

**TOWN COUNCIL  
MEETING MINUTES  
FEBRUARY 6, 2024**

The Town Council met in regular session on Tuesday, February 6, 2024, at 6:00 p.m. at 372 Town Place, Fairview, Texas.

Council Present: Mayor Henry Lessner, Mayor Pro Tem John Hubbard, and Councilmembers Rich Connelly, Gregg Custer, Ricardo Doi, Larry Little, and Ken Logsdon.

Board and Commission Members Present: John Adler, Technology Advisory Committee.

Staff present included Town Manager, Julie Couch; Assistant Town Manager Adam Wilbourn; Town Attorney, Clark McCoy; Town Engineer, James Chancellor; Planning Manager, Israel Roberts; Fire Chief, Jeff Bell; Police Chief, Chris Chandler; CFO Steven Ventura; HR Director Whitney Casey; Communications and Marketing Manager, Karin Anderson; Economic Development Manager, Dave Quinn; and Town Secretary, Joshua Stevenson.

Mayor Lessner called the meeting to order at 6:00 p.m. and declared a quorum was present.

At 6:01 p.m., 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; 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 551.076 and 551.089** - Deliberation Regarding Security Devices or Security Audits - (1) the deployment, or specific occasions for implementation, of security personnel or devices; or (2) a security audit; (3) security assessments or deployments relating to information resources technology; (4) network security information as described by Section 2059.055(b) of the Texas Government Code; or (5) the deployment, or specific occasions for implementation, of security personnel, critical infrastructure, or security devices.”
- E. **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 called the regular session to order at 7:30 p.m. and invited everyone to stand for the Pledge of Allegiance and the Texas State pledge.

There were eleven (11) members of the public present in the audience when the meeting was called to order.

**COMMITTEE REPORT:**

John Adler, Chairman of the Technology Advisory Committee, presented a report to Council.

**CITIZEN COMMENT:**

Mayor Lessner called for Citizen's Comments.

Caitlyn Mullins, at 1070 Pecan Drive, Fairview, TX, spoke regarding drainage issues in Foxglenn subdivision.

Bill Leslie, at 1071 Pecan Drive, Fairview, TX, spoke regarding drainage issues in Foxglenn subdivision.

**CONSENT AGENDA:**

All items listed under the Consent Agenda are considered routine and are 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.

Councilmember Logsdon motioned to approve the Consent agenda. Mayor Pro Tem Hubbard seconded, and the motion passed unanimously by the Council present.

The following Consent items were approved: 5(A) Approve the minutes of the January 10, 2024, Regular Council meeting; 5(B) Approve an ordinance calling the May 4, 2024 General Election and authorizing the Town Manager to execute a joint agreement with Collin County for the provision of election services; 5(C) Authorize the Town Manager to approve using \$8,786.70 out of forfeited funds to purchase police equipment; 5(D) Approve a resolution authorizing continued participation with the Oncor Cities Steering Committee and payment of assessed dues for 2024.

**REPORTS FROM STAFF:**

Mr. Ventura reviewed the monthly financial report for the period ending December 31, 2023, and the quarterly investment report for the period ending December 31, 2023.

Police Chief Chandler reviewed the monthly police report for the month of January 2024 and the annual racial profiling report for 2023.

Fire Chief Bell reviewed the monthly fire report for the month of January 2024.

Mr. Chancellor provided an update on Town construction projects.

**PUBLIC HEARING – TOWN OF FAIRVIEW SUBDIVISION REGULATIONS:**

Mayor Lessner introduced agenda item 7(A), Conduct a public hearing to consider, discuss, and take any necessary action on possible changes to the Town of Fairview Subdivision regulations and an amendment to the Town of Fairview fee schedule relating to Park Land Dedication and Park Development Fees.

Mr. Roberts spoke regarding the item and explained the changes made to the ordinance.

David Jones from Freese and Nichols was present for questions.

The Council and staff had discussion related to this item.

Mayor Lessner opened the public hearing.

No one came forward to speak.

Mayor Lessner closed the public hearing.

Councilmember Doi made a motion to approve the ordinance related to the Town of Fairview subdivision regulations and fee schedule. Councilmember Custer seconded, and the motion passed unanimously by Council present.

**COUNCIL ACTION – MINOR FINAL PLAT OF THE THIND ADDITION:**

Mayor Lessner introduced agenda item 8(A), Consider, discuss, and take any necessary action on a request for approval of a minor Final Plat of the Thind Addition. The 4.9-acre, two (2) lot residential subdivision, is located at 1301 Stacy Road and is zoned for the (RE-2) Two-acre Ranch Estate District. Owner/Applicant: Andy Thind.

Mr. Roberts spoke regarding the item and stated that the Plat meets all Town requirements. Staff recommend approval.

The Council and staff had discussion related to this item.

The applicant spoke regarding this item.

Councilmember Doi made a motion to approve the minor Final Plat for the Thind Addition as presented. Councilmember Connelly seconded, and the motion passed unanimously by Council present.

**COUNCIL ACTION – PRELIMINARY PLAT OF THE ORR ROAD ESTATES ADDITION:**

Mayor Lessner introduced agenda item 8(B), Consider, discuss, and take any necessary action on a request for approval of a Preliminary Plat of the Orr Road Estates Addition. The 19.7-acre tract of land contains six (6) residential lots, is located at the southwest corner of Orr Road (FM 317) and Stacy Road, and is zoned for the (RE-2) Two-acre Ranch Estate District. Applicant: Doug Mousel, JW Partners LTD., representing owners Brian and Janna Jarvis.

Mr. Roberts spoke regarding the item and stated that the Plat meets all Town requirements. Staff recommend approval.

The Council and staff had discussion related to this item.

The applicant spoke regarding the item.

Councilmember Connelly made a motion to approve the Preliminary Plat of the Orr Road Estates Addition as presented. Mayor Pro Tem Hubbard seconded, and the motion passed unanimously by Council present.

**COUNCIL ACTION – PROCEDURES RELATED TO ONLINE PUBLIC MEETINGS AND CITIZEN COMMENTS:**

Mayor Lessner introduced agenda item 8(C), Consider, discuss, and take any necessary action on procedures related to online public meetings and citizen comments.

Ms. Couch spoke regarding the item.

The Council and staff had discussion related to this item.

Councilmember Custer made a motion to approve the resolution as presented. Councilmember Little seconded, and the motion passed unanimously by Council present.

**COUNCIL ACTION – CHANGE ORDER TO FAIRVIEW CROSSING CONSTRUCTION PROJECT FOR A LEFT TURN LANE ON SH5:**

Mayor Lessner introduced agenda item 8(D), Consider, discuss, and take any necessary action regarding a change order to the Fairview Crossing construction project.

Mr. Chancellor presented the item.

The Council and staff had discussion related to this item.

Mayor Lessner made a motion to approve the change order in the amount of \$119,265.70 for the Fairview Crossing construction project. Councilmember Doi seconded, and the motion passed unanimously by Council present.

**COUNCIL DISCUSSION – CODE ENFORCEMENT MATTERS:**

Mayor Lessner introduced agenda item 8(E), Discuss a review of code enforcement matters and take any necessary action.

Ms. Couch spoke regarding this item.

The Council and staff had discussion related to this item.

No action was taken regarding this item.

**UPDATES FROM COUNCIL AND STAFF:**

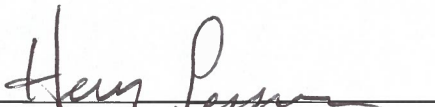
Mayor Lessner called for any updates from staff or Council regarding items of community interest.

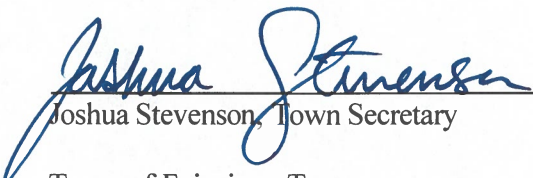
Mr. Wilbourn spoke regarding the citizen survey.

**ADJOURNMENT:**

Mayor Lessner adjourned the meeting at 9:07 p.m.

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

  
Henry Lessner, Mayor

  
Joshua Stevenson, Town Secretary  
Town of Fairview, Texas

