

**REGULAR MEETING OF CITY COUNCIL
FEBRUARY 17, 2009**

1:30 P.M.

PRESENT:	Jeff Brain	Mayor
	Leon DeWeese	Council Member
	Charles Gillingham	Council Member
	Marvin Dickson	Council Member
	Robert Vinyard	Council Member
STAFF:	Wanda Klause	City Manager
	Larry Mullenix	Director, Planning & Zoning
	Jimmy Adams	Chief of Police
	Bruce Roberts	Captain, Police Department
	Bob Watson	Fire Chief
	Ted Dodd	Director of Public Works
	Danny Richards	EOC Coordinator
VISITORS:	Bob Callahan	BISD
	Richard Branscum	
	Brad Carpenter	
	Raymond Loftis	
	Judy Mihm	
NEWS MEDIA:	Michelle Berry	Borger News Herald

QUESTIONS AND COMMENTS FROM CITIZENS: Citizens who have indicated their desire to speak to the City Council will be heard at this time. In compliance with the Texas Open Meetings Act, unless the subject matter is on the agenda, City Council members are prevented from acting on the subject and may respond only with statements of factual information or existing city policy; however, City Council members may request city staff to place the subject matter on a future agenda. Citizens are limited to three (3) minutes for their presentation to the City Council.

No comments were heard.

MINUTES APPROVED: Following review of the minutes of the regular meeting of February 3, 2009, motion was made by Council Member Dickson, seconded by Council Member Vinyard, 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 Dickson, 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.

RESOLUTION NO. R-002-09 PERTAINING TO THE SUBMISSION OF A GRANT APPLICATION TO THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE FOR SAFE AND DRUG FREE SCHOOLS APPROVED:

Jimmy Adams, Chief of Police, submitted Resolution No. R-002-09 requesting permission to file an application for funds with the Governor's Criminal Justice Division. These funds will provide support for the Borger High School Resource Officer program being operated in conjunction with the Borger Independent School District. Following discussion, motion was made by Council Member Gillingham, seconded by Council Member Dickson, to approve Resolution No. R-002-09 as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

The resolution reads as follows:

RESOLUTION NO. R-002-09

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BORGER, TEXAS AUTHORIZING THE SUBMISSION OF A FY 2009 GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION (CJD) AND DESIGNATING THE BORGER POLICE CHIEF 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 FY 2009 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 the 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 2009 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 with 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.

PASSED, APPROVED, AND ADOPTED, on this the 17th day of February, 2009, at a regular meeting of the City Council of the City of Borger, Texas which meeting was held in compliance with the Open Meetings Act, Tex Gov't Code, §551.001, et.seq. at which meeting a quorum was present and voting.

RESOLUTION NO. R-003-09 PERTAINING TO THE SUBMISSION OF A GRANT APPLICATION TO THE TEXAS DEPARTMENT OF CRIMINAL JUSTICE FOR SAFE AND DRUG FREE SCHOOLS APPROVED:

Jimmy Adams, Chief of Police, submitted Resolution No. R-003-09 requesting permission to file an application for funds with the Governor's Criminal Justice Division. These funds will provide support for the Borger Middle School Resource Officer program being operated in conjunction with the Borger Independent School District. Following discussion, motion was made by Council Member Gillingham, seconded by Council Member Dickson, to approve Resolution No. R-003-09 as submitted. The motion carried by the following vote:

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

The resolution reads as follows:

RESOLUTION NO. R-003-09

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BORGER, TEXAS AUTHORIZING THE SUBMISSION OF A FY 2009 GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION (CJD) AND DESIGNATING THE BORGER POLICE CHIEF 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 FY 2009 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 the Community Plan; and

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

WHEREAS, the City of Borger agrees to provide applicable matching funds for the said projects 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 2009 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 Middle School Resource Officer program being operated with 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.

PASSED, APPROVED, AND ADOPTED, on this the 17th day of February, 2009, at a regular meeting of the City Council of the City of Borger, Texas which meeting was held in compliance with the Open Meetings Act, Tex Gov't Code, §551.001, et.seq. at which meeting a quorum was present and voting.

RECOMMENDATIONS 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 properties described herein as substandard and cannot reasonably be repaired and has ordered the demolition thereof as provided in the Substandard Building Ordinance.

The properties in question are located at the following sites:

- a. 704 Alabama, Lots 9-10, Block 2, East Side Addition
- b. 405 California, S/2 of Lot 6 and all of Lot 7, Block 14, East Side Addition
- c. 1216 Roberts, Lot 7, Block 15, Phillips Addition

Following discussion, motion was made by Council Member Vinyard, seconded by Council Member DeWeese, to approve the recommendation submitted by the Building Standards Commission to demolish the property located at 704 Alabama, Lots 9-10, Block 2, East Side Addition; 405 California, S/2 of Lot 6 and all of Lot 7, Block 14, East Side Addition, and 1216 Roberts, Lot 7, Block 15, Phillips Addition, as recommended. The motion carried by the following vote:

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

ONE (1) OPERATION FACELIFT CONTRACT APPROVED: One operation facelift contract was submitted for consideration of demolition and cleanup of structure(s) located on the following property:

1. 719 Coble, Lots 7-9, Block 17, Original Townsite Addition

Following discussion, motion was made by Council Member DeWeese, seconded by Council Member Dickson, to approve demolition of the structure as requested. The motion carried by the following vote:

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

MEETING ADJOURNED: There being no further business, motion was made by Council Member Vinyard, seconded by Council Member Dickson, to adjourn the meeting. The motion carried by the following vote:

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

Mayor

ATTEST:

City Manager