

AGENDA
FORNEY CITY COUNCIL
Tuesday, March 17, 2020
6:30 p.m. Regular Meeting
City Hall, 101 E. Main Street, Forney, Texas 75126

I. CALL TO ORDER

II. INVOCATION / PLEDGE OF ALLEGIANCE – MAYOR MARY PENN

III. APPROVAL OF MINUTES

1. Consider approval of the Minutes of the March 3, 2020, City Council meeting and Work Shop.

Documents:

[03-03-20 minutes.pdf](#)

IV. CONSENT AGENDA

[The items on the Consent Agenda are considered to be self-explanatory by the Council and will be enacted in one motion. There will be no separate discussion of these items unless requested by a Council Member.]

1. Consider approval of a Resolution authorizing the City Manager to execute a contract with the Kaufman County Election Administrator for the May 2, 2020, General Election and Special Election.

Documents:

[Item Summary -- Election Contract for May 2 2020 General Election_Legal Review.pdf](#)
[City of Forney cost estimate.pdf](#)

2. Consider a Resolution opposing Proposition 3 approved at the March 3, 2020 statewide election advocating for the ending of taxpayer-funded lobbying.

Documents:

[D20200310 Proposition 3 Opposition Summary Form.pdf](#)
[D20200310 Taxpayer Funded Lobbying Proposition 3 Opposition Resolution.pdf](#)

3. Consider approval of a request for street closures for the April 4, 2020, Festival on Main event.

Documents:

[Item Summary -- Street Closures for Festival on Main.pdf](#)
[_06182019-576.pdf](#)

4. Consider approval of a preliminary plat for Lots 1 - 4, Block A, Fox Daycare Addition, located northeast of the intersection of South F.M. 548 and F.M 741.

Documents:

[Item Summary-Fox Daycare Preliminary Plat.pdf](#)
[Exhibit-Fox Daycare Preliminary Plat.pdf](#)

5. Consider approval of a final plat for the Goodyear Addition, located at the southwest corner of S. Gateway Boulevard and U.S. Highway 80.

Documents:

[Item Summary-Goodyear Final Plat.pdf](#)
[Exhibit-Goodyear Final Plat.pdf](#)

6. Consider approval of a final plat for the Trinity Capital Bank Addition, located northeast of the intersection of F.M. 741 and Interstate Highway 20.

Documents:

[Item Summary-Trinity Capital Bank Final Plat.pdf](#)
[Exhibit-Trinity Capital Bank Final Plat.pdf](#)

7. Consider approval of a final plat of Fox Daycare Addition, located northeast of the intersection of South F.M. 548 and F.M 741.

Documents:

[Item Summary-Fox Daycare Final Plat.pdf](#)
[Exhibit-Fox Daycare Final Plat.pdf](#)

8. Consider approval of a final plat of the Broad Street East Addition II, located southeast of the intersection of East U.S. Highway 80 and F.M. 548.

Documents:

[Item Summary-East Broad Street Final Plat.pdf](#)
[Exhibit-East Broad Street Final Plat.pdf](#)

9. Consider approval of a revised site plan for McDonald's, located east of the F.M. 1641 and F.M. 548 intersection.

Documents:

[Item Summary-McDonalds Site Plan.pdf](#)
[Exhibits-McDonalds Site Plan.pdf](#)

10. Consider a Resolution awarding a contract to Precision Management & Construction for the construction services for the Trailhouse Roadway Completion Project, Phase Two, and all related issues.

Documents:

[Item Summary - Trailhouse Phase Two Project CIPC167 Award Contract 3.9.2020.pdf](#)
[D20200310 Trailhouse Roadway Completion Project, Phase Two Award](#)

[Resolution.pdf](#)
[Ltr of Recommendation Ph 2.pdf](#)
[Bid Tabulation for Trailhouse Phase Two Project.pdf](#)
[ENGINEERS OPINION OF PROBABLE COST - Phase 2 Sewer - 02-12-20.pdf](#)
[Phase 2 Location Map.pdf](#)

11. Consider approval for the project acceptance from the construction of the Elevated Water Storage Tank Project.

Documents:

[Item Summary - Project Acceptance Elevated Storage Tank CIP 158.pdf](#)
[Certificate of Completion and Recommendation of Final Pay Request.pdf](#)

12. Consider approval for the project acceptance from the construction of the West Broad Street Sanitary Sewer Project.

Documents:

[Item Summary - Project Acceptance W Broad Street Sanitary Sewer Improvements CIP 176.pdf](#)
[Project Closure and Warranty Period.pdf](#)

13. Consider approval of advertising a Request for Proposals (RFP) for Electrical Services at Community Park and City Wide basic Electrical work.

Documents:

[ITEM SUMMARY -- Electrical RFP\(s\).pdf](#)

14. Consider approval of advertising for bids for the demolition of the Booker T Washington Building.

Documents:

[Item Summary - Booker T Washington Demolition 3 11 2020.pdf](#)

15. Consider a Resolution approving a contract with WRA Architects, Inc. for Architectural / Engineering Services.

Documents:

[Item Summary Award a Contract to WRA Architects, Inc.pdf](#)
[D20200310 City Facilities Improvements, Award Resolution for Architectural Services.pdf](#)
[2010 - City of Forney Addition and Renovation Agreement between Owner and Architect.pdf](#)

V. PUBLIC HEARING ITEMS / ACTION ON PUBLIC HEARING ITEMS

1. Hold a public hearing and discuss and consider approval of an Ordinance for a conditional use permit for auto repair (minor) at 401 East Highway 80. [Read Ordinance Caption]

Documents:

VI. DISCUSSION / ACTION ITEMS

1. Vision 2025 -- Goals and Initiatives

Documents:

[workshop summarization ver. 2.pdf](#)

2. Discuss and consider an Ordinance amending Chapter 2, Article 2.01, "General Provisions," and Article 2.06 "Dangerous Dogs" of the City of Forney Code of Ordinances regarding the fence requisite to confine an animal and dangerous dog regulations.

Documents:

[D20200310 Dangerous Dog and Fence Ordinance Summary Form.pdf](#)
[D20200310 Fence Ordinance 2.01 and Dangerous Dog Ordinance 2.06 Amendment Updated.pdf](#)

3. Discuss and consider a Resolution taking action on RFP 20-001 Holiday Light Displays, authorizing the execution of an Interlocal Agreement between the City of Forney and the City of Grand Prairie and authorizing the engagement of services for additional custom holiday light displays.

Documents:

[D20200310 Resolution - Holiday Light Displays - Interlocal Agmt.pdf](#)
[D20200310 Holiday Light Display Summary Form.pdf](#)

VII. OPEN FORUM/CITIZEN COMMENTS

This is the public's opportunity to address the City Council on any matter related to the City. In accordance with the Texas Open Meetings Act, Section 551.042, the City Council cannot discuss, consider, or take action on matters not listed on the agenda. The City Council will receive citizen comments on non-agenda items, and if necessary, may refer the matter to City staff for research, resolution or referral to Council on a future agenda. As described in the City's Public Meeting Procedures, comments will be limited to three (3) minutes.

VIII. CITY MANAGER'S REPORT

THE CITY MANAGER WILL DISCUSS CURRENT CITY ACTIVITIES, UPCOMING MEETINGS, FUTURE LEGISLATIVE ACTIVITIES, AND OTHER RELATED MATTERS FOR POSSIBLE ACTION, INCLUDING THE FOLLOWING:

- Department Reports (Fire, Police, Municipal Court, Finance)
- Citizen Complaints -- Actions taken or to be taken
- Upcoming Special Events
- Personnel Changes
- Commendations
- Public Works/Streets Projects, Repairs or Construction
- Park Issues
- Inspection Issues
- CIP Projects

Documents:

IX. COUNCIL COMMENTS

PURSUANT TO SECTION 551.0415 TEX. GOV'T CODE, CITY COUNCIL MEMBERS MAY MAKE A REPORT ABOUT ITEMS OF COMMUNITY INTEREST DURING A MEETING OF THE GOVERNING BODY WITHOUT HAVING GIVEN NOTICE OF THE REPORT. ITEMS OF COMMUNITY INTEREST INCLUDE:

- Expressions of thanks, congratulations, or condolence;
- Information regarding holiday schedules;
- An honorary or salutary recognition of a public official, public employee, or other citizen, except that a discussion regarding a change in the status of a person's public office or public employment is not an honorary or salutary recognition for purposes of this subdivision;
- A reminder about an upcoming event organized or sponsored by the governing body;
- Information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the municipality; and
- Announcements involving an imminent threat to the public health and safety of people in the municipality that has arisen after the posting of the agenda.

X. EXECUTIVE SESSION

PURSUANT TO THE OPEN MEETINGS ACT, CHAPTER 551, TEXAS GOVERNMENT CODE, THE CITY COUNCIL WILL RECESS INTO EXECUTIVE SESSION (CLOSED MEETING) TO DISCUSS THE FOLLOWING:

1. Consult with legal counsel regarding pending or contemplated litigation or a settlement offer and/or matters in which the duty of the attorney to the governmental body under Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Texas Government Code (Tex. Gov't Code Section 551.071):
 - a. Appointments to the Kaufman County Appraisal District Board
 - b. PUC Docket No. 46662; SOAH Docket No. 473-17-4964.WS - Petition of the Cities of Garland, Mesquite, Plano and Richardson Appealing the Decision by North Texas Municipal Water District Affecting Wholesale Water Rates.
 - c. PUC Docket No. 47814; SOAH Docket No. 46-18-1344.WS - Petition of High Point Water Supply Corporation, Talty Special Utility District and Markout Water Supply Corporation Appealing the Decision by the City of Forney Affecting Wholesale Water Rates.
 - d. Parkland Dedication
2. Deliberate the purchase, exchange, lease, or value of real property (Tex. Gov't Code Section 551.072).
3. 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 to deliberate the offer of a financial or other incentive to a business prospect (Tex. Gov't Code Section 551.087):
 - a. Project V
 - b. Project Calcite

c. Project Fireball

XI. RECONVENE INTO REGULAR SESSION

IN ACCORDANCE WITH TEXAS GOVERNMENT CODE, CHAPTER 551, THE CITY COUNCIL WILL RECONVENE INTO REGULAR SESSION TO CONSIDER ACTION, IF ANY, ON MATTERS DISCUSSED IN EXECUTIVE SESSION.

XII. ADJOURNMENT

In addition to any executive session already listed above, the City Council of the City of Forney reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed on this agenda, as authorized by the Texas Government Code for the following purposes:

Section 551.071 -- Consultation with Attorney

Section 551.072 -- Deliberations regarding Real Property

Section 551.073 -- Deliberation regarding Prospective Gift

Section 551.074 -- Personnel Matters

Section 551.076 -- Deliberations regarding Security Devices

Section 551.087 -- Deliberations regarding Economic Development Negotiations

This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes a written interpretation of the Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed session portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144 (c) and the meeting is conducted by all participants in reliance on this opinion.

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's office at 972-564-7302 or FAX 972-564-7349 for further information. Braille is not available.

I, Dorothy Brooks, City Secretary for the City of Forney, Texas, do hereby certify that this Agenda was posted at City Hall, in a place readily accessible to the general public at all times, on the 13th day of March, 2019, at 5:00 p.m. and remained so posted for at least 72 continuous hours preceding the scheduled time of said meeting.