

BURLESON CITY COUNCIL REGULAR MEETING January 23, 2023

ROLL CALL

COUNCIL 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, Jr., City Attorney
Matt Ribitzki, Deputy City Attorney

1. CALL TO ORDER – 5:31 PM

Invocation – Mayor Pro Tem Dan McClendon gave the invocation.

Pledge of Allegiance to the US Flag

Texas Pledge: *Honor the Texas Flag, I pledge allegiance to thee, Texas, one state under God; one and indivisible*

2. PUBLIC PRESENTATIONS

A. Proclamations

- None.

B. Presentations

- National Charity League, Burleson/Mansfield Chapter, book donation from their MLK book drive to the Mayor's Youth Council for restocking of the Little Free Libraries in Burleson.

C. Community Interest Items

- Condolences to the family of Bruce Gilliam.
- Congratulations to Economic Development for their hard work on the upcoming Project U conference on February 21, 2023 that has sold out.
- Council member Tamara Payne announced she would not be running for re-election.

- Join us for the Great Giveback on Saturday, January 28, 2023, at Burleson Public Library from 9-11 a.m.
- Join us for City Fest on Thursday, February 2, 2023 at the Brick from 4:30 p.m.- 7:00 p.m.

3. **CHANGES TO POSTED AGENDA**

A. Items to be continued or withdrawn

- None.

B. Items to be withdrawn from Consent Agenda for separate discussion or items to be added to the Consent Agenda.

- Remove 5D.

4. **CITIZEN APPEARANCES**

- Adele Parker, 336 S. Dobson, came forward with concerns of speeding on Dobson.

5. **CONSENT AGENDA**

A. Minutes from the January 9, 2023 regular council meeting. (*Staff contact: Amanda Campos, City Secretary*).

Motion made by Tamara Payne and seconded by Victoria Johnson to approve.

Motion passed 7-0.

B. CSO#4089-01-2023, ordinance amending the City of Burleson code of ordinances Chapters 2, 6, 10, 18, 44, 46, 62, and 86 amending the number of voting members and terms of members. (Final Reading) (*Staff Contact: Amanda Campos, City Secretary*)

Motion made by Tamara Payne and seconded by Victoria Johnson to approve.

Motion passed 7-0.

C. CSO#4090-01-2023, ordinance amending Article II “Fire Department” of Chapter 38 “Fire Prevention” of the City of Burleson Code of Ordinances by repealing and replacing Division 2 “Volunteer Fire Department” and Division 3 “Fire Prevention Department” setting forth that the fire department is no longer a volunteer fire department, that the fire prevention department is a division of the fire department, and that the fire marshal reports to the fire chief. (Final Reading) (*Staff Contact: Matt Ribitzki, Deputy City Attorney/Compliance Manager*)

Motion made by Tamara Payne and seconded by Victoria Johnson to approve.

Motion passed 7-0.

- D. ~~CSO#1681-02-2021, contract with Amilia Technologies (SmartRec) for authorization of credit card user fees (\$230,041.52) at the Burleson Recreation Center. (Staff Contact: Jen Basham, Director of Parks and Recreation) - REMOVED~~**

Item 5D was removed for separate discussion and consideration.

- E. CSO#4091-01-2023, contract with EZGO for the purchase of 480 golf cart batteries to replace the existing batteries on all 80 golf carts at Hidden Creek Golf Course through a cooperative purchasing agreement with BuyBoard in the amount not to exceed \$98,107.20. (Staff Contact: Jen Basham, Director of Parks and Recreation)**

Motion made by Tamara Payne and seconded by Victoria Johnson to approve.

Motion passed 7-0.

- F. CSO#4092-01-2023, amending employment agreement with Amanda Campos to act as City Secretary. (Staff Contact: Matt Ribitzki, Deputy City Attorney/Compliance Manager)**

Motion made by Tamara Payne and seconded by Victoria Johnson to approve.

Motion passed 7-0.

- G. CSO#4093-01-2023, amending employment agreement with Bryan Langley to act as City Manager. (Staff Contact: Matt Ribitzki, Deputy City Attorney/Compliance Manager)**

Motion made by Tamara Payne and seconded by Victoria Johnson to approve.

Motion passed 7-0.

REMOVED ITEM:

- D. CSO#1681-02-2021, contract with Amilia Technologies (SmartRec) for authorization of credit card user fees (\$230,041.52) at the Burleson Recreation Center. (Staff Contact: Jen Basham, Director of Parks and Recreation)**

Jen Basham, Director of Parks and Recreation, presented credit card user fees to the city council.

Motion made by Victoria Johnson and seconded by Rick Green to approve.

Motion passed 7-0.

6. DEVELOPMENT APPLICATIONS

- A. 2500 SW Hulen St (TOD Mixed-Use) (Case 22-131): Hold a public hearing and consider an ordinance for a zoning change request from "PD" Planned**

Development district, to “PD” Planned Development district, to allow for retail and single-family attached residential development on 35.20 acres. *(First and Final Reading) (Staff Presenter: Tony McIlwain, Director of Development Services) (The Planning and Zoning Commission recommended approval by unanimous vote) - CONTINUED*

Amanda Campos, City Secretary announced that the applicant had requested to continue item 6A to the February 20, 2023 City Council meeting at 5:30 p.m.

Mayor Fletcher opened the public hearing. **Time: 5:56 p.m.** and announced that the public hearing would be continued at the February 20, 2023 City Council meeting at Burleson City Hall, Council Chambers, 141 W. Renfro Street at 5:30 p.m.

- B. CSO#4094-01-2023, resolution for a sign variance to allow for a roof sign and two projection signs; Chapter 63, Sign Regulations for Razoo’s located at 135 W Ellison St. (Case 22-156). (Staff Presenter: Tony McIlwain, Development Services Director) (No Planning and Zoning Commission action was required for this item.)**

Tony McIlwain, Development Services Director, presented Case 22-156 to the city council.

Motion made by Dan McClendon and seconded by Victoria Johnson to approve.

Motion passed 7-0.

7. GENERAL

- A. Ordinance Modification for text amendments to Appendix B, Zoning, Article I, Board of Adjustments and Appendix C, Urban Design Standards, Article IV Old Town Design Standards, Old Town Design Standards Committee: Hold a public hearing and consider an ordinance amending the number of voting members and terms of members for the Board of Adjustments and Old Town Design Standards Committee.(First Reading) (Staff Presenter: Amanda Campos, City Secretary)**

Amanda Campos, City Secretary, presented an ordinance to the city council.

Mayor Fletcher opened the public hearing. **Time: 6:08 p.m.**

No speakers.

Mayor Fletcher closed the public hearing. **Time: 6:08 p.m.**

Motion made by Rick Green and seconded by Jimmy Stanford to approve.

Motion passed 7-0.

8. REPORTS AND PRESENTATIONS

None.

9. CITY COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS OR REPORTS

- None.

10. RECESS INTO EXECUTIVE SESSION

Pursuant to Section 551.071, Texas Government Code, the Council reserves the right to convene in Executive Session(s), from time to time as deemed necessary during this meeting for any posted agenda item, to receive advice from its attorney as permitted by law.

A. Pending or Contemplated Litigation or to Seek the Advice of the City Attorney Pursuant to Section 551.071

- Real Estate Sales Contract between Marilyn Bleeker and the Burleson Community Services Development Corporation Dated December 12, 2022
- Real Estate Sales Contract between James W. Crouch, Jr. and Katherine Crouch Halwes and the Burleson 4A Economic Development Corporation Dated July 18, 2022

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

- Approximately 11.705 acres of land out of the H.G. Catlett Survey, Abstract No. 177 in Burleson, Johnson County, Texas near the intersection of SW Hulen St and SW Alsbury Blvd
- Approximately 30.76 acres of land commonly known as 2140 SW Hulen St in Burleson, Johnson County, Texas near the intersection of SW Hulen St and SW Alsbury Blvd
- 130 E Renfro St in Burleson, Johnson County, Texas

C. Deliberation regarding a negotiated contract for a prospective gift or donation to the state or the governmental body Pursuant to Section 551.073**D. Personnel Matters Pursuant to Section 551.074****E. Deliberation regarding (1) the deployment, or specific occasions for implementation of security personnel or devices; or (2) a security audit Pursuant to Sec. 551.076****F. Deliberation Regarding Commercial or Financial Information Received from or the Offer of a Financial or Other Incentive made to a Business Prospect Seeking to Locate, Stay or Expand in or Near the Territory of the City and with which the City is conducting Economic Development Negotiations Pursuant to Section 551.087**

- Project Workforce
- CHC Development/CHC Acquisition

G. Pursuant to Sec 418.183(f), deliberation of information related to managing emergencies and disasters including those caused by terroristic acts (must be tape recorded)

Motion was made by Dan McClendon and seconded by Ronnie Johnson to convene into executive session. **Time: 6:10 p.m.**

Motion passed 7-0.

Motion was made by Jimmy Stanford and seconded by Ronnie Johnson to reconvene into open session. **Time: 7:08 p.m.**

Motion passed 7-0.

ADJOURNMENT

Motion made by Tamara Payne and Dan McClendon to adjourn.

Mayor Fletcher adjourned the meeting.

Time: 7:09 p.m.

Monica Solko
Deputy City Secretary