

MURPHY CITY COUNCIL AGENDA
REGULAR CITY COUNCIL MEETING
FEBRUARY 19, 2013 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 February 19, 2013 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. PUBLIC COMMENTS

5. PRESENTATION ITEMS : None

- A. Presentation of a proclamation declaring February 21-24, 2013, Delta Sigma Theta Sorority, Inc. Days in the City of Murphy commemorating 100 years of public service.

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 take action, if any, on the approval of meeting minutes:
1. January 31, 2013 Special Called Joint Meeting; and,
 2. February 5, 2013 Regular Meeting.
- B. Consider and take action, if any, on the application of Winkelmann and Associates, Inc. representing D.R. Horton, requesting approval of the Final Plat for **the Gables at North Hill, Phase 2B** on property zoned PD (Planned Development) District for Single Family Uses. This property is located southwest of McCreary Road and McWhirter Road.
- C. Consider and take action, if any, on the application of Winkelmann and Associates, Inc. representing D.R. Horton, requesting approval of the Final Plat for **The Gables at North Hill (Park Lots)** on property zoned PD (Planned Development) District for Single Family Uses (Ordinance No. 03-10-590). This property is located at the intersection of North Hill Lane and Gene Autry Lane. It extends to the Amenity Center at North Hill and all lots abut to North Hill Park, City of Murphy.
- D. Consider and take action, if any, on a utility capital improvement project for the South Maxwell Creek Trunk Sewer Line.
- E. Consider and take action, if any, on awarding the contract for wrecker and impound services for the City of Murphy to Wylie Towing, or other responsible

Bret Baldwin
Mayor

John Daugherty
Mayor Pro Tem

Colleen Halbert
Deputy Mayor Pro Tem

Dennis Richmond
Councilmember

Scott Bradley
Councilmember

Bernard Grant
Councilmember

Dave Brandon
Councilmember

James Fisher
City Manager

bidder, in accordance with Chapter 78.133, of the Murphy City Code and authorize the City Manager to execute the contract agreement for the delivery of wrecker and impound services.

7. INDIVIDUAL CONSIDERATION

- A. Consider and take action, if any, on accepting the resignation of Mayor Bret Baldwin effective after his successor qualifies as a result of the May 11, 2013 election.
- B. Consider and take action, if any, on approving an Ordinance ordering a Special Election to be held on May 11, 2013, for the purpose of electing the position of Mayor to fill a one-year, unexpired term of office.
- C. Consider and take action, if any, on accepting the resignation of John Daugherty, Council Member Place 3 effective after his successor qualifies as a result of the May 11, 2013 election.
- D. Consider and take action, if any, on approving an Ordinance ordering a Special Election to be held on May 11, 2013, for the purpose of electing the position of Council Member Place 3 to fill a one-year, unexpired term of office.
- E. Consider and take action, if any, on approval of the Joint General and Special Election Contract for Election Services for the May 11, 2013 General and Special Elections between the City of Murphy, the Plano Independent School District and the Elections Administrator of Collin County, Texas and the included Joint Election Agreement between the City of Murphy, the Plano Independent School District and the Collin College District and authorize the City Manager to execute the same.
- F. Consider and take action, if any, on the review of the Traffic Study conducted on Moonlight Drive.
- G. Hold a public hearing and consider and/or act on the application of McBirney-544 Joint Venture, on behalf of the property owner, Mike Horn, to re-plat **Lot 2R - Block A – Murphy Village Addition Lots 6, 7 & 8** 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.
- H. Consider and take action, if any, on the application of Wal-Mart Real Estate Business trust requesting approval of a site plan and related items for **Wendy's** on property zoned PD (Planned Development) District No. 12-02-905 located at 117 West FM 544.
- I. Continue a public hearing and consider and/or act upon approval of an ordinance amending Chapter 28, Development Standards, of the Code of Ordinances.

- J. Consider and take action, if any on authorizing the City Manager to negotiate a contract to provide Solid Waste Collection & Disposal and Recyclable Material Collection & Processing services for the City of Murphy.
- K. Consider and take action, if any on capital expenditures:
 - 1. Consider and take action, if any, on the capital projects list, and authorize the City Manager to prepare the appropriate financial documents for funding.
 - 2. Consider and take action, if any, on Alternate #7, Construct 4 Space Parking Lot and Connector Trail, east of PISD Maintenance Facility for Murphy Central Park, and authorize the City Manager to enter into an Interlocal Agreement with PISD for said parking lot and connector trail.
 - 3. Consider and take action, if any, on the request by Plano Sports Authority to waive the permit fees for PSA Murphy.
 - 4. Consider and take action, if any, if any, on funding provisions provided by the Murphy Municipal Development District to improve the infrastructure at Central Park to accommodate the Plano Sports Authority Murphy Building.

8. CITY MANAGER/STAFF REPORTS

North Murphy Road Construction Update
McCreary Road Construction Update
Murphy Central Park Construction Update

9. 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 advice from City Attorney involving:

- a) Susan Kinder-Alessio v. City of Murphy, et al., Civil Action No. 4:12-CV-000493-RC-ALM
- b) Michael Cantrell v. City of Murphy, et al, Cause No. 6:09-cv-225.

§551.087 Deliberation regarding economic development: Deliberation regarding the offer of a financial or other incentive to Murphy 2013 Senior Community, L.P

§551.074 Deliberation regarding the appointment, evaluation, reassignment, duties, discipline or dismissal of City of Murphy Community Development Member.

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:

§551.071 Consultation with City Attorney regarding advice from City Attorney involving:

- a) Susan Kinder-Alessio v. City of Murphy, et al., Civil Action No. 4:12-CV-000493-RC-ALM
- b) Michael Cantrell v. City of Murphy, et al, Cause No. 6:09-cv-225.

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§551.074 Deliberation regarding the appointment, evaluation, reassignment, duties, discipline or dismissal of City of Murphy Community Development Member.

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 February 15, 2013 by 5:15 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, TRMC, CMC, CPM
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.