

AGENDA
FORNEY CITY COUNCIL
Tuesday, January 21, 2020
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 DAVID JOHNSON

III. OPEN FORUM/CITIZEN COMMENTS

This is the public's opportunity to address the City Council on any matter related to the City. Public comments on items listed on the agenda may be deferred until the specific item is brought before the City Council. 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 on non-agenda items, 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 of the January 7, 2020, City Council meeting.

Documents:

[Minutes-- 01-07-2020.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 final plat for the Grayhawk Addition Phase Four.

Documents:

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

2. Consider a Resolution approving a Professional Services Agreement with Freeman-Millican, INC.

Documents:

[Item Summary Professional Services Freeman Millican.pdf](#)
[D20200115 Professional Services Agreement Freeman-Millican Resolution.pdf](#)
[Profesional Services Agreement - 2020 Water and Sewer Impact Fee Update.pdf](#)
[Exhibit A - Scope of Work.pdf](#)
[Exhibit B - Compensation.pdf](#)
[Exhibit C -Approval Schedule for Impact Fees.pdf](#)

3. Consider approval of a preliminary plat for Lot 1, Block A, Broad Street East Addition II, located southeast of the intersection of East U.S. Highway 80 and F.M. 548.

Documents:

[Item Summary-Chipotle Prelim Plat.pdf](#)
[Exhibits-Chipotle Prelim Plat.pdf](#)

4. Consider approval of a revised site plan for a new Forney ISD Middle and Intermediate School, located north of F.M. 740 and west of Ranch Road.

Documents:

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

5. Consider approval of a revised site plan for Breeze-In Gas Station and Car Wash, located north of Don T. Cates Drive and east of North F.M. 548.

Documents:

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

6. Consider approval of the acceptance of public improvements for the construction of the 12-inch water lines associated with the elevated water tank project.

Documents:

[Item Summary - 12 Inch Waterline Project.pdf](#)
[Project Closure and Warranty Period.pdf](#)

7. Consider approval of the acceptance of public improvements for the Panera Bread project.

Documents:

[Item Summary - Panera Bread.pdf](#)
[City of Forney Acceptance Letter - Panera Bread.pdf](#)

8. Consider authorizing the City Attorney's Office to retain the services of outside counsel to assist the City in obtaining the appropriate state licenses for concession sales at the Spellman Amphitheater.

Documents:

[D20200113 Special Counsel - TABC License Spellman Amphitheater Summary Form.pdf](#)

VI. DISCUSSION / ACTION ITEMS

1. Vision 2025 -- Goals and Initiatives

Documents:

[workshop summarization ver. 2.pdf](#)

2. Discuss and consider approval of a site plan for King Daycare, located northeast of the intersection of South F.M. 548 and F.M. 741.

Documents:

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

3. Discuss and consider approval of a revised site plan for 105 McGraw Street.

Documents:

[Item Summary-McGraw Street Site Plan.pdf](#)
[Exhibit-McGraw Street Site Plan.pdf](#)

4. Discuss and consider any necessary action regarding recommended amendments to the City of Forney Home Rule Charter.

Documents:

[D20200113 Charter Commission Report - Summary Form.pdf](#)
[Charter Commission Report.pdf](#)

5. Discuss and consider an Ordinance amending Chapter 8 of the City of Forney Code of Ordinances regarding the consumption of alcoholic beverages in public places for special events purposes.

Documents:

[D20200113 Special Events Ordinance - Alcoholic Beverages in Public Places Summary Form.pdf](#)
[D20200106 Consumption of Alcohol in Public Place Ordinance.pdf](#)

VII. 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](#)
[muni crt rpt 1-7-20.pdf](#)

VIII. 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 salutory 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 salutory 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.

IX. 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).
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. Victorian Village
 - b. Economic Development Project at SE Hwy 80 and FM 548
 - c. Project Calcite

X. 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.

XI. 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 17th day of January, 2020, at 5:00 p.m. and remained so posted for at least 72 continuous hours preceding the scheduled time of said meeting.