

**MINUTES OF THE
TOWN COUNCIL
September 13, 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 Council Member Howard, Council Member Crider, Council Member Finley, Council Member Cockburn, Mayor Pro-Tem Gorman and Mayor Mc Carty.

ITEM 3 INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG.

Mayor McCarty 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 August 9, August 16 & August 25, 2012 +minutes and the August 2012 financial statement. Motion seconded by Council Member Howard. Ayes: Council Member Crider, Council Member Howard, Council Member Finley, Council Member Cockburn and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 6 DISCUSSION, CONSIDERATION AND POSSIBLE ACTION RELATIVE TO A LIBRARY COMPLAINT.

Mayor Pro-Tem Gorman moved to table this item. Motion seconded by Council Member Crider. Ayes: Council Member Crider, Council Member Howard, Council Member Finley, Council Member Cockburn 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 ALLOWING THE LIBRARY AND THE POLICE DEPARTMENT TO HOST A FALL FESTIVAL.

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

ITEM 8 PUBLIC HEARING REGARDING UPDATING OUR ON-SITE SEWAGE FACILITY ORDINANCE.

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

Mayor McCarty asked if there was anyone to speak for or against the on-site sewage facility ordinance. No one replied.

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

ITEM 9 CONSIDER AND ACT ON APPROVAL OF ORDINANCE 12-09, ADOPTING RULES FOR ON-SITE SEWAGE FACILITIES.

Mayor Pro-Tem Gorman moved to approve Ordinance 12-09. Motion seconded by Council Member Howard. Council Member Howard made a secondary motion to approve Ordinance 12-09 contingent upon the TCEQ approval. Secondary motion seconded by Council Member Crider. Ayes: Council Member Crider, Council Member Howard, Council Member Finley, Council Member Cockburn and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 10 CONSIDER AND ACT ON APPROVAL OF AN INTERLOCAL COOPERATION AGREEMENT WITH THE TEXAS DEPARTMENT OF PUBLIC SAFETY, REGARDING THE FAILURE TO APPEAR ONLINE REPORTING.

Mayor Pro-Tem Gorman moved to approve the Interlocal Cooperation Agreement with the Texas Department of Public Safety. Motion seconded by Council Member Crider. Ayes: Council Member Crider, Council Member Howard, Council Member Finley, Council Member Cockburn and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 11 CONSIDER AND ACT ON APPROVAL OF THE ANIMAL CONTROL CONTRACT WITH BRIAN THE ANIMAL GUY.

Council Member Crider moved to approve the 2013 contract with Brian the Animal Guy. Motion seconded by Council Member Finley. Ayes: Council Member Crider, Council Member Howard, Council Member Finley, Council Member Cockburn and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 12 CONSIDER AND ACT ON APPROVAL OF AN INTERLOCAL COOPERATION AGREEMENT WITH DENTON COUNTY FOR COMMUNICATIONS AND DISPATCH SERVICES.

Mayor Pro-Tem Gorman moved to approve the Interlocal Cooperation Agreement with Denton County. Motion seconded by Council Member Crider. Ayes: Council Member Crider, Council Member Howard, Council Member Finley, Council Member Cockburn and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 13 CONSIDER AND ACT ON ADOPTING ORDINANCE 12-12, APPROPRIATIONS FOR THE SUPPORT OF THE TOWN OF PONDER WATER AND SEWER FUND FOR THE 2012-13 FISCAL YEAR BEGINNING OCTOBER 1, 2012 AND ENDING ON SEPTEMBER 30, 2013.

Mayor Pro-Tem Gorman moved to approve Ordinance 12-12. Motion seconded by Council Member Crider. Ayes: Council Member Crider, Council Member Howard, Council Member

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

ITEM 14 PUBLIC HEARING AND DISCUSSION ON FINALIZATION OF THE FY 2012-13 GENERAL FUND BUDGET.

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

Mayor McCarty asked if there was anyone to speak for or against the FY2012-13 General Fund Budget. No one replied.

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

ITEM 15 CONSIDER AND ACT ON ADOPTING ORDINANCE 12-11, APPROPRIATIONS FOR THE SUPPORT OF THE TOWN OF PONDER FOR THE 2012-13 FISCAL YEARING BEGINNING OCTOBER 1, 2012 AND ENDING ON SEPTEMBER 30, 2013.

Council Member Crider moved to approve Ordinance 12-11. Motion seconded by Mayor Pro-Tem Gorman. Ayes: Council Member Crider, Council Member Howard, Council Member Finley, Council Member Cockburn and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 16 PUBLIC HEARING REGARDING LEVYING AD VALOREM TAXES FOR USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE TOWN OF PONDER FOR THE 2012-13 FISCAL YEAR.

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

Mayor McCarty asked if there was anyone there to speak for or against levying taxes. Ms. Chris Mills, resident of Ponder asked what the tax rate will be. The City Secretary 0.453510 per \$100 valuation.

Council Member Crider moved to close the public hearing. Motion seconded by Council member Finley. Ayes: Council Member Crider, Council Member Howard, Council Member Finley, Council Member Cockburn and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 17 DISCUSSION, CONSIDER AND ACT ON ADOPTING ORDINANCE 12-10, LEVYING AD VALOREM TAXES FOR USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE TOWN OF PONDER FOR THE 2012-13 FISCAL YEAR.

Council Member Crider moved to adopt Ordinance 12-10, levying taxes for the 2012-13 fiscal year. Motion seconded by Council Member Cockburn. Ayes: Council Member Crider, Council Member Howard, Council Member Finley, Council Member Cockburn and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ITEM 18 ITEMS TO BE PLACED ON THE NEXT AGENDA.

Bank update
P&Z items

ITEM 19 ADJOURN.

Council Member Crider moved to adjourn at 7:40 pm. Council Member Howard seconded. Ayes: Council Member Crider, Council Member Howard, Council Member Finley, Council Member Cockburn 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