

MINUTES

BOARD OF COMMISSIONERS

The Board of Commissioners of the City of Burkburnett, Texas, met in a Special-Called Meeting on Friday, January 3, 2020, at noon at City Hall-Council Chambers, 501 Sheppard Road, Burkburnett, Texas. The meeting was open to the public, with notice being given in compliance with the Open Meetings Act. The following Commissioners were present:

Carl Law	Mayor
Marguerite Love	Mayor Pro-Tem
Josh Andrajack	Commissioner
Randy Brewster	Commissioner
Ted Kwas	Commissioner
Bill Lindenborn	Commissioner

Commissioner Duff was absent.

Others present were Lawrence Cutrone, City Manager; Richard Gordon, Executive Director of Burkburnett Development Corporation and Director of Planning; Fred Tillman, Chief of Police; Sarah Culp, Executive Assistant; and Margie Poole, City Clerk.

ITEM 1. CALL MEETING TO ORDER: MAYOR CARL LAW

Mayor Law called the meeting to order at noon.

ITEM 2. INVOCATION

Commissioner Andrajack gave the invocation.

ITEM 3. PLEDGE OF ALLEGIANCE

Commissioner Lindenborn led the Pledge of Allegiance.

ITEM 4. CONSENT AGENDA

- A. Approval of the minutes from December 16, 2019 meeting and December 20, 2019, Special Called Meeting.

Mayor Pro-Tem Love made a motion, seconded by Commissioner Kwas, to approve the Consent Agenda for December 16, 2019 meeting and December 20, 2019, Special Called Meeting. Motion carried unanimously.

ITEM 4A. PERSONAL/AUDIENCE COMMENTS

There were no comments from the audience.

ITEM 5. Discuss and take any action necessary on Ordinance 960.

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS, AMENDING ORDINANCE #589 ZONING ORDINANCE BY AMENDING SECTION 24 PD -- PLANNED DEVELOPMENT OVERLAY DISTRICT; PROVIDING FOR THE REPEAL OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Mr. Richard Gordon, Director of Planning, addressed the Mayor and Commissioners, stating that Section 24 pertains to Planned Development Overlay Districts. Section 24.2 Subsection B requires that lot sizes be no smaller than the base zoning district in the R1 Zone (40 feet wide x 100 feet deep (4000 square feet)). Section 24.3 subsection D requires that a Planned Development Overlay District be a minimum of 10 acres in size. Eliminating these two subsections would create more flexibility to address specific needs that arise for both residential and commercial development. These changes apply only to the Planned Development Overlay Districts and are needed to allow for townhome construction, which may be sold as single-family dwellings with legal platted lots.

Commissioner Andrajack made a motion, seconded by Commissioner Lindenborn, to approve Ordinance 960. Motion carried unanimously.

ITEM 6. Discuss and take any action necessary on Concept Plan for Planned Development Overlay District (PD-1) at 606-612 North Avenue C, Burkburnett, Texas. Legal Description: Lots 5, 6, 7, and 8 BLK 20, Original Townsite Burkburnett.

Commissioner Andrajack made a motion, seconded by Commissioner Lindenborn, to approve Concept Plan for Planned Development Overlay District (PD-1) at 606-612 North Avenue C, Burkburnett, Texas. Motion carried unanimously

ITEM 7. Discuss and take any action necessary on Concept Plan for Planned Development Overlay District (PD-2) at 434-438 West College and 411-413 Buckner St, Burkburnett, Texas. Legal Description: 90x218'BLK2 Buckner, 55x218'BLK2 Buckner, W55x218'BLK2 Buckner, 50x150'BLK2 Buckner, and 50x150' of Lot 1 BLK2 Buckner.

Commissioner Brewster made a motion, seconded by Commissioner Andrajack, to approve Concept Plan for Planned Development Overlay District (PD-2) at 434-438 West College and 411-413 Buckner St, Burkburnett, Texas. Motion carried unanimously

ITEM 8. Discuss and take any action necessary on Ordinance 961.

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS, AMENDING THE CITY OF BURKBURNETT ZONING ORDINANCE BY CREATING A PLANNED DEVELOPMENT OVERLAY DISTRICT AT 606-612 NORTH AVENUE C; MAKING FINDINGS OF FACT; PROVIDING FOR REPEAL OF PORTIONS OF ORDINANCES IN CONFLICT AND PROVIDING FOR RELATED MATTERS.

Commissioner Andrajack made a motion, seconded by Mayor Pro-Tem Love, to approve Ordinance 961. Motion carried unanimously.

ITEM 9. Discuss and take any action necessary on Ordinance 962.

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS, AMENDING THE CITY OF BURKBURNETT ZONING ORDINANCE BY CREATING A PLANNED DEVELOPMENT OVERLAY DISTRICT AT 434-438 WEST COLLEGE AND 411-413 BUCKNER STREET; MAKING FINDINGS OF FACT; PROVIDING FOR REPEAL OF PORTIONS OF ORDINANCES IN CONFLICT AND PROVIDING FOR RELATED MATTERS.

Commissioner Brewster made a motion, seconded by Commissioner Lindenborn, to approve Ordinance 962. Motion carried unanimously.

ITEM 10. Discuss and take any action on Ordinance 963 (community center - increase in rental fees, security, and sale of alcohol).

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 97: PARKS AND RECREATION; REGARDING THE USE OF THE COMMUNITY CENTER INCLUDING THE REGULATION OF ALCOHOL AND THE SALE OF MERCHANDISE; PROVIDING FOR THE REPEAL OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SAVINGS CLAUSE, AND PROVIDING AN EFFECTIVE DATE.

Mr. Lawrence Cutrone, City Manager, addressed the Mayor and Commissioners, stating that this ordinance will serve as an amendment to Chapter 97 of the City's Code of Ordinances. It will repeal the provision for approval by the Board of Commissioners for the allowance of alcohol and sales at public events in the Community Center, thus matching the existing requirements with City Manager review at private events. Staff will also request permission for a price increase of the rental charges from the Board of Commissioners. Staff is also requesting permission for an update to the police officer requirement provision for events at the Community Center.

Commissioner Andrajack requested increasing the hourly rate so that if rented for five hours, the cost would be the same as the half-day rental (\$40 per hour for the auditorium and \$30 per hour for the small meeting room).

Commissioner Andrajack made a motion, seconded by Commissioner Brewster, to adopt Ordinance 963 with the edits under Section 97.38 (A) changing the hourly rate to \$40 and 97.38 (B) changing the hourly rate to \$30.

Mayor Pro-Tem Love requested that if we raise the rates, we must also raise our service. Commissioner Andrajack stated that this change facilitates a quicker process for renting the facility.

Ayes (5): Mayor Pro Tem Love, Commissioners Andrajack, Brewster, Kwas, and Lindenborn

Nays (1): Mayor Law

Motion carried.

ITEM 11. Discuss and take any action on Ordinance 964.

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 117: ALCOHOLIC BEVERAGES; CREATING AN EXCEPTION FOR THE SALE OF ALCOHOL AT THE COMMUNITY CENTER; PROVIDING FOR THE REPEAL OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Mr. Lawrence Cutrone, City Manager, addressed the Mayor and Commissioners, stating that this ordinance will serve as an amendment to Chapter 117 of the City's Code of Ordinances by adding Section 117.06 Alcoholic Beverage Sales for On-Premises Consumption at the Community Center.

Commissioner Lindenborn made a motion, seconded by Commissioner Kwas, to approve Ordinance 964.

Ayes (5): Mayor Pro Tem Love, Commissioners Andrajack, Brewster, Kwas, and Lindenborn
Nays (1): Mayor Law

Motion carried.

ITEM 12. CITY MANAGER'S REPORT

- A. Chamber of Commerce Banquet: January 18, 2020 at 6:00 p.m. at the Community Center
- B. Polar Plunge: February 2, 2020 at 10:00 a.m at the Boomtown Bay Family Aquatic Center
- C. TML Region V Quarterly Meeting: January 16, 2020 at 6:00 p.m. in Electra.
Attendance is complimentary for Commissioners and their spouses.

ITEM 13. COMMISSIONERS' COMMENTS

Mayor Law stated that on Tuesday, January 7th, he and the City Manager would be attending a lunch at Central Baptist Church to answer downtown renovation. Friday, January 10th is the deadline for submitting the online survey for downtown. On Monday, January 13th, the Mayor will be attending a lunch as SAFB honoring Dr. Martin Luther King. On January 16th at noon, the Mayor will be attending the monthly meeting for Nortex Regional Planning Commission. Additionally, there was discussion regarding City Council attendance at the Chamber of Commerce Banquet.

ITEM 14. ADJOURNMENT

Commissioner Lindenborn made a motion to adjourn. The meeting adjourned at 12:30 p.m.

Carl Law, Mayor

ATTEST:

Margie Poole, City Clerk