

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 1, 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 7:30 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

Jeremy Reyna from Church of Celebration led invocation. Mayor Shuck presented Jeremy Reyna with a Spirit of Providence Village Award for exemplification of Providence Village Core Values.

IV. OPEN FORUM:

There were no requests to address the Town Council. Alderman Miller motioned to closed Open Forum; Alderman Newton 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: Administration

Nothing to report.

Alderman Miller motioned to closed Committee/Staff Reports; Alderman Newton 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

Nothing to act upon. Alderman Goin motioned to close Consent Agenda; Alderman Newton seconded. Motion carried: 5 in favor, 0 opposed.

VII. ACTION ITEMS

- a. Presentation from CoServ Charitable Foundation Grant.

Brian Roberson introduced Mr. Chambers with CoServ. Mr. Chambers gave a brief summary of the benefits of the CoServ Charitable Foundation and presented to the Mayor a check in the amount of \$11,995. Mayor Shuck pointed out that this is the first grant received by the Town and was historical. He also thanked Brian Roberson and Mike Carroll for making the grant happen.

Alderman Miller motioned to close Town Council Regular Session and convene into Executive Session; Alderman Newton seconded. Motion carried: 5 in favor, 0 opposed.

Mayor Shuck closed Town Council Regular Session and convened into Executive Session at 7:41 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 Resolution approving settlement agreement between Town of Providence Village and Mustang SUD.
- 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 Miller 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 8:44 p.m.

IX. RECONVENE INTO OPEN SESSION

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

VII. ACTION ITEMS

- b. Presentation of Amended Series 2015 General Obligation Bonds (the "Utility Bonds") Plan of Finance to Town Council.

Jim Sabonis presented the Amended Series 2015 General Obligation Bonds.

- e. Consider, discuss and act upon Resolution approving settlement agreement between Town of Providence Village and Mustang SUD.

Philip Mack Furlow reported that the Town has reached an agreement settling all adversarial proceedings with Mustang. Mr. Furlow reported that the terms of the settlement agreement are to be kept confidential to extent permitted by law. Philip Mack Furlow read aloud the resolution language.

Alderman Newton motioned to approved Resolution approving the Settlement Agreement; Alderman Miller seconded. Motion carried unanimously: 5 in favor, 0 opposed. Mayor Shuck stated that while he cannot reiterate all of the details relating to the settlement terms, he could state that the council is extremely pleased and we are now out of the litigation business and we will be starting the year 2016 anew.

- f. Consider, discuss and act upon Resolution on Town's reimbursement of prior expenses from the proceeds of the Utility Bonds.

Ross Martin gave a brief summary of the terms of the Resolution. Alderman Goin motion to approve the resolution on the Town reimbursement of prior expenses; Mayor Pro-Tem Jordan. Motion carried unanimously: 5 in favor, 0 opposed.

- g. Consider, discuss and act upon Utility Bonds Plan of Finance, and instruct staff and consultants to proceed with the Utility Bonds, as amended, including placement agreement.

Alderman Goin motioned approve the Utility Bonds Plan of Finance, and instruct staff and consultants to proceeding with the Utility Bonds and the placement agreement; Alderman Miller seconded. Motion carried unanimously: 5 in favor, 0 opposed.

- h. 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 the Town Engineer has been instructed to begin looking into the matter and that this will be an ongoing project.

- i. Consider, discuss and act upon constructing a facility to increase water storage capacity and/or additional water storage.
- j. Consider, discuss and act upon securing and protecting the Town's right and ability to provide water and sewer service to its residents.
- k. Consider, discuss and act upon legal and administrative status of lawsuits involving asset transfers.

No action at this time.

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

No action at this time.

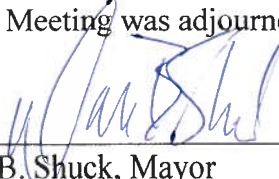
- m. Identify agenda items to be discussed at future meeting.

No action taken.

X. ADJOURNMENT

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

Meeting was adjourned at 9:09 p.m.



David B. Shuck, Mayor

1/5/16

Date Minutes Approved



Connie S. Hansen, TRMC
Town Secretary

1/5/16

Date Minutes Approved

