

MURPHY CITY COUNCIL AGENDA  
REGULAR CITY COUNCIL MEETING  
OCTOBER 16, 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 October 16, 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

PRESENTATION ITEMS

- A. Proclamation designating October 27, 2012 as the Murphy Arbor Day Celebration.
- B. Proclamation designating October 2012 as Breast Cancer Awareness Month.
- C. Proclamation designating November 15, 2012 as America Recycles Day.

Dennis Richmond  
Councilmember

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.

Scott Bradley  
Councilmember

Bernard Grant  
Councilmember

Dave Brandon  
Councilmember

- A. Consider and/or act upon the approval of the minutes from the Regular City Council meeting of October 2, 2012.
- B. Consider and/or act on the Final Plat for **Murphy Village Addition, Lot 2R, 4 and 5, Block A** on property zoned PD (Planned Development) District No. 09-12-823 and No. 09-12-824 for Retail and Office Uses. This property is located at the southeast quadrant of West FM 544 and Brand Road.
- C. Consider and/or act upon approval of Resolution designating investment officers of the City and approving the investment policies for the investment of municipal funds.
- D. Consider and take appropriate action, if any, on the 2013 City of Murphy Holiday Schedule.

INDIVIDUAL CONSIDERATION

- A. Consider and/or act on the application of **Forestar (USA) Real Estate Group, Inc.** requesting approval of a site plan for Emerus Emergency Hospital on property zoned PD (Planned Development) District No. 12-07-917 located at the northeast corner of FM 544 and Heritage Parkway.

James Fisher  
City Manager

- B. Consider and/or act on the application of **Forestar (USA) Real Estate Group, Inc.** requesting approval of a construction plat for Emerus Emergency Hospital on property zoned PD (Planned Development) District No. 12-07-917 located at the northeast corner of FM 544 and Heritage Parkway.
- C. Consider and/or act on the application of **Gary Hadley, developer**, requesting approval of a site plan for IShine Express Car Wash on property zoned PD (Planned Development) District No. 09- 12-823 for Retail and Office Uses on property located on FM 544 between Brand Road and Murphy Road.
- D. Consider and/or act on the application of **Gary Hadley, developer**, requesting approval of a construction plat for IShine Express Car Wash on property zoned PD (Planned Development) District No. 09-12-823 for Retail and Office Uses on property located on FM 544 between Brand Road and Murphy Road.
- E. Consider and take appropriate action, if any, on funding provisions to improve the infrastructure at Central Park to accommodate the Plano Sports Authority Murphy Building.
- F. Consider and act approval of Amendments to the Code of Ethics of the City of Murphy; Approval of a Confidentiality and Non-Disclosure Agreement; Approval of Ethics Review Commission Complaint Form; and Approval of City Secretary or designee to assist with preparation, posting and delivery of agendas for the Ethics Review Commission Meetings
- G. Consider and act on the proposed Rules and Procedures of the Ethics Review Commission.
- H. Consider and act on Boards and Commissions, their descriptions and roles and appointment of an interview panel comprised of three council members.
- I. Consider and take action, if any, on the 2012 November and December City Council meeting schedule.

#### CITY MANAGER/STAFF REPORTS

- North Murphy Road
- October 19<sup>th</sup>, Planning and Zoning Training work shop;
- October 25<sup>th</sup>, Ground Breaking for Central Park;
- Early Voting Begins October 22<sup>nd</sup> - City Hall Community Room;
- October 27<sup>th</sup>, Murphy Fire and Rescue Open House;
- October 30<sup>th</sup>, Animal Shelter Work Session;
- November 1<sup>st</sup>, Boards, Commission and Volunteer Appreciation Dinner at 7 pm, Murphy Community Center;
- November 2<sup>nd</sup>, Employee Appreciation and Holiday Luncheon, 11am – 2pm, Murphy Community Center;
- November 6<sup>th</sup>, Election Day

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:

- a) George Parker and Parker Tree Services.
- b) Johnny Boles v. City of Murphy, et al., Civil Action No. 4:11-cv-682
- c) Susan Kinder-Alessio v. City of Murphy, et. al., Civil Action No. 4:12-CV-000493-RC-ALM
- d) Michael Cantrell v. City of Murphy, et. al, Cause No. 6:09-cv-225.

§ 551.074 PERSONNEL MATTERS - to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee – City Manager.

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:

- e) George Parker and Parker Tree Services.
- f) Johnny Boles v. City of Murphy, et al., Civil Action No. 4:11-cv-682
- g) Susan Kinder-Alessio v. City of Murphy, et. al., Civil Action No. 4:12-CV-000493-RC-ALM
- h) Michael Cantrell v. City of Murphy, et. al, Cause No. 6:09-cv-225.

§ 551.074 PERSONNEL MATTERS - to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee – City Manager.

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 October 12, 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.



Kristi Gilbert, 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 kgilbert@murphytx.org