

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

On this the 26<sup>th</sup> day of October 2021, the City Council of the City of Burnet convened in Regular Session, at 6:00 p.m. at the Burnet Community Center, 401 E. Jackson Street, Burnet, TX thereof with the following members present, to-wit:

Mayor                                Crista Goble Bromley  
Council Members                Ricky Langley, Danny Lester, Joyce Laudenschlager, Mary Jane Shanes, Philip  
   Thurman, Cindia Talamantez  
City Manager                      David Vaughn  
City Secretary                    Kelly Dix

Guests: Patricia Langford, Alan Burdell, Brian Lee, Mark Miller, Mark Ingram, Tony Nash, Leslie Kimbler, Phil Reynolds, Riley Smith, Kaden Debello, Landon Debello, Luke Williams, Kason Allen, Grayson Allen, Cody Dixon

Call to Order: Mayor Bromley called the meeting to order at 6:00 p.m.

INVOCATION: Led by Council Member Mary Jane Shanes

PLEDGE OF ALLEGIANCE Boy Scout Troop 282, represented by Riley Smith, Kaden Debello, Landon Debello, Luke Williams, Kason Allen, Grayson Allen, Cody Dixon, presented the colors and led all present in the Pledge of Allegiance.

PLEDGE TO TEXAS FLAG: Passed

SPECIAL REPORTS/RECOGNITION:

September 2021 Financial Report: P. Langford: Director of Finance Patricia Langford reviewed the September 2021 Financial Report with all present to include revenue, expenses, and fund balance for all funds. Overall, the 2020-21 fiscal year ended . with revenues tracking well above budget and expenses slightly below budget.

Chamber of Commerce Report: Chamber of Commerce Executive Director Allison McKee updated all present on events happening in the area to include the Austin Steam Train Meet and Greet, Breakfast with the Mayor and Judge, and the Chamber of Commerce Board Elections. New programs the Chamber is working on is a Member of the Month Program, Monthly contacts with Chamber Members, new advertising, and job board for the Chamber website. Christmas on the Square preparations continue with new features for this year's event are underway. Christmas in Bethlehem online ticket sales have begun. A new feature this year will be a Trolley that will be available for rides to Fort Croghan to visit the Christmas at the Fort event.

Update on the Development Services Advisory Forum: H. Erkan: Assistant City Manager Habib Erkan updated all present that the Development Services Advisory meetings have been going well. There were fifteen in attendance for the August meeting and ten for the September meeting. The October meeting is to be held on October 27, 2021 and eight have committed to attend. Topics that have been reviewed and discussed are the City's My Permit Now program, utility connection, drainage issues, lot grading, impact fees, and the building construction and development checklist.

CONSENT AGENDA ITEMS:

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

Approval of the September 28<sup>th</sup>, 2021 Regular City Council Meeting Minutes

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

Consent: Approval of a Non-profit Organization Funding Agreement with the Burnet County Heritage Society, for utility assistance: K. Dix

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



Consent: Approval of a Non-profit Organization Funding Agreement with the Opportunities for Williamson-Burnet County, Inc. (OWBC) Senior Nutrition Program funding assistance: K. Dix

Consent: Approval of a Non-profit Organization Funding Agreement with the Hill Country Children's Advocacy Center for utility assistance and program funding at the Advocacy Center: K. Dix

Consent: Approval of a Non-profit Organization Funding Agreement with the Boys and Girls Club of Highland Lakes Inc., for utility assistance: K. Dix

Consent: Approval of a Non-profit Organization Funding Agreement with Hill Country Community Foundation, for utility assistance: K. Dix

Consent: Approval of a Non-profit Organization Funding Agreement with LACare, Lakes Area Care, Inc., for utility assistance: K. Dix

Consent: Approval of a Non-Profit Organization Funding Agreement with the Burnet County Child Welfare Board: K. Dix: Council Member Mary Jane Shanes moved to approve the consent agenda as presented. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

#### PUBLIC HEARING:

Public Hearing: Public Hearing: The City Council of the City of Burnet shall conduct a public hearing to receive testimony and comments from members of the public on the merits of a request to rezone property located at 4313 S HWY 281 (Legal Description: 52.522 ACRES INSIDE CITY, PART OF 285.179 ACRES TRACT, OUT OF THE WASHINGTON ANDERSON SURVEY NO. 10, ABS. NO. 29). The request is to rezone the property from its present designation of Light Commercial – District "C-1" to a designation of Medium Commercial – District "C-2": L. Kimbler: Mayor Bromley opened the public hearing and asked if anyone was interested in speaking, if so to approach the podium. Gordon Griffin, representative of the owner of the property approached and expressed support for the rezone from C-1 Light Commercial to C-2 Medium Commercial zoning and was willing to answer any questions the Council may have. There being no one wishing to speak, Mayor Bromley closed the public hearing.

Public Hearing: Public Hearing: The City Council of the City of Burnet shall conduct a public hearing to receive testimony and comments from members of the public on the merits of a request to rezone property located at 810 East League Street (Legal Description: 0.151 ACRE TRACT, OUT OF THE JOHN HAMILTON SURVEY NO. 1, ABSTRACT NO.405). The request is to rezone the property from its present designation of Light Commercial-District "C-1" to a designation of Single Family Residential- District "R-1": L. Kimbler: Mayor Bromley opened the public hearing and asked if anyone was interested in speaking, if so to approach the podium. There being no one wishing to speak, Mayor Bromley closed the public hearing.

Public Hearing: The City Council of the City of Burnet shall conduct a public hearing to receive testimony and comments from members of the public on the merits of a request to rezone property located at 812 East League Street (Legal Description: 0.151 ACRE TRACT, OUT OF THE JOHN HAMILTON SURVEY NO. 1, ABSTRACT NO.405 AND BEING A PORTION OF BLOCK NO 8, PETER KERR DONATION). The request is to rezone the property from its present designation of Light Commercial-District "C-1" to a designation of Single Family Residential- District "R-1": L. Kimbler: Mayor Bromley opened the public hearing and asked if anyone was interested in speaking, if so to approach the podium. There being no one wishing to speak, Mayor Bromley closed the public hearing.

#### ACTION ITEMS:

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: Fire Chief Mark Ingram updated Council on the current status of the COVID 19 Pandemic. Chief Ingram reported that currently numbers have decreased significantly and that there are currently 148 active cases county wide. Testing continues with a 5% positivity rate, this to has decreased significantly. Flu shots are now available for staff. COVID Booster Immunizations are expected in the next week or so and shot clinics will be established to provide the booster shots in November. Chief Ingram agreed with Mayor Bromley's request to return to Council Chambers for Council Meetings.

Discuss and consider action: SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS, APPROVING A FRANCHISE FOR SOLID WASTE AND RECYCLING COLLECTION SERVICES IN THE CITY OF BURNET, TEXAS TO AL CLAWSON DISPOSAL, INC.; PRESCRIBING GENERALLY FOR THE OPERATION OF SUCH SERVICES; PROVIDING FOR ORDINANCES IN



CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE AND AN OPEN MEETINGS CLAUSE; AND PROVIDING FOR RELATED MATTERS: D. Vaughn: Council Member Danny Lester moved to approve and adopt Ordinance 2021-39 as presented. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

Discuss and consider action: SECOND AND FINAL 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: D. Vaughn: Council Member Joyce Laudenschlager moved to approve and adopt Ordinance 2021-40 as presented. Council Member Cindia Talamantez seconded. 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 THE CODE OF ORDINANCES CHAPTER 1 (ENTITLED "GENERAL PROVISIONS"); SECTION 1-6 (ENTITLED GENERAL "PENALTY FOR VIOLATIONS OF THE CODE PROVIDING FOR PENALTY") BY RENAMING AND RECODIFYING THE SECTION (TO BE ENTITLED "PENALTIES AND CREDIT CARD PROCESSING FEES") AND ESTABLISHING A FEE FOR THE USE OF A CREDIT CARD FOR PAYMENT OF A FEE, FINE, PENALTY, UTILITY CHARGE, GOLF COURSE PURCHASE OR OTHER CHARGE; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE: D. Vaughn: Council Member Philip Thurman moved to approve and adopt Ordinance 2021-41 with a two percent (2%) fee as presented. Council Member Joyce Laudenschlager seconded. City Secretary Kelly Dix called a roll vote. Council Members Thurman, Shanes, Talamantez, Laudenschlager, Langley and Mayor Bromley voted in favor. Council Member Lester voted against. The motion carried with six in favor and one opposed.

Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, ELECTING TO PARTICIPATE IN THE NATIONAL OPIOID SETTLEMENT; AUTHORIZING THE CITY MANAGER TO TAKE REASONABLY NECESSARY ACTIONS TO FACILITATE THE CITY'S PARTICIPATION; AND AUTHORIZING FUNDS RECEIVED FROM SUCH SETTLEMENT BE SPENT FOR POLICE DEPARTMENT DRUG INTERDICTION PROGRAMS: H. Erkan: Council Member Cindia Talamantez moved to approve Resolution No. R2021-50 as presented. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

Discuss and consider action: FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING ORDINANCE NO. 2021-01 AND THE OFFICIAL ZONING MAP OF THE CITY BY ASSIGNING THE PROPERTY DESCRIBED AS 4313 S HIGHWAY 281 (LEGAL DESCRIPTION: 52.522 ACRES INSIDE CITY, PART OF 285.179 ACRES TRACT, OUT OF THE WASHINGTON ANDERSON SURVEY NO. 10, ABS. NO. 29) WITH MEDIUM COMMERCIAL – DISTRICT "C-2" CLASSIFICATION; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: L Kimbler: Mayor Bromley moved to approve the first reading of Ordinance No. 2021-42 as presented. Council Member Mary Jane Shanes seconded. The motion carried unanimously.

Discuss and consider action: FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING ORDINANCE NO. 2021-01 AND THE OFFICIAL ZONING MAP OF THE CITY BY ASSIGNING THE PROPERTY DESCRIBED AS 810 EAST LEAGUE STREET (LEGAL DESCRIPTION: 0.151 ACRE TRACT, OUT OF THE JOHN HAMILTON SURVEY NO. 1, ABSTRACT NO.405) WITH SINGLE-FAMILY RESIDENTIAL – DISTRICT "R-1" CLASSIFICATION; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: L Kimbler: Council Member Mary Jane Shanes moved to approve the first reading of Ordinance No. 2021-43 as presented. Council Member Cindia Talamantez seconded. The motion carried unanimously.

Discuss and consider action: FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING ORDINANCE NO. 2021-01 AND THE OFFICIAL ZONING MAP OF THE CITY BY ASSIGNING THE PROPERTY DESCRIBED AS 812 EAST LEAGUE STREET (LEGAL DESCRIPTION: 0.151 ACRE TRACT, OUT OF THE JOHN HAMILTON SURVEY NO. 1, ABSTRACT NO.405 AND BEING A PORTION OF BLOCK NO 8, PETER KERR DONATION) WITH SINGLE-FAMILY RESIDENTIAL –



DISTRICT "R-1" CLASSIFICATION; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: L Kimbler: Council Member Mary Jane Shanes moved to approve the first reading of Ordinance No. 2021-44 as presented. Council Member Philip Thurman seconded. The motion carried unanimously.

Discuss and consider action: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH IPKEY POWER PARTNERS, INC. FOR PUBLIC WORKS DATABANK HOSTING SERVICES: A. Scott: Council Member Joyce Laudenschlager moved to approve Resolution No. R2021-51 as presented. Council Member Cindia Talamantez seconded. The motion carried unanimously.

Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, DENYING AN APPLICATION FOR A MINOR REPLAT OF LOT 1, POST MOUNTAIN SUBDIVISION: H. Erkan: Council Member Ricky Langley moved to approve Resolution No. R2021-53 as presented. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

Discuss and consider action: Authorizing approval for the Burnet Police Department to purchase cloud storage through Watchguard for police video: B. Lee: Council Member Ricky Langley moved to approve the Police Department to purchase cloud storage through Watchguard for police video as presented. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

Discuss and consider action: Authorization and approval to purchase three (3) 2022 Chevy Tahoe's for the Police Department and a 2022 Chevy 2500 Truck for Animal Control: B. Lee: Council member Philip Thurman moved to approve the purchase of three 2022 Chevy Tahoe's and a Chevy 2500 Truck for the Police Department as presented. Council Member Mary Jane Shanes seconded. The motion carried unanimously.

Discuss and consider action: Authorizing the purchase of a 2022 Pierce Enforcer Mega PUC Pumper truck to replace existing Engine #1 at the Fire Department: M. Ingram: Council Member Danny Lester moved to approve the purchase of a 2022 Pierce Enforcer Mega PUC Pumper Truck for the Fire Department as presented. Council Member Philip Thurman seconded. The motion carried unanimously.

Discuss and consider action: Authorization to purchase Christmas Decorations: Mayor Bromley: Council Member Mary Jane Shanes moved to authorize staff to purchase Christmas Decorations in an amount not to exceed \$25,000.00 as presented. Council Member Philip Thurman seconded. The motion carried unanimously.


Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO CONTRACTS TO PROVIDE SINGLE CONNECTION WATER SERVICES TO SERVE CERTAIN PORTIONS OF THE REED RANCH: D. Vaughn: Council Member Danny Lester moved to approve Resolution No. R2021-52 as presented. Council Member Ricky Langley seconded. The motion carried unanimously.

Discuss and consider action: A RESOLUTION OF THE CITY COUNCIL OF BURNET, TEXAS, APPOINTING A PRESIDING JUDGE TO THE MUNICIPAL COURT FOR THE UNEXPIRED TERM ENDING MAY 6, 2023; AND ESTABLISHING COMPENSATION AND BENEFITS AND PRESENTATION OF AN ANNUAL REPORT TO CITY COUNCIL: H. Erkan: Council Member Danny Lester moved to approve Resolution No. R2021-54 as presented. Council Member Mary Jane Shanes seconded. The motion carried unanimously.

Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING THE "FINAL PLAT" OF DELAWARE SPRINGS SUBDIVISION, SECTION 24, A PROPOSED 51-LOT RESIDENTIAL SUBDIVISION CONSISTING OF APPROXIMATELY 25.92 ACRES: L. Kimbler: Council Member Philip Thurman moved to approve Resolution No. R2021-55 as presented. Council Member Mary Jane Shanes seconded. The motion carried unanimously.

REQUESTS FROM COUNCIL FOR FUTURE REPORTS: In accordance with Resolution R2020-28 councilmembers may request the City Manager to prepare and present future report on matters of public interest: Council Member Ricky Langley requested a cost analysis report on street repair being contracted out verses in house construction. Council Member Philip Thurman requested a report on the cost of using ATS for inspection services and engineering costs Development Services.

ADJOURN: There being no further business a motion to adjourn was made by Council Member Mary Jane Shanes at 7:24 p.m. Seconded by Council Member Joyce Laudenschlager. The motion carried unanimously.

  
Crista Goble Bromley, Mayor

**ATTEST:**

  
Kelly Dix, City Secretary

