



NOTICE OF MEETING OF THE GOVERNING BODY OF THE CITY OF BURNET

Notice is hereby given that a **Regular Council Meeting** will be held by the governing body of the above named City on the **24th day of October, 2017** at **6:00 p.m.** in the Council Chambers, Burnet Municipal Airport, 2402 S. Water, Burnet, at which time the following subjects will be discussed, to-wit:

This notice is posted pursuant to the Texas Government Code, Chapter §551-Open Meetings.

CALL TO ORDER:

INVOCATION:

PLEDGE OF ALLEGIANCE:

PLEDGE TO TEXAS FLAG:

1. 1. PUBLIC RECOGNITION/SPECIAL REPORTS:

1.1) Chamber of Commerce Report

2. 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.)

2.1) Approval of the September 26th, 2017 Regular Council Meeting minutes

2.2) Approval of an Interlocal Agreement with the Burnet County, Herman Brown Free Library for utility assistance and book purchases: K. Dix

2.3) Approval of an Interlocal Agreement with the Burnet County Heritage Society, for utility assistance: K. Dix

2.4) Approval of an Interlocal Agreement with the Capital Area Rural Transportation System (CARTS) for program funding assistance: K. Dix

2.5) Approval of an Interlocal Agreement with the Williamson-Burnet County Opportunities (WBCO) Senior Nutrition Program funding assistance: K. Dix

2.6) Approval of an Interlocal agreement with the Hill Country Children's Advocacy Center for utility assistance and program funding at the Advocacy Center: K. Dix

2.7) Approval of an Interlocal Agreement with the Boys and Girls Club of Highland Lakes Inc., for utility assistance: K. Dix

2.8) Approval of an Interlocal Agreement with La Care, Inc. for utility assistance: K. Dix

2.9) Approval of an Interlocal Agreement with Hill Country Community Foundation, for utility assistance: K. Dix

3. PUBLIC HEARINGS:

3.1) Public Hearing: The City Council will conduct a public hearing regarding a request to rezone Lot 1 and the north ½ of lot 2; Block 27; Vanderveer/Alexander S8450, which is further described as 309 E Pecan Street, from its present zoning designation of Single-family Residential 1 – District R-1, to a designation of Townhomes – District R-2A: M. Lewis

4. ACTION ITEMS:

4.1) Discuss and consider action: City Council will discuss and consider action regarding a determination that cellular and other communication towers are radio towers and therefore eligible to be considered for conditional use permits under the terms of Code of Ordinance Section 118-64 – Conditional Use Permits: M. Lewis

4.2) 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

4.3) Discuss and consider action: Authorization to proceed with the purchase of vehicles for the Police Department. P. Nelson

4.4) Discuss and consider action: Request authorization for the Police Department to pursue a National Rifle Association (NRA) 2017/18 Grant for department equipment and/or programs: P. Nelson

4.5) Discuss and consider action: Authorization to purchase duty pistols and required accessories: P. Nelson

4.6) Discuss and consider action: Equipment purchases for Delaware Springs Golf Course. D. Fipps

4.7) Discuss and consider action: FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 2012-06 BY ASSIGNING TOWNHOMES – DISTRICT R-2A ZONING TO LOT 1E, AND THE NORTH ONE-HALF (1/2) OF LOT 2, BLOCK 27, VANDERVEER/ALEXANDER S8450, WHICH IS FURTHER DESCRIBED AS BEING 309 E PECAN STREET; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: M. Lewis

4.8) Discuss and consider action: Appointments to the Charter Committee for the 2017-2018 Charter Review: K. Dix

4.9) Discuss and consider action: Authorize participation in a rehabilitation project for County Road 340 A: D. Vaughn

4.10) Discuss and consider action: FIRST READING OF A RESOLUTION BY THE CITY OF BURNET AUTHORIZING EXPENDITURES FOR THE PURPOSE OF IMPROVEMENTS TO CR340A; AND OTHER RELATED MATTERS: D. Vaughn

4.10) Discuss and consider action: SECOND AND FINAL READING OF A RESOLUTION BY THE CITY OF BURNET AUTHORIZING EXPENDITURES FOR THE PURPOSE OF IMPROVEMENTS TO CR340A; AND OTHER RELATED MATTERS: D. Vaughn

4.12) Discuss and consider action: A RESOLUTION BY THE CITY OF BURNET TO NAME A PUBLIC STREET IN HONOR OF JOHN W. HOOVER: D. Vaughn

4.13) Discuss and consider action: Approval of the purchase of message boards. G. Courtney

4.14) Discuss and consider action: Approval of Street Committee List: J. Simons

4.15) Discuss and consider action: A RESOLUTION PROVIDING FOR THE SALE OF PROPERTY ACQUIRED BY THE BURNET CENTRAL APPRAISAL DISTRICT AT DELINQUENT TAX SALE LOCATED AT 1005 SOUTH MAIN ST., BURNET, TX:: E. Milliorn

4.16) Discuss and consider action: A RESOLUTION PROVIDING FOR THE SALE OF PROPERTY ACQUIRED BY THE BURNET CENTRAL APPRAISAL DISTRICT AT DELINQUENT TAX SALE, FURTHER DESCRIBED AS A VACANT LOT (0.1159 ACRES) LOCATED IN THE 1200 BLOCK OF PECAN STREET: E. Milliorn

4.17) 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 discussing and considering action regarding the July 25, 2017 Board of Appeals order to demolish or repair structures located at 1407 North Water Street: M. Lewis

5. REPORTS: None.

5.1) 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.

6. REQUESTS FROM COUNCIL FOR FUTURE REPORTS:

7. ADJOURN:

Dated this 20th day, of October, 2017

CITY OF BURNET

CRISTA GOBLE BROMLEY, MAYOR

I, the undersigned authority, do hereby certify that the above NOTICE OF MEETING of the governing body of the above named City, BURNET, is a true and correct copy of said NOTICE and that I posted a true and correct copy of said NOTICE on the bulletin board, in the City Hall of said City, BURNET, TEXAS, a place convenient and readily accessible to the general public at all times, and said NOTICE was posted on October 20, 2017, at or before 5 o'clock p.m. and remained posted continuously for at least 72 hours preceding the scheduled time of said Meeting.

Kelly Dix, City Secretary

NOTICE OF ASSISTANCE AT THE PUBLIC MEETINGS:

The City Council Chamber is wheelchair accessible. Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services, such as interpreters for persons who are deaf or hearing impaired, readers, or large print, are requested to contact the City Secretary's office (512.756.6093) at least two working days prior to the meeting. Requests for information may be faxed to the City Secretary at 512.756.8560.

RIGHT TO ENTER INTO EXECUTIVE SESSION:

The City Council for the City of Burnet reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.087 (Economic Development).

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

On this the 26th 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, Bettye Foulds, Mary Jane Shanes, Craig Lindholm, Gene Courtney, Doug Fipps, Alan Burdell, Damon Beierle, Patricia Langford, Connie Maxwell, Brian Sy, Lloyd Nelson, Caryn Paye, Ben Gaertner, Steve Killebrew

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 Danny Lester

PLEDGE TO TEXAS FLAG: Council Member Danny Lester

PUBLIC RECOGNITION/SPECIAL REPORTS:

Chamber of Commerce Report: Board Member Damon Beierle presented the Chamber report and presented Council copies of the new Chamber Directory. The Job Fair was a great success with forty employers in attendance and over one hundred job seekers. Day Out with Thomas has sold over 16,000 tickets for the 2017 event to be held this weekend at the Community Center. Laura Cheney, and Roger Moore were re-appointed to the Chamber of Commerce Board of Directors and Wade Langley will be join as a new member. The Octoberfest event plans are underway and will be held on October 14th. Vendors are registering for the Christmas on the Square event and there will be a snow feature added to the festivities this year.

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 September 12th, 2017 City Council Workshop minutes

Approval of the September 12, 2017 Regular Council Meeting minutes

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

PUBLIC HEARING:

Public Hearing: (Tabled Item) 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 Joyce Laudenschlager made a motion to return this item to the table. Council Member Paul Farmer seconded, the motion carried unanimously. Mayor Bromley opened the public hearing and invited anyone interested in speaking to approach the podium. The following people addressed the Council:

- **Fred Clark-210 Alexander:** Concerned with increased traffic with connection of road; would prefer no through traffic and a gate be installed for public safety and emergency vehicle access only.

- **Ben Gardner (on behalf of David Bennett also), 102 Applewood Drive:** stated their families were “sold” into a neighborhood with one entrance/exit for neighborhood only and that the new road will have a negative impact on the neighborhood. Opening a thoroughfare connecting to the rest of Burnet is not acceptable.
- **Doug Feldt, 307 Shady Grove:** Built a new house because neighborhood was closed off. Feels there will be an economic impact of depreciated home values by connecting the proposed neighborhood of lessor value. Requested the Council to inform him as to who was protecting the home buyers who are vested in the current subdivision where they live now?
- **Lloyd Nelson, 108 Alexander:** 84 year old retiree that chose to live in Shady Grove 6 years ago, because of the lessor traffic area and to live in a “locked in community.” Mr. Nelson expressed his, concerns with the proposed development that includes construction of a road to connect to the Hills of Shady Grove for easier access to schools. He has a concern for the safety of his pet with the possibility of increased traffic.
- **Brenda Clark, 210 Alexander Drive:** Does not like the idea of a road coming into their subdivision for through traffic.
- **Carlos Pena, 103 Natalie’s Point:** In August Mr. Pena talked to the developer and nothing was mentioned about the possibility of another subdivision being built that would connect to Shady Grove. He had looked at property in neighboring communities and chose Burnet for his family to grow. He stated he would have bought in Austin/Georgetown if he knew there was going to be a second entrance, does not want through traffic
- **David Norman, 203 Donna Lynn Drive:** Came to support his neighbors. He said that many did not come to speak because they felt it would not do any good after they had received a letter from the Property Owners Association President that stated there was nothing that could be done by the City. Mr. Norman also stated his concern with the current one way entry to school drop off and fears the people will come to Natalie’s Point and let children walk across the field to school, increasing traffic in the neighborhood.
- **Shelly Houston, 301 Shady Grove:** Ms. Houston stated that they are new to the neighborhood and just moved in five weeks ago. They chose the area for their children to be able to play outside without worry for their safety. She also stated that no one at the subdivision wants an additional entrance, and she feels that their safety is being taken away
- **Trey Brown, 303 Alexander Ave:** Stated that he feels the new road will be destructive, because current home owners have chosen to live there for the one way in, one way out; neighborhood. He voiced his concerns that traffic issues will drastically change due to the location and access to the schools. Mr. Brown stated that there is a need for the preservation of property values because the connection of Hills of Shady Grove and Heritage Valley that will have houses of lessor value, will depreciate the value of the current homes in Hills of Shady Grove.

There being no one else wishing to speak, Mayor Bromley 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 Milton Phair made a

motion to approve and adopt Ordinance 2017-20 as presented. Council member Joyce Laudenschlager seconded, the motion carried unanimously.

Discuss and consider action: SECOND AND FINAL READING OF AN ORDINANCE ADOPTING THE OFFICIAL BUDGET FOR THE CITY OF BURNET, TEXAS, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2017, AND ENDING SEPTEMBER 30, 2018, PROVIDING FOR THE INVESTMENT OF FUNDS; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE: D. Vaughn:

Council Member Milton Phair made a motion to approve and adopt Ordinance 2017-18 as presented. Council member Joyce Laudenschlager seconded. Discussion ensued. Council Member Tres Clinton made a motion to amend the motion eliminating the budgeted Capital Outlay line item in the amount \$200,000 for Delaware Springs Golf Course. Council Member Paul Farmer seconded the amended motion. The Mayor called for a roll vote on the amended motion. Council Members Lester, Laudenschlager, Phair and Mayor Bromley voted against, Council Members Clinton, Farmer and Talamantez voted in favor. The vote was four opposed and three in favor, the motion failed. The Mayor called for a roll vote on the original motion. Council Members Lester, Laudenschlager, Phair and Mayor Bromley voted in favor, Council Members Clinton, Farmer and Talamantez voted against adoption of Ordinance 2017-18 as presented. The motion carried with a vote of four in favor and three opposed adopting Ordinance 2017-18 as presented.

Discuss and consider action: SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS LEVYING AD VALOREM TAXES FOR USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2017 AND TERMINATING SEPTEMBER 30, 2018; PROVIDING FOR APPORTIONING EACH LEVY FOR SPECIFIC PURPOSES; AND PROVIDING WHEN TAXES SHALL BECOME DUE AND WHEN SAME SHALL BECOME DELINQUENT IF NOT PAID; PROVIDING OPEN MEETINGS CLAUSES AND PROVIDING FOR AN EFFECTIVE DATE: D. Vaughn:

Council Member Danny Lester made a motion to approve and adopt Ordinance No. 2017-19 as presented, establishing the tax rate of \$0.6237 on each \$100.00 valuation of property. Council Member Paul Farmer seconded, the motion carried unanimously.

Discuss and consider action: (Tabled Item) 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 Joyce Laudenschlager made a motion to return this item to the table. Council Member Danny Lester seconded, the motion carried unanimously. Council Member Danny Lester made a motion to approve the Heritage Valley North preliminary plat 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 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:

Mayor Bromley made a motion to deny Ordinance 2017-22 rezoning 305 Rhomberg from R-1 Single Family to R-2 Duplex District. Council Member Milton Phair seconded. Mayor Bromley called for a roll vote. Council Members Lester, Laudenschlager, Phair, Clinton, Talamantez and Mayor Bromley voted in favor, and Council Member Farmer voted against. The motion carried with a vote of six in favor and one against denial of Ordinance 2017-22. The property will remain zoned as R-1 Single Family zoning.

Discuss and consider action: Approval of the 2017/2018 Dispatch and Radio Maintenance Cooperative Agreement: P. Nelson: Council Member Danny Lester made a motion to approve the 2017/2018 Dispatch and Radio Maintenance Cooperative Agreement with Burnet County. Council Member Joyce Laudenschlager seconded, the motion carried unanimously.

Discuss and consider action: Determination of location for the new Police Department: P. Nelson: Chief Nelson informed the Council that the Police Department Facility Committee met following the September 12, 2017 Council Meeting to discuss and finalize a recommended location for the construction of the proposed, new police facility. The Committee unanimously agreed upon the city owned property adjacent to the Fire Station on South Water Street. Council Member Danny Lester made a motion to accept the recommendation as presented. Council Member Joyce Laudenschlager seconded, the motion carried unanimously.

Discuss and consider action: Authorization to release bids for the SSES projects: G. Courtney: Council Member Paul Farmer made a motion to approve the release of bids for the SSES projects. Council Member Danny Lester seconded, the motion carried unanimously.

Discuss and consider action: Authorize the purchase of new dump trucks: J. Simons: Council Member Danny Lester made a motion to authorize the purchase of three new dump trucks. Council Member Joyce Laudenschlager seconded, the motion carried unanimously.

Discuss and consider action: Award of bids for Delaware Springs Golf Course bunker renovations. D. Fipps: Council Member Milton Phair made a motion to award the bid for the Delaware Springs bunker renovations to Fleetwood Services. Council Member Joyce Laudenschlager seconded. Mayor Bromley called for a roll vote. Council Members Lester, Laudenschlager, Phair and Mayor Bromley voted in favor, Council Members Clinton, Farmer and Talamantez voted against awarding the bunker renovation bid to Fleetwood Services. The motion carried with a vote of four in favor and three opposed. Fleetwood Services was awarded the bid for bunker renovations at Delaware Springs Golf Course.

Discuss and consider action: Cancellation of the October 10th, 2017 Regular City Council meetings: K. Dix: Council Member Tres Clinton made a motion to cancel the October 10th, 2017 Regular City Council meeting. 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.

August Financial Report: Patricia Langford, Finance Director, presented the August Financial Report and reviewed revenue and expenses for each of the funds for the month of August 2017.

REQUESTS FROM COUNCIL FOR FUTURE REPORTS: None.

ADJOURN: There being no further business a motion to adjourn was made by Council Member Joyce Laudenschlager at 7:44 p.m., seconded by Council Member Danny Lester. The motion carried unanimously.

ATTEST:

Crista Goble Bromley, Mayor

Kelly Dix, City Secretary



Administration

ITEM 2.2

David Vaughn
City Manager
(512)-756-6093 ext. 3208
dvaughn@cityofburnet.com

Agenda Item Brief

Meeting Date:	October 24, 2017
Agenda Item:	Consent: Approval of an Interlocal Agreement with the Burnet County, Herman Brown Free Library for utility assistance and book purchases: K. Dix
Background:	The Herman Brown Free Library provides library services to the citizens of the City of Burnet.
Information:	The current Interlocal Agreement expired on September 30, 2017. The Herman Brown Free Library has requested a renewal of the Interlocal Agreement with the City to provide utility assistance in the amount of \$3,600.00 and \$700.00 per month towards book purchases not to exceed \$8,400.
Fiscal Impact:	This is a budgeted expense for the FY 2017-2018 budget.
Recommendation:	Approve the renewal of the Interlocal Agreement with the Burnet County, Herman Brown Free Library that provides utility assistance in the amount of \$3,600.00 and book purchase funding not to exceed \$8,400.00, effective October 1, 2017 through September 30, 2018.

COUNTY OF BURNET §

STATE OF TEXAS §

INTERLOCAL COOPERATION CONTRACT

This **INTERLOCAL COOPERATION CONTRACT** ("Contract") is executed by and between, **BURNET COUNTY**, hereinafter referred to as the "County", and the **CITY OF BURNET**, Texas, a home rule municipal corporation organized under the laws of the State of Texas, hereinafter referred to as the "City", acting by and through their duly authorized representatives.

WHEREAS, the City of Burnet and Burnet County are local governments as defined in §791.003 of the Texas Government Code, and

WHEREAS, the County owns and operates the Herman Brown Free Library in Burnet, and

WHEREAS, the Interlocal Cooperation Act specifically lists library services as a governmental service, and provides for interlocal contracts for library services, and

WHEREAS, both the County and the City desire to enter into an Interlocal Cooperation Contract, pursuant to the Interlocal Cooperation Act, Chapter 791, Texas Government Code, with the stated purpose of providing financial support for the Herman Brown Free Library.

NOW, THEREFORE, for and in consideration of the covenants, conditions, and undertakings, hereinafter described, and the benefits to accrue to the citizens of the City, the parties contract, covenant and agree to provide certain governmental services and functions as follows:

Section 1. Purpose.

The purpose of this Contract is to provide support for the County's Herman Brown Free Library, which provides library services to the residents of the City of Burnet.

Section 2. Duties of the City.

a. Utility Credits. The City agrees to provide utility credits to the Herman Brown Free Library, Burnet, Texas, in an amount not to exceed \$3,600 for the term of this contract.

b. Book Purchases. The City agrees to provide seven hundred dollars (\$700.00) per month, not to exceed an annual total of eight thousand four hundred dollars

(\$8,400.00) to the Herman Brown Free Library, Burnet, Texas, for the purchase of books for the Library.

Section 3. Duties of the County.

a. Conflict of Interests. County covenants and agrees that it presently has no interest and will not acquire, direct or indirect which conflict with its efficient, diligent faithful performance of the terms of this contract and agreement. This agreement shall not be assigned or transferred by County without prior written consent of the City.

b. Use of City Funds. County covenants to use the funds provided by the City pursuant to Section (1)(b) this Contract solely for the purchase of books at the Herman Brown Free Library.

c. Reporting. The County will provide the City with an annual report on the use of the funds or credit allocated to them by September 1st of each year. The report shall include the number of City of Burnet citizens who have benefitted directly from the donation as well as a general statement of the use of funds.

Section 4. Term. This Contract shall commence on October 1, 2017, and shall continue in effect until September 30, 2018 unless terminated in writing by the City or the County.

Section 5. Authorization by Governing Bodies. The parties agree that, in order for this Contract to take effect, it must be authorized by each governing body in conformance with Texas Government Code 791.011(d)(1).

Section 6. Use of Current Revenues. The City and County covenant that each party paying for the performance of governmental functions or services pursuant to this Contract must make those payments from current revenues available to the paying party in conformance with Texas Local Government Code 701.011(d)(3).

Section 7. Amendments and Modifications. This Contract may not be amended or modified except in writing executed by the City and County and authorized by both parties.

Section 8. Captions. The descriptive captions of this Contract are for informational purposes only and shall in no way limit or effect the terms or conditions of the paragraphs.

Section 9. Severability. The sections, paragraphs, clauses and phrases of this Contract are severable and, if any phrase, clause, sentence, paragraph, or section of this Contract should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, or paragraphs, and sections of this Contract.

IN WITNESS WHEREOF, the parties hereto have executed this Contract by their duly authorized agents and officers.

SIGNED AND APPROVED this the 24th day of October, 2017.

Crista Goble Bromley, Mayor

Burnet County

ATTEST:

Title

Kelly Dix, City Secretary



Administration

ITEM 2.3

David Vaughn
City Manager
(512)-756-6093 ext. 3208
dvaughn@cityofburnet.com

Agenda Item Brief

Meeting Date:	October 24, 2017
Agenda Item:	Consent: Approval of an Interlocal Agreement with the Burnet County Heritage Society, for utility assistance:
Background:	The Burnet County Heritage Society oversees the operations of Fort Croghan and provides a service to the citizens of the City, by preserving the artifacts and history of the City of Burnet and Burnet County.
Information:	The current Interlocal Agreement expired on September 30, 2017. Heritage Society has requested a renewal of the Interlocal Agreement with the City to provide utility assistance in an amount not to exceed \$4,500.00.
Fiscal Impact:	This is a budgeted expense for the FY 2017-2018 budget.
Recommendation:	Approve the renewal of the Interlocal Agreement providing utility assistance in an amount not to exceed \$4,500 with the Burnet County Heritage Society.

COUNTY OF BURNET §

STATE OF TEXAS §

INTERLOCAL COOPERATION AGREEMENT

This **INTERLOCAL COOPERATION AGREEMENT** ("Agreement") is executed by and between the **BURNET COUNTY HERITAGE SOCIETY**, P.O. Box 74, Burnet, TX 78611 hereinafter referred to as "Heritage Society", and the **CITY OF BURNET**, Texas, a home rule municipal corporation organized under the laws of the State of Texas, hereinafter referred to as the "City", acting by and through their duly authorized representatives.

WHEREAS, the City of Burnet is a local government as defined in 791.003 of the Texas Government Code, and

WHEREAS, the Heritage Society provides a service to the citizens of the City, and

WHEREAS, both the Heritage Society and the City desire to enter into an Agreement which will help preserve the artifacts and history of the City of Burnet and Burnet County;

NOW, THEREFORE, for and in consideration of the covenants, conditions and undertakings hereinafter described, and the benefits to accrue to the citizens of the City, the parties contract, covenant and agree to provide certain services and functions as follows:

Section 1. Utility Assistance. The City agrees to provide utility credits to Fort Croghan, 703 Buchanan Drive, Burnet, Texas in an amount not to exceed \$4,500 for the term of this Agreement

Section 2. Conflict of Interests. Heritage Society covenants and agrees that it presently has no interest and will not acquire, direct or indirect which conflicts with its efficient, diligent faithful performance of the terms of this contract and agreement. This agreement shall not be assigned or transferred by Heritage Society without prior written consent of the City.

Section 3. Agreement Period. This Agreement shall commence on October 1, 2017, and shall continue in effect until September 30, 2018 unless terminated in writing by the City or the Heritage Society.

Section 4. Reporting. The Heritage Society will provide the City with an annual report on the use of the funds or credit allocated to them by September 1 of each year. The

report shall include the number of City of Burnet citizens who have benefited directly from the donation as well as a general statement of the use of the funds.

Section 5. Amendments and Modifications. This Agreement may not be amended or modified except in writing executed by the City and the Heritage Society and authorized by both parties.

Section 6. Captions. The descriptive captions of this Agreement are for informational purposes only and shall in no way limit or effect the terms or conditions of the paragraphs.

Section 7. Severability. The sections, paragraphs, clauses and phrases of this Agreement are severable and, if any phrase, clause, sentence, paragraph, or section of this Agreement should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, or paragraphs, and sections of this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement by their duly authorized agents and officers.

SIGNED AND APPROVED this the 24th day of October, 2017.

Crista Goble Bromley, Mayor

Signature

ATTEST:

Title

Kelly Dix, City Secretary



Administration

ITEM 2.4

David Vaughn
City Manager
(512)-756-6093 ext. 3208
dvaughn@cityofburnet.com

Agenda Item Brief

Meeting Date:	October 24, 2017
Agenda Item:	Consent: Approval of an Interlocal Agreement with the Capital Area Rural Transportation System (CARTS) for program funding assistance:
Background:	The CARTS program provides transportation at an affordable rate for the citizens of Burnet County for shopping, managing business affairs, medical, work and many other options. The program is funded in part by allocations from various cities throughout the County.
Information:	The current Interlocal Agreement expired on September 30, 2017. CARTS requested continued support for the program from the City of Burnet. An Interlocal Agreement with the City to provide program funding in an amount not to exceed \$8,000.00 is attached for your review.
Fiscal Impact:	This is a budgeted expense for the FY 2017-2018 budget.
Recommendation:	Approve the renewal of the Interlocal Agreement providing utility assistance in an amount not to exceed \$8,000.00 with the Capital Area Rural Transportation System.

COUNTY OF BURNET §

STATE OF TEXAS §

INTERLOCAL COOPERATION AGREEMENT

This **INTERLOCAL COOPERATION AGREEMENT** ("Agreement") is executed by and between the **CAPITAL AREA RURAL TRANSPORTATION SYSTEM**, P.O. Box 6050, Austin, TX 78762 hereinafter referred to as "CARTS", and the **CITY OF BURNET**, Texas, a home rule municipal corporation organized under the laws of the State of Texas, hereinafter referred to as the "City", acting by and through their duly authorized representatives.

WHEREAS, the City of Burnet is a local government as defined in 791.003 of the Texas Government Code, and

WHEREAS, the CARTS provides a service to the citizens of the City, and

WHEREAS, both the City of Burnet and CARTS desire to enter into an Agreement which will help provide rural transportation at an affordable rate for the citizens of the city, and

NOW, THEREFORE, for and in consideration of the covenants, conditions and undertakings hereinafter described, and the benefits to accrue to the citizens of the City, the parties contract, covenant and agree to provide certain services and functions as follows:

Section 1. Program Funding Assistance. The City agrees to provide program funding assistance to CARTS in an amount not to exceed \$8,000 for the term of this Agreement

Section 2. Conflict of Interests. CARTS covenants and agrees that it presently has no interest and will not acquire, direct or indirect which conflicts with its efficient, diligent faithful performance of the terms of this contract and agreement. This agreement shall not be assigned or transferred by CARTS without prior written consent of the City.

Section 3. Agreement Period. This Agreement shall commence on October 1, 2017, and shall continue in effect until September 30, 2018 unless terminated in writing by the City or CARTS.

Section 4. Reporting. CARTS will provide the City with an annual report on the use of the funds or credit allocated to them by September 1 of each year. The report shall

include the number of City of Burnet citizens who have benefited directly from the donation as well as a general statement of the use of the funds.

Section 5. Amendments and Modifications. This Agreement may not be amended or modified except in writing executed by the City and CARTS and authorized by both parties.

Section 6. Captions. The descriptive captions of this Agreement are for informational purposes only and shall in no way limit or effect the terms or conditions of the paragraphs.

Section 7. Severability. The sections, paragraphs, clauses and phrases of this Agreement are severable and, if any phrase, clause, sentence, paragraph, or section of this Agreement should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, or paragraphs, and sections of this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement by their duly authorized agents and officers.

SIGNED AND APPROVED this the 24th day of October, 2017.

Crista Goble Bromley, Mayor

CARTS

ATTEST:

Title

Kelly Dix, City Secretary



Administration

ITEM 2.5

David Vaughn
City Manager
(512)-756-6093 ext. 3208
dvaughn@cityofburnet.com

Agenda Item Brief

Meeting Date:	October 24, 2017
Agenda Item:	Consent: Approval of an Interlocal Agreement with the Opportunities for Williamson-Burnet County, Inc. (OWBC) Senior Nutrition Program funding assistance: K. Dix
Background:	Opportunities for Williamson-Burnet County, Inc. is a political subdivision of the State of Texas that provides community services to the City of Burnet Residents.
Information:	The current Interlocal Agreement expired on September 30, 2017. The City of Burnet provides program assistance to the Senior Nutrition Program of Opportunities for Williamson and Burnet County, Inc. The Senior Nutrition Program (commonly known as Meals on Wheels) provides meals to participants aged 60 and older or disabled persons, in an amount not to exceed \$10,000.00.
Fiscal Impact:	This is a budgeted expense for the FY 2017-2018 budget in the amount of \$10,000.00.
Recommendation:	Approve the renewal of the Interlocal Agreement with the Burnet County, OWBC, Inc. for the Senior Nutrition program in an amount not to exceed \$10,000.00, effective October 1, 2017 through September 30, 2018.

COUNTY OF BURNET §

STATE OF TEXAS §

INTERLOCAL COOPERATION AGREEMENT

This **INTERLOCAL COOPERATION AGREEMENT** ("Agreement") is executed by and between **OPPORTUNITIES FOR WILLIAMSON-BURNET COUNTY, INC.**, 604 High Tech Drive, Georgetown, TX 78627, hereinafter referred to as "**OWBC**", and the **CITY OF BURNET**, Texas, a home rule municipal corporation organized under the laws of the State of Texas, hereinafter referred to as the "**City**", acting by and through their duly authorized representatives.

WHEREAS, the City of Burnet is a local government as defined in 791.003 of the Texas Government Code, and

WHEREAS, OWBC is an existing political subdivision of the State of Texas, and

WHEREAS, both OWBC and the City desire to enter into an Interlocal Cooperation Agreement, pursuant to the Interlocal Cooperation Act, Chapter 791, Texas Government Code;

NOW, THEREFORE, for and in consideration of the covenants, conditions and undertakings hereinafter described, and the benefits to accrue to the citizens of the City, the parties' contract, covenant and agree to provide certain governmental services and functions as follows:

Section 1. Assistance. The City of Burnet will provide assistance to the Senior Nutrition Program of Opportunities for Williamson and Burnet County, Inc., 604 High Tech Drive, Georgetown, TX, for services to the community including but not limited to providing meals to participants aged 60 and older or disabled persons, in an amount not to exceed \$10,000 for the term of this Agreement.

Section 2. Conflict of Interests. OWBC covenants and agrees that it presently has no interest and will not acquire, direct or indirect which conflicts with its efficient, diligent faithful performance of the terms of this contract and agreement. This agreement shall not be assigned or transferred by OWBC without prior written consent of the City.

Section 3. Agreement Period. This Agreement shall commence on October 1, 2017, and shall continue in effect until September 30, 2018 unless terminated in writing by the City or the OWBC.

Section 4. Reporting. The OWBC will provide the City with an annual report on the use of the funds or credit allocated to them by September 1 of each year. The report shall include the number of City of Burnet citizens who have benefited directly from the donation as well as a general statement of the use of the funds.

Section 5. Amendments and Modifications. This agreement may not be amended or modified except in writing executed by the City and the OWBC and authorized by both parties.

Section 6. Captions. The descriptive captions of this agreement are for informational purposes only and shall in no way limit or effect the terms or conditions of the paragraphs.

Section 7. Severability. The sections, paragraphs, clauses and phrases of this Agreement are severable and, if any phrase, clause, sentence, paragraph, or section of this Agreement should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, or paragraphs, and sections of this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement by their duly authorized agents and officers.

SIGNED AND APPROVED this the 24th day of October, 2017.

Crista Goble Bromley, Mayor

Signature

ATTEST:

Title

Kelly Dix, City Secretary



Administration

ITEM 2.6

David Vaughn
City Manager
(512)-756-6093 ext.3208
dvaughn@cityofburnet.com

Agenda Item Brief

Meeting Date:	October 11, 2016
Agenda Item:	Discuss and consider action: Approval of an Interlocal agreement with the Hill Country Children's Advocacy Center for utility assistance and program funding at the Advocacy Center: K. Dix
Background:	<p>The Hill Country Children's Advocacy Center provides protective services to child victims of abuse and their non-offending family members.</p> <p>The Center has operated in the Burnet area for over eighteen years.</p>
Information:	The current Interlocal Agreement expired on September 30, 2017. The proposed agreement provides for payment of all monthly fees related to water, wastewater, electric, and garbage service for the Hill Country Children's Advocacy Center located at 1001 N. Hill Street not to exceed \$8,200.00 and program funding assistance in the amount of \$5,500.
Fiscal Impact:	This is a budgeted expense for the FY 2017-2018 budget.
Recommendation:	Approval of the Interlocal Agreement with the Hill Country Children's Advocacy Center.

COUNTY OF BURNET §

STATE OF TEXAS §

INTERLOCAL COOPERATION AGREEMENT

This **INTERLOCAL COOPERATION AGREEMENT** ("Agreement") is executed by and between the **HILL COUNTRY CHILDREN'S ADVOCACY CENTER**, P.O. Box 27, Burnet, TX 78611, hereinafter referred to as the "Advocacy Center", and the **CITY OF BURNET**, Texas, a home rule municipal corporation organized under the laws of the State of Texas, hereinafter referred to as the "City", acting by and through their duly authorized representatives.

WHEREAS, the City of Burnet is a local government as defined in 791.003 of the Texas Government Code, and

WHEREAS, the Advocacy Center provides a service to the citizens of the City, and

WHEREAS, both the Advocacy Center and the City desire to enter into an Agreement to assist the Advocacy Center in providing services to the citizens of the City of Burnet;

NOW, THEREFORE, for and in consideration of the covenants, conditions and undertakings hereinafter described, and the benefits to accrue to the citizens of the City, the parties contract, covenant and agree to provide certain services and functions as follows:

Section 1. Utility Assistance. The City agrees to cover all monthly expenses related to water, wastewater, electric, and garbage service provided by the City of Burnet to the Hill Country Children's Advocacy Center located at 1001 N. Hill Street during the term of this Agreement in an amount not to exceed \$8,200.00.

Section 2. The City agrees to provide program funding assistance in the amount of \$5,500.00 to the Hill Country Children's Advocacy Center to assist with services provided to the local community.

Section 3. Conflict of Interests. The Advocacy Center covenants and agrees that it presently has no interest and will not acquire, direct or indirect which conflicts with its efficient, diligent faithful performance of the terms of this contract and agreement. This agreement shall not be assigned or transferred by the Advocacy Center without prior written consent of the City.

Section 4. Agreement Period. This Agreement shall commence on October 1, 2017, and shall continue in effect until September 30, 2018 unless terminated in writing by the City or the Advocacy Center.

Section 5. Reporting. The Advocacy Center will provide the City with an annual report on the use of the funds or credit allocated to them by September 1 of each year. The report shall include the number of City of Burnet citizens who have benefited directly from the donation as well as a general statement of the use of the funds.

Section 6. Amendments and Modifications. This Agreement may not be amended or modified except in writing executed by the City and the Advocacy Center and authorized by both parties.

Section 7. Captions. The descriptive captions of this Agreement are for informational purposes only and shall in no way limit or effect the terms or conditions of the paragraphs.

Section 8. Severability. The sections, paragraphs, clauses and phrases of this Agreement are severable and, if any phrase, clause, sentence, paragraph, or section of this Agreement should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, or paragraphs, and sections of this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement by their duly authorized agents and officers.

SIGNED AND APPROVED this the 24th day of October, 2017.

Crista Goble Bromley, Mayor

Signature

ATTEST:

Title

Kelly Dix, City Secretary



Administration

ITEM 2.7

David Vaughn
City Manager
(512)-756-6093 ext.3208
dvaughn@cityofburnet.com

Agenda Item Brief

Meeting Date:	October 24, 2017
Agenda Item:	Consent: Approval of an Interlocal Agreement with the Boys and Girls Club of Highland Lakes Inc., for utility assistance: K. Dix
Background:	The Boys and Girls Club of Highland Lakes Inc., works diligently to provide programs and services for children ages 6-12 years of age to include low income and disadvantaged youth of Burnet.
Information:	The current Interlocal Agreement expired on September 30, 2017. The proposed agreement provides for payment of all monthly fees related to water, wastewater, electric, and garbage service for the Boys and Girls Club of the Highland Lakes located at 709 Northington Street in an amount not to exceed \$8,500.00.
Fiscal Impact:	This is a budgeted expense for the FY 2017-2018 budget.
Recommendation:	Approval of the Interlocal Agreement with the Boys and Girls Club of the Highland Lakes.

COUNTY OF BURNET §

STATE OF TEXAS §

INTERLOCAL COOPERATION AGREEMENT

This **INTERLOCAL COOPERATION AGREEMENT** ("Agreement") is executed by and between the **BOYS AND GIRLS CLUB OF THE HIGHLAND LAKES, INC. (BGC-HL)**, P.O. Box 190, Marble Falls, TX 78654 hereinafter referred to as "BGC-HL", and the **CITY OF BURNET**, Texas, a home rule municipal corporation organized under the laws of the State of Texas, hereinafter referred to as the "City", acting by and through their duly authorized representatives.

WHEREAS, the City of Burnet is a local government as defined in 791.003 of the Texas Government Code, and

WHEREAS, the BGC-HL is an existing political subdivision of the State of Texas, and

WHEREAS, both BGC-HL and the City desire to enter into an Interlocal Cooperation Agreement, pursuant to the Interlocal Cooperation Act, Chapter 791, Texas Government Code;

NOW, THEREFORE, for and in consideration of the covenants, conditions and undertakings hereinafter described, and the benefits to accrue to the citizens of the City, the parties contract, covenant and agree to provide certain services and functions as follows:

Section 1. Utility Assistance. The City agrees to cover all monthly expenses related to water, wastewater, electric, and garbage service provided by the City of Burnet to the BGC-HL located at 709 Northington Street during the term of this agreement in an amount not to exceed \$8,500.00.

Section 2. Conflict of Interests. BGC-HL covenants and agrees that it presently has no interest and will not acquire, direct or indirect which conflicts with it efficient, diligent faithful performance of the terms of this contract and agreement. This agreement shall not be assigned or transferred by BGC-HL without prior written consent of the City.

Section 3. Agreement Period. This Agreement shall commence on October 1, 2017, and shall continue in effect until September 30, 2018 unless terminated in writing by the City or the BGC-HL.

Section 4. Reporting. The BGC-HL will provide the city with an annual report on the use of funds or credit allocated to them by September 1 of each year. The report shall

include the number of City of Burnet Citizens who have benefited directly from the donation as well as a general statement of the use of the funds.

Section 5. Amendments and Modifications. This Agreement may not be amended or modified except in writing executed by the City and the BGC-HL and authorized by both parties.

Section 6. Captions. The descriptive captions of this Agreement are for informational purposes only and shall in no way limit or effect the terms or conditions of the paragraphs.

Section 7. Severability. The sections, paragraphs, clauses and phrases of this Agreement are severable and, if any phrase, clause, sentence, paragraph, or section of this Agreement should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, or paragraphs, and sections of this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement by their duly authorized agents and officers.

SIGNED AND APPROVED this the 24th day of October, 2017.

Crista Goble Bromley, Mayor

Boy's & Girls Club Signature

Title

ATTEST:

Kelly Dix, City Secretary



Administration

ITEM 2.8

David Vaughn
City Manager
(512)-756-6093 ext. 3208
dvaughn@cityofburnet.com

Agenda Item Brief

Meeting Date:	October 24, 2017
Agenda Item:	Consent: Approval of an Interlocal Agreement with LACare, Lakes Area Care, Inc., for utility assistance: K. Dix
Background:	Lakes Area Care, Inc. (LACare) is an ecumenical, nonprofit organization providing emergency food for families residing in the Burnet Consolidated Independent School District. We also provide emergency vouchers for prescription antibiotic medications.
Information:	The proposed agreement provides for payment of all monthly fees related to water, wastewater, electric, and garbage service for LACare located at 507 W. Buchanan Drive in an amount not to exceed \$5,000.00.
Fiscal Impact:	This is a budgeted expense for the FY 2017-2018 budget.
Recommendation:	Approval of the Interlocal Agreement with the Lakes Area Care, Inc. (LACare).

COUNTY OF BURNET §

STATE OF TEXAS §

INTERLOCAL COOPERATION AGREEMENT

This **INTERLOCAL COOPERATION AGREEMENT** ("Agreement") is executed by and between the **Lakes Area Care, Inc.** 507 W. Buchanan Street, Burnet, TX 78611 hereinafter referred to as "**LACare**", and the **CITY OF BURNET**, Texas, a home rule municipal corporation organized under the laws of the State of Texas, hereinafter referred to as the "City", acting by and through their duly authorized representatives.

WHEREAS, the City of Burnet is a local government as defined in 791.003 of the Texas Government Code, and

WHEREAS, the DPS is an existing political subdivision of the State of Texas, and

WHEREAS, both the DPS and the City desire to enter into an Interlocal Cooperation Agreement, pursuant to the Interlocal Cooperation Act, Chapter 791, Texas Government Code;

NOW, THEREFORE, for and in consideration of the covenants, conditions and undertakings hereinafter described, and the benefits to accrue to the citizens of the City, the parties contract, covenant and agree to provide certain services and functions as follows:

Section 1. Utility Assistance. The City agrees to cover all monthly expenses related to water, wastewater, electric, and garbage service provided by the City of Burnet to LACare for their facility located at 507 W. Buchanan Drive during the term of this Agreement in an amount not to exceed \$5,000 in an amount not to exceed \$5,000.00.

Section 2. Conflict of Interests. LACare covenants and agrees that it presently has no interest and will not acquire, direct or indirect which conflicts with it efficient, diligent faithful performance of the terms of this contract and agreement. This agreement shall not be assigned or transferred by LACare without prior written consent of the City.

Section 3. Agreement Period. This Agreement shall commence on October 1, 2017, and shall continue in effect until September 30, 2018 unless terminated in writing by the City or LACare.

Section 4. Reporting. The LACare will provide the city with an annual report on the use of funds or credit allocated to them by September 1 of each year. The report shall include the number of City of Burnet Citizens who have benefited directly from the donation as well as a general statement of the use of the funds.

Section 5. Amendments and Modifications. This Agreement may not be amended or modified except in writing executed by the City and the LACare and authorized by both parties.

Section 6. Captions. The descriptive captions of this Agreement are for informational purposes only and shall in no way limit or effect the terms or conditions of the paragraphs.

Section 7. Severability. The sections, paragraphs, clauses and phrases of this Agreement are severable and, if any phrase, clause, sentence, paragraph, or section of this Agreement should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, or paragraphs, and sections of this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement by their duly authorized agents and officers.

SIGNED AND APPROVED this the 24th day of October, 2017.

Crista Goble Bromley, Mayor

LACare

Title

ATTEST:

Kelly Dix, City Secretary



Administration

ITEM 2.9

David Vaughn
City Manager
(512)-756-6093 ext. 3208
dvaughn@cityofburnet.com

Agenda Item Brief

Meeting Date:	October 24, 2017
Agenda Item:	Consent: Approval of an Interlocal Agreement with Hill Country Community Foundation, for utility assistance: K. Dix
Background:	Hill Country Community Foundation is a non-profit organization committed to the support of charitable, civic, health and educational programs that will enrich the lives of citizens in the Texas Hill Country
Information:	The proposed agreement provides for payment of all monthly fees related to water, wastewater, electric, and garbage service for the Hill Country Community Foundation located at 400 E. Jackson Street, Burnet, in an amount not to exceed \$4,000.00.
Fiscal Impact:	This is a budgeted expense for the FY 2017-2018 budget.
Recommendation:	Approval of the Interlocal Agreement with the Hill Country Community Foundation.

COUNTY OF BURNET §

STATE OF TEXAS §

INTERLOCAL COOPERATION AGREEMENT

This **INTERLOCAL COOPERATION AGREEMENT** ("Agreement") is executed by and between **Hill Country Community Foundation**, P.O. Box 848, 400 E. Jackson Street, Burnet, TX 78611, hereinafter referred to as "HCCF", and the **CITY OF BURNET**, Texas, a home rule municipal corporation organized under the laws of the State of Texas, hereinafter referred to as the "City", acting by and through their duly authorized representatives.

WHEREAS, the City of Burnet is a local government as defined in 791.003 of the Texas Government Code, and

WHEREAS, HCCF is a non-profit organization committed to the support of charitable, civic, health and educational programs that will enrich the lives of citizens in the Texas Hill Country, and

WHEREAS, both the HCCF and the City of Burnet desire to enter into an Interlocal Cooperation Agreement, pursuant to the Interlocal Cooperation Act, Chapter 791, Texas Government Code;

NOW, THEREFORE, for and in consideration of the covenants, conditions and undertakings hereinafter described, and the benefits to accrue to the citizens of the City, the parties contract, covenant and agree to provide certain governmental services and functions as follows:

Section 1. Program Funding Assistance. The City agrees to provide Utility funding assistance to HCCF in an amount not to exceed \$4,000 for the term of this Agreement.

Section 2. Conflict of Interests. HCCF covenants and agrees that it presently has no interest and will not acquire, direct or indirect which conflicts with its efficient, diligent faithful performance of the terms of this contract and agreement. This agreement shall not be assigned or transferred by HCCF without prior written consent of the City.

Section 3. Agreement Period. This Agreement shall commence on October 1, 2017, and shall continue in effect until September 30, 2018 unless terminated in writing by the City or HCCF.

Section 4. Reporting. The HCCF will provide the City with an annual report on the use of the funds or credit allocated to them by September 1 of each year. The report shall

include the number of City of Burnet citizens who have benefited directly from the donation as well as a general statement of the use of the funds.

Section 5. Amendments and Modifications. This Agreement may not be amended or modified except in writing executed by the City and the HCCF and authorized by both parties.

Section 6. Captions. The descriptive captions of this Agreement are for informational purposes only and shall in no way limit or effect the terms or conditions of the paragraphs.

Section 7. Severability. The sections, paragraphs, clauses and phrases of this Agreement are severable and, if any phrase, clause, sentence, paragraph, or section of this Agreement should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, or paragraphs, and sections of this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement by their duly authorized agents and officers.

SIGNED AND APPROVED this the 24th day of October, 2017.

Crista Goble Bromley, Mayor

Signature

ATTEST:

Title

Kelly Dix, City Secretary



Development Services

ITEM 3.1

Mark S. Lewis
Development Services Director
(512)-715-3215
mlewis@cityofburnet.com

Agenda Item Brief

Meeting Date: October 24, 2017

Agenda Item: Public Hearing: The City Council will conduct a public hearing regarding a request to rezone Lot 1 and the north ½ of lot 2; Block 27; Vanderveer/Alexander S8450, which is further described as 309 E Pecan Street, from its present zoning designation of Single-family Residential 1 – District R-1, to a designation of Townhomes – District R-2A.

Background: The property in question consists of approximately 0.7696 acres of land located at the south east corner of the E Pecan/S Boundary intersection. The property's dimensions are approximately 145ft X 220 ft. with roughly 12% of the property located within the 100 year floodplain. Approximately 75sq.ft. of the floodplain also falls within the floodway (See Exhibit B)

Information: Minimum R-2A lot standards are as follows:

- Minimum lot width: 75ft.
- Minimum lot depth: 115ft.
- Minimum lot area: 4,500sq.ft. per dwelling unit

The subject property is capable of satisfying these standards.

The City's Future Land Use Plan (FLUP) supports residential land use in the area in which the subject property is located (See Exhibit C).

- R-2A zoning is consistent with residential land use.

The neighborhood in which the property is located is predominately single-family in nature, but it is worth noting that the surrounding area includes multiple areas of R-2 (Duplex) and M-1 (Manufactured Housing) zoning (See Exhibit D).

- R-2A zoning is consistent with the mixed housing/mixed residential zoning found throughout the surrounding neighborhood

Recommendation: Staff will defer recommendation regarding this request.

EXHIBIT A

309 E Pecan – Location & Zoning

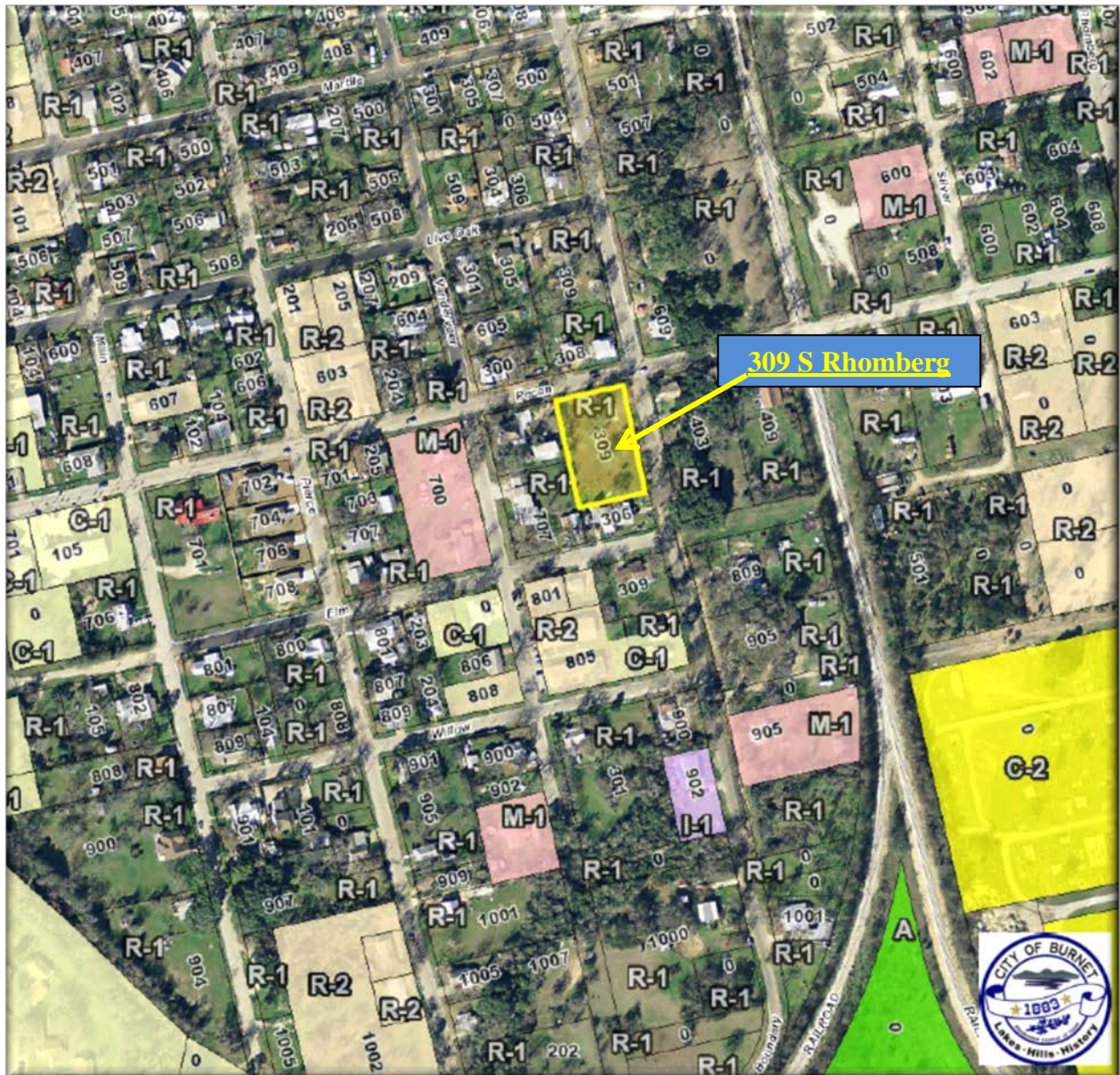


EXHIBIT B

309 E Pecan – Floodplain



EXHIBIT C

309 E Pecan – Future Land Use Plan (FLUP)



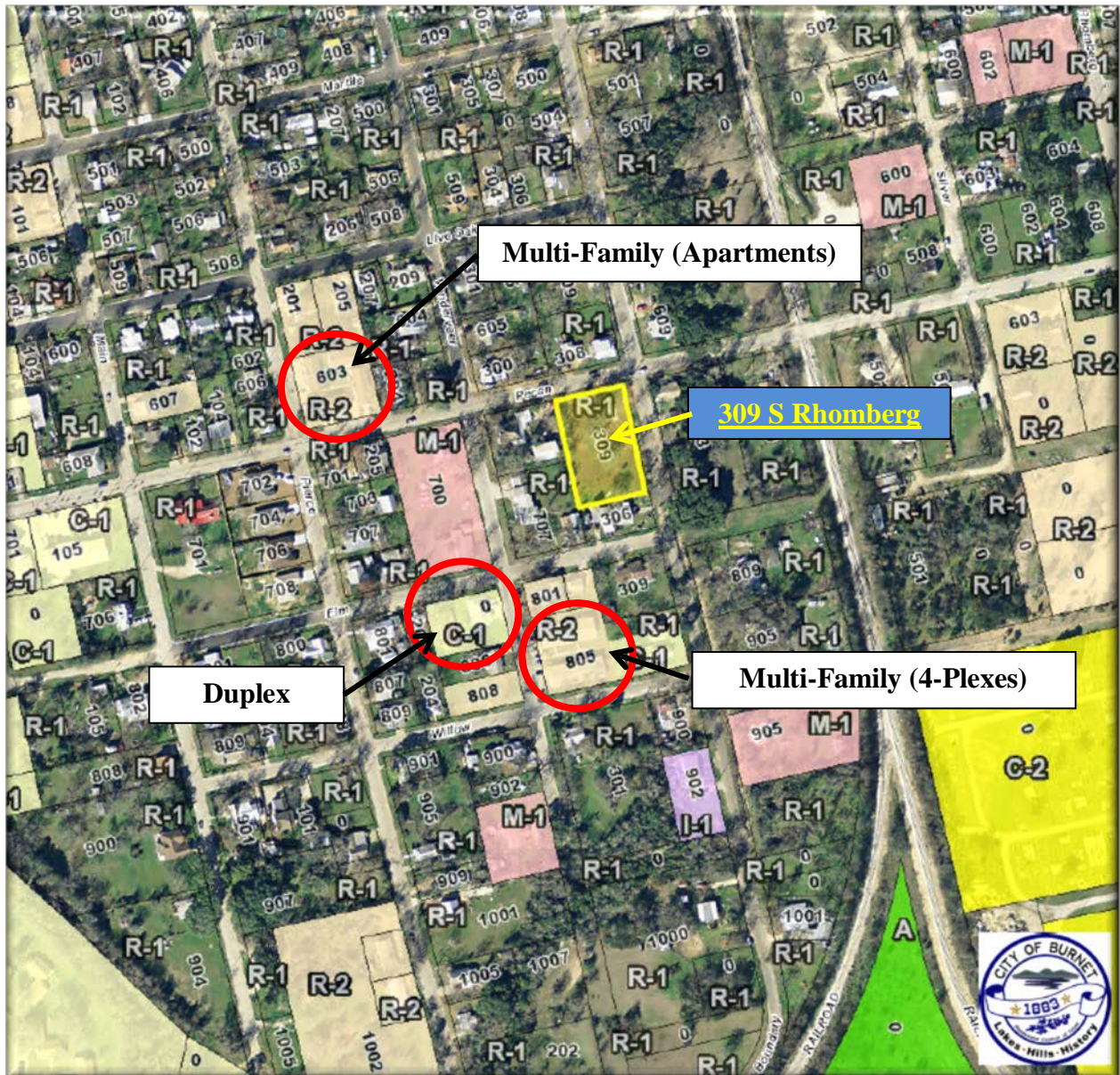
Residential



Commercial

EXHIBIT D

309 E Pecan – Surrounding Uses





Development Services

ITEM 4.1

Mark S. Lewis
Development Services Director
(512)-715-3215
mlewis@cityofburnet.com

Agenda Item Brief

Meeting Date: October 24, 2017

Agenda Item: Discuss and consider action: City Council will discuss and consider action regarding a determination that cellular and other communication towers are radio towers and therefore eligible to be considered for conditional use permits under the terms of Code of Ordinance Section 118-64 – Conditional Use Permits: M. Lewis

Background: Code of Ordinances Section 118-64 establishes a list of uses eligible to be considered for Conditional Use Permits (CUP). Paragraph (b) limits CUP eligibility to “those indicated... and none other.” The same paragraph lists “Radio or television broadcasting towers or station” as being eligible for a CUP.

While Chapter 118 does not specifically define “Radio, or television broadcasting towers or station,” it does define “Radio, television, microwave, and similar towers.”

The Planning and Zoning Commission, at its October 2, 2017 meeting, considered whether cellular and other towers should be considered a type of “radio or television broadcasting tower” and therefore eligible for CUP consideration.

The Commission, by unanimous vote of members present, made the following recommendation to City Council:

Find that “Cell towers and other communication towers are radio or television broadcasting towers and therefore eligible to be considered for Conditional Use Permits as they are structures supporting antennae for transmitting or receiving any portion of the radio spectrum, but excluding noncommercial antennae installation for home use.”

Information: Chapter 118 defines “radio, television, microwave, and similar towers” as follows:

Structures supporting antennae for transmitting or receiving any portion of the radio spectrum, but excluding noncommercial antennae installations for home use of radio or television

While the defined term and the term used in Ch. 118’s Conditional Use Permit section are not identical, they clearly both cover tower mounted radio & microwave equipment used for commercial purpose. Equipment that fits the definition should be considered as being included in Conditional Use Permit listing.

Wikipedia’s discussion of mobile phone technology is consistent with, and provides a good working synopsis of several technical articles regarding cellular technology. The Wikipedia entry on the subject states: “most mobile phone networks are digital and use the GSM, CDMA, or iDEN standard which operate at various radio frequencies.”

The Wikipedia discussion of Cell-towers describes such towers as being “cellular telephone sites... typically on radio masts... [which] supports antennae and... transmitters, receivers, [and/or] digital signal processors.”

Based on this information, the Commission concluded:

- Cellular technology is radio based.
- Cell towers receive and re-transmit radio signals originating from cellphones.
- Cell towers are therefore radio towers under the intent of the ordinance defined term “Radio, television, microwave and similar towers.
- For the purpose of satisfying Code of Ordinances Section 118-64, Cell towers should be considered to be “radio or television broadcasting towers.”
- Any other communication towers making use of radio, or microwave based technology should also be considered to be “radio or television broadcasting towers.”

Fiscal Impact: N/A

Recommendation: Find that “*Cell towers and other communication towers are radio or television broadcasting towers and therefore eligible to be*

considered for Conditional Use Permits as they are structures supporting antennae for transmitting or receiving any portion of the radio spectrum, but excluding noncommercial antennae installation for home use."



Development Services

ITEM 4.2

Mark S. Lewis
Development Services Director
(512)-715-3215
mlewis@cityofburnet.com

Agenda Item Brief

Meeting Date: October 24, 2017

Agenda Item: 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

Background: On September 26, 2017, the City Council conducted a public hearing regarding the Conditional Use Permit described above. Following its public hearing, the Council tabled discussion and action regarding the item to allot time for additional information to be gathered.

City Council is now being asked to remove this request from the table for discussion and action on a first reading of the attached ordinance granting a Conditional Use Permit (CUP) for installation of a communication tower at 1008 Sherrard Street.

Information: City Council tabled action on the attached ordinance based on the following issues:

- Concern that Code of Ordinances Section 118-64 does not specifically list cellular and other

communication towers as one of the Conditional Uses allowed by ordinance.

- This issue has been addressed by the unlisted use determination made by City Council earlier in the October 24 meeting. Council's action regarding that matter will determine the appropriate action regarding the attached CUP permit.
- The proposed CUP requires Airport Board approval prior to issuance of a permit for tower construction. It was pointed out that the City's Airport Board is not an approval body for this type of matter.
 - The attached ordinance has been revised to remove Airport Board approval as a condition of building permit issuance.
- Assurance was requested, in advance of building permit submittal, that the proposed tower would not encroach into the City's Airport Approach Easement.
 - Exhibit A is a copy of the FAA "Notice Criteria Tool" filed for this project. The tool shows ground elevation at the tower site to be at an elevation of 1296ft. It also shows tower height to be 184 ft. for a total top of tower elevation of 1480ft.
 - Exhibit B contains an excerpted plotting of the Kate Craddock Field Approach Zone. The exhibit also shows the replacement tower's approximate location within the tract.

Taken together, Exhibits A and B demonstrate that the proposed tower could be located anywhere on the Sherrard Street site without creating an approach zone height encroachment.

On September 5, 2017, the Planning and Zoning Commission, by unanimous vote, recommended approving the requested Conditional Use Permit with the conditions detailed in the attached ordinance.

Fiscal Impact: None

Recommendation: Staff concurs with the Planning and Zoning Commission and recommends approval of the first reading of Ordinance No. 2017-21 granting the requested Conditional Use Permit.

EXHIBIT A

FAA Notice Criteria Tool

Pg. 1 of 2

Notice Criteria Tool

Page 1 of 2



Federal Aviation
Administration

« OE/AAA

Notice Criteria Tool

Notice Criteria Tool - Desk Reference Guide V_2014.2.0

The requirements for filing with the Federal Aviation Administration for proposed structures vary based on a number of factors: height, proximity to an airport, location, and frequencies emitted from the structure, etc. For more details, please reference [CFR Title 14 Part 77.9](#).

You must file with the FAA at least 45 days prior to construction if:

- your structure will exceed 200ft above ground level
- your structure will be in proximity to an airport and will exceed the slope ratio
- your structure involves construction of a traverseway (i.e. highway, railroad, waterway etc...) and once adjusted upward with the appropriate vertical distance would exceed a standard of 77.9(a) or (b)
- your structure will emit frequencies, and does not meet the conditions of the [FAA Co-location Policy](#)
- your structure will be in an instrument approach area and might exceed part 77 Subpart C
- your proposed structure will be in proximity to a navigation facility and may impact the assurance of navigation signal reception
- your structure will be on an airport or heliport
- filing has been requested by the FAA

If you require additional information regarding the filing requirements for your structure, please identify and contact the appropriate FAA representative using the [Air Traffic Areas of Responsibility map](#) for Off Airport construction, or contact the [FAA Airports Region / District Office](#) for On Airport construction.

The tool below will assist in applying Part 77 Notice Criteria.

Latitude:	30	Deg	46	M	6.24	S	N
Longitude:	98	Deg	13	M	57.21	S	W
Horizontal Datum:	NAD83						
Site Elevation (SE):	1296	(nearest foot)					
Structure Height :	184	(nearest foot)					
Traverseway:	No Traverseway						
<small>(Additional height is added to certain structures under 77.9(d)) User can increase the default height adjustment for Traverseway, Private Roadway and Waterway</small>							
Is structure on airport:	<input checked="" type="radio"/> No <input type="radio"/> Yes						

Results

You exceed the following Notice Criteria:

Your proposed structure exceeds an instrument approach area by 113 feet and aeronautical study is needed to determine if it will exceed a standard of subpart C of 14CFR Part 77. The FAA, in accordance with 77.9, requests that you file.

Your proposed structure is in proximity to a navigation facility and may impact the assurance of navigation signal reception. The FAA, in accordance with 77.9, requests that you file.

77.9(b) by 112 ft. The nearest airport is BMQ, and the nearest runway is 01/19.

The FAA requests that you file

EXHIBIT A
FAA Notice Criteria Tool
Pg. 2 of 2

Notice Criteria Tool

Page 2 of 2

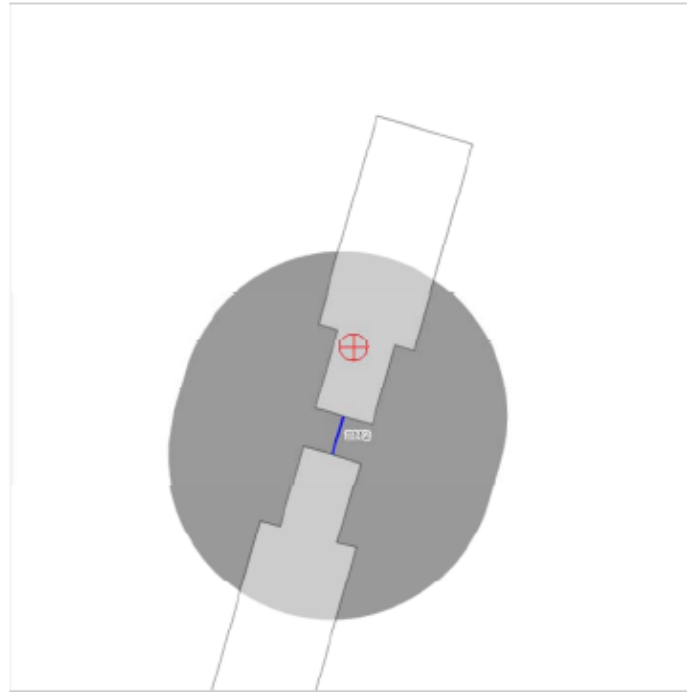
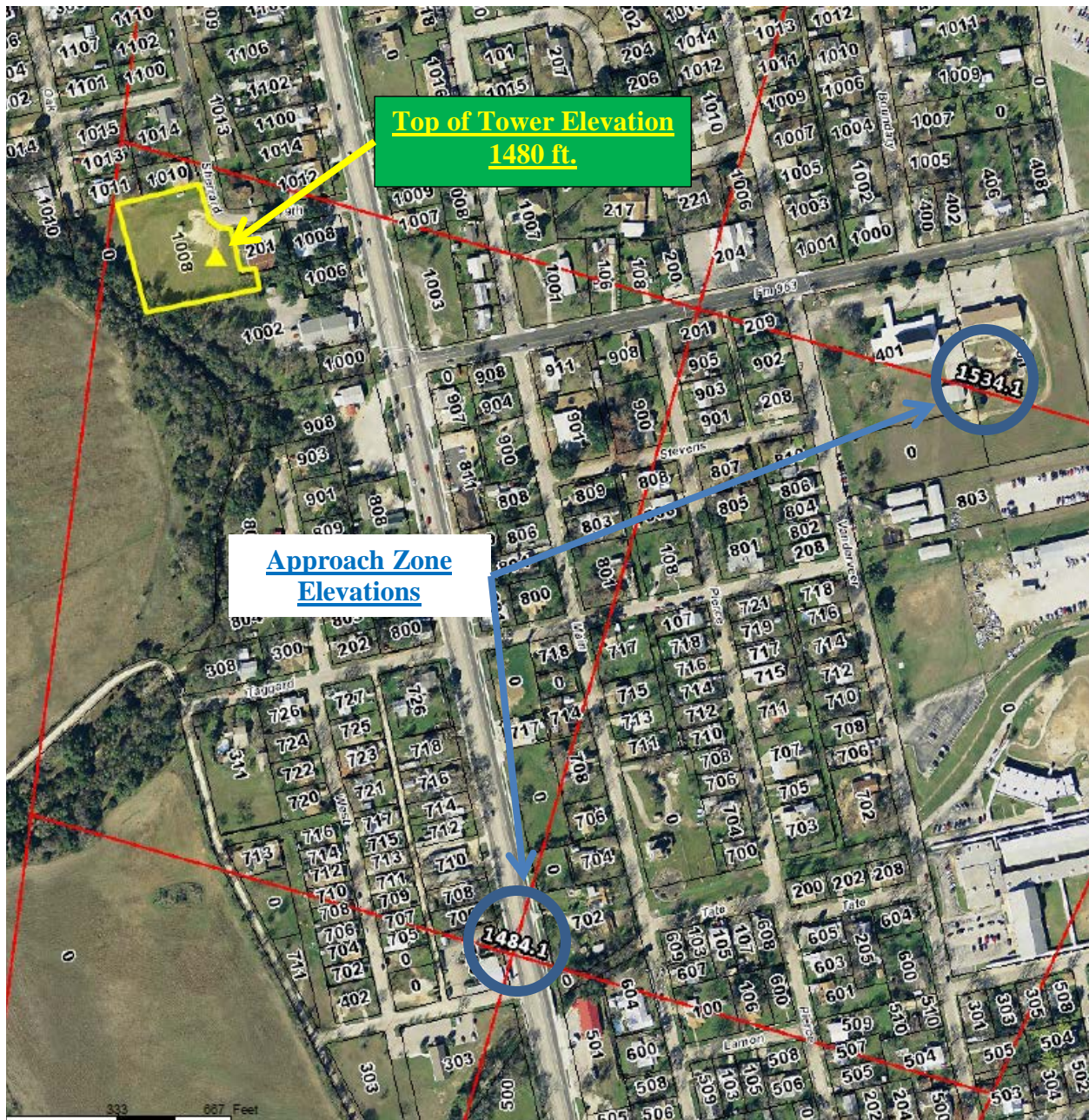


EXHIBIT B
Airport Approach Zone Detail



ORDINANCE NO. 2017-21

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

WHEREAS, The Planning and Zoning Commission of the City of Burnet, on September 5, 2017, did conduct a public hearing for the purpose of taking public comment regarding the proposal to grant a Conditional Use Permit for erection and operation of a communication tower to be located on a 1.92 acre tract out of the John Hamilton Survey No.1, Abstract No. 405. Which is further described as 1008 Sherrard Street; and

WHEREAS, The City Council of the City of Burnet, on September 12, 2017 did conduct its own public hearing for the purpose of taking public comment regarding the same proposal to grant a Conditional Use Permit for erection and operation of a communication tower to be located on said 1008 Sherrard Street; and

WHEREAS, The City Council, based on due consideration of the Planning and Zoning Commission recommendation as well as its own deliberations did determine that granting a Conditional Use Permit for erection and operation of a communication tower to be located on said 1008 Sherrard Street to be in the public interest;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, THAT:

Section 1. Findings. The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

Section 2. Permit Granted. This ordinance shall serve as a Conditional Use Permit allowing erection and construction of a communication tower substantially configured as illustrated on Exhibits A and B, copies of which is attached hereto and incorporated for all purposes herein, said tower to be located on that 1.92 acre tract out of the John Hamilton Survey No. 1, Abstract No. 405 which is further described as 1008 Sherrard Street.

Section 3. Permit Conditions. The communication tower to be erected and operated under the Conditional Use Permit granted hereby shall be subject to the following conditions:

- (a) Building and electrical permits shall be obtained from the City of Burnet prior to commencing tower construction.
- (b) Required FAA approvals are prerequisite requirements for issuance of a building permit.
- (c) The permit shall not expire, except that a new Conditional Use Permit shall be required for any alteration to the tower requiring additional FAA approval.

Section 3. Repealer. That other ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent that they are in conflict.

Section 4. Severability. That should any provisions of this ordinance be held void or unconstitutional, it is hereby provided that all other parts of the same which are not held void or unconstitutional shall remain in full force and effect.

Section 5. Effective Date. That this ordinance is effective upon final passage and approval.

Section 6. Open Meetings. That it is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meeting Act, Chapter. 551, Loc. Gov't. Code.

PASSED AND APPROVED on First Reading this 24th day of October 2017.

FINALLY PASSED AND APPROVED on this 14th day of November, 2017.

CITY OF BURNET, TEXAS

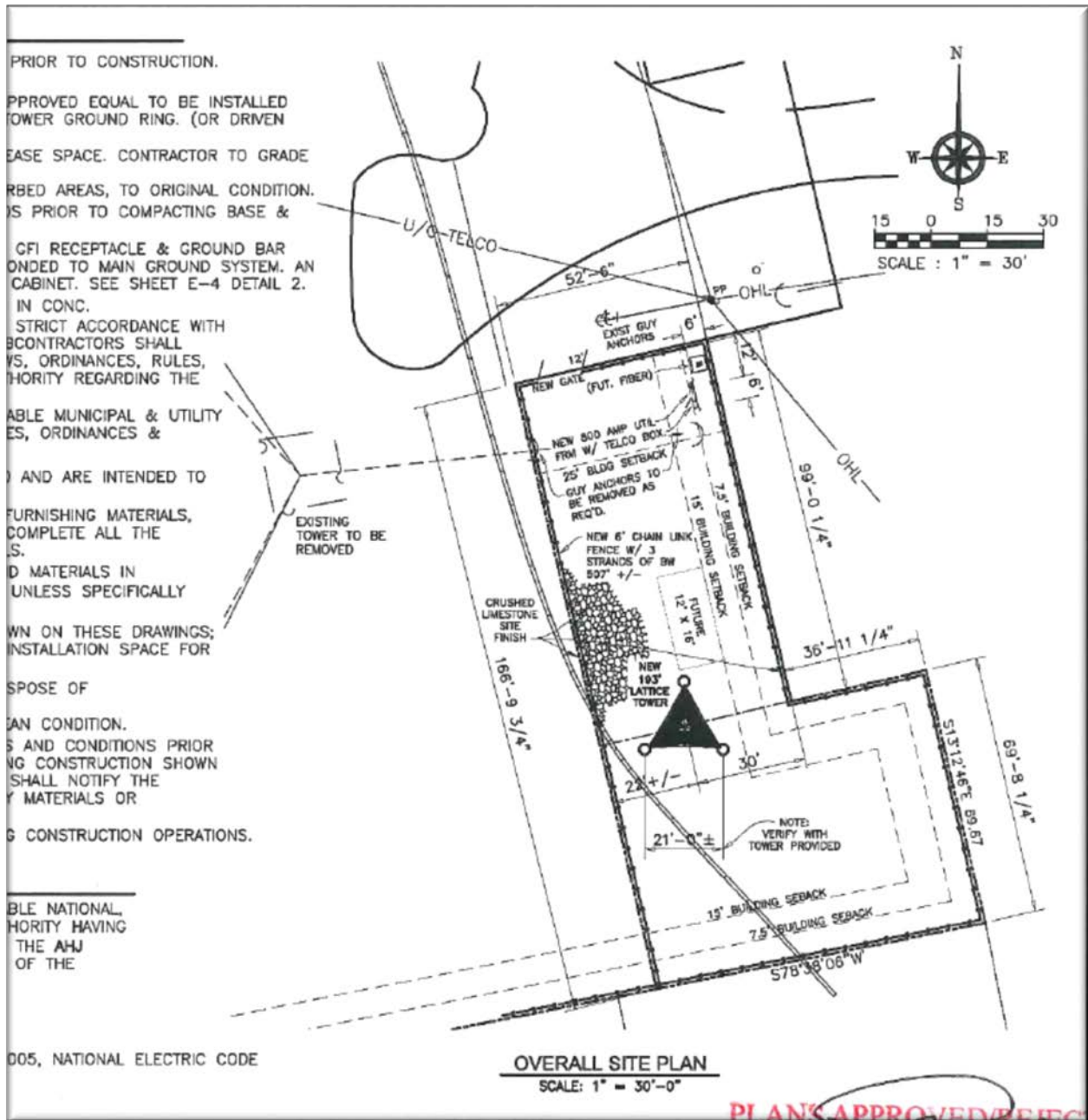
Crista Goble Bromley, Mayor

ATTEST:

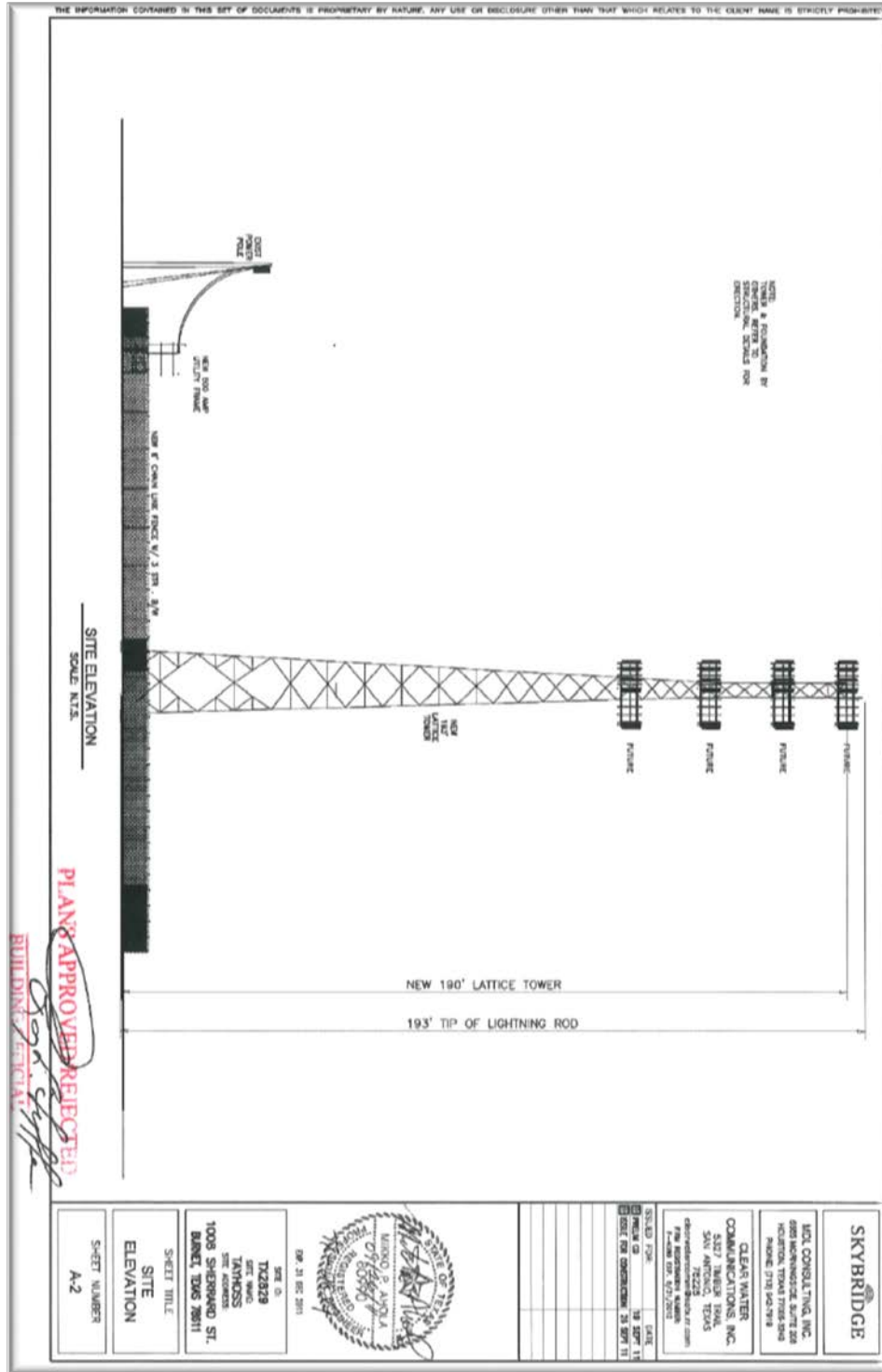
Kelly Dix, City Secretary

EXHIBIT A 1008 SHERRARD STREET

Tower Location



Tower Elevation





Police Department

ITEM 4.3

Paul Nelson
Police Chief
(512)-756-6404
pnelson@cityofburnet.com

Agenda Item Brief

Meeting Date: October 24, 2017

Agenda Item: Discuss and consider action: Authorization to proceed with the purchase of vehicles for the Police Department. P. Nelson

Background: The Burnet Police Department has been using Caldwell Country Chevrolet for the last several years, to purchase Chevy Tahoes for patrol units. The cost has dropped to \$33,700.00 per Tahoe. That does not include the needed equipment for each Tahoe.

Information: The Tahoes will come equipped with most of the needed equipment for each patrol Tahoe. There will be a 90-120 day wait for delivery.

Fiscal Impact: The total cost for the two Tahoes will be \$92,434.90 which was included in the 2017-2018 Budget.

Recommendation: Staff recommends authorization to proceed with the purchase of two Chevy Tahoes for the Burnet Police Department.



Police Department

ITEM 4.4

Paul Nelson
Police Chief
512-756-6404
pnelson@cityofburnet.com

Agenda Item Brief

Meeting Date:	October 24, 2017
Agenda Item:	Discuss and consider action: Request authorization for the Police Department to pursue a National Rifle Association (NRA) 2017/18 Grant for department equipment and/or programs: P. Nelson
Background:	The NRA awards several different Law Enforcement Agencies each year, grant money for new equipment and or to assist with starting up new programs. For the 2016/17 Grant, the police department was awarded \$5,051.58 and that money was used to purchased (3) Three Colt Law Enforcement Quad Rail Carbine Rifles.
Information:	The police department is requesting approval from Council, to allow the police department to complete the grant application.
Fiscal Impact:	The NRA Grant is not a matching grant therefore there will be no impact on the 2017/2018 Budget.
Recommendation:	Staff recommends authorizing the Police Department to move forward with the National Rifle Association grant application process.



Police Department

ITEM 4.5

Paul Nelson
Police Chief
(512)-756-6404
pnelson@cityofburnet.com

Agenda Item Brief

Meeting Date:	October 24, 2017
Agenda Item:	Discuss and consider action: Authorization to purchase duty pistols and required accessories: Council Member P. Farmer
Background:	Burnet Police has researched the new Sig Sauer P320 9mm pistol, and feel that it would be the best weapon for a duty weapon for each officer within the department. Burnet Police has met with Horseshoe Bay Police Department and the Lampasas County Sheriff's Department, and they both have all of their officers carrying the Sig Sauer P320 9mm for a duty weapon.
Information:	The total cost will be for (21) pistols, (21) stream lights for each pistol, and (21) holsters for each pistol. Having (21) will allow for (2) extra, that will allow the police department to replace a weapon or the piece of equipment that might break or have a malfunction, so that officer doesn't have to wait on a re-order. The Sig Sauer pistols will be good for a period of ten years.
Fiscal Impact:	The total cost for the (21) pistols and the needed equipment will be \$15,200.00 which is a 2017-2018 FY Budgeted item.
Recommendation:	Staff recommends authorization to purchase the (21) pistols and the needed equipment.



Delaware Springs Golf Course

ITEM 4.6

Doug Fipps
Golf Course General Manager
830-798-4177
dfipps@cityofburnet.com

Agenda Item Brief

Meeting Date:	October 24, 2017
Agenda Item:	Discuss and consider action: Equipment purchases for Delaware Springs Golf Course. D. Fipps
Background:	This agenda item is in reference to equipment replacement at the golf course. The equipment scheduled to be replaced is at the end of its useful life and cost more to repair than the equipment is worth.
Information:	<p>Below is an itemized list of the maintenance equipment scheduled and budgeted for replacement this fiscal year. Attached is the quote prepared by Austin Turf and Tractor through the National Buy Board Contract #529-17 for the new equipment.</p> <p>(1) JOHN DEERE 1600 Turbo Series II Commercial Wide Area Mower with 2 Post Folding ROPS.</p> <p>(2) Weidenmann G6/160 Aerator 3PT PTO</p>
Fiscal Impact:	The total cost for all the equipment listed above is \$70,469.85.
Recommendation:	Staff recommends approval of the quote prepared by Austin Turf and Tractor through the National Buy Board Contract #529-17 for the purchase of the new equipment.



Development Services

ITEM 4.7

Mark S. Lewis
Development Services Director
(512)-715-3215
mlewis@cityofburnet.com

Agenda Item Brief

Meeting Date:	October 24, 2017
Agenda Item:	Discuss and consider action: FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 2012-06 BY ASSIGNING TOWNHOMES – DISTRICT R-2A ZONING TO LOT 1E, AND THE NORTH ONE-HALF (1/2) OF LOT 2, BLOCK 27, VANDERVEER/ALEXANDER S8450, WHICH IS FURTHER DESCRIBED AS BEING 309 E PECAN STREET; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: M. Lewis
Background:	The attached ordinance, if approved by City Council, will assign Townhomes – District R-2A to the property described in the above caption.
Information:	All necessary precursor actions in the zoning process, including public notice, Planning and Zoning Commission public hearing, and City Council public hearing have been completed. It is appropriate that Council take action on the zone change ordinance at this time.
Fiscal Impact:	None
Recommendation:	Approve first reading of the attached zone change ordinance.

ORDINANCE NO. 2017-23

AN ORDINANCE AMENDING ORDINANCE NO. 2012-06 BY ASSIGNING TOWNHOMES – DISTRICT R-2A ZONING TO LOT 1E, AND THE NORTH ONE-HALF (1/2) OF LOT 2, BLOCK 27, VANDERVEER/ALEXANDER S8450, WHICH IS FURTHER DESCRIBED AS BEING 309 E PECAN STREET; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, The Planning and Zoning Commission of the City of Burnet, on October 2, 2017, did conduct a public hearing for the purpose of taking public comment regarding the proposal to assign Townhomes – District R-2A zoning to Lot 1E and the North one-half (1/2) of Lot 2, Block 27, Vanderveer/Alexander S8450, which is further described as being 309 E Pecan Street; and

WHEREAS, The Planning and Zoning Commission, following its October 2, 2017 Public Hearing, did recommend granting Townhomes – District R-2A zoning to said 309 E Pecan Street; and

WHEREAS, The City Council of the City of Burnet, on October 24, 2017 did conduct its own public hearing for the purpose of taking public comment regarding the same proposal to assign Townhomes – District R-2A zoning to said 309 E Pecan Street; and

WHEREAS, The City Council, based on due consideration of the Planning and Zoning Commission recommendation as well as its own deliberations did determine that assigning Townhomes – District R-2A zoning to said 309 E Pecan Street to be consistent with the City of Burnet Future Land Use Plan, consistent with development patterns in the surrounding area and consistent with the best public interest of the City;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, THAT:

Section 1. Findings. The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

Section 2. Zoning Changed. Townhomes – District R-2A zoning is hereby assigned to Lot 1E and the North one-half (1/2) of Lot 2, Block 27, Vanderveer/Alexander S8450.

Section 3. Repealer. That other ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent that they are in conflict.

Section 4. Severability. That should any provisions of this ordinance be held void or unconstitutional, it is hereby provided that all other parts of the same which are not held void or unconstitutional shall remain in full force and effect.

Section 5. Effective Date. That this ordinance is effective upon final passage and approval.

Section 6. Open Meetings. That it is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meeting Act, Chapter. 551, Loc. Gov't. Code.

PASSED AND APPROVED on First Reading this 24th day of October 2017.

FINALLY PASSED AND APPROVED on this 14th day of November, 2017.

CITY OF BURNET, TEXAS

Crista Goble Bromley, Mayor

ATTEST:

Kelly Dix, City Secretary



City Secretary

ITEM 4.8

Kelly Dix
City Secretary
(512)-715-3209
kdix@cityofburnet.com

Agenda Item Brief

- Meeting Date:** October 24, 2015
- Agenda Item:** Discuss and consider action: Appointments to the Charter Committee for the 2017-2018 Charter Review: K. Dix
- Background:** The City of Burnet adopted a Home Rule Charter in June, 2000. The Charter was last reviewed in January 2015.
- The committee is comprised of the Mayor, City Attorney, City Manager, City Secretary, one Council Member position and six citizen positions. Council will need to appoint one Council Member to the Charter Committee and appoint the citizen positions as well.
- Information:** Members that served on the last Charter Review Committee and have expressed a desire to serve again are as follows:
- Stan Hemphill
 - Rayford Cagle
 - Donna Kladstrup
 - Kenneth Graham
- New applications received are
- Mary Jane Shanes
 - Calib Williams
- Council Member Paul Farmer has expressed a desire to serve on the Charter Review Committee in the Council Member position.
- Fiscal Impact:** None at this time.
- Recommendation:** Approval to activate the Charter review process and appoint Charter Committee.

CITY OF BURNET

Charter Review 2017/2018

Original Charter Committee:

Appointed 1999

Mark Atwood	Alvin Nored
John Sandne	Paul Shell
Pat Withers	Ray Cagle
Ramsey Clinton	A. B. Daugherty
Nelson Lynn	Joyce Laudenschlager
Bret Burton	Kenneth Graham
Johnnie Henderson	Larry Howard
Camm Lary	

Committee when last activated in 2015:

Members: City Attorney, Charlie Zech
City Manager, David Vaughn
City Secretary, Kelly Dix
Mayor Pro Tem Philip Thurman
Council Member Paul Shell
Stan Hemphill
Rayford Cagle
Donna Kladstrup
Kenneth Graham

Requested appointments for 2017/2018 Charter Review Committee:

Members: City Attorney, Charlie Zech
City Manager, David Vaughn
City Secretary, Kelly Dix
Mayor Crista Bromley
Council Member Paul Farmer
Stan Hemphill
Rayford Cagle
Donna Kladstrup
Kenneth Graham
Mary Jane Shanes
Calib Williams

The Charter was last reviewed in 2015.

Recommended number of committee members: 10-15 comprised of the Mayor, City Manager, City Attorney, City Secretary, appointed Council Member, selected staff and citizens.

Contact has been made with all past members notifying them that the Committee will be re-established and they have all confirmed their desire to be re-appointed to the Committee. Former Council Member Mary Jane Shanes confirmed she would like to serve on the committee and an application from Calib Williams was received as well.

All interested in serving should be a registered voter of the City. All new applications will be submitted to Council for final approval and appointment.

Monthly meeting dates have been established for review of the charter in conjunction with the 2017/2018 Election Calendar. (see attached)

Each Director will be responsible for reviewing the portion of the charter that pertains to their area and report to the committee recommended updates/changes.

Timeline for 2017/2018 Charter Review Committee for 2018 Election:

Dates are subject to change timeline is estimated based on actions of City Council,
Charter Review Committee and Staff

- | | |
|--|-------------------|
| 1. Appointment of Charter Commission by City Council | October 24, 2017 |
| 2. Committee meeting, 3:00 p.m., Council Chambers | November 8, 2017 |
| 3. Committee meeting, 3:00 p.m., Council Chambers | November 29, 2017 |
| 4. Committee meeting, 3:00 p.m., Council Chambers | December 13, 2017 |
| 5. Committee meeting, 3:00 p.m., Council Chambers | January 8, 2018 |
| 6. Committee Report to City Council | January 23, 2018 |
| 7. Call Election | February 13, 2018 |
| 8. Post notice of drawing for place on Ballot | February 15, 2018 |
| 9. Drawing for Place on the Ballot | February 19, 2018 |
| 10. Ballot Propositions prepared and translated | March 6, 2018 |
| 11. Submit Notice of Election to newspaper | April 13, 2018 |
| 12. Post Notice of Election | April 13, 2018 |
| 13. Election Day | May 5, 2018 |



Administration

ITEM 4.9

David Vaughn
City Manager
(512)-756-3208
dvaughn@cityofburnet.com

Agenda Item Brief

Meeting Date: October 24, 2017

Agenda Item: Discuss and consider action: Authorize participation in a rehabilitation project for County Road 340 A: D. Vaughn

Background:

Information:

Fiscal Impact:

Recommendation: Approve Resolution R2017-17 as presented.

RESOLUTION NO. R2017-17

A RESOLUTION BY THE CITY OF BURNET TO NAME A PUBLIC STREET IN HONOR OF JOHN W. HOOVER.

Whereas, the City Council for the City of Burnet, Texas previously annexed into the City limits of Burnet, a portion of County Road 340A, located adjacent to Seton Highland Lake Hospital and the City of Burnet Industrial Park; and

Whereas, the City Council of the City of Burnet desires to recognize the significant contributions and instrumental role John W. Hoover has had in the development of the city, particularly the Industrial Park and Seton Highland Lakes Hospital; and

Whereas, the City Council for the City of Burnet, Texas desires to rename those portions of County Road 340A that are within the city, now and in the future, to "John W Hoover Parkway", honoring John W. Hoover for his dedication and commitment to the community; and

Whereas, the US Postal Service and the 911 addressing department of Burnet County have approved the use of the name "John W Hoover Parkway".

NOW, THEREFORE, BE IT RESOLVED BY CITY COUNCIL OF THE CITY OF BURNET, TEXAS, THAT:

Section 1. Findings. The foregoing recitals are hereby found to be true and correct and are hereby resolved by the City Council and made a part hereof for all purposes as findings of fact.

Section 2. Proceedings. The City Council hereby approves "John W Hoover Parkway" as the official name for County Road 340A, as it exists within the City limits of Burnet, now and in the future.

Section 3. Open Meetings. It is hereby officially found and determined that the meeting at which this resolution is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, *Chapt. 551, Tex. Gov't. Code*.

PASSED AND APPROVED this the 24th day of October, 2017.

CITY OF BURNET, TEXAS

ATTEST:

Crista Goble Bromley, Mayor

Kelly Dix, City Secretary



Administration

ITEM 4.10

David Vaughn
City Manager
(512)-756-3208
dvaughn@cityofburnet.com

Agenda Item Brief

Meeting Date: October 24, 2017

Agenda Item: Discuss and consider action: FIRST READING OF A RESOLUTION BY THE CITY OF BURNET AUTHORIZING EXPENDITURES FOR THE PURPOSE OF IMPROVEMENTS TO CR340A; AND OTHER RELATED MATTERS: D. Vaughn

Background:

Information: The BEDC board authorized up to \$100,000 for the CR340A project. The Board is scheduled to meet again on the 24th to conduct a public hearing and consider adoption of a similar resolution.

Fiscal Impact: BEDC funds not to exceed \$100,000.

Recommendation: Approve Resolution R2017-22 as presented.

RESOLUTION NO: R2017-22

A RESOLUTION BY THE CITY OF BURNET AUTHORIZING EXPENDITURES FOR THE PURPOSE OF IMPROVEMENTS TO CR340A; AND OTHER RELATED MATTERS.

WHEREAS, CR340A provides critical access to Seton Highland Lakes Hospital, Emergency Room and Clinics, (“the Hospital”) which provides the Burnet community with healthcare-related jobs; and

WHEREAS, CR340A provides primary access to Industrial Park One, the City’s primary industrial park, which includes manufacturers of metal components, plastic tanks, Teflon components, and wheelchair & stroller components, that are distributed throughout the world; and

WHEREAS, Local Government Code 501.002 deems “manufacturing” jobs as “primary jobs” for the purposes of economic development; and

WHEREAS, Local Government Code 505.158 authorizes a Type B corporation created by a municipality with a population of 20,000 or less to include land, buildings, facilities, expenditures, targeted infrastructure, and improvements found by the corporation’s board of directors to promote new or expanded business development as a “project” for the purposes of economic development; and

WHEREAS, the expansion of CR340A will promote increased job creation of manufacturing and healthcare related jobs within the city limits of the City of Burnet; and

WHEREAS, Local Government Code 505.155 authorizes a Type B economic development corporation to institute a project to provide “streets and roads, drainage and related improvements” in order to promote or develop new or expanded business enterprises that create or retain primary jobs, including manufacturing jobs; and

WHEREAS, Industrial Park One has undeveloped acreage that will be utilized for new and expanded business development; and

WHEREAS, the Burnet Economic Development Corporation (the “BEDC”) has found that improvements to CR340A are authorized under sections 501.158 and 505.155 of the Local Government Code and will create both primary jobs and promote or develop new or expanded business enterprises that create primary jobs; and

WHEREAS, the BEDC duly posted and held a public hearing on the proposed project prior to voting on funding the project;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BURNET, THAT:

Section 1. Findings. The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council of the City of Burnet ("City Council") and made a part hereof for all purposes as findings of fact.

Section 2. Proceedings. The City Council approves the proposed expenditures of up to One Hundred Thousand Dollars (\$100,000) by the Burnet Economic Development Corporation for the purpose of improvements to CR340A located between the railroad and Hwy 281 South.

Section 3. Open Meetings. It is hereby officially found and determined that the meeting at which this resolution is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, *Chapt. 551, Tex. Gov't. Code*.

PASSED AND APPROVED this the 24th day of October, 2017.

CITY OF BURNET, TEXAS

ATTEST:

Crista Goble Bromley, Mayor

Kelly Dix, City Secretary





Administration

ITEM 4.11

David Vaughn
City Manager
(512)-756-3208
dvaughn@cityofburnet.com

Agenda Item Brief

Meeting Date: October 24, 2017

Agenda Item: Discuss and consider action: SECOND AND FINAL READING OF A RESOLUTION BY THE CITY OF BURNET AUTHORIZING EXPENDITURES FOR THE PURPOSE OF IMPROVEMENTS TO CR340A; AND OTHER RELATED MATTERS: D. Vaughn

Background:

Information: The BEDC board authorized up to \$100,000 for the CR340A project. The Board is scheduled to meet again on the 24th to conduct a public hearing and consider adoption of a similar resolution.

Fiscal Impact: BEDC funds not to exceed \$100,000.

Recommendation: Approve and adopt Resolution R2017-22 as presented.

RESOLUTION NO: R2017-22

**A RESOLUTION BY THE CITY OF BURNET AUTHORIZING
EXPENDITURES FOR THE PURPOSE OF IMPROVEMENTS TO CR340A;
AND OTHER RELATED MATTERS.**

WHEREAS, CR340A provides critical access to Seton Highland Lakes Hospital, Emergency Room and Clinics, (“the Hospital”) which provides the Burnet community with healthcare-related jobs; and

WHEREAS, CR340A provides primary access to Industrial Park One, the City’s primary industrial park, which includes manufacturers of metal components, plastic tanks, Teflon components, and wheelchair & stroller components, that are distributed throughout the world; and

WHEREAS, Local Government Code 501.002 deems “manufacturing” jobs as “primary jobs” for the purposes of economic development; and

WHEREAS, Local Government Code 505.158 authorizes a Type B corporation created by a municipality with a population of 20,000 or less to include land, buildings, facilities, expenditures, targeted infrastructure, and improvements found by the corporation’s board of directors to promote new or expanded business development as a “project” for the purposes of economic development; and

WHEREAS, the expansion of CR340A will promote increased job creation of manufacturing and healthcare related jobs within the city limits of the City of Burnet; and

WHEREAS, Local Government Code 505.155 authorizes a Type B economic development corporation to institute a project to provide “streets and roads, drainage and related improvements” in order to promote or develop new or expanded business enterprises that create or retain primary jobs, including manufacturing jobs; and

WHEREAS, Industrial Park One has undeveloped acreage that will be utilized for new and expanded business development; and

WHEREAS, the Burnet Economic Development Corporation (the “BEDC”) has found that improvements to CR340A are authorized under sections 501.158 and 505.155 of the Local Government Code and will create both primary jobs and promote or develop new or expanded business enterprises that create primary jobs; and

WHEREAS, the BEDC duly posted and held a public hearing on the proposed project prior to voting on funding the project;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY
OF BURNET, THAT:**

Section 1. Findings. The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council of the City of Burnet ("City Council") and made a part hereof for all purposes as findings of fact.

Section 2. Proceedings. The City Council approves the proposed expenditures of up to One Hundred Thousand Dollars (\$100,000) by the Burnet Economic Development Corporation for the purpose of improvements to CR340A located between the railroad and Hwy 281 South.

Section 3. Open Meetings. It is hereby officially found and determined that the meeting at which this resolution is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, *Chapt. 551, Tex. Gov't. Code*.

PASSED AND APPROVED this the 24th day of October, 2017.

CITY OF BURNET, TEXAS

ATTEST:

Crista Goble Bromley, Mayor

Kelly Dix, City Secretary





Administration

ITEM 4.12

David Vaughn
City Manager
(512)-756-3208
dvaughn@cityofburnet.com

Agenda Item Brief

Meeting Date: October 24, 2017

Agenda Item: Discuss and consider action: A RESOLUTION BY THE CITY OF BURNET TO NAME A PUBLIC STREET IN HONOR OF JOHN W. HOOVER: D. Vaughn

Background:

Information:

Fiscal Impact:

Recommendation: Approve Resolution R2017-17 as presented.

RESOLUTION NO. R2017-17

A RESOLUTION BY THE CITY OF BURNET TO NAME A PUBLIC STREET IN HONOR OF JOHN W. HOOVER.

Whereas, the City Council for the City of Burnet, Texas previously annexed into the City limits of Burnet, a portion of County Road 340A, located adjacent to Seton Highland Lake Hospital and the City of Burnet Industrial Park; and

Whereas, the City Council of the City of Burnet desires to recognize the significant contributions and instrumental role John W. Hoover has had in the development of the city, particularly the Industrial Park and Seton Highland Lakes Hospital; and

Whereas, the City Council for the City of Burnet, Texas desires to rename those portions of County Road 340A that are within the city, now and in the future, to “John W Hoover Parkway”, honoring John W. Hoover for his dedication and commitment to the community; and

Whereas, the US Postal Service and the 911 addressing department of Burnet County have approved the use of the name “John W Hoover Parkway”.

NOW, THEREFORE, BE IT RESOLVED BY CITY COUNCIL OF THE CITY OF BURNET, TEXAS, THAT:

Section 1. Findings. The foregoing recitals are hereby found to be true and correct and are hereby resolved by the City Council and made a part hereof for all purposes as findings of fact.

Section 2. Proceedings. The City Council hereby approves “John W Hoover Parkway” as the official name for County Road 340A, as it exists within the City limits of Burnet, now and in the future.

Section 3. Open Meetings. It is hereby officially found and determined that the meeting at which this resolution is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, *Chapt. 551, Tex. Gov't. Code*.

PASSED AND APPROVED this the 24th day of October, 2017.

CITY OF BURNET, TEXAS

ATTEST:

Crista Goble Bromley, Mayor

Kelly Dix, City Secretary



Public Works Department

ITEM 4.13

Gene Courtney
Director of Public Works
(512)-756-2402
gcourtney@cityofburnet.com

Agenda Item Brief

Meeting Date:	October 24, 2017
Agenda Item:	Discuss and consider action: Approval of the purchase of message boards. G. Courtney
Background:	The city currently does not have any message boards and borrows one from the county when they are not using theirs.
Information:	The purchase of these message boards would improve our construction signage that we use to aid in the safety of our workers and provide notification to the public of upcoming construction which is a capability we have not had before. The versatility of these signs would allow us to use them as additional advertising for city sponsored events such as Summer Series at Haley Nelson Park. Another area of function of this board is to add traffic speed radar. The addition of this capability is a small price compared to buying a stand-alone unit that will notify the traffic of their speed.
Fiscal Impact:	\$19,000 to the Capital Street Fund, \$19,000 to the Hotel Occupancy Tax
Recommendation:	A motion to approve staff to purchase One Solar Tech message board through the Capital Street Fund and One Solar Tech message board through the Hotel Occupancy Tax.



As Reliable as the Sun

Silent Messenger Message Boards Full-Sized

USES AND ADVANTAGES

The "Silent Messenger" full-sized Message Board is the cornerstone of the SolarTech product line. This rugged portable changeable message board is designed to provide information to improve traffic flow and safety in work zones, for both drivers and workers.

The Silent Messenger consists of a 126" w x 76" h board with multiple LED light panels on a sturdy steel trailer, powered by a combination of solar panels and batteries. The sign telescopes on a lift and rotate mast, and can be angled for optimal visibility.

The sign comes with integrated GPS and modem, and with free five year cellular service. Use with Command Center software for remote communications - messages can be changed remotely from an office pc or a smartphone.

REMOTE CONTROL AND GPS TRACKING INCLUDED!

Command Center software allows you to track your equipment using the built-in modem and GPS system.

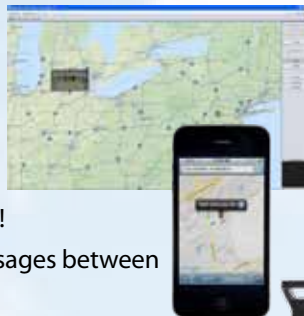
Access units from a map or list. Control units individually or broadcast to a group.

Manage your fleet from your laptop, pc or smartphone... without leaving your desk!

You can build a message library, share messages between boards, schedule messages and more.

Get automatic email notifications when a message changes, if the battery voltage is low, if a panel fails, or if the unit moves.

Keep tabs on your whole fleet. No more misplaced equipment... fewer problems... less downtime!



EASY-TO-USE CONTROLLER

The touch-screen controller needs no manual - it's that easy to use! Includes:

- GPS, modem & 5 years of cellular service
- Password protection
- Intuitive icons for ease of use
- Scheduling capability
- Fully networkable
- NTCIP version 2 compatible
- Automatic software upgrades



www.solartechtechnology.com

Silent Messenger Message Board

DISPLAY

Panel Size	126" x 76" (320 cm x 193 cm)
Panel Construction	All aluminum, modular construction
Panel Face	3/16" polycarbonate, non-glare
Matrix Size	27" x 48 pixels
Pixel Pitch	2.6" x 2.6" (66 mm x 66 mm)
Characters per Line	Up to twelve (12)
Number of Lines	Up to four (4)
Number of Fonts	Twelve (12)
Character Height	13" to 68" (33 cm to 173 cm)
Graphics Capability	Full matrix with full animation
Display Technology	LED (amber, 592 nm)
Display Brightness	>10,000 candela per square meter
Viewing Angle	23° horizontal (minimum)
Display Life Expectancy	10 years typical
Lifting Mechanism	2,000 lb. capacity electro-hydraulic

TRAILER

Length Overall	180" (457 cm)
Width Overall	92" (234 cm)
Height Traveling	103" (262 cm)
Height Operating	162" (412 cm)
Ground Clearance	13" (33 cm) minimum
Weight (minimum)	2,400 lbs. (1,089 kg)
Weight (maximum)	2,960 lbs. (1,343 kg)
Coupler (Class III)	2" (50 mm) ball or 3" (76 mm) pintle ring
Axle/Suspension	Torq flex independent

MEGA-TECH CONTROL CONSOLE

Console Circuitry	Ultra-low power solid state
Console Touchscreen	Waterproof, backlit, full-color GUI, intuitive icon-driven, multi-lingual
Programming Software	Proprietary with automatic remotely managed upgrades (field upgradable for units not connected to Command Center)
Message Capacity	Pre-programmed and user-defined (> 250 each)
Message Display Time	User-selectable (0.1 to 99 seconds)
Display Update Time	Instantaneous
Non-Volatile Memory	512 MB compact flash
Password Protection	User-selectable, multi-level
Operator Interface	Easy-to-use icons (no manual required)
Connectivity	Supports NTCIP version 2 via UDP/IP over Ethernet, UDP/IP over the built-in cellular modem, and PMPP over RS-232.
Remote Control	Embedded cellular transceiver with 5 year cellular service and fleet management software included
GPS	Integrated GPS receiver

ENERGY SOURCE

Operating Voltage	12 Volts DC (nominal)
Battery Type	6 Volt heavy duty, deep cycle (GC-2)Number of Batteries
Batteries	Four (4) standard lead acid (flooded)
Battery Bank Capacity	520 amp hours
Battery Status Indicator	Displays battery voltage, charging activity and low battery condition
Battery Security	Anti-theft steel battery frame bolted to trailer
Solar Array Construction	Top-mounted solar panels in aluminum frame
Solar Array Power Output	Standard 160 watt (nominal)
Solar Charge Controller	Automatic, temperature compensated
Auxiliary Battery Charger	45 amp, 120 volt AC



OPTIONS AND UPGRADES

DISPLAY PANEL

- High-Definition Display - 30 x 56 pixels 2.3" (58 mm) pixel pitch

SOLAR ARRAY OPTIONS

- 240 watt • 320 watt • 400 watt • 480 watt

BATTERY UPGRADES

Type	Number	Capacity
Lead-Acid (flooded)	Six (6)	780 amp hour
	Eight (8)	1040 amp hour
	Ten (10)	1300 amp hour
	Twelve (12)	1560 amp hour
Gel Cell or AGM (maintenance free)	Four (4)	520 amp hour
	Six (6)	780 amp hour
	Eight (8)	1040 amp hour
	Ten (10)	1300 amp hour
	Twelve (12)	1560 amp hour

BATTERY CHARGER UPGRADES

- 90 amp - 120 volt AC • 55 amp - 230 volt AC
- 40 amp - 230 volt AC

BRAKES

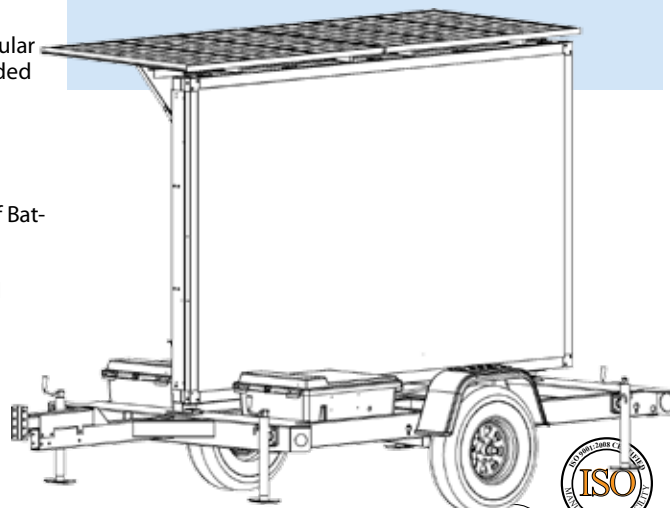
- Hydraulic Surge Brakes (5,000 lb. Capacity)
- Electric Brakes

SECURITY OPTION

Vandal-Proof Battery Box reinforced steel cage

RADAR OPTIONS

- Directional doppler K-Band. User-configurable KPH or MPH. Data Collection and Statistical Analysis Package included.



SOLAR TECHNOLOGY, INC.
7620 Cetronia Rd. Allentown, PA 18106
Phone: 800-475-5442 or 610-391-8600

www.solartechology.com





Central Texas Equipment

Construction Equipment * Sales * Rental * Parts * Service

Quotation

Date	QUOTE #
10/12/2017	6710

Customer
CITY OF BURNET P. O. BOX 1369 BURNET, TX 78611

P.O. No.		Terms	Rep	FOB	
		NET 30	NT	BURNET, TX	
Qty	Item	Description	U/M	Cost	Total
1	MB1548	ONE (1) NEW SOLAR TECH MODEL MB-1548 SOLAR POWERED MESSAGE BOARD WITH 126"X76" FULL MATRIX DISPLAY BOARD AND ALL OTHER STANDARD EQUIPMENT AND THE FOLLOWING OPTIONAL EQUIPMENT 1. MODEM INSTALLED - INCLUDES LIFETIME SERVICE INCLUDING FREE SOFTWARE UPGRADES 2. 5 YEAR PARTS WARRANTY ON ENTIRE MACHINE ADDITIONAL OPTIONAL EQUIPMENT COST: 1. RADAR: \$ 2,150.00 2. HYDRAULIC SURGE BRAKES: \$995.00 3. ELECTRIC BRAKES: \$995.00 PRICING IS PER BUYBOARD CONTRACT # 515-16		16,850.00	16,850.00
			Subtotal		
			\$16,850.00		
Web Site		Phone #	Fax #	Sales Tax (0.0%)	
				\$0.00	
www.ctegroup.net		512-442-2371	512-442-3051	Total	
				\$16,850.00	

Accepted By Signature:



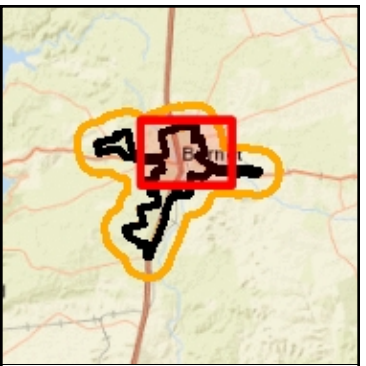
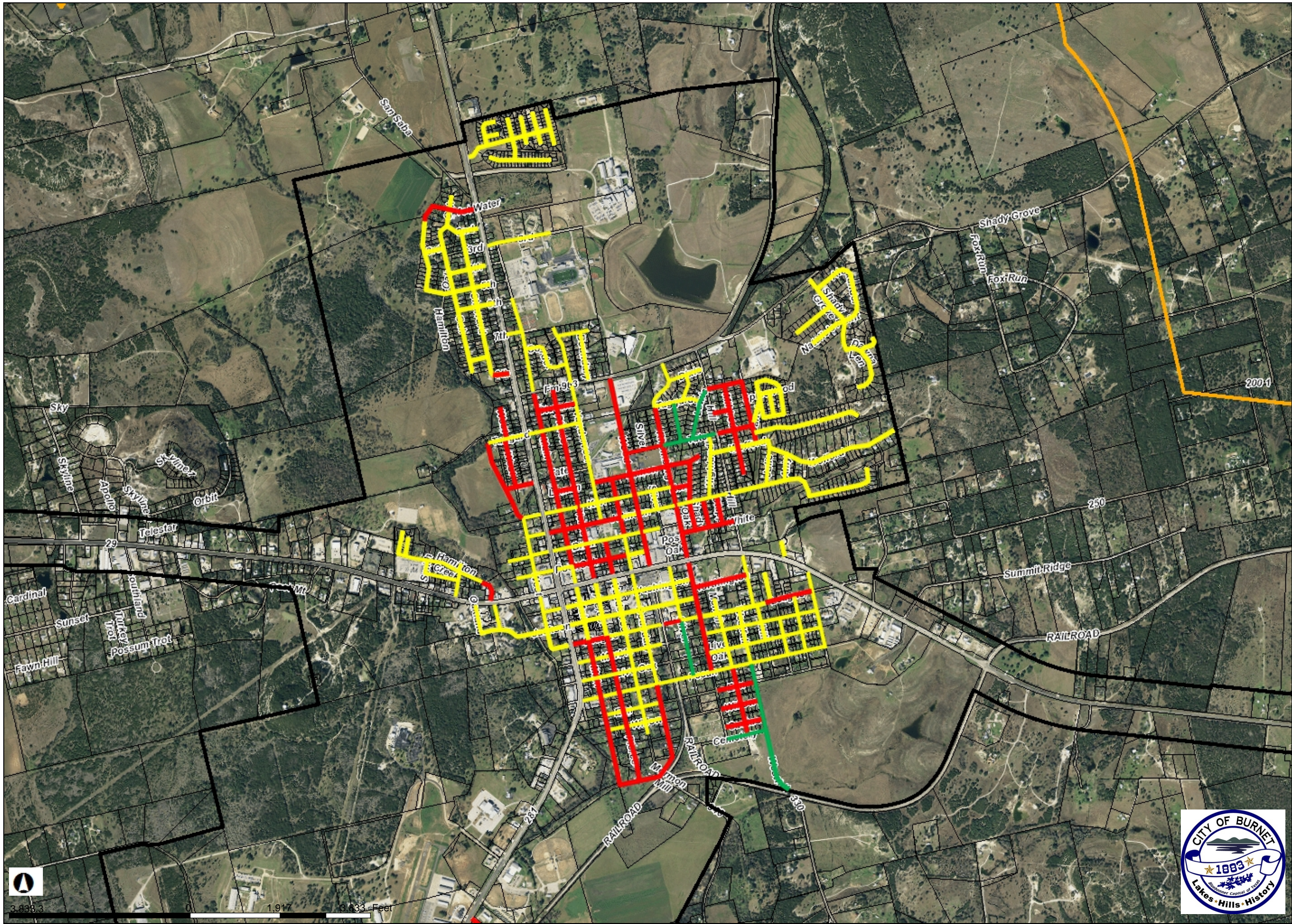
Public Works

ITEM 4.14

Jonny Simons
Assistant Public Works Director
830-743-7597
jsimons@cityofburnet.com

Agenda Item Brief

Meeting Date:	October 24, 2017
Agenda Item:	Discuss and consider action: Approval of Street Committee List: J. Simons
Background:	Street Committee held a meeting on Oct. 10, 2017.
Information:	<p>As discussed by the committee, and based on the street conditions, all parties agreed to the list as follows:</p> <ul style="list-style-type: none">○ WESTFALL○ CEMETERY○ KINCHELOE○ LEWIS○ EAST TATE
Fiscal Impact:	2-3 years Capital Improvement Streets budget.
Recommendation:	Approval of the 2017 Capital Street Improvement project.

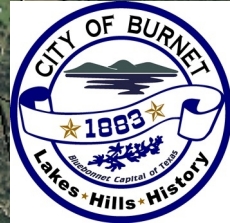


- LEGEND**
- City Limit
 - City ETJ
 - Road Network
 - BCAD Ownership

JC JONES & CARTER, INC.
ENGINEERS • PLANNERS • SURVEYORS

LAYOUT TITLE

Disclaimer
This product is offered for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property, governmental and/or political boundaries or related facilities to said boundary. No express warranties are made by Jones & Carter, Inc. concerning the accuracy, completeness, reliability, or usability of the information included within this exhibit. This map was automatically generated using Geocortex Essentials.





Administration

ITEM 4.15

Evan Milliorn
Administrative Services
(512)-715-3200
emilliorn@cityofburnet.com

Agenda Item Brief

Meeting Date: October 24, 2016

Agenda Item: Discuss and consider action: A RESOLUTION PROVIDING FOR THE SALE OF PROPERTY ACQUIRED BY THE BURNET CENTRAL APPRAISAL DISTRICT AT DELINQUENT TAX SALE LOCATED AT 1005 SOUTH MAIN ST., BURNET, TX: E. Milliorn

Background: This is a vacant lot (0.2410 acres) located at 1005 South Main. The current assessed valuation of the lot is \$4,200.

Information: The distribution on monies will be as follows if all entities approve the sale at the offered amount:

Deed Recording Fee	\$28.00
Court Costs	\$8.00
Abstract Fee	\$175.00
City of Burnet	\$223.70
Burnet County	\$121.28
Burnet County Special	\$12.99
Water Conservation District	\$3.70
BCISD	\$253.33
<hr/>	
Total	\$826.00
<hr/>	

Fiscal Impact: None.

Recommendation: Adopt the Resolution R2017-20 as presented.

RESOLUTION NO. R2017-20

**A RESOLUTION PROVIDING FOR THE SALE OF PROPERTY
ACQUIRED BY THE BURNET CENTRAL APPRAISAL DISTRICT AT
DELINQUENT TAX SALE**

WHEREAS, Part of Abstract 187 out of the B.B. Castleberry Survey AKA Part of Alexander Addition to the City Burnet, Burnet County, Texas, being that property more particularly described in Instrument #201006514 of the Official Public Records of Burnet County, Texas was offered for sale by the Sheriff at Burnet County, Texas at a public auction pursuant to judgements of foreclosure for delinquent taxes by the District Court; and

WHEREAS, no sufficient bid was received and the property was struck off to the Burnet Central Appraisal District, Trustee, pursuant to TEX.PROP.TAX CODE Section 34.01(j); and

WHEREAS, TEX.PROP.TAX CODE Section 34.05(a) provides that we may accept a sufficient bid. A bid of EIGHT HUNDRED TWENTY-SIX AND NO/100 DOLLARS (\$826.00) has been made by LONE OAK VENTURES, LLC, said bid being less than the taxes due.

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, THAT: the Mayor of the City of Burnet is hereby authorized to convey Part of Abstract 187 out of the B.B. Castleberry Survey AKA Part of Alexander Addition to the City of Burnet, Burnet County, Texas to LONE OAK VENTURES, LLC, for the sum of EIGHT HUNDRED TWENTY-SIX AND NO/100 DOLLARS (\$826.00) payable to the Chief Appraiser of the Burnet Central Appraisal District for distribution as provided by law.

PASSED, APPROVED AND ADOPTED this the 24th day of October, 2017.

CITY OF BURNET, TEXAS

ATTEST:

Crista Goble Bromley, Mayor

Kelly Dix, City Secretary



Administration

ITEM 4.16

Evan Milliorn
Administrative Services
(512)-715-3200
emilliorn@cityofburnet.com

Agenda Item Brief

Meeting Date: October 24, 2016

Agenda Item: Discuss and consider action: A RESOLUTION PROVIDING FOR THE SALE OF PROPERTY ACQUIRED BY THE BURNET CENTRAL APPRAISAL DISTRICT AT DELINQUENT TAX SALE FURTHER DESCRIBED AS A VACANT LOT (0.1159 ACRES) LOCATED IN THE 1200 BLOCK OF PECAN STREET: E. Milliorn

Background: This is a vacant lot (0.1159 acres) located in the 1200 Block of Pecan Street. The current assessed valuation of the lot is \$4,039. This lot has been in trust with BCAD since 2005.

Information: The distribution on monies will be as follows if all entities approve the sale at the offered amount:

Deed Recording Fee	\$28.00
Court Costs	\$277.00
Abstract Fee	\$100.00
City of Burnet	\$145.41
Burnet County	\$117.19
Burnet County Special	\$12.38
Water Conservation District	\$0.00
BCISD	\$433.99
BCISD EBS	\$36.03
Total	\$1,100.00

Fiscal Impact: None.

Recommendation: Adopt the Resolution R2017-21 as presented.

RESOLUTION NO. R2017-21

**A RESOLUTION PROVIDING FOR THE SALE OF PROPERTY
ACQUIRED BY THE BURNET CENTRAL APPRAISAL DISTRICT AT
DELINQUENT TAX SALE**

WHEREAS, the North ½ of Lot 6, Block 35 of Johnson Addition to the City of Burnet, Burnet County, Texas, being that property more particularly described in Volume 170, Page 474 of the Deed Records of Burnet County, Texas, SAVE AND EXCEPT that property described in Volume 182, Page 663 of the Deed Records of Burnet County, Texas was offered for sale by the Sheriff at Burnet County, Texas at public auction pursuant to judgements of foreclosure for delinquent taxes by the District Court; and

WHEREAS, no sufficient bid was received and the property was struck off to the Burnet Central Appraisal District, Trustee, pursuant to TEX.PROP.TAX CODE Section 34.01(j); and

WHEREAS, TEX.PROP.TAX CODE Section 34.05(a) provides that we may accept a sufficient bid. A bid of ONE THOUSAND ONE HUNDRED AND NO/100 DOLLARS (\$1,100.00) has been made by ROGER A. VAN VOORHEES, said bid being less than the taxes due.

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, THAT: the Mayor of the City of Burnet is hereby authorized to convey the North ½ of Lot 6, Block 35 of Johnson Addition to the City of Burnet, Burnet County, Texas to ROGER A. VAN VOORHEES for the sum of ONE THOUSAND ONE HUNDRED AND NO/100 DOLLARS (\$1,100.00) payable to the Chief Appraiser of the Burnet Central Appraisal District for distribution as provided by law.

PASSED, APPROVED AND ADOPTED this the 24th day of October, 2017.

CITY OF BURNET, TEXAS

ATTEST:

Crista Goble Bromley, Mayor

Kelly Dix, City Secretary



Planning & Zoning

ITEM 4.17

Mark S. Lewis
Community Development
Director
(512)-715-3215
mlewis@cityofburnet.com

Agenda Item Brief

Meeting Date: October 24, 2017

Agenda Item: 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 discussing and considering action regarding the July 25, 2017 Board of Appeals order to demolish or repair structures located at 1407 North Water Street: M. Lewis

Background: On July 25, 2017, the City Council, sitting as the Board of Appeals issued an order for the repair or demolition of the structures located at 1407 N. Water Street (See Exhibit A).

In recap: On July 25, 2017 the Board of Appeals issued a revision to its original order to repair or demolish structures located at 1407 N. Water Street (See Exhibit B). The key provisions of the order required the owner to either demolish the structures on the subject property, or complete the following specific repairs to the structures:

1. Repair the primary structure's roof including replacement of any and all deteriorated decking and framing.
2. Repairing and sealing openings in walls, soffits, and fascia that might afford entry to rodents and other forms of vermin.
3. Securing all doors and windows against unlawful entry.

The order granted a period of 30-days during which the property owner could file a court appeal to the Board's order. The thirty day period elapsed with no appeal being filed.

The order further granted 60-days in which to complete the specified repairs, or demolish the structures. A status update regarding the property follows in the Information section of this item brief.

Information:

Staff has monitored activity at 1407 N Water and attempted, through both mail and telephone, to remain in contact with Mr. Cashman. Speaking generally, progress has been sporadic and very limited. On October 18, 2017, staff conducted a site inspection to check the status of each specified repair. A summary of findings from this inspection follows.

1. Repair the primary structure's roof including replacement of any and all deteriorated decking and framing.

- a. Old shingles and underlayment have been removed from approximately two-thirds of the structure's roof.
- b. Some rotted deck has been replaced. The extent of replacement cannot be determined due to installation of a membrane underlayment.
- c. Deteriorated rafters bearing on the building's back wall have not been replaced or reinforced. Additionally, there is visible evidence of continued deterioration in the section of wall that supports the rafters in question.
- d. Removal of shingles without installation of new roofing material has left a large section of the roof incapable of shedding rainwater.

The repair conducted to date is minimal and does not satisfy this provision of the Board's order.

2. Repairing and sealing openings in walls, soffits, and fascia that might afford entry to rodents and other forms of vermin.

- a. Minimal soffit and fascia replacement has been completed. The house is still substantially open to entry by rodents and other forms of vermin.

The repair conducted to date is minimal and does not satisfy this provision of the Board's order.

3. Securing all doors and windows against unlawful entry.

- a. Several windows that were closed and secured during earlier inspection are now open.
- b. Two of the building's back doors are unlocked
- c. A missing panel in one of the home's rear door has been covered with plastic "egg crate" material. The material does not protect against rain or vermin. The door itself is unlocked and open.
- d. Beer cans and water bottles are visible through the building's windows
- e. Bedding is visible through a bedroom window.

There is little evidence of attempt to comply with this provision of the Board's order.

In summary, the property owner did not exercise the right to appeal the Board order within 30-days of issuance.

At the end of the 60-day period granted for repair or demolition, the work accomplished is minimal and has done nothing to protect the structure from weather, vermin, or unlawful entry. The structures on the property, because of the conditions cited, remains a public nuisance and is in violation of the Board of Appeals July 25, 2017 order to repair or demolish.

Fiscal Impact: None

Recommendation: Staff recommends Board of Appeals authorization to carry out the order for demolition of the structure located at 1407 N. Water Street.

1407 N. Water Street



EXHIBIT B

BOARD OF APPEALS ORDER



CITY OF BURNET BOARD OF APPEALS

ORDER TO DEMOLISH OR REPAIR 1407 N WATER STREET

WHEREAS, the Board of Appeals of the City of Burnet, Texas, acting pursuant to authority vested therein by Section 22-81 and Section 22-82 of the City of Burnet Code of Ordinances did on March 14, 2017 conduct a public hearing regarding the structure located 1407 N. Water Street and further described as Lot 4; Block 3; Oaks Addition; Property ID #33508.. A legal quorum of the Board was present; and

WHEREAS, the property owners of record of 1407 N. Water Street were provided with thirty (30) day notice of said public hearing by means of certified mail in order to afford said owners and any persons with interest the opportunity to appear before the Board and provide testimony to the Board. The property owners, Mr. John B Cashman Jr. and Ms. Sylvia Cashman Hernandez did not appear to present information regarding the property, and more specifically to submit proof of the scope of any work that may be required to comply with the City's Code of Ordinances and the property maintenance codes adopted therein; and the time it will take to reasonably perform the work; and

WHEREAS, the Board of Appeals, based on evidence and testimony presented at said March 14, 2017 public hearing has found the structure located at 1407 N. Water Street to be a Dangerous and Unsafe Structure, and therefore a public nuisance under the terms of Code of Ordinances, Chapter 22, Article IV, Dangerous Building Abatement Code. This determination is based on evidence received at the March 14, 2017 public hearing said evidence including testimony received from City staff and an January 24, 2017 Substandard Building Inspection Report documenting the conditions which have caused the structure at 1407 N Water Street to become dangerous, unsafe, and a public nuisance. A copy of the January 24, 2017 report is attached to this order and incorporated for all purposes herein; and

WHEREAS, on April 25, 2017, City Council, again sitting as the Board of Appeals, issued a modified order to demolish or repair 1407 N. Water for the purpose of clarifying the Board's intent that the property owner should be given a thirty day window within which to demolish or repair said 1407 N. Water; and

WHEREAS, on June 13, 2017, City Council, sitting as the Board of Appeals, allowed Mr. John B. Cashman, owner of 1407 N. Water to present a plan for completing all repairs needed to bring the structure up to code; and

WHEREAS, on July 25, 2017, City Council, sitting as the Board of Appeals, determined that except for the substandard metal accessory building

referenced in the attached January 24, 2017 Substandard Building Inspection Report, lumber, trash, debris, vegetation and other unwholesome matter located in and around 1407 N. Water, had been removed from the property, but that repair of the structure itself had not been undertaken;

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF APPEALS OF THE CITY OF BURNET, TEXAS, THAT:

Having considered all information presented in its March 14, 2017 public hearing, April 25, 2017 public meeting and June 13, 2017 regular meeting, the Board of Appeals, by a majority vote of the members of the Board, finds the structures located at 1407 N Water Street to be a dangerous, unsafe and a public nuisance under the terms of Code of Ordinances Chapter 22, Article IV, Dangerous Building Abatement Code.

IT IS THEREFORE ORDERED that the conditions on the property located and legally described as:

1407 N Water Street, Burnet, Texas
Property ID: Property ID #33508
Legal Description: Lot 4; Block 3; Oaks Addition;
Property Owner: John B. Cashman Jr. and Sylvia Cashman
6311 Stillman Street
Houston, Texas 78611

constitutes a public nuisance in need of abatement.

IT IS THEREFORE ORDERED that, as checked below, the above property:

☐ be REPAIRED by the owner to meet the standards set forth in the City's Code of Ordinances and the adopted International Codes therein as specified in this Order. A period of ____-days is hereby granted for completion of said repairs. Should the owner fail to complete said repairs within the time hereby allotted, the City of Burnet, at the property owner's expense, will cause the structures, including outbuilding and fences to be demolished and removed from the property.

OR

☒ be SECURED against entry by animals, or any person is not the lawful owner of said property, such securing to be accomplished by the following means:

1. Repair the primary structure's roof including replacement of any and all deteriorated decking and framing.

2. Repairing and sealing openings in walls, soffits, and fascia that might afford entry to rodents and other forms of vermin.
3. Securing all doors and windows against unlawful entry.
4. Removal or repair of the substandard, metal accessory building.

A period of 10-days is hereby granted for completion of said repairs. Should the owner fail to complete said repairs within the time hereby allotted, the City of Burnet, at the property owner's expense, will cause the structures, including outbuilding and fences to be demolished and removed from the property.

OR

_____ be DEMOLISHED as the Board has found that it will not be feasible to repair the structure. A period of _____-days is hereby granted for completion of said demolition. Should the owner fail to complete said demolition within the time hereby allotted, the City of Burnet, at the property owner's expense, will cause the structures, including outbuilding and fences to be demolished and removed from the property.

IT IS ALSO ORDERED THAT:

This Order shall become final and non-appealable at the expiration of thirty (30) days following the mailing of this Order and its publication in a newspaper published and circulated in Burnet, County.

Failure to comply with this Order shall result in the abatement of the above condition by the City in a manner ordered by this Board. A lien shall be placed against the property for the City's abatement expenses, investigation and research expenses, civil penalties, plus administrative expenses as allowed by law.

Pursuant to Section 22-82(13), Orders of the Board are subject to a temporary stay of enforcement by the filing of a petition for writ of certiorari pursuant to Chapter 214 0012 of the Texas Local Government Code.

SIGNED AND ORDERED on this the 25th day of July 2017


7/25/17


PRESIDING CHAIR

ATTEST:

Kenny Dix
City Secretary



CITY OF BURNET
SUBSTANDARD BUILDING INSPECTION

DATE: January 24, 2017
ADDRESS: 1407 N. Water St.
LEGAL DESCRIPTION: Blk. 3; Lt. 4; Oaks Addition
PROPERTY OWNER: Cashman, John B. Jr. Etux Sylvia
OWNER'S ADDRESS:
NUMBER OF STRUCTURES: 1 with metal outbuilding
OCCUPANCY CLASSIFICATION: R-3 CONSTRUCTION TYPE: V
IS STRUCTURE OCCUPIED: NO IS STRUCTURE SECURED: NO
REMARKS: House is vacant & unsecured. Evidence of occupancy by transient person or persons. Yard chronically unmaintained. Mowed by City on multiple occasions.

THE ABOVE DESCRIBED STRUCTURE(S) WAS/WERE INSPECTED IN ORDER FOR THE PURPOSE OF IDENTIFYING ANY VIOLATIONS AND/OR DEFICIENCIES THAT MAY EXIST UNDER THE TERMS OF CODE OF ORDINANCES CHAPTER 22--BUILDINGS AND BUILDING REGULATIONS, ARTICLE IV--DANGEROUS BUILDING ABATEMENT CODE AND/OR THE 2009 INTERNATIONAL PROPERTY MAINTENANCE CODE. ANY VIOLATIONS/DEFICIENCIES OBSERVED ARE DETAILED BELOW.

EXTERIOR PROPERTY AREAS

SANITATION: Inadequate
GRADING & DRAINAGE: N/A
SIDEWALKS & DRIVEWAYS: N/A
WEEDS: Yes
RODENT HARBORAGE: YES.
EXHAUST VENTS: N/A
ACCESSORY STRUCTURES: Substandard metal accessory building
MOTOR VEHICLES: N/A
PROPERTY DEFACEMENT: N/A

SWIMMING POOLS/SPAS/HOT TUBS

SWIMMING POOL/SPA/HOT TUB: N/A
POOLS/SPA/HOT TUB ENCLOSURE: N/A

EXTERIOR STRUCTURE—UNSAFE CONDITIONS

STRUCTURAL MEMBERS: Rot & water damage evident in rear wall

FOUNDATION/FOUNDATION WALLS/FOOTINGS: Rot in rear foundation sill

EXTERIOR WALLS: Localized areas of deterioration observed

ROOFS & DRAINAGE: Roof in poor condition. Missing shingles & underlayment allowing water in to house

DECORATIVE FEATURES: N/A

OVERHANG EXTENSIONS: Water damage to fascia & soffit. Opening in fascia allows vermin access.

STAIRS/DECKS/PORCHES/BALCONIES: N/A

CHIMNEYS & TOWERS: N/A

HANDRAILS & GUARDS: N/A

WINDOWS

GLAZING: OK

OPENABLE WINDOWS: Not Checked

INSECT SCREENS: Some missing

DOORS & ACCESS: Damage to rear doors prevent house from being secured.

OTHER: N/A

INTERIOR STRUCTURE

STRUCTURAL MEMBERS: N/A

INTERIOR SURFACES: Evidence of water damaged ceilings visible through building windows

HANDRAILS & GUARDS: N/A_____

INTERIOR DOORS: N/A_____

RUBBISH & GARBAGE: Rubbish visible through windows

LIGHT

HABITABLE SPACES: Unknown

HALLS & STAIRWAYS: Unknown

OTHER: Improperly installed exterior lighting

VENTILATION

HABITABLE SPACES: Missing window screens. HVAC condition unknown

BATHROOMS & TOILET ROOMS: Unknown

INSPECTION REPORT FOR 904 S. Main Street
DATE: January 27, 2017
PAGE 3 OF 3

COOKING FACILITIES: Unknown

CLOTHES DRYER EXHAUST: N/A

PLUMBING SYSTEMS

WATER SYSTEM: Unknown

FIXTURES: Unknown

DRAINAGE: Substandard

HEATING FACILITIES

HEAT SUPPLY: Unknown

MECHANICAL EQUIPMENT

MECHANICAL APPLIANCES: Unknown

COMBUSTION AIR: Unknown

ELECTRICAL FACILITIES

ELECTRICAL EQUIPMENT: Substandard & Unsafe

RECEPTACLES: Unknown

LIGHTS: N/A

OTHER: Service Drop too close to ground. Unsafe

FIRE SAFETY

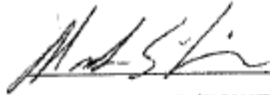
MEANS OF EGRESS: Rear door obstructed and damaged.

FIRE RATED ASSEMBLIES: N/A

FIRE SPRINKLER SYSTEMS: N/A

SMOKE ALARMS: Unknown

NOTES: House is non-habitable & unsecured. Did not enter due to evidence of use by transients.
Inspection made from building exterior. Interior comments based on view through windows and doors.



INSPECTOR NAME/SIGNATURE

1/27/17

DATE

FINAL DISPOSITION

BUILDING REPAIRS AUTHORIZED: _____

DEMOLITION ORDER ISSUED: _____

PERMITS ISSUED: _____

REPAIRS COMPLETED: _____

DEMOLITION COMPLETED: _____



Administration

ITEM 4.18

David Vaughn
City Manager
(512)-756-3208
dvaughn@cityofburnet.com

Agenda Item Brief

Meeting Date: October 24, 2017

Agenda Item: Discuss and consider action: Acquisition of land owned by Big Leaf LTD., adjacent to the western boundary of the airport: D. Vaughn

Background:

Information: Acquisition of this property would ensure future growth and expansion of the airport.

Fiscal Impact: Approximately \$5,000 for an appraisal at this time.

Recommendation: Staff requests authorization to proceed with an appraisal on the property.

