

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

On this the 12<sup>th</sup> day of September 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	Crista Goble Bromley
Council Members	Danny Lester, Milton Phair, Paul Farmer, Cindia Talamantez, Tres Clinton Joyce Laudenschlager
City Manager	David Vaughn
City Secretary	Kelly Dix

Guests: Leslie Baugh, Jonny Simons, Paul Nelson, Craig Lindholm, Gene Courtney, James Wilson, Doug Fipps, Alan Burdell, Harold Smith, Dennis Friedrich, Gloria Friedrich

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

INVOCATION: Council Member Paul Farmer

PLEDGE OF ALLEGIANCE: Council Member Tres Clinton

PLEDGE TO TEXAS FLAG: Council Member Tres Clinton

CITIZEN COMMENT/PUBLIC RECOGNITION:

Update report on the Cottages of Westfall: Wade Langley of Langley Homes addressed the Council and reported that the sewer lines were completed and the water lines are going in currently. The lots at the Cottages of Westfall have been staked and the road is complete.

Proclamation: Hunger Awareness Month: Mayor Crista Goble Bromley: Mayor Bromley presented a proclamation Chad Nelson declaring the month of September as Hunger Awareness Month.

Proclamation: Texas Strong Month: Mayor Crista Goble Bromley: Mayor Bromley presented the Texas Strong Proclamation recognizing the statewide efforts of recovery in the wake of Hurricane Harvey.

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 August 22<sup>nd</sup>, 2017 City Council Workshop minutes

Approval of the August 22<sup>nd</sup>, 2017 Regular Council Meeting minutes

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

PUBLIC HEARING:

Public Hearing: Second Public Hearing on a proposal to increase total tax revenues from properties on the tax roll in the preceding tax year by 10.05 percent (percentage by which proposed tax rate exceeds lower of rollback tax rate or effective tax calculated under Chapter 26, Tax Code). Your individual taxes may increase at a greater or lesser rate, or even decrease, depending on the change in the taxable value of your property in relation to the change in taxable value of all other property and the tax rate that is adopted: D. Vaughn: Mayor Bromley opened the public hearing and invited anyone interested in speaking to approach the podium. There being no one wishing to speak, Mayor Bromley closed the public hearing.

Public Hearing: The City Council will conduct a public hearing regarding a request to rezone Lot 1E; Block 4 (Pt of 5 AC); Kerr Donation S4150, which is further described as 305 N. Rhomberg Street, from its present zoning designation of Single-family Residential 1 – District R-1, to a



designation of Duplex – District R-2: M. Lewis: Mayor Bromley opened the public hearing and invited anyone interested in speaking to approach the podium. There being no one wishing to speak, Mayor Bromley closed the public hearing.

Public Hearing: The City Council will conduct a public hearing regarding a Conditional Use Permit requested for a 1.92 Acre, Transmitter Site located in the John Hamilton Survey No. 1 Abstract No 405, and further described as 1008 Sherrard Street. The Conditional Use Permit is being requested for the purpose of allowing construction of a communication tower that is to be erected as a replacement to the tower currently located on this site: M. Lewis: Mayor Bromley opened the public hearing and invited anyone interested in speaking to approach the podium. There being no one wishing to speak, Mayor Bromley closed the public hearing.

Public Hearing: The City Council will conduct a public hearing regarding the Heritage Valley North Preliminary Plat which is described as being 22.74 acres out of the John Hamilton Survey No. 1 and is further described as being located at the eastern terminations of Spicewood Drive and Applewood Drive East.: M. Lewis: Council Member Danny Lester made a motion to table this Public Hearing. Council Member Joyce Laudenschlager seconded, the motion carried unanimously.

ACTION ITEMS:

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 2017-20 as presented. Council member Paul Farmer seconded, the motion carried unanimously.

Discuss and consider action: A RESOLUTION OF THE CITY OF BURNET, TEXAS, PROVIDING FOR THE SUBMISSION OF NOMINATIONS FOR THE ELECTION OF DIRECTORS OF THE BURNET CENTRAL APPRAISAL DISTRICT FOR THE YEARS 2018-2019; AND PROVIDING FOR OPEN MEETINGS CLAUSES: D. Vaughn: Council Member Danny Lester made a motion to approve Resolution R2017-18 nominating Paul Shell to serve as a member of the Board of Directors for the Burnet Central Appraisal District for the 2018/2019 FY. Council Member Tres Clinton seconded, the motion carried unanimously.

Discuss and consider action: Appoint a Council Member to the Capital Area Council of Governments (CAPCOG) General Assembly Representative: K. Dix: Council Member Danny Lester made a motion to re-appoint Council Member Tres Clinton to serve as the Council Representative for the Capital Area Council of Governments. Council Member Joyce Laudenschlager seconded, the motion carried unanimously.

Discuss and consider action: Request for a fee waiver for 301 South Hill Street for a multi family project: D. Vaughn: Council Member Danny Lester made a motion to approve the fee waiver for Chester Williams and the construction of the multi-family unit located at 301 South Hill. Council member Cindia Talamantez seconded, the motion carried unanimously.

Discuss and consider action: Award of Asphalt bids for the Westfall Project: G. Courtney: Council Member Danny Lester made a motion to award the asphalt bid for the Westfall project to Old Castle, Inc. Council Member Tres Clinton seconded, the motion carried unanimously.

Discuss and consider action: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, DESIGNATING THAT BUILDING LOCATED AT 304 S. MAIN STREET, WHICH IS FURTHER DESCRIBED AS LOT 1-B; BLOCK 2, PETER KERR PORTION S7150



AND THE PUBLIC SIDEWALK LOCATED ADJACENT TO SAID 304 S MAIN STREET TO BE HISTORIC LANDMARKS OF THE CITY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION WAS PASSED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW:

M. Lewis: Council Member Paul Farmer made a motion to approve Resolution R2017-23 as presented. Council Member Cindia Talamantez seconded, the motion carried unanimously.

Discuss and consider action: FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 2012-06 BY ASSIGNING DUPLEX – DISTRICT R-2 ZONING TO LOT 1E; BLOCK 4 (PT OF 5 AC); KERR DONATION S4150, WHICH IS FURTHER DESCRIBED AS 305 N RHOMBERG STREET; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: M. Lewis: Council Member Paul Farmer made a motion to approve the first reading of Ordinance 2017-22 as presented. Council Member Danny Lester seconded. Mayor Bromley requested a roll vote. Council Members Lester, Laudenschlager, Clinton and Farmer voted in favor, Council Members Phair, Talamantez and Mayor Bromley voted against. The motion carried in favor of approving the first reading of Ordinance 2017-22 as presented with a final vote of four in favor, three opposed.

Discuss and consider action: FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 2012-06 BY GRANTING A CONDITIONAL USE PERMIT FOR ERECTION AND OPERATION OF A COMMUNICATION TOWER TO BE LOCATED ON A 1.92 ACRE TRACT LOCATED IN THE JOHN HAMILTON SURVEY NO. 1; ABSTRACT NO. 405 WHICH IS FURTHER DESCRIBED AS 1008 SHERRARD STREET; ESTABLISHING CONDITIONS FOR SAID PERMIT; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: M. Lewis: Pass. No action taken.

Discuss and consider action: Regarding the Heritage Valley North Preliminary Plat which is described as being 22.74 acres out of the John Hamilton Survey No. 1 and is further described as being located at the eastern terminations of Spicewood Drive and Applewood Drive East.: M. Lewis: Council Member Danny Lester made a motion to table this item. Council Member Joyce Laudenschlager seconded, the motion carried unanimously.

Discuss and consider action: Acceptance of Utility Easements for 1001 East Polk and 1015 East Polk: G. Courtney: Council Member Joyce Laudenschlager made a motion to accept the Utility Easements for 1001 East Polk and 1015 East Polk as presented. Council Member Tres Clinton seconded, the motion carried unanimously.

Discuss and consider action: Acceptance of a Utility and Drainage Easement for CR 200 and Hills of Shady Grove: G. Courtney: Council Member Danny Lester made a motion to accept a utility and drainage easement for County Road 200 and the Hills of Shady Grove. Council Member Paul Farmer seconded, the motion carried unanimously.

Discuss and consider action: Cancellation of the November 28<sup>th</sup>, 2017 and the December 26<sup>th</sup>, 2017 Regular City Council meetings: K. Dix: Council Member Tres Clinton made a motion to cancel the November 28<sup>th</sup>, 2017 and the December 26<sup>th</sup>, 2017 Regular City Council meetings. Council Member Cindia Talamantez seconded, the motion carried unanimously.

Discuss and consider action: Authorize the Mayor to execute a letter of engagement with Jaynes, Reitmier, Boyd & Therrell, P. C. for audit services for the 2016/2017 fiscal year audit: D. Vaughn: Council Member Danny Lester made a motion to approve the Mayor to execute a letter of engagement with Jaynes, Reitmier, Boyd & Therrell, P.C. for the 2016/2017 audit services. Council Member Joyce Laudenschlager 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.

Public Works MDM Report: G. Courtney: Public Works Director Gene Courtney and Andrew Scott demonstrated the new Meter Management System software that the utility department has implemented. The Software allows the utility department to provide much more detailed information to customers and improves accuracy in utility billing.

CONVENE TO EXECUTIVE SESSION: Council Member Danny Lester made a motion to convene in Executive Session at 7:27 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 the possible purchase of approximately 2.657 acres of land from the Burnet Housing Authority: 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 the Morris property located at 2600 and 2708 South Water Street: D. Vaughn

RECONVENE TO REGULAR SESSION FOR POSSIBLE ACTION: Council Member Joyce Laudenschlager made a motion to reconvene to regular session at 9:10 p.m. Council Member Cindia Talamantez seconded, the motion carried unanimously.

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

Discuss and consider action: Purchase of 2.657 acres of land from the Burnet Housing Authority. E. Milliorn: Council Member Paul Farmer made a motion to move forward with the purchase of 2.657 acres of land from the Burnet Housing Authority in an amount not to exceed \$15,000.00. Council Member Tres Clinton seconded, the motion carried unanimously.

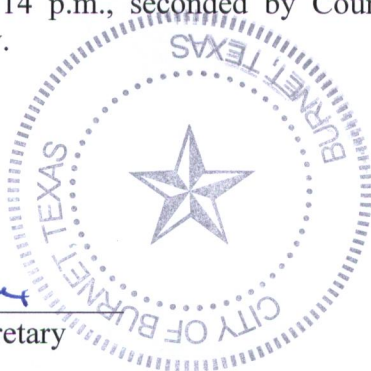
Discuss and consider action: Regarding the Morris property located at 2600 and 2708 South Water: D. Vaughn: Council Member Paul Farmer made a motion to begin due diligence process regarding the property located at 2600 and 2708 South Water Street. Council Member Tres Clinton seconded, the motion carried unanimously.

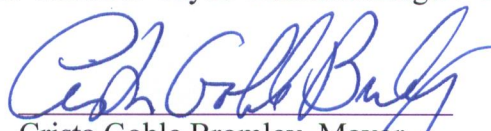
REQUESTS FROM COUNCIL FOR FUTURE REPORTS: None.

ADJOURN: There being no further business a motion to adjourn was made by Council Member Danny Lester at 9:14 p.m., seconded by Council Member Joyce Laudenschlager. The motion carried unanimously.

ATTEST:

  
Kelly Dix, City Secretary



  
Crista Goble Bromley, Mayor