

## ***MINUTES***

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

The Board of Commissioners of the City of Burkburnett, Texas met in a special called meeting on Tuesday, May 13, 2008 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:

Lee Potts	Mayor
Mike Tugman	Commissioner
Charlene Lewis	Commissioner
Billy T. Elder	Commissioner
Scott Dolan	Commissioner
Carl Law	Commissioner

Commissioner Jim Phillips was absent.

Other's present were: Mike Slye, City Manager; Trish Holley, City Clerk; Dale Lewis, Director of Administration; Michael Whaley, Director of Public Works; Kelly Bolen, BDC Director and Jerrie Sowards representing Representative David Farabee.

Local residents: Patty McCullough, Ted Kwas, Bob Franklin, Eloise Law and Cindy Guinn.

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

Item 2. Invocation was given by Commissioner Elder.

Item 3. Mayor Potts reviewed the items under the Consent Agenda.

- A. Approve Burkburnett Trails & Tales application for the Community Center, May 17, 2008.
- B. Budget amendment-Maintenance of Building Water Wells (\$5,000)-\$18,000; Maintenance of Landfill (\$1,200)-\$5,000; EMT Maintenance of Vehicle/Equipment (\$2,500)-\$5,000; Professional Services (\$31,000)-\$35,000 and Maintenance of Office Equipment (\$548.00)-\$1,500.00

Motion was made by Commissioner Tugman, seconded by Commissioner Lewis to approve Consent Agenda Items 3 A- B. Motion carried unanimously.

Item 4. Motion was made by Commissioner Elder, seconded by Commissioner Law to approve drainage change order for Preston Road Reconstruction in the amount of \$55,624.60. Motion carried unanimously.

Item 5. The Commissioners canvassed the election returns for the Municipal Election held on May 10, 2008.

Item 6. Resolution Number 433 was presented in its entirety.

RESOLUTION NUMBER 433  
RESOLUTION CANVASSING ELECTION RETURNS

On this the 13<sup>th</sup> day of May 2008, the City Commissioners of the City of Burkburnett, Texas convened in a special session open to the public at the regular meeting place thereof with the following members present, to wit:

Lee Potts	Mayor
Michael R. Tugman	Commissioner
Charlene Lewis	Commissioner
Billy T. Elder	Commissioner
Scott Dolan	Commissioner
Carl Law	Commissioner

Commissioner Jim Phillips was absent.

Mike Slye	City Manager
Trish Holley	City Clerk

There came to be considered the returns of an election held on the 10<sup>th</sup> day of May, 2008, for the purpose of electing the herein after named officials, and it appearing from said returns, duly and legally made, that there were cast at said election 484 valid and legal votes; that each of the candidates in said election received the following votes:

	Early		Total
Scott Dolan	104	137	241
Natalia Lucci'	41	90	131
Charlene Lewis	146	152	288
Michael R. Tugman	123	140	263
Charlie McCullough	164	191	355
Theophile (Ted) Kwas	101	131	232

Therefore, be it resolved by the Board of Commissioners of the City of Burkburnett, Texas that said election was duly called, that said notice of election was given in accordance with law, and the election was held in accordance with law, and that Charlie McCullough, Charlene Lewis, Michael R. Tugman and Scott Dolan were duly elected Commissioners of said City at said election.

Said above named parties are hereby declared duly elected to said respective offices, subject to the taking of their oaths as provided by the laws of the State of Texas.

It is further found and determined that in accordance with the order of this governing body, the City Secretary posted written notice of the date, place and subject of this meeting on the glass front door facing the outside located in the City Hall, a place convenient and readily accessible to the General Public, and said notice having been so posted and remaining posted continuously for at least 72 hours preceding the scheduled time of meeting.

Passed and approved this 13<sup>th</sup> day of May 2008.

**ATTEST:**

\_\_\_\_\_  
Lee Potts, Mayor

\_\_\_\_\_  
Trish Holley, City Clerk

Motion was made by Commissioner Elder, seconded by Commissioner Dolan to approve Resolution Number 433 as presented. Motion carried unanimously.

Item 7. The Oath of Office was administered to Charlie McCullough, Charlene Lewis, Michael Tugman and Scott Dolan by City Clerk/Public Notary Trish Holley.

Item 8. Mayor Potts opened the floor for nominations of Mayor for the ensuing year in compliance with Article 4, Section 7 of the City Charter.

Commissioner Elder nominated Commissioner Carl Law to serve as Mayor for the ensuing year, seconded by Commissioner Lewis.

No other nominations were on the floor, motion carried unanimously.

Item 9. Mayor Potts opened the floor for nominations of Mayor Pro-Tem for the ensuing year in compliance with Article 4, Section 7 of the City Charter.

Commissioner Elder nominated Commissioner Michael Tugman to serve as Mayor Pro-Tem for the ensuing year, seconded by Commissioner Lewis.

No other nominations were on the floor, motion carried unanimously.

Item 10. Resolution Number 434 was presented in its entirety by Mayor Pro-Tem Michael Tugman to Mayor Lee Potts.

A blanket featuring the city flag and the resolution of gratitude for serving as a Commissioner and Mayor for twenty-three years was presented to Mayor Potts. A standing ovation was given to Mayor Lee Potts.

A letter of appreciation was presented to Mayor Potts by Jerrie Sowards on behalf of Representative David Farabee.

Item 11. Mike Slye, City Manager addressed the Commissioners. Mr. Slye reported the budget meeting that had been previously scheduled would be postponed to a later date.

Mr. Slye reported this years 4<sup>th</sup> of July events will take place at Sheppard Air Force Base and will feature "Tops in Blue".

Mr. Slye congratulated Mayor Potts for his many years of service and welcomed the new mayor-Carl Law and new Commissioner Charlie McCullough.

Item 12. Mayor Pro-Tem Tugman welcomed Commissioner McCullough to the board and look forward in working with him and Mayor Law. Commissioner Tugman thanked Mayor Potts for his many years of service to the city.

Commissioner Lewis welcomed Commissioner McCullough and look forward to working with Mayor Law.

Commissioner Dolan congratulated Mayor Law and welcomed Commissioner McCullough.

Commissioner Elder stated he hated to see Mayor Potts leave after 23 years and welcomed Commissioner McCullough.

Commissioner McCullough stated he was glad to be here and would do all he can to represent the citizens and help move the City forward in working with Mayor Law.

Mayor Law stated he had enjoyed working with Mayor Potts and look forward to working with Commissioner McCullough and the other Commissioners.

Item 13. Motion was made by Commissioner Dolan, seconded by Commissioner Lewis to adjourn. Motion carried unanimously.

---

Carl Law, Mayor

**ATTEST:**

---

Trish Holley, City Clerk