



City Council
City Council Regular Meeting Agenda

Monday, June 17, 2024
5:30 PM

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

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

1. **CALL TO ORDER**

Invocation - Margaret Fields, Pastor First United Methodist Church

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. **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.

3. **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A. Items to be continued or withdrawn.

B. Items to be withdrawn from the Consent Agenda for separate discussion by the City Council, staff, or members of the public in attendance.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

4. **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 into 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.

5. 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 May 28, 2024 special council meeting and June 3, 2024 regular council meeting. *(Staff Contact: Amanda Campos, City Secretary)*
- B. Consider approval of amendments to Council Policy #17 - Establishing City Council Rules of Procedure for City Council Meetings. *(Staff Contact: Amanda Campos, City Secretary)*
- C. Consider approval of an ordinance appointing J. Greg Coontz as Presiding Municipal Court Judge of the Burleson Municipal Court of Record, City of Burleson for a term of two years, expiring July 5, 2026, and approving a Professional Service Agreement. (Final Reading) *(Staff Contact: Amanda Campos, City Secretary)*
- D. Consider approval of a four-year inter-local agreement with the City of Mansfield for use of their gun range and driving track in the amount of \$8,200. *(Staff Contact: Billy J. Cordell, Chief of Police)*
- E. Consider approval of a Cooperative Purchase Customer Agreement for repair services and replacement parts for fire apparatuses from Metro Fire Apparatus Specialists, Inc., through BuyBoard Cooperative Purchasing (Contract #698-23) for three years in the amount of \$325,000. *(Staff Contact: Clinton Sumerall, Deputy Director – Operations, Public Works & Engineering)*
- F. Consider approval of a Cooperative Purchase Customer Agreement for repair services and replacement parts for fire apparatuses from Siddons-Martin Emergency Group, LLC., through BuyBoard Cooperative Purchasing (Contract #698-23), for three years in the amount of \$325,000. *(Staff Contact: Clinton Sumerall, Deputy Director – Operations, Public Works & Engineering)*
- G. Consider approval of a resolution authorizing the purchase of merchandise with Titleist Golf for merchandise at Hidden Creek Golf Course in the amount of \$100,000. *(Staff Contact: Jen Basham, Director of Parks and Recreation)*
- H. Consider approval of a contract to purchase Compliance as a Service (CaaS) Software and three years of subscription services from ThinkGard through a cooperative purchase agreement with TIPS Contract (#220105) in the amount of \$84,250. *(Staff Contact: James Grommersch, Chief Technology Officer)*

- I. Consider approval of a settlement agreement and mutual release with Dagger Construction regarding the Mockingbird Lane to CR 914A sanitary sewer. *(Staff Contact: Matt Ribitzki, Sr. Deputy City Attorney/Director of Legal Services)*
- J. Consider approval of a resolution designating the Johnson County Tax Assessor-Collector to perform the required calculation of relevant tax rates and the City Manager to publish and deliver the tax rate forms in accordance with Chapter 26 of the Texas Tax Code. *(Staff Contact: Harlan Jefferson, Deputy City Manager)*
- K. Consider approval of a resolution directing the City Manager to prepare a calendar for the orderly adoption of the property tax rate and annual operating budget for Fiscal Year 2024-2025 assuming a property tax rate that does not exceed the voter-approval rate. *(Staff Contact: Harlan Jefferson, Deputy City Manager)*

6. DEVELOPMENT APPLICATIONS

- A. 1530 Candler Dr (Case 24-064): Continue a public hearing and consider approval of an ordinance for a zoning change request from "PD", Planned Development to "PD" Planned Development for Lot 3, Block 1, Shannon Creek Development, "The Cottages at Candler Drive". *(This item was continued from the June 3rd City Council meeting.) (Staff Contact: Tony McIlwain, Development Services Director) (The Planning and Zoning Commission recommended approval unanimously)*

7. GENERAL

- A. Consider approval of a minute order for the purchase of a replacement Fire Department Brush Truck chassis with Lake Country Chevrolet, through The Interlocal Purchasing System (TIPS), (Contract # RFP 210907) in the amount of \$76,168. *(Staff Contact: Clinton Sumerall, Deputy Director Public Works & Engineering)*
- B. Consider approval of a minute order for the purchase of nine City of Burleson vehicles with Reliable Chevrolet II (TX) LLC., through The Interlocal Purchasing System (TIPS), (Contract # RFP 230204) in the amount of \$454,921. *(Staff Contact: Clinton Sumerall, Deputy Director Public Works & Engineering)*
- C. Consider approval of a minute order for the purchase of nineteen City of Burleson vehicles with Caldwell Country Chevrolet, through BuyBoard cooperative purchasing (Contract # 724-23) in the amount of \$1,454,344. *(Staff Contact: Clinton Sumerall, Deputy Director Public Works & Engineering)*
- D. Consider approval of award of bid ITB 2024-011 to Reliable Paving Inc. for the Neighborhood Streets Reconstruction with Water and Sewer Reconstruction project in the amount of \$3,218,145 with a project contingency of \$160,907 for a total amount of \$3,379,052. *(Staff Contact: Errick Thompson, Director of Public Works & Engineering)*
- E. Consider approval of a resolution of the City Council of the City of Burleson, Texas, directing publication of notice of intentions to issue combination tax and revenue certificates of obligation; and resolving other matters relating to the subject. *(Staff Contact: Harlan Jefferson, Deputy City Manager)*
- F. Consider approval of a mid-year budget amendment ordinance amending the annual City budget for the Fiscal Year 2023-2024 (CSO#5214-09-2023) by adjusting appropriations to various funds due to changing conditions since the adoption of the annual budget, and finding

that this ordinance may be considered and approved at only one meeting because time is of the essence. (First and Final Reading) (*Staff Contact: Harlan Jefferson, Deputy City Manager*)

8. REPORTS AND PRESENTATIONS

- A. Receive a report, hold a discussion, and provide staff direction regarding the 5-year forecast for the General Debt Service Fund, Health Insurance Fund, IT Support Service Fund, Medical Transport Fund, American Rescue Plan Act Fund, Hotel/Motel Fund, Public Education Government Fund, Municipal Court Funds, Solid Waste Fund, Cemetery Operating Fund, Cemetery Endowment Fund, Equipment Replacement Fund, and Equipment Services Fund. (*Staff Contact: Harlan Jefferson, Deputy City Manager*)
- B. Receive a report, hold a discussion and provide staff direction regarding the operation of Chisenhall Sports Complex. (*Staff Contact: Jen Basham, Director of Parks and Recreation*)
- C. Receive a report, hold a discussion and provide staff direction regarding implementation of the Intelligent Transportation System (ITS) Strategic Plan. (*Staff Contact: Errick Thompson, Director of Public Works & Engineering*)

9. CITY COUNCIL REQUESTS AND FUTURE AGENDA ITEMS AND REPORTS

10. RECESS INTO EXECUTIVE SESSION

In accordance with Chapter 551 of the Texas Government Code, the City Council may convene in Executive Session in the City Council Workroom in City Hall to conduct a closed meeting to discuss any item listed on this Agenda.

- A. Pending or contemplated litigation or to seek the advice of the City Attorney pursuant to Section 551.071, Texas Government Code**
 - Receive a report and hold a discussion regarding Lighthouse Incident Case Numbers 2000310019, 2000310351, and 2000310313
 - Receive a report and hold a discussion regarding City facilities and buildings and *Bostock v. Clayton County*
 - Receive a report and hold a discussion regarding the First Amended 380 and Development Agreement for Public and Private Improvements in Reinvestment Zone Number Two, City of Burleson between the city of Burleson and Realty Capital Management, LLC
 - Receive a report and hold a discussion regarding City sales tax received from the state comptroller and LoveSac
 - Receive a report and hold a discussion regarding Subchapters D and E of Chapter 42 of the Local Government Code and existing development agreements
- B. Discussion regarding possible purchase, exchange, lease, or value of real property pursuant to Section 551.072, Texas Government Code**
 - Real property at the corner of W Ellison Street and S Wilson Street, commonly known as 111 and 113 S Wilson Street, and 114 W Ellison Street in Burleson, Johnson County, Texas
 - Receive a report and hold a discussion on certain parcels of real property in Johnson County, Texas for economic development purposes where deliberation in open session would have a detrimental effect on the position of negotiations with third parties
- C. Personnel matters pursuant to Section 551.074, Texas Government Code**
 - Municipal Judge
- D. 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, Texas Government Code**
 - Receive a report and hold a discussion regarding an informal security audit of certain City facilities and buildings

- Receive a report and hold a discussion regarding an informal security audit related to the preparedness to deploy and implement security personnel or devices during certain events
- E. 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, Texas Government Code**
 - Project Dough
 - Project Wave

11. ADJOURNMENT

CERTIFICATE

I hereby certify that the above agenda was posted on this the 12th of June 2024, by 7:00 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.