

**REGULAR MEETING OF CITY COUNCIL
JANUARY 16, 2007**

1:30 P.M.

PRESENT: Jeff Brain Mayor
Charles Gillingham Council Member
Charles "Pete" Loftis Council Member
Leon DeWeese Council Member

ABSENT: Garrett Spradling Mayor Pro-tem

STAFF: Wanda Klause City Manager
Eddie Edwards Asst. City Manager
Larry Mullenix Director, Planning & Zoning
Jimmy Adams Police Chief
Gayland Darnell Fire Chief
Glynn Carlock Director of Finance

VISITORS: Judy Mihm

NEWS MEDIA: Michelle Berry Borger News Herald

MONTHLY DEPARTMENTAL REPORTS APPROVED: Following review of monthly departmental reports, motion was made by Council Member Loftis, seconded by Council Member Gillingham, to approve the 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 January 2, 2007, motion was made by Council Member Gillingham, seconded by Council Member Loftis, 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 DeWeese, seconded by Council Member Loftis, to approve payment of the expenditures for the first half of January as submitted. The motion carried by the following vote:

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

RECOMMENDATION FROM BUILDING STANDARDS COMMISSION APPROVED:
After proper notice and hearings, the Building Standards Commission of the City of Borger has determined and declared the building(s) located on the property described herein as substandard

and cannot reasonably be repaired and has ordered the demolition thereof as provided in the Substandard Building Ordinance.

The property in question is located at the following site:

1. 306 E. 6th Street, N/2 of Lots 31-32, Block 39, Original Townsite

Following discussion, motion was made by Council Member Loftis, seconded by Council Member Gillingham, to approve the structure for demolition as recommended by the Building Standards Commission. The motion carried by the following vote:

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

ORDINANCE NO. 0-001-07 INTRODUCED: Ordinance No. O-001-07 amending Chapter 3, Building Regulations, Article 3.02, Building Code, Section 3.02.001, Adopted, and in Sections 3.02.002, amendments to the Code of Ordinances was submitted for the consideration of the Council. Following discussion, motion was made by Council Member Loftis, seconded by Council Member Gillingham, to introduce Ordinance No. O-001-07 amending Chapter 3 of the Building Code as written. The motion carried by the following vote:

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

AGREEMENT BETWEEN TALON/LPE AND THE CITY OF BORGER APPROVED: An agreement between Talon/LPE and the City of Borger was submitted for the consideration of the Council. Talon is requesting access to the City's right-of-way near Main and Third Streets for the purpose of constructing, maintaining, operating, and removing monitor wells during a petroleum substance investigation. Following discussion, motion was made by Council Member Gillingham, seconded by Council Member Loftis, to approve the agreement between Talon/LPE and the City of Borger as written. The motion carried by the following vote:

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

ORDINANCE NO. 0-002-07 INTRODUCED: Ordinance No. O-002-07 amending Chapter 8, Offenses and Nuisances, Article 8.07, Abandoned and Junk Motor Vehicles, Division 3, Junked Vehicles, Section 8.07.062, Offenses, Penalty was submitted for the consideration of the Council. Following discussion, motion was made by Council Member Loftis, seconded by Council Member Gillingham, to introduce Ordinance No. O-002-07 amending Chapter 8, Offenses and Nuisances, as written. The motion carried by the following vote:

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

QUESTIONS AND COMMENTS FROM CITIZENS: Raymond Loftis asked the Council what was going to be done with the community building at Cofield Park. The Council advised Mr. Loftis that the project was under consideration.

No further questions were asked.

EXECUTIVE SESSION: Mayor Brain stated that in compliance with Chapter 551, Govt. Code, Vernon's Texas Codes Annotated, Section 551.071 Consultation with Attorney on matters concerning pending litigation the Council would retire into executive session to discuss the following:

(a) Garcia-Ramos vs. City of Borger

COUNCIL RETURNED TO OPEN SESSION: Following the executive session, Mayor Brain reconvened the regular meeting and stated that the Council discussed pending litigation filed by Garcia-Ramos. No decisions were made and no action was taken.

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

WORK SESSION CONDUCTED: The Mayor stated that the work session was open; however, no official action could be taken. Council and staff discussed the maintenance and operation of city facilities, and also discussed proposed projects and grants.

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

Mayor

ATTEST:

City Manager