

AGENDA
FORNEY CITY COUNCIL
Tuesday, April 21, 2020
6:30 p.m. Regular Meeting
City Hall, 101 E. Main Street, Forney, Texas 75126

The general public can view the meeting live on our video stream at <https://www.forneytx.gov/803/Watch-Meetings>. If you wish to address the Council on any subject or in open forum at this meeting, you are required to email dbrooks@forneytx.gov no later than Tuesday, April 21, 2020, by 3:00 p.m. You must provide your name and telephone number and state which item(s) you wish to speak on. You will be provided a telephone number and meeting in which you must dial into 15 minutes prior to the scheduled meeting start time. Due to technical restrictions, those who fail to dial into the meeting at the prescribed time may forfeit their ability to speak at said meeting.

I. CALL TO ORDER

II. INVOCATION / PLEDGE OF ALLEGIANCE – COUNCIL MEMBER DERALD COOPER

III. APPROVAL OF MINUTES

1. Consider approval of the Minutes of the April 7, 2020 City Council meeting.

Documents:

[04-07-20 city council 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 preliminary plat for Gateway Center, located northeast of the intersection of North Gateway Blvd and North F.M. 548.

Documents:

[Item Summary-7 Eleven Preliminary Plat.pdf](#)
[Exhibit-7 Eleven Preliminary Plat.pdf](#)

2. Consider approval of a site plan for 7-Eleven, located northeast of the intersection of North Gateway Blvd and North F.M. 548.

Documents:

[Item Summary-7 Eleven Site Plan.pdf](#)
[Exhibits-7 Eleven Site Plan.pdf](#)

3. Consider approval of a site plan for the Diamond Creek amenity center, located northwest of the intersection of Tuscany Drive and Rosedale Drive.

Documents:

[Item Summary-Diamond Creek Amenity Site Plan.pdf](#)
[Exhibits-Diamond Creek Amenity Site Plan.pdf](#)

4. Consider approval of a revised site plan for Eric L. Davis Engineering, located at 401 Pinson Road.

Documents:

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

5. Consider approval of a revised site plan for Forney High School, located at 1800 College Avenue.

Documents:

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

6. Consider Approval of the Acceptance of Public Improvements for Goodyear.

Documents:

[Item Summary - Goodyear.pdf](#)
[City of Forney Acceptance Letter - Goodyear.pdf](#)

7. Consider Approval of the Acceptance of Public Improvements for Woodlands Crossing.

Documents:

[Item Summary - Woodlands Crossing.pdf](#)
[City of Forney Acceptance Letter - Woodlands Crossing.pdf](#)

8. Consider action to reject the bid proposals received for the sidewalk improvements project and authorize staff to rebid the project.

Documents:

[Item Summary - Sidewalk Improvements - Reject Bid Proposal.pdf](#)
[Bid Tabulation Results - Sidewalk Improvements Project.pdf](#)

9. Consider approval of a Resolution authorizing the City Manager and the City Finance Director to revise and settle retail water accounts for the City of Forney.

Documents:

[D20200415 Resolution - Retail Water Account revisions and settlement.pdf](#)

V. PUBLIC HEARING ITEMS / ACTION ON PUBLIC HEARING ITEMS

1. Hold a public hearing and discuss and consider approval of an Ordinance amending the City of Forney Comprehensive Zoning Ordinance by amending the permit requirements and the regulations for a Farmers Market. [Read Ordinance Caption]

Documents:

[Item Summary-Farmers Market.pdf](#)

[Exhibit-Farmers Market.pdf](#)

2. Hold a public hearing and discuss and consider approval of an Ordinance rezoning 117.865 acres of land from Agricultural district to Planned Development district. The property is identified as Kaufman County Appraisal District property id 7811, located adjacent to the west side of F.M. 1641. The proposed use is single-family residential. [Read Ordinance Caption]

Documents:

[Item Summary-Primrose Estates PD.pdf](#)
[Exhibits-Primrose Estates PD.pdf](#)

VI. DISCUSSION / ACTION ITEMS

1. Discuss and consider approval of an Ordinance amending the Code of Ordinances by adopting the 2017 Edition of the National Electrical Code. [Read Ordinance Caption]

Documents:

[Item Summary-2017 NEC.pdf](#)
[Exhibit-2017 NEC.pdf](#)

2. Discuss and consider approval of an Ordinance amending the Code of Ordinances by adopting the 2018 Edition of the International Building Code. [Read Ordinance Caption]

Documents:

[Item Summary-2018 IBC.pdf](#)
[Exhibit-2018 IBC.pdf](#)

3. Discuss and consider approval of an Ordinance amending the Code of Ordinances by adopting the 2018 Edition of the International Existing Building Code. [Read Ordinance Caption]

Documents:

[Item Summary-2018 IEBC.pdf](#)
[Exhibit-2018 IEBC.pdf](#)

4. Discuss and consider approval of an Ordinance amending the Code of Ordinances by adopting the 2018 Edition of the International Energy Conservation Code. [Read Ordinance Caption]

Documents:

[Item Summary-2018 IECC.pdf](#)
[Exhibit-2018 IECC.pdf](#)

5. Discuss and consider approval of an Ordinance amending the Code of Ordinances by adopting the 2018 Edition of the International Fire Code. [Read Ordinance Caption]

Documents:

[Item Summary-2018 IFC.pdf](#)
[Exhibit-2018 IFC.pdf](#)

6. Discuss and consider approval of an Ordinance amending the Code of Ordinances by adopting the 2018 Edition of the International Fuel Gas Code. [Read Ordinance Caption]

Documents:

[Item Summary-2018 IFGC.pdf](#)
[Exhibit-2018 IFGC.pdf](#)

7. Discuss and consider approval of an Ordinance amending the Code of Ordinances by adopting the 2018 Edition of the International Mechanical Code. [Read Ordinance Caption]

Documents:

[Item Summary-2018 IMC.pdf](#)
[Exhibit-2018 IMC.pdf](#)

8. Discuss and consider approval of an Ordinance amending the Code of Ordinances by adopting the 2018 Edition of the International Plumbing Code. [Read Ordinance Caption]

Documents:

[Item Summary-2018 IPC.pdf](#)
[Exhibit-2018 IPC.pdf](#)

9. Discuss and consider approval of an Ordinance amending the Code of Ordinances by adopting the 2018 Edition of the International Property Maintenance Code. [Read Ordinance Caption]

Documents:

[Item Summary-2018 IPMC.pdf](#)
[Exhibit-2018 IPMC.pdf](#)

10. Discuss and consider approval of an Ordinance amending the Code of Ordinances by adopting the 2018 Edition of the International Residential Code. [Read Ordinance Caption]

Documents:

[Item Summary-2018 IRC.pdf](#)
[Exhibit-2018 IRC.pdf](#)

11. Discuss and consider approval of an Ordinance amending the Code of Ordinances by providing requirements for the annual registration and inspection of multi-family and single-family rental housing. [Read Ordinance Caption]

Documents:

[Item Summary-Rental Inspections.pdf](#)
[Exhibit-Rental Inspections.pdf](#)

12. Discuss and consider approval of an Ordinance amending the Code of Ordinances by amending the restrictions for smoking in public places. [Read Ordinance Caption]

Documents:

[Item Summary-Vaping.pdf](#)
[Exhibit-Vaping.pdf](#)

13. Discuss and consider approval of an Ordinance amending the Code of Ordinances by amending the Master Fee Schedule

Documents:

[Item Summary-Master Fee Schedule.pdf](#)
[Exhibits-Master Fee Schedule.pdf](#)

14. Discuss/Act on a Resolution authorizing the execution of an agreement with the bid award alternate, Mosca Designs, for the design and construction of light displays for the City of Forney Festival of Lights, and all related issues.

Documents:

[ITEM SUMMARY -- MOSCA CONTRACT.pdf](#)
[R20-18 -- D20200415 Resolution - Holiday Light Displays.pdf](#)

15. Discuss and consider approval of an Ordinance amending the 2019-20 Fiscal Year budget to transfer funds and consolidate CIP projects 194, 195, 197 to CIP project 193 and by transferring funds from CIP fund balance to CIP project 196 for the construction of a storage facility.

Documents:

[Item Summary-Budget Amendment-Project consolidation.pdf](#)
[D20200417 Ordinance-Budget amendment combining CIP 193 194 195 197 renaming 196.pdf](#)

16. Discuss and consider action related to the Declaration of State of Disaster and Public Health Emergency, and all related issues

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:

[2020 City Hall Report.pdf](#)
[muni court 4-7-20.pdf](#)

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 salutory 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 salutory 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. 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 17th

day of April, 2020, at 5:00 p.m. and remained so posted for at least 72 continuous hours preceding the scheduled time of said meeting.