

**REGULAR MEETING OF CITY COUNCIL
NOVEMBER 20, 2012 – 1:30 P.M.**

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

STAFF: Eddie Edwards City Manager
Danny Richards E.O.C. Director
Kathie Harber Deputy City Secretary
Kenneth Petr Director, Planning and Zoning
Jimmy Adams Chief, Police Department
Ted B. Dodd Director, Public Works

VISITORS: Meryl Barnett
Andy Dietz
Jara Callahan
Spencer McElhannon
Terry McKee
Jesse Shuffield
Elizabeth Conner

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.

MINUTES APPROVED: Following review of the minutes of the regular meeting of November 6, 2012 and the work session of November 6, 2012, motion was made by Council Member Gillingham, seconded by Council Member Dickson, to approve the minutes as submitted. The motion carried by the following:

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

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

Ayes: All members present voted aye.

Nays: None.

INCENTIVE PACKAGE FOR PANHANDLE MAINTENANCE APPROVED: Mr. Spencer McElhannon spoke on behalf of the Borger Economic Development Corporation in reference to the incentive agreement for Panhandle Maintenance. Mr. McElhannon stated that some of the services offered by this business would be maintenance services to large manufacturing companies and plants, build scaffolding, as well as, industrial painting. Following discussion, motion was made by Council Member Vinyard, seconded by Council Member Dickson, to approve the incentive package in the amount of \$192,057.00 as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

REQUEST FOR VARIANCE TO THE DISTANCE REQUIREMENT FOR THE SALE OF OFF PREMISE ALCOHOLIC BEVERAGES APPROVED: City Manager Eddie Edwards explained the need for this variance and introduced Mr. Terry McKee from the Pak-A-Sak Convenience Stores. Mr. McKee explained that the company is set to close on property located at 301 S. Cedar contingent upon the approval of the variance. Plans call for the demolition of the current building and the construction of a new facility. Following discussion, motion was made by Council Member Dickson, seconded by Council Member Vinyard, to grant a variance to the distance requirement for the off premises sale of beer and wine for all of Block 2, Isom Addition to the City of Borger (301 S. Cedar). The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

NEW BOARD MEMBERS APPOINTED TO THE BUILDING STANDARDS COMMISSION: Planning and Zoning Director Kenneth Petr submitted the names of Kenny Landers and G. C. Alburty to the Council for appointment to the Building Standards Commission. Following discussion, motion was made by Council Member Gillingham, seconded by Council Member Callahan, to appoint Horace Kent (Kenny) Landers, III and G. C. Alburty to fill the vacancies on the Building Standards Commission; terms will expire June 30, 2016. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

PUBLIC HEARING CONDUCTED – PRELIMINARY AND FINAL RE-PLAT

APPROVED: Director of Planning and Zoning Kenneth Petr presented a recommendation from the Planning and Zoning Commission on a request for a re-plat of the amended and corrected preliminary and final plat for a portion of the 100 foot wide Conoco-Phillips Pipeline Easement and a portion of Johnson Heights Addition, (to include portions of Taylor and Gough Streets). Following discussion, motion was made by Council Member Vinyard, seconded by Council Member Dickson, to approve the request for a re-plat of the amended and corrected preliminary and final plat for a portion of the 100 foot wide Conoco-Phillips Pipeline Easement and a portion of Johnson Heights Addition, (to include portions of Taylor and Gough Streets) to be known as SERCO Addition, Unit 2. 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 motion carried by the following vote:

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

Mayor

ATTEST:

City Secretary