

## **CITY COUNCIL JOINT MEETING**

**FEBRUARY 26, 2018**

The City of McKinney City Council and the McKinney Independent School District Board of Trustees met in joint session in the Council Chambers, 222 N. Tennessee Street, McKinney, Texas, on February 26, 2018 at 5:00 p.m.

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

MISD Board of Trustees Present: Chairman Curtis Rippee, Vice President Amy Dankel, Secretary Stephanie O'Dell, Board members: Kathi Livezey, Maria Mckenzie, Kenneth Ussery, and Lynn Sperry.

Staff Present: City Manager Paul Grimes; Deputy City Manager Jose Madrigal; Assistant City Manager Barry Shelton; Assistant City Manager Steve Tilton; City Attorney Kent Hofmeister; City Secretary Sandy Hart; Assistant to the City Manager Trevor Minyard; Executive Director of Development Services Michael Quint; Planning Director Brian Lockley; Assistant Director of Public Works Paul Sparkman; Planning Manager Jennifer Arnold; Chief of Police Greg Conley; Director of Engineering Gary Graham; Facilities Construction Manager Patricia Jackson; CIP Manager Nicholas Ataie, Parks and Recreation Director Mike Kowski; Police Sergeant Russel May; Airport Director Ken Carley; Environmental Health Director Lori Dees; and McKinney Community Development Corporation President Cindy Schneible.

MISD Staff Present: Superintendent Dr. Rick McDaniel, Chief Financial Officer Jason Bird, Chief Communication & Support Services Officer Cody Cunningham, Assistant Superintendent for Secondary Student Support Melinda DeFelice; Assistant Superintendent & Chief Human Resource Officer Tamira Griffin; Athletic Director Shawn Pratt; Chief Program Evaluation Officer Geoff Sanderson; Chief Technology Officer David Spann; Fine Arts Director Dan White; Assistant Superintendent for Elementary Student Support Suzy Woodard; Director of Safety, Security, and Transportation Robert Montgomery; and Senior Director of CTE Programs Todd Young.

There were thirteen guests present.

Mayor Fuller called the City Council meeting to order at 6:00 p.m. after determining a quorum present.

President Rippee called the McKinney Independent School District Board of Trustees meeting to order at 6:00 p.m. after determining a quorum present.

Dr. Rick McDaniel stated in light of recent events in Florida, we felt it was necessary to reiterate to the community that we are thoroughly analyzing every protocol, every response that we have in the event of an emergency situation in the City or school district. If there are ways that we can improve as a City or school district in terms of our response, our communication, making the overall awareness of the community in the event of an event, we want to solicit feedback from the community. From the district standpoint, over the last week, we've had multiple discussions about our response and what we can do better. Mayor Fuller stated we are very much open for discussion and in speaking with Dr. McDaniel recently, as a City, we believe there are things we can do to promote awareness among students, things that are preventative, making sure they know there is a way to communicate if they have concerns. We want to make sure the lines of communication are open and we are in concert with the school district with what we can do jointly in making sure the community remains safe. That is of the utmost importance to everyone.

**18-202** Mayor Fuller and MISD Vice President Amy Dankel Recognition of Inaugural Flight -MISD Aviation Academy. Dr. McDaniel recognized Mayor Fuller and Vice President Amy Dankel for the inaugural flight of the MISD aviation program. Dr. McDaniel stated that McKinney ISD is the home of a very proud aviation program and tonight we would like to recognize the building of our very first airplane built by students. Mayor Fuller and Vice President Dankel offered to take the inaugural flight in the plane. Nothing says to a student, we have confidence in your abilities like getting in the plane they have built.

**18-203** Future Schools/Stadium and Fine Arts Update. Chief Financial Officer Jason Bird presented an update on McKinney ISD future facilities and current buildings. He stated there is a site near McKinney North High

School for a future elementary school. There is a site next to the Collin County Central Appraisal District to facilitate growth on the east side. There are 115 acres along Lake Forest for a potential high school and another 136 acre site further north that can be used for any combination of facilities. We have four sites in the Trinity Falls area for potential elementary and middle schools, depending on the needs. Mr. Bird presented an update on the construction of the stadium and community event center and the performing arts center being built at McKinney High School.

**18-204** City of McKinney's Comprehensive Plan and Future Roadway Alignments. Planning Manager Jennifer Arnold presented an update on the ONE McKinney 2040 Comprehensive Plan. CIP Manager Nick Ataie presented an update on current roadway and infrastructure projects.

**18-205** General Growth Areas and Projects. Executive Director of Development Services Michael Quint presented an update on McKinney's growth including residential, commercial, population and increase in average home value. Mr. Quint stated that the City of McKinney added \$1.2 billion of construction value to the tax rolls in 2017.

**18-206** Update on MISD Aviation Academy and CTE Program Update. Senior Director of CTE Todd Young presented an update on the CTE Program and the McKinney Aviation Academy. Mr. Young stated that the first flight was this fall and the kids were excited about that. Plane build number two has already started. About 50% of the kids going through this program continue on to college in the aviation industry. In our construction class, we have been working with Habitat for Humanity and have just finished our first home build and about to finish our second home build. We have about 45 kids working on these home builds. If you have been to some of the meetings around town and noticed the floral arrangements, those are done by the floral students out of McKinney Boyd High School. Our AG program continues to impress with

two Grand Champions and a runner up this past weekend in San Antonio. Mr. Young also spoke about the students in the education and health and science areas as well as the cosmetology students.

**18-207** Future Airport Growth Plans and Impact to MISD. Deputy City Manager Jose Madrigal presented a brief update on the status of the new hangar at the airport. Airport Director Ken Carley presented an update on the future growth and needs of the airport.

**18-208** Legislative Update. Dr. Rick McDaniel stated that in the 85<sup>th</sup> Legislative Session, conversation at the state level concerns a push for school choice utilizing taxpayer dollars to fund some of the Charter endeavors. From a district standpoint, we are not anti-Charter schools however, we do have some issue with the fact that taxpayer dollars will be going to fund those schools. The issue is that these schools are not held to the same level of accountability as public schools. City Manager Paul Grimes stated that one issue for cities is the property tax caps. The City is concerned about the reduction or taking away of local control. Most property taxes pay for school services. The state needs to start funding public schools at a higher percentage and that will provide property tax relief for residents. The cities are a small percentage of the tax bill. Mayor Fuller stated that taking away control at the local level impacts how we look at tax rate reductions.

**18-209** MISD 2016 Bond Update. Chief Financial Officer Jason Bird presented an update on the MISD 2016 bond program highlights and the various projects underway as part of the bond package. He also highlighted future needs and what will need to be done in the next bond cycle.

**18-210** Update on MISD-City High School Pilot Internship Program. Assistant to the City Manager Trevor Minyard presented an update on the MISD and City Internship Program and its pilot status for the upcoming summer. The City will host a few interns and over the next two months, recruit businesses to allow for interns to work for them during the summer. The

City itself is funding up to ten interns that will work in the City of McKinney. The intent is to get private businesses to step up and take part in this program. Mr. Minyard stated the programs in Plano and Dallas established a third-party non-profit that runs their program and they have a third-party administrator that receives funding from businesses. Depending on the Council's direction after a recap of 2018, we will look at whether we need to establish a mechanism for funding. Council member Shemwell stated he facilitates a nonprofit mentor program for about 50 youth so this is something he is passionate about. When a partnership comes to the City I expect it to be beneficial on both sides and when this was presented to us, I did not see that as a partnership. The City of McKinney is doing most of the work, providing the funds and the internships. I would like to see McKinney ISD also take on some internships and maybe we could serve more students. If you cannot do that, at least fund some of the program. I want to see more of a partnership between the City and the school district. Mayor Fuller stated partnership does not always mean equal contribution of finances. It can be other contributions to the program such as the vetting process to select the students for the program. President Rippee stated he is a huge fan of this program. He spoke on behalf of the board by saying we'd love to partner with you, however, we want to make sure we do things legally. As a business owner, I'd love to be a part of this program and this is a way we can connect all three, the City, McKinney ISD and private businesses. We want to be good partners. Councilwoman Rath stated she has asked staff to look into including home school students, as well as college students and even those in other districts located within McKinney.

President Rippee adjourned the MISD Board of Trustee meeting at 6:42 p.m.

**18-213** Mayor Fuller called for Consideration/Discussion/Action on an Ordinance Amending Ordinance 2017-10-095 by Amending Exhibit A to Modify the

Designated Area for Electioneering at the John & Judy Gay Library, 6861 W. Eldorado Pkwy. Council member Branch stated there have been challenges at the John and Judy Gay Library where people cannot congregate within the confines of the specific areas and that is restrictive to free speech. Council member Philips stated he reviewed the Ordinance and he is concerned that people could still attempt to visit with voters outside the 100 foot area. Mr. Philips stated that it seems that the only prohibition we placed in the Ordinance that it is more restrictive than current county or state law for signs to be only within the designated areas. Assistant City Attorney Ken Hofmeister stated that the Ordinance passes Constitutional challenges. We understand that legal challenges may be brought and may have been threatened but we stand prepared to defend it. We have drawn it purposely, narrowly in scope so that any regulation of speech is done in a way that does not violate the First Amendment. It allows people to express their opinions, to have signs available to do that in a peaceful manner and have the opportunity to express their opinions and their thoughts. The language has not been changed in any way since Council reviewed it and voted on it. Collin College and McKinney ISD both have their own rules relating to where you can place signs at the polling locations. Councilwoman Rath stated she noticed several candidates are not following our Ordinance when she went to vote at the John and Judy Gay Library. Council member Elliott stated he witnessed a candidate electioneering inside the foyer of the library that was within the 20 foot zone. Council member Philips stated that Council will leave the enforcement up to Mr. Grimes and Police Chief Conley, as it is clearly stated in the Ordinance. Council member Elliott stated if there is an issue, we need to rely on our legal counsel and what they've said in regards to legality but there is a time for discussion and a time for obeying current law. Council approved the motion by Mayor Fuller, seconded by Councilwoman Rath, to not change or alter the

Ordinance or Exhibits relating to Ordinance 2017-10-095, with a vote of 6-1-0, Council member Branch voting against. Mayor Fuller stated he would like to leave the polling location at the John and Judy Gay Library through this voting cycle and heavily and strictly enforcing the Ordinance that is there.

- 18-211** Mayor Fuller called for an Update on Ethics Ordinance Review/Revision. Assistant to the City Manager Trevor Minyard stated the Ethics Policy subcommittee has submitted a draft policy that is in the legal review process. It will then be sent to the subcommittee within the next two weeks for review and consideration. It will be sent out to everyone for review and will be placed on a future work session.

Mayor Fuller recessed the meeting into executive session at 7:10 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) and Section 551.074 Discuss Personnel Matters as listed on the posted agenda. Mayor Fuller recessed back into open session at 8:20 p.m.

Council unanimously approved the motion by Councilwoman Rath, seconded by Mayor Fuller, to adjourn. Mayor Fuller adjourned the meeting at 8:21 p.m.

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GEORGE C. FULLER  
Mayor

ATTEST:

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SANDY HART, TRMC, MMC  
City Secretary