



**NOTICE OF A
MEETING OF THE
FAIRVIEW TOWN COUNCIL
TOWN HALL COUNCIL CHAMBERS
372 TOWN PLACE, FAIRVIEW, TEXAS
TUESDAY, NOVEMBER 5, 2013
5:30 P.M.
AGENDA RESULTS**

1. Call to order.
2. Town Council Recesses into executive session.

The Town Council will meet in closed session regarding the following items and/or any item posted on the 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 the following:

Oscar Price v. Town of Fairview, et al. Civil Action No. 3:12-cv-02374-O, in the U.S. District Court for the Northern District of Texas; contract with consultants and CPDD zoning issues; expansion of Collin County regional airport; solicitation ordinance.

Section 551.074 Personnel- including – non-advisory boards and commissions; town manager annual evaluation.

Section 551.072 Real property - land acquisition.

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.

3. Town Council Reconvenes into regular session and may consider and take action as appropriate on any executive session item. (*approximately 7:30*)
4. Pledge of allegiance.

5. Consent agenda.

- a. Approve minutes of the October 1, 2013 regular council meeting. **APPROVED**
- b. Approve minutes of the October 22, 2013 special council meeting. **APPROVED**
- c. Approve minutes of the October 24, 2013 joint council and planning and zoning commission meeting. **APPROVED**
- d. Consider an ordinance approving the 2013-14 fiscal year tax roll. **APPROVED**
- e. Approve a resolution amending authorized representatives with Texpool. **APPROVED**
- f. Approve an agreement with Wells Fargo renewing the town's depository services. **APPROVED**
- g. Approve an interlocal agreement with Collin County regarding the widening of Stacy Road. **APPROVED**

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. Appointments

- a. Receive a report from the Environmental Committee and take any necessary action. **DISCUSSION ONLY; NO ACTION TAKEN**

7. Public Hearings/Action

- a. Conduct a public hearing, consider, and take any necessary action on an ordinance for approval of a Conditional Use Permit (CUP) in order to allow for a religious institution on a 10.672± acre property located within the John A. Taylor Survey - ABS No. 909, that is zoned One-Acre Ranch Estate (RE-1) and is generally located north of Stacy Road and 1,400 feet west of Meandering Way. **(ZA2013-27). APPROVED**
- b. Continue a public hearing, consider, and take any necessary action on a request to adopt an ordinance amending the land use designation and zoning for three tracts of land comprised of 57.018± acres and situated in the Robert Fitzhugh Survey, Abstract No. 317, and generally located north of Stacy Road and 450' west of Kentucky Lane, which are currently zoned Agriculture (AG) and categorized as Residential Estate Country (REC) on the Future Land Use Plan, to the Residential Estate (RE) land use designation and the Planned Center (PC) Zoning District, generally, in order to initiate a development comprised of thirty-four (34) single-family residential lots. **(ZA2013-25). DENIED 4-3 VOTE**

- c. Conduct a public hearing, consider, and take any necessary action on an ordinance for approval of a Conditional Use Permit (CUP) in order to allow for an accessory building on a property that is zoned One-Acre Ranch Estate (RE-1) and is specifically located at 261 Wyndham Court, being Lot 14, Block 3 of the Summer Hill Farms subdivision. **(ZA2013-26). APPROVED**
- d. Conduct a public hearing, consider, and take any necessary action on an ordinance for approval of a Conditional Use Permit in order to allow for an accessory structure on a property that is zoned Planned Center (PC) and is specifically located at 1011 Young Trail, being Lot 12 of the Collinwood Acres subdivision. **(ZA2013-23). APPROVED**

8. Action/Discussion Items

- a. Discuss, consider, and take any necessary action on a request for approval of a Final Plat for a 2.00± acre tract of land situated in the Samuel Sloan Survey – Abstract No. 791, that is zoned One-Acre Ranch Estate (RE-1) and is generally located east of the Shady Brook Lane and Meandering Way intersection. **(FP2013-07) APPROVED**
- b. Receive a presentation from Ray Turco regarding the citizen perception survey and take any necessary action. **DISCUSSION ONLY AND CONSENSUS TO MOVE FORWARD ON SURVEY**
- c. Discuss the town's newsletter and proposed contract and take any necessary action. **APPROVED**
- d. Discuss and consider an amendment to resolution 2013-9-3R1 regarding an Ad Hoc Committee on Special Events, and take any necessary action. **APPROVED**
- e. Discuss appointments to Boards/Commissions and take any necessary action. **APPOINTED MEMBERS TO THE DESTINATION FAIRVIEW COMMITTEE**
- f. Discuss the Central Appraisal Board Elections, and take any necessary action. **CASTED VOTES FOR GARY RODENBAUGH**
- g. Receive an update regarding water conservation efforts and Stage 3 watering restrictions, and take any necessary action. **DISCUSSION ONLY**
- h. Discuss the upcoming Town Hall Christmas Event, and take any necessary action. **DISCUSSION ONLY**
- i. Discuss the town's financial policies and take any necessary action. **APPROVED FUND BALANCE POLICY**

9. 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.

10. Receive reports from Staff, including any updates on project tracking reports, department activities, the town clean up event, and the national take back initiative.
11. 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."*
12. Adjourn. 11:52 p.m.

I, Michelle Lewis Sirianni, 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 1st day of November, 2013 at 4:00 p.m. and will remain continuously posted for at least 72 hours immediately preceding said meeting.

Michelle Lewis Sirianni, Town Secretary

NOTICE OF ASSISTANCE AT THE PUBLIC MEETINGS:

The Town of Fairview Council Chambers is wheel chair 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.