



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

The City Council convened into a council meeting. The same being open to the public, this 3rd day of May 2021 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 Government code, with the following members present:

CITY COUNCIL

Mayor Joe Max Wilson
Councilwoman Julie Burger
Councilman Steve Misner
Councilman Walter Clements
Councilman Nolan Schoonmaker

PRESENT

City Attorney Bradley Anderle & Larry Collister
City Administrator Ben Nibarger
City Clerk Brooke Boller
City Secretary Monica Rodriguez

City Attorney Bradley introduced the new city attorney that will be taking over . Bradley will no longer be with us . Larry Colleston is the new attorney. He has a lot of experience in dealing with development. 25 years in his career and 7 years working with the city of Denton.

I. CALL MEETING TO ORDER:

Mayor Joe Max Wilson called the meeting to order at 7:00pm

II. ROLL CALL:

Roll call with the above-mentioned names present.

III. PLEDGE TO FLAGS

A. United States of America

B. Texas Flag Honor the Texas Flag, I pledge allegiance to thee, Texas, one state under God, one and indivisible

IV. OPEN FORUM: The City Council invites persons with comments or observations related to city issues, projects, or policies to briefly address the City Council. Anyone wishing to speak should sign-in with the City Secretary before the beginning of the City Council Meeting. In order to expedite the flow of business and to provide all citizens the opportunity to speak, there is a three-minute limitation on any person addressing the City Council. State law prohibits the City Council from discussing or taking action on any item not listed on the posted agenda.

V. CONSENT ITEMS: All matters listed as Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be a separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

No consent items till the second meeting of the month to allow enough time to get minutes and finances done since we have meetings every other week to be consistent.

VI. NEW BUSINESS: All matters listed as New Business will be discussed and considered separately.

A. Discuss, consider, and act to fill the Place 2 City Council seat vacated by the Mayor Pro-tem. **(Councilman Misner made a motion to appoint Mickey Malone to fill Place 2 seat.)**

Motion: Councilman Steve Misner **Second:** Councilwoman Julie Burger

Vote: 4 in favor; 0 in opposition; 0 abstained

B. Discuss, consider, and act to appoint a member of the Council to act as the Mayor Pro Tem. **(Item tabled until a later meeting.)**

Motion: N/A **Second:** N/A

Vote: N/A

C. Discuss, consider, and act on a resolution of the City of New Fairview, Texas, authorizing the City Administrator to enter into an agreement to develop a new City website. **(Councilwoman Burger made a motion to authorize the city administrator to enter into an agreement to develop a new website.) Motion seconded by Councilman Schoonmaker. Motion passed unanimously.**

Motion: Councilwoman Julie Burger **Second:** Councilman Nolan Schoonmaker

Vote: 4 in favor; 0 in opposition; 0 abstained

D. Discuss, consider, and act on a resolution of the City of New Fairview, Texas, approving an amendment to the City's franchise agreement with Frontier Waste. **(Councilman Misner made a motion to accept the franchise agreement with the amendment to add two more clean up days to the agreement.)**

Motion: Councilman Steve Misner **Second:** Councilwoman Julie Burger

Vote: 4 in favor; 0 in opposition; 0 abstained

E. Discuss, consider, and act on a resolution of the City of New Fairview, Texas, authorizing the City Administrator to enter into an agreement for the repair of South County Line Road. (Councilman Minser made a motion to authorize the city administrator to enter into an agreement for the repair of south county line road not to exceed \$40,000.)

Motion: Councilman Steve Misner **Second:** Councilman Nolan Schoonmaker

Vote: 4 in favor; 0 in opposition; 0 abstained

VII. WORK SESSION: No action will be taken during the work session; the work session provides the Council an opportunity to discuss consent items, receive and provide information regarding regular agenda items, and presentations from staff.

A. Discuss with staff the City's Comprehensive Plan. (City Administrator wants to get input on what the council wants to do in regards to updating our comp plan and also having a master plan. The planning and zoning will be updating the zoning and land use plan.)

B. Discuss with staff the City's website. (City Administrator provided quotes from several companies to update the city website; the Council reviewed the options and discussed the technology and key requirements of the updated website.)

C. Discuss with staff the City Council's participation in the Texas Rural Leadership Program. (City Administrator provided an overview of what the program is and what the outcomes were; Council discussed potential dates for the program.)

D. Discuss with staff the Strategic Partnership Agreement with Fairview Meadow. (City Administrator sought input from the Council on their desire to move forward with the development of the strategic partnership agreement; Council expressed interest in staff taking the necessary steps to move this forward.)

E. Discuss with staff a New Fairview Farmer's Market. (Councilwoman Julie Burger requested the use of the city hall facility and land for a farmer's market; concerns were raised regarding the single point of entry/exit and emergency vehicles potentially being blocked due to traffic; staff expressed willingness to discuss this further and asked Councilwoman Julie Burger to reach out to the individuals in the community that she had been discussing this with regarding an alternative location.)

F. Discuss with staff streets improvements. (City Administrator provided the Council an update on the streets program; the timeline for starting the project and estimated cost; the cost is estimated to be in excess of \$4 million and the bond funds are \$3 million.)

G. Discuss, consider, and act to fill the Place 2 City Council seat vacated by the Mayor Pro-tem. (Council discussed who might be interested in the position.)

H. Discuss, consider, and act to fill the Place 2 City Council seat vacated by the Mayor Pro-tem. (Council discussed who might be interested in the position.)

VIII. EXECUTIVE SESSION: The Council will conduct a closed session pursuant to Texas Government Code, annotated, Chapter 551, Subchapter D for the following:

A. Section 551.071 Consultation with Attorney, authorizing a governmental body to consult with its attorney in an executive session to seek his or her advice on legal matters; it provides as follows: A governmental body may not conduct a private consultation with its attorney except: (1) when the governmental body seeks the advice of its attorney about: (A) pending or contemplated litigation; or (B) a settlement offer; or (2) on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter. (City Attorney said that the executive session was not identified clearly so there was no discussion.)

Motion: N/A Second: N/A

Vote: N/A

IX. REPORT ITEMS: These items are for informational purposes only. If the Council wishes to discuss, they can ask to add them to the workshop or new business section for discussion.

A. Infrastructure update from Don Strange.

B. Draft copy of newsletter that will be printed and mailed.

X. CONSIDER/TAKE ACTION ON MATTERS DISCUSSED IN THE EXECUTIVE SESSION.

XI. ADJOURN:10:00p.m.

APPROVED:

Mayor Joe Max Wilson


Nolan Schoonmaker (Sep 1, 2021 23:09 CDT)

Councilman Nolan Schoonmaker

Councilwoman Julie Burger

Councilman Walter Clements


Steve c misner (Oct 22, 2021 15:33 CDT)

Councilman Steve Misner

Attest :

City Secretary

