

MURPHY CITY COUNCIL AGENDA
REGULAR CITY COUNCIL MEETING
SEPTEMBER 6, 2016 AT 6:00 PM
206 NORTH MURPHY ROAD
MURPHY, TEXAS 75094



Eric Barna
Mayor

Scott Bradley
Mayor Pro Tem

Owais Siddiqui
Deputy Mayor Pro Tem

Jennifer Berthiaume
Councilmember

Betty Spraggins
Councilmember

Sarah Fincanon
Councilmember

Don Reilly
Councilmember

Bill Shipp
Interim City Manager

Susie Quinn
City Secretary

NOTICE is hereby given of a meeting of the City Council of the City of Murphy, Collin County, State of Texas, to be held on September 6, 2016 at Murphy City Hall for the purpose of considering the following items. The City Council of the City of Murphy, Texas, reserves the right to meet in closed session on any of the items listed below should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

1. CALL TO ORDER

2. INVOCATION & PLEDGE OF ALLEGIANCE

3. ROLL CALL & CERTIFICATION OF A QUORUM

4. PRESENTATIONS/RECOGNITIONS

- A. Presentation of Proclamation recognizing September as Leukemia, Lymphoma & Myeloma Awareness Month.
- B. Proclamation – National Payroll week.
- C. Presentation of the upcoming Maize Days to be held September 24, 2016.
- D. Presentation of funds from the Exchange Club to Police Chief Cotten.

5. PUBLIC COMMENTS

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 August 16, 2016 Regular Council meeting minutes.
- B. Consider and/or act upon approval of Resolution Number 16-R-839 authorizing continued participation with the Atmos Cities Steering Committee; and authorizing the payment of two and a half cents (\$0.025) per capita to the Atmos Cities Steering Committee to fund regulatory and related activities related to Atmos Energy Corporation.
- C. Consider and/or act upon approval of Resolution Number 16-R-840 authorizing signature authority to sign and endorse checks and drafts of the City of Murphy bank accounts.

7. INDIVIDUAL CONSIDERATION

- A. Hold a public hearing on the proposed fiscal year 2016-2017 budget for the City of Murphy.
- B. Hold a public hearing on the proposed tax rate of \$0.5100 per \$100 valuation for City Budget Year of October 1, 2016 through September 30, 2017.
- C. Consider and/or act on the Community Grant Application from the Moms of Murphy organization as approved by MCDC.
- D. Hold a public hearing and consider and/or act on the application of StreetLevel Investments to request approval of Ordinance Number 16-09-1016 for a zoning change from SF-20 (Single Family Residential-20) to a Planned Development located on 4.6579 acres, having the legal description of Abstract A0579, Henry Maxwell Survey Tract 75.
- E. Consider and/or act upon the approval of Ordinance Number 16-09-1017 amending Appendix A, Fee Schedule.
- F. Consider and/or act upon the approval of Ordinance Number 16-09-1018 amending Section 8.003 of the Fee Schedule; water rates, sewer rates and irrigation rates.
- G. Consider and/or act upon appointing a Capital Bond Improvement Committee.
- H. Consider and/or act to approve the City of Murphy's ballot selection for the election of Texas Municipal League Risk Pool (TML-IRP) Board of Trustees, Places 6, 7, 8, and 9.
- I. Consideration and/or act on a request for funding from the Municipal Development District for drainage and parking improvements at Murphy Village 3. This item may be discussed in executive session before action is taken.

8. CITY MANAGER/STAFF REPORTS

- A. Radio Systems
- B. Food Truck Court
- C. Sidewalk Rehabilitation Program
- D. South Maxwell Creek Sewer Line
- E. North Murphy Road
- F. Betsy Lane
- G. Safe Routes to School

9. EXECUTIVE SESSION

In accordance with Texas Government Code, Chapter 551, Subchapter D, the City Council will now recess into Executive Session (closed meeting) to discuss the following:

- A. § 551.074 Deliberation regarding the appointment, evaluation, reassignment, duties, discipline or dismissal of the Municipal Judge and City Secretary.
- B. §551.087 Deliberation regarding economic development negotiations: (1) to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the government body and with which the governmental body is conducting economic development negotiations; or (2) to deliberate the offer of a financial or other incentive to a business prospect described by Subdivision (1).

10. RECONVENE INTO REGULAR SESSION

The City Council will reconvene into Regular Session, pursuant to the provisions of Chapter 551, Subchapter D, Texas Government Code, to take any action necessary regarding:

- A. § 551.074 Deliberation regarding the appointment, evaluation, reassignment, duties, discipline or dismissal of the Municipal Judge and City Secretary.
- B. §551.087 Deliberation regarding economic development negotiations: (1) to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the government body and with which the governmental body is conducting economic development negotiations; or (2) to deliberate the offer of a financial or other incentive to a business prospect described by Subdivision (1).
- C. Take Action on any Executive Session Items.

11. ADJOURNMENT

I certify that this is a true and correct copy of the Murphy City Council Meeting Agenda and that this notice was posted on the designated bulletin board at Murphy City Hall, 206 North Murphy Road, Murphy, Texas 75094; a place convenient and readily accessible to the public at all times, and said notice was posted on September 2, 2016 by 5:00 p.m. and will remain posted continuously for 72 hours prior to the scheduled meeting pursuant to Chapter 551 of the Texas Government Code.

Susie Quinn

Susie Quinn, TRMC
City Secretary

In compliance with the American with Disabilities Act, the City of Murphy will provide for reasonable accommodations for persons attending public meetings at City Hall. Requests for accommodations or interpretive services must be received at least 48 hours prior to the meeting. Please contact the City Secretary at 972.468.4011 or squinn@murphytx.org.

Notice of Possible Quorum: There may be a quorum of the Animal Shelter Advisory Committee, the Board of Adjustment, the Building and Fire Code Appeals Board, the Ethics Review Commission, the Murphy Community Development Corporation, the Murphy Municipal Development District Board, the Park and Recreation Board and/or the Planning and Zoning Commission members who may be present at the meeting, but they will not deliberate on any city or board business.

Proclamation

City of Murphy, Texas

Proclamation Recognizing September as Leukemia, Lymphoma & Myeloma Awareness Month

WHEREAS, blood cancers currently afflict more than one million people in the United States, with an estimated 162,020 new cases diagnosed each year, and

WHEREAS, leukemia, lymphoma and myeloma will kill an estimated 56,630 people in the United States this year, and

WHEREAS, The Leukemia & Lymphoma Society (LLS), through voluntary contributions, is dedicated to finding cures for these diseases through research efforts and the support for those that suffer from them, and

WHEREAS, LLS maintains offices in Dallas and Fort Worth to support patients with these diseases and their family members in the State of Texas, and

NOW THEREFORE BE IT RESOLVED, that the City of Murphy joins with LLS in designating the month of September 2016 as Blood Cancer Awareness Month to enhance the understanding of blood related cancers and to encourage participation in voluntary activities to support education programs and the funding of research programs to find a cure for them.



Eric Barna, Mayor
City of Murphy

Proclamation

City of Murphy, Texas

Proclamation Recognizing September 5 – 9, 2016 as National Payroll Week

WHEREAS, the American Payroll Association and its 21,000 members have launched a nationwide public awareness campaign that pays tribute to the more than 156 million people who work in the United States and the payroll professionals who support the American system by paying wages, reporting worker earnings and withholding federal employment taxes; and

WHEREAS, payroll professionals in Murphy, Texas play a key role in maintaining the economic health of Murphy, carrying out such diverse tasks as paying into the unemployment insurance system, providing information for child support enforcement, and carrying out tax withholding, reporting and depositing; and

WHEREAS, payroll departments collectively spend more than \$15 billion annually complying with myriad federal and state wage and tax laws; and Whereas payroll professionals play an increasingly important role ensuring the economic security of American families by helping to identify noncustodial parents and making sure they comply with their child support mandates; and

WHEREAS, payroll professionals have become increasingly proactive in educating both the business community and the public at large about the payroll tax withholding systems; and

WHEREAS, payroll professionals meet regularly with federal and state tax officials to discuss both improving compliance with government procedures and how compliance can be achieved at less cost to both government and businesses; and

WHEREAS, the week in which Labor Day falls has been proclaimed National Payroll Week, I hereby give additional support to the efforts of the people who work in Murphy, Texas and of the payroll profession by proclaiming the first full week of September Payroll Week for this Murphy, Texas.



Eric Barna
Mayor of Murphy, Texas
September 6, 2016

CITY COUNCIL MINUTES
REGULAR CITY COUNCIL MEETING
AUGUST 16, 2016 AT 6:00 PM

1. CALL TO ORDER

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

2. INVOCATION AND PLEDGE OF ALLEGIANCE

Reverend Matt Gaston gave the invocation and Mayor Barna led the Pledge of Allegiance.

3. ROLL CALL & CERTIFICATION OF A QUORUM

City Secretary, Susie Quinn, 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

4. PRESENTATIONS**A. Recognize the City of Murphy Police Explorers and their Sponsors.**

The Youth Citizen Police Academy Program was founded in 2009 by former Police Officer Kyle Kucauskas. In 2010, Officer Kris Riebschlager assumed the duties of the program, has held ten (10) classes since that time with over two hundred plus (200+) cadets graduating including the Explorers recognized today. Once a cadet reaches the age of fourteen (14) years or ninth (9th) grade, then they can join the Police Explorers post. The program offers youth with an interest in law enforcement, the chance to learn what it is like to be a police officer. The Explorers recently competed nationally in July and won three (3) 2nd place awards throughout the state. Council congratulated the Explorers and sponsors on the awards and all of the hard work.

B. Recognize the Recreation Department for their recent awards.

Caitlyn Mullins and Kayla McFarland shared recent awards presented to staff at the Texas Festival and Events Conference.

1. Zenith Award in recognition for Tunes, Tails & Ales
2. 1st place Award for Best Ad Series for Tunes, Tails & Ales
3. 2nd place Award for Best Event Website for Tunes, Tails & Ales
4. 3rd place Award for Best Miscellaneous for printed materials for Tunes, Tails & Ales and Murphy Maize Days.
5. 3rd place Award for Best Ad Series for Rainbow Trout Round-Up

Council thanked staff on the awards and for their continued success of the events.

C. Recognize the Animal Shelter for its recent success in its participation of Clear the Animal Shelter day.

Chief Cotten thanked Council for all of the support in helping make the Clear the Animal Shelter Day a huge success. The event draws local citizens from several surrounding cities because so many cities

are involved with this project. The city is involved in a great program. Council thanked Chief Cotten and staff on their success.

D. Presentation of the financial report as of July 31, 2016.

Interim Finance Director Steven Ventura explained the financial report ending July 31st that include projections through the end of the year. Account Balances totals are decreasing due to business expenses but the interest rate increased slightly.

The General Fund/MDD/CDC reflects the sales tax in July were up 29%. Sales taxes are at 84% of the actual budget. Overall there has been an increase month after month, all good. Property Tax collections are over 100%; permits & licensing have increased to 164.40%; Other Revenue overage is due to insurance proceeds and will readjust after the repairs are completed and paid out.

Council inquired on the \$57,000 prior period sales tax amount. Steven explained that the Comptroller's office performs an audit during the year and \$57,000 was a back due payment for February, an audit adjustment. The sales tax revenue that was due to the City of Murphy may have been given to another municipality, such as the City of Plano because of the same 74094 zip code or it may have been an adjustment for a sales tax payer who may have had past due payments. As a result of the audit, the city received the back due payment which is not budgeted and will be a one-time adjustment for the year.

Departmental Expenditures are right at 77% for the year. Revenues for the Utility Fund are tracking right at 89%, water revenue has increased to 95% and it is expected to exceed the cap this year. Expenditures for wastewater collection has slightly increased, budget reflects 90%. The yearend budget shows the projected revenues less expenditures at (\$510,800) but the yearend projections indicates the projected revenues less expenditures at (\$239,250).

5. PUBLIC COMMENTS

Reverend Matt Gaston, resident extended an invitation to Council, Police and Fire Departments to attend a "Together We Stand" Interfaith Service Event on Sunday, September 11 at First United Methodist Church in Plano, TX to be held from 6:00-7:30pm.

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 August 2, 2016 Regular Council meeting minutes.

B. Consider and/or act on the August 9, 2016 Special Council meeting minutes.

C. Consider and/or act upon proposed Resolution Number 16-R-836 authorizing the City Manager to re-enter into an Interlocal Agreement between the City of Murphy and the City of Plano for training classes that would commence October 1, 2016 and end September 30, 2017. The City of Murphy would have the right and option to extend the term by two (2) additional twelve (12) month periods by giving written notice to Plano.

- D. Consider and/or act upon the issuance of a special permit to allow a fireworks display during the Murphy Maize Days celebration on September 24, 2016.

COUNCIL ACTION (6.A. through 6.D.): **APPROVED**

Mayor Pro Tem Bradley moved to approve the consent agenda items 6.A. through 6.D. as presented. Deputy Mayor Pro Tem Siddiqui seconded the motion. For: Unanimous. The motion carried by a vote of 7-0.

7. INDIVIDUAL CONSIDERATION

- A. Consider and/or act upon Resolution Number 16-R-837 establishing two dates, September 6, 2016 and September 13, 2016, at 6 pm, to conduct Public Hearings on the City of Murphy proposed tax rate of \$.5100 per \$100 valuation and the proposed 2016-2017 municipal budget.

Interim City Manager Bill Shipp addressed Council that at the August 9, 2016 Special Council Meeting, an error was made on the date for the second Public Hearing. To comply with the Truth in Taxation laws, it has to be held on September 13, 2016 instead of September 20, 2016 as listed in the previously approved Resolution Number 16-R-835. Council will consider the adoption of FY 2017 tax rate and budget City Council meeting on September 20, 2016 at 6:00 pm.

COUNCIL ACTION (7.A.): **APPROVED**

Mayor Pro Tem Bradley moved to approve Resolution Number 16-R-837 establishing two dates, September 6, 2016 and September 13, 2016, at 6 pm to conduct Public Hearings on the City of Murphy proposed tax rate of \$.5100 per \$100 valuation and the proposed 2016-2017 municipal budget. Deputy Mayor Pro Tem Siddiqui seconded the motion. For: Unanimous. The motion carried by a vote of 7-0.

- B. Consider and/or act upon Resolution Number 16-R-838 establishing the proposed tax rate of \$0.5100 per \$100 valuation to be considered for adoption on September 20, 2016, and take a record vote.

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

Mayor Pro Tem Bradley moved to approve Resolution Number 16-R-838 establishing the proposed tax rate of \$0.5100 per \$100 valuation to be considered for adoption on September 20, 2016 at 6 pm, and take a record vote. Councilmember Spraggins seconded the motion.

Roll call vote is as follows:

Mayor Erica Barna	Yes
Mayor Pro Tem Scott Bradley	Yes
Deputy Mayor Pro Tem Owais Siddiqui	Yes
Councilmember Jennifer Berthiaume	Yes
Councilmember Betty Nichols Spraggins	Yes
Councilmember Sarah Fincanon	Yes

Councilmember Don Reilly **Yes**
For: Unanimous. The motion carried by a vote of 7-0.

- C. Hold a public hearing and consider and/or act on the application of Thorpe Family Trust - Charles R. Thorpe, Trustee to request approval of Ordinance Number 16-08-1013 for a Variance for a fence height amendment. Located on 1.9567 acres, having the legal description of Abstract A0588, C A McMillan Tract 17.

Interim Director for Economic and Community Development Kelly Carpenter addressed Council that the Thorpe Family Trust – Charles R. Thorpe, Trustee is requesting a variance in fence height from 4 feet allowed to 4 feet 8 inches to be added to the front yard of the property. The fence is allowed at 4 feet because of the size of the property being larger than one and one-half acres and applicant is proposing an open metal fence. Kelly presented to Council photographs of the property with exact location of where the fence would be installed and a drawing of the open metal fence structure drawing. Planning and Zoning Commission recommended approval of this variance from 4 feet allowed front fence height to 4 feet 8 inches fence height at its July 25th meeting with no one opposing the fence variance.

Applicant Charles Thorpe, resident addressed Council stating that due to changing environment surrounding the property have decided to add a fence across the front yard for security purposes. The proposed fence will be attractive and will fit in well with the location.

PUBLIC HEARING OPENS at 6:37pm

Charlotte Thorpe, resident of Dallas, addressed Council requesting to allow the variance of 8 inches so the applicant can protect their property and maintain privacy.

PUBLIC HEARING CLOSES at 6:39pm

COUNCIL ACTION (7.C.):

APPROVED

Mayor Pro Tem Bradley moved to approve the application of Thorpe Family Trust – Charles R. Thorpe, Trustee to request approval of Ordinance Number 16-08-1013 for a Variance for a fence height amendment. Located on 1.9567 acres, having the legal description of Abstract A0588, C A McMillan Tract 17. Councilmember Fincancon seconded the motion. For: Unanimous. The motion carried by a vote of 7-0.

- D. Consider and/or act on the application of property owner and applicant, Sri Muralidharan Holdings, LLC; Meyyappan Arunachalam, requesting approval of a site plan, building elevations, landscape plan, and construction plat for Fort Child Activity Center on property located on 1.19 acres on Betsy Lane, west of Murphy Road.

Interim Director for Economic and Community Development Kelly Carpenter addressed Council that applicant submitted a site plan, building elevation plans, landscape plans and construction plat for approval that would allow for development of a single story building. The proposed site plan, building elevations, landscape plan and construction plat have been reviewed by staff and meets the requirements as set forth by the Planned Development District and the Code of Ordinances. The project will develop a 10,000 square foot activity center building with an indoor swimming pool. The following changes have been reviewed by staff and have been completed by the applicant: move the fence gate that was located on the north (front) elevation to the west (side) elevation; redesign the fence from being all wood to ornamental iron with stone columns at the northwest and southwest corner and by the two gate posts; ensure that the Betsy Lane (front of building) (north) elevation includes landscape screening and redesign the sidewalk as applicable to accommodate the west (side) facing fence. Staff recommends approval and the Planning and Zoning Commission recommended the approval as well. Applicant addressed Council that the pool will be 5,000 square feet and the remaining 5,000 square feet will be a future gymnastics school for children ages two (2) to nine (9) years of age.

COUNCIL ACTION (7.D.):

APPROVED

Mayor Pro Tem Bradley moved to approve the application of property owner and applicant, Sri Muralidharan Holdings, LLC; Meyyappan Arunachalam, requesting approval of a site plan, building elevations, landscape plan, and construction plat for Fort Child Activity Center on property located on 1.19 acres on Betsy Lane, west of Murphy Rd. Councilmember Fincancon or Deputy Mayor Pro Tem Siddiqui seconded the motion. For: Unanimous. The motion carried by a vote of 7-0.

- E. Consider and/or act on the application of property owner and applicant, Three Murphy Retail, requesting approval of a site plan, landscape plan, building elevations and construction plat for Murphy Village Phase 3 on property zoned Retail located adjacent to W. FM544 to build a 36,855 square foot building to be leased to multi-use tenants.

Interim Director for Economic and Community Development Kelly Carpenter addressed Council that a site plan, building elevations, landscape plans and construction plat all meet the requirements of the code of ordinances. Easement approval will be required to be secured prior to the Pre-Construction meeting being scheduled. The Planning & Zoning Commission did approve this item, with the following improvements added: in regards to west facing elevation of the building to include a variety of building materials: stone, brick and glass and ensure that a gate is installed to the dumpster enclosure. Council inquired what happens if applicant is unable to secure the easement approval.

Applicant, Randy Thompson with Stonewood Investments addressed Council on the question if the easement is not approved by the property owner. If the property owner does not approve the easement, then the project would be a redesign. Currently, the ground floor will be store front retail and the second (2nd) floor will be office space.

COUNCIL ACTION (7.E.):

APPROVED

Mayor Pro Tem Bradley moved to approve the application of property owner and applicant, Three Murphy Retail, requesting approval of a site plan, landscape plat, building elevations and construction plat for Murphy Village Phase 3 on property zoned Retail located adjacent to W. FM544 to build a 36,855 square foot building to be leased to multi-use tenants. Councilmember Berthiaume seconded the motion. For: Unanimous. The motion carried by a vote of 7-0.

- F. Consider and/or act upon approval of Ordinance Number 16-08-1014 ordering a Special Election to be held on November 8, 2016 to amend the City Charter.

Mayor offered some background about the need for updating the City Charter and the need to take the amendments to the citizens for their approval.

COUNCIL ACTION (7.F.):

APPROVED

Mayor Pro Tem Bradley moved to approve Ordinance 16-08-1014 ordering a Special Election to be held on November 8, 2016 to amend the City Charter. Deputy Mayor Pro Tem Siddiqui seconded the motion. For: Unanimous. The motion carried by a vote of 7-0.

- G. Consider and/or act upon approval of Ordinance Number 16-08-1015 to approve, repeal, rename and/or add various sections to Chapter 4, entitled "Animal Control", and Appendix A – Fee Schedule in the Code of Ordinances of the City of Murphy, Texas.

Chief Cotten inquired if Staff was able to address Council's questions or issues at hand and if additional questions needed resolution. Council and Staff discussed more in depth the following three (3) items: leash length, invisible fence and the number of animals. Council agreed that leash length will be amended to fifteen (15) feet, invisible fence will not be the primary fence and number of animals will be limited to a number of four (4) of one species.

PUBLIC COMMENTS

Laurel Clement, resident addressed Council with two other facets of the Animal Control ordinance. The litter of puppies is a concern as she does not want the city to create a puppy mill situation. Second item is the fostering of animals in a home, currently the city ordinance does not specify the fostering of animals that are owned by a 501(c)(3) organization and she would like to see that change.

Don Kiertscher, resident expressed concerns to Council regarding the number of animals and invisible fence. If all animal owners were conscientious of their animals, there would be no issues but unfortunately that is not always the case. There has to be some rules and four (4) dogs are more than enough. No invisible fence as the primary fence.

COUNCIL ACTION (7.G.):

APPROVED

Mayor Pro Tem Bradley moved to approve ordinance 16-08-1015 to approve, repeal, rename and/or add various sections to Chapter 4, entitled "Animal Control, and Appendix A – fee schedule in the Code of Ordinances of the City of Murphy, Texas with the following changes: 1) Section 4.01.001 change "Running-at-Large, run-at-large, or at large" *at large off premises* any dog which is not restrained by means of a leash or chain of not more than six (6) feet in length and such leash or chain is of sufficient strength to control the actions of such animal while off premises change from six (6) feet to fifteen (15) feet. 2) Section 4.01.004 (b) change it shall be unlawful of any person to keep within the city, in any residential district, more than four (4) adult domesticated animals of the same species on a residential lot (dogs, cats, or ferrets). The residence shall be permitted to keep one (1) litter only at any given time. 3) 4.01.007 (f) it shall be unlawful for any person to utilize an invisible fence, wireless containment device or other similar device to restrain an animal as the primary means. Councilmember Berthiaume seconded the motion. For: Mayor Barna, Mayor Pro Tem Bradley, Deputy Mayor Pro Tem Siddiqui, Councilmember Berthiaume, Councilmember Fincancon, Councilmember Reilly. Against: Councilmember Spraggins. The motion carried by a vote of 6-1.

Council requests that Staff present language to Foster animals at a future meeting. Discussion regarding possible temporary registration for fostered animals.

H. Update regarding Timbers Nature Preserve.

Parks Superintendent Matt Foster presented to Council a brief overview on the Timbers Nature Preserve, to include the timeline schedule, factors contributing to delays, current status of the project currently in the warranty phase and the next steps. Staff shared with Council before and after photographs of the condition of the trails and infield areas.

COUNCIL ACTION (7.H.):

NO ACTION (DISCUSSION ONLY)

8. CITY MANAGER / STAFF REPORTS

A. Radio Systems

Seven (7) police vehicles still need radios to be installed, they should be installed by Thursday. Next phase of the project is the relocation of dispatch to a temporary room (old briefing room), installed temporary power and moving all of the equipment so COG can move the 911 lines to ensure that there will be no interruption of service. Tear down of dispatch will begin September 1st, 2016 with reconstruction to be completed in about three (3) weeks. Once completed, all equipment and furniture that have been built will be moved back to the newly reconstructed dispatch room.

B. Food Truck Court

All the concrete work is complete, now is the clean-up of the area and revegetation. Lamp posts are ordered. The Project to be completed by Maize Days.

- C. Sidewalk Rehabilitation Program
Glen Ridge is complete and the crews are moving this week with a lot of work to do in the Timbers but it will be dependent on the weather.

- D. South Maxwell Creek Sewer Line
The contractor has made great progress, they laid about 1,000 feet last week or so and two (2) manholes. North of FM 544, left to bore (under Racetrac driveway and across at North Maxwell Road). Remediation to clean-up damages is in progress for the residents that were impacted by the flooding. The contractor has not presented an amended schedule, originally had early October as completion date but could go beyond the November timeframe.

- E. North Murphy Road
Received \$62,000 reimbursement from TxDOT and have met with all of the HOA's.

- F. Betsy Lane
Finishing up punch list items, working with contractor to install two fences on the south side. Also meeting with the Ranch HOA to discuss their punch list items.

- G. Safe Routes to School
Relocation of the crosswalk buttons. The Monuments are at a standstill, no one is happy with the capping, and the lettering and plaques have been ordered.

- H. Regulatory Update
 1. Agreed Order put forth before the Texas Commission on Environmental Quality, signed August 24, 2016 once signed the clock begins at that time. Three (3) items on the agreed order to be completed: submit plans, reporting and ready to be submitted, and training. Check payment is ready for distribution in the amount of six thousand six hundred dollars (\$6,600) for the Supplement Environment Project (SEP) in regards to the monitoring of ground water levels which is statewide with a preference for Collin County.

 2. SSO (Sanitary Sewer Overflow Initiative) invited by the Texas Commission on Environmental Quality and required to have plan in place by August 19, 2016. It was submitted by certified mail. The Initiative Plan was received at the Texas Commission Environmental Quality. The City is awaiting for approval from the Texas Commission Environmental Quality that will include a five (5) year multi-level plan. In year one (1) the city has already spent \$92,000 in various engineering monitoring and preliminary work. Monies for the initiative do increase in subsequent years. If the city does not participate in this initiative, the city would incur fines for future overflow issues.

 3. Last year, the city was put on notice with the Texas Commission Environmental Quality in regards to late reporting for lead and copper monitoring, the last two samples were sent to the lab today. As soon as the final two reports are received by Texas Commission

Environmental Quality, all requirements will be met and the City will be in compliance by end of September 2016.

9. EXECUTIVE SESSION

In accordance with Texas Government Code, Chapter 551, Subchapter D, the City Council recessed into Executive Session (closed meeting) at 8:19pm to discuss the following:

- A. § 551.071 Consultation with City’s 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 the Texas Open Meetings Act regarding construction of North Murphy Road.
- B. § 551.072 Deliberation regarding the purchase, exchange, lease, or value of real property.
- C. § 551.074 Deliberation regarding the appointment, evaluation, reassignment, duties, discipline or dismissal of the Municipal Judge.

10. RECONVENE INTO REGULAR SESSION

The City Council reconvened into Regular Session at 9:06 pm, pursuant to the provisions of Chapter 551, Subchapter D, Texas Government Code, to take any action necessary regarding:

- A. § 551.071 Consultation with City’s 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 the Texas Open Meetings Act regarding construction of North Murphy Road.
- B. § 551.072 Deliberation regarding the purchase, exchange, lease, or value of real property.
- C. § 551.074 Deliberation regarding the appointment, evaluation, reassignment, duties, discipline or dismissal of the Municipal Judge.
- D. Take Action on any Executive Session Items.

COUNCIL ACTION (9.A – 9.C.):

NO ACTION

E. ADJOURNMENT

With no further business, the Council meeting adjourned at 9:07 pm.

APPROVED BY:

Eric Barna, Mayor

ATTEST:

Susie Quinn, City Secretary

**City Council Meeting
September 6, 2016**

Issue

Consider and/or act upon approval of Resolution Number 16-R-839 authorizing continued participation with the Atmos Cities Steering Committee; and authorizing the payment of two and a half cents (\$0.025) per capita to the Atmos Cities Steering Committee to fund regulatory and related activities related to Atmos Energy Corporation.

Staff Resource/Department

Steven Ventura, Interim Finance Director

Summary

The City of Murphy, Texas is a member of a 168-member city coalition known as the Atmos Cities Steering Committee (ACSC). The resolution approves the assessment of two and a half cents (\$0.025) per capita fee to fund the activities of the ACSC for 2016.

Background/History

Most municipalities have retained original jurisdiction over gas utility rates and services within municipal limits. The Atmos Cities Steering Committee ("ACSC") is composed of municipalities in the service area of Atmos Energy Corporation, Mid-Tex Division regardless of whether original jurisdiction has been retained. Atmos is a monopoly provider of natural gas. Because Atmos has no competitors, regulation of the rates that it charges its customers is the only way that cities can ensure that natural gas rates are fair. Working as a coalition to review the rates charged by Atmos allows cities to accomplish more collectively than each city could do acting alone. Cities have more than 100 years' experience in regulating natural gas rates in Texas.

ACSC is the largest coalition of cities served by Atmos Mid-Tex. There are 168 ACSC member cities, which represent more than 60 percent of the total load served by Atmos-Mid Tex. ACSC protects the authority of municipalities over the monopoly natural gas provider and defends the interests of residential and small commercial customers within the cities. Although many of the activities undertaken by ACSC are connected to rate cases (and therefore expenses are reimbursed by the utility), ACSC also undertakes additional activities on behalf of municipalities for which it needs funding support from its members.

The ACSC Membership Assessment Supports Important Activities:

ACSC is actively involved in rate cases, appeals, rulemakings, and legislative efforts impacting the rates charged by Atmos within the City. These activities will continue throughout the calendar year. It is possible that additional efforts will be necessary on new issues that arise during the year, and it is important that ACSC be able to fund its participation on behalf of its member cities. A per capita assessment has historically been used, and is a fair method for the members to bear the burdens associated with the benefits received from that membership.

Explanation of Resolution Paragraphs:

- I. This paragraph authorizes the continuation of the City's membership in ACSC.
- II. This paragraph authorizes payment of the City's assessment to the ACSC in the amount of two and a half cents (\$0.025) per capita.
- III. This paragraph requires notification that the City has adopted the Resolution.

Financial Considerations

The City's 2016 membership assessment is two and a half cents (\$0.025) per capita of 20,230 which equates to \$505.75.

Staff Recommendation

Approval of the resolution as presented

Attachments

- 1) Resolution for 2016 Assessment
- 2) Memo regarding 2016 Renewal Assessment
- 3) 2016 Members
- 4) 2015 ACSC Year In Review

RESOLUTION NO. 16-R-839**A RESOLUTION AUTHORIZING CONTINUED PARTICIPATION WITH THE ATMOS CITIES STEERING COMMITTEE; AND AUTHORIZING THE PAYMENT OF TWO AND A HALF CENTS PER CAPITA TO THE ATMOS CITIES STEERING COMMITTEE TO FUND REGULATORY AND RELATED ACTIVITIES RELATED TO ATMOS ENERGY CORPORATION**

WHEREAS, the City of Murphy is a regulatory authority under the Gas Utility Regulatory Act (GURA) and has exclusive original jurisdiction over the rates and services of Atmos Energy Corporation, Mid-Tex Division (Atmos) within the municipal boundaries of the city; and

WHEREAS, the Atmos Cities Steering Committee (ACSC) has historically intervened in Atmos rate proceedings and gas utility related rulemakings to protect the interests of municipalities and gas customers residing within municipal boundaries; and

WHEREAS, ACSC is participating in Railroad Commission dockets and projects, as well as court proceedings and legislative activities, affecting gas utility rates; and

WHEREAS, the City is a member of ACSC; and

WHEREAS, in order for ACSC to continue its participation in these activities which affects the provision of gas utility service and the rates to be charged, it must assess its members for such costs; **NOW THEREFORE,**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MURPHY, TEXAS:

Section I.

That the City is authorized to continue its membership with the Atmos Cities Steering Committee to protect the interests of the City of Murphy and protect the interests of the customers of Atmos Energy Corporation, Mid-Tex Division residing and conducting business within the City limits.

Section II.

The City is further authorized to pay its 2016 assessment to the ACSC in the amount of two and a half cents (\$0.025) per capita.

Section III.

A copy of this Resolution and approved assessment fee payable to “*Atmos Cities Steering Committee*” shall be sent to:

Brandi Stigler
Atmos Cities Steering Committee
c/o Arlington City Attorney’s Office, Mail Stop 63-0300
101 S. Mesquite St., Suite 300
Arlington, Texas 76010

PRESENTED AND PASSED on this the 6th day of September, 2016, by a vote of ___ ayes and ___ nays at a regular meeting of the City Council of the City of Murphy, Texas.

Signature
Eric Barna, Mayor

ATTEST:

Signature
Susie Quinn, City Secretary

APPROVED AS TO FORM:

BY _____
Signature
Andy Messer, City Attorney

MEMORANDUM

TO: Atmos Cities Steering Committee

FROM: Jennifer Richie and Odis Dolton, Co-Chairs, Atmos Cities Steering Committee

DATE: May 6, 2016

RE: **Action Needed - 2016 Atmos Cities Steering Committee Membership Assessment Invoice**

On March 10, 2016, the Atmos Cities Steering Committee (“ACSC”) held a quarterly meeting with representatives from Atmos Energy. During the meeting, the group held a discussion of upcoming natural gas issues and approved the assessment for ACSC membership. Using the population-based assessment protocol previously adopted by ACSC, the assessment for 2016 is a per capita fee of \$0.025.

This assessment is ½ of the historical assessment adopted by ACSC. At the March 10, 2016 meeting, it was decided that ACSC’s current account balance and anticipated activities throughout the coming year warranted a reduction for this year. Each city should consider making its Budget officer and/or Council aware that in future years, the assessment may return to \$0.05.

ACSC protects the authority of municipalities over the monopoly natural gas provider and defends the interests of the residential and small commercial customers within the cities. Cities are the only consumer advocates that work to keep natural gas rates reasonable. The work undertaken by ACSC has saved ratepayers millions of dollars in unreasonable charges. In order to continue to be an effective voice at the Railroad Commission, at the Legislature, and in the courts, ACSC must have your support. Please take action to pay the membership assessment as soon as possible. Payment of the membership assessment fee shall be deemed to be in agreement with the terms of the ACSC participation agreement.

Although ACSC does not require that your city take action by resolution to approve the assessment, some members have requested a model resolution authorizing payment of the 2016 membership assessment. To assist you in the assessment process, we have provided the following documents for your use:

- ACSC 2015 Year in Review
- Model resolution approving the 2016 assessment (optional, provided for those cities that have requested a resolution to authorize payment)
- Model staff report supporting the resolution
- List of Atmos Cities Steering Committee members
- 2016 Assessment invoice
- 2015 Assessment invoice and statement (only included if not yet paid)
- Blank member contact form to update the distribution lists

Please forward the membership assessment fee and, if applicable, the signed resolution to Brandi Stigler, Atmos Cities Steering Committee, c/o City Attorney’s Office, Mail Stop 63-0300, 101 S. Mesquite St., Suite 300, Arlington, Texas 76010. Checks should be made payable to: *Atmos Cities Steering Committee*.

If you have any questions, please contact ACSC Co-Chairmen Jennifer Richie (254/750-5688), or Odis Dolton (325/676-6496). ACSC’s counsel, Geoffrey Gay (ggay@lglawfirm.com) and Thomas Brocato (tbrocato@lglawfirm.com) at 512/322-5857 are also available to assist you.

ACSC Cities (168 Total)

Abilene	Fairview	Oak Leaf
Addison	Farmers Branch	Ovilla
Allen	Farmersville	Palestine
Alvarado	Fate	Pantego
Angus	Flower Mound	Paris
Anna	Forest Hill	Parker
Argyle	Fort Worth	Pecan Hill
Arlington	Frisco	Petrolia
Aubrey	Frost	Plano
Azle	Gainesville	Ponder
Bedford	Garland	Pottsboro
Bellmead	Garrett	Prosper
Benbrook	Grand Prairie	Quitman
Beverly Hills	Grapevine	Red Oak
Blossom	Groesbeck	Reno (Parker County)
Blue Ridge	Haltom City	Rhome
Bowie	Harker Heights	Richardson
Boyd	Haskell	Richland
Bridgeport	Haslet	Richland Hills
Brownwood	Hewitt	River Oaks
Buffalo	Highland Park	Roanoke
Burkburnett	Highland Village	Robinson
Burleson	Honey Grove	Rockwall
Caddo Mills	Hurst	Roscoe
Canton	Hutto	Rowlett
Carrollton	Iowa Park	Royse City
Cedar Hill	Irving	Sachse
Celeste	Justin	Saginaw
Celina	Kaufman	Sansom Park
Centerville	Keene	Seagoville
Cisco	Keller	Sherman
Clarksville	Kemp	Snyder
Cleburne	Kennedale	Southlake
Clyde	Kerens	Springtown
College Station	Kerrville	Stamford
Colleyville	Killeen	Stephenville
Colorado City	Krum	Sulphur Springs
Comanche	Lakeside	Sweetwater
Commerce	Lake Worth	Temple
Coolidge	Lancaster	Terrell
Coppell	Lewisville	The Colony
Copperas Cove	Lincoln Park	Trophy Club
Corinth	Little Elm	Tyler
Corral City	Lorena	University Park
Crandall	Madisonville	Venus
Crowley	Malakoff	Vernon
Dalworthington Gardens	Mansfield	Waco
Denison	McKinney	Watauga
DeSoto	Melissa	Waxahachie
Duncanville	Mesquite	Westlake
Eastland	Midlothian	Westover Hills
Edgecliff Village	Murphy	Whitesboro
Emory	Newark	White Settlement
Ennis	Nocona	Wichita Falls
Eules	North Richland Hills	Woodway
Everman	Northlake	Wylie



2015 Year in Review

84th Regular Legislative Session



Texas' 84th Regular Legislative Session was a major event for Atmos Cities Steering Committee ("ACSC") in 2015. From January through June, ACSC representatives played a large role at the Capitol advocating for consumers on utility issues, which as usual, received significant attention from lobbyists and legislators. Approximately 120 utility-related bills were filed this session and ACSC was active on many of them. Like most sessions, there were disappointments and accomplishments, but overall, ACSC is pleased no major utility legislation negatively impacting cities' interests was adopted. This is particularly satisfying given the attacks on municipalities raised in other areas throughout the session.

Despite favorable hearings and committee approval, the powerful utility lobby ultimately prevented one of ACSC's bills from passing, Rep. Jim Keffer's (R – Eastland) Railroad Commission ("RRC") system-wide bill (HB 3749). This bill would have helped preserve the

ability of cities to protect their citizens' interests in gas utility cases by requiring reasonable rate case expenses to be collected equally from all the utility's customers irrespective of their geographical location. It was supported by consumer and city groups, but failed to emerge from the Texas House.

ACSC also actively opposed and successfully prevented some legislation from adoption. House Resolution 3425, would have delayed for several years an intensive review of the RRC, which is the state agency that oversees gas utility rates. The resolution emerged unexpectedly during the waning days of the session, passed in the Senate, but then died in the House. Its death came as good news to several lawmakers, consumer groups and city coalitions – each of whom have called for agency reform. This last-minute resolution would have delayed the Sunset review of the Commission for another eight years.

ACSC is now beginning work for the 2017 legislative session. During the interim, ACSC representatives will continue to meet with legislators and legislative staff to educate them on utility issues, provide information and recommendations to the Sunset Advisory Commission for its RRC review and engage with stakeholders to identify additional needs.

Atmos Rate Review Mechanisms

Last year, ACSC settled Atmos Energy MidTex Division's two most recent Rate Review Mechanism ("RRM") cases. The Proposal for Decision in the 2014 Atmos Energy Corporation MidTex Division RRM case was issued on April 29, 2015 over a year after the initial filing. While the 2014 RRM was still pending, Atmos filed its 2015 RRM in February 2015. After the 2014 decision was issued, and considering the 2015 RRM filing, the ACSC Executive Committee approved a settlement agreement resolving the 2014 and 2015 RRM cases together. The 2015 RRM filing saved cities about \$15 million over a Gas Reliability Infrastructure filing. The new rates were effective June 1. Atmos Energy MidTex Division will file its 2016 RRM by March 1, 2016 which ACSC will also participate in.

Atmos Energy West Texas Division filed an RRM on December 1, 2015, to increase rates by 4.72% with gas cost. The proposed effective date for the new rates is March 15, 2016.



RRC Sunset Review Begins

The Railroad Commission's review by the Texas Sunset Commission for the 2017 legislative session began in 2015. The RRC submitted its self-evaluation report detailing the agency's function, organization, and programs along with an internal audit report in September. The Sunset Commission then sought information from stakeholders on how the RRC can be improved through a public questionnaire on its website. City advocates recommended renaming the RRC to more accurately reflect its mission and transferring gas utility ratemaking authority to the PUC. City advocates also suggested gas utility cases be adjudicated by the State Office of Administrative Hearings and that the RRC allocate rate case expenses on a system-wide basis. The Sunset Advisory Commission will issue a report in late April regarding information collected from stakeholders and the Sunset Commission's recommendations to improve the agency.



2016 Officers

At the December meeting, ACSC members approved the budget and elected the following officers for 2016:

Co-chairs—Odis Dolton (Abilene) & Jennifer Richie (Waco)

Vice-Chair and Secretary—Joel Welch (Ennis)

Treasurer—David Barber (Arlington)

2016 ACSC Meetings

March 10

May 12

August 11

December 8

Questions?

For questions or concerns regarding any ACSC matter or communication, please contact the following representatives, who will be happy to provide assistance:

Geoffrey Gay
 512-322-5875
 ggay@lglawfirm.com

Thomas Brocato
 512-322-5857
 tbrocato@lglawfirm.com



Lloyd Gosselink Rochelle and Townsend, P.C.

816 Congress Avenue Suite 1900

Austin, Texas 78701

September 6, 2016 Agenda Packet Page 24 of 155

City Council Meeting
September 6, 2016

Issue

Consider and/or act upon approval of Resolution No. 16-R-840 authorizing signature authority to sign and endorse checks and drafts of the City of Murphy bank accounts.

Staff Resource/Department

Steven Ventura, Interim Finance Director

Background/History

As City staff and elected officers change, this resolution must be updated with current signatures. This resolution will add Michael Castro, City Manager and remove Bill Shipp, Interim City Manager as authorized signatures on the City of Murphy bank accounts. Current staff authorized signatures include Steven Ventura, Interim Finance Director, Susie Quinn, City Secretary. City Council authorized signatures include Eric Barna, Mayor, Scott Bradley, Mayor Pro Tem and Owais Siddiqui, Deputy Mayor Pro Tem. The City requires two signatures on all checks. Checks are signed by staff; however, if two staff members are not available, the Mayor, Mayor Pro Tem or Deputy Mayor Pro Tem may be asked to sign checks.

Financial Considerations

N/A

Action Requested

Approval of Resolution No. 16-R-840 authorizing signature authority to sign and endorse checks and drafts of the City of Murphy bank accounts.

Attachments

1) Resolution

RESOLUTION NO. 16-R-840

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MURPHY, TEXAS, AUTHORIZING CERTAIN OFFICERS OF THE CITY TO SIGN AND ENDORSE CHECKS AND DRAFTS OF THE CITY OF MURPHY BANK ACCOUNTS; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MURPHY:

Section 1. That any two (2) or more of the following officers of the City shall be authorized to endorse and cash checks, drafts and similar documents on behalf of the City of Murphy in connection with any bank account of the City of Murphy:

<u>NAME OF SIGNING OFFICER</u>	<u>TITLE OF SIGNING OFFICER</u>
<u>Eric Barna</u>	<u>Mayor</u>
<u>Michael Castro</u>	<u>City Manager</u>
<u>Steven Ventura</u>	<u>Interim Finance Director</u>
<u>Susie Quinn</u>	<u>City Secretary</u>
<u>Scott Bradley</u>	<u>Mayor Pro Tem</u>
<u>Owais Siddiqui</u>	<u>Deputy Mayor Pro Tem</u>

Section 2. That any two (2) or more of the signing officers referenced in Section 1 hereof are authorized to receive statements and canceled vouchers of the City of Murphy and to appoint an agent or agents to do the same; furthermore, such officers are authorized to stop payment of checks of the City of Murphy, to revoke stop payment orders, and to open or close banking accounts.

Section 3. That the bank which is now depository for city funds is hereby authorized to honor or accept all drafts, checks and similar documents executed or endorsed on behalf of the City of Murphy in the manner provided in Section 1 hereof for the credit of or in payment of any obligations of or by the payee or any other holder.

Section 4. That a certified copy of this Resolution shall be complete and full evidence of the enactment of this Resolution and of the authority of the respective officers herein named, and said authority shall remain in full force until written notice of revocation thereof shall be received by the bank or a certified copy of a Resolution designating different officers is received by the bank.

Section 5. That any and all resolution, ordinances or other orders of the City Council of the City of Murphy which may be in conflict herewith or any provisions thereof are hereby repealed to the extent of such inconsistency.

Section 6. This resolution shall become effective immediately upon approval.

DULY RESOLVED by the City Council of the City of Murphy, Collin County, Texas, on this the 6th day of September, 2016.

Eric Barna, Mayor
City of Murphy

ATTEST:

Susie Quinn, City Secretary
City of Murphy

**City Council Meeting
September 6, 2016**

Issue

Hold a public hearing on the proposed fiscal year 2016-2017 budget for the City of Murphy.

Staff Resource/Department

Bill Shipp – Interim City Manager

Steven Ventura – Interim Finance Director

Background

Public Hearings on the 2016-2017 budgets are scheduled for Tuesday, September 6, 2016 and Tuesday, September 13, 2016 at 6:00 PM in the Council Chambers at 206 North Murphy Road, Murphy, Texas.

Pursuant to Texas Local Government Code 102.006 and City Charter Section 7.05, the City Council has set dates for the Public Hearing on the municipal budget to be Tuesday, September 6, 2016 at 6:00 PM and a second Public Hearing on Tuesday, September 13, 2016 at 6:00 PM. The date set must be at least 15 days after the date the proposed budget is filed with the City Secretary and before the date the City makes its tax levy. The proposed budget was filed with City Secretary on August 9, 2016. The proposed 2016-2017 budget is available for review on the city's website.

The City Council is required to provide notice of the date, time and location of the public hearing pursuant to Texas Local Government Code 102.0065.

Financial Consideration

See the fiscal year 2016-2017 budgets provided to City Council on August 9th. The budget is also available on the City's website.

This budget will raise more total property taxes than last year's budget by \$593,517, or 5.8%, and of that amount \$131,968 is tax revenue to be raised from new property added to the roll this year.

Please announce after the Public Hearing:

The vote on the proposed fiscal year 2016-2017 budget will take place on Tuesday, September 20, 2016 at 6:00 PM in the City Council Chambers at Murphy City Hall, 206 North Murphy Road, Murphy, Texas.

Attachments

- 1) Staff Note
- 2) Notice of Public Hearing on Proposed Budget
- 3) Fiscal Year 2016-2017 Budget – previously provided and available online

STAFF NOTE

You will be presented with additional updated pages to the proposed budget at the September 6, 2016 Council meeting. This is necessary due to a staff error which accidentally omitted four (4) positions from the proposed budget that was submitted to Council at the August 9, 2016 Council meeting. The positions – two (2) firefighters and two (2) groundskeepers – were vacant and inadvertently not included in the budget.

The bottom line result to the General Fund is that we go from an \$88K Surplus to a \$97K Deficit.

While the errors are regrettable, the impact can be absorbed during Budget Execution.

NOTICE OF PUBLIC HEARING
CITY OF MURPHY
PROPOSED OPERATING BUDGET FISCAL YEAR 2016-2017

Agenda Item 7A

The City of Murphy will conduct a Public Hearing on the Proposed Operating Budget for the fiscal year 2016-2017 on Tuesday, September 6, 2016 at 6:00 p.m. and on Tuesday, September 13, 2016 at 6:00 p.m. at the Murphy Municipal Complex, City Council Chambers, 206 North Murphy Road, Murphy, Texas 75094.

This budget will raise more total property taxes than last year's budget by \$593,517 or 5.8%, and of that amount \$131,968 is tax revenue to be raised from new property added to the roll this year.

You have a right to attend the Public Hearing and make comments. A copy of the proposed budget is on file with the City Secretary's Office located at 206 North Murphy Road, Murphy, Texas 75094. It is also available on the City's website at www.murphytx.org.

Dated this 16th day of August, 2016.

Steven Ventura
Interim Finance Director
City of Murphy, Texas

Attachment 3

The 2016-2017 Proposed Budget is available at this link:
<http://www.murphytx.org/DocumentCenter/View/2717>

**City Council Meeting
September 6, 2016**

Issue

Hold a public hearing on the proposed tax rate of \$0.5100 per \$100 valuation for City Budget Year of October 1, 2016 through September 30, 2017.

Staff Resource/Department

Bill Shipp – Interim City Manager

Steven Ventura – Interim Finance Director

Background

Public Hearings on the 2016-2017 budgets are scheduled for Tuesday, September 6, 2016 and Tuesday, September 13, 2016 at 6:00 PM in the Council Chambers at 206 North Murphy Road, Murphy, Texas.

The City Council voted to propose a tax rate of \$0.5100 per \$100 valuation for the 2016 tax year and the city's budget year of October 1, 2016 through September 30, 2017. The proposed Maintenance and Operations (M&O) rate is \$0.327749, a decrease of \$0.005472 and the debt service rate is \$0.182251 a decrease of \$0.014528 for a total tax rate of \$0.5100 per \$100 valuation, a two cent decrease from the FY 2016 tax rate.

Financial Considerations

The City is proposing a Maintenance and Operations (M&O) tax rate of \$0.327749 per \$100 valuation. The M&O tax rate funds a large portion of the City's operations, including Parks, Public Safety and Public Works. The second portion of the tax rate is for debt service, which provides funding for the current portion of the long-term debt. This year the debt service tax rate is set at \$0.182251, per \$100 valuation, a decrease from last year's tax rate.

Please Announce after the Public Hearing:

The vote on the proposed tax rate will take place on Tuesday, September 20, 2016 at 6:00 PM in the City Council Chambers at Murphy City Hall, 206 North Murphy Road, Murphy, Texas.

Attachments

- 1) Notice of Public Hearing on Tax Increase

NOTICE OF 2016 TAX YEAR PROPOSED PROPERTY TAX RATE FOR CITY OF MURPHY

A tax rate of \$0.510000 per \$100 valuation has been proposed for adoption by the governing body of City of Murphy. This rate exceeds the lower of the effective or rollback tax rate, and state law requires that two public hearings be held by the governing body before adopting the proposed tax rate.

The governing body of City of Murphy proposes to use revenue attributable to the tax rate increase for the purpose of increase in personnel costs; increases in health and property insurance rate costs; and increase in contractual service costs.

PROPOSED TAX RATE	\$0.510000 per \$100
PRECEDING YEAR'S TAX RATE	\$0.530000 per \$100
EFFECTIVE TAX RATE	\$0.484776 per \$100
ROLLBACK TAX RATE	\$0.511399 per \$100

The effective tax rate is the total tax rate needed to raise the same amount of property tax revenue for City of Murphy from the same properties in both the 2015 tax year and the 2016 tax year.

The rollback tax rate is the highest tax rate that City of Murphy may adopt before voters are entitled to petition for an election to limit the rate that may be approved to the rollback rate.

YOUR TAXES OWED UNDER ANY OF THE ABOVE RATES CAN BE CALCULATED AS FOLLOWS:

$$\text{property tax amount} = (\text{rate}) \times (\text{taxable value of your property}) / 100$$

For assistance or detailed information about tax calculations, please contact:

Kenneth L. Maun
Tax Assessor-Collector
2300 Bloomdale Road
McKinney, TX 75071
972-547-5020
kmaun@collincountytx.gov
www.murphytx.org

You are urged to attend and express your views at the following public hearings on the proposed tax rate:

First Hearing: September 6, 2016 at 6:00 pm at the City of Murphy City Hall, 206 N. Murphy Road, Murphy, TX 75094.

Second Hearing: September 13, 2016 at 6:00 pm at the City of Murphy City Hall, 206 N. Murphy Road, Murphy, TX 75094.

City Council
September 6, 2016

Issue

Consider and/or act on the Community Grant Application from the Moms of Murphy organization as approved by MCDC.

Summary

High School students who live in Murphy, generally attend either Plano East or Wylie High, depending on which school district they live in. Until now the two schools have not played a football game against each other. Their first game together will be on Friday, September 23rd at Kimbrough Stadium, in Murphy. The Moms of Murphy want to take this unique opportunity for Murphy public school students to have a friendly competition. The Moms of Murphy organization wants to create an annual event to celebrate this called "The Murphy Community Classic" supporting Murphy residents and each high school at the same time.

Local restaurants will have the opportunity for more business, local Murphy businesses will be used for newspaper advertising and printing materials, and other businesses and services will be utilized for other purchases.

Financial Consideration

The Moms of Murphy organization is requesting \$2,369.06 for the purchase of event supplies including a traveling trophy, advertising, and food related items, as outlined in the attached budget overview that is included in the grant application.

The grant application was approved by the Murphy Community Development Corporation (4B) board on August 15, 2016 as presented, with the change of not to exceed \$2500.

Action Requested

Approve the application of the Moms of Murphy for consideration of Community Grant fund award.

Attachments

- 1) MCDC Community Grant Application



Murphy Community Development Corporation
Community Enhancement Grant Program
Application - 2016

Community Development • City of Murphy Texas
206 North Murphy Road, Murphy, Texas 75094
972-468-4014 • www.murphytx.org

Note: Please clearly identify any information you deem to be confidential or proprietary. The City will attempt to protect any information marked confidential or proprietary and will notify the applicant of any requests for disclosure.

Applicant Information

Applicant Full Name: Colleen Halbert
Applicant Organization Name: Moms of Murphy
Company's Representative(s): Colleen Halbert
Mailing Address: 408 Laurel Hill Ln
Phone Number: 214 850 6896 Cell: same
Email Address: Colleen-Halbert@hotmail.com
Website: —

Project Information

Project Address/
Location: Kimbrough Stadium
Please describe the proposed project and goals in detail (attach additional pages as necessary):
Please see attached.

Has any of the above mentioned work begun? Yes No
Will project need to be funded to start? Yes No

Please detail the estimated project costs as well as any additional funding sources. Attach any written estimates or other applicable documentation. Include details such as local involvement, volunteers, etc., and how this project impacts and enhances the City of Murphy community while continuing to develop a vibrant economic base. (Attach additional pages as necessary). Also, include project budget including total project cost as well as identifying any additional funding sources and/or in kind resources:

Application and Review Process

Note: **Once the submittal is complete**, it will be scheduled for consideration by the MCDC Board, including a brief project presentation by the applicant and if approved, it will then be scheduled for City Council final consideration.

By my signature, I certify that all information submitted on this application is true and correct. I also certify that I have reviewed the eligibility requirements and that the project described above meets those requirements. I further certify that I have reviewed the application and review process and agree to comply with its requirements.

Colleen Hobart

Applicant Signature

8/8/14

Date

Grant Payment

A one-time grant payment may be made to applicant to commence project or payments will be made to applicant based on receipts, construction costs or other applicable documentation at the discretion of the Director of Community Development, MCDC or City Council. A *Community Enhancement Grant* purchase (or project number) order will be issued if payments are to be disbursed and a log will be kept in file to track all expenses with copies of all said receipts.

The applicant also understands that if project is selected, photographs along with a short blog regarding said project will be presented to MCDC and subsequently posted on the Murphy Community Development Corporation's website.

Colleen Hobart

Applicant Signature

8/8/14

Date

Project Approved: Yes No

Director of Community Development or designee

Date

Community Enhancement Grant Program Number: _____

MURPHY

community classic

Proposed project and goals

On Friday, September 23rd, the Plano East Panthers will host the Wylie Pirates at Kimbrough Stadium in Murphy. This is a unique opportunity for all Murphy public school students to be represented at the same place at the same time –in friendly competition. The Moms of Murphy group would like to create a new tradition tied into this opportunity for our community – The Murphy Community Classic – that would encompass all Murphy residents while supporting both school districts. And also show off our hometown community feeling to visitors from Wylie and Plano.

Estimated costs

A preliminary budget is attached. Costs include:

- A traveling trophy for the winning team to display at their school until the next Murphy Community Classic
- A plaque for city hall displaying the winner of each game
- Posters to advertise the game to be placed in schools and in Murphy businesses
- Advertising in both the Murphy Messenger and Murphy Monitor – two ads each
- Reception for dignitaries from Plano and Wylie ISDs, Murphy City Council and Murphy Community Development Corporation
- T-shirts will also be for sale, with a charge just large enough to cover the expense and any additional costs not covered by the grant. Any leftover funds from t-shirt sales will be contributed to the Murphy Chamber Scholarship Fund that benefits Murphy students from both Plano and Wylie ISDs.

In the event a grant is not approved, priority items are the trophy/plaque and t-shirts.

Local involvement, volunteers

Moms of Murphy Facebook group representing both school districts will be active in spearheading this event, advertising the event through word of mouth, distribution of posters and t-shirt sales.

Local restaurants will be encouraged to use the Murphy Community Classic as an opportunity to attract game attendees for pre-game dinner.

Students, parents and neighbors will be encouraged to attend the game and purchase t-shirts featuring the Murphy Community Classic logo and their school.

MURPHY

community classic

Drill team and cheerleaders will be encouraged to tie ribbons around the community to show each school's spirit ahead of the game – similar to the homecoming ribbons.

Impact and enhancement of City of Murphy Community while continuing to develop a vibrant economic base.

Local Murphy businesses will be used for newspaper advertising and print materials. If at all possible a chamber member will be used for the trophy and plaque. Reception refreshments and paper goods will be purchased from Murphy businesses.

All advertising will include that funds for the event were provided by the Murphy Community Development Corporation Community Enhancement Grant Program.

The Deputy Mayor Pro-Tem worked with City of Murphy recreation staff to include the game in Murphy Maize Days advertising as the game will be held the night before Maize Days.

This event has the support of both Carolyn Moebius, Secretary Plano ISD School Board and Tom Westhara, Vice-President Wylie ISD School Board and their respective school boards. Both are Murphy residents.

We have moms with ties to both radio and television and will work to bring additional positive media coverage to Murphy in the DFW area.

Murphy Community Classic Budget

	Cost	Revenue
T-shirts (300 to start)	\$ 2,379.00	\$ 3,000.00
Posters (75)	\$ 97.50	\$ -
Messenger Ads	\$ 910.80	\$ -
Monitor Ads	\$ 960.76	\$ -
Trophy/plaque	\$ 260.00	\$ -
Reception	\$ 140.00	\$ -
	\$ 2,369.06	\$ -



CHANGE QUANTITIES

TALK TO A REAL PERSON | CHAT WITH A REAL PERSON

CLOSE



YOUR ALL-INCLUSIVE PRICE

\$7.32 each (300 Items)

\$2,196.00 total with 71% Volume Discount

Guaranteed by Monday, Aug. 22nd with FREE 2-Week Delivery



Screen Printing: 3 Color Front, 0 Color Back



Gildan Ultra Cotton T-shirt \$7.32 ea
Color: Maroon
Qty: 150 (M 25, L 50, XL 50, 2XL 25) Cha...



Gildan Ultra Cotton T-shirt \$7.32 ea
Color: Black
Qty: 150 (M 25, L 50, XL 50, 2XL 25) Cha...

TIP See how your order will print! This order qualifies for a free printed sample. We'll call you after your order is placed. Standard delivery only.

Need it Sooner? Upgrade at Checkout:

- Get it by **Monday, Aug. 15th** with **1-Week Rush** - Add 10%
- Get it by end of day **Friday, Aug. 12th** with **3-Day Super Rush** - Add 25%
Order by 2PM ET Tuesday

FREE Shipping to Plano, TX **Change**

Texas Customers: Add 8.25% sales tax.

Buy Now

Save & Continue Designing

Rotate your device to enter:

- [Swap Item](#)
- [Lab Gateway](#)
- [Design Tools](#)
- [CustomInk Color Picker](#)
- [CustomInk Font Picker](#)
- [CustomInk Effect Picker](#)
- [Sponsorship Info](#)
- 2 [Your Items](#)
- [Add Text](#)
- [Add Art](#)
- [Add Names](#)
- [Add Notes](#)

Get Started

What do you want to do first?

- [add text](#)
- [add art](#)
- [change color](#)
(or item)

Need Help?

Contact us for friendly, free help.

Total Quantity: 300

Screen Printing: 3 Colors Front, 0 Colors Back

\$2,196.00 total

[View price summary](#)

- [Rotate](#)
- [Get Help](#)

RE: Poster question - Colleen Halbert

Page 1 of 1

RE: Poster question

info@printchap.com

Mon 8/8/2016 10:02 AM

To: 'Colleen Halbert' <ColsJJ@hotmail.com>

Hi colleen, I would suggest going with 12x18 posters because 11x14 are printed on 12x18 sheets and cost the same. If you go with cardstock, the price is \$1.30 each and for txt paper (60lb txt) its 0.65 each. Let me know..

Sincerely,
PrintChap
[305 E. FM 544 S908](#)
[Murphy](#)
[TX 75094](#)
972.422.8686

From: Colleen Halbert [mailto:ColsJJ@hotmail.com]
Sent: Sunday, August 07, 2016 11:20 PM
To: info@printchap.com
Subject: Poster question

I was wondering if I could get a rough estimate on a poster 11"x14" full color. I'd probably need about 50. Something we could display in store fronts.

Thanks!

Colleen



This email has been checked for viruses by Avast antivirus software.

www.avast.com

advertising rates

RATES EFFECTIVE 1-1-16 THROUGH 6-30-16

Open Rate: \$13.80 per column inch

Price includes both print and on-line ad. Pricing is per issue.

IN PRINT:

The *Murphy Messenger* is direct-mailed **FREE** to 100% of the households in the 75094 zip code on the first and third Thursday of each month. In addition, **FREE** copies are available in racks at several Murphy locations.

Our total distribution is: 6,630 each issue. 6,380 are mailed and 250 are placed in free racks.

ON LINE:

Each issue of the *Murphy Messenger* appears in entirety - including all advertisements - on our website www.murphymessenger.com

The *Murphy Messenger* is the only direct-mailed **FREE** community newspaper serving Murphy, Texas since October 2004.

The *Murphy Messenger* is not affiliated with any other newspaper or newspaper group, nor is it affiliated with the City of Murphy. The *Murphy Messenger* is owned and published by Marcia Ann Jowers, sole proprietor.

The *Murphy Messenger* has been an active member of the Murphy Chamber of Commerce since 2005.

ADVERTISING DEADLINES...

12 noon, 8 days prior to publishing date.

PRE-PAYMENT DISCOUNT...

Any account on a Frequency Agreement may take advantage of an additional **2% discount** if full run is paid for in advance.

FREQUENCY DISCOUNTS...

If an advertiser runs in **8-14 consecutive issues** they are entitled to receive a **5% discount** on any and all advertisements run during that time frame.

If an advertiser runs in **15-28 consecutive issues**, they are entitled to receive a **10% discount** on any and all advertising run during that time frame.

PAYMENT TERMS...

Invoices are e-mailed to advertisers two days prior to the publication date of the second issue of each month for all advertising that was run during the month. Payment is due upon receipt of invoice and is considered late 15 days from the invoice date.

Credit Card payments may be made through our PayPal portal on the *Murphy Messenger* website: www.murphymessenger.com

HOW TO REACH US...

The *Murphy Messenger* receives mail at a post office box at the Murphy UPS Store. Mailing address:

Murphy Messenger
120 E. FM 544 • Suite 72, PMB 136
Murphy, TX 75094

FOR ADVERTISING INQUIRIES:

Sarah Kreck - 214-868-2044
Sarah@murphymessenger.com
Laura Elkazaz - 972-741-2415
Laura@murphymessenger.com

FOR ALL OTHER QUESTIONS:

Owner/Operators
Mikey Ames and Matthew Gomez
info@murphymessenger.com
469-209-1599

Ad Size	Total Inches	Black & White	Full Process Color Ad
Full pg 5col. x 11" 10.168" w x 11" h	55	\$660.00*	*Special rate of \$12 pci includes FREE process color
3/5 pg 3col. x 11" 6.034" w x 11" h	33	\$455.40	Additional Process color + \$140 = Total \$595.40
1/2 pg 5col. x 5.45" 10.168" w x 5.45" h	27.25	\$376.05	Additional Process color + \$130 = Total \$506.05
1/3 pg 3col. x 5.45" 6.034" w x 5.45" h	16.35	\$225.63	Additional Process color + \$120 = Total \$345.63
1/5 pg 2col. x 5.45" 3.967" w x 5.45" h	10.90	\$150.42	Additional Process color + \$80 = Total \$230.42
1/10 pg 2col. x 2.675" 3.967" w x 2.675" h	5.35	\$73.83	Additional Process color + \$40 = Total \$113.83

WEBSITE ADVERTISING

www.murphymessenger.com
Tile ad with link: 180 x 150 pixels
Per Month.....\$ 75.00

PREMIUM POSITIONS

Price includes both print and on-line ad with a link to your website.

Pricing is per issue. Minimum 12 consecutive issues.

Premium Positions are not eligible for frequency discounts. Terms are net.

Back cover: 1/2 page
5 col. (10.168") x 5.45"\$600
Back cover: next to postage
6" wide x 3.5"\$300
Front page banner ad:
2.5" x 1.50"\$130

DIRECTORY ADVERTISING

Frequency Discounts Do Not Apply

Church Directory:
Single 1.09" wide x 2.1"\$15
Double - 3.967" wide x 2.1"\$30

Medical Directory:
includes process color
per issue.....\$70

Restaurant Directory:
per issue\$30

Home Based Business Directory:
runs 1x month\$27

INSERTS

The pricing shown below is the fee charged for inserting your pre-printed and delivered flyers into the *Murphy Messenger*. We will design an insert for you but we do not print inserts. We recommend you use our printer: DFW Printing – Stan Henderson – 214-977-6855.

Please supply 6700 pieces to allow for possible spoilage in the insert machine.

6630 Single Sheet, 8.5" x 11": \$50/1000 \$331.50

Smaller and larger sizes or heavier brochures/newsletters by quote.



Providing Murphy, TX a FREE Community Newspaper since 2004

120 E. FM 544 | Suite 72, PMB 136 | Murphy, TX 75094 |

www.MurphyMessenger.com

Attachment 1
Crown Trophy - Plano

1301 Custer Road, Suite 258
Plano, TX 75075

Estimate

Date	Estimate #
8/8/2016	5786

Name / Address
Colleen Halbert

Ship To
214-850-6896 colleen_halbert@hotmail.com

Customer E-mail	Customer Phone	PO #	Due Date	Terms
colleen_halbert@hotmail.c...	214-850-6896		8/8/2016	

Qty	Item	Description	Rate	Total
1	2426FT	15" Championship Football Trophy	120.00	120.00T
1	Engraving	Engraving Charge for header plate	10.00	10.00T
1	532-1	9in x 13in 12 Plate Perpetual Plaque	75.00	75.00T
1	Logo Set Up	Engraving would be \$8 per name plate Logo	35.00	35.00T

E-mail	Web Site
orders@crowntrophyplano.com	www.crowntrophy.com/store-55

Subtotal	\$240.00
Sales Tax (8.25%)	\$19.80
Total	\$259.80

This quote is good for 30 days after the date on the estimate and is good only on the stated quantities.

Attachment 1



Crown Trophy Plano
 Lisa Meade WBE Certified
 Crown Trophy 1301 Custer Road Suite 258 Plano, TX 75075
972-633-9040 Email Store

- [Badges](#)
- [Clocks](#)
- [Custom Awards](#)
- [Desk Accessories](#)
- [Donor Wall](#)
- [Frames](#)
- [Promotional](#)
- [Rings](#)
- [Sculptures](#)

[Home](#) / [Championship](#) / [Champion Trophies](#) / 2426FT



Champion Trophies

2426FT

STYLE	SIZE	1-5	6+
2426FT	15"	\$120.00	\$110.00

Description

A Great New Award For
 Any Presentation
 Additional engraving, logo
 and set-up charges apply

REQUEST A CATALOG

Copyright ©2001-2016 Crown Trophy All rights reserved.

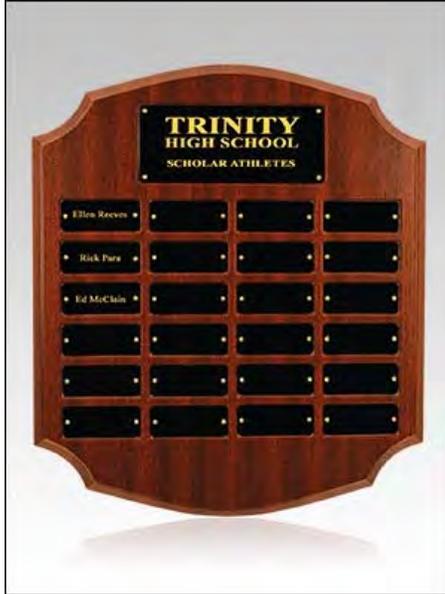
Attachment 1



Crown Trophy Plano
 Lisa Meade WBE Certified
 Crown Trophy 1301 Custer Road Suite 258 Plano, TX 75075
 972-633-9040 Email Store

- Badges Clocks Custom Awards Desk Accessories Donor Wall Frames Promotional Rings Sculptures

Home / Plaques / Perpetual Plaques / 532-1



Perpetual Plaques

NEW!

532-1

Style	Size	Price
532-1	9" x 13"	\$75.00
532-2	12" x 16"	\$115.00
532-3	16" x 19"	\$210.00
532-4	16" x 22"	\$300.00
532-5	23" x 25"	\$400.00

Description

Perpetual Plaque

- 532-1 Holds 12 Plates
- 532-2 Holds 24 Plates
- 532-3 Holds 56 Plates
- 532-4 Holds 78 Plates
- 532-5 Holds 110 Plates
- 532-6 Holds 150 Plates

Additional engraving, logo and set-up charges apply

REQUEST A CATALOG

Copyright ©2001-2016 Crown Trophy All rights reserved.

Attachment 1



Specialty Products Home
Order Cakes & Deli Trays Online

Murphy - FM 544 & Murphy
150 E FM 544 , Murphy, TX

Review Cart

Product	Options	Quantity	Price	Total Price
	Classic Party Cake #19 Size: 1/2 Sheet Flavor: Half White, Half Chocolate Icing : White Buttercream (photo) Primary Color: Hot Pink (photo) Secondary Color: Yellow (photo) Color Shade: Bright Change Options	1	\$26.99	\$26.99 Remove

Total Price: \$26.99

[LOG IN](#)

[FAQ](#)

CHECKOUT METHOD

RETURNING GUEST

Sign-in to your Chick-fil-A account.

[LOG IN](#)

NEW GUEST

Don't have an account yet? Create a Chick-fil-A account to maintain your order history, manage payment options and more.

[CREATE ACCOUNT](#)

DON'T WANT TO SIGN IN?

No problem. You can skip the account setup and just order.

[GUEST CHECKOUT](#)

Gallon fresh-squeezed Lemonade \$57.00

SUBTOTAL: \$57.00

*Tax will be added at checkout

[CANCEL ORDER](#)

[BACK TO MENU](#)

PICKUP TIME: Mon Aug 8, 10:00 PM

LOCATION: MURPHY
117 E Fm 544
Murphy, TX 75094-4001
(972) 509-2700

[Privacy Policy](#) | [Terms of Use](#)



Search



Save 10% on purchases up to \$250 when you open a Walmart Credit Card

[Open Account](#) [Learn More](#) *Subject to credit approval

Est. total
\$45.22

[Check Out](#)

Your cart: 7 items.



Great Value 9 Oz Clear Cups, 80ct

Sold by: Walmart.com

\$2.58

3.2¢/EA

Check out to see shipping and pickup options.

1 ▼

[Save for later](#)



Great Value White Forks, 100 ct

Sold by: Walmart.com

\$2.56

2.6¢/EA

Was \$2.68

Save \$0.12

Check out to see shipping and pickup options.

1 ▼

[Save for later](#)



Issue

Hold a public hearing and consider and/or act on the application of StreetLevel Investments to request approval of Ordinance Number 16-09-1016 for a zoning change from SF-20 (Single Family Residential-20) to a Planned Development located on 4.6579 acres, having the legal description of Abstract A0579, Henry Maxwell Survey Tract 75.

Staff Resource/Department

Kelly Carpenter AICP, Interim Director of Economic and Community Development

Summary

The intent of this Planned Development District is to provide high quality neighborhood services and development consistent with the Comprehensive Plan. The PD sets forth standards for mixed use development not limited to the following:

- 1) Restaurants;
- 2) Retail shops and Boutiques;
- 3) Medical Facilities; and
- 4) Service Businesses

This Planned Development proposes to not affect any regulation found in the City of Murphy Code of Ordinances, Ordinance No. 15-09-1002, as amended, except as specifically provided herein. All regulations of the NS (Neighborhood Service) District set forth in Article 30.03, Division 13 of the City of Murphy Code of Ordinances are included by reference and shall apply, except as otherwise specified by this ordinance. Development shall be in general conformance with the approved concept plan set forth in Exhibit C; however, in the event of conflict between the concept plan and these conditions, the conditions shall prevail. The staff has suggested to the applicant a list of changes to allowed uses.

A public hearing notification for this zoning change request was published in the newspaper and notification was mailed to the property owners within the required 200 feet notification radius. To date three reply forms: three in objection and one in favor of the zoning change request were received on this application.

Staff Recommendation

Staff recommends approval of the zoning change request from SF-20 to a Planned Development.

Planning and Zoning Commission Recommendation

The Planning and Zoning Commission on August 22 recommended denial of the application for the Timbers PD. The motion does not contain a list of reasons for the denial. In the discussion; however, several reasons of some members were clear: 1) consideration of this PD application should wait until there is an updated comprehensive plan and 2) there are traffic concerns on FM544.

This item requires a super majority vote for approval because the Planning and Zoning Commission denied approval.

Attachments

- 1) Ordinance 16-09-1016
- 2) Property location map
- 3) Planned Development
- 4) City of Murphy Comprehensive Plan Future Land Use map
- 5) Reply Forms

ORDINANCE NUMBER 16-09-1016

AN ORDINANCE OF THE CITY OF MURPHY, COLLIN COUNTY, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE AND MAP, CHAPTER 30, OF THE CITY OF MURPHY CODE OF ORDINANCES, AS AMENDED, BY CHANGING THE ZONING CLASSIFICATION ON APPROXIMATELY 4.696 ACRES OF LAND LOCATED AT 210 EAST FM 544 IN THE CITY OF MURPHY, COLLIN COUNTY, TEXAS, FROM SINGLE FAMILY RESIDENTIAL-20 (SF-20) TO PLANNED DEVELOPMENT DISTRICT FOR NEIGHBORHOOD SERVICE USES WITH ADDITIONAL DEVELOPMENT STANDARDS; PROVIDING A CUMULATIVE/ REPEALER CLAUSE, A SEVERABILITY CLAUSE, A PENALTY CLAUSE, A SAVINGS CLAUSE, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the landowners of approximately 4.696 acres of land located at 210 East FM 544 in the City of Murphy, Collin County, Texas, have requested a change in the zoning for the property described in this ordinance from Single Family Residential-20 (SF-20) to PD (Planned Development) District for Neighborhood Services with additional development standards consistent with the Comprehensive Plan; and

WHEREAS, the Planning and Zoning Commission and the City Council of the City of Murphy, in compliance with the laws of the State of Texas, have given the requisite notices by publication and otherwise, and have held due hearings and afforded full and fair hearings to all property owners generally and to all persons interested in this regard; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MURPHY, TEXAS:

Section 1. That all of the above recitals are found to be true and correct and are incorporated into the body of this ordinance as if fully set forth herein.

Section 2. That the Zoning Ordinance and Map of the City of Murphy, Texas, be, and the same are hereby amended so as to change the zoning (designation) from Single Family Residential-20 (SF-20) to PD (Planned Development) District for Neighborhood Services and additional development standards for the property, being an approximately 4.6469 acre tract of land located at 210 East FM544 in the City of Murphy, Collin County, Texas, and more particularly described in **Exhibit A**, attached hereto and incorporated herein by reference.

Section 3. That the Development Conditions and Standards for this planned development district are attached hereto as **Exhibit B** and incorporated herein by reference, and the same are hereby approved by the City Council for said planned development district as required by the City of Murphy, Texas, Code of Ordinances.

Section 4. That the concept plan for this planned development district is attached hereto as **Exhibit C** as required by the City of Murphy, Texas, Code of Ordinances.

Section 5. That Chapter 30 of the City of Murphy Code of Ordinances, as amended, shall be and remain in full force and effect save and except as amended by this ordinance, and that said property shall in all other respects be subject to all applicable regulations of the City of Murphy.

Section 6. Cumulative/Repealer Clause. This ordinance shall be cumulative of all provisions of state or federal law and all ordinances of the City of Murphy, Texas, except where the provisions of this ordinance are in direct conflict with the provisions of such other ordinances, in which event the conflicting provisions of such ordinances are hereby repealed to the extent of such conflict.

Section 7. Severability Clause. If any word, section, article, phrase, paragraph, sentence, clause or portion of this ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, such holding shall not affect for any reason, the validity of the remaining portions of this ordinance or the Comprehensive Zoning Ordinance, Chapter 86 of the City of Murphy Code of Ordinances, and the remaining portions shall remain in full force and effect.

Section 8. Penalty Clause. Any person, firm or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction, in the municipal court of the City of Murphy, Texas, shall be punished by a fine not to exceed the sum of two thousand dollars (\$2,000.00) for each offense, and each and every day any such violation shall continue shall be deemed to constitute a separate offense.

Section 9. Effective Date. This ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law and City Charter in such cases provide.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Murphy, Texas, on this 6th day of September 2016.

Eric Barna, Mayor
City of Murphy

ATTEST:

Susie Quinn, City Secretary

APPROVED AS TO FORM:

Wm. Andrew Messer, City Attorney

**Legal Description
EXHIBIT A**

PROPERTY DESCRIPTION

STATE OF TEXAS §
COUNTY OF COLLIN §

BEING a 4.696 acre (204,555 sq. ft.) tract of land situated in the HENRY MAXWELL SURVEY, ABSTRACT NO. 579, in the City of Murphy, Collin County, Texas, and being more particularly described as follows:

BEGINNING at a 1/2-inch iron rod with a red plastic cap stamped "W.A.I." set for the Northwest corner of Lot 1, Block C, The Timbers No. 1, an addition to the City of Murphy, Collin County, Texas, according to the Plat thereof recorded in Cabinet C, Page 653, Official Public Records, Collin County, Texas, on the South right-of-way of F. M. (Farm to Market) Road 544, a variable width right-of-way, said point being the Southeast corner of a tract of land described in deed to the State of Texas as recorded in Volume 4371, Page 2229, Official Public Records, Collin County, Texas;

THENCE South 00 deg 40 min 29 sec East, departing the South right-of-way of said F. M. Road 544, along the West line of Block C of said The Timbers No. 1, a distance of 246.85 feet to a 1/2-inch iron rod with a red plastic cap stamped "W.A.I." set for corner on the West line of Lot 4, Block C, of said The Timbers No. 1, said point being the Northeast corner of Lot 22, Block C, of The Timbers No. 3, an addition to the City of Murphy, Collin County, Texas, according to the Plat thereof recorded in Cabinet C, Page 654, Official Public Records, Collin County, Texas;

THENCE North 89 deg 30 min 36 sec West, along the North line of said Block C (Cabinet C, Page 654), a distance of 600.06 feet to a 1/2-inch iron rod with a red plastic cap stamped "W.A.I." set for the Northwest corner of Lot 28, Block C, of said The Timbers No. 3 and the Northeast corner of Lot 29, Block C, of The Timbers No. 4, an addition to the City of Murphy, Collin County, Texas, according to the Plat thereof recorded in Cabinet H, Page 75, Official Public Records, Collin County, Texas;

THENCE North 89 deg 14 min 10 sec West, along the North line of said Block C (Cabinet H, Page 75), a distance of 255.60 feet to a 1/2-inch iron rod with a red plastic cap stamped "W.A.I." set for corner on the East line of Block A, of The Timbers No. 4-A, an addition to the City of Murphy, Collin County, Texas, according to the Plat thereof recorded in Cabinet I, Page 539, Official Public Records, Collin County, Texas, said point being the Northwest corner of Lot 30, Block C, of said The Timbers No. 4;

THENCE North 00 deg 26 min 57 sec West, along the East line of said Block A, a distance of 231.52 feet to a point for corner on the South right-of-way of said F. M. Road 544 from which a 1/2-inch iron rod with a plastic cap stamped "ROOME" found for corner bears

LEGAL DESCRIPTION
EXHIBIT A
(cont'd)

South 78 deg 41 min 08 sec East, 0.95 feet, said point being the Southwest corner of said State of Texas tract;

THENCE North 89 deg 37 min 26 sec East, along the South right-of-way of said F. M. Road 544 and the South line of said State of Texas tract, a distance of 541.60 feet to a 1/2-inch iron rod with a red plastic cap stamped "W.A.I." set for corner;

THENCE North 89 deg 24 min 33 sec East, continuing along the South right-of-way of said F. M. Road 544 and the South line of said State of Texas tract, a distance of 312.95 feet to the POINT OF BEGINNING.

CONTAINING within these metes and bounds 204,555 square feet or 4.696 acres of land, more or less. Bearings shown hereon are based upon an on-the-ground Survey performed in the field on the 18th day of March, 2016, utilizing a G.P.S. measurement (WGS 84) along the Easterly line of Block C, of The Timbers No. 1, recorded in Cabinet C, Page 653, Official Public Records, Collin County, Texas.

EXHIBIT B**PLANNED DEVELOPMENT – VILLAGE AT TIMBERS, MURPHY, TX****SEC FM 544 and Hawthorne Drive****PLANNED DEVELOPMENT CONDITIONS**

- I. Statement of Intent:** The intent of this Planned Development District is to provide high quality neighborhood services development that is consistent with the Comprehensive Plan and that is beneficial and complementary to the City of Murphy in terms of visual identity.
- II. Statement of Purpose:** The purpose of this Planned Development District is to ensure that any development that occurs within the area designated by this Planned Development encourages a mixed-use result including, but not limited to the following:
- Restaurants;
 - Retail shops and boutiques;
 - Medical Facilities; and
 - Service Businesses
- III. Statement of Effect:** This Planned Development shall not affect any regulation found in the City of Murphy Code of Ordinances, Ordinance No. 15-09-1002, as amended, except as specifically provided herein.
- IV. General Regulations:** All regulations of the NS (Neighborhood Service) District set forth in Article 30.03, Division 13 of the City of Murphy Code of Ordinances are included by reference and shall apply, except as otherwise specified by this ordinance.
- V. Development Plans:**
- A. Concept Plan: Development shall be in general conformance with the approved concept plan set forth in Exhibit A; however, in the event of conflict between the concept plan and these conditions, the conditions shall prevail.
- VI. Specific Regulations:**
- A. Permitted Uses: The following uses shall be permitted:
1. Accessory Building/structure (nonresidential)
 2. Amusement Services (Indoor) (SUP)
 3. Amusement Services (Outdoor) (SUP)
 4. Antique Shop (household items only; no outside storage)
 5. Art Dealer/Gallery
 6. Artist Studio
 7. Automatic Teller Machine (ATM)
 8. Automobile Driving School (SUP)
 9. Auto Supply Store for new and rebuilt parts (SUP)
 10. Bakery (Retail)
 11. Barber/Beauty Shop (Nail Salon requires SUP)
 12. Barber/Beauty Shop College
 13. Bed and Breakfast Inn
 14. Bike Sales and/or Repair
 15. Book Store
 16. Cafeteria
 17. Car Wash (full-service, detail shop) (SUP)

18. Car Wash (self-service; automated) (SUP)
19. Child Care Center Business, Kindergarten (SUP)
20. Clinic (Medical)
21. Community Center (municipal)
22. Computer Sales
23. Confectionary Store (Retail)
24. Convenience Store without gas sales
25. Contractor's Temporary on-site construction office (with permit)
26. Credit Agency
27. Credit Union
28. Dance/drama/music schools
29. Dinner Theater (SUP)
30. Drapery Shop (SUP)
31. Emergency Care Clinic (SUP)
32. Financial Services (Advice/Invest)
33. Fire Station
34. Florist
35. Food or Grocery Store
36. Fraternal Organization (SUP)
37. Furniture Sales (Indoor) (SUP)
38. Garden Shop (inside only, no outside storage)
39. Golf Course (mini) (SUP)
40. Golf Course (private) (SUP)
41. Daycare Home (SUP)
42. Handicraft Shop
43. Hardware Store
44. Health Club (indoors only) (SUP)
45. Hospital (Acute/Chronic Care) (SUP)
46. Insurance Agency Offices
47. Kiosk (providing a service) (SUP)
48. Laundry/Dry Cleaning (Drop Off/Pickup Only)
49. Locksmith
50. Mailing Service (private)
51. Martial Arts School
52. Motion Picture Theater (Indoors) (SUP)
53. Museum (Indoors)
54. Needlework Shop
55. Nonprofit activities by Church
56. Nursing Home (SUP)
57. Offices (brokerage, health, medical, legal, professional services)
58. Offices (parole-probation) (SUP)
59. Park and/or Playground (Private) (SUP)
60. Pet Shop/Supplies
61. Pharmacy (SUP)
62. Philanthropic Organization (SUP)
63. Phone Exchange/Switching Station (SUP)
64. Photo Studio
65. Photocopying/Duplicating
66. Plant Nursery (retail sales/outdoor storage) (SUP)
67. Police Station
68. Quick Lube/oil change/minor inspections

69. Real Estate Office
70. Recycling Kiosk (SUP)
71. Restaurant
72. Restaurant (Drive-In) (SUP)
73. Retail Store
74. School, K through 12 (Private) (SUP)
75. Security Monitoring Company (no outside storage) (SUP)
76. Shoe Repair
77. Skating Rink, Indoor
78. Studio for radio or television (without tower)
79. Swimming Pool (Private/membership) (SUP)
80. Tailor Shop
81. Telemarketing Agency (SUP)
82. Travel Agency
83. Vacuum Cleaner Sales and Repair
84. Veterinarian (indoor kennels)
85. Video Rental/Sales

B. Area and Yard Regulations:

1. Setbacks From Property Lines:

a. Building Setbacks - No building of any kind and no part thereof shall be placed within the following setback lines:

- i. Minimum 40 feet from FM 544.
- ii. Minimum 50 feet from residentially zoned property.
- iii. Minimum 40 feet from west property line.

b. Building Height:

- i. From North Property Line - Building height will not exceed 30 feet in height and will allow for architectural and tenant branding elements.
- ii. From East Property Line – Building front height will not exceed 30 feet in height along the store fronts facing FM 544 and will allow for architectural and tenant branding elements. Building sides and rear walls will not exceed 25 feet in height.
- iii. From South Property Line - Building height will not exceed 30 feet in height along the store fronts facing FM 544 and will allow for architectural and tenant branding elements. Building sides and rear walls will not exceed 25 feet in height.
- iv. From West Property Line – Building front height will not exceed 30 feet in height and will allow for architectural and tenant branding elements. Building sides and rear walls will not exceed 25 feet in height.

c. Landscape Buffers:

- i. Minimum 25 feet landscaped buffer strip measured from back of curb to back of curb required along FM 544.
- ii. Minimum 20 feet landscaped buffer strip where adjacent to residentially zoned property along the east and south property line.

- iii. Minimum 20 feet landscaped buffer strip adjacent to the west property line.
 - iv. Landscaping within the landscaped buffer strip shall at a minimum comply with code. See Item VI. F. below.
 2. There is no maximum building size as long as fire standards and all other site requirements, such as parking and landscaping, for example, are met.
- C. Parking, Driveways & Sidewalks:
 1. Parking areas shall not be permitted within any landscape buffer strip. See Item VI. F. below.
 2. Fire lanes, driveways, loading areas and access easements shall be paved in accordance with the minimum design standards of the City of Murphy Code and Ordinances.
 3. The number of required parking spaces shall be dependent upon the use and shall meet the requirements of the City of Murphy Code of Ordinances. No required parking space may be occupied by signs, cart corrals, merchandise, or display items at any time.
 4. Sidewalks along FM 544 shall be a minimum of (8) eight feet in width.
- D. Loading and Unloading:
 1. Truck loading berths and apron space shall not be located on the street side of any building.
 2. Truck loading shall be screened by a combination of the building itself and landscaping. Truck loading will occur behind the buildings. Along the south property line, a landscaped buffer strip and a masonry screening wall are required by code and will be providing additional screening from adjacent residential zoning.
 3. Truck loading berths and apron space shall not be located within any required setback or landscape buffer strip.
- E. Minimum Exterior Construction Standards, Building Materials and Design: Exterior Construction and Design Requirements shall be architecturally compatible and comply with the following:
 1. All structures, including all building elevations, shall be constructed utilizing a unified design that is substantially consistent with or contains architectural design elements including but not limited to the following:
 - a. Canopies and awnings.
 - b. Outdoor patios.
 - c. Display windows/decorative windows. See Item VI. E.(3) below.
 - d. Architectural details (such as decorative tile, stone or brick work) integrated into the building facade.
 - f. Articulated cornice line or trim.
 - g. Accent materials (minimum 15% of exterior facade)
 - h. Other architectural features as approved with the City site plan review and

- approval process.
2. At least two masonry materials shall be used in addition to glass on any single building. The following masonry and decorative materials shall be allowed:
 - a. Brick Material - Brick material used for masonry construction shall be hard fired (kiln fired) clay or slate material which meets the latest version of ASTM standard C216, Standard Specification for Facing Brick (Solid Masonry Unit Made of Clay or Shale), and shall be Severe Weather (SW) grade, and type FBA or FBS or better. Unfired or underfired clay, sand, or shale brick are not allowed. Brick veneer is acceptable with a minimum thickness of three inches.
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 - c. Concrete panel construction - Concrete finish, precast panel, tilt wall, or cementitious composite reinforced panel construction shall be painted, fluted, or exposed aggregate. Smooth or untextured concrete finishes are not acceptable.
 - d. Concrete masonry units - Concrete masonry units used for masonry construction shall meet the latest version of the following applicable specifications; ASTM C90, Standard Specification for Hollow Load Bearing Concrete Masonry Units; ASTM C145, Standard Specification for Solid Load Bearing Masonry Units; ASTM C129, Standard Specification for Hollow and Solid Nonload Bearing Units. Concrete masonry units shall have an indented, hammered, split face finish or other similar architectural finish as approved by the city council. Lightweight concrete block or cinderblock construction is not acceptable as an exterior finish. Colored concrete masonry units are prohibited.
 - e. EIFS and Stucco Trim (limited to no more than 12% of total façade).
 - f. Awnings or overhangs constructed of decorative metal and fabric material.
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 5. Stand fans, skylights, cooling towers, communication towers, satellite dishes, vents, and any other structures or equipment, whether located on the roof or elsewhere, shall be architecturally compatible with the surrounding developments or effectively

shielded from view from any public dedicated street by an architecturally effective method.

6. Each commercial building, complex of buildings, or separate commercial business enterprise shall have a trash bin on the premises adequate to handle the trash and waste items generated, manufactured, or acquired thereon by such commercial activities. The sorting, handling, moving, storing, removing and disposing of all waste materials must be housed or screened from view as prescribed in city ordinances.
7. Building roofs shall be so designed and constructed to prevent water ponding and to shed water in a reasonable amount of time. Built-up roofs and roof-top items which include equipment, piping, flashing, and other items shall be maintained for continuity of the roof appearance.
8. Roof top equipment, piping, flashing, and other items on the roof shall be screened by a perimeter parapet wall so as not to be visible from roadways.
9. In all cases, mechanical equipment on roofs and outcroppings should be clad by a like building material or painted with a color scheme similar to the principal structure walls or roof.

F. Landscape Standards: Landscaping shall be compatible and comply with the standards set forth in the City of Murphy Code of Ordinances, except as provided below:

1. All landscaping shall use a unified design for the entire development. Landscaping shall be required on all developments within the Planned Development District and shall be complete prior to the issuance of any certificate of occupancy or final building inspection for the development. An automatic underground irrigation system shall be installed and maintained for all required landscaping and shall be in place and operable at time of planting.
2. A landscape buffer shall be provided 25 feet in depth adjacent to the right-of-way of FM 544 as measured from the back of curb of the public street to the back of curb of any site paving. No parking may be placed within any landscape buffer. Pedestrian easements may be located within a landscape buffer. The width of the sidewalk may be included in the calculation of the buffer depth for 25 foot buffers.
3. Parking Lots:
 - a. A minimum percentage of the parking area shall be landscaped according to the following requirements. Such landscaping shall be distributed within the parking area, occurring within medians, islands, or peninsulas. All such landscape areas shall be protected by concrete curbing or other acceptable devices which prohibit vehicular access to landscaped areas. Bumper overhang shall not be included as part of required landscaping.
 - (4) feet by four (4) feet shall be provided surrounding each tree located in a surface parking area.
 - i. A total of five (5) percent of the interior of the entire parking lot regardless of location, shall be landscaped. One large tree or three (3) ornamental trees from the Plant List, shall be provided for each twelve (12) parking spaces, and planted within the five (5) percent area. Trees shall be distributed so that bays of parking spaces shall not exceed eighteen (18) spaces in length.

G. Screening. Screening shall comply with the standards set forth in the City of Murphy Code

of Ordinances. Screening abutting residentially zoned land will comply with City of Murphy Code of Ordinances for design and construction standards.

- H. Site Lighting. Lighting shall comply with the standards set forth in the Code of Ordinances, except as provided below.
1. Lighting should be provided for vehicular, pedestrian, signage, and architectural features.
 2. Site lighting fixtures used shall be uniform and a consistent design within the development. Lighting standards for illuminating these areas shall be no taller than 35 feet high. However, the height of all light standards shall be subject to review of the lighting plan during the Site Plan review.
 3. The pattern of light pooling from each fixture shall be carefully considered to provide smooth, even lighting of driveways and parking, while eliminating light intrusion into adjacent property outside of the planned development district and where abutting residentially zoned land. Parking areas shall have a minimum of 3-foot candles initial and a minimum average 2-foot candle on a maintained basis. Light sources shall be metal halide, mercury vapor or of similar color. Yellow/orange source lights are prohibited from use. Incandescent source lighting should be considered for pedestrian areas and near buildings. Lighting for areas directly abutting residential use shall not exceed 0.5 foot-candles.
 4. General illumination shall commence one half hour before sunset and last until the Building Site is closed for the evening.
- I. Signage and Graphics: Signage shall comply with the standards set forth in the City of Murphy Code of Ordinances, except as provided below:
1. General
 - a. Single Tenant Monument signs - One (1) monument sign shall be allowed on each lot where one tenant occupies the building and shall be limited to a maximum sign area of 50 square feet and a maximum structure area of 80 square feet. The site plan review and approval process will reflect the lot or lots that are allowed single tenant monument signs.
 - b. Multi-Tenant Monument signs - One (1) multi-tenant monument sign shall be allowed on each lot where more than one tenant occupies the building as shown on the site plan and shall be limited to a maximum sign area of 80 square feet and a maximum structure area of 120 square feet. The site plan review and approval process will reflect the lots that require multi-tenant monument signs.
 2. Single Tenant Monument Signs
 - a. Monument signs shall identify individual tenants or uses within a lot where the building contains one business occupant. Monument signs shall be a maximum of eight (8) feet tall.
 - b. All single tenant monument signs shall be double-sided, internally illuminated Plexiglas sign panels contained within a masonry structure. Single tenant monument signage may also be lit by ground mounted flood lighting or internal letter illumination either face lit or reverse channel lit. Light fixtures should be screened from view in front of the sign.
 - c. Monument signs shall be located at a setback distance of not less than eight (8) feet from the right-of-way line of FM 544 and incorporated within the landscaped

buffer strip.

- d. Construction of monument signs shall include a base of material compatible with the material used for buildings.

3. Multi-Tenant Monument Signs

- a. Multi-tenant monument sign shall identify each tenant or uses within a lot where the building contains multiple business occupants. The multi-tenant monument sign shall be a maximum of eight (8) feet tall.
- b. All multi-tenant monument signs shall be double-sided, internally illuminated Plexiglas sign panels contained within a masonry structure. Multi-tenant monument signage may also be lit by ground mounted flood lighting or internal letter illumination either face lit or reverse channel lit. Light fixtures shall be screened from view in front of the sign.
- c. Monument signs shall be located at a setback distance of not less than eight (8) feet from the right-of-way line of any adjacent street and incorporated within the landscaped buffer strip.
- d. Construction of monument signs shall include a base of material compatible with the material used for buildings.

4. Temporary Marketing Signage

- a. Two (2) free-standing temporary marketing signs shall be permitted for the proposed development. These signs shall be for a term of six (6) months from the date of installation.
- b. The maximum signage area will be 64 square feet. The maximum height shall be 5 feet.
- c. All other temporary signage not specifically referred to in the Signage Criteria package or in this section shall comply with the City of Murphy standards.
- d. Temporary signs are not required to be constructed of the material used for buildings.

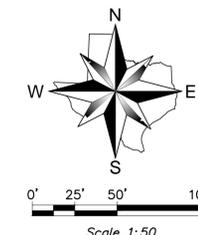
J. Open Space

1. The proposed development should make a positive impact to the City by providing defined public spaces and activity centers so that varied activities are encouraged within these areas. This can be accomplished through the incorporation of open spaces that become public amenities and that provide interest within the Lots at the pedestrian level.
2. Outdoor Seating. Any establishment serving food for consumption on- premises is encouraged to provide an outdoor seating area and shall be approved with the site plan. The outdoor seating area may be included as a portion of the 5% open space requirement as stated in (b.) below.
3. An additional 5% of open space is required in addition to the landscape, setback, and parking lot island requirements. The additional 5% may be located adjacent to the required setbacks or landscaping at the ROW and property lines or in front or in some cases to the side of the structure. The additional open space percentage may not include the building footprint or vehicular parking lot. This area and associated amenities shall be approved on the site plan. At least one of the following amenities shall be located within the additional 5% open space area and count towards the required percentage.

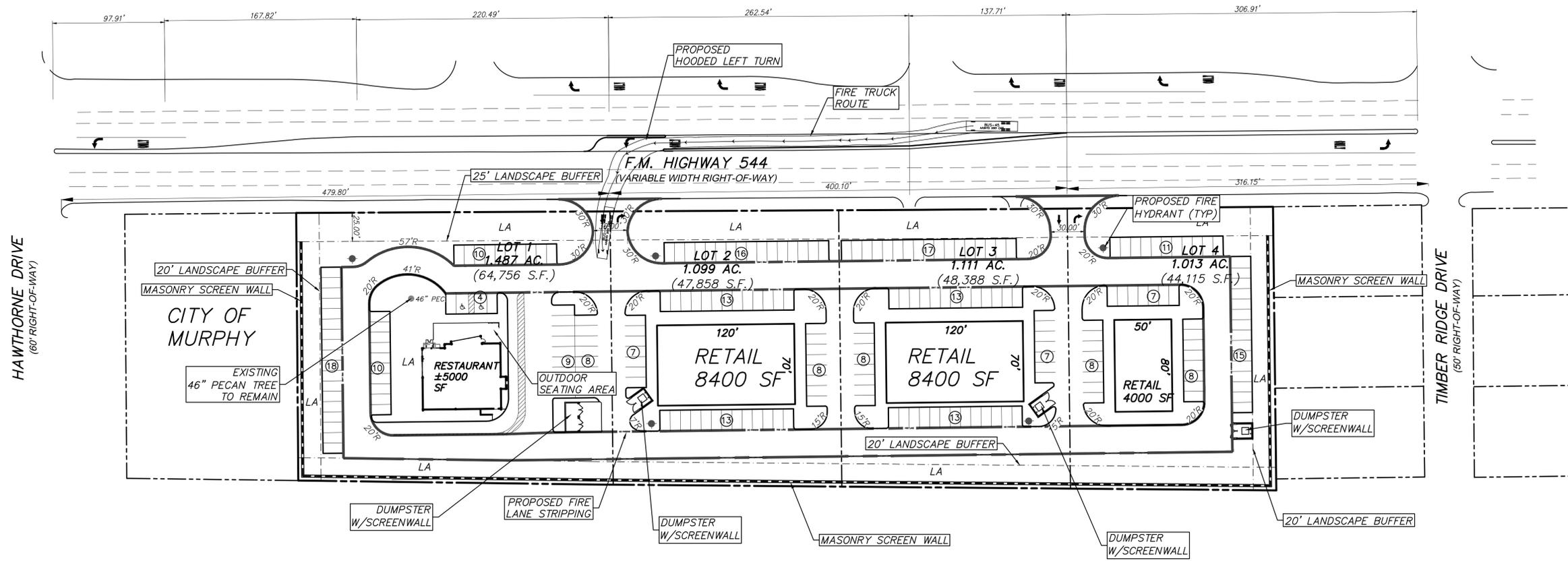
VII. Special Regulations:

1. Utility/Power Lines: New utility distribution and service lines for individual business establishments, buildings, signs and for any other site development features shall be placed underground.
2. Pedestrian Streetscape: Pedestrian spaces throughout the Planned Development District shall be treated with amenities that are selected based upon their ability to unify the streetscape and shall be established on the overall concept plan for each Lot. These features shall include, but are not limited to, benches, trash receptacles, bicycle racks, lighting poles, etc.
3. Cross-Access Requirement: A joint access (i.e. – ingress, egress) easement shall be required to minimize the number of driveway openings along FM 544. The location(s) of access easement(s) shall be shown on the site plan and shall comply with the Texas Department of Transportation (TxDOT) Access Management Standards.
4. Building Placement/Orientation: Buildings shall be placed in a manner that is conducive to a pedestrian-oriented atmosphere, wherever possible. Any building within 200 feet of FM 544 shall either face such right-of-way or shall have a facade facing such right-of-way that is in keeping with the character of the building's main facade.
5. Traffic Impact Analysis: If requested by the City, a Traffic Impact Analysis report will be provided for the permit application to TxDOT for roadway improvements that impact FM 544.

Exhibit C



NOTE: TXDOT IMPROVEMENTS
HAVE NOT BEEN APPROVED AT
THIS TIME (AUGUST 2016)



SITE DATA TABLE				
	LOT 1	LOT 2	LOT 3	LOT 4
BUILDING TYPE	RESTAURANT	RETAIL	RETAIL	RETAIL
LOT SIZE (ACRES)	1.487	1.099	1.111	1.013
BUILDING SIZE (SQ. FT.)	5,000	8,400	8,400	4,000
PARKING RATIO (1 SPACE PER X SQ. FT.)	100	200	200	200
REQUIRED PARKING	50	42	42	20
PROVIDED PARKING	59	44	45	49

CITY PROJECT #2016-010

No.	REVISION	DATE	APPROV.
3.	City PD Comments	08-11-16	WRW
2.	City PD Comments	08-02-16	WRW
1.	City Comments	06-24-16	WRW

Winkelmann & Associates, Inc.
CONSULTING CIVIL ENGINEERS & SURVEYORS
6720 HILLCREST PLAZA DRIVE, SUITE 325
MURPHY, TEXAS 75080
Phone: 972-490-7090
Fax: 972-490-7096
Professional Registration No. 100866-00
Contract No. 16-010
Winkelmann & Associates, Inc.

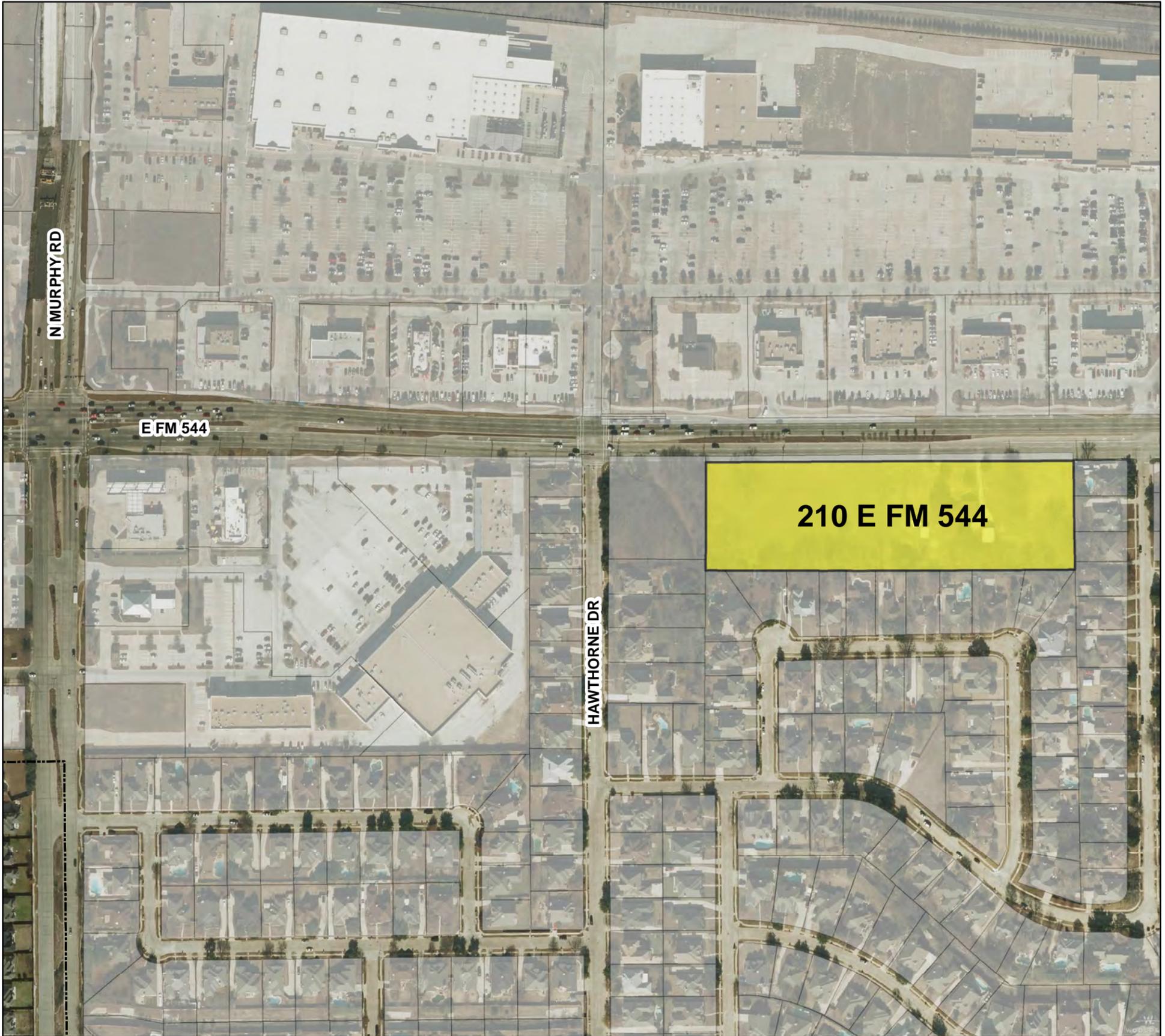
EXHIBIT A

CONCEPT PLAN A
THE VILLAGE AT TIMBERS
MURPHY, TEXAS

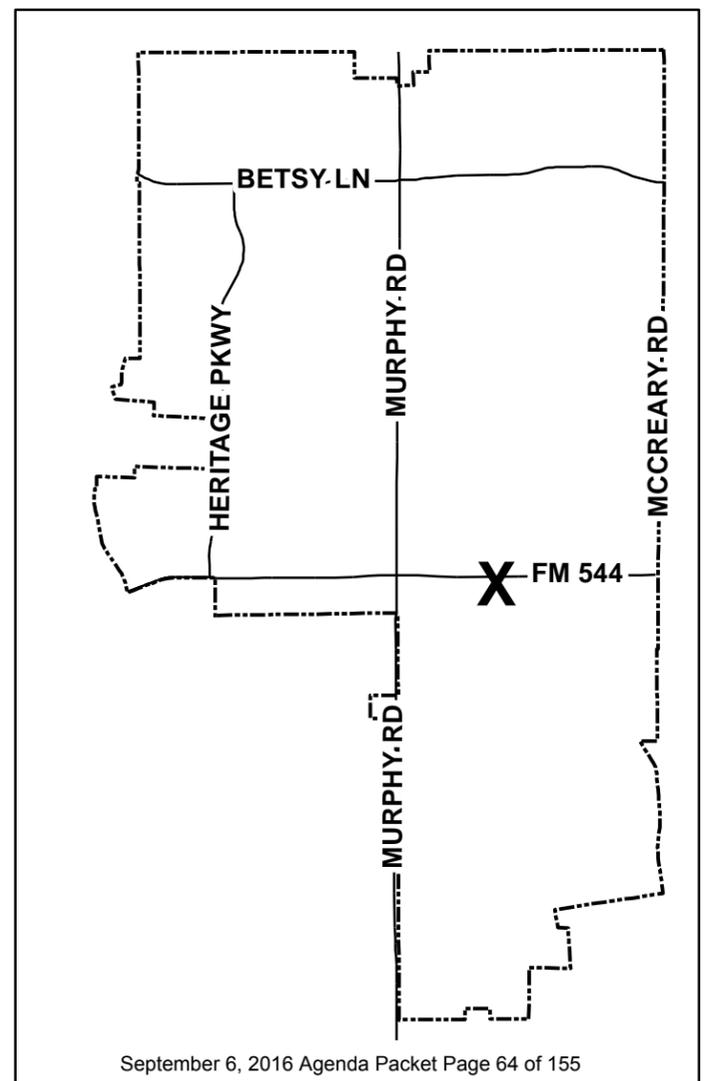
08-11-2016

LAST SAVED BY: MACALUFF August 11, 2016
G:\638\02\ENGINEERING\Preliminary Plans\A-3802-Prelim SITE.dwg

210 E FM 544 Property



-  Murphy City Limits
-  Parcel Boundaries



0 250 500 Feet



Data Sources:
Collin County Appraisal District
Collin County 911 Addressing

PLANNED DEVELOPMENT – VILLAGE AT TIMBERS, MURPHY, TX

SEC FM 544 and Hawthorne Drive

PLANNED DEVELOPMENT CONDITIONS

- I. Statement of Intent:** The intent of this Planned Development District is to provide high quality neighborhood services development that is consistent with the Comprehensive Plan and that is beneficial and complementary to the City of Murphy in terms of visual identity.
- II. Statement of Purpose:** The purpose of this Planned Development District is to ensure that any development that occurs within the area designated by this Planned Development encourages a mixed-use result including, but not limited to the following:
- Restaurants;
 - Retail shops and boutiques;
 - Medical Facilities; and
 - Service Businesses
- III. Statement of Effect:** This Planned Development shall not affect any regulation found in the City of Murphy Code of Ordinances, Ordinance No. 15-09-1002, as amended, except as specifically provided herein.
- IV. General Regulations:** All regulations of the NS (Neighborhood Service) District set forth in Article 30.03, Division 13 of the City of Murphy Code of Ordinances are included by reference and shall apply, except as otherwise specified by this ordinance.
- V. Development Plans:**
- A. Concept Plan: Development shall be in general conformance with the approved concept plan set forth in Exhibit A; however, in the event of conflict between the concept plan and these conditions, the conditions shall prevail.
- VI. Specific Regulations:**
- A. Permitted Uses: The following uses shall be permitted:
1. Accessory Building/structure (nonresidential)
 2. Amusement Services (Indoor) (SUP)
 3. Amusement Services (Outdoor) (SUP)
 4. Antique Shop (household items only; no outside storage)
 5. Art Dealer/Gallery
 6. Artist Studio
 7. Automatic Teller Machine (ATM)
 8. Automobile Driving School (SUP)
 9. Auto Supply Store for new and rebuilt parts (SUP)
 10. Bakery (Retail)
 11. Barber/Beauty Shop (Nail Salon requires SUP)
 12. Barber/Beauty Shop College
 13. Bed and Breakfast Inn
 14. Bike Sales and/or Repair
 15. Book Store
 16. Cafeteria
 17. Car Wash (full-service, detail shop) (SUP)

18. Car Wash (self-service; automated) (SUP)
19. Child Care Center Business, Kindergarten (SUP)
20. Clinic (Medical)
21. Community Center (municipal)
22. Computer Sales
23. Confectionary Store (Retail)
24. Convenience Store without gas sales
25. Contractor's Temporary on-site construction office (with permit)
26. Credit Agency
27. Credit Union
28. Dance/drama/music schools
29. Dinner Theater (SUP)
30. Drapery Shop (SUP)
31. Emergency Care Clinic (SUP)
32. Financial Services (Advice/Invest)
33. Fire Station
34. Florist
35. Food or Grocery Store
36. Fraternal Organization (SUP)
37. Furniture Sales (Indoor) (SUP)
38. Garden Shop (inside only, no outside storage)
39. Golf Course (mini) (SUP)
40. Golf Course (private) (SUP)
41. Daycare Home (SUP)
42. Handicraft Shop
43. Hardware Store
44. Health Club (indoors only) (SUP)
45. Hospital (Acute/Chronic Care) (SUP)
46. Insurance Agency Offices
47. Kiosk (providing a service) (SUP)
48. Laundry/Dry Cleaning (Drop Off/Pickup Only)
49. Locksmith
50. Mailing Service (private)
51. Martial Arts School
52. Motion Picture Theater (Indoors) (SUP)
53. Museum (Indoors)
54. Needlework Shop
55. Nonprofit activities by Church
56. Nursing Home (SUP)
57. Offices (brokerage, health, medical, legal, professional services)
58. Offices (parole-probation) (SUP)
59. Park and/or Playground (Private) (SUP)
60. Pet Shop/Supplies
61. Pharmacy (SUP)
62. Philanthropic Organization (SUP)
63. Phone Exchange/Switching Station (SUP)
64. Photo Studio
65. Photocopying/Duplicating
66. Plant Nursery (retail sales/outdoor storage) (SUP)
67. Police Station
68. Quick Lube/oil change/minor inspections

69. Real Estate Office
70. Recycling Kiosk (SUP)
71. Restaurant
72. Restaurant (Drive-In) (SUP)
73. Retail Store
74. School, K through 12 (Private) (SUP)
75. Security Monitoring Company (no outside storage) (SUP)
76. Shoe Repair
77. Skating Rink, Indoor
78. Studio for radio or television (without tower)
79. Swimming Pool (Private/membership) (SUP)
80. Tailor Shop
81. Telemarketing Agency (SUP)
82. Travel Agency
83. Vacuum Cleaner Sales and Repair
84. Veterinarian (indoor kennels)
85. Video Rental/Sales

B. Area and Yard Regulations:

1. Setbacks From Property Lines:

a. Building Setbacks - No building of any kind and no part thereof shall be placed within the following setback lines:

- i. Minimum 40 feet from FM 544.
- ii. Minimum 50 feet from residentially zoned property.
- iii. Minimum 40 feet from west property line.

b. Building Height:

- i. From North Property Line - Building height will not exceed 30 feet in height and will allow for architectural and tenant branding elements.
- ii. From East Property Line – Building front height will not exceed 30 feet in height along the store fronts facing FM 544 and will allow for architectural and tenant branding elements. Building sides and rear walls will not exceed 25 feet in height.
- iii. From South Property Line - Building height will not exceed 30 feet in height along the store fronts facing FM 544 and will allow for architectural and tenant branding elements. Building sides and rear walls will not exceed 25 feet in height.
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1. Lighting should be provided for vehicular, pedestrian, signage, and architectural features.
 2. Site lighting fixtures used shall be uniform and a consistent design within the development. Lighting standards for illuminating these areas shall be no taller than 35 feet high. However, the height of all light standards shall be subject to review of the lighting plan during the Site Plan review.
 3. The pattern of light pooling from each fixture shall be carefully considered to provide smooth, even lighting of driveways and parking, while eliminating light intrusion into adjacent property outside of the planned development district and where abutting residentially zoned land. Parking areas shall have a minimum of 3-foot candles initial and a minimum average 2-foot candle on a maintained basis. Light sources shall be metal halide, mercury vapor or of similar color. Yellow/orange source lights are prohibited from use. Incandescent source lighting should be considered for pedestrian areas and near buildings. Lighting for areas directly abutting residential use shall not exceed 0.5 foot-candles.
 4. General illumination shall commence one half hour before sunset and last until the Building Site is closed for the evening.
- I. Signage and Graphics: Signage shall comply with the standards set forth in the City of Murphy Code of Ordinances, except as provided below:
1. General
 - a. Single Tenant Monument signs - One (1) monument sign shall be allowed on each lot where one tenant occupies the building and shall be limited to a maximum sign area of 50 square feet and a maximum structure area of 80 square feet. The site plan review and approval process will reflect the lot or lots that are allowed single tenant monument signs.
 - b. Multi-Tenant Monument signs - One (1) multi-tenant monument sign shall be allowed on each lot where more than one tenant occupies the building as shown on the site plan and shall be limited to a maximum sign area of 80 square feet and a maximum structure area of 120 square feet. The site plan review and approval process will reflect the lots that require multi-tenant monument signs.
 2. Single Tenant Monument Signs
 - a. Monument signs shall identify individual tenants or uses within a lot where the building contains one business occupant. Monument signs shall be a maximum of eight (8) feet tall.
 - b. All single tenant monument signs shall be double-sided, internally illuminated Plexiglas sign panels contained within a masonry structure. Single tenant monument signage may also be lit by ground mounted flood lighting or internal letter illumination either face lit or reverse channel lit. Light fixtures should be screened from view in front of the sign.
 - c. Monument signs shall be located at a setback distance of not less than eight (8) feet from the right-of-way line of FM 544 and incorporated within the landscaped

buffer strip.

- d. Construction of monument signs shall include a base of material compatible with the material used for buildings.

3. Multi-Tenant Monument Signs

- a. Multi-tenant monument sign shall identify each tenant or uses within a lot where the building contains multiple business occupants. The multi-tenant monument sign shall be a maximum of eight (8) feet tall.
- b. All multi-tenant monument signs shall be double-sided, internally illuminated Plexiglas sign panels contained within a masonry structure. Multi-tenant monument signage may also be lit by ground mounted flood lighting or internal letter illumination either face lit or reverse channel lit. Light fixtures shall be screened from view in front of the sign.
- c. Monument signs shall be located at a setback distance of not less than eight (8) feet from the right-of-way line of any adjacent street and incorporated within the landscaped buffer strip.
- d. Construction of monument signs shall include a base of material compatible with the material used for buildings.

4. Temporary Marketing Signage

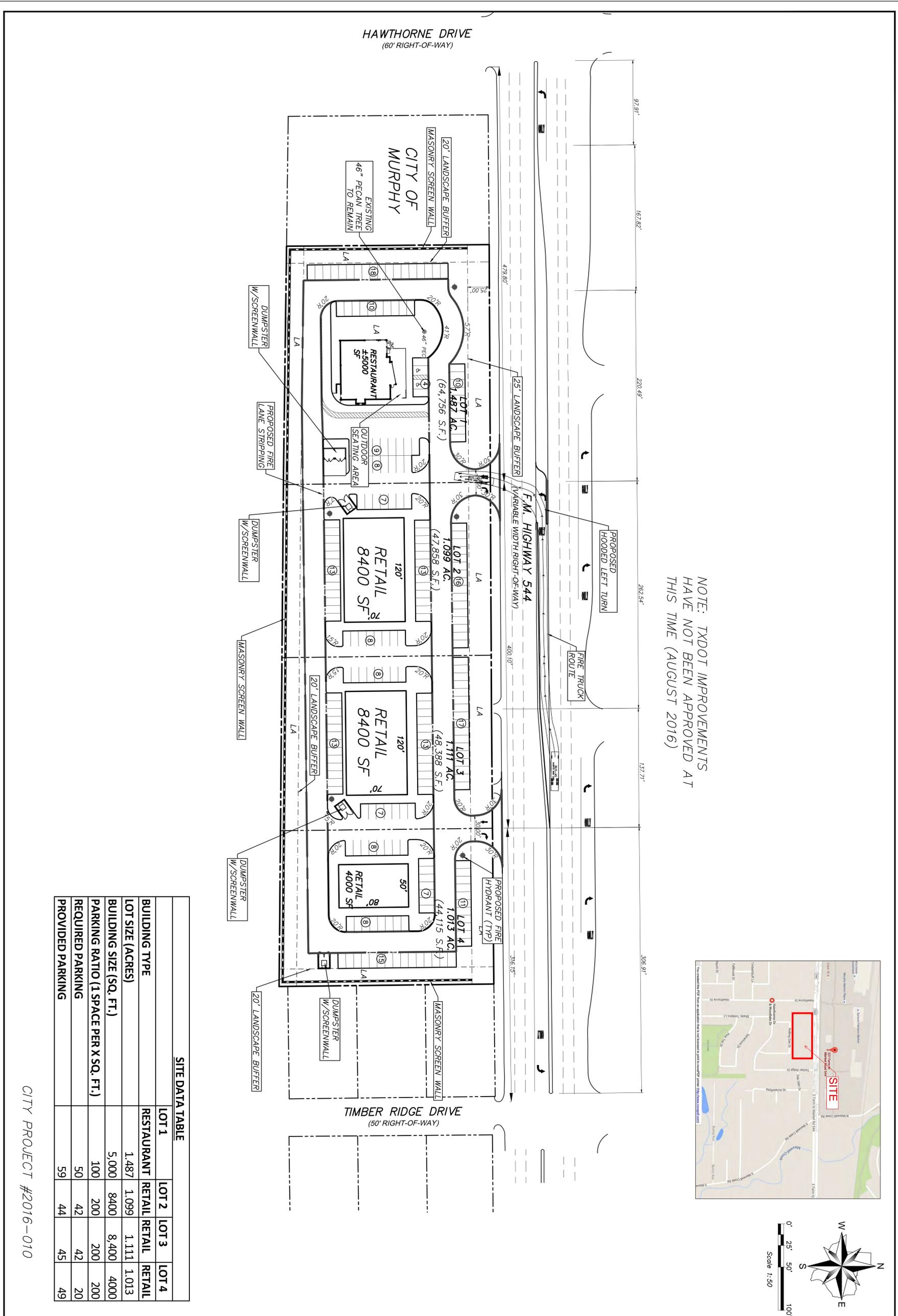
- a. Two (2) free-standing temporary marketing signs shall be permitted for the proposed development. These signs shall be for a term of six (6) months from the date of installation.
- b. The maximum signage area will be 64 square feet. The maximum height shall be 5 feet.
- c. All other temporary signage not specifically referred to in the Signage Criteria package or in this section shall comply with the City of Murphy standards.
- d. Temporary signs are not required to be constructed of the material used for buildings.

J. Open Space

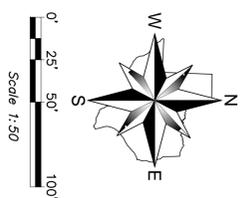
1. The proposed development should make a positive impact to the City by providing defined public spaces and activity centers so that varied activities are encouraged within these areas. This can be accomplished through the incorporation of open spaces that become public amenities and that provide interest within the Lots at the pedestrian level.
2. Outdoor Seating. Any establishment serving food for consumption on- premises is encouraged to provide an outdoor seating area and shall be approved with the site plan. The outdoor seating area may be included as a portion of the 5% open space requirement as stated in (b.) below.
3. An additional 5% of open space is required in addition to the landscape, setback, and parking lot island requirements. The additional 5% may be located adjacent to the required setbacks or landscaping at the ROW and property lines or in front or in some cases to the side of the structure. The additional open space percentage may not include the building footprint or vehicular parking lot. This area and associated amenities shall be approved on the site plan. At least one of the following amenities shall be located within the additional 5% open space area and count towards the required percentage.

VII. Special Regulations:

1. Utility/Power Lines: New utility distribution and service lines for individual business establishments, buildings, signs and for any other site development features shall be placed underground.
2. Pedestrian Streetscape: Pedestrian spaces throughout the Planned Development District shall be treated with amenities that are selected based upon their ability to unify the streetscape and shall be established on the overall concept plan for each Lot. These features shall include, but are not limited to, benches, trash receptacles, bicycle racks, lighting poles, etc.
3. Cross-Access Requirement: A joint access (i.e. – ingress, egress) easement shall be required to minimize the number of driveway openings along FM 544. The location(s) of access easement(s) shall be shown on the site plan and shall comply with the Texas Department of Transportation (TxDOT) Access Management Standards.
4. Building Placement/Orientation: Buildings shall be placed in a manner that is conducive to a pedestrian-oriented atmosphere, wherever possible. Any building within 200 feet of FM 544 shall either face such right-of-way or shall have a facade facing such right-of-way that is in keeping with the character of the building's main facade.
5. Traffic Impact Analysis: If requested by the City, a Traffic Impact Analysis report will be provided for the permit application to TxDOT for roadway improvements that impact FM 544.



NOTE: TxDOT IMPROVEMENTS HAVE NOT BEEN APPROVED AT THIS TIME (AUGUST 2016)



SITE DATA TABLE				
BUILDING TYPE	LOT 1	LOT 2	LOT 3	LOT 4
RESTAURANT	RESTAURANT	RETAIL	RETAIL	RETAIL
LOT SIZE (ACRES)	1.487	1.099	1.111	1.013
BUILDING SIZE (SQ. FT.)	5,000	8,400	8,400	4,000
PARKING RATIO (1 SPACE PER X SQ. FT.)	100	200	200	200
REQUIRED PARKING	50	42	42	20
PROVIDED PARKING	59	44	45	49

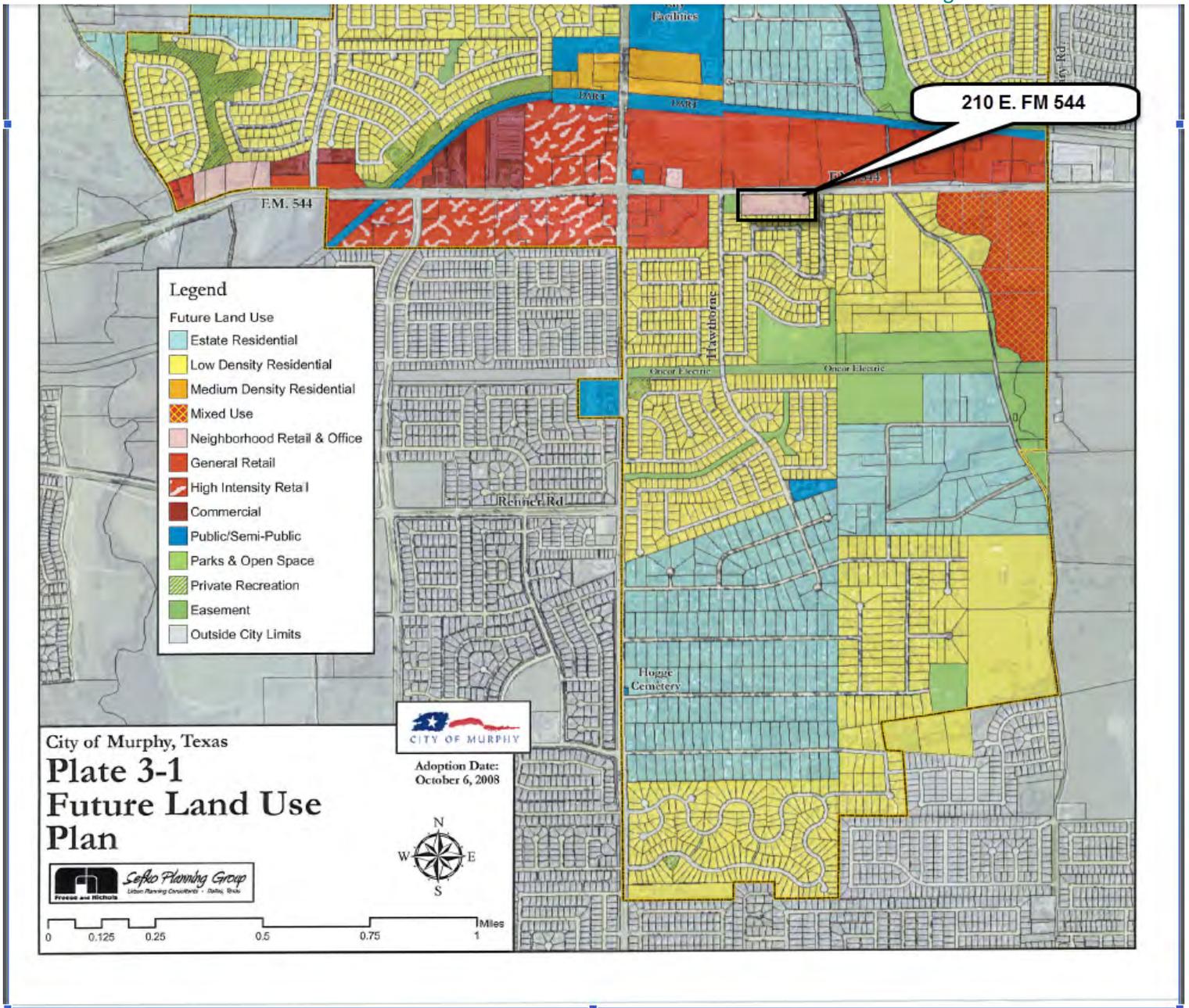
CITY PROJECT #2016-010

CONCEPT PLAN A
THE VILLAGE AT TIMBERS
MURPHY, TEXAS

EXHIBIT A

Winkelmann & Associates, Inc.
CONSULTING CIVIL ENGINEERS ■ SURVEYORS
6750 HILLCREST PLAZA DRIVE, SUITE 325
DALLAS, TEXAS 75230
Texas Engineers Registration No. 89
Texas Surveyors Registration No. 100866-00
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No.	DATE	REVISION	APPROV.
3.	08-11-16	City PD Comments	WRW
2.	08-02-16	City PD Comments	WRW
1.	06-24-16	City Comments	WRW



Reply Form
2016-010 – Zoning Change Request



Planning & Zoning Commission
206 North Murphy Road
Murphy, Texas 75094



This letter is regarding a request for approval of a zoning change from SF-20 (Single Family Residential-20) to a Planned Development located on 4.6579 acres, having the legal description of Abstract A0579, Henry Maxwell Survey Tract 75. This property is located on East FM 544, just east of Hawthorne Drive.

I am **IN FAVOR** of the request for approval of a zoning change.

I am **OPPOSED** to the request for approval of a zoning change.

This item will be heard at the **Planning and Zoning Commission** on **Monday, August 22, 2016 at 6:00 p.m.** and by **City Council** on **Tuesday, September 6, 2016 at 6:00 p.m.** at Murphy City Hall, in the City Council Chambers at 206 N. Murphy Road, Murphy, Texas. Please provide your written comments below regarding the requested change. If additional space is required, you may continue writing on a separate sheet, one-sided for printing purposes.

- ① Already excessive traffic on FM 544.
- ② Excessive traffic cutting through Hawthorne and FM 544. the Timbers.
- ③ Excessive speeding from vehicles cutting through Hawthorne.
- ④ Impact to property values on Hawthorne and the Timbers.
- ⑤ We already have too much development on FM 544 and Murphy Road giving small town feel.

By signing this letter, I declare I am the owner or authorized agent of the property at the address written below.

JASON HILL
Name (Please Print)

Jason C. Hill
Signature

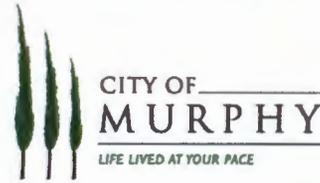
124 Hawthorne Dr
Address

8-12-2016
Date

Reply Form
2016-010 – Zoning Change Request



Planning & Zoning Commission
206 North Murphy Road
Murphy, Texas 75094



This letter is regarding a request for approval of a zoning change from SF-20 (Single Family Residential-20) to a Planned Development located on 4.6579 acres, having the legal description of Abstract A0579, Henry Maxwell Survey Tract 75. This property is located on East FM 544, just east of Hawthorne Drive.

I am **IN FAVOR** of the request for approval of a zoning change.

I am **OPPOSED** to the request for approval of a zoning change.

This item will be heard at the **Planning & Zoning Commission on Monday, July 25, 2016 at 6:00 p.m. and by City Council on Tuesday, August 16, 2016 at 6:00 p.m.** at Murphy City Hall, in the City Council Chambers at 206 N. Murphy Road, Murphy, Texas. Please provide your written comments below regarding the requested change. If additional space is required, you may continue writing on a separate sheet, one-sided for printing purposes.

I am in favor of the proposed zoning change for the property described herein as it is what the 2008 Comprehensive plan for the City of Murphy envisioned as the best future use.

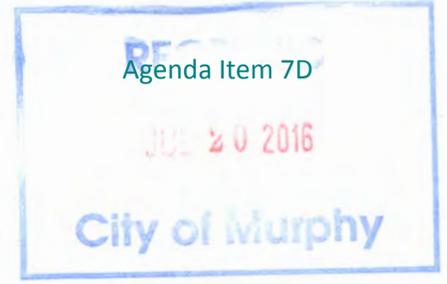
By signing this letter, I declare I am the owner or authorized agent of the property at the address written below.

MARGARET SMITH
Name (Please Print)

Margaret Smith
Signature

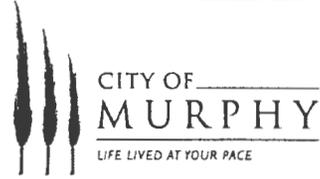
124 Timber Ridge Dr
Address Murphy

7/16/16
Date



Reply Form
2016-010 – Zoning Change Request

Planning & Zoning Commission
206 North Murphy Road
Murphy, Texas 75094



This letter is regarding a request for approval of a zoning change from SF-20 (Single Family Residential-20) to a Planned Development located on 4.6579 acres, having the legal description of Abstract A0579, Henry Maxwell Survey Tract 75. This property is located on East FM 544, just east of Hawthorne Drive.

I am IN FAVOR of the request for approval of a zoning change.

X I am OPPOSED to the request for approval of a zoning change.

This item will be heard at the Planning & Zoning Commission on Monday, July 25, 2016 at 6:00 p.m. and by City Council on Tuesday, August 16, 2016 at 6:00 p.m. at Murphy City Hall, in the City Council Chambers at 206 N. Murphy Road, Murphy, Texas. Please provide your written comments below regarding the requested change. If additional space is required, you may continue writing on a separate sheet, one-sided for printing purposes.

Handwritten comment: HOUSES ARE FINE THERE ARE ENOUGH FAST FOOD PLACES ALREADY

By signing this letter, I declare I am the owner or authorized agent of the property at the address written below.

Name (Please Print): JERRY S. [unclear]

Signature: [Handwritten Signature]

Address: 331 LOCING OAK RD, MURPHY, TX 75094

Date: 15 JUL 2016

Reply Form 2016-010 – Zoning Change Request

Planning & Zoning Commission
206 North Murphy Road
Murphy, Texas 75094



This letter is regarding a request for approval of a zoning change from SF-20 (Single Family Residential-20) to a Planned Development located on 4.6579 acres, having the legal description of Abstract A0579, Henry Maxwell Survey Tract 75. This property is located on East FM 544, just east of Hawthorne Drive.

_____ I am **IN FAVOR** of the request for approval of a zoning change.

I am **OPPOSED** to the request for approval of a zoning change.

This item will be heard at the **Planning and Zoning Commission** on **Monday, August 22, 2016 at 6:00 p.m.** and by **City Council** on **Tuesday, September 6, 2016 at 6:00 p.m.** at Murphy City Hall, in the City Council Chambers at 206 N. Murphy Road, Murphy, Texas. Please provide your written comments below regarding the requested change. If additional space is required, you may continue writing on a separate sheet, one-sided for printing purposes.

I strongly oppose the requested change.

By signing this letter, I declare I am the owner or authorized agent of the property at the address written below.

Phillip Campbell

Name (Please Print)

[Handwritten Signature]

Signature

113 Timber Ridge, Murphy Tx

Address

8/31/16

Date

**City Council Meeting
September 6, 2016**

Issue

Consider and/or act upon the approval of Ordinance Number 16-09-1017 amending Appendix A, Fee Schedule.

Staff Resource/Department

Bill Shipp – Interim City Manager

Steven Ventura – Interim Finance Director

Summary

A comprehensive update has been made to the current City of Murphy Fee Schedule.

Current recommendations are detailed on the comparison sheet, some of which are housekeeping in nature while others are additions, verbiage changes and fee change recommendations.

The fees relating to water, sewer and irrigation rates are on the next agenda item 7F.

Background/History

On September 15, 1988, the City Council adopted the City's first comprehensive fee schedule. Since that time, the City has established fees for a variety of services that the City provides. The last comprehensive update to the fee schedule was adopted by ordinance (Ordinance No. 09-10-817) on October 5, 2009. There has been individual Fee Schedule section updates at various times (March 22, 2010, January 4, 2011, March 1, 2011, May 17, 2011, July 19, 2011, April 3, 2012, November 1, 2012, May 7, 2013, July 15, 2014, September 1, 2015, October 6, 2015 and August 16, 2016) since the last comprehensive update. During the year if sections need to be updated, staff will bring those section recommendations to City Council for consideration.

Financial Considerations

Annually, staff reviews the Fee Schedule to ensure fees are lawful, in line with revenue and expense projections, and comparable to those of surrounding cities.

Action Requested

Approval of an ordinance amending Appendix A – Fee Schedule, Code of Ordinances, as it relates to various fees per attached schedule.

Attachments

- 1) Summary Recommendations
- 2) Comparisons of old fees with new fees
- 3) Ordinance Number 16-09-1017

Schedule Fee Changes:

Section A1.001 – City payment charges

- Increased fee from \$2.00 to \$4.00 for online and telephone credit card payments for municipal court and building permits.
- Added payments made in person.

Section A1.004 – Public information requests

- Changed (a) and (b) to correspond with state recommendations for charges related to public information requests.
- Added charges for: labor, overhead, computer resource, miscellaneous supplies, postal and shipping, sales tax and other miscellaneous charges.

Section A3.001 – Parks and recreation usage fees

- Inserted “or designee” to “city manager is allowed to waive any fee contained in this section...”
- Added “renter may be responsible for any damage above \$100” for \$100 Deposit Fees for Community Center, Gymnasium, and Murphy Activity Center.
- Changed Nonrefundable administrative fee for Community Center gymnasium from \$25.00 to \$75.00.
- Added “Nonrefundable administrative fee is waived for Half and Full Court Rentals which are intended for private recreational sports play use only.”
- Changed Resident rental fees to \$75/hr for conference/meeting/banquet rental
- Separated Resident and Non-resident rental fees for Conference/Meeting/Banquet rentals and Court Rentals.
- Increased Resident conference/meeting/banquet fee to \$75/hr.
- Added Resident Court Rental \$45/hr. full court \$25/hr half court.
- Increased Non-Resident conference/meeting/banquet fee to \$100/hr.
- Added Non-Resident Court Rental \$65/hr. full court \$35/hr half court
- Added to Murphy Activity Center for Nonprofits “(Limited to one time per month for each group on Saturdays unless approved by a director)”
- Removed (b)(6) Activity registration
- Added Community Center Membership fees for non-residents
- Removed (b)(8) Park Reservations
- Added to (d)(7) “Applicants are responsible for all necessary vendor permitting fees and associated permitting costs.”

Sec. A5.001 - Alarm Permits

- Added “water bill” to “monthly statement” to read “monthly water bill statement”.
- Added “All false alarm charges will be billed as well.”

Sec. A5.004 - Food, Food Establishments, and Food Vendor Permit and Inspection Fees

- Added to (a) *“This permit requires a solicitor permit to be obtained as well.”*
- Inserted (b) Temporary event vendor, 1 day: \$100.00.
- Inserted (c) Seasonal event vendor annual permit only valid May 1 – September 30: \$200.00.

Sec. A6.001 - Emergency medical services

- Increased (a) Base fee resident: from \$600.00 to \$700.00
- Changed (b) Base fee nonresident from Resident + 15% = \$690.00 to \$800.00
- Increased (c) BLS supplies from \$125.00 to \$200.00
- Increased (e) Treatment/no transport from \$100.00 to \$125.00
- Increased (f) Mileage from \$10.00/loaded mile to \$14.00/loaded mile
- Increased (g) Oxygen from \$70.00 to \$100.00

Sec. A7.004 - Hazardous Material Incident

- Added “plus supplies” to fire department services related to hazardous material incident.

Sec. A8.003 - Water and sewer usage rates

- Increase (1) new residential and commercial customer deposit from \$60.00 to \$100.00
- Increase (2) new renter customer deposit from \$100 to \$200.00
- Added to (3) builder’s new construction deposit: *“The City of Murphy holds utility account deposits until the accounts are terminated. If there is a remaining balance due, the customer receives a final billing. If there is a credit balance, the customer receives a final billing and a refund check in the account holder’s name only.”*
- Updated (6) *“A leak credit will be applied after a customer presents proof of repair of leak within ninety (90) days. An average charge will be applied based on water usage two months prior to the month of leak and one month after the leak. This average will apply to water usage only and leak credit shall be applied only once per 12-month period as appropriate.”*

Replace with:

Leak Credit Requirements

- A leak credit will be considered after a customer presents proof of repair of leak within ninety (90) days.
- This average will apply to water usage only and leak credit shall be applied only once per 12-month period as appropriate, and cannot cover a period greater than 90 days (3 months).
- Leak credit will be based on a 24 month average by using the following calculations -
- Leak usage 0 to 15,000 gallons will be calculated by 1st tier rate minus wholesale rate,

Attachment 1

- Leak usage 15,000 and above will be calculated at 2nd tier rate minus wholesale rate.

(New customers will be charged the citywide residential average usage of 9,400 gallons until their own independent 24 month average has been established).

- If a leak is detected by the City and the location has been notified, the homeowner must repair the leak within 90 days of notification to be considered for a credit.

Changed (d)(6) from “Public Works department” to “Customer Service Department”

Sec. A9.007 Sign permits

- Corrected (2) Permit replacement fee from \$15.00 to \$25.00.

ARTICLE A1.000 MISCELLANEOUS FEES

Current Wording

Sec. A1.001 City payment charges

(b) \$2.00 for each online and telephone credit card payment for municipal court and building permits.

Proposed Wording

Sec. A1.001 City payment charges

(b) **\$4.00** for all credit card payments **made in person**, online, and over the telephone for municipal court and building permits.

ARTICLE A1.000 MISCELLANEOUS FEES

Current Wording

Sec. A1.004 Public information requests *the city generally follows the State law for these fees, these are the old ones:*

- (a) The city will follow the rates allowed by the state, TAC section 70.3, the Charges for Providing Copies of Public Information, when the city has the ability to reproduce those items inhouse. All other items in which the city must hire outside service will be charged at 100% of actual cost.

~~(1) 8 1/2" x 11" and 8 1/2" x 14", black & white, photocopy: \$0.10 per page.~~

~~(2) 8 1/2" x 11" and 8 1/2" x 14", color, photocopy: \$0.75 per page.~~

~~(3) 11" x 17", black & white, photocopy: \$0.50 per page.~~

~~(4) All other sizes, black & white and/or color, photocopy: 100% of outside service.~~

Proposed Wording

Sec. A1.004 Public information requests *if the city desires to continue to follow State law for these fees, these are the new ones (please note, it does not follow the same arrangement as the prior charges):*

- (a) **The charges in this section to recover costs associated with providing copies of public information are based on estimated average costs to governmental bodies across the state. When actual costs are 25% higher than those used in these rules, governmental bodies other than agencies of the state, may request an exemption in accordance with §70.4 of this title (relating to Requesting an Exemption).**

ARTICLE A1.000 MISCELLANEOUS FEES

Current Wording

Sec. A1.004 Public information requests

(b) The following is a summary of the charges for copies of public information that have been established:

(1) Standard paper copy: \$0.10 per page.

(2) Nonstandard size copy:

(A) Magnetic tape:

_____ (i) 4 mm: \$13.50 each.

_____ (ii) 8 mm: \$12.00 each.

_____ (iii) 9 track: \$11.00 each.

(B) Data cartridge:

_____ (i) 2000 Series: \$17.50 each.

_____ (ii) 3000 Series: \$20.00 each.

_____ (iii) 6000 Series: \$25.00 each.

_____ (iv) 9000 Series: \$35.00 each.

_____ (v) 600A: \$20.00 each.

(C) Tape cartridge: Tape cartridge:

_____ (i) 250 MB: \$38.00 each.

_____ (ii) 525 MB: \$45.00 each.

(D) Audiocassette: \$1.00 each.

(E) Oversized paper copy: \$0.50 each.

(F) Mylar (36 inch, 42 inch, and 48 inch):

_____ (i) 3 mil: \$0.85/linear foot.

_____ (ii) 4 mil: \$1.10/linear foot.

_____ (iii) 5 mil: \$1.35/linear foot.

(G) Blue line/blueprint paper (all widths): \$0.20/linear foot.

(H) Digital video disk (DVD): \$3.00.

Proposed Wording

Sec. A1.004 Public information requests

(b) Copy charge.

(1) Standard paper copy. The charge for standard paper copies reproduced by means of an office machine copier or a computer printer is \$.10 per page or \$part of a page. Each side that has recorded information is considered a page.

(2) Nonstandard copy. The charges in this subsection are to cover the materials onto which information is copied and do not reflect any additional charges, including labor, that may be associated with a particular request. The charges for nonstandard copies are:

(A) Rewritable CD (CD-RW)--\$1.00;

(B) Non-rewritable CD (CD-R)--\$1.00;

(C) Digital video disc (DVD)--\$3.00;

(D) Flash Drive--\$4.00;

(D) Oversize paper copy (e.g.: 11 inches by 17 inches, greenbar, bluebar, not including maps and photographs using specialty paper--See also §70.9 of this title)--\$.50;

(E) Specialty paper (e.g.: Mylar, blueprint, blueline, map, photographic--actual cost.

ARTICLE A1.000 MISCELLANEOUS FEES

Current Wording

Sec. A1.004 Public information requests

(3) Personnel charge:

(A) Programming personnel: ~~\$26.00~~ per hour.

~~(B) Other personnel: \$15.00
_____ per hour.~~

~~(4) Overhead charge: 20% of
personnel charge.~~

Proposed Wording

Sec. A1.004 Public information requests

(c) Labor charge for programming. If a particular request requires the services of a programmer in order to execute an existing program or to create a new program so that requested information may be accessed and copied, the governmental body may charge for the programmer's time.

(1) The hourly charge for a programmer is **\$28.50** an hour. Only programming services shall be charged at this hourly rate.

(2) Governmental bodies that do not have in-house programming capabilities shall comply with requests in accordance with §552.231 of the Texas Government Code.

(3) **If the charge for providing a copy of public information includes costs of labor, a governmental body shall comply with the requirements of §552.261(b) of the Texas Government Code.**

ARTICLE A1.000 MISCELLANEOUS FEES

Current Wording

Sec. A1.004 Public information requests

~~(5) Microfiche or microfilm charge:~~

~~_____ (A) Paper copy: \$0.10 per page.~~

~~_____ (B) Fiche or film copy: Actual cost.~~

~~(6) Remote document retrieval charge: Actual cost.~~

~~(7) Computer resource charge:~~

~~_____ (A) Mainframe: \$10.00 per minute.~~

~~_____ (B) Midsize: \$1.50 per minute.~~

~~_____ (C) Client/server: \$2.20 per hour.~~

~~_____ (D) PC or LAN: \$1.00 per hour.~~

~~(8) Miscellaneous supplies: Actual cost.~~

~~(9) Postage and shipping charge: Actual cost.~~

~~(10) Photographs: Actual cost.~~

~~(11) Other costs: Actual cost.~~

~~(12) Outsourced/contracted services: Actual cost.~~

~~(13) No sales tax: No sales tax shall be applied to copies of public information.~~

Proposed Wording

Sec. A1.004 Public information requests

(d) Labor charge for locating, compiling, manipulating data, and reproducing public information.

(1) The charge for labor costs incurred in processing a request for public information is \$15 an hour. The labor charge includes the actual time to locate, compile, manipulate data, and reproduce the requested information.

(2) A labor charge shall not be recovered for any time spent by an attorney, legal assistant, or any other person who reviews the requested information:

(A) To determine whether the governmental body will raise any exceptions to disclosure of the requested information under the Texas Government Code, Subchapter C, Chapter 552; or

(B) To research or prepare a request for a ruling by the attorney general's office pursuant to §552.301 of the Texas Government Code.

(3) When confidential information pursuant to a mandatory exception of the Act is mixed with public information in the same page, a labor charge may be recovered for time spent to redact, blackout, or otherwise obscure confidential information in order to release the public information. A labor charge shall not be made for redacting confidential information for requests of 50 or fewer pages, unless the request also qualifies for a labor charge pursuant to Texas Government Code, 552.261(a)(1) or (2).

(5) If the charge for providing a copy of public information includes costs of labor, a governmental body shall comply with the requirements of Texas Government Code, Chapter 552, §552.261(b).

ARTICLE A1.000 MISCELLANEOUS FEES

Current Wording

Proposed Wording

Sec. A1.004 Public information requests

(e) Overhead charge.

(1) Whenever any labor charge is applicable to a request, a governmental body may include in the charges direct and indirect costs, in addition to the specific labor charge. This overhead charge would cover such costs as depreciation of capital assets, rent, maintenance and repair, utilities, and administrative overhead. If a governmental body chooses to recover such costs, a charge shall be made in accordance with the methodology described in paragraph (3) of this subsection. Although an exact calculation of costs will vary, the use of a standard charge will avoid complication in calculating such costs and will provide uniformity for charges made statewide.

(2) An overhead charge shall not be made for requests for copies of 50 or fewer pages of standard paper records unless the request also qualifies for a labor charge pursuant to Texas Government Code, §552.261(a)(1) or (2).

(3) The overhead charge shall be computed at 20% of the charge made to cover any labor costs associated with a particular request. Example: if one hour of labor is used for a particular request, the formula would be as follows: Labor charge for locating, compiling, and reproducing, \$15.00 x .20 = \$3.00; or Programming labor charge, \$28.50 x .20 = \$5.70. If a request requires one hour of labor charge for locating, compiling, and reproducing information (\$15.00 per hour); and one hour of programming labor charge (\$28.50 per hour), the combined overhead would be: \$15.00 + \$28.50 = \$43.50 x .20 = \$8.70.

ARTICLE A1.000 MISCELLANEOUS FEES

Current Wording

Proposed Wording

Sec. A1.004 Public information requests

(f) Computer resource charge.

(1) The computer resource charge is a utilization charge for computers based on the amortized cost of acquisition, lease, operation, and maintenance of computer resources, which might include, but is not limited to, some or all of the following: central processing units (CPUs), servers, disk drives, local area networks (LANs), printers, tape drives, other peripheral devices, communications devices, software, and system utilities.

(2) These computer resource charges are not intended to substitute for cost recovery methodologies or charges made for purposes other than responding to public information requests.

(3) The charges in this subsection are averages based on a survey of governmental bodies with a broad range of computer capabilities. Each governmental body using this cost recovery charge shall determine which category (ies) of computer system(s) used to fulfill the public information request most closely fits its existing system(s), and set its charge accordingly. Type of System--Rate: mainframe--\$10 per CPU minute; Midsize--\$1.50 per CPU minute; Client/Server--\$2.20 per clock hour; PC or LAN--\$1.00 per clock hour.

(4) The charge made to recover the computer utilization cost is the actual time the computer takes to execute a particular program times the applicable rate. The CPU charge is not meant to apply to programming or printing time; rather it is solely to recover costs associated with the actual time required by the computer to execute a program. This time, called CPU time, can be read directly from the CPU clock, and most frequently will be a matter of seconds. If programming is required to comply with a particular request, the appropriate charge that may be recovered for programming time is set forth in subsection (d) of this section. No charge should be made for computer print-out time. Example: If a mainframe computer is used, and the processing time is 20 seconds, the charges would be as follows: $\$10 / 3 = \3.33 ; or $\$10 / 60 \times 20 = \3.33 .

(5) A governmental body that does not have in-house computer capabilities shall comply with requests in accordance with the §552.231 of the Texas Government Code.

ARTICLE A1.000 MISCELLANEOUS FEES

Current Wording

Proposed Wording

Sec. A1.004 Public information requests

(g) Miscellaneous supplies. The actual cost of miscellaneous supplies, such as labels, boxes, and other supplies used to produce the requested information, may be added to the total charge for public information.

(h) Postal and shipping charges. Governmental bodies may add any related postal or shipping expenses which are necessary to transmit the reproduced information to the requesting party.

(i) Sales tax. Pursuant to Office of the Comptroller of Public Accounts' rules sales tax shall not be added on charges for public information (34 TAC, Part 1, Chapter 3, Subchapter O, §3.341 and §3.342).

(j) Miscellaneous charges: A governmental body that accepts payment by credit card for copies of public information and that is charged a "transaction fee" by the credit card company may recover that fee.

(k) These charges are subject to periodic reevaluation and update.

ARTICLE A3.000 PARKS AND RECREATION FEES

Current Wording

Sec. A3.001 Parks and recreation usage fees

(a) Fee waiver. The city manager is authorized to waive any fee contained in this section which is determined by the city manager to be in the best interest of the city.

Proposed Wording

Sec. A3.001 Parks and recreation usage fees

(a) Fee waiver. The city manager **or designee** is authorized to waive any fee contained in this section which is determined by the city manager to be in the best interest of the city.

ARTICLE A3.000 PARKS AND RECREATION FEES

Current Wording

Sec. A3.001 (b)(1) Community Center meeting rooms (Rooms 117 or 118).

Fee Type	City Fee
Deposit	\$100.00

Proposed Wording

Sec. A3.001 (b)(1) Community Center meeting rooms (Rooms 117 or 118).

Fee Type	City Fee
Deposit	\$100.00 <i>(Renter may be responsible for any damage above \$100)</i>

ARTICLE A3.000 PARKS AND RECREATION FEES

Current Wording

Sec. A3.001 (b)(2) Community Center meeting rooms (Rooms 117 and 118).

Fee Type	City Fee
Deposit	\$100.00

Proposed Wording

Not a duplicate of previous slide word is “and” other slide is “or.”

Sec. A3.001 (b)(2) Community Center meeting rooms (Rooms 117 and 118).

Fee Type	City Fee
Deposit	\$100.00 <i>(Renter may be responsible for any damage above \$100)</i>

ARTICLE A3.000 PARKS AND RECREATION FEES

Current Wording

Sec. A3.001 (b)(3) Community Center gymnasium.

Fee Type	City Fee
Deposit	\$100.00
Nonrefundable administrative fee	\$25.00
Resident	\$50.00/hr during operating hours \$75.00/hr after hours
Nonresident	\$75.00/hr during operating hours \$100.00/hr after hours
Nonprofits	\$50.00/time block during operating hours

Proposed Wording

Sec.A3.001 (b)(3) Community Center gymnasium.

Fee Type	City Fee
Deposit	\$100.00 <i>(Renter may be responsible for any damage above \$100)</i>
Nonrefundable administrative fee	<i>\$75.00 (Nonrefundable administrative fee is waived for Half and Full Court Rentals which are intended for private recreational sports play use only.)</i>
Resident Conference /Meeting /Banquet Rental	\$75.00/hr
Resident Court Rental	\$45.00/hr full court \$25.00/hr ½ court
Nonresident Conference/Meeting /Banquet Rental	\$100.00/hr
Nonresident Court Rental	\$65.00/hr full court \$35.00 /hr ½ court
Nonprofit Group	\$50.00/time block

ARTICLE A3.000 PARKS AND RECREATION FEES

Current Wording

Sec. A3.001 (b)(4) Murphy Activity Center.

Fee Type	City Fee
Deposit	\$100.00
Nonrefundable administrative fee	\$25.00
Resident	\$75.00/hr during operating hours \$100.00/hr after hours
Nonresident	\$100.00/hr during operating hours \$150.00/hr after hours
Nonprofits	\$50.00/time block during operating hours

Proposed Wording

Sec. A3.001 (b)(4) Murphy Activity Center

Fee Type	City Fee
Deposit	\$100.00 <i>(Renter may be responsible for any damage above \$100)</i>
Nonrefundable administrative fee	\$25.00
Resident	\$75.00/hr during operating hours \$100.00/hr after hours
Nonresident	\$100.00/hr during operating hours \$150.00/hr after hours
Nonprofits	\$50.00/time block <i>(Limited to one time per month for each group on Saturdays unless approved by the director.)</i>

ARTICLE A3.000 PARKS AND RECREATION FEES

Current Wording

~~Sec. A3.001 (b)(6) Activity registration. Removed in its entirety – other items renumbered.~~

Fee Type	City Fee
Resident	No fee
Nonresident	\$5.00 per activity registration

Proposed Wording

Sec. A3.001 (b)(7) Community Center Memberships *This item has been added*

Membership Fees	Resident	Non-resident
Youth (4 – 17 yrs)	No Fee	\$20.00/year
Adult (18 – 49 yrs)	No Fee	\$50.00/year
Senior Adults (50 yrs+)	No Fee	\$20.00/year
Daily Drop in Fee	No Fee	\$5.00/day

ARTICLE A3.000 PARKS AND RECREATION FEES

Current Wording

~~Sec. A3.001 (b)(8) Park reservations. *Removed in its entirety*~~

Fee Type	City Fee
50 or more guests	Police security – \$25.00 per hour, 4-hour minimum

ARTICLE A3.000 PARKS AND RECREATION FEES

Current Wording

Sec. A3.001(c) COMMUNITY USE FEES FOR PRIVATE EVENTS, Murphy Central Park Amphitheater Only.

(1) Security Deposits – required for all reservations. Any unused portions of the deposit will be refunded if all the terms of the contract have been met, all facilities are left in good conditions and cancelation procedures have been followed.

(2) Security Deposit Rates:

Expected # Attendants	<250	250-750	750 - <1200	1200- <1800	1800- <2500	2500+
Rate	\$100	\$300	\$500	\$700	\$1000	\$1500

(3) Rental Fees - In addition to the base rental fee the City will require the lessee to pay the City 10% of the gross ticket sales less all the applicable taxes that shall not exceed \$3,000.00.

(4) Rental Fees (per day).

CLASS	Monday - Thursday	Friday/Saturday/Sunday
Private (A)	\$500	\$650
Benefit (B)*	\$250	\$350
Commercial (C)	\$1,000	\$1200

(A) Class A (Private) – for private use such as weddings, reunions, etc. The general public will not be permitted and there will be no advertising through public media.

(B) Class B (Benefit) – Use by a person, civic organization, or education institution possessing a non-profit association state charter who sponsors an event of community interest. This type of event shall be free and open to the public. Donations shall be permitted. Any fundraising will be permitted in which at least 75% of the funds raised are donated to the organization. *The City of Murphy may waive fees to a cost base only at the City's discretion.*

(C) Class C (Commercial) – use by an individual or company who is either holding the event for promotional purposes and/or subsequent profit making, or for the purpose of furthering the company/profession and/or profit making. Most concerts fall under this classification.

Proposed Wording

Sec. A3.001(d) SPECIAL EVENT ASSOCIATED FEES FOR FACILITIES AND SERVICES

** Fees regarding City employees may include event preparation as well as day of event staffing. The City of Murphy reserves the right to decide staffing requirements for the health and safety of all involved.*

RATES BASED ON GROUP TYPE

SERVICE OR FACILITY	NON PROFIT	PRIVATE RESIDENT	COMMERCIAL
Security Deposit -refundable (based on event)	\$100-\$250	\$100-\$1500	\$100-\$1500
Special Event Application Fee	\$10	\$0	\$50
Carnivals and Fairs Permit	\$0	\$50	\$50
Exhibit and Trade Shows Permit	\$0	\$50	\$50
Open Flames, Torches and Candles Permit	\$100	\$100	\$100
Pyrotechnic Special Effects Permit	\$200	\$200	\$200
Tents/Canopies/Air-Supported Membrane Structure (Bounce House) Permit	\$0	\$100	\$100
Fencing Permit	\$150	\$150	\$150
Temporary Sign Permit (valid for 7 days)	\$0	\$75	\$75
Temporary Banner Permit (valid for 7 days)	\$0	\$50	\$50
Amphitheater Rental SUN - THUR (8 Hour Contract)	\$150	\$500	\$1000
Amphitheater Rental FRI/SAT (8 Hour Contract)	\$350	\$650	\$1200
Amphitheater and Pavilion SUN - THUR (8 Hour Contract)	\$175	\$550	\$1100
Amphitheater and Pavilion FRI/SAT (8 Hour Contract)	\$375	\$700	\$1300
Amphitheater and Exhibition Field Rental SUN - THUR (8 hr. contract)	\$250	N/A	\$1500
Amphitheater and Exhibition Field Rental FRI/SAT (8 hr. Contract)	\$450	N/A	\$1700
Amphitheater, Pavilion and Exhibition Field Rental SUN - THUR (8 hr. contract)	\$275	N/A	\$1600
Amphitheater, Pavilion and Exhibition Field Rental FRI/SAT (8 hr. contract)	\$475	N/A	\$1800

ARTICLE A3.000 PARKS AND RECREATION FEES

Current Wording (continued)

(5) Service Personnel Fees (staff costs) – Events may be required to or opt to have City staff present at approved events. Fees vary depending on the amount of personnel the department manager determines to be necessary. Volunteers or internal employees can be taken into consideration.

(6) Ticket information, sales and admission fees. There are three options for admission: free and to the public; by invitation only; or tickets available for purchase. The lessee may charge an admission fee to the event. If so, the city receives 10% of gross ticket sales or pay a flat fee. Ticket sales shall not exceed the actual number of available seating. Admission to ticketed events can be monitored with the setup of a temporary perimeter or monitoring ticketed guests with the use of special wristbands.

(A) Gross ticket sales option. The city receives 10% of gross ticket sales.

(B) Flat rate admission option.

Expected # of Attendants	<250	250-750	750 - <1200	1200- <1800	1800- <2500	2500+
Rate	\$150	\$500	\$1000	\$1500	\$2150	\$3000

(7) Food, Beverage and Souvenir Sales Fees – If the lessee wishes to sell items on the premises, a vendor permit must be obtained. Vendors are responsible for their own booth, equipment and labor. Vendor locations must be approved by the department manager. The City reserves the right to collect an additional fee of 10% of all gross sales or a flat rate to be determined at the time of application from the vendor.

(8) Refunds: Full refunds will require advanced written notice at least 90 days prior to the rental date. If the event cannot be held or rescheduled due to weather, the lessee is still responsible for all incurred expenses and a refund of the rental fee may be available after all other fees are paid. The City of Murphy will retain a \$50 application fee from the deposit refund for cancellations.

Proposed Wording (Continued)

(5) RATES FOR STAFF

**The City reserves the right to determine if onsite staff will be necessary for event on a case by case basis.*

DEPARTMENT	HRLY RATE	MIN HRS	BASE TOTAL
FIRE	\$ 32.50	4 HRS	\$ 130.00
FACILITIES	\$ 19.50	2 HRS	\$ 39.00
POLICE	\$ 45.00	4 HRS	\$ 180.00
RECREATION	\$ 23.00	2 HRS	\$ 46.00
EVENT STAFF	\$ 27.00	2 HRS	\$ 55.00
PARKS	\$ 26.50	2 HRS	\$ 53.00
PUBLIC WORKS	\$ 26.00	2 HRS	\$ 52.00
TECHNICAL (IT) STAFF	\$ 40.50	2 HRS	\$ 81.00
FINANCE/CASH HANDLERS	\$ 33.00	2 HRS	\$ 66.00
CODE COMPLIANCE	\$ 32.00	2 HRS	\$ 64.00
ANIMAL CONTROL	\$ 28.50	2 HRS	\$ 57.00

(6) Food, beverage and souvenir sales fees. If the lessee wishes to sell items on the premises, a vendor permit must be obtained. **Applicants are responsible for all necessary vendor permitting fees and associated permitting costs.** Vendors are responsible for their own booth, equipment and labor. Vendor locations must be approved by the department manager. The city reserves the right to collect an additional fee of 10% of all gross sales or a flat rate to be determined at the time of application from the vendor.

(7) Refunds: Full refunds will require advanced written notice at least 60 days prior to the rental date. If the event cannot be held or rescheduled due to weather, the lessee is still responsible for all incurred expenses and a refund of the rental fee may be available after all other fees are paid. The City of Murphy will retain a \$50 application fee from the deposit refund for cancellations. **No refunds will be issued if the event is cancelled less than 60 days prior to the rental date, any fees will be forfeited by the lessee and the deposit will be returned.**

ARTICLE A5.000 BUSINESS RELATED FEES

Current Wording

Sec. A5.001 Alarm permits

(a) An alarm permit must be obtained before inspection of the alarm system can be scheduled. The residential alarm permit will be automatically billed on the monthly statement when submitting a new alarm permit and subsequently on the annual renewal date.

(1) Residential, new and renewal, annually: \$25.00.

(2) Commercial, new and renewal, annually: \$50.00.

(3) Late renewal fee, after 10 days late: \$10.00.

(b) False alarms:

(1) \$50.00 for each false alarm after three (3).

(2) \$75.00 for each false alarm after eight (8) or more.

(3) No false alarm fee for a newly installed system for the first thirty (30) days.

(c) Permit holder or emergency contact person fails to respond to scene and the premises are secured by city representatives: \$50.00.

(d) Service fee when alarm system company relays incorrect permit number with alarm notification to city: \$50.00.

Proposed Wording

Sec. A5.001 Alarm permits

(a) An alarm permit must be obtained before inspection of the alarm system can be scheduled. The residential alarm permit will be automatically billed on the monthly **water bill** statement when submitting a new alarm permit and subsequently on the annual renewal date. **All false alarm charges will be billed as well.**

(1) Residential, new and renewal, annually: \$25.00.

(2) Commercial, new and renewal, annually: \$50.00.

(3) Late renewal fee, after 10 days late: \$10.00.

(b) False alarms:

(1) \$50.00 for each false alarm after three (3).

(2) \$75.00 for each false alarm after eight (8) or more.

(3) No false alarm fee for a newly installed system for the first thirty (30) days.

(c) Permit holder or emergency contact person fails to respond to scene and the premises are secured by city representatives: \$50.00.

(d) Service fee when alarm system company relays incorrect permit number with alarm notification to city: \$50.00.

ARTICLE A5.000 BUSINESS RELATED FEES

Current Wording

Sec. A5.004 Food, food establishments, and food vendors permit and inspection fees

- (a) Mobile catering vendors, annual permit: \$300.00/hot, \$200.00/cold.
- (b) Temporary event vendor, 1 day: \$100.00.
- (c) Convenience stores, annual permit: \$150.00.
- (d) Grocery stores, annual permit: \$500.00.
- (e) Restaurants/cafes, annual permit, \$350.00.
- (f) Other facilities serving the public food and/or beverage, annual permit: \$150.00.
- (g) Health plan review fee: \$300.00.

Proposed Wording

Sec. A5.004 Food, food establishments, and food vendors' permit and inspection fees

- (a) Mobile catering vendors, annual permit: \$300.00/hot, \$200.00/cold. *This permit requires a solicitor permit to be obtained as well.*
- (b) Temporary event vendor, 1 day: \$100.00.
- (c) *Seasonal event vendor annual permit only valid May 1 – September 30: \$200.00*
- (d) Convenience stores, annual permit: \$150.00.
- (e) Grocery stores, annual permit: \$500.00.
- (f) Restaurants/cafes, annual permit, \$350.00.
- (g) Other facilities serving the public food and/or beverage, annual permit: \$150.00.
- (h) Health plan review fee: \$300.00.

ARTICLE A6.000 EMERGENCY MEDICAL SERVICES FEES

Current Wording

Sec. A6.001 Emergency medical services

- (a) Base fee resident: ~~\$600.00~~.
- (b) Base fee nonresident: ~~Resident + 15% = \$690.00~~.
- (c) BLS supplies: ~~\$125.00~~.
- (d) ALS supplies: \$250.00.
- (e) Treatment/no transport: ~~\$100.00~~.
- (f) Mileage: ~~\$10.00~~/loaded mile.
- (g) Oxygen: ~~\$70.00~~.

Proposed Wording

Sec. A6.001 Emergency medical services

- (a) Base fee resident: **\$700.00**.
- (b) Base fee nonresident: **\$800.00**.
- (c) BLS supplies: **\$200.00**.
- (d) ALS supplies: \$250.00.
- (e) Treatment/no transport: **\$125.00**.
- (f) Mileage: **\$14.00**/loaded mile.
- (g) Oxygen: **\$100.00**.

ARTICLE A7.000 FIRE AND SAFETY PERMITS AND INSPECTIONS

Current Wording

Sec. A7.004 Hazardous material incident

Fire department services related to hazardous material incident: \$400.00 per hour for each engine or truck company and \$200.00 per hour for each medical unit or utility vehicle.

Proposed Wording

Sec. A7.004 Hazardous material incident

Fire department services related to hazardous material incident: \$400.00 per hour for each engine or truck company and \$200.00 per hour for each medical unit or utility vehicle **plus supplies.**

ARTICLE A8.000 UTILITY RATES AND CHARGES

Current Wording

Sec. A8.003 Water and sewer usage rates

(a) Water service.

(1) \$60.00 new residential and commercial customer deposit.

(2) ~~\$100.00~~ new renter customer deposit.

(3) \$100.00 for builder's new construction deposit.

Proposed Wording

Sec. A8.003 Water and sewer usage rates

(a) Water service.

(1) \$100.00 new residential and commercial customer deposit.

(2) **\$200.00** new renter customer deposit.

(3) \$100.00 for builder's new construction deposit.

The City of Murphy holds utility account deposits until the accounts are terminated. If there is a remaining balance due, the customer receives a final billing. If there is a credit balance, the customer receives a final billing and a refund check in the account holder's name only.

ARTICLE A8.000 UTILITY RATES AND CHARGES

Current Wording

Sec. A8.003 Water and sewer usage rates

(a) Water service.

~~(6) A leak credit will be applied after a customer presents proof of repair of leak within ninety (90) days. An average charge will be applied based on water usage two months prior to the month of leak and one month after the leak. This average will apply to water usage only and leak credit shall be applied only once per 12 month period as appropriate.~~

Proposed Wording

Sec. A8.003 Water and sewer usage rates

(a) Water service.

(6) Leak Credit Requirements

- A leak credit will be considered after a customer presents proof of repair of leak within ninety (90) days.
- This average will apply to water usage only and leak credit shall be applied only once per 12-month period as appropriate, and cannot cover a period greater than 90 days (3 months).
- Leak credit will be based on a 24 month average by using the following calculations -
- Leak usage 0 to 15,000 gallons will be calculated by 1st tier rate minus wholesale rate,
- Leak usage 15,000 and above will be calculated at 2nd tier rate minus wholesale rate.

(New customers will be charged the citywide residential average usage of 9,400 gallons until their own independent 24 month average has been established).

- If a leak is detected by the City and the location has been notified, the homeowner must repair the leak within 90 days of notification to be considered for a credit.

ARTICLE A9.000 BUILDING, CONSTRUCTION AND DEVELOPMENT RELATED FEES

Current Wording

Sec. A9.007 Sign permits

Sign permit fees:

- (2) Permit replacement fee: ~~\$15.00~~.

Proposed Wording

Sec. A9.007 Sign permits

Sign permit fees:

- (2) Permit replacement fee: **\$25.00**.

ORDINANCE NO. 16-09-1017

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MURPHY, TEXAS, ADMENDING ORDINANCE 09-10-817, EXHIBIT A: FEE SCHEDULE; AND PROVIDING FOR SAID ORDINANCE TO TAKE EFFECT FROM AND AFTER ITS DATE OF PUBLICATION.

WHEREAS, the City Council has previously adopted a Fee Schedule on October 5, 2009; and

WHEREAS, the City Council amended the fee schedule on March 22, 2010, January 4, 2011, March 1, 2011, May 17, 2011 July 19, 2011, April 3, 2012, November 1, 2012, March 18, 2014, May 7, 2013, July 15, 2014, October 7, 2014, September 1, 2015, October 6, 2015; and August 16, 2016; and

WHEREAS, City Council desired to amend the Fee Schedule to reflect the charges which may be assessed given recent legislative changes.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MURPHY, TEXAS:

Section 1. Findings Incorporated. The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

Section 2. Waive Fee Clause. The City Manager is authorized to waive any fee contained in this Fee Schedule which is determined by the City Manager to be in the best interest of the City of Murphy, Texas.

Section 3. Fee Schedule. The Fee Schedule, attached hereto as *Exhibit A* is hereby adopted.

Section 4. Cumulative/Repealer Clause. This ordinance shall be cumulative of all provisions of state or federal law and all ordinances of the City of Murphy, Texas, except where the provisions of this ordinance are in direct conflict with the provisions of such other ordinances, in which event the conflicting provisions of such ordinances are hereby repealed to the extent of such conflict.

Section 5. Severability Clause. If any word, section, article, phrase, paragraph, sentence, clause or portion of this ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, such holding shall not affect for any reason, the validity of the remaining portions of this ordinance or of Appendix A of the City of Murphy Code of Ordinances, and the remaining portions shall remain in full force and effect.

Section 6. Penalty Clause. Any person, firm or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction, in the municipal court of the City of Murphy, Texas, shall be punished by a fine not to exceed the sum of two thousand dollars (\$2,000.00) for each offense, and each and every day any such violation shall continue shall be deemed to constitute a separate offense.

Section 7. **Effective Date.** This ordinance shall take effect October 1, 2016 after its passage and the publication of the caption, as the law and City Charter in such cases provide.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Murphy, Texas this 6th day of September, 2016.

Eric Barna, Mayor

ATTEST:

Susie Quinn, City Secretary

Exhibit A – Fee Schedule

Will be sent in a separate email prior to the City Council meeting

Exhibit A

The following schedule of fees shall apply to the permits, licenses, services and programs provided by the city. In the occasion the city must hire an outside service or consultant to perform any of these services or any unlisted service, the city may charge the applicant 100% of the outside service or consultant charges including actual costs, administrative and overhead costs.

ARTICLE A1.000 MISCELLANEOUS FEES**Sec. A1.001 City payment charges**

- (a) \$35.00 for any returned check.
- (b) \$4.00 for all credit card payments made in person, online, and over the telephone for municipal court and building permits.

(Ordinance 13-05-949, sec. 2.400, adopted 5/7/13)

Sec. A1.002 Notary charges

- (a) Texas Government Code Ann. sec. 406.024 sets out the maximum fees a notary public, or their employer, may charge for notary public services. A notary public who charges more than the maximum set out below subjects the notary to possible criminal prosecution and suspension or revocation of the notary's notary public commission by the secretary of state's office.
- (b) Notary public may charge the following fees:
 - (1) No charge for signature and seal.
 - (2) No charge for each additional signature.
 - (3) No charge per page for copies of all records or papers in the notary public's office.

(Ordinance 13-05-949, sec. 6.200, adopted 5/7/13)

Sec. A1.003 Police reports

- (a) Additionally, a charge of \$15.00 per hour, plus 20% personnel charge, may apply to any request requiring extensive time and research.
- (b) Accident reports: \$6.00.
- (c) Computer-generated offense reports (over 10 pages): \$0.10 per page.
- (d) Local background check: \$10.00.
- (e) Fingerprinting fee: \$10.00.

(Ordinance 13-05-949, sec. 6.400, adopted 5/7/13)

Sec. A1.004 Public information requests

Exhibit A

- (a) The charges in this section to recover costs associated with providing copies of public information are based on estimated average costs to governmental bodies across the state. When actual costs are 25% higher than those used in these rules, governmental bodies other than agencies of the state, may request an exemption in accordance with §70.4 of this title (relating to Requesting an Exemption).
- (b) Copy charge.
- (1) Standard paper copy. The charge for standard paper copies reproduced by means of an office machine copier or a computer printer is \$.10 per page or part of a page. Each side that has recorded information is considered a page.
 - (2) Nonstandard copy. The charges in this subsection are to cover the materials onto which information is copied and do not reflect any additional charges, including labor, that may be associated with a particular request. The charges for nonstandard copies are:
 - (A) Rewritable CD (CD-RW)--\$1.00;
 - (B) Non-rewritable CD (CD-R)--\$1.00;
 - (C) Digital video disc (DVD)--\$3.00;
 - (D) Flash Drive--\$4.00;
 - (E) Oversize paper copy (e.g.: 11 inches by 17 inches, greenbar, bluebar, not including maps and photographs using specialty paper--See also §70.9 of this title)--\$.50;
 - (F) Specialty paper (e.g.: Mylar, blueprint, blueline, map, photographic--actual cost.
- (c) Labor charge for programming. If a particular request requires the services of a programmer in order to execute an existing program or to create a new program so that requested information may be accessed and copied, the governmental body may charge for the programmer's time.
- (1) The hourly charge for a programmer is \$28.50 an hour. Only programming services shall be charged at this hourly rate.
 - (2) Governmental bodies that do not have in-house programming capabilities shall comply with requests in accordance with §552.231 of the Texas Government Code.
 - (3) If the charge for providing a copy of public information includes costs of labor, a governmental body shall comply with the requirements of §552.261(b) of the Texas Government Code.
- (d) Labor charge for locating, compiling, manipulating data, and reproducing public information.
- (1) The charge for labor costs incurred in processing a request for public information is \$15 an hour. The labor charge includes the actual time to locate, compile, manipulate data, and reproduce the requested information.
 - (2) A labor charge shall not be recovered for any time spent by an attorney, legal assistant, or any other person who reviews the requested information:
 - (A) To determine whether the governmental body will raise any exceptions to disclosure of the requested information under the Texas Government Code, Subchapter C, Chapter 552; or
 - (B) To research or prepare a request for a ruling by the attorney general's office pursuant to §552.301 of the Texas Government Code.
 - (3) When confidential information pursuant to a mandatory exception of the Act is mixed with public information in the same page, a labor charge may be recovered for time spent to redact, blackout, or otherwise obscure confidential information in order to release the public information. A labor charge shall not be made for redacting confidential information for requests of 50 or fewer pages, unless the request also qualifies for a labor charge pursuant to Texas Government Code, §552.261(a)(1) or (2).
 - (4) If the charge for providing a copy of public information includes costs of labor, a governmental body shall comply with the requirements of Texas Government Code, Chapter 552, §552.261(b).
- (e) Overhead charge.

Exhibit A

- (1) Whenever any labor charge is applicable to a request, a governmental body may include in the charges direct and indirect costs, in addition to the specific labor charge. This overhead charge would cover such costs as depreciation of capital assets, rent, maintenance and repair, utilities, and administrative overhead. If a governmental body chooses to recover such costs, a charge shall be made in accordance with the methodology described in paragraph (3) of this subsection. Although an exact calculation of costs will vary, the use of a standard charge will avoid complication in calculating such costs and will provide uniformity for charges made statewide.
 - (2) An overhead charge shall not be made for requests for copies of 50 or fewer pages of standard paper records unless the request also qualifies for a labor charge pursuant to Texas Government Code, §552.261(a)(1) or (2).
 - (3) The overhead charge shall be computed at 20% of the charge made to cover any labor costs associated with a particular request. Example: if one hour of labor is used for a particular request, the formula would be as follows: Labor charge for locating, compiling, and reproducing, \$15.00 x .20 = \$3.00; or Programming labor charge, \$28.50 x .20 = \$5.70. If a request requires one hour of labor charge for locating, compiling, and reproducing information (\$15.00 per hour); and one hour of programming labor charge (\$28.50 per hour), the combined overhead would be: \$15.00 + \$28.50 = \$43.50 x .20 = \$8.70.
- (f) Computer resource charge.
- (1) The computer resource charge is a utilization charge for computers based on the amortized cost of acquisition, lease, operation, and maintenance of computer resources, which might include, but is not limited to, some or all of the following: central processing units (CPUs), servers, disk drives, local area networks (LANs), printers, tape drives, other peripheral devices, communications devices, software, and system utilities.
 - (2) These computer resource charges are not intended to substitute for cost recovery methodologies or charges made for purposes other than responding to public information requests.
 - (3) The charges in this subsection are averages based on a survey of governmental bodies with a broad range of computer capabilities. Each governmental body using this cost recovery charge shall determine which category(ies) of computer system(s) used to fulfill the public information request most closely fits its existing system(s), and set its charge accordingly. Type of System--Rate: mainframe--\$10 per CPU minute; Midsize--\$1.50 per CPU minute; Client/Server--\$2.20 per clock hour; PC or LAN--\$1.00 per clock hour.
 - (4) The charge made to recover the computer utilization cost is the actual time the computer takes to execute a particular program times the applicable rate. The CPU charge is not meant to apply to programming or printing time; rather it is solely to recover costs associated with the actual time required by the computer to execute a program. This time, called CPU time, can be read directly from the CPU clock, and most frequently will be a matter of seconds. If programming is required to comply with a particular request, the appropriate charge that may be recovered for programming time is set forth in subsection (d) of this section. No charge should be made for computer print-out time. Example: If a mainframe computer is used, and the processing time is 20 seconds, the charges would be as follows: \$10 / 3 = \$3.33; or \$10 / 60 x 20 = \$3.33.
 - (5) A governmental body that does not have in-house computer capabilities shall comply with requests in accordance with the §552.231 of the Texas Government Code.
- (g) Miscellaneous supplies. The actual cost of miscellaneous supplies, such as labels, boxes, and other supplies used to produce the requested information, may be added to the total charge for public information.
- (h) Postal and shipping charges. Governmental bodies may add any related postal or shipping expenses which are necessary to transmit the reproduced information to the requesting party.

Exhibit A

- (i) Sales tax. Pursuant to Office of the Comptroller of Public Accounts' rules sales tax shall not be added on charges for public information (34 TAC, Part 1, Chapter 3, Subchapter O, §3.341 and §3.342).
- (j) Miscellaneous charges: A governmental body that accepts payment by credit card for copies of public information and that is charged a "transaction fee" by the credit card company may recover that fee.
- (k) These charges are subject to periodic reevaluation and update.

Sec. A1.005 Nuisance abatement

Mowing and clearing of acreage: Administrative fee of \$200.00 plus contractor fee for mowing. (Ordinance adopting 2015 Code)

ARTICLE A2.000 MUNICIPAL COURT FEES

Sec. A2.001 Municipal court fees

- (a) Court security fee: \$3.00 per conviction.
- (b) Court technology fee: \$4.00 per conviction.
- (c) Court juvenile case manager fee: \$5.00 per conviction.

(Ordinance 13-05-949, sec. 6.100, adopted 5/7/13)

ARTICLE A3.000 PARKS AND RECREATION FEES

Sec. A3.001 Parks and recreation usage fees

- (a) Fee waiver. The city manager or designee is authorized to waive any fee contained in this section which is determined by the city manager to be in the best interest of the city.
- (b) Community use fees for private events, all facilities except the Murphy Central Park Amphitheatre. The city may levy and collect a fee for community meeting rooms.
 - (1) Community Center meeting rooms (Rooms 117 or 118).

Fee Type	City Fee
Deposit	\$100.00 <i>(Renter may be responsible for any damage above \$100)</i>
Nonrefundable administrative fee	\$25.00
Resident	\$20.00/hr during operating hours
	\$40.00/hr after hours
Nonresident	\$40.00/hr during operating hours
	\$60.00/hr after hours
Nonprofits	\$10.00/time block during operating

Exhibit A

	hours
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- (2) Community Center meeting rooms (Rooms 117 and 118).

Fee Type	City Fee
Deposit	\$100.00 (Renter may be responsible for any damage above \$100)
Nonrefundable administrative fee	\$25.00
Resident	\$40.00/hr during operating hours
	\$60.00/hr after hours
Nonresident	\$60.00/hr during operating hours
	\$80.00/hr after hours
Nonprofits	\$20.00/time block during operating hours

- (3) Community Center gymnasium.

Fee Type	City Fee
Deposit	\$100.00 (Renter may be responsible for any damage above \$100)
Nonrefundable administrative fee	<i>\$75.00 (Nonrefundable administrative fee is waived for Half and Full Court Rentals which are intended for private recreational sports play use only).</i>
Resident Conference/Meeting/Banquet Rental	\$75.00/hr
Resident Court Rental	\$45.00/hr full court \$25.00/hr ½ court
Nonresident Conference/Meeting/Banquet Rental	\$100.00/hr
Nonresident Court Rental	\$65.00/hr full court \$35.00/hr ½ court
Nonprofit Group	\$50.00/time block

- (4) Murphy Activity Center.

Fee Type	City Fee
Deposit	\$100.00 (Renter may be responsible for any damage above \$100)
Nonrefundable administrative fee	\$25.00

Exhibit A

Resident	\$75.00/hr during operating hours
	\$100.00/hr after hours
Nonresident	\$100.00/hr during operating hours
	\$150.00/hr after hours
Nonprofits	\$50.00/time block <i>(Limited to one time per month for each group on Saturdays unless approved by a director)</i>

(5) Park pavilions.

Fee Type	City Fee
Resident	\$25.00 for two hours, then \$10.00/hour
Nonresident	\$50.00 for two hours, then \$10.00/hour

(6) Athletic field reservations.

Fee Type	City Fee
Resident	No fee
Nonresident	Team must have 40% Murphy residents

(7) Community Center Memberships

Membership Fees	Resident	Non-resident
Youth (4 - 17 yrs)	No Fee	\$20.00/year
Adult (18 – 49yrs)	No Fee	\$50.00/year
Senior Adults (50 yrs+)	No Fee	\$20.00/year
Daily Drop In Fee	No Fee	\$5.00/day

(8) Activity registration

Fee Type	City Fee
Resident	No fee
Nonresident	\$5.00 per activity registration

Exhibit A

(c) Community use fees for private events, Murphy Central Park Amphitheater only. Special event associated fees for facilities and services. Fees regarding City employees may include event preparation as well as day of event staffing. The City of Murphy reserves the right to decide staffing requirements for the health and safety of all involved.

(1) Rates based on group type.

SERVICE	NON PROFIT	PRIVATE RESIDENT	COMMERCIAL
Security Deposit –refundable (based on event)	\$100-\$250	\$100-\$1500	\$100-\$1500
Special Event Application Fee	\$10	\$0	\$50
FACILITY	NON PROFIT	PRIVATE RESIDENT	COMMERCIAL
Amphitheater Rental SUN – THUR (8 Hour Contract)	\$150	\$500	\$1000
Amphitheater Rental FRI/SAT (8 Hour Contract)	\$350	\$650	\$1200
Amphitheater and Pavilion SUN – THUR (8 Hour Contract)	\$175	\$550	\$1100
Amphitheater and Pavilion FRI/SAT (8 Hour Contract)	\$375	\$700	\$1300
Amphitheater and Exhibition Field Rental SUN – THUR (8 hr. contract)	\$250	N/A	\$1500
Amphitheater and Exhibition Field Rental FRI/SAT (8 hr. Contract)	\$450	N/A	\$1700
Amphitheater, Pavilion and Exhibition Field Rental SUN – THUR (8 hr. contract)	\$275	N/A	\$1600
Amphitheater, Pavilion and Exhibition Field Rental FRI/SAT (8 hr. contract)	\$475	N/A	\$1800

(2) Rates based on event size

ITEM	<100	100-250	250-1000	1000-1500	1500-2500	2500+
Security Deposit –refundable (based on event)	\$0	\$100	\$300	\$500	\$1000	\$1500
Special Event Permit Fee (TBD)						
Amphitheater Rental Mon-Thurs (8 Hour Contract)	\$50	\$75	\$200	\$500	\$750	\$1000
Amphitheater Rental Fri-Sun (8 Hour Contract)	\$75	\$100	\$300	\$650	\$1000	\$1200
Amphitheater and Exhibition Field Rentals (8 hour contract)	\$150	\$300	\$500	\$850	\$1250	\$1500
Exhibition Field I (8 hours) (rectangular space)	\$75	\$100	\$200	\$200	\$250	\$300

(3) Rates for staff. The City reserves the right to determine if onsite staff will be necessary for event on a case by case basis.

DEPARTMENT	HRLY RATE	MIN HRS	BASE TOTAL
FIRE	\$ 32.50	4 HRS	\$ 130.00
FACILITIES	\$ 19.50	2 HRS	\$ 39.00

Exhibit A

POLICE	\$ 45.00	4 HRS	\$ 180.00
RECREATION	\$ 23.00	2 HRS	\$ 46.00
EVENT STAFF	\$ 27.00	2 HRS	\$ 55.00
PARKS	\$ 26.50	2 HRS	\$ 53.00
PUBLIC WORKS	\$ 26.00	2 HRS	\$ 52.00
TECHNICAL (IT) STAFF	\$ 40.50	2 HRS	\$ 81.00
FINANCE/CASH HANDLERS	\$ 33.00	2 HRS	\$ 66.00
CODE COMPLIANCE	\$ 32.00	2 HRS	\$ 64.00
ANIMAL CONTROL	\$ 28.50	2 HRS	\$ 57.00

(4) Ticket information, sales and admission fees. There are three options for admission: free and to the public; by invitation only; or tickets available for purchase. The lessee may charge an admission fee to the event. If so, the city receives 10% of gross ticket sales or to pay a flat fee. Ticket sales shall not exceed the actual number of available seating. Admission to ticketed events can be monitored with the setup of a temporary perimeter or monitoring ticketed guests with the use of special wristbands.

(A) Gross ticket sales option. The city receives 10% of gross ticket sales.

(B) Flat rate admission option.

Expected Number of Attendants	<250	250-750	750 - <1200	1200- <1800	1800- <2500	2500+
Rate	\$150	\$500	\$1,000	\$1,500	\$2,150	\$3,000

(5) Food, beverage and souvenir sales fees. If the lessee wishes to sell items on the premises, a vendor permit must be obtained. Applicants are responsible for all necessary vendor permitting fees and associated permitting costs. Vendors are responsible for their own booth, equipment and labor. Vendor locations must be approved by the department manager. The city reserves the right to collect an additional fee of 10% of all gross sales or a flat rate to be determined at the time of application from the vendor.

(6) Refunds. Full refunds will require advanced written notice at least 90 days prior to the rental date. If the event is cancelled less than 90 days prior to the rental date, any fees and deposits will be forfeited by the lessee. If the event cannot be held or rescheduled due to weather, the lessee is still responsible for all incurred expenses and a refund of the rental fee may be available after all other fees are paid. The city will retain a \$50.00 application fee from the deposit refund for any cancellation.

(Ordinance 13-05-949, sec. 6.300, adopted 5/7/13; Ordinance 14-01-968, secs. 2, 3, adopted 1/21/14)

ARTICLE A4.000 ANIMAL CONTROL FEES

Sec. A4.001 Animal control fees

(a) Animal impound*:

Exhibit A

- (1) 1st impound: \$50.00.
- (2) 2nd impound: \$75.00.
- (3) 3rd impound: \$125.00.
- (4) 4th impound: \$150.00.
- (b) Daily handling fee: \$10.00 per day.
- (c) Pet registration:
 - (1) Sterilized: \$10.00 per year.
 - (2) Non-sterilized: \$15.00 per year.
- (d) Dangerous animal registration, per animal: \$50.00 per year.
- (e) Dog and cat adoption fee, not sterilized: \$85.00 per animal.
- (f) Dog and cat adoption fee, already sterilized: \$45.00.
- (g) Standard shipping for rabies testing: Actual Shipping Cost.
- (h) Quarantine fee, per animal: \$150.00.
- (i) Microchipping fee, per animal: \$20.00.
- (j) Euthanasia fee, per animal: \$25.00.
- (k) Disposal fee, per animal: \$25.00.
- (l) Owner surrender fee, per animal: \$20.00
- (m) Duplicate animal registration fee, per animal: \$5.00
- (n) Wild/Exotic Animal registration fee, per animal: \$50.00

*These fees are above and beyond any citation fees related to violations of city ordinance or state laws.

(Ordinance 13-05-949, sec. 1.400, adopted 5/7/13; Ordinance adopting 2015 Code)

ARTICLE A5.000 BUSINESS RELATED FEES**Sec. A5.001 Alarm permits**

- (a) An alarm permit must be obtained before inspection of the alarm system can be scheduled. The residential alarm permit will be automatically billed on the monthly water bill statement when submitting a new alarm permit and subsequently on the annual renewal date. All false alarm charges will be billed as well.

Exhibit A

- (1) Residential, new and renewal, annually: \$25.00.
- (2) Commercial, new and renewal, annually: \$50.00.
- (3) Late renewal fee, after 10 days late: \$10.00.

(b) False alarms:

- (1) \$50.00 for each false alarm after three (3).
- (2) \$75.00 for each false alarm after eight (8) or more.
- (3) No false alarm fee for a newly installed system for the first thirty (30) days.

(c) Permit holder or emergency contact person fails to respond to scene and the premises are secured by city representatives: \$50.00.

(d) Service fee when alarm system company relays incorrect permit number with alarm notification to city: \$50.00.

(1993 Code, secs. 98.04, 98.05; 2006 Code, secs. 6-4, 6-5; Ordinance 375, secs. 1-4, 1-5 adopted 4/3/95; Ordinance 13-05-949, sec. 1.100, adopted 5/7/13)

Sec. A5.002 Alcoholic beverage permits

The city may levy and collect a fee not to exceed one-half of the state fee for each license issued for premises located within the city. License fee(s) for businesses located within the city and who hold a license from the Texas Alcoholic Beverage Commission in accordance with the 2009 TABC chapter 26 and chapter 28:

All renewals are on a bi-annual basis.

Permit Code	Type of Permit	Issuance	State Fee	City Fee
BG	Wine & Beer Retailer's	Bi-annually	\$350.00	\$175.00
BQ	Wine & Beer Retailer's Off-Premise	Bi-annually	\$120.00	\$60.00
LB	Mixed Beverage Late Hours	Bi-annually	\$300.00	\$150.00
MB	Mixed Beverage Permit	Original	\$6,000.00	N/A
		1st renewal	\$4,500.00	N/A
		2nd renewal	\$3,000.00	\$1,500.00
		3rd and all subsequent renewals	\$1,500.00	\$750.00
RM	Mixed Beverage Restaurant with Food & Beverage	Original	\$6,000.00	N/A
		1st renewal	\$4,500.00	N/A
		2nd renewal	\$3,000.00	\$1,500.00
		3rd and all subsequent renewals	\$1,500.00	\$750.00

Exhibit A

(Ordinance 13-05-949, sec. 1.200, adopted 5/7/13)

Sec. A5.003 Amusement and entertainment permits

	Type	Comments	Permit Period	Fee
(a)	Amusement buildings	Inspect for fire and public safety	Until revoked	\$50.00
(b)	Places of assembly	Inspect for fire and public safety	Until revoked	\$50.00
(c)	Carnivals and fairs	Inspect for fire and public safety	2 weeks	\$50.00
(d)	Exhibits and trade shows	Inspect for fire and public safety	2 weeks	\$50.00
(e)	Pyrotechnic special effects	Inspect for fire and public safety	1 day	\$200.00

(Ordinance 13-05-949, sec. 1.300, adopted 5/7/13)

Sec. A5.004 Food, food establishments, and food vendor’s permit and inspection fees

- (a) Mobile catering vendors, annual permit: \$300.00/hot, \$200.00/cold. This permit requires a solicitor permit to be obtained as well.
- (b) Temporary event vendor, 1 day: \$100.00.
- (c) Seasonal event vendor annual permit only valid May 1 – September 30: \$200.00
- (d) Convenience stores, annual permit: \$150.00.
- (e) Grocery stores, annual permit: \$500.00.
- (f) Restaurants/cafes, annual permit, \$350.00.
- (g) Other facilities serving the public food and/or beverage, annual permit: \$150.00.
- (h) Health plan review fee: \$300.00.

(Ordinance 13-05-949, sec. 4.100, adopted 5/7/13)

Sec. A5.005 Solicitor permits and licensing

- (a) Door-to-door solicitation - valid for 3 months from date of issue:
 - (1) \$200.00 company registration and one agent.
 - (2) \$75.00 registration per each additional agent.

(Ordinance 13-05-949, sec. 8.200, adopted 5/7/13)

Sec. A5.006 Sexually oriented businesses

Exhibit A

- (a) Nonrefundable license application fee: \$500.00.
- (b) Nonrefundable application processing fee: \$60.00.
- (c) Replacement of personal card or on-site card: \$35.00.
- (d) Reinstatement fee in lieu of suspension: \$500.00.

(2006 Code, secs. 22-41, 22-49, 22-62; Ordinance 10-09-853, sec. 2, adopted 9/7/10)

ARTICLE A6.000 EMERGENCY MEDICAL SERVICES FEES

Sec. A6.001 Emergency medical services

- (a) Base fee resident: \$700.00.
- (b) Base fee nonresident: \$800.00.
- (c) BLS supplies: \$200.00.
- (d) ALS supplies: \$250.00.
- (e) Treatment/no transport: \$125.00.
- (f) Mileage: \$14.00/loaded mile.
- (g) Oxygen: \$100.00.

(Ordinance 13-05-949, sec. 3.100, adopted 5/7/13)

ARTICLE A7.000 FIRE AND SAFETY PERMITS AND INSPECTIONS

Sec. A7.001 Fire alarm, fire line, and sprinkler plan review fees

- (a) The fees below include plan review, construction permit, initial inspection and one reinspection.

Initial installation/finish out of fire alarm	1 - 100,000 sq. ft.	\$0.035 sq. ft. (\$60.00 minimum)
	100,001 - 300,000 sq. ft.	Add \$0.017 sq. ft.
	300,001 + sq. ft.	Add \$0.01 sq. ft.
Initial installation/finish out of fire sprinkler	1 - 100,000 sq. ft.	\$0.035 sq. ft. (\$60.00 minimum)
	100,001 - 300,000 sq. ft.	Add \$0.017 sq. ft.
	300,001 + sq. ft.	Add \$0.01 sq. ft.
Underground hydro and flush	Per system	\$50.00
Fire pump	Per system	\$300.00
Automatic extinguishing system (hood)	Per system	\$75.00

Exhibit A

Standpipe system	Per system	\$300.00
Re-stamp, provide lost plans or addend a project after permit has been issued	Per incident	\$30.00
Work started without a permit		Permit fee \$ x 2

(b) The fees above include the plan review and one visual inspection and one hydrostatic test of the fire sprinkler supply line or fire sprinkler system in the case of hydraulic systems or one visual inspection and one system test of the fire alarm system in the case of alarms.

(c) Plans that are rejected after the initial review may be resubmitted with corrections one time without penalty. Any subsequent reviews will incur a fee equal to the appropriate fee from the schedule above plus an additional fee of \$50.00.

(Ordinance 13-05-949, sec. 3.200, adopted 5/7/13)

Sec. A7.002 Fire and safety inspection fees

Fees for follow-up inspections after initial inspection and reinspection shall be based upon the amount of interior square footage of the building premises, or portions thereof that are inspected, such fees set as follows:

(1) First follow-up inspection fee schedule:

Interior Square Footage	Fee
1 to 3,000	\$25.00
3,001 to 6,000	\$50.00
6,001 to 12,000	\$75.00
12,001 to 18,000	\$100.00
18,001 to 24,000	\$150.00
24,001 to 100,000	\$200.00
Over 100,000	\$250.00

(2) All subsequent follow-up inspection:

Interior Square Footage	Fee
1 to 3,000	\$50.00
3,001 to 6,000	\$75.00
6,001 to 12,000	\$100.00
12,001 to 18,000	\$125.00
18,001 to 24,000	\$175.00

Exhibit A

24,001 to 100,000	\$225.00
Over 100,000	\$275.00

(Ordinance 13-05-949, sec. 3.300, adopted 5/7/13)

Sec. A7.003 Fire and safety permits

Fire and safety permit fees:

	Type	Comments	Permit Period	Fee
(1)	Aerosol products	Manufacture, store or handle	Until revoked	\$100.00
(2)	Amusement buildings	Special amusement buildings	Until revoked	\$100.00
(3)	Automatic fire extinguishing systems		No limit	\$100.00
(4)	Aviation facilities	Aircraft service or repair	Until revoked	\$100.00
(5)	Battery systems	Lead acid systems 50 gal.+	Until revoked	\$100.00
(6)	Cellulose nitrate film	Store, handle, or use	Until revoked	\$100.00
(7)	Combustible dust producing operations	Inspect for fire safety	2 weeks	\$100.00
(8)	Compressed gases	Limits set by fire code	1 year	\$100.00
(9)	Covered mall buildings	Per display as per fire code	Quarter	\$100.00
(10)	Cryogenic fluids		1 year	\$100.00
(11)	Cutting and welding operation		1 year	\$100.00/site
(12)	Dry cleaning plants		Until revoked	\$100.00
(13)	Exhibits and trade shows		2 weeks	\$100.00
(14)	Explosives		2 weeks	\$100.00
(15)	Fire hydrants and valves	Installation inspection	Until revoked	\$100.00
(16)	Fire pumps and equipment		No limit	\$100.00
(17)	Flammable and combustible liquids		1 year	\$100.00/site
(18)	Floor finishing		1 month	\$100.00
(19)	Fruit and crop ripening		Until revoked	\$100.00
(20)	Fumigation		1 day	\$100.00
(21)	Hazardous production materials		1 year	\$100.00
(22)	High piled storage		Until revoked	\$100.00
(23)	Hot work operations		1 week to 1 year	\$100.00
(24)	Industrial ovens		1 year	\$100.00
(25)	Liquid or gas fueled vehicles in assembly buildings		1 year	\$100.00
(26)	LP-gas		1 year	\$100.00
(27)	Lumber yards		1 year	\$100.00
(28)	Magnesium		1 year	\$100.00

Exhibit A

(29)	Miscellaneous combustible storage		Until revoked	\$100.00
(30)	Motor fuel dispensing facilities		1 year	\$100.00
(31)	Outdoor/open burning		1 day	\$1,000.00/site
(32)	Open flames and candles		1 year	\$100.00
(33)	Open flames and torches		1 day - 1 year	\$100.00
(34)	Organic coatings		1 year	\$100.00
(35)	Pyroxylin plastics		1 year	\$100.00
(36)	Refrigeration equipment		Until revoked	\$100.00
(37)	Repair garages		1 year	\$100.00
(38)	Rooftop heliports		1 year	\$100.00
(39)	Scrap tire product		1 year	\$100.00
(40)	Spraying or dipping		1 year	\$100.00
(41)	Temporary membrane structures, tents or canopies - greater than 200 sq. ft.		2 weeks	\$100.00
(42)	Waste handling		1 year	\$100.00
(43)	Wood products		Until revoked	\$100.00
(44)	Woodworking plants		1 year	\$100.00
(45)	Tank or fuel line repair (LP-gas or flammable/combustible liquids)	Per location		\$250.00
(46)	Tank or fuel line removal (LP-gas or flammable/combustible liquids)	Per location		\$250.00
(47)	Environmental site assessment	Per each request		\$75.00

(Ordinance 13-05-949, sec. 3.400, adopted 5/7/13)

Sec. A7.004 Hazardous material incident

Fire department services related to hazardous material incident: \$400.00 per hour for each engine or truck company and \$200.00 per hour for each medical unit or utility vehicle plus supplies.

(1993 Code, sec. 99.03; 2006 Code, sec. 82-403; Ordinance 408, sec. 3, adopted 4/7/97)

ARTICLE A8.000 UTILITY RATES AND CHARGES

Sec. A8.001 Solid waste collection and disposal

(a) Residential pickup.

(1) Cart fee (95-gallon trash and 95-gallon recycling bin): \$12.62*/mo.

(2) Additional cart fee: \$7.80/mo.

Exhibit A

- (3) Unusual accumulations (4 - 12 cubic yards): \$25.00/lift.
- (4) Special collections (12+ cubic yards): \$125.00/hr + \$25.00/ton.
- (5) Unscheduled household hazardous waste/e-waste collection: \$125.00 call out + cost of disposal.

*5% franchise fee will be added to the cart fee (\$12.62 + \$0.63 = \$13.25)

(b) Commercial pickup.

(1) For the weekly manual or automated solid waste collection:

- (A) Commercial or industrial unit utilizing one (1) polycart: \$24.50/mo.
- (B) Commercial or industrial unit utilizing two (2) polycarts: \$32.30/mo.
- (C) Commercial or industrial unit utilizing three (3) polycarts: \$40.10/mo.

(2) For the weekly collection of recyclable materials:

- (A) Commercial or industrial unit utilizing one (1) polycart: \$5.00/mo.
- (B) Commercial or industrial unit utilizing one (1) 6-yard dumpster: \$50.00/mo.
- (C) Commercial or industrial unit utilizing one (1) 8-yard dumpster: \$65.00/mo.
- (D) Commercial or industrial unit utilizing a recycling compactor: \$195.00/haul.

(3) For the solid waste collection services to commercial or industrial units requiring the use of front-load containers, the contractor shall charge per month, for each container utilized, the following rates (extra lifts will be charged per container, per extra lift):

Commercial Rate Schedule

Lifts Per Week - Monthly Service Rates

Container Size	1	2	3	4	5	6	Extra Lifts
2 cubic yard	\$66.15	\$116.10	\$163.35	\$197.10	\$244.35	\$291.60	\$30.00
3 cubic yard	\$76.65	\$137.70	\$191.70	\$245.70	\$313.20	\$380.70	\$35.00
4 cubic yard	\$99.90	\$174.15	\$248.40	\$322.65	\$396.90	\$471.15	\$40.00
6 cubic yard	\$120.15	\$207.90	\$295.65	\$383.40	\$471.15	\$558.90	\$45.00
8 cubic yard	\$140.40	\$234.90	\$337.74	\$450.32	\$562.90	\$625.48	\$50.00

(4) The foregoing rates apply to all commercial and industrial units that are located within the city's corporate limits and billed by the city for water and sewer services.

Exhibit A

(c) Roll-off containers. Subject to adjustment by the contractor, the contractor shall charge for each roll-off utilized the following fees:

Roll-Off Rate Schedule

	Roll-Off Open Tops			
Container Size	Haul	Daily Rent	Disposal	Delivery/ Exchange Fee
20 cubic yard	\$230.00	\$3.00	\$35.00 per ton	\$75.00
30 cubic yard	\$230.00	\$3.00	\$35.00 per ton	\$75.00
40 cubic yard	\$230.00	\$3.00	\$35.00 per ton	\$75.00

(d) Compactors. For the solid waste collection services to commercial or industrial units requiring the use of compactors, the contractor shall charge the following rates:

Compactor Rate Schedule

	Compactors	
Container Size	Haul	Disposal
6 cubic yard	\$121.50	(included)
8 cubic yard	\$139.50	(included)
20 cubic yard	\$230.00	\$35.00 per ton
30 cubic yard	\$230.00	\$35.00 per ton
35 cubic yard	\$230.00	\$35.00 per ton
40 cubic yard	\$230.00	\$35.00 per ton

(Ordinance 13-05-949, sec. 8.300, adopted 5/7/13)

Sec. A8.002 Stormwater fee

Stormwater fee: \$3.00 per month per water meter.

(Ordinance 13-05-949, sec. 8.400, adopted 5/7/13)

Sec. A8.003 Water and sewer usage rates

(a) Water service.

- (1) \$100.00 new residential and commercial customer deposit.
- (2) \$200.00 new renter customer deposit.
- (3) \$100.00 for builder’s new construction deposit.

Exhibit A

The City of Murphy holds utility account deposits until the accounts are terminated. If there is a remaining balance due, the customer receives a final billing. If there is a credit balance, the customer receives a final billing and a refund check in the account holder’s name only.

(4) Monthly base meter fee:

(A) Base meter charge:

Meter Size	Charge
3/4 inch	\$20.00
1 inch	\$33.00
1-1/2 inch	\$67.00
2 inch	\$107.00
3 inch	\$200.00
4 inch	\$333.00

Larger meters will be charged \$15.00 times the living unit equivalent according to the water and wastewater impact fee update.

(B) Volumetric water rate (per 1,000 gallons):

Gallons	City	NTMWD	Total
0 –15,000			
15,001–30,000			
30,001–45,000			
45,001–60,000			
60,001+			

*NTMWD - North Texas Municipal Water District fees

(5) \$10.00 for a meter re-read when there is no problem found.

(6) Leak Credit Requirements

(A) A leak credit will be considered after a customer presents proof of repair of leak within ninety (90) days.

(B) This average will apply to water usage only and leak credit shall be applied only once per 12-month period as appropriate, and cannot cover a period greater than 90 days (3 months).

(C) Leak credit will be based on a 24 month average by using the following calculations -

Exhibit A

- i. Leak usage 0 to 15,000 gallons will be calculated by 1st tier rate minus wholesale rate,
- ii. Leak usage 15,000 and above will be calculated at 2nd tier rate minus wholesale rate.

(New customers will be charged the citywide residential average usage of 9,400 gallons until their own independent 24 month average has been established).

(D) If a leak is detected by the City and the location has been notified, the homeowner must repair the leak within 90 days of notification to be considered for a credit.

(7) 10% penalty will be applied to the account balance if payment in full is not received within 20 days from the billing date.

(8) \$30.00 service fee will be applied to the account balance if payment in full is not received within 30 days from the billing date. All disconnections will take place on the following Wednesdays.

(9) Disconnect fees will be waived in the month of December.

(10) \$50.00 service fee will be applied during after-hours, weekends and holidays with documentation that the bill has been paid at the city online website or placed in after-hours drop box (if payment is not in night box prior to next business day there will be assessed an additional \$30.00 service fee for another disconnection).

(11) At the discretion of the billing manager, a one-time courtesy adjustment of late penalty or \$30.00 service fee can be waived if account is in good standing for a period of 12 months straight.

(12) At the discretion of the billing manager, adjustments of late penalty and service fee can be waived for uncontrollable circumstances with proper documentation from the resident. Examples include: hospitalization, illness, family death, and/or other qualifying events.

(13) If any due date falls on a weekend or holiday, payments will be due on the next city business day.

(b) Irrigation rates.

(1) Irrigation base charge:

Meter Size	City Portion
3/4"	\$20.00
1"	\$33.00
1-1/2"	\$67.00
2"	\$107.00
3"	\$200.00
4"	\$333.00

(2) Volumetric rate (per 1,000 gallons):

Exhibit A

Volumetric Irrigation Rate	City Portion	NTMWD Portion	Total
0–15,000			
15,001–30,000			
30,001–45,000			
45,001–60,000			
60,000+			

(c) Wastewater service.

(1) Base meter charge:

Type	Charge
Residential	\$18.00
Commercial	\$18.00
HOA	\$18.00
Church	\$18.00

(2) Volumetric wastewater rates (per 1,000 gallons):

Type	City	NTMWD	Total
Residential			
Commercial			
HOA			
Church			

(3) Volumetric rate (per 1,000 gallons) based on 3-month (November, January and February) winter average of water usage for residential only.

(4) The city will use a winter averaging for the purpose of calculating sewer charges on customer’s utility bill. The new sewer charges will be based on the water consumption average for three months (November, January and February). Average consumption is applied against current sewer rates and becomes the constant sewer charge for 12 months beginning with each April 1st.

(5) New customers to the system will be charged the citywide residential average usage of 9,400 gallons until their own independent winter average has been established.

(d) Water meter fees.

(1) 3/4 inch (residential standard): \$330.00.

(2) 1 inch: \$420.00.

Exhibit A

- (3) 1-1/2 inch: \$950.00.
 - (4) 2 inch turbine: \$1,125.00.
 - (5) 2 inch compound: \$1,615.00.
 - (6) A price quote will be given by the Customer Service Department for meters over 2 inches.
- (e) Sewer connection fees.
- (1) 4 inch tie-in: \$150.00.
 - (2) 6 inch tie-in: \$300.00.
 - (3) 8 inch tie-in: \$500.00.
- (f) Sewer taps and water taps.
- (1) 100% of cost for installation plus sewer connection fee plus meter fee.
- (g) Hydrant meter rental.
- (1) Deposit: \$1,500.00, refundable upon return of meter in working condition.
 - (2) Water fee: \$100.00 + \$3.00 per 1,000 gallons used.
 - (3) Water readings will be given to the city customer service department on a weekly basis or a \$500.00 penalty may result.

(Ordinance 13-05-949, sec. 9.100, adopted 5/7/13; Ordinance 13-09-959 adopted 9/17/13; Ordinance 14-07-980 adopted 7/15/14; Ordinance 14-10-987 adopted 10/7/14; Ordinance 15-19-997 adopted 9/1/15; Ordinance 15-10-1004 adopted 10/6/15)

Sec. A8.004 Drought restriction violations

Reconnection charge when water service is discontinued for violation of drought contingency and water emergency response plan: \$50.00. (2006 Code, sec. 82-376; Ordinance 11-10-897, sec. 2, adopted 10/18/11; Ordinance 14-03-973, sec. 2, adopted 3/18/14)

Sec. A8.005 Individual sewage disposal system permit

Application fee: \$300.00. (Ordinance adopting 2015 Code)

Sec. A8.006 Water wells

Permit to drill new water well: \$250.00. (Ordinance adopting 2015 Code)

Sec. A8.007 Extension charges

Exhibit A

Assessment of pro rata charge; rates:

- (1) Per front foot of the lot or tract of land to which water connections may be made: \$4.75.
- (2) Per front foot of the lot or tract of land to which sanitary sewer connections may be made: \$4.90.

(1984 Code, sec. 3-1-9B; 1993 Code, sec. 51.47; 2006 Code, sec. 82-113; Ordinance 63, sec. 2, adopted 3/25/75)

Sec. A8.008 Water and sewer capital cost and recovery charge

- (a) Commercial, industrial, retail: \$0.50 per square foot of building floor area.
- (b) Single-family subdivision (attached or detached): \$500.00 per lot.
- (c) Patio home or other single-family (attached or detached): \$400.00 per dwelling unit.
- (d) Duplex: \$1,000.00 per lot.
- (e) Apartments with individual water and sewer services: \$450.00 per dwelling unit.
- (f) Apartments without individual water and sewer services: \$450.00 per dwelling unit.
- (g) Retirement housing: \$200.00 per dwelling unit.
- (h) Hospital, nursing home: \$100.00 per bed.

(1993 Code, sec. 51.70; 2006 Code, sec. 82-151; Ordinance 238, secs. II, III, adopted 1/6/86)

ARTICLE A9.000 BUILDING, CONSTRUCTION AND DEVELOPMENT RELATED FEES**Sec. A9.001 Building/construction plan review fees**

- (a) Minimum fee for any permit is \$75.00.
- (b) No refunds will be issued for permit fees unless approved in writing by the city manager.
- (c) 100% of any outside service costs will be charged, including but not limited to engineering plan review.
- (d) All fees (building permit, impact fee, meter, etc.) will be paid prior to each building permit being issued.
- (e) Work started without a permit: Permit fee \$ x 2.
- (f) Stop work order - red tag: \$50.00.
- (g) Permit replacement: \$25.00.
- (h) Re-stamp fee: \$30.00/hour (minimum \$30.00).
- (i) Addendum review fee: \$30.00/hour (minimum \$15.00).

Exhibit A

- (j) Structure demolition: \$10.00 per \$1,000.00 (minimum \$100.00).
- (k) Interior finish demolition: \$10.00 per \$1,000.00 (minimum \$100.00).
- (l) Structure moving permit: \$10.00 per \$1,000.00 (minimum \$100.00). If applicable, plumbing, electrical and mechanical permits are required. A bond in the amount of \$50,000 shall be required. For further bond information see [section 16.04.062](#) of the Code of Ordinances.
- (m) Fence permit:
 - (1) Residential: \$75.00.
 - (2) Commercial: \$150.00.
- (n) Residential one- and two-family dwellings: new, additions, remodels:
 - (1) Building permit: \$0.64 per total square feet of structure. (minimum \$75.00). Calculate the permit fee by multiplying \$0.64 x square footage.
 - (2) Service inspection certificate fee of \$30.00 for each single-family residence permit.
 - (3) Mechanical, electrical, plumbing fees for trade permits: \$75.00.
 - (4) Residential flatwork, new, addition, alteration permit: \$10.00 per \$1,000.00 valuation of work (\$75.00 minimum).
 - (5) Residential irrigation: \$150.00.
 - (6) Residential accessory structures:
 - (A) Less than 500 square feet: \$75.00.
 - (B) 500 square feet and greater: \$10.00 per \$1,000.00 (minimum \$75.00).
 - (7) New additions, remodels, alterations: \$10.00 per \$1,000.00 valuation of work (minimum \$75.00). Examples: Roof replacement, window replacement, etc.
- (o) Commercial projects: new, addition, alteration, or interior finish and multifamily dwellings:
 - (1) Building permit: \$10.00 per \$1,000.00 valuation of work (minimum \$75.00). Calculate the building permit fee by multiplying the valuation of work by 0.010.
 - (2) When applicable, add mechanical, electrical, plumbing fees to building permit. MEP fees are calculated by the addition of the following for each trade:

Calculated by Square Footage Per Trade	
1 - 3,000 square feet	\$60.00
3,001 - 10,000 square feet	\$80.00

Exhibit A

10,001 - 100,000 square feet	\$100.00
Over 100,000 square feet	\$120.00

- (3) Mechanical, electrical, plumbing fees for single trade permits: \$75.00.
- (4) Commercial irrigation: \$250.00.

(Ordinance 13-05-949, sec. 2.100, adopted 5/7/13; Ordinance adopting 2015 Code)

Sec. A9.002 Building, construction and trades inspection fees

- (a) Applicable to fire alarms, fire sprinkler supply line and fire sprinkler reinspections; not applicable to fire safety inspections - see applicable section.
- (b) Reinspection fees are charged for all failed inspections.
- (c) All fees and balances must be paid prior to building final inspection being released:
 - (1) No charge for first failed inspection with the exception of any public works failed inspection; \$100.00 for first and each additional failed inspection.
 - (2) \$100.00 for second and each additional failed inspection.
- (d) Same day inspection called in after cut-off time specified by building department: \$60.00; due prior to inspection request being made.
- (e) Requested same day reinspection: \$100.00 + reinspection fee, due prior to inspection request being made.

(Ordinance 13-05-949, sec. 2.200, adopted 5/7/13)

Sec. A9.003 Certificate of occupancy permits

- (a) A certificate of occupancy is required prior to any commercial structure being occupied by a new business and/or new management.
- (b) A separate permit is required for all certificates of occupancy, fee \$75.00.
- (c) All final inspections are to be completed and inspection fees paid prior to the occupancy inspection.
- (d) Clean and show: \$75.00.
- (e) In-home day care certificate of occupancy: \$75.00.

(Ordinance 13-05-949, sec. 2.300, adopted 5/7/13)

Sec. A9.004 Contractor registration fees

Exhibit A

(a) Annual registration is to be renewed upon the expiration date assigned by the city. Photo ID, proof of liability insurance, and any required state-issued licenses must be presented in person by the license holder at the time of registration. Fire alarm installers and fire sprinkler installers who are properly registered with the state fire marshal are exempt from this registration requirement as a matter of state law. Only persons properly registered may submit plans or perform installations of fire alarms or fire sprinklers.

- (1) General contractor: \$100.00.
- (2) Subcontractor: \$100.00.
- (3) Electrical master: \$100.00.
- (4) Plumbing master: Exempt from fee.
- (5) Backflow master: \$100.00.
- (6) Mechanical master: \$100.00.
- (7) Third party energy contractors: \$100.00.

(Ordinance 13-05-949, sec. 2.500, adopted 5/7/13)

Sec. A9.005 Land zoning and development fees

(a) Zoning fees.

- (1) Annexation request (waived if city initiated): \$1,000.00.
- (2) Zoning verification letter: \$50.00.
- (3) Pre-application work session: \$0.00.
- (4) Zoning work session: \$200.00.
- (5) Zoning change request: \$1,000.00.
- (6) Special use permit, residential: \$1,000.00 + \$50.00 per acre.
- (7) Commercial and planned development:
 - (A) Planned development district (new): \$1,000.00 + \$50.00 per acre.
 - (B) Planned development district (amendment of conditions): \$500.00.

(b) Development fees.

- (1) Concept plan: \$500.00.
- (2) Site plan: \$500.00.

Exhibit A

- (3) Construction (preliminary plat):
 - (A) Residential: \$500.00 + \$50.00 per acre.
 - (B) Commercial planned development: \$500.00 + \$50.00 per acre.
- (4) Final plat (also known as “as-built” or “record plat”):
 - (A) Residential: \$500.00 + \$50.00 per acre.
 - (B) Commercial and/or planned development: \$500.00 + \$50.00 per acre.
- (5) Replat: Same as final.
- (6) Amended/minor plat: Same as final.
- (7) Vacation of plat: Same as final.
- (8) City tax certificates: Issued by county.
- (9) Street name change (after prel. plat): \$250.00 + cost of new blade.
- (10) Traffic impact analysis review: \$1,000.00 or 100% of consultant cost.
- (11) Parkland dedication: \$1,200.00 per residential lot or acceptable donation of land per park ordinance.
- (12) Sidewalk escrow: Cost per city engineer.
- (13) Street escrow: Cost per city engineer.
- (14) Copies (24" x 36" sheets): \$5.00 per sheet.
- (15) Engineering inspection fees (not to include laboratory tests): 4% of estimated cost of public improvements.
- (16) Engineering plan review: 100% of cost.
- (17) 2-year subdivision maintenance bond: 100% of costs of public improvements.
- (18) Utility inspection fee for after regular business hours and weekends: \$50.00 per hour, per inspector, \$100.00 minimum.
- (19) Appeal boards:
 - (A) Zoning board of adjustment:
 - (i) Residential (homestead): \$200.00.
 - (ii) Residential–other/commercial: \$300.00.

Exhibit A

(B) Building and fire codes appeal board:

- (i) Residential: \$200.00.
- (ii) Commercial: \$300.00.

(Ordinance 13-05-949, sec. 5.100, adopted 5/7/13; Ordinance adopting 2015 Code)

Sec. A9.006 Water and wastewater impact fees

(a) Impact fees:

Meter Size	Irrigation Water	Wastewater	Domestic Total
3/4 inch	\$883.43	\$2,715.22	\$3,598.65
1 inch	\$2,208.58	\$6,788.05	\$8,996.63
1-1/2 inch	\$4,417.15	\$13,576.10	\$17,993.25
2 inch compound	\$7,067.44	\$21,721.76	\$28,789.20
2 inch turbine	\$8,834.30	N/A	\$8,834.30
3 inch compound	\$14,134.88	\$43,443.52	\$57,578.40
3 inch turbine	\$21,202.32	N/A	\$21,202.32
4 inch compound	\$22,085.75	\$67,880.50	\$89,966.25
4 inch turbine	\$37,104.06	N/A	\$37,104.06
6 inch compound	\$44,171.50	\$135,761.00	\$179,932.50
6 inch turbine	\$81,275.56	N/A	\$81,275.56
8 inch compound	\$70,674.40	\$217,217.60	\$287,892.00
8 inch turbine	\$141,348.80	N/A	\$141,348.80

(b) Domestic meters require both water and wastewater fees to be paid.

(c) Irrigation meters require only a water fee to be paid.

(Ordinance 13-05-949, sec. 5.200, adopted 5/7/13; Ordinance adopting 2015 Code)

Sec. A9.007 Sign permits

(a) Sign permit fees:

- (1) Work started without a permit: Permit fee \$ x 2.
- (2) Permit replacement fee: \$25.00.
- (3) Change sign face: \$175.00.

Exhibit A

- (4) Attached sign, non-illuminated: \$200.00.
- (5) Attached sign, illuminated: \$250.00.
- (6) Electronic changeable sign: \$250.00.
- (7) Monument sign, non-illuminated: \$200.00.
- (8) Monument sign, illuminated: \$250.00.
- (9) Movement control sign: \$175.00.
- (10) Builder, developer, or model home sign: \$250.00/valid for 12 months.
- (11) Special purpose temporary freestanding: \$250.00/valid for 12 months.
- (12) Temporary construction sign: \$250.00/valid for 12 months.
- (13) Temporary for sale or lease sign: \$250.00/valid for 12 months.
- (14) Temporary promotional event: \$75.00/valid for 7 days from issue.
- (15) Temporary promotional banner: \$50.00/valid for 7 days from issue.

(Ordinance 13-05-949, sec. 8.100, adopted 5/7/13)

Sec. A9.008 Swimming pool and spa permit

- (a) Work started without a permit: Permit fee \$ x 2.
- (b) Permit replacement: \$25.00.
- (c) In-ground pool and/or spa combination: \$275.00.
- (d) Above-ground pool or spa: \$150.00.
- (e) Public/semi-public pools, annual operation permit: \$200.00.

(Ordinance 13-05-949, sec. 8.500, adopted 5/7/13)

Sec. A9.009 Substandard buildings

Administrative fee when city performs work on substandard building or structure: \$200.00. (2006 Code, sec. 18-543; Ordinance 07-02-713, sec. 2, adopted 2/5/07)

Sec. A9.010 Temporary construction/job trailer permits

- (a) Work started without a permit: Permit fee \$ x 2.
- (b) Permit replacement: \$25.00.

Exhibit A

- (c) Trailer permit: \$100.00.
- (d) Temporary electrical: \$75.00.
- (e) Temporary plumbing: \$75.00.

(Ordinance 13-05-949, sec. 8.600, adopted 5/7/13)

Sec. A9.011 Multiple dwelling or rooming house

Operating license: \$200.00. (Ordinance adopting 2015 Code)

Sec. A9.012 Street cuts, excavations, encroachments

Permit for making cut or excavation or installing encroachment on street: \$50.00. (1993 Code, sec. 96.34; 2006 Code, sec. 66-65; Ordinance 342, sec. 3, adopted 11/2/92; Ordinance adopting 2015 Code)

City Council Meeting
September 6, 2016

Issue

Consider and/or act upon the approval of Ordinance Number 16-09-1018 amending Section A8.003 of the Fee Schedule; water rates, sewer rates and irrigation rates.

Staff Resource/Department

Bill Shipp – Interim City Manager

Steven Ventura – Interim Finance Director

Background/History

During FY2014 the City Council approved a contract with NewGen Strategies & Solutions to perform a utility rate study. Several recommendations were made by NewGen Strategies & Solutions which the City Council approved for the FY 2015 budget including the pass through of the annual water rate increases from North Texas Municipal Water District (NTMWD).

Given the uncertainty of precipitation and utility revenue performance, it is imperative that City staff continually monitor revenue performance and that the City Council take action, as necessary, to ensure the long-term financial stability of the water and sewer system. More specifically, it is important that the increases in wholesale costs from the North Texas Municipal Water District (NTMWD) be passed on to the City's customers on an annual basis. The annual water rate increase from NTMWD is \$0.24 per thousand gallons of water for FY 2017.

Financial Considerations

Volumetric rate (per 1,000 gallons)

Base Meter Charge		Volumetric Water Rates			
Meter Size	Charge	Gallons	City	NTMWD	Total
¾ inch	\$20.00	0 – 15,000	\$1.69	\$2.58	\$4.27
1 inch	33.00	15,001- 30,000	1.95	2.58	4.53
1 ½ inch	67.00	30,001 – 45,000	2.24	2.58	4.82
2 inch	107.00	45,001 – 60,000	2.57	2.58	5.15
3 inch	200.00	60,001 +	2.96	2.58	5.54
4 inch	333.00				

The following table reflects the increase of the volumetric rate for irrigation:

	City Portion	NTMWD Portion	Total Rate
IRRIGATION			
Meter Charge			
3/4"	\$ 20.00		\$ 20.00
1"	33.00		33.00
1 1/2"	67.00		67.00
2"	107.00		107.00
3"	200.00		200.00
4"	333.00		333.00
Volumetric Rate			
0-15,000 gallons	\$ 2.02	\$ 2.58	\$ 4.60
15,001-30,000 gallons	2.32	2.58	4.90
30,001-45,000 gallons	2.67	2.58	5.25
45,001-60,000 gallons	3.07	2.58	5.65
60,000 gallons +	3.53	2.58	6.11

Volumetric rate (per 1,000 gallons)

Base Meter Charge		Volumetric Sewer Rates			
Type	Charge	Type	City	NTMWD	Total
Residential	\$18.00	Residential	\$0.76	\$2.68	\$3.44
Commercial	18.00	Commercial	0.76	2.68	3.44
HOA	18.00	HOA	0.76	2.68	3.44
Church	18.00	Church	0.76	2.68	3.44

Action Requested

Approval of an ordinance amending Section A8.003(a)(4)(B); A8.003(b)(2); A8.003(c)(2) of the Fee Schedule and adjusting the water, sewer and irrigation rates effective October 1, 2016.

Attachments

- 1) Ordinance Number 16-09-1018

ORDINANCE NO. 16-09-1018

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MURPHY, TEXAS AMENDING APPENDIX A, FEE SCHEDULE, SECTION 8.003 OF THE MURPHY CODE OF ORDINANCES; AND PROVIDING FOR SAID ORDINANCE TO TAKE EFFECT FROM AND AFTER ITS DATE OF PUBLICATION.

WHEREAS, the City Council has previously adopted a Fee Schedule on May 7, 2013; and

WHEREAS, the City Council amended the fee schedule on July 15, 2014, September 1, 2015, and October 6, 2015; and

WHEREAS, City Council desires to amend the Fee Schedule to reflect the changes which may be assessed.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MURPHY, COLLIN COUNTY, TEXAS, AS FOLLOWS:

SECTION 1. FINDINGS INCORPORATED

The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

SECTION 2.

That Section 8.003 of the Fee Schedule of the City of Murphy, Texas is hereby amended, which shall read as follows:

Section A8.003 Water and Sewer Usage Rates**(4) Monthly Base Meter Fee:**

(A) Base Meter Charge *(No Changes recommended)*

Meter Size	Charge
¾ inch	\$20.00
1 inch	33.00
1 ½ inch	67.00
2 inch	107.00
3 inch	200.00
4 inch	333.00

Larger meters will be charged \$15.00 times the living unit equivalent according to the water and wastewater impact fee update.

(B) Volumetric Water Rates (*Recommended Changes*)

Gallons	City	NTMWD	Total
0 – 15,000	\$1.69	\$2.58	\$4.27
15,001- 30,000	1.95	2.58	4.53
30,001 – 45,000	2.24	2.58	4.82
45,001 – 60,000	2.57	2.58	5.15
60,001 +	2.96	2.58	5.54

(b) Irrigation rates

(1) Irrigation Base Charge (*No Changes recommended*)

Meter Size	
3/4"	\$ 20.00
1 "	33.00
1 1/2"	67.00
2"	107.00
3"	200.00
4"	333.00

(2) Volumetric Irrigation Rate (per 1,000 gallons) (*Recommended changes*)

Gallons	City	NTMWD	Total
0-15,000	\$ 2.02	\$ 2.58	\$ 4.60
15,001-30,000	2.32	2.58	4.90
30,001-45,000	2.67	2.58	5.25
45,001-60,000	3.07	2.58	5.65
60,000 +	3.53	2.58	6.11

(c) Wastewater service

(1) Base Meter Charge (*No Changes recommended*)

Type	Charge
Residential	\$18.00
Commercial	18.00
HOA	18.00
Church	18.00

(2) Volumetric rate (per 1,000 gallons) (*Recommended changes*)

Type	City	NTMWD	Total
Residential	\$0.76	\$2.68	\$3.44
Commercial	0.76	2.68	3.44
HOA	0.76	2.68	3.44
Church	0.76	2.68	3.44

Section 4. EFFECTIVE DATE This ordinance shall take effect on October 1, 2016 after its passage and the publication of the caption, as the law and City Charter in such cases provide.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Murphy, Collin County, Texas, on this the 6th day of September, 2016.

APPROVED:

Eric Barna, Mayor
City of Murphy

ATTEST:

Susie Quinn, City Secretary
City of Murphy

**City Council Meeting
September 6, 2016**

Issue

Consider and/or act upon appointing a Capital Bond Improvement Committee.

Staff Resource/Department

Bill Shipp, Interim City Manager
Susie Quinn, City Secretary

Summary

The City has received 19 applications from citizens of Murphy who would like to give back to their community by serving on the Capital Bond Improvement Committee. The committee should be named with five to seven members. The Committee will need to be weekly once they have been named in order for their recommendations to be considered by Council. The project needs to be completed in late February in order to call a Special Bond Election to be held on May 6, 2017.

Background/History

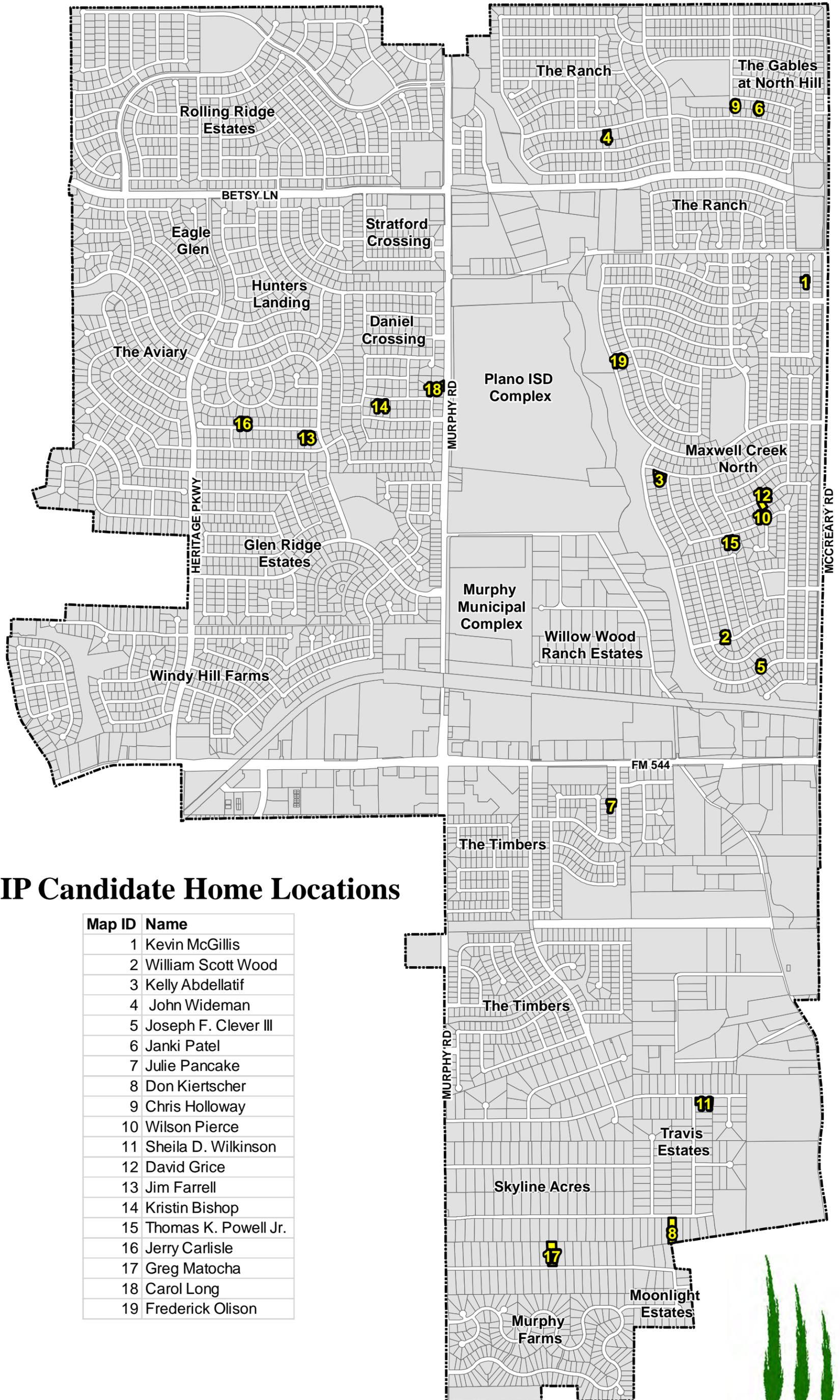
At the Council Strategic meeting held March 19, 20, and 21, 2015, Council listed several guiding principles to lead the City forward. In order to accomplish and sustain the City of Murphy's purpose, bond initiatives will be necessary.

Board Discussion/Action

Appoint the Capital Bond Improvement Committee or name an interview panel to talk with the applicants and bring their recommendations to the September 20, 2016 Council meeting.

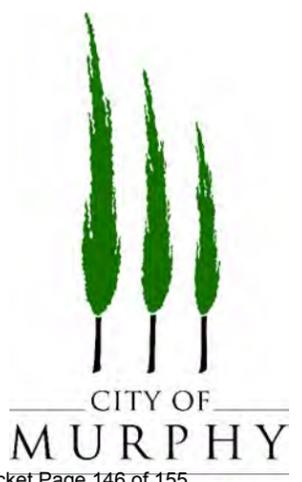
Attachments

Map location of all the applicants
Spreadsheet listing the applicants



CIP Candidate Home Locations

Map ID	Name
1	Kevin McGillis
2	William Scott Wood
3	Kelly Abdellatif
4	John Wideman
5	Joseph F. Clever III
6	Janki Patel
7	Julie Pancake
8	Don Kiertscher
9	Chris Holloway
10	Wilson Pierce
11	Sheila D. Wilkinson
12	David Grice
13	Jim Farrell
14	Kristin Bishop
15	Thomas K. Powell Jr.
16	Jerry Carlisle
17	Greg Matocha
18	Carol Long
19	Frederick Olison



Entry Id	Name	Date Created
1	Kevin McGillis	2016-08-06 21:44:04
2	William Scott Wood	2016-08-09 18:49:13
3	Kelly Abdellatif	2016-08-09 23:45:45
4	John Wideman	2016-08-13 16:30:32
5	Joseph F. Clever III	2016-08-15 10:35:52
6	JANKI PATEL	2016-08-15 11:33:22
7	Julie Pancake	2016-08-15 17:44:54
8	Don Kiertscher	2016-08-16 08:49:32
9	Chris Holloway	2016-08-17 06:17:14
10	Wilson Pierce	2016-08-19 13:51:40
11	Sheila D. Wilkinson	2016-08-20 00:35:17
12	David Grice	2016-08-20 10:07:59
13	Jim	2016-08-20 18:54:13
14	Kristin Bishop	2016-08-20 18:57:37
15	Thomas K. Powell Jr.	2016-08-20 22:03:22
16	Jerry Carlisle	2016-08-23 13:53:25
17	Greg Matocha	2016-08-23 19:47:13
18	Carol Long	2016-08-26 11:26:33
19	Carol Long	2016-08-26 11:34:13
20	Frederick Olison	2016-08-30 19:43:47

**City Council Meeting
September 6, 2016**

Issue

Consider and/or act to approve the City of Murphy's ballot selection for the election of Texas Municipal League Risk Pool (TML-IRP) Board of Trustees, Places 6, 7, 8, and 9.

Staff Resource/Department

Bill Shipp, Interim City Manager

Summary

TML-IRP is our insurer for all personal and real property, mobile equipment, and liability. They are also our Workers' Compensation provider. Places 6-9 on the TML-IRP Board are on the ballot at hand. The incumbents and at least one other are vying for each Place. Those selected will serve six year terms.

I have nothing to say against any incumbent, however, in Places 6 and 7, I do personally know the individual running against the incumbent. Both Kyle Jung and Ricky Jorgensen would be assets to the Board. Kyle, as well as being a city manager, worked for TML for a number of years. Rickey was a finance director before becoming a city manager. Both simply would like the opportunity to serve.

I will note that the incumbent in Place 6 has been out of direct local government since 2004. Having said that, I have no reason to believe that has had any negative impact on her service to the Board.

Susie knows the incumbent in Place 8, Mayor Larry Melton of Odessa. She speaks highly of Mayor Melton.

Otherwise, as I said previously, I have no reason to believe the incumbents would do anything other than continue to serve the Board well. I simply offer a personal recommendation for Kyle Jung and Ricky Jorgensen should Council so choose. Staff has no issues with TML-IRP or the Board.

Financial Considerations

N/A

Other Considerations

The City Council is not obligated to vote if you choose not to.

Action Requested

No specific recommendations beyond my comments in Summary above.

Attachments

Official Ballot

OFFICIAL BALLOT

Texas Municipal League Intergovernmental Risk Pool Board of Trustees Election

This is the official ballot for the election of Places 6 – 9 of the Board of Trustees for the Texas Municipal League Intergovernmental Risk Pool. Each Member of the Pool is entitled to vote for Board of Trustee members. Please record your organization's choices by placing an "X" in the square beside the candidate's name or writing in the name of an eligible person in the space provided. You can only vote for one candidate for each place.

The officials listed on this ballot have been nominated to serve a six-year term on the TML Intergovernmental Risk Pool (Workers' Compensation, Property and Liability) Board of Trustees.

Ballots must reach the office of David Reagan, Secretary of the Board, no later than September 30, 2016. Ballots received after September 30, 2016, cannot be counted. **The ballot must be properly signed and all pages of the ballot must be mailed to: Trustee Election, David Reagan, Secretary of the Board, P.O. Box 149194, Austin, Texas 78714-9194. If the ballot is not signed, it will not be counted.**

RECEIVED

AUG 22 2016

City Manager's Office

PLACE 6

- Mary Gauer** (Incumbent). Ms. Gauer has served on the TML Risk Pool Board of Trustees since 1998 and as Chair from 2010 to 2012. She served on the Harker Heights City Council from 1991 to 1998, and as Mayor from 1998 to 2004. Ms. Gauer serves as an elected citizen member of the Executive Committee of the Central Texas COG. She has served as President of the TML Association of Mayors, Councilmembers and Commissioners and the TML Region 9. She has also served as chair or member of several TML legislative committees.

- Kyle J. Jung**. City Manager for Manvel (Region 14) since January 17, 2012. Mr. Jung has more than 20 years of local government experience working for the cities of Flatonia and Sour Lake as City Manager, cities of Lubbock and Big Spring in various administrative roles, and with the Texas Municipal League. At the Texas Municipal League, he was chiefly responsible for the governance of the Texas City Management Association. Mr. Jung has a Master's degree in public administration with an emphasis in budgeting and personnel management from Texas Tech University.

WRITE IN CANDIDATE:

PLACE 7

- Richard Jorgensen.** City Manager of Giddings (Region 10). Previously, he served as City Manager for Vidor, Silsbee, and Sour Lake. Mr. Jorgensen has 20 years' experience in city government preparing, coordinating and monitoring the annual fiscal budget. He has also been involved in 4A and 4B economic development corporations for 13 years as either chairman or as a director. He has a Bachelor's degree in business administration and a Master's degree in public administration. He is involved with the Texas City Managers Association, serving on the Board for two years.

- C.J. Wax** (Incumbent). Mayor of Rockport since 2010. Mr. Wax is the current President of TML and served as the TML Region 11 Board Representative to the TML Board from 2011-15. He has served on the TML Risk Pool Board since 2013. He also has served on the Care Regional Board of Trustees since 2014 (currently as Chairman), on the Texas Windstorm Task Force under Chairman Todd Hunter, and on the Rockport Planning and Zoning Commission from 2009-10. He currently represents Rockport on the Coastal Bend COG, Aransas County Pathways, and Storm Water Advisory Committees.

WRITE IN CANDIDATE:

PLACE 8

- Jim Cox.** City Administrator for the City of Leonard (Region 13) since October 1, 2015. He previously served as City Administrator in Lindale, Texas, and Groesbeck, Texas. He also served for two terms on the City Council and on the Home Rule Charter Commission for Bay City, Texas. Mr. Cox is active in TCMA serving on the Membership Committee and Small Cities Advisory Board. He is a graduate of the Certified Public Manager Program at Stephen F. Austin University and attended the University of Texas at Arlington majoring in Business Administration.

- Andrea M. Gardner.** City Manager for the City of Copperas Cove (Region 9) since 2007. Previously, she was the Assistant City Manager/Director of Finance for Copperas Cove, Director of Finance for Pearland, and the Senior Budget Coordinator for Pasadena. She holds a Bachelor's degree in Accounting from the University of Houston and is a Certified Public Manager. Ms. Gardner also serves on the Metropolitan Planning Organization Technical Committee as the City's representative and the Central Texas COG's Executive Committee as a Citizen Liaison.

- Larry Melton (Incumbent).** Mayor for Odessa (Region 4) from 2001 to 2012. Mr. Melton also served three years as a councilmember. He has served on the TML Risk Pool Board of Trustees since 2009 and as Chair since 2014. He is the Chief Executive Officer of a regional public accounting firm, Johnson, Miller and Company, where he is responsible for all administrative and human resources areas of the firm. Previously, Mr. Melton was in the banking business for approximately 30 years. He is active in the United Way of Odessa and Odessa Chamber of Commerce. In 1993, he was honored as Odessa's outstanding citizen.

WRITE IN CANDIDATE:

PLACE 9

- Richard L. Davis.** City Manager for Baytown (Region 14) since 2015. Mr. Davis also served as City Manager for West Jordan, Utah; Town Manager for Fountain Hills, Arizona; and City Manager for West Point City, Utah. He has a Bachelor's degree in Public Relations from BYU and a Master's degree in Public Administration from BYU. He is a graduate of the Romney Institute of Public Management (Marriott School of Management) and the recipient of the Lennis M. Knighton Award for high academic achievement. He is a credentialed Municipal Manager by the International City and County Management Association.

- Andres Garza (Incumbent).** City Manager for the City of Wharton (Region 14) since 1994. Mr. Garza has served on the TML Risk Pool Board of Trustees since 1984, serving as Chair from 1994-1996. He served as the Pearsall City Manager from 1980 to 1994. Mr. Garza has been in public service for over 39 years of which 36 have been as a City Manager. He serves on the TML Small City's Advisory Council, has a BBA degree from Southwest Texas State University, and is a member of TCMA and ICMA.

- Rick A. Schroder.** City Administrator for the City of Helotes (Region 7) since September 2008. Mr. Schroder also served Helotes as the Economic Development Corporation's Specialist from November 2006 to September 2008. He graduated Magna Cum Laude from Trinity University in 2004 and earned a Master of Public Service and Administration in 2006 from the George H.W. Bush School of Government and Public Service at Texas A&M University. He interned for Congressman Henry Bonilla and for Ron Kaufman, former White House Political Director for President George H.W. Bush.

WRITE IN CANDIDATE:

Certificate

I certify that the vote cast above has been cast in accordance with the will of the majority of the governing body of the public entity named below.

Witness by hand, this _____ day of _____, 2016.

Signature of Authorized Official

Title

Printed Name of Authorized Official

Printed Name of Political Entity

**City Council Meeting
September 6, 2016**

Issue

Consideration and/or action on a request for funding from the Municipal Development District for drainage and parking improvements at Murphy Village 3. This item may be discussed in executive session before action is taken.

Staff Resource/Department

Kelly Carpenter AICP, Interim Director of Economic and Community Development

Summary

The Murphy Municipal Development District (MDD) board approved this request for improvements at Murphy Village 3 on August 8, 2016.

Financial Consideration

This funding will be fulfilled through the MDD budget.

Staff Recommendation

Staff recommends approval of this item due to the positive financial impact.