



**City of New Fairview
City Council
Regular Meeting
999 Illinois Lane
Monday, October 16, 2023, at 7:00 pm**

**CITY COUNCIL
Mayor John Taylor
Mayor Pro Tem Steven King
Place 1 Councilman Harvey Lynn Burger
Place 2 Councilman Peter Kozlowski
Place 3 Councilwoman Sarah Adams
Place 5 Councilman Richard Greene**

**City Staff
John Cabrales Jr, City Administrator
Brooke Boller, City Secretary
Roberta (Robin) Cross, City Attorney – Virtual**

WORK SESSION

1. Call to Order and Determination of Quorum (**Work Session called to order by Mayor John Taylor at 7:00 pm; Roll Call with the above-mentioned names.**)
2. Adjournment
Motion: Councilman Richard Greene
Second: Councilman Peter Kozlowski
Vote: All in Favor
Result: Work session was adjourned at 7:01pm

REGULAR SESSION

1. Call to Order and Determination of Quorum (**Regular Session called to order by Mayor John Taylor at 7:01 pm; Roll Call with the above-mentioned names.**)
1. 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.
2. Announcements & Special Recognitions: The agenda shall provide a time when proclamations, recognitions, general reports, and updates may be presented by the City Council.
3. City Administrator's Report: The City Administrator's Report may provide information on status of current city projects and other projects affecting the City, meetings and actions of the city's boards and

commissions, upcoming local community events, including but not limited to departmental operations and capital improvement project status. No action will be taken with respect to this report.

4. **Public Comment:** 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.

Brandon Shelby- Representative for the owners of property asking to disannex in Wise County- Item 7C on the agenda.

5. **Consent Agenda:** All matters as Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. An item can be removed from the consent agenda by the City Administrator, Mayor, or any member of the City Council and will be considered after approval of the consent agenda.

- A. Approve the City Council Meeting minutes for October 2, 2023.
- B. Receive, consider, and act on a Resolution for the canceling of the November 20, 2023 Regular City Council Meeting.

Motion: Councilman Peter Kozlowski

Second: Councilman Richard Greene

Vote: All in Favor

Result: Council approved minutes for October 2, 2023 as well as approved the Resolution canceling of November 20, 2023 Regular City Council Meeting.

6. **New Business:** All matters listed in New Business will be discussed and considered separately.

- A. Receive, consider, and act on an Ordinance amending the Transportation Impact Fees; defining development types and establishing the fees for each development type.

Motion: Councilman Richard Greene

Second: Mayor Pro Tem Steven King

Vote: All in Favor

Result: Council approved an Ordinance updating the Transportation Impact Fees; defining development types and establishing the fees for each development type.

- B. Hold a Public Hearing and act on an Ordinance adopting a revised Master Schedule of Fees for the City of New Fairview.

Motion: Councilman Peter Kozlowski

Second: Councilwoman Sarah Adams

Vote: For: Councilman Peter Kozlowski, Councilman Harvey Burger, Councilwoman Sarah Adams

Against: Mayor Pro Tem Steven King & Councilman Richard Greene

Result: Council approved an Ordinance amending and readopting the Master Fee Schedule, by amending the New Fairview City Code of Ordinances, Appendixes A1 (Miscellaneous Fees) and A2 (Building and Development Fees) for the City of New Fairview.

- C. Receive, consider, and act on an Ordinance approving the disannexation of approximately 236.70 acres in the Smith County School Land Survey, Wise County, Texas.

Motion: Councilwoman Sarah Adams

Second: Councilman Richard Greene

Vote: All in Favor

Result: Council denied an Ordinance approving the disannexation of approximately 236.70 acres in the Smith County School Land Survey, Wise County, Texas.

- D. Receive, consider, and act on a Resolution amending Resolution 202211-03-104 and the City Council Procedures and Decorum Policy to include prayer/invocation to City Council meetings.

Motion: Councilman Harvey Burger

Second: Mayor Pro Tem Steven King

Vote: All in Favor

Result: Council denied a Resolution amending Resolution 202211-03-104 and the City Council Procedures and Decorum Policy to include prayer/invocation to City Council meetings.

- E. Receive, consider, and act on appointing members to the Parks and Recreation Board and the Keep New Fairview Beautiful Committee

Motion: Councilman Richard Greene

Second: Councilwoman Sarah Adams

Vote: All in Favor

Result: Council approved the appointment of Patricia Briscoe to the Parks and Recreation Board, and the Keep New Fairview Beautiful Committee, to Place 5.

7. Executive Session: Recess to Executive Session to discuss matters relating to real property pursuant to §551.072, Texas Government Code; deliberation of economic development negotiations pursuant to §551.087, Texas Government Code; discuss personnel matters pursuant to §551.074, Texas Government Code; discuss IT network or critical infrastructure security pursuant to §551.089, Texas Government Code; and to consult with the City Attorney pursuant to §551.071, Texas Government Code. The Council may go into closed session at any time when permitted by Chapter 551, Texas Government Code or Chapter 418, Texas Tax Code. Before going into closed session, a quorum of the Council must be present, the meeting must be convened as an open meeting pursuant to proper notice, the presiding officer must announce that a closed session will be held and must identify the sections of Chapter 551 or 418, Texas Government Code authorizing the closed session.

A. §551.072, Tex. Gov't Code (Real Property)

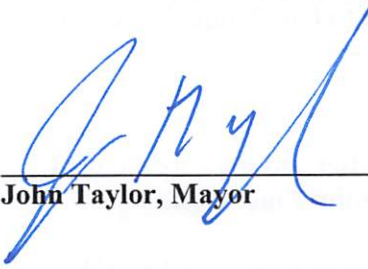
B. §551.071 Tex. Gov't Code (Legal Advice)

Possible property acquisition that is east of South County Line, West of FM 407 and North of Dove Hollow Lane.

No Action

8. Return to Open Session: Discuss and take appropriate action, if any, resulting from the discussions conducted in Executive Session.
9. Mayor & Council Member Announcements: The City Council may hear or make reports of community interest provided no action is taken or discussed. Community interest items may include information regarding upcoming schedules of events, honorary recognitions, and announcements involving imminent public health and safety threats to the city. Any deliberation shall be limited to a proposal to place the subject on an agenda for a subsequent meeting.
10. Adjournment
- Motion: Councilman Richard Greene**
- Second: Councilman Peter Kozlowski**
- Vote: All in Favor**
- Result: Work Session was adjourned at 8:18pm.**

MINUTES APPROVED ON THIS, THE 6TH DAY OF NOVEMBER 2023



John Taylor, Mayor



Brooke Boller, City Secretary

