

**THE BARTONVILLE TOWN COUNCIL REGULAR MEETING HELD ON THE 15<sup>th</sup> DAY OF FEBRUARY 2022, AT 2200 E. JETER ROAD (Lantana Community Church), BARTONVILLE, TEXAS 6:30 P.M.**

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

Bill Scherer, Mayor  
Jaclyn Carrington, Mayor Pro Tem  
Jim Roberts, 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 Cori Reaume, Interim Town Administrator; Tammy Dixon, Town Secretary; Bobby Dowell, Chief of Police; Ed Voss, Town Attorney; and Chris Hartke, Town Engineer.

**A. CALL REGULAR MEETING TO ORDER**

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

**B./C. CLOSED/OPEN SESSION**

The Town Council convened into a closed meeting at 6:30 p.m. pursuant to Texas Government Code Chapter 551, Sections 551.071 and reconvened into open session at 7:02 p.m. to discuss matters relating to consultation with Town Attorney as follows:

- a. Deliberate and consider the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officers or employees; to wit: Town Administrator.

Mayor Scherer directed staff to post the position of Town Administrator.

**D. PLEDGE OF ALLEGIANCE**

Mayor Scherer led the pledge of allegiance.

**E. PUBLIC PARTICIPATION**

There were none.

**F. APPOINTED REPRESENTATIVE/LIAISON REPORTS**

1. Denton County Emergency Services District #1

Mr. Strange distributed and reviewed a report of the District's January meeting which included comparisons of incident type and response times. Mr. Strange stated February was Heart Health Awareness Month and provided the Town Council with statistical information.

2. Police Chief Report - Department Statistics/Activities for January 2022.

Chief Dowell distributed and reviewed the statistics for January which included 237 calls. He also provided the Flock Camera reads which were 545,406 in January compared to 504,223 in December. Chief Dowell also announced the Police Department was planning another blood drive to be held on May 8, 2022.

3. Interim Town Administrator – Monthly Reports January 2022: Financial Statement; Animal Control; Engineering; Code Enforcement; Permits; Municipal Court; Update on CLFR Grant; Dates for Annual Spring Clean Up.

Ms. Reaume presented an overview the January Financial Report noting that Sales Tax was just below one-third of the twelve-month average which could be a result of someone not paying their taxes on time; Property Tax collections were at 70% of the budgeted amount; Development Fees were at 84% due to the recently approved subdivisions; and Municipal Court was slightly lower due to the vacancies in the police department; she further noted that all Expenditures were at or below budget.

4. Town Attorney – Update regarding Texas Open Meetings Act Requirements.

Town Attorney, Ed Voss, provided an overview of the Texas Open Meeting Act requirements.

**G. CONSENT AGENDA**

Mayor Pro Tem Carrington moved to approve consent items 1-4. Councilmember Roberts 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 January 18, 2022, regular meeting minutes.

**RECOMMENDATION:** Approve the January 18, 2022 regular meeting minutes.

2. Consider approval of the February 09, 2022, work session meeting minutes.

**RECOMMENDATION:** Approve the February 09, 2022, work session meeting minutes.

3. Consider acceptance of the 2021 Racial Profiling Report.

**RECOMMENDATION:** Acceptance of the 2021 Racial Profiling Report.

4. Consider approval of a Master Services Agreement for planning consulting services with Pacheco Koch Consulting Engineers, Inc.; and authorization for the Interim Town Administrator to execute same on behalf of the Town.

**RECOMMENDATION:** Approve a Master Services Agreement for planning consulting services with Pacheco Koch Consulting Engineers, Inc.; and authorize the Interim Town Administrator to execute same on behalf of the Town.

**VOTE ON THE MOTION**

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

**H. REGULAR ITEMS**

5. *Public Hearing Zoning Ordinance Amendment – Equestrian Centers*

Continue public hearing to consider proposed amendments to the Town of Bartonville Zoning Ordinance related to equestrian center regulations, including private and commercial stables and related matters. The proposed amendments may add, remove, or change definitions, amending zoning districts where permitted, and/or by adding additional requirements and provisions necessary for the regulation of private and commercial stables within all of the Town’s zoning districts.

Ms. Reaume provided a summary of the public hearing held in January and the work session held on February 9, 2022 and stated staff and the Town Attorney have not had adequate time to review the comments, follow-up with research, and provide any draft changes. She further stated it was mentioned during the work session that there may be interest in either sending this item back to the Equestrian Center Committee with a goal to obtain feedback from the equestrian community, or to adjust the makeup of the Committee to add members with equestrian centers.

The following addressed the council regarding their concerns and questions on the proposed ordinance:

Siobhan O’Brien, 875 Porter Road  
Marty Bryan, 913 Hat Creek  
Jan Waling, 624 W. Jeter Road  
David Gilchrist, 1849 Bridle Bit Road  
Jordan Gilchrist, 1949 Bridle Bit Road  
Stacey Smith, 601 McMakin Road  
Kristin Cordiak, 1859 W. Jeter

Mayor Scherer stated he missed the last two meetings when this topic was discussed. He further stated this item was a result of two equestrian centers being approved on Rockgate and Porter Road and the need for changes to be made to the ordinance to provide a balance for the equestrian centers and neighboring property owners.

It was the consensus of the Council that the intent of this item was to provide clear direction for future equestrian centers, obtain the input from the equestrian community and not to take any action on the item.

After Town Council deliberations, no action was taken by the Town Council. *This item and the public hearing concluded since there was no motion to extend it or postpone the public hearing to a future date.*

6. *Public Hearing – New & Unlisted Use: Automated Car Wash*

Public hearing to consider an ordinance amending the Town of Bartonville Code of Ordinances, Chapter 14, Exhibit A, Zoning ordinance related to a new and unlisted use for automated car washes. The proposed amendment may add, remove, or change definitions and amend the Land Use Table to indicate zoning districts where permitted.

Mayor Scherer stated there was no recommendation forwarded to the Town Council from the Planning and Zoning Commission because its meeting was cancelled, and this item would be heard on March 15, 2022.

7. *Public Hearing – Posted Notice Requirements*

Public hearing to consider posted notice requirements by amending the Town of Bartonville Code of Ordinances, Chapter 14, Exhibit “A,” Article 14.02, Ordinance 361-05, The Zoning Regulations, Appendix A, Section A.5 by repealing and replacing subsection C. Posted Notice.

Mayor Scherer stated there was no recommendation forwarded to the Town Council from the Planning and Zoning Commission because its meeting was cancelled and this item would be heard on March 15, 2022.

8. Discuss and provide direction regarding safety concerns related to a tree located within the Town’s right-of-way.

Ms. Reaume stated the Town has received several complaints regarding safety concerns stemming from the existing tree located in the Town’s right-of-way at the intersection of Porter Rd. and Stonewood Blvd. She further stated due to the complaints and the tree’s possible impact on safety of motorists/pedestrians, staff felt it prudent to bring the concerns to the Town Council’s attention.

Ms. Reaume provided the following points for council discussion:

- The Town has not historically performed maintenance on the tree, even located within the center of the right-of-way.
- The tree interferes with the turning movement in and out of Stonewood. Vehicles often navigate on the wrong side of the road to navigate around the tree with trailers. This sometimes leads to the collapsing of the edge of pavement or the creation of ruts along the outside of the pavement, which could lead to dangerous circumstances for motorists, especially pulling trailers while exiting onto Porter.
- It could present a site obstruction for vehicles turning out of Stonewood. Porter is not stop-controlled. Motorists have been observed exiting Stonewood on the inbound lanes to turn north onto Porter.

- The tree is located approximately 4 ft. from the edge of pavement of Porter Rd. From AASHTO policy, a minimum clear zone of 7-10 feet is considered desirable for local roads and street sections without curb.

Ms. Reaume explained if the tree were to be removed, there would be a cost associated with the removal, as well as asphalt work to repair the location of the tree; or if the tree were to remain, the Town may consider other options such as additional pavement, maintenance plans, etc.

Following discussion, Mayor Scherer requested the Council obtain public input on this item to be heard at the March 15, 2022, meeting and requested staff install a notification sign at the tree regarding the same.

9. Discuss and provide direction regarding street maintenance planning and priorities.

Ms. Reaume stated the Town has recently awarded approximately \$53,000 in a work order as part of an annual maintenance contract which includes crack sealing on Dove Creek Rd., Glenview Ln., Pecan Dr., Post Oak Ln., and Post Oak Ct.; and includes spot repair near the intersections of Jeter & FM 407, Glenview Ln. & Jeter Rd., and Dove Creek Rd. & Fox Run.

Ms. Reaume explained the intent of this agenda item was to discuss broader street repair projects and the approach the Town Council would like to take regarding implementing any long-term plans for road maintenance or continue with short-term plans.

Following a lengthy discussion, Councilmembers Phillips and Sams were asked to work with staff, in addition to Mr. Van Alstine, to prepare a recommended plan and bring it back to the Town Council for consideration.

10. Discussion on a broadband project utilizing the American Rescue Plan Act (ARPA) Funds for the extension of broadband services to provide availability to residents of Bridle Bit Rd., Latigo Ln., and Latigo Hills.

Ms. Reaume stated the Town has been allocated a total amount of \$442,277 from the State & Local Fiscal Relief Funds from the American Recovery Plan Act. She explained the funding has specific uses identified as allowable expenditures, and includes many infrastructure projects (water, wastewater, stormwater, and broadband) and due to the allowable use and the identified need for broadband expansion in certain areas of Bartonville, staff began researching that option last year.

She explained staff has worked for many months with the goal of reaching an agreement with a broadband internet provider to extend service at a reasonable cost to the residents of Bridle Bit, Latigo, and Latigo Hills as residents are be charged upwards of \$20,000 to obtain service. She further stated the homeowners in this area have been relying on DSL or satellite-based internet service.

She stated after several meetings with Charter Communications (Spectrum), which has existing services near the subdivision Charter provided an initial cost projection for the service extension in the amount of \$75,600.

The consensus of the Town Council was to move forward with obtaining an agreement and bringing it to council for consideration.

11. Discussion on Denton Central Appraisal District recent activities and proposed changes related to Agricultural exemptions.

Ms. Reaume stated this item was requested by Council members at a previous meeting and was compiled of recent emails and backup documents received from DCAD, information from the DCAD website regarding current and proposed policies regarding agricultural exemptions.

She explained the next steps for the District is to compile the results and share those with all Denton County Taxing Jurisdictions. She further explained the District was expected to receive feedback from the jurisdictions between February 15<sup>th</sup> and March 15<sup>th</sup>, and following that period, the results would be taken to the new Ag Advisory Board for review. The district has stated that all data received and any next steps for action on changes will be posted to the DCAD website at that time.

**I. FUTURE ITEMS**

There were none.

**J. ADJOURNMENT**

Mayor Scherer declared the meeting adjourned at 8:35 p.m.

APPROVED this the 1<sup>st</sup> day of March 2022.



Approved:

  
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Bill Scherer, Mayor

Attest:

  
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Tammy Dixon, Town Secretary