

AGENDA

Notice is hereby given of a meeting of the **Board of Commissioners of Burkburnett** to be held on **Monday, September 19, 2022 at 7:00 p.m.** at City Hall-Council Chambers, 501 Sheppard Road, Burkburnett, Texas, to consider the following agenda items. The Board of Commissioners may discuss and take action on any item on this agenda.

RIGHT TO ENTER INTO EXECUTIVE SESSION

The Board of Commissioners for the City of Burkburnett reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any matters listed on this agenda, as authorized by the Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.087 (Economic Development).

PUBLIC COMMENTS ON AGENDA ITEMS

All persons desiring to address a specific agenda item must submit a *"Public Comments"* form to the City Clerk, Margie Poole, before the reading of the agenda item. Comments will be limited to three (3) minutes with a maximum of a two (2) minute extension following approval by a majority of the Commissioners.

ITEM 1. CALL MEETING TO ORDER: MAYOR LORI KEMP

ITEM 2. INVOCATION

ITEM 3. PLEDGE OF ALLEGIANCE

ITEM 4. CONSENT AGENDA

Approval of Minutes from the August 15, 2022 Special-Called Meeting
Approval of Minutes from the August 15, 2022 Regular Meeting
Approval of Minutes from the August 19, 2022 Special-Called Meeting
Approval of Minutes from the September 9, 2022 Special-Called Meeting

ITEM 5. PERSONAL/AUDIENCE COMMENTS

The Board of Commissioners invites citizens to speak on any topic. Please fill out a *"Public Comments"* form and submit the form before 7:00 p.m. to the City Clerk. Public comments are limited to five (5) minutes with a possible two (2) minute extension following the approval by a majority vote of the Commissioners. The Mayor may adjust time limits to accommodate more or fewer speakers. Unless the item is specifically noted on this agenda, the Board of Commissioners is required under the Texas Open Meetings Act to limit its response to a statement of specific factual information or reciting the City's existing policy on that issue.

ITEM 6. Discuss and take any action necessary on Resolution Number 735. A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS, IN GRATITUDE.

ITEM 7. PUBLIC HEARING: Discuss the Fiscal Year Operating Budget for October 1, 2022 through September 30, 2023 for the City of Burkburnett, Texas.

ITEM 8. Discuss and take any action necessary on Ordinance Number 1025.
AN ORDINANCE ADOPTING THE FISCAL YEAR OPERATING BUDGET
OCTOBER 1, 2022 – SEPTEMBER 30, 2023 FOR THE CITY OF
BURKBURNETT, TEXAS, AND APPROPRIATING THE SEVERAL SUMS SET
UP THEREIN TO THE OBJECTS AND PURPOSES THEREIN NAMED AND
PROVIDING AN EFFECTIVE DATE.

ITEM 9. Discuss and take any action necessary to ratify the property tax increase reflected in the Fiscal Year 2023 Budget.

ITEM 10. PUBLIC HEARING: Discuss the Levying of an Annual Ad Valorem Tax for the Year 2022.

ITEM 11. Discuss and take any action necessary on Ordinance Number 1026.
AN ORDINANCE LEVYING AN ANNUAL AD VALOREM TAX FOR THE
YEAR 2022 SETTING SPECIFIC TAX RATES, APPLICABLE TO ALL REAL,
PERSONAL, AND MIXED PROPERTY SITUATED WITHIN THE CITY OF
BURKBURNETT CITY LIMITS; SETTING THE DUE DATE, AND PROVIDING
FOR PENALTIES AND INTEREST ON DELINQUENT TAXES.

ITEM 12. Discuss and take any action necessary on Ordinance Number 1027.
AN ORDINANCE AMENDING ORDINANCE NUMBER 1009 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.

ITEM 13. Discuss and take any action necessary on Ordinance Number 1028.
AN ORDINANCE SUPERSEDING ORDINANCE NUMBER 906 OF THE CITY OF
BURKBURNETT, TEXAS, PRESENTLY CODIFIED AS CHAPTER 53, WATER 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.

ITEM 14. PUBLIC HEARING: Discuss the Fiscal Year 2023 Budget of the Burkburnett Development Corporation.

ITEM 15. Discuss and take any action necessary on the Fiscal Year 2023 Budget of the Burkburnett Development Corporation.

ITEM 16. Discuss and take any action necessary to approve Resolution Number 736.
A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS, APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE ATMOS CITIES STEERING COMMITTEE ("ACSC") AND ATMOS ENERGY CORP., MID-TEX DIVISION, REGARDING THE COMPANY'S 2022 RATE REVIEW MECHANISM FILING; DECLARING EXISTING RATES TO BE UNREASONABLE; ADOPTING TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE NEGOTIATED SETTLEMENT; FINDING THE RATES TO BE SET BY THE ATTACHED SETTLEMENT TARIFFS TO BE JUST AND REASONABLE AND IN THE PUBLIC INTEREST; APPROVING AN ATTACHMENT ESTABLISHING A BENCHMARK FOR PENSIONS AND RETIREE MEDICAL BENEFITS; REQUIRING THE COMPANY TO REIMBURSE ACSC'S REASONABLE RATE-MAKING EXPENSES; DETERMINING THAT THIS RESOLUTION WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; ADOPTING A SAVINGS CLAUSE; DECLARING AN EFFECTIVE DATE; AND REQUIRING DELIVERY OF THIS RESOLUTION TO THE COMPANY AND THE ACSC'S LEGAL COUNSEL.

ITEM 17: PUBLIC HEARING: Discussion of the following Rezoning Applications:
A. Case 2022-11: Rezone 1.454 acres of Abst 322 CW survey from Multi-Family to Commercial/Business for the construction of a retail store.
B. Case 2022-12: Rezone 0.884 acres of RRVL Blk 11 from Commercial/Business to SF-6 to build a single-family home.

ITEM 18: Discuss and take any action necessary on the following Rezoning Applications:
A. Case 2022-11: Rezone 1.454 acres of Abst 322 CW survey from Multi-Family to Commercial/Business for the construction of a retail store.
B. Case 2022-12: Rezone 0.884 acres of RRVL Blk 11 from Commercial/Business to SF-6 to build a single-family home.

ITEM 19: Discuss and take any action necessary on an appointment of Leslie McCartney to the Hotel Occupancy Tax Board.

ITEM 20: Discuss and take any action necessary regarding the Hotel Occupancy Tax Board Policy, Bylaws, Directives, Rules, and Procedures.

ITEM 21: Discuss and take any action necessary on the reappointments of Mark Barefield and Carla Walters to the Planning and Zoning Commission.

ITEM 22: Discuss and take any action necessary on the Mutual Agreement of Resignation, Lawrence Cutrone, City Manager.

ITEM 23. ADJOURNMENT

I, Margie Poole, City Clerk for the City of Burkburnett, Texas, do hereby certify that I posted this agenda on the glass front door of the City Hall, facing the outside at 10:45 AM on September 16, 2022 in compliance with the Open Meetings Act Chapter 551.

Margie Poole

Margie Poole, City Clerk

Posted 9/16/2022 @ 10:45 AM

I certify that the attached notice of the Board of Commissioners' Meeting was removed by me from the glass front door of City Hall on the _____ day of _____ 2022 at _____

Title: _____

This facility is wheelchair accessible, and accessible parking spaces are available. If any accommodations for a disability are required, please notify the City Clerk's Office at 940.569.2263 at least 72 hours before the meeting date. Concerning any item, the Board of Commissioners may take various actions, including but not limited to rescheduling an item in its entirety or for particular action at a future date or time.