

MINUTES

BOARD OF COMMISSIONERS

The Board of Commissioners of the City of Burkburnett, Texas met in a special called meeting on Monday, September 8, 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	Mayor Pro-Tem
Billy T. Elder	Commissioner
Charlene Lewis	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; Mike Tracey, Chief of Police and Jay Cantrell, City Attorney.

Other's present: Flora Holland, Charlie Jackson, Nora Keenel, Clay Gahagan, Michael Bunton, Bill Lindenborn, Wade Medberry, Glen Hutchinson, Dick Vallon, John Reinke, Carol Holland, Susan Disney, Kelly Bolen, Cindy Giles, Zachary Leonard, Tracey Cissell, John Hopkins, Jaime Simmons, Cara Simmons, Peter Couture, Ted Kwas, Scott & Lahoma Vaughn, Curtis Salyer, Julie Alaniz, Jeff Krc, Donnie Shepard, Raymond Holland and William Smith.

Jeff Bromley, representing Burkburnett Informer Star was present.

Item 1. Mayor Law called the meeting to order.

Item 2. Commissioner McCullough gave the invocation.

Item 3. Mayor Law closed the regular meeting and opened the "Budget Hearing" to discuss the Fiscal Year 2009 Operating Budget at 7:01 p.m.

Mike Slye, City Manager addressed the Commissioners and visitors. Mr. Slye presented an overview of the proposed 2009 Operating Budget. Mr. Slye presented each fund that includes the General & Garbage, Water & Sewer, Interest & Sinking, Capital Improvements, Hotel Occupancy Fund and the Tax Increment Financing Fund.

Mr. Slye stated the proposed tax rate for the Fiscal Year 2009 Budget is \$.573951 per one hundred dollars.

Item 4. Mayor Law closed the “Budget Hearing” and reopened the regular meeting at 7:35 p.m.

Item 5. Ordinance Number 752 was presented in its entirety. Caption of same being:

AN ORDINANCE AMENDING ORDINANCE NUMBER 737 OF THE CITY OF BURKBURNETT, TEXAS PRESENTLY CODIFIED AS CHAPTER 50, GARBAGE AND REFUSE IN THE CODE OF ORDINANCES, SPECIFYING THE EFFECTIVE DATE; DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

Motion was made by Commissioner Elder, seconded by Commissioner Tugman to approve Ordinance Number 752 as presented. Motion carried unanimously.

Item 6. Motion was made by Commissioner Elder, seconded by Commissioner Lewis to approve the election of incumbents to the Texas Municipal League IRP Board of Representatives. Motion carried unanimously.

Item 7. Resolution Number 441 was presented in its entirety. A resolution authorizing the City to enter into an economic development contract with Habitat for Humanity of Wichita Falls, Inc. to develop a certain tract of land located inside the city limits of Burkburnett.

Motion was made by Commissioner Dolan, seconded by Commissioner Lewis to approve Resolution Number 441 as presented. Motion carried unanimously.

Item 8. Motion was made by Commissioner Elder, seconded by Commissioner Phillips to approve final plat, Lot 9A, Block 36, Original Townsite. Motion carried unanimously.

Item 9. Mayor Law recessed to “Executive Session” pursuant to Section 551.074(a)1- Personnel Matters of the Texas Government Code to discuss disciplinary measures taken by Mike Slye, City Manager to wit: Officer Raymond Holland at 7:58 p.m. Officer Holland requested the session be held in open public forum requiring no “Executive Session”.

Commissioner Lewis asked Mr. Slye to review what happened leading to the disciplinary actions administered to Officer Holland. Mr. Slye briefly addressed the Commissioners regarding the issues and timeline leading up to the disciplinary actions.

Officer Raymond Holland addressed the Commissioners. Officer Holland stated he had lied and was sorry.

Item 10. At 8:16, Motion was made by Commissioner Lewis, seconded by Commissioner McCullough to delay any decisions tonight on this item. Mayor Law stated it would take a majority vote for this to pass.

Ayes: Commissioners: Lewis, McCullough

Nays: Mayor Law, Commissioners: Elder, Phillips, Tugman and Dolan

Abstained: none

Item 11. Mike Slye, City Manager addressed the Commissioners. Mr. Slye reported at the next regular Commissioner meeting, the sealed bids for the College Street reconstruction would be presented and the boxes for the Pawhuska Bridge will be in at the end of the week and should be able to start moving forward with the repair.

Item 12. Commissioner Dolan thanked the visitors for coming, and stated he is ready for some of these issues to be over with, he is not happy with the outcome but is ready to move forward.

Commissioner Lewis thanked the Commissioners for listening to her. She stated she believes the police department issues are not right.

Commissioner Tugman stated the Business Expo was a success. He thanked those that participated in the show and for those attending tonight.

Commissioner McCullough stated the Saturday Business Expo was indeed a success with 43 vendors. Commissioner McCullough thanked city staff that helped that day and thanked those that came tonight. Commissioner McCullough stated not everyone can always agree, but can remain friends.

Commissioner Phillips thanked those that came tonight.

Mayor Law stated he appreciated the visitors for coming tonight and for the other Commissioners input.

Item 13. Motion was made by Commissioner Tugman, seconded by Commissioner Elder to adjourn. Motion carried unanimously.

Carl Law, Mayor

ATTEST:

Trish Holley, City Clerk