



AGENDA
CITY COUNCIL MEETING
FEBRUARY 29, 2016 @ 6:00 P.M.

Notice is hereby given the City Council for the City of Parker will meet in a Special Meeting on Monday, February 29, 2016 at 6:00 P.M. at the Parker City Hall, 5700 E. Parker Road, Parker, Texas, 75002.

CALL TO ORDER – Roll Call and Determination of a Quorum

EXECUTIVE SESSION 6:00 P.M. TO 7:00 P.M. – Pursuant to the provisions of Chapter 551, Texas Government Code the City Council may hold a closed meeting

1. **RECESS TO CLOSED EXECUTIVE SESSION IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN:**
 - a. **Government Code Section 551.074 Personnel**—To deliberate the appointment, employment, evaluation, compensation, and/or duties, of the supervisory officials of the Police Department
2. **RECONVENE REGULAR MEETING.**
3. **ANY APPROPRIATE DELIBERATION AND/OR ACTION ON ANY OF THE EXECUTIVE SESSION SUBJECTS LISTED ABOVE.**

PLEDGE OF ALLEGIANCE

AMERICAN PLEDGE: I pledge allegiance to the flag of the United States of America; and to the republic for which it stands, one nation under God, indivisible with liberty and justice for all.

TEXAS PLEDGE: Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.

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.

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 FEBRUARY 2, 2016. [SCOTT GREY]
2. APPROVAL OF MEETING MINUTES FOR FEBRUARY 16, 2016. [SCOTT GREY]

INDIVIDUAL CONSIDERATION ITEMS

3. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON IMPACT FEES. [BIRKHOFF]
4. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ENGINEERING CONTRACT RESOLUTION NO. 2016-504. [FLANIGAN]
5. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON PURCHASE OF SUV FOR FIRE DEPARTMENT. [SHEFF]
6. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON BOARDS AND COMMISSIONS MEMBERSHIP RESOLUTION NO. 2016-505. [FLANIGAN]
7. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ORDINANCE NO. 734, APPROVING THE 2016 CITY FEE SCHEDULE. [FLANIGAN]

ROUTINE ITEMS

8. FUTURE AGENDA ITEMS
9. ADJOURN

In addition to any specifically identified Executive Sessions, Council may convene into Executive Session at any point during the open meeting to discuss any item posted on this Agenda. The Open Meetings Act provides specific exceptions that require that a meeting be open. Should Council elect to convene into Executive Session, those exceptions will be specifically identified and announced. Any subsequent action, as a result of this Executive Session, will be taken and recorded in open session.

I certify that this Notice of Meeting was posted on or before February 26, 2016 by 5:00 p.m. at the Parker City Hall, and as a courtesy, this Agenda is also posted to the City of Parker Website at www.parkertexas.us.

Date Notice Removed

Patti Scott Grey
City Secretary

The Parker City Hall is Wheelchair accessible. Sign interpretations or other special assistance for disabled attendees must be requested 48 hours in advance by contacting the City Secretary's Office at 972 442 6811.



Council Agenda Item

Budget Account Code:	Meeting Date: February 29, 2016
Budgeted Amount:	Department/ Requestor: City Secretary
Fund Balance-before expenditure:	Prepared by: City Secretary Scott Grey
Estimated Cost:	Date Prepared: February 25, 2016
Exhibits:	1. Proposed Minutes

AGENDA SUBJECT

APPROVAL OF MEETING MINUTES FOR FEBRUARY 2, 2016. [SCOTT GREY]

SUMMARY

Please review the attached minutes. If you have any questions, comments, and/or corrections, please contact the City Secretary at PGrey@parkertexas.us prior to the City Council meeting.

POSSIBLE ACTION

Approve, Table, Deny

Inter - Office Use			
Approved by:			
Department Head/ Requestor:	<i>Scott Grey</i>	Date:	<i>2/25/2016</i>
City Attorney:		Date:	
City Administrator:	<i>Tiffany Ray</i>	Date:	<i>2/26/16</i>

MINUTES
CITY COUNCIL MEETING

FEBRUARY 2, 2016

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 Levine called the meeting to order at 6:00 p.m. Councilmembers Stone, Standridge, Levine, Pettie and Taylor were present. Mayor Marshall was absent.

Staff Present: City Administrator Jeff Flanigan, Finance/H.R. Manager Johnna Boyd, City Secretary Patti Scott Grey, City Attorney Jim Shepherd, Fire Chief Mike Sheff, and Police Captain Kenneth Price

PLEDGE OF ALLEGIANCE

AMERICAN PLEDGE: City Administrator Flanigan led the pledge.

TEXAS PLEDGE: Councilmember Standridge led the pledge.

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

Cindy Meyer, 6618 Estados Drive, spoke on concerns she had with code enforcement and the issuance of city permits, regarding a fence in Poco Estados, and two (2) acre lot size. Ms. Meyer said she contacted Building Official/Code Enforcement Officer Gary Machado in regard to the fence, which she felt was in violation of City Code. She wanted to know why the fence was permitted. Ms. Meyer commented she and several of the members of the neighborhood were present in opposition to the fence.

Janice Struck, 6701 Estados Drive, also spoke in opposition to the fence.

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 DECEMBER 15, 2015. [SCOTT GREY]
2. CONSIDERATION AND APPROPRIATE ACTION ON RESOLUTION 2016-502, APPOINTING MARK BARNABY TO THE POSITION OF ASSISTANT CHIEF, PARKER FIRE DEPARTMENT. [SHEFF]

MOTION: Councilmember Taylor moved to approve consent agenda items 1, approving the December 15, 2015 City Council meeting minutes, and 2, appointing Mark Barnaby City of Parker, Texas, Assistant Fire Chief. Councilmember Pettie seconded with Councilmembers Levine, Pettie, Standridge, Stone and Taylor voting for. Motion carried 5-0.

Councilmember Standridge said the City of Parker and the Fire Department were fortunate to have Mr. Barnaby as Assistant Fire Chief.

INDIVIDUAL CONSIDERATION ITEMS

3. CONSIDERATION AND APPROPRIATE ACTION ON RECOMMENDATIONS FROM THE WATER RATE REVIEW COMMITTEE ON RETAINING AN OUTSIDE CONSULTANT. [LEVINE]

Mayor Pro Tem Levine introduced Water Rate Review Committee (WRRC) Chair Brooke Asiatico, who briefly updated City Council on the Willdan/Economists.com proposal. Mr. Dan Jackson, Vice President of Willdan Financial Services, proposed to complete the scope of services and included two (2) options: 1) **\$20,000 option to include full written report** documenting analysis and recommendations in addition to a PowerPoint presentation, and 2) **\$15,000 option without full written report** documenting analysis and recommendation in addition to PowerPoint presentation. Ms. Asiatic said the WRRC decided to go with the \$15,000 option. After questions regarding both options, Mr. Jackson stated the decision was a matter of preference, the process would take approximately 60-90 days to complete, and the City could decide to pay the additional \$5,000 to receive the full written report.

MOTION: Councilmember Standridge moved to proceed with appropriate action on the WRRC's recommendation to retain Mr. Dan Jackson with Willdan Financial Services to provide the \$15,000 option. Councilmember Taylor seconded with Councilmembers Levine, Pettie, Standridge, Stone and Taylor voting for. Motion carried 5-0.

4. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ORDINANCE 733 CALLING FOR AN ELECTION TO BE HELD ON MAY 7, 2016 TO ELECT A MAYOR AND TWO CITY COUNCILMEMBERS-AT-LARGE; PROVIDING FOR EARLY VOTING; APPOINTING AN EARLY VOTING CLERK, ELECTION JUDGE, AND ALTERNATE JUDGE, PROVIDING FOR ORDER AND NOTICE OF THE ELECTION. [SHEPHERD]

City Administrator Flanigan said he would like this item to be tabled, as the City was still waiting on information from Collin County. By the next meeting, staff should have the information needed along with a contract.

MOTION: Councilmember Taylor moved to table Item 4, due to the fact that all the contract information from Collin County was not yet available. Councilmember Standridge seconded with Councilmembers Levine, Pettie, Standridge, Stone and Taylor voting for. Motion carried 5-0.

5. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON FINAL PLAT FOR KINGS CROSSING 2. [FLANIGAN]

City Administrator Flanigan updated City Council, stating Planning and Zoning (P&Z) Commission met on Kings Crossing Phase 2 last Thursday, January 28, 2016. In the City Council packet, there was a letter from City Engineer John Birkhoff, dated January 21, 2016, with additional items that needed to be completed and a letter from Developer Stephen Sallman, dated January 27, 2016, stating he was in agreement with all the items. Their development agreement, Section 6.3 Early Plat Recording, allowed for an early platting procedure. Mr. Sallman was working to make that happen. The City needed the items in Mr. Birkhoff's letter completed and we needed a list of the uncompleted items, so Mr. Birkhoff could review for the escrowed amount. The escrow amount in the contract was 120% of any outstanding items. Mr. Sallman said he was in agreement with engineer's recommendations in the letter, dated January 21, and his engineer would supply a cost estimate for those outstanding items.

City Attorney Shepherd pointed out Section 6.3 of the Developer's Agreement called for a performance or surety bond instead we have a cash bond, which he stated would be better.

MOTION: Councilmember Standridge moved to approve appropriate action on the Final Plat, based on the agreement in the January 27, 2016 letter from the Developer Stephen Sallman for Kings Crossing Phase 2. Councilmember Taylor seconded with addition of subject to the items being completed and the posting of a cash bond. Mayor Pro Tem asked for clarification of the motion. City Attorney Shepherd restated P&Z met last week, making the same recommendation. The cash bond would be held, Developer Sallman would complete all the items on the list. Councilmember Standridge restated his motion to approve the Final Plat, subject to the satisfactory completion of all of the matters contained in Mr. Birkhoff's letter, dated January 21, 2016, in accordance with Mr. Sallman's letter, dated January 27, 2016, and the cash would only be released on approval of the City Engineer, stating that those matters were accomplished. Councilmember Standridge agreed that was his motion. Councilmember Taylor agreed that was the motion he seconded with Councilmembers Levine, Pettie, Standridge, Stone and Taylor voting for. Motion carried 5-0.

6. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON FINAL PLAT FOR SOUTHRIDGE EAST. [FLANIGAN]

City Administrator Flanigan updated City Council, stating this item was also on the P&Z agenda last Thursday, January 28, 2016. The City Engineer's letter stated there were issues with erosion control methods. P&Z Commission, based on the Developer Ronald Haynes' intentions, which were to submit a \$25,000 bond for the remaining items as well as meet with City Engineer Birkhoff, Thursday, February 4, regarding erosion control. The City would hold this cash bond until the last house was completed in the development. The development was complete; it was just the vegetation that needed to be completed.

Developer Ronald Haynes, 8214 Westchester Street, Suite 650, Dallas, Texas, stated in his letter, dated January 27, 2016, it said "John Birkhoff has reviewed the subdivision and we agree with all his comments." Mr. Haynes wanted to have a meeting with the City Engineer John Birkhoff and his erosion control specialist. He said he planned to do what Mr. Birkhoff required.

City Attorney Shepherd recapped, stating Mr. Birkhoff's letter, dated January 25, 2016, would be fully complied with and the Developer's letter, dated January 27, 2016, would bind him and his organization along with the \$25,000 cash bond to be placed with the City and held until the last home was sold in the subdivision. The developer's professionals and the City Engineer plan to meet February 4. There may be some modifications, but the developer would perform as requested by the City Engineer, which was P & Z's recommendation.

MOTION: Councilmember Taylor moved to approve the Final Plat of Southridge East, subject to satisfactory completion and or resolution of all issues with City Engineer John Birkhoff and posting \$25,000 into escrow, as stated by City Attorney Shepherd. Councilmember Standridge seconded.

Councilmember Pettie voiced her concern that the item was being approved prior to the meeting with the City Engineer.

Mayor Pro Tem Levine said it was his understanding this plat would not be accepted as final until City Engineer Birkhoff challenges have been met and he signed off.

Councilmembers Levine, Standridge, Stone and Taylor voting for; Councilmember Pettie voting against. Motion carried 4-1.

7. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON PRELIMINARY PLAT FOR KINGS CROSSING 3. [FLANIGAN]

City Administrator Flanigan updated City Council, stating this item was recommended by P&Z at their December 10, 2015 meeting, subject to finalizing all the items on City Engineer John Birkhoff's letter. Council had a revised letter dated, January 19, 2016, that had a couple of construction related items. The only plat item was a waterline easement on Lewis Lane and that was resolved. A new set of plans was submitted to the City Engineer. The developer committed to move that waterline.

Mayor Pro Tem Levine clarified this was Kings Crossing Phase 3. Council had a preliminary plat and new drawings have been submitted. City Administrator Flanigan explained the Lewis Lane waterline easement was not located on the construction documents and he allowed Developer Stephen Sallman to continue clarification. Mr. Sallman said they had a waterline running parallel to Lewis Lane and it was on private property and not on the area dedicated for the right of way, so the City Engineer requested the easement be shown and that had been completed. He stated this was the preliminary plat. Mayor Pro Tem Levine stated the developer did not want Council to approve the plat, because it was not the current up-to-date plat.

MOTION: Councilmember Pettie moved to table consideration of the Preliminary Plat of Kings Crossing Phase 3 until the correct plat was made available. Councilmember

Taylor seconded with Councilmembers Levine, Pettie, Standridge, Stone and Taylor voting for. Motion carried 5-0.

8. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON FINAL PLAT OF RIGHT OF WAY DEDICATION, OF CURTIS ROAD IN THE AREA BETWEEN THE SOUTHRIDGE AND SOUTHRIDGE EAST SUBDIVISIONS. [FLANIGAN]

City Administrator Flanigan said during the process of Southridge East Subdivision we required the developer to negotiate and acquire right of way from, essentially two different property owners. They negotiated with two property owners on the condition they construct the road and build a concrete street to City of Parker specifications and the right of way be dedicated to the City. This was a plat of that property.

City Attorney Shepherd said initially this was an easement across the various properties. He objected to that and now Council had a final plat right of way dedication. He had the dedication language changed from an easement to fee simple, so there would be a true conveyance document in the form of a plat for a fee simple title to the roadway.

MOTION: Councilmember Taylor moved to approve Final Plat of Right of Way Dedication, of Curtis Road in the area between the Southridge and Southridge East Subdivisions. Councilmember Standridge seconded with Councilmembers Levine, Pettie, Standridge, Stone and Taylor voting for. Motion carried 5-0.

ROUTINE ITEMS

9. FUTURE AGENDA ITEMS

Mayor Pro Tem Levine asked if there were any items to be added to the future agenda. He noted Kings Crossing Phase 3 and the election items needed to be added. Councilmember Stone asked that Weather Warning be added back to the future agenda.

City Attorney Shepherd said P&Z Commission had a brief training session before their January 28, 2016, meeting. He offered City Council training and asked them to let him know any specific topics they might be interested in covering.

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

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

- a. Government Code Section 551.074 Personnel—To deliberate the appointment, evaluation, reassignment, and/or duties, of elected officials: councilmembers

Mayor Pro Tem Levine recessed the regular meeting to Executive Session at 6:59 p.m.

11. RECONVENE REGULAR MEETING.

Mayor Pro Tem Levine reconvened the meeting at 7:13 p.m.

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

No action was taken.

13. ADJOURN

Mayor Pro Tem Levine adjourned the meeting at 7:13 p.m.

APPROVED:

Mayor Pro Tem Scott Levine

ATTESTED:

Approved on the 29th day
of February, 2016.

Patti Scott Grey, City Secretary



Council Agenda Item

Budget Account Code:	Meeting Date: February 29, 2016
Budgeted Amount:	Department/ Requestor: City Secretary
Fund Balance-before expenditure:	Prepared by: City Secretary Scott Grey
Estimated Cost:	Date Prepared: February 25, 2016
Exhibits:	1. Proposed Minutes

AGENDA SUBJECT

APPROVAL OF MEETING MINUTES FOR FEBRUARY 16, 2016. [SCOTT GREY]

SUMMARY

Please review the attached minutes. If you have any questions, comments, and/or corrections, please contact the City Secretary at PGrey@parkertexas.us prior to the City Council meeting.

POSSIBLE ACTION

Approve, Table, Deny

Inter - Office Use			
Approved by:			
Department Head/ Requestor:	<i>Scott Grey</i>	Date:	<i>2/25/2016</i>
City Attorney:		Date:	
City Administrator:	<i>Jeff Ray</i>	Date:	

MINUTES
CITY COUNCIL MEETING

FEBRUARY 16, 2016

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 7:00 p.m. Council members Stone, Standridge, Pettie and Taylor were present. Councilmember Levine was absent.

Staff Present: City Administrator Jeff Flanigan, Finance/H.R. Manager Johnna Boyd, City Secretary Patti Scott Grey, City Attorney Jim Shepherd, Fire Chief Mike Sheff, Assistant Fire Mark Barnaby, and Police Sergeant John Paul.

PLEDGE OF ALLEGIANCE

AMERICAN PLEDGE: Jim Threadgill led the pledge.

TEXAS PLEDGE: Assistant Fire Mark Barnaby led the pledge.

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

Sabrina Butler, 6004 Southridge Parkway, spoke about concerns she had with FM 2551 being close to her home. If the plans for FM 2551 go as planned and the City Council approved Item 8, the Preliminary Plat for Reserve of Southridge, Ms. Butler requested some type of barrier or berm be put into place for noise reduction and safety.

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 NOVEMBER 10, 2015. [SCOTT GREY]
2. APPROVAL OF MEETING MINUTES FOR JANUARY 19, 2016. [SCOTT GREY]
3. DEPARTMENT REPORTS - BUILDING, COURT, FIRE, POLICE AND WEBSITE
4. ACCEPTING THE 2015 RACIAL PROFILING REPORT. [RUSHING]

MOTION: Councilmember Taylor moved to approve the consent agenda items, as presented. Councilmember Standridge seconded with Councilmembers Stone, Standridge, Pettie and Taylor voting for. Motion carried 4-0.

INDIVIDUAL CONSIDERATION ITEMS

5. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ORDINANCE 733 CALLING AN ELECTION TO BE HELD ON MAY 7, 2016 TO ELECT A MAYOR AND TWO CITY COUNCILMEMBERS-AT-LARGE; PROVIDING FOR EARLY VOTING; APPOINTING AN EARLY VOTING CLERK, AN ELECTION JUDGE, AN ALTERNATE JUDGE, AUTHORIZING THE MAYOR TO EXECUTE A GENERAL ELECTION CONTRACT FOR ELECTION SERVICES WITH COLLIN COUNTY; AND PROVIDING FOR THE ORDER AND NOTICE OF THE ELECTION. [SHEPHERD]

City Attorney Shepherd said the contract was similar as in past years with the City providing the labor for early voting and the county providing the machines and other services such as tabulating voting and other items. There were two issues before Council, calling the election and approving the contract for Collin County to provide certain election services. Mayor Marshall clarified this item was for the City's May 7, 2016 election and noted the following polling places and early voting dates:

Polling Place*	Address	City
Collin County Election Office (Main Early Voting Location)	2010 Redbud Blvd., #102	McKinney
Parker City Hall	5700 E. Parker Road	Parker

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
Apr 24	Apr 25 Early Voting 8am to 5pm	Apr 26 Early Voting 8am to 5pm	Apr 27 Early Voting 8am to 5pm	Apr 28 Early Voting 8am to 7pm	Apr. 29 Early Voting 8am to 5pm	Apr. 30 Early Voting 8am to 5pm
May 1	May 2 Early Voting 7am to 7pm	May 3 Early Voting 7am to 7pm	May 4	May 5	May 6	May 7 Election Day 7am to 7pm

* City voters may vote at any of the additional Early Voting locations open under full contract services with the Collin County Elections Administration.

The Mayor then reviewed some of the costs totaling approximately \$7,500, with \$15,000 being budgeted. Councilmember Standridge asked if costs were recovered if the election was canceled. The Mayor noted Section IV. General Provisions. C., which stated the Contracting Officer would be paid a contract preparation fee of \$75.00.

MOTION: Councilmember Stone moved to approve Ordinance No. 733, calling an election to be held on May 7, 2016 to elect a mayor and two city councilmembers-at-large; providing for early voting; appointing an early voting clerk, an election judge, an alternate judge, authorizing the mayor to execute a general election contract for election services with Collin county; and providing for the order and notice of the election. Councilmember Taylor seconded with Councilmembers Pettie, Standridge, Stone and Taylor voting for. Motion carried 4-0.

6. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2016-503 TRASH CONTRACT. [SHEPHERD]

City Attorney Shepherd asked if the applicant, Rick Bernas, Municipal Marketing Manager, with Republic Services, would like to speak. Mr. Bernas said they worked extensively to complete contract. He said after much deliberation Republic was comfortable with the contract and ready to move forward. He said he would be happy to respond to any questions. Mr. Shepherd said this was an extension of the contract that went back about fifteen (15) years. Republic provided a response to the City's Request for Proposal (RFP), it was determined their response was the best of the group of applicants. Contract negotiations went well. There was one change on page 3, which should read ninety-five (95) gallons, not sixty-five. A replacement page was provided.

A. Recycling Container: A plastic receptacle, designed for the purpose of curbside collection of recycling commodities, with a capacity of ~~sixty-five~~ ninety-five (95) gallons provided by Contractor. The Contractor shall be entitled to charge the Customer a \$5.00 replacement cost for each Recycling Container that is lost, stolen, destroyed or requested after a residential Customer is initially provided a Recycling Container. Residential Customers may purchase one additional container for an additional fee of \$5.00.

Otherwise, the contract had the same types of provisions that have worked the last fifteen (15) years. Insurance requirements for the provider were still significant. Indemnity was still there. Provisions for increases would be requested with Council approval. Mayor Marshall asked Mr. Bernas to explain the one additional household waste service. Mr. Bernas explained the Hazardous Household Waste Green Event (See excerpt Z. from the contract below.), stating there would be an event which involved household hazardous waste removal such as paint. He said they would provide a list of those items.

Z. Hazardous Household Waste Green Event - Contractor will donate services once per year for a household hazardous waste (HHW) /green event. The event will last 4 hours at the location and date chosen by the City. Contractor will provide information on what type of household hazardous waste is acceptable for disposal at such event.

City Attorney Shepherd asked Mr. Bernas to explain the change in brush and bulky item removal as well. Mr. Bernas said the items would still be picked up monthly, but there was a 10 cubic yard limit and he described 10 cubic yards as a pickup load.

Councilmember Stone asked about refrigerators. Mr. Bernas said refrigerators may be picked up, but the Freon needed to be removed.

MOTION: Councilmember Stone moved to approve Resolution No. 2016-503 Trash Contract. Councilmember Taylor seconded with Councilmembers Pettie, Standridge, Stone and Taylor voting for. Motion carried 4-0.

7. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON PRELIMINARY PLAT FOR KINGS CROSSING 3. [FLANIGAN] [Tabled – 02022016]

City Administrator Flanigan said Kings Crossing Phase 3 went through P & Z and the engineering review process. The item was tabled at the February 2, 2016 City Council meeting, because the large plat map provided in Council's packet on lot twenty (20) did not show a 10' waterline easement. That was corrected; however, the plans needed to reflect preliminary plat, not a final plat.

MOTION: Councilmember Standridge moved to approve the Preliminary Plat for Kings Crossing Phase 3, with the comment that "Preliminary" was placed on the plat. Councilmember Taylor seconded with Councilmembers Pettie, Standridge, Stone and Taylor voting for. Motion carried 4-0.

8. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON PRELIMINARY PLAT FOR RESERVE OF SOUTHRIDGE. [FLANIGAN]

City Administrator Flanigan said this had been a long process for Reserve of Southridge. The subdivision was between the existing Southridge Subdivision and FM 2551 just south of Curtis Road. He noted the latest engineering review letter commented there was only one means of access and City ordinance required two points of access. They were bringing a four-lane divided road from Curtis south to the development, which was something Council considered in the past. When the future FM 2551 road is constructed this subdivision would have four (4) means of access. The other item on the engineer's letter was an agreement that the detention pond was not part of this plat. It was right outside the limits of the plat and would be maintained by the HOA and the City had no maintenance of that pond. It was reviewed by our City Attorney. He asked the City Attorney to make any further comments about the drainage pond.

Dean Cardwell, P.E., Kimley-Horn and Associates, Inc., 5750 Genesis CT 200 455K, Frisco, Texas, the engineer of record, stated essentially P&Z asked that they provide plantings for three (3) lots and there be a retaining wall.

City Attorney Shepherd said everyone worked together on the off-site detention pond. A road was planned through that area, so the off-site parcel that had the pond on it had an outline of the extension of future 2551 connecting to old 2551. Those plans are not finalized. The owners of the off-site parcel with the pond and the subdivision proposed an easement, allowing their drainage pass along through to the detention pond and required the owner of the subdivision and the future to be developed, HOA to maintain parcel seven (7); all mowing, siltation, pumps, whatever it would need to maintain in a way not to violate the City nuisance ordinance or other ordinances that

might apply to the property. Mr. Anderson agreed. Mr. Shepherd urged Council to review the easement document and he commented that this was a preliminary plat and he and Mr. Anderson agreed further negotiations may be necessary. Mr. Shepherd asked Mr. Anderson when the annexation would be.

Art Anderson, 2728 North Parkway, Dallas, Texas, said he was not sure at this time, but he thought they usually did that at the time they filed the final plat.

Mayor Marshall said P&Z Commission approved the preliminary plat December 10, 2015, and there were nine (9) areas of concern. City Engineers stated in their last letter everything was satisfied except the two (2) items: 1) two points of access, which was being handled by the 2551 extension, and 2) the detention pond, which would be maintained by HOA, not the City. City Administrator Flanigan stated everything had been completed or would be completed. Mr. Flanigan explained the Letter of Map Revision (LOMR), item six (6) of P&Z's December 10, 2015 recommendation, would be addressed after construction was completed during the final plat process. Mayor Marshall asked Parker Resident Sabrina Butler, 6004 Southridge Parkway, if the planned landscaping of fruit trees addressed her concerns. They explained the spacing of the trees and the proposed retaining wall and asked Ms. Butler to take a look at the plans.

MOTION: Councilmember Taylor moved to approve Preliminary Plat for Reserve of Southridge, subject to the two points of access and the detention pond maintenance agreement to be in place between the developer and the City whereas the City is not responsible for the maintenance of the pond. Councilmember Standridge seconded.

Councilmember Standridge voiced a concern that 2551 was proposed. City Attorney Shepherd said that was the reason for the two points of access, based the median as opposed to the west end new 2551. The alignment of current Curtis Road and future Curtis along with the median were both important. He used Moss Ridge as an example. It technically satisfied the requirement.

Councilmember Taylor amended his motion to include all conditions noted in P&Z's recommendation. Mayor Marshall asked Councilmember Taylor to restate his motion for clarification. Councilmember Taylor moved to approve Preliminary Plat for Reserve of Southridge, subject to the two points of access, handled via the median, and the detention pond maintenance agreement to be in place between the developer and the City whereas the City is not responsible for the maintenance of the pond and included the nine (9) items recommended at P&Z's December 10, 2015 meeting. Councilmember Standridge seconded the revised motion with Councilmembers Pettie, Standridge, Stone and Taylor voting for. Motion carried 4-0.

Mayor Marshall asked the developer to meet with Ms. Butler.

9. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON CHANGING THE MARCH 1, 2016 CITY COUNCIL MEETING, DUE TO MARCH 1, 2016 PRIMARY ELECTIONS DAY. [MARSHALL]

Mayor Marshall said due to the March 1, 2016 Primary Elections Day being held in Council Chambers, our March 1st meeting was canceled. Staff will reschedule that meeting and notify everyone accordingly, as well as post the necessary notices.

ROUTINE ITEMS

10. UPDATE ON UTILITY BILLING [BOYD]

Finance/H.R. Manager Boyd provided information to the Mayor and Councilmembers, regarding utility billing, and showed them a new blue button on the bottom left hand side of City of Parker home page, www.parkertexas.us, "View/Pay eBills". If you click on that button you would be directed to register for eBill services. Parker residents may now pay their utility bill online, including VISA with a small convenience fee, and even opt out of receiving a paper bill. The paper bill was also revised and was now a full page with an area for important messages.

11. FUTURE AGENDA ITEMS

Mayor Marshall asked if there were any items to be added to the future agenda. There were no items to be added at that time.

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.

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

- a. Government Code Section 551.074 Personnel—To deliberate the appointment, employment, evaluation, compensation, and/or duties, of the supervisory officials of the Police Department

Mayor Marshall recessed the regular meeting to Executive Session at 7:51 p.m.

13. RECONVENE REGULAR MEETING.

Mayor Marshall reconvened the meeting at 8:20 p.m.

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

No action was taken.

15. ADJOURN

Mayor Marshall adjourned the meeting at 8:20 p.m.

APPROVED:

Mayor Z Marshall

ATTESTED:

Approved on the 29th day
of February, 2016.

Patti Scott Grey, City Secretary



Council Agenda Item

Budget Account Code:	Meeting Date: February 29, 2016
Budgeted Amount:	Department/ Requestor: Council
Fund Balance-before expenditure:	Prepared by: City Engineer John Birkhoff
Estimated Cost:	Date Prepared: February 25, 2016
Exhibits:	

AGENDA SUBJECT

CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON IMPACT FEES.
[BIRKHOFF]

SUMMARY

A presentation by City Engineer John Birkhoff, regarding the Benefits of Impact Fees, followed by discussion, and question and answer session.

POSSIBLE ACTION

Approve, Table, Deny

Inter -- Office Use			
Approved by:			
Department Head/ Requestor:		Date:	
City Attorney:		Date:	
City Administrator:	<i>Jeffrey Hays</i>	Date:	2/26/16



Council Agenda Item

Budget Account Code:	Meeting Date: February 29, 2016
Budgeted Amount:	Department/ Requestor: Council
Fund Balance-before expenditure:	Prepared by: City Administrator Flanigan
Estimated Cost:	Date Prepared: February 25, 2016
Exhibits:	Proposed Resolution

AGENDA SUBJECT

CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ENGINEERING CONTRACT RESOLUTION NO. 2016-504. [FLANIGAN]

SUMMARY

The Engineering Review Committee met and recommended Birkhoff, Hendricks & Carter, LLP. The contract committee will meet prior to the City Council meeting for their recommendations.

POSSIBLE ACTION

Approve, Table, Deny

Inter – Office Use			
Approved by:			
Department Head/ Requestor:		Date:	
City Attorney:		Date:	
City Administrator:	<i>Tiffany Flanigan</i>	Date:	2/26/16

RESOLUTION NO. 2016-504
(PROFESSIONAL ENGINEERING SERVICES AGREEMENT)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PARKER APPROVING THE TERMS AND CONDITIONS OF THE PROFESSIONAL ENGINEERING SERVICES AGREEMENT OF THE CITY OF PARKER AND BIRKHOFF, HENDRICKS & CARTER, AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT; PROVIDING A REPEALER CLAUSE, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Parker has received and reviewed the responses to the Request for Qualifications advertised by the City; and

WHEREAS, the City of Parker requested a proposed contract from the firm of Birkhoff, Hendricks and Carter, which is attached as Exhibit A (the "Agreement"); and

WHEREAS, the City of Parker finds that the terms and conditions of the Agreement are in the best interest of the City and should be approved;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF PARKER, COLLIN COUNTY, TEXAS:

SECTION 1. The terms and conditions of the Agreement are approved.

SECTION 2. The Mayor is hereby authorized to execute the Agreement and all other necessary documents in connection therewith on behalf of the City of Parker.

SECTION 3. That all provisions of the resolutions of the City of Parker in conflict with the provisions of this Resolution be, and the same are hereby, repealed, and all other provisions of the resolution of the City of Parker not in conflict with the provisions of this Resolution shall remain in full force and effect.

DULY RESOLVED by the City Council of the City of Parker, Texas and effective on this the 29th day of February, 2016.

APPROVED:
CITY OF PARKER

Z Marshall, Mayor

ATTEST:

Patti Scott Grey, City Secretary

APPROVED AS TO FORM:

James E. Shepherd, City Attorney

EXHIBIT A
PROFESSIONAL ENGINEERING SERVICES AGREEMENT

PROFESSIONAL ENGINEERING SERVICES AGREEMENT

THIS AGREEMENT is made and entered into by and between the **City of Parker, Texas**, hereinafter referred to as "City", and **Birkhoff, Hendricks & Carter, L.L.P.**, hereinafter referred to as "Engineer", to be effective from and after the date as provided herein.

WITNESSETH:

WHEREAS, the City desires to engage the services of the Engineer to complete Various General Engineering Services; including plat reviews, subdivision plan review, infrastructure planning, negotiations with NTMWD, review of developers' agreements, review of subdivision regulations and other similar type projects, hereinafter referred to as the "Project". Projects will be under separate agreement; and

WHEREAS, the Engineer desires to render such Various General Engineering Services for the City under the terms and conditions provided herein.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS:

That for and in consideration of the covenants contained herein, and for the mutual benefits to be obtained hereby, the parties hereto agree as follows:

I. Engineer Retained

The City hereby agrees to retain the Engineer to perform professional engineering services in connection with the Project; Engineer agrees to perform such services in accordance with the terms and condition of this Agreement.

II. Scope of Services

The parties agree that Engineer shall perform such services as expressly set forth and described in Exhibit "A", which is attached hereto and thereby made a part of this Agreement. The parties understand and agree that deviations or modifications, in the form of written changes may be authorized from time to time by the City. Engineer shall have no further obligations or responsibilities for the project except as agreed to in writing. Engineer's services and work product are intended for the sole use and benefit of City and are non-intended to create any third party rights or benefits, or for any use by any other entity or person for any other purpose.

Engineer shall perform his or her professional engineering services with the professional skill and care ordinarily provided by competent engineers practicing in North Central Texas and under the same or similar circumstances and professional license. Professional services shall be performed as expeditiously as is prudent, considering the ordinary professional skill and care of a competent engineer.

III. Schedule of Work

The Engineer agrees to commence services immediately upon execution of this Agreement, and to proceed diligently with said service, except for delays beyond the reasonable control of Engineer, to completion.

IV. Compensation and Method of Payment

The City agrees that Engineer shall be compensated for all services provided pursuant to this Agreement in the amount and manner described and set forth in the Fee Schedule attached hereto as Exhibit "B" and thereby made a part of this Agreement. Engineer further agrees that it will prepare and present such monthly progress reports and itemized statements as are described in said Exhibit "B". City agrees to pay invoices upon receipt. Adjustments will be made annually to the fee schedule, and reviewed by the Mayor and City Administrator.

V. Information To Be Provided By The City

The City agrees to furnish, prior to commencement of work, all information requested by Engineer that is available to the City.

VI. Insurance

Engineer agrees to procure and maintain for the duration of the contract Professional Liability Insurance (\$2,000,000), Worker's Compensation, General Liability and Automobile Insurance.

VII. Indemnity Agreement

Engineer shall indemnify, save and hold harmless City and its officers, agents, and employees from and against any and all liability, claims, demands, damages, losses, and expenses, including but not limited to court costs and reasonable attorney fees incurred by the City, that is caused by or results from an act of negligence, intentional tort, committed by the Engineer or the Engineer's agent; provided, however, that this indemnification shall not apply to any liabilities, claims, demands, damages, losses or other expenses that arises from or relates to the provision of services performed by Engineer or officers, agents, and employees in performing any other duties assigned by the City Engineer by the Ordinances and Regulations adopted by the City of Parker, Texas. City releases Engineer from any claim for

reimbursement or other recovery of any attorneys' fees and costs, including expert witness fees, awarded to a developer under Texas Local Government Code § 212.904.

Nothing in this Agreement shall be construed to create a liability to any person who is not a party of this Agreement, and nothing herein shall waive any of the parties' defenses, both at law or equity, to any claim, cause of action, or litigation filed by anyone not a party to this Agreement, including the defense of governmental immunity, which defenses are hereby expressly reserved by the City.

VIII. Assignment and Subletting

The Engineer agrees that neither this Agreement nor the services to be performed hereunder will be assigned or sublet without the prior written consent of the City. The Engineer further agrees that the assignment or subletting of any portion or feature of the work or materials required in the performance of this Agreement shall not relieve the Engineer from its full obligations to the City as provided by this Agreement.

IX. Contract Termination

The parties agree that City or the Engineer shall have the right to terminate this Agreement without cause upon thirty (30) days written notice to the other. In the event of such termination without cause, Engineer shall deliver to City all finished or unfinished documents, data, studies, surveys, drawings, maps, models, reports, photographs or other items prepared by Engineer in connection with this Agreement. Engineer shall be entitled to compensation for any and all services completed to the satisfaction of City in accordance with the provisions of this Agreement prior to termination.

X. Engineer's Opinion of Cost

The City recognizes and agrees that any and all opinions of cost prepared by Engineer in connection with the Project represent the best judgment of Engineer as a design professional familiar with the construction industry, but that the Engineer does not guarantee that bids solicited or received in connection with the Project will not vary from the opinion by the Engineer.

XI. Construction

On projects that include construction, the City recognizes that the Contractor and Subcontractors will be solely in control of the Project site and exclusively responsible for construction means, methods, scheduling, sequencing, jobsite safety, safety programs, and compliance with all construction documents and directions from City or Building Officials. Construction contracts are between the City and the Construction Contractor. Consultant shall not be responsible for construction related damages, losses, costs, or claims; except only to the extent caused by Consultant's sole negligence.

XII. Ownership of Documents

Original drawings, specifications and reports are the property of the Engineer; however, the Project is the property of the City. City shall be furnished with such reproductions of drawings, specifications and reports. Upon completion of the services or any earlier termination of this Agreement under Article IX, Engineer will revise drawings to reflect changes made during construction as reported by the City and contractor, and will furnish the City with one set of construction record drawings in accordance with terms provided in Exhibit "A" – Engineering Services.

All deliverables shall be furnished, as an additional service, at any other time requested by the City when such deliverables are available in the Engineer's record keeping system.

XIII. Complete Contract

This Agreement, including the Exhibits hereto numbered "A" through "B" constitutes the entire agreement by and between the parties regarding the subject matter hereof, and supersedes all prior or contemporaneous written or oral understanding.

XIV. Mailing of Notices

Unless instructed otherwise in writing, Engineer agrees that all notices or communications to City permitted or required under this Agreement shall be addressed to City at the following address:

Mr. Jeff Flanigan
City Administrator
City of Parker
5700 E. Parker Rd.
Parker, Texas 75002
Phone: (972) 442-4105
jflanigan@parkertexas.us

City agrees that all notices or communications to Engineer permitted or required under this Agreement shall be addressed to Engineer at the following address:

John W. Birkhoff, P.E.
Birkhoff, Hendricks & Carter, L.L.P.
11910 Greenville Ave., #600
Dallas, Texas 75243
Phone: (214) 361-7900
jbirkhoff@bhclp.com

All notices or communications required to be given in writing by one party or the other shall be considered as having been given to the addressee on the date such notice or communication is posted by the sending party.

XV. Texas Board of Professional Land Surveying Contact Information

Recipients of professional land surveying services under this agreement may direct complaints regarding such services to the Texas Board of Professional Land Surveying, 12100 Park 35 Circle, Building A, Suite 156, MC 230, Austin, TX 78753, Phone (512) 239-5263, Fax (512) 239-5253.

XVI. Contract Amendments

This Agreement may be amended only by the mutual agreement of the parties expressed in writing.

XVII. Effective Date

This Agreement shall be effective from and after execution by both parties (City and Engineer) hereto, with originals in the hand of both parties.

WITNESS OUR HANDS AND SEALS on the date indicated below.

CITY OF PARKER, TEXAS
A Texas General Law City

BIRKHOFF, HENDRICKS & CARTER, L.L.P.
A Texas Limited Liability Partnership
Texas Board of Professional Engineers Firm No. 526
Texas Board of Professional Land Surveyors Firm No. 100318-00

By: _____
 Z Marshall

By: _____
 John W. Birkhoff, P.E.

Title: Mayor

Title: Managing Partner

Date: _____

Date: _____

ATTEST

By: _____

EXHIBIT "A"

VARIOUS GENERAL ENGINEERING SERVICES

Part I: Terms and Conditions For Electronic File Transfers

Electronic files are transmitted on the terms and conditions below:

By opening, accessing, copying or otherwise using the transmitted electronic files, these terms and conditions are accepted by the City.

- A. The electronic files are compatible with the following software packages operating on a PC using Windows operating systems:
- AutoCAD 2013 • WaterCAD V8XM • Innovyze H₂O NET or InfoSewer
 - MS Word 2010, or
 - MS Excel 2010
 - Adobe Acrobat (PDF)
- B. Birkhoff, Hendricks & Carter, L.L.P. does not make any warranty as to the compatibility of these files beyond the specified release of the above stated software.
- C. Because data stored on electronic media can deteriorate undetected or be modified, Birkhoff, Hendricks & Carter, L.L.P. will not be held liable for completeness or correctness of electronic media.
- D. The electronic files are instruments of our service. Where there is a conflict between the hard copy drawings and the electronic files, Birkhoff, Hendricks & Carter, L.L.P.'s hard copy file will govern in all cases.
- E. Electronic files may only be modified in accordance with the Texas Engineering Practice Act for modifying another Engineer's design.

Part II: Exclusions

The intent of this scope of services is to include only the services specifically listed herein and none others. Services specifically excluded from this scope of services include, but are not necessarily limited to the following:

- A. Certification that work is in accordance with plans and specifications.
- B. Consulting services by others not included in Scope of Services.
- C. Contractor's means and methods.
- D. Environmental cleanup.
- E. Environmental impact statements and assessments.
- F. Fees for permits.
- G. Fees for publically advertising the construction project.
- H. Fiduciary responsibility to the City.
- I. On-site construction safety precautions, programs and responsibility (Contractor's responsibility).
- J. Phasing of Contractor's work.
- K. Preliminary engineering report.
- L. Quality control and testing services during construction.
- M. Revisions and/or change orders as a result of revisions after completion of original design (unless to correct error on plans).
- N. Title searches.
- O. Trench safety designs.

EXHIBIT "B"

2016 FEE SCHEDULE

VARIOUS GENERAL ENGINEERING SERVICES

	2016 Fees
<u>Staff:</u>	
▪ Partner-in-Charge	\$255
▪ Project Manager (12 – 25-yrs. Experience)	\$215
▪ Design Engineer (4 – 12-yrs. Experience)	\$145
▪ Engineer-in-Training (0 – 4-yrs. Experience)	\$100
▪ AutoCAD III (15 – 38-yrs. Experience)	\$150
▪ AutoCAD II (5 - 15-yrs. Experience)	\$122
▪ AutoCAD I (0 - 4-yrs. Experience)	\$80
▪ Word Processor II (37-yrs. Experience)	\$120
▪ Word Processor I (0 - 10-yrs. Experience)	\$75
▪ Survey Crew	\$155
Outside Consultants	Invoice Cost x 1.15
<u>Copies:</u>	
▪ Copies (B&W)	\$0.20 /sheet
▪ LaserJet (B&W)	\$0.25 /sheet
▪ LaserJet (Color	\$1.50 /sheet
▪ Laminating	\$2.00 /sheet
▪ Paper Plots	\$5.00 /sheet
▪ Mylar Plots	\$7.00 /sheet
Modeling Software	\$100.00 /week
▪ (Water, Sewer, HEC)	\$300.00 /month
Outside Services	Invoice Cost x 1.15



Council Agenda Item

Item 5
C'Sec Use Only

Budget Account Code:	N/A	Meeting Date:	February 29, 2016
Budgeted Amount:	N/A	Department/ Requestor:	Fire Dept./ Chief Sheff
Fund Balance-before expenditure:	N/A	Prepared by:	Sheff
Estimated Cost:	N/A	Date Prepared:	January 31, 2016
Exhibits:			

AGENDA SUBJECT

CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON PURCHASE OF SUV FOR FIRE DEPARTMENT. [SHEFF]

SUMMARY

The fire department currently utilizes two SUV's in its fleet. These include 1) a 2015 Tahoe (Tac 811) equipped with command and control software on its laptop computer operating as a command vehicle at fires and other emergencies or as a general response vehicle as needed; and 2) a 2005 Explorer with no laptop (Tac 812) operating as a general response vehicle. This latter SUV was transferred from the police dept. to the fire dept. several years ago. Its current mileage is approx. 121,000 miles.

The Explorer is now inoperative with electrical problems and is out-of-service. We have experienced and repaired, with increasing frequency, recurring electrical malfunctions and other ailments that have rendered the vehicle's condition unreliable and potentially unsafe to drive. An unreliable emergency response vehicle presents a potential vulnerability as regards the safety and welfare of the general public. Additional repairs are not recommended due to the age of the vehicle, its accumulated mileage and an economic value of under \$2,500 (Kelley Blue Book assuming Fair condition).

The fire department desires to replace the 2005 inoperative Explorer with a new 2016 Ford 4x4 F-250 crew cab, gasoline pickup. The vehicle will seat four occupants

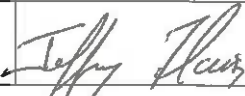
similar to the Explorer but will provide greater utility by its ability to transport a greater amount and assortment of both medical and firefighting equipment.

The cost of the new vehicle is estimated at \$33,000 including decaling. The purchase will be transacted through a purchase cooperative. Radio and emergency warning devices valued at over \$5,000 will instead be removed from the Explorer (they are in good condition) and transferred to the pickup. The department has sufficient funds available from past fundraising to purchase the vehicle while leaving in excess of \$100,000 in fundraising accounts for future capital items and for training and equipping personnel.

A new replacement vehicle benefits the city and its citizens by transporting paramedics and EMTs to medical emergencies or additional command staff or firefighters to major incidents, or will be utilized by department personnel conducting non-emergency department business. On emergency runs – especially by our medical personnel - the use of the pickup in lieu of the larger engine or truck apparatus extends the service life and (over time) reduces repair costs on these slower, larger and heavier apparatus. Further, we have begun operating the second SUV or its replacement to supplement our limited night time coverage by permitting certain fire dept. officers who live outside the city area (and who otherwise would not respond) but live generally within a 10 minute “code 3” response, to take home overnight TAC 812 on the condition they respond to nighttime emergencies.

POSSIBLE ACTION

Approve, Modify, Table or Deny

Inter – Office Use			
Approved by:			
Department Head:		Date:	
City Attorney:		Date:	
City Administrator:		Date:	2/26/16

Council Agenda Item



Item

6

C'Sec Use Only

Budget Account Code:	Meeting Date: February 29 2016
Budgeted Amount:	Department/ Requestor: Councilmember Pettie
Fund Balance-before expenditure:	Prepared by: City Administrator Flanigan
Estimated Cost:	Date Prepared: February 25, 2016
Exhibits:	1. Proposed Resolution

AGENDA SUBJECT

CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON BOARDS AND COMMISSIONS MEMBERSHIP RESOLUTION 2016-505. [FLANIGAN]

SUMMARY

The Mayor recommended Councilmember Pettie and City Administrator Flanigan review existing Resolution No. 2013-433 (Boards and Commissions Membership Selection) (Repealing Res. 2011-348) and make recommendations.

POSSIBLE ACTION

Approve, Table, Deny

Inter - Office Use			
Approved by:			
Department Head:		Date:	
City Attorney:		Date:	
City Administrator:	<i>Jeffrey Flanigan</i>	Date:	2/26/16

RESOLUTION 2016-505
(Boards and Commissions Membership Selection)
(Repealing Res. 2013-433)

**A RESOLUTION DEFINING A SELECTION PROCESS FOR
APPOINTEES TO BOARDS AND COMMISSIONS OF THE CITY OF
PARKER, COLLIN COUNTY, TEXAS.**

WHEREAS, the City Council of the City of Parker, Collin County, Texas desires to expand the involvement of residents of the City of Parker on the boards and commissions appointed by the City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PARKER, COLLIN COUNTY, TEXAS AS FOLLOWS:

SECTION 1. Candidate Pool. The Parker City Council will seek to appoint the best qualified candidate to each of the boards and commissions of the City. Candidates may be considered from:

- Existing Board and Commission Alternates who are interested in becoming voting board or commission members on which they serve as an alternate,
- Members of other boards or commissions who are interested in transferring to the open board or commission
- Recent board or commission applicants
- Citizens of Parker who are not yet on a board or commission,

SECTION 2. Simultaneous Membership Prohibition. In order to promote diverse membership among the boards and commissions, no individual resident shall serve on more than one board or commission simultaneously, unless no other qualified candidates are available. If no qualified candidates are immediately available, the City will seek new applicants, through website notifications, announcements at Council meetings, discussions with Board and Commission chairpersons, and through requests of citizens. If, after 30 days of searching, no qualified candidates are available, then an individual who is already serving on one Board or Commission may be appointed to another Board or Commission, with the preferred appointment as an alternate member. However, no one individual shall serve simultaneously as a member on both Planning and Zoning Commission and Zoning Board of Adjustments.

SECTION 3. Qualification Process.

- 1) City Staff will check candidates for basic qualifications such as; residency, other Board membership in Parker, etc.
- 2) Staff will present qualified candidates to each Board if requested.
- 3) The Council will review the recommendations and may select Applicants for interviews. Interviews for the Zoning Board of Adjustments may be held either in open or executive session. All other interviews will be in open session.

SECTION 4. Officer Appointment Process. Council will appoint Board Officers—After seeking input from existing Boards or Commission members, if possible.

SECTION 5. This resolution is effective upon its passage. Resolution 2013-433 is repealed and restated by this resolution.

APPROVED AND ADOPTED this 29th day of February, 2016.

Z Marshall, Mayor

ATTESTED:

Patti Scott Grey, City Secretary

APPROVED AS TO FORM:

James E. Shepherd, City Attorney

RESOLUTION 2013-433
(Boards and Commissions Membership Selection)
(Repealing Res.2011-348)

**A RESOLUTION DEFINING A MEMBERSHIP SELECTION PROCESS
FOR ON BOARDS AND COMMISSIONS OF THE CITY OF PARKER,
COLLIN COUNTY, TEXAS.**

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WHEREAS, the City Council of the City of Parker, Collin County, Texas desires to expand the involvement of residents of the City of Parker on the boards and commissions appointed by the City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PARKER, COLLIN COUNTY, TEXAS AS FOLLOWS:

SECTION 1. Candidate Pool. The Parker City Council will seek to appoint the best qualified candidate to each of the boards and commissions of the City. Candidates may be considered, in order, from:

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- Existing Board and Commission Alternates who are interested in becoming voting board or commission members on which they serve as an alternate, and who are in good standing in their current assignment
- Members of other boards or commissions who are interested in transferring to the open board or commission
- Recent board or commission applicants
- Citizens of Parker who are not yet on a board or commission, or who have not submitted an application within the past 12 months.

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SECTION 2. Simultaneous Membership Prohibition. In order to promote diverse membership among the boards and commissions, no individual resident shall serve on more than one board or commission simultaneously, unless no other qualified candidates are available. If no qualified candidates are immediately available, the City will seek new applicants, through website notifications, announcements at Council meetings, discussions with Board and Commission chairpersons, and through requests of citizens. If, after 30 days of searching, no qualified candidates are available, then an individual who is already serving on one Board or Commission may be appointed to another Board or Commission, with the preferred appointment as an alternate member. However, no one individual shall serve simultaneously as a member on both Planning and Zoning Commission and Zoning Board of Adjustments.

Commented [LP1]: If, after 30 days of searching, no qualified candidates are available... to the end of that sentence should be removed as should the word However. Leave in: No one individual shall serve... to end of paragraph.

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Commented [LP2]: Section Three. Process: 1. As is except present to Council instead of Board or both.
2. If Board has a recommendation for appointment, they shall forward it to Council.
3. Council will review the applications and any recommendations. Council will interview select Applicants for Board/Commission positions. Interviews for ZBA may be held either in open or executive session. All other interviews will be in open session.

SECTION 3. Interview, Qualification Process. Each Board may interview, select, and present final recommendations to Council, when Board positions are vacant. The following steps will be taken:

- 1) City Staff will check candidates for basic qualifications such as: (residency, other Board membership in Parker, etc.).
- 1)2) Staff, and will present qualified candidates to each Board if needed Requested.
- 3) Select Applicants Qualified applicants selected by each Board will be recommended to the Council.

Commented [LP3]: Maybe call this Selection or Qualifying Process????

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- 2) will interview with Council, during an open meeting, and answer questions regarding their candidacy.
- 4) The Council will review the recommendations and may select Applicants for interviews. Interviews for the Zoning Board of Adjustments may be held either in open or executive session. All other interviews will be in open session.

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SECTION 4. Interview Questions. The following questions are examples of what may be asked, but are not limited to these questions. Interview questions may include, and but are not limited to, the following:

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Commented [LP4]: I don't know that Section 4 is necessary.

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- Please give details about municipal experiences you have had, if any
- Please provide a brief summary of your background, including professions, volunteer and community roles you've held. (If you'd like to submit a resume, please do so, but also please give details about municipal experiences you've had). (a written resume may be submitted by the applicant)
- What is your vision for the future of Parker?
- How would you describe the role of (Planning and Zoning Commission, Parks and Recreation Commission, Zoning Board of Adjustments) member?
- How do you manage conflict or difference of opinion in committee/small group settings?
- Why are you interested in serving on (Planning and Zoning Commission, Parks and Recreation Commission, Zoning Board of Adjustments)?
- Specific to Planning and Zoning Commission: What is your philosophy for future development and land use within Parker?
- How do you feel about retail developments within Parker?
- Specific to Parks and Recreation Commission: What is your philosophy on parks and open spaces within a city?
- Specific to Zoning Board of Adjustments: What thought process will you use to rule on issues brought to Zoning Board of Adjustments?

SECTION 5. Officer Appointment Process. Council will appoint Board Officers. Council After will seeking input from existing Boards or Commission members, if possible, but is not required to do so. [This sentence is in conflict. The council is either obligated to seek input, or it is not. Pl advise.]

Commented [LP5]: Council will appoint Board Officers after seeking input from existing Board and Commission members if possible.

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SECTION 67. This resolution is effective upon its passage. Resolution 2010-315 and Resolution 2011-348 is repealed and replaced by this resolution.

APPROVED AND ADOPTED this _____ day of _____, 2013.

Z Marshall, Mayor

ATTESTED:

Carrie L. Smith, City Secretary

APPROVED AS TO FORM:

James E. Shepherd, City Attorney



Council Agenda Item

Budget Account Code:	Meeting Date: February 29, 2016
Budgeted Amount:	Department/ Requestor: City Administrator Flanigan
Fund Balance-before expenditure:	Prepared by: City Administrator Flanigan
Estimated Cost:	Date Prepared: February 25, 2016
Exhibits:	Proposed Ordinance Exhibit A – Fee Schedule

AGENDA SUBJECT

CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ORDINANCE NO. 734,
APPROVING THE 2016 CITY FEE SCHEDULE. [FLANIGAN]

SUMMARY

Please find the Annual Review of Fee Schedule attached. Any changes have been highlighted.

POSSIBLE ACTION

Approve, Table, Deny

Inter – Office Use			
Approved by:			
Department Head/ Requestor:		Date:	
City Attorney:		Date:	
City Administrator:	<i>Tiffany Flanigan</i>	Date:	2/26/16

ORDINANCE NO. 734
(Adopting Fee Schedule - 2016)

AN ORDINANCE OF THE CITY OF PARKER, TEXAS, ADOPTING THE PARKER FEE SCHEDULE; ESTABLISHING FEES, COSTS AND EXPENSES CHARGED BY THE CITY OF PARKER; AND ADOPTING A REPEALER CLAUSE, A SAVINGS CLAUSE, AND A PENALTY CLAUSE, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the fees, costs and expenses charged by the CITY OF PARKER should be reviewed regularly, and updated and amended when needed;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PARKER, TEXAS AS FOLLOWS:

SECTION 1. The fees, charges, penalties, costs and other expenses to be charged by the CITY OF PARKER are hereby adopted as set forth in the attached Exhibit A to this ordinance, titled "Parker Fee Schedule". It is required by this ordinance that the fees set forth in the Parker Fee Schedule shall be paid by those receiving or requesting services listed therein.

SECTION 2. That all provisions of the ordinances of the CITY OF PARKER in conflict with the provisions of this ordinance be, and the same are hereby, repealed, and all other provisions of the ordinances of the CITY OF PARKER not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 3. That should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of this ordinance.

SECTION 4. Any person, firm, company, partnership, corporation, or association violating any provision of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined an amount of not more than five hundred dollars (\$500.00) for

each such violation, and each and every day that the provisions of this Ordinance are violated shall constitute a separate and distinct offense.

SECTION 5. This ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law in such cases provides.

DULY PASSED by the City Council of the CITY OF PARKER, Texas, on the 29th day of February, 2016.

APPROVED:

Mayor Z Marshall

ATTEST:

Patti Scott Grey, City Secretary

APPROVED TO FORM:

Attorney James E. Shepherd

SEE ATTACHED EXHIBIT A - FEE SCHEDULE

**City of Parker
Fee Schedule
2016**

Exhibit A
Ordinance No. 734

The following schedule of fees shall apply to the permits, licenses, services and programs provided by the City of Parker. In the occasion the City must hire an outside service or consultant to perform any of these services or any unlisted service, the City may charge the applicant 100% of the outside service or consultant charges including actual costs, administrative and overhead costs plus 7% administrative fees.

	Current Fees
Alarm Registration	
New Owner Registration (pro-rated each month)	\$60.00
Annual Renewal - Due Jan. 1	\$20.00
Late Fee on alarm registration/ 30-day grace period	\$10.00
False Alarm Charges	

3 false alarms are permitted per year without charge, each after are:

Burglary Alarm	\$75.00
Panic Alarm	\$75.00
Fire Alarm	\$75.00
False alarm for <u>un-registered</u> alarms	\$275.00
NOTE: Other fees collected by the Police department are State Mandated	

Animal Control	
Animal Impound Fee	
1st Impound	\$50.00
2nd Impound	\$75.00
3rd Impound	\$100.00
4th Impound and up	\$125.00
Daily Handling Fee	\$10.00 per day
Pet Registration	
Sterilized	\$7.50 per year
Non-Sterilized	\$12.50 per year
Quarantine Fee	\$100.00
Euthanasia Fee	\$25.00
Disposal Fee	\$25.00

**These are pass-thru fees charged by the City of Murphy directly to the animal's owner.*

**City of Parker
Fee Schedule
2016**

Exhibit A
Ordinance No. 734

Building/Construction

Current Fees

Any project started without a City Permit shall pay double the permit fee. If any outside consulting and contract services are used by the City for any project, the applicant shall pay the cost at 100% plus 7% administrative fees.

Fire Suppression System Review

\$150.00

Deposit on New Construction (refundable)

\$1,000.00

New/Addition Construction Permit

Based on Square Footage

001 to 500

\$250.00

501 to 1000

\$500.00

1001 to 1250

\$625.00

1251 to 1500

\$750.00

1501 to 1750

\$875.00

1751 to 2000

\$1,000.00

2001 to 2250

\$1,125.00

2251 to 2500

\$1,250.00

2501 to 3000

\$1,500.00

3001 to 3500

\$1,750.00

3501 to 4000

\$2,000.00

4001 to 4500

\$2,250.00

4501 and up

**\$ 2500.00 plus .50 per sq.
ft. over 4500**

Plus

Plus

Electrical

.03 per sq. ft.

Plumbing

.03 per sq. ft.

Mechanical

.03 per sq. ft.

Residential - Remodels

Base Fee

**1% of construction value
with \$250 minimum**

Plus

**Plus for each applicable
trade**

Electrical

\$75.00

Plumbing

\$75.00

Mechanical

\$75.00

**City of Parker
Fee Schedule
2016**

Exhibit A
Ordinance No. 734

		Current Fees
Accessory/Out Buildings		
	1 to 1000 square feet	\$100.00
	1001 to 1500 square feet	\$150.00
	1501 to 2000 square feet	\$200.00
	2001 to 2500 square feet	\$300.00
	<i>Plus</i>	<i>Plus for each applicable trade</i>
	Electrical	\$75.00
	Plumbing	\$75.00
	Mechanical	\$75.00
Other Permits		
Demolition and removal		\$75.00
Driveway / Culvert		\$75.00
Electrical		\$75.00
Fence		\$75.00
Miscellaneous		\$75.00
Heating / Air		\$75.00
Lawn Irrigation & Backflow		\$75.00
Plumbing		\$75.00
Pool and fence - Above ground		\$75.00
Pool and fence - In ground		\$500.00
Spa		\$75.00
Structure Moving Permit		\$75.00
Right of Way Work (Refundable)		
Routine Maintenance		\$500.00
Minor construction		\$1,000.00
Major construction		\$2,000.00
Signs		
Temporary Real Estate		\$75.00
Temporary Construction	Signage	\$75.00
Monument Signs		\$75.00
Bulletin board signs		\$75.00
Signs greater than 16 sq. ft.		\$75.00
Class 2 Signage		\$75.00
Class 3 signage		\$75.00
Withdrawn and/or Denied Permits		10% of total permit cost

**City of Parker
Fee Schedule
2016**

Exhibit A
Ordinance No. 734

	Current Fees
Contractor Registration - Renewed Annually	
Electrical Contractor	\$100.00
Fire Sprinkler Contractor	No Fee
General Contractor	\$100.00
Irrigation Contractor	\$100.00
Backflow Tester	\$100.00
Mechanical Contractor	\$100.00
Plumbing Contractor	No Fee
Pool Contractor	\$100.00
Inspection Fees	
Re-Inspections	\$50.00
Annual Backflow Test - Fire Sprinkler System (commercial)	\$25.00
Annual Fire System Inspection (commercial)	\$50.00
Development Fees	
Abandonment of Real Property	\$500.00
Annexation Petitions	\$400 plus \$5 / acre
Copies -Subdivision Regulations and Zoning Ordinance Book	\$150.00
Plat - Development	\$300 plus \$30/Acre
Plat -Preliminary	\$800 plus \$30/Acre
Plat - Final	\$800 plus \$30/Acre
Plat - Final Plat Filing Fees	100% plus 15% adm costs
Plat -Minor Subdivision (5 acres or less)	\$500 plus \$100/lot
Plat -Re-Plat Application/Amending Plat	\$500 plus \$15/lot
Public Works Inspection/Engineering Plans/Legal Review (50% Water/50% City)	5% of total construction costs
Site Plan	\$300 plus \$25/Acre
Traffic Control Devices:	
Per divided street intersection (signage)	\$300.00
Per linear foot per lane line (painting)	\$0.75
Per street intersection (signage)	\$150.00
Signs for street names (each)	\$200.00
Special Activities District	\$500 plus \$30/Acre*
Zoning - Special Use Permit	\$1,000.00
Special Use Permit Annual Renewal - Cross Creek Ranch, Ord. 273	\$1,000.00
Zoning Change Request, Zoning Change	\$500 plus \$10/acre
Zoning Variance Request	\$600.00

**City of Parker
Fee Schedule
2016**

Exhibit A
Ordinance No. 734

Water and Utility Fees

Current Fees

Water and Sewer Usage Rates

Hydrant Meter Deposit - Refundable when meter returned in working order

City Meter	\$1,500.00
Company Meter	\$500.00

Sewer Service

Connection Fee	\$1,000.00
Monthly Base Fee	\$46.53 per Ord 650

Solid Waste Collection and Disposal

Monthly Base Fee	\$ 16.79 *
Administration Fee	\$ 1.59 *
Third Trash Cart	\$ 7.70 *

**These charges are subject to sales tax.*

Water Meter Fees

1" meter with existing tap	\$2,000.00
1" meter requiring tap	\$3,000.00
2" meter requiring tap	\$4,500.00
Road Bore	100% actual cost +10%
Replacement meter	\$250.00

Water Service

New service set up fee	\$50.00 (Non-refundable)
Monthly Base Fee	
0-4,000 gallons	\$40.00
4,001-15,000 gallons	\$3.25 per thousand gallons
15,001-30,000 gallons	\$4.00 per thousand gallons
30,001-50,000 gallons	\$5.00 per thousand gallons
50,001-70,000 gallons	\$8.00 per thousand gallons
70,001- Up	\$11.00 per thousand gallons

Past Due Penalty	10% of billed amount
Re-Connect Fee during business hours	\$50.00

**City of Parker
Fee Schedule
2016**

Exhibit A
Ordinance No. 734

	Current Fees
Living Legacy Tree Program	
Red Crepe Myrtle	\$375.00
White Crepe Myrtle	\$375.00
Bald Cypress	\$500.00
Cedar Elm	\$500.00
Live Oak	\$500.00
Chinquapin Oak	\$500.00
Chinese Pistache	\$650.00
Miscellaneous City Charges	
Credit Card Fee	2.60%
Return Check Fee	\$25.00
Notary Fee (Non-residents Only)	\$6.00 per signature/seal
Open Records Request	Follow all current state rates
Copy Charges	Follow all current state rates
Firework Permit	\$100.00
Solicitor's Permit	
Non-charitable Organizations plus	\$75.00
each additional agent	\$25.00
Charitable Organizations	\$25.00

**CITY COUNCIL
FUTURE AGENDA ITEMS**

	ITEM DESCRIPTION	CONTACT	Notes
2016			
TBD	Create a comprehensive zoning ordinance review committee	Council	discussion requested 3/17
TBD	Discuss what materials may be transported through the City	Pettle	discussion
TBD	Annual Codification Supplement	C'Sec	February
Jan., Apr., July., Oct,	Republic Waste Report		REQUIRED PER ORDINANCE AND AGREEMENT.
March 15, 2016	Proclamation - Retired Competitive Artistic Gymnast Valeri Luikin	Marshall	Being rescheduled due to 3/1 Primary Elections
March-April	Charter Committee	Flanigan	Added 12/04/2015
March-April	Subdivision Revisions	Shepherd	
March-April	Atmos Energy Franchise Agreement	Shepherd	Rem'd from 2/16 CCAgenda
April-May	Moss Ridge Drainage	Flanigan	11/10 Annual Planning Session
May 1, 2016	ASSC Annual Membership Dues	Flanigan	Annual membership fee
June	Outdoor Alert/Alarm System	Stone/Flanigan	reqstd 5/19; 11/10 Annual Plnng Mtg; 1/19 CC Agnd
June	Weather Station w/Water Consultant	Flanigan	11/10 Annual Planning Session; added comment 2016 1112
June 7, 2016	Appointment of Court Officials	Resolution	Resolution 2014-445
June 7, 2016	Canvass May Election	City Secretary	Annual

**CITY COUNCIL
FUTURE AGENDA ITEMS**

	ITEM DESCRIPTION	CONTACT	Notes
June 7, 2016	Newsletter Committee	City Secretary	Resolution 2014-437
June 7, 2016	Appointment of Contract Review Committee	Resolution	every two years coincides with Mayor's term