

CITY COUNCIL MINUTES
REGULAR CITY COUNCIL MEETING
NOVEMBER 1, 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

Mayor Barna gave the invocation and 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. PUBLIC COMMENTS

Marla Hill, resident addressed Council on pedestrian safety on FM 544 and Hawthorne Drive.

Leslie Hendrix, resident addressed Council that there is no adequate pedestrian signage on FM 544.

Council directed Staff to contact TXDOT, as FM 544 is a state highway and therefore, not owned by the city. This will be an agenda item of discussion at an upcoming meeting.

5. CITY MANAGER/STAFF REPORTS

- A. Radio Systems - project is on track. Equipment from Watson is to be installed on November 8th. The new floor is complete and A/C unit has been upgraded. Working with Plano Radio Shop to have all of the radio portables upgraded and programmed for staff soon.
- B. Sidewalk Rehabilitation Program – This week, the sidewalk program is in Maxwell Creek North and should be completed next week with sixteen (16) sites that are being rehabbed in Maxwell Creek North subdivision. Murphy Farms will be the next subdivision in the program. At the completion of Maxwell Creek, the City will have sixty-two (62) sidewalk repairs completed with the FY '16 funds. Murphy Farms will be the fifth (5) of nine (9) subdivisions to be completed.
- C. South Maxwell Creek Sewer Line – Contractor is working at the boar pit at McCreary Road where the sewer trunk will cross under McCreary Road. Change Order No. 4 was reviewed by Council as Agenda Item 6.C. which was shifted and discussed following Public Comments. A few requests for cleanup along the roadway have been requested from residents, Staff has been in communication with the residents, the same crew who is working on the sewer trunk construction project will be the same crew that will be cleaning up the site. Staff continues to visit the project site and cleaning up where necessary as in mowing, cleaning weeds and picking up trash.

- D. North Murphy Road – Lighting at Rolling Ridge has been installed. Staff is waiting on a response from TXDOT on the final punch list items for the contractor to complete prior to city staff completing some minor items.
- E. Safe Routes to School – Lettering on the monuments has been installed and they are a little small in size. The city is working with the engineer from Freese & Nichols for some low cost ideas to improve and working internally with staff as well for suggestions and ideas. Possibly painting the letters or add a background to increase the visibility of the lettering.
- F. Department Directors Vacancies
- Fire Chief – received fifty (50) applications, eighteen (18) met the minimum standards and thirty-two (32) did not meet standards. Interviewed four (4) finalists and selected a sole finalists. Conducting background and reference checks on that sole finalist. Expected to have a final offer to and from the finalist within the next week.
 - Director of Public Services – received forty-two (42) applications, posting has been closed. Twenty-four (24) met the minimum standards and eighteen (18) did not meet standards. Meeting with an internal panel to narrow down the finalists with interviews coming in the next few weeks.
 - Director of Economic & Community Development – currently receiving applications and closing the position on November 18th. Then meeting with an internal panel to narrow down the list of applicants, conduct interviews and present a final offer.
 - Finance Director – this is the final position to be filled and it is coming soon but the process for searching for a Finance Director will not begin until a final finalist has been selected and has an accepted an offer for the Director of Public Services position.
- G. Upcoming Events
- Arbor Day – Saturday, November 5, 2016 from 9 am until 11 am behind the Murphy Community Center – 205 North Murphy Road, Murphy, Texas
 - Early Voting – October 24 through November 4, 2016 at the Community Center – 205 North Murphy Road, Murphy, Texas
 - Election Day – Tuesday, November 8, 2016 from 7am until 7pm at the Community Center – 205 North Murphy Road, Murphy, Texas
 - Christmas in the Park – December 1, 2016 5 pm until 8pm at the front of City Hall – 206 North Murphy Road, Murphy, Texas
 - Boards and Commission Appreciation Dinner – December 8, 2016 6:30 pm until 9 pm at the Community Center – 205 North Murphy Road, Murphy, Texas

6. INDIVIDUAL CONSIDERATION

- A. Consider and/or act to approve the October 18, 2016 Regular Council meeting minutes.

COUNCIL ACTION (6.A.):

APPROVED

Mayor Pro Tem Bradley moved to approve the October 18, 2016 Regular Council meeting minutes. Deputy Mayor Pro Tem Siddiqui seconded the motion. For: Unanimous. The motion carried by a vote of 7-0.

- B. Consider and/ or act on approval of Ordinance Number 16-11-1024 to update and add an additional section to the Animal Control Ordinance to include fostering animals.

Chief Cotten addressed Council on approval of Ordinance Number 16-11-1024 amending Chapter 4 – Animal Control, of the Code of Ordinances, to include fostering animals. Definition of Foster Providers – A person who volunteers to provide temporary care for an animal for a period of time until a permanent home can be found for the animal. In **Section 4.01.004 Limitation of number of animals** add: (c) Foster providers will be allowed to keep one (1) additional domesticated animal while in a fostering program. (d) The foster provider will be required to meet the following criteria: (1) temporarily register the animal with Animal Control, fees waived; (2) a maximum of six (6) months will be the time allowed for animals in foster care; (3) once the animal is no longer at the home, the foster provider will contact Animal Control and remove the animal registration. Staff recommends Council approve the recommended changes.

COUNCIL ACTION (6.B.):

APPROVED

Mayor Pro Tem Bradley moved to approve. Ordinance Number 16-11-1024 to update and add an additional section to the Animal Control Ordinance to include fostering animals. Councilmember Berthiaume seconded the motion. For: Unanimous. The motion carried by a vote of 7-0.

- C. Consider and/ or act on the approval of a Change Order No. 4. South Maxwell Creek Parallel Trunk Sewer Project.

City Manager Mike Castro addressed Council stating staff seeks approval for Change Order No. 4 of the South Maxwell Creek Parallel Trunk Sewer Project. The change order will extend the project approximately 520 linear feet beyond its current north end point. This will aid in the city's effort to mitigate sanitary sewer overflow initiatives (SSOI) on this sewer line. The change order is in the amount of \$149,483.70 to be added to the original contract amount and add seventy-five (75) more calendar days to the original contract time.

City Engineer Gary Hendricks addressed Council stating that in 2011 the city requested review of the South Maxwell Creek Trunk Sewer. In the 90's, when the sewer was originally installed that the new sewer line would run parallel. A manhole south of the DART railroad picks up about 75% of the entire city, which is a critical location and the reason for the study to begin at this point. Anything north of the railroad had adequate capacity and going under the railroad would be an expensive venture. The Engineer concluded that the current system has had more inflow infiltration than we would like to have and that has caused overflows on manholes on the north side of the railroad tracks. It was immediately recognized and the City has solved the one manhole issue by repairing that manhole and stopped the overflow. Also reviewed was the capacity of the trunk sewer from the manhole south of the railroad to the manhole north, and discovered that particular segment of the trunk sewer has capacity but surcharges one (1) foot above the pipe and that pipe is ten (10) feet deep. Normally, a sanitary sewer would not be designed this way, but the issue was recognized and reviewed with the city and staff. At that time, TCEQ in checking the overflows, recommended the correction be parallel as well. The first overflow on that manhole occurred in December 2015, the engineer assisted the city to repair that manhole and was completed by February 2016. At that same time, everyone met with TCEQ to discuss capacity issue

on this particular segment and that was not in the original project which was pointed out to them in February 2016. A variety of reasons as to why this routing of the sewer was chosen. The majority reason for that route is being able to facilitate getting under the railroad in a reasonable fashion, it has to cross the railroad at a ninety (90) degree angle as the line cannot be skewed under the railroad since it is not allowed by their permit. It was explained that the ninety (90) degree angle is better than one which requires a tighter angle turn (less than 90 degrees). The funds are part of the 2.3 million dollar bond originally approved for this project. It will bring the bond very near to capacity.

City Manager Mike Castro addressed Council on the confidence of the foreman/crew working on this project is good as they have made continuous progress.

COUNCIL ACTION (6.C.):

APPROVED

Mayor Pro Tem Bradley moved to approve the Change Order No. 4. South Maxwell Creek Parallel Trunk Sewer Project in the amount \$149,483.70. Councilmember Berthiaume seconded the motion. For: Unanimous. The motion carried by a vote of 7-0. Mayor Barna was absent.

D. Discussion Regarding Upcoming City Council Strategic Planning Session.

City Manager Mike Castro addressed Council that individual members of council have expressed a desire to conduct a strategic planning work session in the near future. This item is placed to confirm that a plurality of council desires to conduct such a session. Further, the item is placed for staff to receive guidance regarding the session to aid in preparation. In order to appropriately plan for the proposed strategic planning work session, it is incumbent upon council to provide guidance to staff. City Manager Castro was specifically interested in addressing the following topics: Who, What, When, Where.

To Summarize, here are the questions that he asked for guidance from council:

Who is to conduct the session?

- An external facilitator to facilitate the planning session

What is the product we are seeking at the end of the session?

- Define a strategy for the Capital Projects Advisory Committee in order to outline specific projects
- Develop a three to five (3 to 5) year roadmap plan
- Discuss maintenance needs and dollars over the next ten to fifteen (10 to 15) years
- Update on impact of legislative session changes coming financially (4% tax increase with mandatory roll back election)

What level of detail do we want to get to?

- Council priorities
- Project Plan
- Staff Projection
- Session with Boards & Commission

Do we wish to revisit our Vision and / or Mission statements?

- In past planning sessions, held a deeper dive on vision and mission statements therefore, will not need to review in detail for this planning session

What is our planning horizon?

- Each Councilmember to come with three (3) ideas
- Leadership staff is to be invited and assigned homework
- Boards and Commission members are to be invited and assigned homework

Does council wish to follow a format similar to the 2012 document?

- Review goals and strategies from 2012 document, adapt, add, delete or change as needed

Are we looking to conduct the session on a weekday / night or on a weekend?

- Friday, Saturday and Sunday in early January 2017 that will coincide with open government training orientation for boards and commission

Business hours or after hours?

- Business hours during weekend

Is there a limit to the amount of time we are willing to commit?

- Two and half days (2 ½ days).

On-Site or Off-Site?

- Planning Session to be held on-site at the Murphy Activity Center

COUNCIL ACTION (6.D.):

NO ACTION

- E. 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.

Item 6. E. will not be discussed and an executive session will not be held.

Mayor Barna explained the item request came from the applicant who wishes to discuss the matter with all of Council. The item has been added to agenda more than once and the applicant has not been able to attend so therefore, the applicant has one more opportunity at the next meeting and if unable to attend, the item will not be brought back to Council.

COUNCIL ACTION (6.E.):

NO ACTION

7. 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. §551.087 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).

8. 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:

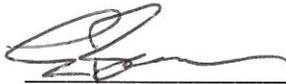
- A. §551.087 Deliberation regarding economic development negotiations: (1) to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory 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).

- B. Take Action on any Executive Session Items.

9. ADJOURNMENT

With no further business, the Council meeting adjourned at 7:11 pm.

APPROVED BY:



Eric Barna, Mayor

ATTEST:



Susie Quinn, City Secretary

