

AGENDA

Notice is hereby given of a meeting of the **Board of Commissioners of Burkburnett** to be held on **Tuesday, February 21, 2023 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 January 23, 2023 Regular 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 regarding Resolution Number 740:
A RESOLUTION OF THE CITY OF BURKBURNETT AUTHORIZING THE FILING OF A GRANT APPLICATION WITH NORTEX REGIONAL PLANNING COMMISSION (NRPC) FOR A REGIONAL SOLID WASTE GRANTS PROGRAM GRANT, AUTHORIZING MIKE WHALEY TO ACT ON BEHALF OF THE CITY OF BURKBURNETT 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 NRPC, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY AND THE STATE OF TEXAS.

ITEM 7. Discuss and take any action necessary regarding Resolution Number 741:
A RESOLUTION AUTHORIZING CONTINUED PARTICIPATION WITH THE
ATMOS CITIES STEERING COMMITTEE; AND AUTHORIZING THE
PAYMENT OF FIVE CENTS PER CAPITA TO THE ATMOS CITIES STEERING
COMMITTEE TO FUND REGULATORY AND RELATED ACTIVITIES
RELATED TO ATMOS ENERGY CORPORATION.

ITEM 8. Discuss and take any action necessary regarding Ordinance Number 1032:
AN ORDINANCE AMENDING ORDINANCE NUMBER 1031 ORDERING AND
PROVIDING NOTICE OF A SPECIAL HOME-RULE ELECTION IN THE CITY
OF BURKBURNETT, TEXAS, TO BE HELD ON MAY 6, 2023, FOR THE
PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS, FOR ADOPTION
OR REJECTION, PROPOSED AMENDMENTS TO THE EXISTING CHARTER
OF THE CITY OF BURKBURNETT, TEXAS, AS AMENDED; AND PROVIDING
AN EFFECTIVE DATE.

ITEM 9. Discuss and take any action necessary to direct staff to explore options and costs for a
full-service concession stand to prepare and sell food and drinks at the Boomtown Bay
Family Aquatic Center.

ITEM 10. Discuss and take any action necessary to direct staff to explore options and costs to
sell prepackaged food and drinks at the Boomtown Bay Family Aquatic Center.

ITEM 11. Discuss and take any action necessary regarding the nanofiltration upgrade to the
Burkburnett Water Treatment Plant.

ITEM 12. PUBLIC WORKS/COMMUNITY PLANNING REPORT

Update on the installation of the Advanced Metering Infrastructure (AMI) water meters

Update on the expenditures of the American Rescue Plan Act (ARPA) funds

Update on dilapidated structure removal and clean-up efforts

ITEM 13. CITY MANAGER'S REPORT

Update on ongoing projects

ITEM 14. 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.

ITEM 15. 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 matter:

SECTION 551.074 - Discuss the appointment, employment, evaluation, reassignment, duties, discipline, dismissal of, or to hear, a complaint against the public officer or employee: Dan King, Interim Fire Chief.

SECTION 551.071 - Consult with the attorney on a matter in which the attorney's duty to the governmental body under the Texas Disciplinary Rules of Professional Conduct conflicts with this chapter.

A. Discuss communication with the Board of Commissioners on confidential issues and law enforcement matters

ITEM 16. RECONVENE

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

ITEM 17. 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 7:15 pm on February 17, 2023 in compliance with the Open Meetings Act Chapter 551.

Margie Poole

Margie Poole, City Clerk

Posted 2/17/2023 @ 7:15 pm

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 _____ 2023 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.