

STATE OF TEXAS §
COUNTY OF DENTON §
TOWN OF BARTONVILLE §

The regular monthly meeting of the Bartonville Town Council was held on January 15, 2008, at 7:00 p.m., in the Council Chambers of Bartonville Town Hall, 1941 East Jeter Road, Bartonville, Texas. This was an OPEN MEETING, open to the public, subject to the open meeting laws of the State of Texas and, as required by law, was duly posted at 3:00 p.m., on Friday, January 11, 2008, at Bartonville Town Hall giving notice of time, date, place, and agenda thereof.

Present:

Ron Robertson, Mayor
Carla Anderson, Mayor Pro-Tem
Ryan Litherland
James Ashburn

Absent:

Wayne Hoyt
Bill Reaves

Also present: Debbie E. Millican, Town Administrator
Dave Howell, Chief of Police
Mac Hohenberger, AVFD Fire Chief

This constituting a quorum, the following business took place:

Mayor Robertson called the meeting to order at 7:00 p.m. and led the recitation of the Pledge of Allegiance to the American Flag.

Call to Order

The Town Council considered the Consent Agenda. Agenda items were marked with a single asterisk as a part of a Consent Agenda requiring no deliberation by the Council and could be approved with a single motion. Councilmembers were given the prerogative of removing an item from the Consent Agenda for separate discussion and consideration.

Consent Agenda

James Ashburn moved to approve the following Consent Agenda as presented:
Approval of Minutes: December 18, 2007, regular monthly meeting; Resolution 2008-01, Election Order for the May 10, 2008, General Election and Appointment of Election Officials; Contract with Denton County for Election Services and Supplies. Ryan Litherland seconded the motion. For: Unanimous. The motion carried 3 to 0.

**ACTION: Approve
Consent Agenda**

Sam Mooney and incumbent John Hatzenbuler each spoke to the Council and asked for support in the upcoming election for Precinct #4 Constable. Annemarie Moore stated that she had a question for Constable Hatzenbuler. Mayor Robertson said that the Citizen's Appearance portion of the meeting was not intended for political debate. Del Knowler stated that he was very pleased with the way the citizens had responded to the Town's enforcement of the high grass and weed ordinance.

Citizen Input

The Town Council received Liaison and Appointed Representative Reports. No action was taken.

Reports

The Town Council considered appropriate action relative to the amended development plat for the Rachwal #1H - #6H and Rachwal-XTO #1H & #2H wells.

Discussion: Gas Well Plat

Carla Anderson moved to approve the amended development plat for the Rachwal #1H - #6H and Rachwal-XTO #1H & #2H wells as recommended by the Planning and Zoning Commission. Ryan Litherland seconded the motion. For: Unanimous. The motion carried 3 to 0.

ACTION: Approve Rachwal Revised Plat

The Town Council considered recommendations from the Planning and Zoning Commission regarding the amended development plat for the Willis #1H - #8H and Dickinson A1H & A2H wells.

Discussion: Gas Well Plat

Carla Anderson moved to approve the amended development plat for the Willis #1H - #8H and Dickinson A1H & A2H wells as recommended by the Planning and Zoning Commission. Ryan Litherland seconded the motion. For: Unanimous. The motion carried 3-0.

ACTION: Approve Willis & Dickinson Gas Well Plat

The Town Council considered appropriate action relative to Ordinance No. 444-08, an Ordinance of the Town of Bartonville, Texas, declaring a state of emergency and prohibiting all outdoor burning including the use of open flame grills, campfires, possession or sale or discharge of fireworks, welding or hot work for a thirty (30) day period.

James Ashburn moved to approve Ordinance 444-08, as presented. Ryan Litherland seconded the motion. For: Unanimous. The motion carried by a vote of 3 to 0.

APPROVE: Ordinance 444-08

In accordance with Texas Local Government Code, Section 22.073 (b), Ordinance 444-08, an ordinance prohibiting outdoor burning for a period of thirty (30) days is hereby engrossed and enrolled by copying the exact Caption and Effective Date Clause into these official minutes as follows: AN ORDINANCE OF THE TOWN OF BARTONVILLE, TEXAS, DECLARING A STATE OF EMERGENCY AND PROHIBITING OUTDOOR BURNING INCLUDING THE USE OF OPEN FLAME GRILLS, CAMPFIRES, POSSESSION OR SALE OR DISCHARGE OF FIREWORKS, WELDING OR HOT WORK FOR A THIRTY DAY (30) DAY PERIOD; PROVIDING EXCEPTIONS; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF A FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; AND, PROVIDING AN EFFECTIVE DATE. SECTION 8: Any person, individual, firm, corporation or association violating any provision of this ordinance shall be deemed guilty of a misdemeanor, and shall upon conviction be fined a sum not to exceed Two Thousand (\$2,000.00)

Engross and Enroll: Ordinance 444-08, Burn Ban

Dollars. SECTION 9. This Ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law in such cases provide and shall expire at midnight (12:00 a.m.) on the 21st day of February, 2008 unless earlier repealed.

Ryan Litherland moved to authorize the purchase and to authorize the Chief of Police to seek bids for a new patrol vehicle. Carla Anderson seconded the motion. For: Unanimous. The motion carried by a vote of 3 to 0.

APPROVE: PD Vehicle

James Ashburn moved to give the appropriate notice of termination to the Town of Copper Canyon for gas well inspection services and to authorize the Mayor to enter into a similar agreement with the Argyle Volunteer Fire District. Carla Anderson seconded the motion. For: Unanimous. The motion carried by a vote of 3 to 0.

ACCPROVE: Gas Well Inspection Agreement

Carla Anderson moved to approve the appointment of alternate members to serve on the Planning and Zoning Commission. James Ashburn seconded the motion. For: Unanimous. The motion carried by a vote of 3 to 0.

APPROVE: Appointing P&Z Alternates

Carla Anderson moved to approve Ordinance No. 445-08, an ordinance of the Town of Bartonville, Texas, establishing an attendance policy for boards and commissions of the Town. Ryan Litherland seconded the motion. For: Unanimous. The motion carried by a vote of 3 to 0.

APPROVE: Ordinance 445-08

In accordance with Texas Local Government Code, Section 22.073 (b), Ordinance 445-08, an ordinance establish an attendance policy for boards and commissions of the Town, is hereby engrossed and enrolled by copying the exact Caption and Effective Date Clause into these official minutes as follows:

Engross and Enroll: Ordinance 445-08, Board Attendance Policy

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BARTONVILLE, TEXAS AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 9, BY ADDING ARTICLE 9.1000 TO PROVIDE FOR REQUIRED ATTENDANCE OF ALL BOARD AND COMMISSION MEMBERS APPOINTED BY THE TOWN COUNCIL UNDER THE CODE OF ORDINANCES; PROVIDING FOR WAIVERS AND APPEALS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING THAT THIS ORDINANCE IS CUMULATIVE OF ALL OTHER ORDINANCES AND REPEALING ANY PROVISIONS IN CONFLICT; PROVIDING A SAVINGS CLAUSE PROVIDING FOR ENGROSSMENT AND ENROLLMENT; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER AND PROVIDING AN EFFECTIVE DATE. SECTION 7: This ordinance shall take effect from and after its passage and the publication of the caption as the law provides.

Mayor Robertson stated that there was no need to convene the scheduled Executive Session. There was no Executive Session and no action was taken.

Executive Session Canceled

There were no requests for future agenda items.

Future Agenda Items

There being no further business to come before the Council, Mayor Robertson adjourned the meeting at 7:28 p.m.

Adjournment

APPROVED this the 19th day of February 2008.

Approved:

Ron Robertson, Mayor

(Seal)

Attest:

Kristin A. Gilbert, Town Secretary