

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, NOVEMBER 17, 2015
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 7:33 p.m. Town Council members present were Alderman Steve Miller, Alderman J. Eric Newton, Alderman Andy Goin, and Mayor Pro-Tem Michael Jordan, being a quorum. Alderman Darren Vader 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

Brad Wilkinson from Church of Celebration led invocation.

IV. OPEN FORUM:

Joyce Vann, a resident who lives at 10204 Franklin Dr., spoke on behalf of Don Fisher, President of the HOA. Ms. Vann stated that the HOA office will be closed from Wednesday afternoon to the following Monday for Thanksgiving Holiday. There were no further requests to address the Town Council. Alderman Newton motioned to closed Open Forum; Alderman Miller seconded. Motion carried: 5 in favor, 0 opposed.

V. WORKSESSION/COMMITTEE REPORTS/STAFF REPORTS:

- a. Monthly Reports from Committees: Communications, EDCEC, JPAC, Ordinance and Public Safety

Nothing to report.

- b. Staff Reports: Code Enforcement, Building Permits, Municipal Court, Law Enforcement, Administration

Mike Carroll summarized his written report. Mr. Carroll provided a brief report of the erosion control status of Phase 6C.

Andrew Dunn gave a summary of his written report and answered questions from the council regarding specific permits.

Connie Hansen gave a brief summary of the Municipal Court report.

Brice Hicks gave a summary of the written report provided. Deputy Hicks explained the difference in the response time from the designated officers in the Town and other officers responding. Deputy Hicks discussed service of warrants from the Municipal Court. Mayor Shuck asked what a “Close Patrol” was and Deputy Hicks gave an explanation. Alderman Goin asked what the difference was between a dispatch time and response time, which Deputy Hicks explained.

Alderman Goin motioned to closed Committee/Staff Reports; Mayor Pro-Tem Jordan seconded. Motion carried: 5 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
- e. Approve Administrative Actions

J. Eric Newton motioned to remove minutes from Consent Agenda; Alderman Miller seconded. Motion carried: 5 in favor, 0 opposed.

Alderman Miller motioned to approve Consent Agent as revised removing the Minutes; Alderman Newton seconded. Motion carried: 5 in favor, 0 opposed.

VII. ACTION ITEMS

Alderman Newton motioned to amend Minutes to reduce number of votes in favor in action item G to 4; Alderman Miller seconded. Motion carried: 5 in favor, 0 opposed.

Alderman Newton motioned to approve the amended Minutes for November 3, 2015; Alderman Miller seconded. Motion carried: 5 in favor, 0 opposed.

- a. Consider, discuss and approve amendment to Upper Trinity Regional Water District Northeast Regional Water Reclamation System Participating Customer Contract with Denton County Fresh Water Supply District No. 9, dated August 29, 2011, as amended, to increase wastewater subscription.

Brian Roberson reported the status of Upper Trinity's negotiations and work with the State and the amount the Town would have to pay into the system and the amount that would be recouped through water rates. There are still no hard numbers at this time due to the continued negotiations.

Philip Mack Furlow briefly reiterated what Brian Roberson reported to the Town Council. There was continued discussions regarding the creative financial and distribution of the costs to all current and future users. Philip Mack Furlow reported that there is a lot of complaints and discussion regarding the cost and anticipated price of the plant, but constructions costs have drastically increased over the past couple of years.

Alderman Miller motioned to table; Alderman Newton seconded. Motion carried: 5 in favor, 0 opposed.

- b. Consider, discuss and act upon expansion of the water and sewer system to residents who are outside of the area of the former Providence Village Water Control and Improvement District.

Philip Mack Furlow reported that we are still waiting for work from the Town Engineer and this matter will remain on the agenda until the report is received.

- c. Consider, discuss and act upon Series 2015 General Obligation Bonds Plan of Finance.

Mayor Shuck noted that Ross Martin was planning to attend the Council Meeting but is stuck in traffic. Philip Mack Furlow stated that there are some items that need to be discussed in Executive Session that may cause changes in the Plan of Finance, and if so, the items will be discussed in open session probably at the next meeting. These potential changes in the Plan of Finance will delay the bond process by a short period of time.

- d. Consider, discuss and act upon constructing a facility to increase water storage capacity and/or additional water storage.

Philip Mack Furlow stated that there is still no update from the engineer, so no action was taken.

- (a) Return to Action Item A: Consider, discuss and approve amendment to Upper Trinity Regional Water District Northeast Regional Water Reclamation System Participating

Customer Contract with Denton County Fresh Water Supply District No. 9, dated August 29, 2011, as amended, to increase wastewater subscription.

Philip Mack Furlow pointed out some of the specific details in the amended contract. There was discussion regarding the various sections of the Amendment to Participating Customer Contract. Alderman Goin asked how the estimated capacity was calculated. Brian Roberson explained that some of the calculations were dictated by TCEQ and some of the estimates were reported by Pettitt & Barazza. Brian Roberson also reported that we are already over our current capacity.

Alderman Miller motioned to approve the amendment to participating customer contract; Alderman Goin seconded. Motion carried: 5 in favor, 0 opposed.

- e. Consider, discuss and act upon securing and protecting the Town's right and ability to provide water and sewer service to its residents.

Brian Roberson reported that there is nothing to discuss in open session and there will be no action following executive session.

- f. Consider and discuss restricted appraisal report of a .972 acre vacant tract of land and act upon potential offer for purchase of same.

To be discussed in executive session.

- g. Consider, discuss and act upon legal and administrative status of lawsuits involving asset transfers.

To be discussed in executive session.

- h. Consider, discuss and act Section 13.255 action against Mustang Special Utility District.

To be discussed in executive session.

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

Nothing to report.

Alderman Miller motioned to closed Town Council Regular Session and convene into Executive Session; Alderman Goin seconded. Motion carried: 5 in favor, 0 opposed. Mayor Shuck closed Town Council Regular Session and convened into Executive Session at 8:20 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. Consider and discuss restricted appraisal report of a .972 acre vacant tract of land and act upon potential offer for purchase of same.
- b. Consider and discuss legal and administrative status of lawsuits involving asset transfers.
- c. Section 13.255 action against Mustang Special Utility District.
- d. Consider and discuss securing and protecting the Town’s right and ability to provide water and sewer service to its residents.

Alderman Goin motioned to close Executive Session and reconvene into Town Council Regular Session; Alderman Newton seconded. Motion carried: 5 in favor, 0 opposed. Mayor Shuck closed Executive Session and reconvened into Town Council Regular Session at 10:00 p.m.

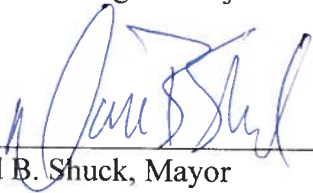
IX. RECONVENE INTO OPEN SESSION

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

X. ADJOURNMENT

Alderman Newton motioned to adjourn; Alderman Miller seconded. Motion carried: 5 in favor, 0 opposed.

Meeting was adjourned at 10:01 p.m.



David B. Shuck, Mayor

1/5/14

Date Minutes Approved



Connie S. Hansen, TRMC
Town Secretary

1/5/14

Date Minutes Approved

