



## **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 **13<sup>th</sup> day of August 2024**, 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.

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) CAF Report: Tim Reynolds

**2. 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.)*

2.1) Approval of the July 23, 2024, City Council Regular Meeting Minutes

### **3. PUBLIC HEARINGS/ACTION:**

3.1) Public Hearing and Action: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING ORDINANCE NO. 2012-09 AND THE OFFICIAL FUTURE LAND USE MAP OF THE CITY BY ASSIGNING THE PROPERTY KNOWN AS 400 N WEST STREET FROM ITS PRESENT DESIGNATION OF RESIDENTIAL TO A DESIGNATION OF GOVERNMENT; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: L. Kimbler

3.2) Public Hearing and Action: 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 205 S HILL ST., 307 S HILL ST., 309 S HILL ST., 1006 E LEAGUE ST., 303 LEAGUE CT., 304 LEAGUE CT., 305 LEAGUE CT., 306 LEAGUE CT., 307 LEAGUE CT., 308 LEAGUE CT., 309 LEAGUE CT., 310 LEAGUE CT., FROM THEIR PRESENT DESIGNATION OF MULTI-FAMILY RESIDENTIAL – DISTRICT “R-3” TO A DESIGNATION OF SINGLE-FAMILY RESIDENTIAL – DISTRICT “R-1”; PROPERTY KNOWN AS 1001 E POLK ST FROM THE PRESENT DESIGNATION OF MULTI-FAMILY RESIDENTIAL – DISTRICT “R-3” TO A DESIGNATION OF MEDIUM COMMERCIAL – DISTRICT “C-2”; PROPERTY KNOWN AS 703 N MAIN ST FROM THE PRESENT DESIGNATION OF SINGLE-FAMILY RESIDENTIAL – DISTRICT “R-1” TO A DESIGNATION OF GOVERNMENT – DISTRICT “G”; AND PROPERTY KNOWN AS 400 N WEST ST FROM THE PRESENT DESIGNATIONS OF SINGLE-FAMILY RESIDENTIAL – DISTRICT “R-1”, LIGHT COMMERCIAL – DISTRICT “C-1” AND MEDIUM COMMERCIAL – DISTRICT “C-2” TO A DESIGNATION OF GOVERNMENT – DISTRICT “G”; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE : L. Kimbler

3.3) Public Hearing and Action: 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 303 BLUEBONNET STREET FROM THE PRESENT DESIGNATIONS OF SINGLE-FAMILY – “R-1” AND LIGHT COMMERCIAL – DISTRICT “C-1” TO A DESIGNATION OF NEIGHBORHOOD COMMERCIAL – DISTRICT “NC”; PROPERTY KNOWN AS 3029 EAST STATE HIGHWAY 29 FROM THE PRESENT DESIGNATION OF SINGLE-FAMILY RESIDENTIAL – DISTRICT “R-1” TO A DESIGNATION OF GOVERNMENT – DISTRICT “G”; AND PROPERTY KNOWN AS 1958 COUNTY ROAD 340 FROM THE PRESENT DESIGNATION OF SINGLE-FAMILY RESIDENTIAL – DISTRICT “R-1” TO A DESIGNATION OF GOVERNMENT – DISTRICT “G”; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE : L. Kimbler

3.4) Public Hearing and Action: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING ORDINANCE NO. 2012-09 AND THE OFFICIAL FUTURE LAND USE MAP OF THE CITY OF BURNET BY ASSIGNING THE PROPERTY KNOWN AS 104 COUNTY ROAD 108 FROM ITS PRESENT DESIGNATION OF RESIDENTIAL TO A DESIGNATION OF COMMERCIAL; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: L. Kimbler

3.5) Public Hearing and Action: 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 OF BURNET BY REZONING PROPERTY KNOWN AS 104

COUNTY ROAD 108 FROM ITS PRESENT DESIGNATION OF NEIGHBORHOOD COMMERCIAL – DISTRICT “NC” TO A DESIGNATION OF LIGHT COMMERCIAL – DISTRICT “C-1” WITH A CONDITIONAL USE PERMIT TO ALLOW “ASSISTED RETIREMENT LIVING”; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: L. Kimbler

3.6) Public Hearing and Action: 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 REZONING PROPERTY LOCATED AT THE NORTH CORNER OF COUNTY ROAD 108 AND NORTH WATER STREET FROM ITS CURRENT DESIGNATION OF AGRICULTURE – DISTRICT “A” TO A DESIGNATION OF LIGHT COMMERCIAL – DISTRICT “C-1” WITH A CONDITIONAL USE PERMIT TO ALLOW “GASOLINE SALES AND ALCOHOL SALES” AND A CONDITIONAL USE PERMIT TO ALLOW FOR “PACKAGED LIQUOR STORE FOR OFF PREMISE CONSUMPTION SALES”; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: L. Kimbler

3.7) Public Hearing and Action: 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 REZONING PROPERTY KNOWN AS 402 AND 404 NORTH WATER STREET FROM ITS CURRENT DESIGNATIONS OF MEDIUM COMMERCIAL – DISTRICT “C-2” AND SINGLE-FAMILY RESIDENTIAL – DISTRICT “R-1” TO A DESIGNATION OF LIGHT COMMERCIAL – DISTRICT “C-1” WITH A CONDITIONAL USE PERMIT TO ALLOW “GASOLINE SALES AND ALCOHOL SALES”; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE: L. Kimbler

#### **4. ACTION ITEMS:**

4.1) Discuss and consider action: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING CODE OF ORDINANCE CHAPTER 22 (ENTITLED “BUILDING AND BUILDING REGULATIONS”) AND CHAPTER 46 (“ENTITLED FIRE PREVENTION AND PROTECTION”) TO RECODIFY THE INTERNATIONAL FIRE CODE, IN CHAPTER 46; REPEAL DUPLICATIVE AND CONFLICTING PROVISIONS OF CHAPTER 46, TO REPEAL, IN ITS ENTIRETY, ORDINANCE NO. 2001-26 AND REPLACE IT WITH THIS ORDINANCE, ADOPTING THE 2021 EDITION OF THE INTERNATIONAL FIRE CODE, INCLUDING AMENDMENTS A, B, C, D, E, F, G, H, I, K, AND L, AMEND SECTION 46-3 (OUTDOOR BURNING) AND AMEND THE TEXT RELATING TO THE FIRE MARSHAL TO COMPLY WITH THE CITY CHARTER: Mark Ingram.

4.2) Discuss and consider action: Approval of Burnet Economic Development Corporation Board appointments: M. Gonzales

4.3) Discuss and consider action: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AUTHORIZING AN AGREEMENT WITH NEWGEN

STRATEGIES AND SOLUTIONS, LLC TO CONDUCT A REVIEW OF THE CITY'S WATER AND WASTEWATER IMPACT FEES: K. McBurnett

4.4) Discuss and consider action: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AUTHORIZING THE APPROVAL OF THE EMPLOYEE BENEFITS PLAN FOR THE 2024-2025 FISCAL YEAR: H. Archer

4.5) Discuss and consider action: Appointment of up to two Council Members to serve on the Street Committee: E. Belaj

4.6) Discuss and consider action: AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, ORDERING THE ADOPTION OF THE DOCUMENT ENTITLED "CITY OF BURNET HOME RULE CHARTER AS AMENDED MAY 2024" TO COMPLETELY REPLACE THE CURRENTLY PUBLISHED CHARTER IN ORDER TO PROVIDE A CHARTER THAT ACCURATELY REFLECTS THE WILL OF THE VOTERS THROUGH THE AMENDMENTS APPROVED IN THE MAY 4, 2024 CHARTER AMENDMENT SPECIAL ELECTION: K. McBurnett

4.7) Discuss and consider action: AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING CITY OF BURNET ORDINANCE NO. 2019-10 AND SECTION 110-40 DROUGHT CONTINGENCY PLAN; PROVIDING FOR PENALTY; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE: E. Belaj

4.8) Discuss and consider action: Approval and authorization to purchase 50 water filled barricades for the street department. B. Lee

4.9) Discuss and consider action: AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 106 (ENTITLED "TRAFFIC AND VEHICLES") BY ADDING A NEW SECTION 106-67 RESTRICTING PARKING ON DELAWARE SPRINGS BOULEVARD; PROVIDING FOR PENALTY; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE: B. Lee

4.10) Discuss and consider action: AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 106 (ENTITLED "TRAFFIC AND VEHICLES") BY ADDING A NEW SECTION 106-68 RESTRICTING PARKING ON CERTAIN PORTIONS OF PIERCE STREET; PROVIDING FOR PENALTY; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE: B. Lee

4.11) Discuss and consider action: Approval and authorization to purchase TruNarc unlimited instrument for the identification of unknown substances: B. Lee

4.12) Discuss and consider action: Vote on the maximum tax rate that would be considered for the fiscal year 2024-2025 budget and schedule the public tax rate hearing (if applicable) and meeting for final vote to adopt the tax rate: P. Langford

4.13) Discuss and consider action: Appointment of a City Council Strategic Planning and Service Level Subcommittee: P. Thurman

4.14) Discuss and consider action: A resolution of the City Council of the City of Burnet, Texas restricting the proceeds from the sale of equipment to the Self-Funded reserve accounts; restricting the use of certain reserves for street projects, and depositing restricted funds in accordance with the City's Investment Policy: P. Langford

4.15) Discuss and consider action: A resolution of the City Council of the City of Burnet, Texas authorizing the use of council restricted funds and restricted bond proceeds for the City Hall project; the use of restricted water impact fee funds for water plant generators; use of council restricted funds for the purchase of electric equipment; and the use of council restricted funds for Galloway Hammond capital maintenance projects: P. Langford

**5. 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 matters of public interest.

**6. ADJOURN:**

Dated this 9<sup>th</sup> day of August 2024

**City of Burnet**

**Mayor Gary Wideman**

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 August 9, 2024 at or before 6 o'clock p.m. and remained posted continuously for at least 72 hours preceding the scheduled time of said meeting.

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Maria Gonzales, 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).*