

**REGULAR MEETING OF CITY COUNCIL  
MAY 1, 2012 – 1:30 P.M.**

**PRESENT:** Jeff Brain Mayor  
Leon DeWeese Council Member  
Robert Vinyard Council Member  
Marvin Dickson Council Member  
Charles Gillingham Council Member

**STAFF:** Eddie Edwards City Manager  
Danny Richards E.O.C. Director  
Stella E. Sauls City Secretary  
Bruce Roberts Captain, Police Department  
Anthony “Bud” Griffin Lieutenant, Police Department  
Betsy Parks Supervisor, Animal Control  
Melissa Mercer Clerk, Police Department  
Linda Lewis Dispatcher, Police Department  
Kenneth Petr Director, Planning and Zoning

**VISITORS:** Bishop Skiles Pastor, Liberty Worship Center  
Gail DeWeese Bob Smith  
Brandy Callahan Johnny  
Jean Armstrong Stan Aylor  
E.C. Huffine Jerry Smith  
Janet Huffine Jim Hopkins  
Jesse Sheffield Ken Losure  
Steve Oeleis Ron Boyd  
Rachel Oeleis Judy Mihm  
L. Dean Berry C. D. Hopkins  
Meryl Barnett Bill Ratchford  
Arvind Patel Jimmy Gowdy

**NEWS MEDIA:** Michelle Berry

**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 April 17, 2012, motion was made by Council Member Dickson, seconded by Council Member Gillingham, 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 last half of April were submitted for the consideration of the Council. Following discussion, motion was made by Council Member DeWeese, seconded by Council Members Dickson, to approve payment of the expenditures for the last half of April as submitted. The motion carried by the following vote:

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

**PUBLIC HEARING CONDUCTED – SPECIFIC USE PERMIT GRANTED:** Director of Planning and Zoning Kenneth Petr explained to the Council that the Planning and Commission voted 4 to 1 in favor of approval of the Specific Use Permit to place a manufactured home at the rear of 1415 W. Wilson (Lots N/2 23, Block “Y”, A&B “Y”, A&B Survey Addition).

Mayor Brain opened the public hearing on the Specific Use Permit for 1415 W. Wilson. Several parishioners from the Church of God expressed their opposition to the placement of a manufactured home. The Mayor asked the City Manager to clarify the difference between a trailer house and a manufactured home and asked Mr. Patel to describe the structure to the Council. Following those descriptions, Council Member Vinyard stated that we already have a precedence set for this type of permit. The hospital, on two different occasions, has done the very same thing. Council Member Gillingham pointed out that the survey information in his packet showed the adjacent property owner survey to be 4 to 1 against the manufactured. The Mayor asked if the parties were against a home in the area or just the manufactured home. One citizen stated a residence upsets the consistency of the area, while another citizen who spoke in favor of the request stated that he felt the Church already upset the consistency of the area. There being no further comments the Mayor closed the public hearing.

Following discussion, motion was made by Council Member Vinyard, seconded by Council Member Gillingham, to approve the Specific Use Permit to place a manufactured home at the rear of 1415 W. Wilson (Lots N/2 23, Block “Y”, A&B “Y”, A&B Survey Addition). . The motion carried by the following vote:

Ayes: Council Member DeWeese and Council Member Vinyard and Mayor Brain.  
Nays: Council Member Dickson and Council Member Gillingham.

**PUBLIC HEARING CONDUCTED – REZONING REQUEST APPROVED:** Director of Planning and Zoning Kenneth Petr explained to the Council that Mr. Matt Armstrong has requested to rezone this property from a Retail (R) zoning district to a Commercial (C) zoning district. Mayor Brain opened the public hearing and asked if there were comments. Comments were heard from E. C. and Janet Huffine in opposition to the rezoning. There being no further comments, Mayor Brain closed the public hearing. Following discussion, motion was made by Council Member Vinyard, seconded by Council Member’s DeWeese and Dickson, to approve the rezoning of Lots 17-27, Block 5, Original Townsite, from a Rental (R) zoning district to a commercial (C) zoning district. 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 to the Council that Ms. Maricel Martinez, has requested to rezone this property from General Residence (GR) zoning district to Retail (R) zoning district. Mayor Brain opened the public hearing and asked if there were comments. There being no comments, Mayor Brain closed the public hearing. Following discussion, motion was made by Council Member Dickson, seconded by Council Member Gillingham, to approve the rezoning of Lots 9-10, Block 49, Original Townsite, from a General Residence (GR) zoning district to a Retail (R) zoning district to be known as 315 Coble. 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 to the Council that Ms. Racheal Oeleis has requested to rezone this property from a General Residence (GR) zoning district to a Neighborhood Service (NS) zoning district. Mayor Brain opened the public hearing and asked if there were comments. There being no comments, Mayor Brain closed the public hearing. Following discussion motion was made by Council Member Vinyard, seconded by Council Member Dickson, to approve the rezoning of Lots 4-6, Block 66, Isom Addition, from a General Residence (GR) zoning district to a Neighborhood Service (NS) zoning district to be known as 1111 Roosevelt. The motion carried by the following vote.

Ayes: All members present voted aye.

Nays: None.

**ONE (1) OPERATION FACELIFT CONTRACT APPROVED:** Director of Planning and Zoning Kenneth Petr explained to the Council that this property burned on Christmas Eve and Ms. Bowen would like it removed. An Operation Facelift Contract has been executed in the amount of \$2,000.00. Following discussion, motion was made by Council Member Gillingham, seconded by Council Member Vinyard, to approve the Operation Facelift contract between Ms. Bowen and the City of Borger for the removal of structures at 923 Coble. The motion carried by

the following vote:

Ayes: All members present voted aye.

Nays: None.

**ONE (1) OPERATION FACELIFT CONTRACT APPROVED:** : Director of Planning and Zoning Kenneth Petr explained to the Council that the structures at 1014 Harrison were dilapidated and Mrs. Young would like them removed. An Operation Facelift Contract was executed in the amount of \$1500.00 which has been paid in full. Following discussion, motion was made by Council Member Dickson, seconded by Council Member Vinyard, to approve the Operation Facelift contract between Mrs. Young and the City of Borger for the removal of the structures at 1014 Harrison. 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.

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Mayor

**ATTEST:**

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City Secretary