

THE TOWN COUNCIL OF THE TOWN OF BARTONVILLE MET IN REGULAR SESSION ON THE 15TH DAY OF OCTOBER 2024 AT THE TOWN OF BARTONVILLE TOWN HALL, LOCATED AT 1941 E JETER ROAD, BARTONVILLE, TEXAS WITH THE FOLLOWING COUNCIL MEMBERS PRESENT, CONSTITUTING A QUORUM:

Jaclyn Carrington, Mayor
Matt Chapman, Mayor Pro Tem/Place 2
Jim Roberts, Council Member Place 1
Clay Sams, Council Member Place 3
Keith Crandall, Council Member Place 4
Margie Arens, Council Member Place 5

Town Staff Present:

Shannon Montgomery, Town Secretary
Ed Voss, Town Attorney
Kirk Riggs, Chief of Police

A. CALL MEETING TO ORDER

Mayor Carrington called the Regular Session to order at 6:30 pm.

B. PLEDGE OF ALLEGIANCE

Mayor Carrington led the Pledge of Allegiance.

Mayor Carrington moved the following item forward:

F. PRESENTATIONS

1. Introduction of new Police Officer Josh Mazon, Oath of Office, and Badge Pinning.

Chief Riggs introduced Police Josh Mazon and administered his Oath of Office, while his wife pinned his Badge.

C./D. CLOSED SESSION

Pursuant to the Open Meetings Act, Chapter 551, the Town Council convened into a Closed Executive Session at 6:35 pm and reconvened into open session at 7:10 pm in accordance with the Texas Government Code regarding:

1. Section 551.071 Consultation with Town Attorney to seek legal advice of its attorney regarding legal issues related to the Town's Extraterritorial Jurisdiction (ETJ), issues related to the Furst Ranch Development, issues related to emergency access to/from neighboring property, and any and all legal issues related thereto.

No action taken.

2. Section 551.071 Consultation with Town Attorney to seek legal advice of its attorney regarding legal issues related to Waste Connections contract, Solid Waste Request for Proposals, and procedures, and any and all legal issues related thereto.

No action taken.

- 3. Section 551.074 Personnel Matters to deliberate and consider the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, to wit: Town Administrator.**

No action taken.

E. PUBLIC PARTICIPATION

If you wish to address the Council, please fill out a "Public Meeting Appearance Card" and present it to the Town Secretary, preferably before the meeting begins. Pursuant to Section 551.007 of the Texas Government Code, citizens wishing to address the Council for items listed as public hearings will be recognized when the public hearing is opened. For citizens wishing to speak on a non-public hearing item, they may either address the Council during the Public Participation portion of the meeting or when the item is considered by the Town Council.

There were no Public Presentations made.

G. APPOINTED REPRESENTATIVE/LIAISON REPORTS

- 1. Upper Trinity Regional Water District Report - No Report.**

- 2. Denton County Emergency Services District #1.**

Chief Vaughn of Denton County Emergency Services District No. 1 provided an update and addressed questions from Council.

- 3. Police Department – September 2024 Statistics/Activities.**

Chief Riggs summarized the monthly statistics and addressed questions from Council.

- 4. Administration – September 2024 Reports: Financial, including quarterly Investment Report, Animal Control, Code Enforcement, Engineering, Municipal Court, Permits, and Board Member Attendance.**

Town Secretary Montgomery provided a summary of the September 2024 financials and addressed questions from Council.

H. CONSENT AGENDA

This agenda consists of non-controversial, or "housekeeping" items required by law. Items may be approved with a single motion. Items may be removed from the Consent Agenda by any Councilmember by making such request prior to a motion and vote on the Consent Agenda.

- 1. Consider approval of the September 17, 2024, Regular Meeting Minutes.**
- 2. Consider approval of the September 30, 2024, Special Meeting Minutes.**

Motion made by Council Member Sams, seconded by Council Member Roberts to **APPROVE** Consent Agenda Items 1 – 2 as presented.

VOTE ON THE MOTION

AYES: Roberts, Chapman, Sams, Crandall, and Arens

NAYS: None

VOTE: 5-0

I. PUBLIC HEARINGS AND REGULAR ITEMS

Mayor Carrington and Council Member Sams recused themselves from the dais at 7:25 pm; Mayor Pro Tem Chapman provided over the meeting for the next agenda item:

1. **Discuss and consider a Final Plat for a 101.467-acre property situated in the Daniel Cook Survey, Abstract Number 230, and A.M. Feltus Survey, Abstract Number 1594, in the Town of Bartonville, Denton County, Texas. The property is located on the north side of E Jeter Road, approximately 2,185 feet east of the intersection of E Jeter Road and Country Court, in Bartonville, Texas. This application constitutes a revision of an approved Final Plat (Town Project File FP-2024-003) The applicant is Mycoskie & Associates, Inc., on behalf of Knight Development Group, LLC. [Town of Bartonville File Number FP-2024-004.]. *(The Planning and Zoning Commission recommended approval by a vote of 5 to 0 at its October 2, 2024 meeting.)***

Motion made by Council Member Crandall, seconded by Council Member Roberts, to APPROVE a Final Plat for a 101.467-acre property situated in the Daniel Cook Survey, Abstract Number 230, and A.M. Feltus Survey, Abstract Number 1594, in the Town of Bartonville, Denton County, Texas. The property is located on the north side of E Jeter Road, approximately 2,185 feet east of the intersection of E Jeter Road and Country Court, in Bartonville, Texas, with the following conditions:

1. Prior to recordation of the final plat, the plat and accompanying planning materials shall be reviewed and approved by the registered sanitarian for the Town of Bartonville, in accordance with Title 30, Texas Administrative Code, Chapter 285, Section 285.4(c).
2. In accordance with BDO Section 2.6.5., the final plat shall not be recorded until either:
 - a. All required public improvements have been constructed and accepted by the Town; or
 - b. The Town has received an appropriate surety from the applicant guaranteeing the construction of the required public improvements.
3. Prior to recordation, the Town approval signature box shall be updated to read "Final Plat."
4. Prior to recordation, the Owner's Dedication section shall remove all references to the dedication of the street in fee simple for public use.
5. Prior to recordation, the Owner's Dedication section shall be corrected to reference "Lot 1X, Lots 1-7, Block 1, and Lots 1-8, Block 2, Knight's Landing".
6. Any entry gate on Wiesen Way shall be set back no less than 555 feet from the edge of the E Jeter Road right of way. The gate opening shall be no less than 45 feet wide.

VOTE ON THE MOTION

AYES: Roberts, Chapman, Crandall, and Arens

NAYS: None

VOTE: 4-0

Mayor Carrington and Council Member Sams returned to the dais at 7:36 pm.

2. **Conduct a Public Hearing to hear public comment, discuss, and consider an Ordinance amending the Town of Bartonville Code of Ordinances, Chapter 8, Section 8.02.001.(b). (Exceptions), to conform to recent revisions to Texas Local Government Code Section**

229.003, and to add an exception from firearms prohibitions for mounted shooting competition training or exhibition. The applicants are Stacey and Ronnie Smith. [Town of Bartonville File Number ZC-2024-003.] (The Planning and Zoning Commission recommended approval by a vote of 4-1-0 at its October 2, 2024 meeting.)

Mayor Carrington opened the Public Hearing at 7:56 pm.

Town Secretary Montgomery reminded Council of a statement IN FAVOR of the request from Rachel Neese, 1667 Broome Road, was placed in the Council packet.

Mayor Carrington closed the Public Hearing at 7:57 pm.

Motion made by Council Member Roberts, seconded by Council Member Crandall, to **APPROVE** an Ordinance amending the Town of Bartonville Code of Ordinances, Chapter 8, Section 8.02.001.(b). (Exceptions), to add a new subpart 5 that would permit the discharge of blank cartridges from firearms on Agricultural zoned property with prior notice to the Town Marshal, including recent revisions to Texas Local Government Code Section 229.03.

VOTE ON THE MOTION

AYES: Roberts, Chapman, Sams, Crandall, and Arens

NAYS: None

VOTE: 5-0

The Ordinance caption reads as follows:

**TOWN OF BARTONVILLE
ORDINANCE NO. 775-24**

AN ORDINANCE OF THE TOWN OF BARTONVILLE, TEXAS, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 8, OFFENSES AND NUISANCES, ARTICLE 8.02, WEAPONS, SECTION 8.02.001, DISCHARGE OF FIREARMS, TO ADD MOUNTED SHOOTING TO THE LIST OF EXCEPTIONS, AND TO AMEND THE ORDINANCE IN ACCORDANCE WITH STATE LAW; PROVIDING FOR SEVERABILITY; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

- 3. Discuss and consider approval of a Task Order with Westwood Professional Services for engineering services for the design of E Jeter Road, Phase 2 construction project in an amount not to exceed \$88,000; and to authorize the Town Administration to execute same on behalf of the Town.**

Motion made by Council Member Chapman, seconded by Council Member Roberts to **APPROVE** a Task Order with Westwood Professional Services for engineering services for the design of E Jeter Road, Phase 2 construction project in an amount not to exceed \$88,000; and to authorize the Town Administration to execute same on behalf of the Town.

VOTE ON THE MOTION

AYES: Roberts, Chapman, Sams, Crandall, and Arens

NAYS: None

VOTE: 5-0

4. Discuss and consider approval of a Request for Proposals (RFPs) for Solid Waste and Recycling Services.

Motion made by Council Member Sams, seconded by Council Member Crandall, to **APPROVE** a Request for Proposals (RFPs) for Solid Waste and Recycling Services as presented and directed Staff to publicize the Notice.

VOTE ON THE MOTION

AYES: Roberts, Chapman, Sams, Crandall, and Arens

NAYS: None

VOTE: 5-0

J. FUTURE ITEMS

Discussion only, no action taken.

K. ADJOURNMENT

Mayor Carrington declared the meeting adjourned at 8:05 pm.

APPROVED this the 15th day of November 2024.

APPROVED:



Jacklyn Carrington, Mayor

ATTEST:



Shannon Montgomery, TRMC, Town Secretary

