



**NOTICE OF A  
MEETING OF THE  
FAIRVIEW TOWN COUNCIL  
TOWN HALL COUNCIL CHAMBERS  
372 TOWN PLACE, FAIRVIEW, TEXAS  
TUESDAY, SEPTEMBER 3, 2013  
6:30 P.M.  
AGENDA**

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, including the following:

*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; NTMWD easements; expansion of Collin County regional airport; Milligan water contract.

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

Section 551.072 Real property - land acquisition.

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.

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

4. Pledge of allegiance.

5. Proclamations, Recognition, and Awards

- a. Proclamation presented to the Daughters of the American Revolution.
- b. Recognition of a grant to the Fire Department by CoServe.
- c. Presentation by Chief Price.

6. Consent agenda.

- a. Approve minutes of the August 1, 2013 worksession meeting.
- b. Approve minutes of the August 6, 2013 regular council meeting.
- c. Approve a prorata ordinance to reimburse town for 12" water main installation along Stacy Road.
- d. Approve an amendment to Ordinance 2003-0035 amending Article 4.05, Alarm Systems, related to tracking periods and court costs.

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.

7. Public Hearings/Action

- a. Conduct a public hearing, consider, and take any necessary action on a request for approval of a Conditional Use Permit 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 981 Briardale Court, being Block A, Lot 8 of the Fairview Meadows subdivision. **(ZA2013-22)**
- b. Conduct a public hearing, consider, and take any necessary action on a request for approval of a Special Use Permit in order to allow for the establishment of a Farmer's Market on a property that is zoned Commercial Planned Development District (CPDD) – Zone K, being Block A, Lot 5C of the Village at Fairview Addition. **(ZA2013-24).**
- c. Conduct a public hearing regarding amending the 2012-13 fiscal year budget, the 2013-14 budget including the 2013-14 ad valorem tax rate, and take any necessary action.
- d. Hold a Public Hearing and consider approving an ordinance modifying the town's TMRS retirement eligibility policy from 25 years to 20 years.

8. Action/Discussion Items

- a. Discuss, consider, and take any necessary action on a Developer's Agreement and a request for approval of a Final Plat for a 3.00± acre tract of land situated in the Samuel Sloan Survey – Abstract No. 28, that is zoned One-and-One-Half-Acre Ranch Estate (RE-1.5) and is generally located 1,600 feet south of Hart Road and east of the Oakwood Estates subdivision.

- b. Receive a presentation, discuss, and consider a request from Jacobs to serve as the town's planning consultant for an update of the CPDD Master Plan, and take any necessary action.
- c. Discuss Boards and Commissions and take any necessary action.
- d. Discuss and consider awarding a proposal for town insurance and take any necessary action.
- e. Discuss and consider a resolution creating an ad hoc committee to create community event(s), and take any necessary action.
- f. Discuss and consider an ordinance on the proposed 2013-14 ad valorem tax rate, and take any necessary action.
- g. Discuss and consider a resolution ratifying the 2013-14 property tax rate and take any necessary action.
- h. Discuss and consider an ordinance amending the 2012-13 fiscal year budget, and take any necessary action.
- i. Discuss and consider an ordinance approving the proposed 2013-14 budget, and take any necessary action.
- j. Discuss and consider a RFQ regarding the town's facilities planning and take any necessary action.
- k. Discuss and consider an ordinance amending Appendix A of the town's fee schedule regarding utility rates and charges, and take any necessary action.
- l. Discuss and consider an agreement with Milligan Water Supply Corporation, and take any necessary action.

## 9. 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.

- 10. Receive reports from Staff, including any updates on Stage 3 watering and/or 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."*

## 11. 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 30<sup>th</sup> day of August, 2013 at 4:00 p.m. and will remain continuously posted for at least 72 hours immediately preceding said meeting.

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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.