

**SPECIAL MEETING OF CITY COUNCIL  
MARCH 15, 2013 – 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  
Rhonda Miller I/T Specialist  
Stella E. Sauls City Secretary  
Bruce Roberts Captain, Police Department  
Anthony Griffin Lieutenant, Police Department  
Kenneth Petr Director, Planning and Zoning

**VISITORS:** Jara Callahan  
Jackson Schroeder  
April Gibbs  
Denise Rhea  
Judy Mihm

**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.

**ORDINANCE O-004-13 INTRODUCED ON FIRST READING:** City Manager Eddie Edwards stated the illicit synthetic drugs are the hot topic at this time and that many cities have passed some kind of ordinance. Mr. Edwards explained that this ordinance will give our Police Department more tools to use, which will enable them to be more effective in the controlling the abuse of these drugs. Following discussion, motion was made by Council Member Dickson, seconded by Council Member Callahan, to introduce on first reading Ordinance O-004-13, pertaining to Illicit Synthetic Drugs. The motion carried by the following vote:

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

The caption of Ordinance O-004-13 reads as follows:

**ORDINANCE O-004-13**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BORGER, TEXAS, AMENDING THE CODE OF ORDINANCES, BY MAKING FINDINGS OF FACT; ADDING ARTICLE 8.10, ILLICIT SYNTHETIC DRUGS PROHIBITING THE SALE, PUBLIC DISPLAY FOR SALE, ATTEMPTED SALE, GIFT, BARTER, DELIVERY, POSSESSION, OR USE OF ILLICIT SYNTHETIC DRUGS AND MISBRANDED DRUGS INCLUDING "SPICE," SYNTHETIC CANNABINOIDS, SYNTHETIC MARIJUANA, "BATH SALTS," SYNTHETIC CATHINONES, SYNTHETIC STIMULANTS, OR OTHER MISBRANDED DRUGS; PROHIBITING THE USE OR POSSESSION OF ILLICIT SYNTHETIC OR MISBRANDED DRUG INGESTION DEVICE PARAPHERNALIA; PROHIBITING THE USE OR POSSESSION OF OTHER ILLICIT SYNTHETIC OR MISBRANDED DRUG PARAPHERNALIA; PROVIDING FOR EXCEPTIONS PROVIDING FOR A PENALTY; PROVIDING FOR ALTERNATIVE ENFORCEMENT BY CIVIL ACTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION BY CAPTION ONLY; AND PROVIDING AN EFFECTIVE DATE**

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**CERTIFICATE OF UNOPPOSED CANDIDATE RECEIVED – ORDER OF CANCELLATION APPROVED:** City Secretary Stella E. Sauls submitted for the Council's consideration a Certificate of Unopposed Candidate which reflected that Marvin "Bubba" Dickson was the only candidate to file for Place 4 position and Charles Gillingham was the only candidate to file for Place 5 position; also, submitted was an Order of Cancellation. The purpose of this order is to declare unopposed candidates in the May 11, 2013 General Election, and cancel the election. Following discussion motion was made by Council Member Gillingham, seconded by Council Member Dickson, to receive the Certificate of Unopposed Candidate and approve the Order of Cancellation to cancel the City of Borger General Election scheduled for May 11, 2013. 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.  
Nays: None.

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Mayor

**ATTEST:**

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City Secretary