



MINUTES
FEBRUARY 8, 2010
TOWN OF CROSS ROADS
REGULAR TOWN COUNCIL MEETING

TOWN OF CROSS ROADS
COUNTY OF DENTON, TEXAS

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

1. MAYOR KITCHENS CALLED TO ORDER TOWN COUNCIL MEETING AT 7:00 PM.

2. ROLL CALL

	PRESENT	ABSENT
MAYOR KITCHENS	X	
COUNCILMEMBER SCHRAEDER		X
COUNCILMEMBER SMITH	X	
COUNCILMEMBER SEYBOLD	X	
COUNCILMEMBER T. RUSSO	X	
UNOCCUPIED SEAT	-	-

3. DISCUSS, CONSIDER, AND ACT ON APPROVING THE 2008 - 2009 FISCAL YEAR AUDIT REPORT AS PRESENTED BY WILLIAM C. SPORE.

MOTION – Councilmember Seybold made a motion seconded by Councilmember Smith to approve the 2008 – 2009 fiscal year audit report as presented.
MOTION PASSED UNANIMOUSLY

4. DISCUSS, CONSIDER, AND ACT ON AUTHORIZING MAYOR TO SIGN FINANCIAL SERVICES CONTRACT FOR 2009 – 2010 FISCAL WITH WILLIAM C. SPORE C.P.A.

MOTION – Councilmember Smith made a motion seconded by Councilmember Russo to approve the 2009 – 2010 service contract for financial audit.
MOTION PASSED UNANIMOUSLY

5. MAYOR AND COUNCILMEMBERS' ANNOUNCEMENTS. Mayor Kitchens reminded everyone that the Volunteer appreciation dinner banquet was 6:00 pm February 20, 2010 at the Prairie House Restaurant.

6. 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 citizen requested to speak.

TOWN OF CROSS ROADS
MINUTES

2

7. DISCUSS, CONSIDER, AND ACT ON FINANCIAL REPORTS (*Reporting Officer – Mayor Kitchens*)

A. DISCUSS, CONSIDER, AND APPROVE THE LIST OF BILLS FOR JANUARY 2010.

MOTION – Councilmember Smith made a motion seconded by Councilmember Seybold to approve the list of bills for the month of January 2009.

MOTION PASSED UNANIMOUSLY.

B. DISCUSS, CONSIDER, AND APPROVE THE FINANCIAL REPORTS FOR JANUARY 2010.

MOTION – Councilmember T. Russo made a motion seconded by Councilmember Seybold to approve the financial reports for the month of January 2009.

MOTION PASSED UNANIMOUSLY.

8. DISCUSS, CONSIDER, AND APPROVE COUNCIL MEETING MINUTES OF JANUARY 25 & 11, 2010.

MOTION – Councilmember Smith made a motion seconded by Councilmember T. Russo to approve the minutes of January 11, 2010.

MOTION PASSED UNANIMOUSLY.

MOTION – Councilmember Smith made a motion seconded by Councilmember T. Russo to approve the minutes of January 25, 2010.

MOTION PASSED UNANIMOUSLY.

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

A. ADMINISTRATIVE REPORT - *Reporting Official Town Secretary Katherine Ritchie Updated the council on the SECO grant and filing and election activities.*

B. COMPREHENSIVE PLANNING COMMITTEE REPORT - *Reporting Official Committee Chairman Virden Seybold updated the council on the January 13th Committee Meeting. The committee discussed issues regarding the town's infrastructure, expansion of town hall, and a possible fire station.*

C. PLANNING & ZONING COMMISSION REPORT – *Reporting Official Commission Chairman Dick Weston updated the council on the January 26th Commission meeting regarding revisions to the nuisance ordinance and the lighting regulations.*

D. ROAD REPAIR COMMITTEE REPORT - *Reporting Official Chairman Wally Kille's updated the council on the February 4th committee meeting discussions regarding Naylor Road rebuilding versus repairing, and miscellaneous other necessary repairs of Moseley Road, Fishtrap Road and Historic Lane.*

10. DISCUSS, CONSIDER, AND ADOPT 2010 TOWN HOLIDAY SCHEDULE.

MOTION – Councilmember Seybold made a motion seconded by Councilmember T. Russo to adopt the Town Holiday Schedule as presented.

MOTION PASSED UNANIMOUSLY.

11. DISCUSS, CONSIDER AND ACT ON ORDERING A MUNICIPAL ELECTION FOR MAY 8, 2010, TO ELECT A MAYOR AND TWO (2) COUNCIL MEMBERS FOR A TWO (2) YEAR TERM, AND AUTHORIZING THE MAYOR TO SIGN THE “ORDER OF ELECTION” AND POST ON THE OFFICIAL BULLETIN BOARD.

MOTION – Councilmember Seybold made a motion seconded by Councilmember Smith to have the Council ordering an election for a Mayor, 2 full term Councilmember and 1 unexpired term Councilmember on May 8, 2010.

MOTION PASSED UNANIMOUSLY

12. DISCUSS, CONSIDER, AND ADOPT RESOLUTION # 2010-0208-01.

A RESOLUTION BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CROSS ROADS, TEXAS, ORDERING AN ELECTION TO BE HELD IN THE TOWN OF CROSS ROADS ORDER ON SATURDAY, MAY 8, 2010 TO ELECT A MAYOR, TWO (2) COUNCILMEMBERS FOR SAID TOWN AND A SPECIAL ELECTION OF ONE (1) COUNCILMEMBER TO FILL VACANCY OF UNEXPIRED TERM; APPOINTING ELECTION OFFICIALS; PROVIDING THAT ALL DULY QUALIFIED RESIDENT ELECTORS SHALL BE QUALIFIED TO VOTE; PRESCRIBING THE FORM OF BALLOT AND THE, DESIGNATING THE POLLING PLACE, AND PROVIDING OTHER MATTERS RELATING TO THE GENERAL TOWN ELECTION; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

MOTION – Councilmember T. Russo made a motion seconded by Councilmember Smith to adopting resolution # 2010-0208-01 specifying the May 8, 2010 municipal election matters for a Mayor, 2 full term Councilmembers and a 1 year unexpired Councilmember term.

MOTION PASSED UNANIMOUSLY

13. DISCUSS, CONSIDER, AND ACT ON THE ORDERING OF AN ELECTION TO REAUTHORIZE OF THE LOCAL SALES AND USE TAX IN THE TOWN OF CROSS ROADS TEXAS AT THE RATE OF ¼% TO CONTINUE PROVIDING REVENUE FOR MAINTENANCE AND REPAIR OF MUNICIPAL STREETS."

MOTION – Councilmember Seybold made a motion seconded by Councilmember Smith to have the Council ordering a special election reauthorizing the local sales and use tax in the Town of Cross Roads Texas at the rate of ¼% to continue proving revenue for maintenance and repair of municipal streets.

MOTION PASSED UNANIMOUSLY

14. DISCUSS, CONSIDER, AND ADOPT RESOLUTION # 2010-0208-02

AN ORDINANCE OF THE TOWN OF CROSS ROADS, TEXAS, CALLING AN ELECTION TO REAUTHORIZE OF THE LOCAL SALES AND USE TAX IN THE TOWN OF CROSS ROADS TEXAS AT THE RATE OF ¼% TO CONTINUE PROVIDING REVENUE FOR MAINTENANCE AND REPAIR OF MUNICIPAL STREETS; PROVIDING SUCH ADDITIONAL SALES AND USE TAX WILL EXPIRE FOUR YEARS FROM THE DATE OF THE ELECTION; PROVIDING FOR NOTICE OF THE ELECTION; PROVIDING FOR THE APPOINTMENT OF ELECTION JUDGES; PROVIDING FOR EARLY VOTING; AND PROVIDING AN EFFECTIVE DATE.

MOTION – Councilmember T. Russo made a motion seconded by Councilmember Seybold to adopting resolution # 2010-0208-02 specifying the May 8, 2010 special election matters to

TOWN OF CROSS ROADS
MINUTES

4

reauthorize the local sales and use tax in the Town of Cross Roads at the rate of ¼% to continue providing revenue for maintenance and repair of municipal streets.

MOTION PASSED UNANIMOUSLY

- 15. DISCUSS, CONSIDER AND APPROVE MAYOR KITCHENS TO SIGN A FULL SERVICE CONTRACT AGREEMENT BETWEEN THE TOWN OF CROSS ROADS, TEXAS AND THE COUNTY OF DENTON, TEXAS TO PROVIDE A JOINT JURISDICTIONAL MAY 8, 2010 ELECTION.**

MOTION – Councilmember Smith made a motion seconded by Councilmember T. Russo to authorize the Mayor to sign a full service contract agreement between the Town of Cross Roads, Texas and the County of Denton, Texas to provide a joint jurisdictional May 8, election.

MOTION PASSES UNANIMOUSLY.

- 16. DISCUSS, CONSIDER, AND ADOPT NUISANCE ORDINANCE # 2010-0208-01.**

AN ORDINANCE OF THE TOWN OF CROSS ROADS, TEXAS, AMENDING CHAPTER 6 OF THE CODE OF ORDINANCES OF THE TOWN OF CROSS ROADS, TEXAS, TO AMEND CHAPTER 8 (OFFENSES AND NUISANCES) BY ADOPTING A NEW ARTICLE 8.08, TO BE ENTITLED “NUISANCES”, ESTABLISHING REGULATIONS DEFINING AND PROHIBITING NUISANCES; PROVIDING FOR NOTICE OF VIOLATIONS AND AUTHORIZING THE TOWN TO CORRECT VIOLATIONS, TO CHARGE THE EXPENSE AGAINST THE OWNER, AND TO IMPOSE LIENS AGAINST REAL ESTATE; PROVIDING FOR CUMULATIVE REMEDIES; PROVIDING A REPEALING CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR AN ADMINISTRATIVE PENALTY NOT TO EXCEED ONE THOUSAND DOLLARS (\$1,000) FOR EACH VIOLATION AND FOR THE RECOVERY OF ENFORCEMENT COSTS; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; AND, PROVIDING AN EFFECTIVE DATE.

MOTION – Councilmember Smith made a motion seconded by Councilmember T. Russo to adopt nuisance ordinance # 2010-0208-01.

MOTION PASSED UNANIMOUSLY.

- 17. DISCUSS, CONSIDER, AND ADOPT EMPLOYEE PERSONNEL HANDBOOK.**

MOTION – Councilmember Seybold made a motion seconded by Councilmember Smith to adopt the employee personnel handbook as presented.

MOTION PASSED UNANIMOUSLY.

- 18. 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.**

Ms. Jennifer Gaydon from the Aubrey Fire Department Auxiliary addressed the Town Council regarding the March 27, 2010 Chili Cook Off.

TOWN OF CROSS ROADS
MINUTES

5

Mr. Brant Weatherford resident of the Oak Bluff Subdivision, Cross Roads, Texas addressed the Town Council regarding the I.E.S.I. waste collection service in the Oak Bluff Subdivision.

Mr. Alan Hauf, resident of Oak Shores residential subdivision addressed the Town Council regarding passage of the nuisance ordinance.

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

20. TIME, DATE, AND LOCATION OF NEXT MEETINGS - *All citizens invited to participate.*

Park Board Meeting – 7:00 PM, Tuesday, February 9, 2010, Town Park Benches
Comprehensive Planning Committee – 7:00 PM, February 10, 2010, Council Chambers
Staff & Development Meeting – 9:00 AM Tuesday, February 16, 2009, Conference Room
Council Workshop Meeting – 5:00 PM, Monday, February 22, 2010, Council Chambers
Planning & Zoning Commission Meeting – 7:00 PM, February 23, 2010, Council Chambers
Staff & Development Meeting – 9:00 AM Tuesday, March 2, 2009, Conference Room
Road Repairs Committee Meeting – 7:00 PM, March 4, 2010, Conference Room
Council Meeting – 7:00 PM, Monday, March 8, 2010, Council Chambers

21. MOTION TO ADJOURN REGULAR COUNCIL

MOTION – Councilmember T. Russo made a motion seconded by Councilmember Smith to adjourn the meeting.

MOTION PASSED UNANIMOUSLY.

Approved by Mayor Harv Kitchens Date

I, Katherine M. Ritchie, Town Secretary of, Town of Cross Roads, Denton County, Texas, do hereby certify that the following Council Meeting Minutes are a true and correct record of the proceedings from the Town Council Meeting.

Town Secretary Katherine M. Ritchie Date