



**CITY OF THE COLONY  
CITY COUNCIL MEETING AGENDA  
TUESDAY, JUNE 7, 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, June 7, 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. City to use seized federal forfeiture funds to pay city's portion for a county law enforcement memorial (Police, Coulon)
- 1.5. Announce The Colony Designation as Playful City USA for 2016 (PARD, Swain)
- 1.6. Items of Community Interest
- 1.6.1. Presentation from the Library Director regarding current and upcoming programs, events, and service improvements (Library, Sveinsson)

***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. Presentation from SPAN on The Colony's ridership for the 2015/16 Budget Year and the 2016/17 Budget Year (General Admin, Perez)
- 2.2. Discuss route and street closure for 5K Run from Hawaiian Falls (Engineering, Scruggs)
- 2.3. Council to provide direction to staff regarding future agenda items (Council)

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<sup>1</sup> 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.

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**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 May 17, 2016 (Interim City Secretary, Stewart)
- 4.2. Consider approving council expenditures for the month of April 2016 (Council)
- 4.3. Consider approving an ordinance amending the Fiscal Year 2015-2016 Budget for the purchase of Police and Detention Officer Tasers (Police, Coulon)
- 4.4. Consider approving an ordinance amending the Fiscal Year 2015-2016 Municipal Budget for the purpose of Metering Wastewater in Austin Ranch (Engineering, Scruggs)

**5.0 REGULAR AGENDA ITEMS**

- 5.1. Discuss and consider approving an ordinance amending Appendix A, Section 10D-700, of the Code of Ordinances, entitled "TEMPORARY USE DEFINITIONS"; by amending the definition of "SPECIAL EVENTS"; and amending Appendix A, Section 10D-2800 of the Code of Ordinances, entitled "SPECIAL EVENTS," by amending Subsection (A), entitled "EXAMPLES", by redefining examples of Special Events (General Admin, Shallenburger)
- 5.2. Discuss and consider an ordinance approving a Site Plan Amendment allowing alternate building material on proposed La Quinta Limited Service Hotel located at 3750 Market Street (Development Services, Joyce)
- 5.3. Discuss and consider an ordinance approving a Site Plan Amendment to reduce the length of perimeter screening wall for the proposed Service King, an automobile body shop, located at 5270 Memorial Drive, west of Budget Suites, north of the existing Firestone Tire and Vehicle Service Center in the Business Park (BP) Zoning District (Development Services, Joyce)
- 5.4. Discuss and consider an ordinance approving a Development Plan to allow Village at The Pointe, a residential town home development on 12.5 acre land located near the southwest corner of Memorial Drive and S. Colony Blvd. approximately 300 feet west of the intersection, within the Planned Development 16 (PD 16) aka the Cascades Planned Development zoning district (Development Services, Joyce)

- 5.5. Discuss and consider approving a resolution authorizing the City Manager to execute an Engineering Contract Amendment No. 3 for additional services on FM 423 Utility Relocations (Engineering, Scruggs)
- 5.6. Discuss and consider cancelling or rescheduling the June 21, 2016 city council meeting and provide direction to staff (Council)

#### **6.0 EXECUTIVE SESSION**

- 6.1.
  - A. Council shall convene into a closed executive session pursuant to Section 551.087 of the Texas Government Code regarding commercial or financial information the city has received from a business prospect(s), and to deliberate the offer of a financial or other incentive to a business prospect(s).
  - 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 – Atlantic Colony Venture I, LLC and Atlantic Colony Venture II, LLC v. City of The Colony, Texas, et al., Cause No. 16-02219-442.
  - 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 – 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.
  - D. 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 commercial or financial information the city has received from a business prospect(s), and to deliberate the offer of a financial or other incentive to a business prospect(s).
  - B. 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.
  - C. 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.
  - D. Any action as a result of executive session regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Secretary.

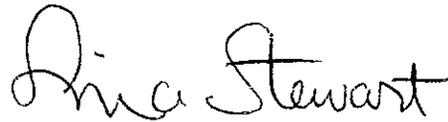
Pursuant to the Texas Open Meeting Act, Government Code Chapter 551 one or more of the above items may be considered in executive session closed to the public, including but not limited to consultation with attorney pursuant to Texas Government Code Section 551.071 and Section 551.074 arising out of 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**

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 2<sup>nd</sup> day of June, 2016.



Tina Stewart, TRMC, Interim City Secretary

