKinney, Texas, on Tuesday December 18, 2018 at 6 p.m.

Council Present: Mayor George C. Fuller, Mayor Pro Tem Tracy Rath, and Council Members Charlie Philips, Scott Elliott, Rainey Rogers, Chuck Branch, and La'Shadion Shemwell.

City of McKinney Staff Present: City Manager Paul Grimes, Deputy City Manager Jose Madrigal, Assistant City Manager Barry Shelton, Assistant City Manager Steve Tilton, Assistant to the City Manager Trevor Minyard, Director of Organizational Development & Organizational Management Joseph Mazzola, City Attorney Mark Houser, Executive Director of Development Services Michael Quint, Director of Planning Jennifer Arnold, Capital Improvement Projects Manager Nicholas Ataie, Facilities Construction Manager Patricia Jackson, Director of Parks & Recreation Michael Kowski, Assistant Director of Parks & Recreation Ryan Mullins, Parks & Recreation Executive Assistant Flora Ray, Purchasing Manager Lisa Littrell, Fire Chief Danny Kistner, Police Officer Shannon Seabrook, Chief Financial Officer Mark Holloway, City Secretary Intern Cayla Simpson, and City Secretary Empress Drane.

There were 20 guests present.

Mayor Fuller called the meeting to order at 6:03 p.m. after determining a quorum of the City Council was present.

Mayor Fuller called for the Invocation and recital of the Pledge of Allegiance.

The Invocation given by Aaron Harrison of CityChurch McKinney. The Pledge was led by Youth Members of CityChurch McKinney, escorted by CityChurch McKinney Co-Director Kelly Wood.

Mayor Fuller read a statement to be entered into the public record, regarding a civil matter involving Council Member La'Shadion Shemwell and the McKinney Police Department:

"I take great exception to Mr. Shemwell's recent statement released to NBC. His indictment of the criminal justice system, which includes our esteemed police force, and

further claims of racial and socioeconomic inequality being at the center of this latest incident is, in my opinion, a reckless diversion from accountability. It is not law enforcement or the judicial system that has levied the allegations against Mr. Shemwell. It was in fact the mother of his children, an African-American woman residing in the same neighborhood as Mr. Shemwell, that has alleged the domestic violence. She filed an initial complaint and then unilaterally brought additional claims and supporting evidence to the police concerning other incidents of physical abuse. I do not know if she is telling the truth, and Mr. Shemwell is to be presumed innocent until proven guilty, and I trust that due process will ensue and ultimately truth will prevail. In the meantime, I have every confidence that our police will do their job with continued honor and absolute integrity and character they have that has made us the great city we are.”

Mayor Fuller called for Public Comments.

Jolie Williams, 3613 Cockrill Drive, McKinney TX 75072 commented on statistics related to domestic violence in the United States, Texas, Collin County, and McKinney, and her personal experiences with domestic violence.

Natalie Garner, 7304 San Saba Drive, McKinney TX 75070, requested clarity regarding the construction ordinance (146-134-8) and the need to enforce cleanliness and noise issues in her neighborhood during construction. She also thanked the Mayor and city staff for addressing the issues.

Mayor Fuller called for the Consent agenda. Council unanimously approved the motion by Mayor Pro Tem Tracy Rath, seconded by Council Member Chuck Branch, to approve the following Consent Agenda:

- 18-984** Minutes of the Board of Adjustment Meeting of October 24, 2018
- 18-1055** Minutes of the City Council Work Session of December 3, 2018
- 18-564** Minutes of the Community Grants Advisory Commission Meeting of May 31, 2018
- 18-648** Minutes of the McKinney Armed Services Memorial Board Meeting of June 13, 2018
- 18-742** Minutes of the McKinney Armed Services Memorial Board Meeting of August 8, 2018

- 18-836** Minutes of the McKinney Armed Services Memorial Board Meeting of September 12, 2018
- 18-986** Minutes of the McKinney Armed Services Memorial Board Meeting of October 10, 2018
- 18-687** Minutes of the McKinney Community Development Corporation Meeting of July 26, 2018
- 18-915** Minutes of the McKinney Community Development Corporation Meeting of September 25, 2018
- 18-713** Minutes of the McKinney Convention & Visitors Bureau Board Meeting of July 24, 2018
- 18-714** Minutes of the McKinney Convention & Visitors Bureau Finance Committee Meeting of July 20, 2018
- 18-924** Minutes of the McKinney Convention & Visitors Bureau Board Meeting of September 20, 2018
- 18-909** Minutes of the McKinney Economic Development Corporation Meeting of September 18, 2018
- 18-762** Minutes of the McKinney Housing Finance Corporation Meeting of July 13, 2018
- 18-848** Minutes of the McKinney Main Street Board Meeting of May 10, 2019
- 18-849** Minutes of the McKinney Main Street Board Meeting of August 9, 2018
- 18-850** Minutes of the McKinney Main Street Board Meeting of September 13, 2018
- 18-960** Minutes of the McKinney Main Street Board Meeting of October 11, 2018
- 18-744** Minutes of the Parks, Recreation & Open Space Advisory Board Meeting of August 9, 2018
- 18-841** Minutes of the Parks, Recreation & Open Space Advisory Board Meeting of September 13, 2018
- 18-979** Minutes of the Parks, Recreation & Open Space Advisory Board Meeting of October 11, 2018
- 18-830** Minutes of the Planning & Zoning Commission Regular Meeting of September 25, 2018

18-1013 Minutes of the Planning & Zoning Commission Regular Meeting of November 13, 2018

18-1056 Consider/Discuss/Act on an Ordinance Amending Section 62-106 of the Code of Ordinances to concur with the Texas Transportation Commission Regarding the Speed Limit on the Central Expressway (US 75) Main Lanes and Frontage Roads from Laud Howell Parkway / Spur 195 to the Northern City Limits. Ordinance caption reads as follows:

ORDINANCE NO. 2018-12-084

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS AMENDING SECTION 62-106 OF THE CODE OF ORDINANCES TO CONCUR WITH THE TEXAS TRANSPORTATION COMMISSION TO ESTABLISH THE SPEED LIMIT ON CENTRAL EXPRESSWAY (US 75) MAIN LANES AND FRONTAGE ROADS FROM LAUD HOWELL PARKWAY / SPUR 195 TO THE NORTHERN CITY LIMITS 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

18-1057 Consider/Discuss/Act on an Ordinance Amending Section 62-107 of the Code of Ordinances to Concur with the Texas Department of Transportation to Establish a Speed Limit on Harry McKillop Boulevard from McDonald Street (SH 5) to Country Lane in McKinney, Texas. Ordinance caption reads as follows:

ORDINANCE NO. 2018-12-085

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS AMENDING SECTION 62-107 OF THE CODE OF ORDINANCES TO CONCUR WITH THE TEXAS DEPARTMENT OF TRANSPORTATION RECOMMENDATION TO ESTABLISH A SPEED LIMIT ON HARRY MCKILLOP BOULEVARD FROM McDONALD STREET (SH 5) TO COUNTRY LANE 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

18-1058 Consider/Discuss/Act on an Ordinance Amending Section 62-110 of the Code of Ordinances for Speed Limits along McDonald Street (SH 5) to Reflect the New Construction of Harry McKillop Boulevard and Adjust Speed Zones along McDonald Street (SH 5) Accordingly. Ordinance caption reads as follows:

ORDINANCE NO. 2018-12-086

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS AMENDING SECTION 62-110 OF THE CODE OF ORDINANCES TO REFLECT THE NEW CONSTRUCTION OF HARRY MCKILLOP BOUEVARD AND TO ADJUST SPEED ZONES ALONG MCDONALD STREET (SH 5) ACCORDINGLY 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

- 18-1059** Consider/Discuss/Act on an Ordinance Amending Section 62-117 of the Code of Ordinances to Establish a Speed Limit on Collin McKinney Parkway between Village Park Drive and Stacy Road. Ordinance caption reads as follows:

ORDINANCE NO. 2018-12-087

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS AMENDING SECTION 62-117 OF THE CODE OF ORDINANCES TO ESTABLISH A SPEED LIMIT ON COLLIN MCKINNEY PARKWAY FROM VILLAGE PARK DRIVE TO STACY ROAD 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

- 18-1060** Consider/Discuss/Act on an Ordinance Amending Section 62-117 of the Code of Ordinances for Speed Limits along Certain Streets to Redefine the Speed Zone for Industrial Boulevard Zone. Ordinance caption reads as follows:

ORDINANCE NO. 2018-12-088

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS AMENDING SECTION 62-117 OF THE CODE OF ORDINANCES TO REVISE THE SPEED ZONE DEFINITION FOR INDUSTRIAL BOULEVARD ZONE 1 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

- 18-1061** Consider/Discuss/Act on an Ordinance Amending Chapter 87, "Special Events" of the Code of Ordinances of the City of McKinney, Texas by Repealing Said Chapter and Replacing it with a New Chapter 87 to be Entitled "Special Events," Providing for an Amendment to Appendix A "Schedule of Fees" of the Code of Ordinances to Establish Fees for Special Events. Ordinance caption reads as follows:

ORDINANCE NO. 2018-12-089

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AMENDING CHAPTER 87, "SPECIAL EVENTS," OF THE CITY'S CODE OF ORDINANCES BY REPEALING SAID CHAPTER AND REPLACING IT WITH A NEW CHAPTER 87 TO BE ENTITLED "SPECIAL EVENTS"; PROVIDING FOR AN AMENDMENT TO APPENDIX A "SCHEDULE OF FEES" OF THE CODE OF ORDINANCES TO ESTABLISH FEES FOR SPECIAL EVENTS; REPEALING CONFLICTING ORDINANCES; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION OF THE CAPTION OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE

- 18-1062** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract and All Necessary Change Orders with J.R. Stelzer Company for the WA1805 - Virginia Elevated Storage Tank Maintenance Project. Resolution caption reads as follows:

RESOLUTION NO. 2018-12-154 (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 \$719,679 WITH J.R. STELZER COMPANY FOR THE VIRGINIA ELEVATED STORAGE TANK MAINTENANCE PROJECT AND AUTHORIZING ALL NECESSARY CHANGE ORDERS UNDER SAID CONTRACT UP TO AN AGGREGATE CONTRACT AMOUNT, INCLUSIVE OF ANY CHANGE ORDERS, NOT TO EXCEED \$860,000

- 18-1063** Consider/Discuss/Act on a Resolution Awarding a Contract to JMR Construction of McKinney, Texas for the Reconstruction of 216 Carver Street, McKinney, Texas 75069. Resolution caption reads as follows:

RESOLUTION NO. 2018-12-155 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE AWARD OF A CONTRACT TO JMR CONSTRUCTION OF MCKINNEY, TEXAS FOR THE RECONSTRUCTION OF 216 CARVER STREET, MCKINNEY, TEXAS 75069

- 18-1064** Consider/Discuss/Act on a Facilities Agreement for Lot 1, Block A of the AMA Addition, Located at the Southeast Corner of the Intersection of County Road 126 and County Road 169

- 18-124PF** Consider/Discuss/Act on a Preliminary-Final Plat for Lot 1, Block A of the AMA Addition, Located at the Southeast Corner of the Intersection of County Road 126 and County Road 169

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

18-1065 Conduct a Public Hearing to Consider/Discuss the City Charter Amendment Election Process.

The following individual did not wish to speak but requested their support of the item be entered into the public record:

Mike Cole, 3213 Gillespie Road, McKinney TX 75072

The following individuals spoke during the Public Hearing:

T.J. Lane, 802 W. Hunt Street, McKinney TX 75069, said the extension of Council terms from two to four years is too long and suggested returning to two-year term lengths for more frequent opportunities to select Council members and increased accountability to the public.

Steven Spainhouer, 4690 W. Eldorado, McKinney TX 75970, spoke in support of the item, in support of more frequent elections, and in support of single-member districts for more equitable election opportunities.

Jimmy Teeling, 3204 Lands Downe Drive, McKinney TX 75072, spoke in support requiring thirty percent of voters to sign a recall petition, with a minimum of one hundred fifty voters and opposition to district-specific recall petitions.

Jolie Williams, 3613 Cockrill, McKinney TX 75072, spoke in support of the item.

Bridgette Wallis, 1709 Kensington Ln, McKinney TX 75072 spoke in support of the item.

Council unanimously approved the motion by Council Member Scott Elliott, seconded by Council Member Rainey Rogers, to close the Public Hearing.

18-0072Z3 Conduct a Public Hearing to Consider/Discuss/Act on a Request to Rezone the Subject Property from "RS 60" - Single Family Residential District to "PD" - Planned Development District, Generally to Modify the Development Standards, Located at 1104 South Tennessee Street, and Accompanying Ordinance.

Director of Planning Jennifer Arnold presented information about the item. On November 13, 2018, the Planning and Zoning Commission voted to recommend denial of the proposed rezoning request. Due to this action, a supermajority vote (6 of 7) by City Council will be required to approve the item.

On December 4, 2018, the City Council voted to table the item and continue the public hearing to the December 18, 2018 meeting per the applicant's request.

Jason Rose and Ron Lustig of JR Rose Architecture (Applicant) discussed their request and answered questions from the City Council.

The following individuals did not wish to speak but requested their opposition to the request be entered into the record:

Lawrence Ringley, 313 N. Benge Street, McKinney TX 75069

Jonathan Dowell, 405 N. Church Street, McKinney TX 75069

Pat Dowell, 700 W. Virginia, McKinney TX 75069

Jacque Weinberg, 1207 W. Louisiana, McKinney TX 75069

Betty Petkovsek, 1101 W. Louisiana St, McKinney TX 75069

Brenda Waggoner, 705 N. Benge, McKinney TX 75069

The following individuals spoke in opposition to the request:

Kim Black, 509 N. Kentucky Street, McKinney TX 75069

Bob Smith, 506 N. Church Street, McKinney TX 75069

Cynthia Vanlandingham, 205 N. Church Street, McKinney TX 75069

Constance White, 510 Titus Street, McKinney TX 75069

Nina Dowell-Ringley 313 N. Benge, McKinney TX 75069

The following individuals spoke in support of the request:

Kathy Orr Allen, 110 E. Graham Street, McKinney TX 75069

Deborah Kilgore, 1013 Howell Street, McKinney TX 75069

The Council unanimously approved the motion by Council Member Rainey Rogers, seconded by Council Member La'Shadion Shemwell, to close the public hearing.

Mayor Fuller called the meeting into executive session at 7:40 p.m., and reconvened the public meeting at 7:46 p.m.

The Council voted in favor of the motion by Council Member Scott Elliott, seconded by Mayor Pro Tem Tracy Rath to deny the request, with a vote of 6-1, Council Member Chuck Branch voting against the denial.

18-0131Z2 Conduct a Public Hearing to Consider/Discuss/Act on a Request to Rezone the Subject Property from "PD" - Planned Development District to "SO" - Suburban Office District, Approximately 730 Feet West of McKinney Ranch

Parkway and on the South Side of Stacy Road, and Accompanying
Ordinance

On November 27, 2018, the Planning & Zoning Commission voted unanimously in favor of the rezoning request. To date, the Planning staff had not received any public comments in support of or opposition to the request.

The following individuals did not wish to speak but requested their opposition to the request be entered into the public record:

Deepak Sathe, 5104 Basham Ln, McKinney TX 75070

Latha Madhuri Bandi, 5004 Basham Ln, McKinney TX 75070

Sridhar Suryadevara, 5004 Basham Ln, McKinney TX 75070

Praveena Mylavarapu, 5012 Basham Ln, McKinney TX 75070

Dinesh Kumar, 5200 Basham Ln, McKinney TX 75070

Rangarash Nadimpalli, 5008 Basham Ln, McKinney TX 75070

Kalyanasundaram Senthilnathan, 5020 Basham Ln, McKinney TX 75070

The following individuals spoke in opposition to the request:

Johnny Quinn, 5308 Basham Lane, McKinney TX 75070

Venu Allipuram, 5204 Basham Ln, McKinney TX 75070

Jeffrey Miller, 5304 Basham Ln, McKinney TX 75070

The Council unanimously approved the motion by Council Member Scott Elliott, seconded by Mayor Pro Tem Tracy Rath, to close the public hearing.

The Council approved the motion by Council Member Rainey Rogers, seconded by Council Member Chuck Branch, to approve the request, with a vote of 5 - 2, Mayor Pro Tem Tracy Rath and Council Member Charlie Philips voting against approving the request. Ordinance caption reads as follows:

ORDINANCE NO. 2018-12-090

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 2.13 ACRE PROPERTY, APPROXIMATELY 730 FEET WEST OF MCKINNEY RANCH PARKWAY AND ON THE SOUTH SIDE OF STACY ROAD, IS REZONED FROM "PD" – PLANNED DEVELOPMENT 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

Council Member Rainey Rogers recognized Johnny Quinn, McKinney native and 2014 Winter Olympic qualifier in the bobsled event.

18-1066 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Enter into and Execute an Annexation Agreement Regarding Municipal Services with D.R. Horton

Council unanimously approved the motion by Mayor Pro Tem Tracy Rath, seconded by Council Member La'Shadian Shemwell, to approve the resolution. Resolution caption reads as follows:

RESOLUTION NO. 2018-12-156 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN ANNEXATION AGREEMENT WITH D.R. HORTON TO PROVIDE MUNICIPAL SERVICES IN ASSOCIATION WITH THE PENDING MUNICIPAL ANNEXATION OF APPROXIMATELY 0.605 ACRE OF LAND LOCATED IN THE E.T. BERRY SURVEY, ABSTRACT NO. 43 IN COLLIN COUNTY, TEXAS, GENERALLY LOCATED APPROXIMATELY 100 FEET EAST OF FORKHORN DRIVE ON THE NORTH SIDE OF VIRGINIA PARKWAY

18-0001A2 Conduct a Public Hearing to Consider/Discuss/Act on a Petition by the City of McKinney to Annex the Subject Property, Located on the Northside of Virginia Parkway and Approximately 100 Feet East of Forkhorn Drive, and Accompanying Ordinance

There were no public comments regarding the item.

Council unanimously approved the motion by Mayor Pro Tem Tracy Rath, seconded by Council Member La'Shadian Shemwell, to close the public hearing and approve the request. Ordinance caption reads as follows:

ORDINANCE NO. 2018-12-091

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ANNEXING CERTAIN TERRITORIES TO THE CITY OF MCKINNEY; PROVIDING FOR THE PUBLICATION OF THIS ORDINANCE AND PROVIDING FOR AN EFFECTIVE DATE THEREOF

18-0137Z2 Conduct a Public Hearing to Consider/Discuss/Act on a Request to Zone the Subject Property to "PD" - Planned Development District, Generally for Single Family Residential Uses, Located Approximately 975 Feet East of Independence Parkway and on the North Side of Virginia Parkway; and Accompanying Ordinance

There were no public comments regarding the item. The Council unanimously approved the motion by Council Member Rainey Rogers, seconded by Council Member Chuck Branch, to close the public hearing and approve the request. Ordinance caption reads as follows:

ORDINANCE NO. 2018-12-092

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 0.605 ACRE PROPERTY, LOCATED APPROXIMATELY 975 FEET EAST OF INDEPENDENCE PARKWAY AND ON THE NORTH SIDE OF VIRGINIA PARKWAY, IS ZONED "PD" – PLANNED DEVELOPMENT DISTRICT, GENERALLY FOR SINGLE FAMILY RESIDENTIAL USES; 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

18-1067 Consider/Discuss/Act on an Ordinance Amending the Fiscal Year 2018-2019 Budget to Re-appropriate Projects/Items Carried from Last Fiscal Year.

The Council voted unanimously to approve the motion by Council Member Scott Elliott, seconded by Mayor Pro Tem Tracy Rath to approve the request. Ordinance caption reads as follows:

ORDINANCE NO. 2018-12-093

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS AUTHORIZING CERTAIN BUDGET AMENDMENT PERTAINING TO THE FISCAL YEAR 2018-2019 BUDGET; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF

18-1068 Consider/Discuss/Act on an Ordinance Amending the Fiscal Year 2018-2019 Budget for MEDC and MCDC to Re-appropriate Projects/Items Carried from Last Fiscal Year.

Council unanimously approved the motion by Council Member Scott Elliott, seconded by Mayor Pro Tem Tracy Rath, to approve the request. Ordinance caption reads as follows:

ORDINANCE NO. 2018-12-094

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS AUTHORIZING CERTAIN BUDGET AMENDMENT PERTAINING TO THE FISCAL YEAR 2018-2019 BUDGET FOR MEDC, AND MCDC; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF

18-1069 Consider/Discuss/Act on an Ordinance Amending the Fiscal Year 2018-2019 Annual Budget and Amending the 2019-2023 Capital Improvements Program to Appropriate and Transfer Funds to the McKinney Fire Station No. 10 Project (FI1734)

Council voted unanimously to approve the motion by Council Member La'Shadion Shemwell, seconded by Mayor Pro Tem Tracy Rath, to approve the ordinance. Ordinance caption reads as follows:

ORDINANCE NO. 2018-12-095

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AMENDING FISCAL YEAR 2018-2019 ANNUAL BUDGET AND THE 2019-2023 CAPITAL IMPROVEMENTS PROGRAM FOR THE MCKINNEY FIRE STATION NO. 10 PROJECT (FI1734); 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

18-1070 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract Amendment to the Construction Manager at Risk (CMAR) Services Contract with Crossland Construction Company, Inc. (Crossland) whose local office is in Prosper, Texas for a Guaranteed Maximum Price (GMP) Related to the Construction of McKinney Fire Station #10 located at 1150 County Road 228, McKinney, Texas 75071

Council unanimously approved the motion by Mayor Pro Tem Tracy Rath, seconded by Council Member Chuck Branch, to approve the resolution. Resolution caption reads as follows:

RESOLUTION NO. 2018-12-157 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT AMENDMENT WITH CROSSLAND CONSTRUCTION COMPANY, INC. (CROSSLAND) WHOSE LOCAL OFFICE IS IN PROSPER, TEXAS FOR A GUARANTEED MAXIMUM PRICE (GMP) FOR CONSTRUCTION MANAGER AT RISK SERVICES RELATED TO THE CONSTRUCTION OF FIRE STATION NO. 10 LOCATED AT 1150 COUNTY ROAD 228, MCKINNEY, TEXAS 75071

18-0102SP2 Consider/Discuss/Act on a Site Plan for McKinney Fire Station Number 10, Located on the North Side of County Road 228 and Approximately 700 Feet West of County Road 206

Council approved the motion by Council Member La'Shadion Shemwell, seconded by Council Member Chuck Branch, to approve the site plan.

- 18-1071** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract and All Necessary Change Orders with Iowa Bridge & Culvert, LC for the Construction of the Stonebridge Drive Bridge Replacement Project (ST4334)

Council unanimously approved the motion by Mayor Pro Tem Tracy Rath, seconded by Council Member Scott Elliott, to approve the resolution. Resolution caption reads as follows:

RESOLUTION NO. 2018-12-158 (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 \$1,276,962 WITH IOWA BRIDGE & CULVERT, LC, FOR THE CONSTRUCTION OF STONEBRIDGE DRIVE BRIDGE REPLACEMENT PROJECT (ST4334) AND AUTHORIZING ALL NECESSARY CHANGE ORDERS UNDER SAID CONTRACT UP TO THE AGGREGATE CONTRACT AMOUNT, INCLUSIVE OF ANY CHANGE ORDERS, NOT TO EXCEED \$1,500,000

- 18-1072** Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a License Agreement with KLA International Sports Management, LLC for the Renovation, Maintenance and Use of Certain Fields in the McKinney Soccer Complex at Craig Ranch

Council unanimously approved the motion by Council Member Rainey Rogers, seconded by Council Member Chuck Branch, to approve the resolution. Resolution caption reads as follows:

RESOLUTION NO. 2018-12-159 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A NON-EXCLUSIVE REVOCABLE LICENSE AGREEMENT WITH KLA INTERNATIONAL SPORTS MANAGEMENT, LLC FOR THE RENOVATION, MAINTENANCE AND USE OF CERTAIN FIELDS AT THE MCKINNEY SOCCER COMPLEX AT CRAIG RANCH

Mayor Fuller called again for public comments, at which time there were no additional requests by citizens to address the Council.

After comments from the Council and City Manager, the Council unanimously approved the motion by Council Member Scott Elliott, seconded by Council Member La'Shadi Shemwell to adjourn. Mayor Fuller adjourned the meeting at 8:38 p.m.

GEORGE C. FULLER
Mayor

ATTEST:

EMPRESS DRANE
City Secretary