

**REGULAR MEETING OF CITY COUNCIL  
SEPTEMBER 16, 2014 – 1:30 P.M.**

**PRESENT:** Robert Vinyard  
Marvin Dickson  
Brandy Callahan  
Karen Felker

Mayor  
Mayor Pro-Tem  
Council Member  
Council Member

**ABSENT:** Charles Gillingham  
Council Member

**STAFF:** Eddie Edwards  
Stella E. Sauls  
Scott Radach  
Byron Swafford  
Kenneth Petr  
Anthony “Bud” Griffin  
Rhonda Miller

City Manager  
City Secretary  
Director, Finance Department  
Director, Human Resources  
Director, Planning and Zoning  
Captain, Police Department  
IT Specialist

**VISITORS:** Pam Lehman  
Judy Mihm  
Jesse Shuffield

Pastor, First United Methodist Church

**NEWS MEDIA:** Sharon Castleberry

**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 works session and regular meeting of September 2, 2014 and the special meeting of September 9, 2014, motion was made by Council Member Dickson, seconded by Council Member Callahan, to approve the minutes for the work session and regular meeting of September 2, 2014 and the special meeting of September 9, 2014 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 September 2014 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 September 2014 as submitted. The motion carried by the following vote:

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

**INTERLOCAL AND CONTINUATION OF COVERAGE ADMINISTRATIVE AGREEMENT'S BETWEEN TML MULTISTATE-INTERGOVERNMENTAL EMPLOYEE'S BENEFIT POOL APPROVED:** Director of Human Resources Byron Swafford explained to the Council that due to a name change by TML and some federal law changes the City had to sign new Interlocal Agreements. Following discussion, motion was made by Council Member Dickson, seconded by Council Member Felker, to approve the following:

- a. the Interlocal Agreement between TML MultiState-Intergovernmental Employee Benefits Pool and the City of Borger and
- b. the COBRA Continuation of Coverage Administrative Agreement between TML MultiState-Intergovernmental Employee Benefits Pool and the City of Borger.

The motion carried by the following vote:

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

**AMENDMENT TO THE INTERLOCAL COOPERATION AGREEMENT FOR BASEBALL AND SOFTBALL LOCKER ROOM CONSTRUCTION, USE, AND MAINTENANCE APPROVED:** City Manager Eddie Edwards explained to the Council that this is to finalize the Agreement passed at last meeting amending the dollar amount for the construction of the locker room facility from \$40,000 to \$70,000 per entity. Following discussion, motion was made by Council Member Callahan, seconded by Council Member Felker, to approve the Amendment to the Interlocal Cooperation Agreement for Baseball and Softball Locker Room Construction, Use, and Maintenance. The motion carried by the following vote:

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

**ORDINANCE O-007-14 SETTING THE CITY OF BORGER'S COMBINED AD VALOREM TAX RATE APPROVED:** Ordinance O-007-14 setting the City of Borger's

combined ad valorem tax rate at 0.860000¢ per \$100 valuation for FY 2014-2015 was submitted for final consideration. Following discussion, motion was made by Council Member Callahan, seconded by Council Member Felker, to approve on final reading Ordinance O-007-14 setting the property tax rate of 0.860000¢, which is effectively a 4.50 percent increase in the tax rate per \$100 valuation. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

**ORDINANCE O-008-14 AMENDING CHAPTER 13, UTILITIES APPROVED:** City Manager Eddie Edwards submitted Ordinance O-008-14 pertaining to utility rates and advised the Council that the 2014-2015 operating budget includes the following rate increases:

Refuse	-	\$24.00 per Month	to	\$24.50 per Month
Per/1000 Water Rate	-	\$ 3.00/1000 Gallons	to	\$ 3.15/1000 Gallons
Sewer Base Rate	-	\$14.00 per Month	to	\$14.50 per Month
Per/1000 Sewer Rate	-	\$ 2.50/per Gallons	to	\$ 2.85/1000 Gallons

Following discussion, motion was made by Council Member Dickson, seconded by Council Member Callahan, to approve on final reading Ordinance O-008-14 amending Chapter 13, Utilities. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

**ORDINANCE O-009-14 APPROVING SPS' PROPOSED RATES AND TARIFFS INTRODUCED:** City Manager Eddie Edwards explained to the Council that a settlement between the Alliance of Xcel Municipalities and Southwestern Public Service has been reached on an increase to be allowed SPS. Following discussion, motion was made by Council Member Dickson, seconded by Council Member's Felker and Callahan, to introduce on first reading Ordinance O-009-14 approving SPS' proposed rates and tariffs. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

**ORDINANCE O-010-14 AMENDING CHAPTER 14, ZONING, SECTION 14.02.002, DIRECTING CHANGES TO THE ZONING DISTRICTS, AND UPDATING THE ZONING DISTRICT MAP INTRODUCED:** Director of Planning and Zoning Kenneth Petr explained to the Council that the rezoning has been approved causing the change to the district map; this Ordinance is to reflect the change in the City's Code of Ordinances. Following discussion, motion was made by Council Member Callahan, seconded by Council Member's Felker and Dickson, to introduce on first reading Ordinance O-010-14 amending Chapter 14, Zoning, Section 14.02.002, directing changes to the zoning districts, and updating the Zoning District Map. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

**MEETING ADJOURNED:** There being no further business, motion as made by Council Member Callahan, seconded by Council Member Felker, 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