

**REGULAR MEETING OF CITY COUNCIL
AUGUST 20, 2013 – 1:30 P.M.**

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

STAFF:	Eddie Edwards	City Manager
	Stella E. Sauls	City Secretary
	Scott Radach	Director, Finance
	Kenneth Petr	Director, Planning & Zoning
	Jimmy Adams	Chief, Police Department
	Bruce Roberts	Captain, Police Department
	Ralph Earles	Assistant Director, Public Works
	Rhonda Miller	I/T Specialist

VISITORS:	Jeff Hutchinson	Calvary Baptist Church
	Michael Peters	Director, 911 Dispatch PRC
	Meryl Barnett	Jesse Shuffield
	Rick Mendoza	Jara Callahan
	Taylor Packebush	Jackson Schroeder
	Britany Rodriguez	Callie Galloway
	Lizet Dour	Vincent Hearon
	Danielle Brittain	Christian Marr
	Claire Huffine	Tasia Washington
	Lauryn Ammerman	Cooper Jones
	Caleb Dickson	

NEWS MEDIA: Jeff Hart

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 and work session of August 6, 2013, motion was made by Council Member Gillingham, seconded by Council Member Callahan, 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 August 2013 were submitted for the consideration of the Council. Following discussion, motion was made by Council Member Callahan, seconded by Council Member Gillingham, to approve payment of the expenditures for the last half of July 2013 as submitted. The motion carried by the following vote:

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

ORDINANCE O-009-13 AMENDING ORDINANCE O-002-08 APPROVED: City Manager Eddie Edwards explained that due to the new rates and the miscellaneous service charges Ordinance O-002-08 needed to be modified. Following discussion, motion was made by Council Member Dickson, seconded by Council Member Gillingham, to approve on final reading Ordinance O-009-13 amending Ordinance O-002-08. The motion carried by the following vote:

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

The caption of Ordinance O-009-13 reads as follows:

ORDINANCE O-009-13

AN ORDINANCE AMENDING ORDINANCE O-002-08, SPS FRANCHISE AGREEMENT, OF THE CODE OF ORDINANCES OF THE CITY OF BORGER, TEXAS MODIFYING SECTION 3 TO INCLUDE REVENUE FROM MISCELLANEOUS SERVICE CHARGES IN THE COMPUTATION OF FRANCHISE FEES DUE; PROVIDING THAT ALL PRIOR ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT WITH OR IN CONFLICT WITH ANY OF THE PROVISIONS OF THIS ORDINANCE ARE HEREBY EXPRESSLY REPEALED TO THE EXTENT OF ANY SUCH INCONSISTENCY OR CONFLICT; PROVIDING FOR A SAVINGS CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE

PROPOSED FY 2013-2014 OPERATING BUDGET RECEIVED AND PUBIC HEARING SCHEDULED: City Manager Eddie Edwards presented the City’s proposed budget for 2013-2014 and asked the Council to receive the proposed budget and schedule a public hearing to allow citizen comments on same. Mr. Edwards stated the recommended tax rate will be .842070¢ per \$100 valuation which is approximately .07¢ below the effective tax rate.

Following discussion, motion was made by Council Member Callahan, seconded by Council Member Vinyard, to receive the proposed FY 2013-2014 Operating Budget and schedule a public hearing for September 3, 2013. The motion carried by the following vote:

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

TERMINATION OF INTERLOCAL APPROVED: City Manager Eddie Edwards explained to the Council that the City provided free refuse services in exchange for the use of County equipment. The City finds this agreement is no longer suitable. Mr. Edward stated it is more efficient when equipment is needed to rent it by the hour from the County and have a county employee operate same. Following discussion, motion was made by Council Member Vinyard, seconded by Council Member Callahan, to approve termination of the Interlocal Agreement between Hutchinson County and the City of Borger for refuse services. The motion carried by the following vote:

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

RESOLUTION R-009-13 – NO ACTION TAKEN: The Council took no action on Resolution R-009-13, nominating candidates for the Hutchinson County Appraisal District Board of Directors.

AUDITOR SELECTED: City Manager Eddie Edwards presented the proposals from RFP-001-13 for professional audit services for the Council’s consideration. Proposals were received and tabulated from the following companies:

**RFP-001-13
 Professional Audit Services
 Tabulation Sheet**

	Brown Graham & Co.	Davis Kinard & Co.	JW Anderson	Doshier Pickens & Francis
RFP received on time	Yes	Yes	Yes	Yes
Acceptance Period	90 Days	90 Days	90 Days	90 Days
Meets Minimum Requirements	Yes	Yes	Yes	Yes
Field work begin date	January, 2014	November, 2013	December, 2013	November, 2013
<u>Follows RFP Format</u>				
Organization	Yes	Yes	Yes	Yes
Qualifications/Personnel	Yes	Yes	Yes	Yes
Audit Approach	Yes	Yes	Yes	Yes
Computer/Software Expertise	Yes	Yes	Yes	Yes
Estimated hours (All levels)	480	320	228	204
<u>Fees:</u>				
Audit Quote Year 1	\$40,000-\$42,500	\$27,000	\$25,750	\$23,000

Audit Quote Year 2	\$41,500-\$44,000	\$27,900	\$25,750	\$23,300-\$23,600
Audit Quote Year 3	\$43,000-\$45,500	\$28,900	\$25,750	\$23,600-\$24,400

Per Hour Rate

Associate:	\$90 *	\$80	\$70	\$90
Senior:	\$90 *	\$110	\$70	\$110
Manager:	\$110 *	\$135	\$100	\$130
Technical Reviewer:	\$110 *	\$135	\$100	\$130
Principal/Shareholder	\$200 *	\$185	\$150	\$260
CAFR Issuance	Yes	No-Review only	No-Review only	No-Review only
References	Yes	Yes	Yes	Yes

* Hourly rates from 3 years ago

Comments:

Brown, Graham & Co.	The audit is extremely intensive. Their field work is nearly double all other bidders. The price for this additional work does not produce enough benefit.
Davis Kinard & Co.	The audit approach is sound and thorough. Their pricing is higher than the two lower bids.
JW Anderson & Associates	The audit approach is appropriate and they have the experience with the City of Borger financials. The pricing for additional work is the lowest. <u>Recommended</u>
Doshier, Pickens & Francis	The audit approach is sufficient for our needs. They are the lowest bidder, but their annual rates do increase. Additional work rates are materially higher than the next closest bidder.

Following discussion, motion was made by Council Member Vinyard, seconded by Council Member Dickson, to select J. W. Anderson & Associates to perform the City of Borger's Annual Financial Audit for the fiscal year ending September 30, 2013 with options for two additional years. The motion carried by the following vote:

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

RESOLUTION R-010-13 PERTAINING TO AN INTERLOCAL AGREEMENT FOR 9-1-1 SERVICE & EQUIPMENT APPROVED: Mr. Mike Peters with the Panhandle Regional Planning Commission explained that this agreement will continue the 9-1-1 service without interruption. Following discussion, motion was made by Council Member Callahan, seconded by Council Member Dickson, to approve the Interlocal Agreement for 9-1-1 Service & Equipment. The motion carried by the following vote:

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

Resolution R-010-13 reads as follows:

RESOLUTION R-010-13

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BORGER, TEXAS, APPROVING THE INTERLOCAL AGREEMENT FOR 9-1-1 SERVICE AND EQUIPMENT BETWEEN THE PANHANDLE REGIONAL PLANNING COMMISSION AND THE CITY OF BORGER

WHEREAS, the 9-1-1 Emergency Telephone Number is the dedicated nationwide emergency number for police, fire and ambulance which provides major life saving advantages to citizens and public safety agencies; and,

WHEREAS, the Panhandle Regional Planning Commission has since 1989, developed plans for the establishment, operation, and maintenance of 9-1-1 services in the Panhandle area; and,

WHEREAS, the City of Borger has previously appointed the Panhandle Regional Planning Commission as administrator of the City of Borger’s 9-1-1 program; and,

WHEREAS, the proposed Interlocal Agreement for 9-1-1 Service and Equipment is required by the Commission on State Emergency Services to insure funding for Local Governments 9-1-1 service.

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

- a. **THAT**, the City Council of the City of Borger has reviewed the proposed Interlocal Agreement for 9-1-1 Service and Equipment.
- b. **THAT**, the proposed Interlocal Agreement is hereby ratified and approved.
- c. **THAT**, the Mayor of the City of Borger is hereby authorized and directed to execute said Interlocal Agreement on behalf of the Governing Body.

PASSED, APPROVED, AND ADOPTED, on this the 20th day of August, 2013, 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 Dickson, seconded by Council Member Gillingham, to adjourn meeting.

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

Mayor

ATTEST:

City Secretary