

MINUTES

BOARD OF COMMISSIONERS

The Board of Commissioners of the City of Burkburnett, Texas, met in a Regular Meeting on Monday, August 17, 2020, at 7:00 p.m. 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
Jeremy Duff	Commissioner
Ted Kwas	Commissioner
Bill Lindenborn	Commissioner

Commissioner Brewster was absent.

Others present were Lawrence Cutrone, City Manager; and Margie Poole, City Clerk.

Present in the City Hall Lobby were: Trish Holley, Director of Administration; Richard Gordon, Executive Director of Burkburnett Development Corporation (BDC); Detective Jeff Krc, BPD; Fred Tillman, Chief of Police; and Sarah Culp, Executive Assistant.

ITEM 1. CALL MEETING TO ORDER: MAYOR CARL LAW

Mayor Law called the meeting to order at 7:00 p.m.

ITEM 2. INVOCATION

James Porterfield, Pastor, Central Baptist Church, gave the invocation.

ITEM 3. PLEDGE OF ALLEGIANCE

Commissioner Lindenborn led the Pledge of Allegiance.

ITEM 4. Mayor closed the Regular Meeting at 7:03 p.m. and opened the Public Hearing for:

- A. Case 2020-56 The development of a Carport Overlay District at 724-738 Maple Street, Burkburnett, Texas.
- B. Case 2020-57 Specific Use Permit for 1416 Hiawatha Lane to build an "In-Law" flat.
- C. Case 2020-58 Specific Use Permit for 303 Morning Drive for the placement of a mobile home.
- D. Final Plat Application 2020-53: Final Plat of lots 1 thru 4, Block 1 Lee Harvey Addition, Burkburnett, Texas.

ITEM 5. Mayor closed the Public Hearing and reopened the Regular Meeting at 7:05 p.m. to discuss and take any action necessary for:

- A. Case 2020-56 The development of a Carport Overlay District at 724-738 Maple Street, Burkburnett, Texas.

Mayor Pro-Tem Love made a motion, seconded by Commissioner Lindenborn, to approve Case 2020-56: The development of a Carport Overlay District at 724-738 Maple Street. Motion carried unanimously.

- B. Case 2020-57 Specific Use Permit for 1416 Hiawatha Lane to build an "In-Law" flat.

Commissioner Duff made a motion, seconded by Mayor Pro-Tem Love, to approve Case 2020-57: Specific Use Permit for 1416 Hiawatha Lane to build an "In-Law" flat. Motion carried unanimously.

- C. Case 2020-58 Specific Use Permit for 303 Morning Drive for the placement of a mobile home.

Mayor Pro-Tem Love made a motion, seconded by Commissioner Kwas, to approve Case 2020-58: Specific Use Permit for 303 Morning Drive for the placement of a mobile home.

Ayes (2): Mayor Pro-Tem Love and Commissioner Kwas

Nays (4): Mayor Law, Commissioner Andrajack, Commissioner Duff, and Commissioner Lindenborn

Motion failed.

- D. Final Plat Application 2020-53: Final Plat of lots 1 thru 4, Block 1 Lee Harvey Addition, Burkburnett, Texas.

Commissioner Andrajack made a motion, seconded by Commissioner Duff, to approve Final Plat Application 2020-53: Final Plat of lots 1 thru 4, Block 1 Lee Harvey Addition. Motion carried, with Commissioner Kwas abstaining.

ITEM 6. Discuss and take any action necessary on the Fiscal Year 2021 budget of the Burkburnett Development Corporation.

Mr. Richard Gordon, Executive Director of the Burkburnett Development Corporation (BDC), reviewed the proposed FY 2021 budget of the BDC with the Mayor and Commissioners.

Commissioner Lindenborn made a motion, seconded by Commissioner Andrajack, to adopt the BDC budget. Motion carried unanimously.

ITEM 7. Discuss and take any action necessary on the Interlocal Agreement for School Resource Officers with the Burkburnett Independent School District.

This item is postponed until the next regular meeting, as Mayor Law confirmed that we are awaiting the revised version from the City Attorney.

ITEM 8. Discuss and take any action necessary on Resolution Number 681.
A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT APPROVING THE SUBMISSION OF THE GRANT APPLICATION FOR A RADIO COMMUNICATION UPGRADE TO THE OFFICE OF THE GOVERNORS CRIMINAL JUSTICE PROGRAM.

Detective Jeff Krc of the Burkburnett Police Department addressed the Mayor and Commissioners, stating that this grant will provide funds for five (5) mobile units to improve communications.

Commissioner Duff made a motion, seconded by Commissioner Andrajack, to adopt Resolution Number 681. Motion carried unanimously.

ITEM 9. Discuss and take any action necessary on Resolution Number 682.
A RESOLUTION OF THE CITY OF BURKBURNETT AUTHORIZING THE FILING OF A GRANT APPLICATION WITH THE NORTEX RPC FOR A WATER, SEWER OR STREET IMPROVEMENT PROJECT TO BE DETERMINED AT A LATER DATE FROM THE TEXAS DEPARTMENT OF AGRICULTURE; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ACT ON BEHALF OF THE CITY IN ALL MATTERS RELATED TO THE APPLICATION; AND PLEDGING THAT IF A GRANT IS RECEIVED THE CITY OF BURKBURNETT WILL COMPLY WITH THE GRANT REQUIREMENTS OF THE NORTEX RPC, THE TEXAS DEPARTMENT OF AGRICULTURE AND THE STATE OF TEXAS.

Mr. Lawrence Cutrone, City Manager, addressed the Mayor and Commissioners, stating this Resolution authorizes the filing of a grant application with NORTEX for a future project and to designate the Mayor or his designee to act on behalf of the City in all matters related to the application.

Commissioner Duff made a motion, seconded by Commissioner Andrajack, to approve Resolution Number 682. Motion carried unanimously.

ITEM 10. Discuss and take any action necessary on the Interlocal Governmental Cooperation Contract for Application and Administration Services for the Texas Community Development Program.

Mr. Lawrence Cutrone, City Manager, addressed the Mayor and Commissioners, stating that this Interlocal Governmental Cooperation Contract outlines the Agreement, Scope of Services, Payment Schedule, and the Terms and Conditions between the City of Burkburnett and NORTEX for when the project is selected.

Commissioner Duff made a motion, seconded by Commissioner Andrajack, to approve the Interlocal Governmental Cooperation Contract for Application and Administration Services for the Texas Community Development Program. Motion carried unanimously.

ITEM 11. Discuss and take any action necessary on Resolution Number 684.

A RESOLUTION AMENDING THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS INTERPRETATION OF ARTICLE V, SECTION 5(c) PERTAINING TO THE 'ADVICE AND CONSENT' OF THE BOARD OF COMMISSIONERS IN THE PERSONNEL HIRING AND FIRING DECISIONS OF THE CITY; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS RESOLUTION WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

Commissioner Lindenborn made a motion, seconded by Commissioner Duff, to adopt Resolution Number 684. Motion carried unanimously.

ITEM 12. Discuss and take any action necessary on Ordinance Number 978.

AN ORDINANCE AFFECTING PARTICIPATION OF CITY EMPLOYEES IN THE TEXAS MUNICIPAL RETIREMENT SYSTEM; GRANTING THE ADDITIONAL RIGHTS, CREDITS AND BENEFITS AUTHORIZED BY SECTIONS 852.205 OF TITLE B. GOVERNMENT CODE, AS AMENDED; AND PRESCRIBING THE EFFECTIVE DATE OF THIS ORDINANCE.

Mr. Lawrence Cutrone, City Manager, addressed the Mayor and Commissioners, stating that this Ordinance finalizes the change to the employee retirement eligibility that was approved at the July 20, 2020 Board of Commissioner meeting.

Commissioner Duff made a motion, seconded by Commissioner Andrajack, to approve Ordinance Number 978. Motion carried unanimously.

ITEM 13. CITY MANAGER'S REPORT

Mr. Lawrence Cutrone, City Manager, stated that the 2020 TML Annual Conference and Exhibition would be held as a virtual event, offering the same great content and opportunities to connect with other city officials, speakers, exhibitors, and sponsors. The virtual conference will still take place on October 14-16, 2020.

ITEM 14. COMMISSIONERS' COMMENTS

There were no Commissioners' comments.

ITEM 15. ADJOURNMENT

Mayor Law made a motion, seconded by Commissioner Lindenborn, to adjourn. The meeting adjourned at 7:42 p.m.

Carl Law, Mayor

ATTEST:

Margie Poole, City Clerk