



**NOTICE OF A
MEETING OF THE
FAIRVIEW TOWN COUNCIL
TOWN HALL COUNCIL CHAMBERS
372 TOWN PLACE, FAIRVIEW, TEXAS
WEDNESDAY, NOVEMBER 8, 2017
7:30 P.M.
AGENDA RESULTS**

1. Call to Order **7:37 p.m.**
2. Pledge of Allegiance
3. Appointments
 - a. Receive a report regarding the opening of the new Residence Inn by Marriott from Bennett Pappas, Director of Sales.
4. Proclamations, Recognition and Awards
 - a. Mayor Darion Culbertson to present a proclamation declaring the week of November 11 through 19, 2017 as Homelessness Awareness Week in the Town of Fairview.
 - b. Mayor Darion Culbertson presents Arbor Day Proclamation, including Arbor Day presentation by staff to observe Fairview's commitment to preserving its trees and natural beauty.
5. Consent Agenda **Approved**
 - a. Approve the minutes of the August 14, 2017, special Council meeting.
 - b. Approve the minutes of the August 21, 2017, special Council meeting.
 - c. Approve the minutes of the September 19, 2017, special Council meeting.
 - d. Approve the 2017 Tax Roll as submitted by the Collin County Appraisal District.
 - e. Approve a resolution authorizing the Chief of Police to apply for and accept a grant for rifle-resistant body armor.
 - f. Authorize the Town Manager to enter into an agreement for town depository services.
 - g. Authorize the Town Manager to execute an agreement with Oncor for relocation of utilities on East Stacy Road.
 - h. Approve a development plan for an entryway monument for the Oak Meadows Addition. The site is located near the terminus of Red Oak Trail and is zoned for the (PC) Planned Center District. Applicant: Stephen Dinapoli.
 - i. Approve a Final Plat for the Apple Crossing Addition. The 38.5-acre site is located at the southeast corner of Highway 5 and Country Club Road and is zoned for the (CPDD)

Commercial Planned Development District with the Urban Transition sub-district.
Applicant: Casey Ross, Kimley-Horn and Associates.

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 action on a request for approval of a conditional use permit (CUP) for a sports court (tennis court). The 1.0-acre site is located at 781 Stallion Drive and is zoned for the (RE-1) One-Acre Ranch Estate District.
Applicant: Shamin Choudhury representing Susan and Abdalla Hussain. (CUP 2017-02).

Approved

b. Conduct a public hearing, consider and take necessary action on a request for approval of a major warrant to allow off-premise advertising on a digital monument sign. The site is located on the east side of US 75 and north of Murry Farm Road and is zoned for the (CPDD) Commercial Planned Development District with the Urban Village Sub-district.
Applicant: Matt Gallo, Lincoln Property Management. (MW2017-01). **Approved 5-2**

7. Action/Discussion Items

a. Consider, discuss and take any necessary action on the design of Fairview Parkway and related matters. **Discussion only.**

b. Discuss road maintenance on Lakewood, Timber and Old Stacy and take any necessary action. **Discussion only.**

c. Discuss the outcome of the 2017 bond election and next steps, select a date for the election canvass and take any necessary action. **Discussion only.**

d. Discuss Boards and Commissions; and take any necessary action. **Select board members renewed.**

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. Reports from Staff, including any updates on project tracking reports and department activities: **Discussion only.**

a. Monthly Financial Report – Period ending September 30, 2017

b. Quarterly Investment Report – Period ending September 30, 2017

c. Stacy Road 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 and natural resource regulations; roadway, drainage, and town facilities; boards and committees; CPDD development improvements; non-conforming use issues; new legislation regarding small vehicle transportation regulations; lawsuit regarding the provisions of SB 1004 approved in the 85th regular session of the Texas Legislature.

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. The Council reserves the right to discuss or take action on any Executive Session item on this meeting notice

13. Adjourn **10:00 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 3rd day of November, 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.