

THE BARTONVILLE TOWN COUNCIL HELD A REGULAR MEETING ON THE 15th DAY OF MAY 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 (*Mayor Pro Tem prior to closed session*)
Jim Murphy, Councilmember Place 4 (*elected Mayor Pro Tem after closed session*)
Jaclyn Carrington, Councilmember Place 2
Clay Sams, Councilmember Place 3

with the following member absent: Josh Phillips, Councilmember Place 5

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

A. CALL REGULAR MEETING TO ORDER

Mayor Scherer called the regular meeting to order at 7:00 p.m.

B. CERTIFICATES OF ELECTION AND OATHS OF OFFICE

Mayor Scherer presented the Certificates of Election. Ms. Dixon administered the Oath of Office to Mayor Bill Scherer. Mayor Scherer administered the Oaths of Office to Councilmember Jaclyn Carrington, and Councilmember Jim Murphy.

C./D. CLOSED/OPEN SESSION

The Town Council convened into a closed meeting at 7:05 p.m. pursuant to Texas Government Code Chapter 551, Sections 551.071 and 551.074 and reconvened into open session at 7:47 p.m. to discuss matters relating to consultation with Town Attorney and personnel as follows:

1. Deliberate and consider the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officers or employee; to wit: Discuss and consider election of Mayor Pro Tem.

Councilmember Traylor moved to elect Jim Murphy as Mayor Pro Tem. Councilmember Carrington seconded the motion.

VOTE ON THE MOTION

AYES: Traylor, Carrington, Sams, Murphy
NAYS: None
ABSENT: Phillips
VOTE: 4/0/1

2. 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.**
3. Consultation with Town Attorney regarding legal issues concerning Boards and Commissions. **No Action Taken.**

E. PLEDGE OF ALLEGIANCE

Mayor Scherer led the pledge of allegiance.

F. PUBLIC PARTICIPATION/CITIZEN APPEARANCES

Marty Bryan, 2644 FM 407, spoke in reference to the proposed No Parking regulations proposed along IT Neely and requested on street parking allowed along the west side of IT Neely.

Del Knowler, 739 Seals, spoke in reference to the Upper Trinity Regional Water District Greenbelt Plan.

G. APPOINTED REPRESENTATIVE/LIAISON REPORTS

1. Argyle Fire District – Jim Strange provided a summary of the District's last meeting.
2. Planning and Zoning Commission – No report.
3. Community Development Corporation. Jim Langford, Chairman stated the Board received an Economic Development Grant through CoServ in the amount of \$14,900 to update the town's aerial maps and marketing material. Mr. Langford also announced the Golden Egg Café, located in Bartonville Town Center would be opening within the next week, serving breakfast and lunch.
4. Police Chief Report - Department Statistics/Activities for April 2018.

Chief Dowell distributed the departments statistics for April. He stated the department collected 128 pounds of medication on Drug Takeback Day.

Chief Dowell introduced Officer Lauren Trevino who was sworn in on April 30th and stated Officer Michael Lugo was sworn in as a reserve office to handle all arson investigations.

Chief Dowell distributed an illustration of the proposed updated Police Department patch.

5. Town Administrator
Monthly Reports: Financial Statement- April 2018; Animal Services Report; Engineering Report; Spring Cleanup

Mr. Montgomery stated the Town’s Mixed Beverage Sales tax for the previous quarter was \$8,106, an approximate increase of \$7,000. He further stated the cost associated with the Police Department Survey was \$659.00.

H. CONSENT AGENDA

Councilmember Carrington moved to approve consent items 1 and 2. Councilmember Sams 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 April 17, 2018, regular meeting minutes.

RECOMMENDATION: Approve the April 17, 2018, regular meeting minutes.

- 2. Consider approval of a resolution re-appointing the Municipal Court Judge, Alternate Municipal Court Judge, Municipal Clerk, and Deputy Municipal Court Clerk.

RECOMMENDATION: Approve Resolution 2018-07 re-appointing the Municipal Court Judge, Alternate Municipal Court Judge, Municipal Clerk, and Deputy Municipal Court Clerk.

VOTE ON THE MOTION

AYES: Traylor, Carrington, Sams, Murphy
NAYS: None
ABSENT: Phillips
VOTE: 4/0/1

I. REGULAR ITEMS

- 3. Discussion regarding Dove Creek and Rockgate street repairs.

Mr. Montgomery stated at the April 17, 2018, meeting staff was directed to further investigate the core samples from Dove Creek. Upon further investigation, Gary Vickery, Town Engineer recommended a 4-inch reconstruction of Dove Creek.

A discussion ensued regarding the reconstruction of Dove Creek versus overlay and the costs associated with both options. The consensus of the council was to move forward with reconstruction. Staff was directed to bid for reconstruction of Dove Creek.

Mr. Montgomery stated the Town was lacking right-of-way on Rockgate and would be meeting with the property owner to discuss options. He stated and staff would bring this item back to council.

- 4. Discuss and consider approval of Work Order #5 with SPI Asphalt, LLC, for spot repairs and crack sealing throughout the Town; and authorization for the Town Administrator to execute same on behalf of the Town.

Mr. Montgomery stated staff and the Town Engineer identified the following areas that would benefit from immediate crack sealing and spot repairs: Badminton Drive Turnaround, Dove Creek Ditch Grading, and E. Jeter Culvert Replacement.

Councilmember Carrington moved to approve Work Order #5 with SPI Asphalt, LLC, for spot repairs and crack sealing throughout the Town; and authorized the Town Administrator to execute same on behalf of the Town. Councilmember Sams seconded the motion.

VOTE ON THE MOTION

AYES: Traylor, Carrington, Sams, Murphy
NAYS: None
ABSENT: Phillips
VOTE: 4/0/1

- 5. Discuss and consider a request for a Site Plan to develop a 7-Eleven Convenience Store with retail gasoline sales. The property is generally located south of I.T. Neely and west of F.M. 407. *(The Planning and Zoning Commission recommended approval by a vote of 5 to 0 at its May 2, 2018, meeting.)*

Mr. Montgomery stated this item was reviewed by the Development Review Committee and found to be in conformance with all applicable Town regulations. He further stated the Planning and Zoning Commission recommended approval of the site plan by a vote of 5 to 0 under the conditions that the sign on the left (south) elevation was removed to come into conformance with the Town’s sign ordinance and that the remainder of the Town Engineer’s comments be addressed. Additionally, Vice Chairperson McDonald requested an architectural feature for a pitched roof be added although it is not required by the Town’s zoning ordinance. The applicant has advised the feature would not be added.

Mr. Montgomery further stated the property was replatted by a Minor Replat in conformance with the Town’s Subdivision Ordinance.

Robert Feister with GreenbergFarrow, Design Engineer for the project, stated the project complies with the Town’s ordinances and answered questions from the Council.

Councilmember Traylor moved to approve a request for a Site Plan to develop a 7-Eleven Convenience Store with retail gasoline sales with the revised grading and drainage plan. Mayor Pro Tem Murphy seconded the motion.

VOTE ON THE MOTION

AYES: Traylor, Carrington, Sams, Murphy
NAYS: None
ABSENT: Phillips
VOTE: 4/0/1

- 6. Discussion on the Bartonville Police Department Community Survey results.

Jim Langford, 1044 E. Jeter Road, spoke in reference to the survey and stated he was pleased with the results.

Mayor Scherer stated the survey created some good discussions and results of the survey are a testament that the police department and officers are doing a fantastic job.

Mr. Montgomery stated the survey opened on Monday, April 2nd and closed on Friday, May 4th. Postcards with directions on how to complete the survey were mailed on March 28th. Staff verified all addresses with the Denton Central Appraisal District data which shows there are 604 property addresses in Bartonville.

He further stated 318 responses were received. 266 responded online and 52 by paper postcard. Of those 318, 17 of the same addresses had two responses. Each multi-vote address response was given ½ a vote. No address had more than two responses.

Another 30 responses did not provide an address or provided an address outside of the Bartonville Town limits therefore those responses were not counted. The verified total of responses was 271 which gives the survey a response rate of 44.86%.

Using a 95% level of confidence (scientific standard), the survey has a 5% margin of error (positive and negative) based on the population and sample size.

Question #1:

Do you agree or disagree with the following statement: The Town of Bartonville should have a police department?

Response	Verified	Percentage
Agree	232	86.4%
Disagree	36.5	13.6%
TOTAL	268.5	100.0%

Question #2:

If agree, how should the Bartonville Police Department be staffed? The table below outlines how much property taxes would need to be raised (if a positive value) for increased police coverage and also how much savings (if a negative values) for decreased police coverage.

Response	Verified	Percentage
None	25.5	9.66%
Chief + 1 Officer	7.0	2.65%
Chief + 2 Officers	9.0	3.41%
Chief + 3 Officers	109.0	41.29%
Chief +4 Officers	39.5	14.96%
Chief + 5 Officers	45.5	17.23%
Chief + Sergeant + 5 Officers	28.5	10.80%
TOTAL	264.0	100.00%

Question #3:

What should the Town do to ensure Bartonville keeps its rural, country feel?

There were 239 responses. These responses were included in the May 15 agenda packet and are on file with the Town Secretary.

7. Discussion on Bartonville Veterans Memorial Monument.

Mayor Scherer stated he wanted to begin discussions to consider a Veterans Memorial to honor those who gave the greatest sacrifice.

Ms. Dixon provided stated she spoke with several cities and Memorial Monuments, a company that created monuments for many DFW municipalities and organizations. Memorial Monuments provided a few estimates that averaged \$5,000. She further stated two possible locations on Town Hall property were to utilize the existing Flag Pole area or the landscape area in front of Town Hall.

Ms. Dixon explained funding could be provided by the Town, the Economic Development Corporation, and/or the Town could establish a line item for donations, restricting the use of the donated funds for such a project. She further stated a resident architect volunteered to create a professional rendering for the Town at no charge.

A discussion ensued and the consensus of the council was in favor of a memorial.

8. Discuss and consider approval of an ordinance amending the Town of Bartonville Code of Ordinances by amending Chapter 12, “Traffic and Vehicles”, by adding new No Parking regulations.

Mr. Montgomery stated due to safety concerns Argyle Fire Chief Lugo in conjunction with Police Chief Dowell have requested that IT Neely become a No Parking Zone which would prohibit parking on either side for the entire length of the street.

Chief Dowell answered questions by the Council and requested that if the council were to consider allowing parking that it only be on the north side from FM 407 to the first entry into Marty Bs and that no parking be permitted on the south side.

Staff requested the item to be postponed to allow the area considered for parking to be measured.

Mayor Pro Tem Murphy moved to postpone this item to the June regular meeting. Councilmember Carrington seconded the motion.

VOTE ON THE MOTION

AYES: Traylor, Carrington, Sams, Murphy
NAYS: None
ABSENT: Phillips
VOTE: 4/0/1

9. Discuss and consider approval of the Budget Calendar and budget work session meeting dates.

Mr. Montgomery provided a summary of the calendar and meeting dates. Following discussion, it was agreed to remove the June 5th work session.

Mayor Pro Tem Murphy moved approve the budget calendar. Councilmember Carrington seconded the motion.

VOTE ON THE MOTION

AYES: Traylor, Carrington, Sams, Murphy
NAYS: None
ABSENT: Phillips
VOTE: 4/0/1

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

K. ADJOURNMENT

Mayor Scherer declared the meeting adjourned at 9:08 p.m.

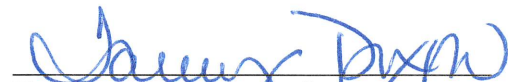
APPROVED this the 19th day of June 2018.

Approved:



Biff Scherer, Mayor

Attest:



Tammy Dixon, Town Secretary