

MINUTES

BOARD OF COMMISSIONERS

The Board of Commissioners of the City of Burkburnett, Texas met in a regular called meeting on Monday, November 16, 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	Commissioner
Charlene Lewis	Commissioner
Scott Dolan	Commissioner
Bill Lindenborn	Commissioner
Ted Kwas	Commissioner
Arnold Wells	Commissioner

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

Other's present: Chase Thornton, Matt Patterson, Mike Crowley, Warren Fretz, Jack Baber, Brian Smith, Cindy Guinn, Nancy Wells, Thomas Watson, Dick Vallon, Glen Hutchinson, W.L. Bunton, Michael Bunton.

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 Mike Whaley, Director of Public Works.

Item 3. The Pledge of Allegiance was led by Mayor Law.

Item 4. Consent Agenda.

A. Approval of minutes from October 19, 2009.

Motion was made by Commissioner Dolan, seconded by Commissioner Lindenborn to approve Consent Agenda Item 4A. Motion carried unanimously.

Item 5. Motion was made by Commissioner Tugman, seconded by Commissioner Lindenborn to approve River Creek Golf Course Contract for the next three years.
Ayes: Mayor Law, Commissioners: Tugman, Lindenborn, Kwas, Lewis and Dolan
Nays: Commissioner Wells
Abstained: None

Item 6. Mayor Law closed the regular meeting and opened the “Public Hearing” to discuss City Charter Articles at 7:31 p.m.

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| A. Control and Improvement of Streets | Art. III, Section 11 |
| B. Election Process | Art. IV, Section 2 |
| C. Vacancies in Office | Art. IV, Section 6 |
| D. Election of Mayor | Art. IV, Section 7 |

Item 7. Mayor Law closed the “Public Hearing” and re-opened the Commissioners meeting at 7:58 p.m.

Item 8. Potential Change to Control and Improvement of Streets, Art. III, Section 11.

Motion was made by Commissioners Wells, seconded by Commissioner Tugman to have a proposition on a future ballot to include language giving the city the flexibility in assisting the railroad company in making repairs if the city had extra monies and/or enter into a public/private partnership in helping with the maintenance of the railway crossing.

Ayes: Mayor Law, Commissioners Wells, Tugman, Lindenborn, Dolan
Nays: Commissioners Lewis and Kwas
Abstained: None

Item 9. Potential Change to the Election Process, Art. IV, Section 2.

Charlie Jackson, 1118 Bishop Road, Burkburnett, stated he does not think everyone in Burkburnett likes the election process.

Died to lack of a motion.

Item 10. Potential change to Vacancies in Office, Art. IV, Section 6.

After much discussion, motion was made by Commissioner Dolan, seconded by Commissioner Tugman to defer this item until city attorney can provide more information on the language that is currently in Article IV, Section 6. Motion carried unanimously.

Item 11. Potential change to Election of Mayor, Art. IV, Section 7.

Died to lack of a motion.

Item 12. Motion was made by Commissioner Tugman, seconded by Commissioner Lewis to table filling an appointment to fill a vacancy on the Burkburnett Housing Finance Corporation Board. Motion carried unanimously
Item 13. The Commissioners reviewed the monthly reports.

Item 14. Personal Audience Comments to Commissioners/Comments on Agenda Items. None.

Item 15. City Manager's report.

- A. Mr. Slye reported City offices will be closed on Thursday and Friday for the Thanksgiving Holiday.
- B. Mr. Slye stated Jay Cantrell is still researching what the city can and can't do regarding the million gallon tank repair bids, if the city can't award by November 25th, will ask for all bids to be rejected and will start the bidding process over.
- C. Mr. Slye stated that he and Mr. Whaley attended a Regional Transportation Authority meeting made up of 4 Indian Tribes, City of Wichita Falls, City of Lawton, Randlett, Walters and Burkburnett about trying to accomplish a regional public transportation system between Wichita Falls and Medicine Park. More information will come.

Item 16. Council comments.

Commissioner Dolan thanked everyone for coming tonight and stated that it takes time to work on the Charter; I wish Charlie Jackson was still here because he mentioned that we (Commissioners) all live on the same side of town and don't represent the entire city, well I grew up on Shady Lane, I still own family property there and I take offense when people say we are not representing the entire city, because that is not true.

Commissioner Lewis stated she also wanted to address that. That when she first ran, she heard that the Commissioners were having BBQ's over the back yard fences, which wasn't true; I went to the Library and searched the history files on who had ran in elections and found that it was people from all parts of the city, not just certain areas. Commissioner Lewis asked if we had a new lady police officer and Chief Tracey responded by stating yes and that we that currently have 18 full time police officers, we are allocated 19.

Commissioner Kwas thanked everyone for attending.

Mayor Law thanked everyone for attending and asked for a motion to adjourn. Commissioner Lewis asked if she could ask what this drawing was for. Mr. Slye stated it is an idea for a sign to be placed at the corner of Cropper and Ameron Road, right now; it's a concept that will be presented to the Burkburnett Development Corporation to see if they would like to participate in the costs associated with the new Welcome to Burkburnett sign.

Item 15. Motion was made by Commissioner Dolan, seconded by Commissioner Lewis to adjourn. Motion carried unanimously.

Carl Law, Mayor

ATTEST:

Trish Holley, City Clerk