

BURLESON CITY COUNCIL REGULAR MEETING
MAY 20, 2024
DRAFT MINUTES

ROLL CALL

COUNCIL PRESENT:

Victoria Johnson
Phil Anderson
Alexa Boedeker
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
Lisandra Leal, Assistant City Secretary
Cara White, City Attorney
Matt Ribitzki, Deputy City Attorney

1. CALL TO ORDER – 5:33 p.m.

Mayor Fletcher called the meeting to order. **Time: 5:33 p.m.**

Invocation - Gloria Gillaspie, Pastor Emeritus Open Door Church

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 May 19 - 25, 2024, as "National Public Works Week" in the City of Burleson. *(Recipient: Clint Sumerall, Deputy Director Public Works – Operations and Janalea Hembree, Public Works Operations Manager)*
- A Proclamation recognizing May 19 - 25, 2024, as "EMS Week" in the City of Burleson. *(Recipient: Casey Davis, Fire Chief)*

B. Presentations

- Recognition of Conner Prince's Olympic Qualification for the 2024 Summer Games. *(Staff Contact: DeAnna Phillips, Director of Community Services)*

C. Community Interest Items

- State Representative David Cook presented Chief Billy Cordell and Deputy Chief. Doug Sandifer with a State Resolution for their 40 years of service as a Peace Officer.
- Burleson Honey Tour bike ride will be Saturday, May 25, 2024.
- Burleson Opportunity Fund Golf Tournament Friday, June 7, 2024 at Hidden Creek.
- Burleson Honey Tour Carnival, May 23 – 26th has moved to Chisenhall Sports Complex.
- Parks Maintenance Rodeo, May 29 2024, 6:00 p.m., at Chisenhall Sports Complex.
- First Hot Sounds of Summer Concert will feature Shinyribs, May 31, 2024, 7:30 p.m., at Mayor Vera Calvin Plaza.

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A. Items to be continued or withdrawn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B. Items to be withdrawn from Consent Agenda for separate discussion or items to be added to the Consent Agenda.

- None

4. CITIZEN APPEARANCES

- None

5. CONSENT AGENDA

A. Minutes from the May 6, 2024 regular council meeting and May 13, 2024 special council meeting. (Staff Contact: Amanda Campos, City Secretary)

Motion made by Adam Russell and seconded by Victoria Johnson to approve the consent agenda.

Motion passed 7-0.

B. CSO#5468-05-2024, resolution authorizing a Local On-System Agreement with the Texas Department of Transportation (TxDOT) to modify a hooded left turn along SW Wilshire Blvd. (Staff Contact: Michelle McCullough, Assistant Director/City Engineer)

Motion made by Adam Russell and seconded by Victoria Johnson to approve the consent agenda.

Motion passed 7-0.

C. CSO#5469-05-2024, minute order ratifying the Burleson 4A Economic Development Board's action on resolution 4A05202024LakewoodLandscape authorizing the reimbursement of R.A. Development, Ltd., for costs associated with design of landscaping and irrigation for Lakewood Drive pursuant to an existing Chapter 380 and Economic Development and Performance Agreement in the amount of \$90,000. (Staff Contact: Eric Oscarson, Deputy City Manager)

Motion made by Adam Russell and seconded by Victoria Johnson to approve the consent agenda.

Motion passed 7-0.

- D. CSO#5470-05-2024, minute order ratifying the Burleson 4A Economic Development Board's action on resolution 4A05202024BlackRockCoffee for a Performance Agreement with C&C Burleson, LLC. for the design and construction of the modification of an existing hooded left turn lane along SW Wilshire Blvd. (Staff Contact: Michelle McCullough, Assistant Director of Public Works/City Engineer)**

Motion made by Adam Russell and seconded by Victoria Johnson to approve the consent agenda.

Motion passed 7-0.

- E. CSO#5471-05-2024, ETJ Release Petition for 3437 CR 807 (Case 24-158): Consider denial of a petition for release from the City of Burleson extraterritorial jurisdiction (ETJ) for approximately 12.75 acres of land known as Lot 1 & 2, Block 1, Pools Egan Addition. (Staff Contact: Tony McIlwain, Development Services Director) (No Planning and Zoning Commission action was required for this item)**

Motion made by Adam Russell and seconded by Victoria Johnson to approve the consent agenda.

Motion passed 7-0.

6. GENERAL

- A. Ordinance amending Ordinance CSO#5218-09-2023, the City's Fee Schedule by adding fees associated with the right-of-way use applications in Old Town and amending the fees associated with golf cart rentals; 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. (First Reading) (Staff Contact: 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 the fee of \$525.00 for ROW use applications for Old Town and to amend golf cart fees to \$9.00 for 9 holes and \$18.00 for 18 holes.

Motion passed 7-0.

- B. Hold a public hearing and consider approval of an ordinance amending the Roadway Impact Fee Ordinance (CSO#5346-12-2023); 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.**

(First Reading) (Staff Contact: Errick Thompson, Director of Public Works & Engineering)

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

Mayor Fletcher opened the public hearing. **Time: 6:05 p.m.**

No speakers.

Mayor Fletcher closed the public hearing. **Time: 6:06 p.m.**

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

Motion passed 7-0.

- C. Award of CSP 2024-015 to Mountain Cascade of Texas, LLC for construction of the Burleson Westside Lift Station, Force Main, and Gravity Sewer project in the amount of \$7,430,761.00 with a project contingency of \$371,538.00 for a total of \$7,802,299.00 and consider a minute order ratifying the 4A Economic Development Corporation Board's action ratifying resolution 4A05202024WestsideLift for partial funding of the construction costs for the Burleson Westside Lift Station, Force Main, and Gravity Sewer project. (Staff Contact: Michelle McCullough, Assistant Director/City Engineer)**

Michelle McCullough, Assistant Director/City Engineer presented a contract and minute order to the city council.

Motion made by Phil Anderson and seconded by Larry Scott to approve.

Motion passed 7-0.

- D. Consider approval of award of bid ITB 2024-013 to Gratex Utilities Inc. for the 2023 Water and Wastewater Rehabilitation project in the amount of \$6,752,053 with a project contingency of \$337,602 for a total amount of \$7,089,655. (Staff Contact: Errick Thompson, Director of Public Works & Engineering)**

Errick Thompson, Director of Public Works & Engineering, presented a bid to the city council.

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

Motion passed 7-0.

- E. Consider approval of award of bid ITB 2024-014 to American Lighting and Signalization, LLC for the Hidden Creek Pkwy and Gardens Blvd Traffic Signal Project in the amount of \$404,243 with a project contingency of \$41,000 for a total authorization of \$445,243. (Staff Contact: Errick Thompson, Director of Public Works & Engineering)**

Errick Thompson, Director of Public Works & Engineering, presented a bid to the city council.

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

Motion passed 7-0.

F. Consider approval of a Professional Services Agreement with Birkhoff, Hendricks & Carter, LLP in the amount of \$166,788 for the Assessment of Long-term Water Supply Strategies project. (Staff Contact: Errick Thompson, Director of Public Works & Engineering)

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

Motion made by Alexa Boedeker and seconded by Larry Scott to approve.

Motion passed 7-0.

7. REPORTS AND PRESENTATIONS

A. Receive a report, hold a discussion, and provide staff direction regarding results from the 2024 City of Burleson Resident Satisfaction Survey. (Staff Contact: Richard Abernethy, Administrative Services Director)

Richard Abernethy, Administrative Services Director, introduced Ryan Murray with ETC Institute to present the 2024 City of Burleson Resident Satisfaction Survey results.

Discussion included: direction from Council to the City Manager and Deputy City Managers to discuss the survey results with directors, the importance of accessibility management within the community from residents, Council directed ETC Institute to include specific questions regarding the availability for people with disabilities at the parks, the need to develop relationships with TxDOT for roadway improvements, and citizens are asking for the City of Burleson to maintain their own roadways.

B. Receive a report, hold a discussion, and provide staff direction on the City's Credit Card Processing Fees. (Staff Contact: Richard Abernethy, Administrative Services Director)

Richard Abernethy, Administrative Services Director, presented the City's credit card processing fees to the city council.

Discussion included: providing citizens an alternative option such as ACH to help bypass the credit card fees, working with vendors to consolidate accounts and possibly lower the credit card fee.

Council directed staff to focus on option four (4) to pass the credit card fees directly to the customer (pass-through).

C. Receive a report, hold a discussion, and provide staff direction regarding fees associated with the solid waste program, street maintenance and storm water utility operations. (Staff Contact: Eric Oscarson, Deputy City Manager)

Eric Oscarson, Deputy City Manager presented the fees associated with the solid waste program, street maintenance and storm water utilities operations to the city council.

Discussion included: direction from council to proceed with hiring a consultant to assist with future solid waste RFP, to incorporate a litter abatement fee into the solid waste fund in the amount of a \$1.00 for an administrative and overhead charge, and to move forward with hiring a consultant for the street maintenance fee and storm water fee.

8. CITY COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS OR REPORTS

- None.

9. 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 the Mockingbird Lane to CR 914A sanitary sewer, the Chapter 380 and Economic Development and Performance Agreement between the City of Burleson, the Burleson 4A Economic Development Corporation, R.A. Development, Ltd., et al. for Chisholm Summit, and the construction contract between R.A. Development, Ltd., and Dagger Construction

B. 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 Dan McClendon to convene into executive session. **Time: 8:21 p.m.**

Motion passed 7-0

Motion was made by Victoria Johnson and seconded by Adam Russell to reconvene into open session. **Time: 8:39 p.m.**

Motion passed 7-0

10. ADJOURNMENT

Motion made by Dan McClendon and seconded by Alexa Boedeker to adjourn.

Mayor Chris Fletcher adjourned the meeting.

Time: 8:40 p.m.

Monica Solko
Deputy City Secretary