

**TOWN COUNCIL
MEETING MINUTES
June 3, 2014**

The Town Council met in regular session on Tuesday, June 3, 2014 at 6:30 p.m. at 372 Town Place, Fairview, Texas. Those present were Mayor Darion Culbertson, Council Members Ron Samuels, John Adler, Frank O'Reilly, Henry Lessner, Paul Hendricks and Renee Powell; Town Manager, Julie Couch; Town Engineer, James Chancellor; Economic Development Manager, Ray Dunlap; Assistant to the Town Manager, Adam Wilbourn; Planning Manager, Ken Schmidt; Chief Financial Officer, Jason Weeks, Court Administrator, Teresa Jordan; Interim Town Secretary, Yolanda Wilson, and Town Attorney, Clark McCoy.

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

The council then adjourned into executive session at 6:31 p.m. to consult with legal counsel regarding pending or contemplated litigation, personnel, and economic development.

At 7:31 p.m. Mayor Culbertson reconvened back into regular session.

APPOINTMENT OF AD HOC COMMITTEE MEMBERS:

Mayor Culbertson asked for a motion to approve item discussed in executive session to appoint a 3 person Ad hoc committee to make recommendations for various boards and commissions that will be headed by Henry Lessner, Ron Samuels, and Frank O'Reilly. Councilmember Renee Powell made a motion to approve the recommended Ad hoc committee, seconded by Councilmember Ron Samuels and the motion was unanimously approved.

Mayor Culbertson invited everyone to stand for the Pledge of Allegiance.

SWEARING IN OF NEW POLICE OFFICERS:

Chief Tolliver introduced both officers; Eduardo Ramirez and James C. Taylor. He outlined each of their backgrounds. After introducing the officers, each police officer was sworn in by Interim Town Secretary, Yolanda Wilson.

APPROVE PROCLAMATION:

Mayor Culbertson read the proclamation declaring June 23-29 of 2014 as Amateur Radio Week in the Town of Fairview.

SWEARING IN NEWLY AND RE-ELECTED COUNCILMEMBERS:

Mayor Culbertson introduced the incoming Councilmembers; Renee Powell, Seat 6 and John Adler, Seat 2 as well as Re-elected seat 4, Councilmember Henry Lessner. All three councilmembers were sworn in by Town Secretary, Yolanda Wilson.

SELECT MAYOR PRO TEM:

Mayor Darion Culbertson recommended that council consider reappointing Councilmember Henry Lessner as Mayor Pro tem. Councilmember Renee Powell made a motion to reappoint Henry Lessner as Mayor Pro tem, seconded by Councilmember Ron Samuels and the motion was unanimously approved.

PRESENTATION FOR DESTINATION FAIRVIEW: Ray Dunlap, Economic Development Manager, briefly introduced the Committee and indicated that they were at the meeting to review their recommendations. Pennie Beauchamp, Committee Chair spoke on behalf of the Committee. Ms. Beauchamp provided an update and a review of the committee's recommendations. She indicated the committee strongly believes Town-sponsored events are an essential element in fostering a sense of community among and between the Town's residents. She also indicated that the Committee had recommended the town consider four types of events; Sports related events; Holiday related events; Arts and Cultural related events; and Special activities. Open space would be something Council would need to consider as events are planned. Ms. Beauchamp stated that as an event grows, space can be reassessed. The committee members proposed activities that should be considered as an opportunity to not only bring everyone together but to also market the town. Mayor Culbertson thanked the committee for their great work and recommended that council reconvene on this item within the next thirty days.

TAPS:

Adam Wilbourn, Assistant to the Town Manager provided a historical prospective as to how TAPS service came about and need to make a decision on whether or not the town wishes to fund participation in TAPS for the next fiscal year. Zak Kerfai reviewed the town's experience with TAPS over the past 18 months and he reviewed the options that are available to the town for continuation of the program. There was considerable discussion among the Council regarding both demand response service and fixed service tying into the fixed routes currently operating in Allen. Councilmember Renee Powell made a motion to approve limited demand response for disabled and elderly riders, seconded by Councilmember Ron Samuels and the motion was unanimously approved. Then Councilmember O'Reilly made a motion to approve a fixed route as proposed by TAPS with up to two stops in the Village. The motion was seconded by Hendricks. The motion failed with O'Reilly, Hendricks, and Culbertson voting for and Adler, Samuels, Powell and Lessner voting against.

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 be considered separately. A) Approve minutes of the May 6, 2014 regular council meeting B) Approve minutes of the May 7, 2014 special joint council meeting C) Approve minutes of the May 14, 2014 special council joint council meeting D) Approve minutes of the May 17, 2014 special council meeting.

Councilmember Ron Samuels made a motion to approve the consent agenda, seconded by Councilmember Paul Hendricks and the motion was unanimously approved.

COLLECTION OF DELINQUENT COURT FINES:

Jason Weeks, Chief Financial Officer stated that representatives from the law firm of Perdue, Brandon, Fielder, Collins & Mott, L.L.P. ("Perdue") were in attendance to answer any questions council may have pertaining to the collection of delinquent court fines on behalf of the Town of Fairview as included in their proposal to the town. He indicated that the only cost the town would incur would be the initial programming charges of \$1,650 and annual maintenance fee of \$413, which would be paid for out of the court technology fund. He reviewed the agreement with the firm and the ordinance that would be needed to pass the fees on to the violators.

Mr. Dan Romo with Perdue stated the purpose of their services is to assist the Town in collecting fees from people who may not live in the immediate area. The fees that will be collected will be deposited directly in the town's account so there will be no delay in waiting reimbursement for collection transactions.

Councilmember Frank O'Reilly made a motion to approve the agreement and the Ordinance, seconded by Councilmember Paul Hendricks.

ZONING ORDINANCE (ZA2014-07):

Mr. Schmidt, Planning Manager provided some of the key items in amending the Landscape Ordinance. Mr. Schmidt stated the town has placed minimal requirements on single-family residential development outside of the Commercial Planned Development District (CPDD). Due to the high quality existing development in these areas and the large amount of existing tree cover, the town has generally been successful in ensuring that there is adequate tree coverage in new residential developments. The purpose of amending the landscape ordinance is to ensure that new development and redevelopment would provide for a sufficient amount of landscaping on the property. The Mayor opened the public hearing. There being no one to speak the public hearing was closed. After brief discussion, Councilmember O'Reilly made a motion to approve an ordinance amending the town's landscaping requirements as presented, seconded by Councilmember Hendricks and the motion was unanimously approved.

ZONING ORDINANCE (ZA2014-08):

Ken Schmidt, Planning Manager explained that the purpose of the Ordinance is to ensure that the development and redevelopment of institutional buildings was consistent with other non-residential and residential development in the town. This ordinance will address a gap in the town's code where new development or redevelopment of institutional buildings could have been comprised of substandard materials that are not consistent with existing development in the town. The Mayor opened the public hearing, there being no one to speak the public hearing was closed. Councilmember Samuels made a motion to approve an ordinance establishing exterior façade material requirements for institutional buildings, seconded by Councilmember Hendricks and the motion was unanimously approved.

SERVICE AGREEMENT WITH KIMLEY-HORN AND ASSOCIATES:

James Chancellor, Town Engineer stated the last impact fee update to the town was done by Halff and Associates in 2004. This study updated the water, wastewater and road

impact fees and the master plans for future development. State law requires that these fees and capital projects be studied every 5 years as development occurs, or can be postponed to 10 years if it can be demonstrated that no substantial changes have occurred since the last study. He indicated that a proposal had been received from Kimley-Horn and that the proposed fees had been negotiated and reduced as appropriate to the project. Councilmember Paul Hendricks made a motion to authorize the town manager to enter into an agreement with Kimley-Horn and Associates with cost not to exceed \$122,000.00, seconded by John Adler and the motion was unanimously approved.

CITIZENS INPUT:

No comments were made.

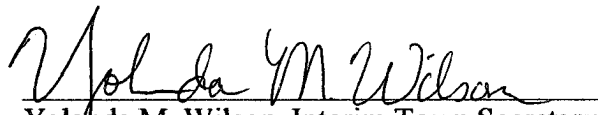
REPORTS FROM STAFF/TOWN COUNCIL:

Julie Couch, Town Manager stated due to two joint meetings falling so close together this Thursday, June 5, 2014, the 5:30 PM meeting will be held at Noah's and the 7:00 PM will be held in the Council Chambers. Town Manager provided Water Conservation update. The next meeting with North Texas Water Municipal District is at the end of June. Currently, under stage three the goal is to save 10% of the water supply, the town of Fairview is beyond the goal, having saved 17%.

There being no further discussion, Mayor Culbertson adjourned the meeting at 10:28 P.M.


DARION CULBERTSON, MAYOR

ATTEST:


Yolanda M. Wilson, Interim Town Secretary

