

**THE CITY COUNCIL OF THE CITY OF POTTSBORO, TEXAS MET
THURSDAY, MAY 17th, 2012 5:30 P.M. AT 528 HWY 120 EAST.
FOR SPECIAL SESSION.**

Present: Mayor Frank Budra, Mayor Pro-Tem David Waller, Council Members Landon Goins, Gary Watkins, Mary Helen Chapin, and Lucy Hansen.

SPECIAL SESSION

CALL TO ORDER

Notice is hereby given that the City Council of the City of Pottsboro, Texas has met in Special called Session on **Thursday, May 17th, 2012** at 5:30 p.m. at 528 Hwy 120 E Pottsboro TX in the Council Chambers, pursuant to the Open Meeting Laws of the State of Texas.

Mayor, Frank Budra called the meeting to order at 5:30 p.m.

PLEDGE OF ALLEGIANCE - to the flag of the United States.

ACTION ITEMS:

1. Oath of Office.

Consideration and/or action on administration of the Oath of Office for the newly elected official.

Denise Smith, City Secretary

Denise Smith administered the Oath of Office to Councilmember Landon Goins, Mary Helen Chapin and Gary Watkins.

2. Selection of the Mayor Pro-Tem

Consideration and/or action on appointing a Mayor Pro-Tem.

Landon Goins motioned to appoint David Waller as the Mayor Pro-Tem. The motion was seconded by Mary Helen Chapin and carried unanimously.

3. Site Development Plan

Fountain Creek Estates Phase 3

Consideration and/or action on all matters relating to the Site Development Plan for Fountain Creek Estates Phase 3.

Denise Smith, City Secretary

Gary Watkins motioned to approve the Site Development Plan for Fountain Creek Estates Phase 3 as presented. The motion was seconded by Mary Helen Chapin. Landon Goins abstained for the vote. The motion carried with 4 aye, 0 nays and 1 abstention.

4. Eagle Scott Project

Consideration and/or action on all matters related to a proposed Eagle Scout Project at the new park.

Kevin M. Farley, City Manager.

Drex Day requested the permission to install two flag poles on the baseball fields at the new park.

Lucy Hansen motioned to approve the proposed Eagle Scout Project to place two flag poles on the baseball fields at the new park. The motion was seconded by David Waller and carried unanimously.

5. Pottsboro Higher Education Finance Corporation

Consideration of a Resolution authorizing and approving the creation of the Pottsboro Higher Education Finance Corporation; Approving the Articles of Incorporation and bylaws thereof; Appointing the initial directors thereof; and containing other provisions relating to the subject.

Kevin M. Farley, City Manager

David C. Petruska informed the City Council of an opportunity which allows the City to create a Higher Education Finance Corporation.

David Waller motioned to approve the creation of the Pottsboro Higher Education Finance Corporation; Approving the Articles of Incorporation and bylaws and appointed board members as presented. The motion was seconded by Lucy Hansen and carried unanimously.

6. Claim for Damages

Consideration and/or action on all matters related to a claim filed for water damages at 307 W Hwy 120.

Kevin M. Farley, City Manager

David Waller motioned to pay 25% of the damage costs. Motion die due to lack of a second.

After much discussion, Landon Goins motioned to table this item until next month and request the City Engineer to look at the drainage problem. The motion was seconded by Gary Watkins and carried unanimously.

7. Claim for Damages

Consideration and/or action on all matters related to a claim filed for damages at 109 Elm Creek Dr.

Kevin M. Farley, City Manager

Gary Watkins motioned to deny the claim for damages at 109 Elm Creek Dr. The motion was seconded by Landon Goins and carried unanimously.

8. Atmos Rates

Consideration and/or action on all matters relating to Atmos Mid-Tex gas rate change request and Atmos Cities Steering Committee's recommendation.

Kevin M. Farley, City Manager

Mary Helen Chapin motioned to approve Resolution No. 1167 denying Atmos Mid-Tex gas rate change request. The motion was seconded by David Waller and carried unanimously.

9. Citizen Complaint Procedures for Texas Capital Fund Project

Consideration and/or action on all matters related to a Resolution No. 1168 establishing Citizen Complaint Procedure for the Texas Community Development Program - Texas Capital Fund.

Kevin M. Farley, City Manager

Landon Goins motioned to approve Resolution No. 1168 establishing Citizen Complaint Procedure for the Texas Community Development Program - Texas Capital Fund. The motion was seconded by Lucy Hansen and carried unanimously.

ADJOURNMENT:

Motion by Mary Helen Chapin to adjourn, seconded by David Waller and carried unanimously. Meeting adjourned at 6:20 p.m.

Frank Budva

Mayor

Denise Smith

City Secretary

