

AGENDA
FORNEY CITY COUNCIL
Tuesday, January 8, 2019
6:30 p.m. Regular Meeting
City Hall, 101 E. Main Street, Forney, Texas 75126

I. CALL TO ORDER

II. INVOCATION / PLEDGE OF ALLEGIANCE – COUNCIL MEMBER KEVIN MOON

III. OPEN FORUM/CITIZEN COMMENTS

This is the public's opportunity to address the City Council on any matter related to the City. However, in accordance with the Texas Open Meetings Act, Section 551.041, the City Council cannot discuss, consider, or take action on matters not listed on the agenda. The City Council will receive citizen comments, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda. As described in the City's Public Meeting Procedures, comments will be limited to three (3) minutes.

IV. DISCUSSION ONLY ITEMS

1. Potential 2019 City events.

V. APPROVAL OF MINUTES

1. Consider approval of the Minutes from the December 4, 2018, City Council Meeting.

Documents:

[12-04-18 minutes.pdf](#)

VI. CONSENT AGENDA

[The items on the Consent Agenda are considered to be self-explanatory by the Council and will be enacted in one motion. There will be no separate discussion of these items unless requested by a Council Member.]

1. Consider approval of a Resolution ordering the General Election for May 4, 2019, and take any action necessary. [Comenta y considerar la aprobación de una Resolución que ordena la Elección General el 4 de mayo de 2019, y tomar las medidas necesarias.]

Documents:

[Item Summary -- Call May 4, 2019 Election.pdf](#)
[R19-01 -- call general election.pdf](#)
[EV locations and times May 4 2019.pdf](#)
[election day polling locations.pdf](#)

2. Consider approval of a site plan for Goodyear, located at the southwest corner of S. Gateway Boulevard and U.S. Highway 80.

Documents:

[Item Summary-Goodyear Site Plan.pdf](#)
[Exhibits-Goodyear Site Plan.pdf](#)

3. Consider approval of a final plat for Gateway Parks Addition, Phase 4B, located

northwest of the intersection of S. Gateway Boulevard and Holly Creek Road.

Documents:

[Item Summary-Gateway Parks Phase 4B.pdf](#)
[Exhibit-Gateway Parks Phase 4B.pdf](#)

4. Consider a Resolution awarding a contract to Patterson Professional Services, LLC for construction services for the Weaver Lift Station Project, and all related issues.

Documents:

[ITEM SUMMARY - Weaver Lift Station 01.08.2019.pdf](#)
[R19-03 -- D20190103 Weaver Lift Station - Patterson Professional Services LLC Agreement Resolution.pdf](#)
[Exhibit A - Ltr of Recommendation \(Rebid\).pdf](#)
[Exhibit B - Budget Estimate for Weaver LS - Rebid \(rev 1\).pdf](#)
[Exhibit C - Weaver Lift Station Location Map.pdf](#)

5. Consider approval of and acceptance of the Public Improvements for Park Trails Phase 3.

Documents:

[Item Summary - Park Trails Phase 3 Acceptance.pdf](#)
[City Eng - recommendation to accept.pdf](#)
[Park Trails Ph 3-Escrow letter-signed.pdf](#)

6. Consider approval of and acceptance of the Public Improvements for Victory at Forney.

Documents:

[Item Summary - Victory at Forney Acceptance.pdf](#)
[City Eng - recommendation to accept Victory at Forney.pdf](#)

VII. PUBLIC HEARING ITEMS / ACTION ON PUBLIC HEARING ITEMS

1. Hold a public hearing and discuss and consider approval of an Ordinance to zone property from Agricultural District to Planned Development District with single-family residential base zoning. The property consists of approximately 348.82 acres of land located south of Forney High School, on the south, east, and west sides of F.M. 741. [Read Ordinance Caption]

Documents:

[Item Summary-Whaley Farms PD.pdf](#)
[Exhibits-Whaley Farms PD.pdf](#)

2. Hold a public hearing and discuss and consider approval of an Ordinance to zone property to Planned Development District with single-family residential base zoning. The property consists of approximately 124.716 acres of land located north of High Country Lane and southwest of the Lakewood Trails subdivision in the City of Forney ETJ. [Read Ordinance Caption]

Documents:

VIII. DISCUSSION / ACTION ITEMS

1. Vision 2025 -- Goals/Initiatives

Documents:

[City of Forney Goals and Initiatives_v2.pdf](#)

2. Discuss and consider approval of the authorization to allow staff to seek construction bids for the Trailhouse Roadway Project, and all related issues.

Documents:

[ITEM SUMMARY - Trailhouse Project 01.08.2019.pdf](#)
[Exhibit A Trailhouse Road Location Map.pdf](#)
[Exhibit B Updated Letter 12-24-18 Trailhouse Cost Estimate.pdf](#)
[Exhibit C and D Scope and Schedule.pdf](#)

3. Discuss and consider approval of a market adjustment for Community Waste Disposal for the solid waste collection and recycling services agreement.

Documents:

[CWD Letter.pdf](#)
[Item Summary-CWD market adjustment.pdf](#)

4. Discuss and consider an ordinance amending the Code of Ordinances, Article 12.05, "Truck Routes" to amend the designated truck routes for commercial motor vehicles. [Read Ordinance Caption]

Documents:

[12.05 Ordinance Change Summary Report_Legal Review.pdf](#)
[019-03 -- D20190102 Truck Routes Ordinance.pdf](#)

5. Discuss and consider approval of an Ordinance annexing an approximate 29.224 acres, owned by Pacific & Pinson, situated in the J. Lopez Survey, Abstract No. 286, Kaufman County, Texas, Kaufman CAD Property ID 9187, generally located on the north side of FM 740, east of Clements Drive. [Read Ordinance Caption]

Documents:

[D20181231 29.224 Acres Annexation - Pacific and Pinson Ordinance Summary Form.pdf](#)
[D20181231 Ordinance Annexing Territory-29.224 Acres - Pacific and Pinson.pdf](#)
[Exhibit B Service Plan - Forney.pdf](#)
[Map 9187.pdf](#)

6. Discuss and consider approval of an Ordinance annexing an approximate 48.717 acres, owned by Helen M. Whaley, situated in the A. Hyer Survey, Abstract No. 203, Kaufman County, Texas, Kaufman CAD Property ID 7810, generally located on FM 741 adjacent to the southern boundary of the city limits. [Read Ordinance Caption]

Documents:

[D20181231 48.717 Acres Annexation - Helen M. Whaley Ordinance Summary Form.pdf](#)
[D20181231 Ordinance Annexing Territory-48.717 Acres - Helen M. Whaley.pdf](#)
[Exhibit B Service Plan - Forney.pdf](#)
[Map 7810.pdf](#)

7. Discuss and consider approval of an Ordinance annexing an approximate 51.431 acres, owned by Whaley Investments, Ltd., situated in the A. Hyer Survey, Abstract No. 203, Kaufman County, Texas, Kaufman CAD Property ID 7865, generally located on FM 741 adjacent to the southern boundary of the city limits. [Read Ordinance Caption]

Documents:

[D20181231 51.431 Acres Annexation - Whaley Investments, Ltd. Ordinance Summary Form.pdf](#)
[D20181231 Ordinance Annexing Territory-51.431 Acres - Whaley Investments, Ltd..pdf](#)
[Exhibit B Service Plan - Forney.pdf](#)
[Map 7865.pdf](#)

8. Discuss and consider approval of a Resolution supporting the continuation of Chapter 312 Tax Abatements for Economic Development.

Documents:

[Item Summary Chapter 312 Tax Abatement Resolution .pdf](#)
[Minutes 12.12.18.pdf](#)
[Resolution of the FEDC Board supporting continuation of Chapter 312 Tax Abatements.pdf](#)

9. Discuss and consider approval of an Ordinance amending the 2018-19 Fiscal Year Budget transferring \$50,649 from the EDC Fund Balance to the EDC Project Expense line item in support of an economic development incentive to Deen Kubota for their new facility.

Documents:

[Item Summary Deen Implement Incentive .pdf](#)
[FEDC Minutes 10.11.18.pdf](#)
[Deen Kubota Incentive Application.pdf](#)
[Ordinance-Budget amendment for EDC Deen Incentive.pdf](#)

IX. CITY MANAGER'S REPORT

THE CITY MANAGER WILL DISCUSS CURRENT CITY ACTIVITIES, UPCOMING MEETINGS, FUTURE LEGISLATIVE ACTIVITIES, AND OTHER RELATED MATTERS FOR POSSIBLE ACTION, INCLUDING THE FOLLOWING:

Department Reports: Fire, Finance, Police, Municipal Court
Commendations
Citizen Complaints -- Actions taken or to be taken
Code Enforcement Issues
Upcoming Special Events
Personnel Changes
Public Works/Streets Projects, Repairs or Construction
Parks Issues

Building Inspection Issues
Special Projects or Activities
Budget and Finance Issues
CIP Projects

X. COUNCIL COMMENTS

PURSUANT TO SECTION 551.0415 TEX. GOV'T CODE, CITY COUNCIL MEMBERS MAY MAKE A REPORT ABOUT ITEMS OF COMMUNITY INTEREST DURING A MEETING OF THE GOVERNING BODY WITHOUT HAVING GIVEN NOTICE OF THE REPORT. 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, except that a discussion regarding a change in the status of a person's public office or public employment is not an honorary or salutary recognition for purposes of this subdivision;
- 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.

XI. EXECUTIVE SESSION

Pursuant to the Open Meetings Act, Chapter 551, Texas Government Code, Sections 551.071, 551.072, 551.073, 551.074, 551.076 and 551.087. Executive Session may be held, under these exceptions, at the end of the Regular Meeting or at any time during the meeting that a need arises for the Council to seek advice from the City Attorney's Office as to the posted subject matter of this City Council meeting.

1. Consult with legal counsel regarding pending or contemplated litigation or a settlement offer and/or matters in which the duty of the attorney to the governmental body under Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Texas Government Code (Tex. Gov't Code Section 551.071):
 - a. Soah Docket No. 471-17-4964.WS; PUC Docket No. 46662--Pet. of Plano, et al.
 - b. PUC Docket No. 47814--Pet. of Talty SUD, et al.
2. Discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations, or to deliberate the offer of a financial or other incentive to a business prospect (Tex. Gov't Code Section 551.087):
 - a. Project Eagle
 - b. Project Falcon
 - c. Economic Development Project -- Kroger South

XII. TAKE ANY ACTION NECESSARY AS A RESULT OF EXECUTIVE SESSION

XIII. ADJOURNMENT

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's office at 972-564-7302 or FAX 972-564-7349 for further information. Braille is not available.

I, Dorothy Brooks, City Secretary for the City of Forney, Texas, do hereby certify that this Agenda was posted at City Hall, in a place readily accessible to the general public at all times, on the 4th day of January 2019, at 5:00 p.m. and remained so posted for at least 72 continuous hours preceding the scheduled time of said meeting.