



**CITY OF THE COLONY
CITY COUNCIL MEETING AGENDA
TUESDAY, JULY 19, 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, July 19, 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. 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. Council to provide direction to staff regarding future agenda items (Council)

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 Special Session minutes and City Council Regular Session minutes for July 5, 2016 (Interim City Secretary, Stewart)
- 4.2. Consider approving a budget amendment ordinance amending the Municipal Budget for FY 2015-16 in the amount of \$11,756 for Public Safety cash awards (Finance, Cranford)

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.

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- 4.3. Consider approving a resolution authorizing the City Manager to reject the bids for the Memorial Widening Project (Engineering, Scruggs)
 - 4.4. Consider approving a resolution authorizing the City Manager to approve an amendment to the Option and Lease Agreement with AT&T Wireless for cellular equipment on the Clover Valley Water Tower (Engineering, Scruggs)

5.0 REGULAR AGENDA ITEMS

- 5.1. Conduct a public hearing, discuss and consider an ordinance approving a Specific Use Permit (SUP) to allow a limited service hotel, Woodspring Suites, to be located on a 3.22 acre tract of land along west side of South Colony Blvd., approximately 500' south of Memorial Drive within Planned Development 16 (PD 16) aka the Cascades Planned Development Zoning District (Development Services, Scruggs)
- 5.2. Conduct a public hearing, discuss and consider an ordinance approving a Specific Use Permit (SUP) to allow EIFS exterior construction on a proposed limited service hotel, Woodspring Suites, to be located on a 3.22 acre tract of land along west side of South Colony Blvd., approximately 500' south of Memorial Drive within Planned Development 16 (PD 16) aka the Cascades Planned Development Zoning District (Development Services, Scruggs)
- 5.3. Discuss and consider an ordinance approving a Site Plan amendment to allow Scooters Coffee, a 458 square foot drive-through coffee kiosk on Lot 2R, Colony Corners Addition on a vacant pad next to the existing strip center located at the southeast corner of Main Street and South Colony Blvd. within General Retail (GR) zoning district (Development Services, Scruggs)
- 5.4. Discuss and consider approving a resolution authorizing the City Manager to execute a Public Way Use agreement for Fiber-Based Small Cell Network with Crown Castle NG Central LLC (Engineering, Scruggs)
- 5.5. Discuss and consider approving a resolution authorizing the City Manager to execute the Purchase and Installation of a new traffic light at Bargain Way and Nebraska Furniture Mart Drive from Mel's Electric L.P. in the amount of \$226,132.00 (Assistant City Manager, Maurina)
- 5.6. Discuss the proposed 2016-17 Tax Rate not to exceed \$.6675 per \$100 valuation for the taxable value of all real and personal property located within the City of The Colony to be adopted on September 20, 2016 and schedule public hearings on the proposed tax rate to be held August 16 and September 6, 2016 (Finance, Cranford)

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 pending or contemplated litigation – Police Department Gun Range construction matter.
- 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 pending or contemplated litigation – Police Department Gun Range construction matter.
- 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 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 14th day of July, 2016.



Tina Stewart, TRMC, Interim City Secretary

