

NOTICE OF
TOWN COUNCIL WORKSESSION, PUBLIC HEARING & REGULAR MEETING
TOWN OF PROVIDENCE VILLAGE, TEXAS
PROVIDENCE VILLAGE TOWN HALL
1745 F.M. 2931
MONDAY, JANUARY 23, 2012
7:00 P.M. Regular Session

MINUTES

REGULAR SESSION 7:00 p.m.

I. CALL TO ORDER AND ANNOUNCE A QUORUM PRESENT:

Mayor Roberson called the meeting to order at 7:00 p.m. Town Council members present were Alderman Lisa Garcia, Mayor Pro-Tem Earnest Law, and Alderman Mike Thompson, being a quorum. Alderman Mark McCullough was not present, but would be arriving later.

II. PLEDGE OF ALLEGIANCE

- a. United States Flag
- b. Texas Flag:
 - i. Honor the Texas Flag I pledge allegiance to thee Texas, one State under God, one and indivisible

III. INVOCATION

Lenny Ramos led the invocation.

IV. OPEN FORUM:

Open Forum is for information only. The Council can take no action. No charges and/or complaints will be heard against any elected official, appointed official or employee of the Town unless presented in writing as prescribed in Chapter 22, paragraph 22.043 of the Local Government Code. Speaking time will be limited to three (3) minutes.

**Please note* Anyone wishing to furnish the Town Council with copies/handouts regarding their item of interest must provide 9 copies and present them to the Town Secretary for distribution to the Town Council.*

Kathy Ramsey from the Aubrey Area Library made a presentation regarding the Aubrey Area Library Advisory Board's invitation to local supporting city and town council members and secretary for a breakfast and tour of the library facility. Ms. Ramsey apologized for the late notice of the invitations and hoped that the Council Members would be able to attend.

Bob Palombit, a resident who resides at 10008 Maple Dr., Providence Village, spoke regarding a group of people on his block who were upset with recent issues brought to their attention by the flyer placed on doors and requested that the Town have an open forum meeting for residents to discuss some of the matters on the flyer.

Don Fisher, President of the Providence Village HOA, thanked everyone who showed up for the HOA/Town Meeting and gave a brief summary of the meeting and the voter registration activities.

Alderman Mark McCullough arrived at 7:06 p.m.

Jennifer Martinez, a resident who resides at 9920 Marthas Vineyard Circle, Providence Village, spoke stating that she was supportive of the creation of the Town back when she thought she was educated enough about the Town, but now she sees a lot of ordinances, fees and payments. She now feels that the Town Council has been entrusted to represent the residents and that there needs to be more public awareness and solicitation of public opinion before any more ordinances are put into place.

Dale Chegwiddden made a brief presentation regarding his current candidacy for Constable, Precinct 5. Mr. Chegwiddden stated that he has 25 years of law enforcement experience, primarily with the Denton County District Attorney's Office.

Mayor Pro-Tem Law moved to close open forum; Alderman Thompson seconded. Motion carried: 4 in favor; 0 opposed.

V. WORKSESSION/COMMITTEE REPORTS/STAFF REPORTS:

- a. Monthly Reports from Committees: Communications, HOA, Water, Ordinance, Finance and Law Enforcement

Communication Committee – Mayor Pro-Tem Law reported that there were currently 74 subscribers to MailChimp. Mayor Roberson and Mayor Pro-Tem Law reiterated an explanation of the MailChimp software and purpose of providing subscribing residents with email updates of information from the Town.

HOA Committee – Nothing to report.

Transition Committee – Alderman Garcia reported that PVWCID website was updated. PVWCID approved Chief Star's contribution request towards an additional fire engine. The road inspection and sewer drainage report was received and it appears that there is a problem with homebuilder removing silt fence and concrete drainage easement on lot site at Lexington and Bridgeport.

Ordinance Committee – Mayor Pro-Tem Law reported that there were two ordinances on the agenda for consideration.

Finance Committee – Lisa Garcia reported that items would be covered later in the agenda.

b. Staff Reports

Town Secretary, Connie Hansen, provided written report and summary of same.

Town Code Enforcer, Mike Carroll, provided brief summary relating to Certificate of Occupancy Permits issued. Alderman Thompson provided a definition for a CO and Mike Carroll elaborated on the focus areas of the CO inspection, including smoke detectors and other safety issues.

Deputy Lively reminded the audience about observing traffic signs.

Mayor Pro-Tem Law motioned to close the committee and staff reports; Alderman Thompson seconded. Motion carried: 4 in favor, 0 against.

VI. CONSENT AGENDA – Items are considered self-explanatory and will be enacted with one motion. There will be no separate discussion of these items unless so requested by at least one member of the Town Council.

- a. Minute Approval: January 9, 2012 Regular Session
- b. Treasury Report
- c. Pay Bills
- d. Approve Purchase Orders

Alderman Garcia motioned to approve the Consent Agenda; Alderman Thompson seconded. Motion carried: 4 in favor, 0 against.

VII. ACTION ITEMS

- a. Consider, discuss and act upon calling the May 12, 2012 General Election.

Alderman Garcia motioned to approve calling the May 12, 2012 General Election; Alderman Thompson seconded. Motion carried: 4 in favor, 0 against.

- b. Consider, discuss and act upon Amended Interim Allocation Agreement between Town and Providence Village Water Control & Improvement District pertaining to connection and customer service inspections.

Mayor Pro-Tem Law gave a summary of the procedure for connecting water lines, reporting to TCEQ and final tests performed and inspections that were originally being handled by a third-party vendor through PVWCID. Rodney Patterson, the Town's Building Inspector, will begin performing the inspections and there will be no additional fees or engineers who have to be paid. The amendment proposed will accommodate the transition of these inspections from PVWCID to the Town. Alderman Garcia motioned to approve the Amended Interim Allocation Agreement between the Town and PVWCID; Alderman Thompson seconded. Motion carried: 4 in favor, 0 against.

- c. Consider, discuss and act upon ordinance approving proposed amendments to FY 2011-2012 Town Budget.

Mayor Roberson reported on the budget amendment process. Alderman Garcia stated that the Finance Committee recommends the approval of the Amended FY 2011-2012 Budget. Alderman Garcia motioned to approve the Amended FY2011-2012 Budget; Alderman Thompson seconded. Motion carried; 4 in favor, 0 against.

- d. Consider, discuss and act upon Ordinance Adopting Provisions for Regulating Food Establishments.

There was discussion regarding a recent request from one of the local elementary schools for a food inspection and that the Town currently has 3 restaurants, 2 elementary schools and 1 daycare which are required to have a specific number of health inspections per year. Denton County is no longer handling the health inspections and the responsibility is now imposed on the Town, requiring the Town to enact a Food Inspection Ordinance.

Alderman McCullough motioned to close the Town Council regular session meeting and open a public hearing forum; Alderman Garcia seconded. Motion carried: 4 in favor, 0 against.

- e. Public hearing on Ordinance Adopting Provisions for Regulating Food Establishments.

Mayor Roberson opened Public Hearing at 7:33 p.m. Philip Mack Furlow stated that there were 29 pages and read aloud a summary of the Ordinance Adopting Provisions for Regulating Food Establishments. Mayor Roberson opened the floor to anyone wishing to speak for or against the ordinance. Michael Jordan asked about score card info to the public and Mayor Pro-Tem stated that it must be posted. Jane Loomis asked if it could be posted on the Town's website. Michelle Connledge asked if the ordinance was in addition to the Denton County health inspection and Mayor Pro-Tem Law stated that it was in lieu of Denton County's services. There were no further requests to address the Town Council, Alderman McCullough motioned to close the Public Hearing and reconvene Town Council regular session meeting; Alderman Garcia seconded. Motion carried: 4 in favor, 0 against.

Mayor Roberson reconvened Town Council regular session meeting at 7:38 p.m.

Mayor Pro-Tem Law motioned to approve the Ordinance Adopting Protections for Regulating Food Establishments; Alderman Thompson seconded. Motion carried: 4 in favor, 0 against.

- f. Consider and discuss proposed Sign Ordinance.

There was discussion regarding the intent of the sign ordinance and how the sign ordinance would overlay the HOA provisions currently in effect. There was further discussion regarding the accident statistics relating to electronic or digital signs. There was discussion regarding sign pollution and the relevancy of a planning and zoning committee for enforcement and other related issues. Philip Mack Furlow made recommendations relating to various types of signage for different type of use, including commercial, residential, etc. There was also discussion relating to forming a group of individuals to hold open forum discuss and provide input relating to the ordinance. It was recommended that the specific references to a planning and zoning committee be removed from the proposed sign ordinance and that details relating to street signs. No further action was taken.

- g. Discuss legal and administrative status involving CCN transfer from Providence Village Water Control and Improvement District to Mustang Special Utility District.

Philip Mack Furlow stated that there were no actions to be considered. He gave a brief summary of the HOA/Town Joint meeting.

- h. Identify agenda items to be discussed at future meeting.

Sign Ordinance
NFIP
Election Contract

Alderman McCullough motioned to close Town Council regular session meeting and convene into Executive Session; Alderman Thompson seconded. Motion carried: 4 in favor, 0 against.

Mayor Roberson closed Town Council regular session at 8:05 p.m. and convened into Executive Session.

VIII. EXECUTIVE SESSION

The Town Council will convene into executive session pursuant to Texas Government Code Section 551.071, Consultation with Attorney, to seek the advice of the Town Attorney or other legal counsel concerning pending or contemplated litigation or on a matter in which the duty of the attorney(s) to the Town under Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act.

Alderman McCullough made a motion to close Executive Session and reconvene into Town Council regular session; Alderman Thompson seconded. Motion carried: 4 in favor, 0 against.

IX. RECONVENE INTO OPEN SESSION


- a. Consider and act upon items discussed in Executive Session.

Mayor Roberson closed Executive Session and reconvened Town Council regular session at 8:43 p.m.

X. ADJOURNMENT

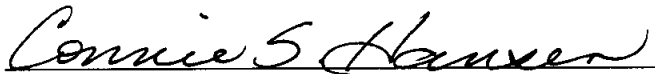
Alderman McCullough motioned to adjourn the Town Council meeting; Alderman Thompson seconded. Motion carried, 4 in favor, 0 against.

Meeting was adjourned at 8:45 p.m.



Brian D. Roberson
Mayor, Town of Providence Village, Texas

2-13-12
Date Minutes Approved



Connie S. Hansen
Town Secretary

2/13/12
Date Minutes Approved

