

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

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

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| STAFF: | Eddie Edwards | City Manager |
| | Danny Richards | EOC Coordinator |
| | Stella E. Sauls | City Secretary |
| | Scott Radach | Director, Finance |
| | Bruce Roberts | Captain, Police Department |
| | Anthony “Bud” Griffin | Lieutenant, Police Department |
| | Terry Webster | Resource Officer, B.I.S.D. |
| | Byron Swafford | Director, Human Resources |
| | Ralph Earles | Assistant Director, Public Works |

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| VISITORS: | Paul Burwash | Pastor, Fairlanes Baptist Church |
| | Sherry Huffine | Vanessa Huffine |
| | Larry Huffine | Doug Darden |
| | Dana Burgin | Jonathan Marr |
| | Robi Marr | Amy Marr |
| | Ellyse Ammerman | Travis Huffine, Jr. |
| | Shelby Huffine | Mary Kay Phelan |
| | Birdie Ooley | Sarah Bumgarner |
| | Eva Garcia | Reina Garcia |
| | Theresa Packebush | Kerry Packebush |
| | Norma Luginbyhl | Brad Carpenter |
| | Selena Gonzales | Joanna Lopez |
| | Ashley Buchanan | Randy Luna |
| | DeDe Conaway | Lauren Conner |
| | Ben Conner, Jr. | Rene’ Brain |
| | Allison Cooper | Anabeth Conner |
| | J. Conner | Efren Munoz |
| | Davona Munoz | Ron Munoz |
| | St. Rep. Four Price | Hal Talton |
| | Joe Rodriguez | Yascenia Rodriguez |
| | Elia Smith | Louisa Munoz |
| | Elida Hearon | Gary Trammell |
| | Teresa Trammell | Dawn Brittain |
| | Chris Tully | Deb Tully |

Lauren Dickson
Karen Packebush
Ben Conner
Rafael Dickson

Chloe Dickson
Travis Huffine
George Hearon

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.

The Mayor introduced State Representative Four Price and his Chief of Staff Hal Talton.

MINUTES APPROVED: Following review of the minutes of the regular meeting of September 17, 2013, 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 September 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 last half of September 2013 as submitted. The motion carried by the following vote:

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

RESOLUTION R-011-13 APPROVED – APPROVING AND AUTHORIZING PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION: City Manager Eddie Edwards discussed the issuance of certificates of obligation for the proposed new Borger Well Field. Mr. Edwards stated that this Resolution authorizes the City to publish the intent to issue debt as required by State statute. Following discussion, motion was made by Council Member Dickson, seconded by Council Member's Vinyard and Gillingham, to approve Resolution R-011-13 authorizing publication of notice of intention to issue certificates of obligation. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

Resolution R-011-13 reads as follows:

RESOLUTION NO R-011-13

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BORGER, TEXAS, APPROVING AND AUTHORIZING PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION

WHEREAS, the City Council of the City of Borger, Texas, has determined that certificates of obligation should be issued under and pursuant to the provisions of Texas Local Government Code, Subchapter C of Chapter 271 (the "Act"), for the purpose of paying contractual obligations to be incurred for (i) the construction of public works, to wit: (a) constructing, acquiring, purchasing, renovating, enlarging, equipping, and improving water and sewer system properties and facilities including the acquisition of land and rights-of-away therefore, and (ii) professional services rendered in connection therewith; and,

WHEREAS, prior to the issuance of such certificates, the City Council is required to publish notice of its intention to issue the same in accordance with the provisions of the Act.

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

SECTION 1: THAT, the City Secretary is hereby authorized and directed to cause notice to be published of the Council's intention to issue certificates of obligation in a principal amount not to exceed \$5,250,000 for the purpose of paying contractual obligations to be incurred for (i) the construction of public works, to wit: (a) constructing, acquiring, purchasing, renovating, enlarging, equipping, and improving water and sewer system properties and facilities including the acquisition of land and rights-of-away therefore, and (ii) professional services rendered in connection therewith; and shall be payable from ad valorem taxes and a pledge of the net revenues of the City's combined Waterworks and Sewer System. The notice hereby approved and authorized to be published shall read substantially in the form and content of Exhibit A hereto attached and incorporated herein by reference as a part of this Resolution for all purposes.

SECTION 2: THAT, the City Secretary shall cause the aforesaid notice to be published in a newspaper of general circulation in the City, once a week for two consecutive weeks, the date of the first publication to be at least thirty-one (31) days prior to the date stated therein for the passage of the ordinance authorizing the issuance of the certificates of obligation.

SECTION 3: THAT, It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Texas Government Code, Chapter 551, as amended.

SECTION 4: THAT, This Resolution shall be in force and effect from and after its passage on the date shown below.

PASSED, APPROVED, AND ADOPTED, on this the 1st day of October, 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.

SALE OF “STRUCK OFF” PROPERTY APPROVED: City Manager Eddie Edwards presented the following “struck off” property to the Council:

- a. 726 N. Harvey (Lot 31, Block 23, Original Townsite) \$500.00

Following discussion, motion was made by Council Member Vinyard, seconded by Council Member Callahan, to accept a bid of \$500.00 from Ms. Cinthya Enriquez for the property located a 726 N. Harvey (Lot 31, Block 23, Original Townsite). The motion carried by the following vote:

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

THE CHARTER OF THE BORGER YOUTH ADVISORY COUNCIL APPROVED: Council Member Brandy Callahan presented the Charter of the Borger Youth Advisory Council to the City Council. Following discussion, motion was made by Council Member Vinyard, seconded by Council Member Dickson, to approve the Charter of the Borger Youth Advisory Council. The motion carried by the following vote:

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

OATH’S OF OFFICE ADMINISTERED TO NEWLY SELECTED BORGER YOUTH ADVISORY COUNCIL MEMBERS: City Secretary Stella E. Sauls administered the Oath of Office to Tasia Washington Secretary for the Youth Advisory Council. Ms. Washington gave the Oath’s of Office to the selected members of the Youth Advisory Council and Directors of same. State Representative Four Price presented all members of the Borger Youth Advisory Council with their Certificates of Selection.

MEETING ADJOURNED: There being no further business, motion was made by Council Member Gillingham, seconded by Council Member Dickson, to adjourn meeting. The motion carried by the following vote:

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

Mayor

ATTEST:

City Secretary