

**REGULAR MEETING OF CITY COUNCIL
OCTOBER 17, 2006**

1:30 P.M.

PRESENT:	Jeff Brain	Mayor
	Garrett Spradling	Mayor Pro-tem
	Charles "Pete" Loftis	Council Member
	Charles Gillingham	Council Member
	Leon DeWeese	Council Member
STAFF:	Wanda Klause	City Manager
	Eddie Edwards	Asst. City Manager
	Kathy Harber	Secretary, Planning & Zoning
	Jimmy Adams	Chief of Police
	Gayland Darnell	Fire Chief
	Danny Richards	EOC Coordinator
VISITORS:	Judy Mihm	

CONSENT ITEMS APPROVED: The monthly departmental reports were submitted for the consideration of the Council. Following discussion, motion was made by Council Member Loftis, seconded by Council Member DeWeese, to approve the departmental reports as submitted. The motion carried by the following vote:

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

MINUTES APPROVED: Following review of the minutes of the regular meeting of October 3, 2006, and the Work Session of October 10, 2006, motion was made by Council Member Gillingham, seconded by Mayor Pro-tem Spradling, to approve the minutes as written. The motion carried by the following vote:

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

ORDINANCE NO. O-012-06 APPROVED: Ordinance No. O-012-06 amending the Code of Ordinances in Chapter 14, "Zoning", Article 14.03, "Uses", Section 14.03.002, Explanatory Notes Pertaining to use regulations "Automobile Sales and Repair" by adding Definition (61), "Automobile Sales and Repair", and in Section 14.03.007, "Automobile Type Uses" was submitted for final consideration by the City Council. Following discussion, motion was made by Mayor Pro-tem Spradling, seconded by Council Member Loftis, to approve Ordinance No. O-012-06 on final reading.

The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

The captioned ordinance reads as follows:

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF BORGER, TEXAS IN CHAPTER 14, "ZONING", ARTICLE 14.03, "USES", SECTION 14.03.002, EXPLANATORY NOTES PERTAINING TO USE REGULATIONS "AUTOMOBILE SALES AND REPAIR" BY ADDING DEFINITION (61), "AUTOMOBILE SALES AND REPAIR", AND IN SECTION 14.03.007, "AUTOMOBILE TYPE USES"

ESTABLISHMENT OF ESCROW ACCOUNT FOR ALLEY PAVING

APPROVED: Jodie Brock, 1206 Campus Place, submitted a letter requesting the City pave the alley along Blocks 2 & 3, College Park Addition and Block 67, Isom Addition. Mr. Brock asked the city to establish an escrow account in order for residents in this area to make their deposits totaling \$2,050.00 for the purchase of materials to implement this project. Following discussion, motion was made by Mayor Pro-tem Spradling, seconded by Council Member Gillingham, to approve the alley paving request, authorize the staff to establish the escrow account, and schedule the project upon deposit of all funds. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

REQUEST FOR PLACEMENT OF PUMP JACK IN RIGHT-OF-WAY TABLED:

Jimmy Gowdy, owner of property located at 321 W. Fifth Street, requested permission to place a decorative pump jack in the right-of-way at 321 W. Fifth. Mr. Gowdy was not present and there were no pictures of the proposed pump jack or site plan presented. Due to the lack of information regarding this item, motion was made by Council Member DeWeese, seconded by Council Member Loftis, to table the request for consideration at a future meeting when more information is available. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

RESOLUTION NO. R-015-06 APPROVED: Resolution No. R-015-06 accepting the multi-jurisdictional Hutchinson County hazard analysis and adopting the multi-jurisdictional Hutchinson County mitigation plan as required by Title 44 Code of Federal Regulation, Part 201 was submitted for the consideration of the Council. Following discussion, motion was made by Council Member Gillingham, seconded by Council Member Loftis, to approve Resolution No. R-015-06. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

The resolution reads as follows:

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BORGER, TEXAS ACCEPTING THE MULTI-JURISDICTIONAL HUTCHINSON COUNTY HAZARD ANALYSIS AND ADOPTING THE MULTI-JURISDICTIONAL HUTCHINSON COUNTY MITIGATION ACTION PLAN, AS REQUIRED BY TITLE 44 CODE OF FEDERAL REGULATION, PART 201

WHEREAS, the City of Borger recognizes the threat that natural and man-made hazards pose to people and property within the City; and

WHEREAS, the City of Borger realizes the importance of reducing or eliminating these vulnerabilities for the overall good and welfare of the community; and

WHEREAS, the City of Borger has been an active participant on the Multi-Jurisdictional Hutchinson County Hazard Mitigation Action team, which has established a comprehensive coordinated planning process to identify means and strategies for reducing or eliminating these vulnerabilities through the Multi-Jurisdictional Hutchinson County Hazard Analysis; and

WHEREAS, City of Borger representatives and staff have identified, justified, and prioritized a number of proposed projects and programs intended to mitigate the vulnerabilities of the City to future hazard events; and

WHEREAS, these proposed projects and programs have been incorporated into the Multi-Jurisdictional Hutchinson County Mitigation Action Plan with the intent that they be carried out over time to achieve the goals and objectives of Section 5 of the Multi-Jurisdictional Hutchinson County Mitigation Action Plan; and.

NOW, THEREFORE, be it resolved by the City Council of the City of Borger that:

1. The City of Borger hereby accepts the Multi-Jurisdictional Hutchinson County Hazard Analysis and adopts the Multi-Jurisdictional Hutchinson County Mitigation Action Plan upon approval by the Federal Emergency Management Administration and the state's Division of Emergency Management; and
2. The City of Borger Emergency Management Department is requested and instructed to pursue available funding opportunities for the purpose of implementing the designated project proposals in an effort to achieve the goals

and objectives of Section 5 of the Multi-Jurisdictional Hutchinson County Mitigation Action Plan; and

3. The City of Borger will maintain and as needed update the Multi-Jurisdictional Hutchinson County mitigation Action Plan in future years; and
4. The City of Borger will seek to encourage the businesses, industries, and community groups operating within and/or for the benefit of the City of Borger to also participate in the maintenance and updating of the Multi-Jurisdictional Hutchinson County Mitigation Action Plan in future years.

BID AWARDED: Danny Richards, Emergency Management Coordinator, submitted a bid from Motorola for Project 25 Radio Equipment. Mr. Richards explained how the radios would be used and the benefits the fire and police departments would realize as the result of this new system. The total system is \$303,704.20. Following discussion, motion was made by Mayor Pro-tem Spradling, seconded by Council Member DeWeese, to award bid to Motorola for the purchase of the new radio system. The motion carried by the following vote:

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

EXECUTIVE SESSION: Mayor Brain stated that in compliance with Chapter 551, Govt. Code, Vernon's Texas Codes Annotated, Section 551.074 Personnel, the Council would retire into executive session to review the performance of the city manager and discuss renewal of a contract to fill this position.

COUNCIL RETURNED TO OPEN SESSION: Following the executive session, Mayor Brain reconvened the regular meeting and stated that the Council reviewed the performance of the city manager and discussed renewal of a contract. Motion was made by Council Member Loftis, seconded by Mayor Pro-tem Spradling, to renew the contract for the position of city manager. The motion carried by the following vote:

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

QUESTIONS OR COMMENTS: No questions or comments were heard.

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

Mayor

ATTEST:

City Manager

