

AGENDA
FORNEY CITY COUNCIL
Tuesday, January 16, 2018
5:30 p.m. Work Session
City Hall, 101 E. Main Street, Forney, Texas 75126

I. CALL MEETING 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. APPROVAL OF MINUTES

1. Consider approval of the Minutes from the City Council Meeting held on December 12, 2017.

Documents:

[12-12-17 minutes.pdf](#)

2. Consider approval of the minutes from the City Council Workshop held on January 9, 2018.

Documents:

[01-09-18 Minutes.docx](#)

3. Consider approval of the minutes from the City Council Workshop held on January 11, 2018.

Documents:

[01-11-18 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 Resolution Ratifying the Appointment of the Interim City Secretary

Documents:

[Interim City Secretary Resolution.docx](#)

2. Consider approval of a Resolution calling the May 5, 2018, General Election. [Comenta y considerar la aprobación de una Resolución que ordena la Elección General el 5 de mayo de 2018.]

Documents:

[Item Summary -- call election -- resolution.pdf](#)
[18-01 -- call general election - resolution.pdf](#)

3. Consider approval of a final plat for the Juan Aguinaga Office Addition, located east of Pinson Road (F.M. 740) and north of Redbud Drive in the City of Forney, Texas.

Documents:

[Item Summary-Aguinaga Final Plat.pdf](#)
[Exhibit-Aguinaga Final Plat.pdf](#)

4. Consider approval of a final plat for the Prescott 741 Addition, located north of Interstate Highway 20 and east of F.M. 741 in the City of Forney ETJ.

Documents:

[Item Summary-Prescott Final Plat.pdf](#)
[Exhibit-Prescott Final Plat.pdf](#)

5. Consider approval of a site plan for Victory Shops at Forney 2, located north of U.S. Highway 80 and west of Marketplace Boulevard in the City of Forney, Texas.

Documents:

[Item Summary-Victory 2 Site Plan.pdf](#)
[Exhibits-Victory 2 Site Plan.pdf](#)

VI. PUBLIC HEARING ITEMS / ACTION ON PUBLIC HEARING ITEMS

1. Hold a public hearing and discuss and consider an Ordinance granting a request for a waiver of the 300-foot spacing requirement between a place of business selling alcoholic beverages for on-premises consumption and a church, public or private school, child care center, or hospital, for a Forney Arts Council special event at properties located within the Central Business District and at 210 E. Broad Street in the City of Forney. [Read Ordinance Caption]

Documents:

[Item Summary-Waiver Request.pdf](#)
[Ordinance 1801- Waiver Request.pdf](#)

2. Hold a public hearing and discuss and consider approval of an Ordinance amending the City of Forney Comprehensive Zoning Ordinance to amend the requirements for residential fences. [Read Ordinance Caption]

Documents:

[Item Summary-Residential Fence Ordinance.pdf](#)
[Ordinance 1802 - Residential Fence.docx](#)

3. Hold a public hearing and discuss and consider approval of Ordinance amending the City of Forney Comprehensive Zoning Ordinance to add a definition and regulations for Intradermal Cosmetics (Permanent Makeup) to operate as an accessory use. [Read Ordinance Caption]

Documents:

[Item Summary-Intradermal Cosmetics.pdf](#)
[Ordinance 1803 - Intradermal Cosmetics.pdf](#)

VII. DISCUSSION / ACTION ITEMS

1. Discuss and consider authorizing staff to proceed with a Board of Adjustment application to request variances to allow for the construction of a changeable electronic variable message sign at Forney Community Park, located at 241 S. F.M. 548 in the City of Forney.

Documents:

[Item Summary-Park Sign.pdf](#)
[Exhibit-Park Sign.pdf](#)

2. Discuss and consider approval of an Ordinance amending the EDC budget for Fiscal Year 2017-18 transferring \$600,000 from EDC Fund Balance and \$400,000 from Trailhouse Road Sewer CIP to EDC Project Expense in support of an Economic Performance Agreement with Forney Marketplace LLC.

Documents:

[Item Summary -Forney Marketplace LLC budget amendment .pdf](#)
[D20171122 ECONOMIC Incentive and Performance AGREEMENT - FEDC.pdf](#)
[Ordinance 1804-Budget amendment for EDC Trailhouse incentive.pdf](#)

3. Discuss and consider approval of the contract for construction services for the replacement of approximately 2,100 linear feet of wooden privacy fence along College Avenue (FM 741) and authorize the city manager to sign the necessary contract.

Documents:

[Item Summary College Avenue Fence Replacement Project - Award Construction Services.pdf](#)

4. Discuss and consider approval of a market adjustment for Community Waste Disposal for the solid waste collection and recycling services agreement. Item will also include annual presentation by CWD.

Documents:

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

5. Discuss and consider action to approve a resolution declaring a "Project" under Chapter 505 of the Texas Local Government Code for the purpose of economic development, and all related issues (First Reading).

Documents:

Downtown Area Project Resolution.docx
Downtown Area Project Resolution Summary Form.docx
DOC001.pdf

6. Discuss and consider approval of new furniture layout (council chambers).

Documents:

Council Chamber Layout for Agenda Item.pdf
Item Summary -- Furniture Layout Council Chambers.pdf

VIII. CALL FEDC MEETING TO ORDER

IX. FEDC ACTION ITEMS

1. Discuss and consider taking action concerning the sale of FEDC-owned property at 211 S. Bois D' Arc St., and all related issues.

X. JOINT CITY COUNCIL AND FEDC WORKSHOP DISCUSSION

- A. Texas Economic Development 101**
- B. City growth areas/annexation planning**
- C. City Facilities/Property/Infrastructure**
- D. Downtown Economic Development**

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. Discuss or deliberate the purchase, exchange, lease, or value of real property where deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person (Section 551.072, Tex. Gov't Code).
2. Discuss or deliberate regarding commercial or financial information that the City has received from a business prospect that the City seeks to have locate, stay, or expand in or near the territory of the City of Forney and with which the City is conducting development negotiations; and to deliberate the offer of a financial or other incentive to the business prospect (Section 551.087, Tex Gov't Code).

- a. Gateway Development
- b. Project "Big Deal"
- c. Project "Business Park"
- d. Project "Victorian Village"

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

XIII. FEDC ADJOURNMENT

XIV. 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

XV. 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.

XVI. CITY COUNCIL 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, Shirley Acy-King, Interim-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 12th day of January 2018, at 5:00 p.m. and remained so posted for at least 72 continuous hours preceding the scheduled time of said meeting.