

BURLESON CITY COUNCIL REGULAR MEETING

April 4, 2022

MINUTES

ROLL CALLCouncil present:

Victoria Johnson
Rick Green
Jimmy Stanford
Chris Fletcher
Tamara Payne
Dan McClendon
Ronnie Johnson

Council Absent:Staff present

Bryan Langley, City Manager
Tommy Ludwig, Deputy City Manager
Amanda Campos, City Secretary
Monica Solko, Deputy City Secretary
Allen Taylor, City Attorney
Matt Ribitzki, Deputy City Attorney

1. CALL TO ORDER –5:32 PM

Invocation – Rick Cadden, Business Administration Pastor with First Baptist Church of Burleson

Pledge of Allegiance to the US Flag

Texas Pledge

2. PUBLIC PRESENTATIONS**A. Proclamations**

- Recognition of April 2022 as Child Abuse Prevention Month. (Recipients: Madelyn Mashburn, Alliance for Children and Tammy King, Executive Director of the Children's Advocacy Center of Johnson County.)
- Recognition of April 3-9, 2022 as National Library Week. (Recipient: Sara Miller, Deputy Library Director.)

B. Presentations

- None at this time.

C. Community Interest Items

- Recognition of Philo Waters
- Great turn out Saturday at the Farmers Market
- Recognition of Autism Awareness in April
- Report littering on the Don't Mess with Texas liter phone app
- Anniversary of Civil Rights recognized Martin Luther King, Jr.
- Saturday, April 9th is Library 51st Birthday.
- Easter Egg Hunt at Russell Farm on April 9, 2022

- Public art ribbon cutting at Bailey Lake on April 16, 2002
- Recognized the need for volunteers and funds for the Center for ASD
- Recognized Communications Department for the Bond brochure

3. **CHANGES TO POSTED AGENDA**

A. **Items to be continued or withdrawn**

- None at this time.

B. **Items to be withdrawn from Consent Agenda for separate discussion or items to be added to the Consent Agenda.**

- Add 6B to the consent agenda.

Motion made by Dan McClendon and Jimmy Stanford to add 6B to consent agenda.

Motion passed 7-0.

4. **CITIZEN APPEARANCES**

- Bill Janusch, 117 NE Clinton Street, came forward to ask those that see child abuse to speak up and prevent it.
- Betty Arber, 320 Tinker Trail, an online speaker card, recognized Chaz Forrester for organizing the Farmer's Market.

5. **CONSENT AGENDA**

A. **Minutes from the March 21, 2022 regular meeting. (Staff Contact: Amanda Campos, City Secretary).**

Motion made by Dan McClendon and Ronnie Johnson to approve.

Motion passed 7-0.

B. **Replat of Original Town of Burleson, Lot 12R, Block 9, addressed as 138 N Wilson Street within the City of Burleson (Case 22-022). (Staff Contact: Tony McIlwain, Director of Development Services).**

Motion made by Dan McClendon and Ronnie Johnson to approve.

Motion passed 7-0.

C. **CSO#2024-04-2022, facility use contract with Burleson Youth Association (BYA) for Chisenhall Fields. (Staff Contact: Jen Basham, Parks and Recreation Director).**

Motion made by Dan McClendon and Ronnie Johnson to approve.

Motion passed 7-0.

- D. CSO#2025-04-2022, permanent drainage easement to the City of Burleson associated with the Reverie Phase 2 single-family residential development located southeast of Reverie Rd. near the intersection of Reverie Rd. and Ryer Tr. (Staff Contact: Michelle McCullough, Assistant Director of Public Works, Development).**

Motion made by Dan McClendon and Ronnie Johnson to approve.

Motion passed 7-0.

- E. CSO#2026-04-2022, permanent sanitary sewer easement to the City of Burleson associated with the Reverie Phase 2 single-family residential development located southeast of Reverie Rd. near the intersection of Reverie Rd. and Ryer Tr. (Staff Contact: Michelle McCullough, Assistant Director of Public Works, Development).**

Motion made by Dan McClendon and Ronnie Johnson to approve.

Motion passed 7-0.

- F. CSO#2027-04-2022 resolution, authorizing CSO#2028-04-2022 a real estate contract with HCI, LLC, or assigns as buyer, to sell fee simple title to a tract of land in Johnson County, Texas, commonly known as 124 NW Magnolia St (also known as 124 SW Haskew St), for the sales price of \$190,000 and other consideration as prescribed in the contract; authorizing the City Manager to execute all documents necessary to close on the contract; authorizing the expenditure of funds; incorporating the recitals; and providing an effective date. (Staff Contact: Alex Philips, Economic Development Director).**

Motion made by Dan McClendon and Ronnie Johnson to approve.

Motion passed 7-0.

- G. CSO#2029-04-2022, resolution authorizing a Home improvement Rebate Program in accordance with Chapter 380 related to housing improvement financial incentives in amount not to exceed \$25,000. (Staff Contact: Lisa Duello, Neighborhood Services Director).**

Motion made by Dan McClendon and Ronnie Johnson to approve.

Motion passed 7-0.

- H. CSO#2030-04-2022, minute order appointing Dr. Steve Martin to a two-year term as health authority to administer state and local laws relating to public health in the City in accordance with Chapter 121 of the Texas Health and Safety Code. (Staff Contact: K.T. Freeman, Fire Chief).**

Motion made by Dan McClendon and Ronnie Johnson to approve.

Motion passed 7-0.

- I. **CSO#2031-04-2022, professional services agreement with Dr. Steven N. Martin, M.D., to a two-year term to act as the City of Burleson's public health authority in accordance with Chapter 121 of the Texas Health and Safety Code in the amount not to exceed \$120,000. (Staff Contact: K.T. Freeman, Fire Chief).**

Motion made by Dan McClendon and Ronnie Johnson to approve.

Motion passed 7-0.

- J. **CSO#2032-04-2022, professional services agreement with Dr. John K. Griswell, M.D., PA, to a two-year term for the services of a licensed physician necessary to assist the Local Health Authority in an amount not to exceed \$40,000. (Staff Contact: K.T. Freeman, Fire Chief).**

Motion made by Dan McClendon and Ronnie Johnson to approve.

Motion passed 7-0.

- K. **CSO#2033-04-2022, minute order ratifying the actions of the Burleson 4B Community Service Development Corporation approving a resolution adopting the redevelopment and improvement of 135 West Ellison Street and the construction and operation of a restaurant (Heim Burleson, LLC) as a project under the Texas Development Corporation Act. (Staff Contact: Alex Philips, Economic Development Director).**

Motion made by Dan McClendon and Ronnie Johnson to approve.

Motion passed 7-0.

- L. **CSO#2034-04-2022, minute order ratifying the actions of the Burleson 4B Community Service Development Corporation approving a resolution adopting the redevelopment and improvement of 135 West Ellison Street and the construction and operation of a restaurant (Razzoo's, Inc.) as a project under the Texas Development Corporation Act. (Staff Contact: Alex Philips, Economic Development Director).**

Motion made by Dan McClendon and Ronnie Johnson to approve.

Motion passed 7-0.

ADD:

- 6B. **CSO#2037-04-2022, resolution authorizing payment of three years of subscription fees to SHI Government Solutions for the Microsoft Enterprise Agreement in the amount not to exceed \$293,000. (Staff Presenter: Charley Hight, Deputy Director of Information Technology).**

Motion made by Dan McClendon and Ronnie Johnson to approve.

Motion passed 7-0.

6. **GENERAL**

- A. **CSO#2035-04-2022 resolution, authorizing CSO#2036-04-2022 a real estate contract with Gene P. Escoe, as seller, to purchase fee simple title to a 2.927 acre tract of land, more or less, situated in Johnson County, Texas, commonly known as 11013 County Road 1020, for the purchase price of \$350,000 and other consideration as prescribed in the contract; authorizing the City Manager to execute all documents necessary to close on the contract; authorizing the expenditure of funds; incorporating the recitals; and providing an effective date. (Staff Presenter: Eric Oscarson, Director of Public Works).**

Director of Public Works Eric Oscarson presented a resolution authorizing a real estate contract with Gene P. Escoe for the purchase of 2.927 acre tract of land commonly known as 11013 County Road 1020 for the purchase price of \$350,000.

Motion made by Rick Green and Jimmy Stanford to approve.

Motion passed 7-0.

- B. ~~CSO#2037-04-2022, resolution authorizing payment of three years of subscription fees to SHI Government Solutions for the Microsoft Enterprise Agreement in the amount not to exceed \$293,000. (Staff Presenter: Charley Hight, Deputy Director of Information Technology).~~ **MOVED TO CONSENT AGENDA.**

Item 6B was moved and voted on under consent agenda above.

- C. **CSO#2038-04-2022, minute order for appointments to city boards and commissions for 2021-2024 terms and vacancies. (Staff Presenter: Amanda Campos, City Secretary).**

Motion made by Rick Green and Victoria Johnson to remove from the table.

Motion passed 6-1, Tamara Payne against.

City Secretary Amanda Campos presented a minute order for appointments to city boards and commission for 2021-2024 term and vacancies.

Jason Morse, 337 Colorado Drive, online speaker card expressing the urgency to fill the vacancy on the Planning and Zoning Commission.

Motion made by Dan McClendon and Ronnie Johnson to approve.

Motion passed 6-1, Tamara Payne against.

7. REPORTS AND PRESENTATIONS

- A. Receive a report, hold a discussion, and provide staff direction regarding the Chisholm Summit development. (*Staff Presenter: Tony McIlwain, Director of Development Services*)**

Director of Development Services Tony McIlwain introduced Justin Bond who presented Chisholm Summit development.

After a brief discussion and questions, Council consensus was in favor of the development.

- B. Receive a report, hold a discussion, and provide staff direction regarding redevelopment of 130 E. Renfro Street and E. Ellison Street pedestrian improvements. (*Staff Presenter: Alex Philips, Director of Economic Development*)**

Economic Development Director Alex Philips reported and discussed redevelopment of 130 E. Renfro Street and E. Ellison Street pedestrian improvements.

After a brief discussion and questions, Council consensus was to move forward.

- C. Receive a report, hold a discussion, and provide staff direction regarding the Burleson West Transit Oriented Development (TOD) District. (*Staff Presenter: Tony McIlwain, Director of Development Services*)**

Director of Development Services Tony McIlwain reported and discussed the Burleson West Transit Oriented Development (TOD) District.

After a brief discussion and questions, Council consensus was to bring back with more information.

- D. Receive a report, hold a discussion, and provide staff direction regarding the Comprehensive Plan and Midpoint 2020 update. (*Staff Presenter: Tony McIlwain, Director of Development Services*)**

Director of Development Services Tony McIlwain reported and discussed the Comprehensive Plan and Midpoint 2020 update.

8. CITY COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS OR REPORTS

- None at this time.

9. 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**
 - Land use, design standards, and density in the City's Transit Oriented Development District
 - Article III "Amusements" of Chapter 14 "Businesses" of the City of Burleson Code of Ordinances
- 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.
- 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**
 - Review, deliberate, and discuss the annual performance evaluation, duties, benefits, compensation, and contract for the City Manager.
- 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**
 - Project Warehouse
 - Hyder Ranch

Motion was made by Tamara Payne and Victoria Johnson to convene into executive session at 7:27 p.m.

Motion passed 7-0.

Motion was made by Victoria Johnson and Jimmy Stanford to reconvene into open session at 8:40 p.m.

Motion passed 7.0.

ADJOURNMENT

Motion made by Victoria Johnson and Rick Green to adjourn.

Mayor Fletcher adjourned the meeting at 8:41 p.m.

Monica Solko
Deputy City Secretary