

STATE OF TEXAS
COUNTY OF DENTON
TOWN OF DOUBLE OAK

The Double Oak Town Council met in regular session at 7:00 p.m. February 6, 2017 at the Double Oak Town Hall, located at 320 Waketon Road with the following members present to-wit:

Steve Durbin	Mayor Pro-Tem
Ted Gruenloh	Deputy Mayor Pro-Tem
Ara Minassian	Council Member
Andrew Wills	Council Member

Mayor Donnelly and Council Member Nelson were absent. Also in attendance were Police Chief Derrick Watson, Public Works Director Charlie Wright, Town Secretary Charlotte Allen and Assistant Town Secretary Eileen Kennedy.

Mayor Pro-Tem Durbin called the meeting to order at 7:00 p.m.

Council Member Wills gave the invocation.

Deputy Mayor Pro-Tem Gruenloh led the pledge of allegiance to the American and Texas flags.

II. CONSENT AGENDA

1. CONSIDERATION AND ACTION ON THE MINUTES OF JANUARY 16, 2017

Town Secretary corrected an address on page 2 of the January 16, 2017 minutes

Wills motion, Minassian second to approve the Consent Agenda with the minutes as corrected

AYE: Wills, Durbin, Gruenloh

NAY: None

ABSTAIN: Minassian

MOTION CARRIED 3 TO 0 WITH 1 ABSTENTION

III. CITIZENS COMMENTS

No citizens came forward.

IV. MAYOR, COUNCIL MEMBERS AND STAFF REPORTS

2. Mayor and Council

Deputy Mayor Pro-Tem Gruenloh apologized for his absence at the previous Council meeting.

3. Public Works and Code Enforcement

Director of Public Works Charlie Wright:

- Presented an update on the Waketon Road project
- Reported approximately 70% of the street signs in Double Oak had been replaced
- Regarding the property at 221 Simmons, the resident had until February 25th to vacate the property per an agreement with the bank

4. Administration

Town Secretary Charlotte Allen reported that the last day to file for place on the May 6 ballot was February 17.

Assistant Town Secretary Eileen Kennedy reported a tentative meeting for the Planning and Zoning Commission was February 23rd to hear a replat request on Kings Road.

5. Public Safety

Police Chief Derrick Watson reported:

- The Flower Mound Chamber of Commerce had recognized Detective Clint Murphy for his year-long efforts working with Denton County investigating credit fraud.
- The Double Oak PD had made 6 arrests in January — everything from family violence, to recovery of stolen guns, possession of narcotics, to execution of warrants, and also assisted Flower Mound PD and Bartonville PD in 3 arrests

V. NEW BUSINESS AGENDA (CONSIDERATION AND ACTION):

6. DISCUSSION, CONSIDERATION AND ACTION ON QUARTERLY FINANCIAL REPORT

Town Treasurer Steve Durbin reported:

- On the Profit and Loss side, the Town was tracking on property tax with approximately 80% collected through February 2
- The \$42,000 shown for Sales Tax was only through the end of December
- The \$89,432 electric franchise amount number would not change representing a \$11,000 - \$12,000 short fall for this budget year — this item was dependent on the weather
- Court fines — fines and forfeitures also was only through December
- \$32,000 had been budgeted for the additional Police vehicle; the amount expended was \$20, 594

Police Chief Watson responded items such as lighting, mountings, striping and all other equipment added to the total but were not reflected in the cost of just the vehicle.

Town Treasurer Durbin stated:

- All the health insurance, dental and life insurance numbers were tracking low
- Council had budgeted approximately 10 to 12% increase; the number came in at 1 ½%
- The DATCU CD had been renewed for another 2-years; the rate went to .65%
- The NorthStar CD was coming up for renewal

Wills motion, Gruenloh second to approve the financial report as presented

AYE: Gruenloh, Minassian, Wills, Durbin

NAY: None

MOTION CARRIED UNANIMOUSLY

7. DISCUSSION, CONSIDERATION AND ACTION ON THE TOWN OF DOUBLE OAK'S PARTICIPATION IN THE TxDOT GREEN RIBBON FUND GRANT PROGRAM AND/OR LANDSCAPING, IRRIGATION ALONG FM-407 AT DOUBLE OAK AND AGREEMENTS/CONTRACTS

Mayor Pro-Tem Durbin reported:

- Stephen Copley with TxDOT had advised that the Carruth Estates portion would be included in a bid package that would go out in the last of March or first of April
- TxDOT does not do any planting in July or August so Carruth Estates could possibly get done in June or September
- Mr. Keith Chandler, Estates of Double Oak HOA Chair, had held a board meeting and were looking at revitalizing the by-laws to match with the CCRs
- It would then go to the residents for a vote, which would take a 90% approval to change
- Mr. Chandler did not think the HOA would be able to do anything by the April let date

NO ACTION WAS TAKEN ON THIS AGENDA ITEM

8. DISCUSSION ON ZONING LAND USE CATEGORIES

Deputy Mayor Pro-Tem Ted Gruenloh stated:

- This item came about during Council discussions on the Suarez property
- Some of the other towns Attorney Berman represented had certain language that the Council might want to use
- He had been under the impression that Mr. Berman was going to forward some paragraphs of "boiler-plate" texts
- He was not sure this category list was exhaustive and was a list of everything allowed
- The current ordinance lists 15 to 16 that are "uses shall be permitted as a principle use but are not intended as a limitation" — so maybe it was more of a "suggestions" list

Council Member Minassian stated he thought that was the intention — on this list were the businesses the Council encouraged.

Council Member Wills stated that in his presentation to the Council, Mr. Suarez had indicated his intention was to include a drive-through service restaurant

A question was raised regarding future restaurants that might want to serve alcoholic beverages.

Mayor Pro-Tem Durbin stated the deed restrictions placed by the church would prohibit that

Council Member Minassian responded the church had mentioned that if an establishment that had a minor part that served alcohol, they might be open to that.

Mayor Pro-Tem Durbin stated that Mayor Donnelly had directed Mr. Gruenloh's questions to Town Attorney Berman. Council would wait for Mr. Berman's response to those questions and the list as presented.

NO ACTION WAS TAKEN ON THIS AGENDA ITEM

9. REPORT ON STATE OF TEXAS 2017 LEGISLATIVE SESSION INCLUDING UPDATE ON HOUSE BILL (HB 62) AND SENATE BILL (SB 31) WHICH ARE IDENTICAL AND RELATE TO THE USE OF A WIRELESS COMMUNICATION DEVICE WHILE OPERATING A MOTOR VEHICLE

Deputy Mayor Pro-Tem Gruenloh reported:

- Currently there were only 4 States that did not have some sort of law regarding distracted driving law – Texas is one of them although there were over 100 cities in Texas that did
- The proposed law would not allow anyone under the age of 18 to use a wireless device while driving; however, the fine was very small (under \$200 even for repeat offenders)
- It adds an offense for using a portable, wireless communication device to complete or write a sentence unless the vehicle is stopped — in other words “texting”
- It allows for exceptions for emergency services, such as law enforcement

THIS AGENDA ITEM WAS TABLED TO BE BROUGHT BACK FOR AN UPDATE

10. CITIZENS COMMENTS

Ms. Ginger Brittain, 35 Kings Road commented:

- She was interested in how zoning issues were handled

11. COUNCIL – STAFF ANNOUNCEMENTS AND COMMENTS:

Mayor Pro-Tem Durbin announced:

- The last day to file for place on the May 6th ballot for Mayor or Council was February 17
- Town Hall would be closed on Monday, February 20 for President's Day
- The next regular Town Council meeting would be on Tuesday, February 21

12. ADJOURNMENT

Minassian motion, Gruenloh second to adjourn

MOTION CARRIED UNANIMOUSLY

With no further business to come before the Council, the meeting was adjourned at 7:43 p.m.



Town Secretary



Mayor Pro-Tem