

**THE BARTONVILLE TOWN COUNCIL SPECIAL MEETING HELD ON THE 19<sup>th</sup> DAY OF MAY 2020, VIA VIDEOCONFERENCE AT 6:00 P.M.**

*In accordance with order of the Office of the Governor issued March 31, 2020, and in accordance with subsequent orders issued by the Office of the Governor after that date, the Bartonville Town Council conducted a special meeting by video conference in order to advance the public health goal of limiting face-to-face meetings (also called "social distancing") to slow the spread of the Coronavirus (COVID-19).*

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

Bill Scherer, Mayor  
Jaclyn Carrington, Mayor Pro Tem, Place 2  
Jeff Traylor, Councilmember Place 1  
Clay Sams, Councilmember Place 3  
Bridget Melson, Councilmember Place 4  
Josh Phillips, Councilmember Place 5

constituting a quorum with the following members of the Town Staff participating: Tammy Dixon, Town Secretary; Robert Dowell, Chief of Police; Ed Voss, Town Attorney; and Gary Vickery, Town Engineer.

**A. CALL MEETING ORDER**

Mayor Scherer called the 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 551.074 and reconvened into open session at 6:53 p.m. to discuss matters relating to consultation with Town Attorney and personnel as follows:

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

Councilmember Sams moved to elected Jeff Traylor as Mayor Pro Tem. Mayor Pro Tem Carrington seconded the motion.

**VOTE ON THE MOTION**

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

2. Town Administrator

Councilmember Carrington moved to appoint Sylvia Ordeman as the Town Administrator. Councilmember Sams seconded the motion.

**VOTE ON THE MOTION**

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

- b. Consultation with Town Attorney regarding Ordinance 686-20 declaring a local state of disaster due to a public health emergency.

Mayor Pro Tem Traylor moved to approve Ordinance No. 687-20 extending declaring a local state of disaster due to a public health emergency. Councilmember Carrington seconded the motion. The caption of the ordinance reads as follows:

**ORDINANCED 687-20**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BARTONVILLE, TEXAS, DECLARING A LOCAL STATE OF DISASTER DUE TO A PUBLIC HEALTH EMERGENCY AND INCORPORATING BY REFERENCE THE APPLICABLE REGULATIONS CONTAINED IN GOVERNOR ABBOTT’S EXECUTIVE ORDER(S) AND DENTON COUNTY’S ORDER(S); MAKING FINDINGS RELATED THERETO; REPEALING ORDINANCE NO. 686-20; PROVIDING AN EFFECTIVE DATE; PROVIDING AN EXPIRATION DATE; PROVIDING FOR A PENALTY; AND PROVIDING FOR PUBLICATION.**

**VOTE ON THE MOTION**

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

- c. Consultation with Town Attorney regarding legal issues related to police operations. **No Action Taken.**

Mayor Scherer recessed the meeting at 6:53 p.m. and reconvened the meeting at 7:00 p.m.

**D. PUBLIC PARTICIPATION**

Tyler New, 1001 Hat Creek Road, spoke about his concerns of the color of the CTWSC water tower.

**E. APPOINTED REPRESENTATIVE/LIAISON REPORTS**

- 1. Police Chief Report - Department Statistics/Activities for April 2020

Chief Dowell provided a summary of activities and statistics for April.

## 2. Town Secretary

- Monthly Reports for April: Financial Statement; Engineering Report; Animal Control Report; Building Permit Report
- Elections
- Children’s Advocacy Center of Denton County Letter

Ms. Dixon stated the Mayor and Councilmembers Carrington and Melson took their oaths of offices as required by law.

**F. CONSENT AGENDA**

Councilmember Carrington moved to approve consent items 1-8. Councilmember Melson seconded the motion. The items, as approved by consent, are restated below along with the approved recommendation, for the record.

1. Consider approval of the March 17, 2020, Town Council regular meeting minutes.

**RECOMMENDATION:** Approve the March 17, 2020, Town Council regular meeting minutes.

2. Consider approval of the March 17, 2020, Town Council emergency meeting minutes.

**RECOMMENDATION:** Approve the March 17, 2020, Town Council emergency meeting minutes.

3. Consider approval of the March 24, 2020, Town Council special meeting minutes.

**RECOMMENDATION:** Approve the March 24, 2020, Town Council special meeting minutes.

4. Consider approval of the April 7, 2020, Town Council special meeting minutes.

**RECOMMENDATION:** Approve the April 7, 2020, Town Council special meeting minutes.

5. Consider approval of the April 21, 2020, Town Council special meeting minutes.

**RECOMMENDATION:** Approve the April 21, 2020, Town Council special meeting minutes.

6. Consider approval of the April 29 ,2020, Town Council special meeting minutes.

**RECOMMENDATION:** Approve the April 29 ,2020, Town Council special meeting minutes.

7. 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 2020-05 re-appointing the Municipal Court Judge, Alternate Municipal Court Judge, Municipal Clerk, and Deputy Municipal Court Clerk.

8. Consider approval of an Interlocal Cooperative Purchasing Agreement with Denton County; and authorization for the Town Secretary to execute same on behalf of the Town. Town Secretary to execute same on behalf of the Town.

**RECOMMENDATION:** Approve an Interlocal Cooperative Purchasing Agreement with Denton County; and authorize the Town Secretary to execute same on behalf of the Town.

**VOTE ON THE MOTION**

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

**G. REGULAR ITEMS**

- 9. Discussion on the 2019 Residential Streets Project.

Gary Vickery, Town Engineer, stated the 2019 Streets project was near completion. He advised Dove Creek was finished with some minor items and hoped to have it completed by June. He reported that Hunter Court had also been completed, however with some pavement failures. He stated he provided the contractor with notification to remedy the deficiencies by proposing spot repairs of the failed areas and placement of a minimum 1” Type D asphalt surface course over the entire pavement on Hunter Court.

- 10. Discuss and consider ratification of Change Order No. 5 to the 2019 Residential Street Project with Rock Solid, Inc., in the amount of \$4500.00.

Mr. Vickery explained Change Order No. 5 was needed to add 1,500 SY of hydromulch along a strip of Hunter Court due to the reconstruction to establish grass. This Change Order was discussed between the Mayor and the Town Engineer prior to execution.

Councilmember Carrington moved to ratify Change Order No. 5 to the 2019 Residential Street Project with Rock Solid, Inc., in the amount of \$4500.00. Councilmember Sams seconded the motion.

**VOTE ON THE MOTION**

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

- 11. Discuss and consider approval of Work Order #1 with SPI Asphalt, LLC, for spot repairs and crack sealing throughout the Town; and authorization for the Town Secretary to execute same on behalf of the Town.

Mr. Vickery reviewed the Work Order and explained for each road listed, SPI would seal all the cracks, regardless of size. He stated this was a great improvement from the Town’s previous efforts. He stated this work order was approximately \$12,000 more than the 20 Year Road Plan goal of \$75,000 per year.

Ms. Dixon stated the Street Maintenance Sales Tax Year revenue through April was \$175,000 with approximately \$30,000 in revenue for May.

Mayor Pro Tem Traylor moved Work Order #1, in the amount of \$86,690.00, with SPI Asphalt, LLC, for spot repairs and crack sealing throughout the Town; and authorize the Town Secretary to execute same on behalf of the Town. Councilmember Phillips seconded the motion.

**VOTE ON THE MOTION**

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

- 12. Discuss and consider approval of the exterior color scheme, lettering and graphics of the Cross Timbers Water Supply Corporation’s elevated water tower located at 1250 I.T. Neely Road, Bartonville, TX, in accordance with Section G. of the Conditional Use Permit (Ordinance No. 570-14).

Pat McDonald, President of Cross Timbers Water Supply Corporation (CTWSC), stated CTWSC had no objection with the Town placing the Town’s logo on the tank prior to June 27, 2020.

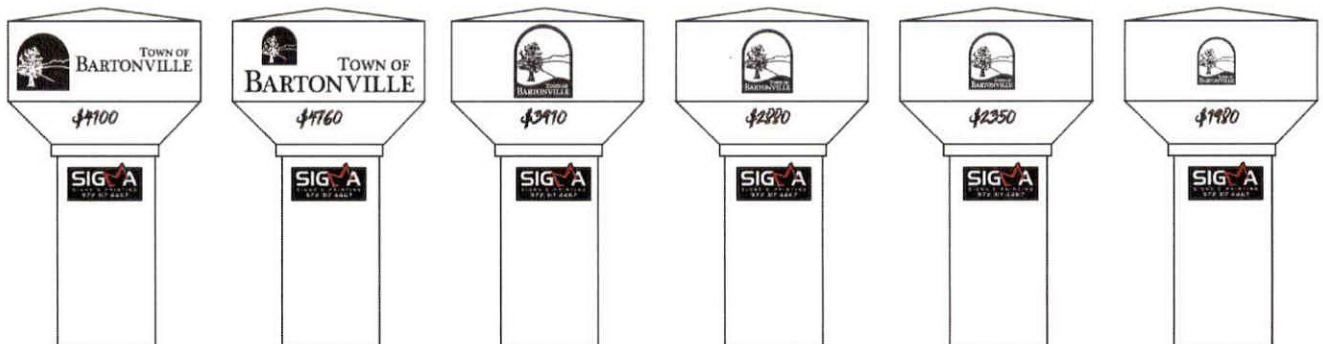
Mayor Scherer stated the Town never approved the color.

Mayor Pro Tem Traylor stated the council could approve the color with the Town’s artwork.

Mr. McDonald disagreed, and he stated he believed the color had been approved.

A long discussion ensued regarding the language approved within the Conditional Use Permit and what the Council believed to be the intent was of the Settlement Agreement with respect to CTWSC adding the Town’s logo to the water tower.

Mayor Scherer stated staff obtained the following mockups and estimates for lettering for the Town Council to consider:



The consensus of the Town Council was the second mockup estimated at \$4,760.

Councilmember Sams moved to approve the color Cool Blue, SW 4053, for the exterior bowl of the elevated water tank; and approve an expense not to exceed \$7,500 for the Town Logo and graphics to be added to the bowl with Mayor Pro Tem Traylor overseeing the logo negotiations. Councilmember Melson seconded the motion.

**VOTE ON THE MOTION**

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

Mr. McDonald stated CTWSC would pay \$1,000 towards the cost of the logo graphics.

- 13. Discuss and consider approval of a resolution nominating Jim Carter to a slate of nominees for the Board of Managers of the Denco Area 9-1-1 District.

Councilmember Sams moved to approve Resolution 2020-06 nominating Jim Carter to a slate of nominees for the Board of Managers of the Denco Area 9-1-1 District. Councilmember Carrington seconded the motion.

**VOTE ON THE MOTION**

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

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

The Town Council welcomed Ms. Ordeman and she stated she was looking forward to beginning on June 1<sup>st</sup>.

Councilmember Phillips thanked Town Secretary Dixon for the extra work she provided during the past couple of months covering both roles as Town Secretary and Town Administrator. The entire council concurred.

**I. ADJOURNMENT**

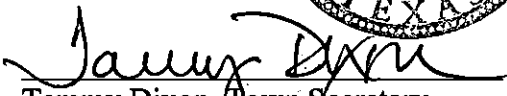
Mayor Scherer declared the meeting adjourned at 7:59 p.m.

**APPROVED this the 16<sup>th</sup> day of June 2020.**



Approved:   
\_\_\_\_\_  
Bill Scherer, Mayor

Attest:

  
\_\_\_\_\_  
Tammy Dixon, Town Secretary