

**BURLESON CITY COUNCIL REGULAR MEETING
OCTOBER 7, 2024
MINUTES**

ROLL CALL

COUNCIL PRESENT:

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

COUNCIL ABSENT:

Staff present

Eric Oscarson, Deputy City Manager
Harlan Jefferson, Deputy City Manager
Amanda Campos, City Secretary
Monica Solko, Deputy City Secretary
Lisandra Leal, Assistant 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 – Anthony Penick, Chaplain of Texas Health Huguley Hospital

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

- A Proclamation recognizing October 2024, as “Cyber Security Awareness Month” in the City of Burleson. *(Recipient: Hugo Rodriguez, Deputy Chief Technology Officer)*

B. Presentations

- None.

C. Community Interest Items

- Join us for a future event on February 18, 2025 for the fifth-year anniversary of Project U held at Pathway Church. It is a great conference and tickets are now on sale.
- Badges and Burgers was held at Grumps Monday, September 30th with the Burleson Police Department and that was a good time.
- On October 4th the Burleson Police Department held their first annual Golf Tournament and had an amazing turn out. Thank you to Sabrina and Michelle for putting it together and to all the sponsors who donated.
- Saturday, October 5th the BTX Brew Fest, a recipient of the Hotel/Motel Occupancy Tax, had a great turnout with about 4,000 people in attendance from Houston, San Antonio, Lubbock, California, Colorado, Kansas, Florida and Virginia.
- TML conference is October 8-11 and Harlan Jefferson was reappointed to the TML Intergovernmental Risk Pool board. He won his position with a vote of 76.7%. Harlan will also serve as the TMLIRP board representative on the TML Board of Directors.
- The Burleson Police Department open house is 10:00 a.m. – 1:00 p.m. The officers will be there to explain what they do and the tools they use. They will also provide free burgers to the attendees.
- Founders day will be in the Plaza from 10:00 a.m. – 4:00 p.m. with the parade kicking off the event. Residents can participate in the parade as long as you come in period attire. The Heritage Foundation puts the event on and they will have performances on the stage from local dance teams and choirs.
- Final Zumba night is on Oct 9th from 7:00 p.m. – 8:00 p.m. and it is free to attend.
- Saturday, October 5th was the Fall Fest. MaryAnn and her staff worked hard and the event was fantastic.
- Mayor Fletcher received a letter to thank the first responders. He also wanted to extend his gratitude and to share with first responders that if they are ever in any situation and feel they are mentally struggling to please reach out to someone for help.

3. CHANGES TO POSTED AGENDA**A. Items to be continued or withdrawn**

- Withdraw item 6A.

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

- Removed item 5I.

4. CITIZEN APPEARANCES

- Matt Powell – 340 CR 714, came forward with concerns regarding the infrastructure on County Road 714 and asked if the City could reach out to Johnson County to form a group and evaluate the situation.

Victoria Johnson requested to go back to Section 3B, Changes to the Posted Agenda and add item 9A to be considered with the consent agenda.

Minutes 10.07.24

3. CHANGES TO POSTED AGENDA**B. Items to be withdrawn from Consent Agenda for separate discussion or items to be added to the Consent Agenda.**

- Add item 9A to consent agenda.

5. CONSENT AGENDA**A. Minutes from the September 23, 2024 regular council meeting. (*Staff Contact: Amanda Campos, City Secretary*)**

Motion made by Victoria Johnson and seconded by Alexa Boedeker to approve the consent agenda.

Motion passed 7-0.

B. CSO#5607-10-2024, professional services agreement with Kimley-Horn and Associates, Inc. for design of pedestrian improvements along the north side of Renfro Street, from northwest of SW Wilshire Blvd/SH 174 to N. Wilson Street, in the amount of \$129,035.00. (*Staff Contact: Eric Oscarson, Deputy City Manager*)

Motion made by Victoria Johnson and seconded by Alexa Boedeker to approve the consent agenda.

Motion passed 7-0.

C. CSO#5608-10-2024, professional services agreement with Teague Nall and Perkins, Inc. for design of pedestrian improvements for Vaughn Drive in the amount of \$76,000. (*Staff Contact: Eric Oscarson, Deputy City Manager*)

Motion made by Victoria Johnson and seconded by Alexa Boedeker to approve the consent agenda.

Motion passed 7-0.

D. CSO#5609-10-2024, one year renewal to agreement CSO#1849-09-2021 with CERES Environmental Services, Inc. for debris clearance and disposal services which may be required in the event of a disaster, including the option for the City Manager to authorize renewals administratively. (*Staff Contact: Joe Laster, Emergency Operations Manager*)

Motion made by Victoria Johnson and seconded by Alexa Boedeker to approve the consent agenda.

Motion passed 7-0.

- E. CSO#5610-10-2024, interlocal agreement with the City of Mansfield for jail services for five (5) years in the amount not to exceed \$756,221.30. (Staff Contact: Wes Routson, Support Bureau Lieutenant)**

Motion made by Victoria Johnson and seconded by Alexa Boedeker to approve the consent agenda.

Motion passed 7-0.

- F. CSO#5611-10-2024, resolution authorizing the City Manager to execute all necessary documents and make necessary expenditures to enter and close on CSO#5612-10-2024, real estate contract with Virk Firm LLC, as seller, to purchase fee simple title to approximately 3.1063 acres of land, out of the Sarah Gray Survey No. 558 in Tarrant County, Texas. (Staff Contact: Eric Oscarson, Deputy City Manager)**

Motion made by Victoria Johnson and seconded by Alexa Boedeker to approve the consent agenda.

Motion passed 7-0.

- G. CSO#5613-10-2024, resolution authorizing the City's 2025 membership application to the Electric Reliability Council of Texas (ERCOT); and authorizing the City Manager to vote on behalf of the City in all ERCOT elections. (Staff Contact: Matt Ribitzki, Sr. Deputy City Attorney/Director of Legal Services)**

Motion made by Victoria Johnson and seconded by Alexa Boedeker to approve the consent agenda.

Motion passed 7-0.

- H. CSO#5614-10-2024, contract with Safeware Inc., for the purchase of a 20 foot, four (4) station combination restroom and shower trailer through a cooperative purchasing agreement with Sourcewell Vendor Contract #080922-SAF PS & EM, in the amount of \$74,705.88 (Staff Contact: Casey Davis, Fire Chief)**

Motion made by Victoria Johnson and seconded by Alexa Boedeker to approve the consent agenda.

Motion passed 7-0.

- I. CSO#5615-10-2024, minute order reappointing Place 4, Christian Schott, on the Park Board and approval of a recommendation from the Community & Intergovernmental Relations Council Committee regarding attendance for Places 3, 5 and 9. (Staff Contact: Lisandra Leal, Assistant City Secretary) - REMOVED**

Item 5I was removed from the consent agenda.

- J. CSO#5616-10-2024, amending resolution CSO#5428-03-2024, the Special Local Option Election Order to legalize the legal sale of all alcoholic beverages for off-premise consumption only by updating Section 2 Early Voting and Ballot by Mail. (Staff Contact: Monica Solko, Deputy City Secretary)**

Motion made by Victoria Johnson and seconded by Alexa Boedeker to approve the consent agenda.

Motion passed 7-0.

- K. ETJ Release Petition for 2124 N Cummings Dr (Case 24-260): Consider denial of a petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 68.652 acres of land known as Part of Tracts II and III and all of Tracts IV, V, and VI WM Phipps. (Staff Contact: Tony McIlwain, Development Services Director) (No Planning and Zoning Commission action was required for this item)**

Motion made by Victoria Johnson and seconded by Alexa Boedeker to deny.

Motion to deny passed 7-0.

- L. ETJ Release Petition for 5000 CR 711 (Case 24-261): Consider denial of a petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 19.431 acres of land known as all of lots 2 & 3, BLK A of the TRSC Highpoint Addition also known as TR 6, 6A 12C & 12F Hiram Lewis Survey. (Staff Contact: Tony McIlwain, Development Services Director) (No Planning and Zoning Commission action was required for this item)**

Motion made by Victoria Johnson and seconded by Alexa Boedeker to deny.

Motion to deny passed 7-0.

9. LEGISLATIVE - REPORTS AND RELATED ACTION ITEMS – ADDED TO CONSENT AGENDA

- A. CSO#5619-10-2024, amending resolution CSO#5606-09-2024, establishing the City Council's priorities for the 89th Legislative Session by updating Exhibit A. (Staff Contact: Janalea Hembree, Assistant to the City Manager)**

Motion made by Victoria Johnson and seconded by Alexa Boedeker to approve the consent agenda.

Motion passed 7-0.

5. CONSENT AGENDA – REMOVED ITEM

- I. **CSO#5615-10-2024, minute order reappointing Place 4, Christian Schott, on the Park Board and approval of a recommendation from the Community & Intergovernmental Relations Council Committee regarding attendance for Places 3, 5 and 9. (Staff Contact: Lisandra Leal, Assistant City Secretary)**

Lisandra Leal, Assistant City Secretary, presented recommendation and minute order to the city council.

Motion made by Larry Scott and seconded by Dan McClendon to approve recommendation from the Community & Intergovernmental Relations Council Committee for Places 3, 5 and 9 and approve minute order reappointing Place 4, Christian Schott.

Motion passed 7-0.

6. DEVELOPMENT APPLICATIONS

- A. **Basden Steel Corporation and Renfro Street Holdings, Ltd. at 1550 S Burleson Blvd and 139 N Briaroaks Rd, disannexation Petition (Case 24-270): Consider approval of an ordinance for disannexation of approximately 8.550 acres of land located within the Corporate City Limits of the City of Burleson. (First and Final Reading) (Staff Contact: Tony McIlwain, Development Services Director) (No Planning and Zoning Commission action was required for this item) - WITHDRAWN**

Item 6A was withdrawn per applicant request.

7. GENERAL

- A. **CSO#5618-10-2024, interlocal agreement with the Burleson Independent School District (BISD) to provide eleven (11) school resource officers for the fiscal year 2024-25 in the amount of \$1,036,996. (Staff Contact: Wes Routson, Police Lieutenant)**

Wes Routson, Police Lieutenant, presented an interlocal agreement to the city council.

Motion made by Victoria Johnson and seconded by Alexa Boedeker to approve.

Motion passed 7-0.

8. REPORTS AND PRESENTATIONS

- A. **Receive a report, hold a discussion, and provide direction on changes to the city's benefit plans for 2025. (Staff Contact: Cheryl Marthiljohni, Director of Human Resources)**

Cheryl Marthiljohni, Director of Human Resources, presented the city's benefit plan changes for 2025 to the city council after meeting with employees and gathering employee feedback.

Benefit changes:

- 5% employee medical monthly contribution increase
- Implementing Naviguard with UHC
- Remove health reimbursement account (HRA) from Copay plan
- Remove run-off insurance for Stop Loss
- Increase vision premium increase of 2.5%
- Move short-term disability to a voluntary benefit
- High Deductible High Plan reduced for \$150 for individual and \$300 for family
- Add more drugs to RX Prior Authorization

Council expressed appreciation for gathering employee input throughout the benefit plan process. Council was in favor of the recommended changes for the city's benefit plan for 2025.

9. LEGISLATIVE - REPORTS AND RELATED ACTION ITEMS - MOVED

This is a standing item on the agenda of every regular meeting of the City Council that allows the City Council to receive reports, hold discussions, and give staff direction regarding any legislative matters pertaining to the 89th Texas legislative session. Additional action items may be specifically listed below when required.

B. CSO#5619-10-2024, amending resolution CSO#5606-09-2024, establishing the City Council's priorities for the 89th Legislative Session by updating Exhibit A. (Staff Contact: Janalea Hembree, Assistant to the City Manager)

Item 9B was added to the consent agenda above.

10. CITY COUNCIL REQUESTS AND FUTURE AGENDA ITEMS AND REPORTS

- Requested Council Policy & Valuation Committee review:
 - Article II Boards, Commissions and Committees.
 - Council Policy 40 Boards Commission & Committee Appointment Process.

11. 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. The City Council may reconvene into open session and take action on posted items.

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

- Chapter 380 and Economic Development and Performance Agreement for Public and Private Improvements in Tax Increment Financing Reinvestment Zone Number Two dated December 14, 2020, between the city of Burleson, the Burleson 4A Economic Development Corporation, the Tax Increment Financing Reinvestment Zone Number Two, and BTX Old Town, LLC

- Case 3:23-CV-00948-K, *Mark Eder v. City of Burleson* in the U.S. District Court, Northern District of Texas, Dallas Division
- First Amended 380 and Development Agreement for Public and Private Improvements in Reinvestment Zone Number Two dated September 9, 2020, between the city of Burleson, the Tax Increment Financing Reinvestment Zone Number Two, and Realty Capital Management, LLC

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

Motion was made by Adam Russell and seconded by Larry Scott to convene into executive session. **Time: 6:26 p.m.**

Motion passed 7-0.

Motion was made by Victoria Johnson and seconded by Alexa Boedeker to reconvene into open session. **Time: 6:47 p.m.**

Motion passed 6-0, with Dan McClendon not present

12. ADJOURNMENT

Motion made by Adam Russell and seconded by Victoria Johnson to adjourn.

Mayor Chris Fletcher adjourned the meeting.

Time: 6:47 p.m.

Lisandra Leal
Assistant City Secretary