
Friday, February 18, 2022

Council Chambers

TIME : 9:00 a.m.

Call to Order

1. **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**

2. **CITIZEN APPEARANCES**

Other than public hearings and items listed on the posted agenda, citizens in attendance who desire to speak to City Council may speak during this section.

Speakers in attendance: Each person will be allowed three (3) minutes to speak and will not be interrupted by City Council or staff. If you would like to speak, please fill out a speaker card and give the completed card to the City Secretary prior to addressing City Council.

Speakers not in attendance: Each person must fill out an online speaker card. Online speaker cards will be for items posted on the agenda only and must be submitted 30 minutes prior to the posted start time of the meeting. Online speaker cards will be read aloud by the City Secretary at the time the item is presented. Online speaker cards can be found on the city's website, www.burlesontx.com on the [agenda/notices page](#).

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.

3. **GENERAL**

- A. Consider and take action on a motion to reconsider the approval of an ordinance calling a special bond election to be held May 7, 2022. *(Presenter: Dan McClendon, Mayor Pro Tem)*

Attachments

Department Memo

Ordinance calling bond election

certificate of ordinance

- B. Consider and take action on a motion to reconsider the approval of a resolution declaring the intent and commitment to create a contract with the voters; stipulating the proceeds from the bond shall be used for the projects identified in the ordinance calling the May 2022 bond election; directing the City Manager to implement the May 2022 bond program in accordance with the specific projects and programs set forth in this resolution and the propositions approved by the voters; and declaring an effective date. *(Presenter: Dan McClendon, Mayor Pro Tem)*

Attachments

Department Memo

Resolution

Adjourn

Staff Contact

City Manager's Office

817-426-9680

CERTIFICATE

I hereby certify that the above agenda was posted on this the 15th of February 2022, by 9:00 a.m., on the official bulletin board at the Burleson City Hall, 141 W. Renfro, Burleson, Texas.

Amanda Campos

Amanda Campos
City Secretary

**ACCESSIBILITY STATEMENT**

The facility 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.



City of Burleson

City Council

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

AGENDA INFORMATION SHEET

DEPARTMENT: Legal
DATE: 02/18/2022

SUBJECT

Consider and take action on a motion to reconsider the approval of an ordinance calling a special bond election to be held May 7, 2022. *(Presenter: Dan McClendon, Mayor Pro Tem)*

Attachments

Department Memo
Ordinance calling bond election
certificate of ordinance

Respectfully submitted:

Matt Ribitzki
x9664

DEPARTMENT MEMO

DEPARTMENT: City Council
FROM: Dan McClendon, Mayor Pro Tem
MEETING: February 18, 2022

SUBJECT:

Consider and take action on a motion to reconsider the approval of an ordinance calling a special bond election to be held May 7, 2022. (Presenter: Dan McClendon, Mayor Pro Tem)

SUMMARY:

In past meetings, Council has considered the call for a bond election for various measures committing the city to construction of a Police Station improvement, Fire Station #4 in the future Chisholm Summit area, communications improvements, and various street improvement projects. With Council direction, a special Bond Committee was created to advise the Council on various matters pertaining to debt capacity, the debt portion of the tax rate, various forms of indebtedness, and various projects to be considered for a possible Bond Election. The Committee was created and conducted meetings in the fall and winter of 2021, delivering its recommendations as requested to the Council in January 2022.

On January 18, 2022, the Council directed the City Secretary to bring an item forward to vote on calling the election, and that vote was held on February 7, 2022. The measure calling the election passed with a 4-3 vote.

It is my opinion, and that of others involved, that it is not wise to present a bond ballot asking citizens to support the decision of Council to commit to the bond sale and resulting indebtedness when it is not clear that these measures enjoy the strong, unified support of the Council. It is obvious from the 4-3 vote that the Council is not fully in support of this Bond Election, and therefore the citizens cannot be assured that the full Council wants approval for the projects and the resulting indebtedness. It is very likely, in my opinion, that the bond election will fail due to the mixed message of faint support indicated by the City's leadership. Further, Council members who opposed the calling of the election can not be expected, in good conscience, to publicly support the request for the citizens to support this issue with their votes. It is my belief also that this mix of support/non-support during the course of the election will stratify and further divide Council members in the perception of the public, leading to further disharmony in the community and on the Council.

It is also a matter of state law that if any of the measures fail to be supported by the Citizens in the Bond Election, the Council is prevented from taking action toward them until another election is held and passed not less than three years later. In the case of the street improvement projects and especially in the case of Fire Station #4, we can ill afford to wait that long, as the need for fire and medical emergency protection in the new Chisholm Summit addition will be urgent before enough time has

elapsed after a three-year delay to construct and staff the new station, exposing citizens in that area to unnecessary risk to their health and safety due to slow emergency response times.

As it is necessary to call this election immediately in order to meet the necessary time frame for a legal election, it is my request that the Council vote to cancel the election ordered by the scant majority at the February 7, 2022, meeting and prepare to begin discussions to resolve the issues pertaining to the lack of support for the election as necessary to achieve unanimous support, prior to calling for a bond election, if any is to be called for these matters, at a later date.

OPTIONS:

Council may approve to reconsider and take action as presented

Council may deny reconsideration and take no action

FISCAL IMPACT:

N/A

STAFF CONTACT:

Name: Dan McClendon, Mayor Pro Tem

Department: City Council

Email: councilplace5@burlesontx.com

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURLESON, TEXAS,
CALLING A BOND ELECTION TO BE HELD WITHIN THE CITY; MAKING
PROVISIONS FOR THE CONDUCT OF THE ELECTION; AND CONTAINING
OTHER PROVISIONS INCIDENT AND RELATED TO THE PURPOSE OF THIS
ORDINANCE

STATE OF TEXAS §
COUNTIES OF TARRANT AND JOHNSON §
CITY OF BURLESON §

WHEREAS, the City Council of the City of Burleson, Texas (the “City”) deems it advisable to call the bond election hereinafter ordained (the “Election”); and

WHEREAS, the City, acting through the City Secretary (the “Elections Administrator”) will provide for the administration of the Election in accordance with the Texas Election Code (the “Code”);

WHEREAS, it is hereby officially found and determined that the meeting at which this Ordinance was adopted was open to the public, and public notice of the time, place, and purpose of the meeting was given, all as required by Chapter 551, Texas Government Code.

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

Section 1. Findings. The statements contained in the preamble of this Ordinance are true and correct and adopted as findings of fact and operative provisions hereof.

Section 2. Precinct Established. The City shall constitute a single election precinct for the Election, to be known as Burleson Election Precinct No. 1.

Section 3. Election Ordained; Polling Places. The Election shall be held in the City on May 7, 2022 (“Election Day”). The Election is to be conducted and administered by the City in accordance with the Texas Election Code (the “Code”). The Election Day polling place shall be as follows:

Burleson Senior Activity Center
Back Room
216 SW Johnson Avenue
Burleson, TX 76028

On Election Day, the polls shall be open from 7:00 a.m. to 7:00 p.m. in accordance with and pursuant to the Code.

Section 4. Early Voting. Early voting shall be administered by the Elections Administrator as set forth in the Code. Early voting by personal appearance shall be conducted between the hours of 8:00 a.m. until 5:00 p.m. on each day which is not an official State or Federal holiday, beginning Monday, April 25, 2022, and continuing through Tuesday, May 3, 2022. Early voting by personal appearance shall be at the Burleson Senior Activity Center, Back Room, 216 SW Johnson Avenue, Burleson, TX 76028.

Section 5. Election Officials. The City Secretary, of the City of Burleson, Texas is hereby designated as the Early Voting Clerk and may appoint the necessary deputy clerks as required for early voting. The following named individuals are hereby appointed to serve as Presiding Election Judge and Alternate Presiding Judge, respectively, at the election:

Presiding Election Judge
Alternate Presiding Judge

Name: Hilda Robinson
Name: Linda Hays

The Presiding Election Judge and Alternate Presiding Judge shall be qualified voters of the City. The Elections Administrator shall, in accordance with the Code, deliver to the Presiding Election Judge and Alternate Presiding Judge notice of their appointments not later than twenty (20) days from the effective date of this Ordinance. The Presiding Election Judge shall appoint Election Clerks necessary for the proper conduct of the election, but not less than four (4) clerks. The Presiding Election Judge shall make a reasonable effort to appoint at least one (1) bilingual, Spanish speaking Election Clerk. The Elections Administrator may additionally employ other personnel necessary for the proper administration of the Election, including such part-time help as is necessary to prepare for the Election, to ensure the timely delivery of supplies during early voting and on Election Day, and for the efficient tabulation of ballots.

Section 6. Voting by Mail. Applications for voting by mail for all residents of the City may be submitted beginning January 1, 2022, and must be received (not postmarked) by the Early Voting Clerk by April 26, 2022. Completed applications may be submitted to the Early Voting Clerk by mail, contract or common carrier, or fax. Completed applications may also be submitted to the Early Voting Clerk by e-mail if the e-mail contains the scanned application containing the applicant's original signature. An applicant submitting an application for ballot by mail via fax or e-mail must also submit the physical application for ballot by mail via mail. In order for a faxed or e-mailed application for ballot by mail to be effective, the physical, mailed application for ballot by mail must be received within four (4) days of the submission for the application for a ballot by mail by fax or e-mail.

Applications for voting by mail for all residents of the City shall be sent as follows:

Postal Mail:	141 W. Renfro, Burleson, Texas 76028
Commercial Carrier or Personal Delivery:	141 W. Renfro, Burleson, Texas 76028
Fax:	817.426.9374
E-Mail:	elections@burlesontx.com

All voted ballots by mail that are returned on or before Election Day shall be counted. Voted ballots received on the next business day after Election Day will also be counted if they have been postmarked by Election Day. Voted Ballots mailed from U.S. citizens residing outside the U.S. may be counted if clearly postmarked on or before Election Day and received not later than the fifth (5th) day after Election Day.

Section 7. Early Voting Ballots. Early voting shall be canvassed by the Early Voting Ballot Board, which is hereby created. The Presiding Election Judge and the Alternate Election Judge appointed herein shall serve as the presiding officer and alternate presiding officer, respectively, of the Early Voting Ballot Board. The other elections officers serving at the Election shall serve as the other members of the Early Voting Ballot Board for the Election.

Section 8. Qualified Voters. All qualified electors of and residing in the City, shall be entitled to vote at the election.

Section 9. Propositions. At the Election, the following PROPOSITIONS shall be submitted in accordance with law:

CITY OF BURLESON, TEXAS SPECIAL ELECTION
CITY OF BURLESON, TEXAS PROPOSITION A

Shall the City Council of the City of Burleson, Texas, be authorized to issue and sell bonds of said City, in the aggregate principal amount of \$33,645,000, for the public purpose of designing, constructing, improving, extending, expanding, upgrading and developing streets, roads, bridges, thoroughfares and related improvements, including utility relocation, landscaping, sidewalks and pedestrian walkways, lighting, signalization, drainage, and the purchase of any necessary land or right-of-way; with said bonds to be issued in one or more series or issues, to mature serially or otherwise not to exceed 40 years from their date and bear interest at such rate or rates, not to exceed the respective limits prescribed by law at the time of issuance, and to be sold at such price or prices as the City Council in its discretion shall determine; and shall there be levied and pledged, assessed and collected annually ad valorem taxes on all taxable property in said City in an amount sufficient, within the limits prescribed by law, to pay the annual interest on said bonds and provide a sinking fund to pay said bonds at maturity?

CITY OF BURLESON, TEXAS SPECIAL ELECTION
CITY OF BURLESON, TEXAS PROPOSITION B

Shall the City Council of the City of Burleson, Texas, be authorized to issue and sell bonds of said City, in the aggregate principal amount of \$52,360,000, for the public purpose of constructing, improving, renovating and equipping public safety facilities consisting of new fire department facilities, renovation and expansion of existing police facilities, acquisition of fire apparatuses and public safety equipment and vehicles, and the acquisition of land and interest in land necessary therefore; with said bonds to be issued in one or more series or issues, to mature serially or otherwise not to exceed 40 years from their date and bear interest at such rate or rates, not to exceed the respective limits prescribed by law at the time of issuance, and to be sold at such price or prices as the City Council in its discretion shall determine; and shall there be levied and pledged, assessed and collected annually ad valorem taxes on all taxable property in said City in an amount sufficient, within the limits prescribed by law, to pay the annual interest on said bonds and provide a sinking fund to pay said bonds at maturity?

Section 10. Ballots. The official ballots for the Election shall be prepared in accordance with the Code so as to permit the electors to vote "FOR" or "AGAINST" the aforesaid PROPOSITIONS with the ballots to contain such provisions, markings and language as required by law, and with such PROPOSITIONS to be expressed substantially as follows:

		CITY OF BURLESON, TEXAS SPECIAL ELECTION
		CITY OF BURLESON, TEXAS PROPOSITION A
)
FOR	_____) THE ISSUANCE OF \$33,645,000 BONDS BY THE CITY OF BURLESON,
) TEXAS, FOR STREET AND ROAD IMPROVEMENTS IN THE CITY
AGAINST	_____) AND LEVYING A TAX SUFFICIENT TO MAKE THE PAYMENTS OF
) PRINCIPAL AND INTEREST THEREON.
)

CITY OF BURLESON, TEXAS SPECIAL ELECTION
CITY OF BURLESON, TEXAS PROPOSITION B

FOR	_____)	THE ISSUANCE OF \$52,360,000 BONDS BY THE CITY OF BURLESON,
)	TEXAS, FOR CONSTRUCTION, IMPROVEMENT AND EQUIPMENT OF
AGAINST	_____)	PUBLIC SAFETY FACILITIES AND LEVYING A TAX SUFFICIENT TO
)	MAKE THE PAYMENTS OF PRINCIPAL AND INTEREST THEREON.
)	

Section 11. Compliance with Federal Law. In all respects, the Election shall be conducted in accordance with the Code. Pursuant to the federal Help America Vote Act (“HAVA”) and the Code, at each polling place there shall be at least one voting system that is equipped for disabled individuals, and each such voting system shall be a system that has been certified by the Texas Secretary of State as compliant with HAVA and the Code. The City hereby finds that the voting system to be used by the Elections Administrator in administering the Election is such a system, and orders that such voting equipment or other equipment certified by the Texas Secretary of State shall be used by the City in its elections. If needed, the Election Administrator, or a designee of the Election Administrator, is authorized to make a submission to the United States Justice Department to seek pre-clearance as required by law.

Section 12. Delivery of Returns. In accordance with the Code, immediately after the closing of the polls on Election Day, the election officers named in this Ordinance shall make and deliver the returns of the election in triplicate as follows: one (1) copy shall be retained by the Presiding Election Judge; one (1) copy shall be delivered to the Mayor of the City; and one (1) copy of the returns, together with the ballot boxes and all election supplies, shall be delivered to the City Secretary. All election records and supplies shall be preserved by the City Secretary in accordance with the Code.

Section 13. Further Procedures. The City Council hereby authorizes and directs the Mayor, City Manager, Assistant City Manager, City Secretary, and all other officers, employees and agents of the City, in consultation with the City Attorney, if necessary, to do and perform all such acts and to execute, acknowledge and deliver in the name and on behalf of the City, such documents, agreements, certificates and other instruments, whether or not mentioned in this Ordinance, as may be necessary or desirable in order to carry out the terms, provisions and actions provided for in this Ordinance. Furthermore, the City Secretary is hereby authorized and instructed to provide and furnish all necessary supplies to conduct the special election, in accordance with this Ordinance and the Code.

Section 14. Debt Obligations. The following information is provided in accordance with the provisions of Section 3.009(b), Texas Election Code.

- (a) The proposition language that will appear on the ballot is set forth in Section 9 hereof.
- (b) The purpose for which the bonds are to be authorized is set forth in Section 8 hereof.
- (c) The principal amount of the debt obligations to be authorized is set forth in Sections 8 and 9 hereof.
- (d) If the bonds are approved by the voters, the City Council will be authorized to levy annual ad valorem taxes, on all taxable property in the City, sufficient, within the limits prescribed by law, to pay the principal of and interest on the bonds and the cost of any credit agreements executed in connection with the bonds.

(e) Based upon the bond market conditions at the date of adoption of this Ordinance, the maximum interest rate for any series of the bonds is estimated to be 5.00%. Such estimate takes into account a number of factors, including the issuance schedule, maturity schedule and the expected bond ratings of the proposed bonds and notes. Such estimated maximum interest rate is provided as a matter of information, but is not a limitation on the interest rate at which the bonds or notes, or any series thereof, may be sold.

(f) If the bonds are approved, they may be issued in one or more series, to mature serially, over a period not to exceed 40 years from the date of issuance of each series of bonds.

(g) The aggregate amount of the outstanding principal of the City's debt obligations as of the date of this Ordinance is \$59,462,359.

(h) The aggregate amount of the outstanding interest of the City's debt obligations as of the date of this Ordinance is \$16,265,676.

(i) The ad valorem debt service tax rate for the City as of the date of this Ordinance is \$0.1885 per \$100 of taxable assessed valuation.

(j) The website for the City (as the authority conducting the election) is <https://www.burlesontx.com/>.

Section 15. Effective Date. This ordinance shall be in full force and effect from and after its passage, and it is so ordained.

[Execution Page Follows]

Passed and Approved on this _____ day of _____, 2022.

Chris Fletcher, Mayor

Attest:

Amanda Campos, City Secretary

(City Seal)

Approved as to form and legality:

CERTIFICATE FOR ORDINANCE

THE STATE OF TEXAS \$
COUNTIES OF TARRANT AND JOHNSON \$
CITY OF BURLESON \$

I, the undersign officer of the City of Burleson, Texas (the “City”), hereby certify as follows:

1. The City Council of the City convened in a regular meeting on February 7, 2022, at the designated meeting place, and the roll was called of the duly constituted officers and members of said City Council, to-wit:

Chris Fletcher	Mayor
Victoria Johnson	Place 1
Rick Green	Place 2
Jimmy Stanford	Place 3
Tamara Payne	Place 4
Dan McClendon	Place 5
Ronnie Johnson	Place 6
Amanda Campos	City Secretary

and all of said persons were present except _____, thus constituting a quorum. Whereupon, among other business, the following was transacted at said meeting: a written

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURLESON, TEXAS,
CALLING A BOND ELECTION TO BE HELD WITHIN THE CITY; MAKING
PROVISIONS FOR THE CONDUCT OF THE ELECTION; AND CONTAINING
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ORDINANCE

was duly introduced for the consideration of said City Council. It was then duly moved and seconded that said Ordinance be adopted and, after due discussion, said motion, carrying with it the adoption of said Ordinance, prevailed and carried by the following vote:

AYES: NOES: ABSTENTIONS:

2. That a true, full and correct copy of the aforesaid Ordinance adopted at the Meeting described in the above and foregoing paragraph is attached to and follows this Certificate; that said Ordinance has been duly recorded in said City Council's minutes of said Meeting; that the above and foregoing paragraph is a true, full and correct excerpt from said City Council's minutes of said Meeting pertaining to the adoption of said Ordinance; that the persons named in the above and foregoing paragraph are the duly chosen, qualified and acting officers and members of said City Council as indicated therein; that each of the officers and members of said City Council was duly and sufficiently notified officially and personally, in advance, of the time, place and purpose of the aforesaid Meeting, and that said Ordinance would be introduced and considered for adoption at said Meeting, and each of said officers and members consented, in advance, to the holding of said Meeting for such purpose, and that said Meeting was open to the public and public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551, Texas Government Code.

SIGNED AND SEALED February 7, 2022.

City Secretary

(CITY SEAL)



City of Burleson

City Council

AGENDA INFORMATION SHEET

DEPARTMENT: Legal
DATE: 02/18/2022

SUBJECT

Consider and take action on a motion to reconsider the approval of a resolution declaring the intent and commitment to create a contract with the voters; stipulating the proceeds from the bond shall be used for the projects identified in the ordinance calling the May 2022 bond election; directing the City Manager to implement the May 2022 bond program in accordance with the specific projects and programs set forth in this resolution and the propositions approved by the voters; and declaring an effective date.

(Presenter: Dan McClendon, Mayor Pro Tem)

Attachments

Department Memo
Resolution

Respectfully submitted:

Matt Ribitzki
x9664

DEPARTMENT MEMO

DEPARTMENT: City Council
FROM: Dan McClendon, Mayor Pro Tem
MEETING: February 18, 2022

SUBJECT:

Consider and take action on a motion to reconsider the approval of an ordinance calling a special bond election to be held May 7, 2022. (Presenter: Dan McClendon, Mayor Pro Tem)

SUMMARY:

In past meetings, Council has considered the call for a bond election for various measures committing the city to construction of a Police Station improvement, Fire Station #4 in the future Chisholm Summit area, communications improvements, and various street improvement projects. With Council direction, a special Bond Committee was created to advise the Council on various matters pertaining to debt capacity, the debt portion of the tax rate, various forms of indebtedness, and various projects to be considered for a possible Bond Election. The Committee was created and conducted meetings in the fall and winter of 2021, delivering its recommendations as requested to the Council in January 2022.

On January 18, 2022, the Council directed the City Secretary to bring an item forward to vote on calling the election, and that vote was held on February 7, 2022. The measure calling the election passed with a 4-3 vote.

It is my opinion, and that of others involved, that it is not wise to present a bond ballot asking citizens to support the decision of Council to commit to the bond sale and resulting indebtedness when it is not clear that these measures enjoy the strong, unified support of the Council. It is obvious from the 4-3 vote that the Council is not fully in support of this Bond Election, and therefore the citizens cannot be assured that the full Council wants approval for the projects and the resulting indebtedness. It is very likely, in my opinion, that the bond election will fail due to the mixed message of faint support indicated by the City's leadership. Further, Council members who opposed the calling of the election can not be expected, in good conscience, to publicly support the request for the citizens to support this issue with their votes. It is my belief also that this mix of support/non-support during the course of the election will stratify and further divide Council members in the perception of the public, leading to further disharmony in the community and on the Council.

It is also a matter of state law that if any of the measures fail to be supported by the Citizens in the Bond Election, the Council is prevented from taking action toward them until another election is held and passed not less than three years later. In the case of the street improvement projects and especially in the case of Fire Station #4, we can ill afford to wait that long, as the need for fire and medical emergency protection in the new Chisholm Summit addition will be urgent before enough time has

elapsed after a three-year delay to construct and staff the new station, exposing citizens in that area to unnecessary risk to their health and safety due to slow emergency response times.

As it is necessary to call this election immediately in order to meet the necessary time frame for a legal election, it is my request that the Council vote to cancel the election ordered by the scant majority at the February 7, 2022, meeting and prepare to begin discussions to resolve the issues pertaining to the lack of support for the election as necessary to achieve unanimous support, prior to calling for a bond election, if any is to be called for these matters, at a later date.

OPTIONS:

Council may approve to reconsider and take action as presented

Council may deny reconsideration and take no action

FISCAL IMPACT:

N/A

STAFF CONTACT:

Name: Dan McClendon, Mayor Pro Tem

Department: City Council

Email: councilplace5@burlesontx.com

RESOLUTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURLESON, TEXAS, DECLARING ITS INTENT AND COMMITMENT TO CREATE A CONTRACT WITH THE VOTERS; STIPULATING THE PROCEEDS FROM THE BONDS SHALL BE USED FOR THE PROJECTS IDENTIFIED IN THE ORDINANCE CALLING THE MAY 2022 BOND ELECTION; DIRECTING THE CITY MANAGER TO IMPLEMENT THE MAY 2022 BOND PROGRAM IN ACCORDANCE WITH SPECIFIC PROJECTS AND PROGRAMS SET FORTH IN THIS RESOLUTION AND THE PROPOSITIONS APPROVED BY THE VOTERS; AND DECLARING 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 Local Government Code; and

WHEREAS, the City Council is ordering an election to be held on May 7, 2022, for the purpose of asking the voters to authorize general obligation bonds in two different propositions for Public Safety and Street and Road Improvements; and

WHEREAS, the May 2022 Bond Elections will be comprised of \$86,005,000 of the City’s \$88 million of bond capacity under its existing debt tax rate; and

WHEREAS, the City Council is structuring the May 2022 Bond Program propositions with \$33,645,000 for Street and Roadway Improvements and \$52,360,000 for construction, improvement, and equipment of Public Safety facilities; and

WHEREAS, City Council desires that the bond program be completed within seven years from voter approval and in accordance with the guidance, procedures, and funding levels and purposes set forth in this resolution.

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

Section 1.

The City Council, by this official action, reaffirms its commitment to the voters regarding the conditions and guidance contained in the ordinance calling the May 2022 Bond Election. Further, the City Council, by this official action, clarifies and declares its intent and commitment to the voters to create a contract with the voters that specifies that the proceeds from the bonds shall be used for the projects identified in the ordinance calling the May 2022 Bond Election. This resolution shall describe how the bond proceeds must be expended. Should either proposition fail, such failure shall not affect the guidance in this resolution for the proposition that is approved by the voters.

The City Manager is hereby directed to implement the May 2022 Bond Program in accordance with the purposes established in Exhibit A (“Exhibit A”), attached hereto and incorporated herein

by reference for all purposes, and the propositions approved by the voters. The City Council intends for Exhibit A to supersede prior City documents that establish the funding levels and purposes of the May 2022 Bond Program. The City may amend the purposes established in Exhibit A, after a bond proposition passes, only to the extent that the amendments comply with state law at the time an amendment is considered, comply with the ballot language passed by the voters, and with an affirmative vote from the City Council.

Section 2.

This resolution shall take effect immediately from and after its passage.

PASSED, APPROVED, AND SO RESOLVED by the City Council of the City of Burleson, Texas, on the _____ day of _____, 20____.

Chris Fletcher, Mayor
City of Burleson, Texas

ATTEST:

APPROVED AS TO LEGAL FORM:

Amanda Campos, City Secretary

E. Allen Taylor, Jr., City Attorney

EXHIBIT A

a.i.1.a.i.1. STREET AND ROADWAY IMPROVEMENTS

The Street and Roadway Improvements proposition is \$33,645,000.00, allocated to the following programs or projects:

Program	Description
Neighborhood Street Reconstruction	Funding for the design, rehabilitation, and reconstruction of existing City streets, improvements, including signal costs, associated utility projects, drainage improvements, and right-of-way acquisition at Valley Crest Drive, East Ellison Street, County Road 913, Mary Ann Lane, Paula Terrace, South Clark Street, Clubhouse Drive, Pineview Court, West Eldred Street, Beverly Drive, Brown Crest Drive, Lakeside Drive, Edgehill Road, Shelby Drive, North Commerce Street, Dorsey Street, NE James Circle, Short Street, White Oak Lane, Southwest Murphy Road, Southwest Thomas Street, Northwest Newton Drive, Spring Willow Road, Wicker Way, Southwest Hillside Drive, Willow Circle North, West Bufford Street, Windridge Lane, Northwest James Circle, South Dobson Street, Northwest Tarrant Avenue, and Forgotten Lane.
Intersection Improvements at Hulen St and Wilshire	Funding for the design, expansion, construction, and rehabilitation of the intersection, including signal costs, associated utility projects, drainage improvements, and right-of-way acquisition for the expansion of the intersection at Hulen Street and Wilshire.
Signals, Technology and Intelligent Traffic System	Funding for design, upgrades to signals, controllers, firmware, hardware, software, and infrastructure improvements to allow the city to better study, control, and synchronize the traffic signals throughout the city.
SW Hulen Widening	Funding for the design, expansion, construction, and rehabilitation of the roadway, including signal costs, associated utility projects, drainage improvements, and right-of-way acquisition Hulen Street from Kelly Drive to Candler Drive.
Alsbury Blvd Extension	Funding for the design, expansion, construction, and rehabilitation of the intersection, including signal costs, associated utility projects, drainage improvements, and right-of-way acquisition on Alsbury Blvd from the Hulen Street roundabout to CR 1020.
County Road 1020 Right-of-Way and Design	Funding for the design, expansion, construction, and rehabilitation of the roadway, including signal costs, associated utility projects, drainage improvements, and right-of-way acquisition, for Alsbury Blvd from Hulen St to CR 914.
East Renfro Widening	Funding for the design, expansion, construction, and rehabilitation of the roadway, including signal costs, associated utility projects, drainage improvements, and right-of-way

	acquisition, of East Renfro Street (FM 3391) from I-35W to Hurst Road and from Village Creek Parkway to CR 602.
Intersection Traffic/Sidewalk Improvements for Elk Drive, Hillside Drive, and FM 731	Funding to design, construct, reconstruct, and repair sidewalks and trail sections, construction of intersection enhancements, construction of median modifications, signal infrastructure upgrades, and new signal installations, including associated utility projects and right-of-way acquisition, on Elk Drive, Hillside Drive, the intersection at Elk and Hillside, and the intersection at Hillside and FM 731.
SH174 Widening – Wicker Hill to City Limits	Funding for the design and permitting to widen SH 174 from Wicker Hill to the city limits.
SH174 Widening – Hulen to City Limits	Funding for the design and permitting to widen SH 174 from Hulen to the city limits.
FM1902 and CR910 Pedestrian Mobility Design and Construction	Funding to design, construct, reconstruct, and repair sidewalks and trail sections, construction of intersection enhancements, construction of median modifications, signal infrastructure upgrades, and new signal installations, including associated utility projects, drainage improvements, and right-of-way acquisition, along CR 910 and FM 1902 from Caddo Grove Elementary and RC Loflin Middle School to the Bluebird Meadows Subdivision.
Annual Sidewalk Program	Funding to design, construct, reconstruct, and repair sidewalks, including signal costs, associated utility projects, drainage improvements, and right-of-way acquisition to coordinate with the Master Mobility Plan and the Parks Masterplan.
Intersection Improvements at Lakewood and SH174	Funding for the design, expansion, construction, and rehabilitation of the intersection, including signal costs, associated utility projects, drainage improvements, and right-of-way acquisition, at the intersection of Lakewood Drive and SH 174.

a.i.1.a.i.2. CONSTRUCTION, IMPROVEMENT, AND EQUIPMENT OF PUBLIC SAFETY FACILITIES

The Public Safety facilities proposition is \$52,360,000.00, allocated to the following programs or projects:

Program	Description
Fire Station Construction	Funding for the design and construction of a new fire station and public safety facility.
Police Station Expansion Renovations	Funding for the design, expansion, construction, and renovation of the police department facility.