

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, MARCH 7, 2017**  
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 7:38 p.m. Town Council members present were Alderman Steve Miller, Alderman Linda Applin and Alderman Chris Blue, being a quorum. Alderman J. Eric Newton was absent. Mayor Pro-Tem Jordan explained that Alderman Newton received a head injury in his job and was still at the medical facility and would not be in attendance.

**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**

J.T. Riley with Providence Baptist Church led invocation.

**IV. OPEN FORUM:**

Don Fisher reported on behalf of the Providence HOA and stated that there were two seats up for election and 5:00 p.m. tomorrow is the deadline for nominations. The Providence HOA annual meeting is scheduled for April 6, 2017 at Monaco Elementary and Mr. Fisher stated that the Town Manager has agreed to provide the annual presentation on behalf of the Town. Mr. Fisher further reported that the land behind Raphael's Restaurant would be deeded over to the Town by Huffines and discussed the removal of playground equipment from the park and possible use of the park property for the Hero's Memorial once the property was transferred to the Town.

Cassandra Cardwell, a resident who resides at 9109 Benevolent Ct., asked about additional DCSO coverage in the Town.

There were no additional requests to address the Town Council.

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

- a. Monthly Reports from Committees
- b. Staff Reports: Administration

Administration – Brian Roberson did report that the easement behind Raphael’s has been transferred and filed with Denton County Clerk’s office. We don’t own the property yet, so we are limited on what we can do with it but plans are in the works. Brian Roberson also reported that the HOA may donate the flags at the 380/Providence Blvd. entrance to the Hero’s Memorial.

Mr. Roberson further reported that the Code Compliance truck arrived today. He also reported on the current status of the planned development projects, including the northeast corner of 380 and 2931, easement issue settled today, and the southeast corner of Fishtrap and 2931, the owner finalized his application today and we are looking to consider the PD application at the second April meetings.

Mr. Roberson continued with the development of property east of Providence Village Blvd., the auto laundry will commence construction within the next 30 days. A medical spa facility has a vested interest. Linda asked what a medical spa is and Brian explained it is medical and spa facilities combined. They are expected to turn in plans any day now.

Simple Recycling is a company that is branching out in our area. They do textile recycling, which Waste Management doesn’t currently provide, so there is no breach of our contract with Waste Management. Brian Roberson explained the process of textile recycling. It doesn’t cost the town or the residents anything and in fact the Town would receive \$20 per ton recycled. They will be at the next council meeting to provide a presentation.

**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

Alderman Blue moved to approve Consent Agenda; Alderman Miller seconded. Motion carried: 4 in favor, 0 opposed.

## **VII. ACTION ITEMS**

- a. Consider, discuss and act upon draft Financial Audit for Fiscal Year 2015-16.

Bill Spore gave an extensive summary of the draft Financial Audit. Alderman Applin moved to approve the draft Financial Audit for Fiscal Year 2015-16; Alderman Blue seconded. Motion carried: 4 in favor, 0 opposed.

- b. Consider, discuss and act upon acceptance of resignation from Eddie Army and John Gaug from the Planning & Zoning Commission.

Alderman Miller moved to approve the acceptance of resignations from Eddie Army and John Gaug; Alderman Applin seconded. Motion carried: 4 in favor, 0 opposed.

- c. Consider, discuss and act upon appointment of new members to the Planning & Zoning Commission.

Mayor Pro-Tem Jordan nominated Damon Polk; Alderman Blue seconded. Mayor Pro-Tem Jordan spoke in support of Damon Polk because he works for a developer and speaks developer. Alderman Applin asked Mr. Polk what he did for a living and he stated that he was the VP of a non-profit homebuilder. Motion carried: 4 in favor, 0 opposed.

Steve Miller nominated David Tidwell; Mayor Pro-Tem Jordan seconded. Alderman Chris Blue stated that Mr. Tidwell is currently on BOA and would have to resign. Mayor Pro-Tem Jordan stated that Mr. Tidwell is a home mortgage professional and would be an asset to the P&Z. Mayor Pro-Tem Jordan did speak in support of Mr. Tidwell. Motion carried: 4 in favor, 0 opposed.

- d. Consider, discuss and act upon appointment of new alternates to the Planning & Zoning Commission.

Alderman Applin moved to nominate Don Kiker as an alternate; Alderman Blue seconded. Alderman Applin spoke in support of Don Kiker and Alderman Blue stated that he was committed to the P&Z when he was on it. Mayor Pro-Tem Jordan spoke against Mr. Kiker based on his performance on the P&Z and Alderman Miller stated

that he supported Mayor Pro-Tem Jordan's comments. Motion failed: 2 in favor, 2 opposed.

Mayor Pro-Tem Jordan nominated Mason Blaylock as an alternate; Alderman Miller seconded. MPT spoke in support of Mason Blaylock stating his as young and has lived in the Town for the past 10 years. Motion carried: 4 in favor, 0 opposed.

There were no additional nominations.

- e. Consider, discuss and act upon approval of Special Event Permit No. 17-00483-01 submitted by Providence HOA for Easter Event at Monaco Elementary and Providence Community Center located at 9400 Waterman Dr. on April 15, 2017 from 10:00 a.m. to 1:00 p.m.

Brian Roberson gave a summary of the Easter Event. Staff recommends approval, there are funds allocated for law enforcement for the closure of the road during the event. Alderman Applin moved to approve Special Event Permit No. 17-00483-01 for the Providence HOA Easter Event; Alderman Miller seconded. Motion carried: 4 in favor, 0 opposed.

- f. Consider, discuss and act upon approval of Ordinance No. 2011-12-03 amending Ordinance No. 2011-12, as amended by Ordinance No. 2011-18, entitled "Curfew".

BDR gave a summary explaining that this ordinance needs to be reviewed every three years and the amendment has the same effect as the original ordinance. Alderman Miller moved approve Ordinance No. 2011-12-03 amended the Curfew Ordinance; Alderman Applin seconded. Motion carried: 4 in favor, 0 opposed.

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

BDR reported that there would be further discussion in executive session. To outline have been discussing boundary agreements with our neighbors. Continue to look for ways to make boundary make sense, trying to following roadways. We've been working with Little Elm and Aubrey regarding property northeast of Creek Village. Aubrey and Little Elm agreed to use Fishtrap as a boundary between cities. That is one of the reason why Providence Village decided to incorporate was to keep their town together instead of one half being in Little Elm and one half Aubrey. Everyone is looking at the boundaries. Aubrey has agreed to release what Little Elm was holding for them to us. 800 acres will be added to our ETJ, with the potential for 700 more later. This will give us a little over 3 miles on the 2931 as commercial property. All three cities have council meetings on March 21<sup>st</sup>, and assuming the attorneys get all of documents prepared, all three cities will be voting on acceptance. This will more than double our footprint of the Town.

- h. Consider, discuss and act upon Interlocal Cooperation Agreement pertaining to law enforcement.

BDR reported that there is a plan to increase law enforcement to add additional patrol. We do have 24/7 coverage. That is part of the ongoing discussions of whether we continue with our current arrangements or consider additional options. To be discussed for in Executive Session and do not expect any action to be taken.

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

- 1. Planning & Zoning alternates
- 2. BOA members and alternates

Alderman Blue moved to close Town Council Regular Session and convene in Executive Session; Alderman Applin seconded. Motion carried: 5 in favor, 0 opposed.

Mayor Pro-Tem Jordan closed Town Council Regular Session and convened into Executive Session at 8:43 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, 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 Blue moved to closed Executive Session and reconvene into Town Council Regular Session; Alderman Applin seconded. Motion carried: 4 in favor, 0 opposed.

Mayor Pro-Tem Jordan closed Executive Session and reconvened into Town Council Regular Session at 9:34 p.m.

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


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

No action was taken.

**X. ADJOURNMENT**

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

Meeting was adjourned at 9:35 p.m.



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Michael Jordan, Mayor Pro-Tem

3/21/2017

Date Minutes Approved



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Connie S. Hansen, TRMC  
Town Secretary

3/21/17

Date Minutes Approved

