

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

On this the 27<sup>th</sup> day of October 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 856274 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, Tres Clinton and Danny Lester
City Manager	David Vaughn
City Secretary	Kelly Dix

Guests: Adrienne Field, Habib Erkan (present in Chambers), Jason Lutz, Alan Burdell, James Wilson, Doug Fipps, David Rojas, Burnet Bulletin, Mark Ingram, Gene Courtney, Gary Dillard, Kelli Sames, Sid Fuller, Patricia Langford,  
CALL TO ORDER: The meeting was called to order by Mayor Bromley, at 6:02 p.m.

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

Proclamation: Salvation Army COVID-19 Support: Mayor Bromley: Mayor Bromley presented the Proclamation expressing appreciation on behalf of the City for the Salvation Army’s contribution of approximately \$24,000.00 to the City of Burnet Utility Assistance Program that provided financial assistance to citizen’s effected by the COVID-19 Pandemic.

Burnet Economic Development Board Update Report: D. Vaughn: Burnet Economic Development Corporation (BEDC) Board Member David Vaughn provided an update on the current projects the BEDC is working on as follows:

- Eastside Commercial Park-The Board of Directors for the Burnet Appraisal District have shown an interest in several acres of land at the Eastside Commercial Park for a new offices.
- South Highway 281 Thirteen Acre Tract- BEDC is working with Capitol Area Council of Governments (CAPCOG) on the submission of two grants that would provide economic funding for needed infrastructure improvements. Interest has been shown on two of the Hwy. 281 frontage lots.
- Badger Building- The parking lot renovation project is currently on hold.
- Summer Series- Due to COVID 19 restrictions, the 2020 Summer Series Concerts were cancelled. However, plans are in motion for a 2021 Cinco De Mayo Celebration at Haley Nelson Park.
- Educational Programs: BEDC is still participating in funding for Educational Programs with Workforce Network, Inc.

PUBLIC HEARING:

Public Hearing: The City Council of the City of Burnet, TX, shall conduct a public hearing to receive public testimony and comments on the merits of a request to rezone property located at 608 Buchanan Drive (Legal Description: S5100 HAMILTON CREEK ADTN. LOT 9B BLK 4). The requested rezoning is from its present designation of Light Commercial—District "C-1" to a designation of Heavy Commercial—District "C-3": J. Lutz: Mayor Bromley opened the public hearing and asked if anyone was interested in speaking, if so to raise their hand. Council Member Danny Lester informed all present that he was contacted by the owner of the property located at 606 Buchanan and 607 Josephine and she opposed the rezoning of the property at 608 Buchanan from light commercial (C-1) to Heavy Commercial (C-3) There being no one else wishing to speak, Mayor Bromley closed the public hearing.



Public Hearing: The City Council of the City of Burnet, TX, shall conduct a public hearing to receive public testimony and comments on the merits of a request for a Conditional Use Permit to allow the land use of "Machine shop without outdoor storage" as permitted in Sec. 118-47. - Heavy commercial—District "C-3" of the City's Code of Ordinances, for property located at 608 Buchanan Drive (Legal Description: S5100 HAMILTON CREEK ADTN. LOT 9B BLK 4): 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: The City Council of the City of Burnet, TX, shall conduct a public hearing to receive public testimony and comments on the merits of a request to rezone property located at 1006 E. Marble St. (Legal Description: S5550 JOHNSON ADDITION LOT 7 & 8 BLK 17). The requested rezoning is from its present designation of Single-family residential 1—District "R-1" to a designation of Townhomes—District "R-2 A": 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.

#### 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 October 13<sup>th</sup>, 2020 City Council Special Meeting Minutes

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

#### ACTION ITEMS:

Discuss and consider action: SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING ORDINANCE NO. 2012-06 BY ASSIGNING A FUTURE LAND USE DESIGNATION OF "RESIDENTIAL" AND "COMMERCIAL" FOR APPROXIMATELY 163 ACRES OF LAND OUT OF THE SARAH ANN GUEST SURVEY, ABSTRACT 1525 AS SHOWN IN EXHIBITS A; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: J. Lutz: Council Member Mary Jane Shanes moved to approve and adopt Ordinance 2020-25 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: SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING ORDINANCE NO. 2012-06 BY ASSIGNING HEAVY COMMERCIAL—DISTRICT "C-3", SINGLE-FAMILY RESIDENTIAL 1—DISTRICT "R-1", AND MULTI-FAMILY RESIDENTIAL—DISTRICT "R-3" DESIGNATIONS TO APPROXIMATELY 163 ACRES OF LAND OUT OF THE SARAH ANN GUEST SURVEY, ABSTRACT 1525, AS SHOWN AND FURTHER DESCRIBED IN EXHIBIT A; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: J. Lutz: Council Member Philip Thurman moved to approve and adopt Ordinance 2020-23 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: SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING ORDINANCE NO. 2012-06 BY ASSIGNING MULTI-FAMILY RESIDENTIAL—DISTRICT "R-3" TO THAT PROPERTY DESCRIBED AS LOT 2B, BLOCK 38, AND LOTS 2 & 3, BLOCK 37 OF THE ALEXANDER ADDITION SUBDIVISION; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: J. Lutz: Council Member Philip Thurman moved to approve and adopt Ordinance 2020-24 as presented. Council Member Tres Clinton 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: FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING THE CODE OF ORDINANCES SECTION 110-1 (ENTITLED "DEFINITIONS") AND SECTION 110-36 (ENTITLED "BULK WATER SALES") BY ADJUSTING THE



BULK WATER RATE; PROVIDING FOR PENALTY; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE: A. Burdell: Council Member Danny Lester moved to approve the first reading of Ordinance 2020-26 as presented. Council Member Tres Clinton 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, APPROVING A LICENSE AGREEMENT WITH DUSTIN ORMAN FOR THE CULTIVATING AND HARVESTING OF HAY ON BURNET WASTEWATER TREATMENT PLANT LAND AND AUTHORIZING THE MAYOR TO EXECUTE A LICENSE AGREEMENT ON BEHALF OF THE CITY: A. Burdell: Council Member Mary Jane Shanes moved to approve Resolution R2020-47 as presented. Council Member Tres Clinton 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 BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS AUTHORIZING THE ACCEPTANCE OF SUPPLEMENTAL PAYMENTS FROM THE TEXAS HEALTH AND HUMAN SERVICES COMMISSION FOR COSTS INCURRED BY THE CITY IN PROVIDING AMBULANCE SERVICES TO MEDICAID INSURED AND UNINSURED PATIENTS; DIRECTING THE NET PROCEEDS TO BE DEPOSITED IN ACCORDANCE WITH THE CITY'S INVESTMENT POLICY; AND RESTRICTING THE USE OF PROCEEDS: P. Langford: Council Member Danny Lester moved to approve Resolution R2020-48 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: FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING ORDINANCE NO. 2012-06 BY ASSIGNING HEAVY COMMERCIAL—DISTRICT "C-3", DESIGNATIONS TO S5100 HAMILTON CREEK ADDITION, LOT 9B, BLOCK 4, LOCATED AT 608 BUCHANAN DR., AS SHOWN IN EXHIBIT A; PROVIDING A REPEALER CLAUSE; PROVIDING FOR NON-SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE: J. Lutz: Council Member Danny Lester moved to deny the first reading of Ordinance 2020-28 as presented. Council Member Paul Farmer seconded. City Secretary Kelly Dix called a roll vote. Council Members Lester, Shanes, Clinton, Farmer, Talamantez and Mayor Bromley all voted in favor of denying the rezoning of the property as presented. Council Member Thurman was opposed. The motion carried with six in favor of denying the rezoning request and one opposed.

Discuss and consider action: FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, GRANTING A CONDITIONAL USE PERMIT (CUP) TO ALLOW THE LAND USE OF "MACHINE SHOP WITHOUT OUTDOOR STORAGE" AS PERMITTED IN SEC. 118-47. - HEAVY COMMERCIAL—DISTRICT "C-3" OF THE CITY'S CODE OF ORDINANCES, FOR PROPERTY LOCATED AT 608 BUCHANAN DRIVE (LEGAL DESCRIPTION: S5100 HAMILTON CREEK ADDITION, LOT 9B BLOCK 4); PROVIDING A REPEALER CLAUSE; PROVIDING FOR NON-SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE: J. Lutz: No action taken.

Discuss and consider action: FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, AMENDING ORDINANCE NO. 2012-06 BY ASSIGNING TOWNHOMES—DISTRICT "R-2 A", DESIGNATIONS TO S5550 JOHNSON ADDITION, LOTS 7 & 8, BLOCK 17, AS SHOWN IN EXHIBIT A; LOCATED AT 1006 E. MARBLE ST.; PROVIDING A REPEALER CLAUSE; PROVIDING FOR NON-SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE: J. Lutz: Council Member Philip Thurman moved to approve the first reading of Ordinance 2020-29 as presented. Council Member Tres Clinton 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 AUTHORIZING AN APPLICATION FOR A GRANT FROM THE CAPITAL AREA COUNCIL OF GOVERNMENTS FOR MONETARY ASSISTANCE TO THE POLICE DEPARTMENT; AND, IF AWARDED, AUTHORIZING THE MAYOR TO NEGOTIATE AND EXECUTE AN INTERLOCAL AGREEMENT WITH THE CAPITAL AREA COUNCIL OF GOVERNMENTS FOR ACCEPTANCE AND USE OF GRANT FUNDS S. Fuller: Council Member Paul Farmer moved to approve Resolution R2020-49 as



presented. Council Member Tres Clinton 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.

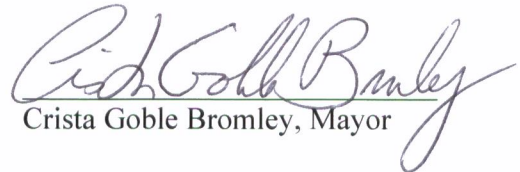
Discuss and consider action: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS AUTHORIZING A \$10,000.00 REWARD FOR INFORMATION LEADING TO THE ARREST OF THE PERSON OR PERSONS COMMITTING ARSONS IN THE COMMUNITY; AND AUTHORIZING HILL COUNTRY AREA CRIME STOPPERS TO ADMINISTER THE REWARD PROCESS: S. Fuller: Council Member Tres Clinton moved to approve Resolution R2020-50 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 APPROVING AMENDMENTS TO THE BURNET ECONOMIC DEVELOPMENT CORPORATION'S BYLAWS: D. Vaughn: Council Member Philip Thurman moved to approve Resolution R2020-51 as presented. Council Member Tres Clinton 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: Appointment of Burnet Economic Development Corporation board members to director positions one (1) through seven (7): D. Vaughn: Council Member Danny Lester moved to approve the appointment of director positions one (1) through seven (7) 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.

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 Janes Shanes at 7:24 p.m., seconded by Council Member Philip Thurman. City Secretary Kelly Dix called a roll vote. Council Members Lester, Shanes, Thurman, Farmer, Clinton, Talamantez and Mayor Bromley all voted in favor. The motion carried unanimously.

  
Crista Goble Bromley, Mayor

**ATTEST:**

  
Kelly Dix, City Secretary

