



MINUTES
CITY COUNCIL MEETING
OCTOBER 19, 2021

CALL TO ORDER – Roll Call and Determination of a Quorum

The Parker City Council met in a regular meeting on the above date at Parker City Hall, 5700 E. Parker Road, Parker, Texas, 75002.

Mayor Lee Pettle called the meeting to order at 7:00 p.m. Mayor Pro Tem Cindy Meyer and Councilmembers Diana M. Abraham, Terry Lynch, Jim Reed, and Michael Slaughter were present.

Staff Present: City Administrator Luke Olson, Asst. City Administrator/City Secretary Patti Scott Grey, Finance/Human Resources Director Grant Savage, Interim City Attorney Scott D. Levine, Public Works Director Gary Machado, City Engineer John Birkhoff, P.E., and Police Chief Richard Brooks

PLEDGE OF ALLEGIANCE

AMERICAN PLEDGE: Tom Macduff led the pledge.

TEXAS PLEDGE: Councilmember Diana Abraham led the pledge.

PUBLIC COMMENTS *The City Council invites any person with business before the Council to speak.*

Sharon Macduff, 4313 Sycamore Lane, inquired as to whether an attendance count is taken at City Council meetings. Mrs. Macduff indicated that attendance information could be helpful in determining the size of the future Council Chambers in the proposed municipal building.

Ed Standridge, 3607 Hogge Drive, said he attended tonight's, October 19, 2021, 6:00 PM, Murphy City Council meeting and the City of Murphy, Texas, passed Resolution Number 21-R-1007, opposing the Texas Commission on Environmental Quality (TCEQ) application for a proposed wastewater treatment facility, located 0.4 miles northwest of the intersection of North Murphy Road and Rolling Ridge Drive in Collin County, Texas, near the cities of Murphy and Parker and in Parker's Extraterritorial Jurisdiction (ETJ). Mr. Standridge said with that resolution, Murphy City Council supported the City of Parker, Texas in opposition to the proposed wastewater treatment facility and the Municipal Utilities District (MUD), a special political subdivision that functions as an independent and limited government. (See Exhibit 1 – City of Murphy's Resolution Number 21-R-1007 and Exhibit, dated October 19, 2021.)

ITEMS OF COMMUNITY INTEREST

- Canceled - COMPREHENSIVE PLAN (COMP) COMMITTEE - WEDNESDAY, OCTOBER 20, 2021, 6 PM

The Wednesday, October 20, 2021, Comprehensive Plan (COMP) Committee meeting is canceled.

- PARKS AND RECREATION COMMISSION (P&R) – WEDNESDAY, NOVEMBER 10, 2021, 6 PM

The Wednesday, November 10, 2021, Parks & Recreation Commission (P&R) meeting is being planned, and the agenda will be available on the City's website, www.parkertexas.us, in early November.

- EARLY VOTING OCTOBER 18, 2021 – OCTOBER 29, 2021 & NOVEMBER 2, 2021, ELECTION

Early Voting is currently taking place now, as the chart below indicates, and Election Day voting will be November 2, 2021, as noted.

| Sunday | Monday | Tuesday | Wednesday | Thursday | Friday | Saturday |
|---------------------------------------|---------------------------------------|---------------------------------------|---------------------------------------|---------------------------------------|---------------------------------------|---------------------------------------|
| October 17 | October 18 Early Voting 8am–5pm | October 19 Early Voting 8am–5pm | October 20 Early Voting 8am–5pm | October 21 Early Voting 8am–5pm | October 22 Early Voting 8am–5pm | October 23 Early Voting 7am–7pm |
| October 24 Early Voting 1pm–6pm | October 25 Early Voting 7am–7pm | October 26 Early Voting 7am–7pm | October 27 Early Voting 7am–7pm | October 28 Early Voting 7am–7pm | October 29 Early Voting 7am–7pm | October 30 |
| October 31 | November 1 | November 2 Election Day 7am-7pm | | | | |

- NATIONAL PRESCRIPTION DRUG TAKE BACK EVENT SATURDAY, OCTOBER 23, 2021, 10:00 AM – 2:00 PM
- HOUSEHOLD HAZARDOUS WASTE DISPOSAL SATURDAY, OCTOBER 23, 2021, 10:00 AM – 2:00 PM, AT PARKER CITY HALL, 5700 E. PARKER ROAD, PARKER, TEXAS, IN CONJUNCTION WITH PARKER WOMEN'S CLUB FOOD DRIVE
Mayor Pettle noted the previous three events are being held Saturday, October 23, 2021.
- PARKERFEST - SUNDAY, OCTOBER 24, 2021, 3:00 PM to 6:00 PM
Parkerfest will be held Sunday, October 23, 2021.

CONSENT AGENDA Routine Council business. Consent Agenda is approved by a single majority vote. Items may be removed for open discussion by a request from a Councilmember or member of staff.

1. APPROVAL OF MEETING MINUTES FOR SEPTEMBER 21, 2021. [SCOTT GREY]
2. APPROVAL OF MEETING MINUTES FOR OCTOBER 4, 2021. [SCOTT GREY]
3. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ACCEPTING A PARKS AND RECREATION (P&R) COMMISSION RESIGNATION.

MOTION: Councilmember Slaughter moved to approve consent agenda items 1 through 3, as presented. Councilmember Reed seconded with Councilmembers Abraham, Lynch, Meyer, Reed, and Slaughter voting for the motion. Motion carried 5-0.

INDIVIDUAL CONSIDERATION ITEMS

4. CONSIDERATION, DISCUSSION, AND POTENTIAL ACTION REGARDING THE FOLLOWING MATTER: REQUEST FOR PROPOSAL (RFP) FOR BANK DEPOSITORY SERVICES TO BE ADVERTISED.

MOTION: Councilmember Slaughter moved to approve staff advertising/distributing request for proposals (RFPs) for Bank Depository Services, as the City of Parker's current contract with American National Bank expires on January 1, 2022. Councilmember Abraham seconded with Councilmembers Abraham, Lynch, Meyer, Reed, and Slaughter voting for the motion. Motion carried 5-0.

5. CONSIDERATION AND ACTION ON AUTHORIZING THE CITY ENGINEER TO PERFORM ENGINEERING SERVICES ON CERTAIN CITY STREETS AND PROVIDE ESTIMATED CONSTRUCTION COSTS.

MOTION: Councilmember Slaughter moved to table item 5. Councilmember Lynch seconded with Councilmembers Abraham, Lynch, Meyer, Reed, and Slaughter voting for the motion. Motion carried 5-0.

6. PARKER PARKS AND RECREATION COMMISSION ANNUAL REVIEW.

Mayor and City Council reviewed Parker Parks and Recreation (P&R) Commission and approved the Commission continuing. They thanked P&R Commission Chair Billy Barron for his service and commended P&R Commission members for their outstanding work during COVID19.

ROUTINE ITEMS

7. UPDATE(S):

- TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ)
Mayor Pettle said TCEQ has granted a virtual hearing on the proposed wastewater treatment facility and Municipal Utilities District (MUD) on Monday, December 6, 2021. The City of Parker is requesting an in-person hearing, as its Council, Staff, and residents do not feel a virtual hearing is appropriate due to number of commentors (approximately 1,000 comments) against the proposed wastewater treatment facility and MUD in the City of Parker's Extraterritorial Jurisdiction (ETJ).
- MONTHLY/QUARTERLY REPORTS
 - DEPARTMENT REPORTS –BUILDING/CODE (SEPT), COURT (SEPT), POLICE (SEPT), AND REPUBLIC WASTE(SEPT)
- CAPITAL IMPROVEMENT PROGRAM (CIP) COMMITTEE [LYNCH/REED]
 - DRAINAGE [*Except Poco Estados, Moss Ridge & Easy Acres – Drainage for these areas continue under Mayor Pro Tem Meyer.*]
 - INFRASTRUCTURE
- CODE BOOK [MEYER]
No update.
- COMPREHENSIVE PLAN COMMITTEE [SLAUGHTER]
- EMERGENCY PREPAREDNESS COMMITTEE [ABRAHAM]

- MUNICIPAL COMPLEX [PETTLE/COUNCIL]
Mayor Pettle noted the next proposed municipal complex meeting is scheduled for Wednesday, November 3, 2021, 6:00 PM.
- LEGISLATIVE UPDATES [OLSON]
- NEW RESIDENT PACKET [MEYER]
- NEWSLETTER [MEYER]
- NOISE COMMITTEE [OLSON]
- NORTH TEXAS MUNICIPAL WATER DISTRICT (NTMWD) [OLSON]
- PUMP STATION [MACHADO]
- RISK AND RESILIENCE ANALYSIS AND EMERGENCY RESPONSE PLAN UPDATE [MACHADO/BIRKHOFF]
- SUBDIVISION(S) [MACHADO]
- THOROUGHFARE & OTHER MAPS UPDATE [MACHADO]
- ACCEPTANCE OF FOOD DONATION(S) FOR POLICE, FIRE, AND CITY STAFF DUE TO COVID-19 FOR THE RECORD (Each valued at between \$0 - \$500). [PETTLE]
 - Kathy Harvey (5408 Gregory Lane), Julian and Kathleen Calabria and Frank Meadoks donated 30 boxes of Girl Scout Cookies for the Police and Fire Departments, estimated value \$150.00
 - Laura Hernandez and her three young sons donated homemade cookies valued at \$15.00.
 - Sakaria Family donated snacks and candy valued at \$50.00
 - National Night Out Donations—
 - Charles C and Kristl A Pearl donated \$180.00 to Parker Fire Department (check #1515)
 - Charles C and Kristl A Pearl donated \$80.00 to Parker Police Department (check #1516)
 - Phil & JoAnn DeNitto donated \$25.00 to the Parker Fire Department (check 10589)
 - Phil & JoAnn DeNitto donated \$25.00 to the Parker Police Department (check 10593)

Mayor Pettle, on behalf herself, City Council, City and City Staff, thanked the above listed donors for their kind and generous donations.

FUTURE AGENDA ITEMS

8. FUTURE AGENDA ITEMS

Mayor Pettle asked if there were any items to be added to the future agenda.

Hearing no requests, Mayor Pettle encouraged everyone to email her any requests. She noted the next regularly scheduled meeting would be Tuesday, November 16, 2021, as City Council canceled the Tuesday, November 2, 2021, meeting for Election Day voting.

EXECUTIVE SESSION AND ADJOURNMENT

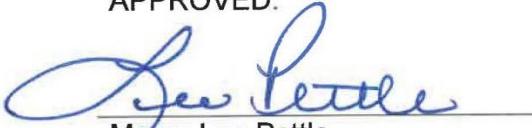
9 – 11. Mayor Pettle asked City Council if anyone needed to recess into executive session at this time. Hearing no requests, the Mayor adjourned the meeting at 8:14 p.m.



ATTESTED:


Patti Scott Grey, City Secretary

APPROVED:



Mayor Lee Pettle

Approved on the 16th day
of November, 2021.

RESOLUTION NUMBER 21-R-1007

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MURPHY, COLLIN COUNTY, TEXAS, IN OPPOSITION TO THE PROPOSED DOMESTIC WASTEWATER TREATMENT FACILITY PERMIT APPLIED FOR BY RESTORE THE GRASSLANDS LLC AND HARRINGTON/TURNER ENTERPRISES, LP IN COLLIN COUNTY, TEXAS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Murphy, Texas being located within Collin County and adjacent to the extraterritorial jurisdiction of Parker, Texas; and

WHEREAS, the City of Murphy has become aware of an application by Restore the Grasslands LLC and Harrington/Turner Enterprises, LP to the Texas Commission on Environmental Quality ("TCEQ") for a proposed Texas Pollutant Discharge Elimination System Permit No. WQ0016003001 (EPA I.D. No. TX 0141381) to discharge treated wastewater at a volume not to exceed a daily average flow of 200,000 gallons per day; and

WHEREAS, this domestic wastewater treatment facility is proposed to be located 0.4 mile northwest of the intersection of North Murphy Road and Rolling Ridge Drive, in Collin County, which is located in the extraterritorial jurisdiction of Parker, Texas and adjacent to residential subdivisions within the City of Murphy; and

WHEREAS, according to the August 25, 2021, Notice of Receipt of Application, which is attached as Exhibit 1 and incorporated herein, "the discharge route will be from the plant site to Maxwell Creek, hence to"; said Maxwell Creek flows through the City of Murphy and any inadequately treated wastewater within such creek will adversely affect the public health, safety and quiet enjoyment of the citizens and visitors of Murphy; and

WHEREAS, the City of Murphy is highly concerned regarding quality of water to be discharged from the proposed wastewater plant and adverse impacts on recreational activities of the residents of Murphy, and therefore Murphy stands opposed to this new wastewater treatment facility.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MURPHY, TEXAS, THAT THE CITY:

SECTION 1. That the foregoing recitals are hereby found to be true and correct legislative findings of the City of Murphy, Texas, and are fully incorporated into the body of this resolution.

SECTION 2. That the City Council of the City of Murphy is opposed to the discharge by this potential wastewater treatment facility into Maxwell Creek.

SECTION 3. That the City Council of the City of Murphy stands in support of its sister cities, including Parker, and adjacent homeowners and business owners who stand in opposition to this new wastewater treatment facility.

SECTION 4. That the City Council of the City of Murphy requests the TCEQ to add the City to its mailing list regarding this matter and to accept this resolution as public comment on the proposed permit.

SECTION 5. This Resolution shall become and be effective on and after its adoption and publication as provided by law.

SECTION 6. It is hereby found and determined that the meeting at which this Resolution was passed was open to the public as required by law, and that a public notice of the time, place, and purpose of said meeting was given, all as required by Section 551.041 Texas Government Code.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Murphy, Texas, on this the 19th day of October 2021.

Scott Bradley, Mayor
City of Murphy

ATTEST:

Susie Quinn, City Secretary
City of Murphy

APPROVED AS TO FORM:

Wm. Andrew Messer, City Attorney

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



NOTICE OF RECEIPT OF APPLICATION AND INTENT TO OBTAIN WATER QUALITY PERMIT

PROPOSED PERMIT NO. WQ0016003001

APPLICATION. Restore the Grasslands LLC and Harrington/Turner Enterprises, LP, 4801 West Lovers Lane, Dallas, Texas 75209, have applied to the Texas Commission on Environmental Quality (TCEQ) for proposed Texas Pollutant Discharge Elimination System (TPDES) Permit No. WQ0016003001 (EPA I.D. No. TX0141381) to authorize the discharge of treated wastewater at a volume not to exceed a daily average flow of 200,000 gallons per day. The domestic wastewater treatment facility will be located approximately 0.4 mile northwest of the intersection of North Murphy Road and Rolling Ridge Drive, in Collin County, Texas 75002. The discharge route will be from the plant site to Maxwell Creek; thence to Muddy Creek; thence to Lake Ray Hubbard. TCEQ received this application on May 26, 2021. The permit application is available for viewing and copying at Rita & Truett Smith Public Library, 300 Country Club Road, #300, Wylie, Texas. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For the exact location, refer to the application.

<https://tceq.maps.arcgis.com/apps/webappviewer/index.html?id=db5bac44afbc468bbddd360f8168250f&marker=-96.616388%2C33.041666&level=12>

ADDITIONAL NOTICE. TCEQ's Executive Director has determined the application is administratively complete and will conduct a technical review of the application. After technical review of the application is complete, the Executive Director may prepare a draft permit and will issue a preliminary decision on the application. **Notice of the Application and Preliminary Decision will be published and mailed to those who are on the county-wide mailing list and to those who are on the mailing list for this application. That notice will contain the deadline for submitting public comments.**

PUBLIC COMMENT / PUBLIC MEETING. You may submit public comments or request a public meeting on this application. The purpose of a public meeting is to provide the opportunity to submit comments or to ask questions about the application. TCEQ will hold a public meeting if the Executive Director determines that there is a significant degree of public interest in the application or if requested by a local legislator. A public meeting is not a contested case hearing.

OPPORTUNITY FOR A CONTESTED CASE HEARING. After the deadline for submitting public comments, the Executive Director will consider all timely comments and prepare a response to all relevant and material, or significant public comments. **Unless the application is directly referred for a contested case hearing, the response to comments, and the Executive Director's decision on the application, will be mailed to everyone who submitted public comments and to those persons who are on the mailing list**

for this application. If comments are received, the mailing will also provide instructions for requesting reconsideration of the Executive Director's decision and for requesting a contested case hearing. A contested case hearing is a legal proceeding similar to a civil trial in state district court.

TO REQUEST A CONTESTED CASE HEARING, YOU MUST INCLUDE THE FOLLOWING ITEMS IN YOUR REQUEST: your name, address, phone number; applicant's name and proposed permit number; the location and distance of your property/activities relative to the proposed facility; a specific description of how you would be adversely affected by the facility in a way not common to the general public; a list of all disputed issues of fact that you submit during the comment period and, the statement "[I/we] request a contested case hearing." If the request for contested case hearing is filed on behalf of a group or association, the request must designate the group's representative for receiving future correspondence; identify by name and physical address an individual member of the group who would be adversely affected by the proposed facility or activity; provide the information discussed above regarding the affected member's location and distance from the facility or activity; explain how and why the member would be affected; and explain how the interests the group seeks to protect are relevant to the group's purpose.

Following the close of all applicable comment and request periods, the Executive Director will forward the application and any requests for reconsideration or for a contested case hearing to the TCEQ Commissioners for their consideration at a scheduled Commission meeting.

The Commission may only grant a request for a contested case hearing on issues the requestor submitted in their timely comments that were not subsequently withdrawn. **If a hearing is granted, the subject of a hearing will be limited to disputed issues of fact or mixed questions of fact and law relating to relevant and material water quality concerns submitted during the comment period.**

MAILING LIST. If you submit public comments, a request for a contested case hearing or a reconsideration of the Executive Director's decision, you will be added to the mailing list for this specific application to receive future public notices mailed by the Office of the Chief Clerk. In addition, you may request to be placed on: (1) the permanent mailing list for a specific applicant name and permit number; and/or (2) the mailing list for a specific county. If you wish to be placed on the permanent and/or the county mailing list, clearly specify which list(s) and send your request to TCEQ Office of the Chief Clerk at the address below.

INFORMATION AVAILABLE ONLINE. For details about the status of the application, visit the Commissioners' Integrated Database at www.tceq.texas.gov/goto/cid. Search the database using the permit number for this application, which is provided at the top of this notice.

AGENCY CONTACTS AND INFORMATION. Public comments and requests must be submitted either electronically at <https://www14.tceq.texas.gov/epic/eComment/>, or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Please be aware that any contact information you provide, including your name, phone number, email address, and physical address will become part of the agency's public record. For more information about this permit application or the permitting process, please call the TCEQ Public Education Program, Toll Free, at 1-800-687-4040 or visit

Exhibit 1

their website at www.tceq.texas.gov/goto/pep. Si desea información en Español, puede llamar al 1-800-687-4040.

Further information may also be obtained from Restore the Grasslands LLC and Harrington/Turner Enterprises, LP, at the address stated above or by calling Ms. Ashley Broughton, P.E., Project Manager, LJA Engineering, Inc., at 713-380-4431.

Issuance Date: August 25, 2021