

**REGULAR MEETING OF CITY COUNCIL
FEBRUARY 21, 2006**

1:30 P.M.

PRESENT:	Jeff Brain Judy Flanders Charles Loftis Garrett Spradling Charles Gillingham	Mayor Mayor Pro-tem Council Member Council Member Council Member
STAFF:	Eddie Edwards Tom Edmonds Henry Veach Larry Mullenix Bruce Roberts Gayland Darnell Glynn Carlock Jim Harder Kathie Harber	Assistant City Manager City Attorney Director of Public Works Director of Planning & Zoning Lieutenant - Police Fire Chief Director of Finance Director of Utilities Planning & Zoning
VISITORS:	John Ray Greg Garton Judy Mihm Pat Firth Jerry Drake Eddie Miller R. D. Cornelison Thomas Bradley Cody Morrow Brad Carpenter Jimmy Wise David Brown	Connie Moore Fred Evans Jonathan Robinson Charles Fletcher Joey Woodard Beverly Benton Ella Cornelison Grace Murphy Leon DeWeese Bill Warren Ricky Davis
NEWS MEDIA:	Michelle Berry	Borger News Herald

MINUTES APPROVED: Following review of the minutes of the Regular Meeting of February 7, 2006, motion was made by Council Member Gillingham, seconded by Mayor Pro-tem Flanders, to approve the minutes as written. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

EXPENDITURES APPROVED FOR PAYMENT: The expenditures for the first half of February were submitted for the consideration of the Council. Following review of the expenditures, motion was made by Council Member Loftis, seconded by Council Member Spradling, to approve payment of the expenditures for the first half of February as submitted.

The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

PUBLIC HEARING CONDUCTED - ORDINANCE NO. O-001-06 - NO ACTION

TAKEN: Mayor Brain opened a public hearing to allow citizens to comment on Ordinance No. O-001-06 amending the Code of Ordinances as it pertains to Chapter 72, Stopping, Standing, and Parking. During the public hearing Fred Evans, Cody Morrow, and Greg Garton spoke out against the ordinance. Fred Evans also presented a petition containing ninety signatures against the ordinance. Pat Frith, Charles Fletcher, and Rick Davis spoke in favor of the ordinance. After all comments from the audience had been heard, Mayor Brain closed the public hearing. Following discussion, motion was made by Mayor Pro-tem Flanders, seconded by Council Member Gillingham, not to take any action at this time relative to Ordinance O-001-06 as it pertains to Chapter 72, Stopping, Standing, and Parking.

The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

PUBLIC HEARING CONDUCTED - RELATIVE TO THE INSTALLATION OF STOP SIGNS AT BROADMOOR & CONCORD, AND BROADMOOR & SALINA – NO ACTION TAKEN

TAKEN: Mayor Brain opened the public hearing to allow comments from citizens on the proposed installation of two four-way stop signs on Broadmoor Street. Citizens speaking out against the installation of four-way stop signs were; R. D. Cornelison, Greg Garton, Joey Woodard, David Brown, and Ricky Davis. Citizens speaking for the proposed installation of four-way stop signs were, Cody Morrow and Joe Robertson. Both Mr. Morrow and Mr. Robinson were also concerned about the intersection of Union and Gardner and the speed of traffic along Union Street. Jerry Drake spoke to traffic safety issues along West Wilson in front of Wal-Mart. Several possible solutions offered for Broadmoor include; replacement of yield signs with stop signs on streets entering Broadmoor, more police patrols, zero tolerance on speeding, upgrading the police speed trailer with a camera system and issuing warnings and/or citations by mail, and stand behind law enforcement during any criticism for increased citations. Following discussion, Mayor Brain closed the public hearing. No action was taken.

RECEIVE AND ACCEPT THE MID-YEAR TOURISM REPORT FROM THE BORGER CHAMBER OF COMMERCE:

CHAMBER OF COMMERCE: Beverly Benton, Executive Director, Borger Chamber of Commerce, presented the Council with the Mid-Term Tourism report. Mrs. Benton spoke briefly concerning services performed by the Chamber to promote tourism in the Borger area. Mrs. Benton touched upon upcoming events and projects such as the Borger Summer Celebration and the nearly complete web site as well as the pump jack project for the downtown area. Mrs. Benton finished with a financial report on the Chambers profit and loss details from July 1, 2005 thru February 16, 2006. Following discussion, motion was made by Council Member Spradling and seconded by Mayor Pro-tem Flanders to accept the Mid-Year Tourism Report from the Borger Chamber of Commerce.

The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

AGREEMENT FOR SEWER COLLECTION SERVICES BETWEEN TCW SUPPLY AND THE CITY OF BORGER APPROVED:

Assistant City Manager Eddie Edwards submitted a contract for sewer collection services between TCW Supply and the City of Borger. This contract replaces two existing contracts and clarifies any ambiguity in the way sewer charges are assessed to sewer customers served by the City of Borger that reside outside of the corporate limits, but in TCW's service area. Following discussion, motion was made by Council Member Spradling and seconded by Council Member Loftis to approve the contract with TCW Supply for Sewer Collection Services.

The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

RECOMMENDATION FROM HUTCHINSON COUNTY APPRAISAL DISTRICT FOR DISPOSITION OF PROPERTY APPROVED:

Chief Appraiser of Hutchinson County Appraisal District Bill Swink submitted a recommendation to dispose of one property that did not sell at a tax sale auction. The Hutchinson County Appraisal District received a bid for the property listed as follows:

1. 724 Cheatham, Lot 3, Block 7, Rock Creek

The offer was \$300.00 for the property, minimum bid from the auction was \$800.00, and delinquent taxes owed on the property amount to \$606.98. Following discussion, motion was made by Mayor Pro-tem Flanders, seconded by Council Member Spradling to accept the offer of \$300.00 from Darasha White.

The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

ONE OPERATION FACELIFT CONTRACT AT 1205 OHIO STREET, HUBER ADDITION APPROVED:

Director of Planning and Zoning Larry Mullenix submitted a request from Jim Stark for the demolition of structures at 1205 Ohio Street, Lot 3, Block 6, Huber Addition to the City of Borger. Following discussion, motion was made by Council Member Spradling and seconded by Council Member Gillingham to approve the operation facelift contract.

The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

EXECUTIVE SESSION CONDUCTED: Mayor Brain stated that the Council would retire into executive session as provided for in Chapter 551, Govt. Code, Vernon's Texas Codes Annotated, Section 551.074 Personnel; Section 551.071 Consultation with Attorney; Section 551.072 Real Property, and Section 551.086 Economic Development Incentives to discuss the following items:

1. Consultation with Attorney, Section 551.071, regarding a proposed contract.

COUNCIL RETURNED TO OPEN SESSION: Following the executive session, Mayor Brain reconvened the regular meeting and stated that the Council discussed a proposed contract with it's legal counsel. No action was taken.

MEETING ADJOURNED: There being no further business, the meeting was adjourned.

Mayor

ATTEST:

City Secretary