



**CITY COUNCIL MINUTES
August 2, 2021**

**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 2ND DAY OF AUGUST 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 Cindy Poe
Councilman Micky Malone
Councilman Steve Misner**

STAFF

**Ben Nibarger, City Administrator
Brooke Boller, City Clerk**

ABSENT

Councilwoman Julie Burger

WORK SESSION: _____ 7:00 PM

1. Call to Order and roll call. (Mayor Nolan Schoonmaker called the meeting to order at 7:00 pm; Roll call with the above-mentioned names present.)
2. Discussion of all items on tonight's meeting agenda. (Item A, G, and E were pulled into discussion: Item A - Councilman Misner asked about the impact fees and whether or not they would be retroactive; staff assured them that the fees were forward looking only and would not impact current developments; Item G - Councilman John Taylor expressed concern about agricultural use and the impact this ordinance update would have on them; Council members agreed and asked staff to bring back an amendment to the ordinance that included grass and hay for agricultural use over five-acres; Item E - Councilman Misner asked how this resolution would impact the city/residents; the resolution provides the opportunity for the city to obtain its own zip code or to become registered in the USPS system as New Fairview instead of Rhome.)
3. Adjournment. (Adjourn at 7:46 pm)

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

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

REGULAR SESSION: 7:00 PM or immediately following the Work Session.

1. Call to Order and roll call. (Mayor Nolan Schoonmaker called the meeting to order at 7:50 pm; Roll call with the above-mentioned names present.)
2. Pledge to the 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
3. **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.)
4. **NEW BUSINESS:** All matters listed as New Business will be discussed and considered separately.
 - A. Conduct a public hearing on the adoption of impact fees. The purpose of the hearing is to consider the adoption of a transportation impact fee. The proposed impact fee per residential service unit is \$2,828.79. Any member of the public has the right to appear at the hearing and present evidence for or against the

plan and proposed fee. **(Public hearing opened at 7:52 pm; no requests to speak; public hearing closed at 7:52 pm.)**

- B. Discuss, consider and act on a resolution adopting the Transportation Impact Fees. **(Councilman John Taylor wanted to provide a potential reduction to the fee for residents replacing manufactured housing with new construction.)**

Motion: Councilman John Taylor **Second:** Councilwoman Cindy Poe
Vote: 3 in favor; 1 in opposition; 0 abstained

- C. Discuss the Fiscal Year 2021-2022 annual operating budget.
- D. Discuss, consider, and act on a resolution adopting a Maximum Proposed Ad Valorem Tax Rate, Take a Record Vote, and Set the Date, August 16, 2021, for a Public Hearing and Adoption of the Operating Budget and Ad Valorem Tax Rate for the Fiscal Year 2021-2022. **(Steven King: residents have not seen any benefits from current taxes; Joe Max Wilson: needs to be communicated well; Council discussed possible options if taxes were to be raised, including roads, water, and public safety; Councilman John Taylor proposed a \$0.50 per \$100 valuation maximum rate but there was no second; Mayor Pro Tem Mickey Malone made a motion for a proposed maximum rate equal to the de minimis rate which was seconded by Councilwoman Cindy Poe; a record vote was taken.)**

Motion: Mayor Pro Tem Mickey Malone **Second:** Councilwoman Cindy Poe
Vote: Mickey Malone, John Taylor, and Cindy Poe voted in favor; Steve Misner voted in opposition; 0 abstained

- E. Discuss, consider, and act on a resolution requesting USPS Texas District Manager to create a new zip code for the City of New Fairview.

Motion: Councilman Steve Misner **Second:** Mayor Pro Tem Mickey Malone
Vote: 4 in favor; 0 in opposition; 0 abstained

- F. Discuss, consider, and act on a resolution adopting an electronic signature policy for the City of New Fairview.

Motion: Councilman John Taylor **Second:** Councilwoman Cindy Poe
Vote: 4 in favor; 0 in opposition; 0 abstained

- G. Discuss, consider and act to amend the City of New Fairview Ordinance regulating Trash, Weeds, and Other Unsanitary Conditions Ordinance, specifically Sec. 7.02.004 Grass and Weeds. **(Tabled for a later meeting; bring back amendment to ordinance that exempts all agricultural uses.)**

- H. Discuss with staff calling an election to extend the term of Council members to three or four years. **(Council called an election for 3-year terms.)**
 - I. Discuss with staff land use programming for city hall.
 - J. Discuss with staff a facility rental policy.
 - K. Discuss with staff partnering with a university to complete a comprehensive plan and branding guide. **(Council members were in favor of partnering with UNT to develop a Comprehensive Plan; Council members John Taylor, Cindy Poe, and Mickey Malone were in favor of adding \$35-45K to the budget.)**
5. **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 30th day of July, 2021 at 7:00 PM at least 72 hours proceeding the meeting time. **(Adjourn meeting at 10:43 pm)**

Motion: Councilwoman Cindy Poe **Second:** Councilman Steve Misner
Vote: 4 in favor; 0 in opposition; 0 abstained

APPROVED:


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

Mayor Nolan Schoonmaker


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

Councilman John Taylor



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

Councilwoman Cindy Poe

Councilman Micky Malone


 Steve c misner (Oct 22, 2021 15:30 CDT)

Councilman Steve Misner


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

Brooke Boller
Interim Deputy City Secretary

