

**FAIRVIEW TOWN COUNCIL
MEETING MINUTES
SEPTEMBER 3, 2024**

The Town Council met for their regular session on September 3, 2024 at 372 Town Place, Fairview, Texas.

Council present: Mayor Henry Lessner and Mayor Pro Tem John Hubbard, and Council members Rich Connelly, Gregg Custer, Ricardo Doi, Larry Little, and Ken Logsdon.

Staff present: Town Manager, Julie Couch; Assistant Town Manager Adam Wilbourn; Town Attorney, Clark McCoy; Town Engineer, James Chancellor; Planning Manager, Israel Roberts; Fire Chief, Jeff Bell; Police Chief, Chris Chandler; Assistant Police Chief, Michael Sullivan; Police Officer, Whitney Tomlinson; Police Corporal, Ricardo Hernandez; Police Officer, Austin Perez; Police Officer, Corey Braggs; Police Officer, Colton Harlan; Police Officer, Digmed Medlock; CFO Steven Ventura; HR Director Whitney Casey; Communications and Marketing Manager, Karin Anderson; and Town Secretary, Joshua Stevenson.

At 6:00 p.m., the Council adjourned into executive session in accordance with the Texas Government Code:

A. Section 551.071 – to consult with legal counsel regarding pending or contemplated litigation and/or on matters in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Government Code including CPDD development improvements, ordinances, agreements and financing; contracts for services; town property and infrastructure; administrative matters; drainage matters; town regulations; religious land use; transportation matters; state law review and compliance.

B. Section 551.072 - discuss or deliberate the purchase, exchange, sale, lease, or value of real property, acquisition of right-of-way, easements, or land.

Mayor Lessner reconvened from executive session at 7:30 PM and reopened the public meeting.

1. Call to Order

Mayor Lessner called the meeting to order at 7:30 PM and declared a quorum was present.

There were (12) members of the public present when the meeting was called to order.

2. Pledge of Allegiance: U.S. and Texas Flags

Mayor Lessner invited everyone to stand for the Pledge of Allegiance and the Texas State Pledge.

3. Proclamation and Information Sharing

a. Proclamation for National Payroll Week 2024

Mayor Lessner read the proclamation declaring the first full week of September 2024 as National Payroll Week.

b. Receive a presentation recognizing the Fairview Police Department for achieving Accreditation Status by the Texas Law Enforcement Accreditation Program through the Texas Police Chiefs Association Foundation

City of Allen Police Chief, Steve Dye, to speak. The Allen Chief spoke regarding the requirements to achieve accreditation and presented the Fairview Police Department with their accreditation certificate.

Chief Chandler thanked Assistant Chief Sullivan and Officer Tomlinson for their hard work on this process.

4. Citizen's Comment (for Non-Public Hearing Items)

Mayor Lessner called for Citizen's Comments.

No one wished to speak when called for.

5. Consent Agenda

Mayor Lessner called for the Consent Agenda.

Council member Connelly submitted corrections on the August 1, 2024 special meeting and the August 6, 2024 regular meeting minutes to the Town Secretary.

Council passed the motion by Council member Doi, seconded by Council member Logsdon, to approve the Consent Agenda in a vote of Yes 7, No 0, Abstained 0 with the amended changes to the minutes.

- a. Approve the minutes of the August 1, 2024, special meeting of the Town Council
- b. Approve the minutes of the August 6, 2024, regular meeting of the Town Council
- c. Approve the minutes of the August 20, 2024, special meeting of the Town Council.

- d. Approve the minutes of the August 26, 2024, special meeting of the Town Council
- e. Authorize the Town Manager, subject to legal form, to enter into an Interlocal Agreement with Collin County regarding dispatch services
- f. Authorize the Town Manager, subject to legal form, to enter into an Interlocal Agreement with Collin County regarding jail services
- g. Authorize the Town Manager, subject to legal form, to enter into an Interlocal Agreement with Collin County regarding animal control services
- h. Authorize the Town Manager, subject to legal form, to enter into an Interlocal Agreement with Collin County regarding animal shelter services
- i. Authorize the Town Manager, subject to legal form, to enter into an Interlocal Agreement with TMLIRP regarding Cyber Liability and Data Breach Response Coverage.
- j. Approve an ordinance approving a negotiated settlement with Atmos Energy Corp. regarding their 2024 rate review mechanism filing

6. Reports from Staff

Mr. Ventura reviewed the Monthly Financial Report - Period ending July 31, 2024.

Police Chief Chandler reviewed the Monthly Police Report - Period ending August 31, 2024.

The monthly Fire report for period ending August 31, 2024 was submitted to Council for review.

Texas Representative Candy Noble presented a proclamation to the Fairview Fire Department honoring 50 years of service. Mayor Lessner and Former Fire Chief Dick Price received the proclamation.

The monthly Code report for period ending August 31, 2024 was submitted to Council for review.

Mr. Chancellor provided an update on Town construction projects.

7. Public Hearings

- a. Conduct a public hearing to consider, discuss, and take any necessary action on a request for approval of an Ordinance approving a Conditional Use Permit (CUP) for a sports court (pickleball). The 1.1-acre site is located at 1021 Pecan Drive and is zoned for a (RE-1) One-acre Ranch Estate District. Owner/Applicant: Dave Flemming.

Mayor Lessner called for item 7(a).

Mr. Roberts spoke regarding this item. The applicant met all the requirements of the Town's ordinances. Staff and the Planning & Zoning Commission recommended approval.

The Council and staff had discussion regarding this item.

The applicant spoke regarding this item.

Mayor Lessner opened the public hearing.

No one requested to speak.

Mayor Lessner closed the public hearing.

Council passed the motion by Council member Doi, seconded by Council member Connelly, to approve an Ordinance approving a Conditional Use Permit (CUP) for a sports court (pickleball) in a vote of Yes 7, No 0, Abstained 0.

8. Action/Discussion Items

- a. Consider, discuss, and take any necessary action on a Tower License Agreement with McKinney Amateur Radio Club

Mayor Lessner called for item 8(a).

Mr. Wilbourn spoke regarding this item. Mr. Wilbourn stated that the License Agreement will allow the McKinney Amateur Radio Club to install and operate a signal relay. Staff recommends approval subject to legal approval and plan review.

Representatives from the McKinney Amateur Radio Club gave a presentation on the License Agreement.

The Council and staff had discussion regarding this item.

Council passed the motion by Council member Custer, seconded by Council member Connelly, to approve a Tower License Agreement with McKinney Amateur Radio Club subject to legal approval and plan review, in a vote of Yes 7, No 0, Abstained 0.

- b. Consider, discuss, and take any necessary action regarding a possible move of the regular October Council meeting date due to National Night Out

Mayor Lessner called for item 8(b).

Ms. Couch spoke regarding this item. Ms. Couch stated that National Night Out is regularly scheduled for the first Tuesday in October, which would conflict with the

Town's Council Meeting.

Chief Chandler spoke regarding scheduled National Night Out events within the Town.

The Council and staff had discussion regarding this item.

Council passed the motion by Council member Doi, seconded by Mayor Lessner, to approve moving the regular October Council meeting date due to National Night Out in a vote of Yes 7, No 0, Abstained 0.

The Regular Town Council meeting will be on Wednesday, October 2, 2024, in Council Chamber located at 372 Town Place, Fairview, Texas.

c. Consider, discuss the Town Disaster Plan

Mayor Lessner called for item 8(c).

Council member Custer spoke regarding this item. The Council member requested the Town to create a Disaster Response Plan for Fairview residents.

The Council and staff had discussion regarding this item.

The Council gave direction to staff to coordinate some meetings to address this item.

9. Council and Staff Comments

Mayor Lessner called for Council and Staff Comments.

The Mayor spoke regarding about the Rotary Club.

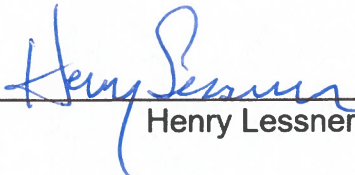
Council member Doi spoke regarding the Town Disaster Plan.

11. Adjourn

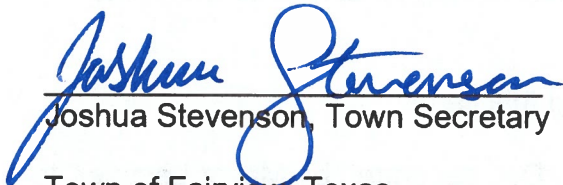
Mayor Lessner adjourned the meeting at 9:02 PM.

These minutes were approved by the Town Council on October, 2, 2024.

APPROVED:


Henry Lessner, Mayor

ATTEST:


Joshua Stevenson, Town Secretary
Town of Fairview, Texas