



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

Notice is hereby given that a **Regular City Council Meeting** will be held by the governing body of the City of Burnet on the **10th day of January, 2023** at **6:00 p.m.**, in the City of Burnet Council Chambers located at 2402 S. Water Street (Hwy. 281 South, Burnet Municipal Airport) Burnet, TX.

The City of Burnet City Council Meeting will be available for live viewing via the following media connections.

City of Burnet Facebook Page: <https://www.facebook.com/cityofburnet>

City of Burnet Website via Zoom as follows:

<https://us02web.zoom.us/j/81278669602>

Or One tap mobile :

US: 8778535257,,81278669602# (Toll Free) or 8884754499,,81278669602# (Toll Free)

Or Telephone:

Dial(for higher quality, dial a number based on your current location):

US: 877 853 5257 (Toll Free) or 888 475 4499 (Toll Free)

Webinar ID: 812 7866 9602

International numbers available: <https://us02web.zoom.us/j/81278669602>

The Zoom connection is a live broadcast viewing option only. The option for comments will not be available.

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

The following subjects will be discussed, to wit:

CALL TO ORDER:

ROLL CALL:

INVOCATION:

PLEDGES (US & TEXAS):

1. SPECIAL REPORTS/RECOGNITION:

1.1) Engineering Quarterly Report: E. Belaj

1.2) Development Services Quarterly Report: L. Kimbler

1.3) Golf Course Quarterly Report: T. Nash

2. CONSENT AGENDA:

2.1) Approval of the December 13, 2022 Special City Council Meeting minutes

3. PUBLIC HEARINGS/ACTION: None.

4. ACTION ITEMS:

4.1) Discuss and consider action: SECOND AND FINAL READING OF AN ORDINANCE AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 118 (ENTITLED "ZONING") FOR THE PURPOSE OF AMENDING THE MUNICIPAL GOLF COURSE VEGETATIVE BUFFER DEFINITIONS AND REQUIREMENTS; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE: H. Erkan Jr.

4.2) Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, PROVIDING FOR THE ACCEPTANCE OF TRANSFER OF REAL PROPERTY FROM THE DISSOLVED BURNET INDUSTRIAL DEVELOPMENT CORPORATION AND AUTHORIZING THE MAYOR'S EXECUTION AN ASSET TRANSFER DEED ON BEHALF OF THE CITY: H. Erkan

4.3) Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS APPROVING AN AGREEMENT BY AND BETWEEN THE CITY OF BURNET AND BURNET COUNTY EMERGENCY SERVICES DISTRICT NO. 7 FOR THE EXPENDITURE OF FUNDS FOR A FIRE TRUCK. M. Ingram

4.4) Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS APPROVING THE PURCHASE OF 2022 PIERCE FREIGHTLINER FX3 PUMPER TRUCK FROM SIDDONS-MARTIN FOR THE BURNET FIRE DEPARTMENT. M. Ingram

4.5) Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS APPROVING THE LETTER OF INTENT TO GROUND LEASE PROPERTY AT THE BURNET MUNICIPAL AIRPORT. A. Feild

4.6) Discuss and consider action: FIRST READING OF AN ORDINANCE ESTABLISHING CURFEWS FOR MINORS; PROVIDING DEFINITIONS; PROVIDING DEFENSES AND EXCEPTIONS; PROVIDING PENALTIES; AND PROVIDING OPEN MEETINGS, SEVERABILITY AND RELATED CLAUSES: B. Lee

4.7) Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING THE EXPENDITURE OF \$122,500 AND DIRECTING THE CITY MANAGER TO SIGN APPROPRIATE PAPERWORK, WITH THE STATE OF TEXAS, REPRESENTED BY THE TEXAS DEPARTMENT OF TRANSPORTATION, FOR THE AIRPORT PAVING PROJECT CSJ-2314BRNET: E. Belaj

4.8) Discuss and consider action: Authorizing the purchase of turning targets, three pop-up target systems, and a protective knee wall from ATS targets: B. Lee

5. CONVENE TO EXECUTIVE SESSION:

5.1) Executive Session: Pursuant to Section 551.072 Texas Government Code City Council shall convene in executive session to: (i) deliberate the purchase, exchange, lease, or value of real property in order to minimize the detrimental effect of such discussion in open session on the position of City Council in negotiations with third parties: D. Vaughn

The City Council may take action on any of the matters considered in executive session once the City Council reconvenes in open session.

6. RECONVENE TO REGULAR SESSION FOR POSSIBLE ACTION:

6.1) Discuss and consider action: Regarding deliberations of the purchase, exchange, lease, or value of real property: D. Vaughn

7. REQUESTS FROM COUNCIL FOR FUTURE REPORTS: In accordance with Resolution 2020-28 Council Members may request the City Manager to prepare and present future reports on matter of public interest.

8. ADJOURN:

Dated this 6th day of January, 2023

City of Burnet

Mayor Crista Goble Bromley

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 January 6, 2023 at or before 6 o'clock p.m. and remained posted continuously for at least 72 hours preceding the scheduled time of said meeting.

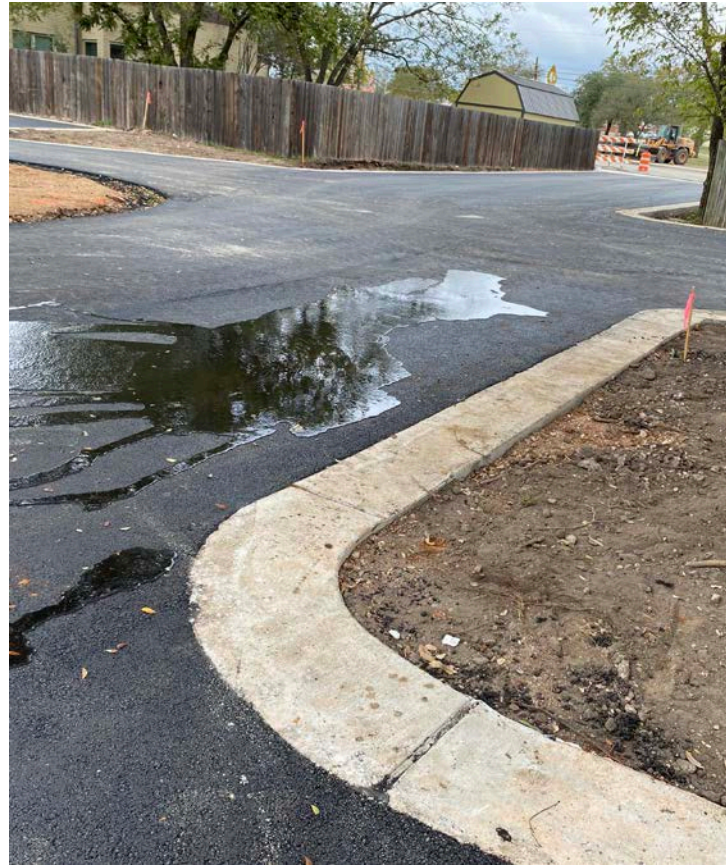
Kelly Dix, City Secretary

NOTICE OF ASSISTANCE AT THE PUBLIC MEETINGS:

The City of Burnet Council Chambers 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).

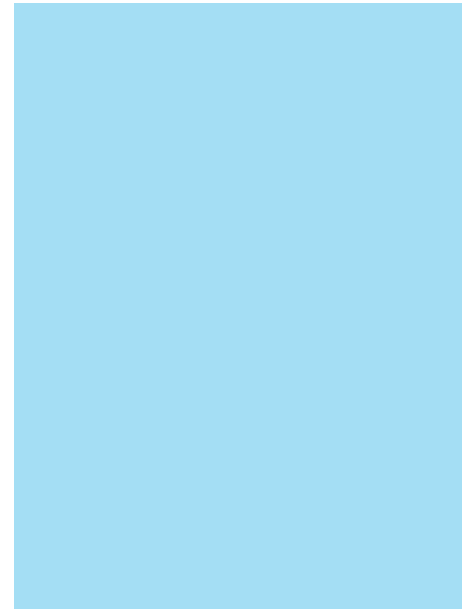


- Jackson St. Parking
- Landscaping
- Drainage

ENGINEERING REPORT

ENGINEERING REPORT

- Houston-Clinton: Redesigned
- Del Springs Blvd: Under Design
- Inks Lake Generator: Under Contract
- Valley St. Well: Groundwater restriction on Water Sampling
- Coke St. Realignment: Under Design
- VFW Sewer Line: Complete

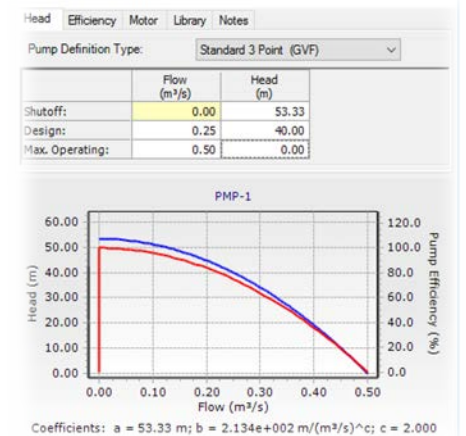


ENGINEERING REPORT

- WATER & WW MODELING

- Manhole Survey
- Setting up our record drawings
- Building WW analysis Model

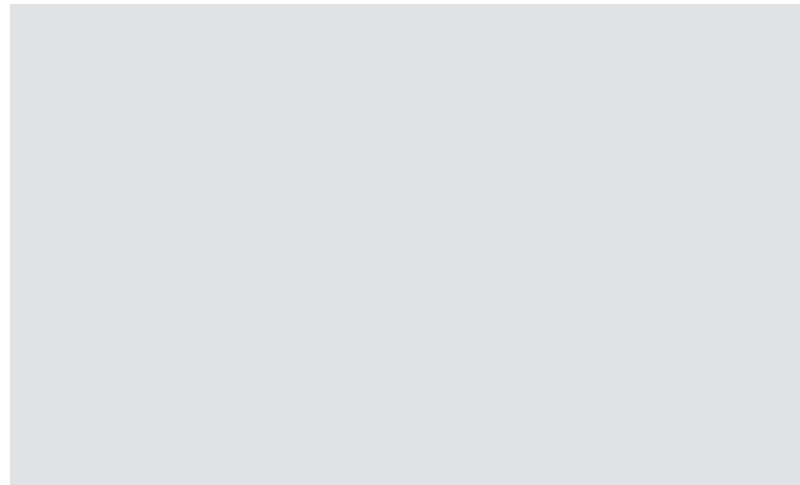
- Late spring/summer start on water model



ENGINEERING REPORT

PW/Airport/DS Collaboration

- Winterization
- Crack Sealing
- Metering System Changes/Needs
- Airport Paving

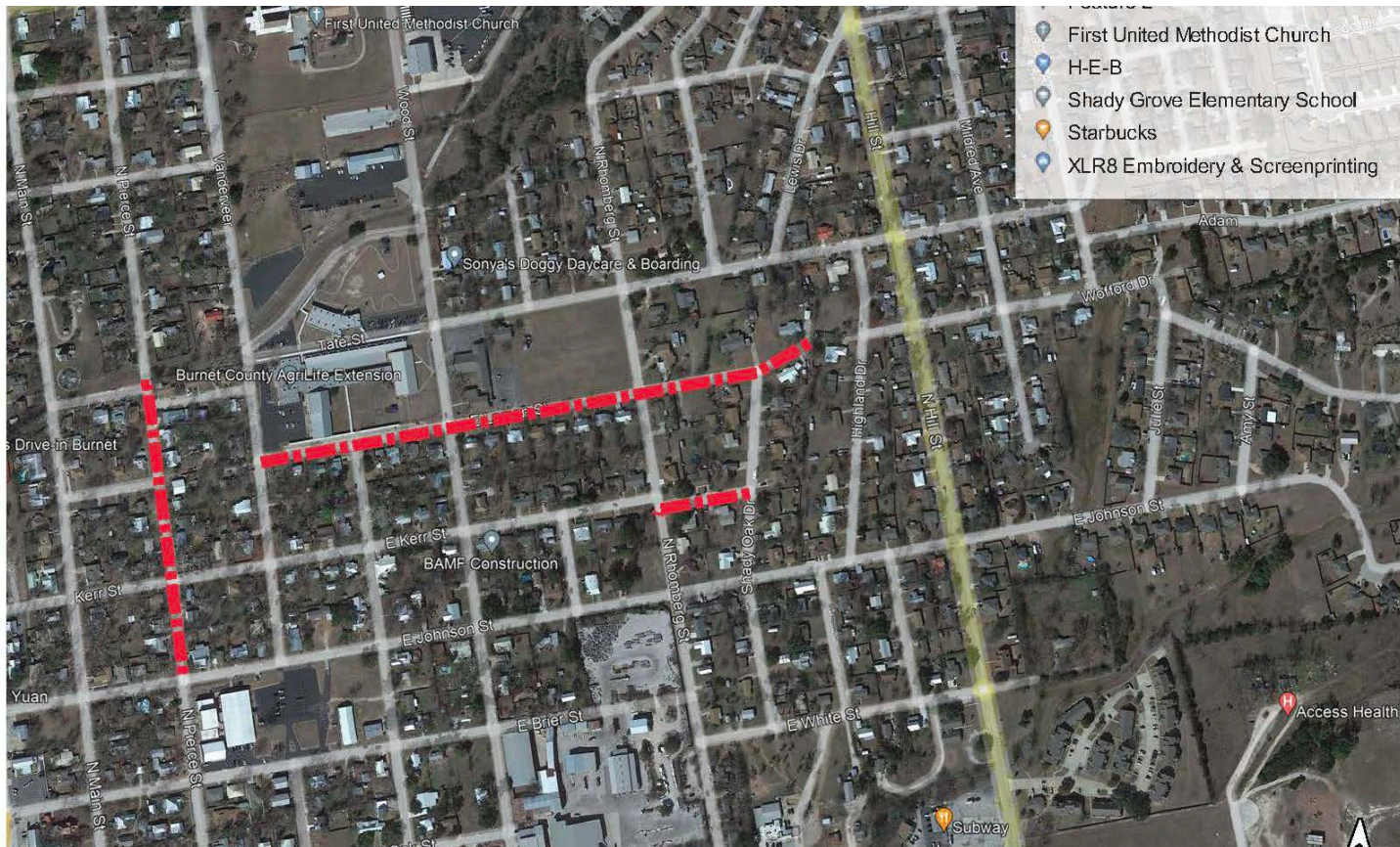


ENGINEERING REPORT

Project Mgmt. Developments/Inspections

- CreekFall Phase 1&2: On hold
- Eagles Nest Section 3: Utility Install
- Headwaters Phase 2: Utility Install
- Sunday Drive: No Progress
- Westfall Ph 3: Earthwork Phase





ENGINEERING REPORT


• Burnet County Interlocal

- Lamon
- E Kerr
- N Pierce

- Scheduled: Delayed - Spring
- Asphalt Bid Selected

QUESTIONS





January 10, 2023

Development Services - Quarterly Report

October, November, December 2022



Residential Permits

Permit Type	October-December 2022
New Residential	2
Other Residential	46

Commercial Certificates of Occupancy

- Dishman's: 418 Buchanan Dr.
- Crossline Insurance: 1904 W Hwy 29
- WellMed: 2309 W Hwy 29
- Aspen Hospice and Palliative Care: 1001 Buchanan Dr. Suite 2
- Heart & Soul Integrative Health & Yoga: 1803 E Polk St., Ste 103
- Burnet Donut: 903 S Water St., Ste 400



CERTIFICATE OF OCCUPANCY
CITY OF BURNET

BUILDING INSPECTION AND FIRE MARSHAL'S OFFICE

This certificate issued pursuant to the requirements of Section 111 of the 2015 International Building Code certifying that at the time of issuance this structure was in compliance with the various codes and ordinances adopted by the City of Burnet regulating building construction or use for the occupancy classification Group and Division described as follows:

**OCTOBER, NOVEMBER &
DECEMBER 2022**

6

Building Official/City Planner

Fire Marshal

A minor plat is a plat consisting of four or fewer lots fronting on an existing street and not requiring the creation of any new street or the extension of municipal facilities

Plat Review: 6 Minor Plats



Submitted
Reviewed
Approved



Long-term Planning

- Capital Improvement Plan
- Comp Plan – Vision 2030 Survey
- Comp Plan – Future Land Use Plan

Questions?



Delaware Springs Golf Course

QUARTERLY REPORT



IRRIGATION SYSTEM





Weideman



Collars



Collar Sprigs



Covered Greens



Food and Beverage

Cheeseburger

- Meat – 1/3 lb. Patty
- 1 slice Cheese
- Plain Bun
- Lettuce, Tomato, Pickle, Onions
- \$7.50





Question/Comments
??

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

On this the 13th day of December, 2022, the City Council of the City of Burnet convened in Regular Session, at 6:00 p.m. the City of Burnet Council Chambers located at 2402 S. Water Street (Hwy 281 South, Burnet Municipal Airport) Burnet, Tx. thereof with the following members present, to-wit:

Mayor Crista Goble Bromley
Council Members Dennis Langley, Mary Jane Shanes, Philip Thurman, Ricky Langley, Cindia Talamantez, Joyce Laudenschlager
City Manager David Vaughn
City Secretary Kelly Dix

Guests: Mark Ingram, Patricia Langford, Tony Nash, Alan Burdell, Brian Lee, Eric Belaj, Habib Erkan, Jr., Maria Gonzales, Adrienne Field, Joseph Clark, Mark and Beckie Webster, Cody Vaughn, Larry Johnson

Call to Order: Mayor Bromley called the meeting to order at 6:00 p.m.

INVOCATION: Led by Council Member Mary Jane Shanes

PLEDGES (US & TEXAS): Led by Council Member Philip Thurman

SPECIAL REPORTS/RECOGNITION:

Street Department Quarterly Report: E. Belaj: City Engineer Eric Belaj reviewed the quarterly street department, street maintenance and reconstruction projects for the quarter that included the repairs of Shady Oak Road and portions of North Rhomberg. Pierce Street from Johnson to Tate is currently underway. The Woodland Drainage Project is complete, as well as review and repair of four bridges and eight low water crossings. The street department received the new crack sealer and tack oil trailer and have completed training on the equipment and are currently working on preventive repairs on streets throughout the community. Mr. Belaj expressed his thanks to the street department and parks and recreation department for a job well done on the Christmas decorations through out town and the tree pruning at the parks and cleanup at the cemetery.

Fire Department Quarterly Report: M. Ingram: Fire Chief Mark Ingram reviewed the Burnet Fire Departments Emergency Medical Services protocols for patient care and transport during a heart attack.

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 November 8, 2022 Regular City Council Meeting Minutes

Council Member Joyce Laudenschlager moved to approve the consent agenda as presented. Council Member Mary Jane Shanes seconded. The motion carried unanimously.

PUBLIC HEARINGS/ACTION:

Public Hearing and consideration of the following: adoption and amendments of the Zoning Ordinance and zoning classifications:

FIRST READING OF AN ORDINANCE AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 118 (ENTITLED "ZONING") FOR THE PURPOSE OF AMENDING THE MUNICIPAL GOLF COURSE VEGETATIVE BUFFER DEFINITIONS AND REQUIREMENTS; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE: H. Erkan Jr: Habib Erkan, Jr., Assistant City Manager presented the item to Council to conduct the public hearing, discuss and take action on the first reading of Ordinance 2022-50.

Public Hearing: Mayor Bromley opened the public hearing at 6:31 p.m. and asked if anyone was interested in speaking, if so to approach the podium. Rebecca Webster of 668 Oak Vista, Burnet addressed the Council with being in favor of the ordinance change and expressed her desire to submit a waiver as well. There being no one wishing to speak, Mayor Bromley closed the public hearing at 6:37 p.m.

Consideration and action: Council Member Philip Thurman moved to approve the first reading of Ordinance No.

2022-50 as presented. Council Member Ricky Langley seconded. The motion carried unanimously.

ACTION ITEMS:

Discuss and consider action: SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 118 (ENTITLED “ZONING”) BY AMENDING SEC. 118-26 (ENTITLED “SINGLE FAMILY RESIDENTIAL ESTATE – DISTRICT ‘R-1 E’”) BY PROVIDING FOR A ONE-ACRE MINIMUM LOT SIZE AND 2100 SQUARE FOOT MINIMUM LIVING AREA SIZE IN ZONING DISTRICTS CLASSIFIED AS SINGLE-FAMILY RESIDENTIAL ESTATE—DISTRICT "R-1 E"; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE: H. Erkan, Jr.: Council Member Mary Jane Shanes moved to approve and adopt Ordinance No. 2022-48 as presented. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

Discuss and consider action: SECOND AND FINAL READING OF AN ORDINANCE AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 118 (ENTITLED “ZONING”) SECTION 118-22 (ENTITLED ZONING OF ANNEXED AREAS”) BY AUTOMATICALLY CLASSIFYING NEWLY ANNEXED TERRITORY AS RESIDENTIAL DISTRICT "R-1E" SINGLE-FAMILY ESTATE; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE: H. Erkan, Jr.: Council Member Philip Thurman moved to approve and adopt Ordinance No. 2022-49 as presented. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS APPROVING THE PROVISION OF WATER TAPS AND METERS FOR THREE HOUSEHOLDS LOCATED IN THE EXTRATERRITORIAL JURISDICTION AND AUTHORIZING THE MAYOR’S EXECUTION OF SAID INSTRUMENTS ON BEHALF OF THE CITY. H. Erkan, Jr.: Council Member Mary Jane Shanes moved to adopt Resolution R2022-82 as presented. Council Member Philip Thurman seconded. The motion carried unanimously.

Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS APPROVING A CONTRACT FOR FIXED BASE OPERATION SERVICES WITH CROSBY FLYING SERVICES LLC FOR THE BURNET MUNICIPAL AIRPORT; AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONTRACT; AND TERMINATING THE INTERIM FIXED BASE OPERATION SERVICES CONTRACT: A. Field: Council Member Cindia Talamantez moved to adopt Resolution R2022-83 as presented. Council Member Mary Jane Shanes seconded. The motion carried unanimously.

Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS ESTABLISHING A COMMITTEE TO MAKE RECOMMENDATIONS RELATING TO THE SELECTION OF COMMUNITY DEVELOPMENT FUND GRANT PROJECTS FOR THE 2023-24 CYCLE YEAR AND TO THE SELECTION OF CONSULTANTS TO ASSIST WITH THE GRANT ADMINISTRATION; ENGINEERING/ARCHITECTURAL/SURVEYING SERVICES; AND APPOINTING UP TO THREE CITY COUNCIL MEMBERS TO THE COMMITTEE: A. Field: Council Member Mary Jane Shanes moved to adopt Resolution R2022-84 as presented. Council Member Cindia Talamantez seconded. The motion carried unanimously.

Discuss and consider action: Appoint members to Street Committee and approve partial street project list: E. Belaj: Council Member Ricky Langley moved to appoint Council Members Joyce Laudenschlager and Mary Jane Shanes as Council representatives to the Street Committee. Council Member Philip Thurman seconded. The motion carried unanimously.

Discuss and consider action: Authorization and approval to purchase three (3) 2023 Chevy Tahoe’s for the Police Department and a 2023 Chevy 1500: B. Lee: Council Member Philip Thurman moved to approve and authorize the Police Department to purchase the three 2023 Chevy Tahoe’s and one 2023 Chevy 1500 pick up truck for the Burnet Police Department as presented. Council Member Mary Jane Shanes seconded. The motion carried unanimously.

Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, FOR NOMINATION OF A BOARD MEMBER FOR THE BURNET COUNTY CENTRAL APPRAISAL DISTRICT: D. Vaughn: Council Member Ricky Langley moved to adopt Resolution R2022-85 as presented. Council Member Cindia Talamantez seconded. The motion carried unanimously.

Discuss and consider action: Direction to Staff pertaining to the Fire Department Engine 3 vehicle: M. Ingram: Council Member Mary Jane Shanes made a motion authorizing Fire Chief Mark Ingram to reach out to the ESD (emergency service district) requesting monetary assistance with the purchase of a new fire engine to replace engine 3. Council Member Cindia Talamantez seconded. The motion carried unanimously.

CONVENE TO EXECUTIVE SESSION: Council Member Mary Jane Shanes made a motion to convene to Executive Session at 7:10 p.m. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

Executive Session: Pursuant to Section 551.072 Texas Government Code City Council shall convene in executive session to: (i) deliberate the purchase, exchange, lease, or value of real property in order to minimize the detrimental effect of such discussion in open session on the position of City Council in negotiations with third parties: D. Vaughn:

The City Council may take action on any of the matters considered in executive session once the City Council reconvenes in open session:

RECONVENE TO REGULAR SESSION FOR POSSIBLE ACTION: Council Member Joyce Laudenschlager made a motion to re-convene to Executive Session at 7:36 p.m. Council Member Cindia Talamantez seconded. The motion carried unanimously.

Discuss and consider action: Regarding deliberations of the purchase, exchange, lease, or value of real property: D. Vaughn: Council Member Joyce Laudenschlager moved to direct staff to proceed as discussed in Executive Session. Council Member Cindia Talamantez seconded. The motion carried unanimously.

REQUESTS FROM COUNCIL FOR FUTURE REPORTS: In accordance with Resolution R2020-28 councilmembers may request the City Manager to prepare and present future report on matters of public interest: None.

ADJOURN: There being no further business a motion to adjourn was made by Council Member Mary Jane Shanes at 7:37 p.m. seconded by Council Member Joyce Laudenschlager. The motion carried unanimously.

Crista Goble Bromley, Mayor

ATTEST:

Kelly Dix, City Secretary



Development Services

ITEM 3.1-A

Habib Erkan Jr.
Assistant City Manager
512-715-3201
herkan@cityofburnet.com

Public Hearing and Action

Meeting Date: December 13, 2022

Agenda Item: FIRST READING OF AN ORDINANCE AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 118 (ENTITLED "ZONING") FOR THE PURPOSE OF AMENDING THE MUNICIPAL GOLF COURSE VEGETATIVE BUFFER DEFINITIONS AND REQUIREMENTS; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE: H. Erkan Jr,

Background: The municipal golf course vegetative buffer was established by Ordinance No. 2022-12. The ordinance established a 25-foot-wide municipal golf course vegetation buffer on lots abutting the golf course. The ordinance prohibits fences or structures within the buffer area.

Information: This ordinance was proposed at the November 8, 2022, City Council meeting. This ordinance authorizes the City Manager to issue waivers to the prohibition against fences in the Municipal Golf Course Vegetative Buffer subject to all of the following:

- (1) The City Manager finds the location where the lot to be fenced abuts the golf course is not in an area adjoining a tee-boxes, fairways, putting greens and irrigation terminals, or is of such distance from tee-boxes, fairways, putting greens, and irrigation terminals as to not interfere with play or irrigation;
- (2) The proposed fence must be constructed of decorative iron or similar materials;
- (3) Privacy fencing shall not be approved; and
- (4) The subject lot shall comply with all other requirements of subsection (d) above.

Further, the ordinance directs the City Manager to consult with the Golf Course Supervisor regarding the appropriateness of granting any application for waiver; and corrects a scrivener's error related to

the Golf Course Boundary Agreement's instrument number as recorded in the public records of Burnet County.

Fiscal Impact No direct fiscal impact is anticipated.

Recommendation: Open the Public Hearing.

ORDINANCE NO. 2022-50

AN ORDINANCE AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 118 (ENTITLED “ZONING”) FOR THE PURPOSE OF AMENDING THE MUNICIPAL GOLF COURSE VEGETATIVE BUFFER DEFINITIONS AND REQUIREMENTS; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City owns and operates the Delaware Springs municipal golf course; and

WHEREAS, pursuant to Ordinance No. 2022-12, City Council established a 25-foot-wide municipal golf course vegetation buffer, (hereinafter sometimes the “buffer”) on properties adjoining the golf course; and

WHEREAS, the purpose of the buffer is to protect and preserve the function and aesthetics of the municipal golf course; and to protect the rights and interest of owners of properties abutting the municipal golf course to unobstructive views of the course from their properties; and

WHEREAS, the construction of fences or other structures is prohibited in the buffer area; and

WHEREAS, City Council has determined that a waiver of the fence prohibition may be warranted in certain circumstances; and

WHEREAS, on December 5, 2022, the Planning and Zoning Commission conducted a public hearing to receive comments and testimony on the merits of the code amendments proposed by this ordinance; and

WHEREAS, at the conclusion of the public hearing, the Planning and Zoning Commission made a recommendation to City Council as to the merits of the proposed code amendments; and

WHEREAS, on December 13, 2022, City Council conducted a public hearing; to receive comments and testimony on the merits of the proposed code amendments; and

WHEREAS, The City Council, after due consideration of the Planning and Zoning Commission recommendation; the comments and testimony of public; and the recommendation of City staff; finds adoption of the proposed code amendments will promote the public health, safety, morals, and the general welfare; and

WHEREAS, City Council, finds, determines, and declares that publication of notice of this Ordinance, as required by Section 3.14 of the City Charter and the laws of the State of

Texas, was made by the City Secretary within the periods prescribed by Section 3.14 and state law; and

WHEREAS, City Council, finds, determines, and declares that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given as required by Chapter 551 of the Texas Government Code.

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

Section one. Amendment. The Code of Ordinances, Chapter 118 (entitled “*Zoning*”) Section is hereby amended by correcting a scrivener’s error in Section 118-5 (entitled “*Definitions*”) by adding language that is underlined (underlined) as follows:

Sec. 118-5. Definitions.

Boundary Agreement means that certain written instrument recorded in the Public Records of Burnet County as Document No. 201401086.

Section two. Amendment. The Code of Ordinances, Chapter 118 (entitled “*Zoning*”) Section is hereby amended by adding the underlined (underlined) language to Section 118-63 (entitled “*Municipal Golf Course Vegetative Buffer Requirements*”) subsection (d) (entitled “*use Limitations*”) as follows:

- (d) Use Limitations. The use of the municipal golf course vegetation buffer, within a Golf Course Lot, shall be restricted to a vegetation buffer and, except as provided subsection (f) below, no fence or structure shall be permitted therein. The municipal golf course vegetation buffer may be maintained in its natural state or may be landscaped by the planting of non-native vegetation and decorative stones; provided such stones do not create a wall or other barrier between the buffer and municipal golf course.

Section three. Amendment. The Code of Ordinances, Chapter 118 (entitled “*Zoning*”) Section is hereby amended by adding to Section 118-63 (entitled “*Municipal Golf Course Vegetative Buffer Requirements*”) new subsections (f) (entitled “*Decorative Fence Waivers*”) and (g) (“*Administration*”) to read as follows:

- (f) *Decorative fence waivers.* The City Manager is authorized to issue waivers to the prohibition against fences in the Municipal Golf Course Vegetative Buffer subject to all of the following:
 - (5) The City Manager finds the location where the lot to be fenced abuts the golf course is not in an area adjoining a tee-boxes, fairways, putting greens and irrigation terminals, or is of such distance from

tee-boxes, fairways, putting greens, and irrigation terminals as to not interfere with play or irrigation;

- (6) The proposed fence must be constructed of decorative iron or similar materials;
- (7) Privacy fencing shall not be approved; and
- (8) The subject lot shall comply with all other requirements of subsection (d) above.

Commentary: The installation of a fence on the golf course property line raises the potential for activity on the property such as barking dogs to disturb golfers. Therefore, the purpose of the limitation stated in subsection (f) (1) is to alleviate that potential from arising near areas where golfing actions (e.g. teeing off, driving, putting) occur.

- (g) *Administration.* In the administration of subsection (f) above, the City Manager shall consult with the Golf Course Supervisor regarding the appropriateness of granting any application for waiver. Moreover, the City Manager is authorized to establish procedures and forms to process applications for decorative fence waivers.

Section four. Findings. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the Council.

Section five. Penalty. A violation of this ordinance is unlawful and subject to City Code of Ordinances Sec. 1-6 (entitled “*General Penalty*”).

Section six. Cumulative. This ordinance shall be cumulative of all provisions of all ordinances and codes, or parts thereof, except where the provisions of this Ordinance are in direct conflict with the provisions of such Ordinances, in which event Section 5, (entitled “*Repealer*”) shall be controlling.

Section seven. Repealer. All ordinances and codes, or parts thereof, which are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters resolved herein.

Section eight. Severability. If any provision of this Ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City hereby declares that this Ordinance would have been enacted without such invalid provision.

Section nine. Publication. The publishers of the City Code are authorized to amend said Code to reflect the changes adopted herein and to correct typographical errors and to format and number paragraphs to conform to the existing Code.

Section ten. Effective Date. This Ordinance shall be effective upon the date of final adoption hereof.

Passed on first reading on the 13th day of December 2022.

Passed, Approved and Adopted on the 10th day of January 2023.

CITY OF BURNET

Crista Goble Bromley, Mayor

ATTEST:

Kelly Dix, City Secretary

December 5, 2022

Dear Honorable Members of The Burnet City Council and The Burnet Planning and Zoning Committee:

My name is Lana K. Schmidt, and I am the owner of Lot 10, Section 2, Oak Vista in the City of Burnet at the Delaware Springs Golf Course. I am writing to you in support of the proposed "Amendments to the Vegetative Buffer Definition and Requirements" with regards to the golf course facing lots.

While I am supportive of the City's attempts to protect and maintain a buffer between the golf course and the development of lots for individual purpose and believe that it is reasonable and prudent to apply those buffers, I also believe that the intent of these protections and buffers, should not directly impact in the ability for a lot owner to fully develop the lot within restrictions to their desired amenities.

Specifically in the case of my lot, and my neighbors' lots (#10 & #9) the "natural Buffer" already exists and applying additional Buffer requirements - negatively impacts the lot owner's ability to develop as he/she sees fit - including the ability to install a fence that meets the required specifications.

I would propose that the City remind itself of the "Intent" of the buffer requirement - and in cases where a natural buffer already exists, please allow the lot owner the ability to utilize the natural buffer as a standard thus "meeting the need of this ordinance/requirement", and not requiring additional buffer space.

Thank you for your time, and for all your efforts in making this City such a great place to call home!

Sincerely,

Lana K. Schmidt
lschmidt@lammes.com
512.964.4115

From: [ML Govaars](#)
To: [Leslie Kimbler](#)
Subject: Public hearing re:golf course buffer
Date: Wednesday, November 30, 2022 12:21:43 PM

Caution: External Email

City of Burnet Planning and Zoning Commission and City Council,

This is a letter directed toward the proposed amendment to City Code of Ordinances Chapter 118 (entitled “Zoning”) as follows:

An ordinance amending City of Burnet Code of Ordinances, Chapter 118 (entitled “Zoning”) for the purpose of amending the municipal golf course vegetative buffer definitions and requirements, etc.

First, the municipal golf course has been ranked as one of THE top municipal golf courses in the State of Texas several times. It welcomes golfers from Dallas to Houston to El Paso to Corpus and beyond the State’s borders because of its layout, features, natural setting and reasonable prices. It is a true calling card and asset to Burnet, and recently quite a profitable one, as well. Any changes to its challenging layout, natural beauty and uniqueness should be viewed under a well integrated management plan.

Second, the vegetative buffer acts in an erosion control aspect; it hinders excessive water flow onto the golf course during a heavy rain event. Changing the vegetative buffer could lead to higher golf course maintenance costs (to correct an increase in damages and the severity of damages) and thus impacting the City’s revenue stream from the golf course. The natural, Mother Nature intended control is superior to human intervention (see the problems with Tom Kite road as a recent, relevant example).

And finally, the Highlands Lakes and Burnet (among other cities) encourages, solicits, advertises an outdoor, recreational, natural environment, and promotes wildlife, butterfly and birding experiences. The golf course is home to many of these critters and people who walk the course to view them. And they don’t play golf!

I urge the Zoning Commission and the City Council to consider a larger, and unintended impact the proposed amending of the Code of Ordinances Chapter 118 might inflict.

The municipal golf course is a true contribution to the City of Burnet, the area, and the valuable environmental legacy.

Full disclosure: I don’t play golf.

Sincerely,
Marylinda Govaars
658 County Road 100

Sent from my iPad



GOLF COURSE VEGETATIVE BUFFER

CITY COUNCIL REGULAR SESSION
JANUARY 10, 2023

PUBLIC HEARING AND ACTION ITEM



APPLICABILITY

The buffer applies to all lots abutting the golf course



EASEMENTS

IN ADDITION TO THE VEGETATIVE BUFFER, THE CITY IS THE HOLDER OF 25-FOOT GREEN BELT EASEMENTS AROUND TRACTS 14, 15, 16, 17, 18, 23, 24, AND 25

GOLF COURSE BUFFER:

- **twenty-five feet (25') wide measured from the common property line with the municipal golf course**
- **shall be restricted to a vegetation buffer - fences or structures are not permitted.**
- **may be maintained in its natural state or may be landscaped by the planting of non-native vegetation and decorative stones.**
- **may be included in the calculation of code requirements for: (i) minimum lot size under the code; (ii) minimum setbacks and (iii) impervious cover requirements.**

AMENDMENT – FENCE WAIVER

- **Authorizes City Manager, in consultation with the Golf Course Manager to grant decorative fence waivers in the Golf Course Vegetative Buffer Area, where it is found that the proposed fence does not adjoin tee-boxes, fairways, putting greens or irrigation terminals, or is of such distance from tee-boxes, fairways, putting greens or irrigation terminals as to not interfere with play or irrigation**

AMENDMENT - APPLICATION OF THE FENCE WAIVER

- (1) The proposed fence must be constructed of decorative iron or similar materials;**
- (2) Privacy fencing shall not be approved; and**
- (3) The subject lot shall comply with all other requirements of municipal golf course vegetative buffer requirements.**

The ordinance also corrects a scrivener's error: Boundary Agreement Document Number Document No. 201401086

CONCLUSION

- Questions
- Deliberation and action on second and final reading of ordinance 2022-50



Administration

ITEM 4.2

Habib Erkan Jr.
Assistant City Manager
512-715-3201
herkan@cityofburnet.com

Action

Meeting Date: January 10, 2023

Agenda Item: Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, PROVIDING FOR THE ACCEPTANCE OF TRANSFER OF REAL PROPERTY FROM THE DISSOLVED BURNET INDUSTRIAL DEVELOPMENT CORPORATION AND AUTHORIZING THE MAYOR'S EXECUTION AN ASSET TRANSFER DEED ON BEHALF OF THE CITY. H. Erkan

Background: Pursuant to the Development Corporation Act of 1979, the City established the Burnet Industrial Development Corporation as a 4A development corporation. During its existence, the corporation acquired land from Joe A. Sheppard; and 167.57 acres of land from Robert Q. Keith, Independent Executor of the Estate of Royal H. Bandy, Deceased. The City's sanitary sewer treatment plant and discharge site is now located on the property. On September 30, 2008, the corporation dissolved. By statute, Section 501.406 Texas Local Government Code, and the corporation's articles of dissolution, the land transfers to the City.

Information: This resolution approves an Asset Transfer Deed memorializing the transfer of the land from the dissolved corporation to the City, which will be recorded in the public record.

Fiscal Impact The Burnet County Clerk's recording fees are \$24.00 for the first page and \$4.00 for each additional page. Total recordation costs are therefore approximately \$52.00.

Recommendation: Approve Resolution No. R2023-XX as presented.

RESOLUTION NO. R2023-02

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS PROVIDING FOR THE ACCEPTANCE OF TRANSFER OF REAL PROPERTY FROM THE DISSOLVED BURNET INDUSTRIAL DEVELOPMENT CORPORATION AND AUTHORIZING THE MAYOR'S EXECUTION AN ASSET TRANSFER DEED ON BEHALF OF THE CITY

Whereas, the City of Burnet, Texas (hereinafter "Grantee") is a home rule municipality and a subdivision of the state of Texas; and

Whereas, pursuant to the Development Corporation Act of 1979, the City established the Burnet Industrial Development Corporation (hereinafter "Grantor"); and

Whereas, during its existence Grantor acquired real property described infra; and

Whereas, the Office of the Secretary of State issued a Certificate of Dissolution to Grantor on September 30, 2008; and

Whereas, all of Grantor's outstanding debts, obligations, and liabilities have been paid or discharged; and

Whereas, Section 501.406 Texas Local Government Code (entitled "*Assets on Termination*") provides: "[o]n termination the title to all funds and property owned by the [Grantor] corporation is transferred to the [Grantee as the] corporation's authorizing unit"; and

Whereas, the Articles of Dissolution filed with the Office of the Secretary of State reflect all real property held by Grantor shall transfer to Grantee upon Grantor's dissolution; and

Whereas, by passage of this resolution it is Council's intent that an Asset Transfer Deed be recorded in the public record.

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

Section one. Approval. The instrument attached hereto entitled *Asset Transfer Deed* is hereby approved.

Section two. Authorization. The mayor is hereby authorized to execute an instrument in substantial form as the attachment hereto and take such further action, and execute such ancillary documents, as may be reasonably necessary to facilitate the purpose of this resolution. The City Secretary is authorized and directed to have the executed instrument recorded in the Public Records of Burnet County, Texas.

Section three. Open Meetings. It is hereby officially found and determined that the meeting at which this resolution was passed was open to the public and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

Section four. Effective Date. That this resolution shall take effect immediately upon its passage, and approval as prescribed by law.

PASSED AND APPROVED this the 10th day of January 2023.

CITY OF BURNET, TEXAS

ATTEST:

Crista Goble Bromley, Mayor

Kelly Dix, City Secretary

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

ASSET TRANSFER DEED

THE STATE OF TEXAS §
 § KNOW ALL PERSONS BY THESE PRESENTS:
COUNTY OF BURNET §

Recitals

Whereas, the **City of Burnet, Texas** (hereinafter “**Grantee**”) is a home rule municipality and a subdivision of the state of Texas; and

Whereas, pursuant to the Development Corporation Act of 1979, the City established the **Burnet Industrial Development Corporation** (hereinafter “**Grantor**”); and

Whereas, during its existence **Grantor** acquired real property described infra; and

Whereas, the Office of the Secretary of State issued a Certificate of Dissolution to **Grantor** on September 30, 2008; and

Whereas, all of **Grantor’s** outstanding debts, obligations, and liabilities have been paid or discharged; and

Whereas, Section 501.406 Texas Local Government Code (entitled “*assets on termination*”) provides: “[o]n termination the title to all funds and property owned by the [Grantor] corporation is transferred to the [Grantee as the] corporation's authorizing unit”; and

Whereas, the Articles of Dissolution filed with the Office of the Secretary of State reflect all real property held by **Grantor** shall transfer to **Grantee** upon **Grantor’s** dissolution; and

Whereas, on January 10, 2023, the Burnet City Council approved this Asset Transfer Deed by resolution.

NOW THEREFORE the real property transferred from **Grantor** to **Grantee** is as follows:

Property One. The land described in that certain deed instrument from Joe A. Sheppard to Burnet Industrial Development Corporation, recorded in Deed Record 142 Page 360 of the Public Records of Burnet, County, Texas.

Property Two. The 167.57 acres of land, more or less, described in that certain General Warranty Deed from Robert Q. Keith, Independent Executor of the Estate of Royal H. Bandy, Deceased, to

Burnet Industrial Development Corporation recorded in Volume 721 Page 175 of the Public Records of Burnet, County, Texas.

Together Property One and Property Two shall be hereinafter referred to as the “**Property**”.

In accordance with the provisions of Section 501.406 Texas Local Government Code, and aforementioned Articles of Dissolution, this instrument transfers, grants, sells, and conveys to **Grantee** all of the **Property**, described herein, together with all and singular the rights and appurtenances thereto in anywise belonging to have and hold it to **Grantee**, and **Grantee’s** heirs, executors, administrators, successors, or assigns forever.

When the context requires, singular nouns and pronouns include the plural.

Exhibits to this instrument are fully incorporated as same were transcribed herein verbatim and are as follows:

Exhibit “A” Certificate of Dissolution
Exhibit “B” Unofficial copy of deed to **Property One**.
Exhibit “C” Unofficial copy of warranty deed to **Property Two**.

To be effective this ____ day of January 2023.

CITY OF BURNET

By: _____
Crista Goble Bromley, Mayor

STATE OF TEXAS §
 §
COUNTY OF BURNET §

This instrument was acknowledged before me on this _____ day of January 2023, by Crista Goble Bromley in her capacity as Mayor of the City of Burnet, Texas.

[Seal]

NOTARY PUBLIC, STATE OF TEXAS



Office of the Secretary of State

CERTIFICATE OF DISSOLUTION OF

BURNET INDUSTRIAL DEVELOPMENT CORPORATION
127928101

The undersigned, as Secretary of State of Texas, hereby certifies that the Articles of Dissolution for the above named entity have been received in this office and have been found to conform to law.

ACCORDINGLY, the undersigned, as Secretary of State, and by virtue of the authority vested in the Secretary of State by law, hereby issues this Certificate of Dissolution.

Dated: 09/30/2008

Effective: 09/30/2008



A handwritten signature in cursive script, appearing to read "Hope Andrade".

Hope Andrade
Secretary of State

Exhibit B

360

THE STATE OF TEXAS)

COUNTY OF BURNET) KNOW ALL MEN BY THESE PRESENTS:

1172

THAT I, JOE A. SHEPPERD of the County of Burnet, State of Texas, for and in consideration of the sum of TEN (\$10.00) DOLLARS and other good and valuable consideration to me in hand paid by BURNET INDUSTRIAL DEVELOPMENT CORPORATION, a corporation duly organized under the laws of the State of Texas, with it's main office in Burnet, Burnet County, Texas, the receipt of which is hereby acknowledged and for which no lien express or implied is retained, have GRANTED, SOLD and CONVEYED, and by these presents do GRANT, SELL and CONVEY unto the said BURNET INDUSTRIAL DEVELOPMENT CORPORATION, all that certain tract or parcel of land out of and a part of the John Hamilton Survey in Burnet County, Texas, being a part of that tract of land described as First Tract in a Deed to Dr. Joe A. Shepperd from B. G. Williams, said Deed of record in Volume 95, Page 559, of the Burnet County Deed Records and this tract is more particularly described as follows:

BEGINNING at an iron stake at the northeast corner of the said First Tract described in above mentioned Deed said beginning point being in the center of Hamilton Creek and in the south margin of Hi-way 29 for the northeast corner of this.

THENCE with the east line of said First Tract and with the center of said Hamilton Creek S 21° - 30' E 163.3 feet. S 25° - E 305 feet and S 30° - E 150 feet to an iron stake therein and in the north margin of Jackson Street if extended for the southeast corner of this.

THENCE S 78° - W 295.5 feet to an iron stake for a corner of this.

THENCE N 47°19'W 73 feet to an iron stake for a corner of this.

THENCE N 57°41'W 110.8 feet to an iron stake for a corner of this.

THENCE N 80°52'W 177.7 feet to an iron stake and a fence corner for the southwest corner of this at the southeast corner of the 4.5 acre Hospital Tract.

THENCE N 12°08'W 157 feet with the east line of said Hospital Tract as fenced to an iron stake and fence corner therein for a corner of this.

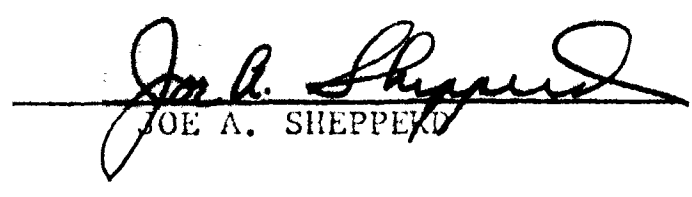
THENCE N 47°42' E 28.5 feet to an iron stake and fence corner for a corner of this.

THENCE N 13°30'W 246.7 feet with a fence and with the east margin of a Drive to a fence corner and an iron stake therein and in the south margin of said Hi-way 29 for the northwest corner of this and this point bears N 82°30' E 19 feet from the northeast corner of said Hospital Tract.

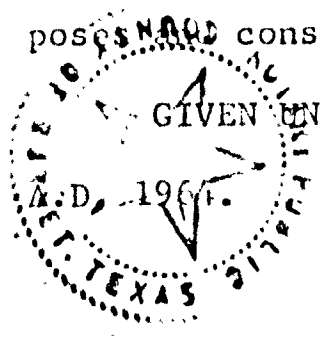
THENCE with the south margin of said Hi-way 29 N 82°30' E 94 feet, N 79°40'E 122 feet and N 79°E 229 feet to the place of beginning containing 6.10 acres of land.

TO HAVE AND TO HOLD the above described premises, together with all and singular, the rights and appurtenances thereto in anywise belonging unto the said BURNET INDUSTRIAL DEVELOPMENT CORPORATION, its successors and assigns forever; and I do hereby bind myself, my heirs, executors and administrators, to Warrant and Forever Defend all and singular the said premises unto the said BURNET INDUSTRIAL DEVELOPMENT CORPORATION, its successors and assigns, against every person whomsoever lawfully claiming, or to claim the same, or any part thereof.

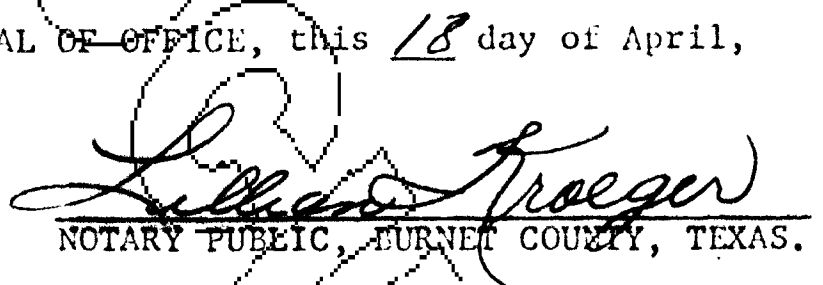
WITNESS my hand at Burnet, Texas, this 18 day of April, A. D. 1964.


JOE A. SHEPPERD

THE STATE OF TEXAS)
COUNTY OF BURNET) BEFORE ME, the undersigned authority in and for said County, Texas, on this day personally appeared JOE A. SHEPPERD known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.



GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 18 day of April,


NOTARY PUBLIC, BURNET COUNTY, TEXAS.

FILED FOR RECORD 1 DAY OF May, A.D. 1964, at 1:42 o'clock P M.
RECORDED 5 DAY OF May, A.D. 1964, at 2:38 o'clock P M.
WAYNE A. BARTON, CO. CLERK, BURNET CO. TEX. BY: Sue Sawyer Deputy

Exhibit C

GENERAL WARRANTY DEED 9509

THE STATE OF TEXAS §

COUNTY OF BURNET §

KNOW ALL PERSONS BY THESE PRESENTS:

That Robert Q. Keith, Independent Executor of the Estate of Royal H. Bandy, Deceased, hereinafter called "Grantor," for and in consideration of the sum of Ten and No/100 Dollars (\$10.00), together with other good and valuable consideration, to Grantor cash in hand paid by the Burnet Industrial Development Corporation, hereinafter called "Grantee", the receipt of which is hereby acknowledged, has GRANTED, SOLD and CONVEYED, and by these presents does GRANT, SELL and CONVEY unto the said Burnet Industrial Development Corporation, all that certain lot, tract or parcel of land known and described as follows:

161.57 acres of land, more or less, comprised of 95.20 acres out of the B. B. Castleberry Survey No. 2, and 66.37 acres of land, more or less, out of the B. B. Castleberry Survey No. 3, in Burnet County, Texas, and being more fully described by metes and bounds in Exhibit "A" attached hereto and made a part hereof for all purposes (the "Property").

This conveyance is expressly made subject to the restrictions, covenants, conditions, limitations, easements and reservations, if any, now in force and existing of record in the office of the County Clerk of Burnet County, Texas, to which reference is here made for all purposes.

TO HAVE AND TO HOLD the above described Property, together with all and singular the rights and appurtenances thereto in anywise belonging, unto the said Grantee, its successors and assigns forever, and Grantor does hereby bind itself, its heirs, administrators, executors, successors and assigns to WARRANT AND FOREVER DEFEND, all and singular, the said Property unto the said Grantee, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same.

EXECUTED at Marble Falls, Burnet County, Texas, this the 29th day of October, 1996.

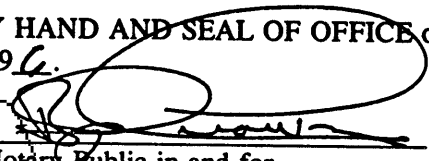
Royal Keith, Executor
Robert Q. Keith, Independent Executor of the
Estate of Royal H. Bandy, Deceased

THE STATE OF TEXAS

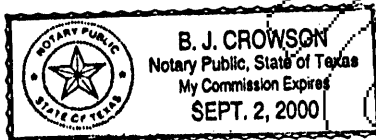
COUNTY OF Burnet

BEFORE ME, the undersigned authority, a Notary Public in and for said County and State, on this day personally appeared Robert Q. Keith, Executor of the Estate of R. H. Bandy, Deceased, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the 30th day of October, 1996.


Notary Public in and for
the State of Texas

My Commission Expires _____



VOL 721 PAGE 176

EXHIBIT "A"

BEING 161.57 acres of land in Burnet County, Texas, comprised of 95.20 acres of land out of the B. B. Castleberry Survey No. 2, and 66.37 acres of land out of the B. B. Castleberry Survey No. 3, and also being comprised of that certain 21.4 acre tract conveyed from Houston Clinton, et al to Joe Kelly Butler by Deed as recorded in Vol. 231 of Page 627 of DEED RECORDS of Burnet County, Texas, and that certain 140.090 acre tract conveyed from A. C. Lewis to Joe Kelly, Butler by Deed as recorded in Vol. 231 at Page 623 of DEED RECORDS of Burnet County, Texas, said 161.57 acres being more particularly described by metes and bounds as follows:

BEGINNING at a fence corner post at the Southwest corner of said 21.4 acre tract and the Northwest corner of 52.67 acre tract, owned by the City of Burnet, whence a 48 inch Live Oak bears N 58° 30' E 33.5 ft., and also from said fence corner, the Southwest corner of said B. B. Castleberry Survey No. 2, bears S 77° W 437 ft., for a northerly Southwest corner hereof;

THENCE N 76° 13' 30" E with the fenced northerly line of said city of Burnet property at 1068.89 ft., the Southeast corner of said 21.4 acre tract, in the West line of a 20 foot wide utility easement, and a northerly Southwest corner of said 140.090 acre tract, and at 1336.19 ft., in all an iron pin and reentrant corner of said 140.090 acre tract, and the Northeast corner of a 30.50 acre tract deeded to the City of Burnet, as recorded in Vol. 214 at Page 466 of DEED RECORDS of Burnet County, Texas, for a reentrant corner hereof;

THENCE S 15° 37' 15" E with the fenced easterly line of said 30.50 acre tract at 66.7 ft., an iron pin found in the southerly line of a 30 foot wide road easement, and at 2289.07 ft., in all an iron pin found at the Southeast corner of said 30.50 acre tract and Southwest corner of said 140.090 acre tract and hereof;

THENCE N 76° 04' 00" E with the fence 1129.64 ft., to a fence corner post at the Southeast corner of said 140.090 acre tract and hereof;

THENCE N 13° 08' 45" W with the fenced easterly line of said 140.090 acre tract, 2167.62 ft., to an iron pin for a corner, whence an iron pin at a fence corner post bears N 13° 08' 45" W 32.98 ft.;

THENCE N 21° 17' 30" W 31.86 ft., to a 48 inch Pecan;

THENCE N 70° 16' 30" E 41.98 ft., to a double 12 inch Pecan;

THENCE N 17° 30' 00" W 19.62 ft., to a fence corner post, in the fenced easterly line of a 40 foot wide road easement;

THENCE N 27° 36' 30" E 1670.28 ft., to the intersection of said easement, and the westerly line of the Mormon Mills Road;

THENCE with the westerly line of said road in five (5) courses and distances as follows:

- 1) N 22° 43' 15" E 306.57 ft., an iron pin;
- 2) N 11° 53' 30" W 81.02 ft., an iron pin;
- 3) N 39° 01' 15" W 65.63 ft., an iron pin;
- 4) N 54° 16' 15" W 40.34 ft., an iron pin;
- 5) N 58° 59' 15" W 465.50 ft., to an iron pin, for a North corner hereof, at the East corner of that certain 5.03 acre tract of record in Vol. 176 at Page 255 of DEED RECORDS of Burnet County, Texas;

THENCE S 34° 11' 45" W with fence 590.66 ft., to a fence corner post at the South corner of said 5.03 acre tract, and the East corner of 15.00 acre tract conveyed from Robert Clay Stubbs, et ux to the Veterans Land Board of Texas, as recorded in Vol. 212 at Page 199 of DEED RECORDS of Burnet County, Texas, for a corner hereof;

THENCE S 54° 09' 00" W with fence 1212.04 ft., to a fence corner post at the South corner of said 15.00 acre tract and at a reentrant corner of said 140.090 acre tract and hereof;

THENCE N 30° 51' 00" W with fence 589.43 ft., to a fence corner post in the fenced southerly right-of-way line of the Southern Pacific Railroad, at the West corner of said 15.00 acre tract and a North corner of said 140.090 acre tract, for a North corner hereof;

THENCE S 41° 03' 00" W with said railroad right-of-way at 876.96 ft., to the North corner of said 21.4 acre tract in the West line of said 20 foot wide utility easement, and at 2116.00 ft., in all an iron pin at the Northwest corner of said 21.4 acre tract, for the Northwest corner hereof;

THENCE S 12° 04' 15" E with the fenced westerly line of said 21.4 acre tract, 526.55 ft., to the place of BEGINNING hereof and containing 161.57 acres of land.

SCANNED

STATE OF TEXAS
COUNTY OF BURNET

I hereby certify that this instrument was FILED on the date and at the time
stamped hereon by me and was duly RECORDED in Volume 721
Page 175-179 of the REAL PROPERTY RECORDS
of Burnet County, Texas.



Janet Parker

JANET PARKER, COUNTY CLERK
BURNET COUNTY, TEXAS

By: *James R. Russell* Deputy

ANY PROVISION HEREIN WHICH RESTRICTS THE SALE, RENTAL,
OR USE OF THE DESCRIBED REAL PROPERTY BECAUSE OF COLOR
OR RACE IS INVALID AND UNENFORCEABLE UNDER FEDERAL LAW.
THE STATE OF TEXAS
COUNTY OF BURNET

I hereby certify that this instrument was FILED in file number
Sequence on the date and at the time stamped hereon by me and was
duly RECORDED in the REAL PROPERTY
Records Burnet County, Texas
on 11/1/96



Janet Parker

COUNTY CLERK
BURNET COUNTY, TEXAS

COMPUTER

9509

FILED

96 OCT 31 PM 3:41

JANET PARKER
COUNTY CLERK
BURNET COUNTY, TEXAS

1500Pd

STC

RESOLUTION ACCEPTING TRANSFER OF REAL PROPERTY FROM THE BURNET INDUSTRIAL DEVELOPMENT CORPORATION

City Council Regular Session

January 10, 2023



Chronology

- Burnet Industrial Development Corporation established as a 4A development corporation.
- Corporation dissolved in 2008
- Two properties still titled to corporation
- Statute and articles of dissolution transfers property to City
- This resolution authorizes the mayor to execute a deed memorializing the transfer
- The deed will be recorded in the public record





This concludes the presentation



Fire Department

ITEM 4.3

Mark Ingram
Fire Chief
512-756-2662
mingram@cityofburnet.com

Action

Meeting Date: January 10, 2023

Agenda Item: Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS APPROVING AN AGREEMENT BY AND BETWEEN THE CITY OF BURNET AND BURNET COUNTY EMERGENCY SERVICES DISTRICT NO. 7 FOR THE EXPENDITURE OF FUNDS FOR A FIRE TRUCK. M. Ingram

Background: Pursuant to the terms and conditions of an Interlocal Agreement the City's Fire Department provides emergency services to areas within the City's extraterritorial jurisdiction that is also located within Burnet County Emergency Services District No. 7. Said Interlocal Agreement provides for costs sharing of equipment acquired by the City for the provision of said emergency services.

Information: This agreement provides the terms and conditions by which Emergency Services District No. 7 will contribute the purchase of a new pumper truck.

Fiscal Impact The pumper truck purchase price is **Five Hundred Fifty-Three Thousand Six Hundred and Thirty-Four Dollars (\$554,634.00)**. The District agrees to provide **One Hundred Thirty Thousand Dollars (\$130,000)** to the purchase price.

Recommendation: Approve Resolution No. R2023-01 as presented.

RESOLUTION NO. R2023-01

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS APPROVING AN AGREEMENT BY AND BETWEEN THE CITY OF BURNET AND BURNET COUNTY EMERGENCY SERVICES DISTRICT NO. 7 FOR THE EXPENDITURE OF FUNDS FOR A FIRE TRUCK

Whereas, pursuant to the terms and conditions of an Interlocal Agreement the City's Fire Department provides emergency services to areas within the City's extraterritorial jurisdiction that is also located within Burnet County Emergency Services District No. 7; and

Whereas, said Interlocal Agreement provides for costs sharing of equipment acquired by the City for the provision of said emergency services; and

Whereas, the agreement under consideration provides the terms and conditions by which Emergency Services District No. 7 will contribute the purchase of a new pumper truck; and

Whereas, the pumper truck purchase price is **Five Hundred Fifty-Three Thousand Six Hundred and Thirty-Four Dollars (\$554,634.00)** and the District agrees to provide **One Hundred Thirty Thousand Dollars (\$130,000)** to the purchase price.

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

Agreement Approved. The Pumper Truck Cost Sharing Agreement, attachment hereto, is hereby approved.

Section two. Authorization. The mayor is hereby authorized to execute an instrument in substantial form as the attachment hereto and take such further action, and execute such ancillary documents, as may be reasonably necessary to facilitate the purpose of this resolution.

Section three. Open Meetings. It is hereby officially found and determined that the meeting at which this resolution was passed was open to the public and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

Section four. Effective Date. That this resolution shall take effect immediately upon its passage, and approval as prescribed by law.

PASSED AND APPROVED this the 10th day of January 2023.

CITY OF BURNET, TEXAS

ATTEST:

Crista Goble Bromley, Mayor

Kelly Dix, City Secretary

COUNTY OF BURNET §
 § KNOW ALL PERSONS BY THESE PRESENTS
STATE OF TEXAS §

**AGREEMENT BY AND BETWEEN THE CITY OF BURNET AND
BURNET COUNTY EMERGENCY SERVICES DISTRICT NO. 7
FOR THE EXPENDITURE OF FUNDS FOR A FIRE TRUCK**

This agreement ("Agreement") is by and between the CITY OF BURNET, Texas, a home-rule municipal corporation duly organized and operating under the laws of the State of Texas ("City") and BURNET COUNTY EMERGENCY SERVICES DISTRICT NO. 7, a political subdivision of the State of Texas, organized and operating pursuant to the provision of Section 48-e, Article III of the Texas Constitution and Chapter 775 of the Health and Safety Code ("District"), as amended, acting by and through their duly authorized representatives.

WHEREAS, the District is a duly organized emergency services district, created to protect life and health, and for such other purposes as determined by the District under Chapter 775 of the Health and Safety Code; and

WHEREAS, the City is a home rule municipal corporation of the State of Texas; and

WHEREAS, through an Interlocal Agreement for Providing Fire Protection Services dated January 1, 2012 as amended, renewed, and/or adopted from time-to-time ("Interlocal Agreement"), City provides certain emergency services to the District, and that the purchase of a 2022 Pierce Freightliner FX3 Pumper Truck as further described in Exhibit "A" (hereinafter "*Truck*"), will improve the quality of service provided to the District; and

WHEREAS, the District has determined that it is in the best interest of the residents and property owners of the District to enter into an agreement to assist in funding the purchase of such Truck.

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 and the residents and property owners of the District, the parties contract, covenant and agree to the following:

- (1) **Payment.** In consideration of the services provided by the City under the Interlocal Agreement, The District agrees to provide **One Hundred Thirty Thousand Dollars (\$130,000)** to the City of Burnet to be used toward the City's purchase of said Truck. Such payment shall be made to the City as follows:
 - (A) *First Payment.* On the effective date of this Agreement the District shall make a payment of **Sixty-five Thousand Dollars (\$65,000.00).**
 - (B) *Second Payment.* On or before January 31, 2024 the District shall make a final payment of **Sixty-five Thousand Dollars**

(\$65,000.00).

- (2) **Termination.** This Agreement shall automatically terminate if the Truck is not purchased by the City within sixty (60) days of execution of this Agreement. In the event of such termination, the City shall return all funds tendered by The District to said District within thirty (30) days of such termination.
- (3) **The District's property interest.** Pursuant to Texas Health & Safety Code §775.073(d), the District retains an ownership interest in the Truck equal to the share of the purchase price paid for by the District. In this instance the purchase price is **Five Hundred Fifty-Three Thousand Six Hundred and Thirty-Four Dollars (\$554,634.00)**. Therefore, upon final payment, as stated in section (1), the District shall retain a **Twenty-Three and 8/10 Percent (23.8%)** property interest in the Truck.
- (4) **Interlocal Agreement Termination.** Should either the District or the City terminate the Interlocal Agreement, the City shall, within thirty (30) days of the Interlocal Agreement's termination, pay to the District the District's proportionate share of the then-existing fair market value of the Truck. To determine the value of the Truck and then the District's proportionate ownership therein, the fair market value of the Truck shall be established by a third-party mutually acceptable to The District and the City. This provision will not apply so long as the City continues to provide auto-aid to structure fires within the ESD following termination of the Interlocal Agreement. This section and its enforceability will survive the termination of the Interlocal Agreement.
- (5) **City Buy-out.** The City may purchase the District's ownership interest in the Truck at any time by paying to the District the District's proportionate share of the then-existing fair market value of Truck. To determine the value of the Truck and the District's proportionate ownership therein, the fair market value of the Truck shall be established by a third-party mutually acceptable to The District and the City.
- (6) **Maintenance and repair.** The City shall be solely responsible for maintenance of and insurance on the Truck and the City shall, in its sole discretion, determine the proper use of the Truck in providing services to the ESD under the terms of the Interlocal Agreement.

[Signatures on next page]

To be effective the latter date executed below.

CITY OF BURNET

**BURNET COUNTY
EMERGENCY SERVICES
DISTRICT NO. 7**

Crista Goble Bromley, Mayor

John Smallwood, President
Board of Commissioners

Date

Date

ATTEST:

Kelly Dix, City Secretary

Roy Hallmark
Secretary, Board of Commissioners

EXHIBIT A

Siddons-Martin Emergency Group Bid 1665



Option List

11/10/2022

Customer:	Pierce Field Unit (original)	Bid Number:	1665
Representative:	Smits, Tom	Job Number:	36885
Organization:	Pierce Manufacturing Inc	Number of Units:	1
Requirements Manager:	Mori, Christina	Bid Date:	06/01/2021
Description:	FX3 Wildland, Freightliner, 1000 GPM, SF-3202	Stock Number:	36885
Body:	WILDLAND BX3, Type 3, NFPA 1906	Price Level:	42 (Current: 43)
Chassis:	Freightliner M2-106, 4x4, Wildland BX3	Lane:	

Line	Option	Type	Option Description	Qty
1	0765493	SP	Wildland, BX3, Freightliner, 1000 GPM Pump (SF-3202)	1
2	0010012		No Boiler Plates requested	1
3	0018257		Commercial chassis & Snorkel products	1
4	0584455		Manufacture Location, Bradenton, Florida	1
5	0584453		RFP Location: Bradenton, Florida	1
6	0588609		Vehicle Destination, US	1
7	0799089		Comply NFPA 1906 Changes Effect Jan 1 , 2016 with Exceptions, Commercial Chassis	1
8	0547534		1906 Wildland Fire Apparatus	1
9	0588619		Not Required, Vehicle Certification	1
10	0511675		Certification, Pump, Wildland	1
11	0537375		Unit of Measure, US Gallons	1
12	0030006		Bid Bond Not Requested	1
13	0540326		Performance Bond, Not Requested	1
14	0010007		No Approval Drawing Req'd.	1
15	0589819		Electrical Diagrams, Commercial	1
16	0773668		Freightliner M2-106, 4x4, Wildland BX3	1
17	0721013		Model Year 2023	1
18	0768599	SP	Use SF-3201 Freightliner Chassis Spec (Wildland BX3) [Use Also w/3202]	1
19	0720765		Base Price,FLR M2-106,4x4,Wildland BX3, Effective 5/18/2021 - EXPIRED 11/23/2021	1
20	0802041	SP	Surcharge, Freightliner, Effective 05/30/2022 Build Date	1
21	0767550		Overall Height, Wildland BX3 - w/Freightliner Chassis - 10' 6"	1
22	0751234		Angle of Approach,Approximately 23 Degrees, Freightliner / Wildland BX3	1
23	0767548		Condition of Truck - Loaded Angle of Departure, Approximately 25 Degrees, Wildland BX3	1
24	0773610		Condition of Truck - Loaded Wheelbase, 177", Freightliner 4x4, Wildland BX3	1
25	0773641		GVW Rating, 35,000#, Commercial Chassis	1
26	0579898		Frame, Chassis, Freightliner, 120 KSI	1
27	0582814		Frame Reinforcement, 1/4" Inner Liner, Freightliner	1
28	0686245		Axle, Front Driving, 12K, Freightliner 4x4, w/MTC4210 XL (No PTO)	1
29	0773475		Suspension, Front Spring, 12,000 lb, Commercial	1
30	0073051		Shock Absorbers, Front	1
31	0789186		Brakes, Cam Front, 16.50"x 5.00" Commercial	1
32	0585775		Michelin Tires	1
33	0772242		Tires, Front, 22.50, Traction Tread, 4x4 (to 14.6k GAWR)	1
34	0683147		Wheel, Steel, 22.50", 4x4	1
35	0765526		Axle, Rear, 23K, Freightliner M2-106 4x4, BX3	1
36	0772020		S-Cam Style 16.50" x 7.00"	1
37	0767494		Top Speed of Vehicle, Comply w/NFPA, Wildland BX3	1
38	0773477		Top Speed of Vehicle - 68 Suspension, Rear Spring, 23,000 lb Commercial	1
39	0649953		Oil, Synthetic Gear, Meritor 4x4, Front and Rear Axles, Freightliner M2-106	1
40	0008102		Dust Shields, Front and Rear Brakes, Commercial Chassis	1
41	0772235		Tires, Rear, 22.50, Traction Tread, 4x4 (to 27k GAWR)	1
42	0683146		Wheel, Steel, 22.50", 4x4	1
43	0767493		No Tire Pressure Indicator, Fire Department Omits, Non-NFPA 1906-2016 Compliant	1
44	0012045		Mud Flap, Rear, Pierce Logo	1
45	0767491		Chocks, Wheel, Wildland, NFPA, Provided by Fire Department, NFPA 1906 - 2016	1

Line	Option	Type	Option Description	Qty
46	0544690		Mounting Brackets, Chocks, Provided by Fire Department	1
47	0020881		ABS, Anti-Lock Braking System, Commercial	1
48	0009547		Air Compressor, Brake, 18.7 CFM, Commercial	1
49	0773985		Air Dryer, Brake, w/Heater, Commercial	1
50	0020851		Not Required, Air Inlet	1
51	0773638		Engine, Cummins B6.7, 360 hp, FL M2-106, BX3	1
52	0755088		Engine Surcharge, Cummins/Freightliner	1
53	0001247		High Idle w/Electronic Engine, Commercial	1
54	0773963		Auxiliary Brake, Exhaust Brake, VGT Style, With Brake Lights, Commercial	1
55	0779576		Fuel/Water Separator, Detroit, w/Hand Primer, H2O Sensor w/Preheater, M2-106/108SD	1
56	0773981		Air Intake, Engine, w/Ember Separator, OEM Installed, Commercial	1
57	0773636		Exhaust System, Horizontal, RH Step Mounted DPF/SCR, Commercial	1
58	0684987		Exhaust Modifications, Commercial Chassis, Horizontal Exhaust	1
59	0061579		Coolant Hoses, Gates Blue Stripe, FL M2	1
60	0773634		Fuel Tank, 70 Gallon, Left Side, Aluminum, Commercial	1
61	0773952		DEF Tank, Left Side Location, Commercial	1
62	0723716		Fuel Priming Pump, Electronic, Automatic, Cummins, No Swt Req'd	1
63	0552712		Not Required, Shutoff Valve, Fuel Line	1
64	0023745		Cooler, Chassis Fuel, Pierce Installed	1
65	0764176		Chassis Fuel Line Protection, Fire Wrap Lagging, Wildland	1
66	0773950		Trans, Automatic, Allison 3000 EVS, w/(2) PTO Provisions, Commercial	1
67	0773949		Transmission, Shifter, Push Button, 5 Speed, Commercial	1
68	0011475		Transmission Oil Cooler, Internal, Commercial	1
69	0527500		Transfer Case Oil Cooler, 4x4, Commercial	1
70	0733744		Driveline for PTO/Transfer Case or No Pump Installation - Commercial	1
71	0773640		Driveline Pre-Approved, Freightliner M2-106 4x4, Wildland BX3	1
72	0773977		Steering, Power w/Tilt/Telescope Column, Commercial	1
73	0607536		Skid Plate and Brush Guard, For Fuel and DEF Tanks, Commercial Chassis	1
74	0761934		Chassis Air Line Protection, Fire Wrap Lagging, Wildland	1
75	0751213		Winch, Warn, 15000 lb. Fixed, Front, Synthetic Rope, Polished Fairlead, BX3	1
			Stay arm, Tray Cover - a) Mech Stay Arm	
76	0751239		Bumper Extension, 19", Steel Painted, Chicago Style, Commercial Chassis, BX3	1
77	0751237		Tray, (1) Hose Left Side of 19" Bumper, Wildland BX3	1
			Grating, Bumper extension - Grating, Rubber	
			Capacity, Bumper Tray - 06) 75' of 1.50"	
78	0766331		Cover, Aluminum Treadplate, One (1) D-Ring Latch, Hose Tray, Notched, BX3	1
			Stay arm, Tray Cover - a) Mech Stay Arm	
79	0751236		Tray, (1) Hose Right Side of 19" Bumper, Wildland BX3	1
			Grating, Bumper extension - Grating, Rubber	
			Capacity, Bumper Tray - 06) 75' of 1.50"	
80	0766332		Cover, Aluminum Treadplate, One (1) D-Ring Latch, Hose Tray, Notched, BX3	1
			Stay arm, Tray Cover - a) Mech Stay Arm	
81	0002283		Tow Hooks, Painted	1
82	0012300		Bracket, License Plate, Frt Bumper Non-Illuminated	1
83	0767590		Cab, 4-door, Crew Cab High-Roof, Freightliner, M2-106, Wildland BX3	1
84	0769892		Cab Interior, Gray, w/Convenience Package, 4-Door Crew Cab, Freightliner	1
85	0668972		Grille, Chromed Plastic, w/Exterior Appearance Pkg, Freightliner	1
86	0548159		Mirrors, West Coast, 8"Convex, Heated, Remote, Bright, PS Aux, Freightliner	1
87	0616224		Steps, Cab, as Supplied by Freightliner (Stainless Steel)	1
88	0767312		Compartment, Tool/Brass, Under LH Crew Cab, Max Size, BX3	1
89	0767309		Compartment, Tool, Under RH Crew Cab, Wildland BX3	1
90	0637488		Lights, Cab & Crw Cab Accs Stps, LED, 4 Door Cab, BX Product	1
91	0070598		Daytime Running Lts, Commercial	1
92	0689675		DELETE Rear Cab Window, Freightliner M2-106/112/114SD	1
93	0773943		Air Conditioning, Commercial	1
94	0759495		Ember Screen, for AC Filter, Air Intake, Pierce Provided, Commercial Chassis	1
95	0005940		Lights, Engine Comp, (2) Commercial Chassis	1
96	0731748		Console, 4-Door, Switches, Radio and Storage, BX3	1
			Console, Configuration - Without Door/Cover	
			Console, Controls - Aux Pump Control - Right Side	
			Console, Features - Without Turret Joy Stick	

Line	Option	Type	Option Description	Qty
97	0726766		Side Roll Protection, Freightliner	1
98	0767593		Seating Capacity, Cab, 4-Door, Wildland BX3	5
			Qty, - 05	
99	0726345		Seats,Cab,Air Driver/Passenger,Pierce PSV, Non-SCBA,Inboard Armrest,Freightliner	1
			Covering, Seat Material, Commercial - Vinyl	
100	0726342		Seats, Forward Facing C/C, (3) Pierce PSV, HI-Back, Safety	1
			Covering, Seat Material, Commercial - Vinyl	
101	0597773		Seat Belt Web Length, NFPA Compliant, Commercial Chassis	1
102	0581771		Seat Belts, Orange, Commercial Chassis	1
103	0547549		Helmet Storage, Not Required, NFPA 1906 Apparatus	1
104	0767583		Portable Hand Light, Not Required, NFPA 1906 2016 Apparatus	1
105	0584358		Cab Instrumentation, Commercial Chassis	1
106	0767575		Panel, Emergency Switch, on Console, BX3	1
107	0641093		Light, Do not move apparatus, Commercial, BX Program	1
			Alarm, Do Not Move Truck - No Alarm	
108	0005926		Light, Open Door - Commercial Std	1
109	0072620		Wiper control, intermittent feature Commercial	1
110	0759671		Wiring,Spare,4.8 A 12V DC,USB Termination Blue Sea 1045, on Rear of Console, BX3	2
			Qty, - 02	
			12vdc power from - Battery direct	
111	0762221		Auxiliary Power Outlet (12V) and USB Port, Commercial Chassis	1
112	0637217		Radio, AM/FM/Weather Band, Bluetooth, USB/ Aux Input, J1939,Freightliner	1
113	0622928		Not Available, Vehicle Information Center, Multiplex System, Commercial Chassis	1
114	0734854		Collision Mitigation, Not Requested	1
115	0606231		Not Required, Vehicle Data Recorder and Seat Belt Monitor, Export/ULC	1
116	0763435		Two-Way Radio Accommodation Package - Wildland/BX3	1
117	0696434		Antenna Mount, Commercial Chassis, Cable Routed to Console	2
			Qty, - 02	
118	0622749		Weldon V-MUX, Electrical System, Freightliner Chassis, BX-Product	1
119	0773471		Electrical System, Freightliner M2-106, BX3 Wildland	1
120	0768646		Single Start, (3) Batteries, 2250-2280 CCA, Freightliner M2-106, Wildland BX3	1
121	0756893		Battery Relocation by Pierce, FLR M2-106, 4-Door Cab, 4x4, BX3/BLM	1
122	0897716		Battery Location, Top of Crew Cab Step Compartment, Left Side	1
123	0072685		Selector, Single Start Battery, Commercial Chassis	1
124	0767195		Charger, Sngl Sys, Kussmaul, 1200, 091-187-12-Remote, 40 Amp, BX3, BX	1
125	0764272		Location, Charger, in Cab Behind Crew Cab Seat, BX3	1
126	0642406		Location, Bat Chrg Ind, Driver's Crew Step Area	1
127	0767064		Shoreline, 20A 120V, Kussmaul Auto Eject, for Battery Charger, BX3	1
			Color, Kussmaul Cover - d) yellow	
			Qty, Shoreline - 1	
128	0767063		Shoreline Location, BX3	1
			Location, Shoreline(s) - DS Step Pkg Comm Crew	
129	0621234		Alternator, 300 amp, Delco, 40SI, FLR	1
130	0634181		Load Manager, Inc w/MUX Electrical System , BX Program	1
131	0773739		Cab Lighting, LED Marker Lights, Commercial	1
132	0669538		Lights, Clearance/Marker/ID, Rear, P25 LED 7Lts, Pumper/Tanker/PUC	1
133	0619776		Lights, Tail, Truck-Lite 4.00" Round Grommet Mount, LED Lights, Wildland BX3	1
134	0689409		Lights, Backup, Truck-Lite Model 44350C, LED, Grommet Mount	1
135	0664481		Bracket, License Plate & Light, P25 LED	1
136	0589905		Alarm, Back-up Warning, PRECO 1040	1
137	0767028		Lights, Perimeter Cab, Amdor AY-LB-12HW012 LED 4Dr, NFPA 1906 BX3	1
138	0769559		Lights, Perimeter Pump House, Amdor AY-LB-12HW012 LED 2lts	1
139	0766637		Lights, Perimeter Body, Amdor AY-LB-12HW012 LED 2lts, Rear Step, BX3	1
			Control, Perimeter Lts - DS Switch Panel and Parking Brake Applied	
140	0764260		Lights, Step, LED, BX3, Prk Brk	1
			Control, Scene Lts - Park Brake	
141	0759407		Light, Wln, 12V PCPSM2C Pioneer LED Fld/Spt, Surface Mnt 1st, RIGHT Side, BX3	1
			Qty, - 01	
			Switch, Lt Control 1 DC,1 - a) DS Switch Panel	
			Switch, Lt Control 2 DC,2 - DS Pump Panel	

Line	Option	Type	Option Description	Qty
141			Color, Win Lt Housing - Chrome Flange	
142	0764940	Light, Win, 12V PCPSM2C Pioneer LED Fld/Spt, Surface Mnt 1st, LEFT Side, BX3	Qty, - 01	1
			Switch, Lt Control 1 DC,1 - a) DS Switch Panel	
			Switch, Lt Control 2 DC,2 - DS Pump Panel	
			Color, Win Lt Housing - Chrome Flange	
			Location, 12/24 Volt Lights - DS Body, Forward, 1lt	
143	0772726	Light, Visor, Win, 12V PCH2* Pioneer LED Fld/Spt, Brow Mt, Commercial, BX	Switch, Lt Control 1 DC,1 - a) DS Switch Panel	1
			Switch, Lt Control 2 DC,2 - e) No Control	
			Color, Win Lt Housing - White Paint	
144	0603539	Not Required, Deck Lights, Rear, 1906 Wildland or Other Hose Bed & Rear Lighting		1
145	0766626	Lights, Hose Bed, Cover, Dual LED Light Strips, BX3		1
			Control, Hose Bed Lts - Auto Cover Sw	
146	0763429	Lights, Walk Surf, Additional Not Req'd, Hose Bed Light Adequate, BX3		1
147	0804230	WILDLAND BX3, Type 3, NFPA 1906		1
148	0773467	Water Tank, Poly, 500 Gallon, Wildland BX3		1
149	0003405	Overflow, 4.00" Water Tank, Poly		1
150	0766960	Foam Tank, Separate, Required		1
151	0553725	Restraint, Water Tank, Heavy Duty, Special Type Tank, 4x4, or Export		1
152	0768625	Tank Fill, Direct, Rear, 2.50", Wildland		1
			Qty, - 01	
			Location, driver's/passenger's/center - Centered	
			Adapter, Elbow - PLUG	
153	0773432	Hose Bed, Wildland BX3		1
154	0762116	Hose Bed Capacity, 500' of 2.50" Hose, Wildland BX3		1
155	0073494	Not Required, Divider, Hose Bed		1
156	0751228	Covers, Hose Bed, Alum Treadplate, 4-Section, Wildland BX3		1
157	0761425	Flap, Rear of Alum Hose Bed Cover, Two Piece, Vinyl, w/Seat Belt Buckles, BX3		1
			Color, Vinyl Cover - c) black	
158	0768124	Top of Truck Gear and Equipment Storage, BX3		1
159	0768331	Running Boards, Wildland BX3		1
160	0766413	Tailboard, w/Hinged Drop-Down Step, Wildland BX3		1
161	0607673	Wall, Rear, Aluminum Treadplate, Wildland BX3		1
162	0766412	Tow Eyes, 1906 Wildland BX3/BLM		1
163	0773465	Construction, Compartment, Stainless Steel, Wildland BX3		1
164	0773598	LS, Flush Style Door, Full-Depth, Wildland BX3		1
165	0773597	RS, Flush Style Door, Full Depth, w/Ladder Storage, Wildland BX3		1
166	0768326	Doors, ALUMINUM, FLUSH STYLE w/"D" Handle - Side Compartments, Wildland BX3		1
			Scuffplate, Material/Finish - S/S, Brushed	
			Location, Compartment, Predefined - B1, LS1, LS2, RS1, RS2 and RS3	
			FX3 Body Door Scuffplates - Inside	
167	0615834	Rear Compt, Flush Style Door, Wildland BX3		1
168	0626754	Doors, ALUMINUM, FLUSH STYLE w/"D" Handle - Rear Compartment, Wildland BX3		1
169	0597111	Not Required, Pull Strap		1
170	0738852	Keyed Locks for Latches, Key Style 1250, Body Compts, Wildland BX3		1
171	0766933	Lights, Body Compt, Pierce LED, Dual Lt Strips, Each Side of Door, BX3		6
			Qty, - 06	
			Location, Compartment Lights - R1, LS1, LS2, RS1, RS2 and RS3	
172	0768324	Shelf Tracks, Unpainted, Wildland BX3		5
			Qty, Shelf Track - 05	
			Location, Shelf Track - LS1, LS2, RS1, RS2 and B1	
173	0766575	Shelves,Adjustable,500 lb Capacity,Full Width/Depth,Brushed Alum,Wildland BX3,BX		5
			Qty, Shelf - 05	
			Location, Shelves/Trays, Predefined - RS1-Centered, RS2-Centered, LS1-Centered, LS2-Centered and B1-Centered	
174	0004015	Trim, Alum Treadplate on Lower Body		1
175	0739426	Fender Crowns, Rear, Rubber, w/Removable Liner, BX3		1
			Material Finish, Fender Liner - Painted - Program Truck	
176	0766681	Hose, Hard Suction, Provided by Fire Department, NFPA 1906 2016, Wildland		1

Line	Option	Type	Option Description	Qty
177	0527021		Handrails Located @ Front Body	1
178	0531152		Handrails, Rear Bulkhead, Wildland	1
179	0758878		Handrail, Rear, Above Hose Bed, BX3	1
180	0044229		No Extension Ladder Req'd	1
181	0074231		No Roof Ladder Req'd	1
182	0773396		Ladders, Encl'd Complete, in RS Body, w/Pike Poles, Wildland BX3	1
183	0074248		Not Required, Folding Ladder	1
184	0766277		I Zone Bracket, Pair, Located Outboard, Wildland Style	1
185	0768315		Steps,(4) Cast Products,Model SP2011-1/(2) Model SP2016-1,Rear Body,Wildland BX3	1
186	0762015		Step Access to Running Boards, w/4x4 Chassis, Wildland BX3	1
187	0766970		Auxiliary Pump, Hydraulic Drive (Price Only)	1
188	0766267		Pump,Auxiliary, Darley,1.5AGH,Hyd PTO Drive,150 GPM, 2016 NFPA 1906,Wildland BX3	1
189	0626923		Installation Location, Aux Pump, Inside Pump house Area	1
190	0788341		Not Required, Fuel Supply, (Hydraulic Drive Pump)	1
191	0626844		Not Required, Exhaust Routing, Aux Pump	1
192	0787477		Discharge Connections, Aux Pump, Standard, w/Foam System	1
			Discharge, Outlet Locations - Foam Discharges	
193	0786060		Tank to Pump Line, Hyd Aux Pump, 2.00", Separate Tank to Pump Line	1
194	0802862	SP	Not Required, Primer for Aux Pump, Gravity Prime	1
195	0766930		Controls, Hydraulic Aux Pump, Pierce, Dual,in Cab and at Pump Panel,Wildland BX3	1
196	0626933		Line, Recirculating, Aux Pump, 499gpm and less, 0.375", Automatic	1
197	0766268		Engineering Review of Aux Pump System Not Req'd - Wildland BX3	1
198	0773415		Pump House, Side Control, 28", Wildland BX3	1
199	0769817		Pump, Darley, LSP, 1000 GPM, Single Stage, PTO Drive, Wildland BX3	1
200	0007153		Seal, Mechanical, Darley, Silicon Carbide	1
201	0014633		Trans, Pump, Darley, PTO, 3 Gear	1
202	0603731		Pumping Mode, Stationary and Pump in Motion (Pressure Gauge in Cab Included)	1
203	0535276		Pump Shift, PTO Pump	1
204	0581602		Transmission Lock-up, Not Req'd, PTO Pump	1
205	0004547		Auxiliary Cooling System	1
206	0014486		Not Required, Transfer Valve, Single Stage Pump	1
207	0746511		Valve, Relief Intake, TFT	1
			Pressure Setting - 125 psig	
208	0794959		Controller, Pressure, Pierce, Pump Boss, PBA300	1
209	0613850		Primer, Watrous, VPO Motor, (1) VAP Valve, (2) Push Button Controls, PTO Pump	1
210	0506633		Plate, Test, Main Pump	1
211	0694360		Pump Drain, Trident Multi-Port, IPO Std Pump Drain	1
212	0517155		Line, 0.375" Recirculating w/Check Valve, Automatic, NFPA 1906, Wildland	1
213	0759034		Outlet, Back Pack Pump Filler, Gravity Fed From Tank, BX3	1
214	0780364		Manuals, Pump, (2) Total, Electronic Copies	1
215	0802487		Plumbing, Stainless Steel and Hose, Single Stage Pump, PMFD	1
216	0775901		Plumbing and Manifolds, Stainless Steel, w/Foam System	1
217	0762334		Inlet, 5.00" - 1000 GPM Pump, Left Side Only, BX3	1
218	0017541		Cap, Main Pump Inlet, Rocker Lug, NST, VLH	1
219	0084610		Valves, Akron 8000 series- All	1
220	0766918		Valve, Inlet(s) Recess Behind Panel, Wildland BX3	1
221	0004700		Control, Inlet, at Valve	1
222	0505201		Inlet, Left Side, 2.50", Wildland	1
223	0763478		Inlet, Right Side, 2.50", Auxiliary Inlet, Wildland BX3, BX	1
224	0505132		Anode, Zinc, Pair, Pump, One (1) on Inlet Side & One (1) on Discharge Side	1
225	0723049		Valve, .75" Bleeder, Aux. Side Inlet, "T" Swing Handle	1
226	0520031		Tank to Pump,(1) 3.0" Valve,4.0" Plumbing,In/Open-Out/Closed, Wildland/BX3	1
227	0006764		Tank ReFill, 2.0"	1
228	0021138		Control, Outlets, At Valve, NFPA 1906 Wildland	1
229	0768275		Outlet, Left Side, 2.50", w/1000 GPM Pump, Wildland	1
			Qty, Discharges - 01	
230	0015027		Not Required, Elbow, Left Side Outlets	1
231	0759639		Outlet, Left Side, 2.50" w/2" Plumbing, Adjacent to Deadlay, Wildland BX3	1
			Qty, Discharges - 01	

Line	Option	Type	Option Description	Qty
232	0035094		Not Required, Elbow, Left Side Outlets, Additional	1
233	0024302		Not Required, Outlet, Right Side, Wildland	1
234	0065478		Not Required, Elbow, Right Side Outlets	1
235	0759637		Outlet, Right Side, 2.50" w/2" Plumbing, Adjacent to Deadlay, Wildland BX3	1
			Qty, Discharges - 01	
236	0089584		Not Required, Elbow, Right Side Outlets, Additional	1
237	0773401		Outlets,(2),Front1.5"w/2" Plumbing, Valves at Outlet,LS-RS,1906 Wildland BX3	1
			Location, Outlet - c) one (1) each side	
			Fitting, Outlet - 1.50" NPSH thread	
			Drain, Front Outlet - Parker	
238	0505191		Outlet, Rear, 1.50", w/2" Plumbing, Valve at Outlet, Wildland BX3	1
			Qty, Discharges - 01	
			Location, Outlet - d) center	
239	0045099		Not Required, Elbow, Rear Outlets	1
240	0766836		Outlet, Rear, 2.50", Wildland BX3	1
			Qty, Discharges - 01	
			Location, Outlet - d) center	
241	0655198		Not Required, Elbow, Rear Outlets, 2.50", Additional	1
242	0752097		Caps/Plugs for 1.00" to 3.00" Discharges/Inlets, Chain	1
243	0002604		Valve, Bleeders, Individual Not Req'd	1
244	0773410		Deadlay (1), No Plumbing, Low Mount, 200' of 1.75" Capacity, Divided, BX3	1
			Qty, Deadlays - 1	
245	0766784		Hose Restraint,Treadplate Top, Vinyl Sides, Wildland BX3	1
			Color, Vinyl Cover - a) red	
			Restraint Location - Front (towards front of truck)	
246	0766783		NPSH Reel, Booster, LS, 2/3 H.P. Motor, Over Pump, Wildland BX3	1
			Finish, Reel - Painted Gray	
247	0005280		Switches, Reel Rewind - (1) Each Pump Panel	1
248	0018394		Hose, Booster - 150' of 1.00"/800 PSI, 1" NPSH Coupling	1
249	0017858		Capacity, Hose Reel 150' of 1"	1
250	0007428		Nozzle for Booster Reel Not Req'd	1
251	0773416		Foam Sys, Husky 3, Single Agent, Hydraulic Drive, BX3	1
252	0012126		Not Required, CAF Compressor	1
253	0628070		Refill, Foam Tank, Integral, Husky 3, BX	1
254	0578417		Control, Husky 3, Switch and Indicator Light in Cab	1
255	0031896		Demonstration, Foam System, Dealer Provided	1
256	0768342		Foam Tank, Separate 20 Gallon, BX3	1
			Type of Foam - Class "A"	
257	0628071		Drain, 1.00", Foam Tank #1, Foam System, Quarter Turn, BX	1
258	0738072		Approval Dwg, Pump Panel(s), Not Required	1
259	0035570		Pump Panel Configuration, No Match Required	1
260	0762017		Material, Pump Panels, Brushed Stainless, 1906 Wildland BX3	1
261	0766517		Pump Access - Wildland BX3	1
262	0071130		Light, Pump Compl, PMFD	1
263	0586382		Gauges, Engine, Included With Pressure Controller	1
264	0005601		Throttle, Engine, Incl'd w/Press Controller	1
265	0739224		Indicator Light @ Pump Panel, Throttle Ready, Incl w/Pressure Gov/Throttle,Green	1
266	0745568		Indicator Light, Pump Panel, Ok To Pump, Green	1
267	0767294		Hourmeter, Pump/PTO, Wildland BX3, BX	1
268	0511078		Gauges, 4.00" Master, Class 1, 30"-0-600psi	1
269	0768295		No Discharge Pressure Gauges Required, NFPA 1906 Wildland	1
270	0766488		Gauge,Water and Foam Level,Master w/Minl in Cab, Wildland BX3/BLM	1
271	0668618		Not Required, Foam Level Gauge Included With Dual Water & Foam Gauge	1
272	0723261		Lighting, Pump Operator Control Panel Illumination, BX3	1
273	0773413		Light, Over PS Pump Panel, P25 LED, Wildland BX3	1
			Qty, - 1	
274	0751223		Compartment,Tool/Equipment,Right Side Pump Module,Angled Door Opening,BX3	1
275	0766263		Siren, Wln 295SLSA1, 100 or 200 Watt, Wildland BX3	1
276	0637494		Location, Electronic Siren, BX Product	1
277	0076157		Control, Elec Siren, Horn Ring	1
278	0766262		Speaker, (1) Wln, SA315P, 100 watt, Wildland BX3	1
			Qty, Speakers - 1	

Line	Option	Type	Option Description	Qty
278			Connection, Speaker - siren head	
279	0763428		Location, Speaker, Frt Bumper, Recessed, Far Left Side on Angled Corner	1
280	0606714		Lightbar, Wln, Freedom IV-Q, 60", RR_R_W___W_R_RR	1
281	0766470		Filter, Whl Freedom Ltbrs - No Filters	
			Lights, Front Zone, Wln M6** LED, Clear Lens, Wildland BX3	1
			Flange Kit - w/with flange	
			Color, Lens, LED's - c)clear	
			Color, Lt DS Front - Red	
			Color, Lt PS Front - Red	
282	0020909		ABS SYSTEMS, Commercial	1
283	0766458		Lights, Side Zone Lower, Wln M6*C LED, Clear Lens 2pr, BX3	1
			Location, Lights Front Side - b)each side bumper	
			Color, Lt Side Front - Red	
			Color, Lt Side Rear - Red	
			Location, Lights Rear Side - Rear Corners of Body	
284	0753267		Lights, Rear Zn Lwr, Wln M6*C, Clear Lens,(Use for 4" Round Tall Lights) BX3	1
			Color, Lt DS Rear - r) DS Rear Lt Red	
			Color, Lt PS Rear - r) PS Rear Lt Red	
285	0766447		Lights, Rear/Side Up Zone, Wln M6*C LED, Clear Lens 4lts, Wildland BX3	1
			Color, Lt, Side Rear Upper DS - Side Rear Upper Red	
			Color, Lt, Side Rear Upper PS - Side Rear Upper Red	
			Color, Lt, Rear Upper DS - r) DS Rear Upper Red	
			Color, Lt, Rear Upper PS - r) PS Upper Rear Red	
286	0006551		Not Required, Lights, Rear Upper Zone Blocking	1
287	0007150		Bag of Nuts and Bolts	1
			Qty, Bag Nuts and Bolts - 1	
288	0519913		Not Required, Soft Suction Hose	1
289	0766676		Strainer, Provided by Fire Department, Wildland NFPA 1906 2016 Classification	1
290	0766686		Extinguisher, Dry Chemical, Wildland NFPA 1906 2016, Provided by Fire Department	1
291	0766685		Extinguisher, 2.5 Gal, Not Required, NFPA 1906 2016 Wildland Apparatus	1
292	0607712		Paint Process / Environmental Requirements, PMFD	1
293	0583882		Paint, 90 Red, Commercial Grade Chassis Finish, PMFD Commercial Chassis	1
			Paint Color, Commercial, Std - #90 Candy Apple Red	
294	0586561		Chassis Cab Paint, #90 Red, by Chassis Manufacturer, Standard	1
			Paint Color, Commercial, Std - #90 Candy Apple Red	
295	0583915		No Two-Tone Paint Req'd	1
296	0582663		Paint, Chassis Frame Assy, Black, by Commerical Chassis Manufacturer	1
297	0651188		Paint, Wheels, By Chassis Manufacturer, Single Rear Axle, Commercial	1
298	0651181		Wheels, Silver Accent Stripe on Outer Edge, Single Axle	1
299	0037234		Compartment, Unpainted	1
300	0544087		Reflective Band, 6"	1
			Color, Reflect Band - A - a) white	
301	0007357		Reflective on Front Bumper	1
302	0766414		Stripe, Chevron, Rear, Reflexite, Wildland BX3	1
			Color, Reflexite Band - B - L2 Fluorescent Lime	
303	0065785		Stripe, Reflective, Cab Drs Interior, Commercial Cabs, 4dr	1
			Color, Reflective - a) white	
304	0027286		Not Required, Lettering Specs	1
305	0007472		[Lettering not Requested]	1
306	0766245		Manual, Fire Apparatus Parts, USB, Body Parts Only, Commercial Product	1
307	0766243		Manual on USB Flash Drive, Service, Commercial	1
308	0002902		Manual, Commercial Chassis Operation	1
309	0080008		Warranty, Basic, 1 Year, Apparatus, Commercial Chassis, WA0008	1
310	0681678		Warranty, Basic Vehicle, 3 yrs or 100,000 Miles, Freightliner	1
311	0595282		Warranty, Cab Paint, As Provided By Chassis Manufacturer, Commercial	1
312	0647720		Warranty, Pierce LED Strip Lights, WA0203	1
313	0021516		Warranty, 5-Year EVS Transmission, Standard Comm, WA0187	1
314	0688798		Warranty, Water Tank, Lifetime, UPF, Poly Tank, WA0195	1
315	0596025		Warranty, Structure, 10 Year, Body, WA0009	1
316	0690936		Warranty, Roll up Doors, Not Required	1
317	0582368		Warranty, Pump, Darley, 6 Year Parts, 3 Year Labor, WA0179	1
318	0648675		Warranty, 10 Year S/S Pumbing, WA0035	1

Line	Option	Type	Option Description	Qty
319	0657990		Warranty, Foam System, Husky 3, WA0231	1
320	0595820		Warranty, Paint, 10 Year, Body, Pro-Rate, WA0057	1
321	0593921		Not Required, Warranty, No Lettering	1
322	0544897		Certification, Cab Integrity, Freightliner, CD0022	1
323	0545073		Amp Draw Report, NFPA Current Edition	1
324	0002758		Amp Draw, NFPA/ULC Radio Allowance	1
325	0000017		FLORIDA DIVISION BODY	1
326	0000015		FLORIDA DIVISION COMMERCIAL CHASSIS	1
327	0004713		ENGINE, OTHER	1
328	0046395		EVS 3000 Series TRANSMISSION	1
329	0018574		DARLEY PUMP	1
330	0028048		FOAM SYSTEM	1
331	0020006		SIDE CONTROL	1
332	0020007		AKRON VALVES	1
333	0658751		PUMPER BASE	1



Fire Department

ITEM 4.4

Mark Ingram
Fire Chief
512-756-2662
mingram@cityofburnet.com

Action

Meeting Date: January 10, 2023

Agenda Item: Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS APPROVING THE PURCHASE OF 2022 PIERCE FREIGHTLINER FX3 PUMPER TRUCK FROM SIDDONS-MARTIN FOR THE BURNET FIRE DEPARTMENT. M. Ingram

Background: Council has been briefed on the continued decline of Engine 3 and the need to replace the vehicle that has not been able to be repaired since late summer. City Council authorized staff to proceed with procurement of a new pumper truck for the Fire Department. As directed by Council at the December 12th City Council meeting, the Fire Department requested funding assistance from the Burnet County Emergency Services District No. 7(ESD#7).

Information: The Burnet County ESD# 7. Agreed to a Cost Sharing Interlocal Agreement in the amount of \$130,000.00 to assist in the funding of the acquisition of a replacement pumper truck from Siddons Martin by the City for the provision of emergency services in both the City and the extra territorial jurisdiction of the City.

The pumper truck purchase price with the required equipment add on is estimated to be Five Hundred and Eighty Thousand Dollars (\$580,000.00) with ESD #7 providing One Hundred Thirty Thousand Dollars (\$130,000) to the purchase price.

Fiscal Impact: The purchase of the Pumper truck is not a budgeted item in the 2022-2023 Fiscal Year Budget. Funding for the City portion will be from the Capital Equipment Reserve account requiring a budget amendment.

Recommendation: Approve Resolution No. R2023-03 as presented.

RESOLUTION NO. R2022-03

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING THE PURCHASE OF 2022 PIERCE FREIGHTLINER FX3 PUMPER TRUCK FROM SIDDONS-MARTIN FOR THE BURNET FIRE DEPARTMENT

Whereas, the City Council of the City of Burnet (the "City Council") approved Resolution R2022-52 authorizing the use of Capital Equipment Reserve Funds to finance the unbudgeted purchase of a 2022 Pierce Freightliner FX3 Pumper truck Burnet Fire Department on June 14, 2022; and

Whereas, the City Council approved and authorized the Fire Department to move forward with the purchase of the Pumper Truck and to secure a Cost Sharing Interlocal Agreement with Emergency Services District (ESD #7) to assist with funding of the purchase of the pumper truck at the December 13, 2022 Regular City Council Meeting; and

Whereas, at the January 10, 2022, regular session, the City Council approved and executed a Cost Sharing Interlocal Agreement with the ESD #7 in the amount of \$130,000.00 in funding by Resolution R2022-01; and

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 of the City of Burnet, Texas (the "City Council") and made a part hereof for all purposes as findings of fact.

Section 2. Proceedings. The City Council does hereby approve the use of restricted capital equipment reserves in an amount not to exceed \$580,000 for the purchase of a new 2022 Pierce Freightliner FX3 Pumper Truck to replace Engine #3 for the City of Burnet Fire Department.

Section 3. Authorization. The City Council does hereby authorize the City Manager and the Finance Director to take such actions reasonably necessary to facilitate the purpose of this Resolution. This authorization is contingent upon ESD#7's approval of the Cost Sharing Interlocal Agreement for the purchase of said fire engine.

Section 4. 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 10th day of January, 2023.

CITY OF BURNET, TEXAS

ATTEST:

Crista Goble Bromley, Mayor

Kelly Dix, City Secretary



Administration

ITEM 4.5

Adrienne Feild
Admin Services/Airport
Manager
512.715.3214
afeild@cityofburnet.com

Action

Meeting Date: January 10, 2023

Agenda Item: Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS APPROVING THE LETTER OF INTENT TO GROUND LEASE PROPERTY AT THE BURNET MUNICIPAL AIRPORT. A. Feild

Background: By resolution no. R2022-71 City Council approved first amendment to letter of intent with Airy Mount Properties, LLC., to ground lease a 1.14 +/- acres located at the north end of the Burnet Municipal Airport runway; and 0.972 +/- acres located at the south end of the Burnet Municipal Airport runway. The purpose of the ground lease would be the construction and operation of airport hangars. The letter of intent dated September 27, 2022, expired on December 11, 2022. The first amendment has expired and the Airy Mount Properties, LLC has requested a new LOI to allow for continuation of lease negotiations and the bidding process for the project.

Information: This Resolution authorizes the mayor to execute a Letter of Intent for ground leases. The Letter of Intent provides the terms of the ground leases shall be at least 20 years but no more than 40 years. Moreover, the Letter of Intent provides that the City and Mr. Walters will negotiate in good faith other terms and conditions including a provision that at the improvements on the leased premises would become the property of the City at the expiration of the leases.

Should this resolution be approved, the City Manager would continue negotiations of the terms and conditions of the ground leases for presentation to Council for approval. Should the ground leases not be executed for whatever reason, during the term of the Letter of Intent, neither party shall have any further obligation to the other. The LOI expires on April 10, 2023.

Fiscal Impact: The fiscal impact will not be known unless and until Council approves Ground Leases.

Recommendation: Approve Resolution No. R2023-04 as presented.

RESOLUTION NO. R2023-04

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS APPROVING FIRST AMENDMENT TO LETTER OF INTENT TO GROUND LEASE PROPERTY AT THE BURNET MUNICIPAL AIRPORT.

Whereas, by Resolution no. R2022-71 City Council authorized first amendment to letter of intent with Airy Mount Properties, LLC., to negotiate ground leases for a 1.14 +/- acres located at the north end of the Burnet Municipal Airport runway; and 0.972 +/- acres located at the south end of the Burnet Municipal Airport runway; and

Whereas, the term of the First Amendment to the Letter of Intent expired on December 11, 2022; and

Whereas, City Council desires to accept a Letter of Intent with an expiration term of April 10, 2023; and

Whereas, the earnest funds of \$500 will carry forward; and

Whereas, it is City Council's intent the Letter of Intent is not assignable; and

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

Section one. Findings. That the recitals to this Resolution are incorporated herein for all purposes.

Section two. Approval. The Letter of Intent attached hereto are hereby approved.

Section three. Authorization. The Mayor is hereby authorized to execute instruments in substantial form as the attachment and execute such ancillary documents and takes such related actions reasonably necessary to facilitate the intent of this Resolution. The City Manager is authorized to extend the term an additional ninety days without further City Council action.

Section four. Open Meetings. It is hereby officially found and determined that the meeting at which this resolution was passed was open to the public and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

Section five. Effective Date. That this resolution shall take effect immediately upon its passage, and approval as prescribed by law.

PASSED AND APPROVED this the 10th day of January, 2023.

CITY OF BURNET, TEXAS

ATTEST:

Crista Goble Bromley, Mayor

Kelly Dix, City Secretary

**Airy Mount Properties, LLC
PO Box 1669
Burnet, Texas 78611**

Wednesday, January 10, 2023

Crista Goble Bromley, Mayor
City of Burnet Texas
1001 Buchanan Drive, Suite 4
Burnet, Texas 78611

RE: LETTER OF INTENT

The Honorable Crista Goble Bromley Mayor, City of Burnet, Texas:

This letter will serve as a Letter of Intent ("LOI") for a ground lease of a parcel of land at the Burnet Municipal Airport by and between Airy Mount Properties, LLC, or assign ("Tenant") and the City of Burnet, Texas ("Landlord").

The following expresses our understanding with respect to the matters described herein, but, unless provided otherwise herein, it is expressly understood that this Letter of Intent does not constitute a complete statement of the terms of the ground lease.

1. **Term.** This LOI shall have a term of ninety days from the date of execution by the Mayor.
2. **Ground Lease.** During the Term, Landlord and Tenant shall negotiate in good faith the terms and conditions of a written ground lease on which Tenant shall authorized and required to construct an aircraft hangar or hangars.
 - a. Within Term, the parties hereto shall negotiate in good faith the terms and conditions of a ground lease for the Parcel described herein. The parties agree the term of such lease shall not less than twenty (20) years and not more than forty (40) years, and any structure constructed on the leased premises shall become the property of the City of Burnet at the expiration of the ground lease.
 - b. During the Term of this LOI, the parties shall negotiate in good faith the rentals and any other airport fees and other lease provisions that are mutually agreeable and typical of other ground leases at the Burnet Municipal Airport.
 - c. In the event that the parties cannot agree to such terms before the expiration of the Term, either party may terminate this LOI and in such case neither party shall have any further obligation to the other.
3. **Earnest Money.** Tenant shall pay to the City of Burnet a fully refundable earnest money fee of \$500.00 for the Landlord to hold the parcel for ninety (90) days or until the ground lease is executed, whichever first occurs.

4. **Parcel.** The Parcels subject to this LOI are as follows:

- a. 1.14 +/- acres located at the north end of the Burnet Municipal Airport runway.
- b. 0.972 +/- acres located at the north end of the Burnet Municipal Airport runway.

Note: The parcels have not been surveyed. However, location and dimension approximations are reflected on **Exhibit "A"** attached hereto.

- 5. **Environmental Study.** Landlord shall provide to Tenant a copy of any environmental study conducted at the Burnet Municipal Airport, in any exists.
- 6. **Broker's Commission.** Neither Landlord nor Tenant shall be represented by a broker for which a commission is paid based on the ground lease or otherwise.
- 7. **Landlord's Representations.** Landlord agrees as follows: (i) no other third party has any contractual or other rights related to the Parcel; (ii) Landlord shall not market the parcel for lease or sale to any other third party during the Due Diligence Period noted above; (iii) at the end of the Due Diligence Period this LOI may be extend in writing by the parties for an additional ninety (90) days or this LOI shall automatically expire.

Upon execution of this LOI, it shall be binding on the parties during the Term or the execution of the ground lease, whichever first occurs. Notwithstanding the forgoing, in the event the Term of this LOI expires without the execution of a ground lease neither party hereto shall have any liability arising under this LOI as to the other party. This LOI replaces the 2022 LOI, and first amendment thereto, between the parties and the earnest money given with that LOI shall serve as the earnest money referenced herein.

Sincerely,

Airy Mount Properties, LLC

By: Alushield Investments, LLC

By: A.B. Walters, Member Manager

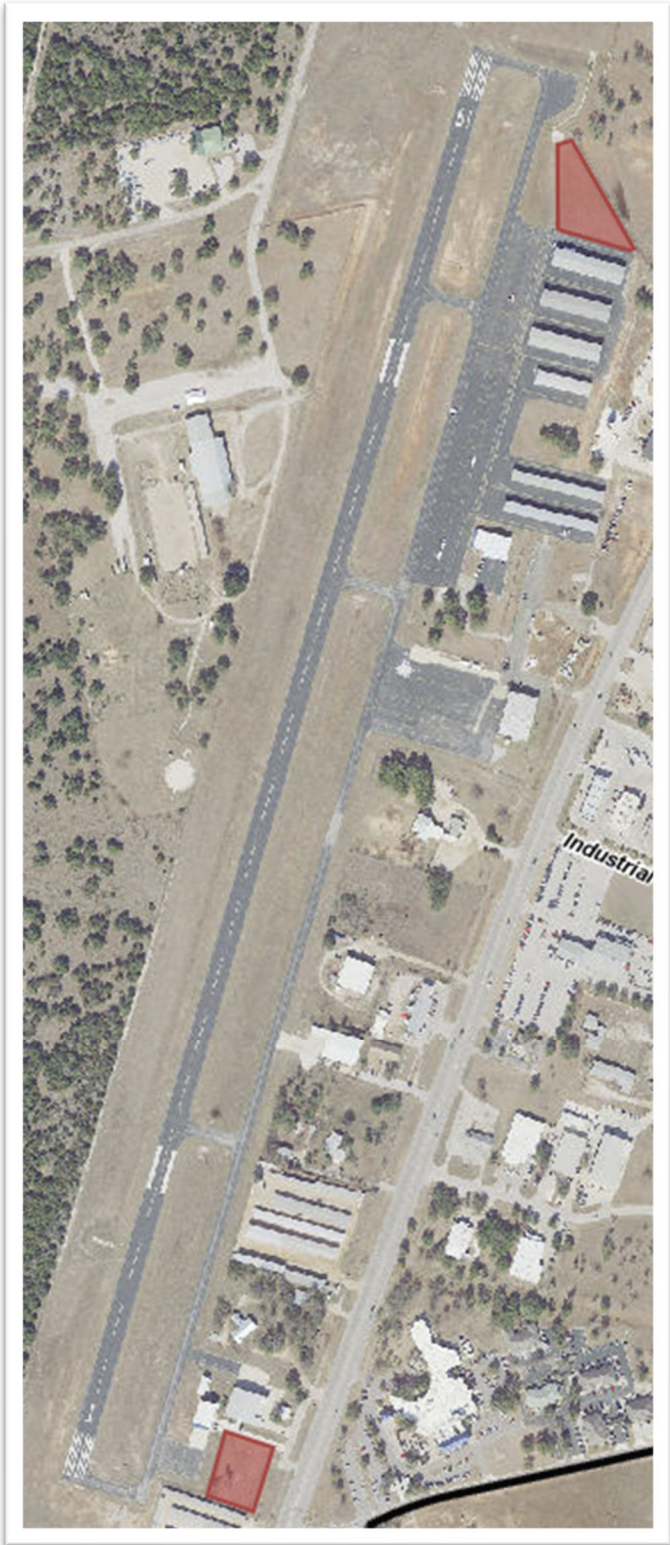
Accepted:

City of Burnet, Texas

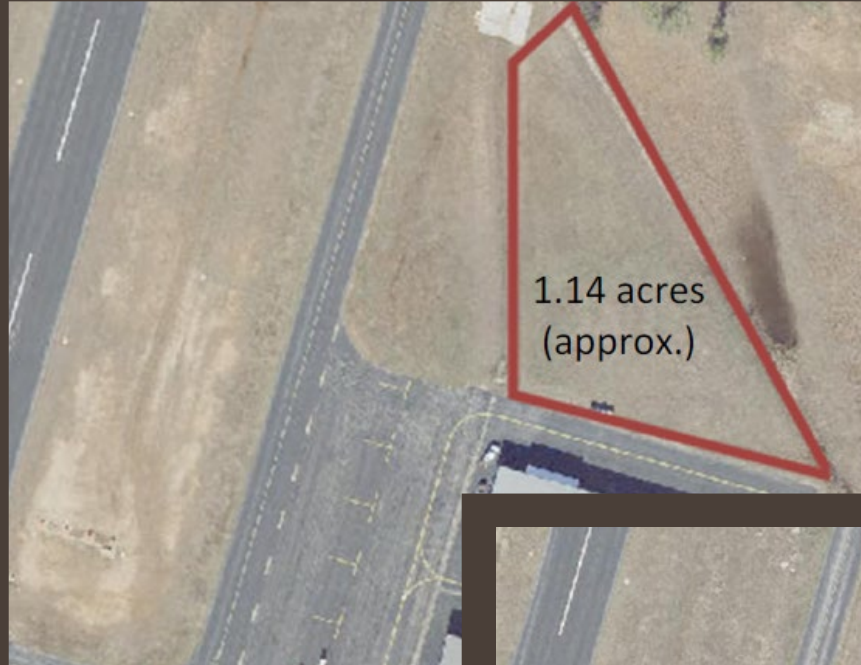
By: Crista Goble Bromley, Mayor

Date: January 10, 2023

Exhibit A



LETTER OF INTENT TO
GROUND LEASE PROPERTY
AT THE BURNET MUNICIPAL
AIRPORT



1.14 acres
(approx.)



.972 acres
(approx.)



Questions?



Police Department

ITEM 4.6

Brian Lee
Police Chief
(512)-756-6404
blee@cityofburnet.com

Action

Meeting Date: January 10, 2023

Agenda Item: Discuss and consider action: FIRST READING OF AN ORDINANCE ESTABLISHING CURFEWS FOR MINORS; PROVIDING DEFINITIONS; PROVIDING DEFENSES AND EXCEPTIONS; PROVIDING PENALTIES; AND PROVIDING OPEN MEETINGS, SEVERABILITY AND RELATED CLAUSES: B. Lee

Background: The City established curfew hours for minors within the city limits for the protection of such minors and the public health, safety and welfare of the community.

Information: The City currently imposes a curfew on juveniles within the city limits and as described in LGC §308.001-§308.008, any Municipality which adopts a juvenile curfew ordinance must review that ordinance before the third anniversary date of its adoption, and every third year thereafter. The next review of the ordinance will be in January 2026.

Fiscal Impact: None.

Recommendation: Approve the first reading of ordinance 2023-01 as presented.

ORDINANCE NO. 2023-01

AN ORDINANCE ESTABLISHING CURFEWS FOR MINORS; PROVIDING DEFINITIONS; PROVIDING DEFENSES AND EXCEPTIONS; PROVIDING PENALTIES; AND PROVIDING OPEN MEETINGS, SEVERABILITY AND RELATED CLAUSES.

WHEREAS, the City Council of the City of Burnet, Texas finds the establishment of reasonable curfew hours for minors to be necessary and reasonable for the protection of such minors and the public health, safety and welfare;

WHEREAS, the City currently imposes a curfew on juveniles within the city limits; and

WHEREAS, the City has conducted a public hearing on the need to continue the juvenile curfew ordinance; and

WHEREAS, the City has reviewed the effect of the juvenile ordinance; and

WHEREAS, the City finds that continuation of its juvenile curfew ordinance will promote the public welfare;"

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

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. Curfew. Division 2, entitled "Curfew", Sections 70-36 through 70-41 of the Code of Ordinances of the City of Burnet having expired is hereby reaffirmed and readopted to remain in the Code of Ordinances and shall read as follows:

Sec. 70-36. Short Title. This Division shall be known and may be cited as the "Curfew Hours for Minors Ordinance."

Sec. 70-37. Definitions.

For the purposes of this division the following terms, phrases, words and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular number, and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

Curfew hours means:

- (1) 11:00 p.m. on any Sunday, Monday, Tuesday, Wednesday or Thursday until 6:00 a.m. of the following day; and
- (2) 12:01 a.m. until 6:00 a.m. on any Friday or Saturday.

Emergency means an unforeseen combination of circumstances or the resulting state that calls for immediate action. The term includes, but is not limited to, a fire, a natural disaster, an automobile accident or any situation requiring immediate action to prevent serious bodily injury or loss of life.

Establishment means any privately-owned place of business operated for a profit to which the public is invited, including, but not limited to, any place of amusement or entertainment.

Guardian means:

- (1) A person who, under court order, is the guardian of a minor; or
- (2) A public or private agency with whom a minor has been placed by a court.

Minor means any person under 17 years of age.

Operator means any individual, firm, association, partnership or corporation, operating, managing or conducting any establishment. The term includes the members or partners of an association or partnership and the officers of a corporation.

Parent means a person who is:

- (1) A natural parent, adoptive parent or step-parent or another person; or
- (2) At least 18 years of age and authorized by a parent or guardian in writing to have the care and custody of a minor.

Public place means any place to which the public or a substantial group of the public has access and includes, but is not limited to, streets, highways and the common areas of schools, hospitals, apartment houses, office buildings, transport facilities and shops.

Remain means to:

- (1) Linger or stay; or

- (2) Fail to leave premises when requested to do so by a police officer or the owner, operator or other person in control of the premises.

Serious bodily injury means bodily injury that creates a substantial risk of death or that causes death, serious permanent disfigurement, or protracted loss or impairment of the function of any bodily member or organ.

Sec. 70-38. Curfew related offenses.

- (a) A minor commits an offense if he remains in any public place or on the premises of any establishment within the city during curfew hours.
- (b) A parent or guardian of a minor commits an offense if he knowingly permits, or by insufficient control allows, the minor to remain in any public place or on the premises of any establishment within the city during curfew hours.
- (c) The owner, operator or any employee of an establishment commits an offense if he knowingly allows a minor to remain upon the premises of the establishment during curfew hours.

Sec. 70-39. Exceptions and defenses.

- (a) It is a defense to prosecution under section 70-38 that the minor was:
 - (1) Accompanied by the minor's parent or guardian;
 - (2) On a lawful errand at the direction of the minor's parent or guardian, without any detour or stop;
 - (3) In a motor vehicle involved in interstate travel;
 - (4) Engaged in an employment activity, or going to or returning home from an employment activity, without any detour or stop;
 - (5) Involved in an emergency;
 - (6) On the sidewalk abutting the minor's residence of a next-door neighbor if the neighbor did not complain to the police department about the minor's presence;
 - (7) Attending an official school, religious or other recreational activity supervised by adults and sponsored by the city, a civic organization or another similar entity that takes responsibility

for the minor, or going to or returning home from, without any detour or stop, an official school, religious or other recreational activity supervised by adults and sponsored by the city, a civic organization; or another similar entity that takes responsibility for the minor;

- (8) Exercising First Amendment rights protected by the United States Constitution, such as the free exercise of religion, freedom of speech and the right of assembly; or
- (9) Married or had been married or had disabilities of minority removed in accordance with Chapter 31 of the Texas Family Code.

(b) It is a defense to prosecution under subsection 70-38(c) that the owner, operator or employee of an establishment promptly notified the police department that a minor was present on the premises of the establishment during curfew hours and refused to leave.

Sec. 70-40. Enforcement.

Before taking any enforcement action under this division, a police officer shall ask the apparent offender's age and reason for being in the public place. The officer shall not issue a citation or make an arrest under this division unless the officer reasonably believes that an offense has occurred and that, based on any response and other circumstances, no defense in section 70-39 is present.

Sec. 70-41. Penalties.

(a) A person who violates a provision of this section is guilty of a separate offense for each day or part of a day during which the violation is committed, continued or permitted. Each offense, upon conviction, is punishable by a fine not to exceed \$500.00.

(b) When required by V.T.C.A, Family Code § 51.08, as amended, the municipal court shall waive original jurisdiction over a minor who violates subsection 70-38(a) of this division and shall refer the minor to juvenile court.

Section 3. Conflicting Ordinances. All ordinances or parts of ordinances inconsistent with or in conflict with this ordinance are hereby amended and repealed to the extent of such inconsistency or conflict.

Section 4. Severability. If any provision of this ordinance or the application of any provision to any person or circumstance is held invalid, the invalidity shall not affect other provisions

or applications hereof which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

Section 5. 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 Meetings Act, Chapt. 551, Loc. Gov't. Code.

Section 6. Effective Date. This ordinance shall take effect immediately upon its adoption by the City Council and publication as required by the Local Government Code.

PASSED AND APPROVED on First Reading this 10th day of January, 2023.

FINALLY PASSED AND APPROVED on this the 24th day of January, 2023.

CITY OF BURNET, TEXAS

Crista Bromley , Mayor

ATTEST:

Kelly Dix, City Secretary



Engineering

ITEM 4.7

Eric Belaj
City Engineer
(512)-756-2402
ebelaj@cityofburnet.com

Action

Meeting Date: January 10, 2023

Agenda Item: Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING THE EXPENDITURE OF \$122,500 AND DIRECTING THE CITY MANAGER TO SIGN APPROPRIATE PAPERWORK, WITH THE STATE OF TEXAS, REPRESENTED BY THE TEXAS DEPARTMENT OF TRANSPORTATION, FOR THE AIRPORT PAVING PROJECT CSJ-2314BRNET: E. Belaj

Background: The City of Burnet and the Texas Department of Transportation (TxDOT) are partnering up to pave with fog seal the airport's runway and taxiways. This project is 90% funded by a planning grant from the federal government, and the City's match is 10%. TxDOT will require the 10% matching funds to be available before the project starts. This project is part of a group of 6 other similar projects that TxDOT is managing and requiring such resolutions to be in place prior to their Commission's meeting on February 23, 2023.

Information: This resolution authorizes a 10% matching funds along with authorizing the City Manager to sign an Advanced Funding Agreement (AFA) or Advanced Project Participation Agreement (APPA) with TxDOT. The AFA or APPA will be similar to the ones the City has signed in the past.

Fiscal Impact: The project's total cost is \$1,225,00; 90% of the project will be paid for by a federal planning grant, while the City's responsibility is 10% of the total cost. Staff is looking into a plausible option of using Non-Primary Entitlement Funds (NPE funds) as the 10% match. If allowed from TxDOT, this resolution would authorize the expenditure of those available NPE funds prior to using funds from the general ledger or fund balance.

Recommendation: Staff recommends approving Resolution R2023-05 as presented.

RESOLUTION NO. R2023-05

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING THE EXPENDITURE OF \$122,500 AND DIRECTING THE CITY MANAGER TO SIGN APPROPRIATE DOCUMENTS, WITH THE STATE OF TEXAS, REPRESENTED BY THE TEXAS DEPARTMENT OF TRANSPORTATION, FOR THE AIRPORT PAVING PROJECT CSJ-2314BRNET.

WHEREAS, City of Burnet intends to make certain improvements to Burnet Municipal Airport - Kate Craddock Field; and

WHEREAS, the general description of the project is described as: (add general description); and

WHEREAS, City of Burnet intends to request financial assistance from the Texas Department of Transportation for these improvements; and

WHEREAS, total project cost are estimated to be \$1,225,000, and the City of Burnet will be responsible for 10% of the total project costs currently estimated to be \$122,500; and

WHEREAS, City of Burnet names the Texas Department of Transportation as its agent for the purposes of applying for, receiving and disbursing all funds for these improvements, selecting the consultant, and for the administration of contracts necessary for the implementation of these improvements.

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

Section 1. Findings. That the recitals to this Resolution are incorporated herein for all purposes.

Section 2. Agreement/Funding Approval. That the City of Burnet has accessible the required matching funds and shall make such funds available upon the execution of the Agreement with TxDOT. That the City of Burnet accepts this project and the Federal funding through TxDOT as its acting agent.

Section 3. Authorization. That City of Burnet hereby directs the City Manager, to execute on behalf of City of Burnet, at the appropriate time, and with the appropriate authorizations of this governing body, all contracts and agreements with the State of Texas, represented by the Texas Department of Transportation, and such other parties as shall be necessary and appropriate for the implementation of the improvements to Burnet Municipal Airport - Kate Craddock Field.

Section 4. Open Meetings. It is hereby officially found and determined that the meeting at which this resolution was passed was open to the public and that public notice of the

time, place and purpose of said meeting was given as required by the Open Meetings Act, as modified by the governor's orders in response to the COVID-19 pandemic.

Section 5. Effective Date. That this resolution shall take effect immediately upon its passage, and approval as prescribed by law.

PASSED AND APPROVED this the 10th day of January 2023.

CITY OF BURNET, TEXAS

ATTEST:

Crista Goble Bromley, Mayor

Kelly Dix, City Secretary

DESIGNATION OF SPONSOR'S AUTHORIZED REPRESENTATIVE

I, _____, _____,
(Name) (Title)

with City of Burnet designates _____
(Name , Title)

as the City of Burnet authorized representative for the 2314BRNET project, who shall have the authority to make approvals and disapprovals as required on behalf of City of Burnet.

City of Burnet, Texas
(Sponsor)

By: _____

Title: _____

Date: _____

DESIGNATED REPRESENTATIVE

Mailing Address: _____

Physical/Overnight Address: _____

Telephone Number: _____

E-mail Address: _____

UEI: _____

CERTIFICATION OF PROJECT FUNDS

I, _____, _____,
(Name) (Title)

do certify that sufficient funds to meet the City of Burnet share of project costs as identified for the project and will be available in accordance with the schedule shown below:

SPONSOR FUNDS

<u>Source</u>	<u>Amount</u>	<u>Date Available</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

City of Burnet, Texas
(Sponsor)

By: _____

Title: _____

Date: _____



Police Department

ITEM 4.8

Brian Lee
Police Chief
(512)-756-6404
blee@cityofburnet.com

Action

Meeting Date:	January 10, 2023
Agenda Item:	Discuss and consider action: Authorizing the purchase of turning targets, three pop-up target systems, and a protective knee wall from ATS targets: B. Lee
Background:	The Burnet Police department has a firearms range that is used for training and qualifications. The range has served its purpose for many years but needs improvements and upgrading the target systems for more efficient training.
Information:	The Burnet Police Department received a generous donation that is being used to make range improvements. The extent of the improvements will require more funding to achieve the desired outcome on the range. The range improvements will enable officers to train with turning and pop-up targets simulating more real-life scenarios incorporating more decision-making during firearms training. Burnet Police currently meets the state requirements for firearms training but desires to go beyond the minimum requirements and this system and the improvements will accommodate the higher-level training. The range improvements include concrete surfacing of the shooting area as well as the target systems.
Fiscal Impact:	The fiscal impact would be \$65,000 to finish the purchase of the system and upgrades and installation. We anticipate receiving approximately \$30,000 in opioid settlement money, which could be applied to offset the cost.
Recommendation:	Staff requests a motion to approve up to an additional \$65,000 for firing range improvements, to be offset with opioid funds when received.

Sales Quote #: 4133-B

05 Jan 2023 Valid for 60 Days

Prepared for: Brian
 Lee
 (512) 756-6404
 blee@cityofburnet.com

Agency: Burnet Police Department
 105 S Rhomberg St, Burnet,
 TX 78611

PRODUCT DESCRIPTION	SKU	PRICE	QTY	SUBTOTAL
FLEXI-E ELECTRIC TURNING		\$2,895.00	10	\$28,950.00
360 degree fully electric turning target system. Featuring electronic technology that has been proven in the field, this fully programmable, hit reactive turning target system allows users to train at a touch of a button.				
POWER SUPPLY PS12-45 (FLEXI-E)	200836	\$1,300.00	1	\$1,300.00
Designed for use with FLEXI-E fully electric turning target system. Each Power Supply can operate up to 15 turns.				
GSA - UNIVERSAL SOFTWARE WITH CABLE	100034 - GSA	\$350.00	1	\$350.00
Universal Software with Cable. Gives users the ability to create basic and advanced courses of fire. Create course of fire - save -run entire range with one touch of a button.				

PTX-TAB WIRELESS CONTROLLER (PC INCL)	200236-B	\$1,474.00	1	\$1,474.00
<p>Android tablet or Windows PC paired Bluetooth to the PTX-TAB Wireless handheld controller allows user to program/control any ATS "PT" Series target systems. Offering a 600 Meter Range, Position Target Controller with FOUR (4) function modes, one controller can operate up to 200 PT Series target units. Software included. Includes Microsoft Surface Go PC and software to connect to any Android or PC device.</p>				
GSA - PT-61B REACTIVE TARGET	200021 - GSA	\$4,290.00	3	\$12,870.00
<p>Go Anywhere, Train Anywhere, man portable PT-61B tactical targets. The reactive target that pops up, swivels, twists and rotates in a single target cycle. The PT-61B is the flagship of the industry leading ATS "PT" series of programmable, portable, pop-up, shoot/don't shoot, reactive and hit counting target systems. Range 600 meters.</p>				
GSA - 12 VOLT SINGLE POSITION BATTERY CHARGER - GENII	100185 - GSA	\$132.75	3	\$398.25
<p>12 VOLT Single Position Battery Charger - All Weather. Compatible with PT-61A and PT-61B wireless target system and PT-68 portable sniper target. Metal dongle attachment.</p>				
WHEELED STEEL PROTECTIVE BARRIER (HIGH VELOCITY)		\$950.00	3	\$2,850.00
<p>Wheeled - Portable Steel Protective Barrier for use in conjunction with PT-61A and PT-61B wireless pop-up targets. (HIGH VELOCITY - Rated for rifles up to .308/7.62)</p>				
GSA - HIT SENSOR (PT-61 SERIES)		\$20.00	3	\$60.00
<p>Replacement Hit Sensor designed for use with PT-61 Series hit reactive targets. Two prong, adhesive back.</p>				

KNEE WALL BARRIER	VKN0001	\$345.75	50	\$17,287.50
3/8" AR500 plate in 10' sections, steel legs, and all hardware. Outfitted with VULCAN 2" panels with over lapping seams and PASS system. All steel is galvanized or powder coated. Pricing is shown per linear ft.				
INSTALLATION AND ACCEPTANCE TESTING		\$11,000.00	1	\$11,000.00
Complete on-site installation of 10-point FLEXI-E fully electric target range, 50' knee wall, includes applicable supplies including: turner units, stands, hardware, labor and per diem. Installation prices include operation and maintenance training for your staff.				
(*less site prep by customer)				
*Customer site prep includes cleared concrete pad to mount stands; Provide a 120V20AMP AC outlets where needed (to power turners, ATS Targets will assist in location). ATS Targets will assist your staff with drawings/advice as needed for your site prep.				
NOTE: Power for system will need to meet ATS Targets specifications. Please direct electricians to ATS Targets project manager if order is placed.				
				\$76,539.75
			Tax	\$0.00
Shipping and Handling (78611)				\$2,750.00
Total Price - Delivered				\$79,289.75

This quotation is subject to the following terms and conditions:

- Quote is valid for 60 days.
- Net 30 days, VISA, Discover, and MasterCard accepted.
- Shipping and Handling included to customers desired CONUS location. All ballistic rubber material orders are subject to additional Shipping and Handling charges.
- Pricing and availability of products are subject to change.
- For more Terms and Conditions Information: <https://atstargets.com/knowledge-base/terms-and-conditions-of-purchase/>

GSA Contract Number: 47QREA19D0009

FLEXI-E

TURNING TARGET SYSTEM

Built on the industry leading FLEXI foundation, the FLEXI-E harnesses ATS Targets' robust electronics technology to create a fully programmable, hit reactive, full-radius turning target system. This enables full threat/non-threat turning capability and hit scoring in one platform.

The FLEXI-E features an all-weather, all-steel, all-American construction fully electric turning target system. This system comes standard with 120VAC voltage yet has an optional integrated battery back-up for uninterrupted training, always.

ATS Targets pioneered threat/non-threat training target systems with the development of the DuelA-Tron and has continued to set the bar for use-of-force decision making.

This system integrates with any of the ATS Targets' controller options, which range from a simple handheld, to an Android™ or Windows™ tablet,

to a range control computer system. Each of these systems are based on the easy-to-use, ATS developed, UTC Software.



KEY FEATURES:

- Battery power or 120V AC
- Standard 600-meter, with optional 2,000-meter wireless range
- Friend/Edge/Foe – Full Radius turning capability
- Hit-reactive, counting/scoring
- Fully programmable
- Reacts to all simulated munitions and airsoft

Advanced Training Systems

atstargets.com 651.429.8091
79 E. 8th St. | Waconia, MN 55387

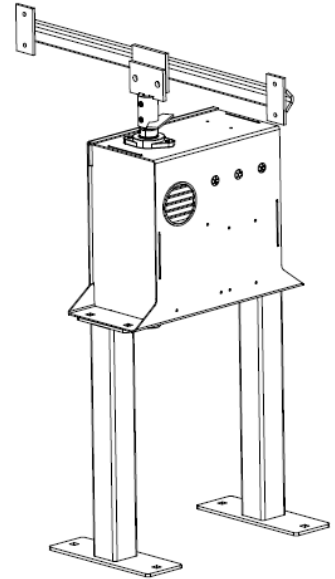
Page 5 of 27





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FLEXI-E SPECIFICATIONS

Dimensions

Base	14 ¾" x 10 ¾" x 6"
Target Arm Width	24"
Height to top of Arm	32 ¾" standard but can vary by customer

Weight

Base	21 lbs.
Base with Stand	39 lbs.

Environmental

Temperature	32°F - 140°F
Rain	Water resistant, but cannot be submerged

Battery (Standard)

Base	
Type	Sealed lead acid
Capacity	12VDC / 7.5 AH
Standby time (A arm)	50 hours
Run time (estimated)	20 hours at 1 operation/min
Connector (Charging/coms)	Standard 110V Plug

Power Supply (Optional)

Base	
Type	Switching
Output Capacity	12VDC / 45A
Input	120VAC

Charger (Single)

Type	IC
Input Voltage/Current	120VAC / 0.24 A
	240VAC / 0.12 A
Input Voltage/Current	12VDC / 800 mA

Transmitter

Battery type	9V alkaline (short & medium)
	4 AA alkaline (long range)
Standby time	1 month
Run time	40 hours

Radio**Short-range**

Distance	600 m line of sight
Frequency Standard	900 MHz spread-spectrum FCCID MCQ-XB900HP
Frequency Option 1	2.4 GHz spread-spectrum FCCID MCQ-XBEE3
Frequency Option 2 (Japan)	2.4 GHz spread-spectrum Japan Approvals R210-119309
Transmit power	4 mW

Long Range

Distance	2000 m line of sight
Frequency	900 MHz spread-spectrum
Transmit power	1 W

Recommended Targets

Cardboard	Single or Double wall water resistant cardboard such as MIL-V3c or Coroplast
Plastic Silhouettes 2D	ARMY-F Ribbed or Waffle ARMY-E Ribbed or Waffle
Plastic Silhouettes 3D	Short Ivan Full Ivan

(32.63) VARIES BY
CUSTOMER REQUIREMENT

In addition, the experienced instructors of ATS are available to assist you in the development and implementation of advanced training systems for your organization. We can help you develop a training system that is tailored to your specific needs and budget.

ATS
 Advanced Training Systems
 P.O. Box 486 Waconia, MN 55387
 Ph: 651-429-8091 www.atsinfo.com

ATS
TARGETS

Advanced Training Systems
P.O. Box 486 Waconia, MN 55387
phr 651-429-8091 www.dltargets.com

DRAWN: MMB	DATE: 12/17/20
CHKCD: MMB	DATE: 12/17/20

DRAWING TITLE: FLEXI-E TURNING TARGET ASSEMBLY

APRVD: MWB	DATE: 12/17/20
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SEE BOM

UNLESS OTHERWISE SPECIFIED
ALL DIMENSIONS ARE INCHES
TOLERANCE: $\pm .125$

SEE BOTTOM	REV: A
DRAWING NUMBER: 510683	


 $.XX = \pm .015$
 $.XXX = \pm .005$

DO NOT SCALE	SHEET SIZE: C	SCALE: 1:8	SHEET: 5 of 5
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KNEE WALLS

Ballistic Range Equipment Protection

The ATS Targets' Vulcan©, fully-vulcanized anti-ricochet ballistic rubber panels backed by 3/8", 1/2", or 3/4" galvanized AR500 ballistic plate ensures the safety of your personnel and your equipment.

Vulcanized material, versus cold press/polymer bound material has increased durometer, similar to an automotive tire, is fully molded. As a result, it holds its shape indefinitely, eliminates back side "pop-outs," does not deteriorate in direct sun exposure, and is not degraded by freeze/thaw cycles making it ideal for outdoor use.

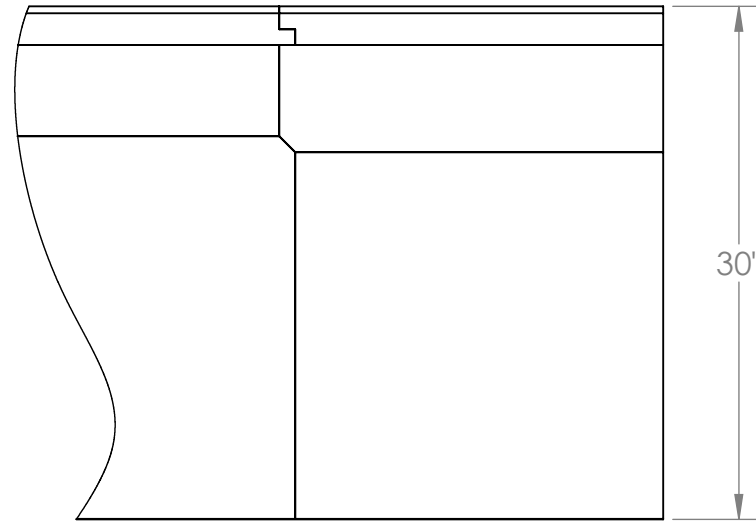
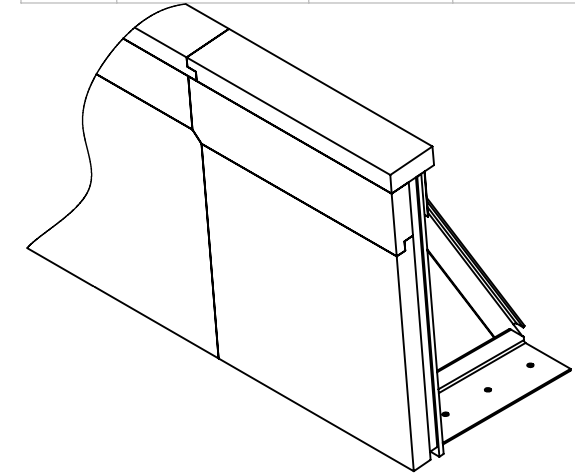


The ATS Targets knee wall system features:

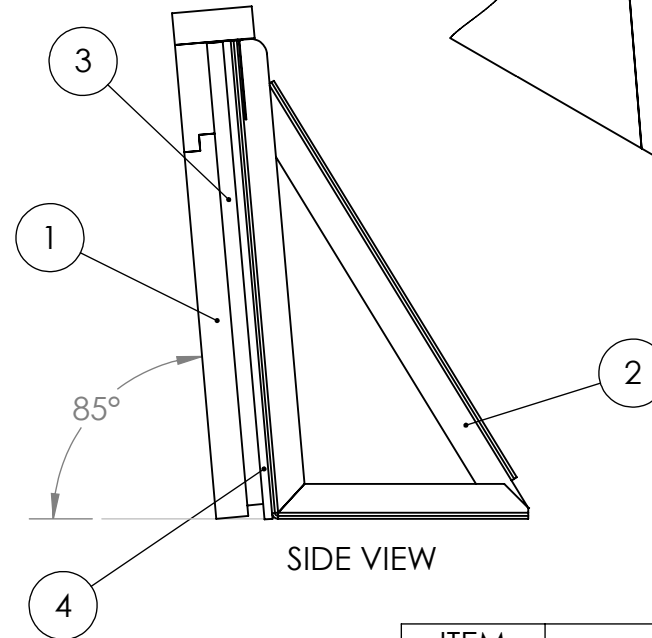
- Standard panel assemblies are 30" tall and 8' long but available in any custom height or length.
- ATS Targets Vulcan© 2" panels in standard, Safety-Seam™, or Flip-Lok™.
- The ballistic rubber portion of this panel is not designed to stop or encapsulate bullets, but rather to stop the ricochet and backscatter from misdirected rounds or shrapnel from rounds fired at close range.
- The AR500 steel backer is designed to stop bullets. ATS Targets can assist in appropriate steel selection for various calibers.
- Available with ribbed acoustic texture.
- ATS Targets' Vulcan© panels are built to last with industry leading life and durability.
- Wall panels do not encapsulate the lead therefore lasting much longer and reducing the problem of lead abatement with spent panels.

RANGE
SOLUTIONS

REV	Description	By	DATE
A	UPDATED	MWB	6/13/19



FRONT VIEW
(FLIP-LOK SHOWN*)



SIDE VIEW

ITEM	DESCRIPTION
1	2" VULCANIZED BALLISTIC RUBBER (REPLACEABLE)
2	STEEL BRACE
3	1" AIR GAP FURRING STRIP
4	1/2" AR500 BALLISTIC PLATE



Advanced Training Systems
P.O. Box 486 Waconia, MN 55387
651-429-8091 763-333-5334

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MATL: N/A

CHECKED BY:

TITLE:
KNEE WALL

DESCRIPTION:
ATS TARGETS KNEE WALL SYSTEM

TOL: .X = ± .125
.XX = ± .015
.XXX = ± .005

SIZE:
A

DWG. NO.
VKN40120

REV:
A

SCALE: 1:12

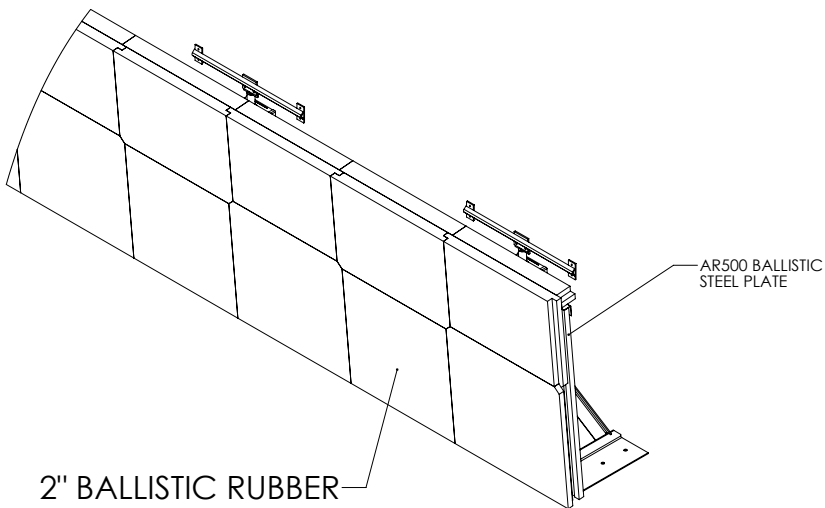
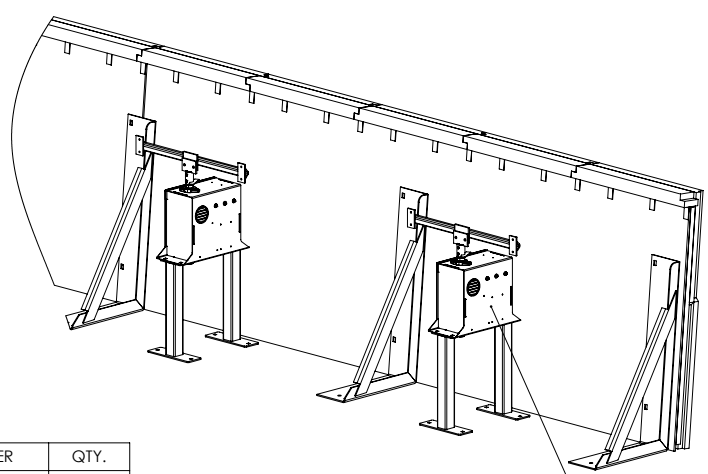
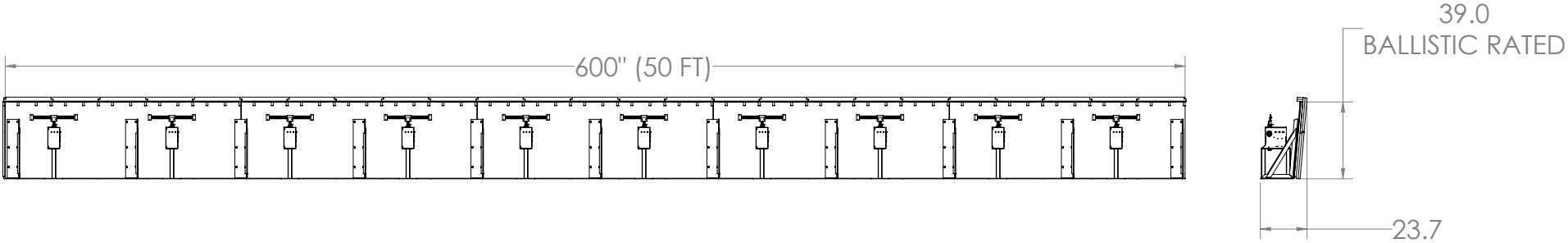
DATE: 6/13/19

DRAWN BY: MWB

SHEET: 1 OF 1

*AVAILABLE IN STANDARD, SAFETY-SEAM(TM) AND FLIP-LOK(TM)

REV	DESCRIPTION	BY	DATE
A	INITIAL RELEASE	MWB	7/10/20



ITEM NO.	PART NUMBER	QTY.
1	510014 BRACKET WELDMENT	11
2	510008 PLATE	5
3	VP0202424C-1B	25
4	VP0202424C-1D	25
5	510012 SEAM COVER	4
6	VP0202424C-1E	25
7	510002 FURRING BRACKET SHORTER WELDMENT	22
8	510502 FURRING BRACKET LONGER WELDMENT	4
9	510615 RUBBER SUPPORT WELDMENT STD	25
10	510683 FLEXI-E TURNING TARGET ASSEMBLY	10

FLEXI E 180°
TURNING TARGET
SYSTEM

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DRAWN: MWB DATE: 7/7/20
CHCKD: MWB DATE: 7/7/20
APRVD: MWB DATE: 7/7/20

UNLESS OTHERWISE SPECIFIED
ALL DIMENSIONS ARE INCHES
TOLERANCE:
.X = ± .125
.XX = ± .015
.XXX = ± .005

ATS
TARGETS

Advanced Training Systems
P.O. Box 486 Waconia, MN 55387
ph: 651-429-8091 www.atstargets.com

DRAWING TITLE: STANDARD 10 STATION FLEXI-E

MATERIAL: SEE BOM

DRAWING NUMBER: **VKN060920-WALL SA** REV: **C**

DO NOT SCALE SHEET SIZE: C SCALE: 1:64 SHEET: 1 of 1



atstargets.com | 651-429-8091

info@atstargets.com | 79 E. 8th St. | Waconia, MN 55387

PTX-TAB Android **Bluetooth Target Controller**

OPERATIONS GUIDE



**Read and fully understand this manual before using
the transmitter or app.**

**The included Quick Start Guide is not a substitute for
this manual.**

WARNINGS

- **Failure to follow the instructions in this manual may result in damage to controlled targets and/or bodily harm.**
- **Neither the tablet nor the transmitter are 100% waterproof.** Prolonged exposure to the elements may result in damage to the transmitter, and repairs may not be covered under warranty.
- **ATS does not service tablets.**
- Due to the nature of PTX target control, it is possible that **radio interference from outside sources may cause unwanted target movements.**

APPROVALS



FCC ID (Standard): MCQ-XB900HP (FHSS radio)

FCC ID (2.4 GHz): FCCID MCQ-XBEE3

Japan Approvals (2.4 GHz): R210-119309

FCC ID: 2ADMF-HC06 (Bluetooth radio)

This device complies with Part 15 of the FCC Rules. Operation is subject to the following two conditions: (1) this device may not cause harmful interference, and (2) this device must accept any interference received, including interference that may cause undesired operation.

Preparing the Transmitter for Use

The PTX-TAB kit includes the following materials:

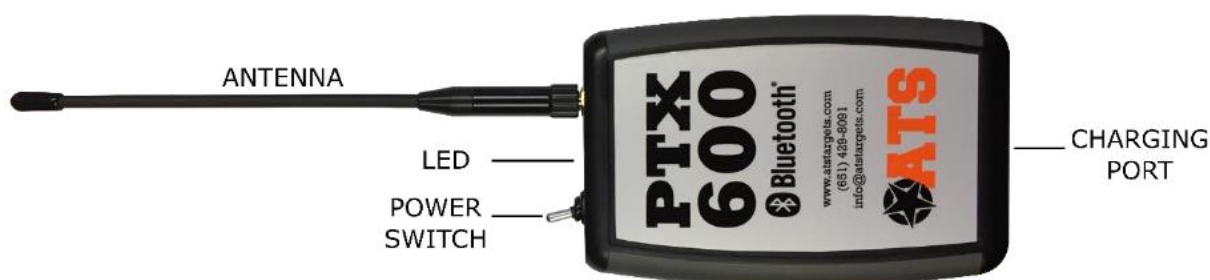
- PTX-600 Bluetooth transmitter with antenna;
- Samsung Galaxy Tab;
- Micro-USB charging cable (usable by both the tablet and transmitter);
- case for all components.

TIP: Save all original packaging, in the event the transmitter needs to be shipped back to ATS for servicing or warranty repairs. ATS does not repair tablets.

Follow the screenshots on the next pages as you proceed through setup.

1. Prepare the tablet and transmitter.¹

- Fully charge the tablet and transmitter using the included cable.
- If you are using a brand new tablet, follow the instructions on screen to set it up.
- Install the antenna.



TIP: If you have your own Micro-USB cable, you can charge both devices at the same time for faster setup.

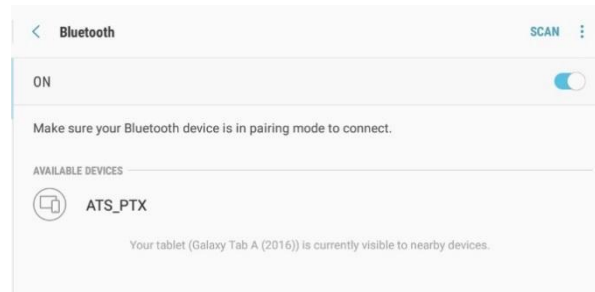
- Connect the antenna to the coaxial port on top of the transmitter.

2. Pair the tablet and transmitter.

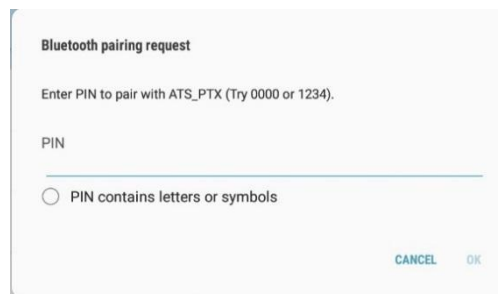
¹ https://www.youtube.com/watch?v=UA5Et2SdvZY&list=PLaM6iS2-XLpT8Mz_4UjRTsE_pHQuElmmu

- a. Flip the transmitter's power switch to the ON position. The green light next to the switch will begin blinking rapidly, indicating that it is ready to be paired.
- b. On the tablet, make sure Bluetooth is turned on. From the home screen or app drawer, navigate to Settings → Connections → Bluetooth. A scan for devices should begin automatically.

TIP: On newer versions of Android, simply turn on Bluetooth from the notification drawer, then touch and hold the Bluetooth icon to access its settings.



- c. Select “ATS_PTX” from the list of available devices, it may take up to 15 seconds for the name to appear. Enter the PIN code 1234 when prompted, then tap OK.



TIP: It may take more than one scan for the transmitter to appear in the list. If the transmitter does not appear once the scan finishes, tap Scan to try again.

- d. The devices are successfully paired when the green light on top of the transmitter blinks slowly.

3. Install the PTX-TAB app by following the instructions in the App Installation Supplement. You can find the app at <https://atstargets.com/product-literature/?top-category=software>

4. Set the app to control your unique transmitter.

- a. Open the app and tap **CONNECT**. A menu will appear listing all paired transmitters and their Bluetooth Device Addresses.
- b. Tap the transmitter you want to use. The tablet and transmitter are now ready for use.

5. Make sure the target units you are controlling are ON. If you are using PT-68 or PT-68HD targets, ensure their mode switches are set to the middle (Lifter) position.

Connecting Targets to the Transmitter

Each target used with a PTX transmitter must be assigned a unique number. Target numbers are the primary means of interface with the transmitter, and are used in nearly all transmitter functions.

TIP: If you are switching from a legacy transmitter, you will not need to renumber or reconfigure your targets. This data is stored locally on each target, from when you first set them up.

WARNING: *If you assign the same number to multiple targets, operation will be unpredictable and you will have problems retrieving hit scores later. Use the group feature to safely control multiple targets with a single command.*

To connect a new target unit to the transmitter, ensure it is powered ON and fully charged. New targets must be set up in CLASSIC mode. Open the app and tap the **PTX-CLASSIC** icon.

Tap **LEARN**. Within 10 seconds, turn the target's power switch OFF, then immediately back ON.

Toggle power switch on any device... 10 sec
Press Exit to terminate

The target's serial number will be displayed on screen, along with a target number of zero. Zeroes indicate unassigned targets. You are still able to use an unassigned target with the **ALL** button, but in order to configure settings on the target, you must assign it a number.

Contact Made:
Target Number 00
Serial Number 002000

Tap **MENU**. Navigate to *TARGET SETUP > USE CURRENT > TARGET CONTROL > TARGET #*.

Select a new target number from the list. The target is now ready for use.

Controlling Targets with EZ Mode

The PTX-EZ mode allows you to control up to 12 targets and 3 target groups with a simple column-based design. You can control up to three targets from a single screen, and even record and playback simple “programs” to be used later.

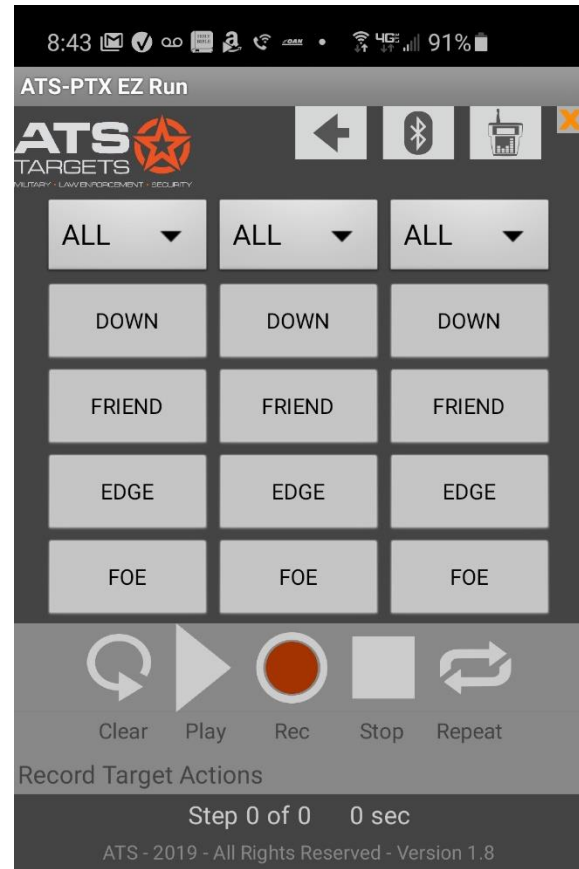
Before proceeding to use any target with the system, perform the following pre-checks.

- Ensure the transmitter and tablet batteries are fully charged.
- Ensure the antenna is connected to the top of the transmitter.
- Ensure the target is fully charged.
- If the target is a PT-68 or PT-68HD, make sure its mode switch is set to the Lifter (middle) position.
- Ensure that there are no visual signs of damage to the target.
- Follow any specific pre-check instructions in the target's manual.

WARNING: *Ensure all personnel and obstructions are clear of the targets at all times!*

To enter EZ mode, tap the PTX-EZ icon upon opening the app. You will be greeted by this screen.

All EZ mode functions are performed from this screen.



Changing Target Faces in EZ Mode

Use any of the three columns of buttons to change target faces. The drop-down lists on top of each column allow you to select which target to change.

- **ALL** is the default selection, and will apply to every target that is powered on and connected to the transmitter.
- **Numbers** in the drop-down list correspond to single targets numbered 1-15.
- **G1, G2, and G3** control all targets in the group with that number. Targets must be assigned to groups for these list items to work; you can do this from CLASSIC mode.

Once you have selected the target you wish to control, tap **DOWN**, **FRIEND**, **EDGE**, or **FOE** in the same column to execute the change.

Recording a Sequence of Face Changes

In EZ mode, you can record and playback simple sequences of face changes for repeat use. All recording functions are performed with the bottom bar.

Begin recording by tapping **Rec**. Make any face changes you wish using the three control columns. The app will remember the timing at which you send each command. When finished, tap **Rec** again to save the program in tablet memory.

Use **Play** and **Stop** to control program playback. **Repeat** allows you to keep playing the program in a loop. The dark gray bar below the recording controls allows you to follow the progress of your sequence as it plays back.

Appending To or Deleting a Recording

Tapping **Rec** while a recording is already in memory will add the commands you execute to the end of the recording.

Recordings in EZ mode are not meant to be stored for long periods of time. The recording will remain in memory while the tablet screen is locked, but once you leave EZ mode, the recording will be deleted. You can also manually delete the recording by tapping **Clear**.

Limitations of EZ Mode

You will have to leave EZ mode to use hit-reactive functions, run programs created in CLASSIC mode or with UTC software, or adjust local target settings. Tap **CLASSIC** on the top right of the screen to enter CLASSIC mode and access these functions.

Controlling Targets with CLASSIC Mode

The PTX-CLASSIC mode allows you to control up to 200 targets and 30 target groups in a familiar, streamlined environment. The full functionality of legacy PTX transmitters is available, including timed programs, 9-TARGET mode, and hit-reactive functions.

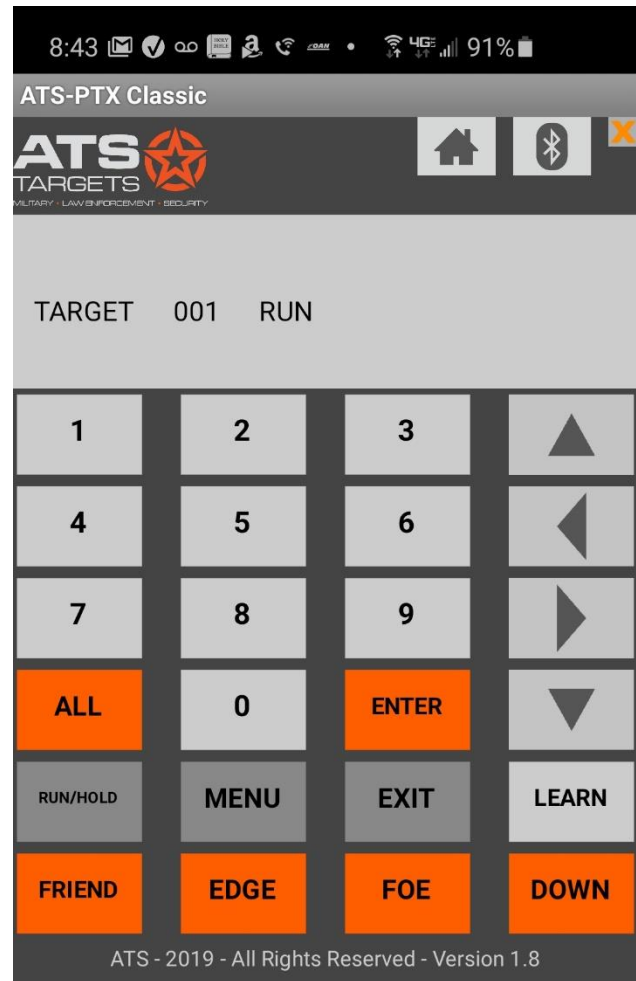
Before proceeding to use any target with the system, perform the following pre-checks.

- Ensure the transmitter and tablet batteries are fully charged.
- Ensure the antenna is connected to the top of the transmitter.
- Ensure the target is fully charged.
- If the target is a PT-68 or PT-68HD, make sure its mode switch is set to the Lifter (middle) position.
- Ensure that there are no visual signs of damage to the target.
- Follow any specific pre-check instructions in the target's manual.

WARNING: Ensure all personnel and obstructions are clear of the targets at all times!

To enter **CLASSIC** mode, tap the **PTX-CLASSIC** icon upon opening the app. You will be greeted by the keypad screen as shown here.

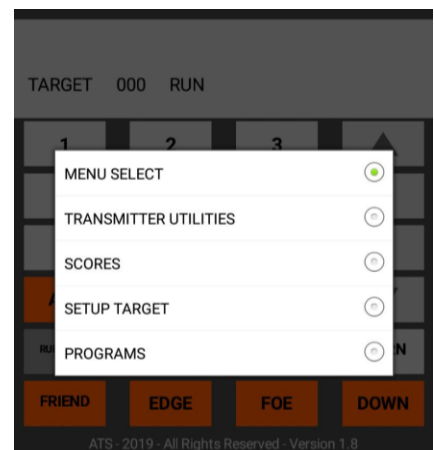
*Most operations in **CLASSIC** mode are performed from this screen.*



The **CLASSIC** Menu System

From any screen, tap **MENU** to open the main menu and access the menu system. Unlike legacy transmitters, menu selections can be made directly on the touchscreen.

Once you have changed your desired setting or activated your desired mode, the menu will close and you will return to the keypad screen.



Dynamic Target Control

RUN Mode

RUN is the default operation mode, used to control targets “on the fly.” You are in the mode when *TARGET 000 RUN* (can be any number) is displayed.

To raise the target and/or change its face, enter its number, then tap **FRIEND**, **FOE**, or **EDGE**. To lower the target, tap **DOWN**.

If you want to control all targets at once, even those without target numbers, tap the **ALL** key, then the key for the face you want all targets to assume.

TIP: The target or group that you entered will be kept in queue until you tap **EXIT**. To send additional commands to the same target or group, you do not need to enter its number again; just tap **FRIEND**, **FOE**, **EDGE**, or **DOWN**.

Programmable Target Control

The new table-based programming interface on the PTX-TAB app allows you greater control when it comes to managing your programs and observing their timing.

Creating New Programs

To create a new program, tap **MENU**. Navigate to *PROGRAMS > NEW*. You will be prompted to enter a name for the program; it cannot contain spaces or special characters.

Once you have named your new program, enter how long the program will be in seconds, followed by your highest target number. Tap **EDIT** to go to the program table and begin entering commands.

The Program Table

The program table allows you to edit your program in such a way that you can visualize its progress over time.

Each row in the table represents one second in the program. Each column represents the target with that number. There is an extra column at the beginning of the table, should you wish to send a command to ALL targets.

By default, a cell will have the NONE command assigned to it, indicating the absence of a face change for that target at that time. Select a cell to edit by tapping it twice. A drop-down list will appear, allowing you to choose between the **FRIEND**, **EDGE**, **FOE**, and **DOWN** options.

Should you need to add additional targets or time, tap **+TIME** or **+TARGETS** to create new rows or columns.

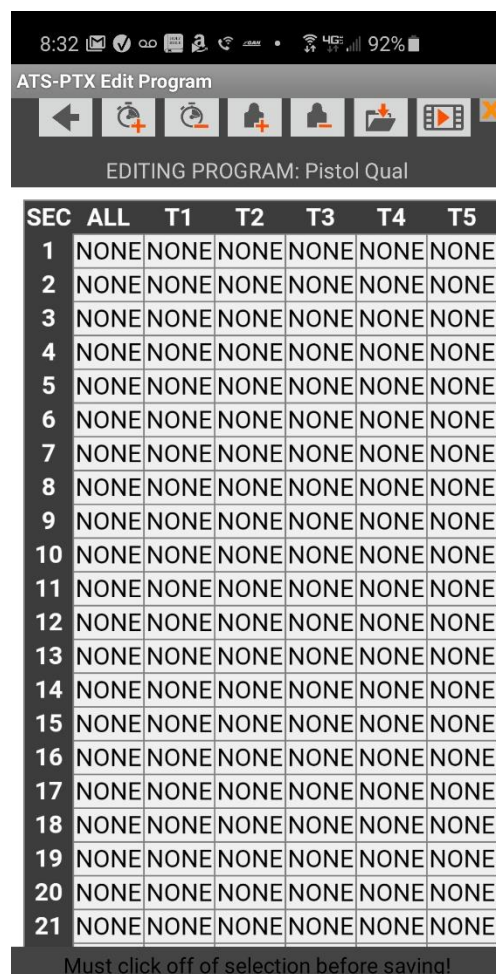
TIP: If you are adding an ALL command to your program, make sure all other cells in its row are set to NONE.

You can “live test” your program as it appears on the table at any time. Make sure your targets are powered ON, then tap **RUN** to switch to the playback screen.

When you are finished editing, unselect all cells by tapping anywhere outside the table. Tap **SAVE** to save all changes, then **BACK** to return to the keypad screen.

Running a Previously Saved Program

To run a saved program, tap **MENU**. Navigate to *PROGRAMS > RUN*. Tap the name of the program to be taken to the playback screen, then tap the play button to execute the program.



SEC	ALL	T1	T2	T3	T4	T5
1	NONE	NONE	NONE	NONE	NONE	NONE
2	NONE	NONE	NONE	NONE	NONE	NONE
3	NONE	NONE	NONE	NONE	NONE	NONE
4	NONE	NONE	NONE	NONE	NONE	NONE
5	NONE	NONE	NONE	NONE	NONE	NONE
6	NONE	NONE	NONE	NONE	NONE	NONE
7	NONE	NONE	NONE	NONE	NONE	NONE
8	NONE	NONE	NONE	NONE	NONE	NONE
9	NONE	NONE	NONE	NONE	NONE	NONE
10	NONE	NONE	NONE	NONE	NONE	NONE
11	NONE	NONE	NONE	NONE	NONE	NONE
12	NONE	NONE	NONE	NONE	NONE	NONE
13	NONE	NONE	NONE	NONE	NONE	NONE
14	NONE	NONE	NONE	NONE	NONE	NONE
15	NONE	NONE	NONE	NONE	NONE	NONE
16	NONE	NONE	NONE	NONE	NONE	NONE
17	NONE	NONE	NONE	NONE	NONE	NONE
18	NONE	NONE	NONE	NONE	NONE	NONE
19	NONE	NONE	NONE	NONE	NONE	NONE
20	NONE	NONE	NONE	NONE	NONE	NONE
21	NONE	NONE	NONE	NONE	NONE	NONE

Must click off of selection before saving!

Editing a Program

To edit an existing program, tap **MENU**. Navigate to *PROGRAMS > EDIT*. Tap the name of the program to show its program table.

When finished editing, you can **RUN** the program or tap **EXIT** to return to the keypad screen.

Running Computer-Generated Programs

Using ATS UTC (Universal Target Control) Windows software version 3 or higher, programs can be developed, stored, edited and run by pairing the PTX-TAB with the PC. See UTC manual for details. Likewise, within UTC, programs can be exported and stored on either a micro SD or cloud drive service for transfer to an Android device.

Contacting a Target for Configuration

Contacting a target allows you to remotely configure its settings and prepare it for hit-reactive use.

Contacting with LEARN Mode

Ensure the target you want to contact is ON. From the keypad screen, tap **LEARN**. Turn the power switch of the target you want to contact OFF, then back ON. The transmitter will display the target and serial numbers on screen.

Confirm the numbers are correct for the target you want to configure; if they are, press **ENTER**. Tap **MENU** > *SETUP TARGET* > *USE CURRENT* to open the target's setup menu.

Contacting by Target or Serial Number

From the main menu, navigate to *SETUP TARGET*. Choose *SETUP BY TRG#* or *SETUP BY SRL#*. Enter the target or serial number, then tap **ENTER** to open the setup menu for that target.

Contacting the Current Target

If you have just issued a command to a target in RUN mode, you can proceed immediately to its setup menu by tapping **MENU** > *SETUP TARGET* > *USE CURRENT*.

Local Target Settings

Once a target has been contacted, local settings and hit-reactive features will be enabled. What settings and features are available to you depends on your target units and their configuration. Refer to your targets' manual for more information on each local setting.

Assigning Targets to Groups

The transmitter can control up to 30 individual groups. Each target can be a member of up to four different groups. From a target's setup menu, navigate to *TARGET CONTROL* > *ASSIGN GROUPS* to add it to a group.

Group slots are lettered A through D, but the groups themselves are given a user-defined number. Tap the slot you wish to change, then select the desired group number 1-30 from the menu. If the group does not exist, it will be created automatically. A group number of 0 indicates the target is unassigned for that particular slot.

TIP: As you group your targets, record which target numbers correspond to which group numbers. We have provided a table at the end of this manual to help you.

Hit-Reactive Target Control

TIP: To keep hit sensing accurate, be sure the target is firmly mounted. An unstable surface or improper placement may cause false hits to be counted.

Enabling Hit Sensing

The hit sensor is disabled by default. To enable hit sensing, contact the target. Select *HIT SETTINGS* from the setup menu to begin configuring the sensor.

Select *HIT COUNT* to set the number of hits required for the target to react. Hit count can range from 1 to 20. The count will reset to zero once the target reacts.

Proceed to set up your target's hit sensitivity and mode by following the instructions in your target's manual.

WARNING: *What options and hit modes are available depend on the target model and configuration you are using. Do not use hit-reactive features without familiarizing yourself with available options on your targets, as selecting an incompatible mode may damage them.*

Keeping Hit Scores

When hit sensing is enabled, the target keeps track of the total number of hits detected on each target, up to 225 hits per target. Scores accumulate until the unit is turned off or cleared with the transmitter.

To view and manage hit scores, tap **MENU**. Navigate to *SCORES > RETRIEVE SCORES*. The transmitter will take about 30 seconds to retrieve scores from each target; however, you can manually stop retrieval once your highest numbered target has been processed.

Once retrieval has finished, you will be able to scroll through the score list.

To leave the display, tap **EXIT**. You will be given the option to keep the scores in memory and continue incrementing, or clear all scores and restart from zero.

Maintenance

Transmitter Range

The transmitter operates at 902-928 MHz (standard) or optionally at 2.4GHz or WiFi, on a frequency-hopping spread spectrum scheme. The RF output power is 4 mW. Operating range depends on the model of transmitter you are using, as well as the situation in which your target is located. If your targets are part of a heavily wooded area, an indoor range, shoothouse, or urban training operation, range may be reduced depending on obstructions.

Battery Information

The transmitter is powered by an internal rechargeable lithium-ion battery. Use the micro-USB port on the bottom of the transmitter to charge the battery. When charging, the led on the top of the PTX-TAB module will blink red. When the unit is fully charged, the LED will stop blinking and will not stay lit. Most of the time, this can be done with the same cable used to charge the tablet.

Battery life will depend on how the transmitter is used. Under normal conditions, the battery can last for up to 80 hours before needing to be recharged.

To preserve the battery's longevity, we recommend you follow the below best practices, similar to those you would follow for a smartphone, tablet, or laptop.

- Extreme heat and cold can place significant stress on the battery and degrade its performance. Keep the transmitter out of direct heat and sunlight if possible and store it in a controlled environment when not in use.
- Use a reputable charger, preferably the same OEM charger used with the tablet. Third-party chargers have poor current regulation, causing inadvertent overcharging.
- Do not overcharge the battery. Once the battery has been fully charged, unplug the charging cable as soon as possible.
- If you do not plan on using the transmitter for an extended period of time, we recommend storing it at a charge of 30 - 60% to minimize stress on the battery.

PTX-TAB Transmitter Specifications

Weight	0.5 lbs.
Size (w/ bumpers)	4.5" x 3" x 1" (L x W x H)
Case	Not included, but available
Radio	900 MHz, frequency-hopping scheme Low-power Bluetooth
Number of targets connectable	Up to 220
Maximum effective range	600 m guaranteed, 1000 m typical
Run time	80 hours (50% duty cycle)
Power	Rechargeable lithium-ion battery (chargeable via micro-USB)

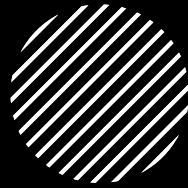
Tablet options include the Amazon Fire HD, Samsung Galaxy Tab (7", 8", 10",) or Microsoft Surface (Go or Pro.) However, the app should work with most Android devices.

Wireless connectivity to ATS Universal Target Control (UTC) software is available.

Burnet Police Department

Range improvements

Firearms range



Range has been in use for many years

Has served its purpose for qualification

Used often by other agencies

In need of improvements

Donation

- A donation allowed us to begin renovation and improvements to the range.
- Recent range work includes the pouring of concrete on the primary range area
- Drainage work on the east side of the range
- Additional concrete on the other side of the range is needed as well as walkways back to the canopy area



Turning target solution

- Most turning target systems are pneumatic
 - Turn all targets at the same time
 - Hear the air when the targets are getting ready to turn
 - Maintenance must be done to the system as well as having a large air tank and compressor.
 - Failures are not uncommon






ATS Flexi-E

- Turning target solution that best fits our needs
- Range will accommodate 10 targets on the side that has concrete
- Preprogramming
- Individual turning of targets
- Build a preset course of fire
- Shot reactive
- Endless scenarios with 10 possible outcomes in each
- A protective knee wall is required

Pop up targets

- Utilized on the shorter side of the range to develop move and shoot scenarios
- Hit sense technology
- Programmed with the same controller and software
- Could incorporate them with the Flexi-E system as well
- Shoot/No Shoot targets

A graphic of a target with the text "PT-61B" in a bold, white, sans-serif font. The text is centered within a dark rectangular area, which is itself set against a lighter gray background. The text is flanked by two horizontal white lines, one above and one below, creating a framed effect. The overall design is clean and high-contrast.

PT-61B

Conclusion

- A turning target system will provide advanced training in a high liability area for the police department.
- Training will be more frequent and will incorporate decision making skills along with marksmanship.
- Officers will be better trained to identify threats in the field when they train on various presentations at the range.
- The cost of the improvements will be offset with opioid settlement money and the donation from Ms. Pelaj.
- An investment in the advancement of the police department.



Questions



Administration

ITEM 5.1

David Vaughn
City Manager
(512) 715 - 3208
dvaughn@cityofburnet.com

Executive Session

Meeting Date: January 10, 2023

Agenda Item: Executive Session: Pursuant to Section 551.072 Texas Government Code City Council shall convene in executive session to: (i) deliberate the purchase, exchange, lease, or value of real property in order to minimize the detrimental effect of such discussion in open session on the position of City Council in negotiations with third parties: D. Vaughn

Background:

Information:

Fiscal Impact:

Recommendation: To be determined by Council.



Administration

ITEM 6.1

David Vaughn
City Manager
(512) 715 - 3208
dvaughn@cityofburnet.com

Action

Meeting Date: January 10, 2023

Agenda Item: Executive Session: Regarding deliberations of the purchase, exchange, lease, or value of real property: D. Vaughn

Background:

Information:

Fiscal Impact:

Recommendation: To be determined by Council.