

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, DECEMBER 6, 2016
7:30 P.M. Regular Session

MINUTES

REGULAR SESSION 7:30 p.m.

I. CALL TO ORDER AND ANNOUNCE A QUORUM PRESENT:

Mayor Pro-Tem Michael Jordan called the meeting to order at 7:31 p.m. Town Council members present were Alderman Steve Miller, Alderman J. Eric Newton, Alderman Linda Applin, and Alderman Chris Blue, being a quorum.

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.

V. WORKSESSION/COMMITTEE REPORTS/STAFF REPORTS:

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

Communications Committee – Nothing to report
EDCEC Committee – Nothing to report
Emergency Preparedness Committee - Nothing to report
Ordinance Committee – Nothing to report
Public Safety Committee - Nothing to report

b. Staff Reports: Administration

Administration – Brian Roberson reported that the ordinance committee would be meeting next week. There is still a need for the committees to meet and work on defining the purpose and meeting schedules. During the past couple of weeks there were 5 complaints regarding water reading. Mr. Roberson further reported that the Municipal Court has hired a new prosecutor, Jeff Richter.

With respect to the “No Outlet” signs requested by a resident several months ago, the staff sought estimates for the signs, which was not too terribly expensive. But the brackets for the old were excessively expensive, unraveling the feasibility of obtaining the signs very quickly. Staff is talking to some other vendors to see if there is a less expensive route or different options. Long term, the Town needs to address the problem as a whole where the Town would have more control.

Upper Trinity – across the district water usage was up for the month of November. They are beginning the process of expanding the Harpool facility. Beginning expansion process of the RiverBend and the Town is a participant in that project.

The Providence Elementary School Color Run fundraiser was fun. It was not as profitable in fundraising as they had hoped, but there was good turnout, considering the weather, and it was fun.

VI. ACTION ITEMS

- a. Consider, discuss and act upon acceptance of resignation of Mayor David Shuck and declaration of vacancy on the Town Council.

Mayor Shuck submitted resignation. Based on statutes the Mayor can be called back, or as a holdover as noted by Town Attorney Julie Fort.

Alderman Applin moved to accept Mayor Shuck’s resignation and declare a vacancy in the mayor position on the Town Council; Alderman Blue seconded. Motion carried: 4 approved, 0 opposed.

- b. Consider, discuss and act upon appointment of additional member(s) to the Planning and Zoning Commission.

Brian Roberson reported that we have two openings on the P&Z Board.

Alderman Newton moved to nominate James Connor as an alternate on the Planning & Zoning Commission; Alderman Blue seconded. Motion carried: 4-0.

Alderman Blue moved to nominate Parker Hicks as an alternate; Alderman Applin seconded. There was discussion regarding the residency requirements. Alderman Blue withdrew his motion.

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

No applicants, therefore no action taken.

- d. Consider, discuss and act upon Resolution No. 2016-64 approving support of MWFTX1, Limited Partnership's Intent to Apply to the Texas Department of Housing and Community Affairs for 2017 Competitive 9% Housing Tax Credits for Heritage at Providence Village, a proposed development.

Brian Roberson explained the situation with MWF building multifamily housing for senior citizens. He explained the utility issues related to the Town paying for more capacity than they are currently using, therefore additional residents would be beneficial to the Town. Julie Fort explained that there are two different types of senior projects that can obtain tax credit, one of which is 55 and over must have 85% occupancy, and the other being a true senior facility for 62 and over and everyone must be 62 or over. This action item is merely a resolution that does not obligate the Town Council to do anything down the road. Essentially the Town is acknowledging that they are aware of the proposed project and the application of MWFTX1 for tax credits. There was additional discussion regarding income restrictions for tax credit and confirmation that this is not Section 8 housing. The Town Attorney, Julie Fort, clarified that tax credits and Section 8 housing are two distinctly different programs. There was further discussion regarding amending the resolution to clarify that the project would be for 62 and over residents.

Alderman Newton moved to adopt Resolution 2016-64 as amended to reflect 62 and over age; Alderman Applin seconded. There was discussion regarding the restriction of age. Representative from Betco, the consultant on the project, and Schaffer Smartt, representing MWFTX1 answered questions regarding the age restrictions and acknowledged that the 62 and over requirement would be acceptable. Alderman Newton commented that at this point in time the Town is in a position to be picky about development projects and that the Town needed to work towards keeping this a community that everyone wants and controlling what is allowed in Town and not allow unfavorable situations to occur. Alderman Newton also noted that the 62 and older population would be a lot calmer.

Philip Mack Furlow suggested that the third "whereas" paragraph of the resolution be revised to reflect the 62 and older senior requirement.

Motion carried: 4 in favor, 0 opposed.

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

Philip Mack Furlow stated that this would be discussed in Executive Session.

- f. Consider, discuss and act upon Interlocal Cooperation Agreement pertaining to law enforcement.
- g. Identify items to be discussed at future meetings.
 - 1. Alternate appointments.

Alderman Newton moved to close Town Council regular session and convene into Executive Session; Alderman Blue seconded. Motion carried: 4 in favor, 0 opposed. Mayor Pro-Tem Jordan closed Town Council Regular Session and convened into Executive Session at 8:09 p.m.

VIII. EXECUTIVE SESSION

The Town Council will convene into executive session pursuant to Texas Government Code Sections 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 Applin moved to closed Executive Session and reconvene into Town Council Regular Session; Alderman Newton seconded. Motion carried: 4 in favor, 0 opposed.

Mayor Pro-Tem Jordan closed Executive Session and reconvened into Town Council Regular Session at 9:30 p.m.

VIII. RECONVENE INTO OPEN SESSION

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

No action was taken.

IX. ADJOURNMENT

Alderman Applin moved to adjourn; Alderman Newton seconded. Motion carried: 4 in favor, 0 opposed.

Meeting was adjourned at 9:30 p.m.



Michael Jordan, Mayor Pro-Tem

12/20/2016

Date Minutes Approved



Connie S. Hansen, TRMC
Town Secretary

12/20/16

Date Minutes Approved

