

**REGULAR MEETING OF CITY COUNCIL  
MAY 2, 2006**

**1:30 P.M.**

<b>PRESENT:</b>	Jeff Brain Judy Flanders Charles Gillingham Garrett Spradling Charles Loftis	Mayor Mayor Pro-tem Council Member Council Member Council Member
<b>STAFF:</b>	Wanda Klause Eddie Edwards Tom Edmonds Larry Mullenix Jimmy Adams Glynn Carlock Henry Veach Jim Harder	City Manager Assistant City Manager City Attorney Director, Planning & Zoning Police Chief Director of Finance Director of Public Works Director of Utilities
<b>VISITORS:</b>	John Ray Ernest Warren Tom Wicker John Curnutt Leon DeWeese Judy Mihm Gladys Stroud	
<b>NEWS MEDIA:</b>	Michelle Berry	Borger News Herald

**MINUTES APPROVED:** Following review of the minutes of the Regular Meeting of April 18, 2006, motion was made by Council Member Loftis, 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.

**PAYMENT OF EXPENDITURES APPROVED:** Following review, motion was made by Council Member Gillingham, seconded by Council Member Spradling, to approve payment of the expenditures for the last half of April as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.  
Nays: None.

**PUBLIC HEARING CONDUCTED - ORDINANCE NO. O-004-06 INTRODUCED:** Mayor Brain opened a public hearing concerning a request to rezone Lots 1-5 and 10-26, Block 20, Gateway Heights Addition from Single Family Dwelling to Commercial. The Mayor asked if anyone present wished to speak. Mr. Warren spoke on behalf of his request. Gladys Stroud questioned the legality of a new cemetery inside the city limits. Mr. Warren said it was not a new cemetery, it is an expansion of the original cemetery. He further stated that state law allowed an existing cemetery to expand up to 200' in any direction including across a street. The Mayor asked if there were any additional comments. There being none, the Mayor closed the public hearing. Motion was made by Mayor Pro-tem Flanders, seconded by Council Member Loftis, to introduce Ordinance No. O-004-06 implementing the rezoning request. The motion carried by the following vote:

Ayes: All members present voted aye.  
Nays: None.

**PUBLIC HEARING CONDUCTED:** Mayor Brain opened a public hearing based on a recommendation from the Planning & Commission to establish Empowerment Zones in various sections of the city. The Mayor asked if anyone present wished to comment. John Curnutt said

he believed the establishment of Empowerment Zones would create positive results for the city. No further comments were heard; therefore, the Mayor closed the public hearing.

No official action by the Council was necessary at this time.

**RESOLUTION NO. R-005-06 APPROVED:** The following resolution was submitted for the consideration of the Council.

**RESOLUTION NO. R-005-06**

**A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BORGER, TEXAS AUTHORIZING THE SUBMISSION OF A FY 2007 GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION (CJD) AND DESIGNATING THE CITY MANAGER TO ACT AS THE CITY'S AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE CJD GRANT PROGRAM.**

**WHEREAS,** the City of Borger has participated in the development of a FY2007 Community Plan which identified the priority needs, available resources and related gaps in service within the criminal justice infrastructure of the area served by the City of Borger; and

**WHEREAS,** the need to address juvenile crime was identified as a priority need within that Community Plan; and

**WHEREAS,** the City of Borger desires to address this need(s) by continuing to support a program known as the Borger High School Resource Officer program; and

**WHEREAS,** the City of Borger agrees to provide applicable matching funds for the said project as required by the CJD grant application.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BORGER, TEXAS:**

1. That an FY 2007 CJD grant application is hereby authorized to be filed on behalf of the City of Borger with the Governor's Criminal Justice Division.
2. That the application be for funds to provide continued support for the Borger High School Resource Officer program being operated within the Borger Independent School District.
3. That the Borger City Council directs and designates the Borger Police Chief as the City of Borger's authorized official and that he be given the power to apply for, accept, reject, alter or terminate the grant on behalf of the City of Borger.
4. That in the event of loss or misuse of CJD funds, the governing body assures that funds will be returned to CJD in full.

Following discussion, motion was made by Council Member Spradling, seconded by Council Member Gillingham, to approve the resolution. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

**PRELIMINARY AND FINAL PLAT RECEIVED - PUBLIC HEARING SCHEDULED:**

Director of Planning & Zoning Larry Mullenix submitted a recommendation from the Planning & Zoning Commission to consider and approve a preliminary and final plat from Terry Washer for a 1.008 acre tract in Section 32, Block Y, A & B Survey. Following discussion, motion was made by Council Member Spradling, seconded by Council Member Gillingham, to receive the plat and schedule a public hearing for 1:30 p.m., May 16, 2006 to allow for public comment.

The motion carried by the following vote:

Ayes: All members present voted aye.  
Nays: None.

**BID AWARDED:** Bids were received and tabulated for the purchase of radios for the EOC. The bids received were tabulated as follows:

W. T. Services	Motorola	\$15,665.80
Hawkins Radio	Motorola	\$18,600.00
Hawkins Radio	Icom	\$17,316.00

Following discussion, motion was made by Council Member Loftis, seconded by Council Member Spradling, to award the low bid to W.T. Services in the amount of \$15,665.80. The motion carried by the following vote:

Ayes: All members present voted aye.  
Nays: None.

**QUESTIONS AND COMMENTS FROM CITIZENS:** John Curnutt said that he realized it was not in the city's plan; however, he requested that the Director of Public Works amend his plans and seal coat the streets in North Hills Addition this year.

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

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**ATTEST:**

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City Secretary

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Mayor