

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

The regular monthly meeting of the Bartonville Town Council was held on October 20, 2009, 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, October 16, 2009, at Bartonville Town Hall giving notice of time, date, place, and agenda thereof.

Present:

Ron Robertson, Mayor
Bill Reaves
Wayne Hoyt
James Ashburn

Absent:

Carla Anderson, Mayor Pro Tem
Ryan Litherland

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

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

Councilmember Ashburn asked that the following consent agenda items be discussed and considered separately *B) Approval of Resolution 2009-17, Acceptance of Energy Efficiency and Conservation Block Grant Funds; and *C) 1) Ordinance 482-09, an ordinance of the Town of Bartonville, Denton County, Texas, finding that the current rates of Coserv Gas Ltd. are unreasonable; approving Coserv Gas Ltd.'s revised and uncontested tariffs. Councilmember Ashburn expressed concern that there could be strings attached to accepting state or federal grants and cautioned the Council on accepting the EEC Grant. Councilmember Reaves moved to approve Resolution 2009-17, as presented. Councilmember Hoyt seconded the motion. For: Reaves and Hoyt. Against: Ashburn. The motion carried 2 to 1.

Councilmember Ashburn asked for verification that Ordinance 482-09 would establish energy rates that are lower than the rates that had been requested. Town Administrator Debbie Millican stated that the deadline was midnight and that if the Council did not pass the Ordinance, the rates in Bartonville would be higher than all the other towns in our area. Councilmember Ashburn moved to approve ordinance 482-09, as presented. Councilmember Hoyt seconded the motion. For: Unanimous. The motion. For: Unanimous. The motion carried by a vote of 3 to 0.

Councilmember Ashburn moved to approve the remaining consent agenda items, as presented: *A) Approval of Minutes: 1) September 15, 2009, Regular Monthly Meeting; 2) September 21, 2009, Special Called Meeting; *C) Approval of Ordinances: 2) Ordinance 483-09, an Ordinance repealing Bartonville Code of Ordinances, Chapter 3, Article 3.100, "The Town Of Bartonville Building Code", Section 3.112(E) and replacing it with a new Section 3.112(E) relating to Contractor Registration to no longer require Plumbing Contractors to pay a registration fee; and 3) Ordinance 484-09, an Ordinance amending the Code of Ordinances, by amending Chapter 12 by adding Article 12.400, providing for the regulation of organized races and rallies on the public streets of Bartonville. Councilmember Hoyt seconded the motion. For: Unanimous. The motion carried by a vote of 3 to 0.

**ACTION:
Approve Consent
Agenda**

Annemarie Moore expressed concern for speeders cutting the corner at Post Oak and McMakin. Del Knowler cautioned the Council to vote against Proposition HJR36 on the November 3rd ballot. Mr. Knowler stated that the proposition would allow the legislature impose a state ad valorem tax.

**Citizens'
Appearances**

The Town Council received a report from Chief of Police, Dave Howell, regarding Department Statistics for September 2009. Town Administrator Debbie Millican presented a status report on the Old Town Project.

Reports

Councilmembers discussed options for disbursement and/or use of accumulated Child Safety Trust Funds. Councilmember Reaves moved to allocate twenty-five percent (25%) of the fund balance to the Children's Advocacy Center with seventy-five percent (75%) restricted for Police Department training related to children's safety. Wayne Hoyt seconded the motion. For: Unanimous. The motion carried by a vote of 3 to 0.

**Discussion: Child
Safety Fund**

The Town Council resumed the meeting at 7:40 p.m. after taking a ten-minute break.

Break

The Town Council resumed discussions and considered street/ drainage projects funding for McMakin Road, Stoney Ridge Road, Seals Road, Dove Creek, Green Oaks, and East Jeter Road. Councilmember Reaves moved to authorize the preparation of Tax Notes for issuance in an amount not to exceed five hundred thousand dollars (\$500,000) for street improvements, including but not limited to the reconstruction of Stoney Ridge Road, an overlay to Seals Road and an asphalt overlay for East Jeter Road from Porter to McMakin Road. Councilmember Ashburn seconded the motion. For: Unanimous. The motion carried by a vote of 3 to 0.

**ACTION:
Authorize Tax
Notes**

Councilmember Ashburn moved to approve and accept as final the improvements for the 2009 General Street Maintenance Project, as recommended by the Town Engineer. Councilmember Reaves seconded the motion. For: Unanimous. The motion carried by a vote of 3 to 0.

**ACTION: Accept
2009 St Project**

Councilmember Ashburn moved to authorize single lane striping on Gibbons Road South, Porter Road and Glenview Drive with no passing stripes in appropriate places on hills and curves in an amount not to exceed \$30,000. Councilmember Reaves seconded the motion. For: Unanimous. The motion carried by a vote of 3 to 0.

**ACTION:
Authorize Street
Striping**

Councilmember Reaves moved to approve Ordinance 485-09, an Ordinance proposing the creation of a Crime Control and Prevention District. Councilmember Hoyt seconded the motion. For: Unanimous. The motion carried by a vote of 3 to 0.

**ACTION:
Approve Ord.
485-09**

In accordance with Texas Local Government Code, Section 22.073 (b), Ordinance 485-09 is hereby engrossed and enrolled by copying the exact Caption and the Effective Date Clause into these official minutes as follows: Ordinance 485-09, an ordinance proposing the creation of a crime control and prevention district. The following is the exact caption and effective date of Ordinance 485-09: AN ORDINANCE PROPOSING THE CREATION OF A CRIME CONTROL AND PREVENTION DISTRICT. SECTION 5. EFFECTIVE DATE - This Ordinance shall be in full force and effect upon passage and publication in the official newspaper.

**Engross-Enroll:
Ordinance 485-
09, Crime
Control District**

There were no requests for future agenda items.

There being no further business to come before the Council, Mayor Robertson declared the meeting adjourned at 7:55 p.m.

Adjournment

APPROVED this the 17th day of November 2009.

Approved:

Carla Anderson, Mayor Pro Tem

(Seal)

Attest:

Debbie E. Millican, Town Administrator