

## ***MINUTES***

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

The Board of Commissioners of the City of Burkburnett, Texas met in a regular called meeting on Monday, April 20, 2009 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 Meeting Act. The following Commissioners were present:

Carl Law	Mayor
Mike Tugman	Mayor Pro-Tem
Charlene Lewis	Commissioner
Billy T. Elder	Commissioner
Scott Dolan	Commissioner
Jim Phillips	Commissioner
Charlie McCullough	Commissioner

Other's present were: Mike Slye, City Manager; Trish Holley, City Clerk; Dale Lewis, Director of Administration and Mike Tracey, Chief of Police.

Other's present: Scott Hogue, Rodney Roberts, Curtis Salyer, Mike Crowley, Warren Fretz, Thomas Watson, Dick Vallon, Glen Hutchinson, Nellie Dickson, Nova Dickson, Wayne Bishop, Bill Lindenborn, Jack Baber, Ted Kwas, Brenda & Donnie Shepard, Raymond & Carol Holland, Charlie Jackson, Carlene & Tim Bucchi, Trudy Thompson, Flora Holland, John McMullan, David & Teri Pickrel.

Jeff Bromley representing Burkburnett Informer Star was present.

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

Item 2. Invocation was given by Reverend Mark Simon, Pastor Jan Lee Baptist Church.

Item 3. Mayor Law reviewed the Consent Agenda Items.

A. Approval of minutes from March 16, 2009.

Motion was made by Commissioner Tugman, seconded by Commissioner Elder to approve the Consent Agenda Item 3A with correction made to Item 14. Motion carried unanimously.

Item 4. Mike Slye addressed the Commissioners. Mr. Slye introduced the following: Scott Hogue, Teri Pickrel, Rodney Roberts and Carlene Bucchi that serve on the City of Burkburnett Health and Wellness Program Committee.

Officer Scott Hogue gave an overview of the Health & Wellness to the Commissioners. Officer Hogue explained the benefits of having a health and wellness program for the employees of the City. As an incentive to the employees to participate and get fit, the committee proposes offering one “floating holiday” annually to be earned by employees who complete the requirements of the Program. The Program consists of: 1. Complete all 17-health screenings as outlined in the TML Healthy Initiatives Program; 2. A minimum of one dental checkup, to include cleaning and exam; 3. Maintain a healthy weight according to Center for Disease Control standards or your personal doctor’s direction; and lose 5% or more total body weight annually, based on the individual’s initial benchmark weight; 4. Attend at least three (3) brown bag Health & Wellness seminars sponsored by the city annually. Deadline is November 20<sup>th</sup> of each year.

After much discussion, motion was made by Commissioner Dolan, seconded by Commissioner Tugman to approve the City of Burkburnett Health and Wellness Program as presented.

Ayes: Mayor Law, Commissioners: Dolan, Tugman, McCullough, Elder and Phillips.

Nays: Commissioner Lewis

Abstained: None

Item 5. Motion was made by Commissioner Elder, seconded by Commissioner Phillips to approve the appointments of the following to serve on the Burkburnett Senior Citizen Board of Directors-Margit Bale, Don Freeman and Ruth Young. Motion carried unanimously.

Item 6. Mike Slye, City Manager presented a proposed updated City of Burkburnett Personnel Handbook. Mr. Slye stated the updated book would include the newly passed cell phone policy and the Health & Wellness Program.

Raymond Holland, 216 Dogwood requested to speak on agenda Item 6. Mr. Holland expressed concern over the Grievance Procedures in the City of Burkburnett Personnel Handbook.

After much discussion, Item 6 was tabled and no action would be taken until a City Charter review was complete.

Item 7. Mr. Slye presented the previously opened bids for the following properties:

<b>Parcel One:</b>	<b>120 ½ N Ave C</b>
Richard Bucchi	\$1,010.00
Alex Seward	\$150.00
<b>Parcel Two:</b>	<b>215 W. Williams</b>
George Bryant	\$2,231.51

Alex Seward	\$75.00
<b>Parcel Three:</b>	<b>Bishop Road</b>
Joe E. Viavattene	\$75.00
Alex Seward	\$200.00
<b>Parcel Four:</b>	<b>Freeman</b>
Alex Seward	\$150.00
<b>Parcel Five:</b>	<b>407 W. 5<sup>th</sup></b>
Alex Seward	\$200.00
<b>Parcel Six:</b>	<b>W. 5th</b>
Alex Seward	\$200.00
<b>Parcel Seven :</b>	<b>W. 6th</b>
Alex Seward	\$200.00

Dale Lewis, Director of Administration stated that one bid had met the minimum bid requirement according the City Tax Attorney Jeanmarie Baer. Commissioner Elder requested city staff look into negotiating with the bidders to see if they are interested in meeting the minimum bid amount.

Motion was made by Commissioner McCullough, seconded by Commissioner Phillips to accept the bid from George Bryant in the amount of \$2,231.51 for Parcel Two: 215 W. Williams and reject the other bids.

Ayes: Mayor Law, Commissioners: McCullough, Phillips, Tugman, Lewis and Dolan.

Nays: None

Abstained: Commissioner Elder

Item 8. Motion was made by Commissioner Elder, seconded by Commissioner Tugman to approve the City of Burkburnett Website software service agreement with Revize for \$150.00 per month and a one-time fee of \$1,800.00. Motion carried unanimously.

Item 9. Mayor Law closed the regular meeting and opened the “Public Hearing” for the demolition/condemnation hearings on the following properties at 7:59 p.m.

- A. 510 Davy Drive, Lots 3 & 4, Block 1, Ward Addition
- B. 640 E. Third Street, (all structures) Lots 14, 15, 16 & E 20’ of Lot 17, Block 1, Cannon Addition and 150’x196’, Block 20, Outer Blocks.

Dale Lewis, Director of Administration addressed the Commissioners. Mr. Lewis stated all legal notifications and requirements had been met with no response from the current owners.

Item 10. Mayor Law closed the “Public Hearing” and re-opened the regular Commissioners meeting at 8:05 p.m.

Item 11. Motion was made by Commissioner Lewis, seconded by Commissioner McCullough to approve the demolition/condemnation of the following properties. Motion carried unanimously.

- A. 510 Davy Drive, Lots 3 & 4, Block 1, Ward Addition
- B. 640 E. Third Street, (all structures) Lots 14, 15, 16 & E 20’ of Lot 17, Block 1, Cannon Addition and 150’x196’, Block 20, Outer Blocks.

Item 12. The Commissioners reviewed the monthly reports.

Item 13. Personal Audience Comments to Commissioners/Comments on Agenda Items.

No requests.

Item 14. City Manager’s report.

- A. Mr. Slye reported a City/County Auction would be held on May 2<sup>nd</sup> at 10:00 a.m. at the old light plant.
- B. Hazardous Waste Collection Program-Mr. Slye stated the city is currently working on scheduling a date for the collection of hazardous waste.
- C. TML IEBP Health Board Meeting. Mr. Slye reported he would be out of the office May 6<sup>th</sup> – 9<sup>th</sup> to attend the meeting.
- D. Street Bond Program Update-Mr. Slye stated College is complete and at the May meeting we hope to award the bid for the Cropper/Kramer project.
- E. Newsletters were mailed out last week with the summer schedule for movies, pool information, public safety tips, 4<sup>th</sup> of July celebration activities and much more items of interest.
- F. Legislative update. Mr. Slye stated he attended a legislative update session and there are 7500 new bills that have been filed.

Mr. Slye reported last Friday, due to a power surge/source, a valve failed on the million-gallon storage tank that resulted in structural damage. An insurance adjuster inspected the tank and has submitted a claim to our insurance company. The city notified TCEQ and is looking for a contractor to get started on repairs.

Item 15. Council discussion.

Commissioner Lewis thanked the visitors for coming tonight and stated she was in Nocona last week and after seeing their city, streets and more, how proud she is to live in Burkburnett and thanked Mike and the staff for the good job they do.

Commissioner Tugman asked if the city would ever have a day set aside for tire disposal or check with Jeff Watts with IESI and see if they have any re-cycling programs. Commissioner Tugman also asked about the water lines being laid behind Hayes General Store. Mr. Slye reported they are 65-70% through with the water lines. Commissioner Tugman thanked the Health & Wellness Committee for their work creating this program. Commissioner Tugman reported today was his Aunt Jean's Birthday and told her he would mention it at the meeting tonight.

Commissioner Phillips thanked those that came tonight and reminded everyone Early Voting starts on Monday, April 27<sup>th</sup>.

Commissioner Elder asked if the Cardinal Software was up and running. Chief Tracey reported it is completely installed and everyone is learning how to operate it.

Commissioner McCullough thanked the visitors for coming and reported he had seen the water storage tank overflowing and he was glad no more damage was done to it, could have been worse.

Mayor Law thanked Mr. Holland for his participation in the meeting.

Item 16. Motion was made by Commissioner Tugman, seconded by Commissioner Dolan to adjourn. Motion carried unanimously.

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Carl Law, Mayor

**ATTEST:**

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Trish Holley, City Clerk