

AGENDA  
FORNEY CITY COUNCIL  
Tuesday, May 5, 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](mailto:dbrooks@forneytx.gov) no later than Tuesday, May 5, 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 id 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 – COUNCIL MEMBER DAVID JOHNSON**

**III. APPROVAL OF MINUTES**

1. Consider approval of the Minutes of the April 21, 2020, City Council meeting.

Documents:

[04-21-20 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 the quarterly investment report ending 03/31/20.

Documents:

[Item Summary-Quarterly Investment Report Q2.pdf](#)  
[Forney Quarterly 2020-03.pdf](#)

2. Consider approval of a revised site plan for the Forney ISD Administration Building, located northwest of the intersection of College Avenue and S Bois D'Arc Street.

Documents:

[Item Summary-Forney ISD Admin Site Plan.pdf](#)  
[Exhibit-Forney ISD Admin Site Plan.pdf](#)

3. Consider approval of the acceptance of public improvements for the Villages of Fox Hollow Phase 5B development

Documents:

[Item Summary - Fox Hollow 5b.pdf](#)  
[City of Forney Acceptance Letter - Fox Hollow 5b.pdf](#)

4. Consider approval of the authorization to allow staff to seek bids for the electrical improvements for Pump Station No. 2, and all related issues.

Documents:

[Item Summary-Electrical Improvements Pump Station No. 2 approval to bid.pdf](#)  
[Engineers Opinion of Probable Construction Cost.pdf](#)

5. Consider approval of two supplement agreements for street lighting service with Oncor.

Documents:

[Item Summary-Supplement street lighting-Oncor.pdf](#)  
[3393000 Gateway Parks Ph 3 and 6 Street Light Agreement - 4.27.2020 \(2\).pdf](#)  
[3396231 Park Trails Ph 3 Street Light Agreement - 4.27.2020 \(2\).pdf](#)

6. Consider approval to allow staff to seek bids for the drainage improvements for Forney Fire Station No. 2, and all related issues.

Documents:

[Item Summary- Drainage Improvements to Fire Station No 2.pdf](#)  
[Location Map.pdf](#)

## **V. DISCUSSION ONLY ITEMS**

1. Discuss and review the effects of the City of Forney Ordinance No. 18-46 regarding the youth curfew on the community.

Documents:

[ITEM SUMMARY - Juvenile Curfew.pdf](#)  
[O18-46 Amend Chapter 8, Offenses and Nuisances- Juvenile Curfew.pdf](#)

## **VI. PUBLIC HEARING ITEMS / ACTION ON PUBLIC HEARING ITEMS**

1. Public Hearing on the proposed annexation of approximately 201.764 acres of land (KCAD Property IDs 12976 and 10892) owned by Royse World Land, LP and discussion and possible action on an Ordinance approving the annexation and proposed service plan or agreement.

Documents:

[D20200427 Annexation Ordinance - 201.764 acres Royse World Land LP Summary Form.pdf](#)  
[D20200427 Annexation 201.764 acres Royse World Land LP.pdf](#)  
[D20200427 MUNICIPAL SERVICES AGREEMENT - Royse World Land LP.pdf](#)  
[Exhibit B for Ordinance MUNICIPAL SERVICES AGREEMENT - Royse World Land LP.pdf](#)  
[Map Exhibit.pdf](#)

## VII. DISCUSSION / ACTION ITEMS

1. Discuss and Consider a Resolution awarding the proposal for RFP 2020-003 for Outside Plant Optical Fiber Backbone Infrastructure to GTI authorizing the execution of all necessary documents.

Documents:

[ITEM SUMMARY -- FIBER RFP AWARD\\_Legal\[1\].pdf](#)  
[D20200428 Fiber Infrastructure - Award Resolution.pdf](#)  
[City of Forney RFP - New Formatted - Rev03\\_1 - Vault Cross Connect.pdf](#)  
[Bid Evaluations.pdf](#)

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

## VIII. 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.

## IX. 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

## X. 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.

## **XI. 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. 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.
  - b. 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.
  - c. 2020 Special Events contract terms and conditions

## **XII. 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.**

## **XIII. 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 1st day of May, 2020, at 5:00 p.m. and remained so posted for at least 72 continuous hours preceding the scheduled time of said meeting.