

CITY COUNCIL MINUTES
REGULAR CITY COUNCIL MEETING (COUNCIL CHAMBERS)
AND WORK SESSION (COMMUNITY ROOM)
DECEMBER 1, 2015 AT 6:00 PM

1. CALL TO ORDER

Mayor Eric Barna called the meeting to order at 6:00 pm.

2. INVOCATION & PLEDGE OF ALLEGIANCE

Councilmember Betty Spraggins gave the invocation and Mayor Barna led the Pledge of Allegiance.

3. ROLL CALL & CERTIFICATION OF A QUORUM

Susie Quinn, City Secretary, certified a quorum with the following Councilmembers present:

Mayor Eric Barna
Mayor Pro Tem Scott Bradley
Deputy Mayor Pro Tem Owais Siddiqui
Councilmember Ben St. Clair
Councilmember Betty Nichols Spraggins
Councilmember Sarah Fincanon
Councilmember Rob Thomas

4. PUBLIC COMMENTS

Ray Shahan, resident, continued his discussion regarding the perceived errors that he says occurred with the approval of Ordinance No. 03-10-590, in 2003 making the Ordinance illegal. Following his statements, City Manager James Fisher explained to Council that the City Attorney issued comments explaining that the Zoning Ordinance has been in place since 2003 and was amended and approved again in 2011. The Local Government Code validates the ordinance as it was not challenged within the three year time period as allowed by law.

5. CONSENT AGENDA

All consent agenda items are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember so requests, in which event the item will be removed from the Consent Agenda and voted on separately.

- A. Consider and/or act on the November 17, 2015 regular meeting minutes.
- B. Consider and/or act on the application of Forestar (USA) Real Estate Group, Inc. requesting approval of the Final Plat for Maxwell Creek North, Phase 11B on property zoned PD (Planned Development) District for Single Family Uses (Ordinance No. 00-06-487). This property is located generally southwest of the intersection at McMillan and McCreary.
- C. Consider and/or act on the application of Cole Franklin with Skorburg Company, requesting approval of a construction plat and landscape plans for Murphy Meadows, PD (Planned Development) No. 15-09-1001 on property located at the southwest corner of Betsy Road and McCreary Road.

- D. Consider and/or act upon an Alcohol Policy for the Murphy Community Center and Murphy Activity Center.

COUNCIL ACTION (5.A. THROUGH 5.D.):

APPROVED

Mayor Pro Tem Bradley moved to approve the consent agenda as presented with the updated minutes which removed the stated time of Deputy Mayor Pro Tem Siddiqui's arrival to the November 17, 2015 meeting. Councilmember Fincanon seconded the motion. For: Unanimous. The motion carried by a vote of 7 to 0.

6. CITY MANAGER/STAFF REPORTS

- A. Timbers Nature Preserve
This project is nearly complete and will be wrapping up.
- B. Betsy Lane Road Widening Project
This project is ahead of schedule, looking like it will be complete in February 2016.
- C. South Maxwell Creek Parallel Trunk Sewer Line
This project has been delayed due to the weather and excessive rain.
- D. North Murphy Road
This project is moving forward.
- E. Christmas in the Park – Thursday, December 3, 2015
There will be a mini-parade to start this event, and requested Council to arrive at the Fire Station by 4:30PM that day.
- F. Boards and Commission Dinner – Thursday, December 10, 2015
Just a reminder and a hope that the Council and Board members will attend.
- G. Holiday Closing – Thursday, December 24, 2015 Friday, December 25, 2015 and Friday, January 1, 2016

7. EXECUTIVE SESSION

In accordance with Texas Government Code, Chapter 551, Subchapter D, the City Council recessed at 6:13 p.m. into Executive Session (closed meeting) to discuss the following:

- A. § 551.087 Deliberation regarding economic development.
- B. § 551.072 Deliberation regarding real property.
- C. §551.074 Deliberation regarding the appointment, evaluation, reassignment, duties, discipline or dismissal of the
- a. City of Murphy Planning and Zoning Commissioners;
 - b. Board of Adjustment Board Members;
 - c. Murphy Municipal Development District Members;

- d. Murphy Community Development Members;
- e. Ethics Review Commission Members;
- f. Building and Fire Code Board of Appeals Members.

8. RECONVENE INTO REGULAR SESSION

The City Council reconvened into Regular Session at 7:06 p.m., pursuant to the provisions of Chapter 551, Subchapter D, Texas Government Code, to take any action necessary regarding:

- A. § 551.087 Deliberation regarding economic development.
- B. § 551.072 Deliberation regarding real property.
- C. § 551.074 Deliberation regarding the appointment, evaluation, reassignment, duties, discipline or dismissal of the
 - a. City of Murphy Planning and Zoning Commissioners;
 - b. Board of Adjustment Board Members;
 - c. Murphy Municipal Development District Members;
 - d. Murphy Community Development Members;
 - e. Ethics Review Commission Members;
 - f. Building and Fire Code Board of Appeals Members.
- D. Take Action on any Executive Session Items.

9. INDIVIDUAL CONSIDERATION

- A. Consider and/or act upon the recommendations from the Council Interview Panel regarding appointing board members to the Planning and Zoning Commission, Board of Adjustments, Murphy Municipal Development District, Murphy 4B Community Development District, the Animal Shelter Advisory Committee, the Ethics Review Commission, the Parks and Recreation Board and the Building and Fire Code Board of Appeals.

Mayor Pro Tem Scott Bradley presented the following recommendations (yellow highlighted names) for appointments and reappointments:

ANIMAL SHELTER ADVISORY COMMITTEE - BOARD MEMBER NAME	ORIGINAL APPOINTMENT DATE	CURRENT APPOINTMENT DATE	TERM #	CURRENT TERM	APPOINTMENT STATUS
Tammy Drake, ACO					City Employee
Kim Parker (City Official)	8/6/2013	12/9/2014	2	2015-2016	City Employee
Buddy Russell	7/6/2010	12/9/2014	3	2015-2016	Completing term
Lorraine Chalkley	7/6/2010	12/9/2014	3	2015-2016	Completing term
Lyle Bartram	12/1/2015	12/1/2015	1	2016-2017	Reappointed
Maggie Whitt	12/10/2013	12/1/2015	2	2016-2017	Reappointed

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BOARD OF ADJUSTMENT - BOARD MEMBER NAME	ORIGINAL APPOINTMENT DATE	CURRENT APPOINTMENT DATE	TERM #	CURRENT TERM	APPOINTMENT STATUS
Scott Holden	6/6/2006	12/9/2014	5	2015-2016	Completing term
Beverly Gaither	12/11/2012	12/1/2015	3	2016-2017	Reappointed
Christine Johnson	6/20/2005	12/9/2014	5	2015-2016	Completing term
Sharon Kindall	1/2/2013	12/1/2015	3	2016-2017	Reappointed
Lindy Martin	12/11/2012	12/1/2015	3	2016-2017	Reappointed
Taylor Packwood	12/10/2013	12/9/2014	1	2015-2016	Completing term
Mahendra Parikh	1/31/2012	12/1/2015	3	2016-2017	Moved from Planning & Zoning
Kenneth Tatsch, Alternate	1/31/2012	12/1/2015	3	2016-2017	Reappointed
Darrell Amsden, Alternate	12/9/2014	12/9/2014	1	2015-2016	Reappointed
Dr. Rajan Subra, Alternate	12/1/2015	12/1/2015	1	2016-2017	Newly Appointed as alternate
BUILDING AND FIRE CODE APPEALS BOARD - BOARD MEMBER NAME	ORIGINAL APPOINTMENT DATE	CURRENT APPOINTMENT DATE	TERM #	CURRENT TERM	APPOINTMENT STATUS
Christine Johnson	7/2/2007	12/1/2015	5	2016-2017	Reappointed
Donald Decker	7/6/2010	12/9/2014	3	2015-2016	Completing term
Chris Martin	12/9/2014	12/9/2014	1	2015-2016	Completing term
Greg Mersch	12/10/2013	12/1/2015	2	2016-2017	Reappointed
Laurel Clement	12/1/2015	12/1/2015	1	2016-2017	Newly Appointed
COMMUNITY DEVELOPMENT CORPORATION - BOARD MEMBER NAME	ORIGINAL APPOINTMENT DATE	CURRENT APPOINTMENT DATE	TERM #	CURRENT TERM	APPOINTMENT STATUS
Shawn Balusek	12/11/2012	12/9/2014	2	2015-2016	Completing term
Jennifer Berthiaume	3/5/2013	12/9/2014	2	2015-2016	Completing term
Amanda Turner	12/1/2015	12/1/2015	1	2016-2017	Newly Appointed
Lequita Davenport	12/10/2013	12/1/2015	2	2016-2017	Reappointed
Srinath Alapati	12/1/2015	12/1/2015	1	2016-2017	Newly Appointed
Maria Reilly	12/9/2014	12/9/2014	1	2015-2016	Completing term
Karen Chetal	12/9/2014	12/1/2015	2	2016-2017	Moved from BOA
ETHICS REVIEW COMMISSION - BOARD MEMBER NAME	ORIGINAL APPOINTMENT DATE	CURRENT APPOINTMENT DATE	TERM #	CURRENT TERM	APPOINTMENT STATUS
Barbara Harless	1/31/2012	12/1/2015	3	2016-2017	Reappointed
Andrew Chase	12/11/2012	1/1/2013	2	2015-2016	Completed term
Jennifer Davis	12/9/2014	12/1/2015	2	2016-2017	Reappointed
Thomas McDade	12/11/2012	1/1/2013	2	2015-2016	Completed term
Lindy Martin	12/11/2012	12/1/2015	3	2016-2017	Appointed (BOA, too)

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MURPHY MUNICIPAL DEVELOPMENT DISTRICT BOARD - BOARD MEMBER NAME	ORIGINAL APPOINTMENT DATE	CURRENT APPOINTMENT DATE	TERM #	CURRENT TERM	APPOINTMENT STATUS
John Daugherty	9/17/2013	1/1/2014	1	2014-2015	No change as of 12-1-15
Jamie Nicholson	12/11/2012	12/9/2014	2	2015-2016	Completing term
Alex Acuña	12/10/2013	1/1/2014	1	2014-2015	No change as of 12-1-15
Alain Dermakar	12/11/2012	12/9/2014	2	2015-2016	Completing term
Eric Lopez	12/10/2013	1/1/2014	1	2014-2015	No change as of 12-1-15
PARK & RECREATION BOARD - BOARD MEMBER NAME	ORIGINAL APPOINTMENT DATE	CURRENT APPOINTMENT DATE	TERM #	CURRENT TERM	APPOINTMENT STATUS
Katie Westhara	1/31/2012	12/1/2015	3	2016-2017	Reappointed
Kenneth Oltmann	1/31/2012	12/1/2015	3	2016-2017	Reappointed
Amy Lawrence	1/31/2012	12/1/2015	3	2016-2017	Reappointed
Kelly Abdellatif	12/10/2013	12/9/2014	2	2015-2016	Completing term
Stephen Janiga	12/11/2012	12/1/2015	3	2016-2017	Reappointed
Matt Harrison	12/9/2014	12/9/2014	1	2015-2016	Completing term
Robbie Hazelbaker	9/17/2013	12/9/2014	1	2015-2016	Completing term
PLANNING & ZONING COMMISSION - BOARD MEMBER NAME	ORIGINAL APPOINTMENT DATE	CURRENT APPOINTMENT DATE	TERM #	CURRENT TERM	APPOINTMENT STATUS
Steve Levy	7/6/2009	12/1/2015	4	2016-2017	Reappointed
Jon King	7/19/2010	12/9/2014	2	2015-2016	Completing term
Camille Hooper	1/31/2012	12/1/2015	3	2016-2017	Reappointed
John Johnson	1/31/2012	12/1/2015	3	2016-2017	Reappointed
Lloyd Jones	12/10/2013	12/9/2014	2	2015-2016	Completing term
Greg Mersch	12/11/2012	12/9/2014	2	2015-2016	Completing term
Don Reilly	12/10/2013	12/9/2014	1	2015-2016	Completing term
Randal Newhouse, Alternate	12/1/2015	12/1/2015	1	2016-2017	Newly Appointed
Julie Kamm, Alternate	12/1/2015	12/1/2015	1	2016-2017	Newly Appointed

COUNCIL ACTION (9.A.):

APPROVED

Mayor Pro Tem Bradley moved to approve appointments as stated. Deputy Mayor Pro Tem Siddiqui seconded the motion. For: Unanimous. The motion carried by a vote of 7 to 0.

- B. Consider and/or act upon Resolution Number 15-R-824 approving and authorizing an economic development incentive agreement.

There was no discussion on this item.

COUNCIL ACTION (7.B.):

APPROVED

Mayor Pro Tem Bradley moved to approve the Resolution Number 15-R-824 approving and authorizing an economic development incentive agreement. Deputy Mayor Pro Tem Siddiqui seconded the motion. For: Unanimous. The motion carried by a vote of 7 to 0.

- C. Discuss, consider and/or act with regard to the December 15, 2015, City Council meeting.

City Manager, James Fisher explained the reasons for cancelling this meeting and the mayor further explained.

COUNCIL ACTION (7.C.):

APPROVED

Mayor Pro Tem Bradley moved to approve cancelling the December 15, 2015 meeting by removing it from the calendar. Deputy Mayor Pro Tem Siddiqui seconded the motion. For: Unanimous. The motion carried by a vote of 7 to 0.

10. ADJOURNMENT

With no further business, the regular council meeting was adjourned at 7:14 pm.

11. OPEN WORKSESSION – CONVENE TO THE COMMUNITY ROOM

- A. Discussion on the Community Survey.

Council reconvened into the Community Room to discuss the Community Survey at 7:20 p.m.

Kristen Roberts explained we had an exceptional number of responses for the survey and introduced the consultants Bonnie Kenoly and Mary Handley of Decision Analyst. The representatives explained that 765 responses were received. She explained how the data was collected, and how it was used in the results.

The residents responded with traffic signal timing, traffic flow, and travel within the city are all areas that needed improvement. There were comments of concern regarding these issues, along with growth concerns. Ninety-one percent (91%) reported excellent quality of life; location and safety were also highly scored. As far as the negatives being reported, growth, traffic issues, and too many drive thru eating establishments were all high. The more positive attributes that were scored were safety, culturally diverse, and quality of life.

Overall, the traffic signals, traffic flow and road repairs were on the negative scale throughout the survey results.

In regards to tax rate and tax dollars, over two thirds of the respondents felt like they were getting their money's worth with twenty percent (20%) responding "no" to that question. There was also a question asking if you wanted changes to the services/tax rate currently provided, the majority felt they were pleased with the services provided. Seventeen percent (17%) said they would prefer lower taxes and decrease services.

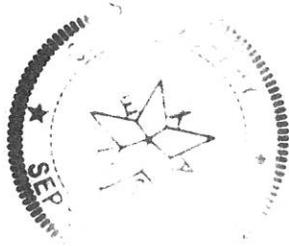
Most responses were fairly represented across the board as far as age, income and number of years in Murphy. Council was sent the raw data.

City performance ratings were for the most part positive, with regards to safety, security, and attractive unique spaces. Some items that need improvement according to the survey are creating developing/implementing programs for retaining existing businesses, vibrant sustainable economy, attracting businesses and jobs to the area, and code compliance.

There was some discussion regarding libraries, and if residents are satisfied with the current services. There were a small percentage of negative responses regarding speeding in neighborhoods, tall weeds, dilapidated fences, and condition of sidewalks. Over all, those percentages were very low.

In general the city departments were rated in a positive range. Many departments were scored with the response "not having any interaction with the department" but overall rated well. There was discussion regarding the specific departments, and the overall survey results. One of the most positive results was the eighty seven percent (87%) of the respondents stating that they would recommend to their friends to live in Murphy.

Work Session adjourned at 8:11 pm.



ATTEST:


Susie Quinn, City Secretary

APPROVED BY:



Eric Barna, Mayor