

MINUTES
CITY COUNCIL MEETING
August 6, 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 5:52 p.m. Councilmembers Stone, Standridge, Pettle and Taylor were present. Levine arrived at 5:58 p.m.

Staff Present: City Attorney James Shepherd, City Administrator Jeff Flanigan, City Secretary Carrie Smith, Finance/H.R. Manager Johnna Boyd, Police Director Bill Rushing, Officer Delia Hernandez 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.

1. RECESS TO CLOSED EXECUTIVE SESSION IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN:

Mayor Marshall recessed into executive session at 5:54 p.m.

a. Govt. Code 551.074— “Personnel--to deliberate the appointment, employment, evaluation, reassignment, or duties, of a public officer or employee----Police Chief, Police Officers”

b. Govt. Code 551.071 and 551.087 – “Confidential legal advice regarding City obligations or responsibility for contractual or judicial economic development agreements.”

c. Govt. Code 551.071—Confidential legal advice regarding pending or contemplated litigation regarding law enforcement, or the resolution of same.

2. RECONVENE REGULAR MEETING.

Mayor Marshall reconvened the regular meeting at 7:10 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: Joe Sterk led the pledge.

TEXAS PLEDGE: Joe Cordina led the pledge.

RECOGNITION

RECOGNITION OF FIRE CHIEF MIKE SHEFF ON HIS COMMENDATION FROM MILITARY ORDER OF THE WORLD WARS.

Former Mayor Joe Cordina recognized Chief Mike Sheff for receiving the Military Order of the World Wars Certificate of Commendation. He was the first such recipient of this award in this category for small cities.

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.

Dave Leamy, 5801 Rathbone Dr, Parker, Texas – Mr. Leamy requested the City look into possibly working with Texas Department of Transportation to move the City of Allen city limit sign on the east side of Dillehay. Mr. Leamy stated the sign appears to be in the City of Parker.

Joe Sterk, 4200 Pecan Orchard, Parker, Texas – Mr. Sterk expressed his concerns that Parker is not bicycle friendly. (see attachment)

Scott Jeffries, 4600 Sycamore Dr, Parker, Texas – Mr. Jefferies noted the water main that is front of his house has had continuous breaks. The City regularly has the issues repaired within 2 hours, but there is always a mess. Mr. Jefferies asked the Council to look into replacing the pipe line, shown in red in exhibit to prevent future breaks. (see attached exhibit)

INDIVIDUAL CONSIDERATION ITEMS

4. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON MEETING MINUTES FOR JULY 15, 2013. [SMITH]

Correction: Page 5 spelling of complimentary

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

5. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON MEETING MINUTES FOR JULY 16, 2013. [SMITH]

Amendments: American Pledge was led by Tony Cassavechia, and Texas Pledge was led by Finance Manager Johnna Boyd.

MOTION: Councilmember Taylor moved to approve the minutes as amended. Councilmember Standridge seconded with Councilmembers Stone, Standridge, Levine, Pettle and Taylor voting for. Motion carried 5-0.

6. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON A PRELIMINARY PLAT CREEKSIDE ESTATES; GENERAL LOCATED EAST OF MOSS RIDGE ESTATES; BEING APPROXIMATELY 59.5 ACRES; AND ZONED SINGLE-FAMILY TRANSITIONAL. [FLANIGAN]

Developer Gary DeFrain said all of the City Engineer's comments have been addressed and the Planning and Zoning Commission has recommended approval, subject to the Council approving an Interlocal Agreement with the City of Wylie for maintenance of land located in Block A, Lot 8. There was discussion of a "Quick Claim Deed" of the property to the City of Wylie.

MOTION: Mayor Pro Tem Levine moved to table this item to confirm the City Engineer is satisfied with the proposed plans. Councilmember Pettle seconded with Councilmembers Levine, Pettle and Taylor voting for. Councilmembers Stone and Standridge opposed. Motion carried 3-2.

7. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON MAKING CHANGES TO THE CITY WEBSITE BY ALLOWING A DIRECT LINK TO PARKER WOMEN'S CLUB TO BE VISIBLE AT ALL TIMES. [MARSHALL]

Mayor Marshall tabled this item to a future date.

8. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2013-417 APPOINTING THE CITY FIRE MARSHALL. [SHEFF]

Chief Sheff introduce Mr. Britt Grimes to the Council. Britt Grimes, a resident of Wylie, TX, is presently a Commission-certified firefighter with Richardson, TX. Mr. Grimes holds certification as a Fire Inspector, a Fire Investigator and currently volunteers with the Collin County Arson Task Force. He is a member of Parker FD and has been our lead investigator on several residential structure fires that occurred over the past year as well as our representative on a post-fire basis interfacing with the homeowner and homeowner's insurer.

MOTION: Councilmember Pettle moved to approve Resolution 2013-417 appointing Britt Grimes as City Fire Marshall. Councilmember Stone seconded with Councilmembers Stone, Standridge, Levine, Pettle and Taylor voting for. Motion carried 5-0. Councilmember Pettle noted that Ordinances 669 and 515 are to be reviewed by Legal Council to ensure consistency and compliance with state law.

9. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ORDINANCE 700 REALLOCATING FUNDS FOR THE FY 2012-2013 GENERAL FUNDS BUDGET. [MARSHALL]

Finance Manager Boyd reviewed the proposed amendments in Exhibit 9A. Councilmember Pettle questioned \$6000 for laptops. This is the average cost for "Tough Book" and necessary software.

MOTION: Councilmember Stone moved to adopt Ordinance 700 adopting the proposed 2012-2013 budget reallocations. Councilmember Taylor seconded with Councilmembers Stone, Standridge, Levine, Pettle and Taylor voting for. Motion carried 5-0.

10. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON THE PROPOSED FY 2013-2014 BUDGET. [MARSHALL]

Finance Manager Boyd presented Council with the changes to the proposed budget that were discussed during the budget work shop on July 16, 2013. The proposed budget is a decrease in the current tax rate by .02 per \$100 property valuation.

11. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2013- 419B APPROVING A DATE, TIME AND LOCATION FOR ACTION; AND APPROVING A DATE, TIME AND LOCATION FOR TWO PUBLIC HEARINGS ON THE PROPOSED FY 2013-2014 BUDGET, AND DATES FOR THE VOTE ON THE ADOPTION OF THE 2013-2014 BUDGET. [SMITH]

State law only requires one public hearing on the budget; however, Council chose to hold two as they have done in the previous years.

MOTION: Councilmember Stone approve Resolution 2013-420B, to hold two public hearings on August 20th and September 3 and taking a vote on September 10. Councilmember Standridge seconded with Councilmembers Stone, Standridge, Levine, Pettle and Taylor voting for. Motion carried 5-0.

12. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2013- 420B APPROVING A SCHEDULE FOR PUBLIC HEARINGS AND RECORD VOTE ON THE PROPOSED 2013 TAX RATE. [JBOYD]

MOTION: Mayor Pro Tem Levine moved to approve Resolution 2013-420B to hold two public hearings on August 20th and September 3 and taking a vote on September 10 and subject to correcting the tax rate numbers. Councilmember Pettle seconded with Councilmembers Stone, Standridge, Levine, Pettle and Taylor voting for. Motion carried 5-0.

13. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2013-421 DESIGNATING AN OFFICIAL NEWSPAPER FOR THE CITY OF PARKER FOR FISCAL YEAR 2013-2014. [SMITH]

MOTION: Councilmember Pettle moved to approve Resolution 2013-422 as written. Councilmember Taylor seconded with Councilmembers Stone, Standridge, Levine, Pettle and Taylor voting for. Motion carried 5-0.

14. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2013-422 AUTHORIZING EXECUTION OF A CONTRACT FOR AN INTERLOCAL COOPERATION PURCHASING AGREEMENT BETWEEN THE CITY OF PARKER AND TEXAS DEPARTMENT OF PUBLIC SAFETY. [RUSHING]

Officer Hernandez stated the contract allows the purchase of intoxilyzer mouthpieces, alcohol blood test kits, gunshot residue kits, urine specimen kits or syringe transport tubes at a reduced cost.

MOTION: Mayor Pro Tem Levine moved to approve Resolution 2013-423 as written. Councilmember Standridge seconded with Councilmembers Stone, Standridge, Levine, Pettle and Taylor voting for. Motion carried 5-0.

15. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ORDINANCE 697 AMENDING AND RESTATING ITS REGULATIONS REGARDING ANIMALS INTO CHAPTER 92 OF THE PARKER MUNICIPAL CODE OF ORDINANCES, AND AMENDING CHAPTER 156, THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF PARKER, AT SECTIONS 156.32 AND 156.33. [SHEPHERD]

There was a lengthy discussion on allowing swine in the City. Council would like to prohibit swine, but allow smaller pot belly pigs.

MOTION: Councilmember Taylor moved to approve Ordinance 697; subject to allowing 6 medium animals per acre, 8 small animals per acre and, allowing no more than two pot belly pigs per house hold , but no other swine. Councilmember Stone seconded with Councilmembers Stone, Standridge, Levine, Pettle and Taylor voting for. Motion carried 5-0.

16. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON CANCELING THE OCTOBER 1 AND NOVEMBER 5 COUNCIL MEETINGS. [MARSHALL]

MOTION: Councilmember Stone moved to cancel the regular meetings of October 1st for National Night Out activities and November 5th for election day. Councilmember Taylor seconded with Councilmembers Stone, Standridge, Levine, Pettle and Taylor voting for. Motion carried 5-0.

17. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON CITY STREET SIGNS. [FLANIGAN]

City Administrator Flanigan noted that Federal Guidelines require all of our traffic and street signs be in compliance with the new guidelines by 2018. The City has been replacing traffic signs and is about 60% complete. Once completed, then

the City will begin replacing street name signs. It is expected that the City will be in compliance by the 2018 deadline. (see Exhibit 17A)

ROUTINE ITEMS

18. FUTURE AGENDA ITEMS

August 20th – First Public Hearings on proposed FY 2013-2014 budget and tax rate
September 3rd – Second Public Hearings on proposed FY 2013-2014 budget and tax rate
September 10th – Special meeting to vote on proposed FY 2013-2014 budget and tax rate
Creekside Preliminary Plat
Discuss Board PIA, OMA training – Mayor Marshall
Revised Ordinance 699 - Fire Marshall – Councilmember Pettle

19. ADJOURN

Mayor Marshall adjourned the meeting at 9:35 p.m.

APPROVED:

Mayor Z Marshall

ATTESTED:

APPROVED on the _____ day of
_____, 2013.

City Secretary Carrie L. Smith, TRMC, CMC

EXHIBITS
Public Comments
9A – Proposed Budget Amendments
17A – Street signage