

BURLESON CITY COUNCIL REGULAR MEETING

May 15, 2023

DRAFT MINUTES

ROLL CALL

COUNCIL PRESENT:

Victoria Johnson
Rick Green

Chris Fletcher
Tamara Payne
Dan McClendon
Ronnie Johnson

COUNCIL ABSENT:

Jimmy Stanford

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 p.m.

Invocation – Bob Massey, Pastor Emeritus Grace Bible Fellowship/Secretary and Treasurer, Burleson Christian Ministerial Alliance.

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*

A. **CSO#5102-05-2023, resolution canvassing the May 6, 2023 General Election. (Staff Presenter: Amanda Campos, City Secretary)**

Amanda Campos, City Secretary, presented the May 6, 2023 election tabulation results to the city council.

Motion made by Tamara Payne and seconded by Rick Green to accept the tabulation results as presented.

Motion passed 6-0, with Jimmy Stanford absent.

Amanda Campos, City Secretary, presented a resolution canvassing the returns of the May 6, 2023 General Election to the city council.

Motion made by Dan McClendon and seconded by Tamara Payne to approve.

Motion passed 6-0, with Jimmy Stanford absent.

**Administer Oath of Office to Chris Fletcher, Phil Anderson and Larry Scott.
(Amanda Campos, City Secretary)**

Amanda Campos, City Secretary, administered the oath of office to the newly elected officials:

- Chris Fletcher Mayor
- Phil Anderson Council, Place 2
- Larry Scott Council, Place 4

Presentation for Councilmember Place 2 Rick Green, Councilmember Place 4 Tamara Payne, and Councilmember Place 6 Ronnie Johnson. (Amanda Campos, City Secretary)

Amanda Campos, City Secretary, presented each of the outgoing council members a gift of appreciation for their service.

- Rick Green Council, Place 2
- Tamara Payne Council, Place 4
- Ronnie Johnson Council, Place 6

Exchanging of seats with the newly elected officials who took their place at the dais.

ROLL CALL

COUNCIL PRESENT:

Phil Anderson

Chris Fletcher

Larry Scott

Dan McClendon

COUNCIL ABSENT:

Victoria Johnson

Jimmy Stanford

Adam Russell

2. PUBLIC PRESENTATIONS

A. Proclamations

- A Proclamation recognizing May 21-May 27, 2023 as "National Public Works Week" in the City of Burleson. *(Recipient: Eric Oscarson, Director of Public Works)*

B. Presentations

- Burleson Professional Firefighters Association presentation of donation to Burleson Center for ASD.

C. Community Interest Items

- Thank you for your service, City Manager Bryan Langley.
- Congratulations to Tommy Ludwig, Deputy City Manager who will serve as interim City Manager.
- Thank you for your service to all the outgoing council members.

- Welcome to the newly elected officials.

3. REPORTS AND PRESENTATIONS

- A. Receive a report, hold a discussion, and give staff direction on a new enhancement for CPR response with automated external defibrillator (AED) deployed in police vehicles. (Staff Contact: K.T. Freeman, Fire Chief)**

K.T. Freeman, Fire Chief, reported on a new enhancement for CPR response to the city council.

4. 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.**

- None.

5. CITIZEN APPEARANCES

- Bill Janusch, 117 NE Clinton Street, came forward with concerns that the recently approved bond money would be used for an emergency project and not what was told to the voters.
- Susan Cato, 820 Cedar Ridge lane, came forward with concerns on election comments on social media.

6. CONSENT AGENDA

- A. Minutes from the April 27, 2023 special council meeting and May 1, 2023 regular council meeting. (Staff contact: Amanda Campos, City Secretary).**

Motion made by Dan McClendon and seconded by Larry Scott to approve.

Motion passed 4-0, with Victoria Johnson, Jimmy Stanford and Adam Russell absent.

- B. CSO#5103-05-2023, minute order excusing councilmember place 3 Jimmy Stanford's absence from absence. the May 15, 2023 regular council meeting. (Staff Contact: Amanda Campos, City Secretary)**

Motion made by Dan McClendon and seconded by Larry Scott to approve.

Motion passed 4-0, with Victoria Johnson, Jimmy Stanford and Adam Russell absent.

- C. CSO#5104-05-2023, ordinance appointing an Associate Court Judge of the Municipal Court of Record, City of Burleson for a term of two years, expiring on May 15, 2025. (Final Reading). (Staff contact: Amanda Campos, City Secretary)**

Motion made by Dan McClendon and seconded by Larry Scott to approve.

Motion passed 4-0, with Victoria Johnson, Jimmy Stanford and Adam Russell absent.

- D. CSO#5105-05-2023, service contract with Reliable Paving, Inc. through Inter-local Purchasing Agreement with Tarrant County for Concrete Repair Services in the amount of \$225,000. (Staff Presenter: Errick Thompson, Deputy Director of Public Works - Engineering)**

Motion made by Dan McClendon and seconded by Larry Scott to approve.

Motion passed 4-0, with Victoria Johnson, Jimmy Stanford and Adam Russell absent.

- E. CSO#5106-05-2023, resolution authorizing an agreement between the Texas Department of Transportation and the City of Burleson for contributions of right-of-way funds for FM 917 road and bridge improvements not to exceed \$106,900. (Staff Presenter: Eric Oscarson, Director of Public Works)**

Motion made by Dan McClendon and seconded by Larry Scott to approve.

Motion passed 4-0, with Victoria Johnson, Jimmy Stanford and Adam Russell absent.

- F. CSO#5107-05-2023, minute order appointing newly elected City Council members to council appointed positions on boards and committees. (Staff Contact: Amanda Campos, City Secretary)**

Motion made by Dan McClendon and seconded by Larry Scott to approve.

Motion passed 4-0, with Victoria Johnson, Jimmy Stanford and Adam Russell absent.

- G. CSO#5108-05-2023, minute order for the purchase and replacement of uniforms, duty gear, tactical clothing and gear, and body armor, with M-Pak through a cooperative purchase agreement with General Service Administration in an amount not to exceed \$75,000.00. (Staff Presenter: Tim Mabry, Lieutenant)**

Motion made by Dan McClendon and seconded by Larry Scott to approve.

Motion passed 4-0, with Victoria Johnson, Jimmy Stanford and Adam Russell absent.

7. GENERAL

- A. Hold a public hearing and consider approval of an ordinance amending the Reinvestment Zone Number Two, City of Burleson, Texas, Project and Financing Plan by adopting as new district projects the Pedestrian Improvements Project for sidewalk and mobility improvements along Renfro St and Johnson Ave and the Parking Improvements Project for additional public parking. (First Reading) (Staff Presenter: Martin Avila, Finance Director)**

Martin Avila, Finance Director, presented items 7A and 7B together to the city council.

Mayor Fletcher opened the public hearing. **Time: 6:37 p.m.**

No speakers.

Mayor Fletcher closed the public hearing. **Time: 6:37 p.m.**

Motion made by Dan McClendon and seconded by Phil Anderson to approve.

Motion passed 4-0, with Victoria Johnson, Jimmy Stanford and Adam Russell absent.

- B. CSO#5109-05-2023, ordinance amending the City's budget for fiscal year 2022-2023 by increasing the appropriations in the TIF2 Fund in the amount of \$874,393 for the Renfro Street and Johnson Ave Pedestrian Improvements, purchase of a real estate tract for a future parking lot, and the FY23 debt service payment for the 2022 CO bonds, and finding that this ordinance may be considered and approved at only one meeting because time is of essence. (*First and Final Reading*) (Staff Presenter: *Martin Avila, Director of Finance*)**

Motion made by Larry Scott and seconded by Dan McClendon to approve.

Motion passed 4-0, with Victoria Johnson, Jimmy Stanford and Adam Russell absent.

- C. CSO#5110-05-2023, resolution authorizing a contract for the acquisition of approximately .264 acres of real property in Burleson, Johnson County, Texas and authorizing the expenditure of funds. (Staff Presenter: *Alex Philips, Economic Development Director*)**

Alex Philips, Economic Development Director, presented a contract to the city council.

Motion made by Larry Scott and seconded by Dan McClendon to approve.

Motion passed 4-0, with Victoria Johnson, Jimmy Stanford and Adam Russell absent.

- D. CSO#5111-05-2023, construction contract with Texas Materials Group, Inc., dba Texas Bit for the Neighborhood Street Rebuilds FY22 project in the amount of \$1,775,979.91. (Staff Presenter: *Erick Thompson, Deputy Director of Public Works - Engineering*)**

Erick Thompson, Deputy Director of Public Works-Engineering, presented a contract to the city council.

Bill Janusch 117 NE Clinton Street, came forward with comments and questions on road construction quality.

Motion made by Dan McClendon and seconded by Larry Scott to approve.

Motion passed 4-0, with Victoria Johnson, Jimmy Stanford and Adam Russell absent.

- E. Discuss and consider taking possible action supporting or opposing filed legislation that would positively or negatively affect the City of Burleson in the 88th Texas Legislative Session. (Staff Presenter: *Matt Ribitzki, Deputy City Attorney*)**

Matt Ribitzki, Deputy City Attorney, gave an update on the 88th Texas Legislative session to the city council.

Mike Jones, President of the Fire Fighter Association, came forward asking Council to support H.B. 471 and H.B. 2468.

Genelle Martin, 1350 SW Asbury, came forward with concerns with H.B. 2455.

Council requested staff to write letters of support for public safety house bills (H.B. 2468, 718, 471, and 2455).

8. CITY COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS OR REPORTS

- Commendation for former Mayor Ken Shetter and Pam Beam in their efforts to bring Hill College to Burleson.

9. RECESS INTO EXECUTIVE SESSION - MOVED

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, Texas Government Code**
- B. Discussion regarding possible purchase, exchange, lease, or value of real property pursuant to Section 551.072, Texas Government Code**
 - 5500 Vantage Drive, Burleson, Johnson County, Texas
 - Discuss and receive direction on a certain parcel of real property in the district boundary of Tax Increment Reinvestment Zone Number Two, City of Burleson, Johnson County, Texas for municipal purposes where deliberation in open session would have a detrimental effect on the position of negotiations with third parties.
- C. Deliberation regarding a negotiated contract for a prospective gift or donation to the state or the governmental body Pursuant to Section 551.073, Texas Government Code**
- D. Personnel matters pursuant to Section 551.074, Texas Government Code**
- 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, Texas Government Code**
- 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, Texas Government Code**
 - Project Workforce
 - Project Farmer's Mind
- G. Pursuant to Sec. 418.183(f), Texas Government Code, 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 Larry Scott to convene into executive session. **Time: 8:00 p.m.**

Motion passed 4-0, with Victoria Johnson, Jimmy Stanford and Adam Russell absent.

Motion was made by Dan McClendon and seconded by Larry Scott to reconvene into open session. **Time: 9:00 p.m.**

Motion passed 4-0, with Victoria Johnson, Jimmy Stanford and Adam Russell absent.

ADJOURNMENT

Motion made by Dan McClendon and seconded by Larry Scott to adjourn.

Mayor Fletcher adjourned the meeting.

Time: 9:01 p.m.

Monica Solko
Deputy City Secretary