

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

On this the 27<sup>th</sup> day of June, 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                               Gary Wideman  
Council Members               Dennis Langley, Mary Jane Shanes, Ricky Langley, Philip Thurman, Tres Clinton,  
  Joyce Laudenschlager  
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, Joy Biscotto, Wade Langley

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

CONVENE TO DANGEROUS STRUCTURE BOARD OF APPEALS: Council Member Mary Jane Shanes moved to convene as Dangerous Structure Board of Appeals at 6:01 p.m. Council Member Philip Thurman seconded the motion carried unanimously.

City Council shall recess from its regular meeting session and convene as the Dangerous Structure Board of Appeals to conduct a public hearing and consider whether the building located at 300 N. Water Street, Burnet Texas is a dangerous structure. The hearing shall be conducted as follows: Chief Lee updated all present on the current situation with the property that sustained substantial fire damage and has been deemed structurally unsafe.

Public Hearing: To receive comments and testimony from the property owner, and other interested parties: Mayor Gary Wideman opened the public hearing at 6:11 p.m. for anyone wishing to speak in favor or against this item to please approach the podium and state your name and address for the record. There being now one requesting to speak, Mayor Wideman closed the public hearing at 6:12 p.m.

Discuss and consider action: An Order of the Dangerous Structure Board determining whether the building located at 300 N. Water Street, Burnet Texas, is a dangerous structure: Council Member Ricky Langley made a motion to approve and execute Order No. 2023-06-27-001 as presented. Council Member Dennis Langley seconded. The motion carried unanimously.

RECONVENE TO REGULAR SESSION: Council Member Mary Jane Shanes moved to convene to regular session. Council Member Philip Thurman seconded. The motion carried unanimously.

SPECIAL REPORTS/RECOGNITION:

May 2023 Financial Report: P. Langford: Director of Finance, Patricia Langford reviewed the May 2023 Financial Report for all present to include revenue received, expenses and fund balance for all funds. All funds are currently tracking with budget.

Fire Department Quarterly Report: M. Ingram: Fire Chief Mark Ingram reviewed current staffing levels, call volumes by the day, week, and area for the quarter. Chief Ingram also updated all present on the current fleet status and fire calls for the quarter.

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 13, 2023 Council Regular Meeting minutes

Approval of the June 13, 2023 Council Workshop Meeting minutes

Member Philip Thurman moved to approve the consent agenda as presented. Council Member Ricky Langley seconded. The motion carried unanimously.

PUBLIC HEARINGS/ACTION:

Public Hearing and consideration of the following items:

SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY COUCIL OF THE CITY OF BURNET, TEXAS, AMENDING CODE OF ORDINANCES, CHAPTER 118 (ENTITLED "ZONING") FOR THE PURPOSE OF ESTABLISHING THE FOLLOWING NEW RESIDENTIAL SINGLE-FAMILY ZONING CLASSIFICATIONS: "R-1-17"; "R-1-10"; "R-1-4"; "R-1-4E"; "R-1-3"; "R-1-3E"; "R-1-2"; AND "R-1-2E: D.

Vaughn: David Vaughn, City Manager, presented the item to Council to conduct the second public hearing, discuss, and take action on the first reading of Ordinance 2023-17.

Public Hearing: Mayor Wideman 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 Wideman closed the public hearing at 6:31 p.m.

Consideration and action: Council Member Philip Thurman moved to approve and adopt Ordinance No. 2023-17 as presented. Council Member Ricky Langley seconded. The motion carried unanimously.

ACTION ITEMS:

Discuss and consider action. SECOND AND FINAL READING OF A RESOLUTION BY THE CITY COUNCIL AUTHORIZING THE CONSTRUCTION OF A HOTEL AT THE CROSSING AT 281 SUBDIVISION AS A PROJECT THE BURNET ECONOMIC DEVELOPMENT CORPORATION MAY INCENTIVIZE THROUGH A PERFORMANCE AGREEMENT WITH THE HOTEL DEVELOPER: D.

Vaughn: Council Member Mary Jane Shanes moved to approve and adopt Resolution No. R2023-42 as presented. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

Discuss and consider action: SECOND AND FINAL READING OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET TEXAS APPROVING THE CONSTRUCTION OF PUBLIC RESTROOMS ON THE PUBLIC PARKING LOT OWNED BY THE BURNET ECONOMIC DEVELOPMENT CORPORATION AS A PROJECT UNDER THE TEXAS ECONOMIC DEVELOPMENT ACT AND APPROVING A CHAPTER 380 AGREEMENT WITH SAID CORPORATION TO PROVIDE THE FUNDING FROM HOTEL OCCUPANCY TAX REVENUE AND THE GENERAL FUND REVENUE TO COMPLETE THE PROJECT TO PROMOTE THE CREATION OF JOBS AND NEW AND EXPANDED BUSINESS OPPORTUNITIES IN THE CITY OF BURNET: D. Vaughn: Council Member Philip Thurman moved to approve and adopt Resolution No. R2023-40 as presented. Council Member Mary Jane Shanes seconded. Mayor Gary Wideman called for a roll vote following Council discussion of the item. Council Members Philip Thurman, Mary Jane Shanes, Joyce Laudenschlager, Ricky Langley, and Mayor Gary Wideman voted in favor. Council Members Dennis Langley and Tres Clinton voted against. The motion carried with five in favor and two opposed.

SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING THE CODE OF ORDINANCE TO RECODIFY HISTORIC PRESERVATION REGULATIONS IN CHAPTER 118 (ENTITLED "ZONING") AND MAKING SUBSTANTIVE REVISIONS TO ESTABLISH THE POSITION OF HISTORIC PRESERVATION OFFICER TO ADMINISTER THE REGULATIONS AND ESTABLISHING A CERTIFICATE OF APPROPRIATENESS PERMIT FEE; MAKING REVISIONS TO CITY CODE CHAPTERS 2 (ENTITLED "ADMINISTRATION") AND CHAPTER 22 (ENTITLED "SIGNS") TO COMPORT WITH THE RECODIFICATION; PROVIDING FOR PENALTY; 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 the first reading of Ordinance No. 2023-18 as presented. Council Member Philip Thurman seconded. The motion carried unanimously.

SECOND AND FINAL 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 CURRENTLY ZONED SINGLE-FAMILY RESIDENTIAL – DISTRICT "R-1", LOCATED AT THE CORNER OF EAST BRIER LANE AND NORTH WOOD STREET, LEGALLY DESCRIBED AS: LOT 3-A, BLOCK 11, PETER KERR DONATION, WITH DUPLEX – DISTRICT "R-2": L. Kimbler: Council Member Tres Clinton moved to approve the first reading of Ordinance No. 2023-20 as presented. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

SECOND AND FINAL 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 CURRENTLY ZONED HEAVY COMMERCIAL – DISTRICT “C-3”, LEGALLY DESCRIBED AS: LOT 2B, BLOCK B, THE CROSSINGS AT 281 SUBDIVISION, WITH LIGHT COMMERCIAL – DISTRICT “C-1”: L. Kimbler: Council Member Philip Thurman moved to approve the first reading of Ordinance No. 2023-21 as presented. Council Member Mary Jane Shanes seconded. The motion carried unanimously.

SECOND AND FINAL 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: S4150 KERR DONATION, BLOCKS 2 AND 7, 8.75 ACRES FROM ITS’ CURRENT DESIGNATION OF “AGRIGULTURE” TO A DESIGNATION OF “GOVERNMENT”: L. Kimbler: Council Member Tres Clinton moved to approve the first reading of Ordinance No. 2023-22 as presented. Council Member Mary Jane Shanes seconded. The motion carried unanimously.

SECOND AND FINAL 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 CURRENTLY ZONED LIGHT COMMERCIAL – DISTRICT “C-1” AND AGRICULTURE – DISTRICT “A” LEGALLY DESCRIBED AS: S4150 KERR DONATION, BLOCKS 2 AND 7, 8.75 ACRES WITH GOVERNMENT – DISTRICT “G”: L. Kimbler: Council Member Tres Clinton moved to approve the first reading of Ordinance No. 2023-23 as presented. Council Member Philip Thurman seconded. The motion carried unanimously.

SECOND AND FINAL READING OF AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 98 (ENTITLED “SUBDIVISIONS”), BY AMENDING THE REQUIREMENT FOR BUILDING SETBACK LINES ON PLATS: L. Kimbler: Council Member Mary Jane Shanes moved to approve the first reading of Ordinance No. 2023-24 as presented. Council Member Ricky Langley seconded. The motion carried unanimously.

Discuss and consider action: Authorization and approval to purchase Sig Pro P320 handguns and related equipment: B. Lee: Council Member Tres Clinton moved to approve and authorize the purchase of the Sig Pro P320 handguns and related equipment for the Burnet Police Department as presented. 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 A LETTER OF INTENT WITH CAREFLITE TO GROUND LEASE PROPERTY AT THE BURNET MUNICIPAL AIRPORT: A. Field: Council Member Tres Clinton moved to approve and adopt Resolution No. R2023-49 as presented. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

Discuss and consider action: Appointments to the Burnet Police Department Citizen Advisory Board: K. Dix: Council Member Mary Jane Shanes move to appoint Buddy Coker, Cindia Talamantez and Lance Gunn to the Burnet Police Department Citizen Advisory Board for a two year term to end June 30, 2025, as presented. Council Member Ricky Langley seconded. The motion carried unanimously.

Discuss and consider action: Burnet Economic Development Corporation (BEDC) board appointments: K. Dix: Council Member Mary Jane Shanes made a motion to appoint Ricky Langley to the Council position vacated by Crista Goble Bromley at the end of her Mayoral term on the BEDC Board and to re-appoint City Manager David Vaughn for a term of two years that will end on June 30, 2025; and to pass on appointment of a member to fill the at large position vacated by Wayne Brown until City Council has established a committee to review the applications submitted for board appointments. Council Member Philip Thurman seconded. The motion carried unanimously.

Discuss and consider action: Appointment of members to the Burnet Airport Advisory Board: K. Dix: Pass. No action taken.

Discuss and consider action: Appointment of members to the City of Burnet Planning and Zoning Commission: K. Dix: Council Member Mary Jane Shanes moved to re-appoint Tommy Gaut, Herve Derek Fortin, and Glenn Teague to another two year term on the Burnet Planning and Zoning Commission as presented. The term will end June 30, 2025. Council Member Joyce Laudenschlager second. The motion carried unanimously.

Discuss and consider action: Appointment of members to the Burnet Historic and Preservation Board: K. Dix: Council Member Philip Thurman moved to appoint Crista Bromley and Jessica Haile to the Burnet Historic and

Preservation Board for a term of two years that will end on June 30, 2025. 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: K. Dix: Pass. No action taken.

Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AUTHORIZING AMERICAN RESCUE PLAN ACT GRANT (ARPA) FUNDING FROM THE FEDERAL AVIATION ADMINISTRATION THROUGH THE TEXAS DEPARTMENT OF TRANSPORTATION - AVIATION DIVISION; AND AUTHORIZING THE CITY MANAGER TO EXECUTE DOCUMENTS AND TAKE ACTIONS TO FACILITATE SUCH ACCEPTANCE: A. Field: Council Member Mary Jane Shanes moved to approve and adopt Resolution No. 2023-50 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 AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH GRECO CONSTRUCTION, INC., FOR THE HILL COUNTRY CHILDREN'S ADVOCACY CENTER BUILDING AS A COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT: D. Vaughn: Council Member Ricky Langley moved to approve and adopt Resolution No. R2023-52 as presented. Council Member Joyce Laudenschlager seconded. The motion carried unanimously.

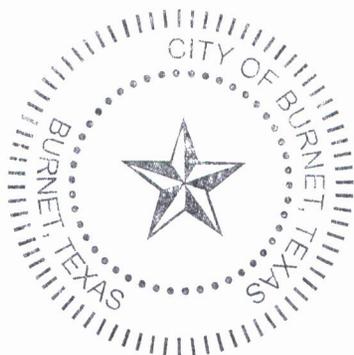
Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS AUTHORIZING THE PLACEMENT OF ELECTRIC CONDUIT FOR FUTURE DEVELOPMENT OF CREEKFALL SUBDIVISION PHASE THREE AND FOUR AND THE ABUTTING R-3 ZONING CLASSIFICATION PROPERTY: D. Vaughn: Council Member Tres Clinton moved to approve and adopt Resolution No. R2023-51 as presented. Council Member Joyce Laudenschlager seconded. Mayor Wideman stated for the record that Council Member Ricky Langley filed an Affidavit of Conflict of Interest for this item and recused himself from the vote. Council Members Dennis Langley, Philip Thurman, Mary Jane Shanes, Tres Clinton, Joyce Laudenschlager and Mayor Gary Wideman voted in favor; Council Member Ricky Langley recused himself. The motion carried with six in favor and one recusal.

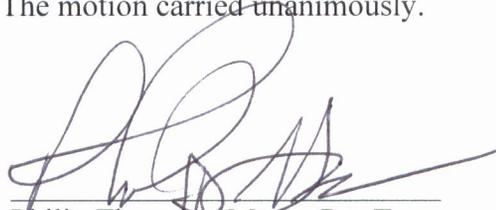
REQUESTS FROM COUNCIL FOR FUTURE REPORTS: In accordance with Resolution R2020-28 councilmembers may request the City Manager to prepare and present future report on matters of public interest: Council Member Philip Thurman requested and update report on capital projects related to the revenue from the sale of property to Jordan Shipley.

ADJOURN: There being no further business a motion to adjourn was made by Council Member Mary Jane Shanes at 7:34 p.m. seconded by Council Member Joyce Laudenschlager. The motion carried unanimously.

**ATTEST:**

  
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Kelly Dix, City Secretary



  
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Philip Thurman, Mayor Pro Tem