

**CITY OF THE COLONY
CITY COUNCIL MEETING AGENDA
FEBRUARY 7, 2012**

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 **7:00 P.M.** on the **7th** day of **FEBURARY 2012** 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:
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Call to Order
Invocation
Pledge of Allegiance to the United States Flag
Salute to the Texas Flag
Proclamations- Library's 30th Anniversary
Citizen Input
Announcement of upcoming civic events and activities ¹- Presentation from the Library Director regarding current and upcoming programs, events, and service improvements; report from Councilmember David Terre on the NTTA dedication ceremony for the Sam Rayburn Tollway.

2.0	CONSENT AGENDA
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- 2.1 Consider approval of minutes of council meetings held January 17, 2012 [Schrag and Marks (WS) absent] (City Secretary)**
- 2.2 Consider approving council expenses for December 2012 (Council)**
- 2.3 Consider approving a resolution ordering the May 12, 2012 city council election for the Mayor, Place 1 and Place 2 (City Secretary)**
- 2.4 Consider approving a resolution authorizing the mayor to execute a Joint Election Agreement and Contract for Election Services with Denton County Elections for the city's May 12, 2012 election (City Secretary)**
- 2.5 Consider approving a resolution authorizing the city manager to issue appropriate purchase orders to F&F Concrete for construction and to Roadmaster Striping for pavement markings and signage for the trail extension on North Colony Boulevard from Curry Drive to the slip road east of Ethridge Drive, including intersection modifications at Keys Drive and Newton Drive, with funding provided by the Community Development Corporation (Engineering)**

¹ These items are strictly public service announcements. No action will be taken and no direction will be given regarding these items.

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- 2.6 Consider approving an ordinance amending the municipal budget for fiscal year 2011-2012 (Finance)**
- 2.7 Consider approving a resolution authorizing the mayor to execute the First Amendment to the Interlocal Cooperation Agreement with Denton County for widening South Colony Boulevard from Memorial to S.H. 121 redirecting unused funds to the Plano Parkway widening project (Engineering)**
- 2.8 Consider approving a resolution authorizing the mayor to execute the First Amendment to the Interlocal Cooperation Agreement with Denton County for widening Paige Road from South Colony Boulevard to North Colony Boulevard redirecting unused funds to the Plano Parkway widening project) (Engineering)**
- 2.9 Consider approving a resolution authorizing the city manager to execute an amendment to the Estoppel Certificate and Landlord's Consent and Certificate for the lenders providing refinancing for Blue Sky Sports Center (PARD)**

3.0	REGULAR AGENDA ITEMS
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- 3.1 Conduct a public hearing, discuss and consider adopting an ordinance approving a site plan for The Colony Corners Shopping Center expansion located at the southeast corner of Main Street and South Colony Boulevard, addressed as 4750 South Colony Boulevard (Development Services, SP11-0008)**
- 3.2 First reading, conduct a public hearing, and discuss an ordinance amending the Code of Ordinances, Appendix A, Sections 21-100 to 21-104, entitled "Board of Adjustment", establishing revised regulations for the Board of Adjustment, and establishing regulations for the amortization of nonconforming uses (Development Services, SI11-0025)**
- 3.3 Discuss and consider approving a resolution authorizing the city manager to execute an advance funding agreement with the Texas Department of Transportation for utility relocation for the widening of Main Street (Engineering)**
- 3.4 Discuss and consider approving a resolution authorizing the city manager to execute an advance funding agreement with the Texas Department of Transportation for construction of miscellaneous enhancements for the widening of Main Street (Engineering)**
- 3.5 Discuss and consider approving a resolution authorizing the city manager to execute an advance funding agreement with the Texas Department of Transportation for city maintenance of the sound wall to be constructed for the widening of Main Street (Engineering)**
- 3.6 Discuss and consider approving a resolution authorizing the city manager to execute an agreement with Oncor Electric Delivery Company for the**

installation of concrete power poles at major intersections on Main Street (Engineering)

- 3.7 Discuss and consider approving a resolution authorizing the mayor to execute a First Amendment to the Interlocal Cooperation Agreement with Denton County to change the scope for Memorial Drive to be widened to six lanes from Main Street to Morning Star (Engineering)**
- 3.8 Discuss and consider approving a resolution authorizing the city manager to execute and send a letter to the North Texas Municipal Water District and the City of Frisco concerning the termination of the 1998 Stewart Creek West Regional Wastewater System Contract (City Attorney)**

4.0	EXECUTIVE SESSION
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- 4.1 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 litigation between John McDonald and the City of The Colony.**
- B. Council shall convene into a closed executive session pursuant to Sections 551.071 and 551.072 of the TEXAS GOVERNMENT CODE to deliberate the purchase, exchange, lease, or value of real property, and to receive legal advice concerning the acquisition of real property adjacent to State Highway 121.**
- C. Council shall convene into a closed executive session pursuant to Section 551.072 of the TEXAS GOVERNMENT CODE to deliberate the purchase, exchange, lease, or value of real property.**
- D. Council shall convene into a closed executive session pursuant to Section 551.087 of the TEXAS GOVERNMENT CODE to deliberate commercial or financial information the city has received from a business prospect, and to deliberate the offer of a financial or other incentive to a business prospect.**
- E. 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 city personnel matters.**
- F. Council shall convene into a closed executive session pursuant to Section 551.074 of the TEXAS GOVERNMENT CODE regarding personnel matters to wit: City Secretary annual evaluation.**
- G. Council shall convene into a closed executive session pursuant to Section 551.071 (2) of the TEXAS GOVERNMENT CODE to seek legal advice from the city attorney regarding acquisition of utility easements for one property located on F.M. 423.**
- H. 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 Marine Quest contract amendment.**

Reconvene to Open Session

- 4.2 A. Any action as a result of executive session regarding litigation between John McDonald and the City of The Colony.**
- B. Any action as a result of executive session as a result of legal advice regarding the purchase, exchange, lease, or value of real property adjacent to State Highway 121.**
- C. Any action as a result of executive session regarding the purchase, exchange, lease, or value of real property.**
- D. Any action as a result of executive session regarding economic development negotiations.**
- E. Any action as a result of executive session regarding city personnel matters.**
- F. Any action as a result of executive session regarding City Secretary annual evaluation.**
- G. Any action as a result of executive session regarding acquisition of utility easement for one property location on F.M. 423.**
- H. Any action as a result of executive session regarding Marine Quest contract amendment.**

“Pursuant to the Texas Open Meetings 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 Lisa Henderson, Deputy City Secretary, 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 2nd day of February, 2012.

Christie Wilson, TRMC, City Secretary