



Public Safety & Court Committee Agenda

Wednesday, June 18, 2025
1:00 PM

City Hall Annex - 135 W. Ellison,
Suite 109, Second Floor
Conference Room #1
Burleson, TX 76028

1. **CALL TO ORDER**

2. **CITIZEN APPEARANCES**

Each person in attendance who desires to speak to the Committee 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 Committee. Each speaker will be allowed three minutes to speak.

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

3. **GENERAL**

A. Consider and take possible action on the minutes from the March 5, 2025 Public Safety & Municipal Court Committee meeting. *(Staff Contact: Monica Solko, Deputy City Secretary)*

4. **REPORTS AND PRESENTATIONS**

A. Receive a report, hold a discussion, and provide staff direction on proposed amendments to Chapter 26, *Courts* and Chapter 34, *Environment*. *(Staff Contact: Tony D. McIlwain, Development Services Director)*

B. Receive a report, hold a discussion, and provide recommendations to the city council on Axon's new Artificial Intelligence (AI) products and services they are offering as part of a new 10-year contract. *(Staff Contact: Chief Billy Cordell, Chief of Police)*

5. **REQUESTS FOR FUTURE AGENDA ITEMS OR REPORTS**

6. **RECESS INTO EXECUTIVE SESSION**

In accordance with Chapter 551 of the Texas Government Code, the Committee 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.

Pending or contemplated litigation or to seek the advice of the City Attorney pursuant to Section 551.071, Texas Government Code

7. **ADJOURN**

Casey Davis**Fire Chief***Burleson Fire/EMS Department*

cdavis@burlesontx.com

phone: 817.426.9173

CERTIFICATE

I hereby certify that the above agenda was posted on this the 11th of June 2025, by 6:00 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 Annex 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.

Public Safety & Court Committee

DEPARTMENT: City Secretary's Office
FROM: Monica Solko, Deputy City Secretary
MEETING: June 18, 2025

SUBJECT:

Consider and take possible action on the minutes from the March 5, 2025 Public Safety & Municipal Court Committee meeting. *(Staff Contact: Monica Solko, Deputy City Secretary)*

SUMMARY:

The Public Safety & Municipal Court Committee duly and legally met on March 5, 2025 for a regular meeting.

OPTIONS:

- 1) Committee may approve the minutes as presented or approve with amendments.

RECOMMENDATION:

Approve.

PRIOR ACTION/INPUT (Council, Boards, Citizens):

N/A.

FISCAL IMPACT:

N/A.

STAFF CONTACT:

Monica Solko, TRMC
Deputy City Secretary
msolko@burlesontx.com
817-426-9682

PUBLIC SAFETY & MUNICIPAL COURT COUNCIL COMMITTEE
MARCH 5, 2025
DRAFT MINUTES

Council present:

Alexa Boedeker
 Larry Scott

Council Absent:

Victoria Johnson, Chair

Staff present via video conference

Tommy Ludwig, City Manager
 Harlan Jefferson, Deputy City Manager
 Eric Oscarson, Deputy City Manager
 Monica Solko, Deputy City Secretary
 Lisandra Leal, Assistant City Secretary

1. CALL TO ORDER – Time: 1:00 p.m.

Vice Chair Alexa Boedeker called the meeting to order. **Time: 1:03 p.m.**

2. CITIZEN APPEARANCES

- None.

3. GENERAL

A. Minutes from the November 6, 2024 Public Safety & Municipal Court Committee meeting. (Staff Contact: Monica Solko, Deputy City Secretary)

Motion made by Larry Scott and seconded by Alexa Boedeker to approve.

Motion passed 2-0, with Victoria Johnson absent.

4. REPORTS AND DISCUSSION ITEMS

A. Receive a report and provide possible recommendations regarding the future construction of Fire Station 4. (Staff Contact: Casey Davis, Fire Chief)

Casey Davis, Fire Chief, presented the future construction of Fire Station 4 to the committee. Discussion included planning and development update, growth projections, standards, staffing, equipment and infrastructure needs, timing, funding, and CIP integrations. Tommy Ludwig, City Manager, the information presented was just informational at this time. Staff will bring options to council during budgeting process.

The committee spoke on budget constraints, timeline, other facilities to help, and to bring back to full council next year in March or April.

5. REQUESTS FOR FUTURE AGENDA ITEMS OR REPORTS

- None.

6. ADJOURN

There being no further business, Vice Chair Alexa Boedeker adjourned the meeting.

Time: 2:36 p.m.

Monica Solko
Deputy City Secretary

Public Safety & Court Committee

DEPARTMENT: Development Services

FROM: Tony D. McIlwain, Development Services Director

MEETING: June 18, 2025

SUBJECT:

Receive a report, hold a discussion, and provide staff direction on proposed amendments to Chapter 26, *Courts* and Chapter 34, *Environment*. (Staff Contact: Tony D. McIlwain, Development Services Director)

SUMMARY:

Mayor Fletcher requested staff to review the noise ordinance and offer any recommended changes. Police, Code Compliance, City Secretary and Legal staff worked together to propose changes. In order to adequately address staff's proposed changes, it will require amendments to both Chapter 26, Courts and Chapter 34, Environment. Staff will brief the proposed amendments to the Committee for feedback and further direction.

RECOMMENDATION:

Staff is requesting the Committee's feedback and further direction on the proposed ordinance.

PRIOR ACTION/INPUT (Council, Boards, Citizens):

None

REFERENCE:

Insert CSO# if applicable
Insert resolution or ordinance change

FISCAL IMPACT:

Proposed Expenditure/Revenue: n/a
Account Number(s): n/a
Fund: n/a
Account Description: n/a

STAFF CONTACT:

Tony D. McIlwain, AICP, CFM

Development Services Director
tmcilwain@burlesontx.com
817-426-9684

Noise Ordinance and Municipal Court Amendments

PUBLIC SAFETY AND MUNICIPAL COURT COMMITTEE

JUNE 18, 2025



Background

- Mayor Fletcher requested staff to review the noise ordinance and offer any recommended changes.
- Police, Code Compliance, City Secretary and Legal staff worked together to propose changes. In order to adequately address staff's proposed changes, it will require amendments to both Chapter 26, *Courts* and Chapter 34, *Environment*.
- Nuisance noise is created by unreasonable and inappropriate sound that is unreasonably loud, disturbing, or unnecessary and that would prevent other property owners and citizens from enjoying the reasonable use of their property.
- Nuisance noise complaints between neighbors can be challenging to enforce.
- Challenges
 - Many times city staff/ BP officers do not observe the violation
 - Rental property in which the occupants creating nuisance – responsible party (owner or renter?)
 - Willingness of the complainant to write an affidavit or appear in court as witness
 - Repeat Offenders and/or continuous violation consequences

Proposed Amendments Summary

- Purpose: delete the reference to only manmade noises.
- Maximum sound levels: replace “are presumed to be public nuisances,” to, “are prima facie evidence sufficient to establish a public nuisance.”
- Enforcement: revise to state, “The provisions of this article shall be enforced by a city code officer or police officer in the course of employment. A citizen may file a written complaint with the municipal court for prosecution.”
- Continuing violations constituting a public nuisance: Adopt an ordinance to authorize the Municipal Court to have civil jurisdiction over nuisance violations under Texas Gov. Code Sec. 30.00005. This will allow the court to declare a public nuisance and then order an appropriate method for compliance, even using contempt remedies.
- Penalties: revise (4) to state, “A violation of this article is a nuisance. The prosecution of an offense under this article does not limit the city’s right to abate the nuisance, including the use of injunctive or other civil relief.”

Verbiage Changes

Chapter 34 – Environment - ARTICLE V - NOISE

§ 34-191 Noise

(a) General provisions.

(1) Purpose.

The purpose of this article is to establish a set of uniform regulations governing noise and sound ~~generated by human activities~~. These regulations are intended to ensure that a ~~manmade~~ noise does not become a nuisance by its volume, frequency, duration or vibration to such an extent that it becomes a nuisance and negatively impacts other citizens and adjoining property owners.

(c) Presumptive threshold restrictions on maximum decibel levels.

(1) Maximum sound levels.

During the times in the zoning districts set forth below, activities that create a sound pressure level on the complainant's bounding real property line that exceed the maximum allowable sound level (dBA) are ~~presumed to be public nuisances~~ prima facie evidence sufficient to establish a public nuisance.

Verbiage Changes

Chapter 34 – Environment - ARTICLE V - NOISE

§ 34-191 Noise

(f) Enforcement. The provisions of ~~subsection (c)~~ of this section shall may be enforced by the city manager or his or her designee, or any city code officer or police officer in the course of employment. ~~The provision of subsection (d) of this section may be enforced through the municipal court by a written complaint filed by any citizen.~~ A citizen that witnesses a noise violation may submit a sworn statement with supporting documentation of the noise ordinance violation to a code officer or police officer of the city for municipal prosecution.



Verbiage Changes

Chapter 34 – Environment - ARTICLE V - NOISE

§ 34-191 Noise

(g) Continuing violations constituting a public nuisance.

- If an individual or business is convicted of three violations of the noise ordinance within any 60-day period, or if a business or individual are the subject of six complaints made within a 90-day period, a presumption will exist that a public nuisance is being created.
- This presumption shall permit the city attorney to file an action in municipal court seeking a determination as to whether a public nuisance exists. The decision as to whether to seek such a determination shall be a discretionary decision of the city attorney based upon a cumulative review of the facts and circumstances of the complaints.
- In order to support a finding, based solely upon complaints without conviction, it will be necessary to present evidence that efforts have been made to serve a notice of violation, or citation on the business or individual who is alleged to have violated the noise ordinance. Evidence must be presented that notice of violation was mailed to the last known address of the alleged violator through the United States Postal Service at the last known address of the business or individual alleged to have committed the violations. If no evidence exists that the business or individual accepted service or delivery of the notice of violation, then evidence must be presented that in addition to attempts to achieve contact through the United States Postal Service, affidavits must be provided showing that notice of violation or complaint were posted on the business or residence by a public official in a prominently visible location on the apparent main entrance to the business or residence during normal working hours on at least one occasion for each notice of violation or citation.
- If the apparent public nuisance evidence set forth above is in the possession of city officials they are authorized to present a request to the municipal court for a determination that the ongoing evidence of continued violation of the noise ordinance constitutes a public nuisance and requests a hearing for a determination and ruling on such motion. The municipal court will give proper notice to any and all affected parties and schedule a hearing on the motion to determine the existence of a public nuisance at the subject property. If the city presents sufficient evidence that a continuing noise nuisance has occurred and/or if the alleged offending business or individual fails to respond to the notice of hearing and appear before the court to explain their actions, the court may enter an order finding that a public nuisance exists.
- Notice of such findings shall be transmitted to the property owner or individual against whom the public nuisance complaint has been lodged by mail and by personal delivery at the business or site where the alleged noise offense is occurring. If the property owner should then fail to take action to abate the nuisance, the city attorney shall so advise the municipal court. The municipal court judge shall then determine the appropriate method to insure compliance utilizing the contempt remedies available to the court.

Verbiage Changes

Chapter 34 – Environment - ARTICLE V - NOISE

§ 34-191 Noise

(g) Continuing violations constituting a public nuisance. In addition to the criminal jurisdiction of the municipal court, the municipal court shall have civil jurisdiction over nuisance violations in accordance with V.T.C.A., Government Code § 30.00005.



Verbiage Changes

Chapter 34 – Environment - ARTICLE V - NOISE

§ 34-191 Noise

(h) Penalties.

- (1) A person commits an offense if the person makes noise in violation of this ~~article~~ **section**.
- (2) An offense under this section is punishable by a fine of not more than \$2,000.00, for each event or violation.
- (3) Each occurrence of a violation, or, in the case of multiple violations, each day a violation occurs or continues, constitutes a separate offense and may be punished separately.
- (4) ~~Any individual violation of this section may constitute a nuisance based upon the specific circumstances~~ **A violation of this section is a nuisance.** The prosecution of an offense under this ~~article~~ **section** does not limit the city's right to abate the nuisance, including the use of injunctive or other civil relief.

Verbiage Changes

Chapter 26 – Courts

§ 26 – 2 Authority of Chapter

(a) In addition to the jurisdiction provided by general law for municipal courts of record in accordance with V.T.C.A., Government Code § 30.00005 and for criminal cases arising under ordinances authorized by V.T.C.A., Local Government Code §§ 215.072, 217.042, 341.903 and 551.002, the municipal court of record in the City shall have concurrent jurisdiction with the justice court in any precinct in which the City is located in criminal cases that arise within the territorial limits of the City and are punishable only by fine.

Verbiage Changes

Chapter 26 – Courts

§ 26 – 2 Authority of Chapter

(b)The court also shall have:

(1)Civil jurisdiction for the purpose of enforcing municipal ordinances enacted under V.T.C.A., Local Government Code, Chapter 214, Subchapter A, or V.T.C.A., Transportation Code, Chapter 683, Subchapter E;

(2)Concurrent jurisdiction with a district court or a county court at law under V.T.C.A., Local Government Code, Chapter 54, Subchapter B, within the City’s territorial limits and property owned by the City located in the City’s extraterritorial jurisdiction for the purpose of enforcing health and safety and nuisance abatement ordinances;

(3)Concurrent jurisdiction with a district court and a justice court over expunction proceedings relating to the arrest of a person for an offense punishable by fine only; and

Verbiage Changes

Chapter 26 – Courts

§ 26 – 2 Authority of Chapter

(4) Authority to issue:

- a. Search warrants for the purpose of investigating a health and safety or nuisance abatement ordinance violation; and
- b. Seizure warrants for the purpose of securing, removing, or demolishing the offending property and removing debris from the premises.

(5) The procedures set forth in V.T.C.A., Local Government Code, Chapter 54, Subchapter B, shall govern actions brought under V.T.C.A., Local Government Code, Chapter 54, Subchapter B.

Exceptions

New language in the ordinance references necessary changes due to SB 1008 which limits the city's prohibition authority, permitting and fee requirements.

Exceptions. Notwithstanding anything in this section to the contrary, the following sound-related activities are not a violation of this section:

(1) A food service establishment, as defined in Texas Health and Safety Code § 437.001, as may be amended from time to time, that accepts delivery of supplies or other items, provided that if the delivery occurs between 10 p.m. and 5 a.m., then:

(a) the delivery lasts for one hour or less;

(b) the delivery is only for food, nonalcoholic beverages, food service supplies, or ice; and

(c) the delivery sound level when measured from the residential property closest in proximity to the establishment does not exceed 65 dBA, excluding traffic and other background noise that can be reasonably excluded.

(2) A restaurant, as defined by Alcoholic Beverage Code § 1.04, as may be amended from time to time, that limits the use of amplified sound for playing music or amplifying human speech within the establishment's indoor or outside property boundaries to ensure:

(a) the amplified sound is not used after 10 p.m. on Sunday through Thursday and 11 p.m. on Friday and Saturday; and

(b) the amplified sound level does not exceed 70 dBA or 75 dBC when measured at the establishment's property perimeter, excluding traffic and other background noise that can be reasonably excluded.

(3) Subsection (i)(2), above, does not apply to a food service establishment on property that is located within 300 feet of a residence that was occupied before any food service establishment was located on the property."

Options / Next Steps

1. Keep the current code.
2. Move forward to full Council for discussion.
3. Move to full council for adoption of the amendments.





Questions / Comments

TONY MCILWAIN, AICP, CFM

DEVELOPMENT SERVICES DIRECTOR

TMCILWAIN@BURLESONTX.COM

817.426.9684

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 26-2, “AUTHORITY OF CHAPTER,” OF CHAPTER 26, “COURTS,” OF THE CODE OF ORDINANCES, CITY OF BURLESON, TEXAS, EXPANDING THE MUNICIPAL COURT OF RECORD’S AUTHORITY AND JURISDICTION; PROVIDING THAT THE ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Burleson, Texas (“City”) is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Texas Local Government Code; and

WHEREAS, the City Council previously established a municipal court of record within the City; and

WHEREAS, the City Council finds it in the best interest of the citizens to expand the City’s current municipal court jurisdiction to provide alternatives to adjudication and enforcement of the City’s ordinances in accordance with Texas Government Code Chapter 30 and other applicable law; and

WHEREAS, the City Council deems it necessary to amend Chapter 26 to modify municipal court authority and procedures to provide a more just and efficient avenue for disposition of cases arising in the City, and in order to more effectively enforce the ordinances of the City.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURLESON, TEXAS, THAT:

SECTION I.

Section 26-2, “Authority of Chapter,” of Chapter 26, “Courts,” of the Code of Ordinances, City of Burleson, Texas is hereby amended to read as follows:

“§ 26-2 Authority of chapter.

- (a)** In addition to the jurisdiction provided by general law for municipal courts of record in accordance with V.T.C.A., Government Code § 30.00005 and for criminal cases arising under ordinances authorized by V.T.C.A., Local Government Code §§ 215.072, 217.042, 341.903 and 551.002, the municipal court of record in the City shall have concurrent jurisdiction with the justice court in any precinct in which the City is located in criminal cases that arise within the territorial limits of the City and are punishable only by fine.
- (b)** The court also shall have:

- (1) Civil jurisdiction for the purpose of enforcing municipal ordinances enacted under V.T.C.A., Local Government Code, Chapter 214, Subchapter A, or V.T.C.A., Transportation Code, Chapter 683, Subchapter E;
- (2) Concurrent jurisdiction with a district court or a county court at law under V.T.C.A., Local Government Code, Chapter 54, Subchapter B, within the City's territorial limits and property owned by the City located in the City's extraterritorial jurisdiction for the purpose of enforcing health and safety and nuisance abatement ordinances;
- (3) Concurrent jurisdiction with a district court and a justice court over expunction proceedings relating to the arrest of a person for an offense punishable by fine only; and
- (4) Authority to issue:
 - a. Search warrants for the purpose of investigating a health and safety or nuisance abatement ordinance violation; and
 - b. Seizure warrants for the purpose of securing, removing, or demolishing the offending property and removing debris from the premises.
- (5) The procedures set forth in V.T.C.A., Local Government Code, Chapter 54, Subchapter B, shall govern actions brought under V.T.C.A., Local Government Code, Chapter 54, Subchapter B.

SECTION II.

This Ordinance shall be cumulative of all provisions of ordinances of the City, except where the provisions of this Ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

SECTION III.

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable and if any phrase, clauses, sentence, paragraph, or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation in its ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION IV.

This Ordinance shall be in full force and effect from and after its passage as required by law, and it is so ordained.

PASSED AND APPROVED ON FIRST READING ON THIS ____ DAY OF _____, 2025.

PASSED AND APPROVED ON SECOND READING ON THIS ____ DAY OF _____, 2025.

MAYOR

ATTEST:

CITY SECRETARY

EFFECTIVE:_____

APPROVED AS TO FORM AND LEGALITY:

CITY ATTORNEY

ORDINANCE NO. _____

AN ORDINANCE AMENDING ARTICLE V, “NOISE,” OF CHAPTER 34, “ENVIRONMENT,” OF THE CODE OF ORDINANCES, CITY OF BURLESON, TEXAS BY PROVIDING AN UPDATE TO THE NOISE REGULATIONS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY FOR VIOLATIONS HEREOF; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Burleson, Texas (“City”) is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Texas Local Government Code; and

WHEREAS, the City Council, after due and careful consideration, has determined that it is reasonable and appropriate to protect the citizens of the City from any nuisance impacts created by unreasonable and inappropriate noise that is unreasonably loud, disturbing, or unnecessary and that would prevent other property owners and citizens from enjoying the reasonable use of their property; and

WHEREAS, in order to implement this intent, it is necessary to control the level of noise in a manner which promotes commerce; protects the sleep and repose of citizens; promotes the value and enjoyment of property, preserves the quality of the environment, yet provides reasonable notice and guidance to the average citizen of what type of activities may be prohibited; and

WHEREAS, it is reasonable and appropriate to not only identify prohibited activities but also to identify specific areas where a different standard of noise regulation or management may be appropriate due to the character of the area and its role in community life; and

WHEREAS, it is appropriate to establish the identified exemptions to the general application of noise regulations to accommodate compelling public needs.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURLESON, TEXAS, THAT:

SECTION I.

Subsection (a)(1), “Purpose,” Subsection (c)(1), “Maximum Sound Levels,” Subsection (f), “Enforcement,” Subsection (g), “Continuing Violations Constituting a Public Nuisance,” and Subsection (h), “Penalties,” of Section 34-191, Article V, “Noise,” of Chapter 34, “Environment,” of the Code of Ordinances, City of Burleson, Texas are hereby amended to read as follows:

“§ 34-191 Noise.

- (a) General provisions.

- (1) Purpose. The purpose of this article is to establish a set of uniform regulations governing noise and sound. These regulations are intended to ensure that a noise does not become a nuisance by its volume, frequency, duration, or vibration to such an extent that it becomes a nuisance and negatively impacts other citizens and adjoining property owners.

(c) Presumptive threshold restrictions on maximum decibel levels.

- (1) Maximum sound levels. During the times in the zoning districts set forth below, activities that create a sound pressure level on the complainant's bounding real property line that exceed the maximum allowable sound level (dBA) are prima facie evidence sufficient to establish a public nuisance:

Within or directly adjacent to a zoning district zoned (A) agricultural, SFE single-family residential estate, SF16 single-family dwelling district 16, SF10 single-family dwelling district 10, SF7 single-family dwelling district 7, SFA single-family attached dwelling district, 2F two-family dwelling district, MF1 multi-family 1 dwelling district, MF2 multi-family 2 dwelling district, MH manufactured housing dwelling district, or MHP manufactured housing park district:

Daytime: 7:00 a.m. to 10:00 p.m.: equal to or less than 70 dBA

Nighttime: 10:00 p.m. to 7:00 a.m.: equal to or less than 60 dBA

All commercial zoning districts, including the NS neighborhood service district, GR general retail district and C commercial district:

Daytime: 7:00 a.m. to 10:00 p.m.: equal to or less than 80 dBA

Nighttime: 10:00 p.m. to 7:00 a.m.: equal to or less than 70 dBA

The industrial zoning district:

Daytime: 7:00 a.m. to 10:00 p.m.: equal to or less than 85 dBA

Nighttime: 10:00 p.m. to 7:00 a.m.: equal to or less than 75 dBA

Site plan or planned development districts (SP or PD) shall be analyzed to determine the majority percentage of land use within that unique zoning district. The sound decibel levels applicable to the base land use category that constitutes the largest percentage of land area within that special district shall be the controlling decibel limit.

In the Old Town (OT) overlay district the area zoned C.C. (Central Commercial):

Sunday - Thursday

Daytime: 7:00 a.m. to 10:00 p.m.: equal to or less than 80 dBA

Nighttime: 10:00 p.m. to 7:00 a.m.: equal to or less than 70 dBA

Friday – Saturday

Daytime: 7:00 a.m. to 2:00 a.m. the following day: equal to or less than 85 dBA

Nighttime and Sunday: 2:00 a.m. to 7:00 a.m.: equal to or less than 70 dBA

All zoning where ambient noise level exceeds the prescribed maximum level:

7:00 a.m. to 10:00 p.m.: Existing Ambient (dBA) + 3 dBA

10:00 p.m. to 7:00 a.m.: Existing Ambient (dBA)

- (f) Enforcement. The provisions of this Section may be enforced by the city manager or his or her designee, or any city code officer or police officer in the course of employment. A citizen that witnesses a noise violation may submit a sworn statement with supporting documentation of the noise ordinance violation to a code officer or police officer of the city for municipal prosecution.
- (g) Continuing violations constituting a public nuisance. In addition to the criminal jurisdiction of the municipal court, the municipal court shall have civil jurisdiction over nuisance violations in accordance with V.T.C.A., Government Code § 30.00005.
- (h) Penalties.
 - (1) A person commits an offense if the person makes noise in violation of this section.
 - (2) An offense under this section is punishable by a fine of not more than \$2,000.00 for each event or violation.
 - (3) Each occurrence of a violation, or, in the case of multiple violations, each day a violation occurs or continues, constitutes a separate offense and may be punished separately.
 - (4) A violation of this section is a nuisance. The prosecution of an offense under this section does not limit the city's right to abate the nuisance, including the use of injunctive or other civil relief.
- (i) Exceptions. Notwithstanding anything in this section to the contrary, the following sound-related activities are not a violation of this section:
 - (1) A food service establishment, as defined in Texas Health and Safety Code § 437.001, as may be amended from time to time, that accepts delivery of supplies or other items, provided that if the delivery occurs between 10 p.m. and 5 a.m., then:
 - (a) the delivery lasts for one hour or less;

- (b) the delivery is only for food, nonalcoholic beverages, food service supplies, or ice; and
 - (c) the delivery sound level when measured from the residential property closest in proximity to the establishment does not exceed 65 dBA, excluding traffic and other background noise that can be reasonably excluded.
- (2) A restaurant, as defined by Alcoholic Beverage Code § 1.04, as may be amended from time to time, that limits the use of amplified sound for playing music or amplifying human speech within the establishment's indoor or outside property boundaries to ensure:
 - (a) the amplified sound is not used after 10 p.m. on Sunday through Thursday and 11 p.m. on Friday and Saturday; and
 - (b) the amplified sound level does not exceed 70 dBA or 75 dBC when measured at the establishment's property perimeter, excluding traffic and other background noise that can be reasonably excluded.
- (3) Subsection (i)(2), above, does not apply to a food service establishment on property that is located within 300 feet of a residence that was occupied before any food service establishment was located on the property.”

SECTION II.

This Ordinance shall be cumulative of all provisions of ordinances of the City, except where the provisions of this Ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

SECTION III.

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable and if any phrase, clauses, sentence, paragraph, or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation in its ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION IV.

Any person, firm, or corporation who violates, disobeys, omits, neglects, or refuses to comply with or who resists the enforcement of any of the provisions of this Ordinance shall be fined not more than \$2,000.00 for each offense. Each day that a violation is permitted to exist shall constitute a separate offense.

SECTION V.

All rights and remedies of the City are expressly saved as to any and all violations of the provisions of Chapter 34, Article V of the Code of Ordinances, City of Burleson, Texas and or any other ordinances affecting noise which have accrued at the time of the effective date of this Ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal,

whether pending in court or not, under such ordinances, same shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.

SECTION VI.

The City Secretary is hereby directed to publish the caption and penalty clause of this Ordinance as required by state law.

SECTION VII.

This Ordinance shall be in full force and effect from and after its passage and publication as required by law, and it is so ordained.

PASSED AND APPROVED ON FIRST READING ON THIS ____ DAY OF _____, 2025.

PASSED AND APPROVED ON SECOND READING ON THIS ____ DAY OF _____, 2025.

MAYOR

ATTEST:

CITY SECRETARY

EFFECTIVE: _____

APPROVED AS TO FORM AND LEGALITY:

CITY ATTORNEY

Public Safety & Court Committee

DEPARTMENT: Police

FROM: Billy Cordell, Chief of Police

MEETING: June 18, 2025

SUBJECT:

Receive a report, hold a discussion, and provide recommendations to the city council on Axon's new Artificial Intelligence (AI) products and services they are offering as part of a new 10-year contract. (*Staff Contact: Chief Billy Cordell, Chief of Police*)

SUMMARY:

The Burleson Police Department (BPD) began using Axon AI in the fall of 2023 with the implementation of Axon In-car and Body Worn Cameras (BWC). Part of that implementation was the transcription module that transcribes the videos to text and the Axon redaction software that removes identifying information such as faces and license plates from video. With the success of these AI modules, BPD desires to expand its AI use by subscribing to the Axon AI Era plan. With this new offering from Axon, BPD would get access to the following modules, plus any additional AI modules over the life of the 10-year contract:

- **Draft One**
 - Generates a "first draft" (template) of an incident report based off the transcripts already created in the system
 - Customizable to how much assistance it provides and will not hallucinate
- **Real-Time Language Translation**
 - Detects more than 50 spoken languages in real-time on the BWC device and provides translation services allowing officers in the field to communicate with others not speaking English
- **Policy Chat**
 - Verbally access accurate policy and procedure information in the field from the BWC or through an app on the employee's city-issued cellphone
- **Smart Detection**
 - Speeds up evidence review by finding and following human forms in video
- **Smart Capture**
 - Extracts key data from an image such as driver licenses and license plates and uses the data to produce insight
- **Brief One**
 - Analyzes all digital media (videos, pictures, pdfs) related to an investigation and produces a summary and index

- **Form One**
 - Uses information gained from video transcripts to complete commonly needed forms
- **Axon Performance with AI**
 - Analysis video and flags escalating and de-escalating events for training and supervisor review

Further, the “Unlimited Premium with VR” 10-year plan also includes a “hive” of three drones as part of Axon’s, “Drones as First Responder” program. With this setup, drones are stored in environmentally protected docks on a roof top ready to launch within 20 seconds, allowing drones to get on scene prior to officer arrival. The drones are fully autonomous and use built-in AI to navigate terrain and obstacles. They are made in America and have low-light/FLIR capability with cellular-based connectivity. With the use of the Dedrone radar and camera system, the drone can travel Beyond Visual Line of Sight (BVLOS) and automatically deconflict airspace between manned and unmanned aircraft. The drones can be controlled remotely (pilot at home) or by on-duty part 107 FD or PD pilots. The Dedrone system allows the drones to operate up to 400 ft and around Spinks airport. It also can locate and track rogue or unauthorized drones and can pinpoint the exact location where a pilot is operating a rogue drone from. The Dedrone system comes with fixed mounted radar, RF sensors, and camera equipment along with a mobile trailer equipped with the same equipment for deployment at special events.

Also included in the offer from Axon is the full suite of Virtual Reality (VR) based training. The package contains four VR headsets, four handgun controllers, four Taser 10 controllers, and four tablets. The VR package includes hundreds of role-based scenarios to hone officer skills in Taser and handgun use, rapid decision-making, and empathy and de-escalation tactics.

In addition to the VR system, the package includes the Fusus Pro+ Real Time Crime Center (RTCC) software, My90 communication platform, and Signal Sidearm sensor system. The Fusus software combines multiple data and camera streams into a single pane for enhanced real-time situational awareness. It features advanced AI and analytics integration to detect threats and analyze video data efficaciously. The My90 solution is a communication platform that automatically engages customers with post-contact surveys, automated messaging with call-status updates, community engagement, and employee surveys. The Signal Sidearm device is a sensor that activates the users BWC when their handgun is removed from its holster.

Further, an Axon representative will be onsite to perform live demonstrations of products discussed along with answering any questions. Early adopter, discounted pricing can be locked in if the city manager signs the quote prior to June 30, 2025. Since the city’s master agreement with Axon contains a non-appropriation clause, procurement would not be binding unless authorized and allocated in the F26 budget. If funded, the first payment would not be due till F26. Additionally, the ARPA funds not used in the Central Square public safety CAD/RMS software project may provide an alternate form of financing for this procurement.

RECOMMENDATION:

Not applicable

PRIOR ACTION/INPUT (Council, Boards, Citizens):

City Council Input: July 6, 2023, July 24, 2023, August 15, 2023. City Council Regular Meeting August 21, 2023, September 9, 2024, October 21, 2024, and May 19, 2025.

City of Burleson is in the second year of a five-year service BWC agreement for the PD with Axon Enterprises, Inc.

REFERENCE:

CSO#5190-08-2023

FISCAL IMPACT:

Proposed Expenditure/Revenue: Expenditure \$5,593,685.83 over 10 years
Account Number(s): 6108001-63506; 1012001-50101; 1012201-61516; 1014004-61510
Fund:
Account Description: Software M&R; Overtime; Minor Computer Software; Minor Apparatus

STAFF CONTACT:

Billy Cordell
Chief of Police
bcordell@burlesontx.com
817-426-9912

THE CITY OF
BURLESON
TEXAS

Axon

Chief Billy Cordell

June 18, 2025



Axon Proposal

- **10-year agreement locks in pricing**
 - Includes “non-appropriation clause”
 - Includes access to additional products and updates
- **Based on a threshold of 100 body-worn cameras (BWC)**
 - BPD- 90 BWC, FD, 2 BWC, and Animal Services 3 BWC’s
 - Add 5 BWC’s to accommodate 1 shortage in PD and future staffing
 - BFD is considering BWC’s for their paramedics

All Axon Contracts with City of Burleson

Contracts **	Contract Total Cost	Per Year Cost	Terms (Months)	Start Date	End Date
PD BWCs	\$ 1,238,449	\$ 247,690	62	11/1/2023	10/31/2028
PD In-Car Cameras	699,349	139,870	60	5/1/2024	4/30/2029
PD Tasers	330,476	66,095	60	3/1/2024	2/28/2029
PD Tasers (2nd order)	48,026	12,007	48	3/1/2025	2/28/2029
PD Tethered Drone	72,818	14,563	60	1/13/2025	1/12/2030
PD Axon Air	37,395	9,349	51	11/1/2024	1/31/2029
PD Evidence.com Lic	37,015	9,254	48	11/1/2024	10/31/2028
ACO BWCs	17,514	3,072	60	12/1/2024	11/30/2029
FD BWCs	13,225	2,645	60	3/15/2024	3/14/2029
FD Tasers	9,749	1,946	60	10/1/2024	9/30/2029
Total:	\$ 2,504,016	\$ 506,490			

** *Blue Ink* contracts were originally proposed to be consolidated into a 10 year Contract while *Black ink* were not

AI at BPD

- BPD has used Axon AI since fall of 2023
 - BWC/In-Car video-to-text transcription
 - Video/Document redaction software
 - Automatic License Plate Readers (ALPR)
- AI for Facial Recognition
 - Utilized Clearview AI since December 2023
 - Helps Identify unknown suspects in crimes
- Priority Dispatch 911 Call-Taking Training since Summer of 2023
 - Interactive AI voice-bot that impersonates 911 caller to train dispatchers on classifying medical calls correctly (Emergency Medical Dispatch – EMD)
- Flock Safety Cameras (ALPR) since January 2023

Drones as First Responder / Dedrone

- Public-facing Law Enforcement (LE) Drone Transparency Dashboard
 - Allows for tracking and reporting of all drone flights
- Three - Skydio X10 Drones (Drone as First Responder- Hive)
 - Fully Autonomous Deployment – Roof-top Dock
 - Operates Beyond Visual Line of Sight (BVLOS) - No observer required
 - Built-in AI to navigate terrain & obstacles
 - Low-light/FLIR capability – Night Operations – Fire Hotspot Detection
- Dedrone (Airspace Deconfliction & Unauthorized Drone Tracker)
 - Includes Radar, Cameras, RF Sensors, and Mobile Special Event Trailer

Efficiency

We believe these platforms will improve our efficiency

- Axon *Draft One* AI feature uses officer BWC transcript and formats the information into a report template
- Axon *Form One* will use BWC transcripts to complete commonly used forms
- Axon *Brief One* will summarize data & case info individually and holistically
- Report templates for affidavits, arrests, incidents, etc.
- All imported policies laws, and ordinances can be searched through AI



Axon + Burleson PD: Empowering Real-Time Public Safety

Innovating for Real-Time Response, Officer Safety, and Community Protection

Drone as First Responder (DFR)

- **Faster Response, Safer Outcomes:** DFR programs reduce response times and provide critical aerial intel before officers arrive.
- **Real-Time Eyes on Scene:** Integrated with Axon Respond, drones stream live video to command staff and field units.
- **De-escalation Through Awareness:** Early intel helps determine the appropriate response—often reducing the need for force.

Axon Fusus

Unified Real-Time Operations: Axon Fusus integrates video, sensor, and location data from public and private sources into a single real-time platform.

Enhanced Situational Awareness: Enables command staff to monitor live incidents, track units, and coordinate faster, more informed responses.

Community-Connected Intelligence: Securely connects city cameras, drones, and third-party systems to support proactive policing and transparency.

Responsible AI at Axon



“In our pursuit of ethical and inclusive product development, we always aim to make the ‘right things’ easier and the ‘wrong things’ harder.”

Jeff Kunins, Chief Product Officer of Axon

HUMANS ARE ALWAYS IN THE LOOP

Enhance efficiency and effectiveness without removing crucial human decision-making during critical moments.

DESIGNED WITH AN ETHICAL LENS

We partner with our EEAC and other stakeholders to build rigorous tests and feedback loops that help mitigate bias and ensure equity and reliability.

PURPOSE-BUILT FOR PUBLIC SAFETY

Integrate AI seamlessly into existing operations, driving innovation while mitigating risks and supporting the practical realities of policing.



Summary: Consumer AI vs Axon AI

Consumer AI	Axon AI
Designed to be used for anything	Designed and tested specifically for Public Safety
Your data could be used in multiple ways	Your data remains securely within your walls
Creative speculations can lead to hallucinations	Creativity tuned down to reduce hallucinations
Sometimes reminds humans to review	Requires humans to review and approve
Requires manual upload of data	Integrated with the Axon Ecosystem
No testing or safeguards on law enforcement specific use cases	Rigorously tested for accuracy and bias using data representative of law enforcement scenarios

Neighboring Agency Statistics

Reported Time Savings

March 2025 – 30 surveys answered

Reported saving 19.16 minutes per report for a total of 574.8 minutes (**9.58 hours**) saved

Saved 67.82 minutes per officer

April 2025 – 86 surveys answered

Reported saving 23.02 minutes per report for a total of 1,979.72 minutes (**32.99 hours**) saved

Saved 228.79 minutes (3.81 hours) per officer

May 2025 – 49 surveys answered

Reported saving 23.46 minutes per report for a total of 1,149.5 minutes (**19.15 hours**) saved

Saved 139.43 minutes (2.32 hours) per officer

Total Time Savings Since Implementing Draft One

3,704.06 minutes (61.73 hours) saved

Axon Assistant

Respond smarter with real-time information



Item B.

AVAILABLE Q2

Intuitive AI Assistant on BWC

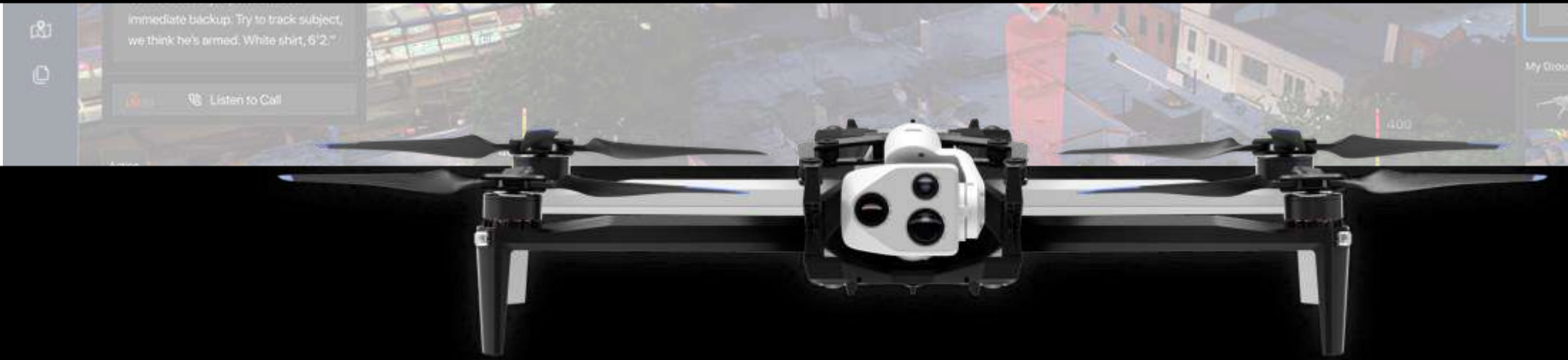
Provides first responders with the info they need, when and where they need it, by placing the power of AI right on their vest

Keep eyes on the scene

Push-to-talk interface allows officers to keep their eyes up, instead of down on a phone screen

Real-Time Translation available now

More skills planned in the future – General Q&A (Q2), Policy Chat access (Q4), and more



AXON AIR | DFR

Public safety's premier Drone as First Responder solution

Axon Air | DFR : A complete tech stack



Skydio X10

State-of-the-art autonomous drone designed specifically for first responders



Skydio Dock for X10

24/7 fully autonomous DFR missions with unmatched reliability



DedroneBeyond

Integrated solution for airspace awareness, deconfliction and BVLOS operations



Axon Evidence

Automated evidence offload with unlimited storage option for drone footage



Axon Respond

Real-time live-streaming, alongside body-worn and in-car cameras



Axon Fusus

Seamless integration into the Fusus Real-Time Crime Center Platform

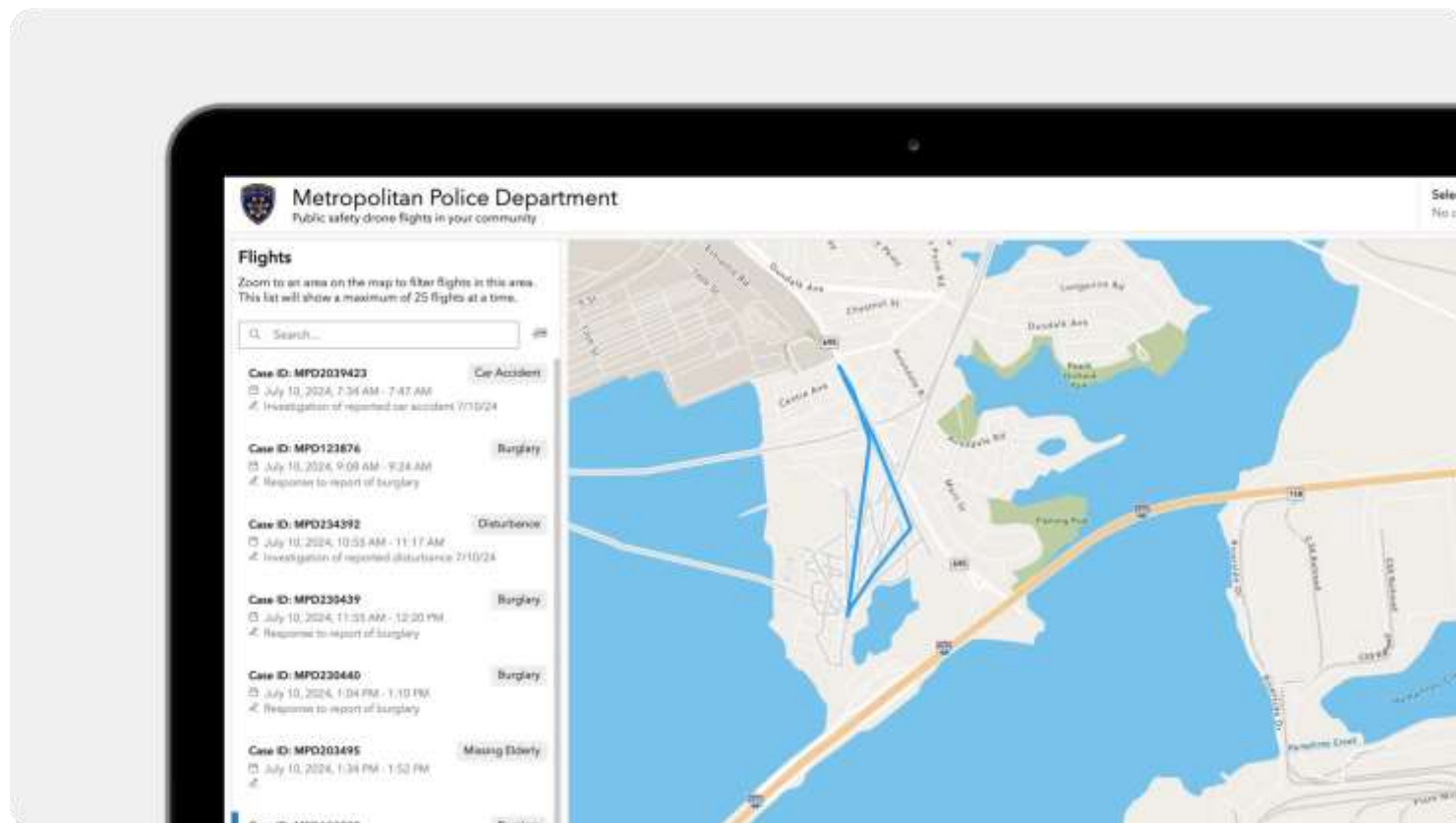
Instant Video Sharing & Collaboration

- One-tap “ReadyLink” for live streaming
- Common operating picture
- Compatible with multiple platforms
- Real-time video to right personnel



Building Trust Through Transparency


- Public-facing Transparency Dashboard
- Agency control over shared information
- Customizable flight detail sharing
- Flight date, time, and purpose displayed
- Map view with flight telemetry



Axon Fusus

- Unified real-time crime center (RTCC) in the cloud
- Single operating picture / pane of glass
- Consolidated view of all agency data streams
- Automated alerts and resource deployment
- Enhanced inter-agency collaboration
- Streamlined evidence management
- Technology-agnostic for flexible implementation



A close-up photograph of a person's hands holding a white and black Axon VR simulator handgun. The hands are positioned as if holding a real firearm, with the thumb on the trigger guard and fingers wrapped around the handle. The simulator is white with black accents and has "TASER 10" printed on the side. The background is dark and out of focus.

AXON VR SIMULATOR TRAINING

FOUR PRODUCTS, ONE SOLUTION



COMMUNITY ENGAGEMENT TRAINING

Develop skills, empathy, and de-escalation tactics for engaging with victims in crisis and individuals experiencing a mental health episode.



vRBT LIVE ACTION

Enhance rapid decision-making skills in realistic, high-stress calls for service to effectively prepare trainees for complex real-world scenarios.



SIMULATOR TRAINING: RANGE SKILLS

Hone handgun and TASER energy weapon skills, including target assessment, speed, accuracy and confidence under stress.






















SIMULATOR TRAINING: vRBT

Apply tactical, communication, and decision-making skills in dynamic **scenarios that replicate real-world stress** and evolving threats.

Burleson PD

Early Contract Renewal & Upgrade

This package includes:

Proposed Tech		Item B.
Number of Contracts	1	
Body Worn Cameras	AB4: 100	
Evidence.com Licenses	Pro: 118	
Fusus		
Four BWC Hardware Upgrades		
Unlimited Axon Storage		
Auto Tagging		
Performance		
Respond+ (Livestreaming)		
Signal Sidearm		
Redaction Assistant		
3rd Party Video Playback		
Standards Licenses		
My90 Engagement Surveys		
Virtual Reality		
Transcription & Dictation		
Unlimited 3rd Party Storage		
Axon DFR (x3)		
DFR Hardware Refresh		
Dedrone by Axon		
Axon AI		
All Future AI		

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AI References in Texas

- Alief ISD Police Dept. - TX
- Laredo Police Dept. - TX
- Limestone County Constable Pct. 2 - TX
- Albany Police Dept. - TX
- Loving County Sheriff's Office - TX
- Johnson County Sheriff's Office – TX (2025)
- Frisco Police Department - TX
- Kaufman County Constable Pct. 2 - TX
- Denton Police Dept. - TX
- Richardson Police Department - TX
- Duncanville Police Department – TX (2025)
- Allen Police Dept. - TX
- Kaufman County Constable Pct. 2 - TX
- DeSoto Police Dept. - TX
- Killeen Police Dept. - TX
- Haskell County Sheriff's Office - TX
- Magnolia Police Dept. - TX
- Haskell County Sheriff's Office – TX
- Waxahachie Police Department – TX (2025)

Reference Material

- [AI Ethics Video](#)
- [AI Customer Testimonial](#)
- [CEO Summit \(RTCC and DFR\)](#)
- [RTCC and DFR Customer Testimonial](#)
- [Cobb County Story \(FUSUS\)](#)
- [FUSUS](#)
- [Ethics Article](#)

One Axon Contract Citywide with All Axon Enhancements

Item B.

	All Existing Contracts		One New Contract		PD OT Offset	Difference
Year 1 / F26	\$	506,490	\$	606,490	\$ (100,000)	\$ -
Year 2 / F27		506,490		606,490	(100,000)	-
Year 3 / F28		506,490		606,490	(100,000)	-
Year 4 / F29 ***		756,143		606,490	(100,000)	(249,653)
Year 5 / F30 ***		762,005		606,490	(100,000)	(255,515)
Year 6 / F31 ***		762,005		857,879	(100,000)	(4,126)
Year 7 / F32 ***		762,005		857,879	(100,000)	(4,126)
Year 8 / F33 ***		762,005		857,879	(100,000)	(4,126)
Year 9 / F34 ***		1,089,593		857,879	(100,000)	(331,714)
Year 10 / F35 ***		1,097,816		857,879	(100,000)	(339,937)
Total:	\$	7,511,043	\$	7,321,847	\$ (1,000,000)	\$ (1,189,197)

*** Axon estimated renewal costs

One Axon Contract Citywide with All Axon Enhancements

Item B.

	All Existing Contracts		One New Contract		PD OT Offset	Difference
Year 1 / F26	\$	506,490	\$	735,962	\$ (100,000)	\$ 129,472
Year 2 / F27		506,490		731,765	(100,000)	125,275
Year 3 / F28		506,490		731,765	(100,000)	125,275
Year 4 / F29 ***		756,143		731,765	(100,000)	(124,378)
Year 5 / F30 ***		762,005		731,765	(100,000)	(130,240)
Year 6 / F31 ***		762,005		731,765	(100,000)	(130,240)
Year 7 / F32 ***		762,005		731,765	(100,000)	(130,240)
Year 8 / F33 ***		762,005		731,765	(100,000)	(130,240)
Year 9 / F34 ***		1,089,593		731,765	(100,000)	(457,828)
Year 10 / F35 ***		1,097,816		731,765	(100,000)	(466,051)
Total:	\$	7,511,043	\$	7,321,847	\$ (1,000,000)	\$ (1,189,197)

*** Axon estimated renewal costs

Additional Savings with Consolidated Contract

- Additional savings realized with consolidating to one contract when compared to original proposal

	Original Proposal		New Proposal			
	Select Contracts		All City Contracts			%
	(Per Year)		(Per Year)		Difference	Change
Axon Proposals	\$	559,369	\$	731,765	\$	-
Remaining Contracts		234,481		-		
Per Year Total:	\$	793,850	\$	731,765	\$	(62,085)
						-8%



Questions/Comments
