



Special Meeting of the Town Council Meeting

Wednesday, June 02, 2021 at 6:00 PM
102 W. Bailey Street, Ponder, TX 76259

NOTICE

THE TOWN COUNCIL FOR THE TOWN OF PONDER, TEXAS, WILL CONVENE IN SPECIAL SESSION AT 6:15 P.M. OR DIRECTLY FOLLOWING THE P&Z MEETING ON JUNE 12, 2021, IN PONDER TOWN HALL, AT 102 W. BAILEY STREET, PONDER.

REGULAR SESSION AGENDA

CALL TO ORDER

ROLL CALL

INVOCATION AND PLEDGE OF ALLEGIANCE

OPEN FORUM FOR CITIZEN INPUT (Please limit to 5 minutes per person and if you wish to speak on a particular agenda item, please list the agenda item next to your name).

This is a time for the public to address the Town Council on any subject. However, the Texas Open Meetings Act prohibits the Town Council from discussing issues which the public has not been given seventy-two (72) hours' notice. Issues raised may be referred to Town Staff for research and possible future action.

CONSENT AGENDA

1. Consider and act on approval of Resolution 21-08, regarding a contract for the purpose of financing a vehicle and related equipment.
2. Consider and act on approval of a resolution establishing a public hearing date for July 12, 2021 to consider and act on amendment of land use assumptions, capital improvement plans and imposition of water and sewer impact fees.
3. Approval of the May 10, 2021 minutes.

ITEMS FOR NEXT AGENDA

ADJOURN

The Town Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code, Section 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.087 (Economic Development)

CERTIFICATION

I hereby certify that the above notice was posted on the bulletin board at the Ponder Town Hall at 102 W. Bailey Street, Ponder, Texas on the 28th day of May, 2021, at 11:00 a.m.

Sheri Clearman, Town Secretary

If you plan to attend this public meeting and you have a disability that requires special arrangements at the meeting, please contact our office at 940-479-7009. Reasonable accommodations will be made to assist your needs.

RESOLUTION 21-08

A RESOLUTION REGARDING A CONTRACT FOR THE PURPOSE OF FINANCING **"VEHICLE & RELATED EQUIPMENT"**.

WHEREAS, Town of Ponder (the "Issuer") desires to enter into that certain Finance Contract by and between the Issuer and Government Capital Corporation ("GCC") for the purpose of financing "Vehicle & Related Equipment". The Issuer desires to designate this Finance Contract as a "qualified tax exempt obligation" of the Issuer for the purposes of Section 265 (b) (3) of the Internal Revenue Code of 1986, as amended.

NOW THEREFORE, BE IT RESOLVED BY TOWN OF PONDER:

Section 1. That the Issuer will enter into a Finance Contract with GCC for the purpose of financing "Vehicle & Related Equipment".

Section 2. That the Finance Contract by and between the Town of Ponder and GCC is designated by the Issuer as a "qualified tax exempt obligation" for the purposes of Section 265 (b) (3) of the Internal Revenue Code of 1986, as amended.

Section 3. That the Issuer appoints the Mayor or their designee, as the authorized signer of the Finance Contract by and between the Town of Ponder and GCC as well as any other ancillary exhibit, certificate, or documentation needed for the Contract.

Section 4. That should the need arise, if applicable, the Town will use loan proceeds for reimbursement of expenditures related to the Property, within the meaning of Treasury Regulation § 1.150-2, as promulgated under the Internal Revenue Code of 1986, as amended.

PASSED AND APPROVED by the Board of the Town of Ponder in a meeting held on the 2nd day of June, 2021.

Issuer: Town of Ponder

Witness Signature

Matthew Poole, Mayor

Sheri Clearman, Town Secretary

TOWN OF PONDER

RESOLUTION NO. 21-09

RESOLUTION OF THE TOWN OF PONDER, ESTABLISHING PUBLIC HEARING DATE FOR JULY 12, 2021 TO CONSIDER, DISCUSS AND ACT ON AMENDMENT OF LAND USE ASSUMPTIONS, CAPITAL IMPROVEMENT PLANS AND THE IMPOSITION OF WATER AND SEWER IMPACT FEES.

WHEREAS, Chapter 395 of the Texas Local Government Code requires that a political subdivision adopt an ordinance, order, or resolution setting a public hearing to review, discuss and consider the amendment of the land use assumptions, the capital improvement plans and the imposition of water and sewer impact fee;

WHEREAS, In accordance with the Texas Local Government Code Section 395, the Town of Ponder, Texas is proposing to hold a public hearing to review, discuss and consider the amendment of the land use assumptions, the capital improvement plans and the imposition of water and sewer impact fee.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PONDER, TEXAS:

That the date of Monday, July 12, 2021 at 6:00 p.m., at Ponder Town Hall, located at 102 West Bailey Street, Ponder, Texas 76259 hereby established as the date, time, and place for the required public hearing to consider amendment of the land use assumptions, capital improvement plans and the imposition of water and sewer impact fee;

And that any member of the public has the right to appear at the hearing and present evidence for or against the updates;

And that the land use assumptions, capital improvement plans, including the amount of maximum impact fee may be viewed at the Town Ponder Hall located at 102 West Bailey Street, Ponder, Texas 76259 or obtained electronically by submitting email request on the Towns website:

<https://www.pondertx.com/contact>

PASSED AND APPROVED BY THE TOWN COUNCIL OF THE TOWN OF PONDER, TEXAS,

THIS ___ day of _____, 2021.

APPROVED:

Matthew Poole, Town Mayor

ATTEST:

Sheri Clearman, Town Secretary

**MINUTES OF THE
TOWN COUNCIL
MAY 10, 2021**

CALL TO ORDER

Mayor Poole called the meeting to order at 6:00 pm.

ROLL CALL

Those present were Council Member Lynch, Council Member Deussen, Mayor Pro-Tem Gorman, Council Member Couch and Council Member Staton.

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG.

Mayor Poole led both.

OPEN FORUM

William Casto asked the Council to make Ponder a quiet zone. He said that the train horn is degrading to our lifestyle and that he is aware that there is an expense involved. He stated that the Town Council has to be the one to initiate the quiet zone to the railroad.

CONSENT AGENDA

Mayor Pro-Tem Gorman moved to approve the contract to purchase a new PD Vehicle, a contract between the Town of Ponder and Denton County to provide Communications Services, a contract between the Town of Ponder and the Ponder Volunteer Fire Department, the March 8, 2021 minutes and the April 2021 Financial Statement. Motion seconded by Council Member Lynch. Ayes: Mayor Pro-Tem Gorman, Council Member Lynch, Council Member Couch, Council Member Staton and Council Member Deussen. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

ORAL STAFF REPORTS

Andrew Economedes reported that the PVFD is in need of replacing a tank that will cost between 40,000 and 50,000 dollars. He reminded everyone of the car show and said that the PVFD will be raffling a Polaris in place of their annual gun raffle.

ITEMS OF BUSINESS

7 Mayor Pool presented Mayor Pro-Tem Gorman a plaque in appreciation of his dedication to the Town of Ponder and support of the Town of Ponder staff.

8 Council Member Lynch moved to approve Ordinance 21-07, appointing unopposed candidates of the May 1, 2021 election. Motion seconded by Council Member Deussen. Ayes: Mayor Pro-Tem Gorman, Council Member Lynch, Council Member Couch, Council Member Staton and Council Member Deussen. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

9 Town Secretary, Sheri Clearman administered the Oath of Office to the newly appointed members, Nick McGregor, Matthew Poole and Tracy Lynch.

10 Council Member Deussen moved to approve the Site Plan/Specific Use Permit for Christian Faith Fellowship Church. Motion seconded by Council Member Couch. Ayes: Mayor Pro-Tem Gorman, Council Member Lynch, Council Member Couch, Council Member Staton and Council Member Deussen. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

11 Commissioner Dianne Edmonson made a presentation to the Council relative to County Government month.

ITEMS FOR THE NEXT AGENDA

June 2 Special Meeting

ADJOURN.

Council Member Lynch moved to adjourn at 6:29 pm. Motion seconded by Council Member Staton. Ayes: Mayor Pro-Tem Gorman, Council Member Lynch, Council Member Couch, Council Member Staton and Council Member Deussen. Nays: None. Abstentions: None. Motion passed with 5 ayes, 0 nays and 0 abstentions.

APPROVED:

Matthew Poole, Mayor

Date

ATTEST:

Sheri N. Clearman, Town Secretary