

MINUTES

CITY COUNCIL MEETING

JANUARY 15, 2019

CALL TO ORDER – Roll Call and Determination of a Quorum

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

Mayor Lee Pettle called the meeting to order at 7:00 p.m. Councilmembers Cindy Meyer, Cleburne Raney, Edwin Smith, Ed Standridge and Patrick Taylor were present.

Staff Present: City Administrator Luke Olson, Asst. City Administrator/City Secretary Patti Scott Grey, Finance/H.R. Manager Grant Savage, City Attorney Brandon Shelby, Fire Chief Mike Sheff (was called out at 7:03 p.m. and returned a few minutes later), Police Chief Richard Brooks and Public Works Director Gary Machado

PLEDGE OF ALLEGIANCE

AMERICAN PLEDGE: Diana Abraham led the pledge.

TEXAS PLEDGE: Randy Kercho 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.

Martha Wilson, 4012 Pecan Orchard Drive, asked about drainage issues near her home (Pecan Orchard Drive and Sycamore Lane). Ms. Wilson noted on August 7, 2018, she brought pictures to the City Council meeting on a compact disk (CD) and voiced her drainage concerns. She said she had not been given an update but did acknowledge she is aware of continuing repairs occurring on Sycamore Lane and said she hoped those repairs would include her drainage issues.

Mayor Pettle read Andy Redmond's email into the record. Mr. Redmond, 7275 Moss Ridge Road, voiced concern regarding the CoServe Ltd. d/b/a CoServe Gas Franchise. (See Exhibit 1 – Andy Redmond's email, dated January 15, 2019.)

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 4, 2018. [SCOTT GREY]
2. DEPARTMENT REPORTS-ANIMAL CONTROL, BUILDING, COURT, AND POLICE
3. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ACCEPTING A DONATION IN THE AMOUNT OF \$1,000.00 FROM JAMIE AND LEANN TURRENTINE FOR THE PARKER POLICE DEPARTMENT. [BROOKS/SAVAGE]
4. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ORDINANCE NO. 773, AMENDING ORDINANCE NO. 488 TO EXTEND THE TERM OF THE FRANCHISE GRANTED TO "COSERV LTD. D/B/A COSERVE GAS" FOR THE PURPOSE OF CONSTRUCTING, MAINTAINING AND OPERATING ITS GAS

UTILITY SYSTEM IN PUBLIC STREETS, ALLEYS AND RIGHTS OF WAY IN THE CITY; PROVIDING FOR ACCEPTANCE OF THE FRANCHISE; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE. [SAVAGE/SHELBY]

MOTION: Councilmember Taylor moved to approve consent agenda items 1 through 4 as presented. Councilmember Standridge seconded.

Councilmember Meyer clarified consent agenda item #4, Ordinance No. 773, would amend Ordinance No. 488, extending the CoServ Ltd. d/b/a CoServe Gas Franchise agreement with no increase.

Councilmembers Meyer, Raney, Smith, Standridge, and Taylor voting for the motion. Motion carried 5-0.

INDIVIDUAL CONSIDERATION ITEMS

5. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION NO. 2019-594, REGARDING HOME RULE. [RANEY/SHELBY] [TABLED – 12042018]

Mayor and City Council discussed and approved minimum criteria required to serve on the Home Rule Charter Commission (HRCC) and the HRCC application, with the noted addition of the word “Charter” to the proposed application. (See Exhibit 2 – Updated HRCC Application.) Per the application, the minimum criteria required are as follows: U.S. Citizenship, registered voter in the City of Parker, Texas, and be a Parker resident for at least one year. Applications will be accepted by City Secretary Patti Scott Grey at pgrey@parkertexas.us from January 30, 2019 through March 1, 2019. HRCC selection criteria will be developed and discussed at the February City Council meeting(s). The goal is for the HRCC to be representative of all Parker residents.

MOTION: Councilmember Taylor moved to approve Resolution No. 2019-594, regarding Home Rule. Councilmember Standridge seconded with Councilmembers Raney, Smith, Standridge, and Taylor voting for the motion and Councilmember Meyer voting against the motion. Motion carried 4-1.

6. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON KINGSBRIDGE PHASE II PRELIMINARY PLAT. [MACHADO]

Public Works Director Machado reviewed the Kingsbridge Phase II Preliminary Plat, noting the Planning and Zoning (P&Z) Commission recommended approval of the preliminary plat 5-0. P&Z reviewed City Engineer Craig M Kerkhoff, P.E., C.F.M., with Birkhoff, Hendricks & Carter, LLP, Professional Engineers, letter, dated November 28, 2018, which states the plat and plans were in general compliance with the City of Parker’s development requirements and good engineering practice. Mr. Kerkhoff had no further objections to the Kingsbridge Phase II Preliminary Plat and engineering plans as submitted to the City of Parker. With that, Mr. Machado recommended approval.

MOTION: Councilmember Taylor moved to approve Kingsbridge Phase II Preliminary Plat. Councilmember Smith seconded with Councilmembers Meyer, Raney, Smith, Standridge, and Taylor voting for the motion. Motion carried 5-0.

7. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON AESTHETICA PRELIMINARY PLAT. [MACHADO]

Public Works Director Machado reviewed Aesthetica Preliminary Plat, noting the Planning and Zoning (P&Z) Commission recommended approval of the preliminary plat 5-0. P&Z reviewed City Engineer Craig M Kerkhoff, P.E., C.F.M., with Birkhoff, Hendricks & Carter, LLP, Professional Engineers, letter, dated November 21, 2018, which states the plat and plans were in general compliance with the City of Parker's development requirements and good engineering practice. Mr. Kerkhoff had no further objections to the Aesthetica Preliminary Plat and engineering plans as submitted to the City of Parker. Mr. Machado recommended approval with the condition that property owner/developer Munzer Haque agreed each home would have a fire suppression/sprinkler system. Mr. Machado also noted Mr. Haque had a Stormwater Maintenance Agreement on this property.

Chief Sheff also recommended each home have a fire suppression/sprinkler system.

Property owner/developer Munzer Haque agreed to the condition that each home would have a fire suppression/sprinkler system and a notation was placed the Construction Plans. (See Exhibit 3 – Aesthetica Construction Plans, dated December 2017, noting the suppression system and a signed Aesthetica Stormwater Maintenance Agreement, dated January 11, 2019.)

MOTION: Councilmember Taylor moved to approve Aesthetica Preliminary Plat with the condition each home would have a fire suppression/sprinkler system. Councilmember Smith seconded with Councilmembers Meyer, Raney, Smith, Standridge, and Taylor voting for the motion. Motion carried 5-0.

8. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION NO. 2019-595, ACCEPTING THE ECQA SERVICES, LLC CONTRACT/PROPOSAL FOR CONSTRUCTION, INSPECTION AND OBSERVATION SERVICES RELATED TO THE PARKER ROAD UTILITY RELOCATIONS. [OLSON/MACHADO]

City Administrator Olson reviewed the item, stating former City Administrator Jeff Flanigan started this project and Texas Department of Transportation (TxDot) took the project over. This project is a TxDot reimbursable item and as noted City Engineer John Birkhoff's email, dated November 27, 2018, the contract needed to be executed by the Mayor and City Council.

MOTION: Councilmember Taylor moved to approve Resolution No. 2019-595, awarding a contract to ECQA Services LLC, for construction, inspection and observation services related to Parker Road Utility Relocations, in amount not to exceed \$105,600. Councilmember Standridge seconded with Councilmembers Meyer, Raney, Smith, Standridge, and Taylor voting for the motion. Motion carried 5-0.

City Attorney Shelby asked that the Henley/Johnston proposal, included in the packet, be tabled. The Mayor and City Council agreed and asked that an item be placed on the future agenda items.

ROUTINE ITEMS

9. FUTURE AGENDA ITEMS

UPDATE(S):

- ACCEPTANCE OF CITY OF PARKER FIRE DEPARTMENT (\$500.00) DONATION FOR THE RECORD (PAUL & NANCY VERMEER)

As required by Resolution No. 2016-520, Mayor Pettle accepted Paul And Nancy Vermeer's \$500.00 donation to the City of Parker Fire Department for the record. The Mayor, City Council, and staff thanked the Vermeers for their generous donation.

Mayor Lee Pettle asked if there were any items to be added to the future agenda items. She noted the Henley/Johnston proposal and U.S. Postal Service update needed to be added; she encouraged everyone to please email her any additional requests; and finally, she noted the next regularly scheduled meeting would be Tuesday, February 5, 2019.

10. ADJOURN

Mayor Lee Pettle adjourned the meeting at 7:41 p.m.




APPROVED:



Mayor Lee Pettle

ATTESTED:



Patti Scott Grey, City Secretary

Approved on the 12th day
of February, 2019.

From: [Patti Grey](#)
To: "andy redmond"
Cc: "LPettle@aol.com"; [Luke Olson](#); [Grant Savage](#); [Cleburne Raney](#)
Subject: RE: Comment for City Council
Date: Tuesday, January 15, 2019 9:12:00 AM
Importance: High

Thank you for your input and it will be read, but you do realize this is a renewal, no increase.

Patti

From: andy redmond <redmonde@tx.rr.com>
Sent: Tuesday, January 15, 2019 8:45 AM
To: Patti Grey <PGrey@parkertexas.us>
Subject: Comment for City Council

Please read to the record my following comments.

I'm Andy Redmond of 7275 Moss Ridge Road.

Proposed Franchise tax increase: (CoServ) Ordinance 773, Amending Ord. #488.

This is a tax increase on citizens; however, at the utility bill level each billing cycle vs. a per-se City tax increase (electric utility pass thru to customer). **Vote no!**

Best regards,

Andy

APPLICATION FOR
HOME RULE CHARTER COMMISSION



All questions are to be directed to City Secretary Patti Scott Grey at 972-442-6811 or by email at pgrey@parkertexas.us.

Please complete the application thoroughly and print legibly in ink or type.

Home Rule Charter Commission Requirements:

- Must be a US Citizen
- Must be a registered voter at Parker address
- Minimum 12-month residency in Parker

Name: _____ Phone: _____

Home Address: _____ Spouse's Name (Optional): _____

Email Address: _____ Best Method to Contact You: _____

Length of Residency in Parker (Months/Years): _____ Subdivision/area: _____

Are you related to any City employee and/or City Councilmember? YES NO

If yes, please provide the name and position: _____

Your Occupation:

Work Experience and/or Special Knowledge including anything applicable to this Commission:

Previous/Current Volunteer Experience for the City of Parker: _____

Previous Volunteer Experience (Religious, Civic, Youth, etc.):

Did you attend either of the two Parker Home Rule Town Hall Meetings? Yes No

Have you attended any meetings of Parker City Council/Boards/Commissions? If so, please indicate approximate number of times and timeframe

Please tell us briefly why you wish to serve as a volunteer on this commission, including anything from your past volunteer/ business / work experience that would be an asset:

Please attach a resume, if you wish to provide additional information.

In the event, I am placed as a volunteer on this Commission, I understand I will be required to comply with City's rules, policies and regulations. I fully understand if my services are no longer needed, or my performance is not acceptable, for any reason, the City of Parker has the right to terminate my appointment at any time, with or without notice.

Signature: _____ Date: _____

Please return to City of Parker, City Secretary, 5700 E. Parker Road, Parker, Texas 75002, Fax 972-442-2894 or Email pgrey@parkertexas.us .

Note: Information on this application is subject to the Texas Public Information Act.

Individuals appointed to serve on a board/commission/committee will be required to complete two hours of training relative to the Texas Open Meetings Act and Public Information Act.

16. A MINIMUM 10 FEET OF HORIZONTAL CLEARANCE SHALL BE MAINTAINED BETWEEN SANITARY SEWER MAINS AND WATER MAINS. WHENEVER CONDITIONS PREVENT LATERAL SEPARATION OF 10 FEET TO A WATER MAIN, THE SEWER LINE SHALL BE LAID IN A SEPARATE TRENCH AND THE ELEVATION OF THE CROWN OF THE SEWER SHALL BE AT LEAST 18 INCHES BELOW THE INVERT OF THE WATER MAIN.
17. DOMESTIC WATER SERVICE SHALL BE ENDOT ENDOPURE POLY WITH TRACER WIRE AND SHALL BE INSTALLED IN ACCORDANCE TO CITY OF PARKER STANDARD SPECIFICATIONS. ALL FORD CTS CORPS AND ANGLE STOPS SHALL BE INSTALLED. ALL FIRE HYDRANTS SHALL BE WATEROUS FIRE HYDRANTS.
18. PRESSURE AND LEAKAGE TESTING, DISINFECTION, AND FLUSHING OF WATER LINES SHALL BE PERFORMED IN ACCORDANCE TO THE CITY OF PARKER STANDARD SPECIFICATIONS. CONTRACTOR SHALL BE RESPONSIBLE FOR ALL COSTS ASSOCIATED WITH UTILITY TESTS, FLUSHING, DISINFECTION, AND INSPECTION AS REQUIRED BY CITY OF PARKER INSPECTOR. PRESSURE TESTING IS NOT TO EXCEED PIPE MANUFACTURER'S SUGGESTED TIME DURATION AT THE TEST PRESSURE. IF DEFECTS ARE NOTED, REPAIRS SHALL BE MADE AND THE TEST REPEATED UNTIL ALL PARTS OF THE LINE WITHSTAND THE TEST PRESSURE.
19. ALL SERVICE LINES SHALL BE COMPLETED PRIOR TO TESTING, AND ARE SUBJECT TO THE SAME TESTING REQUIREMENTS AS THE MAIN LINE.
20. NO LEAKAGE IS ALLOWED IN EXPOSED PIPING, BURIED PIPING WITH FLANGED, THREADED, OR WELDED JOINTS OR BURIED NON-POTABLE PIPING IN CONFLICT WITH POTABLE WATER LINES.
21. TESTED SECTIONS OF BURIED PIPING WITH SLIP-TYPE OR MECHANICAL JOINTS WILL NOT BE ACCEPTED IF IT HAS A LEAKAGE RATE IN EXCESS OF THAT RATE DETERMINED BY THE FORMULA $L = SDP/135200$ (AWWA C-600 DUCTILE IRON MAINS), OR $L = NDP/7400$ (AWWA MANUAL NO. M-23 - PVC MAIN); WHERE L = MAXIMUM PERMISSIBLE LEAKAGE RATE, IN GALLONS PER HOUR, THROUGHOUT THE ENTIRE LENGTH OF LINE BEING TESTED; S = LENGTH OF LINE TESTED (IN FEET); D = NOMINAL INTERNAL DIAMETER (IN INCHES) OF THE PIPE; AND P = THE SQUARE ROOT OF THE ACTUAL PRESSURE IN PSIG ON ALL JOINTS IN THE TESTED PORTION OF THE LINE. THIS ACTUAL PRESSURE SHALL BE DETERMINED BY FINDING THE DIFFERENCE BETWEEN THE AVERAGE ELEVATION OF ALL TESTED PIPE JOINTS AND THE ELEVATION OF THE PRESSURE GAUGE AND ADDING THE DIFFERENCE IN ELEVATION HEAD TO THE AUTHORIZED TEST PRESSURE
22. ALL APPARENT LEAKS DISCOVERED WITHIN ONE YEAR FROM THE DATE OF FINAL ACCEPTANCE OF THE WORK BY THE OWNER SHALL BE LOCATED AND REPAIRED BY CONTRACTOR, REGARDLESS OF THE TOTAL LINE LEAKAGE RATE.
23. DISINFECT ALL POTABLE WATER LINES, VALVES, FITTINGS, AND HYDRANTS.
24. ALL DISINFECTION WORK SHALL BE ACCEPTABLE TO THE LOCAL AND STATE HEALTH AUTHORITY. IF ANY REQUIREMENTS OF THIS SECTION ARE IN CONFLICT WITH REQUIREMENTS OF THE AUTHORITY FOR DISINFECTION, THOSE OF THE AUTHORITY SHALL GOVERN. THE WATER MAIN DISINFECTION AND BACTERIOLOGICAL SAMPLING AND METHODS OF DISINFECTION FOR ALL WATER CONTAINMENT DEVICES AND PIPING SYSTEMS SHALL CONFORM TO AWWA C651.
25. CONTRACTOR SHALL BE RESPONSIBLE TO PROVIDE AS-BUILT PLANS CITY OF PARKER REQUIREMENTS. THE AS-BUILT INFORMATION SHALL INCLUDE, BUT NOT BE LIMITED TO, THE FOLLOWING:
 - A) LOCATION OF ALL VALVES, FITTINGS, HYDRANTS AND SERVICES;
 - B) LOCATION OF THE MAINS TIED HORIZONTALLY TO THE BACK OF CURB OR EDGE OF PAVEMENT;
 - C) CERTIFICATION AS TO THE SYSTEM MEETING THE MINIMUM COVER REQUIREMENTS.
26. ALL BUILDING STRUCTURES SHALL BE FIRE SPRINKLED.



FIRM REGISTRATION F-10158

CITY OF PARKER, TX

AESTHETICA SITE
4306 E. PARKER RD.
PARKER, TEXAS 75002

GENERAL NOTES

MAZIDJI GROUP

CIVIL ENGINEERING AND ENVIRONMENTAL PROFESSIONAL
11105 FERNALD AVE. DALLAS, TX 75218 214-663-1068

DESIGNED: CNM	SCALE: AS SHOWN	JOB NO. MG263	C-2
DRAWN: SQM	DATE: DEC 2017		
CHECKED: CNM			

Prepared By:

City or County Planning Board File #

Date: 11/5/2018

STORMWATER MAINTENANCE AGREEMENT

This agreement is between Munzer Haque's Living Trust, DBA Aesthetica and the City of Parker, TX. Whereas Aesthetica with office at 2413 San Gabriel Drive, Plano, TX 75074, Munzer Haque's Living Trust is the owner of the premises designated as Lot(s) 1, 2, 3, and 4 Block(s).....

Current Aesthetica Property address is 4306 East Parker Road, Parker, TX

Whereas, as condition of approval of the site plan and/or subdivision granted by the City of Parker, said approval datedand said approval requires filing of this Restrictive Covenant for the Storm Water Maintenance Agreement.

Owner(s) of Aesthetica or occupants agree to maintain any detention and/or retention pond(s) on the premises as shown in the platting map submitted by Munzer Haque and his civil engineer Costa Mazidji, P.E.

Whereas, the city is not responsible for the pond maintenance.

Now, Therefore, in consideration of the promises, covenants, conditions and other good valuable considerations; of the site plan and/or subdivision application entitled (the complete Title Block of the Approved Plans)Aesthetica.....and

dated 11/5/2018.....Lots(s) 1, 2, 3 & 4.....Blocks(s) 9.76 Acre (total)

herein the above description, shall be held, sold and conveyed subject to the following restriction, covenants, conditions and easements which shall run with the land and be binding upon all parties who have any right, title or interest in the land, or any part thereof, their heirs,

executors, administrators, successors and assigns and shall insure to their benefit, and the benefit of the City of Parker.

1. After the completion of the storm water drainage system and any and all drainage swales/ detention/ retention/ drywells/ recharge facilities by the owner, the owner of the premises as they may from time to time be, shall be responsible for the continuing and perpetual maintenance of the storm water detention basis and related facilities and piping located on its premises in accordance with the site plan and/or subdivision plans for the proposed building of said, lot(s) 1, 2, 3, 4 as shown on the Tax Map of Collin County, TX
2. In the event that the owner shall fail to maintain storm water drainage system and any and all drainage swales / detention / retention / drywells / recharge facilities in reasonable order and condition, as may be determined periodically by a designee of the City of Parker may serve a written notice to the owner setting forth the manner in which the owner has failed to maintain the storm water drainage system and any and all drainage swales / detention / retention / drywells / recharge facilities in reasonable condition and said notice shall include a demand that such deficiencies of maintenance be cured within sixty (60) days thereof. If the deficiencies set forth in the original notice or in the modification thereof shall not be corrected within said sixty (60) days or any permitted extension thereof, the City of Parker, in order to preserve the storm water drainage system and any and all drainage swales / detention / retention / drywells / recharge facilities and maintain the same, may enter upon and maintain same for such period of time as the City may determine in its sole Judgment.

IF, the City enters upon or maintains the storm water drainage facilities at its discretion, then any cost and expenses including fee from Counsel in the above noted process shall be at the sole cost and expense of the owner of the property. The City and/or its agents and/or its designees shall be held harmless and free of any liability of any kind whatsoever by the owner from any and all acts taken under the authority of the Restrictive Covenant in the form of a Storm Water Maintenance Agreement, if such actions are taken in good faith.

In Witness Whereof, MUNZER HAQUE has signed, sealed and delivered this Restrictive Covenant in the form of a Storm Water Maintenance Agreement on 5th day of November 2018

Applicant's Signature Munzer Haque Date 11/5/2018
Applicant's Name: MUNZER HAQUE

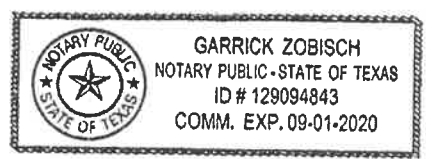
State of: Texas County of: Collin

On 11/05/2018, before me, Munzer Haque
Personally appeared, who is

Personally, known to me OR Proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and has hereby acknowledged to me that he/she/they have executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

Notary Signature [Signature]
Notary Print Name Garrick Zobisch

Notary Seal Below



City of Parker official Signature [Signature]
City of Parker official Name Cary Machado Date: 01/11/19

State of: Texas County of: Collin

On 01 / 11 / 2019, before me, Vicky Granger,

Personally appeared, Gary Machado,

Personally, known to me OR Proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and has hereby acknowledged to me that he/she/they have executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

Notary Signature Vicky Granger

Notary Print Name Vicky Granger

Notary Seal Below

