MINUTES
BOARD OF COMMISSIONERS

The Board of Commissioners of the City of Burkburnett, Texas, met in a Regular Meeting on Monday, April 18, 2022, 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
Cory Brinkley Commissioner, Place 1
Randy Brewster Commissioner, Place 2
Mike Tugman Commissioner, Place 3
John Beard Commissioner, Place 4
Marguerite Love Mayor Pro-Tem, Commissioner, Place 5
Bill Lindenborn Commissioner, Place 6

Others present were Mike Guevara, City Attorney; Richard Gordon, Executive Director BDC; Sarah Culp, Director of Community Planning; Brent Battista, Director of Parks and Recreation; Jeff Krc, Detective; Fred Tillman, Director of Public Safety; Dan King, Assistant Fire Chief; Harold Watkins, Fire Chief; Trish Holley, Director of Administration; Lawrence Cutrone, City Manager; and Margie Poole, City Clerk.

ITEM 1. CALL MEETING TO ORDER: MAYOR CARL LAW

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

ITEM 2. INVOCATION

Commissioner Tugman gave the invocation.

ITEM 3. PLEDGE OF ALLEGIANCE

Fred Tillman, Director of Public Safety, led the Pledge of Allegiance.

ITEM 4. CONSENT AGENDA

Approval of Minutes from the March 21, 2022 Regular Meeting.

Commissioner Beard made a motion, seconded by Mayor Pro-Tem Love, to approve the Consent Agenda. Motion carried unanimously.

ITEM 5. PERSONAL/AUDIENCE COMMENTS

There were no comments.

ITEM 6. Introduction of Newly Hired firefighters.

ITEM 7.  Update on the Ambulatory Response Times to the City of Burkburnett from American Medical Response (AMR).

Fred Tillman, Director of Public Safety, introduced Kenny Hoffman with American Medical Response (AMR), who updated the Mayor and Commissioners with AMR's changes.

ITEM 8.  Update on the Outdoor Warning Siren System.

Fred Tillman, Chief of Police, updated the Mayor and Commissioner regarding the status of the Outdoor Warning Siren System.

ITEM 9.  Mayor closed the Regular Meeting and opened the Public Hearing at 7:10 p.m. to discuss the following:

A. Case 2022-1: A Rezone of 25 acres out of BLK 10 Red River Valley Land from SF-6 to Agriculture.

After a staff presentation by Sarah Culp, Director of Community Planning, there were no public comments.

B. Case 2022-2: Rezone from R-2 to R-1 and create a Planned Development Overlay District (PD-5) at 611 N Ave C Burkburnett, TX. (Legal Description N100'LOTS 1 THRU 6 W10' OF S50' OF 6 BLK 29 ORIGINAL TOWN) for the construction of townhomes.

After a staff presentation by Sarah Culp, Director of Community Planning, there were no public comments.

C. Final Plat Application 2022-P1: Final Plat for Lots 1-A, 2-A, 3-A, 4-A, 5-A, and 6-A Block 29 Original Townsite (a replat of N100'LOTS 1 THRU 6 W10' OF S50' OF 6 BLK 29 ORIGINAL TOWN) for the construction of townhomes.

After a staff presentation by Sarah Culp, Director of Community Planning, there were no public comments.

ITEM 10.  Mayor closed the Public Hearing and re-opened the Regular Meeting at 7:15 p.m. to discuss and take any action necessary on the following:

A. Case 2022-1: A Rezone of 25 acres out of BLK 10 Red River Valley Land from SF-6 to Agriculture.

Commissioner Lindenborn made a motion, seconded by Commissioner Brinkley, to approve Case Number 2022-1. Motion carried unanimously.

B. Case 2022-2: Rezone from R-2 to R-1 and create a Planned Development Overlay District (PD-5) at 611 N Ave C Burkburnett, TX. (Legal Description N100'LOTS 1 THRU 6 W10' OF S50' OF 6 BLK 29 ORIGINAL TOWN) for the construction of townhomes.

Commissioner Lindenborn made a motion, seconded by Commissioner Brinkley, to deny Case Number 2022-2 and Final Plat Application 2022-P1. Motion carried unanimously.
ITEM 11. Discuss and take any action necessary regarding Ordinance Number 1018.

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 611 N AVE C, MAKING FINDINGS OF FACT; PROVIDING FOR REPEAL OF PORTIONS OF ORDINANCES IN CONFLICT AND PROVIDING FOR RELATED MATTERS.

There was no action taken regarding Ordinance Number 1018.

ITEM 12. Discuss and take any action necessary regarding the reappointments of the following individuals to serve on the Cemetery Board: Ronald Clark, Denise Kirkpatrick, Paula Smith, Nova Dickson, Ted Kwas, Eric Rutledge, and Brenda Whaley.

After a staff presentation by Brent Battista, Director of Parks and Recreation, Commissioner Brinkley made a motion, seconded by Commissioner Beard, to approve these individuals to serve as the reappointments on the Cemetery Board. Motion carried unanimously.

ITEM 13. Discuss and take any action necessary to re-appoint Ms. Dana Ross as one of the "cities appointees" representative to the Wichita-Wilbarger 9-1-1 District Board of Managers.

After a staff presentation by Lawrence Cutrone, City Manager, Commissioner Brewster made a motion, seconded by Mayor Pro-Tem Love, to approve the re-appointment of Ms. Dana Ross. Motion carried unanimously.

ITEM 14. Discuss and take any action necessary regarding Resolution Number 727.

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS, APPROVING THE SUBMISSION OF THE GRANT APPLICATION FOR AN OPERATION SAFE NEIGHBORHOOD TO THE OFFICE OF THE GOVERNORS CRIMINAL JUSTICE PROGRAM.

After a staff presentation by Detective Jeff Krc, Burkburnett Police Department, Commissioner Tugman made a motion, seconded by Commissioner Brinkley, to approve Resolution Number 727. Motion carried unanimously.

ITEM 15. Discuss and take any action necessary regarding Resolution Number 728.

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS, AUTHORIZING AN ECONOMIC DEVELOPMENT AGREEMENT BETWEEN THE BURKBURNETT DEVELOPMENT CORPORATION AND BURKBURNETT BOYS AND GIRLS CLUB PROVIDING FUNDING TO PROMOTE BUSINESS DEVELOPMENT WITHIN BURKBURNETT, TEXAS.

After a staff presentation by Richard Gordon, Executive Director, BDC, Commissioner Brinkley made a motion, seconded by Commissioner Tugman, to approve Resolution Number 728. Motion carried with Mayor Pro-Tem Love abstaining.

ITEM 16. Discuss and take any action necessary regarding Resolution Number 729.

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS, AUTHORIZING AN ECONOMIC DEVELOPMENT AGREEMENT BETWEEN THE BURKBURNETT DEVELOPMENT
CORPORATION AND SENIOR CITIZEN'S ACTIVITY CENTER OF BURKBURNETT, INC. PROVIDING FUNDING TO PROMOTE BUSINESS DEVELOPMENT WITHIN BURKBURNETT, TEXAS.

After a staff presentation by Richard Gordon, Executive Director, BDC, Commissioner Tugman made a motion, seconded by Commissioner Lindenborn, to approve Resolution Number 729. Motion carried unanimously.

ITEM 17. Discuss and take any action necessary regarding Resolution Number 730.

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS, AUTHORIZING AN ECONOMIC DEVELOPMENT AGREEMENT BETWEEN THE BURKBURNETT DEVELOPMENT CORPORATION AND THE CITY OF BURKBURNETT ROTARY CLUB PROVIDING FUNDING TO PROMOTE BUSINESS DEVELOPMENT WITHIN BURKBURNETT, TEXAS.

After a staff presentation by Richard Gordon, Executive Director, BDC, Commissioner Brinkley made a motion, seconded by Mayor Pro-Tem Love, to approve Resolution Number 730. Motion carried with Commissioner Tugman abstaining.

ITEM 18. EXECUTIVE SESSION

Pursuant to the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, the Board of Commissioners may convene in Executive Session regarding the following matters:

SECTION 551.074 – Discuss the appointment, employment, evaluation, reassignment, duties, discipline, dismissal of, or to hear a complaint against the public officer or employee.
A. Annual evaluation of Lawrence Cutrone, City Manager

SECTION 551.071 – Consult with Attorney about pending or contemplated litigation or settlement of same.
A. Update on pending SOAH Hearing and Civil Litigation Matters:
   Mr. Zachary Leonard

Mayor Law closed the Regular Meeting and adjourned to Executive Session at 7:45 p.m.
Commissioner Brinkley left the meeting at 9:23 p.m.

ITEM 19. RECONVENE

Reconvene to regular session and take action, if any, on matters discussed in Executive Session.

Mayor Law reconvened the Regular Meeting at 9:32 p.m. No action was taken.

ITEM 20. CITY MANAGER'S REPORT

Lawrence Cutrone, City Manager, reported that the TML Region V Dinner Meeting would be at the Burkburnett Community Center on April 21, 2022. Early voting by personal appearance begins Monday, April 25th and ends on Tuesday, May 3rd. Election Day is Saturday, May 7th.
ITEM 21. COMMISSIONERS' COMMENTS

Pursuant to Government Code Section 551.0415, City Commissioner Members may make a report about items of Community interest during a meeting of the governing body without having given notice of the report. Items of community interest include:

- Expressions of thanks, congratulations, or condolence;
- Information regarding holiday schedules;
- An honorary or salutary recognition of a public official, public employee, or another citizen, except that a discussion regarding a change in the status of the person's public office of public employment is not an honorary or salutary recognition for purposes of this subdivision;
- A reminder about an upcoming event organized or sponsored by the governing body;
- Information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the municipality; and
- Announcements involving an imminent threat to the public health and safety of people in the municipality that has arisen after the posting of the agenda.

Lawrence Cutrone, City Manager, announced the birth of his daughter Lucille Ann. Commissioner Brewster welcomed Assistant Fire Chief Dan King. Commissioner Tugman announced the birth of his grandson Milo Ray.

ITEM 22. ADJOURNMENT

Commissioner Tugman made a motion, seconded by Commissioner Lindenborn, to adjourn. Motion carried unanimously, and the meeting adjourned at 9:34 p.m.

________________________________________
Carl Law, Mayor

ATTEST:

________________________________________
Margie Poole, City Clerk