

**THE CITY COUNCIL OF THE CITY OF POTTSBORO, TEXAS MET  
MONDAY, MAY 16<sup>TH</sup>, 2016, 2016 5:30 P.M. AT 528 HWY 120 EAST.  
FOR A REGULAR SESSION.**

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Present: Mayor Frank Budra, Mayor Pro-Tem David Waller Council Members, Gary Watkins, Landon Goins, and Summer Holbrook. Bruce Barnett was absent.

**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, May 16<sup>th</sup>, 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:** Bobby Hancock of Georgetown Baptist Church

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

**Oath of Office:** Administrating the Oath of Office for elected officials.

Denise Smith administered the Oath of Office and the Statement of Elected Officer to Councilmen Landon Goins, Gary Watkins and Summer Holbrook.

**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 Gary Watkins and carried unanimously.

**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: 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 April 4<sup>th</sup>, 2016 Council meeting.

Denise Smith, City Secretary

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

**Action Items:**

**2. Annexation- 180 Cemetery Rd.**

**Public Hearing**

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

The Mayor opened the public hearing. There being no one to speak the public hearing was closed. This is the first of the two required public hearings.

No Action taken next Public Hearing is set for June 6th, 2016.

**3. Motorcycle Safety and Awareness Month**

Consideration and/or action on recognizing May 2016 as Motorcycle Safety and Awareness Month.

Kevin M. Farley, City Manager

Mayor Frank Budra read the proclamation which declared May 2016 as Motorcycle Safety and Awareness Month.

**4. Lake Texoma Flag Agreement**

Consideration and/or action on all matters related to the Lake Texoma Flag Agreement with the Rotary Club.

Kevin M. Farley, City Manager

The Rotary club will place 26 flags for six holidays, 13 at Friendship Park and 13 at Peddicord Circle for \$1,100 annually.

Gary Watkins motioned to approve the Lake Texoma Flag Agreement with the Rotary Club as presented. The motion was seconded by Landon Goins and carried unanimously.

**5. Animal Control**

**Public Hearing**

Consideration and/or action on all matters relating to Ordinance No. 1367 amending the city's animal control ordinance regarding dangerous animals.

Kevin M. Farley, City Manager

The Mayor opened the public hearing. There being no one to speak the public hearing was closed.

Landon Goins motioned to approve Ordinance No. 1367 amending the city's animal control ordinance regarding dangerous animals. The motion was seconded by David Waller and carried unanimously.

**6. Keep Pottsboro Beautiful Commissions**

Consideration and/or action on appointing a new member to the Keep Pottsboro Beautiful Commission.

Kevin M. Farley, City Manager

David Waller motioned to approve appointing Suzanne Martin to the Keep Pottsboro Beautiful Commission. The motion was seconded by Landon Goins and carried unanimously.

**7. Delinquent Tax Collection Services**

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

A. Terminate contract for delinquent tax collection services with Perdue, Brandon, Fielder, Collins and Mott LLP and mail the required 30 day notice of termination.

B. Board approves a contract to employ Linebarger, Goggan, Blair and Sampson LLP for the collection of delinquent taxes for the City of Pottsboro upon the termination of the previous contract to collect delinquent tax.

Kevin M. Farley, City Manager

David Waller motioned to retain Perdue, Brandon, Fielder, Collins and Mott as the city's delinquent tax collection attorneys. The motion was seconded by Gary Watkins and carried unanimously.

**8. PVES EMS Station**

Consideration and/or action on all matters regarding PVES request for inside city water rates at the new EMS Station.

Kevin M. Farley, City Manager

The PVES EMS Station property is currently not contiguous with the Pottsboro city limits and therefore cannot request to be annexed into the City Limits at this time. PVES is requesting inside city utility rates and will request annexation into to the city when they are able.

Landon Goins motioned to approve PVES request for inside city water and sewer rates at the new EMS Station. The motion was seconded by Summer Holbrook and carried unanimously.

**9. ATMOS Settlement Agreement**

Consideration and/or action on all matters relating to Ordinance No. 1368 accepting the settlement agreement between ATMOS Cities Steering Committee and ARMOS Energy Corp.

Kevin M. Farley, City Manager

David Waller motioned to approve Ordinance No. 1368 accepting the settlement agreement between ATMOS Cities Steering Committee and ARMOS Energy Corp. The motion was seconded by Gary Watkins and carried unanimously.

**10. Personnel Matters**

EXECUTIVE SESSION: Pursuant to Section § 551.071 of the Texas Government Code, The Council may 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 Council will convene into Executive Session regarding the following:

A. Gov. Code Section § 551.074 Personnel Matters.

Pursuant to Section § 551.074 of the Texas Government Code, the Council may convene into Executive Session(s), to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.

Gary Watkins motioned to go into Executive Session at 6:25 p.m. The motion was seconded by David Waller and carried unanimously.

David Waller motioned to go into open session at 6:33 p.m. The motion was seconded by Gary Watkins and carried unanimously.

No action taken.

**Adjournment:**

Motion Landon Goins to adjourn, meeting adjourned at 6:34 p.m.

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Mayor

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City Secretary