

AGENDA  
FORNEY CITY COUNCIL  
Tuesday, March 16, 2021  
**6:30 p.m. Regular Meeting**  
City Hall, 101 E. Main Street, Forney, Texas 75126

The general public can view the meeting live on our video stream at <https://www.forneytx.gov/803/Watch-Meetings>. If you wish to address the Council on any subject or in open forum at this meeting, you are required to email [registration@forneytx.gov](mailto:registration@forneytx.gov) no later than Tuesday, March 16, 2021, by 1:00 p.m. You must provide your name and telephone number and state which item(s) you wish to speak on. You will be provided a telephone number and meeting ID which you must dial into 15 minutes prior to the scheduled meeting start time. Due to technical restrictions, those who fail to dial into the meeting at the prescribed time may forfeit their ability to speak at said meeting.

**I. CALL TO ORDER**

**II. INVOCATION – COUNCIL MEMBER DAVID JOHNSON**

**III. PROCLAMATIONS / PRESENTATIONS**

1. Proclamation honoring Pearls by the Lake, An Official Interest Group of Alpha Kappa Alpha Sorority, Inc.®

Documents:

[Proclamation for Pearls by the Lake.pdf](#)

**IV. APPROVAL OF MINUTES**

1. Consider approval of the Minutes of the February 23, 2021, City Council meeting.

Documents:

[02-23-21 City Council Minutes.pdf](#)

2. Consider approval of the Minutes of the February 26, 2021, Special City Council meeting.

Documents:

[02-26-21 Special City Council Meeting Minutes.pdf](#)

3. Consider approval of the Minutes of the March 2, 2021, City Council meeting.

Documents:

[03-02-21 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 a Resolution authorizing continued participation with the Steering Committee of Cities served by Oncor and authorizing the payment of 2021 membership dues to fund regulatory and related activities related to the Oncor Electric Delivery Company, LLC.

Documents:

[Summary Form - 2021 OCSC Membership Resolution.pdf](#)  
[Resolution - OCSC Membership 2021.pdf](#)  
[Memo to Steering Committee re 2021 OCSC Membership Assessment Invoice.pdf](#)  
[OCSC Newsletters 2020 Review.pdf](#)  
[2021 OCSC Invoice-Forney.pdf](#)

2. Consider a Resolution setting a date, time and place for a public hearing on the proposed annexation of an approximate 21.073 acres located on County Road 212, in the Absolom Hyer Survey, Abstract 203 owned by Platform 80-20, LP.

Documents:

[Item Summary - Resolution - Annexation Public Hearing 21.073 acres Platform 80-20 LP.pdf](#)  
[Resolution - Annexation Public Hearing 21.073 acres Platform 80-20, LP.pdf](#)  
[Petition for Annexation.pdf](#)  
[Map Exhibit.pdf](#)

3. Consider approval of the Stillwater One Addition Preliminary Plat. The property is located south of U.S. Highway 80 and west of County Road 212.

Documents:

[Item Summary-Stillwater Preliminary Plat.pdf](#)  
[Exhibit-Stillwater Preliminary Plat.pdf](#)

4. Consider approval of the Stillwater One Addition Final Plat. The property is located south of U.S. Highway 80 and west of County Road 212.

Documents:

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

5. Consider approval of the Stillwater Site Plan. The property is located south of U.S. Highway 80 and west of County Road 212.

Documents:

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

6. Consider approval of the HSW Addition Final Plat, located east of S. Gateway Boulevard and south of Akron Way.

Documents:

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

7. Consider approval of a revised preliminary plat for Overland Grove.

Documents:

[Item Summary-Overland Grove Preliminary Plat.pdf](#)  
[Exhibit-Overland Grove Preliminary Plat.pdf](#)

8. Consider approval of a final plat for Fox Hollow Phase 2B, located west of F.M. 1641 and south of Monitor Boulevard.

Documents:

[Item Summary-Fox Hollow 2B Final Plat.pdf](#)  
[Exhibit-Fox Hollow 2B Final Plat.pdf](#)

9. Consider approval of a preliminary plat for Windmill Farms Phase 6B.

Documents:

[Item Summary-Windmill Farms 6B Preliminary Plat.pdf](#)  
[Exhibit-Windmill Farms 6B Preliminary Plat.pdf](#)

## **VI. DISCUSSION / ACTION ITEMS**

1. Overview of the Public Works and Engineering Departments' current and future plans.
2. Overview of the Community Development Department's current and future plans.
3. Update on our warning system.
4. Discuss and consider approval of a preliminary plat for the Bellagio Addition, located southeast of Forney High School and south of F.M. 741, and east of F.M. 741 and Lakemont Drive.

Documents:

[Item Summary-Bellagio Preliminary Plat.pdf](#)  
[Exhibit-Bellagio Preliminary Plat.pdf](#)

5. Discuss and consider approval of a Resolution approving the professional services agreement with Del Carmen Consulting LLC for consulting services related to racial profiling data and reporting.

Documents:

[Item Summary -- DelCarmen Consulting.pdf](#)  
[Resolution -- Professional Services Agreement.pdf](#)  
[Professional Services Agreement.pdf](#)  
[2020 Forney Report Racial Profiling by del Carmen PhD.pdf](#)  
[Alex delCarmen Bio.pdf](#)

6. Discuss and consider a Resolution approving a Management Agreement by and between the Fox Hollow Public Improvement District No. 1, initially through the authority of the City Council of the City of Forney, Texas, and Neighborhood Management, Inc. for the management the public improvement district known as the Maintenance PID.

Documents:

[Summary Form - Maintenance PID Management Agreement.pdf](#)  
[Resolution - Management Agreement Maint PID, City of Forney and  
Neighborhood Management, Inc..pdf](#)  
[MANAGEMENT AGREEMENT - Fox Hollow Maintenance PID Final.pdf](#)  
[NMI Management Agreement - Addendum A.pdf](#)

7. Discuss and consider action on the open meeting practices for the City Council and the individual boards and commissions and the use of masks and social distancing practices within City facilities.

Documents:

[Summary Form - Pandemic measures for the City.pdf](#)

8. Discuss and consider an appointment to the North Texas Municipal Water District Board.

Documents:

[Item Summary -- NTMWD Board Appointment.pdf](#)  
[NTMWD Information.pdf](#)

9. Discuss and consider making appointments to the Bond Committee.

## **VII. OPEN FORUM/CITIZEN COMMENTS**

This is the public's opportunity to address the City Council on any matter related to the City. In accordance with the Texas Open Meetings Act, Section 551.042, 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.

## **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:

[March 2 2021 Municipal Court Report.pdf](#)  
[2021 Police Department Monthly 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 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.

**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. 47814; SOAH Docket No. 46-18-1344.WS – Petition of 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.
  - b. Formal Grievance Against the City Manager.
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 Attorney
  - b. City Manager

**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 12th day of March, 2021, at 5:00 p.m. and remained so posted for at least 72 continuous hours preceding the scheduled time of said meeting.