



**NOTICE OF A  
MEETING OF THE  
FAIRVIEW TOWN COUNCIL  
TOWN HALL COUNCIL CHAMBERS  
372 TOWN PLACE, FAIRVIEW, TEXAS  
TUESDAY, MARCH 6, 2018  
7:30 P.M.  
AGENDA**

1. Call to Order
2. Pledge of Allegiance
3. Proclamations, Recognition and Awards
  - a. Mayor Culbertson to present a proclamation honoring the Delta Sigma Theta Sorority, Incorporated Collin County Alumnae chapter for 10 years of service.
  - b. Hear presentation from Ron Cox regarding the results of the Community Representative Group focus group meetings and take any necessary action.
4. Consent Agenda
  - a. Approve the minutes of the December 5, 2017, regular Council meeting.
  - b. Approve the minutes of the December 18, 2017, special Council meeting.
  - c. Approve the minutes of the January 2, 2017, regular Council meeting.
  - d. Approve the minutes of the February 6, 2017, regular Council meeting.
  - e. Approve an ordinance authorizing a rate review mechanism pertaining to gas utility rates.
  - f. Approve an Interlocal agreement with the City of Plano regarding employee training opportunities.
  - g. Approve an amendment to the Pro Rata ordinance related to drainage improvements.

*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.*

5. Public Hearings
  - a. Conduct a public hearing, consider and take action on a request for approval of request to rezone 64.03-acres of land to the (PC) Planned Center District with modified (RE-1) One-acre Ranch Estates District design standards. The site is

generally located east of Stoddard Road, between Country Club Road and Hart Road and is zoned for the (RE-3) Three-acre Ranch Estate District, (RE-1) One-acre Ranch Estate District and (PC) Planned Center District for the Fairview Country Day School. Applicant: Stephen DiNapoli, DiNapoli Development, LLC representing Shannon and Robert Kelly, Diane and Michael Pezzulli and Mark and Morgan Stoddard. (ZA2017-01)

6. Action/Discussion Items

- a. Consider, discuss and take any necessary action on a resolution of public necessity for acquisition of private property for a trail easement on Parker Estates property and authorizing the Town Manager to acquire property by any lawful means including eminent domain.
- b. Consider, discuss and take any necessary action on a resolution of public necessity for acquisition of private property for a trail easement on Soest Ltd property and authorizing the Town Manager to acquire property by any lawful means including eminent domain.
- c. Discuss planning for future town facilities, including citizen committee process, facility planning process and take any necessary action.
- d. Consider, discuss and take any necessary action on replacement LED fixtures for Fairview Parkway.
- e. Consider and discuss an update from Councilmember Hendricks regarding the McKinney Airport Advisory Committee's update to the Airport Master Plan and Layout Plan.

7. 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.*

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

- a. Monthly Financial Report – Period ending December 31, 2017
- b. Stacy Road update

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.*

10. **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 subdivision platting issue; environmental, and natural resource regulations including dispute regarding landscaping requirements, ordinances and applications; roadway, drainage and dispute regarding drainage improvements, and town facilities; boards and committees; CPDD development improvements and financing.

**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** - appointment of members of all non-advisory boards and commissions.

**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.

11. **Adjourn**

I, Adam Wilbourn, Alternate 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 2<sup>nd</sup> day of March, 2018 at or before 5:00 p.m. and will remain continuously posted for at least 72 hours immediately preceding said meeting.

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Adam Wilbourn, Alternate 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.