

**Minutes
Forney City Council
Tuesday, September 7, 2021
6:30 p.m. Regular Meeting
Council Chambers
City Hall, 101 E. Main Street, Forney, Texas 75126**

I. CALL TO ORDER

Mayor Lewis called the meeting to order at 6:30 p.m. Present were Mayor Amanda Lewis, Mayor Pro Tem Jason Traylor and Council Members Robbie Powers, Sarah Salgado, Derald Cooper and Jason Roberson. Council Member Cecil Chambers was absent. Also present was Interim City Manager Charles Daniels.

**II. INVOCATION AND PLEDGE OF ALLEGIANCE – COUNCIL MEMBER
JASON ROBERSON**

III. PROCLAMATIONS / PRESENTATIONS

1. National Payroll Week Proclamation

Mayor Lewis read and presented the Proclamation to Trish Camp and Trisha Lindsay representing the Dallas American Payroll Association.

IV. APPROVAL OF MINUTES

1. Consider approval of the Minutes of the August 17, 2021, City Council meeting.

Mayor Lewis asked if Council had any changes to the Minutes. There being no changes, Mayor Lewis called for a motion. Council Member Salgado made a motion to approve the Minutes of the August 17, 2021, City Council meeting and Council Member Roberson seconded the motion. The motion passed by a vote of 6 ayes and 1 absent [Chambers].

V. 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.

Mayor Lewis opened the floor to anyone in the audience who wanted to address the Council. The following person came forward and addressed the Council:

Katrina Burkhalter Black
1502 Tavistock Road
Forney, Texas 75126

Ms. Black spoke about Forney children and safety issues and bullying. She would like a placeholder on our agenda.

53 There being no one else to address the Council, Mayor Lewis closed the open forum session.

54
55 **VI. CONSENT AGENDA**

56 The items on the Consent Agenda are considered to be self-explanatory by the Council and will be
57 enacted in one motion. There will be no separate discussion of these items unless requested by a
58 Council Member.

- 59
60 1. **Consider approval of a Resolution for a developer participation**
61 **agreement between City of Forney and Park Trails Ltd.**
62
63 2. **Consider approval of a Resolution to make Acting Chief Eudy the**
64 **Authorized Official for the “CV20 PY21 Coronavirus Emergency**
65 **Supplemental Funding (CESF)” grant.**
66
67 3. **Consider approval of the acceptance of public improvements for the**
68 **Honey Creek Road project.**
69

70 Mayor Lewis read each Consent Agenda item and asked if Council wanted to pull any items for
71 discussion. No items were pulled. Mayor Lewis called for a motion. Council Member Roberson
72 made a motion to approve the entire Consent Agenda and Council Member Cooper seconded
73 the motion. The motion passed by a vote of 6 ayes and 1 absent [Chambers].
74

75 **PUBLIC HEARING ITEMS / ACTION ON PUBLIC HEARING ITEMS**

- 76
77 1. **Hold a public hearing on the proposed budget for fiscal year 2021-**
78 **2022 and take any action necessary. This budget will raise more total**
79 **property taxes than last year’s budget by \$825,514 or 7.63%, and 100%**
80 **of that amount is tax revenue to be raised from new property added**
81 **to the tax roll this year.**
82

83 Mayor Lewis opened the public hearing at 6:40 p.m. Finance Director Deborah Woodham stated
84 that the budget has been available on the website as well as the presentation given on August
85 17, 2021. She gave a few of the highlights for the public. We will be ratifying and adopting a tax
86 rate of \$0.501069, which is almost a 4 cent decrease from the prior year. There is \$13M in Capital
87 Projects that can be allocated at any time.
88

89 Mayor Lewis asked if there was any in audience who wanted to address the Council. No one
90 came forward to address the Council, so Mayor Lewis closed the public hearing at 6:55 p.m.
91

92 There was no action taken by the Council at this time.
93

94 **DISCUSSION / ACTION ITEMS**

- 95
96 1. **Discuss and consider approval of an Ordinance amending the budget**
97 **for fiscal year 2020-2021.**
98

99 Finance Director Deborah Woodham stated that this amendment is done every year prior to the
100 adoption of the new budget. Mayor Lewis called for a motion. Council Member Roberson made
101 a motion to approve the Ordinance amending the budget for fiscal year 2020-2021 and Mayor
102 Pro Tem Traylor seconded the motion. The Ordinance caption was read as follows:
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ORDINANCE NO. 21-24

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FORNEY, TEXAS, AMENDING
THE BUDGET OF THE CITY FOR THE FISCAL YEAR OCTOBER 1, 2020 THROUGH
SEPTEMBER 30, 2021; AND PROVIDING FOR AN EFFECTIVE DATE.**

The motion passed by a vote of 6 ayes and 1 absent [Chambers].

Mayor Lewis stated she was changing the order of the agenda and Council would now consider Discussion/Action Item No. 10.

**10. Discuss and consider approval authorizing the City Manager to enter
into a contract for Forensic Auditing Services.**

Deputy City Manager Neil Cardwell stated we had 6 RFQ responses. A committee of three, Todd Eudy, Kyle Groves and Peter Morgan, reviewed the responses and recommended the companies we will be interviewing tonight. The RFQ was issued to obtain forensic audit services for performance of an audit for the Fiscal Years 2019 – 2021, which commenced on October 1, 2018 and ends September 30, 2021. The audit of finances for special events exceeds the three years and is for Fiscal years 2018 - 2021.

Other areas that should be addressed in the audit include COVID-19 Hazard Pay for employees, agreement with Amphitheater management company, use of the 2020 CRF funds, special events/parks, any contracts over \$50K, and the Kaufman County Emergency Services District contract.

There is no monetary amount to be discussed tonight.

The companies being interviewed tonight are EideBalley, Marcum LLC and Weaver.

EideBalley and Marcum will be interview via zoom and Weaver is here in person. Deputy City Manager Neil Cardwell thanked the IT Staff for getting this set up tonight. He suggested that there be a five minute break between each interview in order to set up each zoom call.

The first company to be interviewed was Weaver. Jared Jordan came forwarded and answered questions from the Council.

The second company to be interviewed was Marcum LLC. Guler Ann Wiefeling and Ernest Paul were available via Zoom and answered questions from the Council.

The third company to be interviewed was EideBalley. Brett Johnson was available via Zoom and answered the Council's questions.

Deputy City Manager Cardwell stated that we can have a workshop with whoever is chosen to determine exactly what the scope will be. Mr. Daniels can then negotiate a price for the services.

Mayor Lewis called for a motion. Council Member Roberson made a motion to approve the City Manager to negotiate a contract with Weaver contingent on the revision of the scope of the audit. The alternate will be EideBalley. Council Member Salgado seconded the motion. The motion passed by a vote of 4 ayes [Lewis, Salgado, Traylor and Roberson], 2 nays [Powers and Cooper], and 1 absent [Chambers].

157 Mayor Lewis called for a short break at 8:30 p.m. Council returned to session at 8:37 p.m.

158
159 **2. Discuss and consider approval of an ordinance adopting the annual**
160 **budget for Fiscal Year 2021-2022.**
161

162 Finance Director Deborah Woodham discussed this item. This ordinance adopts the proposed
163 budget for 2021-2022.

164
165 Mayor Lewis called for a motion. Council Member Powers made a motion to approve the
166 Ordinance adopting the annual budget for Fiscal Year 2021-2022 and Council Member Cooper
167 seconded the motion. The Ordinance caption was read as follows:

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169 **ORDINANCE NO. 21-25**
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171 **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FORNEY, TEXAS, APPROVING**
172 **AND ADOPTING A BUDGET FOR THE CITY FOR THE FISCAL YEAR BEGINNING**
173 **OCTOBER 1, 2021, AND ENDING SEPTEMBER 30, 2022, AND MAKING APPROPRIATIONS**
174 **FOR EACH FUND AND DEPARTMENT; PROVIDING THAT EXPENDITURES FOR SAID**
175 **FISCAL YEAR SHALL BE MADE IN ACCORDANCE WITH SAID BUDGET; REPEALING**
176 **CONFLICTING ORDINANCES; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE;**
177 **AND PROVIDING FOR AN EFFECTIVE DATE.**
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179 The motion passed by a vote of 6 ayes and 1 absent [Chambers]. This is a record vote; City
180 Secretary Brooks read the votes as follows:

181
182 Mayor Pro Tem Traylor – Aye
183 Council Member Chambers – Absent
184 Council Member Powers – Aye
185 Council Member Salgado – Aye
186 Council Member Cooper – Aye
187 Council Member Roberson – Aye
188 Mayor Lewis -- Aye
189

190 **3. Discuss and consider action on an Ordinance to ratify the Property**
191 **Tax Revenue Increase in the Fiscal Year 2021-2022 Budget as a result**
192 **of the City receiving more revenues from property taxes than the**
193 **previous fiscal year.**
194

195 Finance Director Deborah Woodham discussed this item. The City of Forney is proposing a
196 property tax rate decrease from last year. However, the proposed fiscal year 2021-2022 budget
197 has an increase in property tax revenues as compared to last year because of the new property
198 added to the tax roll. As a result, Section 102.005(b) and 102.007(c) require the City to ratify the
199 increased revenue from property taxes following action on the proposed budget and prior to the
200 vote on the tax rate.

201
202 Mayor Lewis called for a motion. Council Member Salgado made a motion to approve the
203 Ordinance to ratify the Property Tax Revenue Increase for fiscal year 2021-2022 and Mayor Pro
204 Tem Traylor seconded the motion. The Ordinance caption was read as follows:

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206 **ORDINANCE NO. 21-26**
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208 **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FORNEY, TEXAS, RATIFYING THE**
209 **PROPERTY TAX INCREASE IN THE 2021-2022 BUDGET AS A RESULT OF THE CITY RECEIVING**
210 **MORE REVENUES FROM PROPERTY TAXES IN THE 2021-2022 BUDGET THAN IN THE**
211 **PREVIOUS FISCAL YEAR; AND PROVIDING AN EFFECTIVE DATE.**

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The motion passed by a vote of 6 ayes and 1 absent [Chambers].

4. Discuss and consider approval of an ordinance levying ad valorem taxes for Fiscal Year 2021-2022 and take any action necessary.

Finance Deborah Woodham discussed this item. The proposed Fiscal Year 2021-2022 budget is based on an ad valorem tax rate of \$0.501069.

Mayor Lewis called for a motion. Council Member Roberson made a motion to approve the Ordinance levying ad valorem taxes for Fiscal Year 2021-2022 and Council Member Salgado seconded the motion. The Ordinance caption was read as follows:

ORDINANCE NO. 21-27

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FORNEY, TEXAS, FIXING AND LEVYING MUNICIPAL AD VALOREM TAXES FOR THE FISCAL YEAR BEGINNING ON OCTOBER 1, 2021, AND ENDING ON SEPTEMBER 30, 2022, AND FOR EACH FISCAL YEAR THEREAFTER UNTIL OTHERWISE PROVIDED, AT A RATE OF \$0.501069 PER ONE HUNDRED DOLLARS (\$100.00) ASSESSED VALUATION ON ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY AS OF JANUARY 1, 2021; DIRECTING THE ASSESSMENT THEREOF TO PROVIDE REVENUES FOR THE PAYMENT OF CURRENT EXPENSES AND TO PROVIDE AN INTEREST AND SINKING FUND ON ALL OUTSTANDING DEBTS OF THE CITY; PROVIDING FOR DUE AND DELINQUENT DATES, TOGETHER WITH PENALTIES AND INTEREST; PROVIDING A PENALTY FOR COLLECTION COSTS OF DELINQUENT TAXES; ACCEPTING AND ADOPTING THE 2021 TAX ROLL; REPEALING CONFLICTING ORDINANCES; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

The motion passed by a vote of 6 ayes and 1 absent. This is a record vote; City Secretary Brooks read the votes as follows:

- Mayor Pro Tem Traylor – Aye
- Council Member Chambers – Absent
- Council Member Powers – Aye
- Council Member Salgado – Aye
- Council Member Cooper – Aye
- Council Member Roberson – Aye
- Mayor Lewis -- Aye

5. Discuss and consider approval of an Ordinance amending the Code of Ordinances by amending the Master Fee Schedule to reflect changes to certain fees and miscellaneous permits.

Finance Director Deborah Woodham discussed this item. This Ordinance amends the Master Fee Schedule to include a fire sprinkler plan review and inspection for residential properties as follows:

- Single Family \$100
- Duplexes \$150

The Fire Marshal plan review fee has been changed from 1% of value of the project to \$0.10 per square foot.

We have also changed the meter testing – when citizens request that their meter be tested, even if it does not show that anything is wrong with it, they will be charged a fee – whatever the City is

267 charged to have that meter tested. There is another meter set fee, which applies to builders. If
268 they are not ready when we arrive and we have to go back, we are going to start charging for
269 each trip.

270
271 Mayor Lewis called for a motion. Mayor Pro Tem Traylor made a motion to approve the Ordinance
272 amending the Master Fee Schedule and Council Member Salgado seconded the motion. The
273 Ordinance caption was read as follows:

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275 **ORDINANCE NO. 21-28**

276
277 **AN ORDINANCE OF THE CITY OF FORNEY, TEXAS, AMENDING THE CODE OF ORDINANCES**
278 **OF THE CITY OF FORNEY, AS AMENDED, BY AMENDING APPENDIX "A," ENTITLED**
279 **"MASTER FEE SCHEDULE," AS ADOPTED IN SECTION 1.07.031 MASTER FEE SCHEDULE**
280 **OF THE CODE OF ORDINANCES, BY AMENDING PERTINENT SECTIONS; PROVIDING FOR A**
281 **PENALTY; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE;**
282 **PROVIDING A SAVINGS CLAUSE; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING**
283 **FOR THE PUBLICATION OF THE CAPTION.**

284
285 The motion passed by a vote of 6 ayes and 1 absent [Chambers].

- 286
287 **6. Discuss and consider an Ordinance amending Article 12.03 of the City**
288 **of Forney Code of Ordinances by amending Section 12.03.032 "Speed**
289 **Limits on Specific Streets" to provide additional speed restrictions**
290 **for new school zones in the City of Forney.**

291
292 City Attorney Jon Thatcher discussed this item. Recently, the Forney Independent School District
293 has opened two new schools (Jackson Middle School and Rhodes Intermediate School) in the
294 northwest part of the City. These school are located on two new public streets including
295 Innovation Boulevard and Inspiration Way. The zones for Innovation Boulevard and Inspiration
296 are set out in Exhibit A of the Ordinance and the school zone for Ranch Road is set out on Exhibit
297 B. This will help the school to provide crossing in that area. We just had an incident and this will
298 help prevent any further incidences.

299
300 Mayor Lewis called for a motion. Mayor Pro Tem Traylor made a motion to approve the Ordinance
301 amending the Code of Ordinances in Chapter 12 by amending Section 12.03.032 and Council
302 Member Roberson seconded the motion. The Ordinance caption was read as follows:

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304 **ORDINANCE NO. 21-29**

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306 **AN ORDINANCE OF THE CITY OF FORNEY, TEXAS, AMENDING CHAPTER 12, ARTICLE 12.03,**
307 **"OPERATIONS OF VEHICLES" OF THE CODE OF ORDINANCES OF THE CITY OF FORNEY,**
308 **TEXAS, BY AMENDING A SECTION 12.03.032 "SPEED LIMITS ON SPECIFIC STREETS" TO**
309 **PROVIDE ADDITIONAL SPEED RESTRICTIONS FOR NEW SCHOOL ZONES IN THE CITY OF**
310 **FORNEY; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALING AND SEVERABILITY**
311 **CLAUSES; AND PROVIDING AN EFFECTIVE DATE.**

312
313 The motion passed by a vote of 6 ayes and 1 absent [Chambers].

- 314
315 **7. Discuss and consider an Ordinance amending Article 8.02 of the City**
316 **of Forney Code of Ordinance by repealing Section 8.02.001 "Carrying**
317 **Weapon" and consider action on the carrying of handguns in**
318 **government meetings of the City of Forney, subject to the Texas Open**
319 **Meetings Act.**

321 City Attorney Jon Thatcher discussed this item. Recently, the Governor signed into law, HB 1927,
322 also known as the Firearms Carry Act of 2021, that allows for the permit less carry of handguns.
323 The bill eliminates the requirement for Texas residents to obtain a license to carry handguns if
324 they're not prohibited by state or federal law from possessing a gun. The new law does not
325 eliminate the provisions for obtaining a license to carry. However, it is no longer a requisite to
326 obtain a permit in order to carry a handgun.

327
328 Due to the provision of penal laws associated with the carrying of a handgun and some revisions
329 to the carrying of other weapons, the City no longer has a need to provide a penalty by local
330 ordinance. The proposed ordinance amends Article 8.02 of the Code of Ordinances to repeal
331 Section 8.02.001, which is the section that prohibits the carry of handguns and other prohibited
332 weapons in the city limits with some exception.

333
334 Additionally, the City Council for the City directed the posting of a notice at the doors of a
335 government meeting subject to the Texas Open Meetings Act that prohibited the open carry of a
336 handgun by a license holder. Since an individual is no longer prohibited from open or concealed
337 carry of a handgun, the Council may need to revisit what notices are to be posted at the entrance
338 to any duly-called government meeting for the City of Forney. The City Council has the ability to
339 post a notice under newly amended Section 30.05 of the Texas Penal Code, which prohibits the
340 carry of handguns in any capacity into the location where the meeting is being held.

341
342 Action on this item can be taken in two motions. One on the Ordinance to repeal and the second
343 motion to direct Staff on the posting on all open meetings.

344
345 Mayor Pro Tem Traylor made a motion that we post 30.05 and 30.07 notices for all City meetings
346 and Council Member Powers seconded the motion. The motion passed by a vote of 6 ayes and
347 1 absent [Chambers].

348
349 Mayor Lewis called for a motion on the repealing of Section 8.02. Mayor Pro Tem Traylor made
350 a motion to approve the Ordinance as presented and Council Member Roberson seconded the
351 motion. The Ordinance caption was read as follows:

352
353 **ORDINANCE NO. 21-30**

354
355 **AN ORDINANCE OF THE CITY OF FORNEY, TEXAS, AMENDING THE CODE OF ORDINANCES**
356 **OF THE CITY OF FORNEY, CHAPTER 8 "OFFENSES AND NUISANCES", BY AMENDING**
357 **ARTICLE 8.02 "WEAPONS", BY REPEALING SECTION 8.02.001 "CARRYING WEAPON";**
358 **PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALING AND SEVERABILITY CLAUSES;**
359 **PROVIDING A PENALTY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

360
361 The motion passed by a vote of 6 ayes and 1 absent [Chambers].

362
363 **8. Discuss and consider a Resolution approving an Agreement**
364 **Designating Retail Water Service Territory and Transferring Facilities**
365 **and Customers with the City of Mesquite.**
366

367 City Attorney Jon Thatcher discussed this item. On September 22, 2020, the Cities of Forney
368 and Mesquite executed a Memorandum of Understanding (MOU). The City of Mesquite took
369 action with the PUC to take over or acquire the Markout Water Supply Corporation. That is a rural
370 water supply corporation to our south. Part of its service area included areas in the corporate
371 limits of the City of Forney, including the Grayhawk subdivision.

373 The City of Mesquite has recently closed on the acquisition. The MOU provided some of the
374 terms and responsibilities of the parties as we move forward. Mesquite will continue to serve the
375 old Markout service area including the area within the City of Forney corporate limits until the City
376 is able to provide the facilities to connect to the area in the city limits, at which time, the area will
377 become part of Forney's service area. As part of the MOU, Mesquite has agreed to provide
378 funding (minimum of \$150,000) to the City of Forney to construct the necessary water facilities to
379 connect to the area within the city limits.

380
381 Once the agreement is considered for approval by the Cities of Forney and Mesquite, the
382 agreement will be submitted to the PUC for their consideration and approval.

383
384 Mayor Lewis called for a motion. Mayor Pro Tem Traylor made a motion to approve the
385 Resolution approve an Agreement Designating Retail Water Service Territory and Transferring
386 Facilities and Customers with the City of Mesquite and Council Member Cooper seconded the
387 motion. The motion passed by a vote of 6 ayes and 1 absent [Chambers].

388
389 **9. Discuss and consider approval of the authorization to allow staff to**
390 **seek bids for street projects to include but not limited to Ranch Road.**

391
392 City Engineer Karl Zook discussed this item. During the August 30, 2021, Special Council
393 Meeting, the Council discussed ways to address shortages in public facilities due to the growth in
394 and around the City of Forney. The Council requested an item to be placed on a future agenda
395 to discuss and receive an update on local roadway projects and potential steps for addressing
396 some of the needs in an efficient manner.

397
398 The Forney Independent School District has recently opened two new school facilities near FM
399 740 and Ranch Road in the northwest area of Forney. These new schools have introduced
400 additional traffic to this area that has contributed to a strain on the intersection of FM 740 and
401 Ranch Road. Staff seeks the authority to seek bids to improve road and drainage facilities adding
402 two additional lanes on Ranch Road, from the intersection to just north of the existing retail center.
403 The improvements will allow the intersection to increase the amount of traffic that can be moved
404 through all four directions of the intersection than currently allows.

405
406 Funding for this project will be allocated from the Roadway Impact Fund. The estimated cost for
407 the improvements is \$350,000. We will be able to do this in house.

408
409 Mayor Lewis called for a motion. Council Member Roberson made a motion to authorize staff to
410 seek bids for street projects to include but not limited to Ranch Road and Mayor Pro Traylor
411 seconded the motion. The motion passed by a vote of 6 ayes and 1 absent [Chambers].

412
413 **11. Discuss and consider approval of a Resolution cancelling the October**
414 **5, 2021, regularly scheduled meeting of the City Council.**

415
416 Interim City Manager Charles Daniels discussed this item. This year the City Council meeting
417 scheduled for October 5, 2021, is the same day that National Night Out occurs. In the past, we
418 have started that meeting earlier in order for Council to attend the various National Night Out
419 events. This year, on October 6, 2021, some of you have planned to attend the TML meeting in
420 Houston. Staff is recommending that the resolution be passed to cancel the October 5th meeting
421 to allow those members who want to travel to Houston next day to get an early start, perhaps that
422 evening to get down there in time. We are confident that the October 19 meeting will be sufficient
423 to handle all of the City's business for the month of October.

425 Mayor Lewis called for a motion. Mayor Pro Tem Traylor made a motion to approve the
426 Resolution cancelling the October 5, 2021, regularly scheduled City Council meeting and Council
427 Member Roberson seconded the motion. The motion passed by a vote of 6 ayes and 1 absent
428 [Chambers].

429

430 **IX. CITY MANAGER'S REPORT**

431 THE CITY MANAGER WILL DISCUSS CURRENT CITY ACTIVITIES, UPCOMING MEETINGS,
432 FUTURE LEGISLATIVE ACTIVITIES, AND OTHER RELATED MATTERS FOR POSSIBLE
433 ACTION, INCLUDING THE FOLLOWING:

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435 Four of the Fire Department paramedic students have completed all their testing and are now
436 paramedics. The remaining students are working to get their tests scheduled. Last week, two
437 Fire Department employees completed the Honor Guard Academy hosted by the Taylor, Texas
438 Fire Department. I would like to take this opportunity to say a few good words about what Chief
439 Briggs is doing for that Department. It is a difficult task, but he is succeeding in the improvement
440 of the professionalism and competency of the Department.

441

442 Ms. Gamble, who is in the audience tonight, will be pleased to know that the City of Forney and
443 CWD will provide a paper shredding event on Saturday, October 30. The event will take place at
444 Forney Community Park from 8 am to 12 pm. Additional details will be provided on the City of
445 Forney website and social media pages.

446

447 Mr. Daniels stated he is pleased to announce that Zach Smith has been promoted to
448 Communications Director effective October 1st.

449

450 Zach Smith stated that the results from the City's American Recovery Act Resident Feedback
451 survey are in. After two weeks there were 1,126 responses, 1,016 of which reported to be
452 residents within city limits. The results of the survey were given to the Council with their packets
453 tonight.

454

455 Due to the fact that the City does not have a housing department, the application process for
456 businesses and nonprofits to apply for these funds will have to be contracted out. The funds are
457 allowed to be used to pay for such service to handle these applications. There will be a future
458 action item on this subject.

459

460 Public Works Director Kyle Groves presented a list of the top 6 Street Rehab Projects for its
461 current maintenance budget of \$1M. These projects were deemed the most critical at this time.
462 The City has an additional 13 roads identified and will be addressed when the funding becomes
463 available. All roads and their position on the list are subject to change depending on progress.

464

465 Council Member Cooper asked Mr. Daniels to contact him regarding the truck parking at Lowes.

466

467 **X. ANNOUNCEMENT OF COMMUNITY EVENTS**

468 This section is used to communicate items of community interest, specifically, reminders about
469 upcoming events organized or sponsored by the governing body or other information regarding a
470 social, ceremonial, or community event organized or sponsored by an entity other than the governing
471 body that may be of interest to the citizens of Forney.

472

473 Mayor Lewis announced that the Forney Lions Club will be holding their 1st Annual Dog and
474 Human Fun Run on Saturday, October 9, 2021. More information can be found on their website.

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476 St. Martin Church will be holding its annual Carnival on September 25th & 26th. More information
477 can be found on their website.

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Mayor Lewis announced that Council would now adjourn into Executive Session under Chapter 551, Texas Government Code, Sections 551.071 and 551.072 and asked for a motion. Mayor Pro Tem Traylor made a motion to adjourn into Executive Session at 9:33 p.m. and Council Member Salgado seconded the motion. The motion passed by a vote of 6 ayes and 1 absent [Chambers].

XI. 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. Windmill Farms Preliminary and Final Plats, Phases 4D-2 and 4D-3.
2. Deliberate the purchase, exchange, lease, or value of real property (Tex. Gov't Code Section 551.072):
 - a. Project Knife
 - b. Project Hokey Pokey

XII. 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.

Council returned to Chambers at 10:21 p.m. Mayor Lewis called for a motion to adjourn out of Executive Session at that time. Council Member Cooper made a motion to adjourn out of Executive Session and Mayor Pro Tem Traylor seconded the motion. The motion passed by a vote of 6 ayes and 1 absent [Chambers].

Mayor Pro Tem Traylor made a motion to authorize the City Manager to sign a Purchase Agreement for Project Knife and Council Member Cooper seconded the motion. The motion passed by a vote of 6 ayes and 1 absent [Chambers].

There being no further business to come before the Council, Mayor Lewis called for a motion to adjourn at 10:22 p.m. Council Member Roberson made a motion to adjourn and Council Member Salgado seconded the motion. The motion passed by a vote of 6 ayes and 1 absent.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FORNEY, TEXAS, this 21 day of September, 2021.

ATTEST:

Dorothy Brooks

Dorothy Brooks, City Secretary

Amanda Lewis

Amanda Lewis, Mayor

