

Council Work Session
February 9, 2006

The Burleson City Council met in a work session on February 9, 2006, in the Burleson City Hall, 141 W. Renfro, Burleson, Texas. Mayor Shetter called the meeting to order at 6:00 P.M., the following members present: Ken Shetter, Jim Bailey, Matt Powell, Claudia Humphreys, Jerry Allen and Chip Stephens. Stuart Gillaspie absent.

City Manager, Curtis E. Hawk; Deputy City Manager, Paul Cain; and other interested citizens were also present.

There was a consensus of the Council to increase the number of Comparator Employers for the Comprehensive Salary Survey as recommended by Public Sector Personnel Consultants. The Council also indicated that they wanted to see the comparison between the City and the entire list of comparator employers and the comparison with the current list of comparator employers. Also the council wanted to be sure that Weatherford was included on the list of employers provided by Public Sector Personnel Consultants.

Buddy Bridges provided an update on TXU Electric Delivery facilities improvements to the feeder system.

Stuart Gillaspie arrived at 6:20 PM.

Motion was made by Matt Powell and second by Chip Stephens to convene into Executive Session: Pursuant to the Open Meetings Act, Chapter 551, Texas Government Code, Sec. 551.071, Sec. 551.072, 551.073, 551.074, 551.076, 551.087, and Section 418.183(f) of the Texas Government Code (Texas Disaster Act).

Motion passed 7-0. Time 6:27 PM

Motion was made by Chip Stephens and second by Matt Powell to reconvene into regular session.

Motion passed 7-0. Time 7:12 PM

Council Session
February 9, 2006

The Burleson City Council met in a regular session on February 9, 2006, in the Burleson City Hall, 141 W. Renfro, Burleson, Texas. Mayor Shetter called the meeting to order at 7:12 P.M., the following members present: Ken Shetter, Stuart Gillaspie, Jim Bailey, Matt Powell, Claudia Humphreys, Jerry Allen and Chip Stephens

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 Claudia Humphreys and second by Chip Stephens to approve the minutes of the January 26, 2006 regular session.

Motion passed 7-0.

Motion was made by Claudia Humphreys and second by Chip Stephens to approve the following purchase requisitions and payments: General Fund – purchase requisitions: 1) \$ 16,271.00 – City of Fort Worth treasurer, 2) \$ 14,062.66 – Binswanger Glass #129. General Fund – payments: 1) \$ 6,045.00 – Circle T Nursery. 2005 Water Sewer Revenue Bond Fund - purchase requisitions: 1) \$ 32,230.00 – Insituform Technologies. 2003 Sales Tax Revenue Bond Fund – 4A - purchase requisitions: 1) \$155,300.00 – Shrickel, Rollins & Associates. General Fund/2005 General Obligation Bond Fund – payments: 1) \$ 7,915.54 – HTE, Inc. Hotel Motel Fund – payments: 1) \$ 6,100.00 – AFM Entertainment. Hidden Creek Golf Course Fund – payments: 1) \$ 3,474.48 – payments: 1) \$ 3,475.48 – Caylor Specialty Materials, Inc. General Fund/2005 Certificates of Obligation Hidden Creek Parkway/2002 Water Sewer Revenue Bond Fund/2003 Water Sewer Revenue Bond Fund – payments: 1) \$ 23,524.00 - Ellerbee Walczak, Inc. General Fund/2001 Sales Tax Revenue Bond Fund-4A – payments: 1) \$ 9,370.62 - Taylor, Olson, Adkins, Sralla & Elam, LLP. General Fund/Water and Wastewater Fund/Hidden Creek Golf Course Fund – payments: 1) \$ 3,988.79 – Lowe’s Home Centers Inc.

Motion passed 7-0.

Motion was made by Claudia Humphreys and second by Chip Stephens to approve the final reading of Ordinance D-056, changing the zoning from A - Agricultural to C – Commercial and a Specific Use Permit for tractor sales and repair for 4.0 acres located at 3456 IH35W. (Case 05-177)

Motion passed 7-0.

Motion was made by Claudia Humphreys and second by Chip Stephens to approve the first reading of Ordinance A-307, annexing approximately 82.811 acres located in the H.G. Catlett Survey, No. 14, Abstract No. 180, Johnson County, Texas.

Motion passed 7-0.

Richard Holybee, 2141 SW Wilshire; Kent Meyer, 401 Roaring Springs, Joshua and Curtis Tarver, 3681 Collins Rd. addressed the Council in opposition to Ordinance B-744.

Motion was made by Claudia Humphreys and second by Stuart Gillaspie to table Ordinance B-744, amending Chapter 38, Fire Prevention and Protection, Article V Uniform Fire Code of the Code of Ordinances of the City of Burleson Texas (2005) to regulate the storage, use or handling of fireworks within 5000 feet of the corporate limits of the city until the March 9, 2006 meeting.

Motion passed 7-0.

Jon Britton, 102 NE Murphy; Ruth Morquecho, 104 NE Murphy; Al Morquecho, 104 NE Murphy and Stephen Jones 1421 Rutherford Dr., Mesquite addressed the Council concerning a vicious dog attack at the Morquecho home and the response by the Police and Animal Services and wanting to know when the Animal Control Ordinance would be updated.

Motion was made by Claudia Humphreys and second by Matt Powell to extend Executive Order 2006-01, prohibiting outdoor burning, issued by the Mayor February 2, 2006, until such time as the Fire Marshal determines the prohibitions and restrictions of the order are no longer needed.

Motion passed 7-0.

The record reflects that the Ordinance listed on the agenda for February 9, 2006 as B-744 should have been listed as B-745.

Motion was made by Stuart Gillaspie and second by Jim Bailey to approve the first reading of Ordinance B-745, amending Chapter 66, Secondhand Goods, of the Burleson Code of Ordinances, by amending Article II Garage Sales. (Case 06-026)

Motion passed 7-0.

Councilmember Allen left at 8:20 PM.

The City Council directed the staff to bring back a policy concerning Public Improvement Districts for consideration by the Council.

Motion was made by Claudia Humphreys and second by Matt Powell to appoint Ken Shetter and Stuart Gillaspie to represent the City of Burleson on the new board of the Character Council.

Motion passed 6-0. Jerry Allen absent.

Motion was made by Claudia Humphreys and second by Chip Stephens to appoint the following individuals to boards and commissions:

Planning and Zoning Commission

Cory Smithee Chair and reappoint as member (term to expire in 2007)
Sue Carey (term to expire in 2007)
Scott McMillan (term to expire in 2007)

New members:

Walter Norwood (term to expire in 2006)

4B Community Service Corporation

Toby Ford (term to expire in 2007)
Bob Fear (term to expire in 2007)
David Rubenkoenig (term to expire in 2007)
Jim Bailey (term to expire in 2007)
Ken Shetter (term to expire in 2007)
Matt Powell (term to expire in 2007)
Stuart Gillaspie (term to expire in 2007)

Zoning Board of Adjustments

Cathy Webb – Chair and reappoint as member (term to expire in 2007)
Steve Weldon (Term to expire in 2007)
Tempa Sherril alternate (Term to expire in 2007)

Animal Shelter Advisory Committee

Veterinarian – Dr. Scott Lumpee (Term to expire in 2007)
Representative of an animal welfare organization – Tammy Hawley
(Term to expire in 2007)
Steph Ashton – fill a vacancy (term to expire in 2006)

Motion passed 6-0. Jerry Allen absent.

Motion was made by Claudia Humphreys and second by Chip Stephens to convene into executive session: Pursuant to the Open Meetings Act, Chapter 551, Texas Government Code, Sec. 551.071, Sec. 551.072, 551.073, 551.074, 551.076, 551.087, and Section 418.183(f) of the Texas Government Code (Texas Disaster Act).

Motion passed 6-0. Jerry Allen absent. Time 8:45 PM

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

Motion passed 6-0. Jerry Allen absent. Time 9:20 PM

Motion was made by Matt Powell and second by Chip Stephens to accept the offer from Charter Communications thereby settling the assessment of liquidated damages for violations of the franchise agreement, authorizing the City Manager to sign and directing staff to bring back program options for the use of the community grant funds at a future meeting.

Motion passed 6-0. Jerry Allen absent.

Motion was made by Matt Powell and second by Claudia Humphreys to approve the employment agreement with City Manager Curtis Hawk effective February 1, 2006, with a salary of 150,000.00 per year, car allowance of \$9,600.00 and deleting section 16.

Motion passed 6-0. Jerry Allen absent.

There being no further business, the Mayor declared the meeting adjourned.
Time 9:21pm.

Mary J. Kayser
City Secretary