



**NOTICE OF A
MEETING OF THE
FAIRVIEW TOWN COUNCIL
TOWN HALL COUNCIL CHAMBERS
372 TOWN PLACE, FAIRVIEW, TEXAS
TUESDAY, MAY 1, 2018
7:30 P.M.
AGENDA
****RESULTS******

1. Call to Order **7:31 p.m.**
2. Pledge of Allegiance
3. Appointments and Reports
 - a. Lovejoy High School Independent Studies student, PK Kotra, will present his research project presentation on the topic of “Applications of Nanotechnology”.
 - b. Lovejoy High School Independent Studies student, Marcus Tsai, will present his research project presentation on the topic of “Creative Writing”.
4. Proclamations, Recognition and Awards
 - a. 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 19, 2018 special joint meeting with the Planning and Zoning Commission.
 - b. Approve the minutes of the March 26, 2018 special joint meeting with the Parks and Recreation Advisory Board.
 - c. Approve the minutes of the April 3, 2018, regular Council meeting.
 - d. Approve the minutes of the April 26, 2018 special Council meeting.
 - e. Approve a resolution to deny an Oncor distribution cost increase.
 - f. Approve a resolution authorizing continued participation with the Oncor Cities Steering Committee and payment of assessed dues for 2018

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). The 1.18-acre site is located at 761 N. Creekwood Drive and is zoned for the (RE-1) One-Acre Ranch Estate District. Owner/Applicant: Tom and Nancy Lacey (Case #CUP2018-02). **APPROVED**
 - b. Conduct a public hearing, consider and take action on a request for approval of a conditional use permit (CUP) for a two-story, 1,600+/- square foot, accessory structure (detached garage). The 1.67-acre site is located at 1660 Dunaway Crossing and is zoned for the (RE-1) One-Acre Ranch Estate District. Applicant: Tim Gilbert, Pierce remodeling, representing Ryan Morefield. (Case #CUP2018-03). **APPROVED**
 - c. Conduct a public hearing, consider and take action on a request for approval of a conditional use permit (CUP) for a sports court (basketball court). The 1.11-acre site is located at 1001 Pecan Drive and is zoned for the (RE-1) One-Acre Ranch Estate District. Applicant: Taylor Tarver, Nextcourt, representing Jonathan Knickerbocker. (Case #CUP2018-04). **APPROVED**
 - d. Conduct a public hearing, consider and take action on a request for approval of Major Warrants for the development of a new retail building within the Fairview Town Center. The site is located at 101 Whistlestop Way and is zoned for the (CPDD) Commercial Planned Development District with the Urban Village Sub-district. Owner/Applicant: Tim Smith, Lincoln Property Company representing Village FV LTD. (Case #MW2018-01). **APPROVED**
 - e. Conduct a public hearing, consider and take necessary action on Town initiated request to established zoning on properties within Town Limits that are annexed, but un-zoned. The subject properties are generally located at: a 1.058-acre parcel of land located in abstract A791, Samuel Sloan Survey, Sheet 1, Tract 17; a 0.811-acre parcel of land located in abstract A791, Samuel Sloan Survey, Sheet 2, Tract 100; a 4.69-acre parcel of land located in abstract A28, Calvin Boles Survey, Sheet 2, Tract 223; a 37.46-acre parcel of land located in abstract A28, Calvin Boles Survey, Sheet 2, Tract 133; a 1.0-acre parcel of land, located in abstract A28, Calvin Boles Survey, Sheet 2, Tract 134; and a 16.0-acre parcel of land located in abstract A28, Calvin Boles Survey, Sheet 1, Tract 8. **APPROVED**
7. Action/Discussion Items
 - a. Consider, discuss and take any necessary action on the US 380 TxDOT plan. **ACTION TAKEN FOR LETTER OF OPPOSITION**
 - b. Discuss planning for future town facilities, including citizen committee process, facility planning process and take any necessary action. **DISCUSSION ONLY**
 - c. Consider and discuss an update from Councilmember Hendricks regarding the McKinney Airport Advisory Committee's update to the Airport Master Plan and Layout Plan. **DISCUSSION ONLY**
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
 - a. Monthly Financial Report – Period ending March 31, 2018. **DISCUSSION ONLY**
 - b. Quarterly Investment Report – Period ending March 31, 2018. **DISCUSSION ONLY**
 - c. Stacy Road update **DISCUSSION ONLY**

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; environmental, and natural resource regulations including dispute regarding landscaping requirements, ordinances and applications; roadway, drainage and dispute regarding drainage improvements, and town facilities including trails; boards and committees; CPDD development improvements and financing.

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 **10:30 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 27th day of April, 2018 at or before 6:00 p.m. and will remain continuously posted for at least 72 hours immediately preceding said meeting.

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.