



**MINUTES
DECEMBER 17, 2012
TOWN COUNCIL MEETING**

**TOWN OF CROSS ROADS
COUNTY OF DENTON, TEXAS**

The Town Council of Cross Roads convened a regular Council meeting at 7:00 pm. The meeting was held at Town Hall, 1401 FM 424, Cross Roads, Texas. The meeting was open to the public with the following business. Agenda items on the regular Council meeting are subject to action: *(The order of items on the agenda may change in the interest of time)*

1. CALL TO ORDER A COUNCIL MEETING

2. ROLL CALL

	Present	Absent
Mayor Smith	X	
Councilmember Birdsong	X	
Councilmember Fisher	X	
Councilmember Kille	X	
Councilmember Russo	X	
Councilmember Dickey		X

3. MAYOR'S UPDATE – Requested citizens to inform neighbors of four more upcoming public input meetings concerning the proposed special election to adopt a Municipal Development District Tax prior to council considering calling the election. Those meetings will be on January 7th, January 21st, February 4th and February 18th.

Wal-Mart permit issued and construction has begun.

4. COUNCILMEMBERS' ANNOUNCEMENTS –

No one requested to speak.

5. VISITORS'/CITIZENS' FORUM INPUT FOR ITEMS ON THE AGENDA. NO DELIBERATION OR DISCUSSION MAY TAKE PLACE BY THE TOWN COUNCIL DURING THIS AGENDA ITEM.

No one has requested to speak.

6. DISCUSS, CONSIDER, AND ACT ON APPROVING THE 2011 - 2012 FISCAL YEAR AUDIT REPORT. - FINANCIAL ADVISOR WILLIAM C. SPORE.

MOTION – Councilmember Kille made a motion seconded by Councilmember Fisher to approve the 2011 – 2012 fiscal year audit as presented by financial advisor William C. Spore.

MOTION PASSED UNANIMOUSLY

7. **DISCUSS, CONSIDER, AND AUTHORIZING MAYOR SMITH TO SIGN CONTRACT AGREEMENT BETWEEN WILLIAM C. SPORE AND THE TOWN OF CROSS ROADS FOR AUDIT AND FINANCIAL SERVICES FOR THE 2012 – 2013 FISCAL YEAR.**

MOTION – Councilmember Russo made a motion seconded by Councilmember Birdsong to authorizing Mayor Smith to sign contract agreement between William C. Spore and the Town of Cross Roads for Audit and Financial Services for the 2012 – 2012 Fiscal Year.

MOTION PASSED UNANIMOUSLY

8. **INTRODUCTION OF FIRE MARSHAL CANDIDATE BRIAN GILMORE.** Mayor Smith introduced Fire Marshal candidate Brian Gilmore. Mr. Gilmore presented his qualifications and described his employment history to council.

9. **DISCUSS, CONSIDER, AND ACT ON FINANCIAL REPORTS.** - Reporting Officer Mayor Steve Smith

A. Discuss, consider, and approve the list of bills for November 2012.

MOTION - Councilmember Fisher made a motion seconded by Councilmember Russo to approve the list of bills for November 2012.

MOTION PASSED UNANIMOUSLY

B. Discuss, consider, and approve the financial reports for November 2012.

MOTION – Councilmember Russo made a motion seconded by Councilmember Fisher to approve the financial reports for November 2012 .

MOTION PASSED UNANIMOUSLY

10. **DISCUSS, CONSIDER, AND APPROVE NOVEMBER 12, 2012 COUNCIL MEETING MINUTES.**

MOTION - Councilmember Fisher made a motion seconded by Councilmember Russo to approve November 12, 2012 council meeting minutes.

AYE – Councilmembers Birdsong, Fisher, and Russo

ABSTAIN - Councilmember Kille

MOTION PASSED

11. **DISCUSS, CONSIDER, AND ACT ON ADMINISTRATIVE, SELECT COMMISSIONS, COMMITTEES, BOARDS, AND TASKFORCES REPORTS**

A. **ADMINISTRATIVE UPDATE** – Reporting Official Town Secretary Katherine M. Ritchie Present for adoption 2013 Town Holiday Schedule.

MOTION - Councilmember Kille made a motion seconded by Councilmember Birdsong to approve and adopt the 2013 Town Holiday Schedule.

MOTION PASSED UNANIMOUSLY

B. **COMPREHENSIVE PLANNING UPDATE** – Reporting Official Committee member Darrell Herbst presented the November committee meeting minutes.

No action taken.

- C. ECONOMIC DEVELOPMENT UPDATE** – Reporting Official Committee Chairman Bill Sheehy – Update Council regarding December 3, 2012 Economic Development meeting.

No action taken.

- D. PLANNING & ZONING UPDATE** - Reporting Official Commission Chair Wesley Moore - Update Council regarding December 4, 2012 Planning & Zoning meeting.

No action taken.

- E. ROAD REPAIR UPDATE** – Review Road Committee November 24, 2012 list project priorities for 2013.

No action taken.

12. DISCUSS, CONSIDER, AND ACT ON APPOINTMENT OF TOWN FIRE MARSHAL APPOINTMENT.

MOTION - Councilmember Russo made a motion seconded by Councilmember Kille to appoint Brian Gilmore the Town Fire Marshal.

MOTION PASSED UNANIMOUSLY

13. DISCUSS, CONSIDER, AND ACT ON TEMPORARY SIGN VARIANCE REQUEST #2012-1205-01SV. APPLICANT MR. BRUCE FRENCH REPRESENTING RENDITION HOMES REQUESTS THE VARIANCE FROM THE “OFF-PREMIS SIGN ORDINANCE” FOR A PERIOD OF TWO YEARS IN ORDER TO DIRECT CUSTOMERS TO THE FOREST HILLS COMMUNITY. SUBJECT LOCATION THE NORTHEAST CORNER OF FISHTRAP ROAD AND U.S. HIGHWAY 380.

MOTION - Councilmember Russo made a motion seconded by Councilmember Kille to approve sign variance application #2012-1205-01SV.

MOTION PASSED UNANIMOUSLY

14. DISCUSS, CONSIDER, AND ADOPT ZONE CHANGE ORDINANCE # 2012-1217-01. SUBJECT PROPERTY LOCATED AT 8600 U.S. HIGHWAY 380.

ORDINANCE NO. 2012-1217-01ZC

AN ORDINANCE OF THE TOWN OF CROSS ROADS, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE AND MAP OF THE TOWN OF CROSS ROADS, TEXAS, AS HERETOFORE AMENDED, BY GRANTING A CHANGE IN ZONING FROM AGRICULTURAL DISTRICT TO C2 COMMERCIAL DISTRICT FOR APPROXIMATELY 0.9197 ACRE OF LAND DESCRIBED AS 8600 U.S. HIGHWAY 380, IN THE TOWN OF CROSS ROADS, DENTON COUNTY, TEXAS; 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 (\$2,000.00) DOLLARS FOR EACH OFFENSE; AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION - Councilmember Russo made a motion seconded by Councilmember Fisher to adopt zone change ordinance #2012-1217-01.

MOTION PASSED UNANIMOUSLY

15. **DISCUSS, CONSIDER, AND ADOPT ZONE CHANGE ORDINANCE # 2012-1217-02. SUBJECT PROPERTY LOCATED AT 8700 U.S. HIGHWAY 380.**

ORDINANCE NO. 2012-1217-02ZC

AN ORDINANCE OF THE TOWN OF CROSS ROADS, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE AND MAP OF THE TOWN OF CROSS ROADS, TEXAS, AS HERETOFORE AMENDED, BY GRANTING A CHANGE IN ZONING FROM AGRICULTURAL DISTRICT TO C2 COMMERCIAL DISTRICT FOR APPROXIMATELY 0.8877 ACRE OF LAND DESCRIBED AS 8700 U.S. HIGHWAY 380, IN THE TOWN OF CROSS ROADS, DENTON COUNTY, TEXAS; 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 (\$2,000.00) DOLLARS FOR EACH OFFENSE; AND PROVIDING FOR AN EFFECTIVE DATE

MOTION - Councilmember Russo made a motion seconded by Councilmember Fisher to adopt zone change ordinance #2012-1217-02.

MOTION PASSED UNANIMOUSLY

16. **DISCUSS, CONSIDER, AND ADOPT ORDINANCE # 2012-1112-01. ADOPTING THE 2006 AND LATER VERSIONS OF THE INTERNATIONAL BUILDING CODES, TOGETHER WITH NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS RECOMMENDED AMENDMENTS AS LISTED:**

ORDINANCE NO. 2012-1106-01

AN ORDINANCE OF THE TOWN OF CROSS ROADS, TEXAS, AMENDING SUBPART (1) OF SUBSECTION (b) OF ARTICLE 3.02 (“BUILDING CODES ADOPTED”) OF CHAPTER 3 (“BUILDING REGULATIONS”) OF THE CODE OF ORDINANCES OF THE TOWN OF CROSS ROADS, TEXAS, ADOPTING THE PROVISIONS OF THE INTERNATIONAL BUILDING CODE, 2006 EDITION, THE INTERNATIONAL RESIDENTIAL CODE, 2006 EDITION, THE INTERNATIONAL ENERGY CONSERVATION CODE, 2009 EDITION, THE INTERNATIONAL MECHANICAL CODE, 2006 EDITION, THE INTERNATIONAL PLUMBING CODE, 2006 EDITION, THE INTERNATIONAL FIRE CODE, 2006 EDITION, THE INTERNATIONAL FUEL GAS CODE, 2006 EDITION, AND THE NATIONAL ELECTRICAL CODE, 2008 EDITION; PROVIDING FOR AMENDMENTS TO EACH OF THE CODES ADOPTED HEREBY; 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 (\$2,000.00) DOLLARS FOR EACH OFFENSE; AND, PROVIDING AN EFFECTIVE DATE.

MOTION - Councilmember Russo made a motion seconded by Councilmember Birdsong to adopt Ordinance # 2012-1106-01.

MOTION PASSED UNANIMOUSLY

17. VISITORS'/CITIZENS' FORUM INPUT FOR ITEMS NOT ON THE AGENDA. NO DELIBERATION OR DISCUSSION MAY TAKE PLACE BY THE TOWN COUNCIL DURING THIS AGENDA ITEM.

Royal Smith representing Community Waste Disposal Company presented to council a waste disposal collection proposal for council review and consideration.

18. TOWN COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS - NO DELIBERATION OR DISCUSSION MAY TAKE PLACE BY THE TOWN COUNCIL DURING THIS AGENDA ITEM.

19. TIME, DATE, AND LOCATION OF NEXT MEETINGS - All citizens are invited to participate.

Town Offices Closed for the Christmas Holidays – Monday and Tuesday, December 24th & 25th, 2012

Administrative Staff Meeting – 3:00 PM Monday, January 7, 2013, Conference Room

2nd Municipal Development District Public Input Meeting – 6:00 PM Monday, January 7, 2013, Council Chamber

Economic Development Committee Meeting - 7:00 PM, Monday, January 7, 2013, Conference Room

Park Board Meeting – 7:00 PM, Tuesday, January 8, 2013, Conference Room

Comprehensive Planning Committee – 7:00 PM, Wednesday, January 9, 2013, Council Chambers

Road Repair Committee Meeting – 7:00 PM, Thursday, January 17, 2013, Conference Room

Re-Scheduled Planning & Zoning Commission Meeting – 7:00 PM, Tuesday, January 8, 2013, Council Chambers

3rd Municipal Development District Public Input Meeting – 6:00 PM Monday, January 21, 2013, Council Chamber

Council Meeting - 7:00 PM, Tuesday, January 21, 2013, Council Chambers

20. RECESS THE REGULAR COUNCIL MEETING AND CONVENE A CLOSED DOOR EXECUTIVE SESSION - Council may convene into a closed session in accordance with Texas Government Code Section 551.071 (Consultation with Attorney) to seek legal advice from the Town Attorney regarding Municipal Development Districts, and 551.074 (Personnel Matters).

The council did not convene an executive session.

21. RECESS EXECUTIVE SESSION AND RECONVENE REGULAR COUNCIL MEETING.

22. MOTION TO ADJOURN

MOTION – Councilmember Fisher made a motion seconded by Councilmember Birdsong to adjourn the council meeting.

MOTION PASSED UNANIMOUSLY

