



# CITY OF MCKINNEY, TEXAS

## Agenda

### City Council Regular Meeting

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Tuesday, December 15, 2009

5:30 PM

Council Chamber  
222 N. Tennessee  
McKinney, TX 75069

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#### CALL TO ORDER

#### INVOCATION AND PLEDGE OF ALLEGIANCE

Invocation given by Reverend Patrick McCoy, Trinity Presbyterian Church

#### INFORMATION SHARING

09-581 [Presentation of Excellence in Financial Reporting Award](#)

Attachments: [CAFR Award & Press Release-FY08](#)

09-582 [Presentation of Budget Award](#)

Attachments: [Budget Award FY09](#)

#### CITIZEN COMMENTS

#### CONSENT AGENDA

*These items consist of non-controversial or "housekeeping" items required by law. Items may be considered individually by any Council member making such request prior to a motion and vote on the Consent Items.*

#### MINUTES

09-583 [Minutes of the City Council Work Session of November 30, 2009](#)

Attachments: [Minutes](#)

09-584 [Minutes of the City Council Regular Meeting of December 1, 2009](#)

Attachments: [Minutes](#)

#### ORDINANCES

- 09-545 [Consider/Discuss/Act on an Ordinance of the City Council of the City of McKinney, Texas Authorizing a Budget Amendment Pertaining to the Seized Funds Account of the McKinney Police Department](#)  
**Attachments:** [Ordinance](#)  
[Budget Amendment](#)

- 09-546 [Consider/Discuss/Act on an Ordinance Establishing Speed Limits on Various Roadways](#)  
**Attachments:** [Ordinance](#)  
[Map](#)

## RESOLUTIONS

- 09-547 [Consider/Discuss/Act on a Resolution Authorizing the Healthy Creeks and Lakes Grading and Clearing of Drainage Channels Contract](#)  
**Attachments:** [Resolution](#)  
[Bid Tabulation](#)

- 09-549 [Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract with LanArc Design, Inc. of McKinney, Texas for Design and Engineering Services for a Tournament Pavilion at the McKinney Soccer Complex at Craig Ranch](#)  
**Attachments:** [Resolution](#)  
[Location Map](#)

- 09-585 [Consider/Discuss/Act on a Resolution Authorizing an Agreement with Atmos Energy Corporation for the Relocation of a Gas Main Crossing Ridge Road](#)  
**Attachments:** [Resolution](#)  
[Location Map](#)

- 09-586 [Consider/Discuss/Act on a Resolution Amending the 2010-2014 Capital Improvements Program to Allocate Funds for the Construction of Ridge Road from Creekside Drive to US 380](#)  
**Attachments:** [Financial Summary](#)  
[Resolution](#)

## MISCELLANEOUS

- 09-550 [Consider/Discuss/Act on the CDBG FY 2008-2009 Consolidated Annual Performance and Evaluation Report \(CAPER\)](#)  
**Attachments:** [CAPER 2008-09](#)  
[CAPER 8 Performance Measurements](#)

- 09-551 [Consider/Discuss/Act on Award of Contract with Paradigm Traffic Systems of Arlington, Texas to Provide LED Pedestrian Signals & Countdown Modules.](#)

**Attachments:** [Bid Tab](#)

## END OF CONSENT

## REGULAR AGENDA

*This portion of the agenda consists of items requiring individual consideration by the Council.*

- 09-548 [Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Contract with Brinkley Sargent Architects of Dallas, Texas for Design and Engineering Services Associated with the Recreation Center and Aquatics Facility.](#)

**Attachments:** [Resolution](#)  
[Location Map](#)

- 09-552 [Consider/Discuss/Act on a Resolution Rescinding Resolution No 2006-03-050 Pertaining to Fire Department Policies and Replacing such Resolution with Updated Departmental Policies](#)

**Attachments:** [Fire Department Personnel Policies](#)  
[Resolution No 2006-03-050](#)  
[FD Resolution Rescission](#)

- 09-554 [Consider/Discuss/Act on a Second Amendment to the Robinson Ridge Facilities Agreement Deferring Parkland Dedication until December 31, 2010.](#)

**Attachments:** [Robinson Ridge-\(Sullivan Estates\) 3rd Amended FA](#)

- 09-587 [Consider/Discuss/Act on Approval of Submission to the U.S. Department of Energy for an Energy Efficiency and Conservation Block Grant in the Amount of \\$971, 500](#)

**Attachments:** [HDR Report Tech Memo 1](#)

- 09-140AP [Consider/Discuss/Act on the Request by Cross Engineering Consultants, Inc., on Behalf of IVEFERR Investments, L.P., for Approval of an Amending Plat for Lot 1, Block A, of the McDonald Office Park East Addition, Approximately 0.45 Acres, Located on the East Side of McDonald Street and Approximately 200 Feet South of Davis Street.](#)

**Attachments:** [Standard Conditions for Amending Plat](#)  
[Location Map](#)  
[Aerial Exhibit](#)  
[Letter of Intent](#)  
[Proposed Amending Plat](#)

**09-142AP**      [Consider/Discuss/Act on the Request by The British Builder for Approval of an Amending Plat for Lot 1, Block A, of the Goodall Addition, Approximately 0.17 Acres, Located on the East Side of Oak Street and Approximately 150 Feet South of Hunt Street.](#)

**Attachments:**    [Standard Conditions for Amending Plat](#)  
[Location Map](#)  
[Aerial Exhibit](#)  
[Letter of Intent](#)  
[Board of Adjustment Approval Letter](#)  
[Proposed Plat](#)

## **PUBLIC HEARINGS**

**09-129M**      [Conduct a Public Hearing to Consider/Discuss/Act on the Request by the City of McKinney to Make Minor Amendments to the Comprehensive Plan, and Accompanying Ordinance.](#)

**Attachments:**    [Proposed Ordinance](#)  
[Oct. 27 2009 Planning and Zoning Commission Meeting Staff Presentation](#)  
[Approved Minutes from Oct. 27 2009 Planning and Zoning Commission](#)  
[Legal Notice](#)  
[Exhibit A - Executive Summary](#)  
[Exhibit B - Section 1 - Introduction](#)  
[Exhibit C - Section 2 - Planning Process](#)  
[Exhibit D - Section 3 - Goals and Objectives](#)  
[Exhibit E - Section 4 - Existing Conditions](#)  
[Exhibit F - Section 5 - Alternative City Form Scenarios](#)  
[Exhibit G - Section 6 - Economic Development and Fiscal Impacts](#)  
[Exhibit H - Section 7 - Land Use Element](#)  
[Exhibit I - Section 8 - Transportation Element](#)  
[Exhibit J - Section 9 - Parks and Recreation Element](#)  
[Exhibit K - Section 10 - Water and Wastewater Element](#)  
[Exhibit L - Section 11 - Urban Design Element](#)  
[Exhibit M - Section 12 - Educational Facilities and Services Element](#)  
[Exhibit N - Section 13 - Implementation](#)  
[Exhibit O - Definitions](#)

**09-147Z**      [Conduct a Public Hearing to Consider/Discuss/Act on the Request by C & C Development, L.P., on Behalf of Porchview Estates, L.L.P., for Approval of a Request to Rezone Approximately 24.21 Acres from "PD" - Planned Development District and "REC" - Regional Employment Center Overlay District to "PD" - Planned Development District and "REC" - Regional Employment Center Overlay District, Generally to Modify the Development Standards, Located Approximately 300 Feet North of Collin McKinney Parkway and Approximately 1,000 Feet East of Custer Road, and Accompanying Ordinance.](#)

**Attachments:**    [Planning & Zoning Commission Minutes](#)  
[Planning & Zoning Commission Staff Report](#)  
[Location Map](#)  
[Aerial Exhibit](#)  
[Letter of Intent](#)  
[Legal Notice](#)  
[Property Owner Notice - City Council](#)  
[Property Owner Notice - Planning & Zoning Commission](#)  
[Property Owner Notification List](#)  
[Existing PD - Planned Development District Ordinance No. 2006-11-133](#)  
[Proposed Ordinance](#)  
[Exhibit A - Location Map](#)  
[Exhibit B - Proposed Zoning Exhibit](#)

## **COUNCIL AND MANAGER COMMENTS**

Council and Manager Comments relating to items of public interest: Announcements regarding local or regional civic and charitable events, staff recognition, commendation of citizens, traffic issues, upcoming meetings, informational update on City projects, awards, acknowledgement of meeting attendees, birthdays, requests of the City Manager for items to be placed on upcoming agendas, and condolences.

## **CITIZEN COMMENTS**

**EXECUTIVE SESSION**

In Accordance with the 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

- McKinney Economic Development Corporation v. McKinney Shores Properties, Inc v. City of McKinney (Counter-Defendant) ; McKinney Shores Hotel Partners, Inc. v. City of McKinney, McKinney Economic Development Corporation, McKinney Community Development Corporation, Thad Helsley and Bill Cox Cause No. 296-01372-2009 ; In the District Court, Collin County, Texas, 296th Judicial District
- El Dorado Land Company, LP vs. City of McKinney

**ACTION ON EXECUTIVE SESSION ITEMS****ADJOURN**

Posted in accordance with the Texas Government Code, Chapter 551, on the 10th day of December, 2009 on or before 5:00 p.m.

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Sandy Hart, TRMC, MMC  
City Secretary

If you plan to attend this public meeting and you have a disability that requires special arrangements, please contact Sandy Hart, City Secretary at 972-547-7505 or Lincoln Thompson, Deputy City Secretary, 48 hours prior to the scheduled meeting. Reasonable accommodations will be made to assist you.