

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

The regular monthly meeting of the Bartonville Town Council was held on August 16, 2011, at 7:00, 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 3:30 p.m., on Wednesday, August 10, 2011, at Bartonville Town Hall giving notice of time, date, place, and agenda thereof.

**Present:**

Ron Robertson, Mayor  
Carla Anderson, Mayor Pro Tem  
Jim Farrell  
Bill Reaves  
Gracie Egan  
Ryan Litherland

**Absent:**

None

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

This constituting a quorum, the following business too place:

The 6:30 p.m., posted Executive Session was not held.

**Executive Session**

Mayor Robertson called the open session portion of 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  
Open Session**

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**

The Town Council considered the following consent agenda: \*A) Approval of Minutes: July 12, 2011, Special Called Meeting; July 19, 2011, Regular Monthly Meeting; August 2, 2011, Special Called Meeting;\*B) Accept Landfall Circle culvert replacement improvements and authorize final payment to Jagoe Public.

Councilmember Reaves moved to approve the consent agenda as presented. Councilmember Litherland seconded the motion. For: Unanimous. The motion carried by a vote of 5 to 0.

**ACTION: Consent  
Approved**

Mayor Robertson announced that work would begin on moving the Lantana Water Tower sometime in January of 2012, to make room for the Signature Kroger Grocery Store and other retailers planned for the corner of McMakin and FM 407. He said the whole process of removing the tower would take approximately a year. Town Administrator, Debbie Millican, reported that the new redistricting plan for the County calls for Bartonville to have one voting precinct for the whole town. Chief of

**Liaison Reports**

Police, Dave Howell, presented department statistics for the month of July 2011. Chief Howell also presented the new Neighborhood Watch Signs that would be going up throughout town.

No one chose to speak during the portion of the meeting for citizens to discuss non-agenda items.

**Citizen Input**

The Town Council considered appropriate action regarding the proposed amended site plan for the Bartonville Professional Building located at 74 McMakin Road. Applicant, Keith Acklie stated that there were no changes to the previously approved site plan other than reducing the size of the proposed building down from approximately 15,000 square feet to 5,000. He further stated that there were more parking spaces than required and that there was no change proposed to the previously designed septic system.

Councilmember Reaves moved to approve the amended site plan as recommended by the Planning and Zoning Commission. Councilmember Litherland seconded the motion. For: Unanimous. The motion carried by a vote of 5 to 0.

**ACTION: Approve Site Plan 74 McMakin**

The Town Council held a public hearing regarding the Proposed Fiscal Year 2011-12 Budget and considered the date for adoption of the FY 2011-2012 Budget and Ad Valorem Tax Rate.

**Budget Hearing**

Mayor Robertson presented the proposed budget and tax rate and opened the hearing to public input by asking to hear from those in favor or opposition.

**Hearing Opened**

No one chose to speak in favor or in opposition.

Mayor Robertson closed the hearing to public comment.

**Hearing Closed**

Mayor Pro Tem Anderson moved to set the date for adoption of the proposed FY 2011-2012 Budget and Tax Rate for 7:00 p.m., on September 20, 2011. Councilmember Farrell seconded the motion. For: Unanimous. The motion carried by a vote of 5 to 0.

**ACTION: Set Date for Budget & Tax Rate Adoption**

The Council considered Ordinance 520-11, An Ordinance amending the Town of Bartonville Code of Ordinances, by repealing Chapter 4, Article 4.100, Regulation of itinerant merchants and peddlers

Councilmember Egan moved to adopt Ordinance 520-11 as presented. Mayor Pro Tem Anderson seconded the motion. For: Unanimous. The motion carried by a vote of 5 to 0.

**ACTION: Approve Ordinance 520-11**

In accordance with Texas Local Government Code, Section 22.073 (b), Ordinance 520-11 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 REPEALING CHAPTER 4, ARTICLE 4.100, REGULATION OF ITINERANT MERCHANTS AND PEDDLERS IN ITS ENTIRETY AND REPLACING IT WITH NEW REGULATIONS FOR PEDDLERS AND SOLICITORS; PROVIDING FOR A PURPOSE; PROVIDING FOR DEFINITIONS; PROVIDING FOR PERMITS;

**Engross & Enroll: Ordinance 520-11, Solicitors**

PROVIDING FOR PROHIBITION LOCATION, ACTIVITIES AND CONTENT; PROVIDING FOR TIMES WHEN SOLICITING IS PROHIBITED; PROVIDING FOR CONSUMERS RIGHT TO CANCEL; PROVIDING FOR A PENALTY NOT TO EXCEED FIVE-HUNDRED DOLLARS (\$500); PROVIDING THAT THIS ORDINANCE IS CUMULATIVE OF ALL OTHER ORDINANCES; PROVIDING SAVINGS; PROVIDING SEVERABILITY; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; PROVIDING FOR SAVINGS; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND NAMING AN EFFECTIVE DATE. SECTION 8 EFFECTIVE DATE: This Ordinance shall be in full force and effect upon passage and publication in the official newspaper.

The Town Council considered Ordinance 521-11, providing for an annexation service plan and the extension of the corporate limits of the Town of Bartonville, Texas to include the annexed tract; providing for the amendment of Ordinance 361-05; the Comprehensive Zoning Ordinance for the Town of Bartonville, as amended, by designating the zoning classification of said annexed tract of land; and providing for the amendment of the Official Zoning Map.

Councilmember Litherland moved to approve Ordinance 521-11 and carrying with the approval, the annexation of seven separate tracts of land. Councilmember Farrell seconded the motion. For: Unanimous. The motion carried by a vote of 5 to 0.

**ACTION: Approve Ordinance 521-11**

Mayor Pro Tem Anderson stated that the Gas Well Drilling Committee wanted the Town Council to have a joint work session and meeting with the Planning and Zoning Commission to review the proposed revisions to the Oil and Gas Drilling Ordinance. There were no other requests for future agenda items.

**Future Agenda**

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 20<sup>th</sup> day of September 2011.**

Approved:

\_\_\_\_\_  
Ron Robertson, Mayor

(Seal)

Attest:

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Debbie E. Millican, Town Administrator