

**MINUTES**  
**CITY COUNCIL MEETING**

**March 19, 2013**

**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 Marshall called the meeting to order at 6:00 p.m. Councilmembers Leamy, Sumrow, Pettie, Taylor and Levine were present.

Staff Present: City Attorney James Shepherd, City Administrator Jeff Flanigan, City Secretary Carrie Smith, Finance/H.R. Manager Johnna Boyd, Police Chief Tony Fragoso and Fire Chief Mike Sheff.

**EXECUTIVE SESSION**

Pursuant to the provisions of Chapter 551, Texas Government Code, Vernon's Texas Codes Annotated the City Council may hold a closed meeting.

Mayor Marshall recessed the meeting into Executive Session at 6:01 p.m.

1. RECESS TO CLOSED EXECUTIVE SESSION IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN:
  - a. Govt. Code 551.074 - deliberate the appointment, employment, evaluation, and or duties of members of the Police Department and the City Administrator.
  - b. Govt. Code 551.071 - confidential legal advice regarding the item above.

2. RECONVENE REGULAR MEETING.

Mayor Marshall reconvened the regular meeting at 7:00 p.m.

3. ANY APPROPRIATE DELIBERATION AND/OR ACTION ON ANY OF THE EXECUTIVE SESSION SUBJECTS LISTED ABOVE.

No action was taken.

**PLEDGE OF ALLEGIANCE**

AMERICAN PLEDGE: Councilmember Sumrow led the pledge.

TEXAS PLEDGE: Councilmember Taylor led the pledge.

**PUBLIC COMMENTS** The City Council invites any person with business before the Council to speak to the Council. No formal action may be taken on these items at this meeting. Please keep comments to 3 minutes.

None

## **INDIVIDUAL CONSIDERATION ITEMS**

4. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON MEETING MINUTES FOR FEBRUARY 5, 2013. [SMITH]

MOTION: Councilmember Leamy moved to approve the minutes as written. Councilmember Pettie seconded with Councilmembers Leamy, Sumrow, Levine, Pettie and Taylor voting for. Motion carried 5-0.

5. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON MEETING MINUTES FOR MARCH 5, 2013. [SMITH]

Amendments:

Page 4. Paragraph 6 - It is to read "Texas Agriculture Code"

Page 4. Paragraph 7 - It is to read "Pettie was in agreement with Mayor Pro Tem."

Page 5. Item 4 – insert "groups in coordination with police department"

Page 6 Paragraph 1 – Insert "City Administrator Flanigan, after consulting with City Engineer Birkhoff, noted the estimated cost is over one million dollars."

MOTION: Councilmember Leamy moved to approve as amended. Councilmember Taylor seconded with Councilmembers Leamy, Sumrow, Levine, Pettie and Taylor voting for. Motion carried 5-0.

6. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON MEETING MINUTES FOR MARCH 12, 2013. [SMITH]

Amendment:

Corrected start time.

MOTION: Councilmember Sumrow moved to approve the minutes as amended. Councilmember Leamy seconded with Councilmembers Leamy, Sumrow, Pettie and Taylor voting for. Motion carried 4-0. Levine abstained.

7. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON APPOINTMENT OF ELECTION PERSONNEL FOR THE MAY 11, 2013 ELECTION, AS FOLLOWS:

- A. ORDER OF APPOINTMENT FOR ELECTION JUDGES AND ALTERNATES
- B. DESIGNATION OF DEPUTY EARLY VOTING CLERK
- C. ANY OTHER ELECTION PERSONNEL DEEMED NECESSARY OR REQUIRED. [MARSHALL]

MOTION: Mayor Pro Tem Levine moved to appoint Chuck Molyneaux as election day judge and Cindy Meyer as election day alternate judge. Councilmember Pettie seconded with Councilmembers Leamy, Sumrow, Levine, Pettie and Taylor voting for. Motion carried 5-0.

MOTION: Councilmember Sumrow moved to appoint Johnna Boyd as Deputy Early Voting clerk. Councilmember Leamy seconded with Councilmembers Leamy, Sumrow, Levine, Pettie and Taylor voting for. Motion carried 5-0.

No action was taken to appoint any additional election personnel.

8. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2013-404 AMENDING THE AMBULANCE SERVICE CONTRACT. [SHEFF]

Parker is a member entity of the Southeast Collin County EMS Coalition and contracts with East Texas Medical Center for the provision of paramedic ambulance service to Parker. This contract expires September 30, 2013. The Coalition is recommending to its member entities, the following contract modifications, i) extend its maturity through September 30, 2014 and ii) allow the City of Lavon to exit the Coalition and the contract without penalty on November 1, 2013. During the extension period, Parker will pay its ratable share of the subsidy equal to the FY 2013 subsidy plus the appropriate Consumer Price Index adjustment (no change); however, our ratable share will increase with the exit of Lavon.

The City of Lucas and the Lucas Fire Department is considering to operate a 24/7 paramedic ambulance, probably as of October 1, 2013.

Council tabled this item until the City of Lucas makes a decision to or not to operate an ambulance.

9. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2013 405 APPROVING AN AGREEMENT WITH TDPS TO PARTICIPATE IN THE NATION DATA EXCHANGE (N-DEX) PROGRAM REPLACING THE EXISTING TEXAS DATA EXCHANGE (T-DEX). [FRAGOSO]

T-DEx is the Texas Data Exchange, which collects and disseminates criminal justice information to and from other law enforcement agencies and is managed and operated by Texas-Department of Public Safety (TDPS). TDPS is making a transition from T-DEx to the N-DEx (National Data Exchange). The Federal Bureau of Investigation (FBI) operates the N-DEx and an agreement must be in place use N-DEx. There is not a charge for the service and the police department already has the required software.

MOTION: Councilmember Leamy moved to approve Resolution 2013-405, executing an agreement for National Data Exchange (N-DEx) with the Texas Department of Public Safety (TDPS). Councilmember Sumrow seconded with Councilmembers Leamy, Sumrow, Levine, Pettie and Taylor voting for. Motion carried 5-0.

10. CONSIDERATION AND/OR ANY APPROPRIATE ACTION TO CANCEL THE MAY 7, 2013 REGULAR MEETING. [MARSHALL]

On May 7, 2013, the Council Chambers will be used from 7 a.m. to 7 p.m. for Early Voting.

MOTION: Councilmember Pettie moved to approve canceling the regular meeting scheduled for May 7. Mayor Pro Tem Levine seconded with Councilmembers Leamy, Sumrow, Levine, Pettie and Taylor voting for. Motion carried 5-0.

11. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON TRAILS IN THE PRESERVE. [FLANIGAN]

In 2011, the City received a grant from Collin County for a 633 linear foot trail extension to the northeast corner of the trail. See Exhibit 11.

The original trail plan was for the loop to be ¼ mile. Due to funding, the loop was modified in two areas, from City Hall parking lot straight to existing trail and to the south end to existing trail.

The Collin County Open Space Coordinator, Jeff Durham, Parker Trail Committee and Park and Recreation Commission has agreed to the proposed changes for the new loop to be less than ¼ mile.

MOTION: Councilmember Leamy moved to approve amending the trail plan as shown in Exhibit 11C. Councilmember Sumrow seconded with Councilmembers Leamy, Sumrow, Levine, Pettie and Taylor voting for. Motion carried 5-0.

## **ROUTINE ITEMS**

12. FUTURE AGENDA ITEMS

a. DEPARTMENT REPORTS –Police Department, Building

Mayor Marshall noted single-family home permits have more than doubled since this time last year. There has been 17 issued to date.

Mayor Marshall noted the growing number of skunks in the area and requested staff look into a possible solution, as this is a public nuisance.

13. ADJOURN

Mayor Marshall adjourned the meeting at 7:41 p.m.

APPROVED:

\_\_\_\_\_  
Mayor Z Marshall

ATTESTED:

APPROVED on the \_\_\_\_\_ day of  
\_\_\_\_\_, 2013.

\_\_\_\_\_  
City Secretary Carrie L. Smith, TRMC, CMC

EXHIBITS  
Exhibits 11A-C