

BURLESON CITY COUNCIL WORK SESSION
April 24, 2008
MINUTES

Roll Call:

Council present:

Stuart Gillaspie
Jim Wadlow
Matt Powell
Ken Shetter
Dan McClendon

Council Absent:

Claudia Humphreys

Chip Stephens

Staff

Paul Cain, Deputy City Manager
David Wynn, Deputy City Manager
Allen Taylor, City Attorney

WORK SESSION – Call to order – Time: 6:15 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.**

6A. Acquisition and Sale of the Business Park Property and related matters.

Paul Cain, Deputy City Manager, explained the funding avenues of the acquisition of the Business Park Property.

- 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 Stuart Gillaspie to convene into executive session.

Motion passed 6-0. Claudia Humphreys absent. **Time: 6:20 p.m.**

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

Motion was made by Matt Powell and second by Jim Wadlow to reconvene into open session.

Motion passed 6-0. Claudia Humphreys absent. **Time: 7:03 p.m.**

BURLESON CITY COUNCIL REGULAR SESSION
April 24, 2008
MINUTES

Roll Call:

Council present:

Stuart Gillaspie
Jim Wadlow
Matt Powell
Ken Shetter
Dan McClendon

Council Absent:

Claudia Humphreys

Chip Stephens

Staff

Paul Cain, Deputy City Manager
David Wynn, Deputy City Manager
Allen Taylor, City Attorney

REGULAR SESSION – Call to order – Time: 7:04 p.m.

Invocation – Mayor Pro Tem Stuart Gillaspie

Pledge of Allegiance

Proclamations

National Volunteer Week

Items to be continued or withdrawn

Items to be withdrawn from the consent agenda for separate discussion.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 April 10, 2008, regular session.

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

Motion passed 6-0. Claudia Humphreys absent.

1B. Financial Transactions.

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

Motion passed 5-0. Dan McClendon abstain and Claudia Humphreys absent.

City of Burleson
 Financial Transactions

Vendor / Description	Amount	Fund
REQUISITIONS OVER \$3,000:		
Weaver & Tidwell, LLP – Fees for the independent audit of FY 2006-2007.	15,000.00	General Fund
Link America – Replace cell booster that was inoperable due to a possible lightning strike at the EOC. (Emergency purchase authorized by Paul Cain)	4,555.00	General Fund
Nema 3 Electric, Inc. – Install electrical for water features at Bailey Lake.	9,857.00	2001 Sales Tax Revenue Bond
HD Supply Waterworks LTD –restock inventory for the Water and Sewer Services Departments.	8,367.07	Water & Sewer
Portable Computer Systems – Computer equipment for 2 new patrol units for the Police Dept.	11,334.00	General Fund
Southern Tire Mart LLC – Tires for the Crimson Ladder truck in the Fire Dept.	7,500.00	Equipment Service Fund
Apac-Texas, Inc. – Asphalt for the Street Pavement Maintenance Dept.	45,000.00	General Fund
SMS Woodstone, Inc. – Brush grinding services for the Solid Waste Dept.	21,600.00	Solid Waste Fund
The Harding Group – Storage area network equipment for the IT Department.	44,330.00	General Fund
Four D Construction, Inc. – C/O #3 Increase length of rebores of SH174 on the Village Creek Relief Line project.	9,192.60	2006 Certificate Obligation
McClendon Construction Company, Inc. – C/O #5 Slab thickening and subgrade modifications on the McAllister Road project.	6,256.50	2007 General Obligation Bond
Jackson Construction, LTD - Sanitary sewer adjustments for a collapsed line on the Hemphill Road Paving and Drainage Improvement project.	8,950.00	2005 Water & Wastewater Revenue Bond
PAYMENTS OVER \$3,000:		
Denitech Corporation – Maintenance agreement on 12 copiers for the	4,975.04	General

		Fund
quarter ending 7/1/08.		
Office of the Attorney General – General review fee for the 2008 Combination Tax and Revenue Certificates of Obligation.	9,500.00	General Fund
Office of the Attorney General – General review fee for the 2008 General Obligation Bonds.	9,500.00	General Fund
Taylor, Olson, Adkins, Sralla & Elam, LLP - Attorney fees for February 2008.	13,513.72	General Fund
Melba S. Tischler – Easement No. 28 on the Quil Miller Sewer project.	23,100.00	4A-Sales Tax
Covington Realty Partners – Easement on the Gateway Waterline project.	6,000.00	2007 Certificate Obligation

1C. No items at this time

1D. Final plat of Lot 1, Block 1, Living Water Church Addition located on the north side of SW Alsbury Boulevard at the NW Ann Lois Lane intersection. (Case 08-023)

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

Motion passed 6-0. Claudia Humphreys absent.

1E. Final plat of Lots 1, 2, and 3, Block A, Conway Acres located on the east side of CR 919 north of Chapel Road in the Extraterritorial Jurisdiction (ETJ). (Case 08-024)

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

Motion passed 6-0. Claudia Humphreys absent.

1F. Final plat of Lot 3, Block 1, Rapfogel Addition, Section 2 on the east side of SW Wilshire Boulevard (SH 174) and north of Miles Avenue. (Case 08-029)

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

Motion passed 6-0. Claudia Humphreys absent.

1G. Final plat of Lot 11, Block 1, Burleson Commons located on the south corner of SW Wilshire Boulevard (SH 174) and SE John Jones Drive (FM 731) intersection. (Case 08-027)

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

Motion passed 6-0. Claudia Humphreys absent.

- 1H. Award the bid for the construction of the 2008 Neighborhood Street Pavement/Waterline Reconstruction Project and 2008 Independent Waterline Replacement project and authorize the City Manager to execute the contract and approve change orders not exceeding \$25,000.00.**

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

Motion passed 6-0. Claudia Humphreys absent.

Presentations

- 2A. Boards, Commissions, and other Advisory groups.**

- 2B. Citizens Appearance**

No speakers

Public Hearings and Related Ordinances

- 3A. No public hearings at this meeting.**

Ordinances & Resolutions

- 4A. Ordinance C-643-08, providing for the issuance of twenty five million four hundred forty thousand (\$25,445,000) dollars of City of Burleson, Texas combination tax and revenue certificates of obligations, series 2008, and ordaining other matters relating to the subject including immediate effectiveness. (Final reading)**

Rhett Clark, Director of Finance introduced representatives from First Southwest Company to explained the rate and payment of bond funds to city.

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

Motion passed 6-0. Claudia Humphreys absent.

- 4B. Ordinance C-644-08, providing for the issuance of fourteen million seven hundred fifty thousand dollars (\$14,750,000) of the general obligation bonds, series 2008, of the City of Burleson, Texas, and ordaining other matters with respect thereto. (Final Reading)**

Rhett Clark, Director of Finance explained this was covered in the presentation for item 4A.

Motion was made by Stuart Gillaspie and second by Chip Stephens to approve.

Motion passed 6-0. Claudia Humphreys absent.

Contracts & Agreements

5A. No items for consideration at this time.

Other Items for Consideration

6A. Acquisition and Sale of the Business Park Property and related matters.

Paul Cain, Deputy City Manager discussed during the Work Session.

Motion was made by Chip Stephens and second by Jim Wadlow to:

- * Authorize from fund balance of General Fund, reimbursement of previously incurred costs related to the property purchase advanced by the 4A Corporation in the amount of \$415,143.00
- * Authorize a final payment not to exceed \$2,850,000.00 made jointly to Lynn Smith and AgTexas FLCA for the Business Park property with \$650,000.00 to be paid from the fund balance of the General Fund and \$2.2 million from the Equipment Replacement Fund.
- * Award the bid to sell the business park property to the Burleson 4A Economic Development Corporation in the amount of \$3,265,200.00.
- * Authorize payment of the required closing costs associated with the above transactions.
- * Authorize the Mayor to execute the necessary documents to complete above transactions.

Motion passed 6-0. Claudia Humphreys absent.

Reports

7A. Economic Development.

No reports.

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

No reports.

7C. Issues related to I-H 35W overlay boundary adjustment and newly annexed areas of I-H 35W corridor.

No issue.

7D. Various Staff Reports

Sheri Campbell-Husband, presented to the council the brochure for Animal Care Academy this is the first year of this program, also an invitation to the 2008 Burleson Environmental Education awards.

Council and Staff Comments

8A.

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.

There being no further business Mayor Shetter adjourned the meeting.

Time: 7:38 p.m.

Amanda J. McCrory
City Secretary