

CITY COUNCIL MINUTES
FEBRUARY 5, 2013 REGULAR CITY COUNCIL MEETING

1. CALL TO ORDER

Mayor Pro Tem Daugherty called the meeting to order at 6:01 p.m.

2. INVOCATION & PLEDGE OF ALLEGIANCE

Mayor Pro Tem Daugherty gave the invocation and led the recitation of the Pledge of Allegiance.

3. ROLL CALL & CERTIFICATION OF A QUORUM

City Secretary, Kristi Gilbert, certified a quorum with the following Councilmembers present:

Mayor Pro Tem John Daugherty
Deputy Mayor Pro Tem Colleen Halbert
Councilmember Dennis Richmond (arrived at 6:07 p.m.)
Councilmember Scott Bradley
Councilmember Bernard Grant
Councilmember Dave Brandon

Councilmembers absent:
Mayor Bret Baldwin

4. PUBLIC COMMENTS – No one was signed in to speak.

5. PRESENTATION ITEMS – None.

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 upon the approval of the January 15, 2013 meeting minutes.

B. Consider and/or act upon approval of an Ordinance ordering a General Election to be held on May 11, 2013, for the purpose of electing Council Members for Place 1, Place 2, Place 4, and Council Member Place 6 to a three (3) year term of office.

(Considerar y/o actuar sobre aprobación de una ordenanza ordenar una elección general que se celebrará el 11 de mayo de 2013, con el propósito de elegir a los miembros del Consejo para el Puesto 1, Puesto 2, Puesto 4, y el Puesto 6 para un período de tres (3) años de mandato.)

C. Accept Annual Traffic Contact Report for 2012 for the Murphy Police Department (also known as the Racial Profiling Report) in accordance with Article 2.132(b)(7) of the Texas Code of Criminal Procedures.

COUNCIL ACTION:

APPROVED

Deputy Mayor Pro Tem Halbert moved to approve the consent agenda as presented. Councilmember Bradley seconded the motion. For: Unanimous. Against: None. The motion carried by a vote of 5 to 0.

7. INDIVIDUAL CONSIDERATION

- A. Consider and/or act 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.

City Manager James Fisher provided the Council with an update on the solid waste proposals. Mr. Fisher stated that the City had requested services to remain on Thursday; however, three of the four bidders provided alternate bids for multi-day service. Mr. Fisher inquired as to whether multi-day service was an option the Council would consider.

Councilmember Richmond arrived at 6:07 p.m.

Joe Jaynes, Waste Management, 520 E Corporate, Lewisville, Texas – Mr. Jaynes indicated that his company, Waste Management was the company that provided a bid for Thursdays only. Mr. Jaynes stated that Waste Management would like to be allowed to provide input for multi-day service as well.

Mayor Pro Tem Daugherty asked if any of the other bidders present would like to comment. No bidders came forward.

The general consensus of Council was to review multi-day options, including maps of proposed routes.

COUNCIL ACTION:

NO ACTION

No action was taken.

- B. Consider and/or act upon approval of the low bid award for the seasonal Median Mowing/Beautification Contract to Weldon's Lawn and Tree for \$40,662 and authorize the City Manager to execute the contract.

COUNCIL ACTION:

APPROVED

Deputy Mayor Pro Tem Halbert moved to award the bid to Weldon's Lawn and Tree at \$40,662, which includes the alternate and base bid, and authorize the City Manager to execute the contract contingent upon the contract not allowing for subcontracting and the Contractor is paid per cycle. Councilmember Richmond seconded the motion. For: Unanimous. Against: None. The motion carried by a vote of 6 to 0.

- C. Consider and/or act upon updated construction expense for Murphy Central Park and the PSA Murphy Project.

Mr. Fisher provided the Council with an update on the budget and funding sources for Murphy Central Park. Mr. Fisher stated that the project is expected to be approximately \$215,000 to \$300,000 over budget and Staff is evaluating cost-saving measures. Council held discussion with regard to possible project modifications. Council discussed reviewing the costs associated with all capital projects at the February 19, 2013 Council meeting.

COUNCIL ACTION:

NO ACTION

No action was taken.

- D. 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.

Mr. Fisher stated that Alternate #7 had been pulled from the Central Park project when the contract was awarded, however, it is necessary to move forward as the traditional access to the Decatur/Maxwell/Murphy Cemetery is from a dirt road to the south of the cemetery that requires crossing over the creek. Mr. Fisher stated that the culverts were in bad condition and would need to be replaced by an expensive bridge. As an alternate, Staff contacted PISD to use their parking lot to provide access to the cemetery. Mr. Fisher stated that PISD was agreeable and the plans were to build a four space parking lot that tie into the trail that was just constructed.

William Jowers, Vice-President of the Decatur/Maxwell/Murphy Cemetery – Mr. Jowers stated that he was in charge of cemetery maintenance and stated that the cemetery needed access ramps in order to get mowers and maintenance vehicles from the parking lot, over the curb, to the cemetery. Mr. Jowers stated that the cemetery would have liked to be involved in the planning process.

Mr. Fisher commented that he had contact the cemetery association two years ago when they were in the planning stages for Murphy Central Park.

Discussion was held with regard to the cost of the parking lot and connector trail. The Council asked to consider this item at the February 19, 2013 meeting with the other Central Park funding items.

COUNCIL ACTION:

No action was taken.

NO ACTION

- E. Consider and/or take appropriate action, if any, on funding provisions provided by the Murphy Municipal Development District (MDD) to improve the infrastructure at Central Park to accommodate the Plano Sports Authority Murphy Building.

The Council discussed the MDD funding provisions and determined that the item should be considered at the February 19, 2013 meeting with other funding items.

COUNCIL ACTION:

No action was taken.

NO ACTION

- F. Consider and take action, if any, on the request by Plano Sports Authority to waive the permit fees for PSA Murphy.

Discussion was held with regard to the hard costs that the City would absorb if the waiver was granted. The Council asked Staff to bring back an estimate of the hard costs for consideration at the February 19, 2013 meeting.

Don Blackwood, PSA General Manager – Mr. Blackwood stated that they had not requested a waiver during the budgeting phase because they have not paid fees in the past.

Don Kiertscher, 416 Skyline – Mr. Kiertscher stated that every developer is required to pay permit and impact fees, so the same should be required of the Plano Sports Authority.

COUNCIL ACTION:

No action was taken.

NO ACTION

- G. Discussion/review of utility capital improvement project for the South Maxwell Creek Trunk Sewer Line.

Mr. Fisher stated that the sewer line was near capacity and would need to be replaced within the next two to three years. Approval of the first phase would allow the City to pursue design documents, conduct surveys and determine right-of-way and easement acquisition needs. Council directed Staff to place the item on the February 19th agenda as the item did not allow for consideration.

COUNCIL ACTION:

No action was taken.

NO ACTION

8. CITY MANAGER/STAFF REPORTS

Mr. Fisher provided the Council with an update on the following items:

- North Murphy Road Construction Update
- McCreary Road Construction Update

9. EXECUTIVE SESSION

The City Council convened into Executive Session at 7:26 p.m. pursuant to the provisions of Chapter 551, Subchapter D, Texas Government Code, in accordance with the authority contained in:

§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 reconvened into Open Session at 7:46 p.m. pursuant to the provisions of Chapter 551, Subchapter D, Texas Government Code, in accordance with the authority contained in:

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

No action was taken as a result of Executive Session items.

11. ADJOURNMENT

With no further business, the meeting was adjourned at 7:46 p.m.

APPROVED BY:



Bret Baldwin, Mayor



ATTEST:



Kristi Gilbert, City Secretary