NOTICE OF A
MEETING OF THE
FAIRVIEW TOWN COUNCIL
TOWN HALL COUNCIL CHAMBERS
372 TOWN PLACE, FAIRVIEW, TEXAS
TUESDAY, OCTOBER 1, 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.

   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 and hotel agreement.

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. Arbor Day Proclamation.

6. Consent agenda.

    a. Approve minutes of the September 3, 2013 regular council meeting.
    b. Consider an ordinance renewing a franchise agreement with Oncor.
    c. Consider an ordinance adopting Atmos Mid-Tex natural gas rates.

    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 to Replat an 8.480± acre tract of land that is zoned Commercial Planned Development District (CPDD), Zone K, and is generally located east of Convention Drive and north of Murray Farm Road, being Lot 2R, Block A, of the Village at Fairview – North Addition. **(R2013-02).**

    b. Conduct a public hearing, consider, and take any necessary action on a request for approval of an amendment to the Blue Grass Farms Subdivision Zoning Development Plan and a Replat of Lot 17R of the Blue Grass Farms Subdivision, a 14.3516 ± acre property that is zoned Planned Center (PC), generally, to subdivide the property in order to create four single-family residential lots. **(R2013-01)**

    c. Conduct a public hearing, consider, and take any necessary action on a request to adopt an ordinance amending the land use designation and zoning for three tracts of land comprised of 57.018± acres and situated in the Robert Fitzhugh Survey, Abstract No. 317, and generally located north of Stacy Road and 450' west of Kentucky Lane, which are currently zoned Agriculture (AG) and categorized as Residential Estate Country (REC) on the Future Land Use Plan, to the Residential Estate (RE) land use designation and the Planned Center (PC) Zoning District, generally, in order to initiate a development comprised of thirty-four (34) single-family residential lots. **(ZA2013-25).**

    d. Conduct a public hearing, consider, and take any necessary action on a request for approval of a Site 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. **(SP2013-02)**

8. Action/Discussion Items

a. Consider an ordinance authorizing the issuance and sale of Town of Fairview, Texas, Combination Tax and Limited Surplus Revenue Certificates Of Obligation, Series 2013; levying an annual ad valorem tax and providing for the security for and payment of said certificates; approving an official statement; authorizing the execution of purchase agreement; providing an effective date; and enacting other provisions relating to the subject.

b. Consider an ordinance authorizing the issuance of Town of Fairview, Texas, General Obligation Refunding Bonds, Series 2013; levying an annual ad valorem tax and providing for the security for and payment of said bonds; approving an official statement; authorizing the execution of purchase agreement and escrow agreement; providing an effective date; and enacting other provisions relating to the subject.

c. Discuss and consider awarding bid to Peachtree Construction for the 2013 residential street improvements, and take any necessary action.

d. Discuss and consider approving water main easements to NTMWD for distribution lines on town owned properties, and take any necessary action

e. Discuss Boards/Commissions and take any necessary action.

f. Discuss and consider an ordinance establishing credit card processing fees to utility accounts, and take any necessary action.

g. Discuss and consider an agreement with Lowen Fairview, LP regarding the Residence Inn Hotel.

h. Discuss and consider an inter-local agreement with the City of Wylie regarding dispatch services with the town, and take any necessary action.

i. Discuss and consider an inter-local agreement with the City of Allen and Plano regarding dispatch services with the town, 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, and an update on roadway construction schedules.

11. 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."

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 27th day of September, 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.