



**NOTICE OF A
MEETING OF THE
FAIRVIEW TOWN COUNCIL
TOWN HALL COUNCIL CHAMBERS
372 TOWN PLACE, FAIRVIEW, TEXAS
TUESDAY, APRIL 5, 2016
6:00 P.M.
AGENDA**

1. Call to order
2. Town Council recesses into executive session
3. 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 subdivision platting issue; roadway, drainage, and town facilities; CPDD development; 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 ; state regulations and local authority regulating the sale of alcohol.

Section 551.072 - discuss or deliberate the purchase, exchange, lease, or value of real property; acquisition of right-of-way, easements, and land for municipal facilities.

Section 551.074 Personnel - position or appointment of members of all non-advisory boards and commissions, annual evaluation of Town Manager.

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.

4. Town Council reconvenes into regular session and may consider and take action as appropriate on any executive session item (*Approximately 7:30 p.m.*)
5. Pledge of Allegiance
6. Appointments and Reports
 - a. An appointment with Charley Murray regarding parking in the Villages of Fairview. Receive an update from staff on parking in the Villages of Fairview; consider, discuss and take any necessary action.
7. Proclamations, Recognition and Awards
 - a. Honor Keleigh Axelrod, winner of Miss Fairview's Outstanding Teen.
 - b. Mayor Darion Culbertson presents a proclamation, honoring legendary Texan, Collin McKinney, on his 250th Sestercentennial Birthday.
8. Consent Agenda
 - a. Approve minutes of the February 25, 2016 special Town Council meeting.
 - b. Approve minutes of the March 1, 2016 regular Town Council meeting.
 - c. Authorize the Town Manager to renew an agreement with Municipal Mosquito regarding mosquito management services.
 - d. Approve a resolution expressing official intent to reimburse costs of Fire Apparatus.

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.
9. Public Hearings
 - a. Conduct a public hearing, consider, and take any necessary action on a request by Tallent Roofing, for approval of a Conditional Use Permit (CUP) in order to allow

for the construction of an accessory building on a property that is zoned Two-Acre Ranch Estate (RE-2) and is specifically located at 3410 Orr Rd, being a 8.550 acre tract of land situated in the Calvin Boles Survey, Abstract No. 28, Sheet 2, Tract 140, Town of Fairview, Collin County Texas. **(ZA2016-03)**.

- b. Conduct a public hearing, consider, and take any necessary action on a request by the applicant, Tim Jackson with Tim Jackson Custom Homes, for approval of a Conditional Use Permit (CUP) in order to allow for the construction of an accessory building on a property that is zoned One-Acre Ranch Estate (RE-1) and is specifically located at 706 Bending Oak Trail, being Lot 17, Block A, Tranquility Farms, Town of Fairview, Collin County Texas. **(ZA2016-04)**.
- c. Continue a public hearing, consider, and take any necessary action on an Ordinance granting a request by M. Christopher, Custom Homes, to rezone a portion of a 44.069 acre tract of land situated in the Robert Fitzhugh Survey, Abstract No. 317 and the Samuel Sloan Survey, Abstract No. 791 in the Town of Fairview, Collin County, Texas and being generally located adjacent to and east of Country Club Road (FM 1378) and north of Farmstead Street from Open Space and Flood Hazard (FH) Zone to Two-Acre Ranch Estate (RE-2) Zone **(ZA2015-14)**,), and to discuss provisions for a Developer's Agreement to include any additional improvements as necessary or agreed upon between the developer and the Town.

10. Action/Discussion Items

- a. Consider, discuss and take any necessary action on the engineering report related to Fire Station 1.
- b. Hear an update from staff regarding inclement weather preparedness, general preparedness and public education; consider, discuss and take any necessary action.
- c. Discuss setting additional meeting dates related to capital improvements planning and other items, and take any necessary action.
- d. Discuss Boards and Commissions, and take any necessary action.

11. 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.

- 12. Receive reports from Staff, including any updates on project tracking reports, and department activities

- a. Monthly Financial Report – Period ending February 29, 2016.
 - b. Stacy Road update.
 - c. Water/Sewer Rate Study.
13. 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.
14. Adjourn

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 1st day of April, 2016 at or before 6:00 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 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.