MINUTES
CITY OF MELISSA CITY COUNCIL
REGULAR MEETING
NOVEMBER 17, 2015
6:00 p.m.

REGULAR MEETING
Mayor Reed Greer called the meeting to order at 6:05 p.m.

Council members present were: Sharon Weideman, Nicco Warren, Jason Kaiser, Anthony Figueroa and Tom Stevens. Julie Anderson was absent.

Prayer was given by Anthony Figueroa.

All in attendance gave the Pledge of Allegiance.

CONSENT AGENDA ITEMS
Motion was made by Sharon Weideman and seconded by Anthony Figueroa to approve the following consent agenda items:
1. Consider and act upon the minutes of the October 27, 2015 regular meeting and work session.
2. Consider and act upon the following resignations from the Melissa Public Library Board: Megan Tumulty; Kelly Mathews; Molli Scott and Cheri Cole.

Vote: 6/0/0

REGULAR AGENDA

ITEM #1
Citizen Comments: There were no comments.

ITEM #2
Motion was made by Sharon Weideman and seconded by Nicco Warren to adopt an Ordinance of the City Council of the City of Melissa, Texas, annexing 49.52± acres of land located in Collin County, Texas, and consisting of the following six tracts: 1) 1.809± acres in the DEW Babb Survey, Abstract 33, Sheet 5, Tract 56; (2) 18.0± acres in the DEW Babb Survey, Abstract 33, Sheet 5, Tract 157; (3) 3.0± acres in the DEW Babb Survey, Abstract 33, Block 5, Tract 104; (4) 9.945± acres in the DEW Babb Survey, Abstract 33, Block 5, Tract 57; (5) 16.51± acres in the DEW Babb Survey, Abstract 33, Block 5, Tract 55; and (6) 0.28± acres in the DEW Babb Survey, Abstract 33, Sheet 5, Tract 154; extending the boundary limits of the City of Melissa to include said area of land within the City of Melissa city limits; providing that the owners and inhabitants of the subject tracts of land shall be entitled to the rights and privileges of other citizens of Melissa and shall be bound by the acts and ordinances now in effect and hereinafter adopted; adopting a service plan; providing for a penalty for a violation of this Ordinance and Melissa’s Zoning Ordinance, Ordinance No. 92-08, and any amendments thereto; providing a repealing/savings clause, severability clause and an effective date; and providing for the publication of the caption hereof.

Vote: 6/0/0
ITEM #3
Motion was made by Sharon Weideman and seconded by Tom Stevens to adopt an Ordinance of the City Council of the City of Melissa, Texas, annexing 17.756± acres of land located in Collin County, Texas, and consisting of the following three tracts: 1) 0.55± acres in the William Sanders Survey, Abstract 867, Block 2, Tract 86; (2) 16.206± acres in the William Sanders Survey, Abstract 867, Block 2, Tract 42; and (3) 1.0± acres in the Burleson First, Block 1, Lot 1; extending the boundary limits of the City of Melissa to include said area of land within the City of Melissa city limits; providing that the owners and inhabitants of the subject tracts of land shall be entitled to the rights and privileges of other citizens of Melissa and shall be bound by the acts and ordinances now in effect and hereinafter adopted; adopting a service plan; providing for a penalty for a violation of this Ordinance and Melissa’s Zoning Ordinance, Ordinance No. 92-08, and any amendments thereto; providing a repealing/savings clause, severability clause and an effective date; and providing for the publication of the caption hereof.
Vote: 6/0/0

ITEM #4
Motion was made by Sharon Weideman and seconded by Nicco Warren to adopt an Ordinance of the City Council of the City of Melissa, Texas, annexing 15.04± acres of land located in Collin County, Texas, and consisting of the following tract: 15.04± acres in the John Embersom Survey, Abstract 294, Block 4, Tract 23; extending the boundary limits of the City of Melissa to include said area of land within the City of Melissa city limits; providing that the owners and inhabitants of the subject tracts of land shall be entitled to the rights and privileges of other citizens of Melissa and shall be bound by the acts and ordinances now in effect and hereinafter adopted; adopting a service plan; providing for a penalty for a violation of this ordinance and Melissa’s Zoning Ordinance, Ordinance No. 92-08, and any amendments thereto; providing a repealing/savings clause, severability clause and an effective date; and providing for the publication of the caption hereof.
Vote: 6/0/0

ITEM #5
Motion was made by Sharon Weideman and seconded by Nicco Warren to open a Public Hearing at 6:12 p.m., to hear comments for or against a request for replat: Applicant-Spiars Engineering, Inc.: Harry McKillop Elementary Subdivision, Lots 1R, Block 1 19.728 acres (gross) – 19.569 acres (net) Harry McKillop Elementary Subdivision and an unplatted tract, City of Melissa, Collin County, Texas and generally located north and west of the intersection of Pennsylvania Avenue and Liberty Way, Melissa, Collin County, Texas
Vote: 6/0/0

There being no comments and upon motion by Sharon Weideman and a second by Nicco Warren the public hearing was closed at 6:14 p.m.
Vote: 6/0/0

ITEM #6
Motion was made by Sharon Weideman and seconded by Anthony Figueroa to act upon the recommendation from Planning and Zoning and approve the request for Replat – Applicant Spiars Engineering, Inc.: Harry McKillop Elementary Subdivision, Lots 1R, Block 1 9.728 acres (gross) – 19.569 acres (net) Harry McKillop Elementary Subdivision and an unplatted tract, City of Melissa, Collin County, Texas and generally located north and west of the intersection of Pennsylvania Avenue and Liberty Way, Melissa, Collin County, Texas.
Vote: 6/0/0
ITEM #7
Motion was made by Sharon Weideman and seconded by Jason Kaiser to act upon recommendation from Planning and Zoning and approve Liberty, Phase 4 Final Plat, 203 residential lots developed to PD 22-50 standards and 13 common areas, 53.572 acres out of the D. Babb Survey, Abstract No. 33, City of Melissa, Collin County Texas and generally located north and west of the intersection on Pennsylvania Avenue and Washington Drive, Melissa, Collin County, Texas: Applicant – Spiars Engineering, Inc.
Vote: 6/0/0
Councilman Jason Kaiser recused himself stating a conflict of interest with Item #8 on the Agenda. A Conflict of Interest Affidavit was filed with the City Secretary and Mr. Kaiser left the Council Chambers at 6:18 p.m.

ITEM #8
Motion was made by Sharon Weideman and seconded by Nicco Warren to act the recommendation from Planning and Zoning and approve Villages of Melissa, Phase 3 Final Plat, 32.134 acre tract out of the David E.W. Babb Survey, Abstract No. 33 and the Jacob Gragg Survey, Abstract No. 339, City of Melissa, Collin County, Texas consisting of 138 Residential Lots and 2 Open Space Lots and generally located north of the intersection of Surrey Drive and Van Zandt Road, Melissa, Collin County, Texas, Applicant – JBI Partners, Inc. for D.R. Horton-Texas, LTD.
Vote: 5/0/0

ITEM #9
Motion was made by Sharon Weideman and seconded by Anthony Figueroa to act upon recommendation from Planning and Zoning and approve the North Creek Estates, Phase 2, Final Plat –Revised to incorporate fire lane required for the North Creek Estates, Phase 2 Amenity Center. Applicant - Gees. Inc.
Vote: 5/0/0
Mr. Kaiser returned to the Council Chambers at 6:24 p.m.

ITEM #10
Motion was made by Sharon Weideman and seconded by Tom Stevens to act upon recommendation from Planning and Zoning to approve the North Creek Estates, Phase 2 – Amenity Center Site Plan. Being 1.657 acres out of the 9.26 acres of North Creek Estates, Phase 2, HOA Lot 8, Block S, Melissa, Collin County, Texas and generally located west of Milrany Lane and north of Throckmorton Rd, Melissa, Collin County, Texas: Applicant – Studio 13 Design Group.
Vote: 6/0/0

ITEM #11
Motion was made by Sharon Weideman and seconded by Anthony Figueroa to adopt a Resolution related to two Inter-local Agreements between the cities of Melissa and Van Alstyne and the cities of Melissa and Howe in which Van Alstyne and Howe agree to transfer a portion of their respective contractual minimum take or pay water obligation with the Greater Texoma Utility Authority to the City of Melissa in exchange for an agreed payment from Melissa and authorizing the execution and administration of said Inter-local Agreements.
Vote: 6/0/0
ITEM #12
Motion was made by Sharon Weideman and seconded by Jason Kaiser to adopt an Ordinance of the City Council of the City of Melissa, Texas, amending Melissa’s Code of Ordinances, Ordinance No. 92-04, Chapter 4 (Business & Commerce), Article 4.600 (Peddlers, Solicitors and Handbill Distributors), Section 4.609 (Permit to be Carried on Person and Presented on Request) and Section 4.617 (Exemptions), for the purpose of requiring exempt professionals to display their license and comply with the conduct sections of the Code; providing for repealing, savings and severability clauses; providing for an effective date of this ordinance; and providing for the publication of the caption hereof.
Vote: 6/0/0

ITEM #13
Motion was made by Sharon Weideman and seconded by Tom Stevens to adopt an Ordinance of the City of Melissa, Texas, amending Section 4-10 (Separation Pay); amending Section 15-07 (Breaks); inserting a new Chapter 16 (Fire Department Paid Full-Time Staff); realigning Chapter 17 (Definitions) of the City’s Personnel Policies & Procedures Manual; providing for repealing, savings and severability clauses; and providing for an effective date of this Ordinance.
Vote: 6/0/0

ITEM #14
City Council discussion with City Staff concerning any actions required by City Staff as a result of any item on tonight’s agenda. No action was taken.

ITEM #15
Motion was made by Sharon Weideman and seconded by Jason Kaiser to adjourn the meeting at 6:37 p.m.
Vote: 6/0/0

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Reed Greer, Mayor

ATTEST:

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Linda Bannister, City Secretary