

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

On this the 25th day of April 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, Tres Clinton, Joyce Laudenschlager, Mary Jane Shanes
Absent	Paul Farmer
City Manager	David Vaughn
City Secretary	Kelly Dix

Guests: Mark Lewis, Gene Courtney, Evan Milliorn, Leslie Baugh, Alan Burdell, Patricia Langford, James B. Wilson, Doug Fipps, Crista Bromley, Paul Nelson, Paul Shell, Connie Maxwell, Ricky Langley, Wade Langley, Zachary DeLeon, Bettye Foulds, Harold Smith, Tanya Clawson, Damon Beierle, Craig Lindholm,

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

INVOCATION: Council Member Gary Wideman

PLEDGE OF ALLEGIANCE: Council Member Tres Clinton

PLEDGE TO TEXAS FLAG: Council Member Tres Clinton

PUBLIC RECOGNITION/SPECIAL REPORTS:

ACDI Solid Waste Services update report: Tanya Clawson: Tanya Clawson presented the Council with an overview of solid waste and recycling program that was implemented in November.

Participation is up in recycling and residential pick up is going well.

Chamber of Commerce Report: Chamber Board Member Damon Beirle extended thanks and appreciation from the Chamber to the City Departments for their help in the annual Bluebonnet Festival that was a huge success with a 7% increase in carnival sales, 12% increase in concert sales and 30% increase in participation with the 5K run. The web stats were up 30% for the month of April as well. Damon informed the Council that the Candidate forum was broadcasted live on Facebook and that there were over a thousand hits on the link. Damon reviewed the list of upcoming Chamber events and ribbon cuttings.

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 April 11, 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:

Public Hearing: The City Council will conduct a public hearing regarding a replat 13.459 acres out of the Sarah Ann Guest Survey No. 1053, Abstract No. 1525, and out of the B.B. Castleberry Survey No. 2 Abstract No. 187, and a southerly portion of Block No. 7, and all of Block No. 8, a westerly portion of Prairie Street and a westerly portion of Valley Street, of the Johnson Addition to the City of Burnet for the purpose of establishing the City of Burnet Westfall Subdivision: 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 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 Danny Lester made a motion to approve and adopt Ordinance 2017-03 as presented. Council Member Joyce Laudenschlager seconded, the motion carried unanimously.

Discuss and consider action: SECOND AND FINAL READING OF AN ORDINANCE AMENDING ORDINANCE NO. 2012-06 BY ASSIGNING MEDIUM COMMERCIAL – DISTRICT C-2 ZONING TO THE EAST ONE-HALF OF LOT 3, BLOCK 29, PETER KERR PORTION WHICH IS FURTHER DESCRIBED AS BEING 206 W. BRIER STREET; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: M. Lewis: Council Member Tres Clinton made a motion to approve and adopt Ordinance 2017-05 as presented. Council Member Mary Jane Shanes seconded, the motion carried unanimously

Discuss and consider action: SECOND AND FINAL READING OF AN ORDINANCE AMENDING ORDINANCE NO. 2012-06 BY ASSIGNING DUPLEX – DISTRICT R-2 ZONING TO 4.07 ACRES OUT OF THE SARAH ANN GUEST SURVEY, NO 1502, ABSTRACT NO. 1525, AND THE B.B. CASTLEBERRY SURVEY NO. 2, ABSTRACT 187; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: M. Lewis: Council Member Danny Lester made a motion to approve and adopt Ordinance 2017-06 as presented. Council Member Tres Clinton seconded, the motion carried unanimously

Discuss and consider action: SECOND AND FINAL READING OF AN ORDINANCE ABANDONING THE ALLEY LOCATED IN BLOCK 8; JOHNSON ADDITION AND THOSE PORTIONS OF THE MCNEIL STREET, PRAIRIE STREET AND VALLEY STREET RIGHTS-OF-WAY ABUTTING BLOCKS 7 AND 8, JOHNSON ADDITION; ABANDONING SAID ALLEY AND STREET RIGHTS-OF-WAY IN FAVOR OF THE ABUTTING PROPERTY OWNER; DIRECTING THE CITY SECRETARY TO CAUSE THIS ORDINANCE TO BE RECORDED IN THE DEED RECORDS OF BURNET COUNTY; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: M. Lewis: Council Member Mary Jane Shanes made a motion to approve and adopt Ordinance 2017-04 as presented. Council Member Tres Clinton seconded, the motion carried unanimously

Discuss and consider action: SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS, PROVIDING FOR THE EXTENSION OF THE CITY OF THE CITY LIMITS BY VOLUNTARY ANNEXATION, OF 1.96 ACRES OF LAND OUT OF THE B.B. CASTLEBERRY SURVEY NUMBER 2, ABSTRACT NUMBER 187, BURNET COUNTY, TEXAS SAME BEING THAT CERTAIN Q CRAWFORD PROPERTY DEVELOPMENT LLC. CALLED 1.8 ACRE TRACT RECORDED IN DOCUMENT NUMBER 20160695, OFFICIAL PUBLIC RECORDS, BURNET COUNTY, TEXAS; DIRECTING THE CITY SECRETARY TO FILE THIS ORDINANCE WITH THE COUNTY CLERK OF THE COUNTY OF BURNET; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: M. Lewis: Council Member Danny Lester made a motion to approve and adopt Ordinance 2017-07 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, CREATING AN AIRPORT ADVISORY BOARD FOR THE CITY OF BURNET; DESCRIBING ITS POWERS, DUTIES, AND ESTABLISHING THE TERMS OF OFFICE OF ITS MEMBERS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE AND AN OPEN MEETINGS CLAUSE; AND PROVIDING FOR RELATED MATTERS: K. Dix: Council Member Danny Lester made a motion to approve and adopt Ordinance 2017-08 as presented. Council Member Mary Jane seconded, the motion carried unanimously
Discuss and consider action: Airport Board appointments: L. Figueroa: Council Member Tres Clinton made a motion to re-appoint Ken Wittekind and Charles Deitrich to the Burnet Municipal Airport Board for a term of two years to expire in May 2019. Council Member Mary Jane Shanes seconded, the motion carried unanimously.

Discuss and consider action: Authorization to accept the National Rifle Association (NRA) Grant for the amount of \$5,051.58: P. Nelson: Council Member Tres Clinton made a motion to approve acceptance of the National Rifle Association Grant in the amount of \$5,051.58. Council Member Danny Lester seconded, the motion carried unanimously.

Discuss and consider action: Call a Special Meeting of the City Council: K. Dix: Council member Joyce Laudenschlager made a motion to call a Special Meeting of the City Council for May 16, 2017 at 5:30 p.m. in Council Chambers. Council Member Tres Clinton seconded, the motion carried unanimously.

Discuss and consider action: A RESOLUTION AUTHORIZING THE CITY MANAGER TO MAKE SPECIFIC BUDGET TRANSFERS WITHIN FUNDS: C. Maxwell: Council Member Danny Lester made a motion to approve Resolution No. R2017-09 as presented. Council Member Mary Jane Shanes seconded, the motion passed unanimously.

Discuss and consider action: The City Council will consider a replat 13.459 acres of of the Sarah Ann Guest Survey No. 1053, Abstract No. 1525, and out of the B.B. Castleberry Survey No. 2 Abstract No. 187, and a southerly portion of Block No. 7, and all of Block No. 8, a westerly portion of Prairie Street and a westerly portion of Valley Street, of the Johnson Addition to the City of Burnet for the purpose of establishing the City of Burnet Westfall Subdivision: M. Lewis: Council Member Mary Jane Shanes made a motion to approve the replat of 13.459 acres of of the Sarah Ann Guest Survey No. 1053, Abstract No. 1525, and out of the B.B. Castleberry Survey No. 2 Abstract No. 187, and a southerly portion of Block No. 7, and all of Block No. 8, a westerly portion of Prairie Street and a westerly portion of Valley Street, of the Johnson Addition to the City of Burnet for the purpose of establishing the City of Burnet Westfall Subdivision as presented. Council Member Tres Clinton 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: Council convened as the Board of Appeals. Member Joyce Laudenschlager made a motion to approve the ratified the revised order to demolish the structure at 1407 N. Water Street as presented. Council Member Danny Lester 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.

March 2017 Financial Reports: Director of Finance Patricia Langford reviewed the individual funds revenue and expenses for the month of March 2017.

EXECUTIVE SESSION:

Council Member Danny Lester made a motion to convene to Executive Session at 6:42 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 551.072; 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

Executive Session: City Council, as the City of Burnet Electric Department's governing body, shall go into closed session pursuant to Texas Government Code Section 551.086 to deliberate on competitive matters of the electric utility related to a proposed exchange of Electric Utility Service Certificate of Convenience and Necessity areas with Pedernales Electric Cooperative. The City Council may take action on any of the matters considered in executive session once the City Council reconvenes in open session: D. Vaughn

Executive Session: The City of Burnet City Council shall meet in Executive Session in accordance to the provision of the Open Meetings Act, Texas Government Code, Chapter 551, and Sub-section 551.074(a) regarding deliberation on the appointment, employment, evaluation, reassignment, and duties of the City Manager, David Vaughn: Mayor Wideman

RECONVENE TO REGULAR SESSION FOR POSSIBLE ACTION:

Council Member Danny Lester made a motion to reconvene to regular session at 7:16 p.m. Council Member Joyce Laudenschlager seconded, the motion carried unanimously.

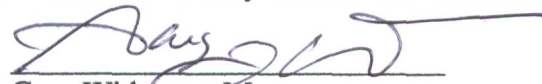
Discuss and consider action: A RESOLUTION OF THE CITY OF BURNET APPROVING A CHAPTER 380 AGREEMENT TO PROVIDE ECONOMIC INCENTIVES TO LANGLEY HOMES INC TO CREATE SINGLE AND TWO-FAMILY HOUSING OPPORTUNITIES IN THE CITY OF BURNET: D. Vaughn: Council Member Danny Lester made a motion to approve Resolution R2017-10 as presented. Council Member Tres Clinton seconded, the motion carried unanimously.

Discuss and consider action: Transfer of Electric CCN between the City of Burnet and Pedernales Electric: D. Vaughn: Mayor Gary Wideman made a motion to approve the transfer of Electric CCN between the City of Burnet and Pedernales Electric. Council Member Joyce Laudenschlager seconded the motion carried unanimously.

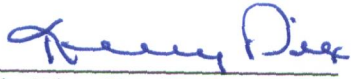
Discuss and consider action: Regarding the appointment, employment, evaluation, reassignment, and duties of the City Manager as set out under the City Charter associated with the position of City Manager, David Vaughn: Mayor Wideman: Mayor Gary Wideman made a motion to approved changing the severance pay in the City Manager's contract from six months to twelve months. Council Member Danny Lester 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 7:18 p.m., seconded by Council Member Danny Lester. The motion carried unanimously.


Gary Wideman, Mayor

ATTEST:



Kelly Dix, City Secretary

