



TOWN OF FAIRVIEW, TEXAS

Agenda

Town Council Special Meeting

August 1, 2024

5:00 PM

Town Hall Council Chambers
372 Town Place
Fairview, Texas

WATCH THE BROADCAST LIVE

This meeting will be broadcast live. Members of the public who wish to watch this meeting may watch the live broadcast at:

<https://ringcentr.al/3So0KjB>

1. **Call to Order**

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

At this time, any person may address the Council regarding an item on this meeting agenda or on matters not on this meeting agenda. Each person will have up to five (5) minutes. The Mayor may reduce the speaker time limit uniformly to accommodate the number of speakers or improve meeting efficiency.

Pursuant to Section 551.007 of the Texas Government Code, any person wishing to address the Town Council for items listed as Public Hearings will be recognized when the Public Hearing is opened.

No discussion or action may be taken at this meeting on items not listed on this agenda, other than to make statements of specific factual information in response to a citizen's inquiry or to recite existing policy in response to the inquiry.

3. **Consent Agenda**

All items listed under the Consent Agenda are considered routine and will be 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 considered separately.

- a. Approve the minutes of the July 2, 2024, regular meeting of the Town Council.
- b. Approve the minutes of the July 25, 2024, special work session of the Town Council

- c. Approve the minutes of the July 25, 2024 special meeting of the Town Council

4. **Action/Discussion Items**

- a. Consider, discuss, and take any necessary action on the proposed FY 24-25 tax rate and setting the date for the public hearings on the tax rate and budget
- b. Consider, discuss the proposed 2024-2025 fiscal year budget including budget priorities, revenues, expenditures, rates, staffing, capital planning, long-range planning, and any related items
- c. Consider, discuss, and take necessary action on a resolution for provision of notice and prohibiting conduct related to the carrying of certain weapons into the room or rooms in which the Fairview Town Council or any other Town board or commission that is subject to Chapter 551, Texas Government Code (Open Meetings Act) is meeting and other matters relating to meetings

5. **Closed Session**

In accordance with Texas Government Code:

- a. **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.

Under Texas Government Code Chapter 551, the Town Council may enter closed session to discuss any items listed or referenced on a posted agenda notice for this meeting as necessary under the listed exceptions to the Open Meetings Act.

The council further reserves the right to enter into executive session at any time throughout any duly noticed meeting under any applicable exception to the Open Meetings Act.

6. **Adjourn**

I, Joshua Stevenson, Town Secretary, hereby certify that this notice was posted in accordance with Texas Government Code, Chapter 551, on or before the 29th day of July 2024 at 5:00 p.m.

Joshua Stevenson, Town Secretary

NOTICE OF ASSISTANCE AT THE PUBLIC MEETINGS:

The Town of Fairview Council Chambers is wheelchair accessible. Access to the building and special parking is available at the primary southwest and northwest entrance into the Town Hall parking lot. Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, or large print, are requested to contact the Town Secretary's office at least 48-hours prior to the meeting. Please e-mail your request to townsecretary@fairviewtexas.org or call at 972-886-4234. BRAILLE IS NOT AVAILABLE.

**FAIRVIEW TOWN COUNCIL
MEETING MINUTES
JULY 2, 2024**

The Town Council met in regular session on July 2, 2024 at 7:30 PM 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; Sargent Rachel Sanchez; Corporal Ricardo Hernandez; Officer Corey Braggs; Officer Colton Harlan; CFO Steven Ventura; HR Director Whitney Casey; Communications and Marketing Manager, Karin Anderson; and Town Secretary, Joshua Stevenson.

Mayor Pro Tem Hubbard called the meeting to order at 6:00 PM and declared a quorum was present.

Mayor Lessner and Council member Logsdon were not present when the meeting was called to order. Both Council members joined in executive session.

At 6:01 PM, 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.

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

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

1. Call to Order

Mayor Lessner called the regular meeting to order at 7:33 PM.

There were seventeen (17) 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. Receive recognition from the Allen Police Department for assistance provided on May 6th, 2023

Mayor Lessner called for item 3a.

Allen Police Department representatives included Chief Steve Dye, Assistant Chief Kyle Taliaferro, Deputy Chief Ken Myers, and Lieutenant Kris Wirstrom.

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

Mayor Lessner called for Citizen's Comments.

Gary Carter, 1000 Timber Lane, spoke regarding the proposed LDS Temple.

Claudia Mayor, 500 Lost Creek Trail, spoke regarding citizen attendance for the public meeting on August 6, 2024.

Jesse Bently, 710 Oak Dale Circle Court, spoke regarding enforcing existing Town ordinances.

Marji Smith, 281 Paddock Trail, spoke regarding the proposed LDS Temple.

Lee Moore, 1840 Hammerly, spoke regarding the proposed LDS Temple.

Helen Dunham, 151 Horseshoe Bend, spoke regarding the changes in Fairview and the proposed LDS Temple.

Phil Anderton, 320 Cambridge Drive, spoke regarding the proposed LDS Temple.

5. Consent Agenda

Mayor Lessner called for the Consent Agenda.

Council passed the motion by Councilmember Connelly, seconded by Councilmember Custer, to approve the Consent Agenda in a vote of Yes 7, No 0, Abstained 0.

The following items were approved:

- a. Approve the minutes of the June 4, 2024, Regular meeting of the Town Council

- b. Approve the minutes of the June 24, 2024, Special Work Session of the Town Council
- c. Approve legal services engagement letter for zoning and land use matters
- d. Adopt a resolution establishing policies for public meetings

6. Reports from Staff

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

Police Chief Chandler reviewed the Monthly Police Report - Period ending June 30, 2024.

Fire Chief Bell reviewed the Monthly Fire Report - Period ending June 30, 2024.

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 an ordinance granting Atmos Energy Corp. a franchise to construct, maintain and operate pipelines and equipment within the Town

Mayor Lessner called for item 7a.

Mr. Wilbourn spoke regarding this item.

The Council and staff had discussion regarding this item.

An Atmos Energy Corp. representative 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 Councilmember Doi, seconded by Councilmember Custer, to close the public hearing and table action on an ordinance granting Atmos Energy Corp. a franchise to construct, maintain and operate pipelines and equipment within the Town to the Council meeting of July 25, 2024 in a vote of Yes 7, No 0, Abstained 0.

This item will be on the Special Council Meeting Agenda on July 25, 2024.

8. Action/Discussion Items

- a. Consider, discuss and take action on a request for approval of a Final Plat of

the Orr Road Estates Addition. The 19.7-acre tract of land contains six (6) residential lots, is located at the southwest corner of Orr Road (FM 317) and Stacy Road, and is zoned for the (RE-2) Two-acre Ranch Estate District. Applicant: Michael Westfall, Westfall Engineering, representing Terraform Ventures, LLC.

Mayor Lessner called for item 8a.

Mr. Roberts spoke regarding this item. Staff recommends approval.

The Council and staff had discussion regarding this item.

Council passed the motion by Councilmember Logsdon, seconded by Mayor Pro Tem Hubbard to approve a Final Plat of the Orr Road Estates Addition in a vote of Yes 7, No 0, Abstained 0.

9. **Council and Staff Comments**

Mayor Lessner called for Council and Staff Comments.

Ms. Couch stated that the Council will have a budget work session on July 25, 2024 starting at 3 PM.

Mayor Lessner spoke regarding the upcoming events of July 4th, the Rotary club meetings, and breakfast with the Mayor.

10. **Closed Session**

Mayor Lessner called for the executive session agenda.

At 8:50 PM, 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.

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

Mayor Lessner reconvened from executive session and reopened the public meeting at 9:34 PM.

11. **Adjourn**

Mayor Lessner adjourned the meeting at 9:34 PM

These minutes were approved by the Town Council on August 6, 2024.

APPROVED:

Henry Lessner, Mayor

ATTEST:

Joshua Stevenson, Town Secretary

Town of Fairview, Texas

**FAIRVIEW TOWN COUNCIL
MEETING MINUTES
JULY 25, 2024**

The Town Council met in special work session on July 25, 2024 at 3:00 PM 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 Engineer, James Chancellor; Planning Manager, Israel Roberts; Fire Chief, Jeff Bell; Police Chief, Chris Chandler; CFO Steven Ventura; Accounting Manager, Brenda Bowman; HR Director Whitney Casey; Communications and Marketing Manager, Karin Anderson; Economic Development Manager, Dave Quinn; Public Works Manager, Aron Holmgren; Baxter I.T. President, Joe Baxter; and Town Secretary, Joshua Stevenson.

1. Call to Order

Mayor Lessner called the meeting to order at 3:01PM and declared a quorum was present.

There were no members of the public present in the audience.

2. Action/Discussion Items

- a. Consider, discuss the proposed 2024-2025 fiscal year budget including budget priorities, revenues, expenditures, rates, staffing, capital planning, long-range planning, and any related items

Mayor Lessner called for the item.

Ms. Couch spoke extensively regarding this item.

The Council and staff had extensive discussion regarding this item.

Mayor Lesser recessed the meeting at 4:13PM

Mayor Lessner reconvened the meeting at 4:27PM

Mr. Ventura spoke extensively regarding this item.

The Council and staff continued discussion regarding this item.

4. Closed Session

At 5:45 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.

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

Mayor Lessner reconvened from executive session at 7:05PM.

5. **Adjourn**

Mayor Lessner adjourned the meeting at 7:05PM

These minutes were approved by the Town Council on August 1, 2024.

APPROVED:

Henry Lessner, Mayor

ATTEST:

Joshua Stevenson, Town Secretary

Town of Fairview, Texas

**FAIRVIEW TOWN COUNCIL
MEETING MINUTES
JULY 25, 2024**

The Town Council met in special session on July 25, 2024 at 7:00 PM 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; Police Chief, Chris Chandler; and Town Secretary, Joshua Stevenson.

1. Call to Order

Mayor Lessner called the meeting to order at 7:05PM and declared a quorum was present.

There were five (5) members of the public present in the audience when the meeting was called to order.

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

Mayor Lessner called for Citizen Comments.

There were none when called for.

Mayor Lessner closed Citizen Comments.

3. Public Hearings

- a. Conduct a public hearing to consider, discuss, and take final action on a request for approval of a Major Warrant to allow a dooryard frontage, in lieu of stoop frontage, for buildings with less than four (4) residential units within the Fairview Townhome Addition. The 15.2-acre sites are generally located on both sides of Fairview Parkway, north of Latham Drive intersection and is zoned for the (CPDD) Commercial Planned Development District with the Urban Village Sub-district. Applicant: Mike Molge, Kimley-Horn and Associates, representing owners Impression Homes Murray Manor, LLC.

Mayor Lessner called for the item.

Mr. Roberts spoke regarding this item. Staff and the Planning & Zoning Commission recommended approval.

Councilmember Doi recused himself from this item.

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 Councilmember Logsdon, seconded by Mayor Pro Tem Hubbard, to approve an ordinance granting a Major Warrant to allow a dooryard frontage, in lieu of stoop frontage, for buildings with less than four (4) residential units within the Fairview Townhome Addition in a vote of Yes 6, No 0, Abstained 1. Councilmember Doi abstaining.

- b. Conduct a public hearing to consider, discuss and take final action on a request for approval of a Conditional Use Permit (CUP) for accessory structures (greenhouse & covered patio). The 2.01-acre lot is located at 440 Michelle Way and is zoned for the (RE-2) Two-acre Ranch Estate District. Applicant: Holden Snider, Weisz Selection Outdoor Living, representing owners Adam and Jevanna Cherrington.

Mayor Lessner called for the item.

Mr. Roberts spoke regarding this item. 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 Councilmember Doi, seconded by Councilmember Connelly, to approve a Conditional Use Permit (CUP) for accessory structures (greenhouse & covered patio) with the condition that the Engineering Department will review and approve drainage plans at 440 Michelle Way in a vote of Yes 7, No 0, Abstained 0.

- c. Conduct a public hearing, consider and take final action on a request for approval of a Conditional Use Permit (CUP) for a multi-use sports court. The

1.9-acre site is located at 910 Katherine Court and is zoned for a (RE-1.5) Ranch Estate District. Applicant: Jennifer Bradley, Land Pro Creations representing owners Uma and Prashanth Reddy.

Mayor Lessner called for the item.

Mr. Roberts spoke regarding this item. 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 Councilmember Doi, seconded by Councilmember Custer, to approve a Conditional Use Permit (CUP) for a multi-use sports court at 910 Katherine Court in a vote of Yes 7, No 0, Abstained 0.

4. **Action/Discussion Items**

- a. Consider, discuss and take final action on a request for approval of a Replat of the Southern Springs Farms Addition and 5.6-acres of unplatted property into three (3) lots. The 11.3-acre tract of land is located west of the intersection of Orr Road and Fitzhugh Mill Road and is zoned for the (RE-2) Two-acre Ranch Estate District. Applicant: Brandon Davidson, Corwin Engineering representing owners Dan and Joanie Anderson, and Ted and Ruth Kerico.

Mayor Lessner called for the item.

Mr. Roberts spoke regarding this item. Staff and the Planning & Zoning Commission recommends approval.

The Council and staff had discussion regarding this item.

The Applicant spoke regarding this item.

Council passed the motion by Councilmember Logsdon, seconded by Mayor Pro Tem Hubbard, to approve a Replat of the Southern Springs Farms Addition in a vote of Yes 7, No 0, Abstained 0.

- b. Consider, discuss, and take any necessary action on an ordinance granting Atmos Energy Corp. a franchise to construct, maintain and operate pipelines

and equipment within the Town

Mayor Lessner called for the item.

Mr. Wilbourn spoke regarding this item and stated that the public hearing for this item was conducted at the regular meeting of the Town Council on July 2, 2024. At that meeting, the public hearing was closed and action on the item was tabled pending the changes requested by Council.

The Council and staff had discussion regarding this item.

Council passed the motion by Councilmember Connelly, seconded by Councilmember Logsdon, to approve an ordinance granting Atmos Energy Corp. a franchise to construct, maintain and operate pipelines and equipment within the Town in a vote of Yes 7, No 0, Abstained 0.

- c. Consider, discuss the proposed 2024-2025 fiscal year budget including budget priorities, revenues, expenditures, rates, staffing, capital planning, long-range planning, and any related items

Mayor Lessner called for the item.

No discussion or action was made.

- d. Consider, discuss, and take any necessary action on Board & Commission Appointments

Mayor Lessner called for the item.

The Council and staff had discussion regarding this item.

Council passed the motion by Councilmember Connelly, seconded by Mayor Lessner, in a vote of Yes 7, No 0, Abstained 0, to approve the following changes on the Planning & Zoning Commission:

Removing Jon Cocks from the Planning & Zoning Commission.

Removing Gene Borsattino from the Planning & Zoning Commission.

Appoint Clay Medley as a Commissioner, Term running August 1, 2024 – August 1, 2026.

Appoint Ben Kuehne as a Commissioner, Term running August 1, 2024 – August 1, 2026.

Reappoint Lakeria Works as a Commissioner, Term running August 1, 2024 – August 1, 2026.

Appoint John Adler as the Chair of the Commission, Term running August 1, 2024 – August 1, 2026.

The Planning & Zoning Commission roster is as follows:

Name	Expiration Year
John Adler, Chair	2026
Ben Kuehne	2026
Justin Kennedy	2025
Clay Medley	2026
Lakia Works	2026
Dennis Swingle	2025
Willis White	2025

Council passed the motion by Mayor Lessner, seconded by Councilmember Doi, in a vote of Yes 7, No 0, Abstained 0, to approve the following changes on the Economic & Community Development Board:

Reappoint Sim Israeloff as the Chair, Term running August 1, 2024 – August 1, 2026.

Reappoint Darion Culbertson as a Board member, Term running August 1, 2024 – August 1, 2026.

Reappoint John Brown as a Board member, Term running August 1, 2024 – August 1, 2026.

Reappoint Nancy Lewis as a Board member, Term running August 1, 2024 – August 1, 2026.

The Economic Development & Community Development Board roster is as follows:

Name	Expiration Year
Sim Israeloff, Chair	2026
Darion Culbertson	2026
Joe Boggs	2025
John Brown	2026
Carlo Strippoli	2025
Nancy Lewis	2026
Jill Hawkins	2025

Council passed the motion by Mayor Lessner, seconded by Councilmember Connelly, in a vote of Yes 7, No 0, Abstained 0, to approve the following changes on the Zoning Board of Adjustment:

Reappoint Donna Pekarek as a Board member, Term running August 1, 2024 – August 1, 2026.

Reappoint Debbie Malafsky as a Board member, Term running August 1, 2024 – August 1, 2026.

Reappoint Renee Powell as a Board member, Term running August 1, 2024 – August 1, 2026.

The Zoning Board of Adjustment roster is as follows:

Name	Expiration Year
Chris Lee, Chair	2025
Donna Pekarek	2026
Mary Price	2025
Debbie Malafsky	2026
Renee Powell	2026
William Basom (Alt)	2025

Council passed the motion by Mayor Lessner, seconded by Councilmember Custer, in a vote of Yes 7, No 0, Abstained 0, to approve the following changes on the Parks & Recreation Advisory Board:

Reappoint Gary Wittsche as a Board member, Term running August 1, 2024 – August 1, 2026.

Reappoint Renee Powell as the Chair, Term running August 1, 2024 – August 1, 2026.

Reappoint Kailey Saver as a Board member, Term running August 1, 2024 – August 1, 2026.

The Parks & Recreation Advisory Board roster is as follows:

Name	Expiration Year
Renee Powell, Chair	2026
Katherine Ponder	2025
Gary Wittsche	2026
Bruce Bickhaus	2025
Steven Rhoads	2025
Tom Lester	2025
Kailey Saver	2026

Council passed the motion by Mayor Lessner, seconded by Councilmember Logsdon, in a vote of Yes 7, No 0, Abstained 0, to approve the following changes on the Technology Advisory Committee:

Reappoint John Adler as the Chair, Term running August 1, 2024 – August 1, 2026.

Reappoint Chadd Jones as a Committee member, Term running August 1, 2024 – August 1, 2026.

Reappoint Tom Lester as a Committee member, Term running August 1, 2024 –

August 1, 2026.

The Technology Advisory Committee roster is as follows:

Name	Expiration Year
John Adler, Chair	2026
Paul Myers	2025
Imran Khan	2025
John Sunny	2025
Chadd Jones	2026
Tom Lester	2026
<i>Vacant</i>	2026

Council passed the motion by Mayor Lessner, seconded by Councilmember Custer, in a vote of Yes 7, No 0, Abstained 0, to approve the following changes on the Public Art Committee:

Appoint Pamela Sailor a Committee member, Term running August 1, 2024 – August 1, 2026.

The Public Art Committee roster is as follows:

Name	Expiration Year
Ronny Frame	2024
Ryan Riyad	2024
Pamela Sailor	2026
<i>Vacant</i>	2025
<i>Vacant</i>	2025

All Board & Commission appointments serve at the will of the Town Council.

5. Council and Staff Comments

Mayor Lessner called for Council and Staff Comments.

Mr. Chancellor spoke regarding the construction on Orr Road.

6. Closed Session

Mayor Lessner called for the executive session agenda.

At 7:46PM, 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.

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

Mayor Lessner reconvened from executive session at 8:50PM and reopened the public meeting.

7. Adjourn

Mayor Lessner adjourned the meeting at 8:50PM.

These minutes were approved by the Town Council on August 1, 2024.

APPROVED:

Henry Lessner, Mayor

ATTEST:

Joshua Stevenson, Town Secretary

Town of Fairview, Texas



Memorandum

August 1, 2024

FROM: Finance

SUBJECT: Consider, discuss, and take any necessary action on the proposed FY 24-25 tax rate and setting the date for the public hearings on the tax rate and budget

BACKGROUND: Under state law the Council must take a record vote on the proposed tax rate if the proposed rate exceeds the no-new-revenue rate. This vote is *not* approving or setting the tax rate, only recognizing it as the proposed tax rate for the coming fiscal year. This must be done at this meeting then notice will be published prior to the required public hearing and actual vote on the tax rate. Public hearings on the proposed tax rate and proposed budget are scheduled to take place at the August 20th meeting. The proposed tax rate of \$0.310273/\$100 is higher than the “no new revenue” rate, and the “voter approval” rate, but lower than the “de minimis” rate.

STATUS OF ISSUE: The proposed tax rate is lower than the current rate by \$0.001410/\$100, but because it exceeds the “no new revenue” rate, and the “voter approval” rate, a public hearing is required by state law.

BUDGET: N/A

RECOMMENDATION: Take a record vote on the proposed FY24-25 tax rate of \$0.310273 per \$100 valuation as identified in the Town Budget Officer’s proposed budget for Fiscal Year 2024-25 and set the public hearings for August 20th on the FY24-25 proposed tax rate and budget.

Attachments:

None