



NOTICE OF MEETING OF THE GOVERNING BODY OF THE CITY OF BURNET

Notice is hereby given that a **Regular Council Meeting** will be held by the governing body of the City of Burnet on the **10th day of March, 2020 at 6:00 p.m.** in the Council Chambers, Burnet Municipal Airport, 2402 S. Water, Burnet, at which time the following subjects will be discussed, to-wit:

This notice is posted pursuant to the Texas Government Code, Chapter §551-Open Meetings.

CALL TO ORDER:

INVOCATION:

PLEDGE OF ALLEGIANCE:

PLEDGE TO TEXAS FLAG:

1. REPORTS/SPECIAL PRESENTATIONS: None.

2. 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.)

2.1) Approval of the February 25, 2020 Regular City Council Meeting minutes

3. PUBLIC HEARING:

3.1) Public Hearing: The Planning & Zoning Commission of the City of Burnet, Texas will conduct a public hearing regarding a request to rezone property located at 101 John Kelly Dr, which is further described an approximate 1.902 acre tract out of ABS A0880 Lemuel Taylor Survey. The request is to rezone the property from its present designation of Medium Commercial—District (C-2) to a designation of Heavy Commercial—District (C-3): J. Lutz

4. ACTION ITEMS:

4.1) Discuss and consider action: FIRST READING OF AN ORDINANCE NO. 2020-07 TO REZONE APPROXIMATELY 1.092 ACRES OUT OF ABS A0880 LEMUEL TAYLOR

SURVEY, FROM ITS PRESENT DESIGNATION OF MEDIUM COMMERCIAL—DISTRICT “C-2” TO A DESIGNATION OF HEAVY COMMERCIAL—DISTRICT “C-3,” SAID TRACT BEING ADDRESSED AS 101 JOHN KELLY DRIVE, AND BEING GENERALLY LOCATED AT THE SOUTHEAST INTERSECTION OF US HWY 281 & JOHN KELLEY DRIVE; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: J. LUTZ

4.2) Discuss and consider action: FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING CHAPTER 82 PERSONNEL, ARTICLE I. IN GENERAL, SECTION 82.1 PERSONNEL POLICIES ADOPTED OF THE CODE OF ORDINANCES; PROVIDING SEVERABILITY; PROVIDING AN EFFECTIVE DATE, PROVIDING OPEN MEETINGS CLAUSE(S); AND PROVIDING FOR RELATED MATTERS: K. Sames

4.3) Discuss and consider action: FIRST READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING SECTION 74-38 ARTICLE III. GOLF COURSE RATES; PROVIDING FOR SEVERABILITY AND OPEN MEETINGS CLAUSES; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR OTHER RELATED MATTERS: D. Fipps

4.4) Discuss and consider action: A contract with Austin Turf and Tractor for equipment purchases for Delaware Springs Golf Course. D. Fipps

4.5) Discuss and consider action: Authorization to purchase Bullet Proof Vests: M. Ingram

4.6) Discuss and consider action: Sale of property located near Delaware Springs: D. Vaughn

4.7) Discuss and consider action: Appointment of a Board Member to the Burnet Economic Development Corporation: D. Vaughn

5. REPORTS: None.

5.1) 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.

6. REQUESTS FROM COUNCIL FOR FUTURE REPORTS:

7. ADJOURN:

Dated this 6th, day, of March, 2020

CITY OF BURNET

CRISTA GOBLE BROMLEY, MAYOR

I, the undersigned authority, do hereby certify that the above NOTICE OF MEETING of the governing body of the above named City, BURNET, is a true and correct copy of said NOTICE and that I posted a true and correct copy of said NOTICE on the bulletin board, in the City Hall of said City, BURNET, TEXAS, a place convenient and readily accessible to the general public at all times, and said NOTICE was posted on March 6, 2020, at or before 6 o'clock p.m. and remained posted continuously for at least 72 hours preceding the scheduled time of said Meeting.

Kelly Dix, City Secretary

NOTICE OF ASSISTANCE AT THE PUBLIC MEETINGS:

The City Council Chamber is wheelchair accessible. Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services, such as interpreters for persons who are deaf or hearing impaired, readers, or large print, are requested to contact the City Secretary's office (512.756.6093) at least two working days prior to the meeting. Requests for information may be faxed to the City Secretary at 512.756.8560.

RIGHT TO ENTER INTO EXECUTIVE SESSION:

The City Council for the City of Burnet reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.087 (Economic Development).

Discuss and consider action: SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING SECTION 8.14 (TRANSFER OF SICK LEAVE) OF THE CITY OF BURNET PERSONNEL POLICY AND

PROCEDURES MANUAL; PROVIDING SEVERABILITY; PROVIDING AN EFFECTIVE DATE, PROVIDING OPEN MEETINGS CLAUSE(S); AND PROVIDING FOR RELATED MATTERS: K. Sames: Council Member Joyce Laudenschlager moved to approve and adopt Ordinance number 2020-04 as presented. Council Member Cindia Talamantez seconded, the motion carried unanimously.

Discuss and consider action: A RESOLUTION OF THE CITY OF BURNET, TEXAS, CANCELLING THE MAY 2, 2020 GENERAL ELECTION FOR THREE CITY COUNCIL MEMBER POSITIONS; DECLARING CANDIDATES ELECTED AT LARGE; MAKING FINDINGS OF FACT; PROVIDING AN OPEN MEETINGS CLAUSE AND FOR OTHER MATTERS: K. Dix: Council Member Paul Farmer made a motion to approve Resolution R2020-04 as presented. Council Member Joyce Laudenschlager seconded, the motion carried unanimously.

Discuss and consider action: Approval of the Inks Lake Burnet Pipeline Easement renewal contract: D. Vaughn: Council Member Paul Farmer moved to approve the Inks Lake Burnet Pipeline Easement renewal contract as presented. 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:

January 2020 Financial Report: Director of Finance, Patricia Langford reviewed each fund to include, revenues, expenses and fund balance. All departments are tracking well with the projected budget. An increase in sales tax revenue has been recognized due to legislative required sales tax reporting for online sales.

REQUESTS FROM COUNCIL FOR FUTURE REPORTS: None.

ADJOURN: There being no further business a motion to adjourn was made by Council Member Joyce Laudenschlager at 6:32 p.m., seconded by Council Member Mary Jane Shanes. The motion carried unanimously.

Crista Goble Bromley, Mayor

ATTEST:

Kelly Dix, City Secretary



CITY COUNCIL

ITEM 3.1

Jason Lutz
Development Services
(512) 715-3215
jlutz@cityofburnet.com

Agenda Item Brief

Meeting Date: March 10, 2020

Agenda Item: Public Hearing: The Planning & Zoning Commission of the City of Burnet, Texas will conduct a public hearing regarding a request to rezone property located at 101 John Kelly Dr, which is further described an approximate 1.902 acre tract out of ABS A0880 Lemuel Taylor Survey. The request is to rezone the property from its present designation of Medium Commercial—District (C-2) to a designation of Heavy Commercial—District (C-3): J. Lutz

Background: The property is located at the SE intersection of John Kelly Dr. and S. Water Street. This location was previously occupied by the Highland Lakes Gymnastics and the applicant is requesting to up zone the property, from C-2 to C-3, to accommodate the proposed use of a Water Well Business Office.

Information: The applicant is proposing to utilize the facility as an office for a Water Well Business with the storage of vehicles and pipe on the property. Any outdoor storage will need to be screened from public rights-of-way.

The proposed use as an office is allowed under C-3. The proposed use for the storage of vehicles and material for the company is not specifically defined in the zoning code. However, the proposed use is similar to “Lumber yards and building materials storage yards”, which are permitted by right under the C-3 zoning district.

Additional land uses permitted in the C-3 district are as follows:

1. Automobile repair or retail service station and garage.
2. Automobile sales (outdoor).
3. Bar, nightclub, private club, dance hall and social club where alcoholic beverages are sold for on-premise consumption.
4. Carpentry, painting, plumbing or tinsmiths shop.
5. Frozen food lockers and cold storage plant.
6. Heavy machinery sales, storage and service.
7. Lumber yards and building materials storage yards.
8. Machine shop without outdoor storage (permitted with conditional use permit).
9. Manufactured housing and service.

10. Retail propane sales.
11. Retail facilities over 10,000 square feet.
12. Stable.
13. Taxidermy shops and seasonal meat processing (such as deer meat).
14. Horse race track and riding stable with a condition use permit.
15. Private zoo with a conditional use permit.
16. Transportation services.
17. Trailer camp or RV park.
18. Truck stop, with no repair or wash service.
19. Wood yard.

Staff Analysis: Staff has reviewed the proposed zoning request and looked at several factors such as Future Land Use Plan (FLUP), adjacent zoning/land uses, and access.

FLUP: The City's Comprehensive Plan calls out this parcel as "Commercial". While the comp plan does not differentiate between commercial types or intensities of land uses, the requested zoning is in line with the Future Land Use Plan (see Exhibit A below).

Adjacent Zoning/Land Uses: The subject tract is surrounded by Industrial zoning along the southern and eastern (Stealth Products) property line. The property is bounded to the north by C-1 zoning (Burnet Church of Christ) and Industrial zoning (Stealth Products). The western property is adjacent to US Hwy 281 with C-3 zoning (Guardian RV & Boat Storage) and C-1 zoning districts. The property with the C-1 zoning appears to be utilized as a residential property. See Exhibit B below.

It should be noted that the City has several water well businesses operating within the City Limits.

1. B&B Water Well Services Inc. (403 N. Water St.)
 - Currently operating under a C-1 zoning district
 - Bounded by R-1 zoning to the east and south with C-2 zoning across Water St. to the west.
2. Texan Water (1900 W. Hwy. 29)
 - Currently operating under a C-2 zoning district.
 - Bounded by R-1 to the north, C-3 to the east and south, and C-2 to the west.
3. Western Water Wells (500 Southland Dr.)
 - Located in the ETJ with residential homes across Southland Drive.

Access: The property receives its access from John Kelly Drive and has no direct access to Hwy 281. John Kelly drive is an approximate 30' wide street that currently handles the traffic load for other industrial properties along the street and for other industrial properties located on Industrial Blvd.

P&Z

Recommendation: P&Z recommended approval of the request to rezone the property from Medium Commercial (C-2) to Heavy Commercial (C-3) by a vote of 5-0.

Exhibit "A"

Future Land Use Plan Map

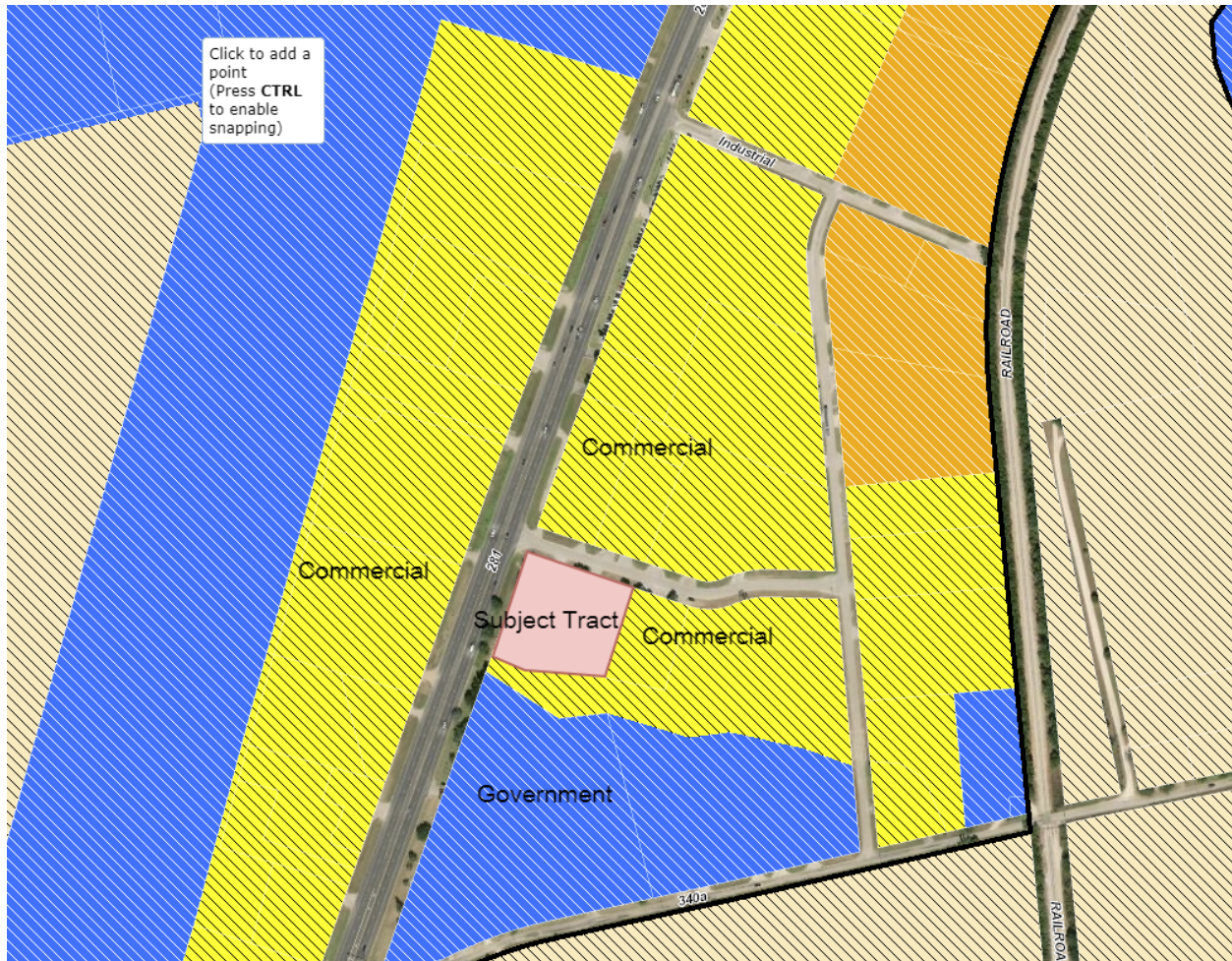


Exhibit "B"
Existing Zoning Map





CITY COUNCIL

ITEM 4.1

Jason Lutz
Development Services
(512) 715-3215
jlutz@cityofburnet.com

Agenda Item Brief

Meeting Date: March 10, 2020

Agenda Item: Discuss and consider action: FIRST READING OF AN ORDINANCE NO. 2020-07 TO REZONE APPROXIMATELY 1.092 ACRES OUT OF ABS A0880 LEMUEL TAYLOR SURVEY, FROM ITS PRESENT DESIGNATION OF MEDIUM COMMERCIAL—DISTRICT “C-2” TO A DESIGNATION OF HEAVY COMMERCIAL—DISTRICT “C-3,” SAID TRACT BEING ADDRESSED AS 101 JOHN KELLY DRIVE, AND BEING GENERALLY LOCATED AT THE SOUTHEAST INTERSECTION OF US HWY 281 & JOHN KELLEY DRIVE; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: J. LUTZ

Background: The property is located at the SE intersection of John Kelly Dr. and S. Water Street. This location was previously occupied by the Highland Lakes Gymnastics and the applicant is requesting to up zone the property, from C-2 to C-3, to accommodate the proposed use of a Water Well Business Office.

Information: The applicant is proposing to utilize the facility as an office for a Water Well Business with the storage of vehicles and pipe on the property. Any outdoor storage will need to be screened from public rights-of-way.

The proposed use as an office is allowed under C-3. The proposed use for the storage of vehicles and material for the company is not specifically defined in the zoning code. However, the proposed use is similar to “Lumber yards and building materials storage yards”, which are permitted by right under the C-3 zoning district.

Additional land uses permitted in the C-3 district are as follows:

1. Automobile repair or retail service station and garage.
2. Automobile sales (outdoor).
3. Bar, nightclub, private club, dance hall and social club where alcoholic beverages are sold for on-premise consumption.
4. Carpentry, painting, plumbing or tinsmiths shop.
5. Frozen food lockers and cold storage plant.
6. Heavy machinery sales, storage and service.
7. Lumber yards and building materials storage yards.

8. Machine shop without outdoor storage (permitted with conditional use permit).
9. Manufactured housing and service.
10. Retail propane sales.
11. Retail facilities over 10,000 square feet.
12. Stable.
13. Taxidermy shops and seasonal meat processing (such as deer meat).
14. Horse race track and riding stable with a conditional use permit.
15. Private zoo with a conditional use permit.
16. Transportation services.
17. Trailer camp or RV park.
18. Truck stop, with no repair or wash service.
19. Wood yard.

Staff Analysis: Staff has reviewed the proposed zoning request and looked at several factors such as Future Land Use Plan (FLUP), adjacent zoning/land uses, and access.

FLUP: The City's Comprehensive Plan calls out this parcel as "Commercial". While the comp plan does not differentiate between commercial types or intensities of land uses, the requested zoning is in line with the Future Land Use Plan (see Exhibit A below).

Adjacent Zoning/Land Uses: The subject tract is surrounded by Industrial zoning along the southern and eastern (Stealth Products) property line. The property is bounded to the north by C-1 zoning (Burnet Church of Christ) and Industrial zoning (Stealth Products). The western property is adjacent to US Hwy 281 with C-3 zoning (Guardian RV & Boat Storage) and C-1 zoning districts. The property with the C-1 zoning appears to be utilized as a residential property. See Exhibit B below.

It should be noted that the City has several water well businesses operating within the City Limits.

1. B&B Water Well Services Inc. (403 N. Water St.)
 - Currently operating under a C-1 zoning district
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2. Texan Water (1900 W. Hwy. 29)
 - Currently operating under a C-2 zoning district.
 - Bounded by R-1 to the north, C-3 to the east and south, and C-2 to the west.
3. Western Water Wells (500 Southland Dr.)
 - Located in the ETJ with residential homes across Southland Drive.

Access: The property receives its access from John Kelly Drive and has no direct access to Hwy 281. John Kelly drive is an approximate 30' wide street that currently handles the traffic load for other industrial properties along the street and for other industrial properties located on Industrial Blvd.

Recommendation: Approve the first reading of Ordinance 2020-07 as presented.

ORDINANCE NO. 2020-07

AN ORDINANCE NO. 2020-07 TO REZONE APPROXIMATELY 1.092 ACRES OUT OF ABS A0880 LEMUEL TAYLOR SURVEY, FROM ITS PRESENT DESIGNATION OF MEDIUM COMMERCIAL—DISTRICT “C-2” TO A DESIGNATION OF HEAVY COMMERCIAL—DISTRICT “C-3,” SAID TRACT BEING ADDRESSED AS 101 JOHN KELLY DRIVE, AND BEING GENERALLY LOCATED AT THE SOUTHEAST INTERSECTION OF US HWY 281 & JOHN KELLEY DRIVE; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, The Planning and Zoning Commission of the City of Burnet, on March 2, 2020, did conduct a public hearing for the purpose of taking public comment regarding the proposal to assign Heavy Commercial—District “C-3” to approximately 1.902 acre tract out of ABS A0880 Lemuel Taylor Survey, said tract being known as 101 John Kelly Drive, and being generally located at the southeast intersection of US Hwy 281 & John Kelly Drive; and

WHEREAS, The City Council of the City of Burnet, on March 10, 2020 did conduct its own public hearing for the purpose of taking public comment the proposal to assign Heavy Commercial—District “C-3” to approximately 1.902 acre tract out of ABS A0880 Lemuel Taylor Survey, said tract being known as 101 John Kelly Drive, and being generally located at the southeast intersection of US Hwy 281 & John Kelly Drive; and

WHEREAS, The City Council, based on due consideration of the Planning and Zoning Commission recommendation, and its own findings, did determine that assigning Heavy Commercial—District “C-3” to approximately 1.902 acre tract out of ABS A0880 Lemuel Taylor Survey, said tract being known as 101 John Kelly Drive, as depicted in Exhibit A, and being generally located at the southeast intersection of US Hwy 281 & John Kelly Drive to be consistent with development patterns in the surrounding area and consistent with the best public interest of the City;

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

Section 1. Findings. The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

Section 2. Zoning Changed. approximately 1.902 acre tract out of ABS A0880 Lemuel Taylor Survey, said tract being known as 101 John Kelly Drive, and being generally located at the southeast intersection of US Hwy 281 & John Kelly Drive is hereby assigned a zoning designation of Heavy Commercial—District “C-3”.

Section 3. Repealer. Other ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent that they are in conflict.

Section 4. Severability. Should any provisions of this ordinance be held void or unconstitutional, it is hereby provided that all other parts of the same which are not held void or unconstitutional shall remain in full force and effect.

Section 5. Effective Date. This ordinance is effective upon final passage and approval.

Section 6. Open Meetings. It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meeting Act, Chapter. 551, Loc. Gov't. Code.

PASSED AND APPROVED on First Reading this 10th day of March, 2020.

FINALLY PASSED AND APPROVED on this 24th day of March, 2020.

CITY OF BURNET, TEXAS

Crista Goble Bromley, Mayor

ATTEST:

Kelly Dix, City Secretary

Exhibit "A"

Future Land Use Plan Map

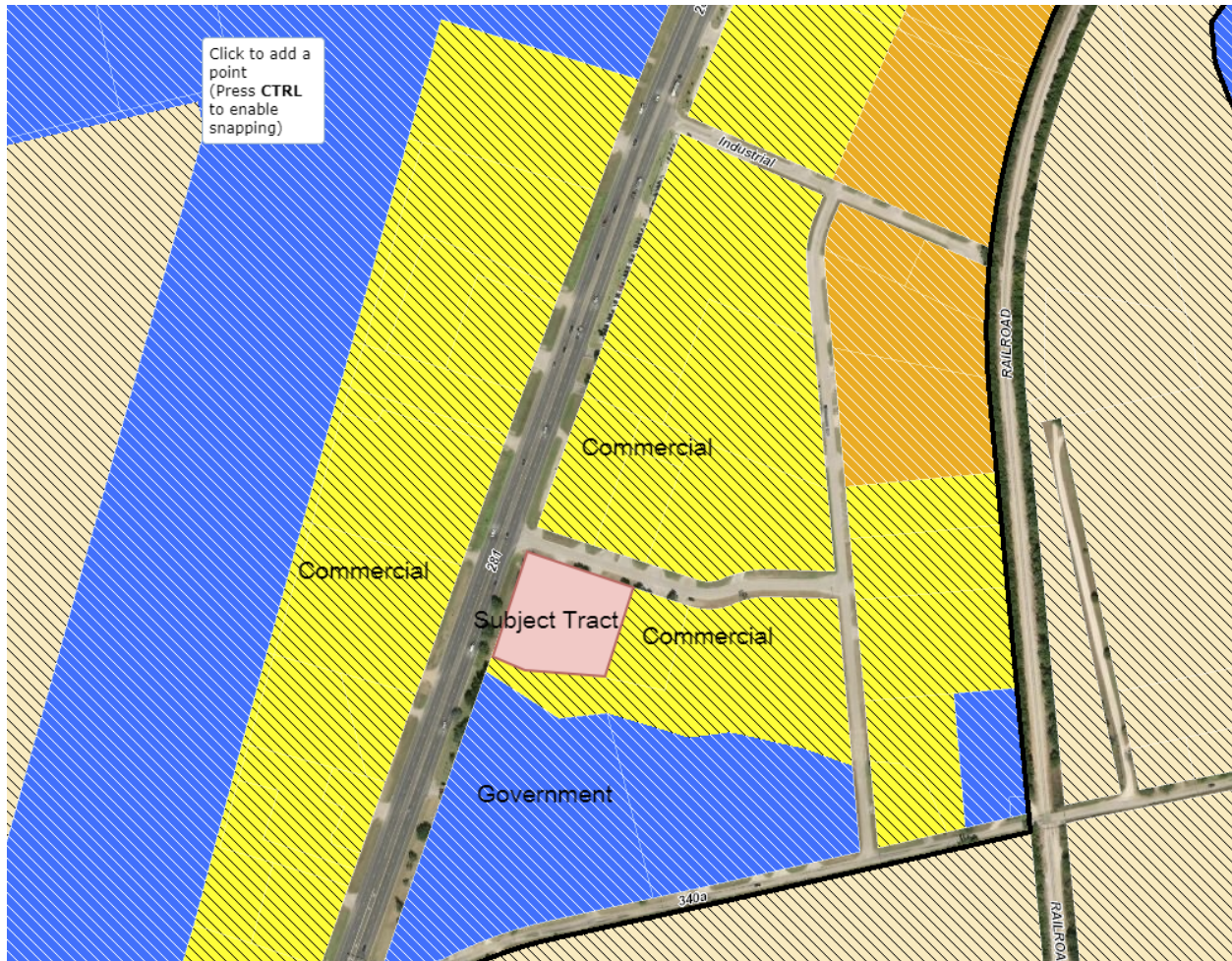


Exhibit "B"
Existing Zoning Map





Human Resources Department

ITEM 4.2

Kelli Sames
Director of Human Resources
(512)-715-3213
ksames@cityofburnet.com

Agenda Item Brief

Meeting Date: March 10, 2020

Agenda Item: Discuss and consider action: FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING CHAPTER 82 PERSONNEL, ARTICLE I. IN GENERAL, SECTION 82.1 PERSONNEL POLICIES ADOPTED OF THE CODE OF ORDINANCES; PROVIDING SEVERABILITY; PROVIDING AN EFFECTIVE DATE, PROVIDING OPEN MEETINGS CLAUSE(S); AND PROVIDING FOR RELATED MATTERS: K. Sames

Background: The City of Burnet currently has in effect *Chapter 82 - Personnel, Article 1 – In General, Section 82.1 Personnel policies adopted* of the Code of Ordinances, approved by City Council via Ordinance No. 2009-31 on December 8, 2009.

The current process used to create, modify, or delete City personnel policies, requires 2 readings of an Ordinance, action and approval from the City Council to make the change, and for our City Ordinances to be codified with the update each time changes to the personnel policies are made.

As it is staff's recommendation to continue to require City Council approval of personnel policy changes and as there is no statute that requires personnel policies be approved by ordinance, staff is requesting to change the personnel policy approval process to one reading of a resolution.

Information: The sections that are affected by the recommended changes are as follows:

Current Chapter 82 – Personnel Article 1 In General Sec. 82-1. - Personnel policies adopted. The following policies, approved on February 26, 1991, are hereby adopted:

- (1) Personnel policies and procedures of the city.
- (2) Classification and pay plan of the city.
- (3) City class descriptions.
- (4) Affirmative action plan of the city.

Proposed Chapter 82 – Personnel Article 1 In General Sec. 82-1. - Personnel policies adopted.

Personnel policies.

(a) City Council shall adopt, and from time to time amend, personnel policies by Resolution which shall include the components that follow.

(1) Personnel policies and procedures of the city.

(2) Classification and pay plan of the city.

(3) City class descriptions.

(4) Affirmative action plan of the city.

(b) Copies of the adopted personnel policy resolutions shall be available for inspection in the Office of the City Secretary.

The proposed amendments have been reviewed by the City Attorney, Habib Erkan.

Fiscal Impact:

None.

Recommendation:

City staff recommends approval of the first reading of Ordinance No. 2020-05, amending section 82.1 of the Code of Ordinances as presented.

ORDINANCE NO. 2020-05

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING CHAPTER 82 PERSONNEL, ARTICLE I. IN GENERAL, SECTION 82.1 PERSONNEL POLICIES ADOPTED OF THE CODE OF ORDINANCES; PROVIDING SEVERABILITY; PROVIDING AN EFFECTIVE DATE, PROVIDING OPEN MEETINGS CLAUSE(S); AND PROVIDING FOR RELATED MATTERS.

Whereas, the City of Burnet has previously adopted Ordinance No. 2009-31 the Personnel Policy Manual December 8, 2009; and

Whereas, the City of Burnet, due to changes in policies, and state or federal law from time to time, needs to make certain amendments to said policies; and

Whereas, the City Attorney reviewed the original ordinance and recommends the proposed changes.

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

Section 1. Findings of Fact. The findings and recitations set out herein above are found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

Section 2. Repeal of Conflicting Ordinances. All Ordinances or parts thereof in conflict herewith are amended to the extent of such conflict only.

Section 3. Adoption of Amended Code of Ordinances. Chapter 82 Personnel, Article 1. In General, Section 82.1 Personnel policies adopted, of the City's Code of Ordinances is hereby amended, repealed and replaced and shall now read as follows:

Chapter 82 - Personnel 82-1. - Personnel policies adopted.

Personnel policies.

(a) City Council shall adopt, and from time to time amend, personnel policies by Resolution which shall include the components that follow.

(5) Personnel policies and procedures of the city.

(6) Classification and pay plan of the city.

(7) City class descriptions.

(8) Affirmative action plan of the city.

(b) Copies of the adopted personnel policy resolutions shall be available for inspection in the Office of the City Secretary.

Section 4. Severability. If any provision of this ordinance or the application of any provision to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications hereof which can be given effect without the invalid provision

or application, and to this end the provisions of this ordinance are declared to be severable.

Section 5. Open Meetings. That it is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapt. 551, Loc. Gov't. Code.

Section 6. Effective Date. This ordinance shall take effect immediately upon its adoption by the City Council and publication as required by the Local Government Code.

PASSED AND APPROVED the first reading on this 10th day of March 2020.

FINALLY PASSED AND APPROVED on this 24th day of March 2020.

CITY OF BURNET, TEXAS

Crista Goble Bromley, Mayor

ATTEST:

Kelly Dix, City Secretary



Delaware Springs Golf Course

ITEM 4.3

Doug Fipps
Director of Golf
(830) 798-4177
dsprings@cityofburnet.com

Agenda Item Brief

Meeting Date:	March 10, 2020
Agenda Item:	Discuss and consider action: FIRST READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING SECTION 74-38 ARTICLE III. GOLF COURSE RATES; PROVIDING FOR SEVERABILITY AND OPEN MEETINGS CLAUSES; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR OTHER RELATED MATTERS: D. Fipps
Background:	Staff has reviewed the current Ordinance No. 2015-22 golf rates. Staff is requesting a \$2.00 increase in green fee, cart fee and range ball fees.
Information:	<p>Staff believes with the corrected changes of the proposed ordinance will result in an increase of revenues. Last rate change for green fees, cart fees was in 2012. Range fees have never been changed.</p> <p>The increase in the rate change will keep Delaware Springs comparable to the surrounding golf courses.</p>
Fiscal Impact:	Using numbers from the fiscal budget year 2018-2019 a proposed \$2.00 increase yields an approximate increase in green fees of \$30,000, cart fees \$21,000, range balls \$18,000, for a total estimated increase in revenue of approximately \$69,000 for the golf course.
Recommendation:	Staff recommends approval of the first reading of Ordinance number 2020-06 as presented.

ORDINANCE NO. 2020-06

AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING SECTION 74-38 ARTICLE III. GOLF COURSE RATES; PROVIDING FOR SEVERABILITY AND OPEN MEETINGS CLAUSES; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR OTHER RELATED MATTERS.

WHEREAS, the City provides, or causes to be provided, golf services to the citizens of the City of Burnet and to the general public; and

WHEREAS, in order to properly manage the golf course and remain fiscally responsible to its citizens certain reasonable daily rates and dues are proper to assess; and

WHEREAS the City finds that the following dues and rates are reasonable and fair given the golf services provided.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, THAT;

Section. 1. Findings. The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

Section. 2. Amendment. Section 74-38 Golf Course Rates of the City of Burnet Code of Ordinance be amended in its entirety as follows:

DAILY RATES

	Rate
18 Hole Rates	
Weekday Green Fee	\$ 27
Weekend Green Fee	\$ 37
Twilight Rate Weekday	\$ 17
Twilight Rate Weekend	\$ 25

Seniors (aged 62 and over), Juniors (aged 18 and under) and Active Duty Military will receive a \$5 discount off posted daily rates.

	Rate
9 Hole Rates	
Weekday Green Fee	\$ 15
Weekend Green Fee	\$ 20

Seniors (aged 62 and over), Juniors (aged 18 and under) and Active Duty Military will receive a \$2 discount off posted daily rates.

RANGE BALLS	Rate
Standard Rate	\$ 5.00
Junior Rate	\$ 3.00

CART/TRAIL FEES*	
½ Cart 18 Holes - per person	\$ 16
½ Cart 9 Holes - per person	\$ 13
Private Cart Trail Fee - per cart 9 or 18 Holes	\$ 13

*All players who use a private or company cart must pay either a Trail Fee or Cart Fee.

ANNUAL DUES AND MONTHLY RATES

The following rates are charged to permit play in lieu of posted daily rates*.

	ANNUAL DUES (12 Month Commitment)			NON COMMITMENT
Type	Annual Payment	Semi-annual Payment	Monthly Payment	Monthly Payment**
Single	\$ 1,082	\$ 568	\$ 99	\$ 124
Spouse	\$ 541	\$ 284	\$ 50	\$ 63
Junior	\$ 361	\$ 190	\$ 33	\$ 42
Trail Fee – Single Cart	\$ 578	\$ 303	\$ 53	\$ 67
Trail Fee – Second Cart	\$ 289	\$ 152	\$ 27	\$ 34
Cart Storage – Single Stall	\$ 551	\$ 289	\$ 51	\$ 64
Cart Storage – Second Stall	\$ 276	\$ 145	\$ 25	\$ 32

Cart Rental – Single Cart	\$ 1,050	\$ 551	\$ 96	\$ 120
Cart Rental – Second Cart	\$ 525	\$ 276	\$ 48	\$ 60

* When player commits to a twelve (12) month program (October through September of the current year).

**The non-commitment rate applies to players who wish to pay a monthly rate but do not want to commit to a 12-month program. The non-commitment rate is based on calendar months.

ANNUAL DUES AND MONTHLY RATE RESTRICTIONS:

- Spouse rate only applies to spouse of Annual Dues and Monthly Single Player
- Annual and Monthly dues are non-transferable
- Annual Dues Player must commit to twelve (12) month program (October through September) of the current fiscal year to be eligible for semi-annual or monthly payments
- Second Cart must be owned and/or operated by the Spouse or child of the Single Player
- New Annual Dues Players, who have not been an Annual Dues Player in the last twelve (12) months, shall be eligible to enroll on the semi-annual or monthly payment plan for the remainder of the current fiscal year
- Annual Dues and Monthly Players are subject to designated tee times as scheduled by the Director of Golf
- Annual Dues Players and Monthly Players who use a private cart must pay a Trail Fee
- Annual Dues Players and Monthly Players who use a company cart must pay a Cart Fee
- In the event an Annual Dues Player is unable to play for a period of thirty (30) consecutive days or more due to an illness or injury, then with medical verification of said illness or injury, the Director of Golf shall have the authority to suspend, or in the event of pre-payment refund, that portion of the fees incurred during the period of absence.

GENERAL RATE PROVISIONS

- The Director of Golf may establish discount promotional rates and player programs as necessary.
- Nothing in this ordinance shall be construed as creating any form of contract between the City and any individual.
- Payment of fees or dues does not guarantee a right of use and use of the Golf Course is subject to reasonable regulation by the City and the Director of Golf.
- The City Manager is authorized to develop administrative rules to facilitate the efficient implementation of this section and protect the best interest of the city.

Section 3. Severability. Should any section or part of this ordinance be held unconstitutional, illegal, or invalid, or the application to any person or circumstance for any reasons thereof ineffective or inapplicable, such unconstitutionality, illegality, invalidity, or ineffectiveness of such section or part shall in no way affect, impair or invalidate the remaining portion or portions thereof; but as to such remaining portion or portions, the same shall be and remain in full force and effect and to this end the provisions of this ordinance are declared to be severable.

Section 4. Effective Date. This ordinance shall take effect immediately from and after its passage in accordance with the provisions of the *Tex. Loc. Gov't. Code*.

Section 5. Open Meetings. It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, *Chapt. 551, Tex. Gov't. Code*.

PASSED AND APPROVED on first reading this the 10th day of March, 2020.

FINALLY PASSED AND APPROVED on this the 24th day of March, 2020.

CITY OF BURNET, TEXAS

Crista Goble Bromley, Mayor

ATTEST:

Kelly Dix, City Secretary



ITEM 4.4

Delaware Springs Golf Course

Doug Fipps
Golf Course General Manager
830-798-4177
dfipps@cityofburnet.com

Agenda Item Brief

- Meeting Date:** March 10, 2020
- Agenda Item:** Discuss and consider action: A contract with Austin Turf and Tractor for equipment purchases for Delaware Springs Golf Course. D. Fipps
- Background:** This agenda item is in reference to equipment replacement at the golf course. The equipment scheduled to be replaced is at the end of its useful life and cost more to repair than the equipment is worth. Along with a trade in on other equipment that is at the end of its useful life.
- Information:** Below is an itemized list of the maintenance equipment scheduled and budgeted for replacement this fiscal year. Attached is the quote prepared by Austin Turf and Tractor through the National Buy Board Contract #529-17 for the new equipment.

- (1) JOHN DEERE ProGator 2030A
(Diesel)
- (2) JOHN DEERE 5055E Utility Tractor
- (3) JOHN DEERE 520M Loader
- (4) BUFFALO TURBINE KB4
- (5) DAKOTA Model 410 Top Dresser
Mounted JD

TRADE In SUMMARY

- (1) JOHN DEERE PROGATOR 2030A DIESEL
TC2030A010558
- (2) JOHN DEERE 5220 TROCTOR 45 HP
LV5220S2222103

(3) DAKOTA Turf tender 440-4400217

(4) FORD Tractor Model 3940-BC63874

(5) JOHN DEERE TC125 TURF COLLECTION
SYSTEM 1TC0125XJHT100076

Fiscal Impact:

The total cost for all the equipment summary is \$ 84,012.26.
With a trade in summary of \$ 10,350.00.Total cost of the
equipment \$73,662.26.

Recommendation:

Staff recommends approval of the quote prepared by Austin
Turf and Tractor through the National Buy Board Contract
#529-17 for the purchase of the new equipment.



Quote Id: 21108446

Prepared For:
City Of Burnet

Prepared By: **Justin Hickman**

Austin Turf & Tractor
809 Steve Hawkins Pkwy
Marble Falls, TX 78654

Tel: 830-693-6477
Fax: 830-693-7791
Email: justin.hickman@austinturf.com

Date: 21 January 2020

Offer Expires: 29 February 2020

Confidential



Quote Summary

Prepared For:

City Of Burnet
Po Box 1369
Burnet, TX 78611
Business: 512-756-8471

Prepared By:

Justin Hickman
Austin Turf & Tractor
809 Steve Hawkins Pkwy
Marble Falls, TX 78654
Phone: 830-693-6477
justin.hickman@austinturf.com

**Buy Board TASB Contract Pricing-
Contrcat #529-17**

Quote Id: 21108446
Created On: 21 January 2020
Last Modified On: 19 February 2020
Expiration Date: 29 February 2020

Equipment Summary	Suggested List	Selling Price	Qty	Extended
JOHN DEERE ProGator 2030A (Diesel)	\$ 32,323.00	\$ 26,573.16 X	1 =	\$ 26,573.16
JOHN DEERE 5055E Utility Tractor	\$ 30,939.00	\$ 29,537.26 X	1 =	\$ 29,537.26
JOHN DEERE 520M Loader	\$ 7,192.00	\$ 6,869.79 X	1 =	\$ 6,869.79
BUFFALO TURBINE KB4		\$ 7,894.25 X	1 =	\$ 7,894.25
DAKOTA Model 410 Top Dresser Mounted JD	\$ 14,170.00	\$ 13,137.80 X	1 =	\$ 13,137.80
Equipment Total				\$ 84,012.26

Trade In Summary	Qty	Each	Extended
JOHN DEERE PROGATOR 2030A DIESEL - TC2030A010558	1	\$ 2,625.00	\$ 2,625.00
PayOff			\$ 0.00
Total Trade Allowance			\$ 2,625.00
JOHN DEERE 5220 TROCTOR 45 HP - LV5220S2222103	1	\$ 3,375.00	\$ 3,375.00
PayOff			\$ 0.00
Total Trade Allowance			\$ 3,375.00
DAKOTA Turf tender 440 - 4400217	1	\$ 1,500.00	\$ 1,500.00
PayOff			\$ 0.00
Total Trade Allowance			\$ 1,500.00
FORD Tractor Model 3940 - BC63874	1	\$ 600.00	\$ 600.00
PayOff			\$ 0.00
Total Trade Allowance			\$ 600.00

Salesperson : X _____

Accepted By : X _____

Confidential



JOHN DEERE



Austin
TURF & TRACTOR

JOHN DEERE TC125 TURF COLLECTION SYSTEM - 1TC0125XJHT100076	1	\$ 2,250.00	\$ 2,250.00
PayOff			\$ 0.00
Total Trade Allowance			\$ 2,250.00
Trade In Total			\$ 10,350.00

Quote Summary

Equipment Total	\$ 84,012.26
Trade In	\$ (10,350.00)
SubTotal	\$ 73,662.26
Est. Service Agreement Tax	\$ 0.00
Total	\$ 73,662.26
Down Payment	(0.00)
Rental Applied	(0.00)
Balance Due	\$ 73,662.26

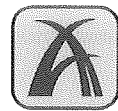
Salesperson : X _____

Accepted By : X _____

Confidential

**JOHN DEERE**

Selling Equipment

**Austin**
TURF & TRACTOR

Quote Id: 21108446

Customer: CITY OF BURNET

JOHN DEERE ProGator 2030A (Diesel)

Hours:

Suggested List

Stock Number:

\$ 32,323.00

Code	Description	Qty
1417TC	ProGator 2030A (Diesel)	1

Standard Options - Per Unit

001A	US/Canada	1
0443	Operator's Manual - English	1
1139	Standard Front Tires 23x10.5-12 (4 PR)	1
1162	Wide Rear Multi-Trac (2) Tires and (2) Wheels, 26 x 14-12 (4 PR)	1
1190	2WD Traction Unit	1
2200	Factory Installed Auxiliary Hydraulics	1
9774	Throttle/Governor Control Kit	1
9778	Quick Connect Kit	1

Dealer Attachments

BM19776	Work Light Kit	1
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JOHN DEERE 5055E Utility Tractor

Equipment Notes:

Suggested List

Hours:

\$ 30,939.00

Stock Number:

Code	Description	Qty
1736LV	5055E Utility Tractor	1

Standard Options - Per Unit

0202	United States	1
0409	English Operator's Manual and Decal Kit	1
1363	9F/3R SyncShuttle Transmission (TSS)	1
1799	Less Loader Prep Package	1
2000	Open Operator Station	1
3420	Dual Mid Valves with Joystick Control	1

Confidential

**JOHN DEERE**

Selling Equipment

**Austin**
TURF & TRACTOR

Quote Id: 21108446

Customer: CITY OF BURNET

5113	21.5L-16.1 In. 6PR R3 Bias	1
6040	Mechanical Front Wheel Drive (MFWD)	1
6171	9.5-16 In. 6PR R3 Bias	1
Dealer Attachments		
BSJ10287	Second Rear SCV with Detented Float and Lever Control	1

JOHN DEERE 520M Loader

Equipment Notes:

Suggested List

Hours:

\$ 7,192.00

Stock Number:

Code	Description	Qty
14B0P	520M Loader	1
Standard Options - Per Unit		
0202	United States	1
0409	English	1
0500	Less package	1
1507	Mounting frame	1
2510	520M Standard Farm Loader, Non-Self-Leveling (NSL) - Two-function	1
4549	Two-function hoses and parts with Quick Coupler Connection (individual couplers)	1
5436	Hood Guard	1
6995	Less ballast box	1
7610	Global carrier	1
8210	1850-mm (73-in.) global materials bucket	1

BUFFALO TURBINE KB4



JOHN DEERE

Selling Equipment



Austin
TURF & TRACTOR

Quote Id: 21108446

Customer: CITY OF BURNET

Equipment Notes:

Hours: 0

Stock Number:

Code	Description	Qty
BT-CKB4	Cylclon740 KB4 (CH740-3183 Kohler Engine	1

Other Charges

Freight	1
Materials v2.5	1
Allied Warranty Accrual 2% of List	1
Setup	1
Shop Supplies	1

DAKOTA Model 410 Top Dresser Mounted JD

Equipment Notes:

Hours: 0

Stock Number:

Suggested List

\$ 14,170.00

Code	Description	Qty
C4131	DAKOTA Elec/Hyd Mounted Model 410	1



Police Department

ITEM 4.5

Paul Nelson
Police Chief
(512)-756-6404
pnelson@cityofburnet.com

Agenda Item Brief

Meeting Date:	March 10, 2020
Agenda Item:	Discuss and consider: Authorization to purchase Bullet Proof Vests: M. Ingram
Background:	
Information:	The Police Department needs to purchase patrol officer vests to replace the outdated vests and loaner vests that some of the officers are currently using.
Fiscal Impact:	Approximately \$10,000. The cost is not budgeted and will be covered by fund balance
Recommendation:	Staff recommends approval to proceed with the purchase of the needed Patrol Officer Vests.



Administration

ITEM 4.6

David Vaughn
City Manager
(512)-715-3208
dvaughn@cityofburnet.com

Agenda Item Brief

Meeting Date:	March 10, 2020
Agenda Item:	Discuss and consider action: Sale of property located near Delaware Springs: D. Vaughn.
Background:	
Information:	Jordan Shipley is scheduled to close on the purchase of the majority of the undeveloped areas of Delaware Springs Subdivision. He is requesting an opportunity to speak with the council regarding the possibility of purchasing surplus city property near the golf course.
Fiscal Impact:	To be determined.
Recommendation:	To be determined.



Administration

ITEM 4.7

David Vaughn
City Manager
(512)-756-6093 ext. 3208
dvaughn@cityofburnet.com

Agenda Item Brief

Meeting Date:	March 10, 2020
Agenda Item:	Discuss and consider action: Appointment of a Board Member to the Burnet Economic Development Corporation: D. Vaughn
Background:	The Council previously establish a board make-up policy to include two staff members and two Council Members to serve on the BEDC Board. City Manager David Vaughn, is appointed to one staff position, Mayor Bromley and Council Member Danny Lester fill the two Council Positions.
Information:	Upon the retirement of Mark Lewis, Director of Development Services, a vacancy was created in the staff positions. Jason Lutz, the new Development Services Director, has expressed a willingness to serve on the board.
Fiscal Impact	None
Recommendation:	Staff requests a motion to appoint Jason Lutz to the vacant staff position on the EDC board.