

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

On this the 11th day of July, 2023, 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 Pro Tem Philip Thurman
Council Members Dennis Langley, Mary Jane Shanes, Ricky Langley, Philip Thurman, Tres Clinton,
 Joyce Laudenschlager
Absent Mayor Gary Wideman
City Manager David Vaughn
City Secretary Kelly Dix

Guests: Patricia Langford, Eric Belaj, Maria Gonzales, Leslie Kimbler, Carly Pearson, Mark Ingram, Tony Nash, Adrienne Feild, Brian Lee, Gary J. Law, Rick Lantis, Mark Miller, Habib Erkan, Jr.

Call to Order: Mayor Pro Tem Thurman 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 Tres Clinton

SPECIAL REPORTS/RECOGNITION:

Engineering Department Quarterly Report: E. Belaj: City Engineer, Eric Belaj presented the Engineering Department quarterly update report that included the review of the street paving projects on N. Main, N. Pierce, Harvey and Lewis Drive, N. West Street and E. League Street that have all been completed. Mr. Belaj informed all present that the culverts on Houston-Clinton are completed, the Delaware Springs Blvd. project has started the bid process, Coke St. Realignment is under design, as well as the pump station and generators and the Airport Hangar project is ready for bid. The Valley St. well project is currently in the engineering selection phase. Updates on development project management and inspections were provided on Creekfall Phase 1&2, Eagles Nest Section 3, Headwaters Phase 2, Sunday Drive, Westfall Phase 3, the Hill Country Children’s Advocacy Center Project, and the HEB renovations.

Golf Course Quarterly Report: T. Nash: Tony Nash, Delaware Springs Golf Course General Manager presented the report which included and overview of the leveling of the T boxes, cart path improvements, drainage improvements to hole #, tree trimming, tree planting on Hole #8, then new signage on Highway 281, equipment upgrades in the snack bar kitchen and “The House Foundation” annual golf camp held for one week in June, July, and August for local youth.

CONSENT AGENDA: *(All of the following items on the Consent Agenda are considered to be self-explanatory 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 June 27, 2023 Council Regular Meeting minutes: Council Member Joyce Laudenschlager moved to approve the consent agenda as presented. Council Member Tres Clinton seconded. The motion carried unanimously.

PUBLIC HEARINGS/ACTION:

Public Hearing and consideration of the following items:

FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 98 (ENTITLED “SUBDIVISIONS”), SECTION 98-7 (ENTITLED “DEFINITIONS”), BY AMENDING THE DEFINITION OF SIGNIFICANT TREE; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE: Carly Kehoe, Director of Public Works and Development Services, presented the item to Council to conduct the public hearing, discuss, and take action on the first reading of Ordinance 2023-25.

Public Hearing: Mayor Pro Tem Thurman opened the public hearing at 6:16 p.m. and asked if anyone was interested in speaking, if so to approach the podium. There being no one wishing to speak, Mayor Pro Tem Thurman closed the public hearing at 6:17 p.m.

Consideration and action: Council Member Mary Jane Shanes moved to approve the first reading of Ordinance No. 2023-25 as presented. Council Member Tres Clinton seconded. The motion carried unanimously.

FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 118 (ENTITLED "ZONING"), ARTICLE II (ENTITLED "ZONING DISTRICTS"), BY REMOVING THE USE "MINI STORAGE WAREHOUSE AND STORAGE GARAGE" FROM MEDIUM COMMERCIAL – DISTRICT "C-2" AND AUTHORIZING THE USE MINI STORAGE WAREHOUSE AND STORAGE GARAGE IN THE LIGHT INDUSTRIAL – DISTRICT "I-1": L. Kimbler: Leslie Kimbler, City Planner presented the item to Council to conduct the public hearing, discuss, and take action on the first reading of Ordinance 2023-26.

Public Hearing: Mayor Pro Tem Thurman opened the public hearing at 6:19 p.m. and asked if anyone was interested in speaking, if so to approach the podium. There being no one wishing to speak, Mayor Pro Tem Thurman closed the public hearing at 6:20 p.m.

Consideration and action: Council Member Ricky Langley moved to approve the first reading of Ordinance No. 2023-26 as presented. Council Member Dennis Langley seconded. The motion carried unanimously.

FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING ORDINANCE NO. 2021-01 AND THE OFFICIAL ZONING MAP OF THE CITY BY ASSIGNING THE PROPERTY LEGALLY DESCRIBED AS: BEING 26.085 ACRES, OUT OF EUGENIO PEREZ SURVEY NO. 41, ABS. NO. 672 WITH SINGLE-FAMILY RESIDENTIAL – DISTRICT "R-1-4" CLASSIFICATION; AND PROPERTY LEGALLY DESCRIBED AS: BEING 16.610 ACRES, OUT OF EUGENIO PEREZ SURVEY NO. 41, ABS. NO. 672 WITH SINGLE-FAMILY RESIDENTIAL – DISTRICT "R-1-2" CLASSIFICATION: L. Kimbler: Leslie Kimbler, City Planner presented the item to Council to conduct the public hearing, discuss, and take action on the first reading of Ordinance 2023-27.

Public Hearing: Mayor Pro Tem Thurman opened the public hearing at 6:23 p.m. and asked if anyone was interested in speaking, if so to approach the podium. There being no one wishing to speak, Mayor Pro Tem Thurman closed the public hearing at 6:24 p.m.

Consideration and action: Council Member Dennis Langley moved to approve the first reading of Ordinance No. 2023-27 as presented. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING ORDINANCE NO. 2012-09 AND THE OFFICIAL FUTURE LAND USE MAP OF THE CITY BY ASSIGNING THE PROPERTY LEGALLY DESCRIBED AS: ABS A0187 BB CASTLEBERRY, TRACT 76, 18.47 ACRES FROM ITS PRESENT DESIGNATION OF RESIDENTIAL TO A DESIGNATION OF GOVERNMENT; PROPERTY LEGALLY DESCRIBED AS: ABS A0187 BB CASTLEBERRY, TRACT 69, 6.06 ACRES FROM ITS PRESENT DESIGNATION OF OPEN SPACE TO A DESIGNATION OF GOVERNMENT; PROPERTY LEGALLY DESCRIBED AS: ABS A0187 BB CASTLEBERRY, 4.5 ACRES FROM ITS PRESENT DESIGNATION OF OPEN SPACE TO A DESIGNATION OF GOVERNMENT; AND PROPERTY KNOWN AS THE BURNET CEMETERY, OLD BURNET CEMETERY AND IOOF CEMETERY FROM ITS PRESENT DESIGNATION OF OPEN SPACE TO A DESIGNATION OF GOVERNMENT: L. Kimbler: Leslie Kimbler, City Planner presented the item to Council to conduct the public hearing, discuss, and take action on the first reading of Ordinance 2023-28.

Public Hearing: Mayor Pro Tem Thurman opened the public hearing at 6:26 p.m. and asked if anyone was interested in speaking, if so to approach the podium. There being no one wishing to speak, Mayor Pro Tem Thurman closed the public hearing at 6:27 p.m.

Consideration and action: Council Member Mary Jane Shanes moved to approve the first reading of Ordinance No. 2023-28 as presented. Council Member Tres Clinton seconded. The motion carried unanimously.

FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING ORDINANCE NO. 2021-01 AND THE OFFICIAL ZONING MAP OF THE CITY BY ASSIGNING THE PROPERTY LEGALLY DESCRIBED AS: ABS A0187 BB CASTLEBERRY, TRACT 76, 18.47 ACRES WITH GOVERNMENT – DISTRICT "G" CLASSIFICATION; PROPERTY LEGALLY DESCRIBED AS: PROPERTY LEGALLY DESCRIBED AS: ABS A0187 BB CASTLEBERRY, TRACT 76, 18.47 ACRES WITH GOVERNMENT – DISTRICT "G" CLASSIFICATION; PROPERTY LEGALLY DESCRIBED AS: PROPERTY LEGALLY DESCRIBED AS: ABS A0187 BB CASTLEBERRY, 4.5 ACRES WITH GOVERNMENT – DISTRICT "G" CLASSIFICATION; PROPERTY KNOWN AS THE BURNET

CEMETERY, OLD BURNET CEMETERY AND IOOF CEMETERY AS IDENTIFIED ON THE CITY OF BURNET PLAT ACCEPTED BY ORDINANCE NO. 320 WITH GOVERNMENT – DISTRICT “G”

CLASSIFICATION: L. Kimbler: Leslie Kimbler, City Planner presented the item to Council to conduct the public hearing, discuss, and take action on the first reading of Ordinance 2023-29.

Public Hearing: Mayor Pro Tem Thurman opened the public hearing at 6:28 p.m. and asked if anyone was interested in speaking, if so to approach the podium. There being no one wishing to speak, Mayor Pro Tem Thurman closed the public hearing at 6:29 p.m.

Consideration and action: Council Member Mary Jane Shanes moved to approve the first reading of Ordinance No. 2023-29 as presented. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING ORDINANCE NO. 2012-09 AND THE OFFICIAL FUTURE LAND USE MAP OF THE CITY BY ASSIGNING THE PROPERTY LOCATED AT 1811 E POLK STREET (LEGALLY DESCRIBED AS: ABS A1525 SARAH ANN GUEST, 20.82 ACRES) FROM ITS PRESENT DESIGNATION OF INDUSTRIAL TO A DESIGNATION OF RESIDENTIAL; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: L. Kimbler: Leslie Kimbler, City Planner presented the item to Council to conduct the public hearing, discuss, and take action on the first reading of Ordinance 2023-30.

Public Hearing: Mayor Pro Tem Thurman opened the public hearing at 6:30 p.m. and asked if anyone was interested in speaking, if so to approach the podium. There being no one wishing to speak, Mayor Pro Tem Thurman closed the public hearing at 6:31 p.m.

Consideration and action: Council Member Mary Jane Shanes moved to approve the first reading of Ordinance No. 2023-30 as presented. Council Member Tres Clinton seconded. The motion carried unanimously.

FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING ORDINANCE NO. 2021-01 AND THE OFFICIAL ZONING MAP OF THE CITY BY ASSIGNING THE PROPERTY KNOWN AS: 1811 E POLK STREET (LEGALLY DESCRIBED AS: ABS A1525 SARAH ANN GUEST, 20.82 ACRES) WITH SINGLE-FAMILY RESIDENTIAL – DISTRICT “R-1” CLASSIFICATION: L. Kimbler: Leslie Kimbler, City Planner presented the item to Council to conduct the public hearing, discuss, and take action on the first reading of Ordinance 2023-31.

Public Hearing: Mayor Pro Tem Thurman opened the public hearing at 6:32 p.m. and asked if anyone was interested in speaking, if so to approach the podium. There being no one wishing to speak, Mayor Pro Tem Thurman closed the public hearing at 6:33 p.m.

Consideration and action: Council Member Ricky Langley moved to approve the first reading of Ordinance No. 2023-31 as presented. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

Public Hearing: The City Council of the City of Burnet, Texas shall conduct a public hearing to receive public testimony and comments on the merits of a proposed “Preliminary Plat” for approximately 76.06 acres out of John Hamilton Survey Abs. No. 405. The proposed “Preliminary Plat” will establish Hilltop Oaks Subdivision, consisting of 92 residential lots: L. Kimbler: Leslie Kimbler, City Planner presented the item to Council to conduct the public hearing. Mayor Pro Tem Thurman opened the public hearing at 6:34 p.m. and asked if anyone was interested in speaking, if so to approach the podium. There being no one wishing to speak, Mayor Pro Tem Thurman closed the public hearing at 6:35 p.m.

Public Hearing: The City Council of the City of Burnet, Texas shall conduct a public hearing to receive public testimony and comments on the merits of a proposed “Re-plat” for approximately 10.686 acres. The proposed plat will establish lots 17-A, 19-A, 21-B and 22-B of Highland Acres East, Section No. Four, and Lots 1-A and 2-A out of John Hamilton Survey No. 1, Abs. No. 405, consisting of 6 residential lots: L. Kimbler: Leslie Kimbler, City Planner presented the item to Council to conduct the public hearing. Mayor Pro Tem Thurman opened the public hearing at 6:36 p.m. and asked if anyone was interested in speaking, if so to approach the podium. There being no one wishing to speak, Mayor Pro Tem Thurman closed the public hearing at 6:37 p.m.

ACTION ITEMS:

Discuss and consider action. A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING A VARIANCE TO THE CODE OF ORDINANCES, SECTION 98-48 – BLOCKS AND LOTS FOR THE PROPOSED PRELIMINARY PLAT OF HILLTOP OAKS SUBDIVISION: L. Kimbler: Council Member Ricky Langley moved to approve and adopt Resolution No. R2023-53 as presented. Council

Member Tres Clinton seconded. The motion carried unanimously.

Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING THE "PRELIMINARY PLAT" OF HILLTOP OAKS SUBDIVISION, A PROPOSED 92-LOT RESIDENTIAL SUBDIVISION CONSISTING OF APPROXIMATELY 76.06 ACRES: L. Kimbler:

Council Member Joyce Laudenschlager moved to approve and adopt Resolution No. R2023-54 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, APPROVING THE "REPLAT" OF LOTS 17-A, 19-A, 21-B AND 22-B OF HIGHLAND ACRES EAST, SECTION NO. FOUR, AND LOTS 1-A AND 2-A OUT OF JOHN HAMILTON SURVEY NO. 1, ABS. NO. 405, A PROPOSED 6-LOT RESIDENTIAL SUBDIVISION CONSISTING OF APPROXIMATELY

10.686 ACRES: L. Kimbler: Council Member Tres Clinton moved to approve and adopt Resolution No. R2023-55 as presented. Council Member Mary Jane Shanes seconded. The motion carried unanimously.

Discuss and consider action: Award Request for Proposal (RFP) 2023-005 Pump Maintenance for Treatment Plant and Water Well Project bid: E. Belaj: Council Member Joyce Laudenschlager made a motion to award the bid for RFP2023-005 Pump Maintenance for Treatment Plant and Water Well Project to Jurgensen Pumps as presented. Council Member Mary Jane Shanes seconded. The motion carried unanimously.

Discuss and consider action: FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING THE CITY CODE OF ORDINANCES SECTION 74-38 GOLF COURSE RATES; PROVIDING FOR SEVERABILITY AND OPEN MEETINGS CLAUSES; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR OTHER RELATED MATTERS: T. Nash: Council Member Tres Clinton moved to approve the first reading of Ordinance No. 2023-32 as presented. Council Member Ricky Langley seconded. The motion carried unanimously.

Discuss and consider action: Direction to Staff regarding the FY 2023-2024 Fiscal Year Budget tax rate, current I&S debt, and the possible issuance of additional I&S supported debt: D. Vaughn: Council Member Ricky Langley made a motion directing the City Manager and staff to move forward with the financial adviser to issue debt for streets and to process the 2023-2024 Fiscal Year Budget and tax rate as discussed. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

Discuss and consider action: Request for property legally described as being 16.610 acres out of the Eugenio Perez Survey No. 41, ABS. No. 672, a portion of Springside Estates, to be served by on-site sewage facilities (septics). D. Vaughn: Council Member Mary Jane Shanes moved to approve the use of on-site sewage facilities (septic tanks) for the property legally described as being 16.610 acres out of the Eugenio Perez Survey No. 41, ABS. No. 672, a portion of Springside Estates, as presented. Council Member Ricky Langley seconded. The motion carried unanimously.

Discuss and consider action: Appointment of Council Members to a committee to review applications received for a vacant board position on the Burnet Economic Development Corporation (BEDC) Board of Directors: D. Vaughn: Council Member Joyce Laudenschlager moved to appoint Council Members Mary Jane Shanes, Ricky Langley, and Philip Thurman to the BEDC Application Review Committee. Council Member Tres Clinton seconded. The motion carried unanimously.


Discuss and consider action: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY, TO ACCEPT A GOLF COURSE GREENBELT EASEMENT, AN AVIGATION EASEMENT AND A WATER WARRANTY DEED FROM THE OWNER OF TWO TRACTS OF LAND ABUTTING BURNET MUNICIPAL GOLF COUSE HOLES FOUR, FIVE AND SIX: D. Vaughn: Council Member Tres Clinton moved to approve and adopt Resolution No. R2023-56 as presented. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

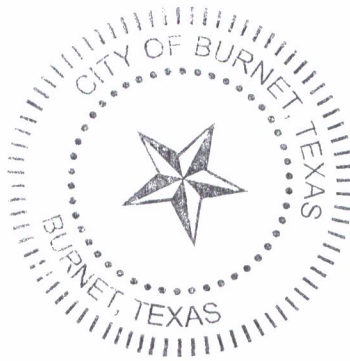
Council Member Mary Jane Shanes seconded. The motion carried unanimously.

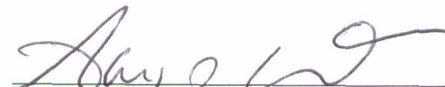
REQUESTS FROM COUNCIL FOR FUTURE REPORTS: In accordance with Resolution R2020-28 councilmembers may request the City Manager to prepare and present future report on matters of public interest: None.

ADJOURN: There being no further business a motion to adjourn was made by Council Member Mary Jane Shanes at 7:05 p.m. seconded by Council Member Joyce Laudenschlager. The motion carried unanimously.

ATTEST:


Kelly Dix, City Secretary




Gary Wideman, Mayor