

NOTICE OF
TOWN COUNCIL WORKSESSION, PUBLIC HEARING & REGULAR MEETING
TOWN OF PROVIDENCE VILLAGE, TEXAS
PROVIDENCE VILLAGE TOWN HALL
1755 MAIN ST., PROVIDENCE VILLAGE, TEXAS

TUESDAY, SEPTEMBER 17, 2019

7:30 P.M. Regular Session

MINUTE

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 Mayor Pro-Tem Eric Newton, Alderman Kelly Nelson, Alderman Linda Inman, and Alderman Jesse Rodriguez, being a quorum.

II. INVOCATION

Robert McMillan of Providence Church led invocation.

III. PLEDGE OF ALLEGIANCE

- a. United States Flag
- b. Texas Flag

IV. OPEN FORUM:

Greg Fachner, a resident who resides at 9140 Blackstone Dr., Providence Village, reported that the funds collected from the 2019 Smoke Off exceeded previous years and the total of \$5,184.85 was begin donated to Lovepacs. Karen Matteson graciously accepted the donation.

Don Fisher, a resident who resides at 10200 Nantucket, Providence Village, reported that on Saturday, September 21st, the Hope Foundation would be holding a pancake breakfast and all donation will be accepted and given to the family of a previous resident of Providence Village who was involved in bad traffic accident. The pancake breakfast starts at 9:00 a.m. and ends at 11:00 a.m. on Saturday at the Community Center.

John Okonski, a resident who resides at 2225 Rodgers Lane, Providence Village, asked who is responsible for the weeds being mowed on Dr. Sanders and stated that they were taller than his vehicle. He also complained that where Prospect Dr. enters Dr. Sanders, the trees to the right and left should be trimmed, they are blocking the view. He further complained of green fencing and lack of reporting in Post Signal's police blotter section. He stated that information was needed from Aubrey and Providence Village and he

believes that we should have something reported so that we know how hard our police are working.

There were no further requests to address the Town Council.

V. WORKSESSION/COMMITTEE REPORTS/STAFF REPORTS:

a. Committee Reports

No committee reports.

b. Staff Reports

Brian Roberson reported that the Landing is at 42 permits this week and Med Spa has poured concrete, indicating progress. Brian Roberson provided Council the opportunity to review staff reports and point out the police report indicates 447 total calls for service. Highest for the year, so volume is up.

Alderman Inman asked why we billed less water than we purchased and Cameron Robinson replied that it was due to the one million gallons held in the elevated storage tank.

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 – September 3, 2019 Town Council Regular Session Minutes

b. Approve Administrative Actions

(1) Discuss, consider and act upon Resolution No. 2019-222 designating official newspaper for fiscal year 2019-2020.

(2) Discuss, consider and act upon Resolution No. 2019-223 appointing Municipal Court Judge to an additional two-year term effective October 1, 2019.

(3) Discuss, consider and act upon Resolution Authorizing Participation in the TexPool Investment Pools and Designating Authorized Representatives.

Alderman Inman noted that the Post Signal has been the Town's official newspaper since its inception and she has been impressed with the truthfulness and fact finding efforts of the staff.

Alderman Nelson moved to approve Consent Agenda; Alderman Inman seconded. Motion carried: 5 in favor, 0 opposed.

VII. ACTION ITEMS

- a. Proclamation declaring September 2019 Live UNITED month and join United Way of Denton County board, donors, volunteers and partners in calling on all residents of Providence Village to LIVE UNITED.

Christian Jones from United Way of Denton County wanted to thank for having them here and proclaiming and are happy to work with our community. Brian Roberson read the proclamation.

- e. Consider, discuss and act upon appointment of nominee for Alderman Place 5 council position.

Mayor Jordan stated he wanted to move to action item (e) and avoid keeping people in suspense. Mayor Pro-Tem Newton, Alderman Nelson and Alderman Inman disagreed with the movement of action item (e) stating that it was not appropriate to appoint a new Council member and expect them to vote on a budget and tax rate they have not had appropriate time to review like the remainder of the Council has had during the last 6 weeks.

Mayor Pro-Tem Newton moved to not move to item (e); Alderman Inman seconded. There were further discussion regarding belief that the Council should not expect someone to vote on something they have not had time to review, especially since it was a roll call vote.

Town Counsel noted that if there is a motion and second, there must be a vote. Mayor Pro-Tem Newton withdrew his motion and Mayor Jordan agreed to move back to item (b).

- b. Consider, discuss and act upon approval of Ordinance No. 2019-215 adopting the 2019-2020 Fiscal Year Operating Budget for the Town of Providence Village.

Brian Roberson stated that he did not have anything specific to add unless anyone had any questions. There were no questions and no one wished to address the Council regarding the action item.

Alderman Nelson moved to approve Ordinance No. 2019-215 adopting the 2019-2020 Fiscal Year Operating Budget; Alderman Inman seconded.

Alderman Inman thanked Brian Roberson and the staff for the work performed in developing the budget and getting the tax rate lower.

Roll Call Vote:

Alderman Kelly Nelson – Aye
Alderman Linda Inman – Aye
Mayor Pro-Tem Newton – Aye
Mayor Michael Jordan – Aye

Alderman Jesse Rodriguez – Aye
Motion carried: 5 in favor, 0 opposed.

- c. Consider, discuss and act on ratifying the property tax increase reflected in the adopted 2019-2020 Fiscal Year Operating Budget for the Town of Providence Village.

Alderman Inman asked if we could talk about decreasing the rate, but actually increasing the revenue because of additional homes and other tax revenue, such as sales. Brian Roberson stated that the assessed values is not something that we control. Overall taxes we are collecting will be more, if the value of the property went up, it will be higher.

Mayor Pro-Tem Newton stated our tax rate is going down, but the amount coming in is going up because the values are increasing.

Mayor Pro-Tem Newton moved to approve that the property tax rate be increased by the adoption of a tax rate of .787427, which is effectively a 4.266518 percent increase in the tax rate; Alderman Inman seconded. Motion carried: 5 in favor, 0 opposed.

- d. Consider, discuss and act upon approval of Ordinance 2019-218 adopting the 2019 Tax Year Property Tax Rate for the Town of Providence Village. (Roll call vote with statutorily mandated motion language).

Alderman Inman moved to approve Ordinance 2019-218 adopting the 2019 Tax Year Property Tax Rate; Mayor Pro-Tem Newton seconded. Alderman Inman amended her motion and moved to approve that the property tax rate be increased by the adoption of a tax rate of .787427, which is effectively a 4.266518 percent increase in the tax rate; Mayor Pro-Tem Newton seconded.

Roll Call Vote:

Alderman Kelly Nelson – Aye
Alderman Linda Inman – Aye
Mayor Pro-Tem Newton – Aye
Mayor Michael Jordan – Aye
Alderman Jesse Rodriguez – Aye

Motion carried: 5 in favor, 0 opposed.

- e. Consider, discuss and act upon appointment of nominee for Alderman Place 5 council position.

Mayor Pro-Tem Newton stated that while he does not particularly like the appointment process, that following the interviews it came down to two candidates. Mayor Pro-Tem Newton further commented on recent correspondence deposited in his mailbox and the effect it has had on his decisions to serve the community. He noted that video cameras have provided valuable information.

Mayor Pro-Tem Newton nominated Klayton Rutherford for Alderman Place 5; Alderman Nelson seconded.

Alderman Newton stated that Klayton Rutherford is a current active participant in BOA and he's been coming to meeting and is familiar with council procedures and he is motivated to serve the community and deal with the criticism.

Alderman Inman stated that we had a very good pool of candidates and she did not think any one of them would be a bad choice.

Alderman Nelson stated that she hoped that this does not sway people from running in January.

Mayor Pro-Tem Newton stated that this was not a council endorsement of a person, its just required by our charter.

Alderman Rodriguez thanked everyone for coming forward and showing their interest in serving.

Mayor Jordan thanked the Council Members for conducting the interviews as he did not participate. Motion carried: 5 in favor, 0 opposed.

- f. Oath of Office of nominee for Alderman Place 5 on the Town Council.

Klayton Rutherford was sworn in by Town Secretary. Klayton Rutherford explained the story that his grandfather was always involved in government, died a year ago and wrote books about the city of Roxton in Lamar County, Texas. So while being sworn in, Klayton held the book written by his grandfather during his swearing in.

- g. Consider, discuss and act upon appointment of alternate members to the Board of Adjustment.

Alderman Inman moved to table this item; Mayor Pro-Tem Newton seconded. Motion carried: 6 in favor, 0 opposed.

- h. Consider, discuss and act upon appointment of alternate members of the Planning & Zoning Commission.

No action taken.

- i. Consider, discuss and act upon authorizing Town Manager to initiate the bid process for installation of water and sewer lines to properties along F.M. 2931, south of Fishtrap Rd.

Brian Roberson explained that this project has been active for several years, primarily waiting on an easement. He explained where the water and sewer lines will be ran to and connected and noted that there are two projects.

Mayor Pro-Tem Newton moved to authorized Town Manager to initiate the bid process for installation of water and sewer lines to properties along F.M. 2931; Alderman Nelson seconded. Motion carried: 6 in favor, 0 opposed.

- j. Consider, discuss and act upon renewal of Municipal Solid Waste Collection and Transportation Agreement with Republic or authorize Town Manager to provide written notice to Republic and initiate the bid process for solid waste collection services for the Town.

Brian Roberson explained that the five year renewal for the current waste management contract with Republic will expire on December 31, 2019 and will automatically renew for another 5 year period if we do not provide written notice of our desire to terminate the contract. Mr. Roberson also reported that we have received a proposal from Republic, so we have the option to accept the offer and renew the contract for an additional 5 year period or provide written notice to Republic and decide to bid it out.

Mayor Pro-Tem Newton moved to closed Town Council Regular Session and convene into Executive Session; Alderman Inman seconded. Motion carried: 6 in favor, 0 opposed. Mayor Jordan closed Town Council Regular Session and convened into Executive Session at 8:22 p.m.

- k. Identify agenda items to be discussed at future meeting.
 - 1. Appointments to BOA and P&Z
 - 2. Appoinment of EDC member
 - 3. Hotel occupancy tax ordinance

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 a settlement offer; 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 regarding any item listed on the agenda.

- (a) Renewal of Municipal Solid Waste Collection and Transportation Agreement with Republic or authorize Town Manager to provide written notice to Republic and initiate the bid process for solid waste collection services for the Town.

Mayor Jordan closed Executive Session and reconvened into Town Council Regular Session at 8:58 p.m.

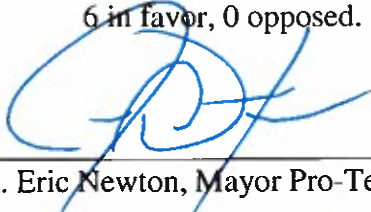
IX. RECONVENE INTO OPEN SESSION

- j. Consider, discuss and act upon renewal of Municipal Solid Waste Collection and Transportation Agreement with Republic or authorize Town Manager to provide written notice to Republic and initiate the bid process for solid waste collection services for the Town.

Mayor Pro-Tem Newton moved to proceed with renewal of Republic contract with bi-weekly recycling; Alderman Rutherford seconded. Motion carried: 6 in favor, 0 opposed.

X. ADJOURNMENT

Mayor Pro-Tem Newton moved to adjourn; Alderman Nelson seconded. Motion carried: 6 in favor, 0 opposed. Mayor Jordan adjourned the meeting at 9:01 p.m.



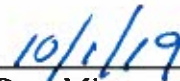
J. Eric Newton, Mayor Pro-Tem



Date Minutes Approved



Connie S. Hansen, TRMC
Town Secretary



Date Minutes Approved

