



**NOTICE OF A
MEETING OF THE
FAIRVIEW TOWN COUNCIL
TOWN HALL COUNCIL CHAMBERS
372 TOWN PLACE, FAIRVIEW, TEXAS
TUESDAY, FEBRUARY 5, 2013
6:30 P.M.
AGENDA RESULTS**

1. Call to order.
2. Town Council Recesses into executive session.

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; EEOC charge 450-2013-00441; Pending litigation: *Lisa Mitchell v. Town of Fairview, et al.*, Civil Action No. 3:12-cv-01901-B, in the U.S. District Court for the Northern District of Texas; *Oscar Price v. Town of Fairview, et al.*, Civil Action No. 3:12-cv-02374-O, in the U.S. District Court for the Northern District of Texas; Town Hall building; Creekwood North emergency access easement.

Section 551.072 Real Property – land and utility system acquisition

Section 551.087 Economic Development – CPDD Development

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.

3. Town Council Reconvenes into regular session and may consider and take action as appropriate on any executive session item. (*approximately 7:30 pm*)

4. Pledge of allegiance.
5. Consent agenda.

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.

- a. Approve minutes of the January 8, 2013 regular council meeting. **APPROVED**
 - b. Approve minutes of the January 11/12, 2013 council/staff retreat. **APPROVED**
 - c. Approve an ordinance calling the May 2013 election. **APPROVED**
 - d. Approve a change order regarding the town's meter building. **APPROVED**
6. Consider and take action regarding an agreement with property owners concerning emergency access easement and private easement between Meandering Way and Creekwood North. **NO ACTION TAKEN**
7. Consider and take action regarding ratifying the town's vision and mission statement. **APPROVED**
8. **ZA2013-01**: Conduct a public hearing, consider, and take any necessary action, and approve an ordinance on a request for approval of Conditional Use Permit (CU) Zoning in order to allow for a sports court on a property that is zoned One-acre Ranch Estate (RE-1) and is specifically located at 450 Palomino Way, being Lot 8 of the Bridlegate subdivision. **APPROVED**
9. **ZA2013-06**: Conduct a public hearing, consider, and take any necessary action, and approve an ordinance on a request for rezoning to the Planned Center (PC) zone for a tract of land that is approximately 33.28 acres, zoned Two-acre Ranch Estate (RE-2) and is generally located south of Stacy Road and 200 feet west of Orr Road. **APPROVED**
10. **SP2013-01**: Conduct a public hearing, consider, and take any necessary action on a request for approval of a Site Plan for the first phase of the Crossroads at Fairview, a multi-phased commercial development that is within Zone J (Southern Ceremonial Parkway Zone) of the Commercial Planned Development District (CPDD), and is generally located at the northwest corner of the Fairview Parkway and Fairview Village Road intersection. **APPROVED**
11. **FP2013-01**: Discuss, consider, and take any necessary action on a request for approval of a Final Plat for the Crossroads at Fairview Addition, a 5.942 acre multi-phased commercial development that is within Zone J (Southern Ceremonial Parkway Zone) of the Commercial Planned Development District (CPDD), and is generally located at the northwest corner of the Fairview Parkway and Fairview Village Road intersection. **APPROVED**
12. **PP2013-02**: Discuss, consider, and take any necessary action on a request for approval of a Preliminary Plat for a 5.09 acre tract of land situated in the Calvin Boles Survey – Abstract No. 28, that is zoned Two-acre Ranch Estate (RE-2) and is generally located north of Stacy Road and 2,000 feet west of Orr Road. **APPROVED**

13. **VP2013-01:** Discuss, consider, and take any necessary action on a request for approval of a Vacating Plat for the Fairview Ranch Estates, Phase I subdivision that is generally located at the southwest corner of Hart Road and Country Club Road. **APPROVED**
14. **VP2013-02:** Discuss, consider, and take any necessary action on a request for approval of a Vacating Plat for the Fairview Ranch Estates, Phase II subdivision that is generally located west of Country Club Road and 625 feet south of Hart Road. **APPROVED**
15. **ZA2013-03:** Conduct a public hearing, consider, and take any necessary action and approve an ordinance on a request to change the zoning boundaries of a 16.835 acre tract of land situated in the Samuel Sloan Survey – Abstract No. 791, that is zoned One-acre Ranch Estate (RE-1) and One-and One Half-acre Ranch Estate (RE-1.5), and is generally located at the southwest corner of Hart Road and Country Club Road. **APPROVED**
16. **PP2013-01:** Discuss, consider, and take any necessary action on a request for approval of a Preliminary Plat for a 16.835 acre tract of land situated in the Samuel Sloan Survey – Abstract No. 791, that is zoned One-acre Ranch Estate (RE-1) and One-and One Half-acre Ranch Estate (RE-1.5), and is generally located at the southwest corner of Hart Road and Country Club Road. **NO ACTION TAKEN**
17. Hear presentation and discuss water rate study and consider action on an ordinance adjusting utility rates and take any necessary action. **APPROVED**
18. Consider an amendment to the town's code regulations governing pro rata fee and reimbursement for oversizing. **APPROVED**
19. Receive update regarding the town's salary classification plan/ benefits plan study and consider and take any necessary action. **APPROVED TO MOVE FORWARD WITH COMPARISON STUDY**
20. 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.

21. Receive reports from Staff, including any updates on project tracking reports, 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."*
22. Adjourn. **10:03 p.m.**

I, Michelle Lewis Sirianni, 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 February, 2013 at 4:00 p.m. and will remain continuously posted for at least 72 hours immediately preceding said meeting.

Michelle Lewis Sirianni, 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.