

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, NOVEMBER 21, 2017**

7:30 P.M. Regular Session

**MINUTES**

**REGULAR SESSION 7:30 p.m.**

**I. CALL TO ORDER AND ANNOUNCE A QUORUM PRESENT:**

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

**II. PLEDGE OF ALLEGIANCE**

- a. United States Flag
- b. Texas Flag

**III. INVOCATION**

Julie Fort led invocation.

**IV. OPEN FORUM:**

Kathy Ramsey, Library Director for Aubrey Library, which services the Town. Kathy Ramsey introduced two members of the staff at the Library, and Mrs. Carter, the Storyteller gave a presentation and thanked the Town Council for the financial help.

There were no further requests to address the Town Council.

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

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

Brian reported that Hurts Donuts will be at Town Hall. Hero Park, Brian reported that we got a final design and cost assumption. Brian Roberson went over the proposed designs and elements of the project. Brian Roberson went over the cost opinions and noted that there was no budget for this project and how the project can be divided into phases to allow for initial development and ability to dedicate and make the property useful and then provide an image of what the completely

finished project could look like and give people a goal for fundraising. There was extensive discussion regarding fundraising.

Linda Inman asked if a meeting regarding this matter would be scheduled to show the information to the group and there was extensive discussion regarding the group and have someone take point on the committee to move forward. There was further discussion regarding the flag pole donations.

Brian Roberson reported on the Moody Credit Rating of A3 and reiterated sections of the report, including the positives and negatives. The negative is the amount of debt we inherited from WCID, which is out of our control.

Jordan Elder provided a report for Severn Trent. Lots of move-ins and move-outs. Jordan is working with Mike Carroll on helping Aldi get water and sewer connections set up. Jordan also discussed how Severn Trent is using the Town of Providence as a sample of their services to present to water district.

Connie Hansen gave a summary of the Municipal Court report.

Brian Roberson gave a summary of the Town's participation in the National Night Out event.

**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
1. Consider, discuss and take action on Resolution No. 2017-163 - authorizing the Town Manager to execute a Chapter 43 Local Government Code Development Agreement between the Town of Providence Village, Texas and Charles L. Redfean Jr., the owner of a tract of land known as Denton CAD Property ID 52387, generally located north of Fishtrap Road, west of Bryan Road and east of Brewer Road and being an approximate 56.61 acre tract of land situated in the Wm. Lumpkins Survey, Abstract A0730A, Tract 31, Denton County, Texas, and authorizing the Town Manager to sign the same.
  2. Consider, discuss and take action on Resolution No. 2017-164 - authorizing the Town Manager to execute a Chapter 43 Local Government Code Development Agreement between the Town of Providence Village, Texas and Shirley A. Gendreau, the owner of a tract of land known as Denton CAD Property ID 52372, generally located north of Fishtrap Road, west of Bryan Road and east of Brewer Road and being an approximate 3.0 acre tract of land situated in the Wm. Lumpkins Survey, Abstract A0730A, Tract 29, Denton County, Texas, and authorizing the Town Manager to sign the same.

3. Consider, discuss and take action on Resolution No. 2017-165 - authorizing the Town Manager to execute a Chapter 43 Local Government Code Development Agreement between the Town of Providence Village, Texas and Charles Lee Redfearn, the owner of a tract of land known as Denton CAD Property ID 52251, generally located north of Fishtrap Road, west of Bryan Road and east of Brewer Road and being an approximate 3.0 acre tract of land situated in the Wm. Lumpkins Survey, Abstract A0730A, Tract 30, Denton County, Texas, and authorizing the Town Manager to sign the same.
4. Consider, discuss and take action on Resolution No. 2017-166 - authorizing the Town Manager to execute a Chapter 43 Local Government Code Development Agreement between the Town of Providence Village, Texas and Shirley A. Gendreau, the owner of a tract of land known as Denton CAD Property ID 52377, generally located north of Fishtrap Road, west of Bryan Road and east of Brewer Road and being an approximate 19.0 acre tract of land situated in the Wm. Lumpkins Survey, Abstract A0730A, Tract 36, Denton County, Texas, and authorizing the Town Manager to sign the same.
5. Consider, discuss and take action on Resolution No. 2017-167 - authorizing the Town Manager to execute a Chapter 43 Local Government Code Development Agreement between the Town of Providence Village, Texas and Shirley A. Gendreau, the owner of a tract of land known as Denton CAD Property ID 52377, generally located north of Fishtrap Road, west of Bryan Road and east of Brewer Road and being an approximate 19.0 acre tract of land situated in the Wm. Lumpkins Survey, Abstract A0730A, Tract 36, Denton County, Texas, and authorizing the Town Manager to sign the same.
6. Consider, discuss and take action on Resolution No. 2017-168 - authorizing the Town Manager to execute a Chapter 212 Local Government Code Development Agreement between the Town of Providence Village, Texas and Chubbyhut LLC, the owner of a tract of land known as Denton CAD Property ID 52641, generally located north of Liberty Road, west of F.M. 2931 and east of Dr. Sanders Road and being an approximate 2.21 acre tract of land situated in the J. Bridges Survey, Abstract A0036A, Tract 49, Denton County, Texas, and authorizing the Town Manager to sign the same.
7. Consider, discuss and take action on Resolution No. 2017-169 - authorizing the Town Manager to execute a Chapter 43 Local Government Code Development Agreement between the Town of Providence Village, Texas and L.D. Aaron & Naomi Aaron Living Trust, the owner of a tract of land known as Denton CAD Property ID 52290, generally located north of Fishtrap Road, east of F.M. 2931 and west of Brewer Road and being an approximate 53.00 acre tract of land situated in the J. Bridges Survey, Abstract A0036A, Tract 62, Denton County, Texas, and authorizing the Town Manager to sign the same.
8. Consider, discuss and take action on Resolution No. 2017-170 - authorizing the Town Manager to execute a Chapter 43 Local Government Code Development Agreement between the Town of Providence Village, Texas and L.D. Aaron & Naomi Aaron Living Trust, the owner of a tract of land known as Denton CAD Property ID 258657, generally located north of Fishtrap Road, east of F.M. 2931 and west of Brewer Road and being an approximate 2.00 acre tract of land situated in the J. Bridges Survey, Abstract A0036A, Tract 62A, Denton County, Texas, and authorizing the Town Manager to sign the same.

9. Consider, discuss and take action on Resolution No. 2017-171 - authorizing the Town Manager to execute a Chapter 43 Local Government Code Development Agreement between the Town of Providence Village, Texas and L.D. Aaron & Naomi Aaron Living Trust, the owner of a tract of land known as Denton CAD Property ID 52368, generally located north of Fishtrap Road, east of Brewer Road and west of Bryan Road and being an approximate 37.6 acre tract of land situated in the Wm. Lumpkins Survey, Abstract A0730A, Tract 39, Denton County, Texas, and authorizing the Town Manager to sign the same.
10. Consider, discuss and take action on Resolution No. 2017-172 - authorizing the Town Manager to execute a Chapter 43 Local Government Code Development Agreement between the Town of Providence Village, Texas and L.D. Aaron & Naomi Aaron Living Trust, the owner of a tract of land known as Denton CAD Property ID 52359, generally located north of Fishtrap Road, east of Brewer Road and west of Bryan Road and being an approximate 17.21 acre tract of land situated in the Wm. Lumpkins Survey, Abstract A0730A, Tract 38, Denton County, Texas, and authorizing the Town Manager to sign the same.
11. Consider, discuss and take action on Resolution No. 2017-173 - authorizing the Town Manager to execute a Chapter 43 Local Government Code Development Agreement between the Town of Providence Village, Texas and Kenneth A. & Nina Jeanette Bradley Revocable Living Trust, the owner of a tract of land known as Denton CAD Property ID 52284, generally located north of Fishtrap Road, east of F.M. 2931 and west of Brewer Road and being an approximate 15.00 acre tract of land situated in the J. Bridges Survey, Abstract A0036A, Tract 82, Denton County, Texas, and authorizing the Town Manager to sign the same.
12. Consider, discuss and take action on Resolution No. 2017-174 - authorizing the Town Manager to execute a Chapter 43 Local Government Code Development Agreement between the Town of Providence Village, Texas and Kenneth A. & Nina Jeanette Bradley Revocable Living Trust, the owner of a tract of land known as Denton CAD Property ID 52713, generally located north of Fishtrap Road, east of F.M. 2931 and west of Brewer Road and being an approximate 1.864 acre tract of land situated in the J. Bridges Survey, Abstract A0036A, Tract 81, Denton County, Texas, and authorizing the Town Manager to sign the same.
13. Consider, discuss and take action on Resolution No. 2017-175 - authorizing the Town Manager to execute a Chapter 43 Local Government Code Development Agreement between the Town of Providence Village, Texas and Linda Mangun, Tammy L. Mangun and Bryce Taylor Mangun, the owners of a tract of land known as Denton CAD Property ID 238886, generally located north of Fishtrap Road, east of F.M. 2931 and west of Brewer Road and being an approximate 7.03 acre tract of land situated in the J. Bridges Survey, Abstract A0036A, Tract 50A, Denton County, Texas, and authorizing the Town Manager to sign the same.
14. Consider, discuss and take action on Resolution No. 2017-176 - authorizing the Town Manager to execute a Chapter 212 Local Government Code Development Agreement between the Town of Providence Village, Texas and Calvin Wayne Sanders and Amberlyn D. Sanders, the owners of a tract of land known as Denton CAD Property ID 310913, generally located north of Fishtrap Road, east of F.M. 2931 and west of Brewer Road and being an approximate 1.00 acre tract of land situated in the J. Bridges Survey, Abstract A0036A, Tract 59A, Denton County, Texas, and authorizing the Town Manager to sign the same.

15. Consider, discuss and take action on Resolution No. 2017-177 - authorizing the Town Manager to execute a Chapter 43 Local Government Code Development Agreement between the Town of Providence Village, Texas and Robert G. Mizell and Carol Lynn Mizell, the owners of a tract of land known as Denton CAD Property ID 52368, generally located north of Fishtrap Road, east of Brewer Road and west of Bryan Road and being an approximate 32.733 acre tract of land situated in the Wm. Lumpkins Survey, Abstract A0730A, Tract 28, Denton County, Texas, and authorizing the Town Manager to sign the same.
16. Consider, discuss and take action on Resolution No. 2017-178 - authorizing the Town Manager to execute a Chapter 43 Local Government Code Development Agreement between the Town of Providence Village, Texas and Michael E. Mizell, the owner of a tract of land known as Denton CAD Property ID 52305, generally located north of Fishtrap Road, east of Brewer Road and west of Bryan Road and being an approximate 32.733 acre tract of land situated in the Wm. Lumpkins Survey, Abstract A0730A, Tract 27, Denton County, Texas, and authorizing the Town Manager to sign the same.
17. Consider, discuss and take action on Resolution No. 2017-179 - authorizing the Town Manager to execute a Chapter 43 Local Government Code Development Agreement between the Town of Providence Village, Texas and Rosemary M. Schoolfield, the owner of a tract of land known as Denton CAD Property ID 52313, generally located north of Fishtrap Road, east of Brewer Road and west of Bryan Road and being an approximate 31.76 acre tract of land situated in the Wm. Lumpkins Survey, Abstract A0730A, Tract 26, Denton County, Texas, and authorizing the Town Manager to sign the same.
18. Consider, discuss and take action on Resolution No. 2017-180 – authorizing the Town Manager to negotiate and execute annexation agreements and ETJ agreements with land owners within Providence Village’s extraterritorial jurisdiction.

Alderman Blue moved to remove the October 24, 2017 and November 7, 2017 minutes from the Consent Agenda; Alderman Miller seconded. Motion carried: 5 in favor, 0 opposed.

Alderman Blue moved to approve the Consent Agenda as modified; Mayor Pro-Tem Newton seconded. Motion carried: 5 in favor, 0 opposed.

## **VII. ACTION ITEMS**

- a. 1st Public Hearing – Proposed annexation of Denton CAD Property ID 52511, generally located south of Liberty Road, west of F.M. 2931 and east of Dr. Sanders Road and being an approximate 17.7 acre tract of land situation in the J. Bridges Survey, Abstract No. 36a, Tract 45, Denton County, Texas; and the proposed annexation of the portions of Liberty Road and F.M. 2931 adjacent to said territory. – Owner: Ruth Carter

Mayor Jordan opened Public Hearing at 8:16 p.m. Town Secretary read aloud opposition statement from Edna Boria and Geraldo Nuniz, who reside at 9213 Benevolent Court, Providence Village, Texas. There were no other requests to address the Town Council. Mayor Jordan closed public hearing at 8:17 p.m.

- b. 1<sup>st</sup> Public Hearing – Proposed annexation of Denton CAD Property ID 52520, generally located south of Liberty Road, west of F.M. 2931 and east of Dr. Sanders Road and being an approximate 21.94 acre tract of land situation in the J. Bridges Survey, Abstract No. 36a, Tracts 46, Denton County, Texas. – Owner: Ruth Carter

Mayor Jordan opened Public Hearing at 8:17 p.m. Town Secretary reiterated opposition statement from Edna Boria and Geraldo Nuniz, who reside at 9213 Benevolent Court, Providence Village, Texas. There were no other requests to address the Town Council. Mayor Jordan closed public hearing at 8:18 p.m.

- c. 1<sup>st</sup> Public Hearing – Proposed annexation of Denton CAD Property ID 249409, generally located south of Liberty Road, west of F.M. 2931 and east of Dr. Sanders Road and being an approximate 7.526 acre tract of land situation in the J. Bridges Survey, Abstract No. A0036A, Tracts 46A, Denton County, Texas; and the proposed annexation of the portion of F.M. 2931 adjacent to said territory. – Owner: Donna Sims

Mayor Jordan opened Public Hearing at 8:18 p.m. Town Secretary reiterated opposition statement from Edna Boria and Geraldo Nuniz, who reside at 9213 Benevolent Court, Providence Village, Texas. There were no other requests to address the Town Council. Mayor Jordan closed public hearing at 8:18 p.m.

- d. 2<sup>nd</sup> Public Hearing – Proposed annexation of Denton CAD Property ID 52511, generally located south of Liberty Road, west of F.M. 2931 and east of Dr. Sanders Road and being an approximate 17.7 acre tract of land situation in the J. Bridges Survey, Abstract No. 36a, Tract 45, Denton County, Texas; and the proposed annexation of the portions of Liberty Road and F.M. 2931 adjacent to said territory. – Owner: Ruth Carter

Mayor Jordan opened Public Hearing at 8:18 p.m. Town Secretary reiterated opposition statement from Edna Boria and Geraldo Nuniz, who reside at 9213 Benevolent Court, Providence Village, Texas. There were no other requests to address the Town Council. Mayor Jordan closed public hearing at 8:19 p.m.

- e. 2<sup>nd</sup> Public Hearing – Proposed annexation of Denton CAD Property ID 52520, generally located south of Liberty Road, west of F.M. 2931 and east of Dr. Sanders Road and being an approximate 21.94 acre tract of land situation in the J. Bridges Survey, Abstract No. 36a, Tracts 46, Denton County, Texas. – Owner: Ruth Carter

Mayor Jordan opened Public Hearing at 8:20 p.m. Town Secretary reiterated opposition statement from Edna Boria and Geraldo Nuniz, who reside at 9213 Benevolent Court, Providence Village, Texas. There were no other requests to address the Town Council. Mayor Jordan closed public hearing at 8:20 p.m.

- f. 2<sup>nd</sup> Public Hearing – Proposed annexation of Denton CAD Property ID 249409, generally located south of Liberty Road, west of F.M. 2931 and east of Dr. Sanders Road and being an approximate 7.526 acre tract of land situation in the J. Bridges Survey, Abstract No. A0036A, Tracts 46A, Denton County, Texas; and the proposed annexation of the portion of F.M. 2931 adjacent to said territory. – Owner: Donna Sims

Mayor Jordan opened Public Hearing at 8:20 p.m. Town Secretary reiterated opposition statement from Edna Boria and Geraldo Nuniz, who reside at 9213 Benevolent Court, Providence Village, Texas. There were no other requests to address the Town Council. Mayor Jordan closed public hearing at 8:21 p.m.

- g. Consider, discuss and act upon Special Event Permit No. SEP17-02455-01 from Providence HOA for Light Up Season Event to be held on December 9, 2017 beginning at 6:00 p.m.

Brian Roberson stated that this permit was for the annual Providence HOA Christmas event. The HOA has budgeted for the cost of law enforcement but if the Town wanted to donate the cost of law enforcement, they would not object. Alderman Inman asked if we were paying for law enforcement. Town Attorney stated that there were laws about that and we cannot pay for law enforcement. There was extensive discussion regarding road closure and law enforcement coverage.

Mayor Pro-Tem Newton moved to approve Special Event Permit No. SEP17-02455-01; Alderman Miller seconded. Motion carried: 5 in favor, 0 opposed.

- h. Consider, discuss and act upon annexation strategy and S.B. 6.
- i. Identify agenda items to be discussed at future meeting.

Nothing to discuss.

Mayor Pro-Tem Newton moved to close Town Council Regular Session and convene into Executive Session; Alderman Miller seconded. Motion carried: 5 in favor, 0 opposed. Mayor Jordan closed Town Council Regular Session and convened into Executive Session at 8:31 p.m.

## **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.

- a. Annexation strategy and S.B. 6.

Mayor Jordan closed Executive Session and reconvened into Regular Session Town Council meeting at 9:23 p.m.

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

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

**X. ADJOURNMENT**

Alderman Blue moved to adjourn; Alderman Inman seconded. Motion carried: 5 in favor, 0 opposed.

Meeting was adjourned at 9:23 p.m.



Michael Jordan, Mayor

12/19/2017

Date Minutes Approved



Connie S. Hansen, TRMC  
Town Secretary

12/19/17

Date Minutes Approved

