

BURLESON CITY COUNCIL WORK SESSION  
March 27, 2008  
DRAFT MINUTES

Roll Call:

Council present:

Stuart Gillaspie  
Jim Wadlow  
Matt Powell  
Ken Shetter  
Dan McClendon  
Claudia Humphreys  
Chip Stephens

Council Absent:

Staff

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

**WORK SESSION – Call to order – Time: 6:32 p.m.**

- 1. Discussion of all items on tonight's meeting. No action will be taken and each item will be considered during the Regular Session.**
- 2. 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

Motion was made by Jim Wadlow and second by Chip Stephens to convene into executive session.

Motion passed 7-0. **Time: 6:33 p.m.**

- 3. Reconvene into open session for possible action.**

Motion was made by Claudia Humphreys and second by Matt Powell to reconvene into open session

Motion passed 7-0 **Time: 7:05 p.m.**

Motion was made by Dan McClendon and second by Claudia Humphreys to accept the settlement offer as discussed in executive session.

Motion passed 7-0.

BURLESON CITY COUNCIL REGULAR SESSION  
March 27, 2008  
DRAFT MINUTES

Roll Call:

Council present:

Stuart Gillaspie  
Jim Wadlow  
Matt Powell  
Ken Shetter  
Dan McClendon  
Claudia Humphreys  
Chip Stephens

Council Absent:

Staff

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

**REGULAR SESSION – Call to order – Time: 7:05 p.m.**

**Invocation** – Aaron Scarbrough, The Church at Burleson

**Pledge of Allegiance**

**Proclamations**

Relay for Life

**Items to be continued or withdrawn**

**Items to be withdrawn from the consent agenda for separate discussion.**

Consent Agenda

**1A. Approve the minutes from the March 13, 2008.**

Motion was made by Chip Stephens and second by Jim Wadlow to approve.

Motion passed 6-0. Matt Powell abstain

**1B. Financial Transactions.**

Motion was made by Chip Stephens and second by Jim Wadlow to approve.

Motion passed 7-0.

**Requisitions**

**Fund: General Fund**

Coban Research & Tech - \$7,000.00  
Scholastic- \$4,875.14

**Fund: Equipment Services Fund**

Campbell's Auto Body - \$3,975.77

**Fund: Hidden Creek Golf Course fund**

Callaway Golf - \$4,046.25

**Fund: Equipment Replacement Fund**

Philpott Motor Company - \$20,646.41

**Fund: 2005 Certificate of Obligation**

Brittian & Crawford, LLC - \$7,000.00  
C. Green Scaping, LP - \$5,520.00

**Fund: 2005 General Obligation Bond Fund**

Durable Specialties - \$4,785.00

**Payment**

**Fund: General Fund**

Taylor, Olson, Adkins, Sralla & Elam, LLP - \$22,889.05

**Fund: SPTF**

Sphinx Development Company - \$40,618.72

**Fund: General Fund/2006 General Obligation Bond Fund/2007 General Obligation Bond Fund**

Ellerbee-Walczak, Inc - \$7,929.00

**Fund: 2001 General Obligation Bond Fund/2005 Certificate of Obligation Bond Fund/2006 Certificate of Obligation Bond Fund**

Texas Department of Transportation - \$67,677.20

**Fund: 4A Sales Tax**

Ronald Bowyer - \$23,225.00  
Theron Kilburn - \$5,100.00

**1C. Ordinance B-745 (A0308), amending Ordinance B-745 and Chapter 66 of the Burlson Code of Ordinances concerning Secondhand Goods. (First Reading)**

Motion was made by Chip Stephens and second by Jim Wadlow to approve.

Motion passed 7-0.

**1D. Ordinance B-558 (A0308), amending Ordinance B-558 and Chapter 78 Section 41 of the Burlson Code of Ordinances, concerning maximum parking times of recreational vehicles and trailers on residential streets and rights-of way. (First Reading)**

Motion was made by Chip Stephens and second by Jim Wadlow to approve.

Motion passed 7-0.

**1E. Minute Order MO-08-019, approving an appointment of Steve Sechrist to the City of Burlson Capital Improvement Program Advisory Committee.**

Motion was made by Chip Stephens and second by Jim Wadlow to approve.

Motion passed 7-0.

**1F. Award the Contract for the 2008 Crack Seal Program to Jasco Services, LLC.**

Motion was made by Chip Stephens and second by Jim Wadlow to approve.

Motion passed 7-0.

**1G. Execute an agreement with Insituform Technologies, Inc. for the 2008 Neighborhood Street and Independent Sewer Rehabilitation Project and authorization for the City Manager to sign agreement.**

Motion was made by Chip Stephens and second by Jim Wadlow to approve.

Motion passed 7-0.

Presentations

**2A. Alaskan 2 Ocean Salmon Company.**

Celia Angeson, presented to council the new Alaskan 2 Ocean Salmon Company that will open in Burlson Commons Center and requested a letter of support from the council.

**2B. Boards, Commissions, and other Advisory bodies.**

Amanda Werley and Katie Frisk of the Mayor Youth Council presented to council an update on the Mayor's Youth Council activities.

**2C. Citizens Appearance**

Bill Mahanay, 113 SE Newton, Burlson, Texas, representative of the Community Gas Lease Property Owners updated council on the progress of their group.

Public Hearings and Related Ordinances

**3A. Public Hearing and consideration of a request by Chesapeake Operating, Inc., for one (1) gas well drilling permit, known as the Burlson Cemetery Unit 2H on 116.89 acres, located at 630 Memorial Drive, approximately 1000' south of E. Renfro St. and 1500' east of Burlson Boulevard (IH 35W.). (Case No. 08-042)**

Laura Melton, Engineer with City of Burlson, presented to council a request by Chesapeake Operating, Inc., for one (1) gas well drilling permit, known as the Burlson Cemetery Unit 2H on 116.89 acres, located at 630 Memorial Drive, approximately 1000' south of E. Renfro St. and 1500' east of Burlson Boulevard (IH 35W.). (Case No. 08-042)

**Mayor Shetter opened the public hearing: Time: 7:47 p.m.**

No speakers

**Mayor Shetter closed the public hearing: Time: 7:47 p.m.**

Motion made by Jim Wadlow and second by Chip Stephens to approve.

Motion passed 6-0. Dan McClendon abstain.

**3B. Public Hearing and consideration of a request by EOG Resources, Inc., for five (5) gas well drilling permits, known as the Little Buddy Unit 1H, 3H, 5H, 6H and 7H on 560.78 acres, located at 232 E. Bethesda Road, approximately 1200' west of IH 35 W. (Case No. 08-039)**

Laura Melton, Engineer with City of Burleson, presented to council a request by EOG Resources, Inc., for five (5) gas well drilling permits, known as the Little Buddy Unit 1H, 3H, 5H, 6H and 7H on 560.78 acres, located at 232 E. Bethesda Road, approximately 1200' west of IH 35 W. (Case No. 08-039)

**Mayor Shetter opened the public hearing: Time: 7:50 p.m.**

No speakers

**Mayor Shetter closed the public hearing. Time: 7:50 p.m.**

Motion was made by Claudia Humphreys and second by Dan McClendon to approve.

Motion passed 7-0.

Ordinances & Resolutions

**4A. Resolution R-1117-08, affirming a joint resolution between the City of Burleson and the City of Crowley for the mutual adjustment of city boundaries between the two cities as per Section 43.031 of the Texas Local Government Code and for the authorization of the City Manager to execute a Boundary Adjustment Agreement for the adjustment of said boundary.**

Stephen Cook, Planning Official, presented to council R-1117-08, affirming a joint resolution between the City of Burleson and the City of Crowley for the mutual adjustment of city boundaries between the two cities as per Section 43.031 of the Texas Local Government Code and for the authorization of the City Manager to execute a Boundary Adjustment Agreement for the adjustment of said boundary.

Motion was made by Dan McClendon and second by Chip Stephens to approve.

Motion passed 6-0. Matt Powell abstain without conflict of interest.

**4B. Ordinance D-076-07 (A0208) for the annual renewal of (SP) Site Plan zoning within the Interstate 35 Overlay district per Ordinance D-076-07 for 1.61 acres located at 3220 S Burleson Boulevard along the west side of Interstate 35W and north of FM 917. (Case 08-009) (Final Reading)**

Stephen Cook, Planning Official, presented to council Ordinance D-076-07 (A0208) for the annual renewal of (SP) Site Plan zoning within the Interstate 35 Overlay district per Ordinance D-076-07 for 1.61 acres located at 3220 S Burleson Boulevard along the west side of Interstate 35W and north of FM 917. (Case 08-009) (Final Reading)

Motion was made by Matt Powell and second by Jim Wadlow to approve with the stipulation that Delgado Tire Company will be in the compliance with D-076-07(A0208) by June 1,2008 based on the Fire Marshal's inspections and recommendations.

Motion passed 6-0.

Claudia Humphreys abstain.

Contracts & Agreements

**5A. Professional Services Contract with Dr. Alex Del Carmen to provide "A Strategic Plan for Police Services" which will assist the Police Department with improved service delivery and organizational effectiveness.**

Curtis E. Hawk, City Manager, Paul Cain, Deputy City Manager and Tom Cowan, Police Chief presented to council the Professional Services Contract with Dr. Alex Del Carmen to provide "A Strategic Plan for Police Services" which will assist the Police Department with improved service delivery and organizational effectiveness.

Motion was made by Chip Stephens and second by Stuart Gillaspie to approve in the amount of \$43,850 and authorize the city manager to sign.

Motion passed 7-0.

Break 8:45 p.m. – 9:08 p.m.

Other Items for Consideration

**6A. Replat of Lot 1, Block 1, of Plantation, Phase 1 and the Revised Final Plat of 109 lots, 31.39 acres of Plantation, Phase 2 located south of Hidden Creek Parkway, east of Oak Valley. (Case 07-037)**

David Wynn, Deputy City Manager, presented to council the Replat of Lot 1, Block 1, of Plantation, Phase 1 and the Revised Final Plat of 109 lots, 31.39 acres of Plantation, Phase 2 located south of Hidden Creek Parkway, east of Oak Valley. (Case 07-037)

Motion was made by Claudia Humphreys and second by Dan McClendon to approve.

Motion passed 7-0.

**6B. Minute Order MO-08-020 establishing a Policy for use of the Connect-CTY Notification System.**

Stacy Singleton, Fire Marshal/Director of Emergency Services presented to council the Policy for use of the Connect-CTY Notification System.

Motion was made by Jim Wadlow and second by Claudia Humphreys to approve.

Motion passed 7-0.

**6C. Presentation of the annual audit for the fiscal year ended September 30, 2007.**

*\*Withdrawn by staff*

Reports

**7A. Economic Development.**

No reports.

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

No reports.

**7C. Staff report on proposed changes to Sign Ordinance.**

Stephen Cook, Planning Official, presented the report on the proposed changes to the Sign Ordinance.

**7D. Various Staff Reports**

David Wynn, Deputy City Manager, presented to council to plan for construction of new 1187 and McAlister traffic flow.

Mayor Ken Shetter, updated council on the date of the Burleson Opportunity Fund kickoff, April 17, 2008.

Sally Ellertson, PIO is working on Historical Video of City of Burleson to reach out to past residents who would like to invest in the progress.

Council and Staff Comments

**8A. Mayor's Book Club**

Executive Session

**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 Jim Wadlow and second by Stuart Gillaspie to convene into executive session

Motion passed 7-0. **Time: 9:55 p.m.**

Motion made by Matt Powell and Claudia Humphreys to reconvene into open session.

Motion passed 7-0. **Time: 10:25 p.m.**

There being no further business Mayor Shetter adjourned the meeting.

Time: 10:25 p.m.

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Amanda J. McDowell  
City Secretary