

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

On this the 9<sup>th</sup> day of June, 2020, the City Council of the City of Burnet, TX convened in Regular Session, at 6:00 p.m., at the regular meeting place thereof. In order to advance the public health goal of limiting face-to-face meetings (also called “social distancing”) to slow the spread of the Coronavirus (COVID-19), a Declaration of a Public Health Emergency was executed by Mayor Bromley on March 19, 2020. The Council Chambers were closed to public attendance. A toll free conference line was established for access via Zoom by calling 888-475-4499 Pin 224477; the following subjects were discussed, to-wit:

Mayor (present in chambers)	Crista Goble Bromley
Council Members (via Zoom call):	Danny Lester, Paul Farmer, Cindia Talamantez, Mary Jane Shanes, Philip Thurman, Tres Clinton
City Manager	David Vaughn
City Secretary	Kelly Dix

Guests: Mark Ingram, Habib Erkan, Adrienne Field, (present in Chambers) Gene Courtney, Jason Davis, Allen Burdell, Alex Copeland, James Wilson, Kelli Sames, Patricia Langford, Marcus Horner

CALL TO ORDER: The meeting was called to order by Mayor Bromley, at 6:04 p.m.

ROLL CALL: City Secretary Kelly Dix called the roll. Mayor Bromley was present in Chambers. Council Member Shanes, Farmer, Talamantez, Lester, Clinton and Thurman called in on the zoom conference. Quorum was established.

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 June 2<sup>nd</sup>, 2020 Special City Council Meeting minutes

Council Member Cindia Talamantez moved to approve the consent agenda as presented. Council Member Mary Jane Shanes seconded. City Secretary Kelly Dix called a roll vote. Council Members Lester, Thurman, Shanes, Clinton, Farmer, Talamantez and Mayor Bromley all voted in favor. The motion carried unanimously.

PUBLIC HEARINGS:

Public Hearing: The City Council of the City of Burnet, Texas will conduct a public hearing regarding the Final Plat of Westfall Village, Phase I, part of a 51-lot single-family residential subdivision to be generally located in the southeastern quadrant of the intersection of Elm and Westfall Streets: J. Lutz: Mayor Bromley opened the public hearing and asked if anyone was interested in speaking, if so to raise their hand. There being no one wishing to speak, Mayor Bromley closed the public hearing.

Public Hearing: Regarding a Final Plat of the Hills of Shady Grove, Section Seven, which is a 13-lot, single-family subdivision, further being described as 4.42 acres located adjacent to the 300-400 blocks of Shady Grove Parkway: J. Lutz: Mayor Bromley opened the public hearing and asked if anyone was interested in speaking, if so to raise their hand. There being no one wishing to speak, Mayor Bromley closed the public hearing.

ACTION ITEMS:

Discuss and consider action: Direction to staff and authorization for the City Manager to execute processes/plans due to the COVID-19 response: D. Vaughn: No action taken.

Fire Chief Mark Ingram reported:

- Chief Ingram stated there have been a total of fifty-four cases reported for Burnet County and one death
- To date two Corona Virus testing continues. Five hundred and sixty five citizens have been tested.
- Fire Department Staff tested all patients and staff at the Oaks Nursing Home on Wednesday, June 3<sup>rd</sup> Chief Ingram noted the assistance from the Oaks staff was outstanding.
- Informed all that the splash pad can go ahead and open with appropriate cleaning as well as playgrounds.

City Manager David Vaughn reported:

- The City Manager informed all present that the City had received 20% of the CARES Act Funding.
- The City Manager informed all present that due to the additional duties of Parks Staff for cleaning and disinfecting equipment that the hold on the two vacant position for the Parks Department would need to be taken off hold and filled.



- The Chamber of Commerce is working with The Mighty Thomas Carnival to come to town from June 19<sup>th</sup> to June 22<sup>nd</sup>. Chief Ingram is working with Kim Winkler to ensure that all safety measures are met according to the State's guidelines.

Discuss and consider action: SECOND READING OF AN ORDINANCE AMENDING ORDINANCE NO. 2012-06 BY AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 118 – “ZONING,” SECTION 118-20, CHART 1 FOR THE PURPOSE OF REVISING MINIMUM FRONT YARD SETBACKS ESTABLISHED FOR THE LIGHT COMMERCIAL – DISTRICT “C-1”, THE MEDIUM COMMERCIAL – DISTRICT “C-2”, AND THE HEAVY COMMERCIAL – DISTRICT “C-3” FOR THE PURPOSE OF REDUCING THE FRONT YARD SETBACK TO TWENTY FIVE FEET (25’); PROVIDING FOR PENALTY; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE: J. Lutz: Council Member Paul Farmer made a motion to approve and adopt Ordinance 2020-13 as presented. Council Member Mary Jane Shanes seconded. City Secretary Kelly Dix called a roll vote. Council Members Lester, Thurman, Shanes, Clinton, Farmer, Talamantez and Mayor Bromley all voted in favor. The motion carried unanimously.

Discuss and consider action: SECOND READING OF AN ORDINANCE TO REZONE APPROXIMATELY 0.487 ACRES, LEGALLY DESCRIBED AS LOTS 3-A AND 3-B, BLOCK 24, OF THE PETER KERR PORTION OF THE CITY OF BURNET, FROM ITS PRESENT DESIGNATION OF SINGLE-FAMILY RESIDENTIAL—DISTRICT “R-1” TO A DESIGNATION OF TOWNHOMES—DISTRICT “R-2A,” SAID TRACT BEING GENERALLY LOCATED AT THE NORTHEAST INTERSECTION OF N. VANDERVEER ST. AND E. POST OAK STREET; PROVIDING A REPEALER CLAUSE; PROVIDING A NON-SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: J. Lutz: Council Member Philip Thurman moved to approve and adopt Ordinance 2020-12 as presented. Council Member Mary Jane Shanes seconded. City Secretary Kelly Dix called a roll vote. Council Members Lester, Thurman, Shanes, Clinton, Farmer, Talamantez and Mayor Bromley all voted in favor. The motion carried unanimously.

Discuss and consider action: SECOND READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET AMENDING THE CODE OF ORDINANCES SECTION 110-136 (ENTITLED “ELECTRIC CONNECTION FEES”) AND SECTION 110-137 (ENTITLED “RESPONSIBILITY FOR CONNECTION OF ELECTRICAL SERVICE”) BY REVISING THE ELECTRIC CONNECTION FEES, ELECTRIC METER INSTALLATION CHARGES, AND ELECTRIC TAP FEES; PROVIDING FOR PENALTY; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE: G. Courtney: Council Member Danny Lester moved to approve and adopt Ordinance 2020-14 as presented. Council Member Philip Thurman seconded. City Secretary Kelly Dix called a roll vote. Council Members Lester, Thurman, Shanes, Clinton, Farmer, Talamantez and Mayor Bromley all voted in favor. The motion carried unanimously.

Discuss and consider action: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, ACCEPTING PUBLIC STREET, WATER, WASTEWATER, AND ELECTRICAL IMPROVEMENTS CONSTRUCTED WITHIN PHASE TWO OF THE PEPPER MILL SUBDIVISION; AND FINDING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW: J. Lutz: Pass. No action taken.

Discuss and consider action: A RESOLUTION OF THE BURNET CITY COUNCIL APPROVING THE PROVISION OF A LETTER OF CREDIT AS AN ALTERNATIVE TO COMPLETING CONSTRUCTION OF INFRASTRUCTURE IMPROVEMENTS REQUIRED FOR THE WESTFALL VILLAGE SUBDIVISION: J. Lutz: Council Member Philip Thurman made a motion to approve and adopt Resolution R2020-20 as presented. Council Member Philip Thurman seconded. City Secretary Kelly Dix called a roll vote. Council Members Lester, Shanes, Thurman, Clinton, Farmer, Talamantez and Mayor Bromley all voted in favor. The motion carried unanimously.

Discuss and consider action: The Final Plat of Westfall Village, Phase I, part of a 51-lot single-family residential subdivision to be generally located in the southeastern quadrant of the intersection of Elm and Westfall Streets: J. Lutz: Council Member Philip Thurman moved to approve the Final Plat of Westfall Village, Phase I with conditions as presented. Council Member Paul Farmer seconded. City Secretary Kelly Dix called a roll vote. Council Members Lester, Shanes, Thurman, Clinton, Farmer, Talamantez and Mayor Bromley all voted in favor. The motion carried unanimously.

Discuss and consider action: Regarding a Final Plat of the Hills of Shady Grove, Section Seven, which is a 13-lot, single-family subdivision, further being described as 4.42 acres located adjacent to the 300-400 blocks of Shady Grove Parkway: J. Lutz: Council Member Philip Thurman moved to approve the final plat of the Hills of Shady Grove as



presented. Council Member Paul Farmer seconded. City Secretary Kelly Dix called a roll vote. Council Members Lester, Shanes, Thurman, Clinton, Farmer, Talamantez and Mayor Bromley all voted in favor. The motion carried unanimously

Discuss and consider action: Burnet Housing Authority Board Appointments: K. Dix: Council Member Mary Jane Shanes made a motion to re-appoint Fran Taylor and Paula Bundrant to the Burnet Housing Authority Board for a term of two years ending in June 2022. Council Member Cindia Talamantez seconded. City Secretary Kelly Dix called a roll vote. Council Members Lester, Shanes, Thurman, Clinton, Farmer, Talamantez and Mayor Bromley all voted in favor. The motion carried unanimously.

Discuss and consider action: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS EXPANDING ON THE DECLARATION OF LOCAL DISASTER BY ESTABLISHING A RESIDENTIAL UTILITY CUSTOMER PAYMENT ASSISTANCE PROGRAM AND AUTHORIZING UTILITY PAYMENT ASSISTANCE TO RESIDENTIAL CUSTOMERS EXPERIENCING FINANCIAL HARDSHIP DUE TO THE COVID-19 PANDEMIC: D. Vaughn: Council Member Danny Lester made a motion to approve and adopt Resolution R2020-23 as presented. Council Member Mary Jane Shanes seconded. City Secretary Kelly Dix called a roll vote. Council Members Lester, Shanes, Thurman, Clinton, Farmer, Talamantez and Mayor Bromley all voted in favor. The motion carried unanimously.

Discuss and consider action: A RESOLUTION OF THE BURNET CITY COUNCIL REASSIGNING THE ROLE OF THE FIRM DENTON, NAVARRO, ROCHA, BERNAL & ZECH P. C. FROM CITY ATTORNEY TO SPECIAL COUNSEL AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN ENGAGEMENT AGREEMENT WITH THE FIRM: D. Vaughn: Council Member Danny Lester made a motion to approve and adopt Resolution R2020-21 as presented. Council Member Mary Jane Shanes seconded. Discussion ensued pertaining to section 4.04 of the City Charter. Council Member Philip Thurman moved to pass on the item. Council Member Tres Clinton seconded. Council Member Danny Lester moved to rescind the first motion in favor of the second motion, Council Member Council Member Mary Jane Shanes seconded. City Secretary Kelly Dix called a roll vote on the second motion to pass and take no action on this item. Council Members Lester, Shanes, Thurman, Clinton, Farmer, Talamantez and Mayor Bromley all voted in favor. The motion carried unanimously.

Discuss and consider action: A RESOLUTION OF THE BURNET CITY COUNCIL APPOINTING HABIB H. ERKAN JR. AS CITY ATTORNEY AND AUTHORIZING THE CITY ATTORNEY TO DESIGNATE SPECIAL COUNSEL WHEN NECESSARY: D. Vaughn: Pass. No action taken.

OATH OF OFFICE:

The Oath of Office will be administered to, Habib H. Erkan, Jr., City Attorney: K. Dix: Pass. No action taken

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.

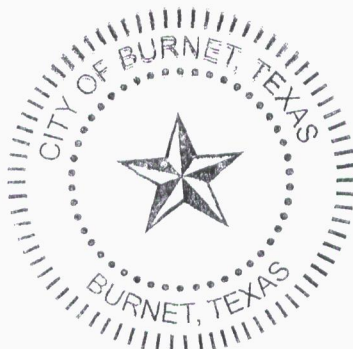
Code Enforcement Report: J. Lutz: Director of Development Services reviewed the quarterly Code Enforcement Report with Council.

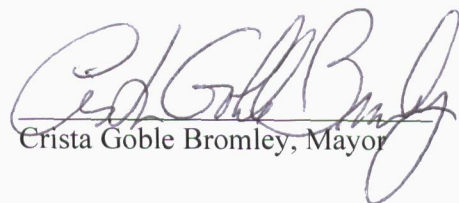
REQUESTS FROM COUNCIL FOR FUTURE REPORTS: None.

ADJOURN: There being no further business a motion to adjourn was made by Council Member Mary Jane Shanes at 7:58 p.m., seconded by Council Member Tres Clinton. City Secretary Kelly Dix called a roll vote. Council Members Lester, Shanes, Thurman, Clinton, Farmer, Talamantez and Mayor Bromley all voted in favor. The motion carried unanimously.

ATTEST:

  
Kelly Dix, City Secretary



  
Crista Goble Bromley, Mayor