



**CITY COUNCIL MINUTES**

**July 19, 2021**

**7:00 P.M.**

**STATE OF TEXAS  
COUNTY OF WISE  
CITY OF NEW FAIRVIEW**

**THE CITY COUNCIL CONVENED INTO A CITY COUNCIL MEETING THE SAME BEING OPEN TO THE PUBLIC, THE 19TH DAY OF JULY 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 Nolan Schoonmaker**

**Councilman John Taylor**

**Councilwoman Julie Burger**

**Councilwoman Cindy Poe**

**Councilman Micky Malone**

**Councilman Steve Misner**

**STAFF**

**Ben Nibarger, City Administrator**

**Brooke Boller, City Clerk**

**ABSENT**

I. **CALL MEETING TO ORDER:** (Mayor Nolan Schoonmaker called the meeting to order at 7:00 pm)

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. **(There were no requests to speak.)**

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.

A. Accept the June 2021 Financial Reports.

B. Accept the amended April 5, May 3, May 14, May 17, 2021 City Council Meeting minutes.

C. Accept the June 7, and June 21, 2021 City Council Meeting minutes.

**(Mayor Pro Tem asked for the May 3, 2021 minutes from the agenda for correction; all other items accepted.)**

**Motion:** Councilman John Taylor      **Second:** Mayor Pro Tem Mickey Malone

**Vote:** 5 in favor; 0 in opposition; 0 abstained

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

A. Discuss, consider, and act on the Final Plat for the County Line Business Park located in the New Fairview ETJ (Denton County).

**Motion:** Councilman John Taylor      **Second:** Councilwoman Cindy Poe

**Vote:** 5 in favor; 0 in opposition; 0 abstained

- B. Discuss, consider, and act on the Final Plat for Phase II of the Fairview Meadows residential development located in the New Fairview ETJ (Wise County).

**Motion:** Councilwoman Cindy Poe      **Second:** Councilwoman Julie Burger

**Vote:** 5 in favor; 0 in opposition; 0 abstained

- C. Discuss, consider, and act on the annual update for the Constellation Lakes 2021 Service and Assessment Plan. (Kyle Sikowski provided additional input on the Service and Assessment Plan for the Constellation Lake PID.)

**Motion:** Mayor Pro Tem Mickey Malone      **Second:** Councilwoman Julie Burger

**Vote:** 5 in favor; 0 in opposition; 0 abstained

- D. Discuss with staff the results of the 2021 New Fairview Citizen Satisfaction Survey completed by ETC Institute. (Discuss the results of the survey with staff.)
- E. Discuss with staff the Fiscal Year 2021/2022 annual operating and capital improvement budget.
- F. Discuss with staff a draft of the proposed dark sky ordinance.
- G. Discuss with staff a draft agreement with Frontier Waste. (Item tabled for a later meeting.)
- H. Follow up discussion with staff regarding the City Council strategic planning retreat.
- I. Follow up discussion with staff regarding ongoing projects.

- 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. None

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

- A. The Council will conduct a closed session pursuant to Texas Government Code, annotated, Chapter 551, Subchapter D for the following: Section 551.087 - Deliberation Regarding Economic Development Negotiations (1) to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or (2) to deliberate the offer of a financial or other incentive to a business prospect described by Subdivision (1) for the following: Paloma Ranch Estates

- 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. None.

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

- XI. **ADJOURN:** I, the undersigned authority, do hereby certify the above notice of the meeting of the City Council of New Fairview, is a true and correct copy of the said notice that I posted on the official posting place at New Fairview City Hall, FM 407, New Fairview, Texas, a place of convenience and readily accessible to the general public at all times, and said notice posted this 16th day of July 2021 at 7:00 PM at least 72 hours proceeding the meeting time. **(Adjourn meeting at 9:50 pm)**

**Motion:** Councilwoman Steve Misner

**Second:** Mayor Pro Tem Mickey Malone

**Vote:** 5 in favor; 0 in opposition; 0 abstained

**APPROVED:**

  
Nolan Schoonmaker (Sep 14, 2021 17:22 CDT)

Mayor Nolan Schoonmaker

  
Brooke Boller (Sep 14, 2021 14:42 CDT)

Brooke Boller  
Interim Deputy City Secretary

  
John Taylor (Sep 14, 2021 14:56 CDT)

Councilman John Taylor

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Councilwoman Julie Burger

  
Cindy Poe (Sep 15, 2021 15:33 CDT)

Councilwoman Cindy Poe

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Councilman Micky Malone

  
Steve Misner (Oct 22, 2021 15:30 CDT)

Councilman Steve Misner