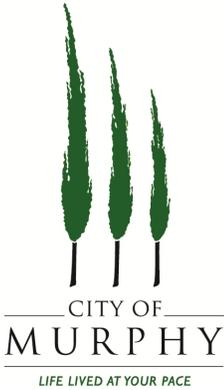


MURPHY CITY COUNCIL AGENDA
AMENDED
REGULAR CITY COUNCIL MEETING
SEPTEMBER 3, 2013 AT 6:00 P.M.
206 NORTH MURPHY ROAD
MURPHY, TEXAS 75094



Eric Barna
Mayor

Owais Siddiqui
Mayor Pro Tem

Ben St. Clair
Deputy Mayor Pro
Tem

Scott Bradley
Councilmember

Betty Spraggins
Councilmember

Bernard Grant
Councilmember

Rob Thomas
Councilmember

James Fisher
City Manager

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 3, 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 :

A. Receive unaudited investment and financial report as of July 31, 2013.

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 meeting minutes:

1. August 20, 2013 regular meeting minutes; and,
2. August 22, 2013 special called meeting minutes.

7. INDIVIDUAL CONSIDERATION

A. Hold a public hearing on the proposed fiscal year 2013-2014 City of Murphy budget.

B. Hold a public hearing on the proposed tax rate of \$0.5700 per \$100 valuation.

C. Hold a public hearing and consider and/or act on the application of RLK Engineering, Inc on behalf of Plano I.S.D, to re-plat 415 Oriole - Hunt Elementary on property zoned P/SP (Public/Semi **Public**). This property is located at the northwest corner of Oriole and Rolling Ridge.

D. Consider and/or act on the application of RLK Engineering, Inc on behalf of Plano I.S.D to revise the site plan of 415 Oriole - Hunt Elementary on property zoned P/SP (Public/Semi **Public**). This property is located at the northwest corner of Oriole and Rolling Ridge.

E. Consider and/or act upon a request by Aron Frydberg, on behalf of Allen Tari, to reconsider the denial of the application of Allen Tari requesting a variance to sign requirements, as stated in the Code of Ordinances, Section 28-22, Monument Signs-Business Districts, for a sign at the business known as Tari Car Lot, located at 729 W. FM 544.

F. Discuss amending Chapter 28, Development Standards, Article 1. Signs.

- G. Consider and/or act upon awarding construction bid to low bidder A&M Construction & Utilities, for the repairs of a public storm drainage line / easement between 319 and 323 Kentwood Drive, and authorizing the City Manager to sign the contract.
- H. Consider and/or act upon Ethics Review Commission recommendations:
 - 1. A proposed resolution establishing the Rules and Procedures for the City of Murphy Ethics Commission
 - 2. A proposed ordinance amending Chapter 2, Article IX of the Code of Ordinances entitled Code of Ethics.

8. CITY MANAGER/STAFF REPORTS

North Murphy Road Construction Update
Murphy Central Park Construction Update
Update on West Nile Virus
Collin County Appraisal District Board Nominations
Maize Days - September 28, 2013
Fire Open House - October 5, 2013
Texas Municipal League - October 8-11, 2013

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:

- A. § 551.071 Consultation with City Attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings act regarding:
 - 1. Zoning and subdivision regulation issues involving the Ranch/Gables subdivisions; and,
 - 2. Traffic calming measures.
- B. § 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 governmental body and with which the governmental body is conducting economic development negotiations; (2) to deliberate the offer of a financial or other incentive to a business prospect described by Subdivision (1) regarding:
 - Incentive agreement between Allen & Loucks Venture, LLC, C4 Enterprises, LLC and Chef Time, LLC and the City of Murphy and the Murphy Municipal Development District.

*Amended to add items 9.C. and 9.D.

- C. §551.071 Consultation with the City Attorney and special counsel on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the

State Bar of Texas clearly conflicts with the Texas Open Meetings Act regarding contemplated or pending litigation or matters where legal advice is requested of the City Attorney on personnel matters regarding the City Manager.

- D. **§551.074** Deliberations regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager or to hear a complaint or charge against the City Manager.

10. RECONVENE INTO REGULAR SESSION

The City Council will reconvene into Open Session pursuant to the provisions of Chapter 551, Subchapter D, Texas Government Code, in accordance with the authority contained in:

- A. **§ 551.071** Consultation with City Attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings act regarding:
 - 1. Zoning and subdivision regulation issues involving the Ranch/Gables subdivisions; and,
 - 2. Traffic calming measures.
- B. **§ 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 governmental body and with which the governmental body is conducting economic development negotiations; (2) to deliberate the offer of a financial or other incentive to a business prospect described by Subdivision (1) regarding:
 - Incentive agreement between Allen & Loucks Venture, LLC, C4 Enterprises, LLC and Chef Time, LLC and the City of Murphy and the Murphy Municipal Development District.

*Amended to add items 10.C. and 10.D. and renumber

- C. **§551.071** Consultation with the City Attorney and special counsel on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act regarding contemplated or pending litigation or matters where legal advice is requested of the City Attorney on personnel matters regarding the City Manager.
- D. **§551.074** Deliberations regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager or to hear a complaint or charge against the City Manager.
- E. Consider and or act upon any executive session items.

- F. Consider and/or act upon approval of a resolution authorizing the City Manager to execute an Incentive agreement between Allen & Loucks Venture, LLC, C4 Enterprises, LLC and Chef Time, LLC and the City of Murphy and the Murphy Municipal Development District.

11. BUDGET WORK SESSION

- A. Discuss, consider and/or act upon modifications to the FY 2014 General Fund and Utility Fund budgets.
- B. Discussion regarding the issuance of tax notes for the purpose of funding the Murphy Central Park, the Community Center and the Animal Shelter.

12. 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 August 30, 2013 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, 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.

Notice of Possible Quorum: There may be a quorum of the 4B Community Development Corporation, the Animal Shelter Advisory Committee, the Board of Adjustment, the Building and Fire Code Appeals Board, the Ethics Review Commission the Murphy Municipal Development District Board, the Park and Recreation Board and/or the Planning and Zoning Commission may be present at the meeting, but they will not deliberate on any city business.