

**REGULAR MEETING OF CITY COUNCIL
AUGUST 18, 2009**

1:30 P.M.

PRESENT:	Jeff Brain	Mayor
	Leon DeWeese	Council Member
	Robert Vinyard	Council Member
	Charles Gillingham	Council Member
	Marvin Dickson	Council Member
STAFF:	Wanda Klause	City Manager
	Eddie Edwards	Asst. City Manager
	Larry Mullenix	Director, Planning & Zoning
	Glynn Carlock	Director of Finance
	Jimmy Adams	Chief of Police
	Danny Richards	EOC Coordinator
	Bruce Roberts	Captain, Borger PD
	Ralph Earles	Assistant to Director, Public Works
	Kristi Powell	Clerk, Public Works
VISITORS:	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 August 4, 2009, 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: Following review, motion was made by Council Member Dickson, seconded by Council Member DeWeese, to approve payment of the

expenditures for the first half of August as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

PROPOSED FY 2009-2010 BUDGET REVIEWED AND PUBLIC HEARING

SCHEDULED: Assistant City Manager Eddie Edwards presented the city's proposed budget for 2009-2010. Edwards said this proposed budget totals \$17,683,199 which represents a decrease of \$3,380,882 over last year's budget. Mr. Edwards reviewed the budget, and asked the Council to receive the budget and schedule a public hearing for 1:30 p.m., September 1, 2009 to allow for citizen comments. Following discussion, motion was made by Council Member DeWeese, seconded by Council Member Dickson, to receive the budget and schedule a public hearing for 1:30 p.m., September 1, 2009 as requested. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

PROPOSAL TO ADOPT TAX RATE AND TWO PUBLIC HEARINGS SCHEDULED

ON PROPOSED TAX RATE: Assistant City Manager Eddie Edwards advised the Council that due to an increase in the certified values, the combined tax rate represents an increase of \$0.02355 equaling \$0.61561, as compared to last year's rate of \$0.59206. Following discussion, motion was made by Council Member Vinyard, seconded by Council Member Dickson, to approve a proposal to adopt a combined tax rate of \$0.61561/\$100 valuation be placed on the City Council agenda for September 15, 2009 for final action. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

Further, staff recommended that Council schedule two public hearings, as required by law, in order to give citizens an opportunity to voice their opinions. Staff recommended the first public hearing be scheduled for Tuesday, September 1st, and the second public hearing be scheduled for Tuesday, September 8, 2009. Following discussion, motion was made by Council Member Dickson, seconded by Council Member Vinyard, to approve the recommendation and schedule two public hearings on this new tax rate; one hearing to be conducted at 1:30 p.m., September 1, 2009, and the second hearing to be conducted at 1:30 p.m., September 8, 2009. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

PETITION REQUESTING ANNEXATION RECEIVED FROM HUTCHINSON

COUNTY HOSPITAL DISTRICT: Assistant City Manager Eddie Edwards submitted a request from Dennis Jack, CEO, Golden Plains Community Hospital, to annex a 20 acre tract of land out of Section 23, Block Y, A&B Survey, being a portion of a 188.61 acre tract as described in Volume 1499, Page 226, of the Deed of Records of Hutchinson County, Texas. City staff advised the Council as to several things that must occur prior to annexation: 1) Council formally receives the petition for annexation; 2) instruct staff to prepare a service plan for the area proposed for annexation; and, 3) schedule two public hearings for October 6, 2009 to allow for citizen comments. Following discussion, motion was made by Council Member Vinyard, seconded by Council Member Gillingham, to receive the petition requesting annexation; instruct the staff to prepare a service plan for the area proposed for annexation; and, schedule two public hearings for October 6, 2009. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

INTERLOCAL AGREEMENT BETWEEN THE CITY OF STINNETT AND THE CITY OF BORGER FOR DISPATCHING SERVICES APPROVED:

Assistant City Manager Eddie Edwards reviewed the interlocal agreement between the City of Borger and the City of Stinnett in the amount of \$10,000, stating that this agreement has been in effect since October of 2006. However, the Panhandle Emergency Services System discontinued their regional EMS dispatching services; thus, leaving a void that the City of Stinnett has requested the City of Borger fill. City staff has assessed the financial impact to provide the additional service to be \$2,000 annually for a total annual dispatching cost of \$12,000. Following discussion, motion was made by Council Member Gillingham, seconded by Council Member Dickson, to approve the new Interlocal Agreement between the City of Stinnett and the City of Borger for dispatching services as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

BOARD APPOINTMENT MADE TO BUILDING STANDARDS COMMISSION:

Director of Planning & Zoning Larry Mullenix advised the Council of the resignation of one member of the Building Standards Commission and submitted the names of three individuals who have been contacted and have agreed to serve, if appointed, to a one year unexpired term on the Commission. Term to expire June 30, 2010. Following discussion, motion was made by Council Member Vinyard, seconded by Council Member Gillingham, to appoint Phillip England to the Building Standards Commission for a one year unexpired term. Term to expire June 30, 2010. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

STAFF AUTHORIZED TO ESTABLISH ESCROW ACCOUNT FOR ALLEY PAVING

PROJECT: Director of Planning & Zoning Larry Mullenix submitted a letter from Jimmy Baker requesting the city establish an escrow account to receive funds in the amount of \$5,652.00 to be used for paving the alley along Block 1, College Park Addition and Block 66, Isom Addition. Following discussion, motion was made by Council Member Vinyard, seconded by Council Member DeWeese, to authorize the staff to establish an escrow account to be used for the paving of the alley along Block 1, College Park Addition and Block 66, Isom Addition as requested, and to schedule the project when all monies have been deposited into the escrow account. 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 properties:

1. 327 Deahl Street, Lots 2-3, Block 51, Original Townsite

Following discussion, motion was made by Council Member Dickson, seconded by Council Member Gillingham, to approve demolition of the structures as requested. 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 properties:

1. 812 Jackson Street (rear), Lot 20, Block 46, Isom Addition

Following discussion, motion was made by Council Member Vinyard, seconded by Council Member Gillingham, 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 Dickson, 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