



**NOTICE OF A
MEETING OF THE
FAIRVIEW TOWN COUNCIL
TOWN HALL COUNCIL CHAMBERS
372 TOWN PLACE, FAIRVIEW, TEXAS
TUESDAY, MAY 2, 2017
7:30 P.M.
AGENDA**

1. Call to Order **7:30 p.m.**
2. Pledge of Allegiance
3. Appointments and Reports **Discussion only**
 - a. Willow Springs Middle School Independent Studies student, Arturo Yundt-Pacheco, will present his research project presentation on robotics.
 - b. Receive a report from the Fairview Public Art Committee regarding the Town of Fairview Art Show, which was held April 21 to 23, 2017.
4. Proclamations, Recognition and Awards **Discussion only**
 - a. Town Secretary to administer Oath of Honor to new Fairview Police Officer, Boston Ross.
 - b. Mayor Darion Culbertson presents a proclamation declaring Tuesday, May 2 as Junior League of Collin County Day in the Town of Fairview.
 - c. Mayor Darion Culbertson presents a proclamation declaring May 20 through 26 as Safe Boating Week in the Town of Fairview.
 - d. Mayor Darion Culbertson presents a proclamation declaring the month of May as Motorcycle Safety and Awareness month in the Town of Fairview.
5. Consent Agenda **Approved**
 - a. Approve the minutes of the March 7, 2017, regular Council meeting.
 - b. Approve a resolution calling for the early redemption of the Town's Certificates of Obligation, Taxable Series 2012-B, prior to maturity.
 - c. Adopt the June 7, 2017 Federal Emergency Management Agency (FEMA) flood study revisions for Collin County and Incorporated areas.
 - d. Consider approving a professional services agreement with Huitt-Zollars, Inc. for the purposes of updated the FEMA flood maps for Sloan Creek and associated tributaries.

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. Public Hearings
 - a. Conduct a public hearing, consider and take any necessary action on a request for approval of various amendments to the subdivision ordinance. Applicant: Town of Fairview (ST2017-01). **Approved**

7. Action/Discussion Items
 - a. Consider, discuss and take necessary action on authorizing staff to proceed with the acquisition of 2016-17 budgeted capital items. **Approved**
 - b. Consider, discuss and take necessary action on authorizing the Town Manager to enter into an agreement with a financial institution for a short-term loan for the acquisition of 2016-17 budgeted capital items. **Approved**
 - c. Consider, discuss and take any necessary action on a resolution of public necessity for acquisition of private property for a trail easement on Parker Estates property and authorizing the Town Manager to acquire property by any lawful means including eminent domain. **Approved**
 - d. Consider, discuss and take any necessary action on a resolution of public necessity for acquisition of private property for a trail easement on Soest Ltd property and authorizing the Town Manager to acquire property by any lawful means including eminent domain. **Approved**
 - e. Consider, discuss and take any necessary action on a resolution of public necessity for acquisition of private property for a trail easement on McElroy property and authorizing the Town Manager to acquire property by any lawful means including eminent domain. **Approved**
 - f. Consider, discuss and take any necessary action on a resolution of public necessity for acquisition of private property for a sanitary sewer easement on Soest Ltd property and authorizing the Town Manager to acquire property by any lawful means including eminent domain. **Approved**
 - g. Discuss Boards and Commissions, and take any necessary action. **Members appointed to the Parks and Recreation Advisory Board as well as the EDC/CDC Board**

8. Citizen's Input

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.

9. Receive reports from Staff, including any updates on project tracking reports and department activities **Discussion only**
 - a. Monthly Financial Report – Period ending March 31, 2017
 - b. Quarterly Investment Report – Period ending March 31, 2017
 - c. Stacy Road update

d. Facilities Planning update

10. 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.*
11. 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 subdivision platting issue; roadway, drainage, and town facilities; boards and committees; CPDD development improvements; Cheryl Connelly and Richard Connelly v. Town of Fairview, Hooker and Jeffry, P.C. and Tegrity Contractors, Inc., Cause No. 366-03874-2015 in the 366th Collin County District Court; and Herbert Linder and Agnes Linder v. City of Fairview and City of Fairview Town Council, Cause No. 401-02722-2016 in the Collin County District Court.

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 - position or 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 **8:33 p.m.**

I, Elizabeth Cappon, 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 28th day of April, 2017 at or before 6:00 p.m. and will remain continuously posted for at least 72 hours immediately preceding said meeting.

Elizabeth Cappon, 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.