

**MINUTES OF REGULAR MEETING
OF
THE CITY COUNCIL OF THE CITY OF PALMER, TEXAS
Tuesday April 20, 2010, 6:30 P.M.
COUNCIL CHAMBERS
113 W. Jefferson St., Palmer, Texas 75152**

MINUTES

Call Meeting to Order.

Mayor Anglin calls the meeting to order.

Invocation and Pledge.

Kenneth Bateman gives the invocation and pledge.

Determination of Quorum.

Members present: Mayor Lance Anglin, Mayor Pro Tem Kenneth Bateman, Dianne Drewrey, Tony Roybal, Jeff Vick, Greg Penny (made it at 7:30)

Citizen Forum (2 minutes) – to address only specific current agenda items.

Joey Dauben addresses the council about the beer and wine election he is getting a petition together for.

Explains how many signatures he currently has and what is needed.

Joey Dauben also addresses the council about item 6 regarding the request of additional help on a water bill due to a leak.

Consent Agenda

All matters listed under item 5, Consent Agenda, are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. Approval of the Consent Agenda authorizes the Mayor/City Administrator to execute all matters necessary to implement each item. Any item may be removed from the Consent Agenda for separate discussion and consideration by any member of the City Council.

- a. ***Balance Sheets***
- b. ***March 2009 Actuals***
- c. ***Minutes for Approval***
 - i. ***March 16, 2010***
- d. ***Municipal Court Monthly reports.***
- e. ***Palmer Police Department Monthly Reports.***
- f. ***Public Works Monthly Report.***
- g. ***Grant the City Administrator approval to sign the lease/contract with Ellis County to lease the County Voting Equipment for Municipal Election.***

Jeff Vick motions to approve the consent agenda, Dianne seconds, all in favor.

Discussion and possible action with regard to request to further adjust water bill at 103 Palmyra Rd. due to water leak (tabled March 16, 2010).

Tony motions to keep the payment plan as it is (\$100.00 on top of the monthly bill until paid in full) Jeff Vick seconds, all in favor.

Discussion and possible action regarding requirements for utility services associated Ali Assi's plans associated with property located on west side of I45 north of vacant tile plant.

Jeff Vick motions to take no action on this item, Kenneth Bateman seconds, all in favor.

Discussion and possible action regarding drainage adjacent to 100 Meadowlark Lane.

Jeff motions to have the City Administrator talk with Jack Witt and to contact the school (PISD) to get a joint agreement and the City would incur any additional cost on-top of Mr. Witt's cost, Dianne seconds, all in favor.

Discussion and possible action regarding necessary legal filing associated with right of way for Witt Campus Drive.

Kenneth Bateman motions to have the City Administrator get with the PISD and get the surveys needed for the legal filing of the right of way(the city will handle Jack Witt's portion), Jeff Vick seconds, all in favor.

Discussion and possible action to make John Hancock a permanent member of the Planning and Zoning Commission.

Kenneth Bateman motions to make John Hancock a member of the Planning and Zoning Commission for a two year term(term ending April 20, 2012) , Jeff Vick seconds, all in favor.

Receive Report From Zoning Commission on Zoning Change Applications of Charles & Phillip Jones and Victoriano A. Guevera. Both applicants requesting zoning change to "R-5" Single Family Residential District with a Specific Use Permit for a Hud-Code Manufactured Home.

Tommy Baxter addresses the council and explains that the Planning and Zoning Commission heard both of the items listed before them and the P & Z recommends that the council approve the change of zoning for the two items listed.

Public Hearing to consider the application of Charles and Phillip Jones for a change of zoning from "R-5" Single Family Residential District to "R-5" Single Family Residential District with a Specific Use Permit for a Hud-Code Manufactured Home on Lot PT 74 Green Acres South- Rev. .818 Acres Addition to the City Of Palmer, Ellis County, Texas, as shown in the Plat Records of Ellis County, Texas, Filed December 13, 1971, said property also known as 317 Lakeview Dr., Palmer, Texas.

A. Motion to Open Public Hearing.

Jeff motions to open the public hearing, Kenneth Bateman seconds, all in favor.

B. Motion to Close Public Hearing

Kenneth motions to close the public hearing, Tony seconds, all in favor.

C. Deliberation

none

D. Consider a Motion to (Approve or Disapprove) the application of Charles and Phillip Jones for the change of zoning at 317 Lakeview Drive, Palmer, Texas.

Kenneth Bateman motions to approve Ordinance 986 changing the zoning from "R-5" Single Family Residential District to "R-5" Single Family Residential District with a Specific Use Permit for a Hud-Code Manufactured Home on Lot PT 74 Green Acres South- Rev. .818 Acres Addition to the City Of Palmer, Ellis County, Texas, as shown in the Plat Records of Ellis County, Texas, Filed December 13, 1971, said property also known as 317 Lakeview Dr., Palmer, Texas, Jeff Vick seconds, all in favor.

Public Hearing to consider the application of Victoriano A. Guevera for a change of zoning from "R-5" Single Family Residential District to "R-5" Single Family Residential District with a Specific Use Permit for a Hud-Code Manufactured Home on Lot, Tract, or Parcel of Land described as Tract No. 12 West of Green Acres Estates West, an Addition to the City Of Palmer, Ellis County, Texas, as shown in the Plat Records of Ellis County, Texas, Volume 3, Page 138, said property also known as 208 Green Acres Drive, Palmer, Texas.

A. Motion to Open Public Hearing.

Kenneth motions to open the public hearing, Jeff seconds, all in favor.

B. Motion to Close Public Hearing

Tony motions to close the public hearing, Jeff seconds, all infavor.

C. Deliberation on Report to be sent to the City Council.

None

D. Consider a Motion to (Approve or Disapprove) the application of Victoriano A. Guevera for the change of zoning at 208 Greenacres Drive, Palmer, Texas.

Jeff Vick motions to approve Ordinance 987 approving the application of Victoriano A. Guevera for a change of zoning from "R-5" Single Family Residential District to "R-5" Single Family Residential District with a Specific Use Permit for a Hud-Code Manufactured Home on Lot, Tract, or Parcel of Land described as Tract No. 12 West of Green Acres Estates West, an Addition to the City Of Palmer, Ellis County, Texas, as shown in the Plat Records of Ellis County, Texas, Volume 3, Page 138, said property also known as 208 Green Acres Drive, Palmer, Texas, Kenneth Bateman seconds, all in favor.

Consider adoption of an ordinance establishing an extraterritorial jurisdiction boundary line agreement with the City of Ferris.

Greg Penny motions to adopt Ordinance 988 establishing an extraterritorial jurisdiction boundary line agreement with the City of Ferris, Jeff Vick seconds, all in favor.

Consider a motion authorizing the mayor to approve City of Ferris' companion ordinance establishing the extraterritorial jurisdiction boundary line with the City of Palmer, and to execute such other documents necessary to implement the agreement.

Greg Penny motions to authorize the mayor to approve City of Ferris' companion ordinance establishing the extraterritorial jurisdiction boundary line with the City of Palmer, and to execute such other documents necessary to implement the agreement, Dianne seconds, all in favor.

Consider adoption of an ordinance establishing an extraterritorial jurisdiction boundary line agreement with the City of Waxahachie.

Dianne Drewrey motions to adopt Ordinance 989 establishing an extraterritorial jurisdiction boundary line agreement with the City of Waxahachie, Jeff Vick seconds, all in favor.

Consider a motion authorizing the mayor to approve City of Waxahachie's companion ordinance establishing the extraterritorial jurisdiction boundary line with the City of Palmer, and to execute such other documents necessary to implement the agreement.

Greg motions to authorize the mayor to approve City of Waxahachie's companion ordinance establishing the extraterritorial jurisdiction boundary line with the City of Palmer, and to execute such other documents necessary to implement the agreement, Jeff Vick seconds, all in favor.

Discussion and possible action to adopt the Engineering Manual recommended by MLA Consulting.

Greg Penny motions to table this item for 30 more days so that the council is able to read the 124 page document in full, Dianne seconds, all in favor.

Discussion and possible action to adopt revisions to the Subdivision Ordinance.

Greg motions to adopt Ordinance 990 adopting the revisions to the Subdivision Ordinance, Jeff Vick seconds, all in favor.

Discussion and possible action regarding a potential exchange with the Palmer ISD for land to construct a park / baseball complex.

NO ACTION

Consider a motion authorizing the City Administrator to have constructed at the property owner's expense a sewer line extension along the east side of I45 to the property at Jefferson St.

Dianne Drewrey motions to authorize the City Administrator to have constructed at the property owner's expense a sewer line extension along the east side of I45 to the property at Jefferson St. with the understanding that this property will be brought into the City Limits, Kenneth Bateman seconds, all in favor.

Consider a motion authorizing the City Administrator to purchase a new sewer jet at a cost of \$45,974.76 and sell the old machine.

Kenneth Bateman motions to authorize the City Administrator to purchase a new sewer jet machine and to sell the old one, Jeff Vick seconds, all in favor.

Items of Community Interest

- a) City Administrator***
- b) Council***
- c) Mayor***

ADJOURNMENT.

Tony Roybal motions to adjourn the meeting, the Mayor accepts.