

NOTICE OF  
TOWN COUNCIL WORKSESSION, PUBLIC HEARING & REGULAR MEETING  
TOWN OF PROVIDENCE VILLAGE, TEXAS  
PROVIDENCE VILLAGE TOWN HALL  
1745 F.M. 2931  
**MONDAY, AUGUST 12, 2013**  
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 Steve Miller, Alderman Lynn Jaco and Alderman Dave Shuck, being a quorum. Mayor Pro-Tem Earnest Law and Alderman Darren Vader were absent.

**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**

Chris Yost of Crossways UMC 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.*

Jeff Booker who resides at 10215 Waterbury Dr., Providence Village, Texas, announced that he owns the martial arts facility in Paloma Creek and stated that they were sponsoring a Focus for Better Grades seminar for the kids in the neighborhood and just wanted to let the Town know about the event and would appreciate our support. Dave

Shuck recommended that he contact the local Boy Scout pack in the area, and Mr. Booker stated he did intend to contact all of the troops in the area.

There were no further requests to address the Town Council in open forum.

Alderman Shuck motioned to close open forum; Alderman Jaco seconded. Motion carried: 3 in favor; 0 opposed.

**V. WORKSESSION/COMMITTEE REPORTS/STAFF REPORTS:**

- a. Monthly Reports from Committees: Communications, Emergency Preparedness, HOA, Ordinance and Transition

Communication Committee – Mayor Roberson announced that the committee met and are working with Andrew Dunn to make the website more user friendly. The updates would involve the FAQ section and would address additional detail in other areas would be the focus.

Emergency Preparedness Committee – Nothing to report.

HOA – Mayor Roberson reported that the HOA had opened the skate park.

Ordinance Committee – Will be discussed later on the agenda.

Transition Committee –Nothing to report.

- b. Staff Reports

Accounting – Ms. Sawyers reported that after inquiry, it was determined that the current checking account with Capital One is drawing more interest than is being offered on current CD rates.

Code Enforcement – Mike Carroll provided a brief summary of his written report. Alderman Shuck inquired about stop sign and tree blockage issues. Mike Carroll responded to Alderman Shuck’s questions and it was reported that bids were obtained from a landscaping service in the event the Town has to be responsible for trimming or removal of trees.

Law Enforcement – Deputy Slaughter introduced himself as one of the deputies assigned to Providence Village. Nathan Kelley introduced himself as the recently appointed Town Fire Marshal.

Town Secretary/Municipal Court – Connie Hansen provided a summary of the written report provided.

Alderman Jaco motioned to close the committee and staff reports; Alderman Shuck seconded. Motion carried: 3 in favor, 0 opposed.

**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

- b. Treasury Report
- c. Pay Bills
- d. Approve Purchase Orders

Alderman Shuck motioned to approve the consent agenda; Alderman Miller seconded. Motion carried: 3 in favor, 0 opposed.

## VII. ACTION ITEMS

- a. Consider, discuss and act upon approval of First Amendment to Final Platting of Seaside Village at Providence Phase 6A, Providence Village, Denton County, Texas modifying the building line set back from 20 feet to 12 feet, for submission to the Denton Commissioners Court for approval and filing with the Denton County Plat Records.

Mayor Roberson explained the need to amend the Final Platting of Seaside Village. Bruce French with History Maker Homes offered additional input by stating that it was an error in the original platting and only effected the boundary line for the homes to be built. Alderman Jaco motioned to approve the First Amendment to the Final Platting of Seaside Village at Providence Phase 6A; Alderman Miller seconded. Motion carried: 3 in favor, 0 opposed.

- b. Consider, discuss and act upon request from History Maker Homes for a variance on the model signage and flagpoles located at 813 Post Oak Place, Providence Village, Texas.

Code Enforcer, Mike Carroll, presented details to the Council on the need for a variance to the sign ordinance due to the temporary nature of the signage and flagpoles and the limited size of the property where the sign was located. Mayor Roberson asked the Town Attorney, Philip Mack Furlow, if the variance could be limited as a temporary. Alderman Shuck voiced his concerns regarding a temporary variance. Bruce French of History Maker Homes explained that they simply moved the sign they originally had posted at the model homes prior to the Town adopting a sign ordinance. Alderman Shuck motioned to accept the variance; Alderman Miller seconded. Motion carried: 3 in favor, 0 opposed. Philip Mack Furlow made a point of verification that the variance is temporary with the property.

- c. Consider, discuss and act upon approval of Ordinance No. 2013-056 establishing office of Town Fire Marshal.

Mayor Roberson gave a brief history regarding the need for a Fire Marshal. Alderman Jaco motioned to approve the ordinance establishing the office of Town Fire Marshal; Alderman Shuck seconded. Motion carried: 3 in favor, 0 opposed.

- d. Consider, discuss and act upon approval of Ordinance 2011-25-05 amending Ordinance No. 2011-25 establishing fee schedules to be applied to permits, licenses, services and programs provided by the Town of Providence Village.

Alderman Shuck motioned to approve Ordinance 2011-25-05 amending Ordinance No. 2011-25 establishing fee schedules; Alderman Miller seconded. Motion carried: 3 in favor, 0 opposed.

- e. Consider, discuss and act upon approval of Ordinance No. 2012-042-02 amending Ordinance No. 2012-042 entitled “Sign Regulations” modifying sections to clarify prohibited signs and clarifying authority over public and private traffic control signs.

Mayor Roberson discussed the sign ordinance. Mike Carroll provided information on street signs and getting the traffic signs to the current state standards. Alderman Shuck motioned to approve Ordinance No. 2012-042-02 with clarification that Section 8.3.20 remains in and states that any private traffic control sign should be deferred to TMUTCD; Alderman Miller seconded. Alderman Shuck withdrew his motion.

Alderman Shuck made a new motion to accept the amendment to Ordinance 2012-042-02 with the amendment that we will leave in 8.3.20 but replace the text to read as that any and all private traffic control signs placed on private shall complete with the TMUTCD; Alderman Miller seconded. Motion carried: 3 in favor, 0 opposed.

- f. Consider, discuss and act upon approval of Ordinance No. 2012-044-02 amending Ordinance No. 2012-044 entitled “Contractor Registration” clarifying the inclusion of red tag fees in registration fees.

Mayor Roberson gave a summary regarding the fees associated with most ordinances. Alderman Miller motioned to approved Ordinance No. 2012-044-02 amending Ordinance No. 2012-044; Alderman Shuck seconded. Motion carried: 3 in favor, 0 opposed.

- g. Consider and discuss proposed 2013-2014 Fiscal Year Budget.

Mayor Roberson pointed out the action item was for discussion only and not for approval. Extensive discussion regarding budget items and amounts.

- h. Consider and discuss zoning ordinance.

Philip Mack Furlow stated that he is still working on changes.

- i. Consider and discuss status of Home Rule Charter and committee activities.

Philip Mack Furlow stated that the committee was scheduled to meeting tomorrow night. Mr. Furlow then gave a brief summary of the Home Rule Charter Commission process.

- j. Consider, discuss and act upon approval of Joint Interlocal Cooperation Agreement for Full Time Law Enforcement Patrol Services Between Denton County and the Town of Providence Village.

Alderman Jaco motioned to approve the ICA between Denton County and the Town for Law Enforcement Patrol Services; Alderman Shuck seconded. Motion carried: 3 in favor, 0 opposed.

- k. Consider, discuss and act upon approval of Interlocal Agreement between Providence Village Water Control and Improvement District of Denton County and the Town of Providence Village, Texas for law enforcement and property protection.

Alderman Shuck moved to accept ICA between PVWCID and Town relating to law enforcement and property protection; Alderman Miller seconded. Motion carried: 3 in favor, 0 opposed.

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

Mayor Roberson stated that this matter would be addressed in Executive Session.

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

1. Budget approval.

Alderman Shuck motioned to close Town Council regular session meeting and convene into executive session; Alderman Jaco seconded. Motion carried: 3 in favor, 0 opposed.

Mayor Roberson closed Town Council regular session and opened executive session at 8:24 p.m.

## **VIII. EXECUTIVE SESSION**

The Town Council will convene into executive session pursuant to Texas Government Code Sections 551.074, Personnel Matters, and 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.

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

Alderman Shuck motioned to closed executive session and reconvene into Town Council regular session; Alderman Jaco seconded. Motion carried: 3 in favor, 0 opposed.

**IX. RECONVENE INTO OPEN SESSION**

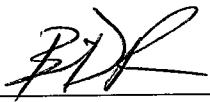
- a. Consider and act upon items discussed in Executive Session.

Mayor closed executive session and reconvened regular session meeting at 9:17 p.m.

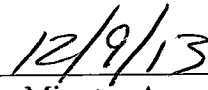
**X. ADJOURNMENT**

Alderman Shuck motioned to adjourn the Town Council meeting; Alderman Jaco seconded. Motion carried, 3 in favor, 0 against.

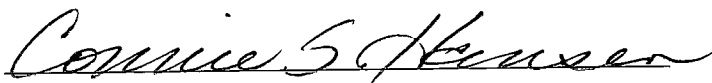
Meeting was adjourned at 9:18 p.m.



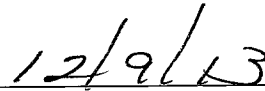
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Brian D. Roberson  
Mayor, Town of Providence Village, Texas



\_\_\_\_\_  
Date Minutes Approved



\_\_\_\_\_  
Connie S. Hansen  
Town Secretary



\_\_\_\_\_  
Date Minutes Approved

