

MINUTES

CITY COUNCIL MEETING

September 15, 2009

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 Pro-tem Threadgill called the meeting to order at 6:00 p.m. with Councilmember's Marshall, Sumrow, Threadgill, Evans and Levine present. Mayor Cordina was absent. A quorum was present.

Staff present: City Attorney Jim Shepherd, City Administrator Dena Daniel, Assistant City Administrator Jeff Flanigan, Finance Director Johnna Boyd and City Secretary Carrie Smith.

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 Pro-tem Threadgill called the meeting to order at 6:00 p.m. and then recessed into executive session.

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

- A. 551.071---Confidential legal advice regarding SOAH administrative law proceedings for water service litigation with the City of Wylie.
- B. 551.074—Personnel—deliberation of duties, responsibilities and performance of Mayor and Councilmember's in their service to the City.

2. RECONVENE REGULAR MEETING.

Mayor Pro-tem Threadgill reconvened the regular meeting at 7:14 p.m.

3. ANY APPROPRIATE DELIBERATION AND/OR ACTION ON ANY OF THE EXECUTIVE SESSION SUBJECTS LISTED ABOVE, INCLUDING SUCH RESOLUTIONS, POLICY, AND/OR ORDINANCES AS MAY BE REQUIRED.

Councilmember Levine said, he is concerned about the letter sent by Mayor Cordina to the PUC dated August 27th regarding the effect of the letter with the PUC and if they considered the letter as an intervention by the City of Parker. The letter was sent without consulting City Council and was not deliberated in open session.

MOTION: Councilmember Levine motioned to authorize City Attorney Shepherd to contact the PUC immediately to determine whether or not the letter sent was considered by the PUC as intervention on behalf of the City of Parker; should City Attorney Shepherd find PUC considers this letter an intervention by the City of Parker we will hold a special meeting on September 22, 2009 to address the issue immediately; we will hold a special session on September 29, 2009 upon Mayor Cordina's return to discuss the letter in open session. Councilmember Sumrow seconded with Councilmember's Marshall, Sumrow, Threadgill, Evans, and Levine voting for. Motion carried 5-0.

All Councilmember's agreed to the special meetings.

PLEDGE OF ALLEGIANCE

Councilmember Marshall led the Pledge.

PUBLIC COMMENTS The City Council invites any person with business before the Council not scheduled on the agenda to speak to the Council. No formal action may be taken on these items at this meeting. Please keep comments to 3 minutes.

No comments.

INDIVIDUAL CONSIDERATION ITEMS

4. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON MEETING MINUTES FROM:
 - a. August 25, 2009
 - b. September 1, 2009

MOTION: Councilmember Evans motioned to approve the minutes as written. Councilmember Sumrow seconded with Councilmember's Marshall, Sumrow, Threadgill, Evans, and Levine voting for. Motion carried 5-0.

5. PRESENTATION BY CAROLYN KHATTER ON AN UPCOMING FUNDRAISER FOR ANIMAL CONTROL.

Murphy resident Bev Mueller and Khatter Vineyards owner Carolyn Khatter gave a brief presentation on their proposed fundraiser, Poochypalooza. (See Exhibit 5A.) The fund raiser will aid and assist Animal Control services for the cities of Murphy and Parker. They have requested the Council's support for the event. Council agreed to support the event and put notice on the City website, newsletter and email distribution.

6. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2009-282 APPROVING AN INTERLOCAL AGREEMENT FOR DISCONNECTION OF DISTRICT WATER SERVICE DUE TO NONPAYMENT OF CITY SEWER CHARGES.

City Attorney Shepherd recommended passage and approval of Resolution 2009-282 for presentation to the City of Wylie for action.

MOTION: Councilmember Marshall motioned to approve Resolution 2009-282 as written, subject to the City of Wylie's approval; if Wylie denies the agreement Parker will pursue a solution through the State. Councilmember Levine seconded with Councilmember Marshall, Sumrow, Threadgill, Evans, and Levine voting for. Motion carried 5-0.

7. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RECOMMENDATION FROM THE COMMITTEE ON A SOLID WASTE PROVIDER.

Assistant City Administrator Flanigan, Mayor Cordina, Mayor Pro-tem Threadgill, and City Administrator Daniel met and reviewed all proposals received. Upon their review they recommended beginning contract negotiations with Allied Waste. (See comparison chart Exhibit 7A.)

MOTION: Councilmember Levine motioned to authorized City Attorney Shepherd and staff to negotiate the contract with Allied Waste. Councilmember Marshall seconded with Councilmember's Marshall, Sumrow, Threadgill, Evans, and Levine voting for. Motion carried 5-0.

Committee members City Administrator Daniel, City Attorney Shepherd, Assistant City Administrator Flanigan, Councilmember Evans and Mayor Pro-tem Threadgill will begin negotiations right away.

8. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ADDITIONAL FUNDS FOR THE PUBLIC SAFETY BUILDING.

Mayor Pro-tem Threadgill reviewed the costs of items not budgeted in the scope of the project such as appliances and furnishings. (See Exhibit 8A.) These expenditures will be paid out of the project contingency funds. Mayor Pro-tem Threadgill requested Council's authorization for Assistant City Administrator Flanigan and himself to expend necessary funds to complete the Public Safety Building. Council added, Item 24 landscaping, in the amount of \$5000.

MOTION: Councilmember Levine motioned to authorize Mayor Pro-tem Threadgill with Assistant City Administrator Flanigan's guidance to expend necessary funds to complete the Public Safety Building. Councilmember Sumrow seconded with Councilmember's Marshall, Sumrow, Threadgill, Evans, and Levine voting for. Motion carried 5-0.

9. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2009-281 APPOINTING THE OFFICIAL NEWSPAPER OF THE CITY.

Council and City Attorney Shepherd discussed the cost difference between the Dallas Morning News and Plano Star Courier. Discussion ensued. City Attorney Shepherd is to look into the legal definition of "general circulation". This item was tabled to the next regular meeting.

10. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2009-280 APPROVING THE REVISED INTERLOCAL CONTRACT WITH TEXAS MUNICIPAL LEAGUE FOR INTERGOVERNMENTAL EMPLOYEE BENEFITS POOL.

MOTION: Councilmember Sumrow motioned to approve Resolution 2009-280 as written. Councilmember Evans seconded with Councilmember's Marshall, Sumrow, Threadgill, Evans, and Levine voting for. Motion carried 5-0.

11. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON CANCELLING THE OCTOBER 6, 2009 REGULAR COUNCIL MEETING FOR NATIONAL NIGHT OUT.

MOTION: Councilmember Marshall motioned to cancel the regularly scheduled Council meeting for October 6, 2009 due to National Night Out and to hold a special meeting September 29, 2009.

ROUTINE ITEMS

12. FUTURE AGENDA ITEM REQUESTS.

- McMenamy Way
- Water Rate Study
- PUC

13. UPDATES

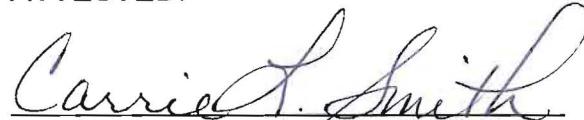
- a. Monthly department reports: Fire Dept., Police Dept., Finance, Building Depart., Animal Control, Newsletter
 - i. 7 new SFR starts last month
 - ii. Police Department has begun 12-hour shifts.
- b. Staff update on McCreary Road
 - i. McCreary Road change order came in at \$255,000.

14. ADJOURN

Mayor Pro-tem Threadgill adjourned the meeting at 8:29 p.m.



ATTESTED:


Carrie L. Smith, TRMC
City Secretary

APPROVED on the 29th day of
September, 2009.

ATTACH
EXHIBIT 5A – Poochypalooza
EXHIBIT 7A – Solid Waste Proposals
EXHIBIT 8A – PSB Change Orders

Poochypalooza 2010!



Poochypalooza Proposal "A Tail of Two Cities"

Prepared for: MURPHY CITY COUNCIL

Prepared by: BEV MUELLER & CAROLYN KHATTER

Executive Summary



PURPOSE:

This is a proposal to generate revenue from a fund raiser called POOCHYPA-LOOZA to aid and assist Animal Control services for the Cities of Murphy & Parker, Texas.

CURRENT SITUATION:

This past Spring, Murphy opened its own Animal Control Center behind the old Administration Building. The objectives of the Center were to provide a shelter in the community to tend to strays, lost or surrendered animals. Shortly thereafter, the City of Parker finalized an agreement with Murphy to provide its residents with support for lost, ill, or injured animals within Parker city limits.

As recent headlines suggest, animal shelters throughout our area are suffering because on an over abundance of surrendered or abandoned animals. This unfortunate trend began at the same time the economy started spiraling downward.

In order to be effective, the Murphy/Parker Animal Control Center needs financial assistance. Just like any start-up enterprise, the shelter needs necessary provisions to handle the animals who are boarded. Food, blankets, bowls, etc are the obvious requirements; but, items such as bath towels, cleaning supplies, toys and treats are also essential. After speaking with Animal Control Officer, Kim Parker, she identified crucial needs which include a washer & dryer and expenses associated with vet care for the rescued animals.

GOALS:

Our goals are to create community awareness of and generate funds for Animal Control Services in Murphy & Parker.



APPROACH:

POOCHYPALOOZA is a fund-raising event that can accomplish both objectives. It's tried and true.

POOCHYPALOOZA is the brain-child of my friend, Carolyn Khatter and myself. Nearly 3 years ago, our mutual desire to help homeless dogs and cats brought us together to create a fund raiser, benefitting a not-for-profit organization called Operation Kindness, North Texas' largest no-kill animal shelter.

For 2 years, in May, Khatter Vineyards has been the venue for POOCHY, raising nearly \$3,000 for Operation Kindness. We attribute our success largely to the format we've designed. An impressive array of silent auction items are the focal point of the event, offering great selections for pets and their owners as well. "We pride ourselves in selecting auction items that not only pamper pets but the people who love them as well". Our motto is, "everyone is a winner"; a spinning wheel offers each attendee a free spin, giving prizes equal to \$10-\$50 value. A pet parade showcases adorable and adoptable animals who need a caring family. Local vendors graciously give samples of their wares and greet attendees and get acquainted with the people in the community. Live music enlivens the festivities.

In 2010, we would like for Murphy to take responsibility for receiving and administering all designated funds and donations for the benefit of the Murphy/Parker Animal Shelter.

Carolyn and I are uniquely qualified to organize and conduct this charity event. I've chaired numerous charitable events, raising almost \$500,000 in five years in South Florida; I have been a staunch supporter of Adopt-A-Pet in Miami, FL; and have personally adopted two rescued dogs from shelters and have participated in various other philanthropic animal endeavors. Carolyn is a "special events coordinator" who plans weddings, soirees, and seasonal activities including cultural and charitable events such as Poochy in her vineyard in Parker. The Vineyard has been host to many special events including cheese & wine tastings, weddings, musical performances, and has even created a float entry to participate in the Nastia Liukin Parade when she brought her Olympic Gold Medals home to Parker.



Our approach is simple...We respectfully ask for just your support & your endorsements for PoochyPalooza. As opposed to most individuals who appear before you, We are not asking for money.

What we asking is for the Cities of Murphy & Parker to get behind us; encourage local merchants, businesses, and residents to support our event. We will need donations for our silent auction, for our spinning wheel, gifts and prizes which would bring top dollars for the benefit of Animal Control Services.

COSTS:

NONE...No costs to the cities of Murphy & Parker.... Just encouragement, donations, & support from the communities.

Entry to Khatter Vineyards for the event will be \$20.00/per person (as in the past). A complimentary cheese and fruit plate will be provided with a beverage purchase.

Because of its size, Khatter Vineyards can only accommodate 80 people, thus attendance will be limited.

CONCLUSION:

As we see it, POOCHYPALOOZA can be a “win-win” for all parties concerned. Two communities coming together for the better good of abandoned and surrendered animals is nothing short of fantastic. Animal Control Services benefits; homeless animals benefit; residents benefit; and, city governments will be praised for their foresightedness.

We ask for your individual support enthusiastically as Carolyn & I stand eager and ready to raise much needed funds for our furry friends.

Company:	Allied Water Services	CWD	IESI
Address:	4200 E. 14th Street Plano, Texas 75074	2010 California Crossing Dallas, Texas 75220	2138 Country Lane McKinney, Texas 75069
Phone:	(972) 422-2341	(972) 392-9300	(469) 452-8000
Contact:	Brenda Lalonde		John Gustatson

9/15/2009

Ex. 7A

Base Proposal

Once a week collection	2-95 Gallon Carts	10.58	10.20	11.18
Once a week collection	1-95 Gallon Cart	3.56	4.20	3.90
30 yard rolloff for City Hall		0.00	0.00	0.00
	Total	14.14	14.40	15.08

Alternates

Bulk Trash		\$2.35 Bi-Monthly	\$1.60 Monthly 6 yds per pickup 24 cubic yds max per year	\$1.22 home
On Call		No Bid	\$1.30	\$0.86 one per month
Hazardous Residential Waste	Once per Year	1.00	No Bid	See attached \$9,114.00
30 yard roll off	As Needed	4 Free/\$325 each addl	\$240 delivery fee \$355.48 per haul \$35 per week rent	\$325 per haul
Recycle Bank Program		200/\$3.50 discuss in negotiation	N/A	No Bid
Other		30 yd. roll offs at city hall for Christmas trees	Christmas Tree 2X per year N/C	

Commercial

4 yards	1 X	\$79.00	\$95.70	\$84.00
4 yards	2 X	\$145.00	\$191.32	\$140.00
4 yards	Bi-Monthly	-	-	\$44.00
4 yards	Monthly	-	-	\$30.00
6 yards	Bi-Monthly	\$110.00	-	-
6 yards	Monthly	\$199.00	-	-
8 yards	Bi-Monthly	\$145.00	-	-
8 yards	Monthly	\$260.00	-	-
30 yards		\$185 per haul \$23 per ton \$4.5 weekly rental \$95 delivery	\$410.98 (rates based on 4 tons) plus \$35.38 per ton	\$210 per haul + \$28 per ton

Change Orders

#	Description	Status	Remarks	Cost	Running Total
1	Subgrade elevation of rear drive	Approved		\$ 6,079.00	\$ 6,079.00
2	Backflow preventer for fire sprinkler system	Approved		\$ 3,500.00	\$ 9,579.00
3	Septic tank circuits	Approved		\$ 725.00	\$ 10,304.00
4	Lighting control panel / electrical revisions	Approved		\$ 3,500.00	\$ 13,804.00
5	Add two dedicated circuits for server / phone / alarm	Approved		\$ 676.00	\$ 14,480.00
6	Revise hot water heater	Approved		\$ 1,153.00	\$ 15,633.00
7	Gas service to kitchen range	Approved		\$ 377.00	\$ 16,010.00
8	Add conduit across engine bays for low voltage cable	Approved		\$ 800.00	\$ 16,810.00
9	ASG Security & Door Access Wiring	Approved		\$ 2,146.00	\$ 18,956.00
10	Total access control system / card readers	Pending		\$ 11,803.00	\$ 30,759.00
11	Total alarm system	Pending		\$ 1,591.00	\$ 32,350.00
12	Phone System	Pending		\$ 10,957.00	\$ 43,307.00
13	Digital radio console	Pending		\$ 5,550.87	\$ 48,857.87
14	Driveway (From property line west to back apron.)	Approved		\$ 35,561.19	\$ 84,419.06
15	Surveillance cameras / software / recorder	Pending		\$ 6,500.00	\$ 90,919.06
16	Kitchen appliances (refridgerator, range,microwave,dishwasher,washer,dryer)	Pending		\$ 10,532.37	\$ 101,451.43
17	Speakers & Amplifier	Pending		\$ 1,000.00	\$ 102,451.43
18	Furnishings	Pending	No back-up	\$ 30,000.00	\$ 132,451.43
19	Exercise Equipment	Pending		\$ 21,174.25	\$ 153,625.68
20	Window treatment	Pending		\$ 1,500.00	\$ 155,125.68
21	Wiring for phone, internet, and speakers (staff labor)	Approved		\$ 500.00	\$ 155,625.68
22	Ice maker for engine bay	Pending		\$ 3,420.90	\$ 159,046.58
23	Sod bermuda grass (front only)	Pending		\$ 3,000.00	\$ 162,046.58
	10 % contingency			\$ 16,204.66	\$ 178,251.24
	Vehicle Exhaust System	Future			