



TOWN OF FAIRVIEW, TEXAS

Agenda

Town Council Regular Meeting

December 3, 2024

7:30 PM

Town Hall Council Chambers
372 Town Place
Fairview, Texas

WATCH THE BROADCAST LIVE

This meeting will be broadcast live. Members of the public who wish to watch this meeting may watch the live broadcast at:

<https://ringcentr.al/3MGdbE9>

1. **Call to Order**
2. **Pledge of Allegiance: U.S. and Texas Flags**
3. **Oath of Office**
 - a. Conduct the Oath of Office for Sergeant Ricardo Hernandez
4. **Citizen's Comment (for Non-Public Hearing Items)**

At this time, any person may address the Council regarding an item on this meeting agenda or on matters not on this meeting agenda. Each person will have up to five (5) minutes. The Mayor may reduce the speaker time limit uniformly to accommodate the number of speakers or improve meeting efficiency.

Pursuant to Section 551.007 of the Texas Government Code, any person wishing to address the Town Council for items listed as Public Hearings will be recognized when the Public Hearing is opened.

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**

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.

- a. Approve the minutes of the October 31, 2024, special meeting of the Town Council
- b. Approve the minutes of the November 5, 2024, regular meeting of the Town Council
- c. Consider a request for approval of Lots 15A and 16A of the Ascot Heath Addition, being an Amending Plat of Lots 15 and 16 of the Ascot Heath Addition. The 2.29-acre site is located at 900 Berkshire Way and 1160 Kempton Park Lane and is zoned for the (RE-1) One-acre Ranch Estate District.

6. Reports from Staff

- a. Monthly Financial Report - Period ending October 31, 2024
- b. Monthly Police Report - Period ending November 30, 2024
- c. Monthly Fire Report - Period ending November 30, 2024
- d. Monthly Code Report - Period ending November 30, 2024
- e. Town construction projects

7. Public Hearings

- a. Conduct a public hearing to consider, discuss, and take any necessary action on an ordinance approving a request for approval of a Conditional Use Permit (CUP) for an accessory structure. The 2.1-acre lot is located at 203 Dumont Ct. and is zoned for the (RE-1) One-acre Ranch Estate District. Applicant: Landon Day with MLD Custom Homes representing owners Scott and Susan Littlefield.
- b. Conduct a public hearing to consider, discuss, and take any necessary action on an ordinance approving a request for approval of Major Warrants to accommodate revisions to existing billboards along US 75. The billboards are located within the (CPDD) Commercial Planned Development District with the Urban Village sub-district, generally on the east side of US 75, between Sloan Creek and Latham Drive and more specifically at the addresses listed below. Applicant: Stephen Thompson representing owner Jody Lawler of The Wayzata Trust.

8. Action/Discussion Items

- a. Consider, discuss and take action on a request for approval of a Final Plat of the Bentley Addition. The 1.12-acre site is located at 350 Highway 5 and is zoned for the (CPDD) Commercial Planned Development District with the Urban Transition sub-district. Application: Casey McBroom, Cross

Engineering representing owner Jonathan and Gail Bentley.

- b. Consider, discuss, and take any necessary action on approving a change order for the Fairview Pkwy construction project
- c. Consider, discuss, and take any necessary action on a resolution allocating votes for Collin County Appraisal District Board of Directors election
- d. Consider, discuss, and take any necessary action on obligating remaining ARPA funds
- e. Consider, discuss, and take any necessary action on Board & Commission Appointments
- f. Hold council workshop to review, discuss and hear comments regarding the non-binding settlement agreement with the LDS Church.

9. **Council and Staff Comments**

Council and Staff Comments relating to items of public interest: Announcements regarding local or regional civic and charitable events, staff recognition, commendation of citizens, traffic issues, upcoming meetings, informational updates on Town projects, awards, acknowledgement of meeting attendees, birthdays, requests of the Town Manager for items to be placed on upcoming agendas, and condolences.

10. **Closed Session**

In accordance with Texas Government Code:

- a. **A. 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; religious land use and proposed settlement of zoning dispute; transportation matters; state law review and compliance.

B. Section 551.072 - discuss or deliberate the purchase, exchange, sale, lease, or value of real property, acquisition of right-of-way, easements, or land.

C. Section 551.074 Personnel - appointment of members of all non-advisory boards and commissions.

D. 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.

Under Texas Government 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 listed exceptions to 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.

11. Action on Closed Session

12. Adjourn

I, Joshua Stevenson, Town Secretary, hereby certify that this notice was posted in accordance with Texas Government Code, Chapter 551, on or before the 29th day of November 2024 at 6:00 p.m.

Joshua Stevenson, 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, readers, or large print, are requested to contact the Town Secretary's office at least 48-hours prior to the meeting. Please e-mail your request to townsecretary@fairviewtexas.org or call at 972-886-4234. BRAILLE IS NOT AVAILABLE.

The Town of Fairview is implementing a new agenda notification system. Effective January 1, 2025, the CivicPlus Notification system will replace the current Newsletters and Agendas sign-up system offered through the Town website. [Instructions on how to sign up can be found on the 'Agenda and Minutes' page on the Town's Website.](#)