



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

Notice is hereby given that a **Special Meeting** will be held by the governing body of the City of Burnet on the **29th day of September, 2020** at **3:00** p.m. in the Council Chambers, Burnet Municipal Airport, 2402 S. Water, Burnet, Tx. 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 will be closed to public attendance. A Zoom Webinar with toll free conference call capability has been established for access as follows:

Computer: Please click the link below to join the webinar:

<https://us02web.zoom.us/j/85273407620?pwd=RkZvSjMzY3QyYTB6MlkvYVlqK1UwQT09>

OR: Go to: www.zoom.us

Enter Webinar ID when prompted: 852 7340 7620 #

Enter Password when prompted: 885867 #

If you would like to address the Council with a Public Comment while logged-in online, please use the “raise your hand” feature.

By Telephone Call: 888-475-4499 or 877-853-5257 (Toll Free Numbers)

Enter Webinar ID when prompted: 852 7340 7620 #

Enter Password when prompted: 885867 #

If you would like to address the Council with a Public Comment while dialed in via telephone, please use the “raise your hand” feature, by pressing ***9** while on the phone.

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

The following subjects will be discussed, to-wit:

CALL TO ORDER:

1. SPECIAL REPORTS/RECOGNITION: 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 September 22, 2020 Regular City Council Meeting Minutes

3. PUBLIC HEARING:

3.1) Public Hearing: The City Council of the City of Burnet, Texas will conduct a public hearing regarding a "Preliminary Plat" for approximately twelve acres located on the east side of County Rd. 100 near the intersection of Louise Lane and County Rd. 100: J. Lutz

3. ACTION ITEMS:

4.1) Discuss and consider action: Discuss and consider action: The City Council of the City of Burnet, Texas will discuss and consider a "Preliminary Plat" for approximately twelve acres located on the east side of County Rd. 100 near the intersection of Louise Lane and County Rd. 100: J. Lutz

4.2) Discuss and consider action: Discuss and consider action: The City Council of the City of Burnet, Texas will discuss and consider a "Final Plat" for approximately twelve acres located on the east side of County Rd. 100 near the intersection of Louise Lane and County Rd. 100: J. Lutz

5. ADJOURN:

Dated this the 24th day of September, 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 September 24, 2020 at or before 3 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).

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

Notary Public in and for the State of Texas
My Commission Expires _____

On this the 22nd day of September 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 Password 660400; the following subjects were discussed, to-wit:

Mayor (Present in Chambers) Crista Goble Bromley
Council Members (via Zoom call): Paul Farmer, Mary Jane Shanes, Philip Thurman, Cindia Talamantez,
and Danny Lester

Absent	Tres Clinton
City Manager	David Vaughn
City Secretary	Kelly Dix

Guests: Adrienne Field, (present in Chambers) Patricia Langford, Mark Ingram, Kelli Sames, Alan Burdell, James Wilson, Sid Fuller, Doug Fipps, Roy Crayton. Gene Courtney, Jason Lutz, Louise Lary, Ann Riddell, Ken Graham, Alex Copeland

CALL TO ORDER: The meeting was called to order by Mayor Bromley, at 6:01 p.m.

ROLL CALL: City Secretary Kelly Dix called the roll. Mayor Bromley was present in Council Chambers, Council Members Lester, Thurman, Shanes, Talamantez and Farmer were present via the Zoom conference webinar. Council Member Tres Clinton was absent. Quorum was established.

SPECIAL REPORTS/RECOGNITION:

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.

August 2020 Financial Report: P. Langford: Director of Finance, Patricia Langford reviewed the August 2020 Financial Report for all present. Ms. Langford reported that all major funds were outperforming projected budget. Sales tax is above projected budget by \$227,000. The Health and Human Service Commission (HHSC) has approved a submission for reimbursement on indigent and Medicaid EMS billing in the amount of \$98,000 gross. The reimbursement is expected by the end of September for approximately \$86,000 net revenue. Water revenues are up by approximately \$400,000 over projected budget. The year-to-date projection for the Golf Course is to outperform budget by approximately \$30,000.

CAPCOG Update Report: Council Member Clinton: Pass.

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 August 27th, 2020 Regular 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, Farmer, Talamantez and Mayor Bromley all voted in favor. The motion carried unanimously.

PUBLIC HEARING: None.

ACTION ITEMS:

Discuss and consider action: City Council shall receive information from the City Manager on the status of the COVID-19 pandemic's impact on the City and may discuss, give direction, or take action to implement, extend, modify or terminate plans or programs in response to the pandemic: D. Vaughn:

City Manager, David Vaughn reported:

- There are no active restrictions on Halloween at this time

Discuss and consider action: SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS EXTENDING A DECLARATION OF LOCAL DISASTER; ESTABLISHING RULES AND REGULATIONS FOR THE DURATION OF THE DISASTER; RESTRICTING CERTAIN ACTIVITIES: D. Vaughn: Council Member Mary Jane Shanes moved to approve and adopt Ordinance 2020-21 as presented. Council Member Danny Lester seconded. City Secretary Kelly Dix called a roll vote. Council Members Lester, Shanes, Thurman, Farmer, Talamantez and Mayor Bromley all voted in favor. The motion carried unanimously

Discuss and consider action (continued): FIRST READING OF ORDINANCE AMENDING ORDINANCE NO. 2012-06 BY ASSIGNING MANUFACTURED HOME—DISTRICT M-1 ZONING TO THAT PROPERTY DESCRIBED AS LOT 1, BLOCK 39, OF VANDERVEER/ALEXANDER ADDITION, AND FURTHER IDENTIFIED AS 604 S. RHOMBERG; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: J. Lutz: Council Member Mary Jane Shanes moved to approve the first reading of Ordinance No. 2020-20 as presented. Council Member Danny Lester seconded. City Secretary Kelly Dix called a roll vote. Council Members Lester, Shanes, Thurman, Farmer, and Talamantez voted in favor. Mayor Bromley voted against. The motion carried by super majority as required with Six in favor and one opposed.

Discuss and consider action: Authorization and approval for the submission and funding acceptance of the 2020–2021 TxDot Aviation Routine Airport Maintenance Program (RAMP) grant and designation of authorized representative: A. Field: Council Member Cindia Talamantez moved to authorize and approve a submission and funding acceptance of the 2020-2021 TxDot Aviation Routine Airport Maintenance Program (RAMP) Grant and designate Adrienne Feild, Airport Manager as the authorized representative. Council Member Mary Jane Shanes seconded. City Secretary Kelly Dix called a roll vote. Council Members Lester, Shanes, Thurman, Farmer, Talamantez and Mayor Bromley all voted in favor. The motion carried unanimously

Discuss and consider action: Authorizing approval for the Burnet Police Department to purchase a new electronic citation solution from Brazos Technologies: S. Fuller: Council Member Philip Thurman moved to authorize and approve Burnet Police Department to purchase an electronic citation solution from Brazos Technologies as presented. Council Member Cindia Talamantez seconded. City Secretary Kelly Dix called a roll vote. Council Members Lester, Shanes, Thurman, Farmer, Talamantez and Mayor Bromley all voted in favor. The motion carried unanimously.

Discuss and consider action: FIRST READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING CHAPTER 90, SECTIONS 90-51 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: P. Langford: Council Member Danny Lester moved to approve the first reading of Ordinance No. 2020-22 as presented. Council Member Philip Thurman seconded. City Secretary Kelly Dix called a roll vote. Council Members Lester, Shanes, Thurman, Farmer, Talamantez and Mayor Bromley all voted in favor. The motion carried unanimously.

Discuss and consider action: Appointment of Council Members to work with staff to review previous Charter Amendments: D. Vaughn: Council Member Paul Farmer made a motion to appoint Mayor Bromley and Council Members Thurman and Lester to work with staff to review previous Charter Amendments. Council Member Mary Jane Shanes seconded. City Secretary Kelly Dix called a roll vote. Council Members Lester, Shanes, Thurman, Farmer, Talamantez and Mayor Bromley all voted in favor. The motion carried unanimously.

Discuss and consider action: Amending the currently approved 2020 Interlocal with Burnet County: G. Courtney: Council Member Philip Thurman moved to approve the amendment to the 2020 Burnet County Agreement for road project manpower and equipment as presented. Council Member Mary Jane Shanes seconded. City Secretary Kelly Dix called a roll vote. Council Members Lester, Shanes, Thurman, 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, PRELIMINARILY ACCEPTING PUBLIC STREET, WATER, WASTEWATER, AND ELECTRICAL IMPROVEMENTS CONSTRUCTED WITHIN PHASE ONE OF THE WESTFALL VILLAGE SUBDIVISION; APPROVING THE PROVISION OF A LETTER OF CREDIT FOR THE MAINTENANCE OF THE INFRASTRUCTURE IMPROVEMENTS; AND FINDING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW: J. Lutz: Council Member Philip Thurman moved to approve and adopt Resolution No. R2020-44 as presented. Council Member Danny Lester seconded. City Secretary Kelly Dix called a roll vote. Council Members Lester, Shanes, Thurman, 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, PRELIMINARILY ACCEPTING PUBLIC STREET, WATER, WASTEWATER, AND ELECTRICAL IMPROVEMENTS CONSTRUCTED WITHIN PHASE ONE OF THE WESTFALL VILLAGE SUBDIVISION; APPROVING THE PROVISION OF A LETTER OF CREDIT FOR THE MAINTENANCE OF THE INFRASTRUCTURE IMPROVEMENTS; AND FINDING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW: J. Lutz: Council Member Philip Thurman moved to approve and adopt Resolution No. R2020-44 as presented. Council Member Danny Lester seconded. City Secretary Kelly Dix called a roll vote. Council Members Lester, Shanes, Thurman, Farmer, Talamantez and Mayor Bromley all voted in favor. The motion carried unanimously.

Discuss and consider action: A RESOLUTION OF THE CITY COUNCIL OF BURNET, TEXAS ACCEPTING A PROPOSAL TO LEASE AN AIRPORT HANGAR AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO NEGOTIATE A LEASE AGREEMENT FOR FUTURE CITY COUNCIL APPROVAL: H. Erkan: Council Member Mary Jane Shanes moved to approve and adopt Resolution No. R2020-43 as presented. Council Member Philip Thurman seconded. City Secretary Kelly Dix called a roll vote. Council Members Lester, Shanes, Thurman, Farmer, Talamantez and Mayor Bromley all voted in favor. The motion carried unanimously.

REQUESTS FROM COUNCIL FOR FUTURE REPORTS: In accordance with Resolution R2020-28 Council Members may request the City Manager to prepare and present future report on matters of public interest. None.

ADJOURN: There being no further business a motion to adjourn was made by Council Member Mary Jane Shanes at 6:56 p.m., seconded by Council Member Cindia Talamantez. City Secretary Kelly Dix called a roll vote. Council Members Lester, Shanes, Thurman, Farmer, Talamantez and Mayor Bromley all voted in favor. 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: September 29, 2020

Agenda Item: Public Hearing: The City Council of the City of Burnet, Texas will conduct a public hearing regarding a "Preliminary Plat" for approximately twelve acres located on the east side of County Rd. 100 near the intersection of Louise Lane and County Rd. 100: J. Lutz

Background: The property is an approximate 12 acres of undeveloped land located between the golf course and County Rd. 100 near the intersection of Louise Lane and County Rd. 100.

Information: The Oak Vista, Section Two Subdivision will consist of 12-single-family residential lots. The lots will range in size from 0.85 – 1.05 acres.

30' building setback lines, adjacent to public rights-of-way are 30' and side setback lines are 25'. Rear setback lines, adjacent to the golf course are 50'.

15' public utility easements have been provided along all lot lines adjacent to public rights-of-way.

No public infrastructure is required as part of this subdivision as the properties will utilize private septic systems and water was installed by the City along County Rd. 100.

Staff Analysis: The Preliminary Plat meets the requirements of the City's Subdivision Ordinance, but the following two notes need to be added to the plat:

1. "Water / Wastewater Impact Fees: The City of Burnet has an ordinance implementing the assessment and collection of water and wastewater impact fees. The total amount assessed is established on the recordation date of this plat, based upon the impact fee ordinance in effect as of that date. The amount to be collected is determined as provided said ordinance and becomes effective, and due, on the date a building permit is issued, or on the connection date to the municipal water and/or wastewater system."

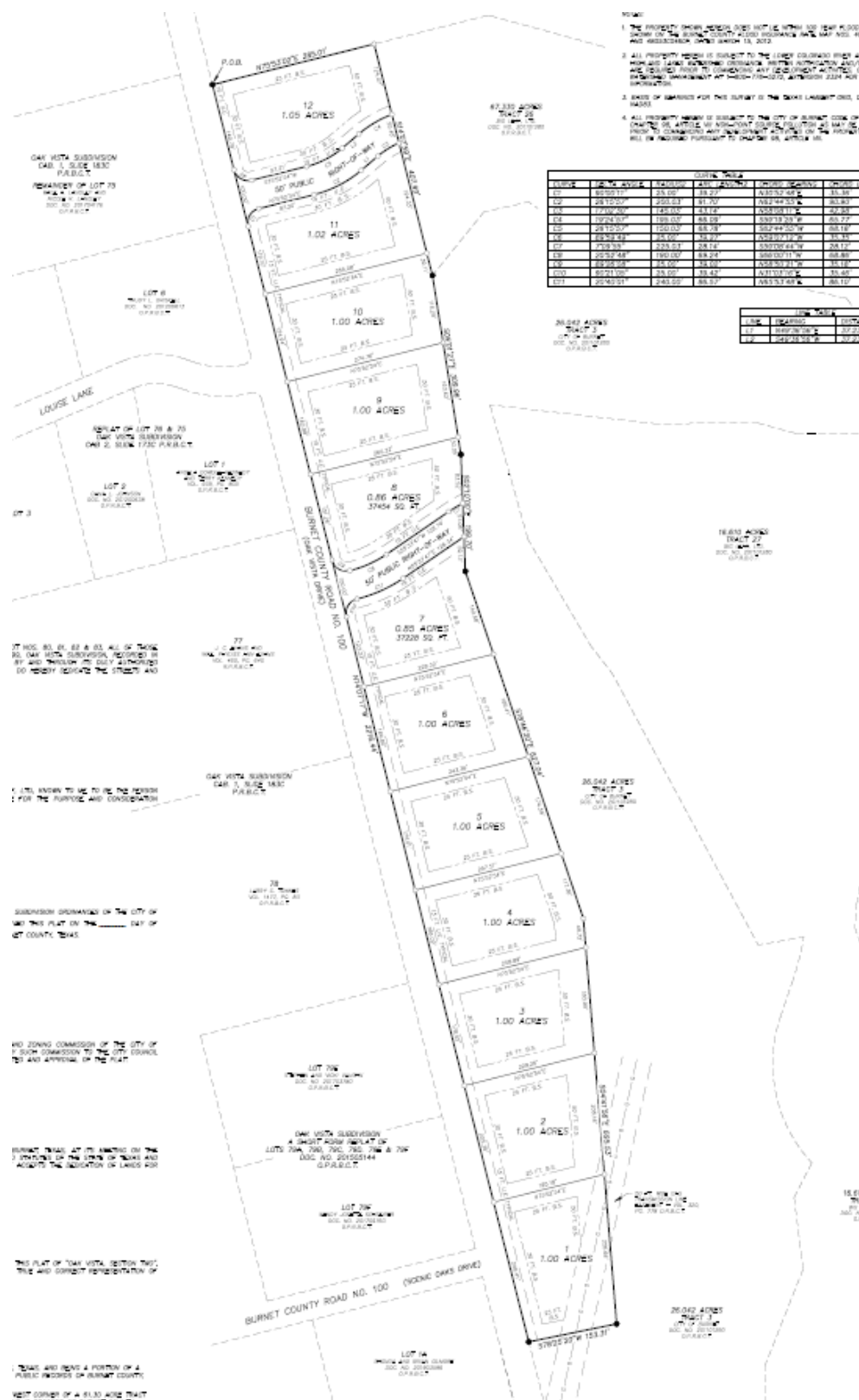
2. Located between Lots 12 and 11 and Lots 8 and 7 are fifty-foot wide areas designated as “Public Right of Way.” These areas are unimproved and reserved for future connectivity from Tract 27 to Burnet County Road 100. The City shall not accept these areas for public use and maintenance unless and until such time as roads are constructed upon the areas, by the developer of tract 27 or some other private party, in accordance with applicable requirements of the City’s subdivision ordinance.

Recommendation: Open the public hearing.

Exhibit "A"
Location Map



Exhibit “B” Proposed Plat





City Council

ITEM 4.1

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

Agenda Item Brief

Meeting Date: September 29, 2020

Agenda Item: Discuss and consider action: The City Council of the City of Burnet, Texas will discuss and consider a "Preliminary Plat" for approximately twelve acres located on the east side of County Rd. 100 near the intersection of Louise Lane and County Rd. 100: J. Lutz

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Staff Analysis: The Preliminary Plat meets the requirements of the City's Subdivision Ordinance, but the following two notes need to be added to the plat:

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2. Located between Lots 12 and 11 and Lots 8 and 7 are fifty-foot wide areas designated as "Public Right of Way." These areas are unimproved and reserved for future connectivity from Tract 27 to Burnet County Road 100. The City shall not accept these areas for public use and maintenance unless and until such time as roads are constructed upon the areas, by the developer of tract 27 or some other private party, in accordance with applicable requirements of the City's subdivision ordinance.

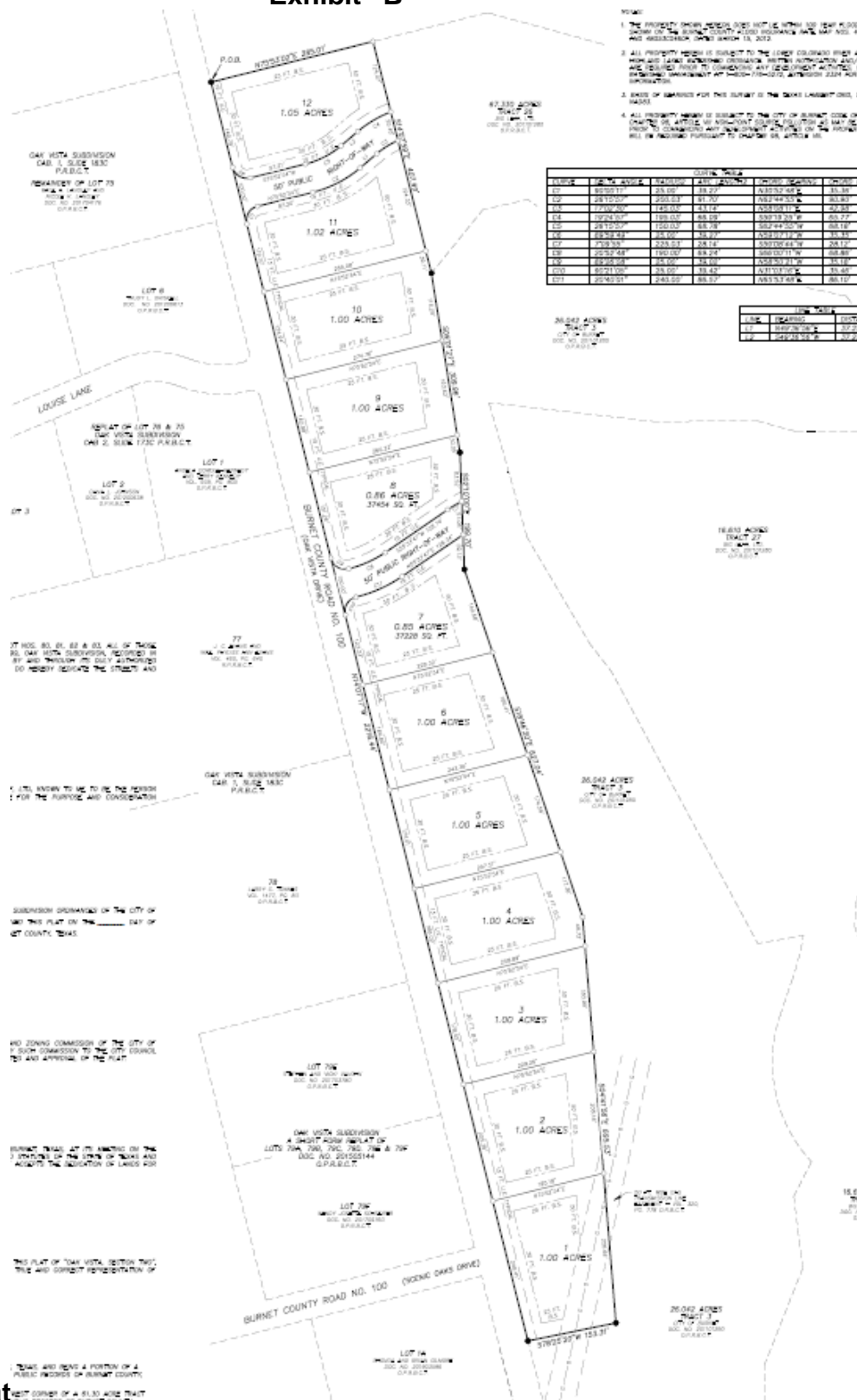
P&Z Recommendation: P&Z held a public hearing and considered the item on September 21, 2020 and recommended approval of the plat with the conditions listed by staff.

Recommendation: Approve the preliminary plat with the condition that the plat notes, listed by staff be added to the plat.

**Exhibit “A”
Location Map**



Exhibit “B”



Proposed Plat



City Council

ITEM 4.2

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

Agenda Item Brief

Meeting Date: September 29, 2020

Agenda Item: Discuss and consider action: The City Council of the City of Burnet, Texas will discuss and consider a "Final Plat" for approximately twelve acres located on the east side of County Rd. 100 near the intersection of Louise Lane and County Rd. 100: J. Lutz

Background: The property is an approximate 12 acres of undeveloped land located between the golf course and County Rd. 100 near the intersection of Louise Lane and County Rd. 100.

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15' public utility easements have been provided along all lot lines adjacent to public rights-of-way.

No public infrastructure is required as part of this subdivision as the properties will utilize private septic systems and water was installed by the City along County Rd. 100.

Staff Analysis: The Final Plat meets the requirements of the City's Subdivision Ordinance, but the following two notes need to be added to the plat:

1. "Water / Wastewater Impact Fees: The City of Burnet has an ordinance implementing the assessment and collection of water and wastewater impact fees. The total amount assessed is established on the recordation date of this plat, based upon the impact fee ordinance in effect as of that date. The amount to be collected is determined as provided said ordinance and becomes effective, and due, on the date a building permit is issued, or on the connection date to the municipal water and/or wastewater system."

2. Located between Lots 12 and 11 and Lots 8 and 7 are fifty-foot wide areas designated as "Public Right of Way." These areas are unimproved and reserved for future connectivity from Tract 27 to Burnet County Road 100. The City shall not accept these areas for public use and maintenance unless and until such time as roads are constructed upon the areas, by the developer of tract 27 or some other private party, in accordance with applicable requirements of the City's subdivision ordinance.

P&Z Recommendation: P&Z held a public hearing and considered the item on September 21, 2020 and recommended approval of the final plat with the conditions listed by staff.

Recommendation: Approve the final plat with the condition that the plat notes, listed by staff be added to the plat.

**Exhibit “A”
Location Map**



Exhibit “B” Proposed Plat

