

**MINUTES OF THE
TOWN COUNCIL
June 14, 2012**

REGULAR SESSION

ITEM 1 CALL TO ORDER

Mayor Scott McCarty called the meeting to order at 6:00 p.m.

ITEM 2 ROLL CALL

Those present were Mayor Pro-Tem Gorman, Council Member Cockburn, Council Member Crider, Council Member Finley, Council Member Howard and Mayor McCarty.

ITEM 3 INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG.

Council Member Cockburn led both.

ITEM 4 OPEN FORUM FOR CITIZEN INPUT.

Royal Smith with CWD Waste Management Services addressed the Council. He stated that he is aware that the waste services contract with IESI will be up soon and would like for the Town to consider CWD when asking for bids. Mr. Smith also said that CWD does recycling as well as trash services, they have a new fleet. Currently they service Keller, Azle and Watauga.

Wayne Futch, resident of Ponder reported to the Council his concern about the James Street ditch close to the PVFD and the Eddies Street Project. Mr. Futch is worried about mosquitoes gathering where the water backs up in the ditch and asked if there were future plans to correct that and also wanted to report that the new section of Eddies Street has a crack in it.

ITEM 5 CONSENT AGENDA.

Mayor Pro-Tem Gorman moved to approve the May 10, 2012 and May 23, 2012 minutes. Motion seconded by Council Member Crider. Ayes: Council Member Cockburn, Council Member Crider, Council Member Howard, Council Member Finley and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 6 CONSIDER AND ACT ON THE ACCEPTANCE OF A DONATION FROM ATMOS ENERGY FOR THE POLICE DEPARTMENT.

Jan Rugg with Atmos Energy presented two Tough book Computers for the Police vehicles to the City Secretary earlier in the day. The computers were donated by Atmos Energy. Council Member Crider moved to accept the donation from Atmos Energy. Motion seconded by Council Member Howard. Ayes: Council Member Cockburn, Council Member Crider, Council Member Howard, Council Member Finley and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 7 CONSIDER AND ACT ON MAKING A CONTRIBUTION TO THE TRWA LEGAL DEFENSE FUND.

Mayor Pro-Tem Gorman moved to not contribute. Motion seconded by Council Member Cockburn. Motion retracted by Mayor Pro-Tem Gorman after discussion and clarification from Gary Morris, Director of Public Works. Council Member Howard then moved to contribute an

amount not to exceed \$500 to the Texas Rural Water Association Legal Defense Fund. Motion seconded by Council Member Crider. Ayes: Council Member Cockburn, Council Member Crider, Council Member Howard, Council Member Finley and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 8 CONSIDER AND ACT ON BUDGETING FOR A CONTRIBUTION TO SPAN IN THE FY2012-13 BUDGET.

Mayor Pro-Tem Gorman moved not to contribute. Motion seconded by Council Member Cockburn.

Council Member Howard stated that the numbers reported by SPAN on the number of trips to Ponder seem a bit inflated and that those numbers could be coming from trips to residences with Ponder address but in the County.

Ayes: Council Member Cockburn, Council Member Crider, Council Member Howard, Council Member Finley and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 9 CONSIDER ADNACT ON APPROVAL OF AN INTERDEPARTMENTAL BUDGET AMENDMENT WITHIN THE POLICE DEPARTMENT BUDGET THAT WILL HAVE NO IMPACT ON THE CURRENT BUDGET.

Mayor Pro-Tem Gorman moved to approve a \$1000 budget amendment to the uniform line item from the other police equipment line item. Motion seconded by Council Member Crider. Ayes: Council Member Cockburn, Council Member Crider, Council Member Howard, Council Member Finley and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 10 DISCUSSION REGARDING THE ECONOMIC DEVELOPMENT CORPORATION.

Gary Morris reported that Tom Dearing and Jim Hyland both resigned from the EDC. Member Martha Neilson is intent to resign also, but agreed to stay on until a replacement can be found. Gary stated that there are currently no officers on the EDC and asked for direction from the Council. Mayor Pro-Tem Gorman advised the EDC to get more folks and collaborate with the Council so that everyone can get on the same page to move forward.

ITEM 11 CONSIDER AND ACT ON APPROVAL OF ORDINANCE 12-05, REPEALING ORDINANCE 110 AND SETTING FORTH CERTAIN RULES AND REGULATIONS FOR HAVING ANIMALS WITHIN THE TOWN LIMITS.

Council Member Crider moved to approve Ordinance 12-05. Motion seconded by Mayor Pro-Tem Gorman. Council Member Crider amended his motion to include the addition of the words “required by the shelter” to Section 7 after must first sign any forms and a typographical error in Section 24. Ayes: Council Member Cockburn, Council Member Crider, Council Member Howard, Council Member Finley and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 12 DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING THE PURCHASE OF THE OLD BANK BUILDING LOCATED AT 100 BAILEY STREET.

Mayor Pro-Tem Gorman moved to adjourn into executive session at 6:35 p.m. to discuss the purchase of real estate. Motion seconded by Council Member Crider.

Council reconvened in regular session at 7:40.

Mayor Pro-Tem moved to authorize the City Secretary to go forward with negotiations with the land owner to purchase the property known as the Ponder State Bank located at 100 Bailey Street in accordance with the guidelines set forth in executive session concerning that property. Motion seconded by Council Member Crider.

Henry Wofford, resident of Ponder signed up to speak on this item. He stated that he was in favor of the purchase, but was concerned about parking and that there would not be enough. Mr. Wofford also advised the Council to make look at the cost of rehab on a building this old.

Ayes: Council Member Cockburn, Council Member Crider, Council Member Howard, Council Member Finley and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 13 DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING THE CAPITAL IMPROVEMENTS PLAN.

Council Member Howard moved to table this item. Motion seconded by Council Member Crider. Ayes: Council Member Cockburn, Council Member Crider, Council Member Howard, Council Member Finley and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 14 ITEMS TO BE PLACED ON THE NEXT AGENDA.

ETJ litigation
Discussion about the James Street ditch

ITEM 15 ADJOURN.

Council Member Crider moved to adjourn at 7:45 p.m. Motion seconded by Mayor Pro-Tem Gorman. Ayes: Council Member Cockburn, Council Member Crider, Council Member Howard, Council Member Finley and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

APPROVED:

Scott McCarty, Mayor

Date

ATTEST:

Sheri N. Clearman, City Secretary