

MINUTES OF REGULAR BUSINESS MEETING
City of Stephenville - City Council
TUESDAY, MARCH 20, 2007– 5:30 P.M.

The City Council of the City of Stephenville, Texas, convened on March 20, 2007, at 5:30 p.m., in the Council Chambers at City Hall, 298 West Washington Street, for the purpose of a Regular Business Meeting, with the meeting being open to the public and notice of said meeting, giving the date, time, place and subject thereof, having been posted as prescribed by Chapter 551, Government Code, Vernon's Texas Codes Annotated, with the following members present, to wit:

Mayor	:	Rusty Jergins (arrived at 6:02 p.m.)
Council members	:	Cyndi Godwin Malcolm L. Cross Nancy Hunter Andrew Johnson Alan Nash Mark Murphy Barry Ratliff
Absent	:	Todd McEvoy
Others Attending	:	Mark A. Kaiser, City Administrator Randy Thomas, City Attorney Cindy L. Stafford, City Secretary

I. Call to Order

The meeting of the Stephenville City Council was called to order at 5:30 p.m. on Tuesday, March 6, 2007, by senior council member Malcolm Cross, who declared a quorum present. In the absence of the mayor and the mayor pro-tem, Council Member Cross declared that a chairman would be elected to preside over the meeting. MOTION by Nancy Hunter, second by Mark Murphy to designate Malcolm Cross as the chairman to preside over the meeting. MOTION CARRIED by unanimous vote.

II. Consider Ordinance No. 2007-06 Annexing 510 Acres out of the W. Motley, J. Menefee, M. R. Williams, J. B. Dupuy, and H. C. Hudson Surveys in Erath County, Texas

Marion Cole, 432 Tanglewood Trail, Stephenville, said that she represents property owners in Area A1. She presented council with photos of city-maintained streets and county-maintained streets. She stated that residents of Area A-1 are “concerned that annexation will lead to the deterioration of our streets. . . We, in the proposed A1 annexation area, already have fire, police, water, septic systems, garbage services and excellent streets—we don’t want to be annexed and when the current residents of Stephenville realize the economic impact of this forced annexation on their finances, they will not want us to be annexed, either.”

Bill Haney, 1412 Highland View Drive, Stephenville, said that there is still confusion about the definition of "failure" as it pertains to an existing water well and septic system in the proposed annexed areas.

Neal Guthrie, 940 Mockingbird Lane, Stephenville, stated that he owns 4.1 acre in Area A1 that he plans to develop in the future. He is concerned about the cost of tying onto city utilities when this property is developed.

Jerry Locklin, 626 PR 1424, POB 1456, Stephenville, thanked Mark Kaiser and Betty Chew for coming to his house to discuss concerns he had with the proposed annexation.

Chairman Cross noted the arrival of Mayor Jergins and turned the meeting over to him.

MOTION by Alan Nash to deny Ordinance No. 2007-06. Motion died for lack of a second.

MOTION by Mark Murphy to remove Area A5 from the proposed ordinance. Motion died for lack of a second.

MOTION by Andrew Johnson, second by Nancy Hunter, to adopt Ordinance No. 2007-06.

MOTION TO AMEND by Mark Murphy, second by Alan Nash, by removing Area A5 from the ordinance. MOTION TO AMEND FAILED by the following roll call vote:

Ayes: Council members Godwin, Cross, Nash, and Murphy.

Nays: Council members Hunter, Johnson, Ratliff, and Mayor Jergins.

MOTION TO AMEND by Mark Murphy, second by Alan Nash, by removing Area A1 and Area A5 from the ordinance. MOTION TO AMEND FAILED by the following roll call vote:

Ayes: Council members Godwin, Cross, Nash, and Murphy.

Nays: Council members Hunter, Johnson, Ratliff, and Mayor Jergins.

The original motion to adopt Ordinance No. 2007-06 CARRIED by the following roll call vote:

Ayes: Council members Cross, Hunter, Johnson, Ratliff, and Mayor Jergins.

Nays: Council members Godwin, Nash, and Murphy.

III. EXECUTIVE SESSION. At 6:34 p.m., Mayor Jergins recessed the open portion of the meeting, and council went into executive session in compliance with the provisions of the Texas Open Meetings Law, Subchapter D, Government Code, Vernon's Texas Codes, Annotated, in accordance with Sec. 551.071 Consultation with Attorney.

Upper Leon River Municipal Water District/City of Dublin/City of Stephenville Contract

The council reconvened in open session at 6:58 p.m.

IV. Action Taken on Matters Discussed in Executive Session (if necessary)

MOTION by Mark Murphy, second by Alan Nash, to approve the contract with Upper Leon River Municipal Water District and City of Dublin. MOTION CARRIED by the following vote:

Ayes: Council members Cross, Hunter, Johnson, Nash, Murphy, Ratliff, and Mayor Jergins.

Nays: Council member Godwin.

V. Adjourn

MOTION by Barry Ratliff, second by Andrew Johnson, to adjourn the meeting. MOTION CARRIED by unanimous vote at 7:00 p.m.

Russell E. Jergins, Mayor

ATTEST:

Cindy L. Stafford, City Secretary