

**REGULAR MEETING OF CITY COUNCIL  
AUGUST 18, 2020 – 6:30 P.M.**

<b>PRESENT:</b>	Karen Felker	Acting Mayor
	Marvin Dickson	Council Member
	James Marrs II	Council Member
	Charles Loftis	Council Member
	Milton Ooley	Council Member

<b>STAFF:</b>	Eddie Edwards	City Manager
	Garrett Spradling	Assistant City Manager
	Stella E. Sauls	City Secretary
	Scott Radach	Director of Finance
	Bruce Roberts	Chief, Police Department
	Jason Anderson	Director, Public Works
	Winston P. Sauls	Assistant Director, Public Works

<b>VISITORS:</b>	Katie Lingor	Jesse Shuffield
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**NEWS MEDIA:**

**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 work session and regular meeting of August 4, 2020 motion was made by Council Member Marrs, seconded by Council Member Dickson, to approve the minutes of the work session and regular meeting of August 4, 2020. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

**PAYMENT OF EXPENDITURES APPROVED:** Following review of the expenditures for the first half of August 2020, motion was made by Council Member Marrs, seconded by Council Members Dickson, to approve payment of the expenditures for the first half of August 2020. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

**RESOLUTION R-026-20 AUTHORIZING A JOINT ELECTION AND ELECTION SERVICE AGREEMENT APPROVED:** City Secretary Stella E. Sauls explained that this Resolution approves the Joint Election and the Election Service Agreement with Hutchinson County. Following discussion motion was made by Council Member Dickson, seconded by Council Member Marrs, to approve Resolution R-026-20 authorizing a Joint Election and Election Service Agreement with Hutchinson County. The motion carried by the following:

Ayes: All members present voted aye.

Nays: None.

Resolution R-026-2020 reads as follows:

**RESOLUTION R-026-20**

**RESOLUTION OF THE CITY OF BORGER CITY  
COUNCIL AUTHORIZING A JOINT ELECTION AND  
ELECTION SERVICE AGREEMENT WITH  
HUTCHINSON COUNTY, TEXAS**

The City of Borger does hereby make the following Resolution regarding the joint election to be conducted with the Hutchinson County, Texas, as more fully described in the Joint Election and Election Services Agreement (the "Agreement") attached hereto as Exhibit "A" and fully incorporated as set forth herein"

**WHEREAS**, Texas Election Code §271.002(a) authorizes the governing bodies of political subdivisions to enter into an agreement to hold joint elections and share common polling places; and,

**WHEREAS**, the City of Borger ("City") and Hutchinson County ("County") are each political subdivisions of the State of Texas; and,

**WHEREAS**, the City has territory within the County, and they have common voters; and,

**WHEREAS**, the County will conduct an election on November 3, 2020; and,

**WHEREAS**, the City intends to conduct an election on November 3, 2020; and,

**WHEREAS**, because the County is conducting an election on the November 3, 2020 uniform Election Day, the Texas Election Code requires the City to use for its election the County precincts and common polling places for those City voters residing in the County; and,

**WHEREAS**, the governing bodies of the City and the County desire to hold a joint election as set forth in the Agreement; and,

**WHEREAS**, the City and County have agreed to use polling places as permitted by Texas Election Code §271.003; and,

**WHEREAS**, the County and the City have common voters, and it would be to the benefit of the County, the City, and the resident voters thereof, to share joint polling places, and for the County to provide election services and conduct the election on behalf of the City, as set forth in the Agreement and the Parties' Election Orders.

**NOW, THEREFORE, BE IT RESOLVED** that the City of Borger hereby adopts the above recitals as findings of fact and operative provisions hereof the same as if set out in full; and,

**RESOLVED FURTHER**, that City's election shall be held jointly with Hutchinson County, Texas, as permitted under Texas Election Code Chapter 271, and as set forth in the Agreement attached hereto; and,

**RESOLVED FURTHER**, that the City of Borger to enter into the attached Agreement, and that the Mayor is authorized to take such further actions and execute such other documents as are necessary to implement the actions that are contemplated by this Resolution, whether or not expressly authorized herein.

**PASSED AND APPROVED**, this 18<sup>th</sup> day of August 2020 by the City of Borger.

**RESOLUCIÓN R-026-20****RESOLUCIÓN DEL CONSEJO DE LA CIUDAD DE  
BORGER QUE AUTORIZA UN ACUERDO CONJUNTO  
DE ELECCIÓN Y SERVICIO DE ELECCIÓN CON EL  
CONDADO DE HUTCHINSON, TEXAS**

Por la presente, la Ciudad de Borger hace la siguiente Resolución con respecto a la elección conjunta que se llevará a cabo con el Condado de Hutchinson, Texas, como se describe con más detalle en el Acuerdo de Elección Conjunta y Servicios de Elección (el "Acuerdo") adjunto al presente como Anexo "A" y totalmente incorporado como se establece en este documento "

**CONSIDERANDO**, que el Código Electoral de Texas §271.002 (a) autoriza a los órganos de gobierno de las subdivisiones políticas a celebrar un acuerdo para celebrar elecciones conjuntas y compartir lugares de votación comunes; y,

**POR CUANTO**, la Ciudad de Borger ("Ciudad") y el Condado de Hutchinson ("Condado") son subdivisiones políticas del Estado de Texas; y,

**POR CUANTO**, la Ciudad tiene territorio dentro del Condado y tienen votantes comunes; y,

**CONSIDERANDO**, que el Condado llevará a cabo una elección el 3 de noviembre de 2020; y,

**POR CUANTO**, la Ciudad tiene la intención de llevar a cabo una elección el 3 de noviembre de 2020; y, totalmente incorporado como se establece en este documento "

**CONSIDERANDO QUE**, debido a que el Condado está llevando a cabo una elección el día de elección uniforme del 3 de noviembre de 2020, el Código Electoral de Texas requiere que la Ciudad use para su elección los precintos del Condado y los lugares de votación comunes para aquellos votantes de la Ciudad que residen en el Condado; y,

**CONSIDERANDO QUE**, los órganos de gobierno de la Ciudad y el Condado desean celebrar una elección conjunta como se establece en el Acuerdo; y,

**CONSIDERANDO QUE**, la Ciudad y el Condado han acordado utilizar los lugares de votación según lo permitido por el Código Electoral de Texas §271.003; y,

**CONSIDERANDO que** el condado y la ciudad tienen votantes comunes, y sería beneficioso para el condado, la ciudad y los votantes residentes de los mismos compartir lugares de votación conjuntos y para que el condado proporcione servicios electorales y lleve a cabo la elección en nombre de la Ciudad, como se establece en el Acuerdo y las Órdenes de Elección de las Partes.

**AHORA, POR LO TANTO, SE RESUELVE** que la Ciudad de Borger adopta por la presente los considerandos anteriores como determinaciones de hecho y disposiciones operativas del mismo como si estuvieran expuestas en su totalidad; y,

**SE RESUELVE ADEMÁS**, que la elección de la Ciudad se llevará a cabo conjuntamente con el Condado de Hutchinson, Texas, según lo permitido por el Capítulo 271 del Código Electoral de Texas, y según se establece en el Acuerdo adjunto al presente; y,

**SE RESUELVE ADEMÁS**, que la Ciudad de Borger para celebrar el Acuerdo adjunto, y que el Alcalde está autorizado para tomar las acciones adicionales y ejecutar los otros documentos que sean necesarios para implementar las acciones que se contemplan en esta Resolución, ya sea que estén expresamente autorizadas o no. Aquí en.

**APROBADO Y APROBADO**, el día 18 de agosto de 2020 por el Ayuntamiento de Borger.

**Exhibit "A"**

**ELECTION SERVICES AGREEMENT  
BETWEEN THE CITY OF BORGER AND HUTCHINSON  
COUNTY**

**WHEREAS**, Hutchinson County ("County") and the City of Borger ("City") noted in the signature block ("Participating Entities"), have each called an election; and,

**WHEREAS**, the Participating Entities desire to conduct these elections jointly, pursuant to Chapter 271, Texas Election Code, on November 3, 2020; and,

**WHEREAS**, the City is located in Hutchinson County, and it is the best interest of the voters of Hutchinson County who reside within the boundaries of the City for the Participating Entities to conduct an efficient election by entering into a Joint Election and Election Services Agreement (the "Agreement").

**NOW, THEREFORE**, the Participating Entities adopt this Agreement to hold a joint election, to be conducted and administered by the County Clerk, Jan Barnes, as follows:

1. **SCOPE**

The Participating Entities will hold elections on November 3, 2020 ("Election Day") jointly for those City voters residing in Hutchinson County.

2. **BALLOT LANGUAGE**

Each of the Participating Entities will provide the appropriate ballot language in both English and Spanish to be voted on by the qualified voters of that Participating Entity. The County will provide the City a final proof of ballot language, as it is to appear on the ballot, for final approval. The County will provide a sample ballot to the City. The ballots shall be printed in a timely fashion to be available for: posting on the City's and County's website, Early Voting by mail, and for programming voting devices for Early Voting by personal appearance.

3. **ELECTION CLERKS AND JUDGES**

The County Clerk Shall serve as a joint Early Voting Clerk. Appointment of the Presiding Election Judges, Alternate Judges, assistant early voting clerks, the Presiding Judge of the early ballot board and other election officials for the Election shall be made by the County. The County Clerk may employ other personnel necessary for the proper administration of the Election, including such part-time help as is necessary to prepare for the Election, to ensure the timely delivery of supplies during Early Voting and on Election Day, and for the efficient tabulation of ballots.

4. **RESPONSIBILITIES OF HUTCHINSON COUNTY**

Hutchinson County shall be responsible for performing the duties and performing the services associated with an election for those resident voters of Hutchinson County and of the City of Borger, including but not limited to the following:

- (a) Recommend and confirm all early *voting* polling place locations. Days and hours for *early voting* on weekdays *will* be those days and hours provided by the County, and in accordance with State law.
- (b) Agree to receive and process requests for Early Voting by Mail.
- (c) Contact the owners or custodians of county-designated polling places and arrange for their use in the Election.
- (d) Procure and distribute all necessary election kits and supplies.
- (e) Procure all necessary voting machines and equipment, transport machines and equipment to and from the polling places and prepare the voting machines and equipment for use at the polling places.
- (f) Notify the election judges of the date, time, and place of the election and arrange for a facility for holding the election.

- (g) Appoint the presiding officers of the early ballot board for processing ballots cast during early voting.
- (h) Arrange for the use of a central counting station and for the tabulating personnel and equipment needed at the counting station and assist in the preparation of programs and the test materials for the tabulation of the ballots to be used with electronic voting equipment.
- (i) Publish the legal notice of the date, time, and place of the test of the electronic tabulating equipment and conduct such test.
- (j) Serve as the Joint Custodian of Records (“Joint Custodian”) for the sole purpose of preserving all voted ballots securely in a locked room in the locked ballot boxes and securing of electronic votes for the period for preservation required by the Election Code.
- (k) Provide its Elections Division staff and offices to administer the Joint Election under the direction of the County Clerk.
- (l) Provide and post a sample ballot, whether separate or joint, as may be required by law.
- (m) Post the Notice regarding the City’s Election in a prominent location at all polling places during early voting and on Election Day.

5. **CANVASS OF RESULTS**

Each entity will be responsible for the canvass of the returns regarding its ballot items.

6. **LOCATION OF COMMON POLLING PLACES**

The common polling places for Election Day are:

<i>County Precinct Number</i>	<i>Polling Place Address</i>
11	<b>Faith Covenant Church</b> 1501 S. Florida St. Borger, TX 79007
14	<b>Fairlanes Baptist Church</b> 3000 Fairlanes Blvd. Borger, TX 79007
21	<b>SF ISD Administration</b> 540 Eagle Blvd. Fritch, TX 79036
23	<b>St. Andrews Methodist Church</b> 100 Amaryllis Borger, TX 79007
31	<b>WTHS Common Rooms</b> 600 Steward Avenue Stinnett, TX 79083
33	<b>Service Drilling SW Center</b> 901 S. Opal Borger, TX 79007
41	<b>Holt Community Building</b> 1191 Co. Road 22 Spearman, TX 79081
42	<b>Borger ISD Administration</b> 200 E. 9 <sup>th</sup> St. Borger, TX 79007

As stated in the Participating Entities’ Orders of Election, early voting shall be conducted as follows:

<b>Main</b>	<b>Hutchinson County Courthouse</b> 500 Main St. Stinnett, TX 79083	October 13-16, 2020 (Tuesday-Friday)	8:00 am to 6:00 pm
		October 19-20, 2020 (Monday-Tuesday)	7:00 am to 7:00 pm
		October 21-23, 2020 (Wednesday-Friday)	8:00 am to 6:00 pm
		October 26-30, 2020 (Monday-Friday)	8:00 am to 6:00 pm
<b>Branch</b>	<b>Hutchinson County Annex</b> 1400 Veta Room 211 Borger, TX 79007	October 13-16, 2020 (Tuesday-Friday)	8:00 am to 6:00 pm
		October 19-23, 2020 (Monday-Friday)	8:00 am to 6:00 pm
		October 26-30, 2020 (Monday-Friday)	8:00 am to 6:00
<b>Branch</b>	<b>Fritch Library Community Room</b> 205 N. Cornell Fritch, TX 79036	October 13-16, 2020 (Tuesday-Friday)	8:00 am to 6:00 pm
		October 19-23, 2020 (Monday-Friday)	8:00 am to 6:00 pm
		October 26-30, 2020 (Monday-Friday)	8:00 am to 6:00 pm

7. **ALLOCATION OF ELECTION EXPENSES**

- (a) It is understood that each Participating Entity will be entering into a separate agreement with the County for conducting the joint election on November 3, 2020, that the terms of such agreements are essentially identical to the terms herein, and that each Participating Entity will be responsible for their pro rata share of the actual costs and expenses in conducting such joint election. Accordingly, City of Borger hereby agrees to pay to Hutchinson County as their pro rata share which will be divided equally by the six (6) Participating Entities of the actual costs and expenses incurred by the County in conducting the joint election on November 3, 2020. Such actual costs and expenses shall include all expenses attributable to the administration, coordination, and supervision of such joint election, including, without limitation, the actual costs and expenses reasonably and directly incurred by the County for supplies, compensation paid to election workers and personnel, the rental and programming of electronic voting devices and audio ballots, the rental of such other reasonably necessary equipment, the rental costs of securing polling/voting sites and/or facilities, the training costs for establishing and operating all early voting and Election Day activities at the polling sites as well as activities related to the tabulation of votes. As soon as is reasonably practical, the County shall submit an invoice to the City of Borger setting forth the actual costs and expenses incurred by the County in conducting such joint election and the amount owed by such Participating Entity. Such full amount shall be due and payable within thirty (30) days from the date upon which the City of Borger receives such invoice.
- (b) The expense of any early voting polling places that are established at the request of an Entity(ies) other than those which are mutually agreed upon by all the Entities shall be borne by the requesting Entity.
- (c) An Entity may cancel an election but will be financially responsible for any expenses that were accrued, by the County, up to the time of cancellation.
- (d) In the event of a recount, the expense of the recount shall be borne by the Entity(ies) involved in such recount.
- (e) Election workers will be paid at the rate designated by Hutchinson County, or as required by law, whichever is greater.

8. **LEGAL NOTICES**

- (a) Each Entity shall be individually responsible for the preparation of election orders resolutions, notices, and other pertinent documents for adoption or execution by its own respective governing board, and for the posting or publication of election notices and all expenses related thereto. The Notice will be bilingual and will be published or posted in both English and Spanish. The preceding sentences do not prevent the Entities or any combination of them from issuing a joint notice of election and sharing the cost of same. The City shall provide the County with the Notice of Election for posting by the County at all polling places.
- (b) Each Entity shall individually submit a request for preclearance from the United States Department of Justice, if required.
- (c) To the extent of the law, the City agrees to save and hold harmless the County Clerk from any and all claims arising out of the failure or omission of the City to perform its obligations under this contract.



(d) To the extent of the law, the County Clerk agrees to save and hold harmless the City from any and all claims arising out of the failure or omission of the County and the County Clerk to perform their obligations under this contract.

9. **AUTHORITY TO CONFORM TO ELECTION LAW**

The Entities authorize the County Clerk and the City to vary the terms of this Agreement or election procedures or polling places as may be necessary to comply with applicable law or to comport with proper election procedures without the need for further action by the governing body of any Participating Entity.

10. **EFFECTIVE DATE**

This Agreement takes effect upon the complete execution of this Agreement by the Participating Entities.

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**RESOLUTION R-027-20 CDBG SUBMISSION FOR DOWNTOWN REVITALIZATION:**

City Manager Eddie Edwards explained that the City Council and Staff has worked hard revitalizing the Downtown Borger Area. Mr. Edwards stated that this resolution will authorize the application for the grant and will obligate the City’s matching portion if the City accepts the award after a successful application. Following discussion, motion was made by Council Member Loftis, seconded by Council Member Ooley, to approve Resolution R-027-20 authorizing a CDBG Grant application to the Texas Department of Agriculture for the Downtown Revitalization Fund. The motion carried by the following vote:

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

Resolution R-027-20 reads as follows:

**RESOLUTION R-027-20**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BORGER, TEXAS, AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM APPLICATION TO THE TEXAS DEPARTMENT OF AGRICULTURE FOR THE DOWNTOWN REVITALIZATION FUND AND AUTHORIZING THE MAYOR, CITY MANAGER, AND ASSISTANT CITY MANAGER TO ACT AS THE CITY’S AUTHORIZED REPRESENTATIVES IN ALL MATTERS PERTAINING TO THE CITY’S PARTICIPATION IN THE TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.**

**WHEREAS**, the City Council of the City of Borger desires to develop a viable community, including decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low-to-moderate income; and

**WHEREAS**, it is necessary and in the best interests of the City of Borger to apply for funding under the Texas Community Development Block Grant Program;

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

1. That a Texas Community Development Block Grant Program application for the Downtown Revitalization Fund is hereby authorized to be filed on behalf of the City with the Texas Department of Agriculture.
2. That the City’s application be placed in competition for funding under the Downtown Revitalization Fund.
3. That the application be for \$500,000 of grant funds to for construction costs, engineer services, and project administration related to the construction of ADA compliant sidewalks and associated appurtenances, curb & gutter, and crosswalks in the Downtown District.
4. That the City Council directs and designates the Mayor, City Manager, and Assistant City Manager as the City’s Authorized Representatives to act in all matters in connection with this application and the City’s participation in the Texas Community Development Block Grant Program.
5. That all funds will be used in accordance with all applicable federal, state, local and programmatic requirements including but not limited to procurement, environmental review, labor standards, real property acquisition, civil rights, and administrative requirements.
6. That it further be stated that the City of Borger is committing at least \$75,000 from its General Revenue as a cash contribution toward the engineering and associated costs (such as surveying and geotechnical fees); construction costs related to ADA compliant sidewalks and associated appurtenances, street improvements to include crosswalks and curb & gutter, as well as the installation of lighting in the Downtown District; and project administration.

**PASSED, APPROVED, AND ADOPTED**, on this the 18<sup>th</sup> day of August, 2020, 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, Texas Gov’t Code, §551.001, et. seq. at which meeting a quorum was present and voting.

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**RESOLUTION R-028-20 DETERMINING A SLUM/BLIGHTED AREA:** City Manager Eddie Edwards explained that the areas from 4<sup>th</sup> to 6<sup>th</sup> Street and Weatherly to Deahl Street are areas that have been determined to be slum/blighted areas. Following discussion, motion was made by Council Member Marrs, seconded by Council Members Loftis and Dickson, to approve Resolution R-028-20 determining the area between 4<sup>th</sup> Street and 6<sup>th</sup> Street and Weatherly Street and Deahl Street to be a slum and blighted area. The motion carried by the following vote:

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

Resolution reads as follows:

**RESOLUTION R-028-20**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BORGER, DETERMINING THAT AN AREA OF THE CITY CONTAINS CONDITIONS WHICH ARE DETRIMENTAL TO THE PUBLIC HEALTH, SAFETY, AND WELFARE OF THE COMMUNITY AND CONSTITUTES A SLUM/BLIGHTED AREA.**

**WHEREAS**, the City Council of the City of Borger has reviewed and evaluated conditions in the downtown district of the City; and

**WHEREAS**, the City Council has found conditions which are detrimental to public health, safety, and welfare of the community within the downtown district, as follows:

The sidewalks on Main Street are deteriorated and dilapidated due to age and do not provide safe and adequate access necessary for the disabled and senior citizens to the downtown area. Additionally, the crosswalks do not meet current ADA accessibility standards.

**WHEREAS**, the City Council of the City of Borger has authorized an application for funding under the Downtown Revitalization program, as follows:

The project will construct ADA compliant sidewalks, curb & gutter, and associated appurtenances on the 400 Block of Main Street to provide adequate ADA access and meet public safety standards. The crosswalks in the vicinity will also be redone so to meet ADA standards and ensure pedestrians have safe passage.

**WHEREAS**, these project activities will aid in the elimination of slum/blight in the community by meeting safety standards to provide adequate access for the disabled and senior citizens to the downtown area, ensuring safe passage across streets, and adding sufficient lighting.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BORGER, TEXAS, THAT THE AREA IDENTIFIED BY THE FOLLOWING BOUNDARIES TO BE A SLUM/BLIGHTED AREA:**

**Boundaries**

- North: 6<sup>th</sup> Street
- South: 4<sup>th</sup> Street
- East: Weatherly Street
- West: Deahl Street

**PASSED, APPROVED, AND ADOPTED**, on this the 18<sup>th</sup> day of August, 2020, 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, Texas Gov't Code, §551.001, et. seq. at which meeting a quorum was present and voting.

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**RESOLUTION R-029-20 RECEIVING AND APPROVING THE BORGER ECONOMIC DEVELOPMENT CORPORATION'S FY 2020-2021 ANNUAL BUDGET APPROVED:**

Executive Director Katie Lingor presented the Borger Economic Development Corporation budget to the Council. Mrs. Lingor gave a brief overview of the budget and explained that this will be a red budget with a deficit of \$204,072 coming out of reserves to renovate the Main Street office and business incubator space. Following discussion, motion was made by Council Member Ooley, seconded by Council Member Loftis, to approve Resolution R-029-20, approving the 2020-2021 Fiscal Year budget of Borger, Inc. the Borger Economic Development Corporation. The motion carried by the following vote:

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

Resolution reads as follows:

**RESOLUTION R-029-20**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BORGER, TEXAS, APPROVING THE ANNUAL BUDGET FOR THE BORGER ECONOMIC DEVELOPMENT CORPORATION FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2020 AND ENDING SEPTEMBER 30, 2021; PROVIDING THAT EXPENDITURES FOR SAID FISCAL YEAR SHALL BE MADE IN ACCORDANCE WITH SAID BUDGET; AUTHORIZING SPECIFIC BUDGET ADJUSTMENT AUTHORITY TO THE EXECUTIVE DIRECTOR WITH APPROVAL OF THE BORGER ECONOMIC DEVELOPMENT CORPORATION'S BOARD OF DIRECTORS; AND PROVIDING FOR THE RATIFICATION OF BUDGETED APPROPRIATION TRANSFERS IN THE 2019-2020 FISCAL YEAR**

**WHEREAS**, the City Council has received the Borger Economic Development Corporation's (BEDC) proposed Budget, appended hereto as Exhibit A, for the fiscal year beginning October 1, 2020 and ending September 30, 2021; and,

**WHEREAS**, the By Laws of the BEDC provide that the BEDC's Annual Budget must be approved by the City Council of the City of Borger.

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

**SECTION 1.**

**That**, the appropriations for the Fiscal Year beginning October 1, 2020 and ending September 30, 2021, for the support of the BEDC, be fixed and determined for said terms in accordance with the revenues and expenditures shown in the proposed Fiscal Year 2020-2021 Budget, a copy of which is appended hereto as Exhibit A.

**SECTION 2.**

**That**, the Budget, as shown in words and figures in Exhibit A, is hereby approved in all respects and adopted as the BEDC's Budget for the Fiscal Year beginning October 1, 2020 and ending September 30, 2021.

**SECTION 3.**

**That**, the BEDC's expenditures during the Fiscal Year beginning October 1, 2020 and ending September 30, 2021, shall be made in accordance with the Budget approved by this Resolution unless otherwise authorized by a duly adopted resolution of the City Council of the City of Borger, Texas.

**SECTION 4.**

**That**, specific authority is given to the BEDC's Executive Director with approval by the BEDC's Board of Directors to make the following adjustments to the BEDC's Budget for the Fiscal Year beginning October 1, 2020 and ending September 30, 2021:

1. Transfer of expenditure appropriations budgeted from one account classification to another account classification as long as the total amount of expenditures remains the same.
2. Transfer of revenue appropriations budgeted from one account classification to another account classification as long as the total amount of revenues remains the same.

SECTION 6.

That, all budget amendments and transfers of budgeted appropriations from one account to another account within any classification for the Fiscal Year beginning October 1, 2019 and ending on September 30, 2020, are hereby ratified, and that any prior resolutions or actions of the Council pertaining to said Budget are heretofore amended to the extent of such transfers and amendments.

PASSED, APPROVED, AND ADOPTED, on this the 18<sup>th</sup> day of August 2020, 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, Texas Gov't Code, §551.001, et.seq. at which meeting a quorum was present and voting.

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**CITY OF BORGER PROPOSED FY 2020-2021 OPERATING BUDGET RECEIVED AND PUBLIC HEARING SCHEDULED:** City Manager Eddie Edwards presented the FY 2020-2021 Operating Budget to the Council and requested a public hearing be scheduled to allow citizen comment on the same. Following discussion, motion was made by Council Member Loftis, seconded by Council Members Ooley and Marrs, to officially receive the proposed FY 2020-2021 Operating Budget for the City of Borger and schedule a public hearing for Tuesday, September 1, 2020 at 6:30 p.m. to allow for public comment on same. The motion carried by the following vote:

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

**PROPOSAL TO ADOPT TAX RATE AND SCHEDULE A PUBLIC HEARING ON THE PROPOSED TAX RATE:** City Manager Eddie Edwards presented to the Council a reduced tax rate this year. Mr. Edwards stated that the taxes have been the same for some years at 0.863490 cents per \$100 valuation but will be reduced to 0.837629 cents which is less than the No New-Revenue rate. Following discussion, motion was made by Council Member Marrs, seconded by Council Members Dickson, to place a proposal to adopt a combined tax rate of 0.837629 cents per \$100 valuation as an action item on the September 1, 2020 agenda for introduction and an action item on the September 15, 2020 agenda for final action to adopt the FY 2020-2021 property tax rate. The motion carried by the following vote:

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

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

- 1. Discuss Board Member Appointments.

**RETURN TO OPEN SESSION:** Following the executive session, Acting Mayor Felker reconvened the regular meeting and announced that the Council discussed an item relative the Texas Govt. Code, Section 551.074 Personnel Matters.

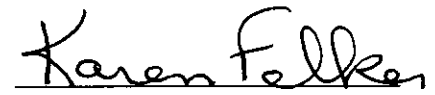
- 1. Discussed Board Member Appointments.

No Action Taken.


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

Ayes: All members present voted aye.

Nays: None.

  
Acting Mayor

**ATTEST:**

  
City Secretary