

**Minutes
Forney City Council
Tuesday, April 2, 2019
6:30 p.m. Regular Meeting
City Hall, 101 E. Main Street, Forney, Texas 75126**

I. CALL TO ORDER

Mayor Wilson called the meeting to order at 6:30 p.m. Present were Mayor Rick Wilson, Mayor Pro Tem Mary Penn and Council Members Mike Thomas, Shaun Myers, Robbie Powers, Kevin Moon and David Johnson. Also present was City Manager Tony Carson.

II. INVOCATION / PLEDGE OF ALLEGIANCE – MAYOR RICK WILSON

III. PROCLAMATIONS / PRESENTATIONS

1. Proclamation for Kamryn Turnbow Week

Mayor Wilson read and presented the Proclamation to Kamryn Turnbow in recognition of her success in raising and showing a steer at the Houston Rodeo and Livestock Show. Kamryn raised a steer and placed second at the show. She sold the steer at auction for \$12,000. Kamryn obtained the steer through a grant and is going to donate a lamb and provide mentoring to the granddaughter of the gentleman who provided the funds for the grant.

2. Presentation of Community Development interactive project map.

Public Information Officer Kyle Rouvaldt gave a short presentation on the preparation of an interactive project map that will be on our website. This map will show what is being developed on a piece of land and how the development is progressing. Council asked that he include street projects, too.

IV. OPEN FORUM/CITIZEN COMMENTS

This is the public's opportunity to address the City Council on any matter related to the City. However, in accordance with the Texas Open Meetings Act, Section 551.041, the City Council cannot discuss, consider, or take action on matters not listed on the agenda. The City Council will receive citizen comments, 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.

Mayor Wilson opened the floor to anyone in the audience who wished to address the Council on any subject not on tonight's agenda. No one came forward to address the Council, so Mayor Wilson closed the open forum session.

V. APPROVAL OF MINUTES

1. Consider approval of the Minutes from the March 19, 2019, City Council meeting.

Mayor Wilson asked if Council had any changes to the Minutes. Council Member Thomas asked that where Luminant stated that they had a pond for redundancy purposes in case the waterline was damaged, to include that the pond would supply three days of water. Mayor Wilson called for a

54 motion. Mayor Pro Tem Penn made a motion to approve the Minutes with the change requested by
55 Council Member Thomas and Council Member Moon seconded the motion. The motion passed
56 unanimously by a vote of 7 ayes and 0 nays.
57

58 **VI. CONSENT AGENDA**

59 [The items on the Consent Agenda are considered to be self-explanatory by the Council and will be
60 enacted in one motion. There will be no separate discussion of these items unless requested by a
61 Council Member.]
62

- 63 1. **Consider a Resolution authorizing continued participation with the**
64 **Steering Committee of Cities served by Oncor and authorizing the**
65 **payment of membership dues to fund regulatory and related activities**
66 **related to the Oncor Electric Delivery Company, LLC.**
67
- 68 2. **Consider approval for a change order for the Austin and Houston Street**
69 **Repairs and Sanitary Sewer Improvements Project and acceptance of**
70 **the public improvements.**
71
- 72 3. **Consider a Resolution awarding a contract to KIK Underground, LLC for**
73 **the construction services for the West Broad Street Sanitary Sewer**
74 **Improvements Project, and all related issues.**
75
- 76 4. **Consider approval to authorize the City Manager to execute the early**
77 **termination of all leasing agreements with CSI Leasing.**
78

79 Mayor Wilson asked if Council wished to pull any item from the Consent Agenda for discussion. No
80 items were pulled, so Mayor Wilson called for a motion. Council Member Myers made a motion to
81 approve the Consent Agenda and Council Member Johnson seconded the motion. The motion
82 passed unanimously by a vote of 7 ayes and 0 nays.
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84 **VII. PUBLIC HEARING ITEMS / ACTION ON PUBLIC HEARING ITEMS**

- 85 1. **2nd Public Hearing regarding the annexation of an approximate 250.5942**
86 **acre tract of land owned by Kate Pinson McKellar Estate, et al., situated**
87 **in the John Gregg Survey, Abstract No. 171, Kaufman County, Texas,**
88 **Kaufman CAD Property ID 6471, located at 0 S FM 740, south of Dalview**
89 **Drive.**
90
- 91 2. **2nd Public Hearing regarding the annexation of an approximate 44.308**
92 **acre tract of land owned by Sharon A. Riggs and Linda C. Martin,**
93 **situated in the John Gregg Survey, Abstract No. 171, Kaufman County,**
94 **Texas, Kaufman CAD Property ID 6414, located at 0 FM 460, south of**
95 **the intersection of FM 740 and FM 460.**
96
- 97 3. **2nd Public Hearing regarding the annexation of an approximate 45.00**
98 **acre tract of land owned by TRBP Limited, situated in the John Gregg**
99 **Survey, Abstract No. 171, Kaufman County, Texas, Kaufman CAD**
100 **Property ID 196884, located at the end of West Trinity Street.**
101
- 102 4. **2nd Public Hearing regarding the annexation of an approximate 5.00**
103 **acre tract of land owned by John D. Gibson and Sarita K. French,**
104 **situated in the John Gregg Survey, Abstract No. 171, Kaufman County,**
105

106 Texas, Kaufman CAD Property ID 6583, located at 0 FM 740, south of the
107 intersection of FM 740 and FM 460.
108

- 109 **5. 2nd Public Hearing regarding the annexation of an approximate 7.304**
110 **acre tract of land owned by John D. Gibson and Sarita K. French,**
111 **situated in the John Gregg Survey, Abstract No. 171, Kaufman County,**
112 **Texas, Kaufman CAD Property ID 6582, located at 0 FM 740, south of the**
113 **intersection of FM 740 and FM 460.**
114

115 Mayor Wilson stated that he had been advised by City Attorney Thatcher that a public hearing on
116 Public Hearing Item number 3 was not needed; he then called for a motion to open the public
117 hearings at 6:48 p.m. Council Member Thomas made a motion to open the public hearings for items
118 No. 1, 2, 4 and 5 and Council Member Myers seconded the motion. The motion passed unanimously
119 by a vote of 7 ayes and 0 nays.
120

121 City Attorney Thatcher read each public hearing item as shown above. Thatcher stated that Notice
122 of the public hearings was provided as required. No action will be taken on any of these items
123 tonight. Thatcher stated that he would need to brief the Council on Public Hearing No. 1 in Executive
124 Session. Mayor Wilson stated that the Council would go into Executive Session at the end of the
125 meeting.
126

127 Mayor Wilson opened the floor to anyone in the audience who wished to address the Council on any
128 of the public hearing items. The following person came forward to address the Council:
129

130 John D. Gibson
131 14033 Paterson
132 Forney, Texas 75126

133 Mr. Gibson stated that his attorney had been talking with the City Attorney regarding
134 entering into a Development Agreement. He stated he really does not want to be
135 annexed.
136

137 No one else came forward to address the Council. Mayor Wilson called for a motion to go out of the
138 public hearings. Council Member Johnson made a motion to adjourn out of public hearings at 6:54
139 p.m. and Mayor Pro Tem Penn seconded the motion. The motion passed unanimously by a vote of
140 7 ayes and 0 nays. No action was taken by Council on these items.
141

142 **VIII. DISCUSSION / ACTION ITEMS**

143 **1. Vision 2025 -- Goals and Initiatives**

144 City Manager Carson stated that the information found with this item is from the November 2018
145 meeting and that Staff is working on these items.
146

- ### 147 **2. Discuss and consider a Resolution accepting the resignation of**
- ### 148 **Presiding Municipal Judge of the Forney Municipal Court of Record No.**
- ### 149 **1 and making an appointment for the unexpired term through September**
- ### 150 **30, 2020.**
- 151

152 City Attorney Thatcher discussed this item. Municipal Court Judge Mega Spain would like to resign,
153 but only if her daughter is appointed to replace her; to complete the unexpired term through
154 September 30, 2020. Mayor Wilson called for a motion. Council Member Powers made a motion to
155 approve the Resolution and Mayor Pro Tem Penn seconded the motion. The motion passed by a
156 vote of 6 ayes and 1 abstain [Wilson].
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IX. CITY MANAGER'S REPORT

City Manager Carson stated he had a few items.

1. Kaufman County Clean-Up is scheduled for April 3-4, 2019.
2. CWD will pick up hazardous materials.
3. The BBQ Cook-Off is scheduled for May 31-June 1. Sign-up for this event can be found on the City website on the Parks Special Events page.

X. COUNCIL COMMENTS

Council Member Johnson thanked everyone for being here. He wanted to note that the Change Order on the Consent Agenda was for money coming back to the City -- \$77,000. Kudos to Staff and the Contractor for this refund.

Mayor Pro Tem Penn stated she is proud of Kamryn Turnbow. She thanked Mega for her time and service and stated that we will miss her.

Council Member Moon thanked Mega for her hard work and congratulated Jessica. He asked that everyone please keep the Wortham family in their prayers.

Council Member Powers thanked Staff for their hard work. She thanked Kyle and Peter for their work on the interactive site for developments. She stated that we will miss Mega and that she is excited for Jessica.

Council Member Myers stated he echoed everyone's statements. He thanked Mega for her service. He thanked staff for looking for ways that help the community.

Council Member Thomas thanked Kyle and Peter for their work. He hopes to see the road projects included soon. He thanked Mega for her service and told Jessica we look forward to working with her.

Mayor Wilson thanked Kamryn for her hard work and stated that she is an inspiration for her peers. It is great to see our kids excel. Baseball season is starting. He thanked Mega for her hard work. God Bless.

Mayor Wilson stated that Council would now adjourn into Executive Session under Chapter 551 of the Texas Government Code, Section 551.071 and asked for a motion. Council Member Myers made a motion to adjourn into Executive Session at 7:07 p.m. and Council Member Johnson seconded the motion. The motion passed unanimously by a vote of 7 ayes and 0 nays.

Council returned to Chambers at 7:31 p.m. Mayor Wilson called for a motion to adjourn out of Executive Session at that time. Mayor Pro Tem Penn made a motion to adjourn out of Executive Session and Council Member Myers seconded the motion. The motion passed unanimously by a vote of 7 ayes and 0 nays.

Mayor Wilson stated there was no action to be taken as a result of Executive Session.

210 There being no further business to come before the Council, Mayor Wilson adjourned the meeting
211 at 7:32 p.m.

212
213 **PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FORNEY, TEXAS,**
214 **this _____ day of _____, 2019.**

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218 **ATTEST:**

Rick Wilson, Mayor

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Dorothy Brooks, City Secretary

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