

**MINUTES OF THE  
TOWN COUNCIL  
March 10, 2011**

**ITEM 1 CALL TO ORDER**

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

**ITEM 2 ROLL CALL**

Those present were Council Member Ashman, Council Member Crider, Council Member Wilkinson, Mayor Pro-Tem Gorman and Mayor Vardell. Council Member Rouse arrived at 6:12 p.m.

**ITEM 3 INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG**

Council Member Wilkinson led both.

**ITEM 4 OPEN FORUM FOR CITIZEN INPUT**

No one signed up to speak.

**ITEM 5 CONSENT AGENDA**

Council Member Crider moved to approve the February 10, 2011 minutes, the February 2011 bill report and the February 2011 financial statement. Motion seconded by Mayor Pro-Tem Gorman. Ayes: Council Member Crider, Mayor Pro-Tem Gorman, Council Member Ashman, Council Member Wilkinson and Council Member Rouse. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

**ITEM 6 DISCUSSION WITH EDC CONSULTANT TRENT PETTY REGARDING EDC GOALS AND VISION.**

Trent Petty addressed the Council informing them that he was working with the EDC to make goals and get a direction for the Town of Ponder. Mr. Petty stated that he has gone over the bylaws to get in step with them. He also went over the flow chart that he provided for the Council that shows step by step the process that should be taken with every project. Mr. Petty asked that each Council Member fill out the vision exercise provided to them and stated that he believed that there was some work to do on the land use plan. Mr. Petty said that he would like to set up this community for good future development.

Council Member Ashman moved to appoint Jim Hyland to the EDC Board. Motion seconded by Council Member Crider. Ayes: Council Member Crider, Mayor Pro-Tem Gorman, Council Member Ashman, Council Member Wilkinson and Council Member Rouse. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

**ITEM 7 CONSIDER AND ACT ON APPROVAL OF RESOLUTION 11-02, CALLING A GENERAL ELECTION FOR THE OFFICES OF MAYOR, CITY COUNCIL MEMBERS PLACE TWO AND PLACE FOUR AND ESTABLISHING DATES AND TIMES FOR EARLY VOTING AND A RUNOFF ELECTION IF REQUIRED.**

Council Member Wilkinson moved to approve Resolution 11-02. Motion seconded by Council Member Ashman. Ayes: Council Member Crider, Mayor Pro-Tem Gorman, Council Member

Ashman, Council Member Wilkinson and Council Member Rouse. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

**ITEM 8 CONSIDER AND ACT ON APPROVAL OF A JOINT ELECTION AGREEMENT BETWEEN THE TOWN OF PONDER AND DENTON COUNTY.**

Council Member Ashman moved to approve the Joint Election Agreement between the Town of Ponder and Denton County. Motion seconded by Council Member Wilkinson. Ayes: Council Member Crider, Mayor Pro-Tem Gorman, Council Member Ashman, Council Member Wilkinson and Council Member Rouse. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

**ITEM 9 CONSIDER AND ACT ON THE ACCEPTANCE OF A PUBLIC WATER AND SEWER EASEMENT FROM LAWRENCE RAY DOWNE, JAMES HERBERT DOWNE, ARTHUR LEONARD DOWNE, BEVERLY JUNE PISTONE, BOBBY LEE DOWNE AND GLORIA SUE DOWNE.**

Mayor Pro-Tem Gorman moved to accept the public water and sewer easement. Motion seconded by Council Member Crider. Ayes: Council Member Crider, Mayor Pro-Tem Gorman, Council Member Ashman, Council Member Wilkinson and Council Member Rouse. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

**ITEM 10 PRESENTATION OF A RACIAL PROFILING REPORT MADE BY OFFICER JEFF EASLEY.**

Jeff Easley presented the report with no further information.

**ITEM 11 DISCUSS, CONSIDER AND ACT ON A RECOMMENDATION TO THE TOWN COUNCIL ON A VARIANCE FOR LOTS 1 & 2, BLOCK A, ROMANO ADDITION.**

Mr. Romano a 6 year resident of Ponder purchased this property for his son, but now needs to sell it. He has a need for money right now and is forced to sell. He said that it is now up to the Town Council whether or not he can sell it. He is asking that the Council approve his preliminary plat with a variance to allow a shared access road. There is currently an agreement with the buyer and the seller to maintain the road.

Mayor Pro-Tem Gorman moved to approve the variance to Lots 1 & 2. Motion seconded by Council Member Wilkinson. Ayes: Council Member Crider, Mayor Pro-Tem Gorman, Council Member Ashman, Council Member Wilkinson and Council Member Rouse. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

**ITEM 12 DISCUSS, CONSIDER AND ACT ON A RECOMMENDATION TO THE TOWN COUNCIL ON A PRELIMINARY PLAT FOR LOTS 1 & 2, BLOCK A, ROMANO ADDITION.**

Council Member Wilkinson moved to approve the Preliminary Plat. Motion seconded by Council Member Ashman. Ayes: Council Member Crider, Mayor Pro-Tem Gorman, Council Member Ashman, Council Member Wilkinson and Council Member Rouse. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

**ITEM 13 DISCUSS, CONSIDER AND ACT ON A RECOMMENDATION TO THE TOWN COUNCIL ON A VARIANCE FOR LOT 4, BLOCK 8, ORIGINAL TOWN OF PONDER.**

Council Member Crider moved to take no action on this item as a variance is not necessary. Motion seconded by Council Member Rouse. Ayes: Council Member Crider, Mayor Pro-Tem Gorman, Council Member Ashman, Council Member Wilkinson and Council Member Rouse. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

**ITEM 14 DISCUSS, CONSIDER AND ACT ON A RECOMMENDATION TO THE TOWN COUNCIL ON A REPLAT FOR LOT 4, BLOCK 8, ORIGINAL TOWN OF PONDER.**

Mayor Pro-Tem Gorman moved to approve this replat. Motion seconded by Council Member Ashman. Ayes: Council Member Crider, Mayor Pro-Tem Gorman, Council Member Ashman, Council Member Wilkinson and Council Member Rouse. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

**ITEM 15 CONSIDER AND ACT ON APROVAL OF A BID FOR WATER WELL #7 TO BE LOCATED ON THE ELEVATED TANK SITE.**

Council Member Wilkinson moved to adjourn into executive session regarding this item and item 18 at 6:35 p.m. Motion seconded by Council Member Ashman. Ayes: Council Member Crider, Mayor Pro-Tem Gorman, Council Member Ashman, Council Member Wilkinson and Council Member Rouse. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

Regular session reconvened.

Mayor Pro-Tem Gorman moved to approve a bid from THI Water Well, Inc in an amount not to exceed \$493,666. Motion seconded by Council Member Ashman. Ayes: Council Member Crider, Mayor Pro-Tem Gorman, Council Member Ashman, Council Member Wilkinson and Council Member Rouse. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

**ITEM 16 UPDATE FROM MIKE ANDERSON WITH BELCHEFF AND ASSOCIATES REGARDING THE PARK MASTER PLAN.**

Mike Anderson reported to the Council on what is involved in completing the park master plan that will include mailing a survey to all of the Ponder water customers. He also gave a timeline that must be met.

**ITEM 17 CONSIDER AND ACT ON STREET CLOSINGS DURING THE ANNUAL FRONTIER DAY CELEBRATION.**

Sheri Clearman asked that the Council allow street closings beginning on May 20 & 21, 2011 at 4:00 p.m. for the following streets: West Bailey at Shaffner, West Bailey between the old post office and Shaffner Street, James Street at 156, Green Street at 156 and Green Street at Shaffner Street. Sheri also asked that the Council allow a parade without permitting and that Frontier Day officials be allowed to operate golf cart type of vehicles on public streets during this event.

Council Member Wilkinson moved to approve the street closings that Sheri Clearman suggested and asked that Jeff Easley check with the railroad regarding parking in the ROW on 156. Motion seconded by Council Member Ashman. Ayes: Council Member Crider, Mayor Pro-Tem Gorman, Council Member Ashman, Council Member Wilkinson and Council Member Rouse. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

**ITEM 18 DISCUSSION IN REFERENCE TO FILLING THE OPEN CHIEF OF POLICE POSITION.**

This item was discussed in executive session.

**ITEM 19 ITEMS TO BE PLACED ON THE NEXT AGENDA.**

Abolishing the P&Z

Mr. Khoury

**ITEM 20 ADJOURN.**

Council Member Wilkinson moved to adjourn at 7:36 p.m. Motion seconded by Council Member Crider. Ayes: Council Member Crider, Mayor Pro-Tem Gorman, Council Member Ashman, Council Member Wilkinson and Council Member Rouse. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

**APPROVED:**

\_\_\_\_\_  
Jeff Vardell, Mayor

\_\_\_\_\_  
Date

**ATTEST:**

\_\_\_\_\_  
Sheri N. Clearman, City Secretary