



**MINUTES OF WORKSHOP AND REGULAR SESSION
TOWN COUNCIL MEETING
FOR THE TOWN OF CROSS ROADS
LOCATION: 1401 FM 424, CROSS ROADS, TX 76227
MONDAY, APRIL 20, 2015
WORKSHOP SESSION – 6:00 P.M.
REGULAR SESSION – 7:00 PM**

Call to Order - 6:01 PM

WORK SESSION - 6:00 P.M.

1. Discussion of agenda items posted for consideration on the Regular Session Agenda for April 20, 2015.

Mayor Smith and Council discussed posted agenda items.

CONVENE INTO REGULAR SESSION - START TIME 7:10 PM

2. Roll Call

Attendee Name	Title	Status	Arrived
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 updates included signal heads are flashing at the Moseley/Fishtrap/380 Intersection and that Early Voting begins Monday, April 27.

4. Council members' Announcements and Updates

Council member Hauf stated that the Park Board Committee still needs members.

5. Commission and Committees Announcements and Updates
 - Planning & Zoning Commission – Chair Meek
 - Municipal Development District – President Hudak
 - 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.

Mr. Virgil Strange, 531 North Locust, Denton, Texas spoke in favor of Agenda Item 21 - Tree Removal Application #2015-0415-01TR.

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 March 16, 2015 Regular Session Town Council Meeting Minutes.

Motion made by Council member Birdsong, seconded by Council member Russo, to approve the March 16, 2015 Regular Town Council Meeting Minutes as presented. Motion carried unanimously.

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

9. Consider and take appropriate action regarding the April 6, 2015 Special Session Town Council Meeting Minutes.

Motion made by Council member Fisher, seconded by Council member Kille, to approve the April 6, 2015 Special Session Town Council Meeting Minutes as presented. Motion carried unanimously.

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

10. Consider and take appropriate action regarding the March 2015 Financial Report.

Motion made by Council member Fisher, seconded by Council member Birdsong, to approve the March 2015 Financial Report as presented. Motion carried unanimously.

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

Mayor Smith convened into Public Hearing at 7:28 p.m.

CONVENE INTO PUBLIC HEARING

11. Conduct a Public Hearing to receive Public Input regarding a proposed Zoning Change from Residential to C-2 Commercial; subject property being 1000 North Pottershop Road, Cross Roads, Texas.

No Citizen Input.

12. Conduct a Public Hearing to receive Public Input regarding a proposed Zoning Change from Agriculture to C-2 Commercial; subject property being A0803a, RJ Mosley, Tr 51a, Cross Roads, Texas.

No Citizen Input.

13. Conduct a Public Hearing to receive Public Input regarding proposed amendments to Section 14.03.076 C-Commercial District Uses of the Town of Cross Roads Code of Ordinances.

No Citizen Input.

Mayor Smith reconvened into Regular Session at 7:29 p.m.

RECONVENE INTO REGULAR SESSION

14. Consider and take appropriate action regarding proposed Accessory Building Application #2015-0202-03COM; subject property being 7700 US Highway 380 (Big Tex Retail) Cross Roads, Texas.

Motion made by Council member Russo, seconded by Council member Fisher, to approve Accessory Building Application #2015-0202-03COM; subject property being 7700 US Highway 380 (Big Tex Retail) with the condition that it meets both the Architecture Review Committee requirements and the Town Building Official's comments.

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

The Town Council considered agenda items 15 - 17 concurrently.

15. Consider and take appropriate action regarding proposed Technical Site Plan Application; subject property being 8800 US Highway 380 (Cross Roads Medical, Phase II/Presidio @ 3eighty) Cross Roads, Texas.

16. Consider and take appropriate action regarding proposed Landscape Plan Application; subject property being 8800 US Highway 380 (Cross Roads Medical, Phase II/Presidio @ 3eighty) Cross Roads, Texas.

17. Consider and take appropriate action regarding proposed Building Application #2015-0309-01COM; subject property being 8800 US Highway 380 (Cross Roads Medical, Phase II/Presidio @ 3eighty) Cross Roads, Texas.

Motion made by Council member Birdsong, seconded by Council member Hauf, to table agenda items 15, 16, and 17. Motion carried unanimously.

RESULT:	POSTPONE [UNANIMOUS]
MOVER:	Bruce Birdsong, Council member
SECONDER:	Alan Hauf, Council member
AYES:	Birdsong, Fisher, Hauf, Kille, Russo

18. Consider and take appropriate action regarding an Ordinance of the Town of Cross Roads approving a proposed Zoning Change Request from Residential to C-2 Commercial; subject property being 1000 North Pottershop Road, Cross Roads, Texas.

Motion made by Council member Hauf, seconded by Council member Kille, to approve an Ordinance of the Town of Cross Roads approving a proposed Zoning Change Request from Residential to C-2 Commercial; subject property being 1000 North Pottershop Road as presented. Motion carried unanimously.

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

19. Consider and take appropriate action regarding an Ordinance of the Town of Cross Roads approving a proposed Zoning Change Request from Agriculture to C-2 Commercial; subject property being A0803a, RJ Mosley, Tr 51a, Cross Roads, Texas.

Motion made by Council member Birdsong, seconded by Council member Fisher, to approve an Ordinance of the Town of Cross Roads approving a proposed Zoning Change Request from Agriculture to C-2 Commercial; subject property being A0803a, RJ Mosley, Tr 51a, as presented. Motion carried unanimously.

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

20. Consider and take appropriate action regarding Replat Application #2015-0319-01RP combining three platted lots into one single lot; subject property being 3201 East US Highway 380, Cross Roads, Texas.

Motion made by Council member Hauf, seconded by Council member Fisher, to approve Replat Application #2015-0319-01RP combining three platted lots into one single lot; subject property being 3201 East US Highway 380 as presented. Motion carried unanimously.

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

21. Consider and take appropriate action regarding Tree Removal Application #2015-0415-01TR; subject property being 3201 East US Highway 380, Cross Roads, Texas.

Motion made by Council member Fisher, seconded by Council member Kille, to approve Tree Removal Application #2015-0415-01TR to remove four trees without mitigation; subject property being 3201 East US Highway 380. Motion carried unanimously.

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

22. Consider and take appropriate action regarding Tree Removal Permit Application #2015-0402-01TR; subject property being 2170 Woodland Drive, Cross Roads, Texas.

Motion made by Council member Birdsong, seconded by Council member Hauf, to approve Tree Removal Permit Application #2015-0402-01TR; subject property being 2170 Woodland Drive as presented. Motion carried unanimously.

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

23. Consider and take appropriate action regarding a request to extend the expiration date of Oak Hill Ranch Final Plat.

Motion made by Council member Fisher, seconded by Council member Kille, to extend the expiration date of Oak Hill Ranch Final Plat for 180 days. Motion carried unanimously.

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

24. Consider and take appropriate action regarding proposed tree mitigation plan for Phase 1 of Oak Hill Ranch.

Motion made by Council member Birdsong, seconded by Council member Fisher, to approve the proposed tree mitigation plan for Phase 1 and 2 of Oak Hill Ranch with the stipulation that prior to issuing any building permits, staff will review the deed restrictions which shall state that the HOA will responsible for any and all tree maintenance in regards to the tree mitigation plan. Motion carried unanimously.

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

The Town Council considered agenda items 25 - 33 concurrently.

25. Consider and take appropriate action regarding Sign Variance Application #2015-0409-02SV (Sign B3); subject property being Lot 6R, Block A Cross Roads Retail (Jack in the Box), Cross Roads, Texas.
26. Consider and take appropriate action regarding Sign Variance Application #2015-0409-03SV (Sign C1); subject property being Lot 6R, Block A Cross Roads Retail (Jack in the Box), Cross Roads, Texas.
27. Consider and take appropriate action regarding Sign Variance Application #2015-0409-04SV (Sign C2); subject property being Lot 6R, Block A Cross Roads Retail (Jack in the Box), Cross Roads, Texas.
28. Consider and take appropriate action regarding Sign Variance Application #2015-0409-05SV (Sign C3); subject property being Lot 6R, Block A Cross Roads Retail (Jack in the Box), Cross Roads, Texas.

29. Consider and take appropriate action regarding Sign Variance Application #2015-0409-06SV (Sign C4); subject property being Lot 6R, Block A Cross Roads Retail (Jack in the Box), Cross Roads, Texas.
30. Consider and take appropriate action regarding Sign Variance Application #2015-0409-07SV (Sign C5); subject property being Lot 6R, Block A Cross Roads Retail (Jack in the Box), Cross Roads, Texas.
31. Consider and take appropriate action regarding Sign Variance Application #2015-0409-08SV (Sign C6); subject property being Lot 6R, Block A Cross Roads Retail (Jack in the Box), Cross Roads, Texas.
32. Consider and take appropriate action regarding Sign Variance Application #2015-0409-09SV (Sign E1); subject property being Lot 6R, Block A Cross Roads Retail (Jack in the Box), Cross Roads, Texas.
33. Consider and take appropriate action regarding Sign Variance Application #2015-0409-10SV (Sign E2); subject property being Lot 6R, Block A Cross Roads Retail (Jack in the Box), Cross Roads, Texas.

Motion made by Council member Birdsong, seconded by Council member Fisher, to allow for four (4) POP signs, removing the gooseneck lighting above signs that will not be used, no window marketing, and to allow two directional signs without logos. Motion carried unanimously.

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

34. Consider and take appropriate action regarding the designating of a Qualified Engineering Consultant for Naylor Road Improvement Design and authorizing the Mayor to enter into contract negotiations and signing of contract.

Motion made by Council member Kille, seconded by Council member Hauf, to authorize the Mayor to enter into contract negotiations with Kimley-Horn and Associates for Naylor Road Improvement Design. Motion carried unanimously.

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

35. Consider and take appropriate action regarding the designation of a Qualified Survey Consultant for Miscellaneous Service Services and authorizing the Mayor to enter into contract negotiations and signing of contract.

Motion made by Council member Birdsong, seconded by Council member Kille, to authorize the Mayor to enter into contract negotiations with KAZ Surveying for Miscellaneous Surveying Services. Motion carried unanimously.

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

36. Consider and take appropriate action regarding an Ordinance of the Town of Cross Roads amending Section 14.03.076 C-Commercial District Uses of the Town of Cross Roads Code of Ordinances.

Carol Roberts, 900 North Pottershop, Cross Roads, Texas addressed the Council with questions in relation to restricting a strip mall to only C1 or C2 uses.

Motion made by Council member Russo, seconded by Council member Kille, to table this agenda item. Motion carried unanimously.

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

37. Consider and take appropriate action regarding an Ordinance of the Town of Cross Roads adopting a new Thoroughfare Plan.

Motion made by Council member Hauf, seconded by Council member Russo, to approve an Ordinance of the Town of Cross Roads adopting a new Thoroughfare Plan as presented. Motion carried unanimously.

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

The Town Council considered agenda items 38 - 39 concurrently.

38. Review and discuss MDD second quarter Fiscal Year 2015 Financials.

39. Review and discuss NEPD and NEMC second quarter Fiscal Year 2015 Statistics and Financials.

Mayor Smith presented the FY2015 second quarter statistics and financials to the Council and addressed questions. No action taken.

40. Town Council requests for future agenda items

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

Council member Hauf requested a discussion of the sign ordinance at the next staff meeting.

41. Future meetings and events:

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

- *Administrative Staff Meeting - Monday, May 4, 2015 at 3:00 p.m.*
- *Municipal Development District Meeting - Monday, May 4, 2015 at 7:00 p.m.*
- *Planning & Zoning Commission Meeting - Tuesday, May 5, 2015 at 7:00 p.m.*
- *Park Board Committee Meeting - Tuesday, May 12, 2015 at 7:00 p.m.*
- *Comprehensive Planning Committee Meeting - Wednesday, May 13, 2015 at 7:00 p.m.*
- *Town Council Meeting - Monday, May 18, 2015 at 7:00 p.m.*
- *Northeast Police Department Commission Meeting - Thursday, May 21, 2015 at 7:00 p.m.*
- *TOWN OFFICES CLOSED - Monday, May 25, 2015 in observance of Memorial Day*

Mayor Smith listed the future events and meeting dates.

Mayor Smith convened into Executive Session at 8:42 p.m.

CONVENE INTO EXECUTIVE SESSION

42. 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.

43. Pursuant to Texas Government Code, Annotated, Subchapter 551, Section 551.074(A) "Personnel Matters", the Town Council will convene into Executive Session to:

(1) Discuss and deliberate on the appointment, evaluation and compensation for Town employees.

Mayor Smith reconvened into Regular Session at 9:54 p.m.

RECONVENE INTO REGULAR SESSION

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

No action taken.

Adjourn

Motion made by Council member Fisher, seconded by Council member Hauf, to adjourn. Meeting adjourned at 9:55 p.m.

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

Steve Smith, Mayor
Town of Cross Roads, Texas