

MINUTES

BOARD OF COMMISSIONERS

The Board of Commissioners of the City of Burkburnett, Texas met in a regular meeting on Monday, October 21, 2013 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
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; Janelle Dolan, City Clerk and Mike Tracey, Police Chief and Ed Stahr; Lieutenant Police Department.

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

Item 2. Invocation was given by Mike Whaley, Assistant City Manager.

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

Item 4. Consent Agenda.

- A. Approval of Minutes from September 9, September 13-Special Called Meetings, September 16-Regular Meeting, and September 23, 2013 -Special Called Meeting.

Motion was made by Commissioner Brewster, seconded by Commissioner Hardy to approve Consent Agenda 4. Motion carried unanimously.

Item 5. Ordinance Number 845 was presented. Caption of same being:

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS AMENDING CHAPTER 52, SEWERS OF THE CODE OF ORDINANCES, PROVIDING AN EFFECTIVE DATE AND DECLARING AN EMERGENCY.

Motion was made by Commissioner Lindenborn, seconded by Commissioner Andrajack to approve Ordinance Number 845 as presented. Motion carried unanimously.

Item 6. Ordinance Number 846 was presented. Caption of same being:

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS, APPROVING A NEGOTIATED RESOLUTION BETWEEN THE ATMOS CITIES STEERING COMMITTEE AND ATMOS ENERGY CORP., MID-TEX DIVISION REGARDING THE COMPANY'S 2013 ANNUAL RATE REVIEW MECHANISM FILING IN ALL CITIES EXERCISING ORIGINAL JURISDICTION; DECLARING EXISTING RATES TO BE UNREASONABLE; ADOPTING TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE NEGOTIATED SETTLEMENT AND FINDING THE RATES TO BE SET BY THE ATTACHED TARIFFS TO BE JUST AND REASONABLE; REQUIRING THE COMPANY TO REIMBURSE CITIES' REASONABLE RATEMAKING EXPENSES; REPEALING CONFLICTING RESOLUTIONS OR ORDINANCES; DETERMINING THAT THIS ORDINANCE WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; ADOPTING A SAVINGS CLAUSE; DECLARING AN EFFECTIVE DATE; PROVIDING A MOST FAVORED NATIONS CLAUSE; AND REQUIRING DELIVERY OF THIS ORDINANCE TO THE COMPANY AND THE STEERING COMMITTEE'S LEGAL COUNSEL.

Motion was made by Commissioner Andrajack, seconded by Commissioner Lindenborn to approve Ordinance Number 846 as presented. Motion carried unanimously.

Item 7. Mayor Law closed the meeting at 7:13 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 Police Chief
- 2) Evaluation of City Manager

Item 8. Mayor Law reconvened the regular meeting at 7:41 p.m.

Motion was made by Commissioner Tugman, seconded by Commissioner Andrajack to accept the recommendation of the City Manager to appoint Ed Stahr as Police Chief effective 11-1-2013.

Item 9. Review of monthly reports.

A. Administration-

B. Public Works- Mike Whaley, Assistant City Manager, provided updates on the following: Well Rehab Report; Well Project/Schedule; Davey and Cemetery paving; Kiosk; Ball Field Feasibility Study; Family Aquatic Center; and Park Master Plan.

C. Public Safety- Chief Tracey thanked the Mayor and Commissioners for all their support and stated he believes they have made an excellent choice in Ed Stahr for Police Chief.

Item 10. There were no public comments.

Item 11. There was no City Manager's report.

Item 12. Commission comments.

Item 13. Motion was made by Commissioner Tugman, seconded by Commissioner Brewster to adjourn. Motion carried unanimously.

Carl Law, Mayor

ATTEST:

Janelle Dolan, City Clerk