

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

On this the 23rd day of April, 2024, 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 Gary Wideman
Council Members Dennis Langley, Ricky Langley, Philip Thurman, Joyce Laudenschlager, Tres Clinton, Mary Jane Shanes
City Manager David Vaughn
City Secretary Kelly Dix
Assistant City Secretary Maria Gonzales

Guests: Eric Belaj, Mark Ingram, Tony Nash, Patricia Langford, Tommy Gaut, Brian Lee, Leslie Kimbler, Diana Ward, Allison McKee, and Adrienne Feild

Call to Order: Mayor Wideman 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:

Annual Audit Report: Jaynes, Reitmeier, Boyd & Therrell, P. C.: D. Ward

A. Audited Annual Comprehensive Financial Report

B. Compliance and Internal Control Report under a Single Audit

C. Letter to City Council

Ms. Ward reported that audits have been conducted in various departments and the City was reported as being in compliance. The City currently has an unrestricted cash reserve of eight months' worth of operations and was described as healthy.

March 2024 Financial Report: P. Langford: Director of Finance, Patricia Langford, presented the March 2024 Financial Report to all present. Mrs. Langford reviewed individual fund revenues, expenses, and overall fund balances for the General Fund, Golf Fund, Utility Funds, and Airport Funds. Mrs. Langford stated that revenues continue to remain strong, and the golf course is especially doing well.

Chamber of Commerce Quarterly Report: A. McKee: Chamber Director, Allison McKee, reported on the various community gatherings that the Chamber facilitates, such as Coffee & Conversation and Business After Hours. These smaller events continue to do well and have steady attendance. Ms. McKee also reported that this year's Bluebonnet Festival had a record number of attendance with approximately 50-60,000 attendees. With their two main events behind them, Christmas on the Square and Bluebonnet Festival, Ms. McKee reported that Chamber staff will begin working on member reach out.

Municipal Court Quarterly Report: H. Sutton: Court Administrator Heather Sutton reported on the case status for the quarter. There were 341 new cases reported. Ms. Sutton also stated that the website has been updated with new information and updates will likely continue. Additionally, it was reported that the Municipal Court is working on a Youth Diversion Plan with Texas A&M AgriLife. Both Ms. Sutton and Judge Tinney will be attending seminars to receive certification updates in the upcoming months.

Golf Course Quarterly Report: T. Nash: General Manager for Delaware Springs, Tony Nash, reported on the golf course operations. Landscape maintenance has begun, the new golf cart purchasing process has begun, and the new fountain is working. Mr. Nash also reported on the parking lot progress and stated that the fraze mowing of collars has begun and is still a work in progress.

CONSENT AGENDA:

Approval of the March 26, 2024 City Council Workshop Meeting Minutes

Approval of the March 26, 2024 City Council Regular Meeting Minutes

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

PUBLIC HEARINGS/ACTION: Public hearing and consideration of the following items:

Public Hearing and Action: 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 PROPERTIES KNOWN AS THE 101 HAMILTON CREEK CIRCLE, 103 HAMILTON CREEK CIRCLE, 105 HAMILTON CREEK CIRCLE, 109 HAMILTON CREEK CIRCLE, 113 HAMILTON CREEK CIRCLE, 117 HAMILTON CREEK CIRCLE, 119 HAMILTON CREEK CIRCLE, 108 HAMILTON CREEK CIRCLE, 104 HAMILTON CREEK CIRCLE, 100 HAMILTON CREEK CIRCLE, 800 HAMILTON CREEK EAST DRIVE, 900 HAMILTON CREEK DRIVE, 800 HAMILTON CREEK #12, 800 HAMILTON CREEK WEST DRIVE, AND 906 HAMILTON CREEK CIRCLE FROM THEIR PRESENT DESIGNATION OF HEAVY COMMERCIAL – DISTRICT “C-3” TO A DESIGNATION OF MANUFACTURED HOME – DISTRICT “M-1”; AND PROPERTY KNOWN AS 100 S HAMILTON CREEK DRIVE FROM ITS PRESENT DESIGNATION OF HEAVY COMMERCIAL – DISTRICT “C-3” TO A DESIGNATION OF LIGHT COMMERCIAL – DISTRICT “C-1”. L. Kimbler:

Staff Presentation: Leslie Kimbler, Planning Manager presented the item.

Public Hearing: Mayor Gary Wideman opened the public hearing at 6:04 p.m. and asked if anyone was interested in speaking, if so to approach the podium. There being no one wishing to speak, Mayor Wideman closed the public hearing at 6:05 p.m.

Consideration and action: Council Member Ricky Langley moved to approve the first reading of Ordinance No. 2024-10 as presented. Council Member Philip Thurman seconded. The motion carried unanimously.

Public Hearing and Action: 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 PROPERTY KNOWN AS 1736 W HWY 29 FROM ITS PRESENT DESIGNATION OF MEDIUM COMMERCIAL – DISTRICT “C-2” TO A DESIGNATION OF HEAVY COMMERCIAL – DISTRICT “C-3” WITH A CONDITIONAL USE PERMIT TO ALLOW THE USE “MINI STORAGE WAREHOUSE”. L. Kimbler:

Staff Presentation: Leslie Kimbler, Planning Manager presented the item.

Public Hearing: Mayor Gary Wideman opened the public hearing at 6:05 p.m. and asked if anyone was interested in speaking, if so to approach the podium. There being no one wishing to speak, Mayor Wideman closed the public hearing at 6:06 p.m.

Consideration and action: Council Member Tres Clinton moved to approve the first reading of Ordinance No. 2024-11 as presented. Council Member Philip Thurman seconded. The motion carried unanimously.

Public Hearing and Action Item: FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING CODE OF ORDINANCES, CHAPTER 118 (ENTITLED “ZONING”) FOR THE PURPOSE OF REMOVING THE USE “MANUFACTURED HOUSING AND SERVICES” FROM HEAVY COMMERCIAL – DISTRICT “C-3” AND RESTRICTING “MANUFACTURED HOMES SALES AND SERVICES” USES TO HEAVY COMMERCIAL – DISTRICT “C-3” AND LIGHT INDUSTRIAL “I-1” WITH A CONDITIONAL USE PERMIT; PROVIDING FOR PENALTY; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE. L. Kimbler:

Staff Presentation: Leslie Kimbler, Planning Manager presented the item.

Public Hearing: Mayor Gary Wideman opened the public hearing at 6:06 p.m. and asked if anyone was interested in speaking, if so to approach the podium. There being no one wishing to speak, Mayor Wideman closed the public hearing at 6:07 p.m.

Consideration and action: Council Member Philip Thurman moved to approve the first reading of Ordinance No. 2024-12 as presented. Council Member Tres Clinton seconded. The motion carried unanimously.

The City Council of the City of Burnet shall conduct a public hearing to receive public testimony and comments on the merits of a proposed “Preliminary Plat” for approximately 11.76 acres out of Eugenio Perez Subdivision No. 41, Abs. No. 672, and the Susano Hernandez Survey No. 40, Abs. No. 398. The proposed “Preliminary Plat” will establish Delaware Springs Subdivision, Section 25, consisting of 27 residential lots. L. Kimbler:

Public Hearing: Mayor Gary Wideman opened the public hearing at 6:07 p.m. and asked if anyone was interested in speaking, if so to approach the podium. There being no one wishing to speak, Mayor Wideman closed the public hearing at 6:08 p.m.

ACTION ITEMS:

Discuss and consider action: SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING THE CITY CODE OF ORDINANCES SECTION 74-38(a) GOLF COURSE DAILY RATES; PROVIDING FOR SEVERABILITY AND EFFECTIVE DATE: T. Nash: Council Member Mary Jane Shanes moved to approve and adopt Ordinance 2024-09 as presented. Council Member Tres Clinton seconded. The motion carried unanimously.

Discuss and consider action: FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING CODE OF ORDINANCE CHAPTER 2 (ENTITLED "ADMINISTRATION"), BY AMENDING ARTICLE I (ENTITLED "IN GENERAL") AND ARTICLE II (ENTITLED "COUNCIL") AND ARTICLE IV (ENTITLED "OFFICERS AND DEPARTMENTS") TO COMPLY WITH THE CITY CHARTER, STATE LAW AND CURRENT CITY PRACTICES AND POLICIES; PROVIDING FOR PENALTY; 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 2024-13 as presented. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

Discuss and consider action: Appointment of members to the City of Burnet Zoning Board of Adjustments: D. Vaughn: Council Member Philip Thurman moved to appoint members: Kim Winkler, Caleb Williams, and Habib Erkan, Jr. to the Zoning Board of Adjustments. Council Member Ricky Langley seconded. The motion carried unanimously.

Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING VARIANCES TO THE CODE OF ORDINANCES, SECTION 98-42 – TRANSPORTATION IMPROVEMENTS AND SECTION 98-48 – BLOCKS AND LOTS FOR THE PROPOSED PRELIMINARY PLAT OF DELAWARE SPRINGS SUBDIVISION, SECTION 25: L. Kimbler: Council Member Tres Clinton moved to approve and adopt Resolution 2024-25 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 PRELIMINARY PLAT OF DELAWARE SPRINGS SUBDIVISION, SECTION 25, A PROPOSED 26-LOT RESIDENTIAL SUBDIVISION CONSISTING OF APPROXIMATELY 11.76 ACRES: L. Kimbler: Council Member Mary Jane Shanes moved to approve and adopt Resolution 2024-26 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 DESIGNATING CERTAIN CITY OFFICIALS TO SIGN CHECKS AND OTHER DISBURSEMENTS FOR ANY AUTHORIZED DEPOSITORY OF THE CITY OF BURNET, TEXAS: P. Langford: Council Member Ricky Langley moved to approve and adopt Resolution 2024-28 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 BIENNIAL AGREEMENT WITH GABRIEL, RODER, SMITH AND COMPANY FOR ACTUARIAL SERVICES PER THE MASTER AGREEMENT AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID ENGAGEMENT LETTER ON BEHALF OF THE CITY: P. Langford: Council Member Joyce Laudenschlager moved to approve and adopt Resolution 2024-29 as presented. Council Member Mary Jane Shanes seconded. The motion carried unanimously.

Discuss and consider action: Authorization and approval to purchase one (1) 2024 Chevrolet Blazer: B. Lee: Council Member Ricky Langley moved to approve and authorize the purchase as presented. Council Member Dennis Langley seconded. The motion carried unanimously.

Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING A FORTY-YEAR AIRPORT GROUND LEASE AGREEMENT WITH CAREFLITE FOR APPROXIMATELY 0.972 +/- ACRES LOCATED AT THE SOUTH END OF THE AIRPORT: A. Feild: Council Member Mary Jane Shanes moved to approve and adopt Resolution 2024-30 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 A CONTRACT FOR MUNICIPAL COURT PROSECUTOR SERVICES: D. Vaughn: Council Member Philip Thurman moved to approve and adopt Resolution 2024-31 as presented. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

Discuss and consider action: FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS ESTABLISHING AN EXEMPTION FROM AD VALOREM TAXES FOR QUALIFYING CHILD-CARE FACILITY PROPERTIES: D. Vaughn: Council Member Mary Jane Shanes moved to approve the first reading of Ordinance 2024-14 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, TO SUSPEND THE EFFECTIVE DATE PROPOSED BY ATMOS – MIDTEX (ATMOS-MIDTEX) TO INCREASE RATES UNDER THE GAS RELIABILITY INFRASTRUCTURE PROGRAM FOR 45 DAYS, AND AUTHORIZE THE CITY’S CONTINUED PARTICIPATION IN A COALITION OF CITIES KNOWN AS THE ATMOS TEXAS MUNICIPALITIES: D. Vaughn: Council Member Ricky Langley moved to approve and adopt Resolution 2024-27 as presented. Council Member Mary Jane Shanes seconded. The motion carried unanimously.

Executive Session: The City of Burnet City Council shall meet in Executive Session in accordance to the provision of the Open Meetings Act, Texas Government Code, Chapter 551, and Sub-section 551.074 regarding deliberation on the appointment, employment, and duties of an acting City Manager: D. Vaughn: Council Member Joyce Laudenschlager moved to convene to Executive Session at 7:19 p.m. Council Member Mary Jane Shanes seconded the motion carried unanimously.


RECONVENE TO REGULAR SESSION FOR POSSIBLE ACTION: Council Member Mary Jane Shanes moved to convene to regular session at 7:44 p.m. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

Discuss and consider action: To confirm the City Manager’s appointment of an Acting City Manager who may serve in times of absence or disability of the City Manager: D. Vaughn: Mayor Gary Wideman made a motion appointing Police Chief Brian Lee as Acting City Manager as presented. Council Member Philip Thurman seconded. The motion carried unanimously.

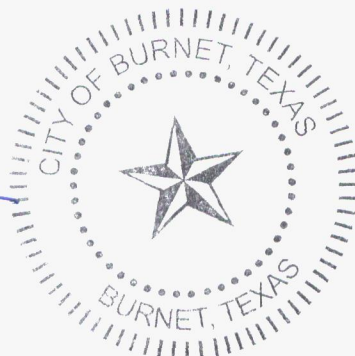
REQUESTS FROM COUNCIL FOR FUTURE REPORTS: In accordance with Resolution R2020-28 councilmembers may request the City Manager to prepare and present future report on matters of public interest: None.

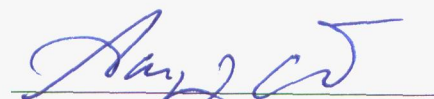
ADJOURN: There being no further business a motion to adjourn was made by Council Member Mary Jane Shanes at 7:45 p.m. seconded by Council Member Philip Thurman. The motion carried unanimously.

ATTEST:



Maria Gonzales, City Secretary





Gary Wideman, Mayor