

**TOWN COUNCIL
MEETING MINUTES
NOVEMBER 7, 2023**

The Town Council met in regular session on Tuesday, November 7, 2023, 2023 at 6:00 p.m. at 372 Town Place, Fairview, Texas.

Those present were Mayor Henry Lessner, Mayor Pro Tem John Hubbard, and Councilmembers Rich Connelly, Gregg Custer, Larry Little, and Ken Logsdon.

Town Council absent: Councilmember Ricardo Doi.

Staff present included 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; Interim Police Chief, Sid Fuller; Town Secretary, Joshua Stevenson; Police Sargent, David Jones; Police Officer, Eduardo Ramirez; Police Officer, James Taylor; and Police Officer, Austin Perez.

Mayor Lessner called the meeting to order at 6:00 p.m. and declared a quorum was present.

At 6:02 p.m., the Council adjourned into executive session in accordance with the Texas Government Code:

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; potential settlement of claims; drainage matters; town regulations; transportation matters; state law review and compliance.

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

Section 551.074 Personnel - appointment of members of all non-advisory boards and commissions.

Section 551.087 – to discuss or deliberate Economic Development Negotiations: (1) To discuss or deliberate regarding commercial or financial information that the Town of Fairview has received from a business prospect that the Town seeks to have locate, stay, or expand in or near the territory of the Town of Fairview and with which the Town is conducting economic development negotiations; or (2) To deliberate the offer of a financial or other incentive to a business prospect described by subdivision (1). Proposed commercial/retail developments.

Mayor Lessner called the regular session to order at 7:32 p.m. and invited everyone to stand for the Pledge of Allegiance and the Texas State pledge.

There were eight (8) members of the public present in the audience when the meeting was called to order.

OATH OF OFFICE:

Mayor Lessner introduced agenda item 4(A), Oath of Office for Police Officer Austin J. Perez.

The Town Secretary administered the Oath.

PROCLAMATION AND INFORMATION SHARING:

Mayor Lessner introduced agenda item 4(A), Proclamation declaring the day of November 7th, 2023 as Arbor Day in the Town of Fairview, Texas.

Mayor Lessner introduced agenda item 4(B), Presentation by Jacobs Engineering regarding a potential telecommunications tower.

The Council and the representative from Jacobs Engineering spoke regarding this item.

CITIZEN INPUT:

No one approached to speak.

CONSENT AGENDA:

All items listed under the Consent Agenda are considered routine and are acted on by one motion, with no separate discussion of these items. If discussion is desired, an item may be removed from the consent agenda and be considered separately.

Mayor Lessner requested for Consent item 6(B) to be considered separately.

Councilmember Connelly motioned to approve Consent item 6(A), Approve the minutes of the October 10, 2023, Regular Council meeting. Mayor Pro Tem Hubbard seconded, and the motion passed unanimously by the Council present.

Ms. Couch spoke regarding Consent item 6(B), Approve the 2023 Tax Roll Summary for the Town of Fairview.

Councilmember Custer motioned to approve Consent item 6(B), Approve the 2023 Tax Roll Summary for the Town of Fairview. Councilmember Connelly seconded, and the motion passed unanimously by the Council present.

REPORTS FROM STAFF:

Ms. Couch spoke regarding the monthly financial report ending September 30, 2023 and the quarterly financial report ending September 30, 2023.

Interim Police Chief Fuller reviewed the monthly police report for the month of October 2023.

Fire Chief Bell reviewed the monthly fire report for the month of October 2023.

Mr. Chancellor provided an update on Town construction projects.

**PUBLIC HEARING – CONDITIONAL USE PERMIT FOR AN ACCESSORY
STRUCTURE AT 1070 COUNTRY TRAIL:**

Mayor Lessner introduced agenda item 8(A), Consider, discuss, and take any necessary action on a request for approval of a Conditional Use Permit (CUP) for an accessory structure (greenhouse). The 2.79-acre lot is located at 1070 Country Trail and is zoned for the (RE-1) One-acre Ranch Estate District. Owner/Applicant: Jonathan and Gail Bentley.

Mr. Roberts presented the item and stated that the application met all Town requirements. Staff and the Planning & Zoning Commission recommend approval.

The Council and staff had discussion related to this item.

Mayor Lessner opened the public hearing.

No one came forward to speak.

Mayor Lessner closed the public hearing.

Councilmember Connelly made a motion to approve the Conditional Use Permit as presented. Councilmember Logsdon seconded, and the motion passed unanimously by the Council present.

**COUNCIL ACTION – RESOLUTION ALLOCATING VOTES FOR COLLIN COUNTY
APPRAISAL DISTRICT BOARD OF DIRECTORS:**

Mayor Lessner introduced agenda item 9(A), Consider, discuss, and take any necessary action on a Resolution allocating votes for Collin County Appraisal District Board of Directors election.

Ms. Couch presented the item.

The Council and staff had discussion related to this item.

Mayor Lessner tabled this item until the Regular Meeting of the Town Council on December 5th, 2023.

COUNCIL ACTION – BOARDS & COMMISSIONS:

Mayor Lessner introduced agenda item 9(B), Consider, discuss and take any necessary action on Boards & Commissions.

The Council had discussion related to this item.

Mayor Lessner motioned to reappoint Chris Lee to the Zoning Board of Adjustments. Councilmember Connelly seconded, and the motion passed unanimously by the Council present.

UPDATES FROM COUNCIL AND STAFF:

Mayor Lessner called for any updates from staff or Council regarding items of community interest.

Ms. Couch reminded Council of the Special Meeting regarding Code Enforcement on November 16, 2023 at 6:00 p.m.

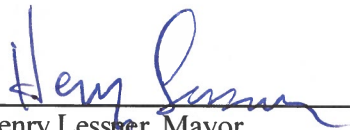
Mayor Lessner spoke regarding Rotary Club.

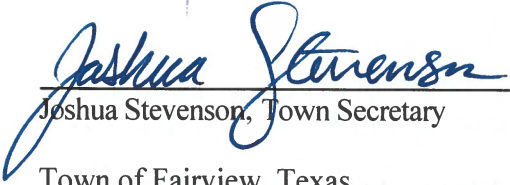
Councilmember Logsdon spoke regarding Heritage Ranch Veteran's Event.

ADJOURNMENT:

Mayor Lessner adjourned the meeting at 8:45 p.m.

These minutes were approved by the Town Council on December 5, 2023.


Henry Lessner, Mayor


Joshua Stevenson, Town Secretary
Town of Fairview, Texas