

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

On this the 13th day of February, 2007, 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	Dennis Kincheloe
Council Members	James Ritter, Paul Shell, Linda Turner, William DeLeon, Zack Reed, Bill Flynn
City Manager	Michael Steele
City Secretary	Christy Fath

Guests: Roy Fyffe, David Vaughn, Crista Bromley, Joyce Laudenschlager, Mark Ingram, John Goble, Colby VanGundy, Paul Nelson, Bob Watson, Frank Fickett, Marcus Horner, Shawn Nelson, John Fowler, John Whitt, A.B. Daugherty.

Call to Order: The meeting was called to order by Mayor Kincheloe, at 6:31 p.m.

Invocation: Councilman Reed.

Pledge of Allegiance: (All) Led by Mayor Kincheloe.

Presentation of Department Lifesaving Award: B. Watson: Chief Bob Watson presented Officer Charles Hayhurst with the Department Lifesaving Award for performing the Heimlich maneuver on a five year old at a local restaurant. He stated that this was the first time this award has been presented since its inception in 2004. Mayor Kincheloe thanked Officer Hayhurst.

CONSENT AGENDA ITEMS: Consider Action Re:

Approval of the Minutes from the January 23, 2007 Regular Meeting:

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

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

Discuss & Consider Action Re: 2005-2006 Audit Report: J. Laudenschlager/K. Kneffendorf: Keith Neffendorf with Neffendorf, Knopp, Horry & Doss, P.C. reviewed the 2005-2006 Audit Report. Councilman Shell moved to approve the 2005-2006 Audit Report, Councilwoman Turner seconded, motion carried unanimously.

Discuss & Consider Action Re: FIRST READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING THE ZONING ORDINANCE, #2006-10, REZONING PROPERTY FROM "A-1" AGRICULTURAL, "R-1" SINGLE FAMILY RESIDENTIAL, "C-1" LIGHT COMMERCIAL AND "C-4" HEAVY COMMERCIAL TO "C-3" HEAVY COMMERCIAL; AND PROVIDING FOR RELATED MATTERS: R. Fyffe: Roy Fyffe discussed the ordinance. He stated this was a request by Frank Fickett presented to the Planning and Zoning Commission on February 5th. He stated that the Planning and Zoning Commission recommends approval. Councilman Shell moved to adopt the first reading of the ordinance, Councilwoman Turner seconded, motion carried unanimously.

Discuss & Consider Action Re: FIRST READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING THE ZONING ORDINANCE, #2006-10, REZONING PROPERTY FROM "A-1" AGRICULTURAL TO "C-3" HEAVY COMMERCIAL; AND PROVIDING FOR RELATED MATTERS: R. Fyffe: Roy Fyffe discussed the ordinance. He stated that this was a request by John Potts presented to the Planning and Zoning Commission on February 5th. He stated that the Planning and Zoning Commission recommends approval. Mayor Kincheloe moved to adopt the first reading of the ordinance, Councilman Ritter seconded, motion carried unanimously.

Discuss & Consider Action Re: Engineering for Drainage on Delaware Springs Boulevard: D. Vaughn: (Tabled): Mayor Kincheloe moved to untable this item, Councilman DeLeon seconded, motion carried unanimously. David Vaughn discussed the drainage at Delaware Springs Boulevard. Shawn Nelson of K.C. Engineering discussed the issues and possible solutions to the drainage. Ken Graham expressed some concerns. After much discussion, Mayor Kincheloe moved to approve the

engineering for drainage on Delaware Springs Boulevard in the amount of \$56,647, Councilwoman Turner seconded, motion carried unanimously.

Discuss & Consider Action Re: A RESOLUTION ADOPTING A CITY OF BURNET INVESTMENT POLICY AND NAMING THE DIRECTOR OF FINANCE AS THE INVESTMENT OFFICER: J. Laudenschlager: Joyce Laudenschlager discussed the resolution. Councilman Shell moved to adopt the resolution, Councilman DeLeon seconded, motion carried unanimously.

Discuss & Consider Action Re: Interlocal Agreement with Burnet County: M. Steele: City Manager Michael Steele discussed the agreement. Councilman Shell moved to approve the agreement, Councilwoman Turner seconded, motion carried unanimously. Mayor Kincheloe noted that the City would not support any discriminatory activity.

Discuss & Consider Action Re: Approval of increase of TCEQ permitting budget for proposed Wastewater Treatment Plan Expansion Project (Phase III): C. Bromley: Crista Bromley discussed the request for the increase. She stated that an additional \$15,000 would be viable and necessary. Councilman Shell moved to approve the increase, Councilwoman Turner seconded, motion carried unanimously.

Discuss & Consider Action Re: Approval of Basic Services for Airport Master Plan and Associated Costs: C. Bromley: Crista Bromley discussed the basic services for the Airport Master Plan. She stated that an additional match of \$3,084.40 is required. She stated that she is requesting approval of the basic services agreement and the increase in the match. Councilman Shell moved to approve the agreement and the increase in the match, Councilman Flynn seconded, motion carried unanimously.

Discuss & Consider Action Re: Paving Bids: D. Vaughn: David Vaughn discussed the paving bids received. He stated that staff recommends the award of the bid to Wheeler's. Councilman Shell moved to award the paving bid to Wheeler's, Councilman Ritter seconded, motion carried with a six to zero vote with Councilwoman Turner abstaining.

Discuss & Consider Action Re: Concrete Bids: D. Vaughn: David Vaughn discussed the concrete bids received. He stated that Ingram Ready-Mix was the only company to submit a concrete bid and therefore staff recommends the award of the bid to Ingram Ready-Mix. Councilman Shell moved to award the concrete bid to Ingram Ready-Mix, Councilman Flynn seconded, motion carried unanimously.

Discuss & Consider Action Re: Interlocal Agreement with BCISD: D. Vaughn: Colby VanGundy discussed the Interlocal Agreement with BCISD. He recommended that all current agreements be dissolved and the current agreement be approved. Mayor Kincheloe moved to approve the agreement as presented, Councilman DeLeon seconded, motion carried unanimously.

Discuss & Consider Action Re: THIRD AND FINAL READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS , AMENDING AND REPLACING IN THEIR ENTIRETY SECTIONS 110-138 THROUGH 110-144, AND SECTION 110-146 OF ARTICLE IV, CHAPTER 110, CODE OF ORDINANCES; PROVIDING SEVERABILITY AND OPEN MEETINGS CLAUSES; AND PROVIDING FOR OTHER RELATED MATTERS: D. Vaughn: David Vaughn discussed the purpose of the third reading of the ordinance. He stated that the codification company found errors in the numbering of the sections in the current ordinance and this reading would correct the errors in numbering. Councilman Shell moved to adopt the third and final reading of the ordinance, Mayor Kincheloe seconded, motion carried unanimously.

Council and Staff Reports:

Financial Report: J. Laudenschlager: Joyce Laudenschlager referenced the January report included in the packet.

Requests from Council for Future Reports: Councilman Flynn complimented Crista Bromley on the Economic Development newsletter included in the packet.

Adjourn: There being no further business, Councilman Ritter moved to adjourn at 7:35 p.m., Councilman DeLeon seconded, motion carried unanimously.

Dennis Kincheloe, Mayor

ATTEST:

Christy Fath, City Secretary