

THE BARTONVILLE TOWN COUNCIL HELD A REGULAR MEETING ON THE 17th DAY OF APRIL 2018, AT BARTONVILLE TOWN HALL, 1941 E. JETER RD, IN THE TOWN OF BARTONVILLE, COUNTY OF DENTON, TEXAS AT 6:30 P.M.

The Town Council met in a regular meeting with the following members present:

Bill Scherer, Mayor
Jeff Traylor, Mayor Pro Tem
Jaclyn Carrington, Councilmember Place 2
Clay Sams, Councilmember Place 3
Jim Murphy, Councilmember Place 4
Josh Phillips, Councilmember Place 5

Also present: Michael Montgomery, Town Administrator; Tammy Dixon, Town Secretary; Bobby Dowell, Chief of Police; Gary Vickery, Town Engineer, and Ed Voss, Town Attorney.

A. CALL REGULAR MEETING TO ORDER

Mayor Scherer called the special meeting to order at 6:30 p.m.

B./C. CLOSED/OPEN SESSION

The Town Council convened into a closed meeting at 6:31 p.m. pursuant to Texas Government Code Chapter 551, Sections 551.071 and 551.072 and reconvened into open session at 7:18 p.m. to discuss matters relating to consultation with Town Attorney as follows:

1. Deliberate the purchase, exchange, lease, or value of real property, to wit: 96 McMakin Road. **No Action Taken.**
2. Consultation with Town Attorney regarding legal issues related to police operations.
No Action Taken
3. Consultation with Town Attorney regarding legal issues concerning noise complaints pertaining to outdoor music located at Marty B's Restaurant, 2644 FM 407.
No Action Taken
4. Consultation with Town Attorney regarding legal issues concerning substandard structure located at 506 Oakwood Drive.

Councilmember Carrington moved to direct staff to address the 506 Oakwood Drive substandard structure and send correspondence to the owner giving the owner 2 weeks' notice that the Town's substandard structure order would be enforced if not fully complied with. Mayor Pro Tem Traylor seconded the motion.

VOTE ON THE MOTION

AYES: Traylor, Carrington, Sams, Murphy, Phillips
NAYS: None
VOTE: 5/0

D. PLEDGE OF ALLEGIANCE

Mayor Scherer led the pledge of allegiance.

SPECIAL ANNOUNCEMENT BY MAYOR

Mayor Scherer thanked everyone that attended the Celebration of Life service for Captain Mark Weber.

Mayor Scherer congratulated Town Administrator Michael Montgomery and his wife Kyle on the birth of their daughter, Logan Leona born on March 30, 2018.

E. PRESENTATIONS

Children's Advocacy Center for Denton County – Matt Haltom

Mr. Haltom with the Children's Advocacy Center for Denton County explained the mission of the Center was to bring justice and healing for abused children through interagency collaboration and community education. He shared the statistics of abused children and stated they have had a 30% increase in cases over the past year. He encouraged citizens to take a tour of the facility in Lewisville and to consider volunteering with this special organization.

F. PUBLIC PARTICIPATION/CITIZEN APPEARANCES

Lori VanAlstine, 555 Seals Road, spoke in reference to the Town's survey regarding the police department and shared an experience she had with the police when her home was broken into. She stated she was in favor of keeping the Bartonville Police Department.

Philip Rogers, 253 Merriman Dr. Highland Village (owns the property located at the corner of Porter Road and Jeter Road), spoke in support of the Bartonville Police Department and shared a recent experience with an incident that occurred at his property when a Bartonville Officer was not on duty and the issues he had with the Denton Co. Sheriff's office.

Mayor Scherer stated some people had perceived the survey as a way to eliminate the department; however, he explained the survey was to get the residents view if the department should be larger or smaller and if the results are for a larger department, property taxes may have to be increased.

Wayne Hoyt, 575 Seals Road, spoke in reference to the survey and asked how the survey was created and stated it should have included more information and data for people to make an educated decision, such as what the alternative would be if there was no police department.

Mayor Scherer stated the current council has made the roads the number one priority; and reiterated the survey was to find out if the community wanted a larger or smaller department and what the costs associated with that would be. He stated the survey was mailed to property owners, notices went out through email, information was posted on the Town's website and signs were erected throughout the community in an effort to get back as much feedback as possible.

Del Knowler, 739 Seals Road, spoke in reference to the survey and stated this council was the most transparent council the Town has had and roads were most important. He stated the survey was to assist the council in planning for the future.

Justin Buck, 175 Porter Road, spoke in reference to the survey and stated studies prove that having a police presence was a deterrent to crime.

G. APPOINTED REPRESENTATIVE/LIAISON REPORTS

1. Argyle Fire District – No report.
2. Planning and Zoning Commission – Mr. Montgomery stated the Commission discussed allowing drive through restaurants in the Village Center District; however, the Commission was not in favor.
3. Community Development Corporation. Jim Langford, Chairman distributed a copy of the traffic count study conducted in March and stated the numbers had not increased too much. He further stated the study was shared with the Town Engineer and Police Department; Mr. Langford also stated staff was applying for an Economic Development Grant through CoServ, which if approved, would provide up to \$15,000 to update the town’s aerial maps and marketing material.
4. Police Chief Report - Department Statistics/Activities for March 2018.

Chief Dowell provided the statistics for March.
5. Town Administrator
Monthly Reports: Financial Statement-March 2018; Animal Services Report; Engineering Report; Spring Cleanup

Mr. Montgomery stated March marks the midway point of the 2017-2018 Fiscal Year and provided a summary of the Town’s financial standing with the General Fund. Mr. Montgomery stated staff was working on alternate dates for the Spring Cleanup Event in the event of inclement weather.

H. CONSENT AGENDA

Councilmember Carrington moved to approve consent items 1 and 2. Councilmember Phillips seconded the motion. The items, as approved by consent, are restated below along with the approved recommendations, for the record.

1. Consider approval of the March 20, 2018, regular meeting minutes.

RECOMMENDATION: Approve the March 20, 2018, regular meeting minutes.

2. Consider approval of an Interlocal Cooperation Agreement between Denton County and the Town of Bartonville for Shared Governance Communications & Dispatch Services

System for Fiscal Year 2018-2019 in the amount of \$5066.00; and authorization for the Town Administrator to execute same on behalf of the Town.

RECOMMENDATION: Approve an Interlocal Cooperation Agreement between Denton County and the Town of Bartonville for Shared Governance Communications & Dispatch Services System for Fiscal Year 2018-2019 in the amount of \$5066.00; and authorization for the Town Administrator to execute same on behalf of the Town.

VOTE ON THE MOTION

AYES: Traylor, Carrington, Sams, Murphy, Phillips

NAYS: None

VOTE: 5/0

I. REGULAR ITEMS

3. Discussion regarding Dove Creek and Rockgate street repairs.

Mr. Vickery stated he received the results from the core samples from Dove Creek and the results indicate that the road was unsuitable for overlay due to soft and wet soil, it must be reconstructed.

A discussion ensued regarding how the samples were taken, depth of samples and possible causes for the wet soil.

Following discussion, staff was directed to bring reconstruction costs back to the next meeting.

4. Discussion on renewing the solid waste franchise agreement with Waste Connections or directing staff to proceed with request for proposals.

Mr. Montgomery stated the term of the solid waste franchise agreement was for a period of five years which commenced on January 1, 2014 and concludes on December 31, 2018. At the expiration of the term, the agreement may be extended for successive periods of five years upon the mutual written agreement of Waste Connections and the Town of Bartonville. He further stated if the Town Council chooses not to renew the agreement then staff will need to be directed to proceed with request for proposals.

Staff was directed to bring a renewal agreement to the next regular meeting for consideration.

5. Discussion regarding mobile food trucks.

Mr. Montgomery stated at the February 20th, 2018, Regular Council meeting, staff was directed to gather and present information regarding food trucks. He explained the Town currently regulates food trucks via Health Permits only.

A discussion ensued regarding food trucks and the consensus of the council was to not change the regulations at this time.

6. Discussion on storage options for Town of Bartonville property.

Mr. Montgomery stated the Town was currently utilizing 96 McMakin to store town property which includes street signs and poles, town signage (zoning, variance signs), barricades, police training equipment, etc.

He stated with the pending sale of 96 McMakin the Town will need to find an alternative for storage. Staff has identified a location behind Town Hall parallel to the covered parking area.

Staff provided the following options for storage:

Construct a 12 x 12 storage building similar to the Town of Copper Canyon. Their unit was constructed by Steve Koehler, includes shelving and utilities.	Approximately \$6,000 <u>Slab \$500</u> Total \$6500
Wolf Valley Buildings (Denton, TX). Staff received quote for 12 x 12 building with roll up door. Includes 4' loft for addition storage. Comes with warranty on building, siding and roof.	\$3918 Slab \$500 <u>Utilities \$500</u> \$4918
Tuff Shed 10 x 12	\$3232 Slab \$500 <u>Utilities \$500</u> \$4232
Shipping Container 8 x 8 x 20	\$2600 Slab \$500 <u>Utilities \$500</u> \$3600

The consensus of the council was to move forward with the bid from Wolf Valley buildings once the property was sold.

7. Discuss and consider approval of a resolution casting the Town of Bartonville’s vote for three candidates to the Cross Timbers Water Supply Corporation Board of Directors.

Mr. Montgomery stated the Town was a member of the Cross Timbers Water Supply Corporation (CTWSC) and received its official notice of the CTWSC annual meeting and ballot for the election of directors which will be held on April 23, 2018 at 7:30 p.m. He explained three director’s terms would expire and two of the three were seeking re-election. He stated the candidate were Patrick McDonald (incumbent), Robert Segmaier (incumbent), Sherry Price, Andre Nicholas, and Karla Hohenberger.

He further stated the Ballot must be received by April 19, 2018 via mail or submitted in person during the annual meeting on April 23, 2018.

Councilmember Carrington moved to approve Resolution No. 2018-06 casting the Town of Bartonville’s vote for Patrick McDonald, Robert Segmaier, and Sherry Price to the Cross

Timbers Water Supply Corporation Board of Directors and authorized the Town Administrator and/or Town Secretary to sign and deliver the ballot on behalf of the Town. Councilmember Phillips seconded the motion

VOTE ON THE MOTION

AYES: Traylor, Carrington, Sams, Murphy, Phillips
NAYS: None
VOTE: 5/0

- 8. Discuss and consider approval of an amendment to the real estate sales agreement between the Town and Tim House regarding the sale of the Town’s property at 96 McMakin Road to extend the inspection period and authorize the Mayor to execute same on behalf of the Town.

Councilmember Carrington moved to approve an amendment to the real estate sales agreement between the Town and Tim House regarding the sale of the Town’s property at 96 McMakin Road to extend the inspection period for 30 days and authorize the Mayor to execute same on behalf of the Town. Mayor Pro Tem Traylor seconded the motion

VOTE ON THE MOTION

AYES: Traylor, Carrington, Sams, Murphy, Phillips
NAYS: None
VOTE: 5/0

- 9. Discussion on nomination of a candidate to represent municipalities on the Denco Area 9-1-1 Board of Managers.

Ms. Dixon stated State Law provides for the Denco Area 9-1-1 District Board of Managers to have "two members appointed jointly by all the participating municipalities located in whole or part of the district. Each year on September 30th, the term of one of the two members appointed by participating municipalities expires and this year it Mr. Jim Carter’s term expires. Mr. Carter has expressed his desire to serve another term.

She explained if the Town Council desired to nominate a candidate to represent the municipalities, a letter of nomination, through council action, must be submitted to the District by June 15, 2018.

She stated on June 16, 2018, the Denco staff would send the slate of nominees to each city/town for consideration which would occur in July or August.

The consensus of the Town Council was not to provide any nominations.

J. FUTURE AGENDA ITEMS/REQUESTS BY COUNCILMEMBERS TO BE ON NEXT AGENDA

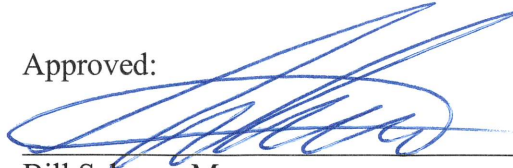
Mayor Scherer stated he would like to begin discussions of a Veterans Memorial Monument.

K. ADJOURNMENT

Mayor Scherer declared the meeting adjourned at 8:25 p.m.

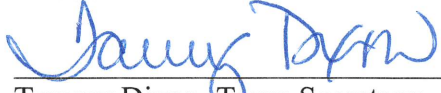
APPROVED this the 15th day of May 2018.

Approved:



Bill Scherer, Mayor

Attest:



Tammy Dixon, Town Secretary

