

Council Session  
April 28, 2005

The Burleson City Council met in a regular session on April 28, 2005, in the Burleson City Hall, 141 W. Renfro, Burleson, Texas. Mayor Shetter called the meeting to order at 7:00 P.M., with the following members present: Ken Shetter, Stuart Gillaspie, Jim Bailey, Matt Powell, Claudia Humphreys, Jerry Allen and Chip Stephens.

City Manager, Bill Davison; Deputy City Manager, Curtis Hawk; Deputy City Manager, Paul Cain; City Attorney, Allen Taylor and other interested citizens were also present.

Motion was made by Stuart Gillaspie and second by Chip Stephens to approve the minutes of the April 14, 2005, regular session of Council.

Motion passed 6-0. Matt Powell abstained.

Motion was made by Stuart Gillaspie and second by Chip Stephens to approve the following purchase requisitions and payments:

Motion passed 6-0. Matt Powell abstained.

Motion was made by Stuart Gillaspie and second by Chip Stephens to approve the final reading of Ordinance A-304, annexing a tract of land comprising 27.00 acres, more or less located in the B. Bransom Survey, Abstract No. 58, as filed in the deed records of Johnson County, Texas.

Motion passed 6-0. Matt Powell abstained.

Motion was made by Stuart Gillaspie and second by Chip Stephens to approve the final reading of Ordinance A-305, annexing a tract of land comprising 9.105 acres, more or less, located in the SM Blair Survey A-65, as filed in the deed records of Johnson County, Texas.

Motion passed 6-0. Matt Powell abstained.

Motion was made by Stuart Gillaspie and second by Chip Stephens to approve a waiver of the street length requirements for A.D.Coffey Estates, 18.27 acres located at the southern end of CR 711D.

Motion passed 6-0. Matt Powell abstained.

Motion was made by Stuart Gillaspie and second by Chip Stephens to approve the final plat of lot 1, Block 1, Joshua School Addition, 33.27 acres located at 7301 FM 1902.

Motion passed 6-0. Matt Powell abstained.

Mayor Shetter presented certificates of commendation to Corporal Don Raines, Officer David Feucht, Officer John Brackett and Sergeant Chris Havens.

Motion was made by Claudia Humphreys and second by Chip Stephens to authorize the repair to the canopy over the patio outside the clubhouse and the erection of a 6-foot security fence between the Golf Course and Hidden Creek Sports Complex and authorize a transfer of \$41,829.60 from within the golf course base budget from City Attorney Fees (402-8011-521-3001) to Building Maintenance and Repair (402-8012-521-4101) \$23,473.60 and Grounds Maintenance and Repair (402-8013-521-4102) \$18,356.00.

Motion passed 7-0.

(The record reflects that the \$18,356.00 will be charged to account 402-8013-521-7203 (Fencing) since it is a capital expense a budget change request will be presented to the council at the May 12, 2005 council meeting).

Motion was made by Jerry Allen and second by Stuart Gillaspie to approve Resolution 1013, calling a special election on the question of the adoption of a tax freeze for persons who are disabled or who are sixty-five years of age or older, to be held on November 8, 2005.

Motion passed 7-0.

R.D. Scott, 312 SW Harris, thanked the council for calling the election.

Motion was made by Jim Bailey and second by Matt Powell to deny the first reading of Ordinance D-041, changing the zoning on lot 1, Block 66, Original Town of Burleson, from SF7 (Single Family 7) to A (Agricultural) (located 393 S. Warren)

Motion passed 7-0.

Motion was made by Jim Bailey and second by Claudia Humphreys to approve Resolution 1014, regarding the application of Sphinx Development Corporation for housing tax credits changing the last sentence to read "The City of Burleson supports the application of Sphinx Development Corporation dated January 4, 2005 for housing tax credits."

Motion passed 7-0.

Motion was made by Jerry Allen and second by Jim Bailey to award the bid for remodeling of City Hall Annex (formerly Fire Station Number 1) to Alan Siggers, Inc. in the amount of \$50,250.00.

Motion passed 7-0.

Assistant Director of Finance, Rhett Clark, presented the Monthly Financial Report for March 2005.

Motion was made by Jerry Allen and second by Chip Stephens to convene into executive session pursuant to Sec. 551.071 of the Texas Government Code; Pursuant to Sec. 551.072 of the Texas Government Code and pursuant to Sec. 551.087 of the Texas Government Code.

Motion passed 7-0. Time 7:52 PM.

Motion was made by Claudia Humphreys and second by Matt Powell to reconvene into open session for possible action resulting from any items posted and legally discussed in Executive Session.

Motion passed 7-0. Time 8:59 PM.

Motion was made by Jerry Allen and second by Claudia Humphreys to authorize staff to notify the US District Court, Southern District of Indiana, that the city does not want to participate in the class action suit.

Motion passed 6-0. Stuart Gillaspie abstained.

There being no further business, the Mayor declared the meeting adjourned.  
Time 9:01 PM.

---

Mary J. Kayser  
City Secretary