

**REGULAR MEETING OF CITY COUNCIL  
NOVEMBER 19, 2013 – 6:30 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  
Stella E. Sauls City Secretary  
Danny Richards E.O.C. Coordinator  
Byron Swafford Director, Human Resources  
Jocelyn Perez Payroll Clerk  
Jimmy Adams Chief, Police Department  
Bruce Roberts Captain, Police Department  
Anthony “Bud” Griffin Lieutenant, Police Department  
Jason Whisler Lieutenant, Police Department  
Jeremy Hundley Sergeant, Police Department  
Mac Fields Sergeant, Police Department  
Brandon Strop Sergeant, Police Department  
Brandon Sims Sergeant, Police Department  
Terry Homan Tommy Coburn  
Al Rodela Rogelio Guzman  
Charles Flatt Terry Webster  
Scott Jordan Linda Lewis  
Ralph Earles Assistant Director, Public Works  
Rhonda Miller I/T Specialist

**VISITORS:** Rhonda Roberts Lee Ann Cook  
Belinda Massengale Joe Holland  
Susan Holland Blair Griffin  
Brenna Fraley Krista Barber  
Rita Bridges Cory Swinford  
Dustin Piland Donnie Piland  
Andrew Friedman Jesse Shuffield  
Brad Carpenter Donnie Davis  
Meryl Barnett Karen Felker  
Shane Felker Garry Hannon  
Marisa Piland

NEWS MEDIA: J. C. Cortez

**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 November 5, 2013 and the special meeting of November 12, 2013, motion was made by Council Member Dickson, seconded by Council Member Gillingham, to approve the minutes for the regular meeting November 5, 2013 and the special meeting of November 12, 2013 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 November 2013 were submitted for the consideration of the Council. Following discussion, motion was made by Council Member Gillingham, seconded by Council Member Dickson, to approve payment of the expenditures for the first half of November 2013 as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

**ORDINANCE O-012-13 AMENDING ORDINANCE O-004-13 TABLED:** City Manager Eddie Edwards explained that the intention of this Ordinance is to make necessary changes to existing Ordinance O-004-13. Following discussion, motion was made by Council Member Callahan to table Ordinance O-012-13 amending Ordinance O-004-13 until December 3, 2013 to make additional changes. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

**ORDINANCE O-013-13 RELATED TO THE ISSUANCE OF "CITY OF BORGER, TEXAS, TAX AND WATERWORKS AND SEWER SYSTEM SURPLUS REVENUE CERTIFICATES OF OBLIGATION, TAXABLE SERIES 2013" APPROVED:** City Manager Eddie Edwards introduced Mr. Andrew Friedman with Southwest Securities who addressed the Council and explained the steps in the issuance of the Tax and Waterworks and Sewer System Surplus Revenue Certificates of Obligation. Following discussion, motion was

made by Council Member Gillingham, seconded by Council Member Vinyard, to approve Ordinance O-013-13 related to the issuance and sale of City of Borger, Texas Tax and Waterworks and Sewer System Surplus Revenue Certificates of Obligation, Taxable Series 2013. The motion carried by the following vote:

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

Caption for Ordinance O-013-13 reads as follows:

**ORDINANCE O-013-13**

**AN ORDINANCE AUTHORIZING THE ISSUANCE OF “CITY OF BORGER, TEXAS, TAX AND WATERWORKS AND SEWER SYSTEM SURPLUS REVENUE CERTIFICATES OF OBLIGATION, TAXABLE SERIES 2013”, SPECIFYING THE TERMS AND FEATURES OF SAID CERTIFICATES; PROVIDING FOR THE PAYMENT OF SAID CERTIFICATES OF OBLIGATION BY THE LEVY OF AN AD VALOREM TAX UPON ALL TAXABLE PROPERTY WITHIN THE CITY AND A PLEDGE OF THE NET REVENUES FROM THE OPERATION OF THE CITY’S WATERWORKS AND SEWER SYSTEM; RESOLVING OTHER MATTERS INCIDENT AND RELATING TO THE ISSUANCE, PAYMENT, SECURITY, SALE AND DELIVERY OF SAID CERTIFICATES, INCLUDING THE APPROVAL AND EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT AND A PURCHASE AGREEMENT AND THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT AND AUTHORIZING THE EXECUTION OF ANY NECESSARY ENGAGEMENT AGREEMENTS WITH THE CITY’S FINANCIAL ADVISORS AND/OR BOND COUNSEL; AND PROVIDING AN EFFECTIVE DATE.**

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**MODIFICATION TO THE WEATHERLY STREET PARKING LOT APPROVED:** City Manager Eddie Edwards explained to the Council that the Command Vehicle needed to be housed and felt the new parking lot on Weatherly Street would be a good location because it would be close to Emergency Operations. Mr. Edwards stated that there was money in the budget for this change. Following discussion, motion was made by Council Member Vinyard, seconded by Council Member Callahan, to approve the modification to the Weatherly Street Parking Lot Project to include a metal building to house the Command Vehicle. The motion carried by the following vote:

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

**EXECUTIVE SESSION:** Mayor Brain state that in compliance with Chapter 551, Texas Govt. Code, (Open Meetings Law), the Council would retire into executive session relative the Texas Govt. Code, Section 551.074 Personnel Matters:

- a. Discuss confirmation of Bruce Roberts as Police Chief.

**COUNCIL RETURNED TO OPEN SESSION:** Following the executive session, Mayor Brain reconvened the regular meeting and announced that the Council discussed items relative the Texas Govt. Code, Section 551.074 Personnel Matters:

- a. Confirm/Deny the appointment of Bruce Roberts as Police Chief.

Motion was made by Council Member Gillingham, seconded by Council Member Dickson to confirm Bruce Roberts as Police Chief. The motion carried by the following vote:

Ayes: Mayor Brain, Council Member's Dickson and Gillingham.

Nays: Council Member's Callahan and Vinyard.

**MEETING ADJOURNED:** There being no further business, motion was made by Council Member Vinyard, 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