

THE BARTONVILLE TOWN COUNCIL REGULAR MEETING HELD ON THE 21ST DAY OF JUNE 2022, AT 1941 E. JETER ROAD, BARTONVILLE, TEXAS 6:30 P.M.

The Town Council met in a regular meeting with the following members present:

Jaelyn Carrington, Mayor
Clay Sams, Mayor Pro Tem
Jim Roberts, Councilmember Place 1
Matt Chapman, Councilmember Place 2
Keith Crandall, Councilmember Place 4
Josh Phillips, Councilmember Place 5

constituting a quorum with the following members of the Town Staff participating Thad Chambers, Town Administrator; Tammy Dixon, Town Secretary; Bobby Dowell, Chief of Police; Ed Voss, Town Attorney (via video); and Chris Hartke, Town Engineer.

A. CALL REGULAR MEETING TO ORDER

Mayor Carrington called the regular meeting to order at 6:30 p.m.

B./C. CLOSED/OPEN SESSION

Pursuant to the Open Meetings Act, Chapter 551, the Town Council convened into a Closed Executive Session at 6:30 p.m. in accordance with the Texas Government Code regarding:

*Government Code Section 551.074, Personnel Matters
Deliberate and consider the appointment and employment of a public officers or employees:*

- a. Board of Adjustment Interviews

Mayor Carrington reconvened into open session and recessed the meeting at 6:49 p.m. and reconvened the regular meeting at 7:00 p.m.

Mayor Pro Tem Sams moved to approve the appointment of the following members to the Board of Adjustment as follows: Move Rick Lawrence from the Alternate #1 position to the unexpired regular position with a term expiring September 30, 2023; appoint Siobhan O'Brian to the Alternate #1 position with a term expiring September 20, 2022; and appoint Rebecca Jenkins to the unexpired Alternate #2 position with a term expiring September 30, 2022. Councilmember Crandall seconded the motion.

AYES: Roberts, Chapman, Sams, Crandall, Phillips
NAYS: None
VOTE: 5/0

B. PLEDGE OF ALLEGIANCE

Mayor Carrington led the pledge of allegiance.

C. PUBLIC PARTICIPATION

Tim House, 96 Mc Makin, Bartonville Store, spoke in reference to the Performance Agreement (Agenda Item 8) on the agenda relating his grant request to the Bartonville Community Development Corporation.

D. APPOINTED REPRESENTATIVE/LIAISON REPORTS

1. Denton County Emergency Services District– Jim Strange.

Mr. Strange distributed and reviewed a report of the District’s June 15, 2022, meeting.

2. Police Chief Report

- Department Statistics/Activities for May 2022

Chief Dowell distributed and reviewed the statistics and calls for the month of May and answered questions from the Town Council.

3. Town Administrator – Monthly Reports May 2022: Financial Statement; Animal Control; Engineering; Code Enforcement; Permits; Municipal Court.

Mr. Chambers provided the May Financial Report.

E. CONSENT AGENDA

Councilmember Chapman moved to approve consent items 1- 4. Councilmember Crandall seconded the motion. The items, as approved by consent, are restated below along with the approved recommendations, for the record.

1. Consider approval of a resolution re-appointing the Municipal Court Judge, Alternate Municipal Court Judge, and Municipal Court Clerk.

RECOMMENDATION: Approve Resolution No. 2022-07 re-appointing the Municipal Court Judge, Alternate Municipal Court Judge, and Municipal Court Clerk.

2. Consider approval of a resolution appointing Jim Carter to the Board of Managers of the Denco Area 9-1-1 District.

RECOMMENDATION: Approve Resolution 2022-08 appointing Jim Carter to the Board of Managers of the Denco Area 9-1-1 District.

3. Consider approval of an agreement with the Plan of Operations division for the State of Texas allowing police department participation in the excess Department of Defense

(DOD) personal property transfer program; and authorization for the Town Administrator and Chief of Police to execute same.

RECOMMENDATION: Approve an agreement with the Plan of Operations division for the State of Texas allowing police department participation in the excess Department of Defense (DOD) personal property transfer program; and authorize the Town Administrator and Chief of Police to execute same.

4. Consider approval of a resolution appointing an Emergency Management Coordinator and Assistant Coordinator for the Town of Bartonville.

RECOMMENDATION: Approve Resolution 2022-09 appointing an Emergency Management Coordinator and Assistant Coordinator for the Town of Bartonville.

VOTE ON THE MOTION

AYES: Roberts, Chapman, Sams, Crandall, Phillips

NAYS: None

VOTE: 5/0

G. REGULAR ITEMS

5. Presentation and consideration of the Fiscal Year 2021-2022 Audit.

Ms. Valerie Halverson with MWH Group provided a review of the 2021-2022 annual audit and stated they did not identify any deficiencies in the internal control over financial reporting and overall, the Town was in good financial shape.

Councilmember Roberts moved to accept the Fiscal Year 2021-2022 Audit. Councilmember Crandall seconded the motion.

AYES: Roberts, Chapman, Sams, Crandall, Phillips

NAYS: None

VOTE: 5/0

6. *Public Hearing – Zoning Text Amendment (New & Unlisted Use: Event Venue)*
Continue public hearing and consideration of an ordinance amending the Town of Bartonville Code of Ordinances, Chapter 14, Exhibit A, Zoning ordinance related to a new and unlisted use for event venue or banquet hall. The proposed amendment may add, remove, or change definitions and amend the Land Use Table to indicate zoning districts where permitted. *The Planning and Zoning Commission recommended approval by a vote of 5 to 0 at its May 4, 2022, meeting.*

Doug Powell, applicant (on behalf of Marty Bryan) gave a presentation on uses that currently exist in the Village Center District, by right, and stated the proposed use had a lower intensity than those of the existing uses.

Marty Bryan explained his vision for a future event center and took into consideration traffic and maximizing the space.

Mr. Bryan answered questions from the Town Council pertaining to the intended use and noise issues.

No one spoke in favor or opposition.

Mayor Carrington closed the public hearing at 7:59 p.m.

A discussion ensued between Mr. Bryan and councilmembers regarding the noise impact and use of the piece of property proposed for the event center.

Councilmember Phillips moved to approve Ordinance No. 730-22 amending Appendix C, Land Use Table and related provisions to add the “Event Venue/Banquet Hall” Use. Councilmember Chapman seconded the motion. The caption of the ordinance reads as follows:

ORDINANCE NO. 730-22

AN ORDINANCE OF THE TOWN OF BARTONVILLE, TEXAS, AMENDING THE TOWN OF BARTONVILLE CODE OF ORDINANCES, CHAPTER 14, EXHIBIT “A,” THE ZONING ORDINANCE, BY AMENDING APPENDIX C, LAND USE TABLE AND RELATED PROVISIONS TO ADD THE ‘EVENT VENUE / BANQUET HALL’ USE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING NO VESTED RIGHTS; PROVIDING FOR A PENALTY; PROVIDING FOR PUBLICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

AYES: Chapman, Sams, Phillips
NAYS: Roberts, Crandall
VOTE: 3/2

7. Discussion on Residential Street projects.

Town Engineer, Chris Hartke, reviewed proposed street improvements to the Town Council as follows:

Street	Length (ft)	Width (ft)	Area (SY)	Treatment	Totals
Briarwood Cir.	560	24	1,493	Microsurfacing	\$23,000
Coyote Ct. (175 Ft to End)	730	24	1,947	Microsurfacing	\$18,000
Coyote Ct. (Wolf Run to 175 Ft)	175	24	467	Microsurfacing	\$7,000
E. Jeter (2nd curve thru 3rd curve)	1,550	22	3,789	Reconstruction W/ Geognd	\$466,000
Glen View (2019 Reconstruction to Town Limit)	1,800	24	4,800	Microsurfacing	\$51,000
Glen View (Cul de sac to 440 ft)	440	24	1,173	Microsurfacing	\$11,000
Green Oaks (Post Oak Ct to 520 Ft)	520	24	1,387	Microsurfacing	\$26,000
Post Oak Ct	530	24	1,413	Microsurfacing	\$13,000
Post Oak Ln	2,090	24	5,333	Microsurfacing	\$40,000
Shiloh	320	20	711	Microsurfacing	\$15,000
Stonewood (715' W of Porter to Porter)	715	22	1,748	Reconstruction	\$180,000
Wolf Run (End of Curve to Cul de Sac)	550	22	1,344	Microsurfacing	\$19,000
Wolf Run (Start to End of Curve)	1,940	22	4,742	Microsurfacing	\$77,000
Total Street Rehabilitation					\$946,000
Additional Items					
Replace Culvert South of Gibbons and Seals					\$28,000
Pavement Repairs at McClain and FJ 407	20	10	22		\$1,600
Post Oak Culvert Repairs					\$4,000
Total Additional Items					\$33,600

Contingency
 Pavement Marking
 Minor Restoration, Sod

Recommended Microsurface Treatments

Post Oak – Single Application of Micro-surfacing at 24 lbs/SY
 Green Oak – Single Application of Micro-surfacing at 30 lbs/SY
 Shiloh Ct - Single Application of Micro-surfacing at 30 lbs/SY
 Briarwood Ct - Single Application of Micro-surfacing at 30 lbs/SY
 Coyote Ct - Single Application of Micro-surfacing at 30 lbs/SY
 Glenview – Double Application of Micro-surfacing at 24 lbs/SY Scratch & 20 lbs/SY Surface

Following discussion staff was directed to move forward to obtain pricing and bids for the project.

8. Discuss and consider approval of a resolution concerning the approval of a Type B Economic Development Project and Performance Agreement by and between the Bartonville Community Development Corporation, and Blue Pup Pub, LLC.

Ms. Dixon explained, Tim House, on behalf of Blue Pup Pub, LLC, submitted a grant application to the Bartonville Community Development Corporation (BCDC) for electrical upgrades to the Bartonville Store.

She stated the BCDC approved Mr. House's grant in the amount of \$9,900 and approved a performance agreement, which outlines the requirements for the funding, on June 8, 2022.

Councilmember Phillips moved to approve Resolution 2022-10 concerning the approval of a Type B Economic Development Project and Performance Agreement by and between the Bartonville Community Development Corporation, and Blue Pup Pub, LLC. Councilmember Roberts seconded the motion.

AYES: Roberts, Chapman, Sams, Crandall, Phillips
NAYS: None
VOTE: 5/0

9. Discuss and consider awarding a bid for Depository Banking Services to Independent Financial and authorizing the Town Administrator to sign and execute a bank depository services contract beginning August 1, 2022, and ending July 31, 2025, with a provision for two one-year extensions under the same terms and conditions, at the option of the Town.

Ms. Dixon explained the Request for Proposal (RFP) was released on April 30, 2022, for the Town's depository services and the required legal notices were completed, as well as the Texas Bond Reporter, as required by State Law. She further stated an RFP was sent directly to Independent Financial and Chase Banks.

Ms. Dixon stated Independent Financial was the only institution that responded in time to the RFP and the Town has used Independent Bank (formerly known as NorthStar Bank) for depository services since 2007.

Councilmember Crandall moved to award the bid for Depository Banking Services to Independent Financial and authorize the Town Administrator to sign and execute a bank depository services contract beginning August 1, 2022 and ending July 31, 2025. Councilmember Roberts seconded the motion.

AYES: Roberts, Chapman, Sams, Crandall, Phillips
NAYS: None
VOTE: 5/0

- 10. Discuss and consider forming an ad hoc committee to study through traffic issues.

Mayor Carrington stated she requested this item due to concerns she received from residents regarding speeding and cut-through traffic.

Following discussion staff was directed to place an item on the next agenda for the creation of an ad hoc committee to mitigate traffic with safety as the priority; and directed staff to advertise for committee members.

- 11. Discussion on visual clearance and overhanging vegetation along the Town’s rights-of way.

Mayor Carrington stated she requested this item be added to the agenda and explained the concerns of vegetation overgrowth within the Town’s rights-of way blocking signage.

A discussion ensued and following staff was directed to obtain quotes for clearing the vegetation in the Town’s rights-of-way.

H./I. CLOSED/OPEN SESSION

Pursuant to the Open Meetings Act, Chapter 551, the Town Council convened into a Closed Executive Session at 8:44 p.m. and reconvened into open session at 9:56 p.m. in accordance with the Texas Government Code:

Government Code Section 551.071, Consultation with Town Attorney

To seek legal advice of its attorney regarding:

- a. The Development Agreement and Economic Development Agreement between the Town of Bartonville and NewQuest Properties, Town Ordinance No. 411-06, and related matters. **No Action Taken.**
- b. Police operations. **No Action Taken.**
- c. The Town’s noise ordinance. **No Action Taken.**

Government Code Section 551.074, Personnel Matters

Deliberate and consider the appointment and employment of a public officers or employees:

- a. Town Administrator; Town Secretary; Deputy Town Secretary/Court Clerk; and Permitting/Administrative Specialist.

Councilmember Roberts moved to approve car allowances as discussed in closed session. Councilmember Chapman seconded the motion.

AYES: Roberts, Chapman, Sams, Crandall, Phillips
NAYS: None
VOTE: 5/0

Councilmember Roberts moved to adjust the salary of the Town Secretary to \$93,000/year. Councilmember Sams seconded the motion.

AYES: Roberts, Chapman, Sams, Crandall, Phillips
NAYS: None
VOTE: 5/0

Councilmember Roberts moved to approve the salary range of the Deputy Town Secretary as discussed in closed session. Councilmember Crandall seconded the motion.

AYES: Roberts, Chapman, Sams, Crandall, Phillips
NAYS: None
VOTE: 5/0

L. FUTURE ITEMS

There were none.

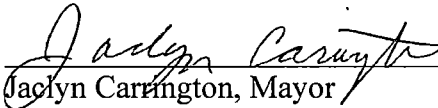
M. ADJOURNMENT

Mayor Carrington declared the meeting adjourned at 10:02 p.m.

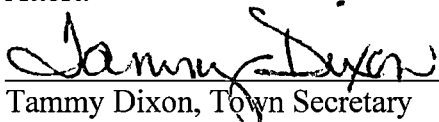
APPROVED this the 26th day of July 2022.



Approved:


Jaclyn Carrington, Mayor

Attest:


Tammy Dixon, Town Secretary