

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

On this the 11<sup>th</sup> day of January, 2022, 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 Pro Tem	Mary Jane Shanes
Council Members	Ricky Langley, Philip Thurman, Cindia Talamantez, Joyce Laudenschlager
Absent	Danny Lester, Crista Goble Bromley
Asst. City Manager	Habib Erkan
City Secretary	Kelly Dix

Guests: Adrienne Feild, Wade Langley, Christopher Ward, Tony Nash, Alan Burdell, Shawn Nelson, Jeff Patterson, Patricia Langford, Mark Miller, Jacob Thomas, Andrew Scott, Leslie Kimbler, Phil Reynolds

Call to Order: Mayor Pro Tem Shanes called the meeting to order at 6:00 p.m.

INVOCATION: Led by Mayor Pro Tem Mary Jane Shanes

PLEDGE OF ALLEGIANCE Led by Council Member Ricky Langley

PLEDGE TO TEXAS FLAG: Led by Council Member Ricky Langley

SPECIAL REPORTS/RECOGNITION: None.

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 January 4<sup>th</sup>, 2022 Special City Council Meeting Minutes: Council Member Philip Thurman moved to approve the consent agenda as presented. Council Member Cindia Talamantez seconded. The motion carried unanimously.

PUBLIC HEARINGS:

Public Hearing: The City Council of the City of Burnet, Texas shall hold a public hearing to receive testimony and comments from members of the public on the merits of a proposed amendment to the City of Burnet's Code of Ordinances Chapter 118 (Entitled "Zoning") Section 118-41 (Entitled "Light Commercial – District C-1"): H. Erkan: Mayor Pro Tem Shanes 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 Pro Tem Shanes closed the public hearing.

Public Hearing: The City Council of the City of Burnet shall conduct a public hearing to receive public testimony and comments on the merits of a request to rezone property located at 900 County Lane (Legal Description: ABS A0672 EUGENIO PEREZ, TRACT INCLUDING OAK VISTA LOTS 60-67, 75.0 ACRES). The request is to rezone the property from its present designation of Medium Commercial – District "C-2" and to a designation of Government – District "G": L. Kimbler: Mayor Pro Tem Shanes 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 Pro Tem Shanes closed the public hearing.

Public Hearing: The City Council of the City of Burnet shall conduct a public hearing to receive public testimony and comments on the merits of a request to rezone property located at 800 Ellen Halbert Drive (Legal Description: ABS A0672 EUGENIO PEREZ, TRACT BEING PRISON SITE, 119.06 ACRES and ABS A0672 EUGENIO PEREZ, TRACT BEING PRISON SITE FROM OAK VISTA LOTS 45-52 & PTS, 103.68 ACRES). The request is to rezone the property from its present designation of Medium Commercial – District "C-2" to a designation of Government – District "G". L. Kimbler: Mayor Pro Tem Shanes 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 Pro Tem Shanes 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 3202 South Water Street (Legal Description: S4540 FLIGHT LINE BOULEVARD SUBDIVISION LOT 1B .43 ACRES). The



request is to rezone the property from its present designation of Light Commercial – District “C-1” to a designation of Neighborhood Commercial – District “NC”: L. Kimbler: Mayor Pro Tem Shanes 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 Pro Tem Shanes closed the public hearing.

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: Fire Chief Mark Ingram updated all present on the current COVID-19 surge. Hospitalizations are up seventy percent in the past two weeks. The Fire Department has been conducting COVID testing and testing for both flues. Of the six hundred tested the positivity rate is at forty-five percent. There have been some tested from outside the county, but most are from Burnet County. Chief Ingram expressed his appreciation for the support provided by administration staff and the Public Works Department at the testing site.

Discuss and consider action: SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING ORDINANCE NO. 2012-09 AND THE FUTURE LAND USE MAP OF THE CITY OF BURNET BY ASSIGNING A DESIGNATION OF “COMMERCIAL” FOR THE PROPERTY AT 1001 NORTH HILL STREET (LEGAL DESCRIPTION: BEING LOTS TEN, ELEVEN AND TWELVE, IN THE KINCHELOE ADDITION)”; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: L. Kimbler: Council Member Cindia Talamantez moved to approve and adopt Ordinance 2021-45 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 COUNCIL OF BURNET, TEXAS, AMENDING ORDINANCE NO. 2021-01 AND THE OFFICIAL ZONING MAP OF THE CITY BY ASSIGNING THE PROPERTY DESCRIBED AS 1001 NORTH HILL STREET (LEGAL DESCRIPTION: BEING LOTS TEN, ELEVEN AND TWELVE, IN THE KINCHELOE ADDITION). WITH LIGHT COMMERCIAL DISTRICT “C-1” WITH A CONDITIONAL USE PERMIT FOR “CLINIC AND SAFETY SERVICES; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: L. Kimbler: Council Member Philip Thurman moved to approve and adopt Ordinance 2021-46 as presented. Council Member Ricky Langley seconded. The motion carried unanimously.

Discuss and consider action: SECOND AND FINAL READING OF AN ORDINANCE AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 118 (ENTITLED “ZONING”) FOR THE PURPOSE OF CLARIFYING THAT RESIDENTIAL AND MULTIFAMILY USES ARE NOT ALLOWED IN LIGHT COMMERCIAL - DISTRICT “C-1; PROVIDING FOR PENALTY; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE. H. Erkan: Mayor Pro Tem Mary Jane Shanes moved to approve and adopt Ordinance 2021-47 as presented. Council Member Ricky Langley seconded. The motion carried unanimously.

Discuss and consider action: Authorization to issue a purchase order for the acquisition of a Freightliner/Camel Sewer Combo Unit through the Texas Municipal League BuyBoard: A. Burdell: Council Member Philip Thurman moved to approval of the issuance of a purchase order for the purchase of a Freightliner/Camel Sewer Combo Unit through the Texas Municipal League BuyBoard as presented. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS ACCEPTING THE RELEASE OF A 0.101 ACRE ACCESS EASEMENT AND AUTHORIZING THE EXECUTION OF A 0.11 ACRE ACCESS EASEMENT AGREEMENT TO PROVIDE DELAWARE SPRINGS 27 ACCESS: H. Erkan: Council Member Cindia Talamantez moved to approve Resolution No. R2022-04 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, AWARDING STATEMENT OF QUALIFICATIONS (RFQ 2021-02) FOR PROFESSIONAL SERVICE (ENGINEERING/ARCHITECTURAL/ SURVEYING) FOR THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS (TDHCA) COMMUNITY DEVELOPMENT BLOCK GRANT-CORONAVIRUS (CDBG-CV) COMMUNITY RESILIENCY PROJECT (CRP): D. Vaughn: Council Member



Philip Thurman moved to approve Resolution No. R2022-02 as presented. Council Member Ricky Langley seconded. The motion carried unanimously.

Discuss and consider action: Appointments to the Burnet Police Department Community Advisory Board: B. Lee: Council Member Philip Thurman made a motion to appoint Council Member Cindia Talamantez, Mike O'Hagan, Earl Dunagan, Bill Drake, Greg Jenkins, Jeff Kneller, Dana Delgado, Glenn Labhart, and Martha Ramirez Underwood to the Burnet Police Department Community Advisory Board for a term of two years ending in June 2024. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

Discuss and consider action: Appointments to the Burnet Economic Development Corporation Board: K. Dix: Council Member Cindia Talamantez moved to re-appoint Cary Johnson, Wayne Brown, Mayor Crista Goble Bromley and City Manager David Vaughn to the Burnet Economic Development Corporation Board of Directors for the term expiring in June of 2023 as presented. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

Discuss and consider action: Appointment of a City Council Member to the Planning Advisory Committee (PAC) for the Burnet Municipal Airport – Kate Craddock Field Airport Layout Plan: A. Field: Council Member Philip Thurman made a motion to nominate Mayor Pro Tem Mary Jane Shanes to serve on the Planning Advisory Committee for the Burnet Municipal Airport. Council Member Cinda Talamantez seconded the motion. The motion carried unanimously.

Discuss and consider action: A RESOLUTION OF THE CITY COUNCIL OF BURNET CITY, TEXAS, AUTHORIZING THE SUBMISSION OF A COMMUNITY DEVELOPMENT BLOCK GRANT CARES ACT (CDBG-CV), TEXAS COMMUNITY RESILIENCY PROGRAM APPLICATION TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS (TDHCA); AND AUTHORIZING THE CITY MAYOR OR CITY MANAGER TO ACT AS THE CITY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE COMMUNITY DEVELOPMENT BLOCK GRANT CARES ACT, TEXAS COMMUNITY RESILIENCY PROGRAM: D. Vaughn: Council Member Cindia Talamantez moved to approve Resolution No. R2022-03 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 900 COUNTY LANE (LEGAL DESCRIPTION: ABS A0672 EUGENIO PEREZ, TRACT INCLUDING OAK VISTA LOTS 60-67, 75.0 ACRES) WITH GOVERNMENT – DISTRICT “G” CLASSIFICATION; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: L. Kimbler: Council Member Cindia Talamantez moved to approve the first reading of Ordinance No. 2022-02 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 800 ELLEN HALBERT DRIVE (Legal Description: ABS A0672 EUGENIO PEREZ, TRACT BEING PRISON SITE, 119.06 ACRES and ABS A0672 EUGENIO PEREZ, TRACT BEING PRISON SITE FROM OAK VISTA LOTS 45-52, 103.68 ACRES) WITH GOVERNMENT – DISTRICT “G” CLASSIFICATION; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: L. Kimbler: Mayor Pro Tem Mary Jane Shanes moved to approve the first reading of Ordinance No. 2022-03 as presented. Council Member Philip Thurman 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 3202 SOUTH WATER STREET (Legal Description: S4540 FLIGHT LINE BOULEVARD SUBDIVISION LOT 1B, .43 ACRES) WITH NEIGHBORHOOD COMMERCIAL – DISTRICT “NC” CLASSIFICATION; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: L. Kimbler: Council Member Philip Thurman moved to approve the first reading of Ordinance No. 2022-04 as presented. Council Member Ricky Langley seconded. 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, AND ELECTRICAL IMPROVEMENTS CONSTRUCTED WITHIN THE HONEY ROCK PHASE TWO SUBDIVISION; AND APPROVING CASH BOND TO ASSURE THE MAINTENANCE OF THE INFRASTRUCTURE IMPROVEMENTS: H. Erkan: Council Member Ricky Langley moved to approve Resolution No. R2022-07 as presented. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

Discuss and consider action: A RESOLUTION OF THE CITY COUNCIL OF BURNET, TEXAS ACCEPTING A PETITION FOR ANNEXATION OF 6.94 ACRES OF REAL PROPERTY LOCATED WEST OF THE CITY LIMITS AND SOUTH OF TEXAS HWY 29; AND AUTHORIZING THE INITIATION OF PROCEEDINGS TO ANNEX THE REAL PROPERTY: H. Erkan: Council Member Philip Thurman moved to approve Resolution No. R2022-06 as presented. Mayor Pro Tem Mary Jane Shanes seconded. The motion carried unanimously.


Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS REGARDING THE DEVELOPMENT OF DELAWARE SPRINGS SECTION 19 PHASE 3 AND 4: D. Vaughn: City Secretary Kelly Dix informed all present that Council Member Ricky Langley had filed an Affidavit of Conflict of Interest and would be abstaining from the vote. Council Member Philip Thurman moved to approve Resolution R2022-08 as presented. Council Member Cindia Talamantez seconded. Mayor Pro Tem Mary Jane Shanes called for a roll vote. Council Member Thurman, Talamantez, Laudenschlager and Mayor Pro Tem Shanes voted in favor. Mayor Bromley and Council Member Lester were absent, Council Member Langley abstained. The motion carried with a vote of four in favor, two absent, and one abstention.

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: None.

ADJOURN: There being no further business a motion to adjourn was made by Council Member Cindia Talamantez at 7:06 p.m. Seconded by Council Member Joyce Laudenschlager. The motion carried unanimously.

  
Crista Goble Bromley, Mayor

**ATTEST:**

  
Kelly Dix, City Secretary

