

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

On this the 13th day of December 2016, the City Council of the City of Burnet convened in Regular Session, at 6:00 p.m., at the regular meeting place thereof with the following members present, to-wit:

Mayor Gary Wideman
Council Members Danny Lester, Mary Jane Shanes, Philip Thurman, Joyce Laudenschlager
Absent Paul Farmer, Tres Clinton
City Manager David Vaughn
Deputy City Secretary Kelly Dix

Guests: Bettye Foulds, Jonny Simons, Mark Lewis, Gene Courtney, Paul Nelson, Evan Milliorn, Leslie Baugh, Alexandra Telt, Jennifer Henry, Craig Lindholm, Wade Langley, Ricky Langley, Cliff Whitt, Greg Baker, Craig Ragaglia, Jimmy Preece, Dino Maisano, Greg Haley, Betty Lindley, Mary Lynne Beall,

CALL TO ORDER: The meeting was called to order by Mayor Wideman, at 6:00 p.m.

INVOCATION: Council Member Mary Jane Shanes

PLEDGE OF ALLEGIANCE: Council Member Philip Thurman

PLEDGE TO TEXAS FLAG: Council Member Philip Thurman

PUBLIC RECOGNITION/SPECIAL REPORTS: 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 November 8, 2016 Regular Council Meeting minutes

Council Member Philip Thurman moved to approve the consent agenda as presented. Council Member Tres Clinton seconded, and the motion carried unanimously.

PUBLIC HEARING:

Public Hearing: The City Council will conduct a public hearing regarding a Replat of Lot No. 8; Delaware Springs, Section 15, Phase Three. The replat will dedicate right-of-way for the approximately 550-foot long section of Honey Rock Blvd that provides connection between the Honey Rock Ranch subdivision and the 500 block of Fox Crossing: M. Lewis: Mayor Wideman opened the public hearing and invited anyone interested in speaking in favor of or against the item to approach the podium. There being no one wishing to speak, Mayor Wideman closed the public hearing.

Public Hearing: regarding vacation of "The Woodlands, Baptist Memorial Geriatric Center Plat" recorded on August 7, 1996, and establishment of a new "The Woodlands, Section One, Final Plat," a 46-lot, residential subdivision located at the northern termination of Janet Drive and further described as occupying 10.41 acres of land out of the John Hamilton Survey No. 1, Abstract No. 405, in Burnet County, Texas: M. Lewis: Mayor Wideman opened the public hearing and invited anyone interested in speaking in favor of or against the item to approach the podium. There being no one wishing to speak, Mayor Wideman closed the public hearing.

ACTION ITEMS:

Discuss and consider action: action: FIRST READING OF AN ORDINANCE ABANDONING THAT 577 SQUARE FOOT SECTION OF THE EAST LEAGUE STREET RIGHT-OF-WAY ABUTTING THAT PORTION OF BLOCK NUMBER EIGHT, PETER KERR DONATION KNOWN AS 310 S HILL STREET; ABANDONING SAID RIGHT-OF-WAY IN FAVOR OF

THE OWNERS OF SAID 310 S HILL STREET; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: M. Lewis: Council Member Philip Thurman made a motion to approve and adopt Ordinance 2016-35 as presented. Council Member Danny Lester seconded. The motion carried unanimously.

Discuss and consider action: SECOND AND FINAL READING OF AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF BURNET, TEXAS CHAPTER 98, SUBDIVISIONS BY ADOPTING ARTICLE VIII, NON-POINT SOURCE POLLUTION; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FINDING PROPER NOTICE OF MEETING: M. Lewis: Pass. No action taken

Discuss and consider action: FIRST READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING CHAPTER 90, "SOLID WASTE", ARTICLE II, "TYPE OF COLLECTION", SECTION 90-26 "SERVICES PROVIDED" AND SUB-SECTION (A) "RESIDENTIAL SERVICES"; AND ARTICLE III "RATES", SECTION 90-51 "RESIDENTIAL REFUSE COLLECTION RATES", OF THE BURNET CODE OF ORDINANCES. REPEALING ORDINANCES IN CONFLICT; PROVIDING SEVERABILITY; ESTABLISHING AN EFFECTIVE DATE; PROVIDING AN OPEN MEETINGS CLAUSE; AND PROVIDING FOR RELATED MATTERS: E. Milliorn: Council Member Danny Lester made a motion to approve the first reading of Ordinance 2016-37 as presented. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

Discuss and consider action: Regarding a Replat of Lot No. 8; Delaware Springs, Section 15, Phase Three: M. Lewis: M. Lewis: Council Member Joyce Laudenschlager made a motion to approve the replat of Lot No. 8; Delaware Springs, Section 15, Phase Three as presented. Council Member Mary Jane Shanes seconded, the motion carried unanimously.

Discuss and consider action: Regarding vacation of "The Woodlands, Baptist Memorial Geriatric Center Plat" recorded on August 7, 1996, and establishment of a new "The Woodlands, Section One, Final Plat," a 46-lot, residential subdivision located at the northern termination of Janet Drive and further described as occupying 10.41 acres of land out of the John Hamilton Survey No. 1, Abstract No. 405, in Burnet County, Texas: M. Lewis: Council Member Philip Thurman made a motion to approve the vacation of the "The Woodlands, Baptist Memorial Geriatric Center Plat" recorded on August 7, 1996, and approved the establishment of a new "The Woodlands, Section One, Final Plat," a 46-lot, residential subdivision located at the northern termination of Janet Drive and further described as occupying 10.41 acres of land out of the John Hamilton Survey No. 1, Abstract No. 405, in Burnet County, Texas. Council Member Mary Jane Shanes seconded, the motion carried unanimously.

Discuss and consider action: Appoint a representative for the City of Burnet to the Williamson-Burnet County Opportunities, Inc., (WBCO) Board of Directors: Mayor G. Wideman: Mayor Gary Wideman nominated City Secretary, Kelly Dix, to serve as the City of Burnet for the Board of Directors of Williamson-Burnet County Opportunities, Inc. Council member Philip Thurman seconded. The motion carried unanimously.

Discuss and consider action: Cancellation of the December 27th, 2016 Regular Council Meeting: K. Dix: Council Member Mary Jane Shanes made a motion to approve the cancellation of the December 27th, 2016 Regular Council Meeting. Council Member Joyce Laudenschlager seconded, the motion carried unanimously.

Discuss and consider action: Regarding a second amendment to the construction agreement between the City of Burnet and Outback Services, Inc.: D. Vaughn: Council Member Philip Thurman made

a motion to approve the second amendment to the construction agreement between the City of Burnet and Outback Services, Inc., extending the date of completion to June 30, 2017.

Discuss and consider action: FIRST READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING ORDINANCE 2016-23; THE ORIGINAL BUDGET ORDINANCE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2016, AND ENDING SEPTEMBER 30, 2017 FOR THE CITY OF BURNET, TEXAS, FUNDING ACCOUNTS IN BUDGET DUE TO UNFORESEEN SITUATIONS; CONTAINING FINDINGS PROVIDING FOR SAVINGS AND SEVERABILITY: C. Maxwell: Council Member Joyce Laudenschlager made a motion to approve the first reading of Ordinance 2016-38 as presented. Council Member Danny Lester seconded. The motion carried unanimously.

Discuss and consider action: A RESOLUTION BY THE CITY OF BURNET, TEXAS RESTRICTING THE USE OF CERTAIN FUNDS FOR CAPITAL PROJECTS: D. Vaughn: Council Member Philip Thurman made a motion to approve Resolution R2016-20 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 AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTER-LOCAL AGREEMENT WITH THE LOWER COLORADO RIVER AUTHORITY FOR THE PURPOSE OF COORDINATING POLICIES AND PROGRAMS WHICH WILL PRESERVE AND PROTECT WATER QUALITY IN THE CITY LIMITS AND EXTRATERRITORIAL JURISDICTION OF THE CITY OF BURNET: M. Lewis: Pass. No action taken.

Discuss and consider action: Proposed street engineering contract with K.C. Engineering: D. Vaughn: Council Member Danny Lester made a motion to approve the street engineering contract with K.C. Engineering. After discussion, Council Member Lester amended his motion to include West Fall Street to the project. Council Member Mary Jane Shanes seconded, the motion carried unanimously.

Discuss and consider action: Proposed Public Rights-of-Way Agreement with Honey Rock, L.P.: D. Vaughn: Council Member Philip Thurman made a motion to approve the Public Rights-of-Way Agreement with Honey Rock, L.P. as presented. Council Member Joyce Laudenschlager seconded, the motion carried unanimously.

Discuss and consider action: First Amendment to the Roadbase/Aggregate Agreement: J. Simons: Council Member Danny Lester made a motion to approve the first Amendment to the Roadbase/Aggregate Agreement as presented. Council Member Mary Jane Shanes seconded, the motion carried unanimously.

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.

October Financial Report: C. Maxwell: Director of Budget and Special Projects, Connie Maxwell reviewed the October 2016 Financial Report with Council. All funds are doing well at this time.

CONVENE TO EXECUTIVE SESSION:

Council Member Mary Jane Shanes made a motion to convene to Executive Session at 6:49 p.m. Council Member Joyce Laudenschlager seconded, the motion carried unanimously.

Executive Session: The Council reserves the right to enter into closed session in accordance with the provision of the Open Meetings Act, Texas Government Code, Chapter 551, Subsection 551.087;

Deliberation Regarding Economic Development Negotiations-Entegris: D. Vaughn

Executive Session: The Council reserves the right to enter into closed session in accordance with

the provision of the Open Meetings Act, Texas Government Code, Chapter 551, Subsection 551.072; Deliberations Regarding Real Property: pertaining to thirteen acres of land on the corner of Westfall and Cemetery Streets, owned by the City of Burnet: D. Vaughn

The City Council may take action on any of the matters considered in executive session once the City Council reconvenes in open session. Council Member Danny Lester made a motion to reconvene to regular session at 9:25 p.m. Council Member Mary Jane Shanes seconded, the motion carried unanimously.

RECONVENE TO REGULAR SESSION FOR POSSIBLE ACTION:

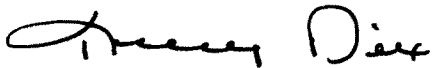
Discuss and consider action: Regarding economic development negotiations with Entegris: D. Vaughn: No action taken.


Discuss and consider action: Regarding thirteen acres of land on the corner of Westfall and Cemetery Streets, owned by the City of Burnet: D. Vaughn: Council Member Philip Thurman made a motion for staff to proceed to develop a letter of intent for presentation by January 2017. Council Member Mary Jane Shanes seconded, the motion carried unanimously.

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 9:29 p.m., seconded by Council Member Joyce Laudenschlager. The motion carried unanimously.

ATTEST:


Kelly Dix, City Secretary


Gary Wideman, Mayor

