

**TOWN COUNCIL
MEETING MINUTES
FEBRUARY 2, 2021**

The Town Council met in regular session on Tuesday, February 2, 2021 at 6:30 p.m. at 372 Town Place, Fairview, Texas. Those present were Mayor Henry Lessner; Mayor Pro Tem Ricardo Doi; Councilmembers Gregg Custer, Larry Little, and Ken Logsdon. Councilmembers Charlie Henkle and John Hubbard joined via teleconference. Staff present included Town Manager, Julie Couch; Police Chief, Granver Tolliver; Town Engineer, James Chancellor; Planning Manager, Israel Roberts and Town Secretary, Tenitrus Bethel. Staff present via teleconference included: CFO, Steven Ventura; Interim EDC Manager, Dave Quinn; Fire Chief, Jeff Bell; Assistant to the Town Manager, Adam Wilbourn; and Town Attorney, Clark McCoy.

Mayor Lessner called the meeting to order at 6:30 p.m. and declared a quorum was present.

The Council interviewed applicant Imran Khan for the Technology Advisory Committee.

At 6:45 p.m., the Council then adjourned into executive session regarding a consult with legal counsel.

Mayor Lessner called the regular session to order at 7:30 p.m. and invited everyone to stand for the Pledge of Allegiance and the Texas State pledge.

CITIZENS INPUT:

Leland Payne, expressed thoughts and inquired about hearing early morning gunfire.

Cynthia Brugge, expressed thoughts related to drainage, ordinances and rezoning.

CONSENT AGENDA: All items listed under the Consent Agenda are considered routine and are 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 be considered separately. A) Approve the minutes of the January 3, 2021 Regular Council meeting; B) Approve the minutes of the January 18, 2021 Special Council meeting; C) Approve the minutes of the January 22, 2021 Council Retreat; D) Approve an ordinance calling the May 1, 2021 General Election and authorizing the Town Manager to execute a joint agreement with Collin County for the provision of election services; E) Approve a resolution authorizing continued participation with the Atmos Cities Steering Committee and payment of assessed dues for 2021.

Mayor Pro Tem Doi made a motion to the approve consent agenda. Councilmember Henkle seconded the motion, and the motion was approved unanimously.

REPORTS FROM STAFF:

Mr. Ventura reviewed the monthly and quarterly financial reports.

Chief Tolliver reviewed the monthly police report.

Chief Bell reviewed the monthly fire report.

Mr. Chancellor reviewed current Town construction projects.

Mayor Lessner reviewed the process for zoning requests.

PUBLIC HEARING -REZONE 800 COUNTRY CLUB: Mayor Lessner introduced agenda item 7(a), conduct a public hearing and consider approval of an ordinance approving a request to rezone a 16.8-acre tract of land from the (RE-3) Three-acre Ranch Estate District to a (PC) Planned Center District with modified (RE-1.5) One-and-one-half-acre Ranch Estate District standards. The site is located at 800 Country Club Road, on the south side of Country Club Road, east of Stoddard Road. Applicant: Tim Jackson, representing owners Bruce and Shannon Kelly. (ZA2020-03).

Mr. Roberts gave a staff report related to the request. He stated the development would include 10-single family lots, including the existing home, an HOA maintained common area and a pond; each lot would be developed in conformance with the RE-1.5 design standards except the lots will be a minimum of 1.2 acres. He stated accessibility to Country Club is via a split entry and no homesite adjacent to Country Club will have direct access; there will be no direct or indirect access to Hart Rd. He addressed citizen concerns related to the LISD. He stated at the January meeting the PZ recommended approval 5-2 with the conditions in the packet.

Bruce Kelly, applicant, addressed the Council and gave a presentation related to the request.

Mayor Lessner opened the public hearing.

Deanna Senn, 430 Palomino Way, inquired about the development and zoning.

Bruce Kelly, 800 Country Club, addressed inquiries by Ms. Senn.

Tim Jackson, applicant representative, spoke to the request.

Zeev Zanzuri, 160 Horseshoe Bend, expressed thoughts related to zoning.

Cynthia Brugge, 960 Patrician Ct, expressed thoughts related to zoning.

Bruce Kelly, 800 Country Club, expressed his thoughts related to zoning.

Mayor Lessner closed the public hearing.

The Council had a discussion related to this item.

Councilmember Logsdon made a motion to approve the request to rezone a 16.8-acre tract of land located at 800 Country Club Rd from RE-3 to PC with modified RE-1 standards.

Councilmember Little seconded the motion, and the motion was approved unanimously.

PUBLIC HEARING – RESIDENTIAL ENTRY FEATURES: Mayor Lessner introduced agenda item 7(b), conduct a public hearing and consider approval of an ordinance approving a text amendment to the zoning ordinance related to residential entryway features. Applicant: The Town of Fairview. (ZT2020-01).

Mr. Roberts gave a presentation and reviewed the ordinance text related to current entryway features allowed with subdivisions. He stated that at the request of the Council staff revised the code to include language to allow for a residential landowner not constructing a subdivision to construct an entryway feature. He stated the

landowner of a residential parcel, residing outside of a subdivision, would be permitted to construct an entry feature with a maximum height of 10 feet with a wall of up to 40 feet in length on either side of the driveway; on parcels of 5 acres and larger. He stated the PZ recommended approval with conditions. He reviewed the conditions and stated staff included an additional provision that requestors would be prohibited from requesting smaller acreage through a conditional use permit.

The Council and staff had a discussion related to the height and width requirements.

Mayor Lessner opened the public hearing.

Zeev Zanzuri, 160 Horseshoe Bend, inquired about the 5-acre minimum lot requirement. Ms. Couch spoke to the design criteria.

Mayor Lessner closed the public hearing.

Mayor Pro Tem Doi made a motion to approve a text amendment to the zoning ordinance related to residential entryway features with the condition that the maximum height be changed to 14 feet and maintaining the lot size of 5-acres and all other recommended conditions. Councilmember Hubbard seconded the motion.

Councilmember Custer inquired about the required construction materials. Mr. Roberts stated the allowed materials would be the same as those currently allowed under fencing in the code of ordinances.

The motion was approved unanimously.

DISCUSSION – FS #2 FLOORING: Ms. Couch introduced agenda item 8(a), consider and discuss the approval of flooring project for fire station 2 and take necessary action. She reviewed the discussion related to funding the project and stated the Town has the savings to cover this project.

Chief Bell discussed the maintenance and materials for the new flooring. He stated the flooring vendor for fire station 1 will be utilized for this project as well. He indicated if approved to move forward the project would be delayed approximately 25-30 days due to the cold weather as the fire apparatuses are required to be outside during the duration of the project. He indicated the project would take 1 – 2 weeks.

The Council and Chief Bell had a discussion related to this topic.

Mayor Pro Tem Doi made a motion to approve the flooring project for fire station #2 with a not to exceed amount of \$25,000. Councilmember Custer seconded the motion, and the motion was approved unanimously.

DISCUSSION – TOWN DRAINAGE: Mayor Lessner introduced agenda item 8(b), discuss and consider approving an ordinance amending Town drainage system regulations and building regulations and take any additional necessary action.

Ms. Couch reviewed the discussion from the last meeting and stated there are ordinance amendments and policy decisions that will need to be reviewed as a result of the council discussions regarding drainage. She stated staff has drafted ordinance amendments for the Council's consideration and at the March meeting the Council will be presented with policy positions to be considered. She indicated staff will be hosting localized meetings to follow up with neighborhoods that previously reported drainage issues.

Mr. Chancellor provided an in-depth review of the stormwater and building regulation ordinance amendments.

The Council and staff had an extended discussion related to the ordinance amendments.

Mayor Pro Tem Doi made a motion to approve an ordinance amending the Town stormwater regulations and building regulations. Councilmember Little seconded the motion, and the motion was approved unanimously.

DISCUSSION – COVID UPDATE: Mayor Lessner introduced agenda item 8(c), discuss COVID-19 activities and actions and take any necessary action.

Ms. Couch provided an update and stated there are currently 5 vaccination hubs located within Collin County and 40,000 doses were received this week. She stated Town operations have not changed and Town Hall remains closed to the public. She indicated there has been discussion related to reopening meetings for in person public attendance and reviewed the presented options for reopening.

The Council and staff had an extended discussion related to the reopening of public meetings. There was no action to change the current status of town meetings. The discussion related to opening meetings will be further considered at future meetings under this agenda item.

DISCUSSION – BOARDS & COMMISSIONS: Mayor Lessner introduced agenda item 8(d), discuss Boards & Commissions and take any necessary action.

Mayor Lessner stated Katherine Ponder would step down from the Technology Committee; and recommended appointing her as Chair of the Park Board as the current chair has resigned. He also recommended renewing all current members of the Technology Advisory Board and appoint Chadd Jones and Imran Khan.

Councilmember Henkle made a motion to reappoint John Adler, Paul Meyers, David Grimes, Cody Hooper and Scott Whigham to the Technology Advisory Committee; and appoint Chadd Jones and Imran Khan. Councilmember Logsdon seconded the motion, and the motion was approved unanimously.

Councilmember Henkle made a motion to appoint Katherine Ponder as the Chairperson of the Parks Board. Mayor Pro Tem Doi seconded the motion and the motion was approved unanimously.

Mayor Lessner adjourned the meeting at 10:24 p.m.

Henry Lessner

Henry Lessner, Mayor

Tenitrus Bethel

Tenitrus Bethel, Town Secretary

