

THE BARTONVILLE TOWN COUNCIL REGULAR MEETING HELD ON THE 20TH DAY OF JUNE 2023, AT 1941 E. JETER ROAD, BARTONVILLE, TEXAS 7:00 P.M.

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

Jaclyn Carrington, Mayor
Matt Chapman, Mayor Pro Tem
Jim Roberts, Council Member Place 1
Clay Sams, Council Member Place 3
Keith Crandall, Council Member Place 4
Margie Arens, Council Member Place 5

constituting a quorum with the following members of the Town Staff participating: Thad Chambers, Town Administrator; Shannon Montgomery, Town Secretary; Bobby Dowell, Chief of Police; and Ed Voss, Town Attorney.

A. CALL MEETING TO ORDER

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

B. PLEDGE OF ALLEGIANCE

Mayor Carrington led the pledge of allegiance.

C. PRESENTATIONS

There were no presentations.

D. PUBLIC PARTICIPATION

The following addressed the Town Council:

- Pat Adams, 1221 Glenview Lane, Bartonville, Texas

E. APPOINTED REPRESENTATIVE/LIAISON REPORTS

1. Police Chief Report - Department Statistics/Activities May 2023.

Police Chief Dowell reviewed the May 2023 statistics and addressed questions from the Town Council.

2. Town Administrator - Monthly Reports May 2023: Financial, Animal Control, Code Enforcement, Engineering, Municipal Court, Permits, and Denton County Emergency Services District #1.

Town Administrator Chambers reviewed the May 2023 financials and addressed questions from the Town Council.

F. CONSENT AGENDA

- 1. Consider approval of the May 16, 2023, regular meeting minutes.**
- 2. Consider approval of the May 18, 2023, special meeting minutes.**

Council Member Arens moved to approve Consent Agenda items 1 and 2 as presented. Council Member Crandall seconded the motion.

VOTE ON THE MOTION

AYES: Roberts, Chapman, Sams, Crandall, and Arens

NAYS: None

VOTE: 5/0

G. REGULAR ITEMS

- 3. Discuss and consider approval of a resolution appointing Shannon Montgomery as Town Secretary.**

Council Member Sams moved to approve Resolution No. 2023-11 appointing Shannon Montgomery as Town Secretary. Council Member Chapman seconded the motion.

Mayor Carrington administered the Oath of Office to Town Secretary Montgomery.

VOTE ON THE MOTION

AYES: Roberts, Chapman, Sams, Crandall, and Arens

NAYS: None

VOTE: 5/0

- 4. Presentation and consideration of the Fiscal Year 2021-2022 Audit.**

Valerie Harrison, MWH Group, presented the Fiscal Year 2021-2022 Audit Report and addressed questions from the Town Council.

Council Member Roberts moved to approve the Fiscal Year 2021-2022 Audit. Council Member Sams seconded the motion.

VOTE ON THE MOTION

AYES: Roberts, Chapman, Sams, Crandall, and Arens

NAYS: None

VOTE: 5/0

- 5. First reading of a resolution concerning the approval of a Type B Economic Development Project and Performance Agreement by and between the Bartonville Community Development Corporation and Denmiss, LLC.**

Town Secretary Montgomery provided the first reading.

- 6. First reading of a resolution concerning the approval of a Type B Economic Development Project and Performance Agreement by and between the Bartonville Community Development Corporation and JBJBM, LLC dba Luminous Glow Spa.**

Town Secretary Montgomery provided the first reading.

- 7. Discuss and consider approval of an ordinance amending the Town of Bartonville Code of Ordinances, Chapter 12, "Traffic and Vehicles," Article 12.02, "Traffic Control Devices"; to authorize the erecting of stop signs at the Porter Road/Rockgate Road 3-way intersection.**

Town Administrator Chambers stated that Staff received a request from a resident on Rockgate Road to add stop signs at Porter Road and Rockgate Road. The request was forwarded to the Traffic Ad Hoc Committee for consideration. The Traffic Ad Hoc Committee held a meeting on May 22, 2023 to consider the request and to make a recommendation to the Town Council.

The Traffic Ad Hoc Committee voted 4-0 in favor of recommending the placement of new stop signs on Porter Road at the intersection of Rockgate Road.

The following addressed the Town Council:

- James Christophel, 830 Witherspoon Way, Bartonville, Texas
- Rebecca Scherer, 1173 Rockgate Road, Bartonville, Texas
- Bailey Scherer, 1173 Rockgate Road, Bartonville, Texas
- Mike McCollum, 800 Rockgate Road, Bartonville, Texas
- Cassidi McCollum, 800 Rockgate Road, Bartonville, Texas
- Siobhan O'Brien, 875 Porter Road, Bartonville, Texas

Council Member Chapman moved to approve Ordinance No. 749-23 amending the Town of Bartonville Code of Ordinances, Chapter 12, "Traffic and Vehicles," Article 12.02, "Traffic Control Devices"; to authorize the erecting of stop signs at the Porter Road/Rockgate Road 3-way intersection. Council Member Arens seconded the motion.

The caption of the Ordinance reads as follows:

**TOWN OF BARTONVILLE
ORDINANCE NO. 749-23**

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BARTONVILLE, TEXAS, AMENDING THE TOWN OF BARTONVILLE CODE OF ORDINANCES, CHAPTER 12, "TRAFFIC AND VEHICLES," ARTICLE 12.02, "TRAFFIC-CONTROL DEVICES"; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

VOTE ON THE MOTION

AYES: Roberts, Chapman, Sams, Crandall, and Arens

NAYS: None

VOTE: 5/0

- 8. Second reading of a resolution concerning the approval of a Type B Economic Development Project and Performance Agreement by and between the Bartonville Community Development Corporation and Denmiss, LLC.**

Town Secretary Montgomery provided the second reading.

- 9. Second reading of a resolution concerning the approval of a Type B Economic Development Project and Performance Agreement by and between the Bartonville Community Development Corporation and JBJBM, LLC dba Luminous Glow Spa.**

Town Secretary Montgomery provided the second reading.

10. Clarify appointments to the ad hoc Special Events Advisory Committee.

Town Administrator Chambers stated that Town Council action on May 16, 2023 appointed three Council Members to the Special Events Committee and this presents a quorum of the Town Council.

Council Member Crandall moved to remove himself from the Special Events Advisory Committee. Mayor Pro Tem Chapman seconded the motion.

VOTE ON THE MOTION

AYES: Roberts, Chapman, Sams, Crandall, and Arens

NAYS: None

VOTE: 5/0

11. Discuss and consider approval of a resolution concerning the approval of a Type B Economic Development Project and Performance Agreement by and between the Bartonville Community Development Corporation and Denmiss, LLC.

Town Administrator Chambers stated that the Bartonville Community Development Corporation Board held a Public Hearing on June 14, 2023, and approved, with a 4-0 vote, to provide financial assistance, in the amount of \$20,000 for construction costs of electric vehicle charging stations. Chambers then addressed questions from the Town Council.

Council Member Crandall moved to approve Resolution No. 2023-12 concerning the approval of a Type B Economic Development Project and Performance Agreement by and between the Bartonville Community Development Corporation and Denmiss, LLC. Council Member Sams seconded the motion.

VOTE ON THE MOTION

AYES: Roberts, Chapman, Sams, Crandall, and Arens

NAYS: None

VOTE: 5/0

12. Discuss and consider approval of a resolution concerning the approval of a Type B Economic Development Project and Performance Agreement by and between the Bartonville Community Development Corporation and JBJBM, LLC dba Luminous Glow Spa.

Town Administrator Chambers stated that the Bartonville Community Development Corporation Board held a Public Hearing on June 14, 2023, and approved, with a 4-0 vote, to provide JBJBM, LLC dba Luminous Glow Spa financial assistance, in the amount of \$20,000 for reimbursable qualified expenditures, including promotional expenses. Chambers then addressed questions from the Town Council.

Council Member Roberts moved to approve Resolution No. 2023-13 concerning the approval of a Type B Economic Development Project and Performance Agreement by and between the Bartonville Community Development Corporation and JBJBM, LLC dba Luminous Glow Spa. Council Member Arens seconded the motion.

VOTE ON THE MOTION

AYES: Roberts, Chapman, Sams, Crandall, and Arens

NAYS: None

VOTE: 5/0

13. Discuss adjusting the start time of Regular meetings of the Town Council.

Mayor Carrington stated she asked that this item be placed on the agenda to discuss adjusting the start time of Town Council Meetings. Per the Bartonville Code of Ordinances, this change would require Town Council approving an Ordinance.

Town Attorney Voss provided the Council with a couple of examples of how to go about adjusting the meeting start time.

The consensus of the Town Council was to direct Staff to draft an ordinance adjusting the meeting start time to place on the next meeting's agenda for consideration.

H./I. CLOSED SESSION / OPEN SESSION

Pursuant to the Open Meetings Act, Chapter 551, the Town Council convened into a Closed Executive Session at 8:36pm and reconvened into Open Session at 9:34pm, in accordance with the Texas Government Code regarding:

1. **Section 551.074 Personnel Matters to deliberate and consider the appointment and employment of public officers or employees; to wit: Town Administrator.**

No Action Taken.

2. **Section 551.071 Consultation with Town Attorney to seek legal advice of its attorney regarding legal issues related to the Town's Extraterritorial Jurisdiction (ETJ), issues related to the Furst Ranch Development, issues related to amending the Town's Development Ordinance, and any and all legal issues related thereto.**

No Action Taken.

3. **Section 571.071 Consultation with Town Attorney to seek legal advice of its attorney regarding a funding request from Denton County Emergency Services District #1, and any and all legal issues related thereto.**

No Action Taken.

4. **Section 551.071 Consultation with Town Attorney to seek legal advice of its attorney regarding Police operations and any and all legal issues related thereto.**

No Action Taken.

5. **Section 551.071 Consultation with Town Attorney, and Section 551.072 Deliberation regarding real property, and any and all legal issues related thereto.**

No Action Taken.

J. FUTURE ITEMS

The following items were requested:

- Budget Work Sessions
- Short-term Rentals
- Board and Commission Application Update
- HB2127 Discussion

K. ADJOURNMENT

Mayor Carrington declared the meeting adjourned at 9:37pm.

APPROVED this the 25th day of July 2023.

APPROVED:



Jaclyn Carrington

 Jaclyn Carrington, Mayor

ATTEST:

for Andrea Cooper, Deputy Town Secretary

 Shannon Montgomery, TRMC, Town Secretary