

**MINUTES OF THE
TOWN COUNCIL
May 16, 2013**

REGULAR SESSION

ITEM 1 CALL TO ORDER

Mayor Scott McCarty called the meeting to order at 6:51 p.m.

ITEM 2 ROLL CALL

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

ITEM 3 INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG.

Mayor McCarty led both.

ITEM 4 OPEN FORUM FOR CITIZEN INPUT.

Chris Mills reported to the Council that she had been in touch with TXDOT about lowering the speed limit coming into Ponder on FM2449. She said that she was not received well by them and that they told her they want to raise the limit. In speaking with her son, he is involved in the TXDOT Inspection units all over Texas and stated that he could assist her and Ponder.

ITEM 5 CONSENT AGENDA.

Council Member Crider moved to approve the April 11, 2013 minutes and the April 2013 financial statement. Motion seconded by Council Member Howard. Ayes: Council Member Crider, Council Member Howard, Mayor Pro-Tem Gorman and Council Member Cockburn. Nays: None. Abstentions: None. Motion passed with 4 ayes, 0 nays and 0 abstentions.

ITEM 6 SWEAR IN NEWLY ELECTED/APPOINTED MAYOR AND COUNCIL MEMBERS.

Sheri Clearman, City Secretary swore in John Bassler as Mayor, Alan Gorman as Council Member and Tracy Lynch as Council Member.

ITEM 7 RECOGNITION OF OUTGOING ELECTED OFFICIALS.

Council Member Howard, presented Mayor Scott McCarty with a plaque in appreciation of his two years of service to the Town of Ponder.

ITEM 8 CONSIDER AND ACT ON APPOINTING A MAYOR PRO-TEM.

Council Member Cockburn moved to appoint Alan Gorman as the Mayor Pro-Tem. Motion seconded by Council Member Crider. Ayes: Council Member Crider, Council Member Howard, Council Member Lynch and Council Member Cockburn. Nays: None. Abstentions: Council Member Gorman. Motion passed with 4 ayes, 0 nays and 1 abstention.

ITEM 9 CONSIDER AND ACT ON APPROVAL OF RESOLUTION 13-02, AUTHORIZING SIGNERS TO THE TOWN OF PONDER BANK ACCOUNTS AT THE BANK OF THE WEST.

Mayor Pro-Tem Gorman moved to approve Resolution 13-02. Motion seconded by Council Member Crider. Ayes: Council Member Crider, Council Member Howard, Council Member Lynch, Mayor Pro-Tem Gorman and Council Member Cockburn. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 10 CONSIDER AND ACT ON APPROVAL OF RESOLUTION 13-03, AUTHORIZING SIGNERS TO THE BETTY FOSTER PUBLIC LIBRARY ACCOUNTS AT THE BANK OF THE WEST.

Mayor Pro-Tem Gorman moved to approve Resolution 13-03. Motion seconded by Council Member Crider. Ayes: Council Member Crider, Council Member Howard, Council Member Lynch, Mayor Pro-Tem Gorman and Council Member Cockburn. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 11 CONSIDER AND ACT ON APPROVAL OF RESOLUTION 13-05 AUTHORIZING SIGNERS TO THE TOWN OF PONDER BANK ACCOUNTS AT TEXPOOL.

Mayor Pro-Tem Gorman moved to approve Resolution 13-05. Motion seconded by Council Member Crider. Ayes: Council Member Crider, Council Member Howard, Council Member Lynch, Mayor Pro-Tem Gorman and Council Member Cockburn. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 12 CONSIDER AND ACT ON APPROVAL OF ORDINANCE 13-04, ADOPTING A RATE REVIEW MECHANISM FOR ATMOS ENERGY CORPORATION.

Council Member Howard moved to approve Ordinance 13-04. Motion seconded by Council Member Crider. Ayes: Council Member Crider, Council Member Howard, Council Member Lynch, Mayor Pro-Tem Gorman and Council Member Cockburn. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 13 CONSIDER AND ACT ON A COMPLAINT FROM DOROTHY BURKE RELATIVE TO HER WATER BILL.

Ms. Burke reported to the Council that she placed her water bill payment in the night drop after hours on the 15th of the month. She stated that she was unaware of the policy and that it is difficult for her to pay a late fee.

Mayor Pro-Tem Gorman moved to waive the \$20 late fee one time. Motion seconded by Council Member Howard. Ayes: Council Member Crider, Council Member Howard, Council Member Lynch, Mayor Pro-Tem Gorman and Council Member Cockburn. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 14 DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING ALLOWING A CITIZEN TO HOLD A FARMERS MARKET IN THE PARK AREA.

Mayor Pro-Tem Gorman moved to not allow a farmers market in the park area. Motion seconded by Council Member Cockburn. Ayes: Council Member Crider, Council Member Howard, Council Member Lynch, Mayor Pro-Tem Gorman and Council Member Cockburn. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 15 CONSIDER AND ACT ON APPROVAL OF A SITE PLAN FOR A SITE TO BE LOCATED ON MERRIFIELD EST, SEC 1 BLK, 3, LOT 2.

No action taken on this item.

ITEM 16 DISCUSSION REGARDING THE GEORGE OWENS RECONSTRUCTION.

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

ITEM 16A CONSIDER AND ACT ON THE PURCHASE OF 102 W BAILEY STREET.

Georgia Linam, property owner of 102 W. Bailey street reported to the Council that with all of the rain and storms her building is solid. She has guided this and the bank building through a lot of sorrows and they are still in great shape. She also reported that the building has a good roof.

Mayor Pro-Tem Gorman moved to adjourn into executive session. Motion seconded by Council Member Howard. Ayes: Council Member Crider, Council Member Howard, Council Member Lynch, Mayor Pro-Tem Gorman and Council Member Cockburn. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

Regular session reconvened.

Mayor Pro-Tem Gorman moved to extend an offer to purchase 102 W. Bailey Street for \$165,000 and to allow the owner 120 days from the date of closing to vacate. Motion seconded by Council Member Crider. Ayes: Council Member Crider, Council Member Howard, Council Member Lynch, Mayor Pro-Tem Gorman and Council Member Cockburn. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 17 ITEMS TO BE PLACED ON THE NEXT AGENDA.

- Apartment Site Plan
- George Owens reconstruction
- Recycling presentation – Progressive Waste

ITEM 18 ADJOURN.

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

APPROVED:

John Bassler, Mayor

Date

ATTEST:

Sheri N. Clearman, City Secretary