



## AGENDA

### **PLANNING AND ZONING COMMISSION REGULAR MEETING**

City Hall Council Chambers – 141 W Renfro Street

Tuesday – May 16, 2006

6:30 P.M.

#### CALL TO ORDER

#### INVOCATION

#### PLANNING AND ZONING COMMISSION ITEMS

1. Minutes of the May 2, 2006 Planning and Zoning Commission Regular Meeting.
2. **Case 06-062** – Request approval of a Final Plat for 10.2 acres for Lot 1, Block 1, Victory Family Church Addition, located at the southwest corner of John Jones Drive (FM 731) and Hillside Drive.
3. **Case 06-058** - Request approval of a Preliminary Plat for 23.2 acres for 95 Lots, Heritage Village, located south of Warren Street, southeast of Gregory Street.

**RECESS OF THE PLANNING AND ZONING COMMISSION REGULAR MEETING. THE COMMISSION WILL RECONVENE AT THE ADJOURNMENT OF THE CITY COUNCIL SPECIAL SESSION AND CITY COUNCIL/COMMISSION JOINT PUBLIC HEARING.**

### **CITY COUNCIL AGENDA SPECIAL SESSION**

City Hall Council Chambers – 141 W Renfro Street

Tuesday – May 16, 2006

7:00 P.M.

#### CALL TO ORDER

#### ITEMS FOR COUNCIL ACTION

#### ELECTION

- 1a. Canvass the May 13, 2006 general election.
- 1b. Resolution 1052-06, declaring the results of the May 13, 2006, general election.
- 1c. Issuance of the certificates of election to the newly elected Council members.

**PLANNING AND ZONING COMMISSION / CITY COUNCIL  
JOINT PUBLIC HEARING**

City Hall Council Chambers – 141 W Renfro Street

Tuesday – May 16, 2006

7:10 P.M.

**CITY COUNCIL/COMMISSION JOINT PUBLIC HEARING**

4. **Case 06-054** – Request a rezoning from A – Agricultural to SP – Site Plan zoning district for 9.4987 acres located west of Wilshire Boulevard (SH 174) south of Shaftstall Road.
5. **Case 06-021** – Request a rezoning from A – Agricultural to I – Industrial zoning district for 2.21 acres located west of Interstate 35W and south of FM 917.
6. **Case 06-061** – Request amendment to the City of Burleson Code of Ordinances B-582, Article III, Section 27 to allow Child Care Center uses within the C-Commercial zoning district.

**RECONVENING OF PLANNING AND ZONING COMMISSION REGULAR MEETING**

7. Consideration of items from the Commission/City Council Joint Public Hearing.
8. **Case 06-020** – Request approval of a Preliminary Plat for 7.31 acres Lot 1, Block 1 , MSWS Addition, located west of Interstate 35W and south of FM 917

**COMMISSIONER REPORTS & COMMENTS**

In compliance with the Texas Open Meetings Act, Commission members may comment on routine city matters, may ask questions of staff that require only responses of factual information or statements of existing city policy, or may request that non-routine matters of public concern be placed on a future agenda. Commission members may not discuss non-agenda items among themselves.

**STAFF REPORTS & COMMENTS**

In compliance with the Texas Open Meetings Act, city staff members may comment on routine city operations and projects. Staff members may respond to questions from others only with statements of factual information or existing city policy.

**EXECUTIVE SESSION**

9. a. Pursuant to Sec. 551.071 of the Texas Government Code, the city council and planning and zoning commission reserve the right to convene in Executive Session(s), from time to time as deemed necessary during this meeting for any posted agenda item, to receive advice from its attorney as permitted by law. In addition the city council and planning and zoning commission will convene in executive session to discuss the following:
  - (A) pending or contemplated litigation including but not limited to the following:
    - (1) Floyd Bartula, et al. vs. City of Burleson, Texas
    - (2) AT&T Fiber Optic Cable Litigation, US District Court, Southern District of Indiana
    - (3) Andrea Conzoneri-Kyle vs. City of Burleson, Texas

- (4) Nashville vs. City of Burleson, Rovin Inc. and Paradigms for Success, Inc.
- (5) City of Burleson vs. Tolmay Enterprises Inc.
- (B) a settlement offer; or
- (C) a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the chapter.

b. Pursuant to Sec. 551.072, deliberation regarding the purchase, exchange, lease or sale of real property for future expansion of certain programs and services.

c. Pursuant to Sec. 551.076, deliberation regarding security devices.

d. Pursuant to Sec. 551.087, deliberation regarding Economic Development Negotiations including (1) discussion or deliberation regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; OR (2) deliberation of a financial or other incentive to a business prospect described in (1) above.

e. Pursuant to Section 418.183(f) of the Texas Government Code (Texas Disaster Act) regarding critical infrastructure.

f. Reconvene into open session for possible action resulting from any items posted and legally discussed in Executive Session.

## **ADJOURNMENT**

### ACCESSIBILITY STATEMENT

The Burleson City Hall is wheelchair accessible. The entry ramp is located at the south side of the building. Accessible parking spaces are also available in that area. Sign interpretative services for meetings must be made 48 hours in advance of the meeting. Call the ADA Coordinator at 817-295-1113 or TDD 800-735-2989.

*Posted 12 May 2006, in the Burleson City Hall, 141 W Renfro, Burleson, Texas. Time 5:00 p.m.*

*Amanda McDowell  
Deputy City Secretary*