

**MINUTES  
COUNCIL MEETING  
October 7, 2019  
7:00 PM**

**State of Texas  
County of Wise  
City of New Fairview**

**The City Council convened into a Special Meeting. The same being open to the public, the 7<sup>th</sup> day of October 2019 in the New Fairview City Hall and notice of said meeting giving the time, place and subject therefore having been posted as prescribed by Article 5 of the Texas Governmental code, with the following members present:**

**CITY COUNCIL  
Mayor Joe Max Wilson  
Mayor Pro Tem Scott Johnson  
Councilman Rick White  
Councilman Charley Stumm  
Councilwoman Rebecca McPherson**

**PRESENT  
City Planner Barry Hudson  
City Attorney Bradley Anderle  
City Secretary Monica Rodriguez  
Office Clerk Brooke Boller  
Office Clerk Shauna Blackwell**

**ABSENT  
Councilman William Payne**

**ITEM NUMBER 1. CALL TO ORDER**

**Mayor Wilson called the meeting to order at 7:07 PM.**

**ITEM NUMBER 2. ROLL CALL:**

**Roll call with the above-mentioned names present.**

**ITEM NUMBER 3. EXECUTIVE SESSION**

**Pursuant to authorization by title 5, Chapter 551, of the Texas Government Code:**

**A. Section 551.071: closed session consultation with city attorney to seek legal advice from the city attorney regarding legal issues related to any item on the agenda.**

**B. Section 551.074: deliberation regarding the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public office or employee. City Council went into executive session at 7:07 PM. Back to open session at 7:31 PM.**

**ITEM NUMBER 4. OPEN SESSION:**

**A. Discuss, consider and act on matters discussed in Executive Session.**

City Attorney – Bradley Anderle read the new law regarding the governing body relating to the right of a member of the public to address the governing body of a political subdivision at an open meeting of the body. *House Bill number 2840, which took effect as of September 1, 2019.*

**ITEM NUMBER 5. PUBLIC INPUT:**

**A. Recognize Public input to speak on agenda items:**

Limitation of 3 minutes

Address council only when acknowledged

Do not address anyone other than the council

*Citizen – Mr. Misner - Stated that the public can address at the beginning, middle and end.*

*City Attorney – Bradley Anderle – Allowed each member to address the item consideration of the item.*

*Citizen – Cindy Poe – Homestead exemption, Roads, Maintenance, who addresses and enforces the codes, exemptions need to be addressed on taxes on the next agenda.*

*Fire Chief – David Planky – Discussed the fire department willingness to respond to this area.*

*Time has passed and door is not closed regarding the fire department discussions.*

*Citizen – Mrs. Hill – Bad roads on Hilltop Trail, how much does it cost to drop asphalt down instead of fixing the road, and what have we spent on roads.*

**ITEM NUMBER 6. CONSENT ITEMS:**

**A. Approve September 9, 2019 Minutes**

**B. Approve September 23, 2019 Minutes**

Councilwoman McPherson approved consent items. Motion seconded by Councilman White. Motion passed unanimously.

**ITEM NUMBER 7. NEW BUSINESS:**

**A. Discuss, consider and act on website**

City Clerk Brooke Boller lead the discussion regarding the closed website. Image Doctor will be able to fix all the glitches on the website for about \$1,000 if we can get the domain released, Cave Consulting currently owns everything on our website. We are looking into setting up a Facebook page.

Consent given to allow City Clerk Boller to move forward with the website and Facebook.

**B. Discuss, consider and act on Pioneer Road Development and Process**

**Barry Hudson, City Planner with Dunaway lead discussions**

**Pioneer Road is 1.1 miles, that is a gravel section. Fairview Meadows to pave their section when they build phase 3 and 4; about 9/10's of a mile. Fairview Meadows and Pioneer Ranch is to work together. Some sections of the road are covered by the county. County will pay for the labor and we will pay for the materials.**

*Councilwoman McPherson – stated that we need to get the roads fixed in our city before we do anymore roads.*

*Mayor Pro Tem Johnson – Get the engineers involved and start doing something.*

*Citizen – Mr. Taylor – this should this have been discussed before – Why now? Moving dirt for 3 months and nothing – it's a joke – it's on the city not the developer.*

*Mayor Wilson – the road needs to be addressed. We can't control what your neighbors do.*

*Fairview Meadows is not in our city limits.*

*Scott Schambacher – development for Pioneer Ranch – Common sense – dedicated road, asphalt or chip and seal will be good enough.*

*Citizen – Jessica McKinney – Pioneer safety – asphalt will be killing people in 3 yrs, use safety when considering.*

*Citizen – Mrs. Hill – ½ asphalt and ½ concrete – brick it.*

**Councilman White – Motioned to get with our engineer – possibility of much lower staff to do it – engineer to assess the road at a cost of no more than \$2,500.00 Chris Cha will send a spreadsheet.**

**Motion seconded by Mayor Pro Tem Johnson.**

**Motion passed unanimously.**

**C. Discuss, consider and act on Commercial Property**

**Barry Hudson, City Planner with Dunaway to lead discussions:**

**Balance between houses and businesses**

**Tonight – FM 407, Graham Road, Martindale, and 287**

**Zoning Property – Process for City to designate?**

**Later Meetings – 2264, 4717, Judge Road, 4421, etc...**

**City Planner – Mr. Hudson – land use – zone a 5-acre parcel – land use plan for Graham Road**

**Master Plan – Workshop to update**

*Citizen – Jamie – Commercial, roads, railroad crossing*

*Councilman Stumm – Railroad will not fix the crossing, he has called TX DOT a couple of times – he will send out the TX DOT number for our area*

*Citizen – Taylor – we need shoulders on 407*

*Citizen – Nolan – commons areas – parks in any areas??*

*City Planner – Mr. Hudson – we have areas for parks but there are so many gas wells – New Fairview doesn't have a parks department to maintain a park.*

*Mayor Pro Tem Johnson – future use map*

**D. Discuss, consider and act on another extension of time on the application for The Pioneer Ranch plats. Lead by Bradley Anderle, City Attorney and Barry Hudson, City Planner**

**City Attorney – Mr. Anderle – requested this afternoon to extend the application to November 4, 2019, for now that is.**

**Mayor Pro Tem Johnson motioned to extend to November 4<sup>th</sup>, 2019.**

**Motion seconded by Councilman White. Motion passed unanimously.**

**E. Discuss, consider and act on Financial Audit**

**Monica Rodriguez, City Secretary and Shauna Blackwell, City Clerk will lead this discussion.**

**City Clerk Blackwell – called neighboring cities as to which city auditor they use – William (Bill) Spore came highly recommended by all.**

**If we put out a request for quotes, then we have to get qualifications.**

**Mayor Pro Tem Johnson suggested to follow up with Spore. Motion seconded by Councilman White. Motion passed unanimously.**

**F. Discuss, consider and act on contract with MVBA for delinquent municipal court fines**

**Monica Rodriguez, City Secretary will lead this discussion.**

**MVBA will charge a 30% fee on top of the fine that is due to the city. The contract is for 3 years and at zero cost to the City of New Fairview.**

**Mayor Pro Tem Johnson motioned to sign contract. Motion seconded by Councilman White.**

**Motion passed unanimously.**

**ITEM NUMBER 8. ADJOURN:**

**Mayor Pro Tem Johnson made a motion to adjourn the meeting at 10:12 PM. Motion seconded by Councilman White. Motion passed unanimously.**

**APPROVED:**

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**Mayor Joe Max Wilson**

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**Mayor Pro Tem Scott Johnson**

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**Councilman Bill Payne**

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**Councilwoman Rebecca McPherson**

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**Councilman Charlie Stumm**

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**Councilman Rick White**

**ATTEST:**

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**City Secretary Monica Rodriguez**

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**Date**