

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

On this the 11th day of October 2016, the City Council of the City of Burnet convened in Regular Session, at 6:00 p.m., at the regular meeting place thereof with the following members present, to-wit:

Mayor Gary Wideman
Council Members Philip Thurman, Joyce Laudenschlager, Danny Lester, Paul Farmer
Absent Tres Clinton, Mary Jane Shanes
City Manager David Vaughn
Deputy City Secretary Evan Milliorn

Guests: Betty Foulds, Jonny Simons, Mark Lewis, Crista Bromley, Gene Courtney, Patricia Langford, Paul Nelson, Doug Fipps, Alan Burdell, Evan Milliorn, Paul Shell, James Wilson, Stephen Ellis, Katie Delberg, Craig Wattis, David Abshire, Ted Telisalk, David Millegan, Craig Lewis, Tanya Clawson, Billie Drake, Barry Drake, Bob Coleman, Leslie Baugh, Billy Hammond, Virginia Hammond, Ed Holicky, Herve Derek Fortin, Doug Fipps, Jeff Hullum, Tammy Hullum, Danny Stark, Alan Snider, Harold Smith, Mary Lynne Beall, Caryn Paye, Julia Perkins, Kathy Snider, Alex Randolph

CALL TO ORDER: The meeting was called to order by Mayor Wideman, at 6:00 p.m.

INVOCATION: Council Member Paul Farmer

PLEDGE OF ALLEGIANCE: Council Member Joyce Laudenschlager

PLEDGE TO TEXAS FLAG: Council Member Joyce Laudenschlager

PUBLIC RECOGNITION/SPECIAL REPORTS:

Chamber of Commerce Report: Mayor Gary Wideman presented a proclamation honoring Valley Masonic Lodge #175

EPA Informational Presentation: D. Vaughn/David Abshire: David Abshire with the Enviromental Protection Agency (EPA) gave a presentation on the Main Street Ground Water Plume located near Main Street and Jackson Street. Mr. Abshire reported the EPA’s initial findings and the proposed remedial process.

CONSENT AGENDA ITEMS:

(All of the following items on the Consent Agenda are considered to be self-explanatory by the Council and will be enacted with one motion. There will be no separate discussion of these items unless a Council Member, staff member or citizen requests removal of the item from the consent agenda for the purpose of discussion. For removal of an item, a request must be made to the Council when the Consent Agenda is opened for Council Action.)

Approval of the September 27, 2016 Regular Council Meeting minutes

Approval of an Interlocal Agreement with the Burnet County, Herman Brown Free Library for utility assistance and book purchases: K. Dix

Approval of an Interlocal Agreement with the Burnet County Heritage Society, for utility assistance: K. Dix

Approval of an Interlocal Agreement with the Capital Area Rural Transportation System (CARTS) for program funding assistance: K. Dix

Approval of an Interlocal Agreement with the Williamson-Burnet County Opportunities (WBCO) Senior Nutrition Program funding assistance: K. Dix

Approval of an Interlocal agreement with the Hill Country Children’s Advocacy Center for utility assistance at the Advocacy Center: K. Dix

Approval of an Interlocal Agreement with the Boys and Girls Club of Highland Lakes Inc., for utility assistance: K. Dix

Approval of an Interlocal Agreement with La Care, Inc. for utility assistance: K. Dix

Council Member Joyce Laudenschlager moved to approve the consent agenda as presented. Council Member Danny Lester seconded, and the motion carried unanimously.

PUBLIC HEARINGS:

Public Hearing: to rezone 307 North West Street which is further described as being the west ½ of Lot 3 and all of Lot 4; block 29; Peter Kerr Portion; S7150 from its present designation of Light Commercial – District C-1, to a designation of Medium Commercial-District C-2: M. Lewis: Mayor Wideman opened the public hearing and invited anyone interested in speaking in favor of or against the item to approach the podium.

- **Alan Snider** spoke at length in favor of the zoning change at 307 North West Street and stated he would like to place storage units on the property.
- **Bettye Foulds** spoke in opposition of the zoning change at 307 North West Street and had concerns about the security and additional traffic a storage facility creates.

There being no one else wishing to speak, Mayor Wideman closed the public hearing.

Public Hearing: to rezone 1101 E. Polk, which is further described as being 1.254 acres out of the John Hamilton Survey, No. 1 from its present designation of Multi-family Residential – District R-3 to a designation of Heavy Commercial – District C-3: M. Lewis: Mayor Wideman opened the public hearing and invited anyone interested in speaking in favor of or against the item to approach the podium. There being no one wishing to speak, Mayor Wideman closed the public hearing.

Public Hearing: to rezone 1109 E. Polk, which is further described as being two tracts out of the John Hamilton Survey, No. 1 which are comprised of 0.59 and 1.041-acres respectively from their present designation of Light Commercial – District C-1, to a designation of Heavy Commercial C-3: M. Lewis: Mayor Wideman opened the public hearing and invited anyone interested in speaking in favor of or against the item to approach the podium. There being no one wishing to speak, Mayor Wideman closed the public hearing.

Public Hearing: to rezone that 10.41-acres of land platted from the John Hamilton Survey, No. 1, Abstract 405, known as the Woodlands, Baptist Memorial Geriatric Center, and located at the eastern termination of the E. Tate Street right-of-way from its present designations of single-family Residential 1 – District R-1, and Open Space – District OS, to a designation of Planned Unit Development – District PUD: M. Lewis: Mayor Wideman opened the public hearing and invited anyone interested in speaking in favor of or against the item to approach the podium. Danny Stark with Abstract Surveying presented the original plat of the Woodlands. There being no one wishing to speak, Mayor Wideman closed the public hearing.

ACTION ITEMS:

Discuss and consider action: SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS, APPROVING A FRANCHISE FOR SOLID WASTE AND RECYCLING COLLECTION SERVICES IN THE CITY OF BURNET, TEXAS TO AL CLAWSON DISPOSAL, INC.; PRESCRIBING GENERALLY FOR THE OPERATION OF SUCH SERVICES; PROVIDING FOR ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE AND AN OPEN MEETINGS CLAUSE; AND PROVIDING FOR RELATED MATTERS: D. Vaughn: Council Member Philip Thurman made a motion to approve and adopt Ordinance 2016-25 as presented. Council Member Danny Lester seconded, the motion carried unanimously.

Discuss and consider action: FIRST READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING CHAPTER 90, SECTIONS 90-1 THROUGH 90-80, SOLID WASTE, OF THE CITY OF BURNET CODE OF ORDINANCES; SETTING SOLID WASTE AND RECYCLING DISPOSAL RATES; PROVIDING AN EFFECTIVE DATE; PROVIDING SEVERABILITY AND OPEN MEETINGS CLAUSES; AND PROVIDING FOR OTHER

RELATED MATTERS: D. Vaughn Council Member Danny Lester made a motion to approve the first reading of Ordinance 2016-26 as presented. Council Member Joyce Laudenschlager seconded, the motion carried unanimously.

Discuss and consider action: Request for excused absences: Council Member: M. Shanes: Council Member Joyce Laudenschlager made a motion to approve the excused absences for Council Member Mary Jane Shanes. Council Member Tres Clinton seconded, the motion carried unanimously.

Discuss and consider action: FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 2012-06 BY ASSIGNING MEDIUM COMMERCIAL – DISTRICT C-2 ZONING TO 307 N WEST STREET WHICH IS FURTHER DESCRIBED AS BEING THE WEST ONE-HALF OF LOT 3 AND ALL OF LOT 4, BLOCK 29, PETER KERR PORTION, S7150; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: M. Lewis: Council Member Mary Jane Shanes made a motion to deny approval of the first reading of Ordinance 2016-27 as presented. Council Member Danny Lester seconded. Discussions followed among the Council. Council Member Tres Clinton amended the motion in favor of approving the first reading of the ordinance as presented. Council Member Paul Farmer seconded. The Mayor requested a roll vote that was called by the Deputy City Secretary with Council Members Lester, Laudenschlager and Shanes voting against approval of the first reading of the ordinance as presented. Council Members Thurman, Wideman, Clinton, and Farmer voted in favor of the approving the first reading of ordinance 2016-27. The motion carried with four in favor and three against.

Discuss and consider action: FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 2012-06 BY ASSIGNING HEAVY COMMERCIAL – DISTRICT C-3 ZONING TO 1101 E POLK STREET WHICH IS FURTHER DESCRIBED AS BEING 1.254-ACRES OUT OF THE JOHN HAMILTON SURVEY, NO. 1; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: M. Lewis: Council Member Paul Farmer made a motion to approve the first reading of Ordinance 2016-31 as presented. Council Member Joyce Laudenschlager seconded, the motion carried unanimously.

Discuss and consider action: FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 2012-06 BY ASSIGNING HEAVY COMMERCIAL – DISTRICT C-3 ZONING TO 1109 E POLK STREET WHICH IS FURTHER DESCRIBED AS BEING TWO TRACTS OUT OF THE JOHN HAMILTON SURVEY, NO. 1 WHICH ARE RESPECTIVELY COMPRISED OF 0.59 AND 1.041-ACRES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: M. Lewis: Council Member Tres Clinton made a motion to approve the first reading of Ordinance 2016-28 as presented. Council Member Joyce Laudenschlager seconded, the motion carried unanimously.

Discuss and consider action: FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 2012-06 BY ASSIGNING PLANNED UNIT DEVELOPMENT – PUD DISTRICT TO THAT 10.41-ACRES OF LAND PLATTED FROM THE JOHN HAMILTON SURVEY, NO. 1, ABTRACT 405, KNOWN AS THE BAPTIST MEMORIAL GERIATRIC CENTER AND LOCATED AT THE EASTERN TERMINATION OF THE E TATE STREET RIGHT-OF-WAY; ESTABLISHING A DEVELOPMENT PLAN; ESTABLISHING PLANNED UNIT DEVELOPMENT STANDARDS; ESTABLISHING A HOMEOWNERS ASSOCIATION; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: M. Lewis: Council Member Philip Thurman made a motion to approve the first reading of Ordinance 2016-29 as presented. Council Member Joyce

Laudenschlager seconded, the motion carried unanimously.

Discuss and consider action: FIRST READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING CHAPTER 22—BUILDINGS AND BUILDING REGULATIONS, BY AMENDING SEC. 22-51 – ADOPTION OF THE INTERNATIONAL BUILDING, RESIDENTIAL AND EXISTING BUILDING CODES, 2009 EDITION; PROVIDING FOR PENALTIES; PROVIDING FOR A CUMULATIVE & CONFLICTS CLAUSE, PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: M. Lewis: Council Member Philip Thurman made a motion to approve the first reading of Ordinance 2016-30 as presented. Council Member Joyce Laudenschlager seconded, the motion carried unanimously.

Discuss and consider action: Cancellation of the November 22nd, 2016 Regular Council Meeting: K. Dix: Council Member Paul Famer made a motion to cancel the November 22nd, 2016 Regular Council Meeting. Council Member Tres Clinton seconded, the motion carried unanimously.

REPORTS:

Addendum to the City Council Agenda: Department and Committee Reports/Briefings: The City Council may or may not receive a briefing dependent upon activity or change in status regarding the matter. The listing is provided to give notice to the public that a briefing to the Council on any or all subjects may occur.

Project Update Report: Department Directors/Supervisors: Director of Golf, Doug Fipps reported the new restroom facility at hole number 16 was complete. Police Chief, Paul Nelson reported on the proposed location for the new police station. Director of Administrative Service, Crista Bromley updated Council on the Airport Expansion Project and stated the project is complete.

REQUESTS FROM COUNCIL FOR FUTURE REPORTS: None.

ADJOURN: There being no further business a motion to adjourn was made by Council Member Danny Lester at 7:55 p.m., seconded by Council Member Tres Clinton, the motion carried unanimously.



Gary Wideman, Mayor

ATTEST:



Kelly Dix, City Secretary

