

MINUTES
BOARD OF COMMISSIONERS

The Board of Commissioners of the City of Burkburnett, Texas met in a special called meeting on Monday, November 4, 2013 at 5:30 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 Meeting Act. The following Commissioners were present:

Carl Law	Mayor
Bill Lindenborn	Mayor Pro-Tem
Josh Andrajack	Commissioner
Randy Brewster	Commissioner
Don Hardy	Commissioner
Marguerite Love	Commissioner
Michael Tugman	Commissioner

Others present: Chester Nolen, Interim City Manager; Mike Whaley, Assistant City Manager; Trish Holley, Director of Administration; Janelle Dolan, City Clerk and Ed Stahr; Police Chief.

Item 1. Mayor Law called the meeting to order.

Item 2. Invocation was given by Commissioner Tugman.

Item 3. The pledge was led by Commissioner Love.

Item 4. Chester Nolen, Interim City Manager, addressed the Mayor and Commissioners and stated the Blacksox Baseball Organization is holding its annual Hall of Fame Banquet at the Community Center on 11-23-2013. Mr. Nolen stated the event is a ticketed event and they are expecting about 150 people to attend. Mr. Nolen stated the applicants are requesting to allow the consumption of beer and wine at City facilities and are required to obtain a permit from the Board of Commissioners.

Motion was made by Commissioner Andrajack, seconded by Commissioner Tugman to approve the permit for the Blacksox Hall of Fame Banquet. Motion carried unanimously.

Mayor Law moved up Item 6.

Item 6. Mayor Law stated the Charter Review Committee was made up of 15 hard working citizens who worked on reviewing the entire Charter from January

31, 2013 through July 29, 2013. Mayor Law stated based on the summary of the review he has separated the results into three categories: 122 – no changes; 20 need City Attorney Review; and 17 changes recommended by the Committee. Mayor Law reported that the Texas Municipal League highly recommends a workshop be held by the Board of Commissioners. Mayor Law asked all Commissioners to review the summary and rank the 17 recommended changes according to importance of the change to each of the Commissioner and email results to Mr. Nolen.

The Board of Commissioners recessed at 5:37 pm at which time a Planning and Zoning meeting was held. The Board of Commissioners reconvened after that meeting and continued with Item 5.

Item 5. Ordinance Number 847 was presented in its entirety.

AN ORDINANCE SUPERSEDING ORDINANCE NUMBER 835 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. Nolen addressed the Mayor and Commissioners and stated this ordinance was put on the agenda to extend the water increases that were approved on July 15, 2013 which was to help offset the deficit experienced by loss of water sales. Mr. Nolen stated after reviewing the ordinance, consumption history, and realizing the City will be going to Stage 4 water restrictions shortly it is crucial that we continue taking steps for water conservation. Mr. Nolen provided consumption history for commercial customers to the Mayor and Board of Commissioners.

Motion made by Commissioner Andrajack, seconded by Commissioner Lindenborn to approve Ordinance Number 847 with the following changes:

In Section (A) leaving the minimum of the first 2,000 gallons at \$20.00 per month; 2,000-10,000 gallons at \$6.15 per 1,000 gallons; 10,001-20,000 gallons at \$7.15 per 1,000 gallons; and greater than 20,000 gallons at \$8.15 per 1,000 gallons.

In Section 2 it will read: This Ordinance shall take effect immediately on all bills rendered on or after December 15, 2013 and all other ordinances and resolutions and parts of thereof in conflict with any part of this Ordinance are hereby expressly repealed to the extent of such conflict. The water usage rate as detailed above will remain in effect for a period of 90 days at such time with no further action by the council, rates will revert to \$4.15 per 1,000 gallons.

Motion was made by Commissioner Andrajack, seconded by Commissioner Lindenborn to postpone action on the motion on the table until November 18th. Motion carried unanimously.

Item 7. Mayor Law closed the meeting at 6:48 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 matters:

SECTION 551.074(a)-Deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

- 1) Employment of Economic Development Director

Item 8. Mayor Law reconvened the regular meeting at 7:09 p.m. No action was taken.

Item 9. City Manager Comments.

Item 10. Council comments.

Item 11. Motion was made by Commissioner Tugman, seconded by Commissioner Lindenborn to adjourn. Motion carried unanimously.

Carl Law, Mayor

ATTEST:

Janelle Dolan, City Clerk