



# City Council Agenda Item Summary Report

**Meeting Date:** May 7, 2019

**Submitted by:** Jon Thatcher, City Attorney

**Consent**

**Public Hearing**

**Action Item X**

**Item Title:** Discuss and consider approval of an Ordinance annexing an approximate 7.304 acres, owned by John D. Gibson and Sarita K. French, situated in the John Gregg Survey, Abstract No. 171, Kaufman County, Texas, Kaufman CAD Property ID 6582, generally located on FM 740, east of FM 460.

**How this item ties-in with the City’s Mission, Vision and Values:** This item fits both the mission and vision statement as the City pursues quality growth with a vibrant hometown feel.

**Summary Statement**

Annexation is governed by Chapter 43 of the Texas Local Government Code and sets forth a carefully defined process for annexation. It is highly prescriptive regarding notifications, publication, timing of public hearings and action.

On February 5, 2019, the City Council approved a resolution setting the public hearings and authorizing staff to propose a development agreement to the landowner and all other action required by state law. At this time, the landowner has chosen not to accept a development agreement with the City.

Notices were sent to the landowner and all public carriers of utilities and the school district providing notice of the proposed annexation and notice of the public hearings. Notice of the public hearings was also published on the City’s web page and in the Forney Messenger in accordance with state law.

Two public hearings were held on March 19, 2019 and April 2, 2019. The City Council can consider an ordinance to approve the annexation no earlier than 20 days after the second public hearing.

Upon approval of the ordinance, the annexation will be initiated and final. City staff would then provide notices to all required parties including federal and state agencies.