

## **CITY COUNCIL SPECIAL AND WORK SESSION**

**OCTOBER 22, 2020**

The City Council of the City of McKinney, Texas met in special and work session in the City Hall Council Chambers, 222 N. Tennessee Street, McKinney, Texas on Tuesday, October 22 at 3:00 p.m.

City Council Present: Mayor George Fuller, Mayor Pro Tem Rainey Rogers, and Council Members Charlie Philips, Scott Elliott, Frederick Frazier, Rick Franklin, and La'Shadian Shemwell.

City of McKinney Staff Present: City Manager Paul Grimes, Assistant City Manager Kim Flom, Assistant City Manager Barry Shelton, Assistant City Manager Steve Tilton, City Attorney Mark Houser, Assistant City Attorney Alan Lathrom, City Secretary Empress Drane, Deputy City Secretary Joshua Stevenson, City Secretary Administrative Blenda Sims, City Secretary Records Specialist Juametta Terrell, Fire Chief Danny Kistner, Assistant Fire Chief Chris Lowry, Director of Parks & Recreation Michael Kowski, Facilities Construction Manager Patricia Jackson, Director of Planning Jennifer Arnold, Assistant Director of Planning Mark Doty, Planner Alek Miller, Police Chief Greg Conley, Assistant Police Chief Joe Ellenburg, Purchasing Manager Lisa Littrell, Buyer Kristina Mitchell, Director of Public Works Julia Hunt, Director of McKinney Performing Arts Center (MPAC) & Main Street Programs Amy Rosenthal, Director of Engineering Gary Graham, Assistant Director of Engineering Michael Hebert, McKinney Community Development Corporation President Cindy Schneible, and Information Technology Technician Asif Ali.

There were approximately twelve (12) members of the public present at the meeting.

Mayor Fuller called the meeting to order at 3:04 p.m. upon determining a quorum of the Council was present.

Council Member Elliott was absent when Mayor Fuller called the meeting to order. The Council Member arrived later at 3:08 p.m.

Mayor Fuller called for public comments.

Steve Spainhouer, 1836 Virginia, McKinney TX 75069, spoke regarding Special Agenda item # 20-0927.

Mayor Fuller called for the following item on the Special Meeting Agenda:

- 20-0927** Consider/Discuss/Act on an Ordinance Repealing Ordinance No. 2020-04-031 Relative to the Covid-19 Virus, Acknowledging the Continued Authority of the Governor's Executive Orders Including Local Enforcement Thereof Under the Texas Disaster Act Of 1975, Chapter 418, Texas Government Code.

Council unanimously approved the motion by Mayor Pro Tem Rogers, seconded by Council Member Franklin, to approved an Ordinance Repealing Ordinance No. 2020-04-031 Relative to the Covid-19 Virus, Acknowledging the Continued Authority of the Governor's Executive Orders Including Local Enforcement Thereof Under the Texas Disaster Act Of 1975, Chapter 418, Texas Government Code. The Ordinance caption reads as follows:

**ORDINANCE NO. 2020-10-073**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, REPEALING ORDINANCE NO. 2020-04-031 RELATIVE TO THE COVID-19 VIRUS, ACKNOWLEDGING THE CONTINUED AUTHORITY OF THE GOVERNOR'S EXECUTIVE ORDERS INCLUDING LOCAL ENFORCEMENT THEREOF UNDER THE TEXAS DISASTER ACT OF 1975, CHAPTER 418, TEXAS GOVERNMENT CODE; PROVIDING FOR THE PUBLICATION OF THE CAPTION OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE.**

Mayor Fuller called for the discussion of the agenda items to be presented at the City Council Regular Meeting of Tuesday, October 20, 2020, at 6:00 p.m.

Director of Parks and Recreation Michael Kowski spoke regarding agenda item # 20-0944 (Consider/Discuss/Act on a Resolution Authorizing the Application and Acceptance, if Awarded, of a Texas Parks and Wildlife Department Community Outdoor Outreach Program Grant for a Kayak Program).

Mayor Fuller called for the Executive Session at 3:17 p.m. in accordance with Texas Government Code:

A. Section 551.071(2) Consultations with Attorney on any Work Session, Special Session, or Regular Session agenda item requiring confidential attorney/client advice necessitated by the deliberation or discussion of said items (as needed)

B. Section 551.071 (A) Pending or contemplated litigation

- Skyway Towers, LLC, a Delaware Limited Liability Company, v. City of McKinney, Texas, the City Council of the City of McKinney, Texas

C. Section 551.072. Deliberations about Real Property

- Municipal Facilities

D. Section 551.074. Personnel Matters

E. Section 551.087. Deliberation Regarding Economic Development Matters

Mayor Pro Tem Rogers reconvened from the Executive Session and reopened the Special and Work Session at 3:30 p.m. with all members present except Mayor Fuller. No action was taken on the Executive Session agenda items.

Mayor Fuller called in from another location due to being exposed to someone who tested positive with COVID-19. Mayor Fuller remained on the phone for the rest of the session.

Mayor Pro Tem Rogers called for the following Work Session Agenda items, with no action taken by City Council:

**2020-0008M** Downtown Parking Management Study Kick-Off with Dixon Resources Unlimited

**20-0928** Presentation on Liquid Waste Ordinance for the City of McKinney

**20-0929** Presentation on License Agreements for Elevated Storage Tanks & Cell Antennas for the City of McKinney

Mayor Pro Tem Rogers called for Council Liaison updates regarding the McKinney Boards and Commissions.

Mayor Pro Tem Rogers stated that Abby Liu was recognized for her service in the recent meeting of the McKinney Economic Development Corporation (MEDC). Abby Liu is the Executive Vice President of Operations and has been with MEDC for ten (10) years. Mayor Pro Tem Rogers continued that Abby Liu is an asset for the MEDC and an advocate for the City.

Mayor Pro Tem Rogers called for the Executive Session at 4:42 p.m. in accordance with Texas Government Code:

A. Section 551.071(2) Consultations with Attorney on any Work Session, Special Session, or Regular Session agenda item requiring confidential attorney/client advice necessitated by the deliberation or discussion of said items (as needed)

B. Section 551.071 (A) Pending or contemplated litigation

- Skyway Towers, LLC, a Delaware Limited Liability Company, v. City of McKinney, Texas, the City Council of the City of McKinney, Texas

C. Section 551.072. Deliberations about Real Property

- Municipal Facilities

D. Section 551.074. Personnel Matters

E. Section 551.087. Deliberation Regarding Economic Development Matters

Mayor Pro Tem Rogers reconvened from the Executive Session and reopened the Work Session at 5:40 p.m. with Council Members Philips, Elliott, and Frazier present. No action was taken on Executive Session agenda items.

At 5:41 p.m., the City Council members present approved the motion by Council Member Philips, seconded by Council Member Elliott to adjourn the meeting with a vote of 4 – 0, Mayor Fuller and Council Members Franklin and Shemwell being absent.

The video recording of this meeting is available through the City of McKinney meeting archives.

These minutes approved by the McKinney City Council on November 3, 2020.

SIGNED:

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GEORGE C. FULLER  
Mayor

ATTEST:

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EMPRESS DRANE  
McKinney City Secretary  
JOSHUA STEVENSON  
Deputy City Secretary

City of McKinney, Texas