



City Council
City Council Regular Meeting Agenda

Monday, February 06,
2023
4:30 PM

Live Stream at <https://www.burlesontx.com/watchlive>

City Hall Council Chambers, 141 W. Renfro, Burleson, TX 76028

The City Council will not discuss or take action on any public hearings, or items listed in Section 3 “Public Presentations”, Section 5 “Citizens Appearances”, or Section 7 “Development Applications”, prior to 5:30 p.m.

1. CALL TO ORDER

Invocation - Bob Massey, Secretary/Treasurer of the Burleson Christian Ministerial Alliance and Elder Emeritus at Grace Bible Fellowship

Pledge of Allegiance to the US Flag

Texas Pledge:

Honor the Texas Flag, I pledge allegiance to thee, Texas, one state under God; one and indivisible

2. REPORTS AND PRESENTATIONS

- A. Receive a report, hold a discussion, and give staff direction regarding short term rentals of real property. *(Staff Presenter: Tony McIlwain, Development Services Director)*

3. PUBLIC PRESENTATIONS

A. Proclamations

B. Presentations

C. Community Interest Items

This is a standing item on the agenda of every regular meeting of the City Council. An “item of community interest” includes the following:

- Expression of thanks, congratulations, or condolence;
- Information regarding holiday schedules;
- Honorary recognitions of city officials, employees, or other citizens;
- Reminders about upcoming events sponsored by the city or other entity that is scheduled to be attended by city official or city employee; and
- Announcements involving imminent public health and safety threats to the city.

4. CHANGES TO POSTED AGENDA

- A. Items to be continued or withdrawn.

- B. Items to be withdrawn from the Consent Agenda for separate discussion by the City Council, staff, or members of the public in attendance. Items to be added to the Consent Agenda require an official vote by the City Council.

5. CITIZENS APPEARANCES

Each person in attendance who desires to speak to the City Council on an item NOT posted on the agenda, shall speak during this section.

A speaker card must be filled out and turned in to the City Secretary prior to addressing the City Council. Each speaker will be allowed three (3) minutes.

Please note that City Council may only take action on items posted on the agenda. The Texas Open Meetings Act prohibits the City Council from deliberating or taking action on an item not listed on the agenda. City Council may, however, receive your comments on the unlisted item, ask clarifying questions, respond with facts, and explain policy.

Each person in attendance who desires to speak to the City Council on an item posted on the agenda, shall speak when the item is called forward for consideration.

6. CONSENT AGENDA

All items listed below are considered to be routine by the City Council and will be enacted with one motion. There will be no separate discussion of the items. Approval of the consent agenda authorizes the City Manager to implement each item in accordance with staff recommendations.

- A. Consider approval of the minutes from the January 18, 2023 special council meeting and January 23, 2023 regular council meeting. (*Staff contact: Amanda Campos, City Secretary*).
- B. Consider approval of an interlocal agreement with Johnson County Special Utility District (JCSUD) regarding placement of JCSUD water facilities within the City of Burleson's right-of-way of Lakewood Drive. (*Staff Contact: Errick Thompson, Deputy Director of Public Works*)
- C. Consider approval of renewing a Mutual Aid agreement between the City of Burleson and Tarrant County Emergency Services District No. 1. (*Staff Contact: K.T. Freeman, Fire Chief*)
- D. Consider approval of a construction contract with Reliable Paving, Inc. for construction of the Neighborhood Street Reconstruction - Cindy Ct. project in an amount not to exceed \$949,330.56. (Staff Presenter: Errick Thompson, Deputy Director of Public Works - Engineering)
- E. Consider approval of a resolution authorizing continued membership in the Steering Committee of Cities Served by Oncor and authorizing a payment of an annual assessment to fund regulatory and legal proceedings and activities related to Oncor Electric Delivery Company, LLC in an amount not to exceed \$5,161.80. (*Staff Contact: Matt Ribitzki, Deputy City Attorney/Compliance Manager*)
- F. Consider approval of a five-year contract with Priority Dispatch Corporation for the sole source purchase of the Medical Priority Dispatch System in the amount not to exceed \$188,537. (*Staff Contact: Paul Bradley, Director of Public Safety Communications*)

- G. Consider approval of a resolution ratifying the appointments of chairpersons and vice-chair persons of the City of Burleson Boards, Commissions and Committees. *(Staff Contact: Amanda Campos, City Secretary)*
- H. Consider approval of a resolution appointing the deputy city secretary to serve as acting city secretary in the absence of the city secretary. *(Staff Contact: Amanda Campos, City Secretary)*
- I. Consider approval of an ordinance amending the text of Appendix B, Zoning, Article I, Board of Adjustments and Appendix C, Urban Design Standards, Article IV Old Town Design Standards, Old Town Design Standards Committee of the Code of Ordinances by amending the number of voting members and terms of members for the Board of Adjustments and Old Town Design Standards Committee. (Final Reading) (Staff Presenter: Amanda Campos, City Secretary)
- J. Consider approval of an Amendment to the Chapter 380 Economic Development and Performance Agreement between the City of Burleson, Burleson 4A Economic Development Corporation, Burleson Community Service Development Corporation, and AC Burleson, LLC for a family entertainment facility located at 1258 SW Alsbury Blvd. *(Staff Presenter: Alex Philips, Economic Development Director)*
- K. Consider approval of a minute order ratifying the Burleson 4A Economic Development Corporation Board's actions taken on approval of an Amendment to the Chapter 380 Economic Development and Performance Agreement between the City of Burleson, Burleson 4A Economic Development Corporation, Burleson Community Service Development Corporation, and AC Burleson, LLC for a family entertainment facility located at 1258 SW Alsbury Blvd. *(Staff Presenter: Alex Philips, Economic Development Director)*
- L. Consider approval of a minute order ratifying the Burleson Community Service Development Corporation Board's actions taken on approval of an Amendment to the Chapter 380 Economic Development and Performance Agreement between the City of Burleson, Burleson 4A Economic Development Corporation, Burleson Community Service Development Corporation, and AC Burleson, LLC for a family entertainment facility located at 1258 SW Alsbury Blvd. *(Staff Presenter: Alex Philips, Economic Development Director)*
- M. Consider approval of a minute order ratifying the 4A Economic Development Corporation Board's actions taken on the approval of a Performance Agreement between the Burleson 4A Economic Development Corporation and 2525 FTG - Tulsa, LLC for a development located at 700, 708, 712, 714, 716, and 720 SW Wilshire Blvd in Burleson, Texas *(Staff Presenter: Alex Philips, Economic Development Director)*

7. DEVELOPMENT APPLICATIONS

- A. **4139 S Burleson Blvd (Case 22-139):** Hold a public hearing and consider a resolution approving a waiver to Section 5.5.E "Parking Lot/Site Layout Design Criteria" of the Design Standards Manual as amended by Resolution R-1175-10 for the parking lot design within 4139 S. Burleson Blvd. *(Staff Presenter: Errick Thompson, Deputy Director of Public Works) (The Planning and Zoning Commission motion for approval passed 5-1)*
- B. **2825 S Burleson (Case 22-152):** Hold a public hearing and consider approval of an ordinance for a zoning change request from "A", Agriculture to "C" Commercial. *(First and Final*

Reading) (Staff Presenter: Tony McIlwain, Development Services Director) (The Planning and Zoning Commission recommended approval by unanimous vote)

8. GENERAL

- A. Consider approval of a Resolution ordering a General Election to be held on May 6, 2023 for the purpose of electing 4 council positions; Mayor, Place 2, Place 4, and Place 6 for full terms. *(Staff Presenter: Amanda Campos, City Secretary)*
- B. Consider approval of a contract with Johnson County for election services for the May 6, 2023 general election in an amount not to exceed \$35,000. *(Staff Presenter: Amanda Campos, City Secretary)*

9. CITY COUNCIL REQUESTS AND FUTURE AGENDA ITEMS AND REPORTS

10. RECESS INTO EXECUTIVE SESSION

Pursuant to Section 551.071, Texas Government Code, the Council reserves the right to convene in Executive Session(s), from time to time as deemed necessary during this meeting for any posted agenda item, to receive advice from its attorney as permitted by law.

- A. Pending or Contemplated Litigation or to Seek the Advice of the City Attorney Pursuant to Section 551.071**
 - Exclusive Franchise Agreement for the Collection, Hauling and Disposal of Municipal Solid Waste in the City of Burleson with Waste Connections Lone Star, Inc. Dated June 1, 2019
 - Article III "Solid Waste Collection" of Chapter 82 "Utilities" of the City of Burleson Code of Ordinances (2005)
- B. Discussion Regarding Possible Purchase, Exchange, Lease, or Value of Real Property Pursuant to Section 551.072**
- C. Deliberation regarding a negotiated contract for a prospective gift or donation to the state or the governmental body Pursuant to Section 551.073**
- D. Personnel Matters Pursuant to Section 551.074**
- E. Deliberation regarding (1) the deployment, or specific occasions for implementation of security personnel or devices; or (2) a security audit Pursuant to Sec. 551.076**
- F. Deliberation Regarding Commercial or Financial Information Received from or the Offer of a Financial or Other Incentive made to a Business Prospect Seeking to Locate, Stay or Expand in or Near the Territory of the City and with which the City is conducting Economic Development Negotiations Pursuant to Section 551.087**
 - Project Workforce
- G. Pursuant to Sec 418.183(f), deliberation of information related to managing emergencies and disasters including those caused by terroristic acts (must be tape recorded)**

CERTIFICATE

I hereby certify that the above agenda was posted on this the **3rd of February 2023, by 5:00 p.m.**, on the official bulletin board at the Burleson City Hall, 141 W. Renfro, Burleson, Texas.

Amanda Campos
City Secretary



ACCESSIBILITY STATEMENT

The Burleson City Hall is wheelchair accessible. The entry ramp is located in the front of the building, accessible from Warren St. Accessible parking spaces are also available in the Warren St. parking lot. Sign interpretative services for meetings must be made 48 hours in advance of the meeting. Call the A.D.A. Coordinator at 817-426-9600, or TDD 1-800-735-2989.