

MURPHY CITY COUNCIL AGENDA
REGULAR CITY COUNCIL MEETING
SEPTEMBER 18, 2012 AT 6:00 P.M.
206 NORTH MURPHY ROAD
MURPHY, TEXAS 75094



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 18, 2012 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.

CALL TO ORDER

INVOCATION & PLEDGE OF ALLEGIANCE

Bret Baldwin
Mayor

ROLL CALL & CERTIFICATION OF A QUORUM

John Daugherty
Mayor Pro Tem

PUBLIC COMMENTS

Colleen Halbert
Deputy Mayor Pro Tem

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.

Dennis Richmond
Councilmember

Scott Bradley
Councilmember

Bernard Grant
Councilmember

Dave Brandon
Councilmember

- A. Approval of the minutes from the Regular City Council Meeting of August 28, 2012.
- B. Approval of the minutes from the Regular City Council Meeting of September 4, 2012.
- C. Consider and/or act upon changing an alternate Planning & Zoning Commissioner to an acting Planning & Zoning Commissioner.
- D. Consider and/or act on the application of the City of Murphy requesting approval of a construction plat for a re-plat of the Murphy Municipal Complex.
- E. Consider and/or act upon a resolution dedicating in perpetuity eight (8) acres of open space parkland permanently in Murphy Central Park as required by the Texas Parks and Wildlife Department grant award and rescind Resolution 12-R-761.
- F. Consider and/or act on the submission of an Official Ballot for the Texas Municipal League Intergovernmental Risk Pool Board of Trustees Election.
- G. Consider and/or act upon authorizing the City Manager to sign a Memorandum of Understanding (MOU) with the City of Wylie for Automatic Assistance between Murphy and Wylie Fire Departments.

James Fisher
City Manager

- H. Consider and/or act on the approval of an ordinance regarding the SUP (with conditions) to allow a drive-through window for a Del Taco on property zoned PD (Planned Development) District No. 09-02-784 for Retail Uses on property located at 102 N. Murphy Road, NE corner of FM 544. (ZF 2012-02)

PUBLIC HEARINGS

1. Hold a public hearing and consider and/or act on amending PD (Planned Development) District (Ordinance No. 09-02-784) for Retail Uses, including revising the development conditions, plans and specific regulations for the district, including, without limitation, permitted land uses for the district comprised of 74.33 acres, more or less, in the James Maxwell Survey, Abstract No. 582, in the City of Murphy and located at the northeast corner of East FM 544 and North Murphy Road. (this ordinance includes Murphy Marketplace, The Crossing at Murphy Marketplace and the Park Tract)

INDIVIDUAL CONSIDERATION

2. Consider and/or act upon approval of an Ordinance adopting the fiscal year 2012-2013 budget and appropriating funds to a sinking fund to pay interest and principal on the City's indebtedness, and appropriating funds to support the City of Murphy for the fiscal year beginning on October 1, 2012 and ending on September 30, 2013.
3. Consider and/or act upon ratifying the property tax revenue increase reflected in the 2012-2013 fiscal year budget.
4. Consider and/or act upon approval of an Ordinance adopting the FY 2012-2013 Annual Tax Rate.
5. Consider and/or act upon the proposed Lease Agreement between the City of Murphy and PSA (Plano Sports Authority).
6. Consider and/or act upon the proposed infrastructure improvements for Central Park and PSA (Plano Sports Authority).
7. Consider and/or take action, if any, upon the Murphy Animal Shelter Concept Design Description by Quorum.

CITY MANAGER/STAFF REPORTS

- TML Annual Conference, November 13-16, Gaylord Texan Conference Center
- Murphy Maize Days and 3rd Annual 5K/Fun Run, September 29
- North Murphy Road

EXECUTIVE SESSION

The City Council will hold a closed Executive Session pursuant to the provisions of Chapter 551, Subchapter D, Texas Government Code, in accordance with the authority contained in:

§551.071 Consultation with City Attorney regarding pending litigation or contemplated litigation involving George Parker and Parker Tree Services.

§ 551.071 Consultation with City Attorney regarding pending litigation or contemplated litigation or settlement offer involving Johnny Boles v. City of Murphy, et al., Civil Action No. 4:11-cv-682.

§ 551.072 DELIBERATION REGARDING REAL PROPERTY – to deliberate the purchase, exchange, lease or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

§ 551.071 Consultation with City Attorney regarding pending litigation or contemplated litigation or settlement offer involving Susan Kinder-Alessio v. Sarah Helms-Asmore, Aaron McCarty, Snow Robertson, G.M. Cox, & City of Murphy, Civil Action No. 4:12-CV-000493-RC-ALM

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:

§551.071 Consultation with City Attorney regarding pending litigation or contemplated litigation involving George Parker and Parker Tree Services.

§ 551.071 Consultation with City Attorney regarding pending litigation or contemplated litigation or settlement offer involving Johnny Boles v. City of Murphy, et al., Civil Action No. 4:11-cv-682.

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§ 551.071 Consultation with City Attorney regarding pending litigation or contemplated litigation or settlement offer involving Susan Kinder-Alessio v. Sarah Helms-Asmore, Aaron McCarty, Snow Robertson, G.M. Cox, & City of Murphy, Civil Action No. 4:12-CV-000493-RC-ALM

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, TX 75094; a place convenient and readily accessible to the public at all times, and said notice was posted on September 14, 2012 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.

Nancy Meadows, Interim 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 Acting City Secretary at 972.468.4006 or kroberts@murphytx.org