

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, OCTOBER 16, 2018
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 7:30 p.m. Town Council members present were Mayor Pro-Tem Eric Newton, Alderman Linda Inman and Alderman Chris Blue, being a quorum. Alderman James Connor was absent, and Alderman Steve Miller was on excused absence due to military duty.

II. INVOCATION

Alex Williams with Crossway United Methodist Church led invocation.

III. PLEDGE OF ALLEGIANCE

- a. United States Flag
- b. Texas Flag

IV. OPEN FORUM:

There were no requests to address the Town Council in Open Forum.

V. WORKSESSION/COMMITTEE REPORTS/STAFF REPORTS:

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

Brian Roberson stated that there were no committee reports. Mike Carroll gave a summary of the Permits and Code Enforcement reports. Connie Hansen provided a summary of the Municipal Court report.

Brian Roberson gave a summary of the Law Enforcement report and CID report. He stated that Lt. Bruce handles crimes against persons and Cpt. Townsend handles crimes against property. Mr. Roberson also provided a summary of the fire department report.

Cameron Robinson provided a summary of the Inframark water services report. Mr. Robinson stated that they have replaced all of the missing meter lids mentioned in the last Town Council meeting. Accountability is at 118%.

Doug Sims with Waste Management made himself available for any questions relating to the Waste Management quarterly report. Mr. Sims did acknowledge that Waste Management had some problems yesterday with trash collection services due to the weather, specifically they were running behind because of the rain.

Brian Roberson reported that Aldi's held their grand opening on October 11th and the soft opening was on October 10th. He further reported that Aldi representatives stated they were very appreciative of the Town's support. Alderman Inman did inquire about the sales statistics for the first day, but there was no definitive answer.

Brian Roberson also reported on the sales tax election for a Type B EDC. He stated that early voting would begin October 22nd and further reported that informative Town Hall meetings will be held on October 23rd and October 30th for the public to inquire about the sales tax proposition.

Brian Roberson also reported that the Medical Spa has resubmitted their plans, but we are still awaiting an application which is expected within the week. The location for this project is 2 lots east of the car wash. Mr. Roberson also reported that National Night Out is scheduled for October 20th and the Town will have a booth at the 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 – September 18, 2018 Town Council Regular Session Minutes, September 25, 2018 Town Council Special Session Minutes, October 2, 2018 Town Council Regular Session Minutes

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

VII. ACTION ITEMS

- a. Receive recommendation from Planning & Zoning Commission, consider, discuss and act upon approval of preliminary plat of the Landing at Providence, Phase 2.

Brian Roberson reported that the Planning and Zoning Commission recommended approval of the preliminary plat of the Landing @ Providence Village, Phase 2. Mr. Roberson further gave a summary of the 5.534 acre tract of land and the realignment of Dr. Sanders Rd. Mayor Jordan asked if there were any questions and Brian Roberson noted that the cell tower was grandfathered. Alderman Blue moved to approve the preliminary plat of the Landing @ Providence Village, Phase 2' Alderman Inman seconded. Motion carried: 4 in favor, 0 opposed.

- b. Receive recommendation from Planning & Zoning Commission, consider, discuss and act upon approval of amended final plat of Liberty Village at Providence.

Brian Roberson reported that Planning and Zoning Commission did recommend approval of the amended final plat of Liberty Village at Providence. He stated that the changes being requested on the amended plat are related to Jefferson Dr. and the alley behind Bowie Court. He further explained that TxDOT variance process was time consuming and Jabez Development decided to move Jefferson Dr. to accommodate TxDOT. It was also noted that there was a modification to the alley where a retaining wall was being built. Alderman Inman moved to accept Planning and Zoning Commission's recommendation and approve the amended final plat of Liberty Village at Providence; Alderman Blue seconded. Motion carried: 4 in favor, 0 opposed.

- c. 2nd Public Hearing – Proposed annexation of that certain tract of land situated in the James Bridges, Jr. Survey, Abstract No. 36, in Denton County, Texas, and being part of those certain tracts of land described in a deed to Jabez Development, LP, recorded in Instrument No. 2017-108227, of the Real Property Records of Denton County, Texas, and being more particularly described in Exhibit "A" and depicted in Exhibits "B" to Resolution No. 2018-204 of the Town of Providence Village, Texas. – Owner: Jabez Development, LP

Brian Roberson reported that this the second public hearing on the annexation of the 5.534 acre tract of land. Mayor Jordan closed Town Council Regular Session and opened Public Hearing at 7:57 p.m. There were no requests to speak before the Town Council and Mayor Jordan closed the Public Hearing and reconvened into Town Council Regular Session at 7:57 p.m.

- d. Consider, discuss and act upon approval of Ordinance No. 2018-200 – Annexing the hereinafter described territory known as a 5.534 acre, more or less, tract of land situated in the James Bridges, Jr. Survey, Abstract No. 36, in Denton County, Texas, and being part of those certain tracts of land described in a deed to Jabez Development, LP, recorded in Instrument No. 2017-108227, of the Real Property Records of Denton County, Texas.

Mayor Pro-Tem Newton moved to approve Ordinance No. 2018-200 annexing the 5.534 acre tract of land situation in the James Bridges, Jr. Survey, Abstract No. 36, in Denton County, Texas; Alderman Inman seconded. Motion carried: 4 in favor, 0 opposed.

- e. Receive and consider recommendation from Planning and Zoning Commission regarding changing the zoning classification from Agricultural District (A) to Single Family Residential District (R) of a 5.534 acre, more or less, tract of land situated in the J. Bridges Survey, Abstract Number 36, in Denton County, Texas, and being part of those certain tracts of land described in a deed to Jabez Development, LP, recorded in Instrument No. 2017-108227, of the Real Property Records of Denton County, Texas.

Brian Roberson reported that the Planning and Zoning Commission recommended approval of the zoning classification change from Agricultural to Single Family Residential.

- f. Conduct Public Hearing to receive input, discuss and take action regarding an ordinance changing the zoning classification from Agricultural District (A) to Single Family Residential District (R) of the 5.534 acre, more or less, tract of land situated in the J. Bridges Survey, Abstract Number 36, in Denton County, Texas, and being part of those certain tracts of land described in a deed to Jabez Development, LP, recorded in Instrument No. 2017-108227, of the Real Property Records of Denton County, Texas.

Mayor Jordan closed Town Council Regular Session and convened into Public Hearing at 8:00 p.m. There were no requests to address the Town Council. Mayor Jordan closed Public Hearing and reconvened into Town Council Regular Session at 8:01 p.m.

Mayor Pro-Tem Newton moved to approve Ordinance No. 2018-201 authorizing the zoning change from Agricultural to Single Family Residential for the 5.534 acre tract of land situated in the J. Bridges Survey, Abstract No. 36, in Denton County, Texas; Alderman Inman seconded. Motion carried: 4 in favor, 0 opposed.

- g. 1st Public Hearing – Proposed annexation of that certain tract of land identified as Denton CAD Property ID Number 52301, situated in the Wm. Lumpkins Survey, Abstract No. A0730A, Tract 20, containing 108.047 acres, more or less, in Denton County, Texas, and being more particularly described in Exhibit “A” and depicted in Exhibit “B” to Resolution No. 2018-204 of the Town of Providence Village, Texas. – Owner: RPM xConstruction, LLC

Brian Roberson reported that this is the very northeast corner of the corporate limits for the Town and stated that this property would be combined with property to the north that is already in the Town’s corporate limits for a planned development.

Mayor Jordan closed Town Council Regular Session and convened into Public Hearing at 8:04 p.m. There were no requests to address the Town Council and Mayor Jordan closed the Public Hearing and reconvened into Town Council Regular Session at 8:05 p.m.

- h. Consider, discuss and act upon written agreement for municipal services between RPM xConstruction, LLC and the Town of Providence Village and authorizing the Town Manager to execute said agreement on behalf of the Town.

Brian Roberson explained the need for the municipal services agreement as it relates to the annexation of property. Alderman Blue moved to approve the municipal services agreement and authorize Town Manager to execute same; Alderman Inman seconded. Motion carried: 4 in favor, 0 opposed.

- i. Receive recommendation from Planning and Zoning Commission, conduct public hearing and consider, discuss and act upon approval of an ordinance amending Ordinance No. 2014-060, as amended by Ordinance No. 2014-060-01, as amended by Ordinance No. 2014-060-02, as amended by Ordinance No. 2014-060-03, as amended by Ordinance No. 2014-060-04, as amended by Ordinance No. 2014-060-05, as amended by Ordinance No. 2014-060-06 of the Town of Providence Village, Texas, amending the ordinance by making certain deletions and additions thereby amending minimum lot sizes and minimum indoor livable floor area as defined in Section 7

entitled "R-Single Family Residential District"; the deletion and replacement in its entirety of Section 17.5 entitled "Façade Plan & Design Requirements"; and the deletion and replacement of residential setbacks as defined in Appendix 2.

Brian Roberson reported that the Planning and Zoning Commission recommended approval of Ordinance 2014-060-07 amending the zoning ordinances. Mr. Roberson explained that changes were needed to replace the "town council" with the "Board of Adjustments" for hearing of appeals. He also reported that changes were recommended regarding facades and setbacks.

Mayor Jordan closed Town Council Regular Session and convened into Public Hearing at 8:14 p.m. There were no requests to address the Town Council. Mayor Jordan closed the Public Hearing and reconvened into Town Council Regular Session at 8:14 p.m.

Mayor Pro-Tem Newton moved to approve Ordinance No. 2014-060-07; Alderman Blue seconded. Motion carried: 4 in favor, 0 opposed.

- j. Discuss legal and administrative status involving condemnation proceedings and appraisal for a public utility easement on DCAD Property ID's 699640, 38118 and 147912.

To be discussed in Executive Session.

- k. Consider, discuss and act upon Consent to Assignment of Municipal Solid Waste Collection and Transportation Agreement by Waste Management of Texas, Inc. to Allied Waste Systems, Inc.

Doug Sims made a presentation to the Town Council regarding the reassignment and the necessity for same due to the limited number of years left of their current landfill in Lewisville. He stated they only have about 3 years left, however Allied Waste (a/k/a Republic) has many years left on their landfill. Jeri Harwell with Republic introduced herself and stated that she is the Municipal Manager assigned to the area. She stated that Republic will be honoring the current waste management contract the Town has with Waste Management and that nothing will change. The proposed closing date for the assignment is December 1st.

There was discussion regarding changes that might occur as to trucks and carts and it was reaffirmed by Doug Sims and Jeri Harwell that Republic will be purchasing the current equipment, such as trucks, etc., that are being used by Waste Management, as well as the staff, therefore there will be no visible change immediately.

Mayor Pro-Tem Newton moved to approve the Consent to Assignment of Municipal Solid Waste Collection and Transportation Agreement by Waste Management of Texas, Inc. and Allied Waste Systems, Inc. and authorized Town Manager to sign same; Alderman Blue seconded. Motion carried: 4 in favor, 0 opposed.

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

Nothing to add.

Mayor Jordan closed Town Council Regular Session and convened into Executive Session at 8:38 p.m.

VIII. EXECUTIVE SESSION

- a. Legal and administrative status involving condemnation proceedings and appraisal for a public utility easement on DCAD Property ID's 699640, 38118 and 147912;
- b. Consider, discuss and act upon Consent to Assignment of Municipal Solid Waste Collection and Transportation Agreement by Waste Management of Texas, Inc. to Allied Waste Systems, Inc.

Mayor Jordan closed Executive Session and reconvened into Town Council Regular Session at 9:00 p.m.

IX. RECONVENE INTO OPEN SESSION

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

X. ADJOURNMENT

Mayor Pro-Tem Newton moved to adjourn; Alderman Blue seconded. Motion carried: 4 in favor, 0 opposed. Mayor Jordan adjourned the meeting at 9:06 p.m.



Michael Jordan, Mayor

11/6/2018

Date Minutes Approved



Connie S. Hansen, TRMC
Town Secretary

11/7/18

Date Minutes Approved

