



City Council
City Council Regular Meeting Agenda

Monday, August 15, 2022
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 - Rusty Gilliam, Pastor at Cross Timbers Baptist 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

-Presentation of Leading the Way City Award 2022 for outstanding achievement and performance to the City of Burleson (*Staff Presenter: Jesse Elizondo, Director of Customer Service*)

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A. Items to be continued or withdrawn.

B. Items to be withdrawn from the Consent Agenda for separate discussion by the city council, staff, or members of the public in attendance.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

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 August 1, 2022 special and regular council meetings and August 4, 2022 special council meeting. (*Staff Contact: Amanda Campos, City Secretary*).
- B. Consider approval of a resolution authorizing the City Manager to execute all necessary documents and make necessary expenditures to enter into and close on a real estate contract with Dusty and Amy Rumfield, as seller, to purchase fee simple title to approximately 13,844 square feet of land out of the H.G. Catlett Survey Abstract No. 185 in Johnson County, Texas. (*Staff Contact: Michelle McCullough, Assistant Director of Public Works*)
- C. Consider approval of an ordinance adopting the 2022-23 annual service and assessment plan update for the Parks at Panchasarp Farms Public Improvement District No. JC-1 and directing the City Secretary to file this ordinance with the County Clerk. (First Reading) (*Staff Contact: Matt Ribitzki, Deputy City Attorney/Compliance Manager*)
- D. Consider approval of a minute order ratifying the Burleson 4A Economic Development Corporation resolution adopting the corporation's FY2022-2023 annual budget. (*Staff Contact: Martin Avila, Finance Director*)
- E. Consider approval of a minute order ratifying the Burleson Community Services Development Corporation resolution adopting the corporation's FY2022-2023 annual budget. (*Staff Contact: Martin Avila, Finance Director*)
- F. Consider approval a minute order ratifying the Tax Increment Finance Reinvestment Zone #2 (TIF #2) Board resolution adopting the board's FY2022-2023 annual budget. (*Staff Contact: Martin Avila, Finance Director*)
- G. Consider approval of an Amendment Number 2 to CSO#1625-12-2020, a Professional Services Agreement with Dunaway Associates, Inc. for the design of a new parking lot and connectivity plan on Ellison Street in the amount not to exceed \$114,240 (*Staff Contact: Tiana Jackson, Civil Engineer*)

- H. Consider approval of a construction contract with GROD Construction for the construction of The Turkey Peak Entry Road and Drainage Flume, project WA2201, in an amount not to exceed \$349,548. *(Staff Contact: Tiana Jackson, Engineering Manager - Capital)*
- I. Consider approval of a conflict of interest waiver agreement with Taylor Olson Adkins Sralla Elam (TOASE) law firm associated with an extraterritorial jurisdiction (ETJ) boundary adjustment between the cities of Burleson, Crowley, and Fort Worth. *(Staff Contact: Tommy Ludwig, Deputy City Manager)*
- J. Consider approval of a resolution authorizing a settlement and stipulation of the City of Burleson, Texas's proof of claim in the Chesapeake Energy Corporation, et al., bankruptcy matter (United States Bankruptcy Court for the Southern District of Texas, Houston Division, Case No. 20-33233); providing a repealing clause and an effective date. *(Staff Contact: Matt Ribitzki, Deputy City Attorney/Compliance Manager)*

6. **DEVELOPMENT APPLICATIONS**

- A. **3808 S. Burleson Blvd. (Case 22-104):** Hold a public hearing and consider 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 3808 S. Burleson Blvd. *(Staff Presenter: Michelle McCullough, Assistant Public Works Director) (Planning and Zoning Commission recommended approval by unanimous vote.)*
- B. **2301 CR 805E. (Case 22-096):** Hold a public hearing and consider a waiver to Section 5.1.a "Street and right-of-way basic policies" of the Design Standards Manual for the design criteria for streets within the Good Farms Subdivision. *(Staff Presenter: Michelle McCullough, Public Works Assistant Director) (Planning and Zoning Commission recommended denial by a vote of 3-1.)*

7. **GENERAL**

- A. Consider and take action on an ordinance for the sale and issuance of the City of Burleson, Texas Combination Tax and Revenue Certificates of Obligation Bonds, Series 2022 not to exceed \$13,500,000, and issuance cost. (First and Final Reading) *(Staff Presenter: Martin Avila, Finance Director)*
- B. Consider and take action on an ordinance for the sale and issuance of the City of Burleson, Texas General Obligation Bonds, Series 2022 not to exceed \$1,450,000, and issuance cost. (First and Final Reading) *(Staff Presenter: Martin Avila, Finance Director)*

8. **REPORTS AND PRESENTATIONS**

- A. Receive a report, hold a discussion, and give staff direction regarding digital billboard signs. *(Staff Presenter: Tony D. McIlwain, Development Services Director)*
- B. Receive a report, hold a discussion, and give staff direction regarding renovation options for City Hall. *(Staff Presenter: Tommy Ludwig, Deputy City Manager)*
- C. Receive a report, hold a discussion, and give staff direction regarding the proposed budget and receive any additional direction from City Council regarding the fiscal year 2022-2023 annual budget. *(Staff Presenter: Bryan Langley, City Manager)*

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

-Extraterritorial Jurisdiction between the cities of Burleson, Crowley, and Fort Worth

B. Discussion Regarding Possible Purchase, Exchange, Lease, or Value of Real Property Pursuant to Section 551.072

-Discuss and receive direction on certain parcels of real property for municipal purposes where deliberation in open session would have a detrimental effect on the position of negotiations with third parties.

-Discuss and receive direction on certain parcels of real property for the expansion of Lakewood Drive where deliberation in open session would have a detrimental effect on the position of negotiations with third parties.

-Discuss and receive direction on certain parcels of real property for the expansion of County Road 1020 where deliberation in open session would have a detrimental effect on the position of negotiations with third parties.

-Discuss and receive direction on certain parcels of real property for public library purposes where deliberation in open session would have a detrimental effect on the position of negotiations with third parties.

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**

-Hyder Ranch

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 **10th of August 2022, by 5:00 p.m.**, on the official bulletin board at the Burleson City Hall, 141 W. Renfro, Burleson, Texas.

Amanda Campos

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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.