



**NOTICE OF A
MEETING OF THE
FAIRVIEW TOWN COUNCIL
TOWN HALL COUNCIL CHAMBERS
372 TOWN PLACE, FAIRVIEW, TEXAS
JUNE 4, 2013
6:30 P.M.
AGENDA**

1. Call to order.
2. Proclamations, Recognition, and Awards
 - a. Administer Oaths to newly elect council members.
 - b. Presentation to Sim Israeloff.
 - c. Presentation to Ron Kasian
 - d. Presentation to John Fraser.
3. 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, including the following:

EEOC charge 450-2013-00441; *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.

Section 551.074 Personnel- including – non-advisory boards and commissions.

Section 551.087 Economic Development – discuss particulars regarding an economic development prospect.

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.

4. Town Council Reconvenes into regular session and may consider and take action as appropriate on any executive session item. **(approximately 8:00)**
5. Pledge of allegiance.
6. Proclamations, Recognition, and Awards
 - a. Presentation by the Police Department.
 - b. Lifesaving Awards presented by the Fire Department.
7. Consent agenda.
 - a. Approve minutes of the May 7, 2013 regular council meeting.
 - b. Approve minutes of the May 10, 2013 special council meeting.
 - c. Approve minutes of the May 21, 2013 special council meeting.
 - d. Approve an Amending Plat of Lot 3R, Block C, of the Montecito Estates Addition in order to combine Lots 3 and 4 into a single lot.
 - e. Approve a request to deed town-owned property to TxDOT in order to satisfy right-of-way acquisition requirements for the Stacy Road re-construction project.

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.

8. Public Hearings/Action

- a. Conduct a public hearing, consider, and take any necessary action on a request for approval of an Amended Concept Plan for a proposed multi-family residential development on a 24.40± acre tract of land that is situated in the Joseph Dixon Survey, Abstract No. 275, zoned Commercial Planned Development (CPDD) District, Zone D, and is generally located west of SH 5 and north of Meandering Way. **(CP2013-01)**
- b. Conduct a public hearing, consider, and take any necessary action on a request for approval of Conditional Use Permit (CU) Zoning in order to allow for an accessory structure on a property that is zoned One-Acre Ranch Estate (RE-1) and is specifically located at 111 Summer Hill Lane, being Block 3, Lot 21 of the Summer Hill Farms subdivision. **(ZA2013-13)**
- c. Conduct a public hearing, consider, and take any necessary action on an ordinance amending Chapter 14 (Zoning), Article 14.02 in order to amend the definitions, the principle permitted uses of the One-Acre Ranch Estate Zone (RE-1) and the specific zone requirements for the One-Acre (RE-1), One-and-One-Half-Acre (RE-1.5), Two-Acre (RE-2), and Three-Acre (RE-3) Ranch Estate Zones. **(ZA2013-11)**

- d. Conduct a public hearing, consider, and take any necessary action on an ordinance amending Ordinance #2005-62, the Planned Center District for the Blue Grass Farms Subdivision, in order to amend the planned center zoning regulations that govern this subdivision. **(ZA2013-14)**
- e. Conduct a public hearing, consider, and take any necessary action on an ordinance amending Ordinance #2008-6-3E, the Planned Center District for the Montecito Estates Subdivision, in order to amend the planned center zoning regulations that govern this subdivision. **(ZA2013-15)**
- f. Conduct a public hearing, consider, and take any necessary action on an ordinance amending Ordinance #2010-8-3A, the Planned Center District for the Collinwood Acres and the Collinwood Acres North Subdivisions, in order to amend the planned center zoning regulations that govern these subdivisions. **(ZA2013-16)**
- g. Conduct a public hearing, consider, and take any necessary action on an ordinance amending Chapter 14 (Zoning), Article 14.02, Section 14.02.011, in order to clarify the maximum building height for accessory buildings. **(ZA2013-17)**

9. Action/Discussion Items

- a. Discuss Boards and Commission and take any necessary action.
- b. Receive quarterly budget update.

10. 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.

- 11. Receive reports from Staff, including any updates on water conservation, 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."*

12. Adjourn.

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 31st day of May, 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.