

NOTICE OF
TOWN COUNCIL WORKSESSION, PUBLIC HEARING & REGULAR MEETING
TOWN OF PROVIDENCE VILLAGE, TEXAS
PROVIDENCE VILLAGE TOWN HALL
1745 F.M. 2931, PROVIDENCE VILLAGE, TEXAS

TUESDAY, OCTOBER 4, 2016
7:30 P.M. Regular Session

MINUTES

REGULAR SESSION 7:30 p.m.

I. CALL TO ORDER AND ANNOUNCE A QUORUM PRESENT:

Mayor Dave Shuck called the meeting to order at 7:30 p.m. Town Council members present were Alderman J. Eric Newton, Alderman Linda Applin, Mayor Pro-Tem Jordan, and Alderman Blue, being a quorum. Alderman Steve Miller was 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

Philip Mack Furlow led invocation.

IV. OPEN FORUM:

There were no requests to address the Town Council. Alderman Newton moved to closed Open Forum; Alderman Blue seconded. Motion carried: 5 in favor, 0 opposed.

V. WORKSESSION/COMMITTEE REPORTS/STAFF REPORTS:

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

Communications Committee – NTR
EDCEC Committee –NTR
Emergency Preparedness Committee - NTR
Ordinance Committee - NTR

b. Staff Reports: Administration

Administration – Brian Roberson reported that there were 5 water complaints, 2 were misreads and 3 unresolved, but one was withdrawn after resident learned that spouse had run irrigation system. There were 230 manual reads this month which is high but it appears to be related to water in the meter boxes due to rain.

Brian Roberson gave out water rate datasheet and there was extensive discussion regarding same. Providence Village consistently outperformed area cities with the lowest overall rates for water, sewer, trash and recycling. Providence Village rates are consistent with area water districts. The only way to get a lower overall rate is to have more residents use the demand we are paying for, without going over our total demand on a daily basis, which would trigger an increased demand rate. It's a delicate balance.

Philip Mack Furlow brought up the parity clause which requires area communities to raise their rates to match Mustang SUD, where rates are currently subsidized by district tax rates.

The memorial request from Eric Mattson, unfortunately the Town cannot manage account because a future council could decide to use the funds for something else. Philip Mack Furlow explained the fiduciary responsibilities and how it prevented the Town from maintaining an account with local donations. Alderman Blue asked if an individual would not have some of the same problems, and Philip Mack Furlow explained the concept of charity bank accounts and how an individual would not have the same constraints as a municipality.

Brian Roberson reported that discussions with developers continue and there is possibly a Planned Development in the works for the 11 acres next door to Town Hall. There was an inquiry as to how many developers were working with the Town and Brian Roberson informed them that the same firm represents Stallings, Merritt and Peters family.

Brian Roberson also reported on child safety issues and meeting with both school principals. There was discussion regarding a possible bicycle rodeo event, and Alderman Applin asked what a bicycle rodeo was and Alderman Newton explained. Brian Roberson also suggested the possibility of getting helmets for underprivileged kids, as defined by the ISD “free and reduced” lunch program.

Creek erosion project delayed by two weeks from weather delays on current project in Wichita Falls. Brian Roberson also invited council members to help man barricades during the Providence Elementary color run and he explained the plan.

Oct 22nd is National Night Out hosted by the Providence HOA. The Town will have a booth, as usual, and Brian Roberson let the Council members know their attendance is welcomed and encouraged.

Alderman Blue moved to closed Committee/Staff Reports; Alderman Newton seconded. Motion carried: 5 in favor, 0 opposed.

VI. ACTION ITEMS

- a. Consider, discuss and act upon appointment of additional members to the Board of Adjustments.

Alderman Applin moved to appoint Lea Goin to BOA; Alderman Newton seconded. Alderman Applin withdrew her motion pending receipt of an official application from the candidate.

- b. Consider, discuss and act upon additional committee assignments.

Alderman Newton explained he wants to stay on the EDCEC Committee and be removed from the Public Safety Committee. Alderman Blue moved to remove Eric Newton from Public Safety Committee and add him to EDCEC Committee and removed Linda Applin from the EDCEC Committee and add her to the Communication Committee; Mayor Pro-Tem Jordan seconded.

Philip Mack Furlow recommended that an ordinance be used to allow non-council members. Alderman Blue withdrew his motion and moved that Eric Newton be added to the EDCEC Committee and Linda Applin be removed from the EDCEC Committee and added to Communication Committee; Mayor Pro-Tem Jordan seconded. Motion carried: 5 in favor, 0 opposed.

- c. Consider, discuss and act upon approval of Special Event Permit 16-01257-01 from Monaco Elementary PTO for Fundraiser to be held November 17, 2016.

Mayor Pro-Tem Jordan moved to approve SEP16-01257-01; Alderman Blue seconded. Motion carried: 5 in favor, 0 opposed.

- d. Consider, discuss and approve acceptance of a Special Warranty Deed from Jabez Development, L.P. transferring ownership of common areas of Harbor Village at Providence Phase 6C to the Town of Providence Village.

Item tabled.

- e. Consider, discuss and act upon approval of Interlocal Agreement between County of Tarrant and Town of Providence Village to allow for participation in Tarrant County's Cooperative Purchase Program.

Brian Roberson explained the purchasing program.

Mayor Pro-Tem Jordan moved to approved Interlocal Agreement with County of Tarrant; Alderman Blue seconded. Motion carried: 5 in favor, 0 opposed.

- f. Consider, discuss and act upon approval of engagement letter with Messer, Rockefeller & Fort, PLLC to provide legal services and represent the Town of Providence Village as appointment Town Attorney.

Mayor Shuck announced that Philip Mack Furlow will no longer be our Town Attorney after January 1st and Julie Fort is being recommended as the new Town Attorney. Both Philip Mack Furlow and Mayor Shuck sang her praises.

Alderman Newton moved to approve engagement letter and approve appointment of Julie Fort as Town Attorney effective January 1, 2017; Alderman Applin seconded. Motion carried: 5 in favor, 0 opposed.

- g. Consider, discuss and act upon Interlocal Cooperation Agreement between Denton County, Texas and the Town of Providence Village, Texas for the repair of approximately 1,600 feet of Fishtrap Road.

Brian Roberson explained the repairs and believed that it would begin in early Spring 2017. Alderman Blue moved to approve the Interlocal Cooperation Agreement with Denton County for repair of Fishtrap Road; Mayor Pro-Tem Jordan seconded. Motion carried: 5 in favor, 0 opposed.

- h. Consider, discuss and act upon boundary and ETJ matters of Providence Village, including water and sewer rights, duties and obligations.

To be discussed in Executive Session and do not expect action.

- i. Consider, discuss and act upon Interlocal Cooperation Agreement pertaining to law enforcement.

To be discussed in Executive Session and do not expect action.

- j. Identify items to be discussed at future meetings.

- 1. TML rerate agreement

Alderman Newton moved to close Town Council regular session and convene into Executive Session; Alderman Applin seconded. Motion carried: 6 in favor, 0 opposed. Mayor Shuck closed Town Council Regular Session and convened into Executive Session at 8:40 p.m.

Linda Applin left the meeting at 8:41 pm

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. Consider, discuss and act upon boundary and ETJ matters of Providence Village, including water and sewer rights, duties and obligations.
- b. Consider, discuss and act upon Interlocal Cooperation Agreement pertaining to law enforcement.

Alderman Newton moved to closed Executive Session and reconvene into Town Council Regular Session; Alderman Blue seconded. Motion carried: 4 in favor, 0 opposed.

Mayor Shuck closed Executive Session and reconvened into Town Council Regular Session at 10:38 p.m.

IX. RECONVENE INTO OPEN SESSION

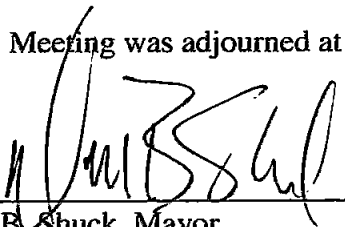
- a. Consider and act upon items discussed in Executive Session.

No action was taken.

X. ADJOURNMENT

Mayor Pro-Tem Jordan moved to adjourn; Alderman Newton seconded. Motion carried: 4 in favor, 0 opposed.

Meeting was adjourned at 10:39 p.m.



David B. Shuck, Mayor

10/18/16
Date Minutes Approved


Connie S. Hansen, TRMC
Town Secretary

10/18/16
Date Minutes Approved

