

NOTICE OF  
TOWN COUNCIL WORKSESSION, PUBLIC HEARING & REGULAR MEETING  
TOWN OF PROVIDENCE VILLAGE, TEXAS  
PROVIDENCE VILLAGE TOWN HALL  
1745 F.M. 2931  
**MONDAY, DECEMBER 12, 2011**  
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 Lisa Garcia, Mayor Pro-Tem Earnest Law, and Alderman Mark McCullough. Alderman Mike Thompson would be arriving late and Alderman Army 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**

Justin Powell with Edge Fellowship 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.*

Doug Boydston asked to address the Town Council and introduce himself as one of the candidates running for Constable in the Town's precinct. There were no requests to address the Town Council. Alderman Mike Thompson arrived and joined the Town Council. Alderman Garcia moved to close open forum; Alderman McCullough seconded. Motion carried: 4 in favor; 0 opposed.

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

- a. Monthly Reports from Committees: Communications, HOA, Water, Ordinance, Finance and Law Enforcement

Communication Committee – Mayor Pro-Tem Law reported that there were currently 27 subscribers to MailChimp. Mayor Roberson and Mayor Pro-Tem Law reiterated an explanation of the MailChimp software and purpose of providing subscribing residents with email updates of information from the Town.

HOA Committee – Nothing to report.

Water District Committee – Alderman Garcia reported that items would be covered later in the agenda.

Ordinance Committee – Mayor Pro-Tem Law reported that items would be covered later in the agenda.

Finance Committee – Lisa Garcia reported that items would be covered later in the agenda.

Law Enforcement Committee – Mayor Pro-Tem Law reported that items would be addressed later in the agenda.

- b. Staff Reports

Town Secretary provided a brief summary report of municipal court activities and Town Hall activities.

Town Attorney, Philip Mack Furlow, reported that he met with Don Fisher and other members of the HOA and there was discussion regarding the need for the Town Council to explain and get the word out to the residents about information relating to the litigation currently between Town Hall and PVWCID and Mustang and how the litigation affects the residents directly. Alderman Garcia asked about the time line suggested and it was recommended that the first week of January would be the most appropriate.

Additional discussion relating to the installation of a additional parking surface. Philip Mack Furlow suggested that the Denton County Commissioners Court would be where a request should be directed. There is a program whereby the Town provides the current cost of materials, and the County will provide the services to lay additional parking surface. He further stated that we need to put in our request now for 2012 action.

Code Enforcer provided written report and discussion current level of violation issues.

Alderman Garcia motioned to close the committee and staff reports; Alderman Thompson seconded. Motion carried: 4 in favor, 0 against.

**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: No minutes available for approval.
- b. Treasury Report
- c. Pay Bills
- d. Approve Purchase Orders

There was discussion regarding the Denton County Tax statement received from CHS Providence. Alderman Garcia had contacted the Denton County Tax Assessor's office and questioned the substantially different property values between the PVWCID tax value and the Denton County and Aubrey ISD tax values. The difference in the values would reduce the tax bill by approximately \$900.00. Alderman Garcia motioned to approve the Consent Agenda with the tax statement rate reduced to \$1,750.00; Alderman Thompson seconded. Motion carried: 4 in favor, 0 against.

**VII. ACTION ITEMS**

- a. Consider, discuss and act upon approval of proposed temporary signage for prohibition of fireworks pursuant to Ordinance No. 2010-15 Prohibiting Sales, Storage and Discharge of Fireworks.

Following a brief discussion regarding the estimate received from FedEx/Kinko, Mayor Pro-Tem Law motioned to approve the cost of the temporary signage not to exceed \$225.00; Alderman Garcia seconded. Motion carried: 4 in favor, 0 against.

- b. Consider, discuss and act upon approval of proposed supplemental law enforcement.

Mayor Roberson stated that this item would be discussed in Executive Session and that action is expected to be taken.

- c. Consider, discuss and act upon ordinance amending Ordinance 2011-25, which designates the schedule of fees to be applied to permits, licenses, services, and programs provided by the Town of Providence Village.

Mayor Pro-Tem Law discussed the necessity to amend the fee schedule to include fees for certificate of occupancy re-inspections upon failure of initial inspection.

Mayor Pro-Tem Law motioned to approve the ordinance amending Ordinance 2011-25; Alderman Thompson seconded. Motion carried: 4 in favor, 0 against.

- d. Consider, discuss and act upon ordinance approving proposed amendments to FY 2011-2012 Town Budget.

There was discussion regarding proposed amendments to the FY 2011-2012 Town Budget. Alderman Garcia asked about the Child Safety Seat funds due to the Town and Philip Mack Furlow stated that he would follow up on the current status of the funds being paid to the Town.

There was also discussion regarding increasing the hours and budget amount for the Code Enforcer due to the current level of need and activity. Following lengthy discussion, it was proposed that the Code Enforcement hours be increased to 15 hours per week for the first 6 months of the fiscal year, followed by an additional increase to 20 hours per week for the remaining 6 months of the fiscal year. It was also discussed the need to increase the land lease budget amount for Town Hall to \$1,850.00 per year to cover the cost of taxes on the property being leased.

Philip Mack Furlow discussed the fluctuation of the budget amounts and amendments for special attorney's fees. It was suggested that the special legal fees be increased by \$50,000.00, adjusting the total special legal fee budget to \$68,000.00 per year.

It was further discussed that the recommended changes would be made and the amendments would be presented to the Town Council for approval in January 2012.

There was also discussion regarding the need for additional part-time clerk staff and the logistics of full-time employment for the Town Secretary and Municipal Clerk. Connie Hansen will prepare a cost analysis regarding full-time and part-time employees and the financial impact on the Town.

- e. Consider, discuss and act upon voter turnout initiative.

Mayor Roberson discussed various methods that could be used to get residents more involved in local, state and federal voting activities. Providence Village currently has a history of poor voter turnout and this is something that the Town Council needs to make a priority. Philip Mack Furlow discussed having a committee to focus on voter education. Also was suggested that APAC can advocate. The Mayor asked for other council members input and thoughts. There was a brief discussion regarding the "Get Out to Vote" marketing campaign and the reservations relating to donations. No action was taken at this time. Item was tabled for further discussion.

- f. Consider, discuss and act upon resolution urging Providence Village Water Control and Improvement District to join the Town on District Court lawsuit.

Philip Mack Furlow suggested that action on this resolution be tabled until after the Executive Session.

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

Mayor Roberson announced that this would be discussed in Executive Session.

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

Fire Transition Committee.  
Amendment to 2011-12 FY Budget.  
Sign Ordinance.  
Full and part-time employee issues.

Mayor Pro-Tem Law motioned to close Town Council regular session meeting and convene into Executive Session; Alderman Garcia seconded. Motion carried: 4 in favor, 0 against.

Mayor Roberson closed Town Council regular session at 7:57 p.m. and convened into Executive Session.

## **VIII. EXECUTIVE SESSION**

The Town Council will convene into executive session pursuant to Texas Government Code Section 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.

Alderman Thompson made a motion to close Executive Session and reconvene into Town Council regular session; Alderman McCullough seconded. Motion carried: 4 in favor, 0 against.

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

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

Mayor Roberson closed Executive Session and reconvened Town Council regular session at 8:15 p.m.

**X. ACTION ITEMS (Continued)**

- b. Consider, discuss and act upon approval of proposed supplemental law enforcement.

Mayor Pro-Tem Law made a motion to approve the expenditure of supplemental law enforcement over the New Year's Eve weekend not to exceed \$1,700.00; Alderman Thompson seconded. Motion carried: 4 in favor, 0 against.

- f. Consider, discuss and act upon resolution urging Providence Village Water Control and Improvement District to join the Town on District Court lawsuit.


Philip Mack Furlow read aloud the resolution, as revised in Executive Session, urging Providence Village Water Control Improvement District to join the Town on the District Court lawsuit.

Alderman Garcia made a motion to approve the resolution as amended; Alderman McCullough seconded. Motion carried: 4 in favor, 0 against.

**XI. ADJOURNMENT**

Alderman McCullough motioned to adjourn the Town Council meeting; Mayor Pro-Tem Law seconded. Motion carried, 4 in favor, 0 against.

Meeting was adjourned at 8:23 p.m.

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

1/9/12  
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Date Minutes Approved

  
\_\_\_\_\_  
Connie Hansen  
Town Secretary

1/9/12  
\_\_\_\_\_  
Date Minutes Approved

