CITY COUNCIL REGULAR MEETING

JUNE 7, 2022

The City Council of the City of McKinney, Texas met in regular session in the City Hall Council Chambers, 222 N. Tennessee Street, McKinney, Texas, on Tuesday, June 7, 2022 at 6:00 p.m.

Council Present: Mayor George Fuller, and Council Members Charlie Philips, Geré Feltus, Patrick Cloutier, Rick Franklin, and Justin Beller.

Council Absent: Mayor Pro Tem Rainey Rogers.

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, Director of Strategic Services Trevor Minyard, City Secretary Empress Drane, Deputy City Secretary Joshua Stevenson, City Secretary Administrative Assistant Blenda Sims, City Secretary Records Specialist Juametta Terrell, City Secretary Accreditation & Reporting Specialist Edith Ruiz, Director of Planning Jennifer Arnold, Director of Engineering Gary Graham, Director of Parks & Recreation Michael Kowski, Parks & Recreation Executive Administrative Assistant Flora Ray, Aquatic Supervisor John Griffin White, Assistant Senior Recreation Center Supervisor Calie Willis, Recreation Coordinator Devon Doggett, Senior Recreation Center Intern Courtney Davis, Parks Administration Intern Sara Tamimi, Executive Director of Visit McKinney Aaron Werner, Former Interim Executive Director of Visit McKinney Marie Woodard, Communications/Marketing Manager of Visit McKinney Beth Shumate, Visit McKinney Executive Administrative Assistant Sabine Smith, McKinney Performing Arts Center (MPAC) & Main Street Program Director Amy Rosenthal, Police Sergeant Joseph Spano, and Service Desk Technician II Robert Lisenby.

Volunteer Meeting Attendance: Rahul Reddy, Kapilesh Pennichetty, Ananya Arun, and Dhanush Murukuti.

There were approximately thirty (30) Members of the public present in the audience.

Mayor Fuller called the meeting to order at 6:00 p.m. upon determining a quorum of the Council was present.

21-1179

Mayor Fuller called for the Invocation and Pledge of Allegiance. The Invocation given by Pastor Deborah Bradford of New Jerusalem Baptist Church. The Pledge of Allegiance led by Mayor Fuller.

Mayor Fuller called for the Information Sharing Agenda.

22-0497 Proclamation for Dallas Off-Road Bike Association (DORBA)

22-0498 Proclamation for Juneteenth National Independence Day

Mayor Fuller called for Public Comments on Non-Public Hearing Agenda items.

Beth Bentley, P.O. Box 2931, McKinney, TX 75070, spoke regarding Agenda item #22-0498 & #22-0514.

Nina Dowell-Ringley, 313 N. Benge, McKinney, TX 75069, spoke regarding historical preservation.

Elizabeth Riddle, 7951 Collin McKinney Pkwy., McKinney, TX 75070, spoke regarding Agenda item #22-0504.

Mayor Fuller called for the Consent Agenda.

Council unanimously approved the motion by Council Member Feltus, seconded by Council Member Franklin, to approve the following Consent items:

22-0499	Minutes of the City Council Work Session of May 17, 2022
22-0500	Minutes of the City Council Regular Meeting of May 17, 2022
22-0501	Minutes of the City Council Work Session of May 24, 2022
22-0278	Minutes of the Animal Services Facility Advisory Committee Meeting of
	October 27, 2021
22-0408	Minutes of the Animal Services Facility Advisory Committee Meeting of
	March 30, 2022
22-0475	Minutes of the Community Grants Advisory Committee Meeting of April
	21, 2022
22-0476	Minutes of the Community Grants Advisory Committee Meeting of May 4,
	2022
22-0477	Minutes of the Community Grants Advisory Committee Meeting of May 5,
	2022

Minutes of the Joint Meeting of the City Council, McKinney Community

- Development Corporation (MCDC) & Historic Preservation Advisory Board (HPAB) of December 7, 2021
- 22-0371 Minutes of the McKinney Community Development Corporation Meeting of March 24, 2022
- 22-0458 Minutes of the McKinney Community Development Corporation Work Session of April 22, 2022
- 22-0457 Minutes of the McKinney Community Development Corporation Meeting of April 28, 2022
- 22-0459 Minutes of the McKinney Community Development Corporation TUPPS

 Subcommittee Meeting of May 17, 2022
- 22-0372 Minutes of the McKinney Community Development Corporation TUPPS

 Subcommittee Meeting of April 12, 2022
- 22-0469 Minutes of the Planning and Zoning Commission Regular Meeting of May 10, 2022
- 22-0502 Consider/Discuss/Act on an Ordinance Amending the Budget for Community Development Block Grant (CDBG). Ordinance caption reads as follows:

ORDINANCE NO. 2022-06-058

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF McKINNEY, TEXAS, AUTHORIZING A CERTAIN BUDGET AMENDMENT PERTAINING TO THE FISCAL YEAR 2021-2022 ANNUAL BUDGET, TO PROVIDE FUNDING FOR THE CDBG GRANT PROGRAM; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF

22-0503 Consider/Discuss/Act on a Resolution Adopting the Strategic Goals for FY23. Resolution caption reads as follows:

RESOLUTION NO. 2021-06-068 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF McKINNEY, TEXAS, APPROVING THE COUNCIL'S FY23 STRATEGIC GOALS

22-0004M2 Consider/Discuss/Act on a Resolution Accepting and Filing the Semiannual Impact Fee Report with Respect to the Progress of the Capital Improvements Plan for Roadway and Utility Impact Fees.

Resolution caption reads as follows:

RESOLUTION NO. 2022-06-069 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF McKINNEY, TEXAS, ACCEPTING AND FILING THE SEMIANNUAL REPORT WITH RESPECT TO THE PROGRESS OF THE CAPITAL IMPROVEMENTS PLAN FOR ROADWAY AND UTILITY IMPACT FEES

22-0504 Consider/Discuss/Act on a Resolution Approving a Public Art Benji Statue
Rendering and Authorizing the City Manager Signature for the Contact
with the Artist. Resolution caption reads as follows:

RESOLUTION NO. 2022-06-070 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF McKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT IN AN AMOUNT NOT TO EXCEED \$15,000 FOR THE ARTIST SERVICES OF SUSAN NORRIS FOR A BENJI SCULPTURE

22-0505 Consider/Discuss/Act on a Resolution Approving Assignment of Private Activity Bond Authority to the Texas Department of Housing and Community Affairs; and Containing Other Provisions Relating to the Subject. Resolution caption reads as follows:

RESOLUTION NO. 2022-06-071 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF McKINNEY, TEXAS, APPROVING ASSIGNMENT OF PRIVATE ACTIVITY BOND AUTHORITY TO TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS; AND CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT

22-0506 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Enter into an Advance Funding Agreement with the Texas Department of Transportation for the Airport Runway Extension to the North to Enable Realignment of Spur 399 at McKinney National Airport. Resolution caption reads as follows:

RESOLUTION NO. 2022-06-072 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF McKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO AN ADVANCE FUNDING AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE AIRPORT RUNWAY EXTENSION TO THE NORTH TO ENABLE REALIGNMENT OF SPUR 399 AT MCKINNEY NATIONAL AIRPORT

22-0507 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Facilities Agreement for Lots 1 and 2, Block A, Dahl/Norris Addition, Located in the ETJ of McKinney, approximately 2,100 Feet East of County Road 168 and on the South Side of County Road 125. Resolution caption reads as follows:

RESOLUTION NO. 2022-06-073 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF McKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A FACILITIES AGREEMENT FOR DAHL/NORRIS HOMESTEAD ADDITION, LOTS 1 & 2, BLOCK A, LOCATED IN THE ETJ OF McKINNEY ON COUNTY ROAD 125 APPROXIMATELY 2,100 LINEAR FEET EAST OF COUNTY ROAD 168

22-0508 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a First Amended Median Maintenance Reimbursement Agreement with Stonebridge Ranch Community Association, Inc. Resolution caption reads as follows:

RESOLUTION NO. 2022-06-074 (R)

A RESOLUTION OF THE CITY OF McKINNEY, TEXAS, APPROVING A FIRST AMENDED MEDIAN MAINTENANCE REIMBURSEMENT AGREEMENT BY AND BETWEEN THE CITY OF McKINNEY, A TEXAS MUNICIPAL CORPORATION (THE "CITY") AND STONEBRIDGE RANCH COMMUNITY ASSOCIATION, INC. (THE "ASSOCIATION"), CONCERNING MAINTENANCE OF ROADWAY MEDIANS, AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT AND PROVIDING FOR AN EFFECTIVE DATE HEREOF

22-0509 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute a Supplemental Agreement with Freese and Nichols, Inc. for Professional Engineering Services for the Construction Inspection Services for Public Infrastructure in the Trinity Falls Municipal Utility District Development and Related TCEQ Bond Inspections. Resolution caption reads as follows:

RESOLUTION NO. 2022-06-075 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF Mckinney, Texas, authorizing the city manager to execute a supplemental agreement with freese and nichols, inc. for additional professional engineering services for the construction inspection services for public infrastructure in the trinity falls municipal utility district development and related to exceed fee from \$636,711.82 to a total aggregate contract

AMOUNT, INCLUSIVE OF ANY ADDITIONAL SUPPLEMENTAL AGREEMENTS, NOT TO EXCEED \$967,306.51.

22-0510 Consider/Discuss/Act on a Resolution Authorizing the City Manager to Execute an Agreement with the Texas Department of Transportation (TxDOT) for Construction, Maintenance, and Operation of Safety Lighting Systems Along State Highway 5 from Spur 399 Interchange to North of Stewart Road Grade Separation. Resolution caption reads as follows:

RESOLUTION NO. 2022-06-076 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF McKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION (TxDOT) FOR CONSTRUCTION, MAINTENANCE AND OPERATION OF SAFETY LIGHTING SYSTEMS ALONG STATE HIGHWAY 5 FROM SPUR 399 INTERCHANGE TO NORTH OF STEWART ROAD GRADE SEPARATION.

22-0511 Consider/Discuss/Act on a Resolution Awarding a Contract to Aqua Bore, LLC of Terrell, TX for Boring Services. Resolution caption reads as follows:

RESOLUTION NO. 2022-06-077 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF McKINNEY, TEXAS, AUTHORIZING THE AWARD OF A CONTRACT TO AQUA BORE, LLC OF TERRELL, TEXAS FOR BORING SERVICES

22-0512 Consider/Discuss/Act on a Resolution Establishing the Summer School Zone Times for Furr Elementary School Holding Summer School in 2022.
Resolution caption reads as follows:

RESOLUTION NO. 2022-06-078 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF McKINNEY, TEXAS ESTABLISHING THE SUMMER SCHOOL ZONE TIMES FOR EACH SCHOOL HOLDING SUMMER SCHOOL IN 2022.

22-0513 Consider/Discuss/Act on a Resolution Suspending the June 17, 2022

Effective Date of Oncor Electric Delivery Company's Requested Rate

Change to Permit the City Time to Study the Request and to Establish

Reasonable Rates; Approving Cooperation with the Steering Committee of

Cities Served by Oncor to Hire Legal and Consulting Services and to

Negotiate with the Company and Direct Any Necessary Litigation and

Appeals; Finding that the Meeting at Which this Resolution is Passed is Open to the Public as Required by Law; Requiring Notice of this Resolution to the Company and Legal Counsel for the Steering Committee. Resolution caption reads as follows:

RESOLUTION NO. 2021-06-079 (R)

RESOLUTION OF THE CITY OF MCKINNEY, TEXAS SUSPENDING THE JUNE 17, 2022 EFFECTIVE DATE OF ONCOR ELECTRIC DELIVERY COMPANY'S REQUESTED RATE CHANGE TO PERMIT THE CITY TIME TO STUDY THE REQUEST AND TO ESTABLISH REASONABLE RATES; APPROVING COOPERATION WITH THE STEERING COMMITTEE OF CITIES SERVED BY ONCOR TO HIRE LEGAL AND CONSULTING SERVICES AND TO NEGOTIATE WITH THE COMPANY AND DIRECT ANY NECESSARY LITIGATION AND APPEALS; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL FOR THE STEERING COMMITTEE

Mayor Fuller called for the Plat Agenda.

21-0211PF2 Consider/Discuss/Act on a Preliminary-Final Plat for Aster Park Addition, Located on the North Side of FM 1461 and Approximately 1 Mile East of FM 2478

Council approved the motion made by Council Member Cloutier, seconded by Council Member Feltus, to approve Staff's Recommendation of Conditional Approval on a Preliminary-Final Plat for Aster Park Addition, Located on the North Side of FM 1461 and Approximately 1 Mile East of FM 2478 with a vote of 5 - 0 - 1, Council Member Franklin abstaining.

22-0076PF Consider/Discuss/Act on a Preliminary-Final Plat for Riata McKinney Addition, Located in the ETJ of McKinney, Approximately 2,000 Feet West of County Road 161 and on the North Side of County Road 124

Council unanimously approved the motion by Council Member Philips, seconded by Council Member Feltus, to approve Staff's Recommendation of Disapproval on a Preliminary-Final Plat for Riata McKinney Addition, Located in the ETJ of McKinney, Approximately 2,000 Feet West of County Road 161 and on the North Side of County Road 124.

Mayor Fuller called for the Regular Agenda and Public Hearing items.

22-0514 Consider/Discuss/Act on a Resolution Renaming the Old Settler's AquaticCenter Located at 1101 E. Louisiana Street

Council unanimously approved the motion by Council Member Beller, seconded by Council Member Franklin, to approve a Resolution Renaming the Old Settler's Aquatic Center Located at 1101 E. Louisiana Street. Resolution caption reads as follows:

RESOLUTION NO. 2022-06-080 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF McKINNEY, TEXAS, RENAMING THE OLD SETTLER'S AQUATIC CENTER LOCATED AT 1101 E. LOUISIANA STREET

22-0021Z3 Conduct a Public Hearing to Consider/Discuss/Act on a Request to Rezone the Subject Property from "PD" - Planned Development District to "C2" - Local Commercial District, Located on the Southeast Corner of Virginia Parkway and Coit Road, and Accompanying Ordinance

Council unanimously approved the motion by Council Member Cloutier, seconded by Council Member Franklin, to close the public hearing and approve a Request to Rezone the Subject Property from "PD" - Planned Development District to "C2" - Local Commercial District, Located on the Southeast Corner of Virginia Parkway and Coit Road, and Accompanying Ordinance. Ordinance caption reads as follows:

ORDINANCE NO. 2022-06-059

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 11.982 ACRE PROPERTY, LOCATED ON THE SOUTHEAST CORNER OF VIRGINIA PARKWAY AND COIT ROAD, IS REZONED FROM "PD" – PLANNED DEVELOPMENT DISTRICT TO "C2" – LOCAL COMMERCIAL DISTRICT, GENERALLY TO MODIFY THE DEVELOPMENT STANDARDS; 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

22-0515 Consider/Discuss/Act on a Resolution Authorizing the Execution of Documents for the Acquisition of Sanitary Sewer and Drainage Easements and the Consideration of the Use of Eminent Domain to Condemn Property for the Construction of a Sanitary Sewer line and Drainage Facilities on a property which is Generally Located West of Bois

D'Arc Road and South of US 380

Council Member Philips made the following motion: "I move that we approve this item as written and authorize the use of the power of eminent domain to acquire all necessary easements from Devil Mixon, as identified as owner of record by the Collin County Appraisal District, and any other persons or entities claiming an interest to the property, generally indicated on the attached property location map, for the construction of a sanitary sewer line and associated drainage facilities."

This motion was seconded by Council Member Cloutier.

This item requires a Roll Call vote. The results are below:

Mayor Fuller - Yes

Council Member Philips - Yes

Council Member Feltus – Yes

Council Member Cloutier - Yes

Council Member Franklin - Yes

Council Member Beller - Yes

Council unanimously approved the motion by Council Member Philips, seconded by Council Member Patrick Cloutier, to approve a Resolution Authorizing the Execution of Documents for the Acquisition of Sanitary Sewer and Drainage Easements and the Consideration of the Use of Eminent Domain to Condemn Property for the Construction of a Sanitary Sewer line and Drainage Facilities on a property which is Generally Located West of Bois D'Arc Road and South of US 380. Resolution caption reads as follows:

RESOLUTION NO. 2022-06-081 (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF McKINNEY, TEXAS, AUTHORIZING THE EXECUTION OF DOCUMENTS FOR THE ACQUISITION OF PROPERTY EASEMENT RIGHTS NECESSARY FOR THE CONSTRUCTION OF A SANITARY SEWER LINE AND DRAINAGE FACILITIES GENERALLY LOCATED WEST OF BOIS D'ARC ROAD AND SOUTH OF US 380; AUTHORIZING THE CITY MANAGER TO EXECUTE DOCUMENTS FOR THE ACQUISITION OF EASEMENTS; AUTHORIZING THE CITY MANAGER OF THE CITY OF McKINNEY, TEXAS, TO ESTABLISH JUST COMPENSATION FOR THE PROPERTY RIGHTS TO BE ACQUIRED; AND AUTHORIZING THE CITY MANAGER THE USE OF EMINENT DOMAIN TO CONDEMN PROPERTY AND TAKE ALL STEPS NECESSARY TO ACQUIRE THE NEEDED PROPERTY RIGHTS IN COMPLIANCE WITH ALL APPLICABLE LAWS AND RESOLUTIONS

Council unanimously approved the motion by Mayor Fuller, seconded by Council Member Franklin, to table the Election of Mayor Pro Tem.

This item will be on the Regular Agenda for the City Council on June 21, 2022.

Mayor Fuller called for Citizen Comments on matters not on the Agenda.

Dan Porzio, 5500 McKinney Place Dr., McKinney, TX 75070, spoke regarding Praise and questions.

Tammy Warren, 3109 Westview Dr., McKinney, TX 75070, spoke regarding unique events in town.

Dashatay Tarver, 900 Nealy, McKinney, TX 75069, spoke regarding a startup business.

A presentation submitted will be included in the appendix on these Minutes as "Appendix A – Citizen Presentation June 7, 2022".

Andrew Robbins, 6000 Clenbas Ave., Plano, TX 75029, spoke regarding a startup business.

Mayor Fuller called for Council and Manager comments.

Council Member Philips spoke regarding Juneteenth.

Council Member Feltus spoke regarding City event Taco with Cops and Dr. Bucannon's work with wounded veterans. The Council Member gave time to City Secretary Empress Drane to speak regarding the City's Juneteenth Event on June 18, 2022.

Council Member Beller spoke regarding various City events; Serve McKinney; a community BBQ; and the passing of Henry Myrick.

Council Member Cloutier spoke regarding Serenity High graduation and Jason Hernandez's purchase of a grocery store in East McKinney.

City Manager Grimes spoke regarding Juneteenth on June 18, 2022; Texas Music Revolution; Serve McKinney; MPAC & Main Street Director Amy Rosenthal; and McKinney Economic Development Corporation (MEDC) Executive Vice President (VP) of Operations Abby Liu.

Mayor Fuller spoke regarding various community events; Historic Preservation Advisory Board Member Nina Dowel-Ringley; the Benji statue; Taco with Cops; Serve CITY COUNCIL MINUTES JUNE 7, 2022 PAGE 11

McKinney; Texas Music Revolution; City Church; MEDC Executive VP of Operations Abby Liu; and MPAC & Main Street Director Amy Rosenthal.

Council unanimously approved the motion by Council Member Feltus, seconded by Council Member Cloutier, to adjourn the meeting at 7:08 p.m.

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

These minutes were approved by the City Council on June 21, 2022.

	SIGNED:
	GEORGE C. FULLER, Mayor
ATTEST:	
EMPRESS DRANE, City Secretary JOSHUA STEVENSON, Deputy City Secretary	,

City of McKinney, Texas



I am determined to showcase the City of McKinney's beautiful down town area and the upcoming new City Hall area to residents and tourists. I feel bringing an awesome bike tourism here would be an added experience like no other!

Ailyak Pedal Pub will bring a positive teambuilding experience during a friend's night out, birthday, bachelorette/bachelor party, or a corporate event. The guests will enjoy a fresh breath of air while taking in the sites and having fun. Our experienced pilot will for sure keep our guests safe while having fun!



THE EXPERIENCE

- Each bike seats a maximum of 10 riders, 6 is the minimum tour requirement
- 6 pedaling seats, 4 non-pedaling and 1 pilot seat
- Our two-hour tours will be a uniquely fun way to experience Downtown McKinney, while stopping at the best – or favorite – local wineries, breweries, bars, and restaurants.
- Tours are BYOB and Food is also allowed and welcomed
- Tours will make time to do a minimum of 3 stops at local establishments



MISSION STATEMENT

Our mission is to create a fun, safe, and eco-friendly space for our riders to enjoy their social experience while touring local shops.

CORE VALUES

- Have fun
- Be safe
- Do the right thing



SAFETY

- No commercial pedal car driver shall consume any alcoholic beverages while on duty or operate a commercial pedal car while impaired in any manner to any threshold.
- Must be a licensed driver being the age 21 or older.
- Pilots will maintain an annual certification course on safety, crowd management, and responsibility.
- Periodic maintenance practices for the bikes.
- Passengers may not stand or ride on any part of the vehicle other than their designated seating area while the vehicle is in motion and they must be seated except when loading or unloading.
- Littering from the vehicle will not be allowed.

BENEFITS

- Supports local businesses in downtown area and new city hall in future
- Creates a job in our city where locals can make up to \$50 an hour as a pilot
- Tours throughout city allowing several photo opportunities for advertising the beauty and uniqueness McKinney has
- Exciting twist on tourism



