

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 18, 2016**  
7:30 P.M. Regular Session

**AGENDA**

**REGULAR SESSION 7:30 p.m.**

**I. CALL TO ORDER AND ANNOUNCE A QUORUM PRESENT:**

**II. PLEDGE OF ALLEGIANCE**

- a. United States Flag
- b. Texas Flag

**III. 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. Any charges and/or complaints may be submitted to the Town Manager during normal business hours. 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.*

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

- a. Monthly Reports from Committees: Communications, EDCEC, Ordinance and Public Safety
- b. Staff Reports: Code Compliance, Building Permits, Municipal Court, Law Enforcement, Utilities, Administration

**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
- e. Approve Administrative Actions

## VII. ACTION ITEMS

- a. Receive and consider recommendation from Planning and Zoning Commission regarding approval of Ordinance No. 2014-060-05 amending Ordinance No. 2014-060-01, as amended by Ordinance Nos. 2014-060-02, 2014-060-03 and 2014-060-04, entitled “Zoning Ordinance” to revise and update said ordinance to include definitions for Theatre (indoor), Vet. Clinic (no outside pens) and Vet. Clinic (outside pens) and to modify Appendix 1 – Table 4 and Table 5A to require Special Use Permits in certain zones for specific types of uses, including Auto Laundry, Car Wash, Print Shop and Vet. Clinic (no outside pens) and to remove the requirement for a Special Use Permit in the Retail shops/stores in all zones. (*Brian Roberson*)
- b. Conduct Public Hearing to receive input on Ordinance No. 2014-060-05 amending Ordinance No. 2014-060-01, as amended by Ordinance Nos. 2014-060-02, 2014-060-03 and 2014-060-04, entitled “Zoning Ordinance” to revise and update said ordinance to include definitions for Theatre (indoor), Vet. Clinic (no outside pens) and Vet. Clinic (outside pens) and to modify Appendix 1 – Table 4 and Table 5A to require Special Use Permits in certain zones for specific types of uses, including Auto Laundry, Car Wash, Print Shop and Vet. Clinic (no outside pens) and to remove the requirement for a Special Use Permit in the Retail shops/stores in all zones.
- c. Discuss and act upon approval of Ordinance No. 2014-060-05 amending Ordinance No. 2014-060-01, as amended by Ordinance Nos. 2014-060-02, 2014-060-03 and 2014-060-04, entitled “Zoning Ordinance” to revise and update said ordinance to include definitions for Theatre (indoor), Vet. Clinic (no outside pens) and Vet. Clinic (outside pens) and to modify Appendix 1 – Table 4 and Table 5A to require Special Use Permits in certain zones for specific types of uses, including Auto Laundry, Car Wash, Print Shop and Vet. Clinic (no outside pens) and to remove the requirement for a Special Use Permit in the Retail shops/stores in all zones.
- d. Consider, discuss and act upon Ordinance 2016-093, providing standards and procedure increasing the number of member(s) on the Planning and Zoning Commission. (*Brian Roberson*)
- e. Consider, discuss and act upon appointment of additional member(s) to the Planning and Zoning Commission. (*Brian Roberson*)
- f. Consider and discuss proposed Ordinance 2016-088 repealing the Certificate for Rate Order Issued by Providence Village Water Control and Improvement District dated January 7, 2014 and setting New Water Rates, Sewer Rates and Solid Waste Collection Rates on behalf of the Town. (*Brian Roberson*)
- g. Consider, discuss and act upon appointment of members to the Board of Adjustments. (*Brian Roberson*)
- h. Consider, discuss and act upon committee need evaluations and structural requirements. (*Brian Roberson*)

- i. 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. (*Brian Roberson*)
- j. Consider, discuss and act upon request by Mescal Juniper Properties LLC to include a 47± acre tract of land into the ETJ of the Town of Providence Village. (*Brian Roberson*)
- k. Consider, discuss and act upon approval of Special Event Permit 16-01290-01 from Lisa Dodson for Block Party to be held October 22, 2016. (*Brian Roberson*)
- l. Consider, discuss and act upon approval of TML MultiState Intergovernmental Employee Benefit Pool Rerate Agreement for Plan Year 2016-2017. (*Connie Hansen*)
- m. Discuss and consider Resolution No. 2016-46 - setting a date, time, and place for public hearings on the proposed annexation of certain property by the Town of Providence Village, Texas: Denton CAD Property IDs 255713 and 255714, generally located south of Liberty Road, east of Dr. Sanders Road and west of FM 2931 and being an approximate 4.49 acre tract of land described as being Lots 3 and 4, Block 1, Pittsinger Addition, of Denton County, Texas as recorded in Cabinet U, Page 957 of the Plat Records of Denton County Texas; and the proposed annexation of the portion of Liberty Road adjacent to said territory; authorizing and directing the City Secretary to have published notice of such public hearings; and directing the preparation of a service plan.
- n. Discuss and consider Resolution No. 2016-47 - setting a date, time, and place for public hearings on the proposed annexation of certain property by the Town of Providence Village, Texas: Denton CAD Property IDs 255715 and 255716, located at 9920 Liberty Road and being an approximate 4.48 acre tract of land described as being Lots 5 and 6, Block 1, Pittsinger Addition, of Denton County, Texas as recorded in Cabinet U, Page 957 of the Plat Records of Denton County Texas; and the proposed annexation of the portion of Liberty Road adjacent to said territory; authorizing and directing the City Secretary to have published notice of such public hearings; and directing the preparation of a service plan.
- o. Discuss and consider Resolution No. 2016-48 - setting a date, time, and place for public hearings on the proposed annexation of certain property by the Town of Providence Village, Texas: Denton CAD Property ID 255717, located at 9988 Liberty Road and being an approximate 2.23 acre tract of land described as being Lot 7, Block 1, Pittsinger Addition, of Denton County, Texas as recorded in Cabinet U, Page 957 of the Plat Records of Denton County Texas; and the proposed annexation of the portion of Liberty Road adjacent to said territory; authorizing and directing the City Secretary to have published notice of such public hearings; and directing the preparation of a service plan.
- p. Discuss and consider Resolution No. 2016-49 - setting a date, time, and place for public hearings on the proposed annexation of certain property by the Town of Providence Village, Texas: Denton CAD Property ID 255718, generally located south of Liberty

- Road, east of Dr. Sanders Road and west of FM 2931 and being an approximate 2.23 acre tract of land described as being Lot 8, Block 1, Pittsinger Addition, of Denton County, Texas as recorded in Cabinet U, Page 957 of the Plat Records of Denton County Texas; and the proposed annexation of the portion of Liberty Road adjacent to said territory; authorizing and directing the City Secretary to have published notice of such public hearings; and directing the preparation of a service plan.
- q. Discuss and consider Resolution No. 2016-50 - setting a date, time, and place for public hearings on the proposed annexation of certain property by the Town of Providence Village, Texas: Denton CAD Property ID 208255, located at 10060 Liberty Road and being an approximate 2.74 acre tract of land situated in the J. Bridges Survey, Abstract No. 36a, Tract 43e as described in a Warranty Deed from Billy Ray Redfearn to Roger Smith and wife, Karlene Smith, as recorded in Instrument Number 1999-40341 of the Deed Records of Denton County, Texas; and the proposed annexation of the portion of Liberty Road adjacent to said territory; authorizing and directing the City Secretary to have published notice of such public hearings; and directing the preparation of a service plan.
  - r. Discuss and consider Resolution No. 2016-51 - setting a date, time, and place for public hearings on the proposed annexation of certain property by the Town of Providence Village, Texas: Denton CAD Property ID 174924, generally located south of Liberty Road, east of Dr. Sanders Road and west of FM 2931 and being an approximate 3.0 acre tract of land situated in the J. Bridges Survey, Abstract No. 36a, Tract 43c as described in a Warranty Deed from Billy Ray Redfearn and Mary Redfearn to Dennis M. Watson and Lea Sage Watson, as recorded in Instrument Number 2003-131739 of the Deed Records of Denton County, Texas; and the proposed annexation of the portion of Liberty Road adjacent to said territory; authorizing and directing the City Secretary to have published notice of such public hearings; and directing the preparation of a service plan.
  - s. Discuss and consider Resolution No. 2016-52 - setting a date, time, and place for public hearings on the proposed annexation of certain property by the Town of Providence Village, Texas: Denton CAD Property IDs 176543 and 164871, located at 10248 Liberty Road and being an approximate 6.0 acre tract of land situated in the J. Bridges Survey, Abstract No. 36a, Tracts 43d and 43b as described in a Warranty Deed from Leslie Shea Frazier and Sharon Aline Redfearn a/k/a Sharon Aline Frazier as Tenants in Common to Dennis M. Watson and Lea S. Watson, as recorded in Instrument Number 1996-75325 of the Deed Records of Denton County, Texas; and the proposed annexation of the portion of Liberty Road adjacent to said territory; authorizing and directing the City Secretary to have published notice of such public hearings; and directing the preparation of a service plan.
  - t. Discuss and consider Resolution No. 2016-53 - setting a date, time, and place for public hearings on the proposed annexation of certain property by the Town of Providence Village, Texas: Denton CAD Property ID 52639, located at 10213 Liberty Road and being an approximate 7.26 acre tract of land situated in the J. Bridges Survey, Abstract No. 36a, Tract 41 as described in a Warranty Deed from the Estate of Brady E. Starr, Garry Glen Starr, Terry Don Starr, Jerry Wayne Starr, Ronnie Dale Starr and Jerall

- Holzer to David W. Harvey and spouse, Carol A. Harvey and Francis Leo Harvey and spouse, Mary Ann Harvey, as recorded in Instrument Number 1997-26113 of the Deed Records of Denton County, Texas; and the proposed annexation of the portion of Liberty Road adjacent to said territory; authorizing and directing the City Secretary to have published notice of such public hearings; and directing the preparation of a service plan.
- u. Discuss and consider Resolution No. 2016-54 - setting a date, time, and place for public hearings on the proposed annexation of certain property by the Town of Providence Village, Texas: Denton CAD Property ID 523415, located at 10270 Liberty Road and being an approximate 2.3 acre tract of land situated in the J. Bridges Survey, Abstract No. 36a, Tracts 45a and 45b as described in a Warranty Deed from Ruth Carter and husband, Buster Carter to Charles L. Herp and wife Cheri Herp, as recorded in Instrument Number 2007-70869 of the Deed Records of Denton County, Texas and in a Quitclaim Deed from Angela Holladay to Charles and Cheri Herp, as recorded in Instrument Number 2015-132158 of the Deed Records of Denton County, Texas; and the proposed annexation of the portion of Liberty Road adjacent to said territory; authorizing and directing the City Secretary to have published notice of such public hearings; and directing the preparation of a service plan.
  - v. Discuss and consider Resolution No. 2016-55 - setting a date, time, and place for public hearings on the proposed annexation of certain property by the Town of Providence Village, Texas: Denton CAD Property ID 52511, generally located south of Liberty Road, west of FM 2931 and east of Dr. Sanders Road and being an approximate 17.7 acre tract of land situated in the J. Bridges Survey, Abstract No. 36a, Tract 45 as described in a Warranty Deed from Verna Blanks to Ruth Carter, as recorded in Volume 1119, Page 402 of the Deed Records of Denton County, Texas SAVE AND EXCEPT the tract of land, known as Denton CAD Property ID 523415, located at 10270 Liberty Road and being an approximate 2.3 acre tract of land owned by Charles and Cheri Herp and situated in the J. Bridges Survey, Abstract No. 36a, Tracts 45a and 45b, Denton County, Texas; and the proposed annexation of the portions of Liberty Road and FM 2931 adjacent to said territory; authorizing and directing the City Secretary to have published notice of such public hearings; and directing the preparation of a service plan.
  - w. Discuss and consider Resolution No. 2016-56 - setting a date, time, and place for public hearings on the proposed annexation of certain property by the Town of Providence Village, Texas: Denton CAD Property ID 52520, generally located south of Liberty Road, west of FM 2931 and east of Dr. Sanders Road and being an approximate 21.94 acre tract of land situated in the J. Bridges Survey, Abstract No. 36a, Tract 46 as described in a Warranty Deed from Verna V. Blanks to Ruth E. Carter, as recorded in Volume 1365, Page 635 of the Deed Records of Denton County, Texas SAVE AND EXCEPT the tract of land known as Denton CAD Property ID 249409, generally located west of FM 2931 and south of Liberty Road and being an approximate 7.53 acre tract of land owned by Donna G. Sims and situated in the J. Bridges Survey, Abstract No. 36a, Tract 46a, Denton County, Texas; authorizing and directing the City Secretary to have published notice of such public hearings; and directing the preparation of a service plan.

- x. Consider, discuss and act upon appointment, employment, evaluation, reassignment, duties, discipline and/or dismissal of Town Secretary, Town Treasurer and Municipal Court Administrator. (*Mayor Shuck*)
- y. Consider, discuss and act upon boundary and ETJ matters of Providence Village, including water and sewer rights, duties and obligations. (*Brian Roberson*)
- z. Consider, discuss and act upon Joint Interlocal Cooperation Agreement for Full-Time Law Enforcement Patrol Services Between Denton County and the Town of Providence Village. (*Brian Roberson*)
- aa. Consider, discuss and act upon Interlocal Boundary and ETJ Adjustment Agreement by and between Town of Cross Roads, Texas and Town of Providence Village, Texas. (*Brian Roberson*)
- bb. Identify agenda items to be discussed at future meeting.

### **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 appointment, employment, evaluation, reassignment, duties, discipline and/or dismissal of Town Secretary, Town Treasurer and Municipal Court Administrator.
- b. Consider, discuss and act upon boundary and ETJ matters of Providence Village, including water and sewer rights, duties and obligations.
- c. Consider, discuss and act upon Joint Interlocal Cooperation Agreement for Full-Time Law Enforcement Patrol Services Between Denton County and the Town of Providence Village.

### **IX. RECONVENE INTO OPEN SESSION**

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

### **X. ADJOURNMENT**

The Town Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code, Sections 551.071 (consultation with attorney), 551.072 (deliberations about real property), 551.073 (deliberations about gifts and donations), 551.074 (personnel matters), 551.076 (deliberations about security devices), 551.087 (economic development), 418.183 (homeland security).

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to the meeting. Please contact Town Hall at (940) 365-9333 or by Fax at (940) 365-9373 for further information.

**Certification:**

I, the undersigned authority do hereby certify that the Notice of Meeting was posted in the window at the Providence Village Town Hall located at 1745 F.M. 2931, Providence Village, Texas, being a place convenient and readily accessible to the general public at all times and said Notice was posted at least 72 hours preceding the scheduled time of said meeting.



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Connie S. Hansen, TRMC  
Town Secretary

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Date Notice Removed