

CITY OF BURTON

A regular meeting of the Burton City Council at 5:30 p.m. was held on TUESDAY, March 14, 2023, in the Burton City Hall at 12200 E. Mulberry Street Spur 125, Burton, Texas.

Members Present:

Mayor Pro-tem Nathan Kalkhake
Councilmember Paul McLaughlin
Councilmember Jeff Eckhardt

Councilmember Tommie Gilmon
Councilmember Macey Tidwell

Members Absent: None

Others Present: City Secretary Angela Harrington; Utility Clerk Rachel Belvin.

Citizens Present: Jerry Martin, Karen Buck, Troy Keller (TDEM), Chuck & Debra Johnson and Lucas Banda (Brenham Banner-Press).

1. **The Mayor Pro-tem called the meeting to order at 5:30 pm and established a quorum.**

2. **2023-2024 Budget Public Hearing – None**

3. **Citizen Presentations**

Jerry Martin spoke to Council regarding the changes that have and are taking place within the city. He spoke on the subjects of: increasing traffic, large truck or oilfield traffic, the increasing number of non-resident owners, the lack of zoning to prevent commercial establishments within residential areas, and his concern for the construction of “tiny” homes at 210 N. Brazos St.

Mr. & Mrs. Chuck Johnson also expressed their concern for the “tiny” homes that the property owner at 210 N. Brazos is planning to construct.

4. **CONSENT AGENDA**

(A) **Minutes of the February 14, 2023 Regular Council Meeting**

(B) **Financial Reports-Revenue & Expenditures**

(C) **City Secretary’s Report** – Angela told Council of the continuing progress on the application for the 2023-2024 TDA TxCDBG and on the awarded 2021-2022 TDA TxCDBG funds project.

(D) **Utility Report** – Rachel informed Council that the Water Use Survey was completed and submitted to the TWDB. She is currently working on the Water Loss Audit. Feedback on NexBillPay has been very good with a significant number of customers having signed up to use the service. March 31 is the end of the fiscal year so all necessary processing will be taking place.

(E) **BOCC Report** – Paul McLaughlin reported that there are plans to hold a BOCC meeting.

A motion was made by Councilmember McLaughlin and seconded by Councilmember Gilmon to **ACCEPT** the consent agenda.

FOR: Eckhardt, Tidwell

AGAINST: None

The motion passed.

5. **DISCUSSION, CONSIDERATION AND/OR ACTION TO:**

(1) Approve the 2023–2024 City of Burton General and Water/Sewer Budgets and Ordinance Establishing the Budgets for the Fiscal Year 2023-2024

Council was told that the proposed budgets are based on the 2022-2023 actual revenues and expenses with adjustments given for the new water and sewer rates. A motion was made by Councilmember McLaughlin and seconded by Councilmember Tidwell to **APPROVE**.

FOR: Gilmon, Eckhardt

AGAINST: None

The motion passed.

(2) Accept House Plans Submitted by Sean Dunbar to be Site Build at 210 N. Brazos St.

There was discussion on whether the house plans met the City’s current building code ordinance. The ordinance calls for a minimum of 750 square feet of heated area in a new residential construction. The plans presented to council are 784 square feet of heated area. A motion was made by Councilmember McLaughlin and seconded by Councilmember Eckhardt to **ACCEPT**.

FOR: Gilmon, Tidwell

AGAINST: None

The motion passed.

(3) Approve an Amended Order of Election for the May 6, 2023 General Election and an Amended Election Services Contract with Washington County

The City Secretary explained the reasoning behind this item being the Washington County Election Administrators concern for multiple elections taking place at one time. This Inter-Local Agreement would consolidate the City of Burton, Burton ISD, Blinn College and Giddings ISD to one location. Those living within the city limits will have one ballot that will include City of Burton, Burton ISD and Blinn College. A motion was made by Councilmember Tidwell and seconded by Councilmember McLaughlin to **APPROVE**.

FOR: Gilmon, Eckhardt

AGAINST: None

The motion passed.

(4) Approve Resolution 20230314B Authorizing the City of Burton to Enter into an Agreement with the State Authorizing Closure of a Segment of the State Highway System on Spur 125 between Mulberry St. and Texas St. for the Annual Sons of the Legion Cotton Gin Classic Car Show to be Held on June 10, 2023 (or Rain date June 17, 2023)

This is a routine item required every year for the Sons of the Legion Cotton Gin Classic Car Show. A motion was made by Councilmember Gilmon and seconded by Councilmember McLaughlin to **APPROVE**.

FOR: Eckhardt, Tidwell

AGAINST: None

The motion passed.

(5) Approve an Inter-local Agreement between the City of Burton and Washington County for Road Repairs to Complete During the 2023-2024 Fiscal Year

The City Secretary told Council that the streets scheduled for repair or improvement included in the ILA are Cedar St., Live Oak St., San Marcos St., N. Brazos St. and S. Main St. A motion was made by Councilmember Tidwell and seconded by Councilmember McLaughlin I to **APPROVE**.

FOR: Eckhardt, Gilmon

AGAINST: None

The motion passed.

(6) Approve Estimate for Purchase and Installation of On-site Generator and Propane Tank for Water Well #4 from Zaskoda Repair, LLC & Fayetteville Propane Co. Using CLFRF Funds

The City Secretary explained to Council that Utility Contractor, Dustin Lozano, had tried to get several different quotes but only Zaskoda Repair LLC out of Caldwell responded. A motion was made by Councilmember Gilmon and seconded by Councilmember Tidwell to **APPROVE**.

FOR: Eckhardt, McLaughlin

AGAINST: None

The motion passed.

(7) Accept and Approve Division Orders for Lessard-Jimenez AW A 1H and Lessard-Jimenez AW B 2H from GeoSouthern Operating II, LLC for Decimal Interest of Production Proceeds

A motion was made by Councilmember McLaughlin and seconded by Councilmember Gilmon to **ACCEPT AND APPROVE**.

FOR: Eckhardt, Tidwell

AGAINST: None

The motion passed.

(8) Approve Opening a New Checking Account with \$8,500 from the General Fund to be Designated "21-22 CDV21-0440" with this Account Only to be Used for the Funds Received through the TDA 2021-22 TxCDBG Having all Elected Officials as Authorized Signers on the Account; Giving the City Secretary Informational Access Regarding the Account; and Adding this Account to Online Banking

The City Secretary explained that the awarded funds through the 2021-2022 TDA TxCDBG need to be separate from all other city funds which will require a new bank account. A motion was made by Councilmember Tidwell and seconded by Councilmember McLaughlin to **APPROVE**.

FOR: Eckhardt, Gilmon

AGAINST: None

The motion passed.

(9) Approve the Postponement of the May 9th Regular Council Meeting to May 16th Due to the First Day for Newly Elected Officers NOT Being Able to Take Office Until After the 12th Day Following an Election

The City Secretary told of her discovery of a current law stating that any Type-A municipality newly elected official cannot take office until the 12th day after an election. In order to allow newly elected officials to participate in the May regular council meeting it would require that meeting to be postponed from the 9th to the 16th of May. A motion was made by Councilmember McLaughlin and seconded by Councilmember Eckhardt to **APPROVE**.

FOR: Gilmon, Tidwell

AGAINST: None

The motion passed.

(10) Approve the Addition of No Thru Truck Signs with a Truck Image at Both Ends of N. Colorado St. (This is in addition to the existing signs.)

City Hall has received several calls from people on N. Colorado St. regarding oilfield or large trucks using N. Colorado as a way to FM 390 from Spur 125. The City Secretary showed Council new signs that will be more visible to large truck drivers in hopes that this will deter them from using city streets that are not intended for that type of traffic. A motion was made by Councilmember Gilmon and seconded by Councilmember Tidwell to **APPROVE**.

FOR: Eckhardt, McLaughlin

AGAINST: None

The motion passed.

(11) Approve Resolution 20230314A Authorizing the submission of an application for the 2023-2024 TxCDBG Community Development Fund competition

A Resolution passed in the February meeting did not have the appropriate wording so it has been corrected by Langford Community Management Services. City Secretary, Angela Harrington, explained that this item is required for the 2023-2024 TDA TxCDBG application. A motion was made by Councilmember Gilmon and seconded by Councilmember Eckhardt to **APPROVE**.

FOR: McLaughlin, Tidwell

AGAINST: None

The motion passed.

6. Adjournment.

The meeting was adjourned at 6:13 pm.

FOR: Eckhardt, Gilmon, Kalkhake, McLaughlin, Tidwell

AGAINST: None

Attest:

Mayor Pro-tem

City Secretary