



**NOTICE OF A REGULAR COUNCIL MEETING
FAIRVIEW TOWN COUNCIL
TOWN HALL COUNCIL CHAMBERS
372 TOWN PLACE
FAIRVIEW, TEXAS
TUESDAY, AUGUST 3, 2021
7:30 P.M
AGENDA
****RESULTS******

NOTICE IS HEREBY GIVEN in accordance with order of the Office of the Governor issued March 2, 2021, the Town of Fairview will conduct its Regular Meeting scheduled at 7:30 p.m. on Tuesday, August 3, 2021, located at Fairview Town Hall, 372 Town Place, Fairview, TX 75069 by telephone or video conference in order to continue the public health goal of limiting face-to-face meetings (also called “social distancing”) to slow the spread of the Coronavirus (COVID-19).

The meeting will also be open to the public to attend in person. The use of masks or face coverings is recommended.

This notice and meeting agenda will be posted online at fairviewtexas.org.

The telephonic/video meeting is hosted through RingCentral. To access the meeting via telephone/video conference click the below link:

<https://webinar.ringcentral.com/j/1489959296>

The public will be permitted to offer public comments as provided by the agenda and as permitted by the presiding officer during the meeting.

1. Call to Order **7:36 p.m.**
2. Pledge of Allegiance
3. Texas Pledge
4. Citizen’s Comment **Discussion Only (2:33)**
At this time, any person may address the Council regarding an item on this meeting agenda that is not scheduled for public hearing. Also, at this time, any person may address the Council regarding an item that is not on this meeting agenda. Each person will have up to five minutes. No discussion or action may be taken at this meeting on items not listed on this

agenda, other than to make statements of specific factual information in response to a citizen's inquiry or to recite existing policy in response to the inquiry.

5. Consent Agenda **Approved (9:21)**

- a. Approve the minutes of the July 6, 2021 Regular Council meeting.
- b. Approve the minutes of the July 12, 2021 Special Council meeting.
- c. Approve the minutes of the July 19, 2021 Special Council meeting.
- d. Discuss and consider a contract with Medical City of Plano regarding medical control, and take any necessary action.
- e. Approve an ordinance approving negotiated settlement between the Atmos Cities Steering Committee and Atmos Energy Corp., Mid-Tex Division regarding the company's 2021 rate review mechanism filing.

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. Reports from Staff, including any updates on project tracking reports and department activities **Discussion Only (10:20)**

- a. Monthly Financial Report – Period ending June 30, 2021
- b. Quarterly Financial Report – Period ending June 30, 2021
- c. Monthly Police Report – Period Ending July 31, 2021
- d. Monthly Fire Report – Period Ending July 31, 2021
- e. Town construction projects

7. Public Hearing **(37:35)**

- a. Hold a public hearing and consider approval of an ordinance granting a request for approval of a Conditional Use Permit (CUP) for a multi-use sports court. The 2.3-acre site is located at 1240 Stacy Road and is zoned for the (RE-2) Two-acre Ranch Estate District. Owner/Applicant: Francis Ngapout **Approved**
- b. Hold a public hearing and consider approval of an ordinance granting a request for approval of Major Warrants for a restaurant with a drive-thru for Salad & Go. The 1.3-acre site is generally located on the north side of Stacy Road, west of Highway 5 and is zoned for the (CPDD) Commercial Planned Development District with the Urban Village Sub-district. Applicant: Karis Smith with Jones & Carter, representing Village FV LTD **Approved**

8. Council Action/Discussion Items **(1:15:55)**

- a. Discuss and consider approval on a request for approval of a Final Plat of the Twin Oaks Addition. The 16.81-acre site is located on the south side of Country Club Road, east of Stoddard Road and is zoned for a (PC) Planned Center District with modified (RE-1.5) One-and-one-half-acre Ranch Estate District standards. Applicant: Tim Jackson, Tim Jackson Custom Homes representing owners Robert and Shannon Kelly **Approved**
- b. Discuss and consider approval on a request for approval of a Minor Final Plat of the Bankston Addition. The 3.3-acre tract of land is located at 651 Meandering Way and is zoned for the (RE-1) One-Acre Ranch Estate District. Applicant: David Surdukan, Surdukan Surveying, representing owner Dawn Bankston **Approved**
- c. Discuss and consider approval an amendment to Kimley-Horn professional services agreement for Frisco Rd final design **Approved**

- d. Discuss Town efforts toward US Postal Service consideration of a Fairview zip code. **Discussion Only**
 - e. Discuss budget process, meeting dates, and other related matters. **Discussion Only**
 - f. Discuss COVID-19 activities and actions and take any necessary action. **Discussion Only**
 - g. Discuss Boards & Commissions and take any necessary action.
9. 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.*

CLOSED SESSION (EXCEPTIONS) Under Tex. Gov't Code Chapter 551, the Town Council may enter closed session to discuss any items listed or referenced on a posted 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 CPDD developments, ordinances, agreements and financing; town contracts for services; town property, easements and infrastructure; drainage matters; town ordinances.

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

Section 551.074 Personnel - interview and/or evaluate applicants for appointment of all non-advisory boards and commissions; appointment of members of all non-advisory boards and commissions.

Section 551.089 – deliberation regarding security matters that may include security assessments or deployments relating to information resources technology; network security information; and the deployment, or specific occasions for implementation, of security personnel, critical infrastructure, or security devices.

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.

10. Adjourn **9:21 p.m.**

I, Tenitrus Bethel, 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 30th day of July 2021 at or before 5:00 p.m. and will remain continuously posted for at least 72 hours immediately preceding said meeting.

Tenitrus Bethel, Town Secretary

NOTICE OF ASSISTANCE AT THE PUBLIC MEETINGS:

The Town of Fairview Council Chambers is wheelchair 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.