

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

On this the 11<sup>th</sup> day of June, 2019, 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, Mary Jane Shanes, Tres Clinton, Paul Farmer, Cindia Talamantez
Absent	Joyce Laudenschlager
City Manager	David Vaughn
City Secretary	Kelly Dix

Guests: Gene Courtney, Paul Nelson, Alan Burdell, Patricia Langford, Leslie Baugh, Doug Fipps, Craig Lindholm, Bettye Foulds, James Wilson, Brian Fraus, Mark Ingram, Leslie Kimbler, Adrienne Fields, Brian Fraus, Ralph Herter, Marylinda Govaurs, Jeffie Herten, John & Nancy Irving, Savanna Gregg, Jonny Simons, Jennifer Wind, Dale & Johanna Faulkner, Bob Clifton

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 Mary Jane Shanes

PLEDGE TO TEXAS FLAG: Council Member Mary Jane Shanes

EXECUTIVE SESSION:

Executive Session: The City of Burnet City Council shall meet in Executive Session in accordance to the provision of the Open Meetings Act, Texas Government Code, Chapter 551, and Sub-section 551.071(1)(A) Consultation with Attorney; pending or contemplated litigation: D. Vaughn: Council Member Danny Lester made a motion to convene to executive session at 6:01p.m. Council Member Mary Jane Shanes seconded, the motion carried unanimously.

RECONVENE TO REGULAR SESSION FOR POSSIBLE ACTION:

Council Member Danny Lester made a motion to re-convene to regular session at 6:44p.m. Council Member Mary Jane Shanes seconded, the motion carried unanimously.

Discuss and consider action: Findings based on consultation with Attorney on possible litigation: D. Vaughn: No action taken.

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 May 28, 2019 Regular City Council Meeting minutes: Council Member Cindia Talamantez moved to approve the consent agenda as presented. Council Member Mary Jane Shanes seconded the motion carried unanimously.

PUBLIC HEARING:

Public Hearing: The City Council of the City of Burnet, Texas will hold a public hearing regarding a request to rezone approximately 0.96 acres legally described as Lots 1 and 2 of the Fox N. 281 properties subdivision from their present designation of Light Commercial – District “C-1” to a designation of Medium Commercial – District “C-2,” said properties being generally located on the

northeast corner of North Water Street (Hwy. 281) and East Kerr Street: W. Meshier: Brian Fraus, 702 N. Main stated opposition to the rezone of the property due to the property width not meeting City Code requirements, traffic concerns and the possibility of 24 hour operations of commercial businesses in the area that backs up to his property fence.

Public Hearing: The City Council of the City of Burnet, Texas will hold a public hearing regarding a request to rezone approximately 0.2336 acres legally described as Lot 1A of the Short Form Replat of the South One-Half of Lot Number 2, Wallis Addition from its present designation of Single-Family Residential – District “R-1” to a designation of Medium Commercial – District “C-2,” said property being generally located on the east side of North Water Street (Hwy. 281), approximately 550 feet south of the intersection with East Taggard Street: W. Meshier: Brian Fraus, 702 N. Main stated opposition to the rezone of the property due to the property width not meeting City code requirements, traffic concerns and the possibility of 24 hour operations of commercial businesses in the area that backs up to his property fence.

Public Hearing: The City Council of the City of Burnet, Texas will hold a public hearing regarding a proposed Preliminary Plat of a Replat of Lots 80-83, 95-99, and 130 of the Oak Vista Subdivision, a proposed residential subdivision consisting of approximately 105.08 acres and 24 residential lots, being generally located north of County Road 100 (Scenic Oaks Drive), south and west of County Road 100 (Oak Vista Drive), and east of Billy Joe Fox Drive: W. Meshier: Marylinda Govours, 658 County Road 100, addressed Council about development causing possible septic tank and well issues as well as the loss of trees due to clearing and construction.

Mr. Ralph Turner addressed the Council with concerns pertaining to ingress and egress in the proposed sub-division. Concern is with one road in and one road out.

ACTION ITEMS:

Discuss and consider action: A RESOLUTION OF THE CITY OF BURNET FINDING PUBLIC NECESSITY TO USE COLLECTED IMPACT FEES TO FUND A WATER AND WASTEWATER IMPACT FEE UPDATE STUDY: G. Courtney: Council Member Paul Farmer made a motion to approve Resolution R2019-11 as presented. Council Member Cindi Talamantez seconded the motion carried unanimously.

Discuss and consider action: Appointment of three Commissioners to the Housing Authority of the City of Burnet: K. Dix: Council Member Mary Jane Shanes moved to re-appoint James Herbort, Roy Hallmark and Jack Butler to the Burnet Housing Authority Board for a two-year term that will expire in June 2021. Council Member Danny Lester seconded, the motion carried unanimously.

Discuss and consider action: FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 2012-06 TO REZONE APPROXIMATELY 0.96 ACRE, LEGALLY DESCRIBED AS LOTS 1 AND 2 OF THE FOX N. 281 PROPERTIES SUBDIVISION, FROM ITS PRESENT DESIGNATION OF LIGHT COMMERCIAL – DISTRICT “C-1” TO A DESIGNATION OF MEDIUM COMMERCIAL–DISTRICT “C-2,” SAID PROPERTY BEING GENERALLY LOCATED ON THE NORTHEAST CORNER OF NORTH WATER STREET (HWY. 281) AND EAST KERR STREET; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: (501 N. Water St.) w. Meshier: No action taken.

Discuss and consider action: FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 2012-06 TO REZONE APPROXIMATELY 0.2336 ACRE, LEGALLY DESCRIBED AS LOT 1A OF THE SHORT FORM REPLAT OF THE SOUTH ONE-HALF OF LOT NUMBER 2, WALLIS ADDITION, FROM ITS PRESENT DESIGNATION OF SINGLE FAMILY RESIDENTIAL – DISTRICT “R-1” TO A DESIGNATION OF MEDIUM COMMERCIAL –

DISTRICT "C-2," SAID PROPERTY BEING GENERALLY LOCATED EAST SIDE OF NORTH WATER STREET (HWY. 281), APPROXIMATELY 550 FEET SOUTH OF THE INTERSECTION WITH EAST TAGGARD STREET; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: W. Meshier: No action taken.

Discuss and consider action: Request for a variance to Code of Ordinances, Chapter 98, Section 98-42 for the proposed Preliminary Plat of a Replat of Lots 80-83, 95-99, and 130 of the Oak Vista Subdivision, for the purpose of exceeding the maximum length of a cul-de-sac: M. Meshier: Council Member Paul Famer moved to approve the variance as presented. Council Member Danny Lester seconded, the motion carried unanimously.

Discuss and consider action: The City Council of the City of Burnet, Texas will consider and take action on a proposed Preliminary Plat of a Replat of Lots 80-83, 95-99, and 130 of the Oak Vista Subdivision, a proposed residential subdivision consisting of approximately 105.08 acres and 24 residential lots, being generally located north of County Road 100 (Scenic Oaks Drive), south and west of County Road 100 (Oak Vista Drive), and east of Billy Joe Fox Drive: W. Meshier: Council Member Tres Clinton moved to approve the Preliminary Plat of the Replat for lots 80-83, 95-99 and lot 130 of the Oak Vista Subdivision as presented. Council Member Paul Farmer seconded, the motion carried unanimously.

Discuss and consider action: A request for approval of a proposed On-Site Sewage Facility (OSSF) on a proposed 0.91acre lot located on the west side of South Water Street between Delaware Springs Boulevard and Sunday Drive, as required by City of Burnet Code of Ordinances Sec. 98-45(a)(2): W. Meshier: Mayor Bromley made a motion to approve the On-Site Sewage Facility as presented. Council Member Paul Farmer seconded, the motion carried unanimously.

Discuss and consider action: Request by Langley Homes for incentives or fee waivers related to a potential development on Westfall Street: D. Vaughn: No action taken.

#### REPORTS:

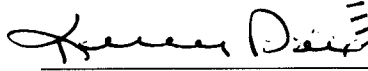
Addendum to the City Council Agenda: Department and Committee Reports/Briefings: The City Council may or may not receive a briefing dependent upon activity or change in status regarding the matter. The listing is provided to give notice to the public that a briefing to the Council on any or all subjects may occur.

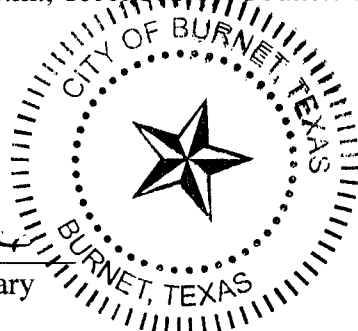
Burnet Municipal Airport update report: L. Baugh: Airport Manager. Leslie Baugh updated Council on the airport land acquisitions, proposed ground leases, proposed Through-the-Fence Operation agreements, the progress on the Airplane Static Display Project, renovations to the Faulkner Hangar, a proposed food court and signage updates proposed for the airport.

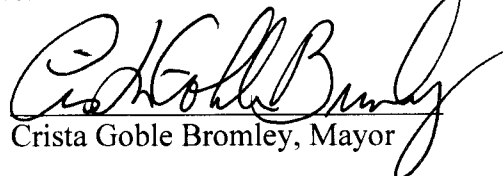
REQUESTS FROM COUNCIL FOR FUTURE REPORTS: Council Member Mary Jane Shanes requested Staff to provide an update on the Tree Ordinance.

ADJOURN: There being no further business a motion to adjourn was made by Council Member Danny Lester at 7:34p.m., seconded by Council Member Cindia Talamantez. The motion carried unanimously.

**ATTEST:**

  
Kelly Dix, City Secretary



  
Crista Goble Bromley, Mayor