

NOTICE OF
TOWN COUNCIL WORKSESSION, PUBLIC HEARING & REGULAR MEETING
TOWN OF PROVIDENCE VILLAGE, TEXAS
PROVIDENCE VILLAGE TOWN HALL
1745 F.M. 2931
MONDAY, OCTOBER 14, 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 Lynn Jaco, Alderman Dave Shuck, and Alderman Darren Vader, being a quorum. Alderman Steve Miller and Mayor Pro-Tem Earnest Law 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.*

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

Alderman Jaco motioned to close open forum; Alderman Shuck 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 – Nothing to report.

Emergency Preparedness Committee – Nothing to report.

HOA – Nothing to report.

Ordinance Committee – Nothing to report.

Transition Committee – Nothing to report.

- b. Staff Reports

Code Enforcement – Mike Carroll provided a brief summary of his written report.

Law Enforcement – Nothing to report.

Town Secretary/Municipal Court – Connie Hansen provided a summary of the municipal court statistics for 3Q13.

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

VII. ACTION ITEMS

- a. Consider, discuss and act upon Town’s participation in the Nationwide Retirement Solutions Deferred Compensation Program as a Plan Sponsor and authorization for the Town to enter into an Administrative Service Agreement, a Deferred Compensation Plan for Public Employees 457 Governmental Plan and Trust, and any other plan sponsorship documents necessary to allow full-time employees to contribute funds to a 457(b) deferred compensation program.

Michelle Diaz with Nationwide made a presentation to the Town Council regarding the 457 deferred compensation plan for government employees. Ms. Diaz reassured the Town Council that the plan presented no costs to the Town. All contributions into the plan are at the election of the employee and is supported by plan participation fees paid by sponsors. Alderman Shuck motioned to approve the Town’s participation in

the Nationwide 457 Deferred Compensation Plan; Alderman Jaco seconded. Motion carried: 3 in favor, 0 opposed.

- b. Consider, discuss and act upon approval of Memorandum of Understanding between the Aubrey ISD Police and the Town of Providence Village regarding communication and coordination efforts between the parties and other agencies in overlapping jurisdictions.

Mayor Roberson explained how the SRO program was working with the local school districts. There was extensive discussion on how things are handled between local law enforcement and the school officer. Alderman Jaco motioned to approve the MOU with Aubrey ISD; Alderman Shuck seconded. Motion carried: 3 in favor, 0 opposed.

- c. Consider, discuss and act upon approval of Special Event Permit Application from Providence HOA for Fall Fest/National Night Out event scheduled for October 26, 2013.

Alderman Jaco motioned to approve the Special Event Permit Application for the Fall Fast/National Night Out event; Alderman Shuck seconded. Motion carried: 3 in favor, 0 opposed.

- d. Consider, discuss and act upon approval of Providence Village Water Control & Improvement District's Protected Tree Removal Permit Application as outlined in the Tree Survey of the Forest Edge prepared by Tree Shepherds.

There was discussion regarding the tree removal application and the project summary provided by Tree Shepherds. Dana Wilson and Greg Hugie from the PVWCID were available to answer questions regarding how cuttings would be disposed of and other details regarding the extent of the cutting. Alderman Shuck motioned to approve the PVWCID's Protected Tree Removal Permit Application; Alderman Jaco seconded. Motion carried: 3 in favor, 0 opposed.

- e. Consider, discuss and act upon approval of renewal of the TML Intergovernmental Employee Benefits Pool for health, dental, vision and other benefit coverage for the Plan Year 2013-2014, and authorization for the Town to enter into the Continuation of Coverage Administrative Agreement, the Section 125 Flexible Spending Arrangement Premium Only Plan, and any other plan sponsorship documents necessary for renewal of the benefit plan.

Town Secretary presented a summary of the renewal rerate agreement regarding TML IEBP coverage for health benefits. Alderman Jaco motioned to approve the renewal of the TML Intergovernmental Employee Benefits Pool coverage for 2013-2014 Plan Year; Alderman Shuck seconded. Motion carried: 3 in favor, 0 opposed.

- f. Consider and discuss zoning ordinance.

Philip Mack Furlow gave a summary of the status of the zoning ordinance. There was extensive discussion regarding completion of the initial draft and presentation at the next Council meeting. There was discussion regarding the elaborate and time-consuming process for approval of a zoning ordinance and the required steps necessary prior to public hearings, including the notification of all property owners in the corporate limits who will be effected by the ordinance and newspaper publication requirements. There was additional discussion regarding a subdivision ordinance, a comprehensive plan and the zoning ordinance and which need to be approved first.

- g. Consider and discuss selection of Home Rule Charter Commission members to replace originally appointed members who did not accept appointment and also consider revising number of members to serve on Home Rule Charter Commission pursuant to Local Government Code Section 9.002(d).

Philip Mack Furlow gave a summary of the Code affecting the provisions of the Home Rule Charter Commission and how they are different the first time around. There was extensive discussion regarding the section of the statute addressing the number of members required on a home rule charter commission, how individuals were being notified of the meetings and what steps needed to take place in order to appoint replacement members for those who did not accept the initial appointment. There were numerous suggestions regarding the timing of the meetings. Alderman Shuck motioned to table this action item; Alderman Vader seconded. Motion carried: 3 in favor, 0 opposed.

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

Philip Mack Furlow stated that the hearing was scheduled for October 29, 2013 at 9:00 a.m. and that he really would like to see members of the Council present at the hearing to show the Town's support for the action. Further discussion would be handled in executive session.

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

- 1. Sexual oriented business ordinance.

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

Mayor Roberson closed Town Council regular session and opened executive session at 8:28 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 Jaco motioned to closed executive session and reconvene into Town Council regular session; Alderman Shuck 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 9:23 p.m.

X. ADJOURNMENT

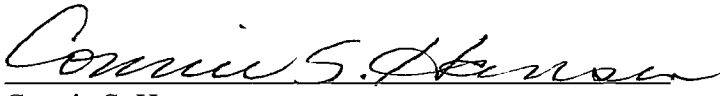
Alderman Jaco motioned to adjourn the Town Council meeting; Alderman Vader seconded. Motion carried: 3 in favor, 0 against.

Meeting was adjourned at 9:24 p.m.



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

12/9/13
Date Minutes Approved



Connie S. Hansen
Town Secretary

12/9/13
Date Minutes Approved

