



**NOTICE OF A
MEETING OF THE
FAIRVIEW TOWN COUNCIL
TOWN HALL COUNCIL CHAMBERS
372 TOWN PLACE, FAIRVIEW, TEXAS
TUESDAY, DECEMBER 3, 2013
6:30 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; Legal consultation regarding ordinance enforcement; expansion of Collin County regional airport.

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. **ALL APPROVED**

- a. Approve minutes of the October 30, 2013 special council meeting.
- b. Approve minutes of the November 5, 2013 regular council meeting.
- c. Consider and approve a resolution appointing the town's health inspector.
- d. Approve a license agreement with Verizon Wireless.
- e. Approve an agreement making TXU the town's retail electric provider.

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. Hear presentation and consider authorizing staff to negotiate an agreement with Brinkley Sargent for the town's facilities planning, and take any necessary action. **APPROVED**

7. Public Hearings/Action

- a. Conduct a public hearing, consider an ordinance, and take any necessary action on a request to amend the land use designation and zoning for a 32.668± acre tract of land situated in the Samuel Sloan Survey, Abstract No. 791, and generally located north of Hart Road and 500' west of Beachwood Lane, which is currently zoned Three-Acre-Ranch-Estate (RE-3) and categorized as Residential Estate Country (REC) on the Future Land Use Plan, to the Residential Estate (RE) land use designation and the One-Acre-Ranch-Estate (RE-1) Zoning District, generally, in order to initiate a development that would be generally comprised of twenty-five (25) single-family residential lots. **(ZA2013-30). DENIED WITHOUT PREJUDICE**
- b. Conduct a public hearing, consider, and take any necessary action on a request for approval of a Concept Plan for a proposed office development on a 3.4± acre tract of land situated in the John Taylor Survey – Abstract No. 909, that is zoned Commercial Planned Development District (CPDD), Zone N, and is generally located at the northeast corner of the State Highway 5 and Lakeridge Drive intersection. **(CP2013-05). APPROVED**
- c. Conduct a public hearing, consider an ordinance, and take any necessary action on a request for approval of a Conditional Use Permit (CUP) in order to allow for an accessory structure on a 2.00± acre property that is zoned Two-Acre Ranch Estate (RE-2) and is specifically located at 330 Kentucky Lane, being Lot 3 of the Roberts Addition to the Town of Fairview. **(ZA2013-29). APPROVED**

8. Action/Discussion Items

- a. Discuss the citizen perception survey and take any necessary action. **DISCUSSION ONLY**

- b. Discuss and consider entering into an Interlocal Agreement with the City of Seagoville, Texas as it relates to the purchase of goods and services, and take any necessary action. **APPROVED**
- c. Discuss and consider authorizing the town manager to execute an interlocal agreement with the City of Allen for future sanitary sewer discharge into Fairview, and take any necessary action. **APPROVED**
- d. Discuss and consider authorizing the town manager to execute an interlocal agreement with the City of Allen pertaining to the completion and implementation of a traffic light timing study, and take any necessary action. **APPROVED**

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, and department activities.
- 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. **10:39 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 27th 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.