

**THE CITY COUNCIL OF THE CITY OF POTTSBORO, TEXAS MET
MONDAY, APRIL 4, 2016, 2016 5:30 P.M. AT 528 HWY 120 EAST.
FOR A REGULAR SESSION.**

Present: Mayor Frank Budra, Mayor Pro-Tem David Waller Council Members, Gary Watkins, Landon Goins, Steven Vedral and Bruce Barnett.

REGULAR SESSION

Call to Order: Notice is hereby given that the City Council of the City of Pottsboro, Texas will met in Regular Called Session on Monday, April 4, 2016 at 5:30 p.m. at 528 Hwy 120 E, Pottsboro, Texas 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.

Invocation: Josh Burton of Pottsboro Baptist Church.

Pledge of Allegiance: To the flag of the United States.

Citizens To Be Heard: This time is set aside for any person having business before the Council that is not included on the agenda. Please submit a completed Speaker's Request Form to the City Secretary at the beginning of the Council meeting. All comments must be directed toward the Presiding Officer rather than an individual Council member or staff. Each speaker must limit their comments to the subject matter listed on the Speaker's Request Form and must refrain from personal attacks toward any individual. Speakers are limited to five minutes. Council may not comment publicly on matters brought to their attention during the Citizens' participation. Council may direct the City Manager to resolve or request the matter to be placed on a future agenda. Such public comments shall not include any "*deliberation*" as defined by Chapter 551 of the Government Code, as now or hereafter amended. If you have a subject that may require City Council action, you may obtain a form from the City Secretary's office and request to have the item placed on a future agenda.

No comments were made.

City Manager Report: Update on the following: Insurance Infrastructure Projects and upcoming events.

Kevin M. Farley, City Manager, updated the City Council on the status of the City's project.

Consent Agenda: Consent Agenda Items are considered to be routine in nature and may be acted upon in one motion. Any item requiring additional discussion may be withdrawn from the Consent Agenda by the Mayor, Councilmember or City Manager, and acted upon separately.

1. Minutes

Consideration and/or action on the minutes from the March 14th, 2016 Council meeting.
Denise Smith, City Secretary

Gary Watkins motioned to approve the consent agenda item as presented. The motion was seconded by David Waller and carried unanimously.

Action Items:

2. Gov. Code Section § 551.071 Consultation with the City Attorney.

EXECUTIVE SESSION: Pursuant to Section § 551.071 of the Texas Government Code, the City Council reserves the right to convene into Executive Session(s), from time to time as deemed necessary during this meeting for any posted agenda item, and may receive advice from its attorney as permitted by law. Additionally, the City Council will convene into Executive Session Pursuant to Section § 551.071 of the Texas Government Code, the City Council may convene into Executive Session(s), to conduct a private consultation with its attorney relating to pending or contemplated litigation including but not limited to the following:

A. Specific Use Permit – 102 West FM 120

Consideration and/or action on a request by the Family Dollar Stores of Texas, LLC. for a Specific Use Permit to sell alcoholic beverages for off-premises consumption on the property located at 102 West FM 120 Pottsboro, Texas.

Kevin M. Farley, City Manager

David Waller motioned to go into Executive Session at 5:40 p.m. The motion was seconded by Landon Goins and carried unanimously.

David Waller motioned to go into open session at 5:55 p.m. The motion was seconded by Bruce Barnett and carried unanimously.

David Waller motioned to approve the request by the Family Dollar Stores of Texas, LLC. for a Specific Use Permit to sell alcoholic beverages for off-premises consumption on the property located at 102 West FM 120 Pottsboro, Texas. The motion was seconded by Steve Verdral. Gary Watkins abstain. Landon Goins, Bruce Barnett, David Waller and Steve Verdral vote for the motion and the motion carried.

3. Delinquent Tax Collection Agreements

Consideration and/or action on all matters relating to the delinquent tax collection on Ordinance No. 1365 allowing the early turnover of business and mobile homes personal property accounts.

Kevin M. Farley, City Manager

Gary Watkins motioned to approve Ordinance No. 1365 allowing the early turnover of business and mobile homes personal property accounts to the City's collection attorney. The motion was seconded by Landon Goins and carried unanimously.

4. TSLAC Grant

Consideration and/or action on all matters relating to the Pottsboro Library applying for the Texas State Library and Archives Commission - Community Garden - Special Project FY 2017 Grant.

Kevin M. Farley, City Manager

David Waller motioned to approve the City applying for the Texas State Library and Archives Commission - Community Garden - Special Project FY 2017 Grant. The motion was seconded by Gary Watkins and carried unanimously.

5. Pottsboro Higher Education Finance Corporation

Consideration and/or action on all matters relating to the following items:

A. Amending the Pottsboro Higher Education Finance Corporation Articles of Incorporation and bylaws thereof: appointing the directors thereof; and containing other provisions relating to the subject.

B. Request funding for a Fire Command Vehicle.

Kevin M. Farley, City Manager

David Waller motioned to approve Ordinance No. 1364 amending the Pottsboro Higher Education Finance Corporation bylaws and appointing the directors as presented. The motion was seconded by Bruce Barnett and carried unanimously.

David Waller motioned to approve the city requesting funds from the Pottsboro Higher Education Finance Corporation for a Fire Command Vehicle. The motion was seconded by Bruce Barnett and carried unanimously.

6. Petition for Annexation

Consideration and/or action on all matters relating to a request by Joshua B. Carey to have 180 Cemetery Rd. annexed into the Pottsboro City Limits.

Kevin M. Farley, City Manager

Gary Watkins motioned to approve Resolution No. 1201 setting the public hearing for May 2nd, 2016 and June 6th, 2016 for the proposed annexation of 180 cemetery Rd. The motion was seconded by Landon Goins and carried unanimously.

7. Roof Repairs

Consideration and/or action on all matters relating to repairing the roof at the Lion’s Club and/or the Police Station.

Kevin M. Farley, City Manager

David Waller motioned to deny request and direct city staff to continue patching the roof of the Lion’s Club and/or the Police Station The motion was seconded by Bruce Barnett and carried unanimously.

8. Animal Control

Consideration and/or action on all matters relating to the city’s animal control ordinance regarding dangerous animals.

Kevin M. Farley, City Manager

David Waller motioned to approve city staff in develop regulation regarding dangerous animals laws. The motion was seconded by Gary Watkins and carried unanimously.

9. FM 120 Median Improvement Project

Consideration and/or action on all matters relating to the FM 120 Median Improvement Projects.

Kevin M. Farley, City Manager

Landon Goins motioned to approve giving the Mayor authority to execute all required documentation and agreements with TxDOT relating to the FM 120 Median Improvement Project. The motion was seconded by David Waller and carried unanimously.

Adjournment:

Motion David Waller to adjourn, meeting adjourned at 6:40 p.m.

Mayor

City Secretary