

AGENDA
FORNEY CITY COUNCIL
Tuesday, August 20, 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 – MAYOR MARY PENN

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. APPROVAL OF MINUTES

1. Consider approval of the Minutes from the August 6, 2019, City Council meeting.

Documents:

[08-06-19 City Council Minutes.pdf](#)

V. 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 preliminary plat for Woodlands Crossing, located southeast of the intersection of the Union Pacific Railroad and F.M. 548.

Documents:

[Item Summary-Woodlands Crossing Final Plat.pdf](#)
[Exhibit-Woodlands Crossing Preliminary Plat.pdf](#)

2. Consider approval of a revised preliminary plat for the Lakewood Trails Addition, consisting of 203.851 acres of property located south of F.M. 741 and west of High Country Lane in the City of Forney extra-territorial jurisdiction.

Documents:

[Item Summary-Lakewood Trails Preliminary Plat.pdf](#)
[Exhibit-Lakewood Trails Revised Preliminary Plat.pdf](#)

3. Consider approval of a final plat for Lakewood Trails Phase 3, a residential subdivision located south of F.M. 741 and west of High Country Lane in the City of Forney extra-territorial jurisdiction.

Documents:

VI. PUBLIC HEARING ITEMS / ACTION ON PUBLIC HEARING ITEMS

1. Hold a public hearing on the proposed budget for fiscal year 2019-2020 and take any action necessary. This budget will raise more total property taxes than last year's budget by \$621,719 or 6.49%, and of that \$579,885 is tax revenue to be raised from new property added to the tax roll this year.
2. Hold a public hearing (1st public hearing) on a proposal to increase total tax revenues from properties on the tax roll in the preceding tax year by 3.5%
3. Hold a public hearing and discuss and consider approval of an Ordinance for a Cabinet Shop (Manufacturing) to operate as a conditional use at 11578 Industrial Park, Suite B. [Read Ordinance Caption]

Documents:

[Item Summary-Cabinet Shop.pdf](#)
[Exhibit-Cabinet Shop.pdf](#)

4. Hold a public hearing and discuss and consider approval of an Ordinance for a Conditional Use Permit for a new building at 204 F.M. 1641 to exceed 36 feet in height. [Read Ordinance Caption]

Documents:

[Item Summary-CLife Church CUP.pdf](#)
[Exhibits-CLife Church CUP.pdf](#)

5. Hold a public hearing and discuss and consider approval of an Ordinance for outdoor commercial amusement (pickleball court) to operate as a conditional use at 204 E. U.S. Highway 80. [Read Ordinance Caption]

Documents:

[Item Summary-Pickleball CUP.pdf](#)
[Exhibits-Pickleball CUP.pdf](#)

6. Hold a public hearing and discuss and consider approval of an Ordinance amending the Zoning Ordinance to define and provide regulations for variety stores and grocery stores. [Read Ordinance Caption]

Documents:

[Item Summary-Variety Store.pdf](#)
[Exhibit-Variety Store .pdf](#)

7. Public Hearing on a proposed Strategic Partnership Agreement between the City of Forney and Kaufman County Fresh Water Supply District No. 6 and the voluntary annexation for limited purposes of collecting sales tax on a tract of land consisting of 34.263 acres, situated in the Martha Musick Survey, Abstract No. 312, Kaufman County, Texas, KCAD Property ID No. 9714.

Documents:

[D20190813 Strategic Partnership Agreement - 1st Public Hearing Summary](#)

VII. DISCUSSION / ACTION ITEMS

1. Vision 2025 -- Goals and Initiatives -- Discussion and direction in regard to economic development projects located in the Forney Extra Territorial Jurisdiction (ETJ).

Documents:

[workshop summarization ver. 2.pdf](#)
[Scan from Forney EDC.pdf](#)

2. Discuss and take action on requesting board and committee input on various city matters including a city library and dog park; take possible action on the creation of a citizens committee, "Hall of Honor," providing for member appointment procedures and charge of the committee.

Documents:

[D20190814 Hall of Honor and Boards discussion Summary Form.pdf](#)

3. Discuss and consider appointments to various boards and commissions including the TIF Board.

Documents:

[Item Summary -- Board Appointments - TIF Board.pdf](#)

VIII. 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, Police, Municipal Court, Finance)
- Citizen Complaints -- Actions taken or to be taken
- Upcoming Special Events
- Personnel Changes
- Commendations
- Public Works/Streets Projects, Repairs or Construction
- Park Issues
- Inspection Issues
- CIP Projects

Documents:

[2019 City Hall Report.pdf](#)
[8-6-19 muni court report.pdf](#)

IX. 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.

X. EXECUTIVE SESSION

PURSUANT TO THE OPEN MEETINGS ACT, CHAPTER 551, TEXAS GOVERNMENT CODE, THE CITY COUNCIL WILL RECESS INTO EXECUTIVE SESSION (CLOSED MEETING) TO DISCUSS THE FOLLOWING:

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. PUC Docket No. 46662; SOAH Docket No. 473-17-4964.WS – Petition of the Cities of Garland, Mesquite, Plano and Richardson Appealing the Decision by North Texas Municipal Water District Affecting Wholesale Water Rates.
 - b. PUC Docket No. 47814; SOAH Docket No. 476-18-1344.WS – Petition High Point Water Supply Corporation, Talty Special Utility District, and Markout Water Supply Corporation Appealing the Decision by the City of Forney Affecting Wholesale Water Rates.
2. Deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee (Tex. Gov't Code 551.074):
 - a. City Manager
 - b. City Attorney
 - c. City Secretary
 - d. Police Chief

XI. RECONVENE INTO REGULAR SESSION

IN ACCORDANCE WITH TEXAS GOVERNMENT CODE, CHAPTER 551, THE CITY COUNCIL WILL RECONVENE INTO REGULAR SESSION TO CONSIDER ACTION, IF ANY, ON MATTERS DISCUSSED IN EXECUTIVE SESSION.

XII. ADJOURNMENT

In addition to any executive session already listed above, the City Council of the City of Forney reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed on this agenda, as authorized by the Texas Government Code for the following purposes:

Section 551.071 -- Consultation with Attorney

Section 551.072 -- Deliberations regarding Real Property

Section 551.073 -- Deliberation regarding Prospective Gift

Section 551.074 -- Personnel Matters

Section 551.076 -- Deliberations regarding Security Devices

Section 551.087 -- Deliberations regarding Economic Development Negotiations

This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes a written interpretation of the Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed session portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144 (c) and the meeting is conducted by all participants in reliance on this opinion.

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 16th day of August, 2019, at 5:00 p.m. and remained so posted for at least 72 continuous hours preceding the scheduled time of said meeting.