

**REGULAR MEETING OF CITY COUNCIL
AUGUST 2, 2016 - 6:30 P.M.**

PRESENT:	Robert Vinyard	Mayor
	Marvin Dickson	Mayor Pro-Tem
	Odis McClellan	Council Member
	Karen Felker	Council Member
	Milton Ooley	Council Member

STAFF:	Eddie Edwards	City Manager
	Stella E. Sauls	City Secretary
	Scott Radach	Director, Finance Department
	Anthony Griffin	Judge, Municipal Court
	Kenneth Petr	Director, Planning and Zoning
	Bruce Roberts	Chief, Police Department
	Rhonda Miller	IT Specialist

VISITORS:	Jesse Shuffield	Charles Gillingham
	Marty Vinyard	Kyle Ingram

NEWS MEDIA: April Davis

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 heard.

MINUTES APPROVED: Following review of the minutes of the regular meeting of July 19, 2016, motion was made by Council Member Dickson, seconded by Council Member Felker, to approve the minutes of the regular meeting of July 19, 2016. 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 July 2016 were submitted for the consideration of the Council. Following discussion, motion was made by Council Member Felker, seconded by Council Member Dickson, to approve payment of the expenditures of the last half of July 2016 as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

ORDINANCE O-007-16 INTRODUCED ON FIRST READING: City Manager Eddie Edwards explained that this Ordinance is to amend the FY 2015-2016 Operating Budget. Following discussion, motion was made by Council Member Dickson, seconded by Council Member Ooley, to introduce Ordinance O-007-16 amending the FY 2015-2016 Operating Budget on first reading. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

The caption of Ordinance O-007-16 reads as follows:

ORDINANCE O-007-16

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BORGER, TEXAS, AMENDING THE CITY'S BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2015 AND ENDING SEPTEMBER 30, 2016 AS ADOPTED BY ORDINANCE O-002-15; PROVIDING FOR AN INCREASE OF EXPECTED REVENUES, EXPENDITURES, AND TRANSFER OF CERTAIN FUNDS; PROVIDING THAT PRIOR PARTS OF ORDINANCE O-002-15 INCONSISTENT WITH OR IN CONFLICT WITH ANY OF THE PROVISIONS OF THIS ORDINANCE ARE HEREBY EXPRESSLY REPEALED TO THE EXTENT OF ANY SUCH INCONSISTENCY OR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION R-010-16 AUTHORIZING THE SUBMISSION OF A COMMUNITY DEVELOPMENT PROGRAM GRANT APPLICATION APPROVED: City Manager Eddie Edwards introduced Kyle Ingram with the Panhandle Regional Planning Commission to explain the benefits of the grant. Following discussion, motion was made by Council Member Felker, seconded by Council Member Dickson, to approve Resolution R-010-16 authorizing the submission of a grant application for a Community Development Program Grant to the Texas Department of Agriculture. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

Resolution R-010-16 reads as follows:

RESOLUTION R-010-16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BORGER, TEXAS, AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT PROGRAM APPLICATION TO THE TEXAS DEPARTMENT OF AGRICULTURE FOR THE COMMUNITY DEVELOPMENT FUND; AND AUTHORIZING THE CITY MANAGER TO ACT AS THE CITY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE COMMUNITY DEVELOPMENT PROGRAM

WHEREAS, the City Council of the City of Borger desires to develop a viable community, including decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low/moderate income; and,

WHEREAS, certain conditions exist which represent a threat to the public health and safety; and,

WHEREAS, it is necessary and in the best interests of the City of Borger to apply for funding under the 2017-2018 Texas Community Development Program.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BORGER, TEXAS, THAT:

1. A Texas Community Development Program application for the Community Development Fund is hereby authorized to be filed on behalf of the City with the Texas Department of Agriculture.
2. The City's application be placed in competition for funding under the Community Development Fund.
3. The application be for \$275,000.00 of grant funds to carry out sewer system improvements.
4. The City Council directs and designates the City Manager as the City's Chief Executive Officer and Authorized Representative to act in all matters in connection with this application and the City's participation in the Texas Community Development Program.
5. That it further be stated that the City of Borger is committing at least \$55,005 from its General Fund as a cash contribution toward the construction activities of this sewer system improvements program.

PASSED, APPROVED, AND ADOPTED, on this the 2nd day of August, 2016, 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, Texas Gov't Code, §551.001, et. seq. at which meeting a quorum was present and voting.

BID AWARDED FOR MULTIPLE TANK PAINTING AND IMPROVEMENT

PROJECT: City Manager Eddie Edwards explained that these improvements were budgeted in FY 2015-2016 Budget. The bids are as follows:

Contractor	Bid Bond	Addendum #1	Base Proposal	Additive Alternate
Blastco A TF Warren Company 16201 Wood Drive Channelview, TX 77530	X	X	\$983,600.00	\$35,000.00
N.G. Painting, L.P. 1225 Bandera Hwy Ste A-2 Kerrville, TX 78028	X	X	\$619,000.00	\$28,000.00
Principle Industrial Services 8204 Elmbrook Dr., Suite 305A Dallas, TX 75247	X	X	\$621,000.00	\$20,000.00

Following discussion, motion was made by Council Member Felker, seconded by Council Member Ooley, to award the bid for the Multiple Tank Painting and Improvement Project to N.G. Painting in the amount of the Base Bid of \$619,000.00. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

BID AWARDED FOR THE DEMOLITION OF THE OLD BLACK HOTEL: Director of Planning and Zoning Kenneth Petr explained that the City received six (6) bids for the demolition of the Old Black Hotel. The bids are as follows:

Individual or Business Name	Amount Bid \$
Grant Mackay Company, Inc. 3717 Mesa Drive Houston, TX 77013 713-670-0135 713-670-0765-fax	\$358,650.00
Lloyd Nabors Demolition, LLC 1330 Dowby Ferry Rd Hutchins, TX 75741 972-225-1200 972-225-1256-fax	\$241,100.00
Garrett Demolition, Inc. PO Box 633 Burleson, TX 76097 817-426-0082 817-426-2307-fax	\$178,224.00

DT Specialized Services, Inc. 12037 E Pine Street Tulsa, OK 74116 918-379-0966 918-949-4219-fax	\$184,479.00
Grant Construction 121 W Cottonwood Amarillo, TX 79108 806-381-1642 806-+381-8736-fax	\$299,717.00
Whittaker Lane Contracting, LLC PO Box 17185 San Antonio, TX 78217 512-207-0513 dquinn@whittaker-lane.com	\$197,650.00

Following discussion, motion was made by Council Member Ooley, seconded by Council Member Dickson, to award the demolition of the Old Black Hotel, 421 S. Main, to Garrett Demolition, Inc., P.O. Box 633, Burleson, Texas in the amount of \$178,224.00. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

EXECUTIVE SESSION: Mayor Vinyard stated that in compliance with Chapter 551, Texas Govt. Code, (Open Meetings Law), the Council would retire into executive session relative the Texas Govt. Code, Section 551.072 Deliberation about Real Property:

- a. Discuss purchase of real property located at 410 Deahl (Lot 19, Block 45, Original Townsite Addition).
- b. Discuss sale of real property located at 610 Delaware (Lot 15, Block 5, East Side Addition).

COUNCIL RETURNED TO OPEN SESSION: Following the executive session, Mayor Vinyard reconvened the regular meeting and announced that the Council discussed and item relative the Texas Govt. Code, Section 551.072 Deliberation about Real Property:

- a. Discussed purchase of real property located at 410 Deahl (Lot 19, Block 45, Original Townsite Addition).
- b. Discussed sale of real property located at 610 Delaware (Lot 15, Block 5, East Side Addition).

Following discussion, motion was made by Council Member Ooley, seconded by Council Member Felker to:

- a. Approve the purchase of property located at 410 Deahl (Lot 19, Block 45, Original Townsite) for a price not to exceed \$3,750.00 plus any normal and customary closing costs.
- b. Approve the sale of City owned property located at 610 Delaware (Lot 15, Block 5, East Side) to Mr. Charles Clements for \$800.00.

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 Felker, to adjourn. The motion carried by the following vote:

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

Mayor

ATTEST:

City Secretary