



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

1. Call to Order **7:35 p.m.**
2. Pledge of Allegiance
3. Appointments and Reports **Audit Approved**
 - a. Jill Hawkins, Chair of the Executive Committee, Allen Fairview Chamber of Commerce will present Mayor Darion Culbertson with the Spirit of Fairview award.
 - b. Presentation from Weaver and Tidwell regarding the annual independent audit for the fiscal year ended September 30, 2016, and take any necessary action.
4. Consent Agenda **Approved**
 - a. Approve the minutes of the December 15, 2016 special Council meeting.
 - b. Approve the minutes of the January 3, 2017 regular Council meeting.
 - c. Approve the minutes of the January 18, 2017 special Council meeting.
 - d. Approve an ordinance authorizing a budget amendment pertaining to the fiscal year 2016-17 budget and providing an effective date.
 - e. Approve an ordinance canceling the May 6, 2017, general election.
 - f. Approve an ordinance to sunset the Special Events Committee.
 - g. Approve the authorization of the 2017 Municipal Mosquito contract.
 - h. Approve a resolution authorizing the Chief of Police to apply for the NIBRS project grant from the office of the Governor and accept if awarded.

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.

5. Action/Discussion Items
 - a. Consider and take necessary action on a request for approval of a preliminary plat for the Kingdom Estates Addition. The 27.9-acre tract of land is located south of Hart Road, between the Oakwood Estates Addition and the Stone Creek Estates

Addition and is zoned for the (RE-2) two-acre Ranch Estate District. Applicant: Brandon Bush; Custom Homes on Texas. **(PP2017-01). Approved**

- b. Consider, discuss and take action on a request from the EDC/CDC Board for the use of social media, as described by their Strategic Plan. **Approved**
 - c. Discuss and take any necessary action regarding the Collin County Roadway Action Plan and related matters. **Discussion only**
 - d. Consider, discuss and take any necessary action on possible parking options for the Parkside Trail to incorporate into the Stacy Road project. **Discussion only**
 - e. Consider, discuss and take any necessary action on the Fairview Police Department's annual racial profiling report. **Approved**
 - f. Discuss Boards and Commissions, and take any necessary action. **Added Leahray Wroten to the Parks and Recreation Advisory Board.**
6. 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.
7. Receive reports from Staff, including any updates on project tracking reports, and department activities. **Discussion only**
- a. Monthly Financial Report – Period ending January 31, 2017
 - b. Stacy Road update
 - c. Road Maintenance Program update
 - d. Facilities Planning update
8. 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.
9. 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: **Authorized the Town Manager to take enter in to a settlement agreement with Herbert and Agnes Linder.**

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.

10. Adjourn **10:25 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 March, 2017 at or before 5:00 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.