

**MINUTES OF THE
TOWN COUNCIL
September 28, 2009**

ITEM 1 CALL TO ORDER

Mayor Vardell called the regular session to order at 6:00 p.m. on Monday, September 28, 2009, in the Vivian Cockburn Municipal Building located at 405 Shaffner Street.

ITEM 2 ROLL CALL

Those present were Council Member Ashman, Council Member Crider, Mayor Pro-Tem Gorman and Mayor Vardell. Council Member Rouse arrived at 6:04 p.m.

ITEM 3 INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

Police Chief Steve Grube led the invocation and pledge of allegiance to the flag.

ITEM 4 MAYORS REPORT.

None.

ITEM 5 CITIZEN INPUT.

Chris Norwood, Park Board Director reported that Lane Construction donated the labor and materials for the parking lot of the park project. Mr. Norwood updated the Council on the status of the trees that will need to be relocated at the Eddie Deussen Park. Mayor Vardell thanked Mr. Norwood for going the extra mile in keeping everyone including the Council informed about the project.

ITEM 6 CONSENT AGENDA.

Council Member Ashman moved to approve the minutes from September 14, 2009. Motion seconded by Council Member Crider. Ayes: Council Member Ashman, Council Member Crider and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 3 ayes, 0 nays and 0 abstentions.

ITEM 7 CONSIDER AND ACT ON A RECOMMENDATION FROM THE EDC TO APPOINT TOM DEARING TO THE EDC BOARD.

Mayor Pro-Tem Gorman moved to approve the recommendation from the EDC to appoint Tom Dearing to the EDC Board. Motion seconded by Council Member Ashman. Ayes: Council Member Ashman, Mayor Pro-Tem Gorman and Council Member Crider. Nays: None. Abstentions: None. Motion passed with 3 ayes 0 nays and 0 abstentions.

ITEM 8 CONSIDER AND ACT ON A RECOMMENDATION FROM THE EDC TO ALLOCATE \$30,000 IN EDC FUNDS TO THE PARK BOARD FOR THE EDDIE DEUSSEN PARK PROJECT.

Mayor Pro-Tem Gorman moved to approve the recommendation from EDC to allocate \$30,000 to the Park Board for the Eddie Deussen Park Project. Motion seconded by Council Member Ashman. Ayes: Mayor Pro-Tem Gorman, Council Member Ashman, Council Member Crider and Council Member Rouse. Nays: None. Abstentions: None. Motion passed with 4 ayes 0 nays and 0 abstentions.

ITEM 9 CONSIDER AND ACT ON A RECOMMENDATION FROM THE P&Z TO APPROVE A PRELIMINARY PLAT FOR LOT 1, BLOCK A, PONDER ISD CAMPUS ADDITION WITH THE CONDITIONS STATED ON THE LETTER FROM TOWN ENGINEER GEORGE BELCHEFF DATED AUGUST 26, 2009.

Mayor Pro-Tem Gorman moved to approve the recommendation from the P&Z to approve a preliminary plat for Lot 1, Block A, Ponder ISD Campus Addition with the conditions stated in a letter from Town Engineer George Belcheff dated August 26, 2009. Motion seconded by Council Member Crider. Ayes: Mayor Pro-Tem Gorman, Council Member Crider, Council Member Rouse and Council Member Ashman. Nays: None. Abstentions: None. Motion passed with 4 ayes 0 nays and 0 abstentions.

ITEM 10 CONSIDER AND ACT ON A RECOMMENDATION FROM THE P&Z TO APPROVE A PRELIMINARY PLAT FOR LOTS 1 & 2, BLOCK A, WILBANKS ADDITION BEING A 0.57 ACRE TRACT OF LAND LOCATED ON THE WEST SIDE OF HIGHWAY 156, NORTH OF GREEN AND SOUTH OF KING GEORGE AND BEING LOCATED IN THE NATHANIEL RUDDER SURVEY, ABSTRACT NO. 1060, TOWN OF PONDER, DENTON COUNTY, TEXAS.

Mayor Pro-Tem Gorman moved to approve the recommendation to approve a preliminary plat for Lots 1 & 2, Block A, Wilbanks Addition being a 0.57 acre tract of land located on the west side of Highway 156, north of Green and south of King George and being located in the Nathaniel Rudder Survey, Abstract No. 1060, Town of Ponder, Denton County, Texas with the consideration of item B.5. (2) Storm Drain Easement, of a letter from Town Engineer George Belcheff dated August 6, 2009. Motion seconded by Council Member Rouse. Ayes: Mayor Pro-Tem Gorman, Council Member Rouse, Council Member Crider and Council Member Ashman. Nays: None. Abstentions: None. Motion passed with 4 ayes, 0 nays and 0 abstentions.

ITEM 11 CONSIDER AND ACT ON RENEWAL OF AN AGREEMENT FOR ANIMAL CONTROL SERVICES WITH BRIAN HALL.

Council Member Ashman moved to approve the agreement for animal control services with Brian Hall. Motion seconded by Council Member Crider. Ayes: Council Member Ashman, Council Member Crider, Council Member Rouse and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 4 ayes, 0 nays and 0 abstentions.

ITEM 12 CONSIDER AND ACT ON APPROVAL OF ORDINANCE 09-09, TOWN OF PONDER WATER AND SEWER BUDGET FOR FY2009-10.

Mayor Pro-Tem Gorman moved to approve Ordinance 09-09, Town of Ponder Water and Sewer Budget for FY 2009-10. Motion seconded by Council Member Crider. Ayes: Council Member Ashman, Council Member Crider, Council Member Rouse and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 4 ayes, 0 nays and 0 abstentions.

ITEM 13 CONSIDER AND ACT ON APPROVAL OF ORDINANCE 09-08, FIXING WATER RATES.

Mayor Pro-Tem Gorman moved to approve Ordinance 09-08, Fixing water rates. Motion seconded by Council Member Ashman. Ayes: Council Member Ashman, Council Member Crider, Council Member Rouse and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 4 ayes, 0 nays and 0 abstentions.

ITEM 14 CONSIDER AND ACT ON APPROVAL OF ORDINANCE 09-07, MAKING IT UNLAWFUL FOR CERTAIN SEXUAL OFFENDERS TO RESIDE WITHIN 2,000 FEET OF PREMISES WHERE CHILDREN GATHER.

Mayor Pro-Tem moved to approve Ordinance 09-07, Making it unlawful for certain sexual offenders to reside within 2,000 feet of premises where children gather. Motion seconded by Council Member Ashman. Ayes: Council Member Ashman, Council Member Crider, Council Member Rouse and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 4 ayes, 0 nays and 0 abstentions.

ITEM 15 CONSIDER AND ACT ON APPROVAL OF AN INTERLOCAL COOPERATION AGREEMENT FOR SHARED GOVERNANCE COMMUNICATIONS AND DISPATCH SERVICES SYSTEM WITH DENTON COUNTY.

Mayor Pro-Tem Gorman moved to approve the Interlocal cooperation agreement for shared governance communications and dispatch services system with Denton County. Motion seconded by Council Member Rouse. Ayes: Council Member Ashman, Council Member Crider, Council Member Rouse and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 4 ayes, 0 nays and 0 abstentions.

ITEM 16 CONSIDER AND ACT ON APPROVAL OF A LOCAL AGREEMENT WITH DENTON COUNTY DISTRICT ATTORNEY'S OFFICE FOR ASSET SEIZURES AND FORFEITURES.

Mayor Pro-Tem Gorman moved to approve the Local Agreement with Denton County District Attorney's office for asset seizures and forfeitures. Motion seconded by Council Member Ashman. Ayes: Council Member Ashman, Council Member Crider, Council Member Rouse and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 4 ayes, 0 nays and 0 abstentions.

ITEM 17 ITEMS TO BE PLACED ON THE NEXT AGENDA.

Land for elevated tank site.

ITEM 18 ADJOURN.

Council Member Ashman moved to adjourn at 6:20 p.m. Motion seconded by Council Member Rouse. Ayes: Council Member Ashman, Council Member Crider, Council Member Rouse and Mayor Pro-Tem Gorman. Nays: None. Abstentions: None. Motion passed with 4 ayes, 0 nays and 0 abstentions.

APPROVED:

Jeff Vardell, Mayor

Date

ATTEST:

Sheri N. Clearman, City Secretary