

NOTICE OF  
TOWN COUNCIL WORKSESSION, PUBLIC HEARING & REGULAR MEETING  
TOWN OF PROVIDENCE VILLAGE, TEXAS  
PROVIDENCE VILLAGE TOWN HALL  
1745 F.M. 2931  
**MONDAY, AUGUST 27, 2012**  
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 Chris McCroskey, Alderman Lisa Garcia, Mayor Pro-Tem Earnest Law, Alderman Mike Thompson and Alderman Kate Julian, 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**

Liz Moen from Oak Grove United Methodist Church 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.*

Don Fisher with the Providence HOA discussed larvae under the docks of the ponds and stated that the HOA will consider larvicide for ponds at their meeting tomorrow. He also stated that the HOA was working on plans for a skateboard park near the community center and that a public meeting for input from resident was scheduled for September 8<sup>th</sup>.

Vanessa Morales 1727 Goodwin Dr. spoke against aerial spraying noting that it is linked to cancer and neurological disorders and afraid of folks coming into contact with the

spray. She also noted that the cities of Denton, Plano, and The Colony have voted against spraying and that she would prefer that the Town consider other options.

Lisa Jacques of 1413 Devonshire Dr. spoke in favor of aerial spraying. She stated that the pesticide is biodegradable and does not bioaccumulate. The spraying usage is approximately 1-2 ounce per acre and she is concerned more about the side effects of west Nile virus than she is about the chemicals.

Brady Pyle of 1021 Devonshire Dr. spoke in favor of spraying. Stated he grew up on a farm where spraying was a regular occurrence and it is safe.

Jesse Wyman of 1025 Devonshire Dr. spoke in favor of spraying stating that Florida has been using spray for years with no instances of cancer.

Laurie Alfaro of 1624 Oakcrest Dr. did not wish to speak but completed a card indicating her support of the aerial spraying.

Maurizio Alfaro of 1624 Oakcrest Dr. did not wish to speak but completed a card indicating his support of the aerial spraying.

Manny Jimenez of 10012 Lexington Dr. spoke in favor of aerial spraying. Stated he is a paramedic in Irving at Las Colinas Medical Center, and has personally seen the effects of west Nile virus.

Nate Tandberg of 1015 Devonshire Dr. stated he was an ex-medic and is in favor of aerial spraying. Believes the Town should be proactive about an epidemic.

Traci Nguyen of 9821 Cherry Hill Lane spoke against aerial spraying stating that the pesticide will kill frogs and damage the ecosystem.

Wendy White-Stevens of 9845 Cedarcrest Dr. did not wish to speak but completed a card indicating her support of the aerial spraying.

Chad White-Stevens of 9845 Cedarcrest Dr. did not wish to speak but completed a card indicating his support of the aerial spraying.

William Hurst of 9836 Walnut Hill Dr. did not wish to speak but completed a card indicating his support of the aerial spraying.

Greg Epley of 10004 Hanover Dr. stated that cancer is caused by bad luck, not chemicals. If spray has side effects, it won't be until we're all dead and gone, if we don't somebody could be dead in two months from west Nile virus.

Ruth Spencer of 1612 Oakcrest Dr. did not wish to speak but completed a card indicating her support of aerial spraying.

Leslie Sloan of 9880 Cedarcrest Dr. did not wish to speak but completed a card indicating her support of aerial spraying.

Claire Miller of 9910 Cedarcrest Dr. spoke in opposition to the aerial spraying. She is okay with ground spraying and larvicide and supports the use of other preventive measures.

There were no further requests to address the Council in open forum. Alderman Garcia moved to close open forum; Mayor Pro-Tem Law seconded. Motion carried: 5 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 – MailChimp subscribers up to 173.

Emergency Preparedness Committee – Alderman Garcia reported that the ordinance was going to be sent to Denton County Emergency Services for presentation to the County Commissioner’s for approval.

Finance Committee – Items on current agenda.

HOA – Nothing to report.

Ordinance Committee – Later in the agenda.

Transition Committee – Meeting scheduled between PVWCID and transition committee.

- b. Staff Reports

Town Attorney – Nothing to report.

Town Secretary – Nothing to report.

Code Enforcement – Mike Carroll reported that TBK Materials will be treating their pond with a larvicide and details relating to that specific larvicide was going to be provided.

Law Enforcement – Nothing to report.

Alderman Garcia motioned to close the committee and staff reports; Alderman Thompson seconded. Motion carried: 5 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: None
- b. Treasury Report

- c. Pay Bills
- d. Approve Purchase Orders

Alderman Garcia motioned to approve the consent agenda; Mayor Pro-Tem Law seconded. Motion carried: 5 in favor, 0 against.

## VII. ACTION ITEMS

- a. Consider, discuss and act upon mosquito larvicide and other mosquito abatement alternatives. *(Mayor Roberson)*

Mayor Roberson began the discussion by stating that any mosquito abatement and/or larvicide that was to be performed is the responsibility of the Town and that while it is appreciated that the HOA is contemplating offering financial support towards the larvicide abatement, any abatement approved will be handled by the Town. Mayor Roberson then asked each of the Council members to individually provide their comments relating to the aerial spraying and larvicide abatement. Alderman McCroskey stated that he was still against the aerial spraying but was in favor of the larvicide abatement. Alderman Garcia stated that the aerial spraying does not have an impact on the water and she has changed her mind about the aerial spraying and is now in favor of it as well as being in favor of larvicide abatement. Mayor Pro-Tem Law stated that there have been deaths from west nile virus but no deaths by spraying so he is still in favor of aerial spraying and larvicide abatement. Alderman Thompson stated that aerial spraying only kills one generation and not future generations and that we need to add larvicide abatement to kill future generations. Alderman Julian stated she was still against aerial spraying, but was in favor of larvicide abatement.

Alderman Thompson made a motion to reconsider participation in the aerial spraying recommended by Denton County Health Department, Alderman Garcia seconded. Motion carried by majority vote with 4 in favor and Alderman McCroskey opposed.

Mayor Pro-Tem Law made a motion that the Town participate in aerial spraying offered by Denton County, Alderman Thompson seconded. Motion carried by majority vote with Alderman Garcia, Mayor Pro-Tem Law and Alderman Mike Thompson in favor and Alderman McCroskey and Alderman Julian opposed.

Alderman Garcia motioned that the Town authorized the payment of an amount not to exceed \$9,000.00 to Meyers Pest Services for larvicide abatement; Alderman Thompson seconded. Motion carried: 5 in favor, 0 opposed.

Mayor Roberson stated that the communication committee needed to work with Town Hall staff to get information out to the residents relating to the aerial spraying and larvicide abatement.

- b. Consider, discuss and act upon approval of financial audit of 2010-11 fiscal year budget. *(Alderman Garcia)*

Alderman Garcia motion to approve the financial audit of 2010-11 fiscal year budget as presented by William Spores, CPA; Alderman Julian seconded. Motion carried: 5 in favor, 0 opposed.

- c. Consider, discuss and act upon approval of ordinance establishing tree preservation and protection within the corporate limits and extraterritorial jurisdiction of the Town. (*Alderman Thompson*)

Alderman Thompson motioned to close regular session and open a public hearing forum; Alderman McCroskey seconded. Motion carried: 5 in favor, 0 against.

- d. Conduct a public hearing regarding approval of ordinance establishing tree preservation and protection within the corporate limits and extraterritorial jurisdiction of the Town.

Mayor Roberson opened Public Hearing at 8:22 p.m. Philip Mack Furlow read aloud a summary of the tree preservation ordinance. Manny Jimenez, a resident at 10012 Lexington Dr., questioned when a permit would be required to remove a tree. The question was addressed by the Code Enforcer, Mike Carroll. Nate Tandberg asked about precarious pruning of limbs. Lisa Jacques also asked questions relating to a application for removal of trees. There were no further requests to address the Town Council. Alderman Thompson motioned to close the Public Hearing and reconvene Town Council regular session meeting; Alderman Garcia seconded. Motion carried: 5 in favor, 0 against.

Mayor Roberson reconvened Town Council regular session meeting at 8:42 p.m.

Alderman Thompson motioned to approve the tree preservation ordinance; Alderman Julian seconded. Motion carried: 5 in favor, 0 against.

- e. Consider, discuss and act upon acquisition of temporary storage facilities for Town Hall. (*Connie Hansen*)

After discussion relating to the various options for obtaining storage space and/or facilities for Town Hall materials, Alderman Garcia motioned to approve the rental of a climate controlled 10x15 unit from Universal Storage at a cost of \$100 per month; Alderman McCroskey seconded. Motion carried: 5 in favor, 0 opposed.

Alderman Julian motioned for a short recess; Alderman Thompson seconded. Motion carried: 5 in favor, 0 opposed.

Mayor Roberson recessed regular session meeting at 8:49 p.m.

Mayor Roberson reconvened Town Council regular session meeting at 9:00 p.m.

- f. Consider and discuss proposed 2012-2013 Fiscal Year Budget. *(Mayor Roberson)*

After discussion relating to additions to final budget of storage facility and mosquito abatement, Alderman Garcia motioned to issue a public notice relating to approval of the 2012-13 Fiscal Year Budget during the September council meetings; Alderman Julian seconded. Motion carried: 5 in favor, 0 opposed.

- g. Consider and discuss proposed zoning ordinance. *(Alderman Thompson)*

Discussion relating to Town Attorney and Mike Thompson continuing to work on the zoning ordinance.

- h. Consider and discuss proposed subdivision ordinance. *(Alderman Thompson)*

Philip Mack Furlow and Mike Thompson continuing to work on ordinance.

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

Philip Mack Furlow reported that still waiting on response from Appellate Court. Further stated that Mustang was currently performing a rate study in preparation for a rate change. Typically the rate changes have always been adjusted upward.


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

1. Resolution for one meeting per month beginning in November 2012.
2. Budget hearing.
3. Zoning and subdivision ordinances.

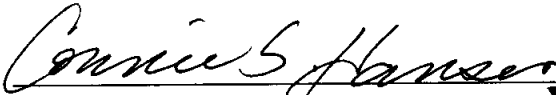
## VIII. ADJOURNMENT

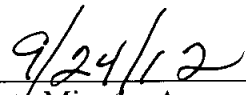
Alderman Thompson motioned to adjourn the Town Council meeting; Alderman McCroskey seconded. Motion carried, 5 in favor, 0 against.

Meeting was adjourned at 9:15 p.m.

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

  
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Date Minutes Approved

  
\_\_\_\_\_  
Connie S. Hansen  
Town Secretary

  
\_\_\_\_\_  
Date Minutes Approved

