

RESOLUTION NO. R2024-62

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 DEPT. EQUIPMENT; AND THE USE OF COUNCIL RESTRICTED FUNDS FOR GALLOWAY HAMMOND CAPITAL PROJECTS:

WHEREAS, the City Council of the City of Burnet, Texas (the "Council") has formally approved a separate Investment Policy for the City of Burnet (the "City") that meets the requirements of the Public Funds Investment Act (PFIA), Section 2256 of the Texas Local Government Code; and

WHEREAS, the Investment Policy is reviewed and adopted annually by the Council, complies with the PFIA, and authorizes the investment of City funds in safe and prudent investments; and

WHEREAS, it is advantageous for the City to withdraw and deposit restricted fund assets for the purpose of investment as provided for herein; and

WHEREAS, the Council has identified as a priority the construction of a new city hall facility.

WHEREAS, on July 27, 2021, the City issued Combination Tax and Revenue Certificates of Obligation, Series 2021 and deposited four million five thousand eight hundred nine and 91/100 dollars (\$4,005,809.91) into a restricted bond investment account for the purpose of providing funds for paying contractual obligations incurred or to be incurred for constructing, improving, and/or renovating a new City Hall facility, including the acquisition of land. The funds were deposited into Texpool account 2711100017 in accordance with the City's Investment Policy.

WHEREAS, the City established a Restricted by Council fund with general fund reserves as approved by Council in April 2023 in the amount of one million six hundred thousand and 00/100 dollars (\$1,600,000.00) for the purpose of constructing a new city hall facility. The funds were deposited into Texpool account 2711100031 in accordance with the City's Investment Policy.

WHEREAS, on September 12, 2023, the City issued Combination Tax and Revenue Certificates of Obligation, Series 2023 and deposited one million and 00/100 dollars (\$1,000,000.00) into a restricted bond investment account for the purpose of constructing, improving, extending and equipping the City's administration offices to include the City's utility billing and collections department, Municipal Court, engineering department and

related technology infrastructure. The funds were deposited into Texas Class account TX0104400004 in accordance with the City's Investment Policy.

WHEREAS, eight million six hundred thousand and 00/100 dollars (\$8,600,000.00) has been appropriated in the 2023-2024 budget for the new city hall facility.

WHEREAS, the Council has identified as a priority the purchase of generators for the Water Plant.

WHEREAS, the City established a community impact fee which shall be imposed against new development in order to generate revenues for funding or recouping the costs of capital improvements or facility expansions necessitated by and attributable to such new development (Ord. No. 2004-22, subsection 2.2, 12-14-04).

WHEREAS, the City has established a restricted water impact fee account with Texpool, (Account 2711100025) in accordance with the City's Investment Policy.

WHEREAS, three hundred ten thousand dollars and 00/100 dollars (\$310,000.00) has been appropriated in the 2023-2024 capital budget for the purchase of water plant generators of which the City has spent two hundred seventy-nine thousand nine hundred sixty-nine and 00/100 dollars (\$279,969.00) as of July 31, 2024.

WHEREAS, the Council has identified as a priority the purchase of a Digger Derrick truck for the Electric Department.

WHEREAS, the City established a Restricted by Council fund for Electric Capital Improvements with reserves of four hundred thousand and 00/100 dollars in September of 2022. The funds were deposited into Texpool account 2711100022 in accordance with the City's Investment Policy.

WHEREAS, three hundred fifty thousand and 00/100 dollars (\$350,000.00) has been appropriated in the 2023-2024 capital budget for the purchase of a Digger Derrick truck for the Electric department.

WHEREAS, the Electric Department received a quote to purchase a Digger Derrick truck for three hundred thirty-two thousand three hundred thirteen and 00/100 dollars (\$332,313.00) dollars. The quote includes the purchase of a 2023 International chassis for one hundred twelve thousand nine hundred seventy-five and 00/100 dollars (\$112,975.00).

WHEREAS, the Council approved the ordering of the Digger Derrick Truck for the Electric Department per Resolution No. R2023-60, and staff expects it to arrive in October 2024.

WHEREAS, the Council has identified as a priority the capital projects at the Galloway Hammond Recreation Center.

WHEREAS, the City established a Restricted by Council fund for Galloway Hammond capital projects with land sale proceeds of one hundred nine thousand eight hundred forty-four and 40/100 dollars (\$109,844.40) in December of 2022. The funds were deposited into Texpool account 2711100029 in accordance with the City's Investment Policy.

WHEREAS, four hundred thirty-four thousand five hundred and 00/100 dollars (\$434,500.00) has been appropriated in the 2023-2024 capital budget for Galloway Hammond Recreation Center capital projects of which the City has spent one hundred seventy thousand eight hundred seventy-eight and 30/100 dollars (\$170,878.30) as of July 31, 2024.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF BURNET, TEXAS, AS FOLLOWS:

Section One. Findings. The recitals set out above are hereby approved and incorporated herein for all purposes.

Section Two. Approval. The Council does hereby approve the use of the 2021 restricted bond funds plus interest in Texpool account 2711100017 and the use of the 2023 restricted bond funds plus interest in Tex Class account TX0104400004 for the City Hall Project in accordance with the bond restrictions. In addition, Council does hereby approve the use of the Restricted by Council funds of one million six hundred thousand and 00/100 dollars (\$1,600,000.00) plus interest in Texpool account 2711100031 for the new City Hall project as needed to complete the City Hall Project. (Approximately \$8m total restricted funds)

The Council does hereby approve the use of restricted water impact fee funds plus interest in Texpool account 2711100025 to reimburse the City's pooled cash account for generator purchases as approved in the budget up to two hundred thousand and 00/100 dollars (\$200,000.00).

The Council does hereby approve the use of the Restricted by Council funds in Texpool account 2711100022 to reimburse the City's operating funds for the future purchase of the Digger Derrick Truck and the cost of outfitting the truck for service in an amount not to exceed three hundred fifty thousand and 00/100 dollars (\$350,000.00).

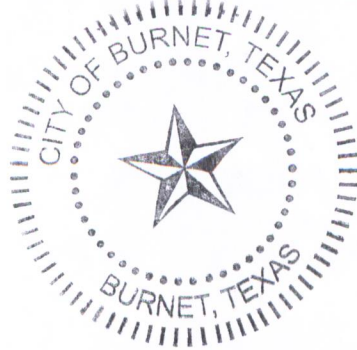
The Council does hereby approve the use of the Restricted by Council funds of one hundred nine thousand eight hundred forty-four and 00/100 dollars (\$109,844.40) plus interest in Texpool account 2711100029 to reimburse the City's operating funds for Galloway Hammond Capital Maintenance project expenses as approved in the budget.

Section Three. Authorization. The City Manager and the Finance Director are authorized and directed to take those actions that are reasonably necessary to facilitate the purpose of this Resolution.


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 on this the 13th day of August 2024.




CITY OF BURNET, TEXAS



Gary Wideman, Mayor

ATTEST:



Maria Gonzales, City Secretary