

MINUTES

BOARD OF COMMISSIONERS

The Board of Commissioners of the City of Burkburnett, Texas met in a regular called meeting on Monday, May 19, 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:

Carl Law	Mayor
Mike Tugman	Commissioner
Charlene Lewis	Commissioner
Scott Dolan	Commissioner
Jim Phillips	Commissioner

Commissioners Billy T. Elder and Charlie McCullough were absent.

Other's present were: Mike Slye, City Manager; Trish Holley, City Clerk; Dale Lewis, Director of Administration; Michael Whaley, Director of Public Works; Mike Tracey, Chief of Police; Officer Raymond Holland and David Medanich representing First Southwest Bank.

Local residents attending: W.L. Bunton, P.E. Bunton, Peter Couture, Michael Bunton, Curtis Salyer, Thomas Watson, Cathy & Dennis Brown, Flora Holland, Jack Baber, Brenda & Donnie Shepard, Scott Vaughn, Jimmy Morgan, Kathy Dickey, Charlie Mansack, Jennifer Back, Kelly Brown, Linda Dudenhoeffer, Mitzi Bussey, Ed Wood, Dee Wood, Lisa Dunford and Jake Paris. Many other citizens had signed in but the names were not legible.

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

Item 2. Commissioner Phillips gave the invocation.

Item 3. Citizens/Visitors Comments to Commissioners.

Peter Couture, 111 S. Berry. Mr. Couture addressed the Commissioners regarding a complaint of misconduct discussed at the last commissioners meeting.

Mitzi Bussey, 908 S. Berry. Ms. Bussey complained about a 9-1-1-response call.

Item 4. Mayor Law reviewed the items under the Consent Agenda.

A. Approval of minutes from April 21 and April 28, 2008.

Motion was made by Commissioner Tugman, seconded by Commissioner Lewis to approve Consent Agenda Item 4-A. Motion carried unanimously

Item 5. Ordinance Number 751 was presented. Caption of same being:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF "CITY OF BURKBURNETT, TEXAS, GENERAL OBLIGATION BONDS, SERIES 2008"; SPECIFYING THE TERMS AND FEATURES OF SAID BONDS; LEVYING A CONTINUING DIRECT ANNUAL AD VALOREM TAX FOR THE PAYMENT OF SAID BONDS; AND RESOLVING OTHER MATTERS INCIDENT AND RELATED TO THE ISSUANCE, SALE, PAYMENT AND DELIVERY OF SAID BONDS, INCLUDING THE APPROVAL AND EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT AND A PURCHASE LETTER; AND PROVIDING AN EFFECTIVE DATE.

David Medanich with First Southwest addressed the Commissioners. Mr. Medanich stated 4 bids were submitted for the \$3,375,000.00 bonds as follows:

Bank of America	3.8200%
Regions Bank	3.9998%
Frost Bank	4.2000%
TIB-The Independent Bank	4.7000%

Motion was made by Commissioner Dolan, seconded by Commissioner Tugman to approve Ordinance Number 751 as presented and the bid from Bank of America at 3.8200% for the issuance of \$3,375,000.00 general obligation bonds. Motion carried unanimously.

Item 6. Motion was made by Commissioner Lewis, seconded by Commissioner Phillips to approve a final plat, Lot 2, Block 2, Roller Estates. Motion carried unanimously.

Item 7. Resolution Number 435 was presented. A resolution authorizing the participation in a tobacco compliance grant application.

Motion was made by Commissioner Tugman, seconded by Commissioner Lewis to approve Resolution Number 435 as presented. Motion carried unanimously.

Item 8. Motion was made by Commissioner Phillips, seconded by Commissioner Dolan to approve the re-appointments of the following for the Zoning Board of Adjustment for a two-year term: Mickey Cornelius, Barney Fudge, Bob Parker and Glenn Whaley (alternate). Motion carried unanimously.

Item 9. Motion was made by Commissioner Tugman, seconded by Commissioner Charlene Lewis to approve the re-appointments of the following for the Planning &

Zoning Commission for a three-year term: Billy Ray Mize and Jerry Coker. Motion carried unanimously.

Item 10. Ordinance Number 750 was presented in its entirety. Caption of same being:

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS AMENDING THE EXISTING GAS FRANCHISE BETWEEN THE CITY AND ATMOS ENERGY CORPORATION TO PROVIDE FOR A DIFFERENT CONSIDERATION; PROVIDING AN EFFECTIVE DATE; PROVIDING FOR ACCEPTANCE BY ATMOS ENERGY CORPORATION; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

Motion was made by Commissioner Lewis, seconded by Commissioner Tugman to approve Ordinance Number 750 as presented. Motion carried unanimously.

Item 11. The Commissioners reviewed the monthly reports.

Item 12. Mike Slye, City Manager addressed the Commissioners. Mr. Slye reported the budget workshop is scheduled for July 24th.

Mr. Slye reported two ordinances are being drafted concerning the bulk trash pickup and front yard parking. These ordinances will be presented to you at a later date.

Mr. Slye stated Preston Road is ready to be seal coated with possible overlay next week.

In closing, Mr. Slye stated City Hall would be closed on the 26th, and that on the 28th he would be in Austin for a health board meeting and a visit with TCEQ regarding Wild Horse Creek and that everyone is invited to the Open House/Grand Opening of the Burk Residences on May 29th.

Item 13. Commissioner Dolan stated he has been on the council for three years and this has been the largest crowd. Commissioner Dolan asked to see a show of hands of who was hear due to the police department.

Commissioner Lewis thanked the visitors for coming and stated to Ms. Bussey that she was aware of the 9-1-1 call and new the facts regarding the call made to a home in her neighborhood.

Commissioner Tugman welcomed the visitors and asked that the 9-1-1 call Ms. Bussey was referring to be investigated.

Commissioner Phillips thanked the visitors for coming and to be prepared for the summer with little children being out and about. Commissioner Phillips stated his grandson was almost hit by a car, just be cautious now that summer is here.

Mayor Law stated that two Commissioners serve on the Burkburnett Development Corporation. Mayor Law has asked that Commissioner Lewis and Commissioner McCullough represent the City as voting members. Mayor Law stated at the next meeting he would make the Council Committee appointments and thanked the visitors for coming tonight.

Item 14. Motion was made Commissioner Lewis, seconded by Commissioner Tugman to adjourn. Motion carried unanimously.

Carl Law, Mayor

ATTEST:

Trish Holley, City Clerk