

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

The regular monthly meeting of the Bartonville Town Council was held on November 11, 2010, 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 Monday, November 8, 2010, at Bartonville Town Hall giving notice of time, date, place, and agenda thereof.

Present:

Ron Robertson, Mayor
 Carla Anderson, Mayor Pro Tem
 James Ashburn
 Bill Reaves (arrived at 7:05 p.m.)
 Jim Farrell
 Gracie Egan

Absent:

None

Also present: Kristi Gilbert, Town Secretary

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

Call to Order

Councilmembers conducted a public hearing and considered PUBLIC HEARING regarding the institution of annexation proceedings to enlarge and extend the boundary limits of said town to include the following described territory, to-wit:

PUBLIC HEARING: Annexation

R 36871	A0928a Mep & Prr, Tr 27, 1.5 Ac	R 241673	A0928a Mep & Prr, Tr 18a, 2.07 Ac
R 36789	A0928a Mep & Prr, Tr 16, 2.47 Ac	R 224400	A0928a Mep & Prr, Tr 16a, 2.47 Ac
R 36806	A0928a Mep & Prr, Tr 41, 2.28 Ac	R 36787	A0928a Mep & Prr, Tr 10, 3.0 Ac
R 36790	A0928a Mep & Prr, Tr 14, 2.47 Ac	R 242020	Lazy B Addition Block A, Lot 1, 3.5 Ac
R 36783	A0928a Mep & Prr, Tr 23, 1.0 Ac	R 231650	A0928a Mep & Prr, Tr 20a, 5.0 Ac
R 37279	A0928a Mep & Prr, Tr 21, 20.794 Ac	R 100836	A0928a Mep & Prr, Tr 38, 2.0 Ac
R 36801	A0928a Mep & Prr, Tr 9, 4.94 Ac	R 36856	A0928a Mep & Prr, Tr 33a & 34, 2.217 Ac
R 36807	A0928a Mep & Prr, Tr 33, 2.067 Ac	R 36791	A0928a Mep & Prr, Tr 15, 2.47 Ac
R 99928	A0928a Mep & Prr, Tr 25, .016 Ac	R 36798	A0928a Mep & Prr, Tr 18, 1.615 Ac
R 121924	A0928a Mep & Prr, Tr 24, 5.139 Ac	R 98740	A0928a Mep & Prr, Tr 53(outside City), 4.18 Ac
R 98843	A0928a Mep & Prr, Tr 50, 2.0 Ac	R 209155	A0928a Mep & Prr, Tr 53(in City), 2.82 Ac
R 99539	A0928a Mep & Prr, Tr 28, 2.0 Ac	R 82780	A0928a Mep & Prr, Tr 39, 2.0 Ac
R 179408	A0928a Mep & Prr, Tr 29(e Pt), 1.0 Ac	R 36874	A0928a Mep & Prr, Tr 45, 2.0878 Ac
R 36868	A0928a Mep & Prr, Tr 40, 2.292 Ac	R 36859	A0928a Mep & Prr, Tr 44, 2.094 Ac
R 36878	A0928a Mep & Prr, Tr 46, 2.0 Ac	R 98845	A0928a Mep & Prr, Tr 43, 2.5 Ac

R 98835	A0928a Mep & Prr, Tr 47, .5 Ac	R 164917	A0928a Mep & Prr, Tr 42a, .5028 Ac
R 98840	A0928a Mep & Prr, Tr 48, 1.5 Ac	R 98841	A0928a Mep & Prr, Tr 49, 2.0 Ac
R 100834	A0928a Mep & Prr, Tr 37, .4494 Ac	R 36800	A0928a Mep & Prr, Tr 4,5,6, 11.32 Ac
R 281365	Tall Oaks Addn Blk 1 Lot 2, 2.26 Ac	R 36776	A0928a Mep & Prr, Tr 8, 2.433 Ac
R 111338	Tall Oaks Addn Blk 1 Lot 1, 1.713 ac	R 36862	A0928a Mep & Prr, Tr 29(w Pt), 1.0 Ac
R 36775	A0928a Mep & Prr, Tr 7, 2.47 Ac	R 36866	A0928a Mep & Prr, Tr 30, 1.0 Ac
R 98844	A0928a Mep & Prr, Tr 51, 2.0 Ac	R 99139	A0928a Mep & Prr, Tr 26, 11.198 Ac
R 36876	A0928a Mep & Prr, Tr 31, 3.0 Ac	R 36774	A0928a Mep & Prr, Tr 13, 4.94 Ac
R 36881	A0928a Mep & Prr, Tr 32, 2.0 Ac	R 36854	A0928a Mep & Prr, Tr 42, 2.0 Ac
R 36786	A0928a Mep & Prr, Tr 12, 5.0 Ac	R 100835	A0928a Mep & Prr, Tr 35, 4.2079 Ac
R 36788	A0928a Mep & Prr, Tr 11, 2.0 Ac	R 101857	A0928a Mep & Prr, Tr 36, 1.7853 Ac
R 36799	A0928a Mep & Prr, Tr 17, 9.88 Ac	R 36777	A0928a Mep & Prr, Tr 20, 3.733 Ac

(Please note no action regarding the annexation will be taken until the next regularly scheduled meeting on November 16, 2010.)

Mayor Robertson opened the hearing to public comment.

Hearing Opened

Val Erwin, 1419 Latigo Ln – Mr. Erwin stated he opposed to whole idea and was confused. Mr. Erwin inquired as to what else the Town would provide other than ad valorem taxes. Mr. Erwin stated that he had concerns with statements in Ordinance 497-10 regarding why it was in the best interest to reduce ETJ and now the Town was changing their mind. Mr. Erwin stated his main issue was with the water problem and stated he believed Flower Mound could offer a water solution.

In Favor/Opposed

Ruth Brock, 4880 Long Prairie Road, Flower Mound – Ms. Brock stated that she was the attorney for David and Kay Carlton. Ms. Brock stated that rumors have been abounding and it would be best to table the annexation to let the dust clear.

Mary Rettig, 1254 Bridle Bit – Ms. Rettig stated that her household objected to annexation in any style by the Town of Bartonville and the decision was made in haste. Ms. Rettig stated that the Town had withheld opportunities for municipal tax avoidance and that Town officials have turned a blind eye to the fact that there is no access for development using the narrow streets. Ms. Rettig believes the Towns actions are just short of illegal. Ms. Rettig asked who the annexation is supposed to help and if the Williams project is vested, why does the Town care now?

Debbie Beaver, Williams Company – Ms. Beaver read a statement indicating that the Town had previously released the property in their ETJ since the town was unable to regulate the utility facility that Mockingbird Pipeline was planning. Ms. Beaver continued to state that Flower Mound could not regulate the facility either. Ms. Beaver cited a 2010 Grand Prairie decision that was stated that Texas law does not allow a Town to regulate utilities. Ms. Beaver inquired as to why the

Town was hastening the annexation process if they could not provide additional benefits to the land owners.

Michael Ayers, 1251 Bridle Bit – Mr. Ayers stated that 51% of the residents signed to come in and he understands some don't want to. Mr. Ayers stated that he knew Flower Mound would not change water situation.

Ms. Rettig readdressed the Council and responded to Mr. Ayer's comments stating that, in her opinion, the Town needed to be careful, rumors had been told back and forth. Ms. Rettig stated that she believed if there were no threats there would not be 2% of neighbors requesting to voluntarily annex.

George Chowanski 1422 Latigo – Mr. Chowanski stated that he agreed with Ms. Rettig.

Mayor Robertson closed the hearing to public comment.

Hearing Closed

No action was taken regarding the proposed annexation.

No Action Taken

There being no further business to come before the Council, Mayor Robertson declared the meeting adjourned at 7:20 p.m.

Adjournment

APPROVED this the 14th day of December, 2010.

Approved:

Ron Robertson, Mayor

(Seal)

Attest:

Debbie E. Millican, Town Administrator