



**CITY OF THE COLONY
CITY COUNCIL MEETING AGENDA
TUESDAY, SEPTEMBER 15, 2015
6:30 PM**

TO ALL INTERESTED PERSONS:

Notice is hereby given of a **REGULAR SESSION** of the **CITY COUNCIL** of the City of The Colony, Texas to be held at **6:30 PM** on **Tuesday, September 15, 2015** at **CITY HALL, 6800 MAIN STREET, THE COLONY, TEXAS**, at which time the following items will be addressed:

ROUTINE ANNOUNCEMENTS, RECOGNITIONS AND PROCLAMATIONS

1. **ROUTINE ANNOUNCEMENTS, RECOGNITIONS AND PROCLAMATIONS**
 - 1.1. **Call to Order**
 - 1.2. **Invocation**
 - 1.3. **Pledge of Allegiance to the United States Flag**
 - 1.4. **Salute to the Texas Flag**
 - 1.5. **Proclamations: Recognize September 17-23, 2015 as "Constitution Week"; Law Enforcement Appreciation**
 - 1.6. **Recognize The Colony Home Depot Staff for Participation in the August 8th Keep The Colony Beautiful Volunteer Project**
 - 1.7. **Police Chief David Coulon to Receive Recognition Plaque from The Colony Resident Wayne Proctor**
 - 1.8. **Items of Community Interest**

WORK SESSION

2. **WORK SESSION**
 - 2.1. **Discuss possible ordinance regarding cell phone restrictions in construction zones and inform the council of upcoming meeting with Texas of Department of Transportation authorities concerning matters associated with our local roadway construction projects (General Admin, Shallenburger)**
 - 2.2. **Council to provide direction to staff regarding future agenda items.**
 - 2.3. **Discuss possibly revising the definition of "Masonry" in Appendix A, Zoning Ordinance and provide direction to staff (Development Services, Joyce)**

¹ These items are strictly public service announcements. Expressions of thanks, congratulations or condolences; information regarding holiday schedules; honorary recognition of city officials, employees or other citizens; reminders about upcoming events sponsored by the City or other entity that are scheduled to be attended by a city official or city employee. No action will be taken and no direction will be given regarding these items.

2.4 Discuss use of feather signs during construction of F.M. 423 (Schrag)

CITIZEN INPUT

3. **CITIZEN INPUT** - This portion of the meeting is to allow up to five (5) minutes per speaker with a maximum of thirty (30) minutes for items not posted on the current agenda. The council may not discuss these items, but may respond with factual data or policy information, or place the item on a future agenda. Those wishing to speak shall submit a Request Form to the City Secretary.

CONSENT AGENDA

4. **CONSENT AGENDA**

- 4.1. **Consider approving City Council meeting minutes for August 18 and September 1, 2015 (Marks - Personal) (City Secretary, Wilson)**

- 4.2. **Consider approving a budget amendment ordinance in the amount of \$12,600 to remove and reinstall Police Department microwave reflector during the elevated storage tank rehabilitation (Finance, Cranford)**

- 4.3. **Consider approving a resolution repealing 2014-15 Master Fee Schedule and amendments; and replacing same with the new Master Fee Schedule for fiscal year 2015-16 effective October 1, 2015 (Finance, Cranford)**

REGULAR AGENDA ITEMS

5. **REGULAR AGENDA ITEMS**

- 5.1. **Discuss and provide direction to staff on contracting with transit service providers, Special Programs for Aging Needs (SPAN) & the Denton County Transportation Authority (DCTA), to provide demand response transit services to residents of The Colony (General Admin, Perez)**

- 5.2. **Discuss and consider an ordinance approving a Site Plan for Hyatt Place, a limited service hotel, located south of Memorial Drive, East of Top Golf located in the Business Park (BP) zoning district (Development Services, Joyce)**

- 5.3. **Conduct a public hearing, discuss and consider an ordinance approving a Specific Use Permit (SUP) allowing alternate building material for Service King, an automobile body shop, located on Memorial Drive, west of Budget Suites, north of existing the Firestone Tire and Vehicle Service Center located in the Business Park (BP) zoning district. The project address is 5270 Memorial Drive (Development Services, Joyce)**

- 5.4. **Conduct a public hearing, discuss and consider an ordinance approving a zoning change from Neighborhood Services (NS) and Light Commercial (LC) to General Retail (GR) at Overlake Addition, located at northeast corner of Overlake Drive**

and Main Street within Neighborhood Services (NS) and Light Commercial (LC) zoning districts (Development Services, Joyce)

- 5.5. Conduct a public hearing, discuss and consider an ordinance approving a Specific Use Permit (SUP) to allow the sale of alcoholic beverages for off-premises consumption at Overlake Addition, located at northeast corner of Overlake Drive and Main Street within Neighborhood Services (NS) and Light Commercial (LC) zoning districts. (Development Services, Joyce)**
- 5.6. Continue the public hearing from September 1, 2015, discuss and consider an ordinance levying the Public Improvement District Special Assessment on properties located within the City of The Colony Public Improvement District No. 1, approving the service and assessment plan for the district for fiscal year 2015-2016 annual facility public improvements, boardwalk public improvements and related development public improvements; and approving an assessment roll (City Attorney)**
- 5.7. Discuss and consider approving an ordinance adopting the City of The Colony fiscal year budget beginning October 1, 2015 through September 30, 2016; providing for intra and inter department fund transfers; providing for the investment of certain funds; providing that expenditures for said fiscal year to be made in accordance with said budget (General Admin, Miller)**
- 5.8. Discuss and consider approving a resolution ratifying the property tax revenue increase reflected in the City of The Colony budget for fiscal year 2015-16 (Finance, Cranford)**
- 5.9. Discuss and consider approving an ordinance adopting the City of The Colony tax rate of \$.67 per \$100 of valuation for the year 2015-16. Tax rate is comprised of \$.51036 M & O and \$.15964 of General Fund Debt Service (General Admin, Miller)**
- 5.10. Discuss and consider approving an ordinance amending the Code of Ordinances, Chapter 6, Article III entitled "Minimum Housing and Building Standards Code by amending sections 6-72, 6-79, 6-82, 6-86, 6-87, 6-91, 6-93, 6-94 by establishing the authority for the Building and Standards Commission to enforce enumerated health and safety ordinances as authorized by Chapter 54 of Texas Local Government Code, including water conservation measures including water restrictions (Community Image, Perez)**
- 5.11. Discuss and consider making nominations for individuals to serve on the Denton Central Appraisal District Board of Directors for a two-year term beginning January 1, 2016 (Council)**

EXECUTIVE SESSION

6. EXECUTIVE SESSION

6.1. **A. Council shall convene into a closed executive session pursuant to Section 551.074 of the TEXAS GOVERNMENT CODE to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager.**

B. Council shall convene into a closed executive session pursuant to Section 551.071 of the TEXAS GOVERNMENT CODE to seek legal advice from the city attorney regarding pending or contemplated litigation – Brazos Electric substation matter.

C. Council shall convene into a closed executive session pursuant to Section 551.071 of the TEXAS GOVERNMENT CODE to seek legal advice from the city attorney regarding public improvement districts and tax increment financing and issues related to City of The Colony Public Improvement District No. 1, and Tax Increment Reinvestment Zone Number One, City of The Colony, Texas.

D. Council shall convene into a closed executive session pursuant to Section 551.071 of the TEXAS GOVERNMENT CODE to seek legal advice from the city attorney regarding contract with Atlantic Hotels.

E. Council shall convene into a closed executive session pursuant to Section 551.074 of the TEXAS GOVERNMENT CODE to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the Municipal Court Judge.

F. Any action as a result of executive session.

ADJOURNMENT

7. ADJOURNMENT

Pursuant to the Texas Open Meeting Act, Government Code Chapter 551 one or more of the above items may be considered in executive session closed to the public, including but not limited to consultation with attorney pursuant to Texas Government Code Section 551.071 arising out of the attorney's ethical duty to advise the city concerning legal issues arising from an agenda item. Any decision held on such matter will be taken or conducted in open session following the conclusion of the executive session.

Persons with disabilities who plan to attend this meeting who may need auxiliary aids such as interpreters for persons who are deaf or hearing impaired, readers or, large print are requested to contact the City Secretary's Office, at 972-624-3105 at least two (2) working days prior to the meeting so that appropriate arrangements can be made.

CERTIFICATION

I hereby certify that above notice of meeting was posted outside the front door of City Hall by 5:00 p.m. on the 10th day of September, 2015.

Christie Wilson, TRMC
City Secretary