

**FAIRVIEW TOWN COUNCIL
MEETING MINUTES
OCTOBER 2, 2024**

The Town Council met in regular session on October 2, 2024 at 372 Town Place, Fairview, Texas.

Council present: Mayor Henry Lessner and Mayor Pro Tem John Hubbard, and Council members Rich Connelly, Ricardo Doi, Larry Little, and Ken Logsdon.

Council absent: Council member Gregg Custer

Staff present: Town Manager, Julie Couch; Assistant Town Manager Adam Wilbourn; Town Attorney, Clark McCoy; Town Engineer, James Chancellor; Fire Chief, Jeff Bell; Police Chief, Chris Chandler; CFO Steven Ventura; HR Director Whitney Casey; Communications and Marketing Manager, Karin Anderson; Public Works Manager Aron Holmgren and Town Secretary, Joshua Stevenson.

At 5:00 PM, the Council adjourned into executive session in accordance with the Texas Government Code:

A. 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 CPDD development improvements, ordinances, agreements and financing; contracts for services; town property and infrastructure; administrative matters; drainage matters; town regulations; religious land use; transportation matters; state law review and compliance.

B. Section 551.072 - discuss or deliberate the purchase, exchange, sale, lease, or value of real property, acquisition of right-of-way, easements, or land.

C. Section 551.074 Personnel - appointment of members of all non-advisory boards and commissions.

D. 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.

Mayor Lessner reconvened from executive session at 7:30 PM and reopened the public meeting.

Mayor Lessner called the 7:30 PM meeting to order and declared a quorum was present.

1. Call to Order

The meeting was called to order at 7:33 PM.

There were four (4) members of the public present when the meeting was called to order.

2. Pledge of Allegiance: U.S. and Texas Flags

Mayor Lessner invited everyone to stand for the Pledge of Allegiance and the Texas State Pledge.

3. Citizen's Comment (for Non-Public Hearing Items).

Mayor Lessner called for Citizen's Comments.

There were none when called for.

Mayor Lessner closed Citizen's Comments.

4. Consent Agenda

Mayor Lessner called for the Consent Agenda.

Council passed the motion by Council member Logsdon, seconded by Council member Connelly, to approve the Consent Agenda in a vote of Yes 6, No 0, Abstained 0.

The following Consent items were approved:

- a. Approve the minutes of the September 3, 2024, regular meeting of the Town Council
- b. Approve a resolution authorizing participation in additional class action settlement agreements, involving BASF and Tyco Fire Products LP, and relating to the Aqueous Film-Forming Foams Litigation (a/k/a PFAS lawsuits, MDL No. 2873) in the U.S. District Court for the District of South Carolina
- c. Approve an interlocal agreement with TXShare Cooperative for participation in the TXShare Cooperative Purchasing Program

5. Reports from Staff

Mr. Ventura reviewed the Monthly Financial Report - Period ending August 31, 2024

Police Chief Chandler reviewed the Monthly Police Report - Period ending September 30, 2024.

Mr. Chancellor provided an update on Town construction projects.

Fire Chief Bell reviewed the Monthly Fire Report - Period ending September 30, 2024.

Mr. Holmgren reviewed the Monthly Code Report - Period ending September 30, 2024.

6. Public Hearings

- a. Conduct a public hearing to consider, discuss, and take any necessary action on an ordinance adopting the Water Conservation Plan

Mayor Lessner called for the item.

Ms. Couch spoke regarding this item. Ms. Couch stated that Council approved a draft Water Contingency Plan on August 26, 2024. The draft plan is required to be posted on the Town's website for the public to comment on it. Ms. Couch continued that the item on the agenda is the final approval of the 2024 Water Resource and Emergency Management Plan.

The Council and staff had discussion regarding this item.

Mayor Lessner opened the public hearing.

No one requested to speak.

Mayor Lessner closed the public hearing.

Council passed the motion by Council member Connelly, seconded by Council member Logsdon, to approve an ordinance adopting the Water Conservation Plan in a vote of Yes 6, No 0, Abstained 0.

7. Action/Discussion Items

- a. Consider, discuss, and take any necessary action on an ordinance authorizing the issuance and sale of Town of Fairview, Texas Limited Tax Note, Series 2024; levying an annual ad valorem tax and providing for the security for and payment of said note; and enacting other provisions relating to the subject

Mayor Lessner called for the item.

Ms. Couch spoke regarding this item. This is the issuance of Tax Notes that were discussed during the FY2024-25 budget process. The Tax Notes will go to the purchase of a new fire vehicle and supplies for the vehicle.

Hilltop Securities representative, Marty Shoe, spoke regarding this item.

The Council and staff had discussion regarding this item.

Council passed the motion by Council member Connelly, seconded by Council member Doi, to approve an ordinance authorizing the issuance and sale of Town of Fairview, Texas Limited Tax Note, Series 2024; levying an annual ad valorem tax and providing for the security for and payment of said note; and enacting other provisions relating to the subject in a vote of Yes 6, No 0, Abstained 0.

- b. Consider, discuss, and take any necessary action on First Reading of a resolution authorizing the expenditure of Community Development Corporation funds for fiscal year 2024-2025 community development projects

Mayor Lessner called for the item.

Ms. Couch spoke regarding this item. Ms. Couch stated that Council will need to read the caption of the resolution twice before acting as required by Texas statute.

The Council and staff had discussion regarding this item.

Mayor Lessner read the following caption:

"A RESOLUTION OF THE TOWN OF FAIRVIEW, TEXAS, TOWN COUNCIL RATIFYING AND APPROVING THE FISCAL YEAR 2024-2025 BUDGET AND BUDGETED PROJECTS OF THE TOWN OF FAIRVIEW COMMUNITY DEVELOPMENT CORPORATION; AND PROVIDING AN EFFECTIVE DATE."

No action was made on this item.

- c. Consider, discuss, and take any necessary action on Second Reading of a resolution authorizing the expenditure of Community Development Corporation funds for fiscal year 2024-2025 community development projects

Mayor Lessner called for the item.

Council member Doi read the following caption for the second time:

"A RESOLUTION OF THE TOWN OF FAIRVIEW, TEXAS, TOWN COUNCIL RATIFYING AND APPROVING THE FISCAL YEAR 2024-2025 BUDGET AND BUDGETED PROJECTS OF THE TOWN OF FAIRVIEW COMMUNITY DEVELOPMENT CORPORATION; AND PROVIDING AN EFFECTIVE DATE."

No action was made on this item.

- d. Consider, discuss, and take any necessary action on a resolution approving the budget and budgeted expenditures of Community Development

Corporation funds for fiscal year 2024-2025 community development projects
Mayor Lessner called for the item.

Council passed the motion by Council member Doi, seconded by Council member Connelly, to approve a resolution approving the budget and budgeted expenditures of Community Development Corporation funds for fiscal year 2024-2025 community development projects in a vote of Yes 6, No 0, Abstained 0.

- e. Consider, discuss, and take any necessary action on creating a funding process for Town legal fees

Mayor Lessner called for the item.

Ms. Couch spoke regarding this item. The Town has created a funded mechanism for members of the public to donate money to the Town to be used as needed for legal fees generated in relation to a recent zoning case.

The Council and staff had discussion regarding this item.

Council passed the motion by Council member Doi, seconded by Mayor Pro Tem Hubbard, to authorize the Town Manager start the donation website for Town of Fairview Zoning Defense fund in a vote of Yes 6, No 0, Abstained 0.

- f. Consider, discuss, and take any necessary action on Board & Commission Appointments

This item was not called for.

No action or discussion occurred.

8. Council and Staff Comments

Mayor Lessner called for any updates from staff or Council regarding items of community interest.

Mayor Lessner spoke regarding Rotary Club and a former Fairview Board & Commission member.

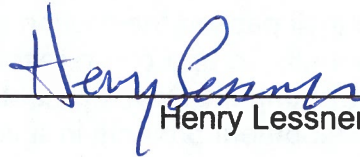
Mayor Pro Tem Hubbard spoke regarding Fairview restaurant Revolving Door.

10. Adjourn

Mayor Lessner adjourned the meeting at 8:56PM.

These minutes were approved by the Town Council on November 5, 2024.

APPROVED:


Henry Lessner, Mayor

ATTEST:


Joshua Stevenson, Town Secretary
Town of Fairview, Texas