

Council Session  
August 25, 2005

The Burleson City Council met in a regular session on August 25, 2005, in the Burleson City Hall, 141 W. Renfro, Burleson, Texas. Mayor Shetter called the meeting to order at 7:00 P.M., the following members present: Ken Shetter, Stuart Gillaspie, Jim Bailey, Matt Powell, Claudia Humphreys and Jerry Allen. Chip Stephens absent.

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

Motion was made by Jerry Allen and second by Jim Bailey to approve the minutes of the August 11, 2005 regular session of Council.

Motion passed 6-0. Chip Stephens absent.

Motion was made by Jerry Allen and second by Jim Bailey to approve the following purchase requisitions and payments: General Fund – payments: 1) \$ 3,081.21 – Freese & Nichols, 2) \$ 6,000.00 – Commercial Industrial Liquidation. Water and Sewer Fund – 1) \$ 5,285.00 – Hydra-Shield Manufacturing, Inc. Equipment Replacement Fund - purchase requisitions: 1) \$ 17,216.00 – EIG, Inc., TIF #1 – payments: 1) \$ 428,115.21 – Kimco Burleson LP, Economic Development Incentive Fund – payment: 1) \$ 3,185.02 – Kimco Burleson, LP. Hidden Creek Golf Course Fund - purchase requisitions 1) \$ 3,368.00 – BWI-Dallas/Fort Worth, 2) \$126.20 – Austin Turf & Tractor (erroneously listed as \$12,620.00).

Motion passed 6-0. Chip Stephens absent.

Motion was made by Jerry Allen and second by Jim Bailey to approve the final reading of Ordinance C-583, appointing the Municipal Court Judge and Associate Municipal Court Judge of the Municipal Court of Record in the City of Burleson to two-year terms commencing September 1, 2005 and terminating August 31, 2007.

Motion passed 6-0. Chip Stephens absent.

Motion was made by Jerry Allen and second by Jim Bailey to approve Case 05-122 – Final Plat of Lot 1, Block 1, Cope Addition, 1.84 acres located at 361 Iron Stone Road.

Motion passed 6-0. Chip Stephens absent.

Motion was made by Jerry Allen and second by Jim Bailey to approve Case 05-120 – Final Plat of Hidden Creek Estates Phase II, 23.44 acres located at the south end of Hidden Lake Drive.

Motion passed 6-0. Chip Stephens absent.

Motion was made by Jerry Allen and second by Jim Bailey to approve the Final Plat of Oak Valley Estates Phase 13, 18.48 acres located at the south end of Cardinal Ridge Road, east of Hurst Road.

Motion passed 6-0. Chip Stephens absent.

There was a consensus of the Council to fund additional enhancements and staff requests for end of year purchases as discussed at the budget workshop. The enhancements and purchases from the General Fund are as follows:

Compensation & Classification Study	\$30,000
Park Shelters	20,000
ID Cards	5,000
City Hall Security, Phase I	15,700

In addition the Burleson Chamber of Commerce will be funded at \$35,650 and the Heritage Foundation will be funded at \$6,000, these funds will come from the Hotel Motel Fund. All these items will be included in the 2005-2006 annual budget that will be presented to the Council on September 9, 2005.

Motion was made by Matt Powell and second by Jerry Allen to set September 8, 2005, at 7:00 PM as the date and time of the public hearing on the 2005-2006 proposed budget.

Motion passed 6-0. Chip Stephens absent.

Motion was made by Stuart Gillaspie and second by Claudia Humphreys to set September 22, 2005, as the date for the adoption of the 2005 ad valorem tax rate of 0.5964.

Motion passed 6-0. Chip Stephens absent.

Motion was made by Claudia Humphreys and second by Matt Powell to set the dates for the public hearings on the 2005 ad valorem tax rate as September 8, 2005 at 7:00 PM and September 13, 2005, at 6:00 PM.

Motion passed 6-0. Chip Stephens absent.

Motion was made by Claudia Humphreys and second by Jerry Allen to authorize the Mayor to execute a Tax Collection Contract with the Johnson County Tax Office.

Motion passed 6-0. Chip Stephens absent.

The Mayor opened a public hearing on the zoning change from PD Planned Development to SF7(D) Single Family on 73.63 acres located at the northeast corner of FM 1902 and CR 910.

Community Development/Planning Director Clayton Husband made a presentation on the item.

The developer, Adlai Pennington, 410 Surfside Court, Arlington, addressed the Council in regards to the development. He provided the following verbal listing of development standards to be used in this development:

100% masonry on areas generally supported by the ground, excluding gables, fascia and trim

Two 3-inch trees planted on each lot

Will not repeat any house elevation in any streetscape on less than 3 houses in a row

Roof pitch 6:12 minimum

Center area shown as open space will be a park with full playground, irrigated around the playground

Concrete streets with curb and gutter

1800 square foot minimum living area in each house

Preliminary plat as reflected in the filing is now the site plan for the planned development zoning

Underground storm water system

There were no other speakers.

The mayor closed the public hearing.

Motion was made by Claudia Humphreys and second by Jerry Allen to approve the final reading of Ordinance D-047, amending the current PD Planned Development zoning on 73.63 acres located at the northeast corner of FM 1902 and CR 910 to a new Planned Development district reflected in the site plan now attached hereto and presented as the preliminary plat together with the verbal statement of performance standards presented by the developer (recorded for the record in the public hearing item)

Motion passed 6-0. Chip Stephens absent.

Motion was made by Matt Powell and second by Stuart Gillaspie to authorize the City Manager to execute a three party contract for the construction of Shannon Creek Estates and payment of the associated development fees prior to filing of the plat.

Motion passed 6-0. Chip Stephens absent.

Motion was made by Jim Bailey and second by Matt Powell to authorize the Mayor to execute Community Facilities Contract 2005-20 with

Centex Homes.

Motion passed 6-0. Chip Stephens absent.

Finance Director, Charlie Harris presented the Quarterly Investment Report for period ending June 30, 2005.

Motion was made by Claudia Humphreys and second by Jerry Allen to convene into executive session pursuant to Sec. 551.071 of the Texas Government Code, pursuant to Sec. 551.072, deliberation regarding the purchase, exchange, lease or sale of real property for future expansion of certain programs and services, pursuant to Sec. 551.076, deliberation regarding security devices, pursuant to Sec. 551.087, deliberation regarding Economic Development Negotiations, pursuant to Section 418.183(f) of the Texas Government Code (Texas Disaster Act) regarding critical infrastructure

Motion passed 6-0. Chip Stephens absent. Time 8:20 PM

Councilmember Humphreys left at 8:21 PM.

Motion was made by Jim Bailey 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 5-0. Claudia Humphreys and Chip Stephens absent.  
Time 8:57 PM

Motion was made by Stuart Gillaspie and second by Jerry Allen to approve the Municipal Court facility lease with Johnson County and to authorize the expenditure of funds for the remodel of the facility from the 2005-2006 General Fund fund balance.

Motion passed 5-0. Claudia Humphreys and Chip Stephens absent.

There being no further business, the Mayor declared the meeting adjourned. Time 9:58pm.

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Mary J. Kayser  
City Secretary