

MINUTES OF JUNE 10, 2008  
TOWN OF TALTY  
BOARD OF ALDERMEN

---

- I. Mayor Todd Hutton swore in the three newly elected Aldermen: Frank Garrison, John Allen Jackson and Kevin Williams.
- II. The meeting was called to order at 7:18 p.m. by Mayor Todd Hutton, at the Family Trinity Church at FM 1641 and I-20 in Talty, Texas. A quorum was announced. Aldermen members present were Frank Garrison, Larry Farthing, John Jackson, Carla Milligan and Kevin Williams. Also present were Connie Goodwin, Town Administrator, and Sherry Bagby, Town Secretary.
- III. Everyone rose to recite the Pledge of Allegiance.
- IV. The regular meeting was adjourned and the Board entered into the public hearing to hear the revised Preliminary Plat for Phases 2 and 3 of Layden Farms with the following variances: (1) Side yard setbacks on corner lots from 75' to 45'; (2) rear of lots 5 and 6 on Block G, toward side of lot 4 on Block A; and (3) six foot parameter wood fence around the subdivision.

Steve Osborn, who lives in Shamrock, was the only citizen who addressed the Board and asked who will be responsible for the fence after the developer is gone? The Homeowner's Association will maintain the fence and the funds will come from the maintenance fees paid by the homeowners. He also asked if the developer has closed on the Forney elementary school in Layden Farms? Mike Nowar responded that he has closed and Forney I.S.D. has purchased the eleven acres of property. Mr. Nowar stated that there are a total of 32 lots in the next two phases: 15 lots in phase 2 and 17 lots in phase 3. Chairman Gavin Hill of the Planning & Zoning, stated the recommendation of the P&Z was that no action was necessary on item (1) the side yard set backs are now 35'; the P&Z considered item (2) the rear of lots 5 and 6 on Block G, adjacent to lot 4, rear yard not be set back 35' but 100' combined. The P&Z recommended tabling item (3) until further clarification from the Comprehensive Plan and the existing zoning ordinances regarding the type of fence surrounding the subdivision.

- V. The public hearing was adjourned and the Board resumed the regular meeting.
- VI. There were no citizens who signed in to speak.

Comments from Judge Ashcroft taken out of order from the agenda for her request to speak to the Board. She distributed a handout indicating the funds received from Talty Municipal Court from April 2006 through May 2008. Judge Ashcroft stated that she has been the Municipal Judge for Talty since 2002. She wanted to give an over-view since we have two new Aldermen.

With the projected growth of Talty, she wanted to be considered for a salary increase, and also requested an increase for the court clerk, when the budget is reconsidered for next fiscal year. The extra 10 hours a week the Town has allowed the court clerk to work has helped. Judge Ashcroft stated that there have not been any problems in scheduling the courtroom at the Kaufman Sub courthouse and it is more than adequate for their needs.

VII. Action Items

1. Mayor Hutton would like to rotate the mayor pro tem and give others an opportunity to serve the Town in this capacity. Brad Davis was mayor pro tem for several years. Last year he nominated Carla Milligan, and this year he would like to recommend Frank Garrison.

A motion was made by Larry Farthing to nominate Frank Garrison to serve as mayor pro tem.

Seconded: John Jackson

Vote: 4-1 – Carla Milligan voted against. Motion carried.

2. The Board considered the request to revise preliminary Plat for Phases 2 and 3 of Layden Farms with the following variances: (1) side yard setbacks on corner lots from 75- to 45'; (2) rear lots of 5 and 6 of Block G, toward side of lot 4, Block A; and (3) six foot parameter wood fence around the subdivision. The Board agreed that the request for side yard setbacks on corner lots does not need any action. Lots 5 through 10, on Block G,

A motion was made by Carla Milligan to approve the variance of Lots 5 and 6, all set backs are maximum 75' lots 5-10 phase 3, Block G. The motion was suspended. The board considered item (3) six-foot perimeter wood fence around subdivision. The school will take care of their own fence when they submit their plans. The Board discussed whether Lots 2, 3 and 4 and all lots to 10 should be required to separate the school for a safety factor. A drip septic system was suggested for lots that backup to the school. Larry Farthing would like to include lots 2-11 to have under ground drip system.

A motion was made by John Jackson to amend Carla Milligan's motion to include a 6' fence on lot 4 side yard and to require the drip system on all lots surrounding the proposed school.

Seconded: Carla Milligan

Vote: All in favor, motion carried.

3. The Board discussed moving the Town's bank for depository accounts from Wells Fargo in Terrell to City Bank in Forney. An ad was placed in the Forney Messenger requesting bids for any bank interested in handling our account. We only received a bid from City Bank. Mr. Goodwin stated that it would benefit the Town because City Bank is a better location and would take less time to make the deposits. City Bank will also offer interest bearing checking accounts and waive all fees for wire transfers.

A motion was made by Frank Garrison to move the bank accounts from Wells Fargo to City Bank Forney.

Seconded: John Jackson

Vote: All in favor, motion carried.

4. The Board reviewed the March 2008 financial reports prepared by Murrey & Co.

A motion was made by John Jackson to approve the financial reports as submitted.

Seconded: Frank Garrison

Vote: All in favor, motion carried.

5. The Board reviewed the Minutes of May 13, 2008.

A motion was made by Frank Garrison to approve the minutes as submitted.

Seconded: Larry Farthing

Vote: All in favor, motion carried.

VIII. The Mayor decided against an executive session because Police Chief Jason West resigned, effective today.

IX. Discussion Items

1. Judge Ashcroft made comments earlier in the meeting.

2. Jason West was not in attendance; and no report was submitted for review.

Chief West gave a two week notice of resignation, which Mayor Hutton made effective immediately, with two weeks severance pay. An ad will be published for a police chief to work part-time. Publishing will occur in the Forney Messenger, posted on the TML website, and Talty's website.

Aldermen Updates

Carla Milligan asked about placing items on the agenda.

X. Meeting adjourned @ 8:45 p.m.

A motion was made by John Jackson to adjourn the meeting.

Seconded: Larry Farthing

Vote: All in favor, motion carried.

Approved: \_\_\_\_\_

\_\_\_\_\_  
Mayor, Todd W. Hutton

\_\_\_\_\_  
Sherry Bagby, Town Secretary