

STATE OF TEXAS {}
COUNTY OF BURNET {}
CITY OF BURNET {}

On this the 13th day of May, 2008, the City Council of the City of Burnet convened in Regular Session, 6:30 p.m., at the regular meeting place thereof with the following members present, to-wit:

Mayor	Alan Smith
Council Members	Paul Shell, Linda Turner, James Ritter, William DeLeon, Bill Flynn
City Manager	Michael Steele
City Secretary	Christy Fath

Absent: Ken Graham

Workshop Guests: David Vaughn, Crista Bromley, Doug Fipps, Paul Nelson, Mark Ingram, Pat Riddell, Jill Flynn.

WORKSHOP: The workshop was called to order by Mayor Smith at 5:34 p.m.

Discuss & Review: Form for City Manager Performance Appraisal: B. Flynn: Councilman Flynn reviewed the form he provided in the packet. Council discussed having a strategic plan, continuing to have quarterly meetings and having a written policy for the City Manager in place. Council discussed staff coming back to Council with proposed dates for a strategic planning workshop.

Mayor Smith declared the workshop closed at 6:16 p.m.

Guests: David Vaughn, Crista Bromley, Doug Fipps, Paul Nelson, Mark Ingram, Jill Flynn, Daniel Clifton, Carson Lewis, Mike Lewis, Cheryl Minard, Cathy Hosman, Jo Karr Tedder, John Paul Erskine, Dorothy James, Benjamin Farmer, Jennifer Douglas.

Call to Order: The meeting was called to order by Mayor Smith, at 6:32 p.m.

Invocation: Councilwoman Turner.

Pledge of Allegiance: (All) Led by Councilman Shell.

CONSENT AGENDA ITEMS: Consider Action Re:

Approval of the Minutes from the April 22, 2008 Regular Meeting:

END OF CONSENT AGENDA: Councilman DeLeon moved to approve the consent agenda, Councilman Ritter seconded, motion carried unanimously.

Discuss & Consider Action Re: Items removed from the consent agenda, if any: No action taken.

Library Expansion Program Update: J. Karr Tedder: Jo Karr Tedder, Project Manager, gave a handout to the Council. She discussed the expansion project. She stated that the expansion was being done thru the Friends of the Library. She stated that it would be a "green" building. She announced that they held an open house on April 22nd and that on July 12th a 60th Birthday Party for the Library would be held. She stated that the expected completion would be two years.

Discuss & Consider Action Re: Direction to staff concerning debt refunding and tax note issuance: D. Vaughn: David Vaughn introduced Jennifer Douglas of First Southwest. Ms. Douglas discussed the debt refunding and tax issuance. She discussed the debt service schedule. She stated that if Council approved staff to move forward with the refunding they would be able to have bids from banks in about two weeks. She stated that the term of the notes would remain the same. Councilman DeLeon moved to approve staff to move forward with the refunding, Councilman Ritter seconded, motion carried unanimously.

Discuss & Consider Action Re: A RESOLUTION AUTHORIZING GIVING NOTICE OF REDEMPTION: D. Vaughn: Councilman Shell moved to pass on this item, Councilman DeLeon seconded, motion carried unanimously.

Discuss & Consider Action Re: Presentation and request for approval for Carson Lewis' Eagle Scout Project at Kate Craddock Field: C. Bromley: Crista Bromley introduced Carson Lewis. Carson Lewis gave a presentation on his proposed Eagle Scout project of repainting one of the aircrafts on display at the airport. He stated that he would repaint and replace the decals. He stated that the City has committed to providing the paint and he would supply the manpower. Crista Bromley stated that the paint would be paid for out of the airport budget. Councilman Shell moved to allow Carson Lewis to move forward with his project, Councilman DeLeon seconded, motion carried unanimously.

Discuss & Consider Action Re: Appointments to the Burnet Tourism Alliance Board: C. Bromley: Crista Bromley stated that the board had two positions come open. She stated that the board submits Mike Fountaine and Paul Farmer for approval. Councilman Shell moved to appoint Mike Fountaine and Paul Farmer to the Burnet Tourism Alliance Board, Councilwoman Turner seconded, motion carried unanimously.

Discuss & Consider Action Re: Set the schedule for the next Airport Master Plan workshop: C. Bromley/D. Vaughn: Crista Bromley led a discussion on having an Airport Master Plan workshop to finish the discussions on the proposed expansion. After much discussion, Mayor Smith moved to set a workshop for June 3rd at 6:00 p.m., Councilman Shell seconded, motion carried unanimously.

Discuss & Consider Action Re: Planning and Zoning Recommendations:

Hill Country Fellowship Church, represented by Mr. Todd Holland, requested consideration of an application for a Short Form Subdivision of the property for their new facility. The property is legally described as 23.833 acres in the B.B. Castleberry Survey No. 2, the Lemuel Taylor Survey No. 8 and the Eugenio Perez Survey No. 41, City of Burnet, Burnet County, Texas. The subdivision application is to take two current lots and make one large lot. Roy Fyffe gave a brief overview of the application, noting that eight letters were mailed to property owners within 300 feet of the subject property with no protests being received. A concern over the proximity of alcohol sales to the proposed church site was raised. Roy noted that the current Burnet Code of Ordinances states that no alcohol sales may be conducted within three hundred feet of a church as measured from front door to front door. When the plans for the new construction are submitted, this will be included in the review process to ensure that all regulatory requirements are met prior to the approval of any construction plans. A motion was made by Jim Roberts to approve the subdivision request as submitted; motion seconded by A.B. Daugherty. A vote of the P & Z Commission resulted in unanimous approval of the request (5 – For Approval; 0 – To Deny): David Vaughn spoke regarding the request. Councilman Shell moved to approve the Short Form Subdivision application, Councilman DeLeon seconded, motion carried unanimously.

Hoover Valley Management requested a rezoning of property located at 406 E. Polk Street (the old smokehouse) from its current zoning designation of “C-1” Light Commercial to “C-3” Heavy Commercial. The property is legally described as Lot 3 and part of Lot 4, Block 10 of the Peter Kerr Donation. Roy gave a brief overview of the application noting that eleven property owners located within two hundred feet of the subject property had been notified, with no protests having been received. Concerns were raised about the required frontage setbacks (25’) and the site visibility triangle at Wood and Polk Streets. The Burnet Code of Ordinances addresses these issues and they will be evaluated when plans are received for the business desiring to move onto the property. A motion was made by George Laudenschlager to approve the rezoning; motion seconded by Jim Roberts. A vote of the P & Z Commission resulted in unanimous approval of the motion (5 – For Approval; 0 – To Deny): David Vaughn discussed the request and stated that Ben Farmer was present for any questions. Councilman Shell moved to approve the P&Z recommendation, Councilman DeLeon seconded, motion carried unanimously.

Discuss & Consider Action Re: Purchase of 2008 Frazier Ambulance: M. Ingram: Fire Chief Mark Ingram discussed needing to replace the 911 box ambulance with a Frazier Ambulance with a gasoline engine for \$118,047. He stated that this item was a budgeted item. Councilman Shell moved to approve the purchase of the 2008 Frazier Ambulance for \$118,047, Councilman DeLeon seconded, motion carried unanimously.

Discuss & Consider Action Re: Consider Options for New Fire Truck: M. Ingram: Fire Chief Mark Ingram stated that originally a brush truck was budgeted for \$105,000. He discussed the option of buying an Urban Interface Engine for \$260,000. He discussed the benefits of the Urban Interface Engine. David Vaughn stated that the payment for the fire truck would not be due until next budget year. Councilman DeLeon moved to approve the purchase of the new fire truck for \$260,000, Councilman Ritter seconded, motion carried unanimously.

Discuss & Consider Action Re: Agreement for Services with Cody Orman relating to the Irrigation Property: D. Vaughn: David Vaughn discussed the agreement. He stated that it would allow Cody Orman to take over the fertilizing, weed control, and bailing of the hay of the irrigation lease and in

return, the City would receive one-third of the hay produced. Councilman Shell moved to approve the agreement with Cody Orman, Councilman Flynn seconded, motion carried unanimously.

Discuss & Consider Action Re: City Hall Expansion: D. Vaughn: David Vaughn discussed the proposed expansion of City Hall. He stated that the expansion would be necessary to house a Human Resource Department. He stated that the City is at least five years away from being able to build a new City Hall. He stated that the office building next to the current City Hall is available for \$550 per month. He stated that the landlord, Mr. Danforth, would require a three year lease on the building. He stated that the expansion could possibly cost approximately \$8,000 to remodel the building. Councilwoman Turner moved to allow staff to move forward and see what it will cost to expand City Hall, Councilman Flynn seconded, motion carried unanimously.

Discuss & Consider Action Re: Approval of City Manager Performance Appraisal Form: B. Flynn: Councilman Flynn moved to pass on this item, Councilwoman Turner seconded, motion carried unanimously.

Discuss & Consider Action Re: Election Sharing Agreement with Burnet County: C. Fath: City Secretary Christy Fath discussed the agreement. She stated that it would change the cost share originally agreed to in the election contract. She stated that the County would be absorbing more of the cost than originally figured due to the ESD Election the County was holding which will save the City more money on the election. Councilman Flynn moved to approve the election sharing agreement, Councilwoman Turner seconded, motion carried unanimously.

Discuss & Consider Action Re: FIRST READING OF AN ORDINANCE AMENDING THE EXISTING GAS FRANCHISE BETWEEN THE CITY AND ATMOS ENERGY CORPORATION TO PROVIDE FOR A DIFFERENT CONSIDERATION; PROVIDING AN EFFECTIVE DATE; PROVIDING FOR ACCEPTANCE BY ATMOS ENERGY CORPORATION; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW: M. Steele: City Manager Michael Steele introduced Randy Hartford of ATMOS Energy and stated that Mr. Hartford was available for any questions. He discussed the ordinance. He stated that the City currently charges Northland Cable five percent. He stated that he did an informal study of cities around and the majority charges a five percent franchise fee. Councilman Flynn moved to adopt the first reading of the ordinance increasing the gas franchise fee to five percent, Councilwoman Turner seconded, motion carried unanimously.

Discuss & Consider Action Re: Trust Resolution: J. Laudenschlager: City Manager Michael Steele spoke on behalf of Joyce Laudenschlager. He discussed the resolution. Councilman Flynn moved to adopt the resolution, Councilwoman Turner seconded, motion carried unanimously.

Council and Staff Reports:

Financial Report: J. Laudenschlager: City Manager Michael Steele spoke on behalf of Joyce Laudenschlager. He discussed the report included in the packet.

Requests from Council for Future Reports: Councilman Flynn inquired about the CPR training for the marshals at the Golf Course. Doug Fipps stated that he was setting up training with Fire Chief Mark Ingram.

Adjourn: There being no further business, Councilman Ritter moved to adjourn at 7:52 p.m., Councilman DeLeon seconded, motion carried unanimously.

Alan Smith, Mayor

ATTEST:

Christy Fath, City Secretary