

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

On this the 9th day of September, 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	James Ritter, Paul Shell, Bill Flynn, William DeLeon, Pat Riddell
City Manager	Michael Steele
City Secretary	Christy Fath

Absent: Linda Turner.

Guests: David Vaughn, Roy Fyffe, Crista Bromley, Joyce Laudenschlager, Keith Bailey, David Wright, Dorothy James, Patsy Blend, Joyce Johnston, Cheryl Minard, B. Daugherty, Jo Karr Tedder, Doug Fipps, Paul Nelson, Mark Ingram, James Herbort, Chris Porter, Karl Piehl, Bob Clifton, Dan McBride, Hal Brown.

Call to Order: The meeting was called to order by Mayor Smith, at 6:30 p.m.

Invocation: Councilman Ritter.

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

CONSENT AGENDA ITEMS: Consider Action Re:

Approval of the Minutes from the August 26, 2008 WS/Regular Meeting:

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

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

Library Expansion Program Update: B. Flynn: Councilman Flynn introduced Jo Karr Tedder, Dorothy James, Keith Bailey, and David Wright. Jo Karr Tedder gave a handout to Council. She discussed the handout and reviewed the future plans of the library. Architects, Keith Bailey and David Wright discussed the project and reviewed the proposed layout of the library expansion. Jo Karr Tedder stated that the expected completion date would be 2010.

Discuss & Consider Action Re: Direction to staff regarding McBride property: C. Bromley: Crista Bromley discussed the McBride property. She stated that TXDOT had changed their minds and would be interested in funding the purchase of the property on a 90/10 match grant. She stated that staff would like approval to proceed with the appraisal of the property. Councilman Riddell moved to authorize staff to proceed with the appraisal, Councilman DeLeon seconded, motion carried unanimously.

Discuss & Consider Action Re: Burnet County EMS Contract: M. Ingram: Fire Chief Mark Ingram discussed the contract. Councilman Shell moved to approve the contract, Councilman Flynn seconded, motion carried unanimously.

Discuss & Consider Action Re: Asphalt Paving Bid: D. Lester: David Vaughn spoke on behalf of Danny Lester. He discussed the bids received. He stated that staff recommends award of the bid to Wheeler's. Councilman Ritter moved to approve award of the bid to Wheeler's, Councilman Shell seconded, motion carried unanimously.

Discuss & Consider Action Re: Request for letter to Texas Water Development Board regarding water availability: C. Bromley: Crista Bromley discussed the request for the letter. Councilman Riddell moved to issue the letter to the Texas Water Development Board, Councilman Shell seconded, motion carried unanimously.

Discuss & Consider Action Re: FIRST READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING ORDINANCE 2007-09 AND SECTION 110-40 -DROUGHT CONTINGENCY PLAN, OF THE BURNET CODE OF ORDINANCES IN ITS ENTIRETY; ADOPTING A DROUGHT CONTINGENCY AND WATER EMERGENCY PLAN; REPEALING ORDINANCES IN CONFLICT; PROVIDING SEVERABILITY; ESTABLISHING AN EFFECTIVE DATE; PROVIDING AN OPEN MEETINGS CLAUSE; AND PROVIDING FOR RELATED MATTERS: C. Bromley: Crista Bromley discussed the ordinance. Councilman Shell moved to adopt the first reading of the ordinance, Councilman Flynn seconded, motion carried unanimously.

Discuss & Consider Action Re: FIRST READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING ORDINANCE NO. 2005-14, SECTION A. DAILY RATES AND SECTION B. ANNUAL DUES, FOR THE PURPOSE OF CHANGING GOLF COURSE RATES; PROVIDING FOR SEVERABILITY AND OPEN MEETINGS CLAUSES; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR OTHER RELATED MATTERS: D. Fipps: Doug Fipps discussed the ordinance. Councilman Ritter moved to adopt the first reading of the ordinance, Councilman Shell seconded, motion carried unanimously.

Discuss & Consider Action Re: FIRST READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING SECTION 98-74 OF THE CITY OF BURNET CODE OF ORDINANCES, SETTING SUBDIVISION ADMINISTRATIVE FEES; PROVIDING AN EFFECTIVE DATE AND AN OPEN MEETINGS CLAUSE; AMENDING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; PROVIDING SEVERABILITY; AND PROVIDING FOR OTHER RELATED MATTERS: R. Fyffe: Roy Fyffe discussed the ordinance. After much discussion, Councilman Shell moved to adopt the first reading of the ordinance, Councilman DeLeon seconded, motion carried unanimously.

Discuss & Consider Action Re: Conflict of Interest Waiver for Barney Knight & Associates pertaining to the proposed water sharing agreement with the City of Bertram: D. Vaughn: David Vaughn discussed the waiver. After some discussion, Councilman Shell moved to approve the conflict of interest waiver, Councilman DeLeon seconded, motion carried unanimously.

Discuss & Consider Action Re: FIRST READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING ELECTRICAL FEES IN SECTIONS 110-138 THROUGH SECTION 110-141 AND SECTION 110-143 OF THE BURNET CODE OF ORDINANCES; PROVIDING SEVERABILITY AND OPEN MEETINGS CLAUSES; AND PROVIDING FOR OTHER RELATED MATTERS: D. Vaughn: David Vaughn discussed the ordinance. Councilman DeLeon moved to adopt the first reading of the ordinance, Councilman Shell seconded, motion carried unanimously.

Discuss & Consider Action Re: FIRST READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING SECTIONS 42-33 THROUGH 42-36 AND SECTIONS 42-38 THROUGH 42-39 OF THE CITY OF BURNET CODE OF ORDINANCES, ESTABLISHING MINIMUM MUNICIPAL COURT FINES FOR PERSONS WHO ELECT TO PAY SUCH FINES BY MAIL, IN PERSON AT THE COURT CLERK'S OFFICE, OR AT A TIME OTHER THAN A SCHEDULED COURT DATE WITH THE JUDGE; ESTABLISHING DEFINITIONS; ESTABLISHING FEES; AND PROVIDING SEVERABILITY, OPEN MEETINGS AND EFFECTIVE DATE CLAUSES: C. Bromley/J. Laudenschlager: Crista Bromley discussed the ordinance. Councilman DeLeon moved to adopt the first reading of the ordinance, Councilman Ritter seconded, motion carried unanimously.

Discuss & Consider Action Re: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, BURNET, TEXAS, APPROVING THE TERMS AND CONDITIONS OF AN INTERLOCAL AGREEMENT BETWEEN THE REGION 4 EDUCATION SERVICE CENTER, WHICH SPONSORS THE COOPERATIVE PURCHASING NETWORK (TCPN), PROVIDING FOR A COOPERATIVE PURCHASING PROGRAM FOR GOODS AND SERVICES; DESIGNATING JOYCE LAUDENSCHLAGER, DIRECTOR OF FINANCE, AS OFFICIAL REPRESENTATIVE OF THE CITY OF BURNET RELATING TO THE PROGRAM: J. Laudenschlager: Joyce Laudenschlager discussed the resolution. Councilman Shell moved to adopt the resolution, Councilman Flynn seconded, motion carried unanimously.

Discuss & Consider Action Re: SECOND AND FINAL READING OF AN ORDINANCE ADOPTING THE OFFICIAL BUDGET FOR THE CITY OF BURNET, TEXAS, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2008, AND ENDING SEPTEMBER 30, 2009, PROVIDING FOR THE INVESTMENT OF FUNDS; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE: M. Steele: City Manager Michael Steele discussed the ordinance. Councilman Shell moved to adopt the second and final reading of the ordinance, Councilman Flynn seconded, motion carried unanimously.

Discuss & Consider Action Re: SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS LEVYING AD VALOREM TAXES FOR USE AND SUPPORT OF THE

MUNICIPAL GOVERNMENT OF THE CITY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2008 AND TERMINATING SEPTEMBER 30, 2009; PROVIDING FOR APPORTIONING EACH LEVY FOR SPECIFIC PURPOSES; AND PROVIDING WHEN TAXES SHALL BECOME DUE AND WHEN SAME SHALL BECOME DELINQUENT IF NOT PAID; PROVIDING OPEN MEETINGS CLAUSES AND PROVIDING FOR AN EFFECTIVE DATE: M. Steele: City Manager Michael Steele discussed the ordinance. He stated that the ad valorem tax rate would be the effective rate of \$0.5574. Councilman DeLeon moved to adopt the second and final reading of the ordinance, Councilman Flynn seconded, motion carried unanimously.

Discuss & Consider Action Re: Letter of resignation: J. Ritter: Councilman Ritter spoke regarding his time on the Council and conflicts of the Council. He stated that he would serve until the end of September. Councilman Shell moved to accept the letter of resignation with it being effective the end of September, Councilman DeLeon seconded, motion carried unanimously.

Council and Staff Reports: Crista Bromley reported that the City was approved for the FY09 Solid Waste Grant in the amount of \$21,700. City Manager Michael Steele spoke regarding Hurricane Ike and the possibilities of opening the EOC.

Requests from Council for Future Reports: Councilman Shell inquired about the McBride property and getting an estimate on how many parcels we need and the improvements affecting the property, etc. Crista Bromley stated that once the appraisal is done staff would have better estimates and could have that information.

Adjourn: There being no further business, Councilman Ritter moved to adjourn at 7:41 p.m., Councilman DeLeon seconded, motion carried unanimously.

Alan Smith, Mayor

ATTEST:

Christy Fath, City Secretary