

**REGULAR MEETING OF CITY COUNCIL
APRIL 5, 2016 - 6:30 P.M.**

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

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| STAFF: | Eddie Edwards | City Manager |
| | Kathy Harber | Deputy City Secretary |
| | Scott Radach | Director, Finance Department |
| | Anthony Griffin | Judge, Municipal Court |
| | Bruce Roberts | Chief, Police Department |
| | Rhonda Miller | IT Specialist |

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| VISITORS: | Terry Corbett | |
| | Eric Huddleston | Mandy Huddleston |
| | Tracy Poole | Don Bates |
| | Jesse Shuffield | Paula Griffin |
| | April Davis | Terry Washer |
| | Meryl Barnett | Howard Bruce |
| | James Teuton | Milton R. Ooley |
| | Davona Munoz | Vannesa Munoz |
| | Rhon Munoz | Bradon Autrey |
| | A. J. Wilson | Luke Wyatt |
| | Efren Munoz | C. J. McDaniel |
| | Kyle Alders | Pete Loftis |

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.

Eric Huddleston spoke to the Council about an easement to his property located on Philview Street. Mr. Huddleston stated that there had been an easement he was using that has now been now fenced off.

MINUTES APPROVED: Following review of the minutes of the regular meeting of March 15, 2016, motion was made by Council Member Dickson, seconded by Council Member Gillingham, to approve the minutes of the regular meeting of March 15, 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 March 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 last half of March 2016 as submitted. The motion carried by the following vote:

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

ANNUAL FINANCIAL REPORT TABLED: City Manager Eddie Edwards explained to the Council the J. W. Anderson and Associates have merged with a larger organization and the City of Borger Audit is going through their review process and has not be approved at their corporate level at this time. Audit covers Fiscal Year October 1, 2014 – September 30, 2015. Mr. Edwards explained that the City has increased its net position by \$5,000,000.00. Following discussion, the Mayor tabled this item.

LETTER OF APPROVAL FOR HUTCHINSON COUNTY EMS, INC. APPROVED: City Manager Eddie Edwards turned the discussion over to Jesses Shuffield who is a member of the Hutchinson County Hospital District. Mr. Shuffield explained that due to economic reasons the Hospital District decided by making the current ambulance service a 501-C3 entity it will now be able to apply for grants they were unable to apply for and receive private donations as well as help for the Hospital itself. Following discussion, motion was made by Council Member Dickson, seconded by Council Member Gillingham, to approve the Letter of Approval for the Hutchinson County EMS, Inc. to provide emergency medical services within the City of Borger. The motion carried by the following vote:

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

SALE OF ENTITY OWNED PROPERTY APPROVED: City Manager Eddie Edwards presented a letter from Carrie Kimmell, Hutchinson County Tax Assessor/Collector with a bid on property locate at the following locations:

- a. 331 Whittenburg St. (Lot Lot 1, Block 55, Original Townsite) \$ 700.00 Jesus & Martha Vazques
- b. 1305 Turner St. (Lot 8, Block 29, Coronado) \$1,200.00 Charles Loftis

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

Member Gillingham on the following:

- a. to accept a bid of \$700.00 from Jesus and Martha for the property located at 331 Whittenburg St. (Lot Lot 1, Block 55, Original Townsite)
- b. to accept a bid of \$1,200.00 from Charles Loftis for the property located at 1305 Turner St. (Lot 8, Block 29, Coronado)

The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

RESOLUTION R-006-16 AUTHORIZING THE BORGER REGIONAL COMMUNICATIONS CENTER TO BE ESTABLISHED AS A LAW ENFORCEMENT AGENCY APPROVED:

Municipal Court Judge Anthony Griffin explained to the Council that The 911 Dispatch Communications have been functioning as a standalone entity for a year in preparation for the complete separation of Communications Center from the Police Department. Judge Griffin also stated that this is one step to obtaining a ORI number and recognizing the communication center as an essential part of the law enforcement and public safety agency. Following discussion, motion was made by Council Member Felker, seconded by Council Members Gillingham and Dickson, to approve Resolution R-006-16, authorizing the Borger Regional Communications Center to be established as a law enforcement agency. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

Resolution R-006-16 reads as follows:

RESOLUTION R-006-16

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BORGER, TEXAS, AUTHORIZING THE BORGER REGIONAL COMMUNICATIONS CENTER TO BE ESTABLISHED AS A LAW ENFORCEMENT AGENCY WITHIN THE CITY OF BORGER

WHEREAS, the City Council of the City of Borger has identified the particular need to separate the Borger Regional Communications Center from the Borger Police Departments Originating Agency Identification Number (ORI) registration; and,

WHEREAS, the City of Borger desires to establish and register the Borger Regional Communications Center as a Law Enforcement Agency within the City of Borger; and,

WHEREAS, has a need to obtain an ORI from the State of Texas for the Borger Regional Communications Center; and,

WHEREAS, no additional financial impact will be imposed on the City of Borger for the establishment of

the Borger Regional Communications Center as a Law Enforcement Agency.

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

1. **THAT**, all necessary forms and documentation are hereby authorized to be submitted and filed on behalf of the City of Borger to the State of Texas.
2. **THAT**, all necessary forms and documentation be submitted and filed with the State of Texas in regards to establishing the Borger Regional Communications Center as a Law Enforcement Agency within the City of Borger.
3. **THAT**, by establishing the City of Borger Regional Communications Center as a Law Enforcement Agency; the State of Texas in return will issue an ORI to the Borger Regional Communications Center.

PASSED, APPROVED, AND ADOPTED, on this the 5th day of April, 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, Tex Gov't Code, §551.001, et.seq. at which meeting a quorum was present and voting.

PUBLIC HEARING CONDUCTED – REZONING REQUEST APPROVED: Director of Planning and Zoning Kenneth Petr explained that this rezoning request is to change Lots-9-12, Block 56 Original Townsite Addition to Commercial from General Residence (GR) and Retail (R) zoned districts. Mayor Vinyard opened the public hearing and asked if there were any comments. There being no comments, Mayor Vinyard closed the public hearing. Motion was made by Council Member Dickson, seconded by Council Member Gillingham, to rezone Lots 9-12, Block 56, Original Townsite Addition to a Commercial (C) zoned district from a General Residence (GR) district and a Retail (R) zoned district. The motion carried by the following vote:

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

PUBLIC HEARING CONDUCTED – REZONING REQUEST TABLED: Director of Planning and Zoning Kenneth Petr explained 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 Tueton, 219 Cottonwood, and Mr. Terry Washer. There being no further comments Mayor Vinyard closed the public hearing. The Mayor tabled this item.

OPERATION FACELIFT CONTRACT APPROVED: Director of Planning and Zoning Kenneth Petr explained to the Council that the property owner signed an Operation Facelift

Contract and has paid a deposit of \$150.00. Following discussion, motion was made by Council Member Dickson, seconded by Council Member Gillingham, to approve the Operation Facelift Contract between Mrs. Chowins and the City of Borger for the removal of the structure(s) at 1006 Jackson. The motion carried by the following vote:

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

ELECTION JUDGES AND ALTERNATES APPOINTED: Deputy City Secretary Kathie Harber requested the Council appoint judges and alternates for the upcoming May election. Following discussion motion was made by Council Member Felker, seconded by Council Member Dickson, to appoint election judges and alternates as follows:

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| Early Voting Ballot Board | Joan Carder | Judge |
| Precinct 11 | Nellie Villasenor | Judge |
| | Robert Bradley | Alternate |
| Precinct 14 & 23 | Vickie Cornelius | Judge |
| | Teresa Willis | Alternate |
| Precinct 33 & 42 | Bertha Walker | Judge |
| | David Stevenson | Alternate |

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

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

Mayor

ATTEST:

City Secretary