

## ***MINUTES***

### ***BOARD OF COMMISSIONERS***

The Board of Commissioners of the City of Burkburnett, Texas met in a regular meeting on Monday, February 15, 2016 at 7:00 p.m. in the Council Chambers of the City Hall, 501 Sheppard Road, Burkburnett, Texas. The meeting was open to the public with notice being given in compliance with the Open Meetings Act. The following Commissioners were present:

Carl Law	Mayor
Bill Lindenborn	Mayor Pro Tem
Randy Brewster	Commissioner
Frank Ducos	Commissioner
Don Hardy	Commissioner
Marguerite Love	Commissioner
Mike Tugman	Commissioner

Others present: Mike Whaley, City Manager; Trish Holley, Director of Administration; Gordon Smith, Director of Public Works; Janelle Dolan, City Clerk; Gary Robinett, Economic Development Director; Ed Stahr, Police Chief; Francene Neff, Utility Billing Supervisor; Megan January, Aquatic Manager; and Chris Eckrut, NewGen Strategies & Solutions.

Item 1. Mayor Law called the meeting to order and welcomed the visitors.

Item 2. Invocation was given by Commissioner Love.

Item 3. The Pledge of Allegiance was led by Commissioner Lindenborn.

Item 4. Consent Agenda.

- A. Approval of Minutes from January 18, 2016 Regular Meeting and January 25, 2016 Special Called Meeting

Motion was made by Commissioner Love, seconded by Commissioner Lindenborn to approve Consent Agenda 4. Motion carried unanimously.

Item 5. Mayor Law closed the meeting at 7:02 p.m. and opened the Executive Session pursuant to the Texas Open Meetings Act, Chapter 551 of the Texas Government Code; the Board of Commissioners may convene in Executive Session regarding the following:

- A. SECTION 551.072-Deliberation Regarding Real Property
  - a. Facility Assessment

Item 6. Mayor Law reconvened the regular meeting at 7:54 p.m.

Motion was made by Commissioner Ducos, seconded by Commissioner Love to give the City Manager permission to negotiate for the purchase of the properties at 124 E. 1<sup>st</sup> and 101 N. Ave B. Motion carried unanimously.

Item 7. Mike Whaley, City Manager, addressed the Mayor and Commissioners and stated Resolution Number 603 makes provisions for a bond proposition to be placed on the May ballot for the purpose of acquiring land/buildings, construction, renovation, improving and equipping police station/municipal court, and demolition of any substandard buildings. The resolution and ballot language were prepared by Norton Rose Fulbright US LLP. David Medanich, First Southwest, presented financing options to the Mayor and Commissioners.

Motion was made by Commissioner Ducos, seconded by Commissioner Love to approve Resolution Number 603 as presented.

Ayes: Commissioner Ducos

Nays: Mayor Law; Commissioners Lindenborn, Brewster, Hardy, Love, and Tugman

Motion failed

Item 8. Valerie Halverson, MWH Group, presented the final FY2015 Audit.

Motion was made by Commissioner Tugman, seconded by Commissioner Hardy to accept FY2015 audit as presented. Motion carried unanimously.

Item 9. Ordinance Number 895 was presented. Caption of same being:

AN ORDINANCE SUPERSEDING ORDINANCE NUMBER 883 OF THE CITY OF BURKBURNETT, TEXAS PRESENTLY CODIFIED AS CHAPTER 53, WATER IN THE CODE OF ORDINANCES, SPECIFYING THE EFFECTIVE DATE; DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

Mr. Whaley addressed the Mayor and Commissioners and reported staff is presenting two options for water rates. One option has residential and commercial rates as two separate rates. The second option leaves them as a combined rate. Chris Eckrut, NewGen Strategies & Solutions, addressed the Mayor and Commissioners and reviewed each option and revenue impact.

Motion was made by Commissioner Brewster, seconded by Commissioner Hardy to approve Ordinance Number 895, Option 2, with the following rate blocks.

Minimum First 2,000 Gallons	\$24.50
2,001-10,000 gallons	\$6.61 per 1,000 gallons

10,001-15,000 gallons	\$7.57 per 1,000 gallons
15,001-20,000 gallons	\$8.00 per 1,000 gallons
20,001 + gallons	\$9.00 per 1,000 gallons

Ayes: Mayor Law; Commissioners Lindenborn, Brewster, Ducos, Hardy, and Love  
 Nays: Commissioner Tugman  
 Motion carried.

Item 10. Mr. Whaley addressed the Mayor and Commissioners and discussed the following information on the Boomtown Family Aquatic Center operations:

1. Proposed 2016 Operations Calendar

(98 days, 10 – parties only)

- Opening Day – Saturday, May 28<sup>th</sup> (Memorial Day May 30<sup>th</sup>)
- Full operation until Sunday August 21<sup>st</sup>
- Parties only from August 22<sup>nd</sup>-26<sup>th</sup>, August 29<sup>th</sup> – September 2<sup>nd</sup>
- Full operation on weekends: August 27<sup>th</sup>, 28<sup>th</sup> and September 3<sup>rd</sup>, 4<sup>th</sup>
- Last Day September 5<sup>th</sup> (Labor Day)

2. Proposed Hours of Operation

- Swim Lessons 10 am-12pm
- Monday – Saturday 12pm-6pm
- Sunday 1pm-6pm
- Parties (Tuesday-Sunday) 6:30pm-8:30pm
- (Mondays) Open Night 6:00pm-8:30pm/10pm

(We are going to try extended hours of operation on Monday nights to see how well it is attended.)

3. Proposed Rates (Resolution)

- Admission \$ 5.00
- Season Pass-Single \$ 75.00
- Season Pass-Family (5) \$ 250.00
- Passbook (25 visits) \$ 100.00
- 2 hr. Party Private Party (100) \$ 325.00 (was 275.00)
- 2 hr. Semi-Private Party (50) \$ 200.00 (was 175.00)
- (NEW) Corporate Party (150) \$ 500.00 (will add 200.00 for every additional 50 people up to 400)
- Pavilion Rental Half day (3hrs) \$ 50.00
- Pavilion Rental Full day (6hrs) \$ 100.00
- Swimming Lessons \$ 45.00

Discussion was also held on sponsorships, concessions/food trucks, and advertising/marketing.

Item 11. Resolution Number 601 was presented in its entirety. A resolution amending the fees for the Burkburnett Family Aquatic Center.

Mr. Whaley addressed the Mayor and Commissioners and stated Resolution Number 601 effectively establishes the fees for the Burkburnett Family Aquatic Center. It includes the proposed changes to the party fees as well as an additional fee for corporate parties.

Motion was made by Commissioner Brewster, seconded by Commissioner Hardy to approve Resolution Number 601 as presented. Motion carried unanimously.

Item 12. Resolution Number 600 was presented in its entirety. A resolution authorizing the Texas Coalition for Affordable Power, Inc. (TCAP) to negotiate an electric supply agreement for five years for deliveries of electricity effective January 1, 2018.

Mr. Whaley addressed the Mayor and Commissioners and stated the City is a member of Texas Coalition for Affordable Power (TCAP). Resolution Number 600 gives authorization to TCAP to negotiate on the behalf of the City of Burkburnett a five year electric supply agreement which would become effective January 1, 2018 and end in 2022. Mr. Whaley stated he recommends choosing Option 1 which locks in a fixed rate not to exceed 4.1 cents per kwh.

Motion was made by Commissioner Hardy, seconded by Commissioner Lindenborn to approve Resolution Number 600 with Option 1. Motion carried unanimously.

Item 13. Gordon Smith, Director of Public Works, addressed the Mayor and Commissioners and reported Lynn Landrum and Richard Boyd, owners of the property located at 1701 Sheppard Rd. presented an application request for a Final Plat to subdivide a 10 acre tract into 7 residential lots. The property is a 10 acre tract out of Tract 1, Myers Subdivision of the west 100 acres of Block 3, Red River Valley Land, Burkburnett, Wichita County, Texas.

The property is zoned SF -6 Single Family (6,000 S.F. Lots) and will remain SF-6. Lot 1 has an existing brick home and will front Sheppard and the remaining 6 lots will front Gilbert Rd. Mr. Smith stated the plat does meet the subdivision requirements.

On February 8, 2016 staff presented the information for review to the Planning and Zoning Board which voted unanimously (4-0) in favor of approving the request.

Motion was made by Commissioner Lindenborn, seconded by Commissioner Brewster to approve the final plat to subdivide the 10 acre tract into 7 residential lots. Motion carried unanimously.

Item 14. Resolution Number 602 was presented in its entirety. A resolution ordering a general election to be held on May 7, 2016 to elect four (4) City Commissioners.

Motion was made by Commissioner Hardy, seconded by Commissioner Tugman to approve Resolution Number 602 as presented. Motion passed unanimously.

Item 15. Motion was made by Commissioner Brewster, seconded by Commissioner Tugman to approve the permit application for the 10<sup>th</sup> Annual Taste of the Town and the Lions Club to use the Community Center on April 30, 2016. Motion carried unanimously.

Item 16. Review of monthly reports.

- A. City Clerk
- B.
  - Election Update
- C. Public Works
  - TWUA Meeting – February 18, 2016

Item 17. The following addressed the Mayor and Commissioners:

- Josh Andrajack, 1109 Bluejay

Item 18. No City Manager comments.

Item 19. No Commissioner comments.

Item 20. Motion was made by Commissioner Lindenborn, seconded by Commissioner Tugman to adjourn. Motion carried unanimously.

Carl Law, Mayor

**ATTEST:**

Janelle Dolan, City Clerk