

CITY COUNCIL MINUTES  
REGULAR CITY COUNCIL MEETING  
JUNE 7, 2016 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**

Mayor Eric Barna gave the invocation and 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 Jennifer Berthiaume  
Councilmember Betty Nichols Spraggins  
Councilmember Sarah Fincanon  
Councilmember Don Reilly

Mayor Barna recognized Detective Sarah Ashmore for being newly elected Professional Team Chair for the Criminal Justice Team at the Collin County Council on Family Violence. Congratulations and Thank You for all of the time and effort you have given to Family Violence.

**4. PRESENTATIONS**

*(Accidentally left off the agenda)* Presentation of the 2016 Sergeant Kyle Kucauskas Foundation Scholarship to Jocelyn Manrique as presented by John Daugherty, Marcia Jowers and Lt. Adana Barber.

John Daugherty presented an overview and purpose of the Sergeant Kyle Kucauskas Scholarship Foundation. The foundation is funded through private donations, proceeds from the Mile for Kyle event held during Maize Days and contributions from the Explorers who hold a yearly fundraiser. A scholarship is awarded to a graduating high school senior or college student who will be furthering their education in the field of criminal justice or related study.

Joining John Daugherty included Marcia Jowers, Lt. Adana Barber, Kyle's parents (Mr. and Mrs. Kucauskas), Murphy Explorer Program Liaisons Detective Sarah Ashmore, and Officer Fred Mancias to make the presentation to Ms. Jocelyn Manrique with the 2016 Sergeant Kyle Kucauskas Scholarship Foundation check in the amount of \$1,000. Murphy Explorer Program Liaison Officer Tommy Bryan was unable to attend the presentation.

- A. Presentation by Property Protection Classification Oversight Officer Jesse J. Williams of the State Fire Marshal's Office awarding the achievement of the Murphy Fire Department for recognition of Insurance Services Office (ISO) Class 1 designation.

Mayor Barna and Murphy Fire Department were awarded plaques from the Insurance State Office and State Fire Marshall Office in recognition to the Murphy Fire Department of Insurance Services Office (ISO) Class 1 designation. Officials present for the awarding of the plaques included Phillip Bradley, ISO Manager, Mike McCormick, ISO Field Representative and David Ease, ISO Sr. Field Representative with the Insurance State Office and Chris Connealy, State Fire Marshall and Jessie Williams, Deputy State Fire Marshall and Property Protection Classification Oversight Officer.

- B. Presentation of a check to the Murphy Chamber of Commerce Scholarship Fund from Tunes, Tails and Ales.

Mayor Pro Tem Bradley along with Chad and Nellie Montgomery with Brewvolution, LLC presented to the Murphy Chamber of Commerce Scholarship Foundation a check in the amount of \$1,000. The Chamber awards 6 scholarships to Murphy residents every year, 3 who attend Wylie ISD and 3 who attend Plano ISD along with some teacher grants totaling \$10,000 a year.

## 5. PUBLIC COMMENTS

**Warren Gallion**, resident, thanked council for the opportunity to speak. Mr. Gallion presented comments on the removal of Oak Glen barrier and had questions for the council. Council clarified to Mr. Gallion that they already had addressed his questions via email. Mr. Bill Shipp addressed the Council stating that he had replied to Mr. Gallion on April 22, 2016 advising him of the removal of the barrier at Oak Glen.

**Martha Gallion**, resident, commented that Mr. Betz has four entrances to his property and now with the removal of the Oak Glen barrier has five.

**Mike Hendrix**, resident, and member of the Exchange Club of Murphy wanted to extend an invitation for all present to attend the 10<sup>th</sup> anniversary meeting of the Exchange Club of Murphy on Monday, June 13<sup>th</sup> at Noon at Country Burger.

**Debra Mandala**, resident, invited Council to the "Love for Leisa" pancake breakfast, silent auction and bake sale fundraising benefit.

**Ekram Harque**, resident, who was representing the East Plano Islamic Center. Mayor Barna read that Mr. Harque wished to invite the Mayor, City Council Members, the Police and Fire Chiefs to East Plano Islamic Center's Eid Celebration Dinner on July 14, 2016 to be held from 6:30 – 8:30pm.

## 6. 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 May 16, 2016 Special Council meeting minutes.
- B. Consider and/or act on the May 17, 2016 Regular Council meeting minutes.

- C. Consider and/or act on the May 24, 2016 Special Council meeting minutes.
- D. Consider and take action, if any, on the approval of a resolution authorizing continued participation with the steering committee of cities served by Oncor; and authorizing the payment of 11 cents per capita to the steering committee to fund regulatory and legal proceedings and activities related to Oncor Electric Delivery Company, LLC for 2016. **(Resolution No. 16-R-830)**
- E. Consider and/or act upon approval of a resolution authorizing signature authority to sign and endorse checks and drafts of the City of Murphy bank account. **(Resolution No. 16-R-831)**

**COUNCIL ACTION (6.A. through 6.E.):**

**APPROVED**

Deputy Mayor Pro Tem Owais Siddiqui moved to approve the consent agenda items as presented 6.A. through 6.E. with the addition of the term "Deputy" on agenda item 7B in the May 17<sup>th</sup> 2016 meeting minutes (agenda item 6.B.) prior to the phrase Mayor Pro Tem Siddiqui. Councilmember Berthiaume seconded the motion. For: Unanimous. The motion carried by a vote of 7-0.

**7. INDIVIDUAL CONSIDERATION**

- A. Presentation and discussion regarding update on South Maxwell Creek Parallel Trunk Sewer Line.  
Mr. Bernie Parker presented to the Council a PowerPoint presentation update on the South Maxwell Creek Parallel Trunk Sewer Line. Mr. Parker reviewed the project construction budget, schedule timelines, what the contractor has completed and past/future project challenges. Mr. Parker also discussed the damage liabilities that the contractor and/or the contractor's insurance will be responsible to pay to the City, possibly to the North Texas Municipal Water District and possibly to some residents.
- B. Discussion with possible action regarding appointing members to various Boards and Commissions to comply with the City Charter.

**COUNCIL ACTION (7.B.):**

**APPROVED**

Councilmember Berthiaume moved to accept Barbara Harless resignation from the Ethics Board, Lindy Martin from the Board of Adjustments. The following nominations are made to the various boards: Planning & Zoning, we recommend Christine Johnson as a full member, Chris George as an alternate and James Holley as an alternate. Please note that a member has been removed due to absences, which is why we are appointing three members to that board. Murphy Community Development Corporation to appoint Laurel Clement and Chi Egwuekwe. For the Board of Adjustments, Laura Deel and Kevin McGillis. On the Ethics Board, we would like for that board to remain empty at this time and make some adjustments later. Deputy Mayor Pro Tem Siddiqui seconded the motion. For: Unanimous. The motion carried by a vote of 7-0.

## 8. CITY MANAGER/STAFF REPORTS

- A. Radio Systems  
In preliminary stages, all is going well
- B. Food Truck Court  
Going very well, concrete has been poured in parking lot.
- C. Betsy Lane  
Sidewalk, irrigation and putting down mulch has been done. A complaint of tall grass, contractor has mowed and will keep mowed. Mayor Pro Tem Bradley inquired when landscaping is scheduled to begin. Again depends on when, the contractor had issues with his boring contractor, has been settled and the rain has passed. Will need to finish the bore, set the pedestals and then will be up to Oncor and Farmers Electric, they say 4 to 6 weeks but we are doing everything to expedite timeframe. We are looking at a month or so.
- D. North Murphy Road  
TxDot has agreed to reimbursement for repairs to entry ways. We are meeting with the TxDot and then subsequently speak with council and HOA's.
- E. Sidewalk Rehabilitation Program – Bernie is meeting with contractor next week, prior to beginning any work Mr. Shipp will communicate the proposal with Council as to the location of sidewalks to be repaired.
- F. Upcoming events and meetings:
- Sounds at Sundown (7pm until 10:30 pm) – June 10 – Pearl Gem (7-8:30 pm) and Le Freak (9-10:30 pm)
  - Charter Review Commission Town Hall Meeting – June 13 at 6:00 pm in the Community Room at City Hall
  - Sounds at Sundown (7pm until 10 pm) – June 17 – Prophets and Outlaws

## 9. EXECUTIVE SESSION

In accordance with Texas Government Code, Chapter 551, Subchapter D, the City Council recessed into Executive Session (closed meeting) at 7:08 PM to discuss the following:

- A. §551.071 Consultation with Attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter in regard to Safe Routes to Schools project, storm water, charter review, open records, South Maxwell Creek, and trespass claims.
- B. § 551.074 Deliberation regarding the appointment, evaluation, reassignment, duties, discipline or dismissal of the Finance Director, City Manager, Planning and Zoning Commissioners, Board of Adjustment Board Members, Murphy Municipal Development District Members, Murphy Community Development Members, Ethics Review Commission Members, and/or Building and Fire Code Board of Appeals Members.

- C. §551.072 Deliberation regarding the purchase, exchange, lease, or value of real property.
- D. §551.087 Deliberation regarding Economic Development Negotiations and projects.

**10. RECONVENE INTO REGULAR SESSION**

The City Council reconvened into Regular Session at 8:40 PM, pursuant to the provisions of Chapter 551, Subchapter D, Texas Government Code, to take any action necessary regarding:

- A. §551.071 Consultation with Attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter in regard to Safe Routes to Schools project, storm water, charter review, open records, South Maxwell Creek, and trespass claims.
- B. §551.074 Deliberation regarding the appointment, evaluation, reassignment, duties, discipline or dismissal of the Finance Director, City Manager, Planning and Zoning Commissioners, Board of Adjustment Board Members, Murphy Municipal Development District Members, Murphy Community Development Members, Ethics Review Commission Members, and/or Building and Fire Code Board of Appeals Members.
- C. §551.072 Deliberation regarding the purchase, exchange, lease, or value of real property.
- D. §551.087 Deliberation regarding Economic Development Negotiations and projects.
- E. Take Action on any Executive Session Items.

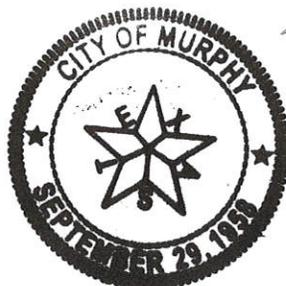
**Mayor Pro Tem Bradley moved to approve the payout of four hundred (400) hours of sick leave for Linda Truitt upon her retirement of service from the City of Murphy effective May 31, 2016, in accordance with Section 4.07.16 of the employee handbook. Councilmember Fincanon seconded the motion. For: Unanimous. The motion carried by a vote of 7-0.**

**11. ADJOURNMENT**

With no further business, the meeting was adjourned at 8:45 pm.

ATTEST:

  
Susie Quinn, City Secretary



APPROVED BY:

  
Scott Bradley, Mayor Pro Tem