



**MINUTES OF WORKSHOP AND REGULAR TOWN COUNCIL
MEETING FOR THE TOWN OF CROSS ROADS
LOCATION: 1401 FM 424, CROSS ROADS, TEXAS
Monday, June 17, 2013
WORKSHOP SESSION – 6:00 P.M.
REGULAR SESSION – 7:00 P.M.**

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

The Town Council of the Town of Cross Roads, Texas, met in a Regular Session on Monday, June 17, 2013. The meeting was held within the boundaries of the Town and was open to the public.

WORKSHOP SESSION – 6:00 PM

1. CALL TO ORDER - 6:03 P.M.

2. ROLL CALL

	PRESENT	ABSENT
Mayor Smith	X	
Councilmember Birdsong	X	
Councilmember Fisher	X	
Councilmember Kille	X	
Councilmember Russo	X	
Councilmember Dickey	X	<i>arrived at 6:09 p.m.</i>

3. LAW ENFORCEMENT OPTIONS; DISCUSSION OF SAME.

Mayor Smith recapped the changes from the May 2013 presentation for a multi-agency department: Originally, the budget to enter into a Multi-Agency Agreement with City of Aubrey and City of Krugerville with 15 officers was \$1.5 million. Currently, the budget has been decreased to \$1.25 million by removing three officers. The City of Aubrey has stated they will budget \$300,000 and the City of Krugerville has stated they will budget \$200,000 and Cross Roads will budget \$300,000 with \$150,000 startup costs the first year.

The second option was to do nothing; leading to the third option of an interlocal agreement with the Denton County Sherriff's Office. Mayor Smith has met with the Sherriff and the County has not requested the Town to do anything is mainly because of the low call volume. When call volume increases, the County will request an interlocal agreement. The interlocal agreement would cost approximately \$600,000 first year with \$400,000 annually.

The final option would be to start the Town's own Police Department.

Council held an informal discussion with each other and the audience.

Mayor Smith stated that tonight's action item is strictly to continue with Interlocal Agreement discussions and possibly approve an amount Council is willing to contribute to the multi-agency budget.

4. DISCUSSION OF AGENDA ITEMS POSTED FOR CONSIDERATION ON THE REGULAR SESSION AGENDA FOR JUNE 17, 2013.

Mayor Smith stated there was an issue with the new phone system billing that will be corrected next month.

Mayor Smith called a short recess at 6:58 p.m.

CONVENE INTO REGULAR SESSION – START TIME 7:08 PM

5. MAYOR'S ANNOUNCEMENTS AND UPDATES

- Commercial / Residential Development
- Community Events
- Public Input Reminders
- West Nile Virus

Mayor Smith gave an update to Council and addressed questions of his update. Discussion only, no action taken.

6. COUNCILMEMBERS' ANNOUNCEMENTS AND UPDATES

No announcements or updates given.

7. CITIZENS INPUT FOR ITEMS ON THE AGENDA.

Complete a Citizens Input form, and hand it to the Town Secretary. Please limit your comments to three minutes in duration and you are restricted from passing your time or any portion of unused minutes on to another citizen for comment. Action on your statement may only be taken at a future meeting.

No citizens address the Council.

Mayor Smith agenda item #22 forward:

22. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING LAW ENFORCEMENT OPTIONS, INCLUDING THE COMMITMENT OF FUNDING AND ENTERING INTO INTERLOCAL AGREEMENT DISCUSSIONS.

Motion made by Council member Fisher, seconded by Council member Birdsong, to approve moving forward with discussions of Interlocal agreements regarding law enforcement options, including annual funding of \$300,000 and up to \$150,000 in one time startup costs. Motion carried unanimously.

8. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING MAY FINANCIAL REPORTS.

Motion made by Council member Birdsong, seconded by Council member Fisher, to approve the May Financial Reports as presented. Motion carried unanimously.

9. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE MAY 20, 2013 TOWN COUNCIL MEETING MINUTES.

Motion made by Council member Kille, seconded by Council member Russo, to approve the May 20, 2013 Town Council Meeting Minutes as presented. Motion carried unanimously.

10. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING ADMINISTRATIVE, SELECT COMMISSIONS, COMMITTEES, BOARDS, AND TASKFORCE UPDATES:

- a. Economic Development Committee Update – Chair Sheehy
- b. Comprehensive Planning Committee Update – Chair Seybold
- c. Planning & Zoning Commission Update – Chair Moore
- d. Park Board Update – Chair Bacon

Committee Chairs updated Council regarding their last meeting and addressed questions; discussion only, no action taken.

11. **CONSIDER AND TAKE APPROPRIATE ACTION REGARDING AN ORDINANCE OF THE TOWN OF CROSS ROADS' TOWN COUNCIL REGARDING ATMOS APPROVING AND ADOPTING RATE SCHEDULE "RRM – RATE REVIEW MECHANISM" FOR ATMOS ENERGY CORPORATION, MID-TEX DIVISION TO BE IN FORCE IN THE TOWN FOR A PERIOD OF TIME AS SPECIFIED IN THE RATE SCHEDULE; ADOPTING A SAVINGS CLAUSE; DETERMINING THAT THIS ORDINANCE WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; DECLARING AN EFFECTIVE DATE; AND REQUIRING DELIVERY OF THIS ORDINANCE TO THE COMPANY AND ACSC LEGAL COUNSEL.**

TOWN OF CROSS ROADS
ORDINANCE NO. 2013-0617-01

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF CROSS ROADS, TEXAS, ("TOWN") APPROVING AND ADOPTING RATE SCHEDULE "RRM – RATE REVIEW MECHANISM" FOR ATMOS ENERGY CORPORATION, MID-TEX DIVISION TO BE IN FORCE IN THE TOWN FOR A PERIOD OF TIME AS SPECIFIED IN THE RATE SCHEDULE; ADOPTING A SAVINGS CLAUSE; DETERMINING THAT THIS ORDINANCE WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; DECLARING AN EFFECTIVE DATE; AND REQUIRING DELIVERY OF THIS ORDINANCE TO THE COMPANY AND ACSC LEGAL COUNSEL.

Motion made by Council member Russo, seconded by Council member Dickey, to approve Ordinance 2013-0617-01 approving and adopting Rate Schedule "RRM – Rate Review Mechanism" for Atmos Energy Corporation, Mid-Tex Division to be in force in the Town for a period of time as specified in the rate schedule; adopting a savings clause; determining that this Ordinance was passed in accordance with the requirements of the Texas Open Meetings Act; declaring an effective date; and requiring delivery of this Ordinance to the Company and ACSC Legal Counsel. Motion carried unanimously.

Mayor Smith opened the Public Hearing at 7:42 P.M.

CONVENE INTO PUBLIC HEARING

12. **CONDUCT PUBLIC HEARING TO HEAR PUBLIC INPUT REGARDING FINAL PLAT APPLICATION #2013-0506-01FP. SUBJECT PROPERTY LOCATION 7038 ROCKRIDGE TRAIL A 5 ACRE PARCEL (ID # 162911 & # 164558) IN THE OAK BLUFF SUBDIVISION THAT LIES WITHIN THE TOWN OF CROSS ROADS' EXTRA TERRITORIAL JURISDICTION. APPLICATION SUBMITTED BY PROPERTY OWNER JOHN A. WILLIAMSON WHO REQUESTS TO DIVIDE 5 ACRE PARCEL INTO TWO (2) PLATTED LOTS.**

No citizens addressed the Council.

13. **CONDUCT PUBLIC HEARING TO HEAR PUBLIC INPUT REGARDING PROPOSED CHANGES TO ARTICLE 3 SECTION 8 "TREE PRESERVATION AND PROTECTION" OF THE TOWN OF CROSS ROADS CODE OF ORDINANCES.**

No citizens addressed the Council.

Mayor Smith closed the Public Hearing and reconvened into Regular Session at 7:43 P.M.

RECONVENE INTO REGULAR SESSION

14. **CONSIDER AND TAKE APPROPRIATE ACTION REGARDING FINAL PLAT APPLICATION #2013-0506-01FP. SUBJECT PROPERTY LOCATION 7038 ROCKRIDGE TRAIL A 5 ACRE PARCEL (ID # 162911 & # 164558) IN THE OAK BLUFF SUBDIVISION THAT LIES WITHIN THE TOWN OF CROSS ROADS' EXTRA TERRITORIAL JURISDICTION. APPLICATION SUBMITTED BY PROPERTY OWNER JOHN A. WILLIAMSON WHO REQUESTS TO DIVIDE 5 ACRE PARCEL INTO TWO (2) PLATTED LOTS.**

Motion made by Council member Fisher, seconded by Council member Birdsong, to approve Final Plat Application #2013-0506-01FP. Motion carried unanimously.

- 15. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING CIVIL PLANS FOR SUBJECT PROPERTY LOCATION BEING LOTS 2R-3 AND 2R-4 IN THE VILLAGE AT CROSS ROADS COMMERCIAL PLANNED DEVELOPMENT SUBDIVISION AT THE NORTHEAST CORNER OF FM 424 AND US HIGHWAY 380. APPLICATION SUBMITTED BY KRIS HOLEYFIELD OF KIMLEY HORN ENGINEERING.**

Motion made by Council member Russo, seconded by Council member Dickey, to approve Civil Plans for subject property location being lots 2R-3 and 2R-4 in the Village at Cross Roads Commercial Planned Development Subdivision at the Northeast Corner of FM 424 and US Highway 380 contingent upon Mustang Water Approval. Motion carried unanimously.

- 16. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING A MINOR AMENDMENT TO PLANNED DEVELOPMENT DISTRICT FOR APPROXIMATELY 215 ACRES OF LAND SITUATED ON THE NORTH SIDE OF HIGHWAY 380, ON THE EAST SIDE OF FM 424, AND ON THE SOUTH SIDE OF FISHTRAP ROAD CONCERNING LANDSCAPING. SUBJECT PROPERTY BEING VILLAGE AT CROSS ROADS COMMERCIAL SUBDIVISION LOTS 2R-3 AND 2R-4 (AKA LOVETT COMMERCIAL BUILDING PERMITS OP 3 AND 4). REQUEST SUBMITTED BY OWNER LOVETT COMMERCIAL.**

Motion made by Council member Fisher, seconded by Council member Russo, to approve a minor amendment to Planned Development District for approximately 215 acres of land situated on the north side of Highway 380, on the east side of FM 424 and on the south side of Fishtrap Road concerning landscaping. Motion carried unanimously.

- 17. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING LANDSCAPE PLANS FOR SUBJECT PROPERTY LOCATION BEING LOTS 2R-3 AND 2R-4 IN THE VILLAGE AT CROSS ROADS COMMERCIAL PLANNED DEVELOPMENT SUBDIVISION AT THE NORTHEAST CORNER OF FM 424 AND US HIGHWAY 380. APPLICATION SUBMITTED BY KRIS HOLEYFIELD OF KIMLEY HORN ENGINEERING.**

Motion made by Council member Birdsong, seconded by Council member Fisher, to approve Landscape Plans for subject property location being lots 2R-3 and 2R-4 in the Village at Cross Roads Commercial Planned Development Subdivision at the Northeast Corner of FM 424 and US Highway 380 upon following conditions: the trees along the perimeter to allow grouping with a different variety of tree, maybe crepe myrtles, remove one the large trees in the median and increase the remaining tree to a 100 gallon minimum with a 5 inch diameter, measured at breast high, and 2-1 tree swapping. Motion carried unanimously.

- 18. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING TECHNICAL SITE PLAN APPLICATION #2013-0426-01SP FOR SUBJECT PROPERTY LOCATION BEING LOTS 2R-3 AND 2R-4 IN THE VILLAGE AT CROSS ROADS COMMERCIAL PLANNED DEVELOPMENT SUBDIVISION AT THE NORTHEAST CORNER OF FM 424 AND US HIGHWAY 380. APPLICATION SUBMITTED BY KRIS HOLEYFIELD OF KIMLEY HORN ENGINEERING.**

Motion made by Council member Russo, seconded by Council member Dickey, to approve Technical Site Plan Application #2013-0426-01SP for subject property location being lots 2R-3 and 2R-4 in the Village at Cross Roads Commercial Planned Development Subdivision at the Northeast Corner of FM 424 and US Highway 380. Motion carried unanimously.

19. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING COMMERCIAL BUILDING APPLICATION #2013-0508-01C FOR SUBJECT PROPERTY LOCATION BEING LOT 2R-4 IN THE VILLAGE AT CROSS ROADS COMMERCIAL PLANNED DEVELOPMENT SUBDIVISION AT THE NORTHEAST CORNER OF FM 424 AND US HIGHWAY 380. APPLICATION SUBMITTED BY ALLEN OGHENEJOB OF IDENTITY ARCHITECTS.

Motion made by Council member Birdsong, seconded by Council member Kille, to approve Commercial Building Application #2013-0508-01C for subject property location being lot 2R-4 in the Village at Cross Roads Commercial Planned Development Subdivision at the Northeast Corner of FM 424 and US Highway 380 with the following conditions:

- Add gables on the north side elevation to break up the top roof line
- Add accents upon canopy connection points
- Move the roof ladder access inside
- Address the remaining comments of Building Official.

Motion carried unanimously.

20. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING COMMERCIAL BUILDING APPLICATION #2013-0508-02C FOR SUBJECT PROPERTY LOCATION BEING LOT 2R-3 IN THE VILLAGE AT CROSS ROADS COMMERCIAL PLANNED DEVELOPMENT SUBDIVISION AT THE NORTHEAST CORNER OF FM 424 AND US HIGHWAY 380. APPLICATION SUBMITTED BY ALLEN OGHENEJOB OF IDENTITY ARCHITECTS.

Motion made by Council member Birdsong, seconded by Council member Fisher, to approve Commercial Building Application #2013-0508-02C for subject property location being lot 2R-3 in the Village at Cross Roads Commercial Planned Development Subdivision at the Northeast Corner of FM 424 and US Highway 380 with the following conditions

- Add gables on the north side elevation to break up the top roof line
- Add accents upon canopy connection points
- Move the roof ladder access inside
- Address the remaining comments of Building Official.

Motion carried unanimously.

21. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING AN ORDINANCE OF THE TOWN OF CROSS ROADS, TEXAS, ESTABLISHING THE CROSS ROADS MUNICIPAL DEVELOPMENT DISTRICT; ESTABLISHING THE BOUNDARIES OF THE MUNICIPAL DEVELOPMENT DISTRICT AND IMPOSING A SALES AND USE TAX AT THE RATE OF ONE-FOURTH OF ONE PERCENT (1/4%) FOR THE PURPOSE OF FINANCING DEVELOPMENT PROJECTS BENEFICIAL TO THE DISTRICT; PROVIDING POWERS OF THE DISTRICT; PROVIDING FOR A BOARD OF DIRECTORS AND ESTABLISHING QUALIFICATIONS AND TERMS OF OFFICE OF MEMBERS; PROVIDING FOR A DEVELOPMENT FUND; PROVIDING A SEVERABILITY CLAUSE; AND, PROVIDING AN EFFECTIVE DATE.

TOWN OF CROSS ROADS
ORDINANCE NO. 2013-0617-02

AN ORDINANCE OF THE TOWN OF CROSS ROADS, TEXAS, ESTABLISHING THE CROSS ROADS MUNICIPAL DEVELOPMENT DISTRICT; ESTABLISHING THE BOUNDARIES OF THE MUNICIPAL DEVELOPMENT DISTRICT AND IMPOSING A SALES AND USE TAX AT THE RATE OF ONE-FOURTH OF ONE PERCENT (1/4%) FOR THE PURPOSE OF FINANCING DEVELOPMENT PROJECTS BENEFICIAL TO THE DISTRICT; PROVIDING POWERS OF THE DISTRICT; PROVIDING FOR A BOARD OF DIRECTORS AND ESTABLISHING QUALIFICATIONS AND TERMS OF OFFICE OF MEMBERS; PROVIDING FOR A DEVELOPMENT FUND; PROVIDING A SEVERABILITY CLAUSE; AND, PROVIDING AN EFFECTIVE DATE.

Discussion only; no action taken.

23. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING PROPOSED CHANGES TO ARTICLE 3 SECTION 8 "TREE PRESERVATION AND PROTECTION" OF THE TOWN OF CROSS ROADS CODE OF ORDINANCES.

Motion made by Council member Fisher, seconded by Council member Birdsong, to approve proposed changes to Article 3 Section 8 "Tree Preservation and Protection" of the Town of Cross Roads' Code of Ordinances. Motion carried unanimously.

24. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING PROPOSED CHANGES TO ARTICLE 6 SECTION 4 "PROPERTY MAINTENANCE REGULATIONS" OF THE TOWN OF CROSS ROADS' CODE OF ORDINANCES.

Motion made by Council member Fisher, seconded by Council member Russo, to approve proposed changes to Article 6 Section 4 "Property Maintenance Regulations" of the Town of Cross Roads' Code of Ordinance with the change of "EDGE OF PUBLIC ROADWAY". Motion carried unanimously.

25. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING DESIGNATING SIGNATURES FOR THE POINT BANK SAFETY DEPOSIT BOX.

Motion made by Council member Fisher, seconded by Council member Birdsong, to designate Town Administrator Ritchie, Town Secretary DePrater, and Deputy Town Secretary Ross as Signatures for the Point Bank Safety Deposit Box. Motion carried unanimously.

26. CITIZENS INPUT FOR ITEMS NOT ON THE AGENDA.

Complete a Citizens Input form, and hand it to the Town Secretary. Please limit your comments to three minutes in duration and you are restricted from passing your time or any portion of unused minutes on to another citizen for comment. The Town Council is restricted from discussing or taking action on items not posted on the agenda. Action on your statement may only be taken at a future meeting.

Carol Roberts, 900 North Pottershop, Suite 100 addressed the Town Council requests an agenda item on the next Staff Meeting agenda regarding 3500 Mosely Road garage sale permits and creating a policy for property owners and losing COs.

27. TOWN COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS

No Town Council deliberation or discussion may take place during this agenda item.

Council member Fisher asked that we consider Carol's request and MDD Ordinance

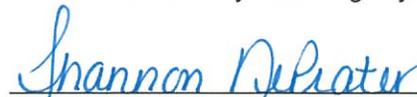
28. FUTURE MEETINGS

All scheduled meetings are held in the Council Chambers. All citizens are invited to participate; schedule may change.

- Economic Development Committee Meeting - Monday, June 24, 2013 at 7:00 PM
- Administrative Staff Meeting - Monday, July 1, 2013 at 3:00 PM
- Planning & Zoning Commission Meeting - Tuesday, July 2, 2013 at 7:00 PM
- Park Board Meeting – Tuesday, July 9, 2013 at 7:00 PM
- Comprehensive Planning – Wednesday, July 10, 2013 at 7:00 PM
- Town Council Meeting – Monday, July 15, 2013 at 7:00 PM

29. ADJOURN

Motion made my Council member Russo, seconded by Council member Birdsong, to adjourn. Motion carried unanimously. Meeting adjourned at 9:02 p.m.


Shannon DePrater, TRMC, Town Secretary
Town of Cross Roads, Texas


Steve Smith, Mayor
Town of Cross Roads, Texas