

**REGULAR MEETING OF CITY COUNCIL
JULY 20, 2010 - 1:30 P.M.**

PRESENT: Jeff Brain Mayor
Leon DeWeese Mayor Pro-Tem
Robert Vinyard Council Member
Marvin Dickson Council Member
Charles Gillingham Council Member

STAFF: Eddie Edwards City Manager
Stella E. Sauls City Secretary
Danny Richards E.O.C. Director
Jimmy Adams Chief, Police Department
Bruce Roberts Captain, Police Department
Ted Dodd Director, Public Works
Ralph Earles Assistant Director, Public Works
Larry Mullenix Director, Planning and Zoning
Scott Radach Director, Finance Department

VISITORS: Shawn Durigan Calvary Baptist Church
Judy Mihm
John Ray
Gloria Rummel
Jenneffer Kohler
Herb Swender
Brad Carpenter
Marty Heaton

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.

STATEMENT OF OFFICER ADMINISTERED TO NEWLY ELECTED COUNCIL MEMBER: Stella E. Sauls, City Secretary administered the Oath of Office and Statement of Elected Officer to Marvin Dickson. Mayor Brain presented Mr. Dickson with a Certificate of Election.

MAYOR AND MAYOR PRO-TEM ELECTED FOR ELECTION YEAR 2010–2011:

Ballots were distributed for the election of Mayor and Mayor Pro-Tem for election year 2010-2011. City Secretary Stella E. Sauls canvassed the ballots and announced that Jeff Brain had been elected Mayor by a vote of four (4) to one (1); and Robert Vinyard had been elected Mayor Pro-Tem with two (2) votes, one (1) vote for Charles Gillingham, and one (1) vote for Leon DeWeese.

MINUTES APPROVED: Following review of the minutes of the regular meeting of July 6, 2010, motion was made by Council Member Gillingham, seconded by Council Member Vinyard to approve the minutes as submitted. 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 July were submitted for the consideration of the Council. Following discussion, motion was made by Council Dickson, seconded by Council Member Gillingham, to approve payment of the expenditures for the first half of July as submitted. The motion carried by the following vote:

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

ORDINANCE O-003-10 INTRODUCED AMENDING THE FY 2009-2010 OPERATING BUDGET:

City Manager Eddie Edwards submitted for the consideration of the Council Ordinance O-003-10 amending the City's budget for fiscal year 2009-2010, as adopted by the Ordinance O-006-09, providing for supplemental appropriations and transfer of certain funds. The Ordinance increases the current operating budget by \$125,270 from grant proceeds. Mr. Edwards explained the use of the requested funds and asked the Council to introduce the Ordinance. Following discussion, motion was made by Council Member Vinyard, seconded by Council Member Gillingham. The motion carried by the following vote:

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

The caption of Ordinance O-003-10 reads as follows:

ORDINANCE O-003-10

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BORGER, TEXAS, AMENDING THE CITY'S BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2009 AND ENDING SEPTEMBER 30, 2010 AS ADOPTED BY ORDINANCE O-006-09; PROVIDING FOR SUPPLEMENTAL APPROPRIATIONS AND TRANSFER OF CERTAIN FUNDS; PROVIDING THAT ALL PRIOR

also recommended that Terry Washer and Phil Englund be reappointed to serve another four-year term. Following discussion, motion was made by Council Member Vinyard, seconded by Council Member Gillingham, to approve the reappointment of Terry Washer and Phil Englund and appoint Danny Courtney to the Building Standards Commission each for a term of four years, which will end June 30, 2014. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

RESOLUTION R-011-10 APPROVED: Captain Bruce Roberts explained the Community Oriented Policing Services Grant directives and stated that if the City was successful in obtaining the grant they did not have to accept it; at this time, however, the Police Department is seeking permission to go forward with the grant process. Following discussion, motion was made by Council Member Dickson, seconded by Council Member Gillingham, to approve the submission of an application for a FY2011 Community Oriented Policing Services Grant. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

The resolution reads as follows:

RESOLUTION NO. R-011-10

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BORGER, TEXAS AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (COPS), UNITED STATES DEPARTMENT OF JUSTICE, HIRING RECOVERY PROGRAM, AND DESIGNATING THE CITY'S AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE COPS HIRING RECOVERY PROGRAM GRANT

WHEREAS, President Obama signed into law the Omnibus Appropriations Act 2009, which provides funding in addition to the one billion that was recently appropriated for the COPS Hiring Recovery Program (CHRP) under the American Recovery and Reinvestment Act of 2009; and,

WHEREAS, this includes funding for Community Policing Development, Law Enforcement Technology, Secure Our Schools, and Child Sexual Predator elimination; and,

WHEREAS, this funding fully covers the salary and benefits of an additional personnel (Police Officer) for a period of three (3) years; and,

WHEREAS, The City of Borger desires to address these needs by the utilization of federal funds to hire one (1) additional commissioned police officer to further enhance the safety and security of the citizens in our community.

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

Section 1

That, the CHRP grant application is hereby authorized to be filed on behalf of the City of Borger with the Office of Community Oriented Policing Services – United States Department of Justice.

Section 2

That, the application be made for a maximum of one (1) commissioned police officer.

Section 3

That, the City Council of the City of Borger directs and designates the City Manager as the 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.

Section 4

That, the City of Borger agrees to retain additional personnel, hired under this grant, for the entirety of the three (3) years, and an additional one (1) year, as required by the grant directives.

Section 5

That, in the event of loss or misuse of CHRP funds, the governing body assures that funds will be returned to CHRP in full.

PASSED, APPROVED, AND ADOPTED, on this the 20th day of July, 2010, 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.

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

following vote:

Ayes: All members present voted aye.

Nays: None.

Mayor

ATTEST:

City Secretary