STATE OF TEXAS {}

COUNTY OF BURNET {}

CITY OF BURNET {}

On this the 14th day of March 2017, 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, Paul Farmer, Tres Clinton, Mary Jane Shanes

Absent Joyce Laudenschlager

City Manager David Vaughn

Deputy City Secretary Kelly Dix

Guests: Mark Lewis, Gene Courtney, Evan Milliorn, Leslie Baugh, Craig Lindholm, Ed Hollicky, Alan Burdell, Patricia Langford, James B. Wilson, Doug Fipps, Kirk Noaker, Sr., Bettye Foulds, Melody Pauling, Crista Bromley, Paul Nelson, Paul Shell, Samantha Melvin, Connie Maxwell, Zachary Worrell, Ashley Barnett, Marcus Homer, Herb Stehling

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

INVOCATION: Council Member Paul Farmer

PLEDGE OF ALLEGIANCE: Council Member Mary Jane Shanes

PLEDGE TO TEXAS FLAG: Council Member Mary Jane Shanes

PUBLIC RECOGNITION/SPECIAL REPORTS:

2016 Audit Report: Diana Ward, CPA, Jaynes, Reitmeier, Boyd & Therrell, P. C.: Diana Ward reviewed the 2015/2016 Audit Report with Council. Ms. Ward reported that there were no significant findings and the report reflected the strides staff has taken in implementing sound financial controls.

Proclamation declaring March Youth Art Month: Mayor Gary Wideman: Mayor Gary Wideman presented Samantha Melvin, Art Teacher for Burnet Consolidated Independent School District, with a proclamation declaring March 2017 Youth Art Month, and invited Council to stop by the County Courthouse to see the displayed art done by the BCISD students.

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 February 28, 2017 Regular Council Meeting minutes

Council Member Joyce Laudenschlager moved to approve the consent agenda as presented. Council Member Danny Lester seconded, and the motion carried unanimously.

PUBLIC HEARING:

Preliminary Plat- Public Hearing: The City Council will conduct a public hearing regarding The Hills of Shady Grove, Sections 8 & 9 preliminary plat which is described as being 13.09-acres of land located west of the 100 and 200 blocks of Shady Grove Parkway, and further described as being out of the John Hamilton Survey, No. 1, Abstract No. 405: 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: The City Council of the City of Burnet, in accordance with Code of Ordinances Chapter 22, Article IV, Sections 22-81 and 22-82, will convene as the Board of Appeals for the purpose of conducting a public hearing and hearing testimony from City Staff and any persons with interest in the property located at 1407 North Water Street for the purpose of determining whether said structure is dangerous: 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: 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: Council Member Danny Lester made a motion to approve and adopt ordinance 2017-02 as presented. Council Member Mary Jane Shanes seconded, the motion carried unanimously.

Discuss and consider action: The City Council will consider The Hills of Shady Grove, Sections 8 & 9 preliminary plat which is described as being 13.09-acres of land located west of the 100 and 200 blocks of Shady Grove Parkway, and further described as being out of the John Hamilton Survey, No. 1, Abstract No. 405: M. Lewis: Council Member Mary Jane Shanes made a motion to approve the Sections 8 & 9 preliminary plat which is described as being 13.09-acres of land located west of the 100 and 200 blocks of Shady Grove Parkway, and further described as being out of the John Hamilton Survey, No. 1, Abstract No. 405 as presented. Council Member Tres Clinton seconded the motion carried unanimously.

Discuss and consider action: Acceptance of the Hills of Shady Grove, Section 8, Final Plat, a 19-lot, single-family residential subdivision located west of the 200 block of Shady Grove Parkway which is further described as being 7.27 –acres out of the John Hamilton Survey, No. 1; Abstract No. 405: M. Lewis: Council Member Paul Farmer made a motion to approve the Hills of Shady Grove, Section 8, Final Plat, a 19-lot, single-family residential subdivision located west of the 200 block of Shady Grove Parkway which is further described as being 7.27 –acres out of the John Hamilton Survey, No. 1; Abstract No. 405 as presented. Council Member Danny Lester seconded the motion carried unanimously.

Discuss and consider action: The City Council of the City of Burnet, in accordance with Code of Ordinances, Chapter 22, Article IV, Sections 22-81 and 22-82, will convene as the Board of Appeals for the purpose of considering an order declaring the structures located at 1407 N. Water Street to be a dangerous and unsafe building and therefore a public nuisance and further ordering the repair or removal of said structure: M. Lewis: The City Council of the City of Burnet, in accordance with Code of Ordinances, Chapter 22, Article IV, Sections 22-81 and 22-82, will convened as the Board of Appeals and Council Member Tres Clinton made a motion to declare the structures located at 1407 N. Water Street to be a dangerous and unsafe building and therefore a public nuisance and further ordering the repair or removal of said structure in the time frame presented. Council Member Paul Farmer seconded, the motion carried unanimously.

Discuss and consider action: Appointment of Judge Kirk D. Noacker, Sr. as Associate Judge: D. Vaughn: Council Member Tres Clinton made a motion to approve the appointment of Judge Kirk D. Noacker, Sr. as Associate Judge. Council Member Danny Lester seconded, the motion carried unanimously.

Discuss and consider action: Approve a contract with Austin Turf and Tractor for equipment purchases for Delaware Springs: D. Fipps: Council Member Danny Lester made a motion to approve the contract with Austin Turf and Tractor for the purchase of equipment for Delaware Springs Golf Course as presented. Council Member Mary Jane Shanes seconded, the motion carried unanimously.

Discuss and consider action: A RESOLUTION BY THE CITY OF BURNET, TEXAS RESTRICTING THE USE OF FUNDS IN THE SELF-FUNDED BANK ACCOUNT: C Maxwell: Council Member Paul Shell made a motion to adopt Resolution R2017-05 as presented. Council Member Mary Jane Shanes seconded, the motion carried unanimously.

Discuss and consider action: Terms and conditions for disposal of Brush: D. Vaughn/J. Simons: Council Member Mary Jane Shanes made a motion to approve the terms and conditions for disposal of brush as presented. Council Member Tres Clinton seconded, the motion carried unanimously.

EXECUTIVE SESSION:

Council Member Tres Clinton made a motion to convene to Executive Session at 7:29 p.m. Council Member Mary Jane Shanes 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 551.072; Deliberations Regarding Real Property: pertaining to economic development incentives for the development of 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.

RECONVENE TO REGULAR SESSION FOR POSSIBLE ACTION:

Council Member Danny Lester made a motion to reconvene to regular session at 7:47 p.m. Council Member Tres Clinton seconded, the motion carried unanimously.

Discuss and consider action: Pertaining to economic development incentives for the development of the thirteen acres of land on the corner of Westfall and Cemetery Streets, owned by the City of Burnet: D. Vaughn: Pass. No action taken

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.

Development Services; Department staffing report: M. Lewis: Mark Lewis discussed the need to fill the currently vacant Building Inspection position and expressed an ongoing need for a Permit Clerk/Admin Assistant for the department due to the increased volume of operations in Development Services.

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 7:49 p.m., seconded by Council Member Dany Lester. The motion carried unanimously.

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 Gary Wideman, Mayor

ATTEST:

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Kelly Dix, City Secretary