



CITY COUNCIL SPECIAL MEETING AGENDA
MAY 15, 2023 @ 5:30 PM
CITY HALL COUNCIL CHAMBERS
10 NORTH ROBINSON STREET, CLEBURNE, TX 76031

A member of the public wishing to participate in the meeting may do so via the options below or view the [live broadcast](#).

- *In person*: Complete a speaker/comment registration card and turn in to the City Secretary before the meeting begins.
- *Submit questions/comments online*: Complete a speaker/comment registration card found on the [City's online Agenda Center](#). Registration cards received by 4:30 p.m. the same day will be distributed to the Council for consideration.

I. ROLL CALL AND CALL TO ORDER BY MAYOR

City Council:

Scott Cain, Mayor
Derek Weathers, SMD 1
Chris Boedeker, Mayor Pro Tem/SMD 2
Mike Mann, SMD 3
John Warren, SMD 4

Administration:

Steve Polasek, City Manager
Ivy Peterson, City Secretary

II. CITY SECRETARY READS THE GUIDELINES TO SPEAK BEFORE COUNCIL

III. CITIZENS COMMENTS

An opportunity for the public to make comments or address concerns for any matter whether or not posted on the agenda.

CONSENT AGENDA

OC1. CONSIDER AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSENT TO ASSIGNMENT WITH BRAZOS ELECTRIC POWER COOPERATIVE INC.

Presented by: Jeremy Hutt, Director of Public Works

Summary: The City understands that Brazos Electric Power Cooperative, Inc. (Brazos) has entered into an asset purchase agreement for the proposed sale of its electric generation plants to Johnson County Power, LLC (Buyer), a Delaware limited liability company. Brazos and the Buyer have requested the City execute a Consent and agree to assignment of all Brazos' rights as well as the assumption of all Brazos' obligations under the agreement by the Buyer. This action will authorize the City Manager to execute the Consent to Assignment document.

RS1. CONSIDER A RESOLUTION AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A CONTRACT FOR EMERGENCY REPAIRS NECESSARY TO SECURE THE STRUCTURAL INTEGRITY OF VARIOUS

BUILDINGS AT THE CLEBURNE REGIONAL AIRPORT LOCATED AT 1650 AIRPORT DRIVE, AS A MATTER OF PUBLIC HEALTH AND SAFETY, FOR AN AMOUNT NOT TO EXCEED \$70,259.

Presented by: Garrett Watson, Interim Airport Manager

Summary: On the night of May 6, 2023, a severe storm impacted the Cleburne area resulting in heavy rains, minor hail, and very strong winds. As a result, numerous T-hangar doors at the airport were blown off their tracks and/or severely damaged leaving aircraft and tenant possessions exposed to the elements. Additional building damage was also noted, however the impairments to the hangar doors is most prevalent. After examination by airport staff and professional contractors with extensive experience in airport hangar door and building repairs, it was determined that if not addressed the buildings may become more susceptible to additional damage, and could present a public safety issue. It was further determined that the door repairs are critical to avoid any further damage to tenant aircraft and possessions.

Staff reviewed the damage with several contractors, and the lowest proposal as submitted by RE Evans Construction is \$59,872, plus \$4,000 for unseen items. Staff is suggesting to also include a 10% project contingency in the amount of \$6,387, for a total project cost not to exceed \$70,259. RE Evans Construction is a local company that has previously completed work at the airport. They have a reputation for providing quality service and is rated A+ by the Better Business Bureau.

Funding for the repairs will be taken from the Airport Fund existing line items; however, an insurance claim has been submitted and a future item will be brought before Council to amend the Airport Fund budget to account for the expenditures and corresponding insurance claim receipts.

ELECTION MATTERS

OC2. CONDUCT OFFICIAL CANVASS BY THE CITY COUNCIL OF THE ELECTION RETURNS FOR THE CITY OF CLEBURNE AND CLEBURNE INDEPENDENT SCHOOL DISTRICT JOINT GENERAL ELECTION HELD ON MAY 6, 2023.

Presented by: Ivy Peterson, City Secretary

Summary: This meeting of the governing body is to conduct the official canvass of votes for the City of Cleburne's and Cleburne Independent School District's Joint General Election held May 6, 2023. In accordance with Chapter 67 of the Texas Election Code, two members of the City Council will serve as the Canvassing Authority and are responsible for reviewing the election records provided by the General Custodian of Election Records (i.e., City Secretary) and compare with the sealed records the Presiding Judges presented to the Mayor election night. The meeting must be held no later than the 11th day after Election Day (May 17, 2023), but not earlier than the date on which the Early Voting Ballot Board (Board) has verified and counted all mail and provisional ballots. The Board has duly posted its scheduled meeting to be held on Monday, May 15, 2023 at 4:30pm and will be held at City Hall. The appointed Canvassing Authority will adjourn to the Conference Room for their review and report back to the Council with their determination.

RS2. CONSIDER A RESOLUTION DECLARING THE RESULTS OF THE MAY 6, 2023 JOINT GENERAL ELECTION FOR THE CITY OF CLEBURNE AND CLEBURNE INDEPENDENT SCHOOL DISTRICT.

Presented by: Ivy Peterson, City Secretary

Summary: Following the official canvass of the election records to be conducted immediately preceding this action item, the City Secretary and Canvassing Authority are to investigate matters pertaining to the May 6, 2023 Joint General Election, that it, among other things, was duly ordered, provided notice, and received district returns. This Resolution constitutes the declaration of the official results of the election.

The Early Voting Ballot Board (“Board”) re-convenes their meeting on Monday, May 15, 2023 at 4:30 pm to process and count ballots voted provisionally and any mail ballots that may have been received after election day, but are considered timely received in accordance with the Texas Election Code (postmarked by May 6th by the US Postal Service). The Official Tabulation of election results will then be updated to reflect the votes cast as determined by the Board, and will be incorporated into the proposed Resolution.

A swearing-in ceremony is scheduled for the next Regular Council Meeting on May 23, 2023, at which time the newly elected officials will confirm their Statements of Elected Officer, take their Constitutional Oaths of Office and be presented their Certificates of Election.

EXECUTIVE SESSION

Pursuant to the Open Meetings Act, Chapter 551, and the Texas Disaster Act, Chapter 418 of the Texas Government Code, Executive Session may be held at any time during the meeting that a need arises for the City Council to seek advice from the City Attorney as to any posted subject matter of this City Council Meeting.

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

CERTIFICATION

THIS IS TO CERTIFY that the Notice of Meeting of the Cleburne City Council is a true and correct copy and that I posted said Notice on the City Hall bulletin board, a place convenient and readily accessible to the general public, as well as the City’s official website at www.cleburne.net and said Notice was posted on **Friday, May 12, 2023**, by **5:00 pm** in compliance with Chapter 551, Texas Government Code.

Note: A quorum of any Cleburne board, commission, or committee may participate during this meeting.

City of Cleburne

By: _____
Ivy Peterson, City Secretary



Reasonable accommodations to furnish auxiliary aids or services for persons with special needs will be provided when at least two working days’ notice is given. Contact the City Secretary’s office at (817) 645-0908 or by fax (817) 556-8848.