

**BURLESON CITY COUNCIL REGULAR MEETING**  
**December 11, 2023**  
**MINUTES**

**ROLL CALL**

**COUNCIL PRESENT:**

Victoria Johnson  
Phil Anderson  
Ronnie Johnson  
Chris Fletcher  
Larry Scott  
Dan McClendon  
Adam Russell

**COUNCIL ABSENT:**

**Staff present**

Tommy Ludwig, City Manager  
Eric Oscarson, Deputy City Manager  
Harlan Jefferson, 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 – 5:30 p.m.**

Mayor Fletcher called the meeting to order. **Time: 5:30 p.m.**

Invocation – Stacy Singleton 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**

- None.

**C. Community Interest Items**

- Thank you to all the staff that worked on all the Christmas events, it was a great turnout.
- Thank you to staff for all their hard work at the Santa's breakfast event.
- Great turnout for the Senior Citizen's craft show, it was a great event.

- The Christmas parade had thousands of people in attendance, thank you to all the staff that helped.
- Consider applying for Burleson 101 Civic Academy, an interactive session, hands on activities, starting in January.

### 3. **CHANGES TO POSTED AGENDA**

#### **A. Items to be continued or withdrawn**

- Remove items 5L-5W

#### **B. Items to be withdrawn from Consent Agenda for separate discussion or items to be added to the Consent Agenda.**

- None.

### 4. **CITIZEN APPEARANCES**

- None.

### 10. **RECESS INTO EXECUTIVE SESSION - MOVED**

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

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

- Receive a report and hold a discussion regarding Subchapter D of Chapter 42 of the Local Government Code and existing development agreements
- Receive a report and hold a discussion regarding the results of water samples from 616 Memorial Plaza in Burleson, Johnson County, Texas
- Receive a report and hold a discussion regarding the petition and election process under Chapter 501 of the Texas Election Code

#### **B. Discussion regarding possible purchase, exchange, lease, or value of real property pursuant to Section 551.072, Texas Government Code**

#### **C. 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, Texas Government Code**

- Project Lunchbreak
- Project 1611
- Project Ducky's Revenge

Motion was made by Adam Russell and seconded by Victoria Johnson to convene into executive session. **Time: 5:39 p.m.**

Motion passed 7-0.

Motion was made by Adam Russell and seconded by Ronnie Johnson to reconvene into open session. **Time: 5:58 p.m.**

Motion passed 7-0.

## 5. CONSENT AGENDA

### **A. Minutes from the November 13, 2023 regular council meeting and November 27, 2023 special council meeting. (Staff Contact: Amanda Campos, City Secretary)**

Motion made by Dan McClendon and seconded by Adam Russell to approve the consent agenda.

Motion passed 7-0.

### **B. CSO#5320-12-2023, renewal contract CSO#1859-09-2021 with Symetra to be the insurance provider for the city's life, long-term disability and short-term disability plans in the amount of \$384,000. (Staff Contact: Wanda Bullard, Interim Director of Human Resources)**

Motion made by Dan McClendon and seconded by Adam Russell to approve the consent agenda.

Motion passed 7-0.

### **C. CSO#5321-12-2023, renewal contract CSO#1858-09-2021 with United Healthcare (UHC) to be the third party administrator for the city's self-insured medical and dental plans and the carrier for the fully insured vision plan in the amount of \$95,000. (Staff Contact: Wanda Bullard, Interim Director of Human Resources)**

Motion made by Dan McClendon and seconded by Adam Russell to approve the consent agenda.

Motion passed 7-0.

### **D. CSO#5322-12-2023, minute order authorizing an expenditure on the contracts with HUB International (CSO#1956-01-2022) to be the City's benefits consultant and GASB 75 OPEB actuary to ensure a competitive and compliant group health plan in the amount of \$190,250. (Staff Contact: Wanda Bullard, Interim Director of Human Resources)**

Motion made by Dan McClendon and seconded by Adam Russell to approve the consent agenda.

Motion passed 7-0.

### **E. CSO#5323-12-2023, minute order for the purchase of computers, monitors, and peripheral equipment from Dell Marketing LP through a cooperative purchase**

**agreement with Texas Department of Information Resources (DIR) for \$250,800. (Staff Contact: James Grommersch, Chief Technology Officer, IT)**

Motion made by Dan McClendon and seconded by Adam Russell to approve the consent agenda.

Motion passed 7-0.

- F. CSO#5324-12-2023, minute order for the purchase of wireless access points, security cameras, monitors, and peripheral equipment from CDW Government LLC through a cooperative purchase agreement with Texas Department of Information Resources (DIR) in the amount of \$85,000 (Staff Contact: James Grommersch, Chief Technology Officer, IT)**

Motion made by Dan McClendon and seconded by Adam Russell to approve the consent agenda.

Motion passed 7-0.

- G. CSO#5325-12-2023, contract with the sole source provider Environmental Systems Research Institute, Inc, (ESRI) for map services software and maintenance for three-years in the amount of \$146,700.00. (Staff Contact: Hugo Rodriguez, Deputy Director, IT)**

Motion made by Dan McClendon and seconded by Adam Russell to approve the consent agenda.

Motion passed 7-0.

- H. CSO#5326-12-2023, minute order for the purchase of bulk fuel for the contract term ending December 31, 2024 from Mansfield Oil Company of Gainesville in the amount of \$493,880. (Staff Contact: Clinton Sumerall, Deputy Director – Operations, Public Works & Engineering)**

Motion made by Dan McClendon and seconded by Adam Russell to approve the consent agenda.

Motion passed 7-0.

- I. CSO#5327-12-2023, minute order authorizing an increase in spend with Cintas, through OMNIA Cooperative Pricing, under an existing contract term ending September 30, 2026, to provide uniform services to additional Public Works & Engineering employees, in the amount of \$71,040.(Staff Presenter: Janalea Hembree, Public Works Operations Manager)**

Motion made by Dan McClendon and seconded by Adam Russell to approve the consent agenda.

Motion passed 7-0.

- J. CSO#5328-12-2023, amendment to the Engineering Services Contract CSO#1480-08-2020 with Kimley-Horn and Associates, Inc. for the Traffic Signal Improvements (ITS) SH174 project in the amount of \$45,000 for a total contract amount of \$228,244. (Staff Presenter: Errick Thompson, Director of Public Works & Engineering)**

Motion made by Dan McClendon and seconded by Adam Russell to approve the consent agenda.

Motion passed 7-0.

- K. CSO#5329-12-2023, minute order ratifying resolution 4A12112023ChisholmSummitLakewoodDr and approval of a Resolution CSO#5329-12-2023 authorizing the construction costs and reimbursement of R.A. Development, Ltd., for the costs associated with installation of pedestrian and street lighting along Lakewood Drive pursuant to an existing Chapter 380 and Economic Development and Performance Agreement in the amount of \$599,413.50. (Staff Presenter: Errick Thompson, Director of Public Works & Engineering)**

Motion made by Dan McClendon and seconded by Adam Russell to approve the consent agenda.

Motion passed 7-0.

- ~~L. ETJ Release Petition for 8036 CR 802 (Case 23-336): Consider approval of a resolution ratifying the petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 5.02 acres of land addressed as 8036 CR 802. (Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (No Planning and Zoning Commission action was required for this item) - REMOVED~~**

*Items 5L-5W were removed from the consent agenda for separate discussion and action.*

- ~~M. ETJ Release Petition for 2304 CR 913 (Case 23-342): Consider approval of resolution ratifying the petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 27.93 acres of land addressed as 2304 CR 913. (Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (No Planning and Zoning Commission action was required for this item) - REMOVED~~**

*Items 5L-5W were removed from the consent agenda for separate discussion and action.*

- N. ~~ETJ Release Petition for 10417 CR 1016 (Case 23-344): Consider approval of resolution ratifying the petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 10.636 acres of land known as Lot 1R and Lot 3, Block 1, Pruitt Addition. (Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (No Planning and Zoning Commission action was required for this item) - REMOVED~~

*Items 5L-5W were removed from the consent agenda for separate discussion and action.*

- O. ~~ETJ Release Petition for 5720 CR 803 (Case 23-358): Consider approval of a resolution ratifying the petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 1.00 acre of land addressed as 5720 CR 803. (Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (No Planning and Zoning Commission action was required for this item) - REMOVED~~

*Items 5L-5W were removed from the consent agenda for separate discussion and action.*

- P. ~~ETJ Release Petition for 7605 CR 518 (Case 23-359): Consider approval of a resolution ratifying the petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 4.59 acres of land addressed as 7605 CR 518. (Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (No Planning and Zoning Commission action was required for this item) - REMOVED~~

*Items 5L-5W were removed from the consent agenda for separate discussion and action.*

- Q. ~~ETJ Release Petition for 10122 R 1020 (Case 23-360): Consider approval of resolution ratifying the petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 6.00 acres of land addressed as 10122 CR 1020. (Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (No Planning and Zoning Commission action was required for this item) - REMOVED~~

*Items 5L-5W were removed from the consent agenda for separate discussion and action.*

- R. ~~ETJ Release Petition for 7208 CR 802 (Case 23-363): Consider approval of resolution ratifying the petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 4.116 acres of land commonly known as Lot 3, Block 1, Wright Addition and addressed as 7208 CR 802. (Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (No Planning and Zoning Commission action was required for this item) - REMOVED~~

*Items 5L-5W were removed from the consent agenda for separate discussion and action.*

- S. ~~ETJ Release Petition for 7901 CR 517 and 3601 N. Cummings Drive (Case 23-378): Consider approval of resolution ratifying the petition for release from the City of Burleson's extraterritorial jurisdiction (ETJ) for approximately 84.707 acres of land addressed as 7901 CR 517 and 3601 N. Cummings Drive. (Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (No Planning and Zoning Commission action was required for this item) - REMOVED~~**

*Items 5L-5W were removed from the consent agenda for separate discussion and action.*

- T. ~~ETJ Release Petition for 10340 CR 1020 (Case 23-382): Consider approval of a resolution ratifying the petition for release from the City of Burleson's extraterritorial jurisdiction (ETJ) for approximately 41.963 acres of land addressed as 10340 CR 1020. (Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (No Planning and Zoning Commission action was required for this item) - REMOVED~~**

*Items 5L-5W were removed from the consent agenda for separate discussion and action.*

- U. ~~ETJ Release Petition for 5629 CR 803 (Case 23-383): Consider approval of a resolution ratifying the petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 4.973 acres of land addressed as 5629 CR 803. (Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (No Planning and Zoning Commission action was required for this item) - REMOVED~~**

*Items 5L-5W were removed from the consent agenda for separate discussion and action.*

- V. ~~ETJ Release Petition for 5700 CR 803 (Case 23-384): Consider approval of a resolution ratifying the petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 4.17 acres of land addressed as 5700 CR 803. (Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (No Planning and Zoning Commission action was required for this item) - REMOVED~~**

*Items 5L-5W were removed from the consent agenda for separate discussion and action.*

- W. ~~ETJ Release Petition for 8024 CR 802 (Case 23-386): Consider approval of a resolution ratifying the petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 5.010 acres of land addressed as 8024 CR 802. (Staff Presenter: Emilio Sanchez, Development~~**

~~**Services Assistant Director) (No Planning and Zoning Commission action was required for this item) - REMOVED**~~

*Items 5L-5W were removed from the consent agenda for separate discussion and action.*

## **5. ITEMS REMOVED FROM CONSENT AGENDA**

- L. CSO#5330-12-2023, resolution ratifying the petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 5.02 acres of land addressed as 8036 CR 802 (Case 23-336). (Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (No Planning and Zoning Commission action was required for this item) - DENIED**

Allen Taylor, City Attorney, advised the City Council that the City Attorney's office is joining with the Texas City Attorney's Association to deny any petitions brought by SB 2038. There exists a conflict between SB 2038 and Texas Local Government Code Section 42.023. Section 42.023 specifies that the extraterritorial jurisdiction may be released only by actions of local legislative body, while SB 2038 provides that the extraterritorial jurisdiction may be removed by operation of law after the filing of a petition by a landowner. He recommended the City Council deny all requests until the courts or future legislation clarify the conflict.

The following came forward with questions that were addressed by the City Attorney.

- Matt Powell, came forward with questions regarding the 45 day release on SB 2038.
- Jeff Taylor with Dunaway & Associates, came forward with regarding a county roadway waiver.
- Mike Ronney, if SB 2038 is currently being enforced.

Motion made by Dan McClendon and seconded by Larry Scott to deny on the advice of our legal counsel to protect the City of Burleson.

Motion to deny passed 7-0.

- M. CSO#5331-12-2023, resolution ratifying the petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 27.93 acres of land addressed as 2304 CR 913 (Case 23-342). (Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (No Planning and Zoning Commission action was required for this item) - DENIED**

Motion made by Dan McClendon and seconded by Larry Scott to deny on the advice of our legal counsel to protect the City of Burleson.

Motion to deny passed 7-0.

- N. CSO#5332-12-2023, resolution ratifying the petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 10.636 acres of**



land known as Lot 1R and Lot 3, Block 1, Pruitt Addition ETJ Release Petition for 10417 CR 1016 (Case 23-344). *(Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (No Planning and Zoning Commission action was required for this item) - DENIED*

Motion made by Dan McClendon and seconded by Larry Scott to deny on the advice of our legal counsel to protect the City of Burleson.

Motion to deny passed 7-0.

- O. **CSO#5333-12-2023**, resolution ratifying the petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 1.00 acre of land addressed as 5720 CR 803 (Case 23-358). *(Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (No Planning and Zoning Commission action was required for this item) – DENIED*

Motion made by Dan McClendon and seconded by Larry Scott to deny on the advice of our legal counsel to protect the City of Burleson.

Motion to deny passed 7-0.

- P. **CSO#5334-12-2023**, resolution ratifying the petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 4.59 acres of land addressed as 7605 CR 518 (Case 23-359). *(Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (No Planning and Zoning Commission action was required for this item) - DENIED*

Motion made by Dan McClendon and seconded by Larry Scott to deny on the advice of our legal counsel to protect the City of Burleson.

Motion to deny passed 7-0.

- Q. **CSO#5335-12-2023**, resolution ratifying the petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 6.00 acres of land addressed as 10122 CR 1020 (Case 23-360). *(Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (No Planning and Zoning Commission action was required for this item) – DENIED*

Motion made by Dan McClendon and seconded by Larry Scott to deny on the advice of our legal counsel to protect the City of Burleson.

Motion to deny passed 7-0.

- R. **CSO#5336-12-2023**, resolution ratifying the petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 4.116 acres of land commonly known as Lot 3, Block 1, Wright Addition and addressed as 7208 CR 802 (Case 23-363). *(Staff Presenter: Emilio Sanchez, Development Services*

***Assistant Director) (No Planning and Zoning Commission action was required for this item) - DENIED***

Motion made by Dan McClendon and seconded by Larry Scott to deny on the advice of our legal counsel to protect the City of Burleson.

Motion to deny passed 7-0.

- S. CSO#5337-12-2023, resolution ratifying the petition for release from the City of Burleson's extraterritorial jurisdiction (ETJ) for approximately 84.707 acres of land addressed as 7901 CR 517 and 3601 N. Cummings Drive (Case 23-378). (Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (No Planning and Zoning Commission action was required for this item) - DENIED**

Motion made by Dan McClendon and seconded by Larry Scott to deny on the advice of our legal counsel to protect the City of Burleson.

Motion to deny passed 7-0.

- T. CSO#5338-12-2023, resolution ratifying the petition for release from the City of Burleson's extraterritorial jurisdiction (ETJ) for approximately 41.963 acres of land addressed as 10340 CR 1020 (Case 23-382). (Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (No Planning and Zoning Commission action was required for this item) - DENIED**

Motion made by Dan McClendon and seconded by Larry Scott to deny on the advice of our legal counsel to protect the City of Burleson.

Motion to deny passed 7-0.

- U. CSO#5339-12-2023, resolution ratifying the petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 4.973 acres of land addressed as 5629 CR 803 (Case 23-383). (Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (No Planning and Zoning Commission action was required for this item) - DENIED**

Motion made by Dan McClendon and seconded by Larry Scott to deny on the advice of our legal counsel to protect the City of Burleson.

Motion to deny passed 7-0.

- V. CSO#5340-12-2023, resolution ratifying the petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 4.17 acres of land addressed as 5700 CR 803 (Case 23-384). (Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (No Planning and Zoning Commission action was required for this item) - DENIED**

Motion made by Dan McClendon and seconded by Larry Scott to deny on the advice of our legal counsel to protect the City of Burleson.

Motion to deny passed 7-0.

- W. CSO#5341-12-2023, resolution ratifying the petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 5.010 acres of land addressed as 8024 CR 802 (Case 23-386). (Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (No Planning and Zoning Commission action was required for this item) - DENIED**

Motion made by Dan McClendon and seconded by Larry Scott to deny on the advice of our legal counsel to protect the City of Burleson.

Motion to deny passed 7-0.

## **6. DEVELOPMENT APPLICATIONS**

- A. CSO#5342-12-2023, 113 N Dobson Street (Case 23-270): Hold a public hearing and consider approval of an ordinance for a zoning change request from “SF7”, Single-family dwelling district 7 to “CC”, Central Commercial for a 0.15 acre site. (First and Final Reading) (Staff Presenter: Emilio Sanchez, Development Services Assistant Director)(The Planning and Zoning Commission recommended approval by unanimous vote**

Emilio Sanchez, Development Services Assistant Director, presented an ordinance to the city council.

Mayor Fletcher opened the public hearing. **Time: 6:24 p.m.**

Andrew Milliman, 1525 Blue Lake Drive, the applicant was available to answer any questions Council may have.

Mayor Fletcher closed the public hearing. **Time: 6:24 p.m.**

Motion made by Adam Russell and seconded by Phil Anderson to approve.

Motion passed 7-0.

- B. CSO#5343-12-2023, 6988 E FM 917 (Case 23-091): Hold a public hearing and consider approval of an ordinance for a zoning change request from “A”, Agricultural to “C”, Commercial for a 2.8 acre portion of 6988 E FM 917. (First and Final Reading) (Staff Presenter: Emilio Sanchez, Development Services Assistant Director)(The Planning and Zoning Commission recommended approval by unanimous vote)**

Emilio Sanchez, Development Services Assistant Director, presented an ordinance to the city council.

Mayor Fletcher opened the public hearing. **Time: 6:28 p.m.**

No speakers.

Mayor Fletcher closed the public hearing. **Time: 6:29 p.m.**

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

Motion passed 7-0.

- C. CSO#5344-12-2023, 3084 S Burleson Blvd. (Case 23-254): Hold a public hearing and consider approval of an ordinance for a zoning change request from “SP”, Site Plan Ordinance D-091-08 and “A”, Agricultural to “PD”, Planned Development for a 3.016 acre site. *(First and Final Reading) (Staff Presenter: Emilio Sanchez, Development Services Assistant Director) (The Planning and Zoning Commission recommended approval by unanimous vote)***

Emilio Sanchez, Development Services Assistant Director, presented an ordinance to the city council.

Mayor Fletcher opened the public hearing. **Time: 6:32 p.m.**

Nathan Olson, 705 Jones Street, Fort Worth, was available to answer any questions Council may have.

Mayor Fletcher closed the public hearing. **Time: 6:33 p.m.**

Motion made by Phil Anderson and seconded by Ronnie Johnson to approve.

Motion passed 7-0.

## **7. GENERAL**

- A. CSO#5345-12-2023, Consider approval of an ordinance amending the Water and Wastewater Impact Fee Ordinance (CSO#977-02-2019); finding that the meeting at which this ordinance is passed was open to the public and that the recitals are true; containing a severability clause, cumulative clause, and effective date. *(Final Reading) (Staff Presenter: Eric Oscarson, Deputy City Manager)***

Eric Oscarson, Deputy City Manager, presented an ordinance to the city council.

Motion made by Dan McClendon and seconded by Adam Russell to approve.

Motion passed 7-0.

- B. CSO#5346-12-2023, Consider approval of an ordinance amending the Roadway Impact Fee Ordinance (CSO#1479-08-2020); finding that the meeting at which**

**this ordinance is passed was open to the public and that the recitals are true; containing a severability clause, cumulative clause, and effective date. (*Final Reading*) (*Staff Presenter: Eric Oscarson, Deputy City Manager*)**

Eric Oscarson, Deputy City Manager, presented an ordinance to the city council.

Motion made by Dan McClendon and seconded by Larry Scott to approve with the exemption of carving out the industrial development in service area D.

Motion passed 7-0.

- C. CSO#5347-12-2023, Consider approval of an amendment to the agreement for water service between the City of Fort Worth and the City of Burleson to 1) authorize milestone payments for Burleson's cost share of a water transmission line estimated at \$16,331,504 and 2) increase Burleson's eastern water volume capacity from two million gallons per day to 13 million gallons per day. (*Staff Presenter: Errick Thompson, Director of Public Works & Engineering*)**

Errick Thompson, Director of Public Works & Engineering, presented an agreement to the city council.

Motion made by Dan McClendon and seconded by Adam Russell to approve.

Motion passed 7-0.

- D. CSO#5348-12-2023, Consider approval of a Right-of-Way Use Agreement for a metal awning and posts over an existing outdoor seating patio at 133 S. Wilson Street, Spice Rack Bar & Grill. (*Staff Contact: Emilio Sanchez, Development Services Assistant Director*)**

Emilio Sanchez, Development Services Assistant Director, presented an agreement to the city council.

Derek Scheler, 329 Pear Valley Lane, Burleson, was available to answer any questions Council may have.

Bill Janusch, 117 NE Clinton Street, came forward in favor of the item.

Motion made by Dan McClendon and seconded by Ronnie Johnson to deny.

Motion to deny passed 5-2, with Chris Fletcher and Larry Scott voting in favor.

## **8. REPORTS AND PRESENTATIONS**

- A. Receive a report, hold a discussion, and provide staff direction regarding realignment of the General Fund five-year Capital Improvement Program (CIP) and supporting debt capacity. (*Staff Presenter: Harlan Jefferson, Deputy City Manager*)**

Harlan Jefferson, Deputy City Manager, gave an update on realignment of the General Fund to the city council.

**B. Receive a report, hold a discussion and provide staff feedback regarding Burleson Fire/EMS delivery of ambulance transportation services. (Staff Presenter: Casey Davis, Assistant Fire Chief)**

Casey Davis, Assistant Fire Chief, gave an update on Burleson Fire/EMS delivery of ambulance transportation services to the city council. Blake Windham, Texas Resources, came forward to speak on the partnership. Dr. Cordova was available to answer questions.

*Dan McClendon left the dais at 7:50 p.m. and returned at 7:51 p.m.*

Jentry Cotten, came forward with concerns with the volume inter-facility city transfers

Bill Janusch, 117 NE Clinton Street, came forward with concerns with the volume that could affect someone's life.

Casey Davis, Assistant Fire Chief, came forward to answer questions.

Joe Grossman, 1620 Taylor Bridge, came forward with concerns with inter-facility transfers over fire service.

Mike Jones, President of Local 405, came forward and stated that had an open dialog with Chief Davis, Chief Jacobs and City Manager Ludwig on the subject.

**C. Receive a report, hold a discussion and provide staff direction regarding the naming of the Public Safety Complex. (Staff Presenter: Eric Oscarson, Deputy City Manager)**

Eric Oscarson, Deputy City Manager, gave a presentation on the naming of the Public Safety Complex to the city council.

**9. CITY COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS OR REPORTS**

- None.

**10. RECESS INTO EXECUTIVE SESSION**

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

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

-Receive a report and hold a discussion regarding Subchapter D of Chapter 42 of the Local Government Code and existing development agreements

- Receive a report and hold a discussion regarding the results of water samples from 616 Memorial Plaza in Burleson, Johnson County, Texas
- Receive a report and hold a discussion regarding the petition and election process under Chapter 501 of the Texas Election Code

- B. Discussion regarding possible purchase, exchange, lease, or value of real property pursuant to Section 551.072, Texas Government Code**
- C. 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, Texas Government Code**
  - Project Lunchbreak
  - Project 1611
  - Project Ducky's Revenge

Motion was made by Victoria Johnson and seconded by Larry Scott to convene into executive session. **Time: 8:57 p.m.**

Motion passed 7-0.

Motion was made by Victoria Johnson and seconded by Adam Russell to reconvene into open session. **Time: 9:37 p.m.**

Motion passed 7-0.

## **11. ADJOURNMENT**

Motion made by Adam Russell and seconded by Dan McClendon to adjourn.

Mayor Fletcher adjourned the meeting. **Time: 9:37 p.m.**

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Monica Solko  
Deputy City Secretary