

**REGULAR MEETING OF CITY COUNCIL
APRIL 19, 2016 - 1:30 P.M.**

PRESENT:	Robert Vinyard	Mayor
	Marvin Dickson	Mayor Pro-Tem
	Karen Felker	Council Member
	Charles Gillingham	Council Member

ABSENT:	Odis McClellan	Council Member
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STAFF:	Eddie Edwards	City Manager
	Stella E. Sauls	City Secretary
	Scott Radach	Director, Finance Department
	Jason Pender	Fire Marshal
	Jason Whisler	Emergency Management Coordinator
	Byron Swafford	Director, Human Resources
	John Montoya	Code Enforcement Officer
	Anthony Griffin	Judge, Municipal Court
	Al Rodela	City Marshal
	Ralph Earles	Director, Parks and Recreation
	Kenneth Petr	Director, Planning and Zoning
	Bruce Roberts	Chief, Police Department
	Ted B. Dodd	Director, Public Works
	Rhonda Miller	IT Specialist

VISITORS:	Terry Washer	Marty Vinyard
	Eric Huddleston	Mandy Huddleston
	Jesse Shuffield	Beverly Benton
	Nellie Villasenor	Milton R. Ooley
	Garry Hannon	

NEWS MEDIA:

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 work session and regular meeting of April 5, 2016, motion was made by Council Member Dickson, seconded by Council Member Gillingham, to approve the minutes of the work session and regular meeting of April 5, 2016. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

PAYMENT OF EXPENDITURES APPROVED: The expenditures for the first half of April 2016 were submitted for the consideration of the Council. Following discussion, motion was made by Council Member Gillingham, seconded by Council Member Dickson, to approve payment of the expenditures of the first half of April 2016 as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

TOURISM SERVICES REPORT FOR FY 2015-2016 FROM THE BORGER CHAMBER OF COMMERCE RECEIVED AND THE TOURISM SERVICES AGREEMENT FOR FY 2016 – 2017 APPROVED: Beverly Benton, CEO of the Borger Chamber of Commerce submitted the Chamber's FY 2015-2016 Annual Tourism Service Report and a brief overview of the Chamber's tourism activities, events, and plans for the future. Mrs. Benton thanked the City Council and various departments for their support. Following discussion, motion was made by Council Member Dickson, seconded by Council Member Gillingham, to receive the FY 2015-2016 Annual Report and approve the FY 2016-2017 Tourism Agreement between the Borger Chamber of Commerce and the City of Borger. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

FEE PROPOSAL AND LETTER OF AGREEMENT BETWEEN PARKHILL, SMITH, AND COOPER AND THE CITY OF BORGER APPROVED: City Manager Eddie Edwards explained that the Fee Proposal and Letter of Agreement are for the Design and Construction Services for the proposed remodel of the old Police Station. Following discussion, motion was made by Council Member Felker, seconded by Council Member Dickson, to approve the Fee Proposal and Letter of Agreement between Parkhill, Smith, and Cooper and the City of Borger for Design and Construction Services of the proposed remodel of the old Police Station. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

REMOVAL OF REZONING REQUEST REMOVED FROM TABLE: During the regular meeting of April 5, 2016 the rezoning request to rezone Lots 1-11, Block 2, Philview Unit 4 Section 1 Addition to a Commercial (C) zoned district from a General Residence (GR) district was tabled. Motion was made by Council Member Gillingham, seconded by Council Member Dickson, to remove item from the table. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

PUBLIC HEARING CONDUCTED – REZONING REQUEST APPROVED: Director of Planning and Zoning Kenneth Petr explained that fourteen notices were mailed to property owners within a two hundred foot (200') radius of the property for comment. Mr. Petr stated that this rezoning request is to change Lots 1-11, Block 2, Philview Unit 4 Section 1 Addition to Commercial from General Residence (GR) zoned district. Mayor Vinyard opened the public hearing and asked if

there were any comments; comments were heard from Mr. James Teuton and Mr. Terry Washer. There being no further comments Mayor Vinyard closed the public hearing. Following discussion, motion was made by Council Member Felker, seconded by Council Member Dickson, to approve the request to rezone Lots 1-11, Block 2, Philview Unit 4 Section 1 Addition to a Commercial (C) zoned district from a General Residence (GR) district. 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 and Section 551.074 Personnel Matters:

- a. Discuss Real Property.
- b. Discuss the retirement of Utility Director James Harder

COUNCIL RETURNED TO OPEN SESSION: Following the executive session, Mayor Vinyard reconvened the regular meeting and announced that the Council discussed items relative the Texas Govt. Code, Section 551.072 Deliberation about Real Property and Section 551.074 Personnel Matters.

- a. Discussed Real Property.

Mayor directed staff to prepare the Easement for public Right-of-Way.

- b. Discussed retirement of Utility Director James Harder.

No action taken.

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

Ayes: All members present voted aye.

Nays: None.

Mayor

ATTEST:

City Secretary