

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

On this the 12th day of November, 2013, the City Council of the City of Burnet convened in Regular Session, at 6:30 p.m., at the regular meeting place thereof with the following members present, to-wit:

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| Mayor | Gary Wideman |
| Council Members | Paul Shell, Philip Thurman, Derek Fortin, Milton Phair, Mary Jane Shanes |
| Absent | Ken Graham |
| City Manager | David Vaughn |
| City Secretary | Kelly Dix |

Guests: Crista Bromley, Mark Ingram, Doug Fipps, Danny Lester, John Goble, Joyce Laudenschlager, Connie Maxwell, Patricia Langford, Paul Nelson, Bettye Foulds, Jacqueline Calhoun, Shelby Roesler, Kara Starkey, Jamie McAfee, Bobbie Maxwell, Edell Dodd, James Bradshaw, Russell Graeter, Michelle Devaney, Deborah Page, Gina Glaeser, Phil Gordon, Sonny Wilson, Amber Cardenas, Carrie Wilson, Kim Wilson, Max Cardenas, Damon Beierle, James Walker, Jeff Beyer, Richard Mock, Betty Kelley, Deborah Kelley, Mike Kelley, P. Marcus Kelley, Bettyelane Kosarek, Shana Hale

CALL TO ORDER: The meeting was called to order by Mayor Gary Wideman, at 6:30 p.m.

INVOCATION: Council Member Derek Fortin

PLEDGE OF ALLEGIANCE: Council Member Milton Phair

PUBLIC RECOGNITION/SPECIAL REPORTS:

Ace Program: Shana Hale: Shana Hale, Director of the Ace (Afterschool Centers on Education) Program at Burnet Elementary School, addressed the Council with an overview of the program offered by Burnet Consolidated Independent School District. This is the first year for the program, funded by a grant acquired by the Burnet County Consortium. The purpose of the grant is to provide quality educational instruction and enrichment programming for students and their families.

Chamber of Commerce Report: Deborah Page introduced the 2013-2014 Chamber Board Members and Directors. Ms. Page informed Council that a Chamber Board Retreat was held last week with all members participating in establishing goals for the coming year. The Chamber is currently working on plans for the Christmas on the Square events and the 2014 Bluebonnet Festival. All present were invited to attend the ribbon cutting ceremony for the Burnet Resale Outlet at 4:30 p.m. on November 14th and the Christmas Market at the Highland Lakes YMCA at Galloway Hammond on November 22nd and 23rd. Ms. Page reviewed the newly implemented Social Network Marketing program and encouraged those present to visit the website about the online training available through the Chamber.

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 October 22nd, 2013 Regular City Council Meeting minutes:

Council Member Paul Shell made a motion to approve the consent agenda as presented. Council Member Philip Thurman seconded, the motion carried unanimously.

ACTION ITEMS:

Discuss and consider action: SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS AMENDING ORDINANCE 2012-27 CITY OF BURNET HISTORICAL BOARD; PROVIDING FOR THE ADMINISTRATION OF A HISTORIC PRESERVATION PROGRAM; PROVIDING FOR THE DESIGNATION OF HISTORIC DISTRICTS AND LANDMARKS; AND PROVIDING FOR CERTAIN RELATED MATTERS: J. Potts: Council Member Milton Phair made a motion to approve and adopt the ordinance as presented. Council Member Philip Thurman seconded, the motion carried unanimously.

Discuss and consider action: SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING THE CITY OF BURNET FUTURE LAND USE MAP; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE WAS PASSED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW: J. Goble: Council Member Milton Phair made a motion to approve and adopt the second and final reading of the ordinance as presented. Council Member Paul Shell seconded, the motion carried unanimously.

Discuss and consider action: SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING THE ZONING ORDINANCE, #2012-06, REZONING PROPERTY FROM "R-1" SINGLE FAMILY RESIDENTIAL TO "NC" NEIGHBORHOOD COMMERCIAL OR "C-1" LIGHT COMMERCIAL; AND PROVIDING FOR RELATED MATTERS: (404 E. Marble Street): J. Goble: Richard Mock, the attorney representing Mike and Deborah Kelley owners of the property located at 404 E. Marble Street, Burnet, TX, addressed the Council. Mr. Mock provided the Council with a case study he claimed was a similar situation that resulted in an action of reverse condemnation by the City. Mayor Gary Wideman made a motion to adjourn to Executive Session to discuss matters as authorized by Texas Government Code Section §551.07-Consultation with City Attorney. Council Member Mary Jane Shanes seconded, Council adjourned to Executive Session at 6:53 p.m. Council Member Philip Thurman made a motion to reconvene to regular session for possible action at 7:17 p.m., Council Member Paul Shell seconded, the motion carried unanimously. Council Member Milton Phair made a motion to approve the second and final reading of the ordinance establishing a "NC", Neighborhood Commercial zoning designation for the property located at 404 E. Marble Street, Burnet, TX. Council Member Mary Jane Shanes seconded. The City Secretary called a roll vote with Council Members Thurman, Phair, Shanes and Mayor Wideman in favor. Council Member Derek Fortin opposed, Council Member Paul Shell abstained and filed a Conflict of Interest Affidavit with the City Secretary, Council Member Kenneth Graham was absent. The motion carried with four in favor, one absent, one opposed and one abstention.

Discuss and consider action: Cancellation of the November 26th and December 24th, 2013 Regular Council Meetings: K. Dix: Council Member Mary Jane Shanes made a motion to approve the cancellation of the November 26th and December 24th, 2013 Regular Council meetings. Council Member Paul Shell seconded, the motion carried unanimously.

Discuss and consider action: FIRST READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING SECTION 14-32(a) OF THE CITY OF BURNET CODE OF ORDINANCES PROHIBITING ANIMALS RUNNING AT LARGE WITHIN THE CITY LIMITS; PROVIDING FOR A PENALTY; PROVIDING A REPEALING CLAUSE; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE

DATE; AND PROVIDING FOR PROPER NOTICE AND MEETING: P. Nelson: Council Member Milton Phair made a motion to approve the first reading of the ordinance as presented. Council Member Philip Thurman seconded, the motion carried unanimously.

Discuss and consider action: FIRST READING OF AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING CHAPTER 74 OF THE BURNET CODE OF ORDINANCES, BY PROVIDING FOR THE RENTING OF WALLACE RIDDELL PARK PAVILION AND ESTABLISHING FEES; PROVIDING FOR THE RENTING OF SPORTS FIELDS AND ESTABLISHING FEES; PROVIDING FOR RENTING OTHER CITY FACILITIES AND ESTABLISHING FEES; PROVIDING SEVERABILITY, OPEN MEETINGS AND EFFECTIVE DATE CLAUSES; AND PROVIDING FOR RELATED MATTERS: D. Vaughn: Council Member Philip Thurman made a motion to approve the first reading of the ordinance as presented. Council Member Paul Shell 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.

School Resource Officer Report: P. Nelson: Police Chief Paul Nelson provided and reviewed the quarterly report for the School Resource Officer. Overall the program is working well. Chief Nelson will provide regular updates to the City Council and the School Board.

Project Update Report:

Fire Chief Mark Ingram informed Council that the mechanical and electrical work at the new station is 90% completed. The shingles have been delivered and depending on weather, the contractor will begin installing on November 13, 2013. The rock, soffit, and siding are completed on the back wall of the fire Station. The entire project is expected to be completed at the end of January, 2014. City Manager, David Vaughn briefed Council on the current status of the Wastewater Treatment Plant and current discussions pertaining to the cracks on the tanks with the contractors. Staff will be completing work required under the agreement with Mr. Wukasch pertaining to the interceptor line project this week. All is going well with that project at this time. Staff is currently working on the Chlorine Decontamination Room resolution that will be presented to Council at the first meeting in January as well as the Airport property acquisitions. The construction at the YMCA at Galloway Hammond is moving along well, and the LED sign should be installed in the next couple of weeks. The walk through was done on the Badger Building for the Feasibility Study and staff expects the full report within a few months. The Cart Paths project at Delaware will be delayed until after the completion of the Fire Station and the remodeling of the YMCA at Galloway Hammond. Staff is currently working on the next phase of the Flood Plain Study.

REQUESTS FROM COUNCIL FOR FUTURE REPORTS: None.

ADJOURN: There being no further business a motion to adjourn was made by Council Member Philip Thurman at 8:07 p.m., seconded by Council Member Paul Shell, the motion carried unanimously.

Gary Wideman, Mayor

ATTEST:

Kelly Dix, City Secretary