



**NOTICE OF A  
MEETING OF THE  
FAIRVIEW TOWN COUNCIL  
EXECUTIVE SESSION  
TOWN HALL COUNCIL CHAMBERS  
372 TOWN PLACE, FAIRVIEW, TEXAS  
TUESDAY, AUGUST 1, 2023  
6:00 P.M.  
AGENDA**

1. Call to order in Open Session **6:00 p.m.**
2. Town Council recesses into Executive Session **6:01 p.m.**
3. The Town Council will meet in Closed Session regarding the following items and/or any item posted on the 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; contracts for services; town property and infrastructure; administrative matters; drainage matters; town regulations; transportation matters; Town of Fairview, Texas vs. Deborah Denise Humphrey, et al., Case No. 007-00123-2023, County Court at Law No. 7, Collin County, Texas; 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.

1. The Council may vote and/or act upon each of the items listed in this agenda.
2. The Council reserves the right to retire into executive session concerning any of the items listed on this agenda, where it is considered necessary and legally justified under 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.*

The Council reserves the right to discuss or take action on Executive Session items on this meeting notice or any item on the Town Council's August 1, 2023, Regular Session meeting agenda/notice, which was posted at the same date, time and place of this Executive Session meeting agenda/notice, said Regular Session meeting being scheduled to begin at 7:30 p.m. on August 1, 2023, at Fairview Town Hall.

4. Adjourn **7:25 p.m.**

I, Adam Wilbourn, Alternate 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 28<sup>th</sup> day of July 2023 at or before 5:15 p.m. and will remain continuously posted for at least 72 hours immediately preceding said meeting.

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Adam Wilbourn, Alternate 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.

1. The Council may vote and/or act upon each of the items listed in this agenda.
2. The Council reserves the right to retire into executive session concerning any of the items listed on this agenda, where it is considered necessary and legally justified under the Open Meetings Act.



**NOTICE OF A REGULAR COUNCIL MEETING  
FAIRVIEW TOWN COUNCIL  
TOWN HALL COUNCIL CHAMBERS  
372 TOWN PLACE  
FAIRVIEW, TEXAS  
TUESDAY, AUGUST 1, 2023  
7:30 P.M  
AGENDA  
**\*\*RESULTS\*\*****

**NOTICE IS HEREBY GIVEN** the Town of Fairview Town Council will conduct its Regular Meeting scheduled at 7:30 p.m. on Tuesday, August 1, 2023, located at Fairview Town Hall, 372 Town Place, Fairview, TX 75069. A meeting can be held with a member participating by videoconference provided that there is a quorum of members physically present at the location that is open to the public. One or more Council members may attend the meeting via video conference.

This notice and meeting agenda will be posted online at [fairviewtexas.org](http://fairviewtexas.org).

The public will be permitted to offer public comments as provided by the agenda and as permitted by the presiding officer during the meeting.

1. Call to Order **7:30 p.m.**
2. Pledge of Allegiance
3. Texas Pledge
4. Citizen's Comment **Discussion Only**  
*At this time, any person may address the Council regarding an item on this meeting agenda that is not scheduled for public hearing. Also, at this time, any person may address the Council regarding an item that is not on this meeting agenda. Each person will have up to five minutes. 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.*
5. Consent Agenda
  - a. Approve the minutes of the July 11, 2023 Regular Council meeting. **Approved**
  - b. Approve resolution denying Oncor Electric Delivery Company's application to amend its Distribution Cost Recovery Factor. **Approved**

- c. Approve resolution authorizing agreement relating to land acquisition (Town of Fairview, Texas vs. Deborah Denise Humphrey, et al., Case No. 007-00123-2023, County Court at Law No. 7, Collin County, Texas). **Approved**

*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.*

6. Reports from Staff, including any updates on project tracking reports and department activities.
  - a. Monthly Financial Report – Period ending June 30, 2023 **Discussion Only**
  - b. Quarterly Investment Report – Period ending June 30, 2023 **Discussion Only**
  - c. Monthly Police Report – Period Ending July 31, 2023 **Discussion Only**
  - d. Monthly Fire Report – Period Ending July 31, 2023 **Discussion Only**
  - e. Town construction projects **Discussion Only**
7. Council Action/Discussion Items
  - a. Hear a presentation from RWB Consulting regarding the HVAC system repair at Fire Station 2, discuss and take any necessary action. **Approval given to proceed with design and bidding**
  - b. Consider, discuss and take any necessary action on a request for approval of a Preliminary Plat of the Chamberlain Park Addition. The 16.8-acre site is located west of Stoddard Road, south of Country Club Drive and is zoned for the (RE-1) One-acre Ranch Estate District. Applicant: Jason Trafton of Ion Design Group. **Approved**
  - c. Consider, discuss and take any necessary action on awarding a bid for drainage improvements in Foxglen subdivision. **Approved**
  - d. Discuss and take any necessary action authorizing the town manager to approve a three-year payment plan with the City of Allen for third-party repairs to a shared sewer line. **Approved**
  - e. Discuss and take any necessary action on public transit services. **Discussion Only**
  - f. Discuss and take any necessary action regarding code enforcement matters. **Discussed and direction provided to town staff**
  - g. Discuss the proposed 2023-2024 fiscal year budget including budget priorities, revenues, expenditures, rates, staffing, capital planning, long-range planning, meeting dates, and other related items and take any necessary action. **Discussion Only**
  - h. Discuss and consider action on the proposed FY 23-24 tax rate and setting the date for the public hearings on the tax rate and budget. **Proposed tax rate set and public hearings set for Tuesday, August 22<sup>nd</sup> at 6:00 p.m.**
8. 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 salutary 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:

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**Council took action from Executive Session to approve reappointments to the Zoning Board of Adjustment and Parks and Recreation Advisory Board. Approved**

**Council took action from Executive Session to authorize the town manager to take any necessary actions on behalf of the Town to provide for possession and use and ownership of certain real property to the Texas Department of Transportation. Approved**

9. Adjourn **9:39 p.m.**

I, Adam Wilbourn, Alternate 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 28<sup>th</sup> day of July 2023 at or before 5:15

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Adam Wilbourn, Alternate Town Secretary

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