



**MINUTES OF WORKSHOP AND REGULAR SESSION  
TOWN COUNCIL MEETING  
FOR THE TOWN OF CROSS ROADS  
LOCATION: 1401 FM 424, CROSS ROADS, TX 76227  
MONDAY, DECEMBER 15, 2014  
WORKSHOP SESSION – 6:00 P.M.  
REGULAR SESSION – 7:00 PM**

Call to Order

**WORK SESSION - 6:00 P.M.**

1. Discussion of agenda items posted for consideration on the Regular Session Agenda for December 15, 2014.

Council discussed posted agenda items.

*Mayor Pro Tem Russo called a short recess.*

**CONVENE INTO REGULAR SESSION - START TIME 7:00 PM**

2. Roll Call

<b>Attendee Name</b>	<b>Title</b>	<b>Status</b>
Steve Smith	Mayor	Present
Bruce Birdsong	Council member	Present
Larry Fisher	Council member	Present
Alan Hauf	Council member	Present
Wally Kille	Council member	Present
Tony Russo	Council member	Present

3. Mayor's Announcements and Updates
  - Commercial / Residential Development

Mayor Smith gave an update and addressed questions of his update; discussion only, no action taken.

4. Council members' Announcements and Updates

No Council announcements or updates were given.

5. Commission and Committees Announcements and Updates
  - Planning & Zoning Commission - Chair Meek
  - Municipal Development District - Council member Fisher
  - Park Board Committee - Chair Stevens
  - Comprehensive Planning Committee - Chair Seybold
  - Road Repair Committee - Chair Roberson

- Northeast Police Department Commission - Chief Edland

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

6. 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.*

No Citizens input.

7. Citizen 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. Action on your statement may only be taken at a future meeting.*

No Citizens input.

8. Consider and take appropriate action regarding the November 17, 2014 Town Council Meeting Minutes.

Motion made by Council member Fisher, seconded by Council member Birdsong, to approve the November 17, 2014 Town Council Meeting Minutes as presented. Motion carried unanimously.

**RESULT:**        **APPROVED [UNANIMOUS]**  
**MOVER:**        Larry Fisher, Council member  
**SECONDER:**    Bruce Birdsong, Council member  
**AYES:**         Birdsong, Fisher, Hauf, Kille, Russo

9. Consider and take appropriate action regarding the November 2014 Financial Report.

Motion made by Council member Kille, seconded by Council member Hauf, to approve the November 2014 Financial Report as presented. Motion carried unanimously.

**RESULT:**        **APPROVED [UNANIMOUS]**  
**MOVER:**        Wally Kille, Council member  
**SECONDER:**    Alan Hauf, Council member  
**AYES:**         Birdsong, Fisher, Hauf, Kille, Russo

10. Consider and take appropriate action regarding the FY14 Audit Report.

Motion made by Council member Hauf, seconded by Council member Russo, to accept the FY14 Audit Report. Motion carried unanimously.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Alan Hauf, Council member
<b>SECONDER:</b>	Tony Russo, Council member
<b>AYES:</b>	Birdsong, Fisher, Hauf, Kille, Russo

11. Consider and take appropriate action authorizing the Mayor to enter into a contract agreement between William C. Spore and the Town of Cross Roads for Audit and Financial Services for FY15.

Motion made by Council member Fisher, seconded by Council member Birdsong, to authorize the Mayor to enter into a contract agreement between William C. Spore and the Town of Cross Roads for Audit and Financial Services for FY17. Motion carried unanimously.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Larry Fisher, Council member
<b>SECONDER:</b>	Bruce Birdsong, Council member
<b>AYES:</b>	Birdsong, Fisher, Hauf, Kille, Russo

*Mayor Smith convened into Public Hearing at 7:32 p.m.*

### **CONVENE INTO PUBLIC HEARING**

12. Conduct a Public Hearing to hear Public Input regarding proposed changes to Section 14.03.003 "Definitions" and Section 14.03.008 "Architectural Guidelines" of the Town of Cross Roads' Code of Ordinances.

No Citizens input.

*Mayor Smith reconvened into Regular Session at 7:33 p.m.*

**RECONVENE INTO REGULAR SESSION**

13. Consider and take appropriate action regarding proposed Sign Variance Application #2014-1204-01SV; subject property being northeast corner of Fishtrap Road/Moseley Road and US Highway 380 intersection, Cross Roads, Texas.

Motion made by Council member Kille, seconded by Council member Russo, to approve Sign Variance Application #2014-1204-01SV; subject property being northeast corner of Fishtrap Road/Moseley Road and US Highway 380 intersection, for one year with the stipulation that if the remaining lots are sold prior to the end of the one year, the sign will be removed. Motion carried 4-1-0 with Council members Hauf, Russo, Kille and Birdsong voting for and Council member Fisher voting against.

<b>RESULT:</b>	<b>APPROVED [4 TO 1]</b>
<b>MOVER:</b>	Wally Kille, Council member
<b>SECONDER:</b>	Tony Russo, Council member
<b>AYES:</b>	Birdsong, Hauf, Kille, Russo
<b>NAYS:</b>	Fisher

14. Consider and take appropriate action regarding proposed Commercial Replat Application #2014-1103-01RP to create Lots 6R, 7R1, and 7R-2; subject property being north of Intersection of US Highway 380 and Walmart Drive, (Village Veterinary Center), Cross Roads, Texas.

Motion made by Council member Birdsong, seconded by Council member Fisher, to approve Commercial Replat Application #2014-1103-01RP to create Lots 6R, 7R1, and 7R-2; subject property being north of Intersection of US Highway 380 and Walmart Drive, (Village Veterinary Center), as proposed. Motion carried unanimously.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Bruce Birdsong, Council member
<b>SECONDER:</b>	Larry Fisher, Council member
<b>AYES:</b>	Birdsong, Fisher, Hauf, Kille, Russo

15. Consider and take appropriate action regarding proposed Technical Site Plan Application #2014-1103-02TSP; subject property being north of Intersection of US Highway 380 and Walmart Drive, (Village Veterinary Center), Cross Roads, Texas.

Motion made by Council member Russo, seconded by Council member Kille, to approve Technical Site Plan Application #2014-1103-02TSP; subject property being north of intersection of US Highway 380 and Walmart Drive, (Village Veterinary Center), subject to two conditions; one, Mustang Special Utility District's review and approval of water and sanitary sewer connections and, two, drainage leave out on the northeast curb connection. Motion carried unanimously.

<b>RESULT:</b>	<b>APPROVED WITH STIPULATIONS [UNANIMOUS]</b>
<b>MOVER:</b>	Tony Russo, Council member
<b>SECONDER:</b>	Wally Kille, Council member
<b>AYES:</b>	Birdsong, Fisher, Hauf, Kille, Russo

16. Consider and take appropriate action regarding proposed Landscape Plan; subject property being north of Intersection of US Highway 380 and Walmart Drive, (Village Veterinary Center), Cross Roads, Texas.

Motion made by Council member Birdsong, seconded by Council member Hauf, to approve Landscape Plan; subject property being north of intersection of US Highway 380 and Walmart Drive, (Village Veterinary Center), as proposed. Motion carried unanimously.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Bruce Birdsong, Council member
<b>SECONDER:</b>	Alan Hauf, Council member
<b>AYES:</b>	Birdsong, Fisher, Hauf, Kille, Russo

17. Consider and take appropriate action regarding proposed Civil Plans Application; subject property being north of Intersection of US Highway 380 and Walmart Drive, (Village Veterinary Center), Cross Roads, Texas.

Motion made by Council member Russo, seconded by Council member Fisher, to approve Civil Plans Application; subject property being north of intersection of US Highway 380 and Walmart Drive, (Village Veterinary Center), subject to two conditions; one, Mustang Special Utility District's review and approval of water and sanitary sewer connections and, two, drainage leave out on the northeast curb connection. Motion carried unanimously. Motion carried unanimously.

<b>RESULT:</b>	<b>APPROVED WITH STIPULATIONS [UNANIMOUS]</b>
<b>MOVER:</b>	Tony Russo, Council member
<b>SECONDER:</b>	Larry Fisher, Council member
<b>AYES:</b>	Birdsong, Fisher, Hauf, Kille, Russo

18. Consider and take appropriate action regarding proposed Building Plans Application #2014-1103-05COM; subject property being North of Intersection of US Highway 380 and Walmart Drive, (Village Veterinary Center), Cross Roads, Texas.

Motion made by Council member Birdsong, seconded by Council member Kille, to approve Building Plans Application #2014-1103-05COM; subject property being North of Intersection of US Highway 380 and Walmart Drive, (Village Veterinary Center), as proposed. Motion carried unanimously.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Bruce Birdsong, Council member
<b>SECONDER:</b>	Wally Kille, Council member
<b>AYES:</b>	Birdsong, Fisher, Hauf, Kille, Russo

19. Consider and take appropriate action regarding an Ordinance amending Section 14.03.003 "Definitions" and Section 14.03.008 "Architectural Guidelines" of the Town of Cross Roads' Code of Ordinances.

Motion made by Council member Birdsong, seconded by Council member Russo, to approve an Ordinance amending Section 14.03.003 "Definitions" and Section 14.03.008 "Architectural Guidelines" of the Town of Cross Roads' Code of Ordinances and to include the following language within the Substantial Improvement definition:

Market value being determined by the Denton Central Appraisal District or by a private certified appraisal, whichever is greater. Prior reconstruction, rehabilitation, addition or other improvements constructed in the previous 24 months shall be included with the proposed improvement for determination of improvement value.

Council member Fisher made a friendly amendment to approve Ordinance subject to review and approval of the Town Attorney. Both Council member Birdsong and Russo agree to the friendly amendment. Motion carried unanimously.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Bruce Birdsong, Council member
<b>SECONDER:</b>	Tony Russo, Council member
<b>AYES:</b>	Birdsong, Fisher, Hauf, Kille, Russo

20. Consider and take appropriate action regarding the CareFlite Group Membership Agreement Extension for Plan Year 2015.

Motion made by Council member Kille, seconded by Council member Fisher, to approve the CareFlite Group Membership Agreement Extension for Plan Year 2015. Motion carried unanimously.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Wally Kille, Council member
<b>SECONDER:</b>	Larry Fisher, Council member
<b>AYES:</b>	Birdsong, Fisher, Hauf, Kille, Russo

21. Town Council requests for future agenda items

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

Council member Birdsong requested a discussion regarding minimum number of lights and light levels/lumens on commercial properties.

Council member Fisher requested action on the current MDD vacancy.

Mayor Smith requested that C1 and C2 zoning separation discussion be added to the January Administrative Staff agenda.

*Mayor Smith convened into Executive Session at 7:51 p.m.*

**CONVENE INTO EXECUTIVE SESSION**

22. Pursuant to Texas Government Code, Section 551.071 (Consultation with Town Attorney) the Town Council will convene in executive session to consult with its Town Attorney "on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts" with the Act:

(1) Discussion of laws and procedures associated with Annexations within the Town's Extraterritorial Jurisdiction.

*Mayor Smith reconvened into Regular Session at 9:01 p.m.*

**RECONVENE INTO REGULAR SESSION**

23. Consider and take appropriate action regarding matters discussed in Executive Session.

Motion made by Council member Birdsong, seconded by Council member Kille, to authorize Staff to pursue any and all actions, necessary or appropriate, to contest the annexation west of FM 720 and west of Oak Grove Road by Little Elm, Texas. Motion carried unanimously.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Bruce Birdsong, Council member
<b>SECONDER:</b>	Wally Kille, Council member
<b>AYES:</b>	Birdsong, Fisher, Hauf, Kille, Russo

**24. Future meetings and events:**

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

- CANCELLED Northeast Police Department Commission Meeting - Thursday, December 18, 2014 at 7:00 p.m.
- OFFICES CLOSED - Wednesday, December 24 - Friday, December 26, 2014 in observance of the Christmas Holiday
- OFFICES CLOSED - Thursday, January 1, 2015 in observance of the New Year's Holiday
- Administrative Staff Meeting - Monday, January 5, 2015 at 3:00 p.m.
- Municipal Development District Meeting - Monday, January 5, 2015 at 7:00 p.m.
- Planning & Zoning Commission Meeting - Tuesday, January 6, 2015 at 7:00 p.m.
- Park Board Committee Meeting - Tuesday, January 13, 2015 at 7:00 p.m.
- Comprehensive Planning Committee Meeting - Wednesday, January 14, 2015 at 7:00 p.m.
- Northeast Police Department Commission Meeting - Thursday, January 15, 2015 at 7:00 p.m.
- Town Council Meeting - Monday, January 19, 2015 at 7:00 p.m.

Mayor Smith listed the future events and meeting dates.

**Adjourn**

Motion made by Council member Fisher, seconded by Council member Kille, to adjourn. Meeting adjourned at 9:04 p.m.

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

  
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Steve Smith, Mayor  
Town of Cross Roads, Texas

