

**REGULAR MEETING OF CITY COUNCIL
JANUARY 6, 2009**

1:30 P.M.

PRESENT:	Jeff Brain Leon DeWeese Charles Gillingham Marvin Dickson Robert Vinyard	Mayor Council Member Council Member Council Member Council Member
STAFF:	Wanda Klause Eddie Edwards Larry Mullenix Danny Richards Ted Dodd Ralph Earles Jimmie Adams Bob Watson	City Manager Assistant City Manager Planning & Zoning Director – EOC Director of Public Works Asst. to Director of Public Works Police Chief Fire Chief
VISITORS:	Dan Redd Brandy Callahan John Ray Judy Mihm	BEDC
NEWS MEDIA:	Michelle Berry	Borger News Herald

QUESTIONS OR COMMENTS: None.

MINUTES APPROVED: Following review of the minutes of the regular meeting of December 16, 2008, motion was made by Council Member Gillingham, seconded by Council Member Dickson, 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: The expenditures for the last half of December were submitted for the consideration of the Council. Following discussion, motion was made by Council Member DeWeese, seconded by Council Member Vinyard, to approve payment of the expenditures for the last half of December as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

INCENTIVE AGREEMENT BETWEEN TEJAS LAND MANAGEMENT AND THE BORGER ECONOMIC DEVELOPMENT CORPORATION APPROVED:

Dan Redd, CEO, Borger Economic Development Corporation, submitted an Incentive Agreement between BEDC and Tejas Land Management and asked for the favorable consideration of the Borger City Council. Tejas Land Management is a company who pursues contracts to do preparation work for prescribed burns in state and national parks along with the eradication of brush, salt cedar and mesquite trees. Tejas has asked for a \$37,500 loan and a \$37,500 grant based on hiring three additional employees. Following discussion, motion was made by Council Member DeWeese, seconded by Council Member Gillingham, to approve the incentive agreement as requested. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

AMENDMENT #1 TO AGRIMUM WATER PRICING AGREEMENT APPROVED:

Eddie Edwards, Assistant City Manager, submitted Amendment #1 to the Agrium Water Pricing Agreement, and advised the Council that the City is currently in the third year of a five year water pricing agreement. The agreement allows for rate adjustments based on the CPI, and staff is recommending a three percent increase for untreated surface water and potable well water.

Based on the increased cost to provide service and the Council's recent authorization of capital investments to expand the Stinnett Well Field and to fully participate in CRMWA's Series 2009 Bonds to expand the John C. Williams Well Field, staff recommends approval of the rate increase.

Following discussion, motion was made by Council Member Dickson, seconded by Council Member Vinyard, to approve Amendment #1 to the Agrium Water Pricing Agreement as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None

SID RICHARDSON WATER PRICING AGREEMENT APPROVED:

Eddie Edwards, Assistant City Manager, submitted the Sid Richardson Water Pricing Agreement, and advised the Council that the City is currently in the fourth year of the second ten year water pricing agreement. The original agreement entered into on March 31, 1986 between Phillips Petroleum Company and Sid Richardson specified a rate of \$0.55/1000 gallons with an annual increase of \$0.05¢/1000 gallons. Under the current agreement, the rate is \$1.35/1000 gallons and has been in effect for two years.

Based on the increased cost to provide service and the Council's recent authorization of capital investments to expand the Stinnett Well Field and to fully participate in

CRMWA's Series 2009 Bonds to expand the John C. Williams Well Field, staff recommends an increase of \$0.10/1000 gallons to \$1.45/1000 gallons beginning January 1, 2009.

Following discussion, motion was made by Council Member Vinyard, seconded by Council Member Dickson, to approve the Water Pricing Agreement between Sid Richardson and the City of Borger as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.
Nays: None

BID AWARDED: The following bids were received and tabulated for Refuse Dumpster Boxes.

<u>BIDDER</u>	<u>PER EACH</u>	<u>PER 175</u>	<u>TOTAL FOR \$100K</u>
Roll-Offs of America	\$ 377.00	\$ 65,975.00	265
Conner Industries	\$1,900.00	\$ 332,500.00	53
WasteQuip	\$ 535.00	\$ 93,625.00	187
Fuqua Industries	\$ 410.00	\$ 71,750.00	244

Ted Dodd, Director of Public Works, reviewed the bids and recommended that bid be awarded to Roll-Offs of America for refuse dumpsters at a rate of \$377 per dumpster, and authority to purchase as many dumpsters as possible for the funds allocated for that purpose. Following discussion, motion was made by Council Member Vinyard, seconded by Council Member DeWeese, to award bid to Roll-Offs of America for refuse dumpsters, and to purchase as many dumpsters as possible for the funds allocated for that purpose. The motion carried by the following vote:

Ayes: All members present voted aye.
Nays: None

BID AWARDED: The following bids were received and tabulated for Yard Waste Containers.

<u>BIDDER</u>	<u>PER EACH</u>	<u>PER 100</u>	<u>TOTAL FOR \$60K</u>
Roll-Offs of America	\$ 377.00	\$ 37,700.00	159

Conner Industries	\$1,900.00	\$ 190,000.00	32
WasteQuip	\$ 537.00	\$ 53,700.00	112
Fuqua Industries	\$ 410.00	\$ 41,000.00	146

Ted Dodd, Director of Public Works, reviewed the bids and recommended that bid be awarded to Roll-Offs of America to begin a yard waste diversion program, funded by the State of Texas, utilizing the same size container that the city currently uses for refuse collection with the only difference being the color green. Roll-Offs' bid is \$377 per container, and Mr. Dodd recommended that the staff be authorized to purchase up to 159 yard waste containers utilizing State funds. Following discussion, motion was made by Council Member Vinyard, seconded by Council Member Gillingham, to award bid to Roll-Offs of America for 159 yard waste containers at a cost of \$377 per container funded by the State of Texas. The motion carried by the following vote:

Ayes: All members present voted aye.
Nays: None

MEETING ADJOURNED: Motion was made by Council Member Gillingham, seconded by Council Member DeWeese to adjourn the meeting. The motion carried by the following vote:

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

Mayor

ATTEST:

City Manager