

BURLESON CITY COUNCIL WORK SESSION
June 14, 2007
MINUTES

Roll Call:

Council present:
Stuart Gillaspie

Council Absent:
Jim Wadlow

Matt Powell
Ken Shetter
Claudia Humphreys (arrives at 6:22 p.m.)
Dan McClendon
Chip Stephens

Staff

Curtis E. Hawk, City Manager
Paul Cain, Deputy City Manager
Allen Taylor, City Attorney

WORK SESSION – Call to order – Time: 6:12 p.m.

1. Demonstration of new IT software/ Discussion of IT Policies

Mark Eder, Director of Information Technology gave a brief overview of all the new IT software provided by the bond package that was passed in 2004 Mark Eder introduced Sgt. Krum with the Burleson Police Department who demonstrated the applications. James Kelt from Looking Glass technology presented to council the software implement for the Burleson Police Department.

Break at 6:49 p.m. for council to view a current Police car with the new software installed.

2. Discussion of facilities Senior Center Expansion and Banquet Room.

Item will be discussed in the regular agenda under item 5A.

3. Discussion of all items on tonight's meeting.

No items from the meeting were discussed.

4. Executive Session:

No executive session at this time.

BURLESON CITY COUNCIL REGULAR SESSION
June 14, 2007
MINUTES

Roll Call:

Council present:
Stuart Gillaspie

Council Absent:

Jim Wadlow

Matt Powell
Ken Shetter
Chip Stephens
Dan McClendon
Claudia Humphreys

REGULAR SESSION – Call to order – Time: 7:10 p.m.

Invocation – Mike Milburn

Pledge of Allegiance

Proclamations

There were no proclamations.

Items to be continued or withdrawn

Items 3C and 3D.

Items to be withdrawn from the consent agenda for separate discussion.

No items.

Consent Agenda

1A. Approve minutes from the May 21, 2007 special session and the May 24, 2007 regular session.

Motion was made by Matt Powell and second by Chip Stephens to approve.

Motion passed 6-0. Jim Wadlow absent.

1B. Financial Transactions.

Requisitions

Fund: General Fund

Ratliff Ready Mix - \$5,700.00

Metroplex Control Systems, Inc. - \$13,646.00

SMS Woodstone, Inc. - \$21,110.95

Fund: 4A Sales Tax

J. T. Dersner, Inc. - \$7,803.00

Payment

Fund: General Fund/2001 Sales Tax Revenue Bond Fun 4A/4A Sales Tax

Taylor, Olson, Adkins, Sralla & Elam, LLP - \$15,344.56

Fund: General Fund/2006 Certificate of Obligation/4A Sales Tax

Ellerbee-Walczak, Inc. - 4,258.00

Fund: General Fund/Water & Sewer/ Equipment Service Fund/Equipment Replacement Fund/Hidden Creek Golf Course/2006 General Obligation Fund

Lowe's Home Center, Inc. - \$4,213.93

Fund: 2005 Water Sewer Revenue Bond Fund

Charles Dean Evans - \$7,500.00

Motion was made by Matt Powell and second by Chip Stephens to approve

Motion passed 6-0. Jim Wadlow absent.

1C. Request for approval of the final plat of Lot 1, Block 1, 6.848 acres of Cana Baptist Church Addition, located east of East Renfro Street, south of Christopher Lane. (Case 07-041)

Motion was made by Matt Powell and second by Chip Stephens to approve

Motion passed 6-0. Jim Wadlow absent.

- 1D. Award of a contract with Insituform Technologies, Inc. for the rehabilitation of sanitary sewer lines in Old Town, the Tarrant Addition and the Gardens Addition in the amount of \$508,250.00 and authorize the City Manager to execute the contract.**

Motion was made by Matt Powell and second by Chip Stephens to approve

Motion passed 6-0. Jim Wadlow absent.

- 1E. Consideration of an Engineering Services Contract with Freese and Nichols, Inc. for the design of 16-inch waterlines on FM 731 and Alsbury Blvd. and authorize the City Manager to execute the contract**

Motion was made by Matt Powell and second by Chip Stephens to approve

Motion passed 6-0. Jim Wadlow absent.

- 1F. Award the bid for the construction of the Hemphill Road Paving and Drainage Improvements (NE Alsbury Boulevard to McAlister Road) and authorize the City Manager to execute the contract.**

Motion was made by Matt Powell and second by Chip Stephens to approve

Motion passed 6-0. Jim Wadlow absent.

- 1G. Award the bid for the construction of the 2007 Neighborhood Street Reconstruction and 2007 Independent Waterline Reconstruction Projects and authorize the City Manager to execute the contract**

Motion was made by Matt Powell and second by Chip Stephens to approve

Motion passed 6-0. Jim Wadlow absent.

Presentations

- 2A. Citizens Appearance**

No speakers.

Public Hearings and Related Ordinances

3A. Public Hearing and consideration regarding a voluntary annexation of approximately 3.066 acres of land located in the Anthony Foster Survey, Abstract No. 284, Johnson County, Texas, located at the northeast corner of East Renfro Street and Christopher Lane. (Case No. 07-059) (First Public Hearing)

David Wynn, Director of Engineering and Planning presented to council the property to be annexed. The owner could not be present at the meeting.

David Wynn explained why there is a request for zoning on the property proposed for annexation. Normally when a property is annexed into the city the normal zoning given is AG for agriculture. The owner is requesting a PD, planned development zoning which requires approval by the Planning & Zoning Commission and the City Council. No building plans have been submitted to date, but will be presented to Planning & Zoning Commission on Tuesday, June 19, 2007.

Mayor Shetter opened the public hearing: Time: 7:14 p.m.

Sally Yeager, 511 Christopher Lane, questioned the relationship between the zoning and the annexation request. Feels Town Homes are not consistent with Single Family Homes.

Doug Peterson, 2100 Jana Lane, wants to know why a developer would voluntarily annex themselves into the city for taxation. Is the cost to extend utilities to this property paid for by the city or the developer? David Wynn answered that the property owner would be responsible. Mr. Peterson is not in favor of Town Homes because of traffic on Christopher Lane, therefore is not in favor of the annexation.

Richard Porter, 2120 Jana Lane, not opposed to Planned Development, but is opposed to 2 story development.

Joe McCarver, 544 Jacie Court, not resident of city but do have concerns about the annexation. Does not want the Town Homes.

Mayor Shetter closed the public hearing. Time: 7:40 p.m.

Item 3A was removed from consideration by Mayor Shetter at the request of the owner. This public hearing is a required public hearing in the annexation process.

3B. Public Hearing and Resolution R-1092-07 eliminating and changing the scope of certain drainage projects from the voter approved 2000-

2005 Capital Improvements Program and the 2005-2009 Capital Improvements Program.

David Wynn, Director of Engineering and Planning, presented to council the list of projects that will be either scaled back or removed from the schedule.

Mayor Shetter opened the public hearing: Time: 7:52 p.m.

Jim Bailey, 344 S Warren, Town Creek alignments of the bridges will continue to be a problem. Mr. Bailey thanked David Wynn and his staff for his efforts on making the decisions on which projects to remove.

Mayor Shetter closed the public hearing. Time: 8:00 p.m.

Motion was made by Matt Powell and second by Chip Stephens to approve.

Motion passed 6-0. Jim Wadlow absent.

3C. Resolution R-1093-07, revising and adopting the Guidelines and Criteria for Property Tax Abatement under the Economic Development Incentives Program.

Item was withdrawn from the agenda until the 2nd meeting in July.

3D. Public Hearing and Ordinance C-622-07, Designation of approximately a 10 acre tract of land as "Tax Abatement Reinvestment Zone Number 001-2007, City of Burleson" under Chapter 312 of the Texas Tax Code. (First Reading)

Item was withdrawn from the agenda until the 2nd meeting in July.

Ordinances & Resolutions

4A. No items at this time.

Contracts & Agreements

- 5A. Authorize the City Manager to Execute Part Two of the Construction Manager at Risk Contract for the expansion of the Senior Activity Center GMP in the amount of \$1,265,256.00 construction to take 10 month and to deduct \$30,000.00 for the upper end HVAC unit.**

Peter Krause, Director of Park and Recreation presented to council the reasons for the Part Two of the Construction.

Jim Hammons with Hisaw and Associates, received bids from Dodge and other avenues including calling vendors to bid. Received roughly 200 bids in response.

Alan Magee, Magee Architects, reviewed the past plan and the current plan for the Senior Center Expansion. Reviewed the additional cost.

Motion was made by Claudia Humphreys and second by Stuart Gillaspie to approve.

Motion passed 5 – 1. Mayor Shetter voted against. Jim Wadlow absent.

- 5B. Authorize the City Manager to Execute a License Agreement with Texas Midstream Gas Services, LLC. for property lease at Shaffstall Booster Pump Station site.**

David Smyth, Assistant Director of Public Works presented to council the agreement.

Motion was made by Matt Powell and second by Chip Stephens to approve.

Motion passed 6-0. Jim Wadlow absent.

Other Items for Consideration

- 6A. Board and Commission appointments for the Planning & Zoning Commission, the Cemetery Board, the Parks Board, and the Old Town Standards Review Committee.**

Amanda McDowell, City Secretary presented to council the recommendation of the Appointments Committee for the vacancies on the boards and commissions.

Motion was made by Stuart Gillaspie and second by Chip Stephens to make recommend appointments.

Motion passed 6-0. Jim Wadlow absent.

6B. Authorization for additional participation with the developer of Shannon Creek Estates for oversizing of Sanitary Sewer Facilities in the amount of \$34, 489.45.

David Wynn, Director of Engineering and Planning presented to council the reasons for the additional participation.

Motion was made by Matt Powell and second by Claudia Humphreys to approve.

Motion passed 5-1. Councilmember McClendon voted against. Jim Wadlow absent.

Executive Session

* Item moved up in the agenda.

9A. 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). Refer to posted list attached hereto and incorporated here in. Executive Session may be held, under these exceptions, at any time during the meeting that a need arises for the City Council to seek advice from the City Attorney as to the posted subject matter of this City Council meeting.

Motion was made by Stuart Gillaspie and second by Chip Stephens to convene into executive session. Time 9:20 p.m.

Motion passed 6-0. Jim Wadlow absent.

Motion was made by Claudia Humphreys and second by Chip Stephens to reconvene into open session. Time 10:07 p.m.

Motion passed 6-0. Jim Wadlow absent.

Motion was made by Stuart Gillaspie and second by Claudia Humphreys to accept the settlement offer by Charter Communications regarding cable franchise fees owed to the City and authorize the Mayor to sign the agreement.

Motion passed 6-0. Jim Wadlow absent.

Reports

7A. Legislative Update.

Curtis E. Hawk, City Manager updated council on current legislative bills.

7B. Economic Development

No reports.

7C. Land acquisition for flood control, public infrastructure, and other public improvements.

No reports.

7D. Report on Cingular antenna replacement at Brushy Mound Tower site.

Mark Eder, Director of Information Technology presented a report on the Cingular antennas at Brushy Mound Tower site.

7F. Report on Municipal Judge Evans. (moved out of order in consideration of Judge Evans' time)

Judge Evans announced her resignation to work for the City of Arlington. She expressed her appreciation to the City Council and city staff.

7E. Report on Council Policy# 32 as pertaining to Independent Audit and other matters.

Curtis E. Hawk, City Manager requested a volunteer from the council to work with Rhett Clark, Director of Finance, on a possible change on Council Policy #32. Possible create a council financial committee.

7G. Discussion of Burleson Scholarship Fund

Curtis E. Hawk, City Manager presented to council the concept of a Burleson Scholarship Fund in partnership with the Burleson Independent School District and various local businesses.

Mayor Ken Shetter presented to council how the concept was brought to his attention.

7H. Various Staff Reports

Sheri Campbell-Husband, Director of Neighborhood Services, updated council on Keep Burleson Beautiful representative Donna Hollowell who will be awarded first place for the Sadie Ray Graff Education Leadership Award at the Keep Texas Beautiful conference in July. The Student Environmental Award Club will also receive third place for the Ruthe Jackson Youth Leadership Award.

Council and Staff Comments

8A. Non-agenda council and staff comments.

Stuart Gillaspie, Councilmember, questioned when the gas well on Dobson Street will be completed. The completion should be next week. When will the Hidden Creek Parkway bridge be completed. David Wynn said the Hidden Creek Parkway bridge would be completed in August.

There being no further business Mayor Shetter adjourned the meeting.

Time: 10:55 p.m.

Amanda J. McDowell
City Secretary