

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

The regular monthly meeting of the Bartonville Town Council was held on June 15, 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 Friday, May 14, 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  
Jim Farrell  
Gracie Egan

**Absent:**

Bill Reaves

Also present: Debbie E. Millican, Town Administrator  
Dave Howell, Chief of Police  
Gary Vickery, Town Engineer

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**

Councilmember Egan moved to approve the following consent agenda items as presented: \*A Approval of Minutes: May 18, 2010, Regular Monthly Meeting; \*B) Approval of Contracts and/or ICAs: 1) Animal Control Services with Brian Hall, 2) Building Inspection -Code Enforcement Services with Steve Koehler; 3) Registered Sanitarian and Food Service Inspections Contract with Bailey Environmental Services; 4) Tax Collection Services with Denton County Tax Assessor Collector. \*C) Appointment of Jim Farrell as the BWSC/AWSC Council Liaison. Councilmember Reaves seconded the motion. For: Unanimous. The motion carried by a vote of 4 to 0. **ACTION: Approve Consent**

In the absence of Mayor Pro Tem Anderson, Town Administrator Debbie Millican presented a brief update on the Old Town Bartonville Project. Chief of Police, Dave Howell updated the Council on department statistics for May 2010. No action was called for or taken. **Reports**

Greg Peck expressed concern for the number of trees that were being destroyed to make way for drainage and street improvements on Stoney Ridge Road. He asked that the Town review the plans to see if any trees could be saved. Mr. Peck stated **Citizens' Appearances**

that he would appreciate a second look but would understand if it was too late. Mayor Robertson stated that since the project had already been started, there may not be anything that could be done. He directed the Town Administrator to set up a meeting with the Town Engineer and Mr. Peck to discuss his concerns and look for a solution. Del Knowler expressed concern for the lack of sufficient speed limit signs on FM 407. The Town Administrator stated that FM 407 was maintained by TxDOT and that the Town did not have the authority to install signs on a Farm-to-Market Road. Kathy Daum expressed concerns for the high grass and septic problems at the day care center adjacent to her property on Post Oak. She also stated that the children playing outside were making too much noise running, yelling and laughing. Ms. Daum further stated that the day care center recently had a jump house in use which made the noise levels even higher.

The Council considered appropriate action relative to the proposed Harrison Estates Addition that included a request for waiver from the Development Ordinance requirement to dedicate an additional five (5) feet right-of-way adjacent to the north side of Glenview Lane and approval of the proposed Harrison Estate Addition Final Plat. The applicant, Doug Harrison, stated that he had resigned his new home in an effort to make it fit on the pre-existing corner lot on Glenview Drive. He said because the way the lot was shaped he could meet the required road dedication for Jeter Road but not on Glenview. Mr. Harrison stated that he needed an additional five feet to make it work. The Planning and Zoning Commission along with staff recommended approval, in that it was highly unlikely that Glenview would be widened.

Councilmember James Ashburn moved to approve the requested waiver and the Harrison Estates Addition final plat as recommended by the Planning and Zoning Commission. Councilmember Farrell seconded the motion. For: Unanimous. The motion carried by a vote of 4 to 0.

**ACTION: Approve**

The Council considered appropriate action relative to Ordinance 492-10, an Ordinance amending Town of Bartonville Code of Ordinances, by amending "Chapter 12, Article 12.400, Race and Rally Events, Section 12.401, Definitions, amending the definition of "Race" and "Rally." Councilmembers discussed the ordinance amendment to include groups of ten or more in the definitions of a race or a rally. Councilmember Ashburn stated that it was almost impossible to drive through town on the weekends due to the number of bicyclists. Councilmember Reaves stated that it would be another enforcement tool for the police officers. He said it would allow officers to stop large groups and inform them of their obligation to obey traffic laws. Councilmember Egan stated it was clear that the town had the authority regulate training sessions and that she was comfortable with the amendment. Police Chief Howell stated that the ordinance was originally proposed in response to resident's complaints. He said he would be happy to enforce the traffic laws either way. Mayor Robertson stated enforcement of state traffic law was the answer to the problem not more legislation.

**Discussion:  
Council Liaison  
Positions**

Councilmember Reaves moved to approve Ordinance 492-10, as presented. Councilmember Egan seconded the motion. For: Unanimous. The motion carried

by a vote of 4 to 0. (Note: Ordinance 492-10 was administratively corrected by renumbering it to 494-10.)

In accordance with Texas Local Government Code, Section 22.073 (b), Ordinance 494-10 is hereby engrossed and enrolled by copying the exact Caption and the Effective Date Clause into these official minutes as follows: AN ORDINANCE AMENDING TOWN OF BARTONVILLE CODE OF ORDINANCES, BY AMENDING CHAPTER 12, ARTICLE 12.400, RACE AND RALLY EVENTS, SECTION 12.401, DEFINITIONS, AMENDING THE DEFINITION OF RACE AND RALLY; PROVIDING THAT THIS ORDINANCE IS CUMULATIVE OF ALL OTHER ORDINANCES; PROVIDING FOR SAVINGS; PROVIDING SEVERABILITY; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; PROVIDING FOR SAVINGS; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND NAMING AN EFFECTIVE DATE.

The Council considered appropriate action relative to Ordinance 493-10, an Ordinance of the Town Of Bartonville, Texas, amending the Code of Ordinances by amending Article 3.1000, Building Code by amending Section 3.112, Building Permits by adding requirements for a Preliminary Grading And Drainage Plan and amending Section 3.114, Certificate of Occupancy by adding a new Subsection (4), requiring a final grading and drainage inspection for all new construction. Town Administrator, Debbie Millican stated that the town had been experiencing problems with erosion control on new construction sites. Ms. Millican stated that most area cities already something similar in place to protect the town's open drainage systems from silting.

In accordance with Texas Local Government Code, Section 22.073 (b), Ordinance 493-10 is hereby engrossed and enrolled by copying the exact Caption and the Effective Date Clause into these official minutes as follows: AN ORDINANCE OF THE TOWN OF BARTONVILLE, TEXAS, AMENDING THE CODE OF ORDINANCES BY AMENDING ARTICLE 3.1000 BUILDING CODE BY AMENDING SECTION 3.112 BUILDING PERMITS BY ADDING REQUIREMENTS FOR A PRELIMINARY GRADING AND DRAINAGE PLAN AND AMENDING SECTION 3.114 CERTIFICATE OF OCCUPANCY BY ADDING A NEW SUBSECTION (4) REQUIRING A FINAL GRADING AND DRAINAGE INSPECTION; PROVIDING A REPEALING CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE. SECTION 7.

There were no requests for future agenda items.

**Agenda Items**

There being no further business to come before the Council, Mayor Robertson declared the meeting adjourned at 7:37 p.m.

**Adjournment**

**APPROVED this the 20<sup>th</sup> day of July 2010.**

Approved:

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Ron Robertson, Mayor

(Seal)

Attest:

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Debbie E. Millican, Town Administrator