



**CITY OF THE COLONY
CITY COUNCIL MEETING AGENDA
TUESDAY, APRIL 5, 2016
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, April 5, 2016** at **CITY HALL, 6800 MAIN STREET, THE COLONY, TEXAS**, at which time the following items will be addressed:

1.0 ROUTINE ANNOUNCEMENTS, RECOGNITIONS AND PROCLAMATIONS

1. Call to Order
- 1.1. Invocation
- 1.2. Pledge of Allegiance to the United States Flag
- 1.3. Salute to the Texas Flag
- 1.4. Proclamation recognizing Telecommunication Personnel in the public safety community (Police, Coulon)
- 1.5. Council to recognize Charlie Hamer, The Colony High School's first Girls Gold-Medalist Wrestler in the State 5A Championships (General Admin, Perez)
- 1.6. Recognize teams from The Colony Youth Basketball League for their performance at the TAAF State Tournament (PARD, Stansell)
- 1.7. Items of Community Interest

2.0 WORK SESSION

The Work Session is for the purpose of exchanging information regarding public business or policy. No action is taken on Work Session items. Citizen input will not be heard during this portion of the agenda.

- 2.1. Discuss adopting a future ordinance regulating a farmers market within city limits (General Admin, Perez)
- 2.2. Council to provide direction to staff regarding future agenda items (Council)

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.

3.0 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.

4.0 CONSENT AGENDA

The Consent Agenda contains items which are routine in nature and will be acted upon in one motion. Items may be removed from this agenda for separate discussion by a Council member.

- 4.1. Consider approving city council meeting minutes for March 15, 2016 [Mikulec absent – business] (City Secretary, Wilson)
- 4.2. Consider approving city council expenditures for the month of February 2016 (Council)
- 4.3. Consider approving a resolution authorizing the city manager to execute a contract with McCreary, Vesleka, Bragg, & Allen, PC for the collection of past due property taxes (Finance, Cranford)
- 4.4. Consider approving a resolution supporting a Municipal Settings Designation (MSD) in the City of Lewisville (Engineering, Scruggs)
- 4.5. Consider approving a resolution authorizing the city manager to execute an Agreement for Air Space Easement and Restriction of Bridge Height above roadway improvement known as Bridge Lane in The Tribute Subdivision (Development Services, Joyce)

5.0 REGULAR AGENDA ITEMS

- 5.1. Discuss and consider approving a resolution authorizing the city manager to issue a purchase order to Sequel Data Systems in the amount of \$283,326.42 for the purchase of hardware upgrades and professional services (IT, Vasquez)
- 5.2. Discuss and consider approving a budget amendment ordinance for the Police Department for overtime funds in the amount of \$150,000; and for a virtual emergency notification system with Nixle in the amount of \$9,000 (Police, Coulon)
- 5.3. Discuss and consider approving an ordinance amending the Code of Ordinances, Appendix A, “Zoning”, Section 10-2207, to revise the distance requirements between bar, lounge or tavern, or beverage stores (City Council, Wade)
- 5.4. Discuss and consider approving a supplemental funding request from Metro Relief related to the construction of the community garden project (General Admin, Perez)

- 5.5. Discuss and consider making a nomination by resolution for a candidate to serve on the Denco Area 9-1-1 District Board of Managers for a two year term beginning October 1, 2016 (Council)
- 5.6. Discuss and consider approving a resolution nominating one representative and one alternate representative to the 2016 Regional Transportation Council (Council)

6.0 EXECUTIVE SESSION

- 6.1.
 - A. 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 the Development Agreement, Ground Lease Agreement and related agreements with Marine Quest - Hidden Cove, L.P. and Plains Capital Bank concerning Hidden Cove Park.
 - 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 the Development Agreement by and between the City and Billingsley Development Corporation, dated January 20, 1998 and January 22, 2008, as amended.
 - 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 pending or contemplated litigation – Atlantic Colony Venture I, LLC and Atlantic Colony Venture II, LLC v. City of The Colony, Texas, et al., Cause No. 16-02219-442.
 - 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 pending or contemplated litigation – Appeal of Brazos Electric Power Cooperative, Inc. and Denton County Electric Cooperative, Inc. D/B/A CoServ Electric from an Ordinance of The Colony, Texas, and, in the Alternative, Application for a Declaratory Order, SOAH Docket No. 473-16-1119, PUC Docket 45175.
 - 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 City Secretary.
- 6.2.
 - A. Any action as a result of executive session regarding the Development Agreement, Ground Lease Agreement and related agreements with Marine Quest - Hidden Cove, L.P. and Plains Capital Bank concerning Hidden Cove Park.
 - B. Any action as a result of executive session regarding the Development Agreement by and between the City and Billingsley Development Corporation, dated January 20, 1998 and January 22, 2008, as amended.

C. Any action as a result of executive session regarding the pending or contemplated litigation - Atlantic Venture, LLC and Atlantic Colony Venture II, LLC v. City of The Colony, Texas, et al.

D. Any action as a result of executive session regarding the pending or contemplated litigation Appeal of Brazos Electric Power Cooperative, Inc. and Denton County Electric Cooperative, Inc. D/B/A CoServ Electric matter.

E. Any action as a result of executive session regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Secretary.

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 and Section 551.074 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.

ADJOURNMENT

<p>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.</p>
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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 31st day of March, 2016.

Christie Wilson, TRMC, City Secretary