

AGENDA
FORNEY CITY COUNCIL
Tuesday, February 4, 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 MIKE THOMAS

III. PROCLAMATIONS / PRESENTATIONS

1. Police Commendations
2. Pinson Farm Park Presentation

IV. 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.

V. APPROVAL OF MINUTES

1. Consider approval of the Minutes of the January 21, 2020, City Council meeting.

Documents:

[01-21-20 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 a Resolution authorizing continued participation with the ATMOS Cities Steering Committee authorizing the payment of membership dues to fund regulatory and related activities related to the Atmos Energy Corporation.

Documents:

[D20200128 2020 ACSC Membership Resolution Summary Form.pdf](#)
[D20200128 ACSC Membership 2020 Resolution.pdf](#)
[2020 ACSC Invoice-Forney.pdf](#)

2. Consider a Resolution approving an updated Interlocal Cooperation Contract between the City of Forney and the Texas Department of Public Safety ("TXDPS"), to implement the provisions of Texas Transportation Code, Chapter 706, related to the Failure to Appear Program for municipal courts.

Documents:

[D20200128 TXDPS updated Interlocal Cooperation Contract FTA Program Summary Form.pdf](#)
[D20200128 TXDPS FTA Program Updated Interlocal Cooperation Contract Resolution.pdf](#)
[FTA Program.pdf](#)

3. Consider a Resolution supporting the U.S. Census Bureau 2020.

Documents:

[D20200128 U.S. Census Support Resolution Summary Form.pdf](#)
[D20200122 2020 Census Support Resolution.pdf](#)

4. Consider a Resolution to extend the depository banking contract with American National Bank for a one year term.

Documents:

[Item Summary-Depository Renewal.pdf](#)
[2020 Bank Depository Agreement Extension Resolution.pdf](#)
[Exhibit A Depository Agreement.pdf](#)
[Exhibit B Extension 4-1-2020 thru 3-31-2021.pdf](#)

5. Consider Approval to Accept Public Improvements - Gateway Pines Apartments

Documents:

[Item Summary - Gateway Pines Apartments.docx.pdf](#)
[City of Forney Acceptance Letter - Gateway Pines Apartments.pdf](#)

6. Consider Approval to Accept Public Improvements - Reeder Road Extension #3 and Meadow Ridge Farm Sanitary Sewer Extension Phase 1

Documents:

[Item Summary - Reeder Road and Meadow Ridge Farm.docx.pdf](#)
[City of Forney Acceptance Letter - Reeder Road and Meadow Ridge Farm.pdf](#)

VII. DISCUSSION / ACTION ITEMS

1. Vision 2025 -- Goals and Initiatives

Documents:

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

2. Discuss and consider a Resolution restating the appointment of the Planning and Zoning Commission as the Capital Improvements Advisory Committee and appointing any required ad hoc members pursuant to Chapter 395 of the Texas Local Government Code.

Documents:

[D20200129 CIAC Appointment Summary Form.pdf](#)

3. Discuss and consider approval of an Ordinance amending Chapter 13 "Utilities" of the Code of Ordinances.

Documents:

[Item Summary-Amended Utilities Ordinance.pdf](#)
[2020 Ordinance - Utility Rates Charges and Service Policies.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

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,):

- Appointments to the Kaufman County Appraisal District Board
- Interlocal Agreement with the ISD for police communications and detention services
- Reinvestment Zone Number One, City of Forney - Project Plan and Finance Plan

2. Deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee. (Tex. Gov't Code Section 551.074)

Public Information Officer

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, Jon Thatcher, City Attorney 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 31st 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.