

**MINUTES
CITY OF MELISSA CITY COUNCIL
REGULAR MEETING
FEBRUARY 28, 2017
6:00 p.m.**

REGULAR MEETING

Mayor Greer called the meeting to order at 6:00 p.m.

Council members present were: Stacy Jackson, Chad Taylor, Nicco Warren, Tom Stevens, Jay Northcut and Anthony Figueroa.

Prayer was given by Jay Northcut.

All in attendance gave the Pledge of Allegiance.

CONSENT AGENDA ITEMS

Motion was made by Tom Stevens and seconded by Anthony Figueroa to approve the following Consent Agenda Items:

1. Consider and act upon approval of the minutes from the February 14, 2017 regular meeting and work session.

Vote: 7/0/0

REGULAR AGENDA

ITEM #1

Citizen Comments: No Comments.

ITEM #2

Motion was made by Tom Stevens and seconded by Anthony Figueroa to open a Public Hearing at 6:03 p.m. to hear concerns for or against an ordinance of the City Council of the City of Melissa, Texas, amending Melissa's Code of Ordinances, Ordinance No. 92-04, as amended, Chapter 12 (Planning and Zoning), Article 12.100 (Planning and Zoning Commission), Section 12.105 (Officers) and Chapter 12 (Planning and Zoning), Article 12.300 (Zoning Ordinance adopted), Section 23 (Special and Additional regulations); providing a penalty clause, savings/repealing clause, severability clause and an effective date; and providing for the publication of the caption hereof.

Vote: 7/0/0

There being no comments, a motion was made by Jay Northcut and seconded by Tom Stevens to close the Public Hearing at 6:04 p.m.

Vote: 7/0/0

ITEM #3

Motion was made by Anthony Figueroa and seconded by Tom Stevens to act upon the recommendation from Planning and Zoning regarding to adopt an Ordinance amending Melissa's Code of Ordinances, Ordinance No. 92-04, as amended, Chapter 12 (Planning and Zoning), Article 12.100 (Planning and Zoning Commission), Section 12.105 (Officers) and Chapter 12 (Planning and Zoning), Article 12.300 (Zoning Ordinance adopted), Section 23 (Special and Additional regulations); providing a penalty clause, savings/repealing clause, severability clause and an effective date; and providing for the publication of the caption hereof.

Vote: 7/0/0

ITEM #4

Motion was made by Tom Stevens and seconded by Anthony Figueroa to act upon a recommendation from Planning and Zoning to approve the request for Final Plat – Brookside Addition, Phase 1. Being 26.243 acres situated in the David E. Babb Survey, Abstract No. 33, City of Melissa, Collin County, Texas, 60 residential lots, 4 non-residential lots and generally located northwest of the intersection of Sam Rayburn Highway and Milrany Lane, City of Melissa, Collin County, Texas.

Vote: 7/0/0

ITEM #5

Motion was made by Anthony Figueroa and seconded by Tom Stevens to act upon recommendation from Planning and Zoning to approve Commercial Metals Company – Final Engineering Site Plan, Lot 1R, Block A, Comet Addition, 8.0 acres situated in the John Fitzhugh Survey, Abstract No. 319, City of Melissa, Collin County, Texas generally located one half mile south of the McKinney Street and Melissa Rd. intersection on the east side of McKinney Street, Melissa, Collin County, Texas.

Vote: 7/0/0

ITEM #6

Motion was made by Tom Stevens and seconded by Jay Northcut to open a Public Hearing at 6:11 p.m. to hear comments, for or against a request for replat – Comet Addition, Lot 1R, Block A, being a replat of Lot 1, Block A of the Comet Addition, 8.0 acres situated in the John Fitzhugh Survey, Abstract No. 319, City of Melissa, Collin County, Texas and generally located one half mile south of the McKinney Street and Melissa Rd. intersection on the east side of McKinney Street, Melissa, Collin County, TX.

Vote: 7/0/0

There being no comments, a motion was made by Tom Stevens and Chad Taylor to close the Public Hearing at 6:12 p.m.

Vote: 7/0/0

ITEM #7

Motion was made by Nicco Warren and seconded by Chad Taylor to act upon recommendation from Planning and Zoning to approve a request for replat – Comet Addition, Lot 1R, Block A, being 8.0 acres situated in the John Fitzhugh Survey, Abstract No. 319, City of Melissa, Collin County, Texas and generally located one half mile south of the McKinney St. & Melissa Rd. intersection on the east side of McKinney St., Melissa, Collin County, Texas.

Vote: 7/0/0

ITEM #8

Motion was made by Chad Taylor and seconded by Jay Northcut to act upon the recommendation from Planning and Zoning regarding approval of North Creek Estates, Phase 3 - Final Plat being 10 HOA lots out of 16.29 acres in the D.E.W. Babb Survey, Abstract No. 33, Collin County, Texas and generally located north and west of the intersection of Throckmorton Rd and Milrany Lane Melissa, Collin County, Texas.

Vote: 7/0/0

ITEM #9

Motion was made by Chad Taylor and seconded by Jay Northcut to act upon the recommendation from Planning and Zoning regarding approval of North Creek Estates, Phase 4A, Final Plat, being 94 residential

lots and 2 HOA lots out of 19.07 acres in the D.E.W. Babb Survey, Abstract No. 33, Collin County, Texas and generally located north and west of the intersection of Throckmorton Rd and Milrany Lane Melissa, Collin County, Texas.

Vote: 7/0/0

ITEM #10

Motion was made by Anthony Figueroa and seconded by Tom Stevens to act upon recommendation from Planning and Zoning regarding approval of North Creek Estates, Phase 4B, Final Plat, being 61 residential lots out of 10.39 acres in the D.E.W. Babb Survey, Abstract No. 33, Collin County, Texas and generally located north and west of the intersection of Throckmorton Rd and Milrany Lane Melissa, Collin County, Texas.

Vote: 7/0/0

ITEM #11

Motion was made by Jay Northcut and seconded by Anthony Figueroa to act upon recommendation from Planning and Zoning to approve the North Creek Estates, Phase 5A, Final Plat, being 66 residential lots and 3 HOA lots out of 20.94 acres in the D.E.W. Babb Survey, Abstract No. 33, Collin County, Texas and generally located north and west of the intersection of Throckmorton Rd and Milrany Lane Melissa, Collin County, Texas.

Vote: 7/0/0

ITEM #12

Motion was made by Anthony Figueroa and seconded by Tom Stevens to act upon recommendation from Planning and Zoning to approve the North Creek Estates, Phase 5B, Final Plat, being 75 residential lots out of 13.41 acres in the D.E.W. Babb Survey, Abstract No. 33, Collin County, Texas and generally located north and west of the intersection of Throckmorton Rd and Milrany Lane Melissa, Collin County, Texas.

Vote: 7/0/0

ITEM #13

Motion was made by Stacy Jackson and seconded by Nicco Warren to act upon recommendation from Planning and Zoning to approve the North Creek Estates, Phase 5C, Final Plat, HOA Lot 1, being one (1) lot out of 6.55 acres in the D.E.W. Babb Survey, Abstract No. 33, Collin County, Texas and generally located north and west of the intersection of Throckmorton Rd and Milrany Lane Melissa, Collin County, Texas.

Vote: 7/0/0

ITEM #14

Motion was made by Anthony Figueroa and seconded by Tom Stevens to act upon recommendation from Planning and Zoning to approve the North Creek Estates, Phase 6A, Final Plat, being 62 residential lots out of 12.24 acres in the D.E.W. Babb Survey, Abstract No. 33, Collin County, Texas and generally located north and west of the intersection of Throckmorton Rd and Milrany Lane Melissa, Collin County, Texas.

Vote: 7/0/0

ITEM #15

Motion was made by Anthony Figueroa and seconded by Jay Northcut to and act upon recommendation from Planning and Zoning to approve North Creek Estates, Phase 6B, Final Plat, being 50 residential lots and 1 HOA lot out of 9.59 acres in the D.E.W. Babb Survey, Abstract No. 33, Collin County, Texas and generally

located north and west of the intersection of Throckmorton Rd and Milrany Lane Melissa, Collin County, Texas.

Vote: 7/0/0

ITEM #16

Motion was made by Tom Stevens and seconded by Chad Taylor to open a public hearing at 6:24 p.m. to hear comments, for or against, the continuance of a curfew for minors for the City of Melissa, Texas, creating offenses for minors, parents, guardians of minors and business establishments for violating curfew regulations; defining terms and providing defenses; providing for enforcement; providing for waiver of jurisdiction by the Court when required under the Texas Family Code

Vote: 7/0/0

There being no comments and upon a motion by Jay Northcut and a second by Tom Stevens, the public hearing was closed at 6:26 p.m.

Vote: 7/0/0

ITEM #17

Motion was made by Anthony Figueroa and seconded by Tom Stevens to adopt an Ordinance establishing a curfew for minors for the City of Melissa, Texas, creating offenses for minors, parents, guardians of minors and business establishments for violating curfew regulations; defining terms and providing defenses; providing for enforcement; providing for waiver of jurisdiction by the Court when required under the Texas Family Code; providing for review of this ordinance; providing a penalty for the violation of this ordinance and providing for the publication of the caption hereof.

Vote: 7/0/0

ITEM #18

Motion was made by Nicco Warren and seconded by Tom Stevens to adopt an Ordinance amending Melissa's Code of Ordinances, Ordinance No. 92-04, Chapter 7 (Offenses and Nuisances), Article 7.700 (Abandoned and Junked Vehicles, and Article 7.800 (Outside Storage); modifying certain regulations governing Abandoned and Junked Vehicles and Outside Storage; providing a penalty clause, savings/repealing clause, severability clause and an effective date; and providing for the publication of the caption hereof

Vote: 7/0/0

ITEM #19

Motion was made by Chad Taylor and seconded by Jay Northcut to adopt an Ordinance of the City Council of the City of Melissa, Texas, amending Melissa's Code of Ordinances, Ordinance No. 92-04, as amended, Chapter 9 (Subdivisions), Article 9.1000 (Subdivision Ordinance Adopted), Article IV (Design Standards), Section 4.01 (Streets), Section 4.06 Easements), Section 4.08 (Improvements) and Section 4.09 (Drainage) and Appendix A (Melissa Fee Schedule); modifying certain design standards applicable to certain streets, easements and improvements; modifying certain fees assessed by the City of Melissa; providing a penalty clause, savings/repealing clause, severability clause and an effective date; and providing for the publication of the caption hereof.

Vote: 7/0/0

ITEM #20

City Council discussion with City Staff concerning any actions required by City Staff as a result of any item on tonight's agenda: Councilman Northcut raised the question regarding the limits of authority that the Planning and Zoning Commission and City Council has regarding certain projects. Mayor Greer stated that there would be a joint meeting between the two boards within the next 90 days to discuss these concerns.

ITEM #21

Motion was made by Nicco Warren and seconded by Tom Stevens to adjourn at 6:45 p.m.

Vote: 7/0/0

ATTEST:

Reed Greer, Mayor

Linda Bannister, City Secretary