

MINUTES

BOARD OF COMMISSIONERS

The Board of Commissioners of the City of Burkburnett, Texas met in a special called meeting on Wednesday, November 25, 2009 at noon 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
Michael Tugman	Commissioner
Charlene Lewis	Commissioner
Scott Dolan	Commissioner
Ted Kwas	Commissioner
Arnold Wells	Commissioner

Commissioner Lindenborn was absent.

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

Other's present: Michael Bunton, W. L. Bunton, Glen Hutchinson, Chase Thornton and Raymond Holland.

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

Item 2. Invocation was given by Mayor Carl Law.

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

Item 4. Motion was made by Commissioner Tugman, seconded by Commissioner Kwas to accept the staff recommendation to reject all bids and to rebid the project for the repairs on the Million Gallon Storage Tank with the Notice of Bid to include discretion in the awarding of the contract/bid. Motion carried unanimously.

Item 5. Discuss and take no action on the following City Charter Articles:

<u>TOPIC</u>	<u>REFERENCE</u>
A. Vacancies in Office	Art. IV, Section 6

The Commissioners discussed the language in this section. City staff found the publishing company codified the language incorrectly from the charter election in 2002. It should read “that two or more vacancies occur at the same time”. The Commissioners felt the correction should be made to reflect what was voted for in 2002. Also, the language reflects “that at least three members participating in the election”; the Commissioners felt that when the charter was written, only 5 Commissioners were on the board in which three (3) made a quorum, now the board consists of seven (7) members in which a quorum is four (4), since the Charter in other sections refer to four members, the language should be cleaned up to reflect the proper number that constitutes a quorum.

B. Compensation of Commissioners Art. IV, Section 9

The Commissioners discussed their pay which is \$10.00 per month. The original charter states their compensation for their services is five dollars per meeting, but no more than \$125.00 per year. At one point, the Commissioners starting meeting one time a month, and that is where the \$10.00 per month started.

C. Duties of Mayor Art. IV, Section 12

The Commissioners discussed the duties of Mayor. The charter states that the Mayor shall sign all contracts. The discussion included whether if the Mayor by means of a resolution shall have a designee to act on his behalf. The City Manager stated as the Charter reads today, it means for every Community Center agreement, pavilion/amphitheater agreement, outside city water agreement, the Mayor would have to come in and sign the agreements.

Mr. Slye stated that all major projects, contracts, anything that requires Commissioner Approval are presented to this board before documents are signed. Many times in the form of a resolution it has stated the Mayor has authority or his designee to sign documents.

Item 6. City Manager’s report. No report was given due to time schedules.

Item 7. Council comments. No comments were given due to time schedules.

Item 8. Motion was made by Commissioner Tugman, seconded by Commissioner Wells to adjourn.

Ayes: Mayor Law, Commissioners: Tugman, Wells, Lewis, Dolan

Nays: None

Abstained: Commissioner Kwas

Carl Law, Mayor

ATTEST:

Trish Holley, City Clerk