

## CITY OF BURTON

A **PUBLIC HEARING & SPECIAL MEETING** of the Burton City Council at 5:30 p.m. was held on Tuesday, September 26, 2023 in the Burton City Hall at 12200 E. Mulberry Street Spur 125, Burton, Texas.

### **Members Present:**

Mayor Karen Buck

Councilmember Macey Tidwell

Councilmember Paul McLaughlin

Councilmember Jeff Eckhardt

**Members Absent:** Councilmember Tommie Gilmon, Councilmember Nathan Kalkhake

**Others Present:** City Secretary Angela Harrington

**Citizens Present:** Tiffany Eckhardt, Dr. Edna Kennedy (Burton ISD) and Jonathan Nelson

- A. Mayor Karen Buck called the meeting to order at 5:30 pm, established a quorum and lead all in the Pledge of Allegiance.
- B. **PUBLIC HEARING**
- 1) There was some discussion among Council regarding the dynamics of the proposed tax rate. The city Secretary explained that the actual tax rate was going down but that the tax receivables would be expected to remain the same due to the escalated evaluations of property. There were no comments or questions from those in attendance.
- 2) Mayor Buck then asked if anyone had questions or comments regarding the proposed new Drought Contingency Plan. None were voiced.
- C. **Discussion, Consideration and Action to:**
1. **Approve Ordinance 20230926A Adopting \$0.28979 per \$100 Valuation as the 2023 Tax Rate Resulting in an Operating Tax of \$0.065182 and a Debt Service Tax of \$0.224608**  
A motion was made by Councilmember Macey Tidwell and seconded by Councilmember Jeff Eckhardt to **APPROVE** Ordinance 20230926A.  
FOR: McLaughlin  
AGAINST: None  
The motion passed.
2. **Approve Ordinance 20230926B Adopting an Updated Drought Contingency Plan**  
Mayor Buck explained that we are currently under the Stage 2 – Moderate Water Shortage Conditions of the new proposed plan. The new plan updates how the city utilities department can contact people regarding the plan, lists triggers for initiation, offers more details and requirements for termination and details for management practices for both the City and customers. A motion was made by Councilmember Paul McLaughlin and seconded by Councilmember Macey Tidwell to **APPROVE** Ordinance 20230926B.  
FOR: Eckhardt  
AGAINST: None  
The motion passed.

**3. Approve Proclamation for World Teachers' Day**

Mayor Buck read the proclamation to all. A motion was made by Councilmember Jeff Eckhardt and seconded by Councilmember Paul McLaughlin to **APPROVE** the Proclamation for World Teachers' Day.

FOR: Tidwell

AGAINST: None

The motion passed.

**D. Presentation by Edna Kennedy Giving an Update on Burton ISD and Construction Project**

Superintendent Edna Kennedy started her presentation by mentioning the water supply issues that the city has been experiencing. It was pointed out that there are currently 585 students in the district. This number is more than twice the actual population of Burton. There is a lot of growth out in the rural areas of the county while the population of the City of Burton has declined since 2020. Mrs. Kennedy also told Council that no new transfer students are being accepted due to the lack of space.

She assured Council that the new drainage that is part of the construction project taking place at the school will be much better and will remedy any issues that have been experienced in the past regarding high water due to inclement weather.

The asphalt is planned to be laid next week for the new track. She invited the community to use the track for a safe place to walk outside of school hours. Work will soon be starting on the new academic building being erected at the old football stadium location.

Dr. Kennedy also explained that efforts are being made to urge the state government to allow Burton ISD to retain more of its wealth (tax receipts). A lot of the district's wealth is currently required to be sent to the state for use in other school districts. A proclamation has been sent to the state to encourage allowing local money to remain here and be used for local needs.

She told Council of the ISD's partnership with the Texas A & M School of Nursing to provide medical services to anyone needing them. The medical van comes to Burton on Wednesdays. Check with the school for times.

Dr. Kennedy advises everyone to follow the Burton ISD Facebook page to keep informed on all things regarding the school district.

**Adjournment @ 6:00 p.m.**

FOR: Eckhardt, McLaughlin, Tidwell

AGAINST: None

Attest:

  
Angela Hamington  
City Secretary

Karen Buck  
Mayor Karen Buck

ORDINANCE 20230926A

AN ORDINANCE LEVYING AD VALOREM TAXES FOR USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF BURTON FOR THE 2023-2024 FISCAL YEAR, PROVIDING WHEN TAXES SHALL BECOME DUE AND WHEN SAME SHALL BECOME DELINQUENT IF NOT PAID.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURTON.

**SECTION I.** That there is hereby levied and there shall be collected for the use and support of the municipal government of the City of Burton, upon all property, real, personal and mixed, within the corporate limits of said City subject to taxation, an operating tax of 0.065182 and a debt service rate of 0.224608 per each \$100.00 valuation of property, said tax being so levied and apportioned to the specific purposes here set forth equaling \$0.28979.

For the maintenance and support of the general government (General Fund) \$0.065182 each \$100.00 valuation of property.

For the special obligation bond fund, \$0.224608 each \$100.00 valuation of property.

**Section II.** That taxes levied under this ordinance shall become delinquent on February 1, 2024.

**Section III.** All taxes shall become a lien upon property against which assessed, and the City assessor and collector of the City of Burton is hereby authorized and empowered to enforce the collection of such taxes according to the Constitution and laws of the State of Texas and ordinance of the City of Burton shall, by virtue of the tax rolls, fix and establish a lien by levying upon such property, whether real or personal, for the payment of said taxes, penalty and interest, and the interest and penalty from such delinquent taxes shall be apportioned to the general fund of the City of Burton. All delinquent taxes shall bear interest from date of delinquency at the rate as prescribed by state law.

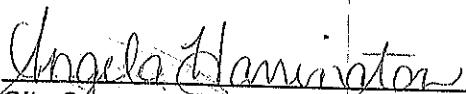
**Section IV.** That this ordinance shall take effect and be in force from and after its passage.

**PASSED AND APPROVED** this 26<sup>th</sup> day of September, 2023.



Mayor Karen Buck

ATTEST:

  
City Secretary Angela Harrington

**ORDINANCE 20230926B**

**AN ORDINANCE OF THE CITY OF BURTON, TEXAS, ADOPTING AN UPDATED DROUGHT CONTINGENCY PLAN; ESTABLISHING CRITERIA FOR THE INITIATION AND TERMINATION OF DROUGHT RESPONSE STAGES AND ESTABLISHING RESTRICTIONS ON CERTAIN WATER USES; ESTABLISHING PENALTIES FOR THE VIOLATION OF AND PROVISIONS FOR ENFORCEMENT OF THESE RESTRICTIONS; ESTABLISHING PROCEDURES FOR GRANTING VARIANCES; AND PROVIDING SEVERABILITY AND AN EFFECTIVE DATE.**

**WHEREAS**, The City of Burton recognizes that the amount of water available to the City and its water utility customers is limited and subject to depletion during periods of extended drought; and

**WHEREAS**, the City recognizes that natural limitations due to drought conditions and other acts of God cannot guarantee an uninterrupted water supply for all purposes; and

**WHEREAS**, Section 11.1272 of the Texas Water Code and applicable rules of the Texas Commission on Environmental Quality require all public water supply systems in Texas to prepare a drought contingency plan; and

**WHEREAS**, as authorized under law, and in the best interests of the citizens of Burton, Texas, the City Council deems it expedient and necessary to update and re-establish certain rules and policies for the orderly and efficient management of limited water supplies during drought and other water supply emergencies;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURTON, TEXAS THAT:**

**Section 1.** That the City of Burton, Texas Drought Contingency Plan attached hereto as Exhibit "A" and made part hereof for all purposes be, and the same is hereby, adopted as the official policy of the City.

**Section 2.** That all ordinances that are in conflict with the provisions of this ordinance be, and the same are hereby, repealed and all other ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force and effect.

**Section 3.** Should any paragraph sentence, subdivision, clause, phrase, or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision thereof, other than the part so declared to be invalid, illegal or unconstitutional.

**Section 4.** This ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law in such cases provides.

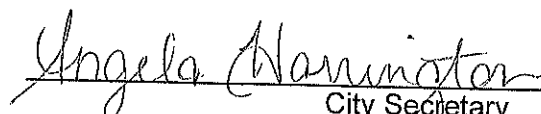
**DULY PASSED AND APPROVED BY THE CITY OF BURTON, TEXAS,**

on the 26TH day of SEPTEMBER, 2023.

**APPROVED:**

  
\_\_\_\_\_  
Mayor

**ATTEST:**

  
\_\_\_\_\_  
City Secretary

## Proclamation for World Teachers' Day

**WHEREAS**, the City of Burton's future strength depends on providing a high-quality education to all students; and

**WHEREAS**, teacher quality matters more to student achievement than any other school-related factor; and

**WHEREAS**, teachers spend countless hours preparing lesson plans and supporting students; and

**WHEREAS**, the teachers of Burton ISD have demonstrated great resilience, adaptability, and creativity regardless of construction obstacles or worldwide pandemic; and

**WHEREAS**, our community recognizes and supports its teachers in educating the children of this community; and

**WHEREAS**, #TeachersCan is a statewide movement supported by more than 150 partnering businesses and organizations committed to elevating the teaching profession and honoring the critical role teachers play in the success of Texas; and

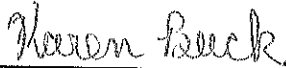
**WHEREAS**, we are also joining with other communities in the United States and with communities in other nations around the world on this the 29<sup>th</sup> anniversary of World Teachers' Day as set forth by UNESCO, the United Nations Educational, Scientific, and Cultural Organization; and

**NOW, THEREFORE, BE IT RESOLVED** that the Burton City Council joins these efforts and proclaims October 5, 2023 to be Burton's Teachers' Day; and

**BE IT FURTHER RESOLVED** that the Burton City Council encourages members of our community to personally express appreciation to our teachers and display a light blue ribbon outside your homes or businesses the week of October 5 as a symbol of support for our educators.

**Adopted this 26<sup>th</sup> day of September, 2023**

SIGNED:



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Karen Buck, Mayor