



**NOTICE OF A
MEETING OF THE
FAIRVIEW TOWN COUNCIL
TOWN HALL COUNCIL CHAMBERS
372 TOWN PLACE, FAIRVIEW, TEXAS
TUESDAY, MAY 7, 2019
7:30 P.M.
AGENDA
****RESULTS******

1. Call to Order **7:39 p.m.**
2. Pledge of Allegiance.
3. Texas Pledge
4. Presentations and Reports **Discussion Only**
 - a. Lovejoy High School Independent Studies student, Surya Manikhandan, will present his research project presentation on the topic of "S.A.F.E.R."
5. Proclamations, Recognition and Awards **Discussion Only**
 - a. Mayor Darion Culbertson to present a proclamation declaring the month of May as Motorcycle Safety and Awareness month in the Town of Fairview.
6. Consent Agenda **Approved**
 - a. Approve the minutes of the April 2, 2019 regular Council meeting.
 - b. Approve the minutes of the April 4, 2019 town hall meeting.
 - c. Approve the minutes of the April 9, 2019 town hall meeting.
 - d. Approve a resolution denying Oncor Electric Delivery Company's Application for Approval of a Distribution Cost Recovery Factor.
 - e. Approve resolution for Soest property acquisition.
 - f. Approve a resolution approving the Town's written investment policy regarding funds for the Town of Fairview; and providing an effective date.

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.

7. Public Hearings

- a. Conduct a public hearing and consider a request for approval of a revised Conditional Use Permit for the Faith Church of Collin County. The 2.9-acre site is located at the southwest corner of Highway 5 and Murray Road and is zoned for the (RE-1) One-Acre Ranch Estate District. Applicant: Josh Hamilton, HP Civil Engineering, representing Faith Church of Collin County. (CUP2019-02) **Continued to June Council meeting**
8. Action/Discussion Items
 - a. Consider approval of an ordinance authorizing the issuance and sale of Town of Fairview, Texas, combination tax and limited surplus revenue certificates of obligation, series 2019; levying an annual ad valorem tax and providing for the security for and payment of said certificates; approving an official statement; providing an effective date; and enacting other provisions relating to the subject. **Approved**
 - b. Consider, discuss and take any necessary action to award a bid for Sloan Creek Connector trail. **Approved**
 - c. Consider, discuss and take necessary action to approve a resolution for financing of the purchase of the new fire engine. **Approved**
 - d. Consider, discuss and take necessary action on the 2019 Municipal Mosquito contract.
 - e. Discuss CDC and TIF participation in the funding for the proposed Fire Station #1 project including actions, process and other related items. **Discussion Only**
 - f. Discuss and consider any necessary action on a public trail in the Sloan Creek Addition.
 - g. Discuss Boards & Commissions and take any necessary action. **Moved to June Meeting**
 - h. Discuss feedback regarding Desoto Fire Station. **Discussion Only**
9. Citizen's Input **Discussion Only**

At this time, any person with business before the council not scheduled on the agenda may speak. Each person will have up to five minutes. No formal discussion or action may be taken on these items at this meeting.
10. Reports from Staff, including any updates on project tracking reports and department activities **Discussion Only**
 - a. Monthly Financial Report – Period ending March 31, 2019.
 - b. Quarterly Financial Report – Period ending March 31, 2019.
 - c. Stacy Road update
11. Receive reports from staff or the Town Council about items of community interest.

Items of community interest include: expressions of thanks, congratulations, or condolence; information regarding holiday schedules; an honorary or salutory recognition of a public official, public employee, or other citizen (but not including a change in status of a person's public office or public employment); a reminder about an upcoming event organized or sponsored by the governing body; information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the municipality; and announcements involving an imminent threat to the public health and safety of people in the municipality that has arisen after the posting of the agenda.

CLOSED SESSION (EXCEPTIONS) Under Tex. Gov't 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 following exceptions to the Open Meetings Act under 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; town contracts for services; town parks and trails; Robert Bruce Kelly and Shannon Shirey Kelly vs. Town of Fairview, Case No. 380-04945-2018 in the 380th Judicial District, Collin County, Texas; Mark Edward Stoddard and Bertel Morgan Stoddard vs. Town of Fairview, Case No. 296-04944-2018 in the 296th Judicial District, Collin County, Texas.

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.

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.

12. Adjourn **11:10 p.m.**

I, Tenitrus Bethel, Town Secretary, hereby certify that notice of the above-named meeting was posted on the bulletin board of the Town Hall of the Town of Fairview, Texas, a place readily accessible to the public at all times, on the 3rd day of May, 2019 at or before 6:00 p.m. and will remain continuously posted for at least 72 hours immediately preceding said meeting.

Tenitrus Bethel, 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, or readers, are requested to contact the Town Secretary's office at 972-562-0522, Ext 4234 or by fax at 972-886-4203.