



## NOTICE OF MEETING OF THE GOVERNING BODY OF THE CITY OF BURNET

2402 S. Water Street (Hwy 281 South, Burnet Municipal Airport) Burnet, TX

Tuesday, September 09, 2025 at 5:00 PM

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Notice is hereby given that a **Regular City Council Meeting** will be held by the governing body of the City of Burnet on **Tuesday, September 09, 2025** at 5:00 PM 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:

Attendance By Other Elected or Appointed Officials: It is anticipated that the Burnet Economic Development Corporation Board, Planning & Zoning Commission, Historic Board, Zoning Board of Adjustment, Airport Advisory Board, Burnet Municipal Golf Course Advisory Committee, and Police Department Citizen Advisory Board members may attend the City Council Meeting at the date and time above in numbers that may constitute a quorum. Notice is hereby given that at the City Council Meeting at the date and time above, no Board or Commission action will be taken by such in attendance unless such item and action are specifically provided on a separate agenda posted subject to the Texas Open Meeting Act. This is not an agenda of an official meeting of the City Boards and Commissions, and minutes will not be taken.

**1. CALL TO ORDER:**

**2. ROLL CALL:**

**3. INVOCATION:**

**4. PLEDGES (US & TEXAS):**

**5. SPECIAL REPORTS/RECOGNITION:**

1. Airport Quarterly Report: A. Feild

**6. CONSENT AGENDA ITEMS:** *(All of the following items on the Consent Agenda are considered to be self-explanatory by the Council 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.)*

1. Approval of the August 26, 2025 Workshop Meeting Minutes

Approval of the August 26, 2025 Regular Meeting Minutes

**7. PUBLIC HEARINGS/ACTION:**

**8. ACTION ITEMS:**

1. Discuss and consider action: Approval of a five-year contract with CTWP for copy machines and authorization for the City Manager to execute the contract: M. Gonzales
2. Discuss and consider action: Ordinance No. 2025-38: T. Nash  
AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING THE CITY CODE OF ORDINANCES SECTION 74-38 ENTITLED "GOLF COURSE RATES"; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE
3. Discuss and consider action: Ordinance No. 2025-36: N. Flowers  
AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 14 (ENTITLED "ANIMALS") BY AMENDING SECTIONS 14-1 (ENTITLED "DEFINITIONS") AND 14-31 (ENTITLED "IDENTIFICATION FOR ANIMALS") AND DELETING SECTIONS 14-164 (ENTITLED "LICENSE REQUIRED") AND 14-165 (ENTITLED "REVOCATION OF LICENSE, NOTICE OF HEARING AND APPEALS"); PROVIDING FOR PENALTY NOT TO EXCEED \$500.00 PER VIOLATION; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE
4. Discuss and consider action: Approval of an interlocal agreement between the City of Burnet and Burnet Consolidated Independent School District (BCISD) to authorize the provision of additional law enforcement personnel at designated school events throughout the academic year. B. Lee
5. Discuss and consider action: Ordinance No. 2025-41: D. Vaughn  
AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 2 (ENTITLED "ADMINISTRATION") BY AMENDING SECTION 2-43 (ENTITLED "MEETINGS") AND SECTION 2-28 (ENTITLED "PUBLIC PARTICIPATION"); PROVIDING FOR A PENALTY NOT TO EXCEED \$500; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE
6. Discuss and consider action: Resolution No. R2025-72: D. Vaughn  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING THE PURCHASE OF PROPERTY LEGALLY DESCRIBED AS A 12.524 ACRE TRACT OF LAND (TRACT NO. 17), OUT OF THE EUGENIO PEREZ SURVEY NO. 41, ABSTRACT NO. 672 AND SUSANO HERANDEZ SURVEY NO. 40, ABSTRACT NO. 398, BOTH OF WHICH ARE SITUATED IN BURNET COUNTY, TEXAS, AND BEING A PORTION OF THE REMAINING PORTION OF A CALLED 666.23 ACRE TRACT OF LAND, DESCRIBED IN A DEED TO BILLY JOE FOX & LAVONNA FOX, AS RECORDED IN VOLUME 798, PAGE 880 OF THE OFFICIAL PUBLIC RECORDS OF BURNET COUNTY, TEXAS, AND AUTHORIZING THE MAYOR TO EXECUTE THE PROPERTY CONTRACT
7. Discuss and consider action: Resolution No. R2025-71: A. Feild  
A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING ANNUAL PARTICIPATION IN THE ROUTINE AIRPORT MAINTENANCE PROGRAM (RAMP) AGREEMENT WITH THE TEXAS DEPARTMENT OF

TRANSPORTATION; AUTHORIZING CITY MATCHING FUNDS SUBJECT TO BUDGET APPROVAL; AUTHORIZING THE CITY MANAGER TO EXECUTE THE GRANT PROGRAM DOCUMENTS; AND PROVIDING AN EFFECTIVE DATE

8. Discuss and consider action: Ordinance No. 2025-39: P. Langford

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, ADOPTING THE OFFICIAL BUDGET FOR THE CITY OF BURNET, TEXAS, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2025, AND ENDING SEPTEMBER 30, 2026, PROVIDING FOR THE INVESTMENT OF FUNDS; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

9. Discuss and consider action: Resolution No. R2025-70: P. Langford

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, RATIFYING THE CITY OF BURNET FISCAL YEAR 2025-2026 BUDGET

10. Discuss and consider action: Ordinance No. 2025-40: P. Langford

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, LEVYING AD VALOREM TAXES FOR USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2025 AND TERMINATING SEPTEMBER 30, 2026; PROVIDING FOR APPORTIONING EACH LEVY FOR SPECIFIC PURPOSES; AND PROVIDING WHEN TAXES SHALL BECOME DUE AND WHEN SAME SHALL BECOME DELINQUENT IF NOT PAID; PROVIDING OPEN MEETINGS CLAUSES AND PROVIDING FOR AN EFFECTIVE DATE

**9. EXECUTIVE SESSION:**

**10. RECONVENE TO REGULAR SESSION FOR POSSIBLE ACTION:**

**11. 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.

**12. ADJOURN:**

Dated this 3rd day of September 2025

**CITY OF BURNET**

**GARY WIDEMAN, MAYOR**

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 September 3, 2025 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 emailed to the City Secretary at [citysecretary@cityofburnet.com](mailto:citysecretary@cityofburnet.com).*

**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).*



## CITY OF BURNET - TAXPAYER IMPACT STATEMENT

(Required under Texas Government Code 551 as amended by HB 1522, effective September 1, 2025)

### ESTIMATED ANNUAL TAX BILL COMPARISON

Fiscal Year	Median-Valued Homestead Property*	Tax Rate	Estimated Tax Bill	Increase (Decrease) over Current Year Taxes	Increase (Decrease) from No-New Revenue Rate
FY 2024-2025 - Current Year	\$ 292,590	\$0.6131/\$100	\$ 1,793.87	NA	\$ (178.25)
FY 2025-2026 - Proposed Budget	\$ 321,611	\$0.6131/\$100	\$ 1,971.80	\$ 177.93	\$ (0.32)
FY 2025-2026 No-New-Revenue	\$ 321,611	\$0.6132/\$100	\$ 1,972.12	\$ 178.25	NA

\* The median taxable homestead value for the City of Burnet, as determined by the appraisal district, increased by \$29,021 or 10% over the previous year.

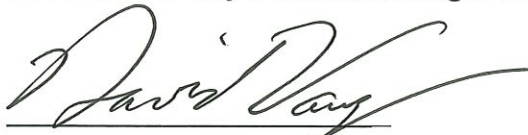
### SUMMARY

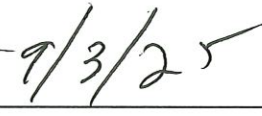
If the City of Burnet adopts the proposed tax rate of \$0.6131 per \$100 valuation, the median-valued homestead in Burnet, Texas would be billed an estimated:

- \$177.93 more annually in taxes than in the current year because of a 10% increase in the median taxable homestead values, as determined by the appraisal district.
- \$0.32 less annually in taxes compared to the amount owed if the no-new-revenue tax rate is adopted.

The estimates in this Impact Statement are valid only for the proposed budget and proposed tax rate that the City Council will consider at its meeting on September 09, 2025. The proposed budget and the proposed tax rate may each be amended by the City Council at any time prior to final adoption. Both documents are available on the City's website at <https://www.cityofburnet.com/finance>.

I hereby certify that the foregoing Taxpayer Impact Statement was included in the public notice for the City Council meeting to be held on September 09, 2025.

  
David Vaughn, City Manager

  
Date

STATE OF TEXAS            {}

COUNTY OF BURNET        {}

CITY OF BURNET           {}

On this, the 26<sup>th</sup> day of August 2025, the City Council of the City of Burnet convened in a Workshop Session, at 4:00 p.m. in the City Council Chambers, located at 2402 S. Water, Burnet, TX thereof with the following members present, to-wit:

Mayor                                 Gary Wideman

Council Members                Cindia Talamantez, Tommy Gaut, Philip Thurman, Tres Clinton,  
Joyce Laudenschlager, and Ricky Langley

City Manager                        David Vaughn

City Secretary                      Maria Gonzales

Guests: Jessi Carpenter, Jill Disler, Adrienne Feild, Mark Ingram, Leslie Kimbler, Patricia Langford, Keith McBurnett, Tony Nash

Call to Order: Mayor Gary Wideman called the meeting to order at 4:00 p.m.

#### CONSIDERATION ITEMS:

##### 2.1) Discuss and consider action: The 2024-2025 and 2025-2026 fiscal year budgets; review of current proposed year end financials, capital projects, and potential issuance of related debt:

City Manager David Vaughn reported that the City is currently in good financial shape, with approximately \$6.65 million in the bank. Of this amount, \$5,590,826 has been restricted by the City Council, and \$3,650,442 is already encumbered. Despite these obligations, the total available cash to Council is reported at \$7,700,384.

While the City's financial standing is stable, Mr. Vaughn emphasized that several upcoming factors could significantly impact the overall cash position. These include unresolved flood damage, a potential property buyout program, and the ongoing need for street repairs. He noted, however, that there are several financing options available to address these needs.

Staff recommended the following next steps: issuing 5 to 10-year debt for golf course property purchases; utilizing short-term debt (1–2 years) to cover flood-related expenses; analyzing the financial impact of the Emergency Watershed Protection (EWP) Program; evaluating whether debt is necessary for the street rehabilitation program; and considering long-term debt solutions as needed for both flood recovery and the EWP Program.

##### 2.2) Discuss and consider action: City of Burnet flood response including flood plain:

Assistant City Manager Keith McBurnett informed the Council that there is a potential buyout program for homeowners affected by the recent flood, particularly those whose properties are located in the floodway along Oak Street. The program would be voluntary, with 75% of the funding provided by the Natural Resources Conservation Service (NRCS) and the remaining 25% to be covered by the City. The total funding for the program could reach approximately \$1 million. The

City has already received letters of interest from eligible property owners. Staff will continue gathering information about the program and its funding and will report back to the Council at a later date.

City Manager David Vaughn added that the Council may want to eventually make a policy decision on whether rebuilding within the floodway will be permitted. However, at this time no policy changes are recommended for immediate action. Any applications for reconstruction in that area will be reviewed by Streamline Engineering.

EXECUTIVE SESSION: None.

RECONVENE TO REGULAR SESSION FOR POSSIBLE ACTION: None.

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

ADJOURN: There being no further business, a motion to adjourn was made by Mayor Gary Wideman at 4:51 p.m.

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Gary Wideman, Mayor

**ATTEST:**

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Maria Gonzales, City Secretary

STATE OF TEXAS            {}

COUNTY OF BURNET        {}

CITY OF BURNET           {}

On this, the 26<sup>th</sup> day of August 2025, the City Council of the City of Burnet convened in a Regular Session, at 5:00 p.m. in the City Council Chambers, located at 2402 S. Water, Burnet, TX thereof with the following members present, to-wit:

Mayor                                Gary Wideman

Council Members                Cindia Talamantez, Tommy Gaut, Philip Thurman, Tres Clinton,  
Joyce Laudenschlager, and Ricky Langley

City Manager                      David Vaughn

City Secretary                    Maria Gonzales

Guests: Haley Archer, Jessi Carpenter, Jill Disler, Adrienne Feild, Jon Forsythe, Mark Ingram, Leslie Kimbler, Patricia Langford, Brian Lee, Keith McBurnett, Thad Mercer, Tony Nash, Madison Russell, Andrew Scott, Mischelle Griffin

Call to Order: Mayor Gary Wideman called the meeting to order at 5:00 p.m.

INVOCATION: Led by Mayor Gary Wideman

PLEDGES (US & TEXAS): Led by Council Member Philip Thurman

SPECIAL REPORTS/RECOGNITION:

5.1) Council Recognition: Mayor Wideman:

Mayor Wideman recognized City Manager David Vaughn for his 25 years of dedicated service to the City of Burnet. The Mayor provided a brief background highlighting Mr. Vaughn's progression through the ranks of City leadership and commended his visionary leadership, commitment to public service, and lasting contributions to the community. The Council and those in attendance joined in celebrating this important milestone and thanked him for his continued dedication to the City.

5.2) July Financial Report: P. Langford:

Finance Director Patricia Langford provided an update on the City's financial status for the month of July. Despite a decrease in consumption, the Water/Wastewater department still reported a profit of \$274,592. The Electric department also showed a profit, as did the Golf Course, even with a decline in rounds played. Mrs. Langford noted that the Airport experienced a high level of traffic in July and generated a profit of \$119,000. Overall, the City remains in good financial shape, with the General Fund maintaining a strong balance and healthy cash reserves.

CONSENT AGENDA ITEMS

6.1) Approval of the August 12, 2025 Regular Meeting Minutes  
Approval of the August 18, 2025 Workshop Minutes

Council Member Ricky Langley made a motion to approve the consent agenda as presented. Council Member Philip Thurman seconded the motion. The motion passed unanimously.

PUBLIC HEARINGS/ACTION:

7.1) Public Hearing and Action: To conduct a public hearing on the Fiscal Year 2025-2026 Proposed Budget.

Mayor Gary Wideman opened the public hearing at 5:21 p.m. There being no one further wishing to speak, Mayor Gary Wideman closed the public hearing at 5:21 p.m. A motion was made by Council Member Ricky Langley to approve that Council postpone the final budget vote until the September 9<sup>th</sup> Council Meeting as presented. Council Member Philip Thurman seconded the motion. The motion passed unanimously.

ACTION ITEMS:

8.1) Discuss and consider action: NASPO ValuePoint lease agreement for postage services for a term of five years: M. Gonzales

Council Member Philip Thurman made a motion to approve the NASPO ValuePoint lease agreement as presented. Council Member Tommy Gaut seconded the motion. The motion passed unanimously.

8.2) Discuss and consider action: Burnet Historic Preservation Board Appointments: M. Gonzales

Council Member Joyce Laudenschlager made a motion to approve the reappointment of Crista Bromley, Jessica Haile, and Renee Riddell to the Historic Preservation Board for a term of two years as presented. Council Member Cindia Talamantez seconded the motion. The motion passed unanimously.

8.3) Discuss and consider action: Interlocal Agreement with the City of Bertram for EMS services: M. Ingram

Council Member Joyce Laudenschlager made a motion to approve the Interlocal Agreement with the City of Bertram as presented. Council Member Cindia Talamantez seconded the motion. The motion passed unanimously.

8.4) Discuss and consider action: Purchase of replacement ambulance for the Burnet Fire Department: M. Ingram

Council Member Ricky Langley made a motion to approve the purchase of a replacement ambulance as presented. Council Member Tres Clinton seconded the motion. The motion passed unanimously.

8.5) Discuss and consider action: Resolution No. R2025-64: B. Lee

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING

A MEMORANDUM OF UNDERSTANDING BETWEEN THE BURNET POLICE DEPARTMENT AND THE BURNET CONSOLIDATED INDEPENDENT SCHOOL DISTRICT POLICE DEPARTMENT, AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT

Council Member Philip Thurman made a motion to approve Resolution R2025-64 as presented. Council Member Joyce Laudenschlager seconded the motion. The motion passed unanimously.

8.6) Discuss and consider action: Purchase of two Police Pursuit Vehicles for the Police Department: B. Lee

Council Member Philip Thurman made a motion to approve the purchase of two police pursuit vehicles as presented. Council Member Cindia Talamantez seconded the motion. The motion carried unanimously.

8.7) Discuss and consider action: Authorize the City Manager to execute the Designation of Subrecipient Agent (DSA) Form and the Designation of Account Approval (DAA) Form for the Texas Division of Emergency Management (TDEM) Grants Management System: K. McBurnett

Council Member Ricky Langley made a motion to authorize the City Manager to execute the DSA and DAA Forms as presented. Council Member Joyce Laudenschlager seconded the motion. The motion passed unanimously.

8.8) Discuss and consider action: Resolution No. R2025-66: K. McBurnett

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING AMENDMENT #001 TO THE EXCLUSIVE FRANCHISE AGREEMENT FOR THE COLLECTION, HAULING, AND DISPOSAL OF SOLID WASTE AND RECYCLABLE MATERIALS IN THE CITY OF BURNET, TEXAS, WITH AL CLAWSON DISPOSAL, INC., AND AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT

Council Member Philip Thurman made a motion to approve Resolution No. R2025-66 as presented. Council Member Tommy Gaut seconded the motion. The motion passed unanimously.

8.9) Discuss and consider action: Resolution No. R2025-65: L. Kimbler

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING A RIGHTS-OF-WAY LICENSE AGREEMENT WITH SEVEN05 INVESTMENTS, LLC FOR PROPERTY LOCATED AT 101 EAST JACKSON STREET AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT ON BEHALF OF THE CITY

Council Member Ricky Langley made a motion to approve Resolution No. R2025-65 as presented. Council Member Tres Clinton seconded the motion. The motion passed unanimously.

8.10) Discuss and consider action: Approve change order for Vanderveer Street and Parking Improvements: E. Belaj

Council Member Joyce Laudenschlager made a motion to approve the change order as presented. Council Member Philip Thurman seconded the motion. The motion passed unanimously.

8.11) Discuss and consider action: Approve an Environmental Services Engineering Contract for 281 Pedestrian Bridge Project: E. Belaj

Council Member Tommy Gaut made a motion to approve an Environmental Services Engineering Contract as presented. Council Member Philip Thurman seconded the motion. The motion passed unanimously.

8.12) Discuss and consider action: Resolution No. R2025-67: H. Archer

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING THE EMPLOYEE BENEFITS PLAN FOR THE 2025-2026 FISCAL YEAR

Council Member Philip Thurman made a motion to approve Resolution No. R2025-67 as presented. Council Member Tommy Gaut seconded the motion. The motion passed unanimously.

8.13) Discuss and consider action: Resolution R2025-68: D. Vaughn

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPOINTING HABIB H. ERKAN, JR. AS CITY ATTORNEY AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT FOR LEGAL SERVICES WITH THE APPOINTED CITY ATTORNEY

Council Member Ricky Langley made a motion to approve Resolution No. R2025-68 as presented. Council Member Joyce Laudenschlager seconded the motion. The motion passed unanimously.

8.14) Discuss and consider action: Resolution No. R2025-69: D. Vaughn

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, EXPRESSING OFFICIAL INTENT TO REIMBURSE CERTAIN EXPENDITURES OF THE CITY OF BURNET, TEXAS

Council Member Tommy Gaut made a motion to approve Resolution No. R2025-69 as presented. Council Member Philip Thurman seconded the motion.

A roll call vote was taken, with Mayor Gary Wideman and Council Members Cindia Talamantez, Tommy Gaut, Philip Thurman, Tres Clinton, Joyce Laudenschlager, and Ricky Langley voting Aye. There were 0 noes.

The motion passed unanimously.

8.15) Discuss and consider action: Ordinance No. 2025-37: P. Langford

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING



ORDINANCE 2024-35; THE ORIGINAL BUDGET ORDINANCE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2024, AND ENDING SEPTEMBER 30, 2025, FOR THE CITY OF BURNET, TEXAS, FUNDING ACCOUNTS IN BUDGET DUE TO UNFORESEEN SITUATIONS; CONTAINING FINDINGS; PROVIDING FOR SAVINGS AND SEVERABILITY

Council Member Philip Thurman made a motion to approve Ordinance No. 2025-37 as presented. Council Member Tres Clinton seconded the motion. The motion passed unanimously.

8.16) Discuss and consider action: Resolution No. R2025-70: D. Vaughn

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING THE PURCHASE OF PROPERTY LEGALLY DESCRIBED AS A 12.524 ACRE TRACT OF LAND (TRACT NO. 17), OUT OF THE EUGENIO PEREZ SURVEY NO. 41, ABSTRACT NO. 672 AND SUSANO HERANDEZ SURVEY NO. 40, ABSTRACT NO. 398, BOTH OF WHICH ARE SITUATED IN BURNET COUNTY, TEXAS, AND BEING A PORTION OF THE REMAINING PORTION OF A CALLED 666.23 ACRE TRACT OF LAND, DESCRIBED IN A DEED TO BILLY JOE FOX & LAVONNA FOX, AS RECORDED IN VOLUME 798, PAGE 880 OF THE OFFICIAL PUBLIC RECORDS OF BURNET COUNTY, TEXAS, AND AUTHORIZING THE MAYOR TO EXECUTE THE PROPERTY CONTRACT

Council Member Philip Thurman made a motion to approve Resolution No. R2025-70 as presented. Council Member Cindia Talamantez seconded the motion. The motion passed unanimously.

EXECUTIVE SESSION: None.

RECONVENE TO REGULAR SESSION FOR POSSIBLE ACTION: None.

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

ADJOURN: There being no further business, a motion to adjourn was made by Mayor Gary Wideman at 6:14 p.m. and seconded by Council Member Philip Thurman. The motion passed unanimously.

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Gary Wideman, Mayor

**ATTEST:**

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Maria Gonzales, City Secretary



## Item Brief

### **Meeting Date**

September 9, 2025

### **Agenda Item**

Discuss and consider action: Approval of a five-year contract with CTWP for copy machines and authorization for the City Manager to execute the contract: M. Gonzales

### **Information**

The City currently has a five-year contract with Ricoh for copy machine services, which is set to expire in September 2025. All City departments are currently utilizing Ricoh equipment under this agreement. As part of the renewal process, the City received a proposal from CTWP, a full-service copier and office equipment provider serving all of Texas, with a local office in Marble Falls.

City staff has reviewed the CTWP proposal and determined it meets the operational needs of the City while also offering the benefits of local service support. The proposed five-year agreement includes copier equipment, maintenance, and support services for all departments.

### **Fiscal Impact**

The City currently pays an average of \$3,042.50 per month for services under the Ricoh contract. The proposal from CTWP is expected to average approximately \$1,978.46 per month over the five-year term, resulting in an estimated savings of \$1,064.04 per month.

### **Recommendation**

Staff recommends approval of a five-year contract with CTWP and authorization for the City Manager to execute the contract on behalf of the City.

## DATA SHEET

### Kyocera TASKalfa MZ3501ci

The Kyocera Taskalfa MZ3501ci is an A3 cloud ready multifunction device with the ability to print, copy, AI-driven scanning, and optional fax. It is suitable for a large workgroup, with pre-installed cloud solutions that facilitate data capture, sorting of data, and print management functions. It can print on a large variety of media, including cardstock, coated, envelopes, index tab dividers, labels, letterhead, plain, and recycled media. Multiple professional finishing options are available.

#### KEY FEATURES & BENEFITS

- Up to 35 ppm in monochrome or color
- Up to 1200 X 1200 dpi resolution ensures detailed and high-quality prints
- Easily manage workflows with the 10.1-inch color touchscreen user interface
- Connectivity: 1000BaseT/100Base-Tx/10BASE-T (IPv6, IPv4, IPSec), IEEE 802.3az; Other Standard: USB 2.0 (HiSpeed USB), USB 3.0 (Super-Speed USB)
- Automatic duplexing for effortless two-sided printing
- Base model dimensions: 24W X 26D X 31H inches

#### INCLUDED ACCESSORIES

- 140 Sheet RADP
- 500 Sheet Internal Finisher
- Copier Cabinet Stand
- Single License - per device
- UG-52 - Speed License Upgrade to 35 PPM



*Photo may not represent final configuration*

## DATA SHEET

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### Kyocera TASKalfa MZ6001ci

The Kyocera Taskalfa MZ6001ci is an A3 cloud ready multifunction device with the ability to print, copy, AI-driven scanning, and optional fax. It is suitable for a large workgroup, with pre-installed cloud solutions that facilitate data capture, sorting of data, and print management functions. It can print on a large variety of media, including cardstock, coated, envelopes, index tab dividers, labels, letterhead, plain, and recycled media. Multiple professional finishing options are available.

#### KEY FEATURES & BENEFITS

- Up to 60 ppm in monochrome or color
- Up to 1200 X 1200 dpi resolution ensures detailed and high-quality prints
- Easily manage workflows with the 10.1-inch color touchscreen user interface
- Connectivity: 1000BaseT/100Base-Tx/10BASE-T (IPv6, IPv4, IPSec), IEEE 802.3az; Other Standard: USB 2.0 (HiSpeed USB), USB 3.0 (Super-Speed USB)
- Automatic duplexing for effortless two-sided printing
- Base model dimensions: 24W X 26D X 31H inches



*Photo may not represent final configuration*

#### INCLUDED ACCESSORIES

- 1000 Sheet Finisher
- 320 Sheet DSDP
- Copier Cabinet Stand
- Fax Board
- Single License - per device
- UG-54 - Speed License Upgrade to 60PPM





## PROPOSED SOLUTION

Qty	Manufacturer	Model	Description
4	Kyocera	TASKalfa MZ3501ci	<b>35/35 PPM A3 Color MFP</b>
			Single License - per device
			UG-52 - Speed License Upgrade to 35 PPM
			140 Sheet RADP
			500 Sheet Internal Finisher
			Copier Cabinet Stand
2	Kyocera	TASKalfa MZ3501ci	<b>35/35 PPM A3 Color MFP</b>
			Fax Board
			Single License - per device
			500 Sheet Internal Finisher
			UG-52 - Speed License Upgrade to 35 PPM
			140 Sheet RADP
			Copier Cabinet Stand
2	Kyocera	TASKalfa MZ6001ci	<b>60/60 PPM A3 Color MFP</b>
			Fax Board
			Single License - per device
			1000 Sheet Finisher
			UG-54 - Speed License Upgrade to 60PPM
			320 Sheet DSDP
			Copier Cabinet Stand
1	Kyocera	TASKalfa MZ6001ci	<b>60/60 PPM A3 Color MFP</b>
			UG-54 - Speed License Upgrade to 60PPM
			320 Sheet DSDP
			1000 Sheet Finisher
			Attachment Kit for DF-7120 / DF-7140
			Fax Board
			Single License - per device

### Service Agreement

	B/W Images		Tier 1 Images		Tier 2 Images		Tier 3 Images	
	Volume	Overage	Volume	Overage	Volume	Overage	Volume	Overage
<b>Bundled</b>								
TASKalfa MZ3501ci	0	0.00600	0	0.02000	0	0.03000	0	0.05000
TASKalfa MZ3501ci								
TASKalfa MZ3501ci								
TASKalfa MZ3501ci								
TASKalfa MZ3501ci								
TASKalfa MZ3501ci								
TASKalfa MZ6001ci								
TASKalfa MZ6001ci								
TASKalfa MZ6001ci								
							<b>60 Month</b>	
<b>Monthly Lease Investment</b>							<b>\$953.50</b>	



## Item Brief

### **Meeting Date**

September 9, 2025

### **Agenda Item**

Discuss and consider action: Ordinance No. 2025-38: T. Nash

AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING THE CITY CODE OF ORDINANCES SECTION 74-38 ENTITLED "GOLF COURSE RATES"; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE

### **Information**

Ordinance No. 2025-38 amends Section 74-38 of the City of Burnet Code of Ordinances related to golf course rates. The ordinance updates green fees, annual dues, and monthly rates, while also establishing an automatic adjustment mechanism to ensure rates remain current with operating costs and market conditions.

The following changes are included in this amendment:

1. Green Fees - Increase weekday 18-hole rate by \$1.00 and weekend/holiday 18-hole rate by \$2.00.
2. Annual Dues and Monthly Payments - Increase all annual dues and monthly payment rates by 3%.
3. Automatic Adjustment Clause - Golf course rates will automatically increase by 3% each October 1. Before the increase takes effect, the City Manager reviews rates at other courses in the region. If a 3% increase would make Burnet's rates uncompetitive, the City Manager can reduce or cancel the increase and must provide a written explanation to City Council within three business days.

All other provisions of Section 74-38, including discounts, cart and trail fees, and player development program rates, remain unchanged.

### **Fiscal Impact**

The proposed rate increases are projected to generate higher revenue per round played while maintaining competitive pricing relative to similar courses in the region.

### **Recommendation**

Staff recommends approval of Resolution No. R2025-38 as presented.

**ORDINANCE NO. 2025-38**

**AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS,  
AMENDING THE CITY CODE OF ORDINANCES SECTION 74-38  
ENTITLED “GOLF COURSE RATES”; PROVIDING FOR SEVERABILITY  
AND AN EFFECTIVE DATE**

**WHEREAS**, the City provides, or causes to be provided, golf services to the citizens of the City of Burnet and to the general public; and

**WHEREAS**, in order to administer the operations of the course, facilitate the efficient implementation of this Article, provide an inviting golfing experience, and protect the best interests of the City, City Council delegates course rule-making authority to the City Manager; and

**WHEREAS**, in order to properly manage the golf course and remain fiscally responsible to its citizens, certain reasonable daily rates and dues are proper to assess; and

**WHEREAS** City Council finds that the following dues and rates are reasonable and fair given the golf services provided; and

**WHEREAS**, City Council finds, determines, and declares that publication of notice of this Ordinance, as required by Section 3.14 of the City Charter and the laws of the State of Texas, was made by the City Secretary within the period prescribed by Section 3.14; and

**WHEREAS**, City Council, finds, determines, and declares that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given as required by Chapter 551 of the Texas Government Code.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, THAT:**

**Section. One. Findings.** The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

**Section. Two. Amendment.** Section 74-38 (entitled “*golf course rates*”) of the City of Burnet Code of Ordinance shall be amended and replaced in its entirety as follows:

**Sec. 74-38. Golf course rates.**

(a) *Daily rates.* Rates established for use of the golf course do not include applicable sales tax and are as follows:

<b>GREEN FEES</b>	<b>Weekday Rate (Monday—Thursday)</b>	<b>Weekend/Holiday Rate**** (Friday—Sunday)</b>
18 Holes*	\$37.00	\$51.00



9 Holes (after 1 p.m.)**	\$22.00	\$30.00
Twilight Rate*** (after 2:00 p.m. during Standard Time and after 3:00 p.m. during Daylight Saving Time)	\$20.00	\$28.00

\* Seniors, juniors, active-military, City of Burnet residents (must reside within the incorporated city limits), and first responders shall receive a \$5.00 discount off 18-hole rates. Discounts do not apply to twilight rates or discounted rates, and may not be combined.

\*\* Seniors, juniors, active-military, City of Burnet residents (must reside within the incorporated city limits), and first responders shall receive a \$2.00 discount off 9-hole rates. Discounts do not apply to twilight rates or discounted rates, and may not be combined. 9-hole rates are not available before 1:00 p.m. on any day of the week.

\*\*\* Children 14 years of age and under shall receive a free green fee and cart during twilight hours with a paying adult (one child for each paying adult). Members of the BCISD junior high and high school golf teams shall receive a free green fee and one range bucket during twilight hours (cart not included). The free round must be played with a golf coach or responsible adult over the age of 21. Any additional range buckets will be charged at the standard rate.

\*\*\*\* Walking is not permitted before 1:00 p.m. on Weekends or Holidays.

RANGE BALLS*	Rate
Standard Rate	\$9.24
Junior Rate	\$3.69

\* Sales tax not included

CART/TRAIL FEES	
The Cart Fees for use of a Public Cart are:	
Cart 18 Holes—per person*	\$20.00
Cart 9 Holes—per person*	\$17.00
Twilight Cart—per person*	\$16.00
Private Cart Trail Fee—per cart 9 or 18 Holes	\$17.00

\*Sales tax not included

All players who use a city owned cart must pay a cart fee. Anyone over the age of 14 riding in a city-owned cart not playing shall be required to pay the applicable cart fee. All carts including both city-owned and private carts shall in accordance with state law, only be operated by a licensed driver over the age of 18.

All players who use a private cart must pay a trail fee.

(b) *Annual dues and monthly rates.*

The following rates are charged to permit play in lieu of posted daily rates\*.

Type	ANNUAL DUES* (12 Month Commitment)			NON COMMITMENT
	Annual Payment	Semi-annual Payment	Monthly Payment	Monthly Payment**
Single	\$ 1,365.00	\$ 717.00	\$ 126.00	\$ 158.00
Spouse	\$ 682.50	\$ 358.50	\$ 63.00	\$ 79.00
Junior	\$ 457.00	\$ 241.00	\$ 44.00	\$ 55.00

Trail Fee—Single Cart	\$ 729.00	\$ 384.00	\$ 69.00	\$ 86.00
Trail Fee—Second Cart	\$ 364.50	\$ 192.00	\$ 34.50	\$ 43.00
Cart Storage—Single Stall***	\$ 643.00	\$ 338.00	\$ 60.00	\$ 77.00
Cart Storage—Second Stall***	\$ 321.50	\$ 169.00	\$ 30.00	\$ 38.50
Cart Rental—Single Cart***	\$ 1,223.00	\$ 643.00	\$ 113.00	\$ 141.00
Cart Rental—Second Cart***	\$ 611.50	\$ 321.50	\$ 56.50	\$ 70.50

\* When player commits to a 12-month program (October through September of the current year).

\*\* The non-commitment rate applies to players who wish to pay a monthly rate but do not want to commit to a 12-month program. The non-commitment rate is based on calendar months and cannot be prorated.

\*\*\*Does not include sales tax.

(c) *Player development program (PDP)*. Provides for unlimited range ball use for the month. Rates are based on a per calendar month and cannot be prorated.

PLAYER DEVELOPMENT PROGRAM (PDP)*	Rate
One Month of Unlimited Range Ball Use	\$69.99

\* Sales tax not included

#### ANNUAL DUES AND MONTHLY RATES:

- Spouse rate only applies to spouse of annual dues and monthly single player.
- Annual and monthly dues are non-transferable.
- Annual dues player must commit to 12-month program (October through September) of the current fiscal year to be eligible for semi-annual or monthly payments.
- Second cart must be owned and/or operated by the spouse or minor child of the single player.
- New annual dues players who join after the beginning of the fiscal year and have not been an annual dues player in the last 12 months, shall be eligible to enroll on the semi-annual or monthly payment plan for the remainder of the current fiscal year.
- Annual dues and monthly players may be subject to designated tee times as established by the administrator.
- Annual dues players and monthly players who use a private cart must pay a trail fee.
- Annual dues players and monthly players who use a city owned cart must pay a cart fee.
- In the event an annual dues player is unable to play for a period of 30 consecutive days or more due to an illness or injury, then with medical verification of said illness or injury, the administrator shall have the authority to suspend, or in the event of pre-payment refund, that portion of the fees incurred during the period of absence.
- Residents of the City of Burnet shall be eligible to receive a ten percent discount off of annual, semi-annual and monthly dues upon showing proof of residency.
- Annual 3% Increase. The rates provided for in Section 74-38 (b) (entitled “annual dues and monthly rates”) shall automatically increase by 3% per year on October 1st of each year subject the following:
  - No later than September 1st each year the City Manager may survey rates charged by golf courses in Burnet County and in any or all of the following counties: Llano, San Saba, Lampasas, Bell County, Williamson, Travis, Blanco, and Gillespie Counties; and

- Should the City Manager find a 3% increase would put the city's course at a competitive disadvantage with golf course in the surrounding areas he may direct that increase be less than 3% or there be no increase for that fiscal year; provided the City Manager makes a written finding to that effect and forwards such finding to the City Council within three (3) business days after he directs the 3% fee increase be reduced or not implemented.
- (d) *General rate provisions.*
- (1) The administrator, as he or she may reasonably determine to be in the best interest of the city, is authorized to do any of the following:
    - a. Establish promotional rates and implement dynamic pricing to effectively manage utilization and income generation of the golf course;
    - b. Establish player programs as the administrator finds appropriate; and
    - c. Establish fees and charges for other goods and services not specifically established by ordinance.
  - (2) This article does not constitute an offer of contract between the city and any person and shall not be construed as such.
  - (3) Payment of a fee or dues as prescribe by this article gives the payer a license to use the golf course which is revocable, without refund, by the administrator for violation of any law, ordinance or golf course administrative rule.

**Section Three. Severability.** Should any section or part of this ordinance be held unconstitutional, illegal, or invalid, or the application to any person or circumstance for any reasons thereof ineffective or inapplicable, such unconstitutionality, illegality, invalidity, or ineffectiveness of such section or part shall in no way affect, impair or invalidate the remaining portion or portions thereof; but as to such remaining portion or portions, the same shall be and remain in full force and effect and to this end the provisions of this ordinance are declared to be severable.

**Section Four. Publication.** The publishers of the City Code are authorized to amend said Code to reflect the changes adopted herein and to correct typographical errors and to format and number paragraphs to conform to the existing Code.

**Section Five. Effective Date.** This ordinance shall take effect immediately from and after its passage.

**FINALLY PASSED AND APPROVED** on this the 9<sup>th</sup> day of September 2025.

**CITY OF BURNET, TEXAS**

\_\_\_\_\_  
Gary Wideman, Mayor

**ATTEST:**

\_\_\_\_\_  
Maria Gonzales, City Secretary

## CITY OF BURNET

# Golf Course Rates

## City Council Regular Meeting September 9, 2025

Discuss and consider action: Ordinance No. 2025-38: T. Nash

AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING THE CITY CODE OF ORDINANCES SECTION 74-38 ENTITLED “GOLF COURSE RATES”; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE



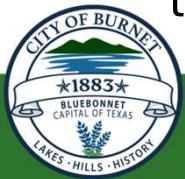
*Bluebonnet Capital of Texas*



## CITY OF BURNET

## Golf Rates Ordinance

- The proposed ordinance amends Section 74-38 of the City of Burnet Code of Ordinances:
- **Green Fees** – Increase weekday 18-hole rate by \$1.00 and weekend/holiday 18-hole rate by \$2.00.
- **Annual Dues and Monthly Payments** – Increase all annual dues and monthly payment rates by 3%.
- **Automatic Adjustment Clause** – Golf course rates will automatically increase by 3% each October 1. Before the increase takes effect, the City Manager reviews rates at other courses in the region. If a 3% increase would make Burnet's course uncompetitive, the City Manager can reduce or cancel the increase and must provide a written explanation to City Council within three business days.



*Bluebonnet Capital of Texas*



## CITY OF BURNET

# Questions?

## Recommendation

- Staff recommends approval of Ordinance No. 2025-38 as presented.



*Bluebonnet Capital of Texas*







## Item Brief

### **Meeting Date**

August 26, 2025

### **Agenda Item**

Discuss and consider action: Ordinance No. 2025-36: N. Flowers

AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 14 (ENTITLED "ANIMALS") BY AMENDING SECTIONS 14-1 (ENTITLED "DEFINITIONS") AND 14-31 (ENTITLED "IDENTIFICATION FOR ANIMALS") AND DELETING SECTIONS 14-164 (ENTITLED "LICENSE REQUIRED") AND 14-165 (ENTITLED "REVOCATION OF LICENSE, NOTICE OF HEARING AND APPEALS"); PROVIDING FOR PENALTY NOT TO EXCEED \$500.00 PER VIOLATION; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

### **Information**

The City of Burnet is responsible for animal control and the reunification of lost or stray pets with their owners. Currently, many residents are unaware of, or fail to comply with, existing animal registration requirements. As a result, a significant number of animals brought to the City's shelter lack readily identifiable information, making reunification difficult.

To improve efficiency and ensure responsible ownership, staff recommends revising the Code of Ordinances to replace outdated licensing requirements with modern microchip identification standards.

This ordinance updates Chapter 14 of the City's Code of Ordinances by adding definitions related to microchipping and clarifying that all other existing definitions remain unchanged. It requires that all dogs and cats four months of age or older be microchipped, with an exception for ear-tipped community cats under an approved TNR program. Owners must also register their pets' microchip information in a nationally recognized recovery database and keep their contact information current. The ordinance further establishes identification requirements for other animals, such as tagging or tattooing livestock, while exempting small domestic pets and aquatic species. It provides defenses for nonresidents and new residents within their first 30 days, authorizes the City Manager to adopt administrative rules, and enforces compliance through the City's general penalty provisions.

**Fiscal Impact**

The microchips have been purchased and there is no fiscal impact.

**Recommendation**

Staff recommends approval of Ordinance No. 2025-36 as presented.

**ORDINANCE NO. 2025-36**

**AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 14 (ENTITLED "ANIMALS") BY AMENDING SECTIONS 14-1 (ENTITLED "DEFINITIONS") AND 14-31 (ENTITLED "IDENTIFICATION FOR ANIMALS") AND DELETING SECTIONS 14-164 (ENTITLED "LICENSE REQUIRED") AND 14-165 (ENTITLED "REVOCATION OF LICENSE, NOTICE OF HEARING AND APPEALS"); PROVIDING FOR PENALTY NOT TO EXCEED \$500.00 PER VIOLATION; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, The City of Burnet is responsible for animal control including locating lost or stray dogs and cats; and

**WHEREAS**, many residents are not aware of the requirement to register their animals or fail to do so; and

**WHEREAS**, a significant number of animals recovered or brought to the shelter lack readily identifiable information to reunite them with their owners; and

**WHEREAS**, implementing a requirement to have a microchip placed in all dogs and cats within the city will provide effective reunification tools when an animal is located; and

**WHEREAS**, City Council, finds, determines, and declares that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given as required by Chapter 551 of the Texas Government Code.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, THAT:**

**Section One. Code Amendment.** Section 14-1 of the Code of Ordinances of the City of Burnet, is hereby amended by adding the language that is underlined (underlined) follows:

**Sec. 14-1 Definitions.**

Microchip means a permanent method of electronic identification that is implanted subcutaneously (just under the skin) between the shoulder blades at the back of an animal's neck. A microchip has a unique number that is detected using a microchip scanning device.

Microchipped means an animal that has a microchip implanted and registered through a national microchip registry with the current owner's name and contact information.

Microchip reader or scanner device means an electronic scanner with an operating frequency that is able to detect a microchip that has been implanted in an animal and display the number of the microchip to its operator. The microchip reader shall be of a type that activates and displays the number of a microchip manufactured by multiple vendors.

*Editor's Note: All other existing definitions contained in Section 14-1 shall remain in full force and effect and are not amended by this Ordinance.*

**Section Two. Code Amendment.** Section 14-31 of the Code of Ordinances of the City of Burnet, is hereby amended by replacing the existing language in its entirety with text that follows:

**Sec. 14-31. Identification for animals.**

- (a) *Canines and felines.* No person shall own, possess or have control over any dog or cat that is four months of age or older unless the dog or cat has been implanted with a microchip. This requirement shall not apply to community cats that have been ear-tipped in accordance with an approved trap-neuter-return (TNR) program.
- (b) *Registration required.* It is the duty of the owner or custodian of the animal to ensure that the animal's implanted microchip identification number is registered with a nationally registered pet recovery database.
- (c) *Changing status.* If there is a change in ownership or contact information for the owner or custodian of the microchipped animal, the owner or custodian shall update the contact information with the appropriate nationally registered pet recovery database within 30 days after the date of the change in information.
- (d) *Other Animals.* Identity requirements for animals, other than dogs and cats, are as follows:
  - (1) *Requirement.* All animals, other than dogs and cats, within the city shall be implanted with a microchip or marked by some type of identifying license, tag, band, tattoo or brand by which the animal's owner can be identified. All Livestock shall be tagged or tattooed.
  - (2) *Exception.* The requirement stated in subsection (d)(1), immediately above, does not apply to domestic mice, rats, rabbits, guineas, hamsters, gerbils, ferrets, fowl, amphibious and aquatic animals or reptiles.
- (e) *Defenses.* It is a defense to prosecution under this section that:
  - (1) The animal owner is a nonresident of this city and is keeping the subject animal in the city for fewer than 30 days;
  - (2) The animal owner has been a resident of this city for fewer than 30 days; or

- (3) The animal had been abandoned or lost and the temporary owner has had the dog or cat for fewer than 30 days.
- (f) *Administrative rules.* The city manager may promulgate forms and administrative rules as required for the orderly administration of this section.
- (g) *Penalty.* A violation of any provision is unlawful and subject to City Code of Ordinances Sec. 1-6 (entitled “*general penalty*”).

**Section Three. Code Amendment.** Sections 14-164 and 14-165 of the Code of Ordinances of the City of Burnet, are hereby deleted in their entirety.

**Section Four. Findings.** The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the Council.

**Section Five. Penalty.** A violation of this ordinance is unlawful and subject to City Code of Ordinances Sec. 1-6 (entitled “general penalty”).

**Section Six. Cumulative.** This ordinance shall be cumulative of all provisions of all ordinances and codes, or parts thereof, except where the provisions of this Ordinance are in direct conflict with the provisions of such Ordinances, in which event Section 5 (entitled “Repealer”) shall be controlling.

**Section Seven. Repealer.** All ordinances and codes, or parts thereof, which are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters resolved herein.

**Section Eight. Severability.** If any provision of this Ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City hereby declares that this Ordinance would have been enacted without such invalid provision.

**Section Nine. Publication.** The publishers of the City Code are authorized to amend said Code to reflect the changes adopted herein and to correct typographical errors and to format and number paragraphs to conform to the existing Code.

**Section Ten. Effective Date.** This Ordinance shall be effective upon the date of final adoption hereof.

**PASSED, APPROVED, AND ADOPTED** on this 26<sup>th</sup> day of August 2025.

**CITY OF BURNET, TEXAS**

\_\_\_\_\_  
Gary Wideman, Mayor

**ATTEST:**

\_\_\_\_\_  
Maria Gonzales, City Secretary

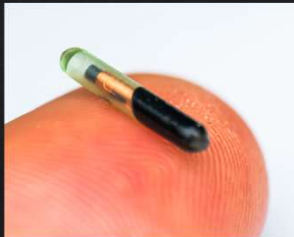
# Animal Microchip Ordinance

Discuss and consider action: Ordinance No. 2025-36: N. Flowers

AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 14 (ENTITLED “ANIMALS”) BY AMENDING SECTIONS 14-1 (ENTITLED “DEFINITIONS”) AND 14-31 (ENTITLED “IDENTIFICATION FOR ANIMALS”) AND DELETING SECTIONS 14-164 (ENTITLED “LICENSE REQUIRED”) AND 14-165 (ENTITLED “REVOCATION OF LICENSE, NOTICE OF HEARING AND APPEALS”); PROVIDING FOR PENALTY NOT TO EXCEED \$500.00 PER VIOLATION; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

# MICROCHIP AND MICROCHIP INFORMATION

- ❖ A microchip is a Radio Frequency Identifier that when scanned it reads a number which is registered in a microchip database with your information and pet's information.
- ❖ Microchips do not have GPS capabilities. They cannot be used to track or locate animals.



981020043339539



Name: DAISY

Sex: Female

Species: Dog

Primary Breed: Retriever, Labrador

Secondary Breed: Crossbreed

Date of Birth: 09/01/2019

Spayed/Neutered: Yes

Primary Color: Brown / Other

Color Pattern:

Distinguishing Marks:

Owner: [REDACTED]

Address: [REDACTED] Burnet TX 78611 US

Phone: [REDACTED]

Email:

Owner consents to releasing this information: Yes

Microchip Sold To

Name: PetPALS

Phone: 830-598-7729

Email: petpalsmarblefallstx@gmail.com

Additional Information:





## INTAKES (10/01/2024-07/30/2025)

- ◆ Dogs
  - ◆ 137 total dogs
    - ◆ 122 Stray pickups with 112 being unique animals
    - ◆ 9 Owner surrenders or refusal to reclaim
    - ◆ 4 Seized/Custody (owners arrested or crash victims)
    - ◆ 2 Service In (BCSO holds)
- ◆ Cats
  - ◆ 53 total cats
    - ◆ 52 Stray pickups (causing a Nuisance)
    - ◆ 1 Seized/Custody (owner arrested)

# ANIMAL OUTCOMES

- ◇ Shelter transfer to Hill Country Humane Society
  - ◇ Cats – 51
  - ◇ Dogs - 88
- ◇ Return to Owner (Direct)
  - ◇ 46 total with 38 unique animals
    - ◇ **14 Microchipped**
- ◇ Return to Owner (HCHS)
  - ◇ 9 RTO – No microchips, saw on FB post





# Proposed Changes

- ◆ City of Burnet Ordinance

- ◆ **14-1 Definitions**

- ◆ **Microchip** – means a permanent method of electronic identification that is implanted subcutaneously (just under the skin) between the shoulder blades at the back of an animal's neck. A microchip has a unique number that is detected using a microchip scanning device.
    - ◆ **Microchipped** – means an animal that has a microchip implanted and registered through a national microchip registry with the current owner's name and contact information.
    - ◆ **Microchip reader or scanner device** – means an electronic scanner with an operating frequency that is able to detect a microchip that has been implanted in an animal and display the number of the microchip to its operator. The microchip reader shall be of a type that activates and displays the number of a microchip manufactured by multiple vendors.

# 14-31

## Identification for Animals

- a) *Canines and felines.* No person shall own, possess or have control over any dog or cat that is four months of age or older unless the dog or cat has been implanted with a microchip. This requirement shall not apply to community cats that have been ear-tipped in accordance with an approved trap-neuter-return (TNR) program.
- b) *Registration required.* It is the duty of the owner or custodian of the animal to ensure that the animal's implanted microchip identification number is registered with a nationally registered pet recovery database.
- c) *Changing status.* If there is a change in ownership or contact information for the owner or custodian of the microchipped animal, the owner or custodian shall update the contact information with the appropriate nationally registered pet recovery database within 30 days after the date of the change in information.

# 14-31

## Identification for Animals

- ◇ (d) Other Animals. Identity requirements for animals, other than dogs and cats, are as follows:
  - ◇ (1) Requirement. All animals, other than dogs and cats, within the city shall be implanted with a microchip or marked by some type of identifying license, tag, band, tattoo or brand by which the animal's owner can be identified. All Livestock shall be tagged or tattooed.
  - ◇ (2) Exception. The requirement stated in subsection (d)(1), immediately above, does not apply to domestic mice, rats, rabbits, guineas, hamsters, gerbils, ferrets, fowl, amphibious and aquatic animals or reptiles.
- ◇ (e) Defenses. It is a defense to prosecution under this section that:
  - ◇ (1) The animal owner is a nonresident of this city and is keeping the subject animal in the city for fewer than 30 days;
  - ◇ (2) The animal owner has been a resident of this city for fewer than 30 days; or
  - ◇ (3) The animal had been abandoned or lost and the temporary owner has had the dog or cat for fewer than 30 days.
- ◇ (f) Administrative rules. The city manager may promulgate forms and administrative rules as required for the orderly administration of this section.
- ◇ (g) Penalty. A violation of any provision is unlawful and subject to City Code of Ordinances Sec. 1-6 (entitled "general penalty").



A photograph of two kittens lying down on a soft surface. The kitten on the left is a tabby with light green eyes, looking towards the camera. The kitten on the right is a darker, possibly black and white, looking away. The text "THANK YOU FOR YOUR TIME!" is overlaid in the center in a white, serif font.

THANK YOU FOR YOUR TIME!



## Item Brief

### **Meeting Date**

September 9, 2025

### **Agenda Item**

Discuss and consider action: Approval of an interlocal agreement between the City of Burnet and Burnet Consolidated Independent School District (BCISD) to authorize the provision of additional law enforcement personnel at designated school events throughout the academic year. B. Lee

### **Information**

The purpose of this agreement is to offer Burnet Consolidated Independent School District the option to request additional officer presence at designated events throughout the school year. This agreement will assist them in addressing prior instances where increased staffing was necessary due to event scale or external circumstances requiring enhanced security and support.

### **Fiscal Impact**

Burnet Consolidated Independent School District (BCISD) will be responsible for covering the cost of additional staffing at a rate of \$75 per hour. This rate includes all applicable overtime compensation and benefits for the assigned officers

### **Recommendation**

Staff recommends approval of the proposed interlocal agreement, which facilitates the provision of supplemental law enforcement staffing for designated events throughout the school year.

**INTERLOCAL AGREEMENT  
(SPECIAL EVENT POLICE COVERAGE)**

**STATE OF TEXAS**

§

§

**COUNTY OF BURNET**

§

This Interlocal Agreement (“Agreement”) is made by and between the **City of Burnet**, a Texas home rule municipality (“City”); and the **Burnet Consolidated Independent School District** (“BCISD”), an independent school district and political subdivision of the state of Texas; and provides as follows:

- (1) *Authorization.* This Agreement is authorized by Texas Government Code Chapter 791 (entitled “*Interlocal Cooperation Contracts*”).
- (2) *Purpose.* This Agreement memorializes the agreement of the Parties as the City’s provision of police officers to provide Law Enforcement Services at BCISD Special Events. For the purposes of this Agreement, BCISD Special Events shall include all of the following:
  - (a) High School Football games
  - (b) High School Baseball games
  - (c) Any other event authorized by the Chief of Police
- (3) *Service request.* BCISD shall request Law Enforcement Services at least 14 days before the Special Event. The City retains the right to deny any service request.
- (4) *Costs.* BCISD shall compensate the City for providing Law Enforcement Services at a rate of \$75.00 per officer per hour.
- (5) *Payment.* The City shall invoice BCISD monthly; and the invoice shall be due 30 days from issuance.
- (6) *Risk Allocation.* BCISD, as the governing unit requesting and obtaining services under this Agreement shall be responsible for any civil liability that arises from the furnishing of Law Enforcement Services under this Agreement.
- (7) *Miscellaneous.*
  - (a) Independent contractor. Nothing in this Agreement may be construed to make either Party the partner or joint venturer of or with the other party.
  - (b) Supervision. In the performance of all services of the City under this Agreement, the City’s Police Chief shall retain the right to supervise, manage, control, and direct the performance of the Services required under this Agreement.
  - (c) Term. This Agreement shall run from its Effective Date until September 30, 2026, and shall automatically renew annually thereafter, unless terminated as provided herein.
  - (d) Termination. Either Party may terminate this Agreement by presentation of written notice to the other Party at least thirty days prior to such termination.
  - (e) Notices. All notices, certificates or other communications hereunder shall be deemed given when delivered by regular mail, hand delivery, or facsimile addressed as follows:



If to BCISD, at:

Superintendent  
Burnet Consolidated Independent School District  
208 East Brier Street  
Burnet, Texas 78611  
Facsimile: (512) 756-7498

If to City, at:

City Manager  
City of Burnet  
1001 Buchanan Drive, Suite 4  
P. O. Box 1369  
Burnet, Texas 78611  
Facsimile: (512) 756-8560

Either Party may by notice hereunder designate any further or different address to which subsequent notices, certificates or other communications shall be sent.

- (f) Immunity. Nothing herein shall be deemed in any manner to constitute a waiver of sovereign, governmental, or any other immunity or affirmative defense that may be asserted by BCISD or City, nor shall this Agreement be in any manner construed to create a cause of action for the benefit of any person not a party to this Agreement, or to create any rights for the benefit of any person not a party to this Agreement not otherwise existing at law.
- (g) Assignment. No assignment by a party hereto of any rights under or interests in this Agreement will be binding on another party hereto without the written consent of the other party.
- (h) Severability. Whenever possible, each provision of this Agreement shall be interpreted in such manner as to be effective and valid under applicable law, however if any provision of this Agreement is prohibitive or invalid under applicable law, such provision shall be ineffective to the extent of such provision or invalidity, without invalidating the remainder of such provision or the remaining provisions of this Agreement.

To be Effective as of \_\_\_\_ day of \_\_\_\_\_, 2025

City of Burnet

Burnet Consolidated Independent School  
District

By: \_\_\_\_\_  
David Vaughn, City Manager

By: \_\_\_\_\_  
Dr. Aaron Pena, Superintendent BCISD



**City Council  
Regular Meeting  
September 9th**

## Interlocal Agreement BCISD

Approval of an interlocal agreement between the City of Burnet and Burnet Consolidated Independent School District (BCISD) to authorize the provision of additional law enforcement personnel at designated school events throughout the academic year.





## Item Brief

### **Meeting Date**

September 9, 2025

### **Agenda Item**

Discuss and consider action: Ordinance No. 2025-41: D. Vaughn

AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 2 (ENTITLED "ADMINISTRATION") BY AMENDING SECTION 2-43 (ENTITLED "MEETINGS") AND SECTION 2-28 (ENTITLED "PUBLIC PARTICIPATION"); PROVIDING FOR A PENALTY NOT TO EXCEED \$500; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

### **Information**

The City Council recognizes the importance of maintaining open meetings that encourage meaningful public participation while ensuring order, fairness, and compliance with the Texas Open Meetings Act. Currently, the City's Code of Ordinances does not contain a comprehensive section addressing public participation and rules of decorum.

This ordinance adopts a new Section 2-28, Public Participation, which establishes clear rules for citizen comment periods, public hearings, speaker time limits, sign-up requirements, and decorum standards for meetings of the City Council.

Additionally, Section 2-43, Meetings of appointed bodies, is amended to cross-reference the new Section 2-28 to ensure that the same public participation rules apply to appointed bodies.

### **Fiscal Impact**

There is no fiscal impact associated with adoption of this ordinance.

### **Recommendation**

Staff recommends approval of Ordinance No. 2025-41 as presented.

**ORDINANCE NO. 2025-41**

**AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 2 (ENTITLED "ADMINISTRATION") BY AMENDING SECTION 2-43 (ENTITLED "MEETINGS") AND SECTION 2-28 (ENTITLED "PUBLIC PARTICIPATION"); PROVIDING FOR A PENALTY NOT TO EXCEED \$500; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, the City Council of the City of Burnet, Texas, recognizes the importance of maintaining open meetings that encourage meaningful public participation while ensuring order and efficiency in the conduct of city business; and

**WHEREAS**, the City Council finds it necessary to adopt formal rules for public engagement and decorum to ensure fairness, respect, and compliance with the Texas Open Meetings Act;

**WHEREAS**, City Council, finds, determines, and declares that publication of notice of this Ordinance, as required by Section 3.14 of the City Charter and the laws of the State of Texas, was made by the City Secretary within the period prescribed by Section 3.14; and

**WHEREAS**, City Council, finds, determines, and declares that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given as required by Chapter 551 of the Texas Government Code.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, THAT:**

**Section One. Code Amendment.** Section 2-43 of the Code of Ordinances of the City of Burnet is hereby amended by replacing the existing text in its entirety with the following:

**Sec. 2-43. Meetings.**

- (a) *Rules of order.* Appointed bodies shall conduct business under rules of order adopted by the body and approved by city council. Until such time as an appointed body adopts rules of order, pursuant to this section, they shall conduct business in accordance with Robert's Rules of Order 12th Edition.
- (b) *Texas Open Meetings Act.* The planning and zoning commission, zoning board of adjustment, fire code appeals board, economic development corporation, historic preservation commission, and other advisory bodies with decision making authority or otherwise required to comply with the Texas Open Meetings Act shall:
  - (1) publish notice of all meetings in accordance with the requirements of Texas Open Meetings Act; and

- (2) conduct such meetings in accordance with the requirements of the Texas Open Meetings Act; and
- (3) keep meeting minutes in accordance with the requirements of the Texas Open Meetings Act.
- (c) *Other advisory bodies.* Advisory bodies with no decision-making authority are not subject to the Open Meeting Act. However, such advisory bodies shall open their meetings to the public and, when practicable, post notice of the time, place and subject matter of such meetings at least 72 hours in advance.
- (d) *Reports.* Advisory bodies required to comply with subsection (b), immediately above, shall also provide city council with a report of each meeting which shall minimally contain the name of members present, whether members absent were excused from attendance, the caption of each item discussed at the meeting, the names of the members making the main motion, second and any amendatory motions, and the names of the members voting in favor of the motion, in opposition to the motion or abstaining from vote on the motion.
- (e) *Liaisons.*
  - (1) Council liaison. City council may appoint a councilmember as liaison to one or more appointed bodies. The role of the council liaison is that of a non-voting ex-officio member, to act as a communication conduit between city council and the appointed body.
  - (2) Staff liaison. The city manager may assign a staff member as an ex-officio member to a respective board to perform support services and may or may not provide technical data, prepare agendas, post notices of meetings, prepare minutes of the meetings, and other related functions and will not be entitled to vote or preside over meetings.
- (f) *Public participation.* Public participation in public meetings of appointed bodies shall be subject to the prescripts of Section 2-28 of this Chapter, which is incorporated by reference herein; provided that the term “appointed body” shall be substituted herein whenever the term “City Council” is used in Section 2-28, and the term “presiding officer” shall be used herein whenever the term “mayor” is used in Section 2-28.

**Section Two. Code Amendment.** Section 2-28 of the Code of Ordinances of the City of Burnet is hereby amended by replacing the existing text in its entirety with the following:

**Sec. 2-28 Public participation.**

- (a) *Scope.* This section shall apply to public meetings of the city council.
- (b) *Definitions.* For the purposes of this Section the text in italics (*italics*) set out below shall have the definitions that follow:
  - (1) *Citizens Comment Period* means the time allocated during each action item on an agenda allowing members of the public an opportunity to speak on the associated action item.

- (2) *Public Engagement* means the act of addressing the City Council at a public meeting by a member of the public in accordance with the provisions of this Section.
  - (3) *Public Hearing* means an item on an agenda designated for members of the public to give testimony and provide comments related to the subject matter of the Public Hearing.
- (c) *Public engagement.*
- (1) Public engagement may be authorized at designated times during a regular meeting, work session meeting, or workshop meeting as follows:
    - (A) Citizens Comment Period. Each action item on an agenda shall include a Citizens Comment Period. Public engagement during the Citizens Comment Period shall be limited to questions, comments, and/or testimony relating to the associated action item.
    - (B) Public Hearings. Public Hearings shall be posted on agendas when required by state or local law; or at other times as determined by the mayor or city manager. Public engagement during the Public Hearings shall be limited to questions, comments, and/or testimony relating to the posted subject matter of the Public Hearing.
    - (C) Public Engagement before city council may be authorized by the mayor by manner and means not prescribed herein provided such public engagement is conducted in a manner consistent with the prescripts of the Texas Open Meetings Act.
  - (2) Members of the public who wish to engage in Public Engagement may be required to sign-up prior to the earlier of either the meeting or any posted sign-in deadline.
  - (3) Speakers must limit their remarks to three minutes. The allotted time will commence from the beginning of the speaker's remarks and will include any time spent in discussion between the speaker and council. Issues taking longer to communicate can be addressed outside the meeting to the city staff or submitted in writing. Once a speaker has exhausted their allotted time they may not speak again.
  - (4) When called upon by the presiding officer, speakers must state their name, and for a public hearing, must also state their address.
  - (5) Speakers may not yield time to others.
  - (6) The presiding officer may limit the total time allotted for those speaking both for and against an item, provided that each side shall be allotted an equal amount of time.

- (7) At the discretion of the presiding officer, the three-minute limitation per speaker may not apply to the applicant or a party to the contract or item on the agenda.
- (d) Rules of decorum for city council.
  - (1) The purposes of these rules are as follows:
    - (A) To ensure that meetings of the city council are conducted in a way that allows the business of the city to be effectively conducted.
    - (B) To ensure that members of the public who attend meetings of the city council can be heard in a fair, impartial and respectful manner.
    - (C) To ensure that meetings of the city council are conducted in a way that is open to all viewpoints, yet free from abusive, distracting or intimidating behavior.
    - (D) To ensure that the rules governing decorum at meetings of the city council are understood by persons attending the meetings.
  - (2) All comments and questions by members of the public at a meeting will be directed to the presiding officer and must be limited to the matter on the agenda.
  - (3) The mayor and council, will endeavor to ensure that meetings are conducted in a courteous manner, and in an atmosphere free of defamation, intimidation, personal affronts, profanity, or threats of violence.
  - (4) Members of the public shall not engage in any of the following in the meeting room during a council meeting:
    - (A) Shouting, unruly behavior, distracting side conversations, or speaking out when another person is talking.
    - (B) Defamation, abusive language, intimidation, personal insults, profanity or vulgar language or gestures, display of obscene materials, or threats of violence.
    - (C) Personal attacks on any individual unrelated to a matter of public concern or the manner in which the individual performs their duties are prohibited, as well as disruptive behavior that impairs the rights of other participants at the meeting.
    - (D) Audible use of phones, pagers, radios, computers, or other electronic equipment.
    - (E) Shouting or asking questions from the audience while another speaker is speaking.

- (F) Booing, hissing, foot stomping, parading, singing, clapping in a disruptive manner or other similar behavior that impedes or disrupts the orderly conduct of the meeting.
- (5) The rules in this section shall be enforced against individuals participating in meetings in-person or online in the following manner:
  - (A) The presiding officer will request that a person who is violating a rule cease the violation.
  - (B) The presiding officer may prevent any citizen from addressing the council, who makes comments or provides documents during the public comments portion of the city council meeting that are defamatory, whether slander or libel, rise to the level of disorderly conduct, incite a riot, or are considered a breach of the peace.
  - (C) If the violation continues, the presiding officer will warn the person that he or she will be required to leave the meeting room if the violation continues.
  - (D) If the violation continues, the presiding officer will order the person to leave the building or the online meeting room.
  - (E) If the person does not leave the building or online meeting room, the presiding officer may order any peace officer at the meeting to remove the person from the building or have the person removed from the online meeting room.
- (e) *Penalty.* Any person who intentionally or knowingly resists removal from a meeting room by a peace officer under subsection (b)(5) of this Section shall be subject to criminal prosecution for a Class C misdemeanor and upon conviction shall be subject to a fine not to exceed \$500.00.

**Section Three. Findings.** The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the Council.

**Section Four. Penalty.** A violation of this ordinance is unlawful and subject to City Code of Ordinances Sec. 1-6 (entitled “general penalty”).

**Section Five. Cumulative.** This ordinance shall be cumulative of all provisions of all ordinances and codes, or parts thereof, except where the provisions of this Ordinance are in direct conflict with the provisions of such Ordinances, in which event Section 5, (entitled “Repealer”) shall be controlling.

**Section Six. Repealer.** All ordinances and codes, or parts thereof, which are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters resolved herein.



**Section Seven. Severability.** If any provision of this Ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City hereby declares that this Ordinance would have been enacted without such invalid provision.

**Section Eight. Publication.** The publishers of the City Code are authorized to amend said Code to reflect the changes adopted herein and to correct typographical errors and to format and number paragraphs to conform to the existing Code.

**Section Nine. Effective Date.** This Ordinance shall be effective upon the date of final adoption hereof.

**PASSED, APPROVED, AND ADOPTED** on this 9th day of September 2025

**CITY OF BURNET, TEXAS**

\_\_\_\_\_  
Gary Wideman, Mayor

**ATTEST:**

\_\_\_\_\_  
Maria Gonzales, City Secretary



**City Council  
Regular Meeting**

**September 9, 2025**

## Citizens Input

Discuss and consider action: Ordinance No. 2025-41: D. Vaughn

AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 2 (ENTITLED “ADMINISTRATION”) BY AMENDING SECTION 2-43 (ENTITLED “MEETINGS”) AND SECTION 2-28 (ENTITLED “PUBLIC PARTICIPATION”); PROVIDING FOR A PENALTY NOT TO EXCEED \$500; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE





## Public Participation- Section 2-28

- Establishes Citizen Comment Period for each agenda item
- Provides for Public Hearings when required or determined necessary
- Sign-up procedures may be required for speakers
- Sets 3-minute limit per speaker
- Outlines rules of decorum (civility, no disruptions)
- Enforcement provisions (warning, removal if necessary)





## Public Participation- Section 2-43

- Meetings of appointed bodies, is amended to cross-reference the new Section 2-28 to ensure that the same public participation rules apply to appointed bodies.





# Questions?

## Recommendation

- Staff recommends approval of Ordinance No. 2025-41 as presented.





## Item Brief

### **Meeting Date**

August 26, 2025

### **Agenda Item**

Discuss and consider action: Resolution No. R2025-72: D. Vaughn

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING THE PURCHASE OF PROPERTY LEGALLY DESCRIBED AS A 12.524 ACRE TRACT OF LAND (TRACT NO. 17), OUT OF THE EUGENIO PEREZ SURVEY NO. 41, ABSTRACT NO. 672 AND SUSANO HERANDEZ SURVEY NO. 40, ABSTRACT NO. 398, BOTH OF WHICH ARE SITUATED IN BURNET COUNTY, TEXAS, AND BEING A PORTION OF THE REMAINING PORTION OF A CALLED 666.23 ACRE TRACT OF LAND, DESCRIBED IN A DEED TO BILLY JOE FOX & LAVONNA FOX, AS RECORDED IN VOLUME 798, PAGE 880 OF THE OFFICIAL PUBLIC RECORDS OF BURNET COUNTY, TEXAS, AND AUTHORIZING THE MAYOR TO EXECUTE THE PROPERTY CONTRACT

### **Information**

The attached contract is for the purchase of approximately 12 acres at Delaware Springs Golf Course and the associated access easement.

### **Fiscal Impact**

\$755,000 to be paid by Delaware Springs Golf Course

### **Recommendation**

Staff recommends approval of Resolution No. R2025-72 as presented

## RESOLUTION NO. R2025-72

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING THE PURCHASE OF PROPERTY LEGALLY DESCRIBED AS A 12.524 ACRE TRACT OF LAND (TRACT NO. 17), OUT OF THE EUGENIO PEREZ SURVEY NO. 41, ABSTRACT NO. 672 AND SUSANO HERANDEZ SURVEY NO. 40, ABSTRACT NO. 398, BOTH OF WHICH ARE SITUATED IN BURNET COUNTY, TEXAS, AND BEING A PORTION OF THE REMAINING PORTION OF A CALLED 666.23 ACRE TRACT OF LAND, DESCRIBED IN A DEED TO BILLY JOE FOX & LAVONNA FOX, AS RECORDED IN VOLUME 798, PAGE 880 OF THE OFFICIAL PUBLIC RECORDS OF BURNET COUNTY, TEXAS, AND AUTHORIZING THE MAYOR TO EXECUTE THE PROPERTY CONTRACT**

**Whereas**, the Delaware Springs Ranch Investments, LLC is the owner of a certain tract of land referred to as Tract 17 that is surrounded by the golf course; and

**Whereas**, Tract 17 is the only available land near the golf course clubhouse that would allow for the future expansion of the clubhouse, maintenance barn and other related uses; and

**Whereas**, the landowner is willing to sell the land in lieu of development in order to help preserve the rural nature of the course; and

**Whereas**,. the purchase of the Property will further the strategic plan for the golf course.

**NOW, THEREFORE, BE IT RESOLVED BY CITY COUNCIL OF THE CITY OF BURNET, TEXAS, THAT:**

**Section one. Findings.** The recitals to this Resolution are hereby adopted and incorporated herein for all purposes.

**Section two. Approval.** The purchase of the Property is hereby approved in accordance with the terms and conditions of the unimproved property contract attached to this resolution.

**Section three. Authorization.** The mayor is hereby authorized and directed to sign an unimproved property contract that is substantially similar to the attachment hereto; and take such further action and sign such ancillary documents as may be reasonably necessary to facilitate the purchase of the Property.

**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** this the 26<sup>th</sup> day of August, 2025.

**CITY OF BURNET, TEXAS**

\_\_\_\_\_  
Gary Wideman, Mayor

**ATTEST:**

\_\_\_\_\_  
Maria Gonzales, City Secretary



## UNIMPROVED PROPERTY CONTRACT

1. **PARTIES:** The parties to this Contract are DELAWARE SPRINGS RANCH INVESTMENTS, LLC (hereinafter called “Seller”), a limited liability company formed under the laws of Texas, and the City of Burnet a Texas home rule municipality (hereinafter called “Buyer”). Seller agrees to sell and convey to Buyer, and Buyer agrees to buy from Seller, the Property defined below.

2. **PROPERTY** (including improvements if any).

Being a 12.524 acre tract of land (Tract No. 17), out of the Eugenio Perez Survey No. 41, Abstract No. 672 and Susano Hernandez Survey No. 40, Abstract No. 398, both of which are situated in Burnet County, Texas, and being a portion of the remaining portion of a called 666.23 acre tract of land, described in a deed to Billy Joe Fox & Lavonna Fox, as recorded in Volume 798, page 880 of the Official Public Records of Burnet County, Texas (O.P.R.B.C.T.), said 12.524 acres (Tract No. 17) being more particularly described on the legal description attached hereto and made part hereof as **Exhibit “A”**.

Together with all rights, privileges and appurtenances pertaining thereto, including but not limited to: water rights, claims, permits, strips and gores, easements, and cooperative or association memberships

- 2.1 **Release of Easement.** In addition to the Property described in Section 2, above, Grantor shall fully release to Grantee that certain Easement described as being a 0.354 acre (60 ft. Wide) tract of land (Tract 10), out of the Susano Hernandez Survey No. 40, Abstract No. 398, situated in Burnet County, Texas, and being a portion of the remaining portion of a called 666.23 acre tract of land, described in a deed to Billy Joe Fox & Lavonna Fox, as recorded in volume 798, page 880 of the Official Public Records of Burnet County, Texas, said 0.354 acres (60 ft. Wide - Tract 10) being more particularly described on the legal description attached hereto and made part hereof as **Exhibit “B”**.

3. **SALES PRICE:** Seven Hundred Fifty-Five Thousand Dollars and 00/100 Cents (\$755,000.00) (hereinafter the “Purchase Price”).

4. **EARNEST MONEY:** Upon execution of this Contract by all parties, Buyer shall deposit Five Thousand Dollars and 00/100 Cents (\$5,000.00) as Earnest Money with Attorney’s Abstract Title Company, Attn: Lisa Campbell, 117 E. Jackson Street, Burnet TX 78611. If Buyer fails to deposit the Earnest Money within five days of Sellers delivery of this Contract, Seller’s offer to sell the Property shall be withdrawn, this Contract shall not be effective, and the Escrow Agent shall not accept the late deposit of the Earnest Money.

5. **TITLE POLICY; SURVEY AND SELLERS DELIVERABLES:**

- A. **TITLE POLICY:** At closing Seller shall, at its sole cost, provide an Owner’s Policy of Title Insurance by Title Company, as agent for Underwriter, or directly by Underwriter.

Initials: Seller: JS Buyer: \_\_\_\_\_

- B. **COMMITMENT:** Seller shall, within 20 days of the Effective Date, provide to Buyer a Commitment for Issuance of an Owner Policy of Title Insurance by Title Company, as agent for Underwriter, or directly by Underwriter, stating the condition of title to the Land. The “effective date” stated in the Title Commitment must be after the Effective Date of this Contract.
- C. **SURVEY:** Seller shall, within 20 days of the Effective Date at its sole costs, obtain an on-the-ground, staked plat of survey and metes-and-bounds description of the Property, prepared by a surveyor satisfactory to Title Company, dated after the Effective Date, and certified to: Seller, Buyer, and Title Company, to comply with the current standards and specifications as published by the Texas Society of Professional Surveyors for the Survey Category required by Title Company.
- D. **OBJECTIONS:** Buyer shall have 10 days after the later of Buyer’s receipt of the Title Commitment or a copy of the Survey (“Title Objection Deadline”) to review the Survey, Title Commitment, and legible copies of the title instruments referenced in them and notify Seller of Buyer’s objections to any of them (“Title Objections”). Buyer will be deemed to have approved all matters reflected by the Survey, and Title Commitment, to which Buyer has made no Title Objection by the Title Objection Deadline. The matters that Buyer either approves, or is deemed to have approved, are “Permitted Exceptions.” If Buyer notifies Seller of any Title Objections, Seller has five days from receipt of Buyer’s notice to notify Buyer whether Seller agrees to cure the Title Objections before closing (“Cure Notice”). If Seller does not timely give its Cure Notice or timely gives its Cure Notice but does not agree to cure all the Title Objections before closing, Buyer may, within ten days after the deadline for the giving of Seller’s Cure Notice, notify Seller that either this Contract is terminated or Buyer will proceed to close, subject to Seller’s obligations to remove all liquidated liens, remove all exceptions that arise by, through, or under Seller after the Effective Date, and cure only the Title Objections that Seller has agreed to cure in the Cure Notice. At or before closing, Seller must remove all liquidated liens, remove all exceptions that arise by, through, or under Seller after the Effective Date of this Contract, and cure the Title Objections that Seller has agreed to cure.
- E. **TITLE NOTICES:**
- i. **ABSTRACT OR TITLE POLICY:** Buyer is advised to have the Title Policy Commitment reviewed by an attorney of Buyer’s choice due to the time limitations on Buyer’s right to object.
  - ii. **MEMBERSHIP IN PROPERTY OWNERS’ ASSOCIATION(S):** The Property is not subject to a mandatory property owners association.
  - iii. **STATUTORY TAX DISTRICTS:** The Property is not situated in a utility or other statutorily created district providing water, sewer, drainage, or flood control facilities and services, as those terms are referenced in Texas Water Code Chapter 49.
  - iv. **TIDE WATERS:** The Property does not abut tidally influenced waters of the state, as such term is referenced in Texas Natural Resources Code §33.135.
  - v. **ANNEXATION:** The Property is located within the corporate limits of Burnet, Burnet County, Texas.

Initials: Seller: JS Buyer: \_\_\_\_\_

- vi. PROPERTY LOCATED IN A CERTIFIED SERVICE AREA OF A UTILITY SERVICE PROVIDER: Notice required by §13.257, Water Code: The Property's water and sewer service is provided by the City of Burnet and Buyer agrees to inquire with the City regarding any conditions of service.
  - vii. PUBLIC IMPROVEMENT DISTRICT: The Property is not in a Public Improvement District, as term is referenced in the Texas Property Code §5.014.
  - viii. TEXAS AGRICULTURAL DEVELOPMENT DISTRICT: The property is not located in a Texas Agricultural District.
  - ix. TRANSFER FEES: The Property is not subject to a private transfer fee obligation as such term is referenced in Texas Property Code §5.205.
  - x. PROPANE GAS SYSTEM SERVICE AREA: The Property is not located in a propane gas system service area owned by a distribution system retailer, as such term is referenced in Texas Utilities Code §141.010.
- F. SELLER'S DELIVERABLES. Seller shall, within 20 days of the Effective Date at its sole costs, provide to Buyer all existing environmental and engineering reports in Seller's possession, if any (collectively "Seller's Deliveries"). Buyer acknowledges and agrees that neither Seller nor any of Seller's attorneys, consultants, or contractors have made any representation or warranty regarding the truth or accuracy of any of the Seller's Deliveries. Seller has not undertaken any independent investigation as to the truth, completeness, or accuracy thereof, except as expressly provided for in this Contract. The furnishing of the Seller's Deliveries and any other materials, documents, reports, or agreements shall not be interpreted in and of itself as a representation or warranty of any type or kind by Seller or any other party related in any way to any of the foregoing. The Seller's Deliveries may not be relied upon by Buyer or any other party for any purpose. Buyer is advised and encouraged to conduct its own independent investigation of the matters within the scope of the Seller's Deliveries. Except for Buyer's consultants engaged to evaluate the feasibility of the Property for Buyer's intended purpose, Buyer shall not disclose Seller's deliverables to any third party. Moreover, should this Contract terminate without closing, Buyer shall return Seller's Deliverables to Seller within 10 days of such termination.
- G. DELIVERY DELAY. Notwithstanding any provision to the contrary, for each day delivery of the Title Commitment, or Seller's Deliverables is delayed beyond the 20<sup>th</sup> day after the Effective Date, a day shall be added to the Feasibility Period. This remedy shall run concurrently so that for example, if there is a one-day delay in delivery of both the Title Commitment and the Seller's Deliverables only one day shall be added to the Feasibility Period. Seller shall not be responsible for delay of delivery of Survey.
6. **FEASIBILITY:**
- A. FEASIBILITY PERIOD: Buyer's Feasibility Period shall begin on the Effective Date and shall end 30 days after the Effective Date.
  - B. EXTENSION TO FEASIBILITY PERIOD. Intentionally blank.

Initials: Seller: JS Buyer: \_\_\_\_\_

- C. **BUYER'S RIGHT TO TERMINATE DURING FEASIBILITY PERIOD:** During the Feasibility Period Buyer may, at its sole discretion, terminate this Contract, for any reason; and, should Buyer timely exercise its right to terminate, as evidenced by written notification to Seller; then neither Party shall have any further obligation to the other under this Contract. If Buyer terminates this Contract before the end of the Feasibility Period, then unless Seller delivers notice of Seller's objection to Title Company's release of the Earnest Money to Buyer within five days after Buyer delivers Buyer's termination notice to Seller and Title Company, Title Company is authorized, without any further authorization from Seller, to deliver the Earnest Money to Buyer, less \$100, which will be paid to Seller as consideration for the right granted by Seller to Buyer to terminate this Contract.

7. **PROPERTY CONDITION:**

- A. **ACCESS, INSPECTIONS AND UTILITIES:** Seller shall permit Buyer and Buyer's agents access to the Property at reasonable times. Buyer may have the Property inspected by inspectors selected by Buyer and licensed by TREC or otherwise permitted by law to make inspections. **NOTICE:** Buyer should determine the availability of utilities to the Property suitable to satisfy Buyer's needs.
- i. **Buyer's Indemnity and Release of Seller**
- a. **Indemnity.** To the fullest extent authorized by law, Buyer will indemnify, defend, and hold Seller harmless from any loss, attorney's fees, expenses, or claims arising out of Buyer's investigation of the Property, except those arising out of the acts or omissions of Seller and those for repair or remediation of existing conditions discovered by Buyer's inspection. The obligations of Buyer under this provision will survive termination of this Contract and closing.
- b. **Release.** Buyer releases Seller and those persons acting on Seller's behalf from all claims and causes of action (including claims for attorney's fees and court and other costs) resulting from Buyer's investigation of the Property.
- B. **ACCEPTANCE OF PROPERTY CONDITION:** "As Is" means the present condition of the Property with any and all defects and without warranty except for the warranties of title and the warranties in this Contract. Buyer accepts the Property "As Is".
- C. **COMPLETION OF REPAIRS:** As the Property is unimproved this Paragraph is not applicable.
- D. **ENVIRONMENTAL MATTERS:** Buyer is advised that the presence of wetlands, toxic substances, including asbestos and wastes or other environmental hazards, or the presence of a threatened or endangered species or its habitat may affect Buyer's intended use of the Property. If Buyer is concerned about these matters, an addendum promulgated by the Texas Bar, or approved by the parties, should be used.
- E. **SELLER'S DISCLOSURES:** Except as otherwise disclosed in this Contract, Seller has no knowledge of the following:

Initials: Seller: JS Buyer: \_\_\_\_\_

- i. any flooding of the Property which has had a material adverse effect on the use of the Property;
  - ii. any pending or threatened litigation, condemnation, or special assessment affecting the Property;
  - iii. any environmental hazards that materially and adversely affect the Property;
  - iv. any dumpsite, landfill, or underground tanks or containers now or previously located on the Property;
  - v. any wetlands, as defined by federal or state law or regulation, affecting the Property; or
  - vi. any threatened or endangered species or their habitat affecting the Property.
  
- 8. **BROKERS' FEES:** Neither Seller nor Buyer have engaged a Broker in regard to this transaction. Buyer and Seller each indemnify and agree to defend and hold the other party harmless from any loss, attorney's fees, and court and other costs arising out of a claim by any person or entity claiming by, through, or under the indemnitor for a broker's or finder's fee or commission because of this transaction or this Contract, whether the claimant is disclosed to the indemnitee or not.
  
- 9. **CLOSING:**
  - A. **DATE:** The closing of the sale shall occur at a mutually agreed time and date within 10 days after the end of Buyer's Feasibility Period.
  - B. **OBLIGATIONS:** At closing:
    - i. Seller shall execute and deliver a warranty deed, in substantial conformance with **Exhibit "C"**, conveying title to the Property to Buyer and showing only the Permitted Exceptions, and shall furnish tax statements or certificates showing no delinquent taxes on the Property.
    - ii. Buyer shall deliver for escrow the balance of the Sales Price.
    - iii. Seller and Buyer shall execute and deliver any notices, statements, certificates, affidavits, releases, loan documents and other documents reasonably required for the closing of the sale.
    - vi. The Property will be conveyed to Buyer free and clear of any liens, assessments, or security interests against the Property, but subject to the Permitted Exceptions listed in the Title Commitment.
    - vii. Seller will, at Seller's sole cost, cause the Title Company to issue an owner's title policy in favor of Buyer in the amount of the Purchase Price, insuring Buyer's good and indefeasible title to the Property, subject only to the Permitted Exceptions.
  - C. **COOPERATION:** Each party agrees to cooperate with the other and take those actions and execute such ancillary documents as may reasonably be necessary to facilitate the closing.
  
- 10. **POSSESSION:**
  - A. **BUYER'S POSSESSION:** Seller shall deliver to Buyer possession of the Property in its present or required condition upon closing.
  - B. **LEASES:**

Initials: Seller: JS Buyer: \_\_\_\_\_

- i. After the Effective Date, Seller may not execute any lease (including but not limited to mineral leases) or convey any interest in the Property without Buyer's written consent.
- ii. As of the effective date the Property is not subject to any lease agreements.

11. **SPECIAL PROVISIONS:**  
NONE

12. **SETTLEMENT AND OTHER EXPENSES:**

- A. The following expenses must be paid at or prior to closing:
  - i. Expenses payable by Seller (Seller's Expenses): Release of existing liens, including prepayment penalties, and recording fees; release of Seller's loan liability; tax statements or certificates; one-half (1/2) of the costs of the escrow officer's fees; premium for Title Policy; Survey fees; Seller's prorated portion of Ad valorem taxes; Seller's attorney fees and consultant fees; and other expenses payable by Seller under this Contract.
  - ii. Expenses payable by Buyer (Buyer's Expenses): Premium for shortage of area endorsement or other endorsements that are not included in the Owner's Policy; preparation of deed; one-half (1/2) of the costs of the escrow officer's fees; Buyer's prorated portion of Ad valorem taxes and special governmental assessments; courier fee; Buyer's attorney fees and consultant fees; and other expenses payable by Buyer under this Contract. It is noted, that Buyer as a Texas home-rule municipality is exempted from Ad valorem taxes and special governmental assessments.

13. **PRORATIONS AND ROLLBACK TAXES:**

- A. **PRORATIONS:** Taxes for the current year, interest, maintenance fees, assessments, dues, and rents will be prorated through the Closing Date. The tax proration may be calculated taking into consideration any change in exemptions that will affect the current year's taxes. If taxes for the current year vary from the amount prorated at closing, the parties shall adjust the proration when tax statements for the current year are available. It is noted that Buyer as a Texas home-rule municipality is exempted from Ad valorem taxes and special governmental assessments.
- B. **ROLLBACK TAXES:** Not applicable.

14. **CASUALTY LOSS:** If any part of the Property is damaged or destroyed by fire or other casualty after the effective date of this Contract, Seller shall restore the Property to its previous condition as soon as reasonably possible, but in any event by the Closing Date. If Seller fails to do so due to factors beyond Seller's control, Buyer may (a) terminate this Contract and the earnest money will be refunded to Buyer (b) extend the time for performance up to 15 days and the Closing Date will be extended as necessary or (c) accept the Property in its damaged condition with an assignment of insurance proceeds and receive credit from Seller at closing in the amount of the deductible under the insurance policy. Seller's obligations under this paragraph are independent of any other obligations of Seller under this Contract.

Initials: Seller: JS Buyer: \_\_\_\_\_

15. **DEFAULT:** If Buyer fails to comply with this Contract, Buyer will be in default, and Seller may, as its sole remedy, terminate this Contract and receive the earnest money as liquidated damages, thereby releasing both parties from this Contract. If Seller fails to comply with this Contract for any other reason, Seller will be in default and Buyer may elect as its sole remedy to either (a) enforce specific performance; or (b) terminate this Contract and receive the earnest money, thereby releasing both parties from this Contract.
16. **MEDIATION:** It is the policy of the State of Texas to encourage resolution of disputes through alternative dispute resolution procedures such as mediation. Any dispute between Seller and Buyer related to this Contract which is not resolved through informal discussion will be submitted to a mutually acceptable mediation service or provider. The parties to the mediation shall bear the mediation costs equally. This paragraph does not preclude a party from seeking equitable relief from a court of competent jurisdiction.
17. **ATTORNEY'S FEES:** A Buyer, Seller, or escrow agent who prevails in any legal proceeding related to this Contract is entitled to recover reasonable attorney's fees and all costs of such proceeding.
18. **REPRESENTATIONS:** All covenants, representations, and warranties in this Contract survive closing. If any representation of Seller in this Contract is untrue on the Closing Date, Seller will be in default. Unless expressly prohibited by written agreement, Seller may continue to show the Property and receive, negotiate, and accept back up offers.
20. **FEDERAL TAX REQUIREMENTS:** Seller represents and warrants that it is not a foreign corporation, foreign partnership, foreign trust or foreign estate as those terms are defined in the Internal Revenue Code and the regulations issued thereunder, and Seller agrees to execute, acknowledge and deliver to Buyer at Closing a certification of non-foreign status and any form as may be required by the Internal Revenue Code of the regulations issued thereunder. Affidavits shall be provided as to Federal I.D. numbers and to all taxes and forms being paid and filed.
21. **NOTICES:** All notices from one party to the other must be in writing and are effective when mailed to, hand-delivered at, or transmitted by facsimile as follows:

**To Seller at:**

DELAWARE SPRINGS RANCH INVESTMENTS, LLC  
P.O. Box 3383  
Midland, TX 78611  
Telephone: (325) 998-4548  
E-mail: [jordan@shipleyranches.com](mailto:jordan@shipleyranches.com)

Initials: Seller: JS Buyer: \_\_\_\_\_

**To Buyer at:**

CITY OF BURNET

% City Manager

P.O. Box 1369

Burnet, Texas 78611

Telephone: (512) 715-3208

Facsimile: (512) 756-8560

E-mail: [dvaughn@cityofburnet.com](mailto:dvaughn@cityofburnet.com)

22. **AGREEMENT OF PARTIES:** This Contract contains the entire agreement of the parties and cannot be changed except by their written agreement. Exhibits which are a part of this Contract are:
- EXHIBIT "A": The legal description of Tract A (16.610 acres of land).  
EXHIBIT "B": The legal description of Tract B (0.354 acre easement).  
EXHIBIT "C": Form of Warranty deed.
23. **CONSULT AN ATTORNEY BEFORE SIGNING.** Buyer is advised to consult with an attorney of Buyer's choice should Buyer questions about this Contract or any matter related to this Contract.

**Signature pages to follow:**Initials: Seller: JS Buyer: \_\_\_\_\_



EXECUTED the \_\_\_\_\_ day of \_\_\_\_\_, 2025. (EFFECTIVE DATE.)

**SELLER**


DELAWARE SPRINGS RANCH INVESTMENTS,  
LLC, a Texas Limited Liability Company

By:  \_\_\_\_\_  
Jordan Shipley, Manager

**BUYER**

CITY OF BURNET, a Texas home rule  
municipality

By: \_\_\_\_\_  
Gary Wideman, Mayor

Initials: Seller:  Buyer: \_\_\_\_\_

**CONTRACT AND EARNEST MONEY RECEIPT**

Receipt of Contract and \$5,000.00 Earnest Money in the form of  
\_\_\_\_\_ is acknowledged.

Escrow Agent: Lisa Campbell, Attorney's Abstract Title Company

Date: \_\_\_\_\_, 2024

By: \_\_\_\_\_

Attorney's Abstract Title Company  
117 E. Jackson Street,  
Burnet, TX 78611

Initials: Seller: JS Buyer: \_\_\_\_\_

**EXHIBIT “A”**

**LEGAL DESCRIPTION OF TRACT A (12.524 ACRES OF LAND)**

**CUPLIN & ASSOCIATES, Inc.**  
land surveyors & planners

**METES AND BOUNDS DESCRIPTION OF  
TRACT 17 (12.524 ACRES)**

FIELD NOTES TO DESCRIBE A 12.524 ACRE TRACT OF LAND (TRACT NO. 17), OUT OF THE EUGENIO PEREZ SURVEY NO. 41, ABSTRACT NO. 672 AND SUSANO HERANDEZ SURVEY NO. 40, ABSTRACT NO. 398, BOTH OF WHICH ARE SITUATED IN BURNET COUNTY, TEXAS, AND BEING A PORTION OF THE REMAINING PORTION OF A CALLED 666.23 ACRE TRACT OF LAND, DESCRIBED IN A DEED TO BILLY JOE FOX & LA VONNA FOX, AS RECORDED IN VOLUME 798, PAGE 880 OF THE OFFICIAL PUBLIC RECORDS OF BURNET COUNTY, TEXAS (O.P.R.B.C.T.), SAID 12.524 ACRES (TRACT NO. 17) BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

**BEGINNING** at a ½-inch iron rod set with "CUPLIN 5938" property cap, for the northwest corner hereof, from which a 60d nail found, for the northwest corner of Lot No. 21, of Delaware Springs Section 15, Phase Two, a Burnet County subdivision, according to the plat recorded in Cabinet 2, Slide 176-B of the Plat Records of Burnet County, Texas (P.R.B.C.T.) and the northeast corner of Fox Crossing, a 60-foot public right-of-way, according to the plat of said Section 15, Phase Two, bears South 56°31'01" West, a distance of 332.78 feet;

**THENCE** over and across said 666.23 acres, the following courses and distances:

- 1) North 42°32'16" East, a distance of 420.77 feet, to a ½-inch iron rod set with "CUPLIN 5938" property cap, for an angle hereof;
- 2) North 48°23'44" East, a distance of 274.87 feet, to a ½-inch iron rod set with "CUPLIN 5938" property cap, for an angle hereof;
- 3) North 16°42'29" East, a distance of 231.80 feet, to a ½-inch iron rod set with "CUPLIN 5938" property cap, at the beginning of a curve to the right;
- 4) Along said curve to the right (C1), having an arc length of 178.16 feet, a radius of 75.00 feet, and a chord bearing North 84°40'15" East, a distance of 139.13 feet, to a ½-inch iron rod set with "CUPLIN 5938" property cap, for an angle hereof;
- 5) South 27°20'19" East, a distance of 191.15 feet, to a ½-inch iron rod set with "CUPLIN 5938" property cap, for an angle hereof;
- 6) South 30°37'53" East (L1), a distance of 183.64 feet, to a ½-inch iron rod set with "CUPLIN 5938" property cap, for an angle hereof;
- 7) South 22°24'17" East (L2), a distance of 185.14 feet, to a ½-inch iron rod set with "CUPLIN 5938" property cap, for an angle hereof;
- 8) South 44°32'33" East (L3), a distance of 42.34 feet, to a ½-inch iron rod set with "CUPLIN 5938" property cap, for an angle hereof;
- 9) South 12°25'27" West (L4), a distance of 68.09 feet, to a ½-inch iron rod set with "CUPLIN 5938" property cap, for an angle hereof;
- 10) South 62°21'03" West (L5), a distance of 74.11 feet, to a ½-inch iron rod set with "CUPLIN 5938" property cap, for an angle hereof;
- 11) South 50°12'24" West (L6), a distance of 61.66 feet, to a ½-inch iron rod set with "CUPLIN 5938" property cap, for an angle hereof;

- 12) South 57°22'37" West (L7), a distance of 74.34 feet, to a ½-inch iron rod set with "CUPLIN 5938" property cap, for an angle hereof;
- 13) South 48°05'19" West (L8), a distance of 143.80 feet, to a ½-inch iron rod set with "CUPLIN 5938" property cap, for an angle hereof;
- 14) South 72°05'22" West (L9), a distance of 83.89 feet, to a ½-inch iron rod set with "CUPLIN 5938" property cap, for an angle hereof;
- 15) South 36°24'34" West (L10), a distance of 81.51 feet, to a ½-inch iron rod set with "CUPLIN 5938" property cap, for an angle hereof;
- 16) South 59°46'26" West (L11), a distance of 117.14 feet, to a ½-inch iron rod set with "CUPLIN 5938" property cap, for an angle hereof;
- 17) South 88°22'53" West, a distance of 184.43 feet, to a ½-inch iron rod set with "CUPLIN 5938" property cap, for an angle hereof;
- 18) South 52°11'51" West (L12), a distance of 37.73 feet, to a ½-inch iron rod set with "CUPLIN 5938" property cap, for an angle hereof;
- 19) Along said curve to the right (C2), having an arc length of 520.31 feet, a radius of 175.00 feet, and a chord bearing North 42°33'58" West, a distance of 348.76 feet, to the **POINT OF BEGINNING**, containing 12.524 acres of land, more or less.

That I, Kyle P. Cuplin, a Registered Professional Land Surveyor, do hereby certify that the above description and accompanying plat is true and correct to the best of my knowledge and belief and that the property described herein was determined by a survey made on the ground under my direction and supervision, with all bearings being referenced to Texas Coordinate System, Central Zone.

Kyle P. Cuplin 8/19/09  
Registered Professional Land Surveyor No. 5938  
Proj. No. 08222

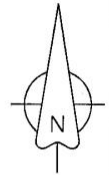


# BOUNDARY SURVEY

LEGAL DESCRIPTION: BEING A 12.524 ACRE TRACT OF LAND (TRACT NO. 17), OUT OF THE EUGENIO PEREZ SURVEY NO. 41, ABSTRACT NO. 672 AND SUSANO HERANDEZ SURVEY NO. 40, ABSTRACT NO. 398, BOTH OF WHICH ARE SITUATED IN BURNET COUNTY, TEXAS, AND BEING A PORTION OF THE REMAINING PORTION OF A CALLED 666.23 ACRE TRACT OF LAND, DESCRIBED IN A DEED TO BILLY JOE FOX & LA VONNA FOX, AS RECORDED IN VOLUME 798, PAGE 880 OF THE OFFICIAL PUBLIC RECORDS OF BURNET COUNTY, TEXAS, SAID 12.524 ACRES (TRACT NO. 17) BEING MORE PARTICULARLY DESCRIBED BY SEPARATE METES AND BOUNDS DESCRIPTION OF EVEN DATE ATTACHED HERETO AND MADE A PART OF THIS SURVEY.

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	75.00'	178.16'	139.13'	S84°40'15"W	136°06'26"
C2	175.00'	520.31'	348.76'	N42°33'58"W	170°21'12"

LINE	BEARING	DISTANCE
L1	S30°37'53"E	183.64'
L2	S22°24'17"E	185.14'
L3	S44°32'33"E	42.34'
L4	S12°25'27"W	68.09'
L5	S62°21'03"W	74.11'
L6	S50°12'24"W	61.66'
L7	S57°22'37"W	74.34'
L8	S48°05'19"W	143.80'
L9	S72°05'22"W	83.89'
L10	S36°24'34"W	81.51'
L11	S59°46'26"W	117.14'
L12	S52°11'51"W	37.73'



**BILLY JOE FOX &  
LA VONNA FOX  
REMAINDER OF  
666.23 ACRES (TRACT 1)  
798/880 O.P.R.B.C.T.**

TRACT 1

SUSANO HERANDEZ  
SURVEY NO. 40  
ABSTRACT NO. 398

**TRACT 17  
12.524 ACRES**

POINT OF BEGINNING

## LEGEND

- ▲ NAIL FOUND
- 1/2-INCH IRON ROD SET WITH "CUPLIN 5938" PROPERTY CAP

I HEREBY CERTIFY THAT THIS SURVEY WAS PERFORMED ON THE GROUND AND WAS SURVEYED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT THIS PROFESSIONAL SERVICE CONFORMS TO THE CURRENT MINIMUM STANDARDS FOR A BOUNDARY SURVEY AS ESTABLISHED BY THE TEXAS BOARD OF LAND SURVEYING.

Kyle P. Cuplin DATED 8/19/09  
KYLE P. CUPLIN, R.P.L.S. 5938



TEXAS COORDINATE  
SYSTEM  
CENTRAL ZONE

SHEET <b>3</b>	PROJ NO. <b>08222</b>	BOUNDARY SURVEY TRACT NO. 17 12.524 ACRES	BILLY JOE FOX	CUPLIN & ASSOCIATES, INC. 3010 WEST RR 1431, SUITE B KINGSLAND, TEXAS 78639 PHONE: 325-388-3300 FAX: 325-388-3320	2	DRAWN BY: <b>REG</b>
	DATE: <b>07/31/09</b>					
OF <b>3</b>	SCALE 1" = 300'				1	APPROVED BY:
					DATE	NO.
					DESCRIPTION	
					REVISIONS	
					COPYRIGHT: 2009	

**EXHIBIT “B”**

**LEGAL DESCRIPTION OF TRACT B (0.354 ACRE EASEMENT)**

**CUPLIN & ASSOCIATES, Inc.**  
land surveyors & planners

City of Burnet  
1001 Buchanan Drive, Suite 4  
Burnet, TX 78611



**METES AND BOUNDS DESCRIPTION OF  
TRACT 10 (60 FT. WIDE - 0.354 ACRES)**

**FIELD NOTES TO DESCRIBE A 0.354 ACRE (60 FT. WIDE) TRACT OF LAND (TRACT 10), OUT OF THE SUSANO HERANDEZ SURVEY NO. 40, ABSTRACT NO. 398, SITUATED IN BURNET COUNTY, TEXAS, AND BEING A PORTION OF THE REMAINING PORTION OF A CALLED 666.23 ACRE TRACT OF LAND, DESCRIBED IN A DEED TO BILLY JOE FOX & LA VONNA FOX, AS RECORDED IN VOLUME 798, PAGE 880 OF THE OFFICIAL PUBLIC RECORDS OF BURNET COUNTY, TEXAS, SAID 0.354 ACRES (60 FT. WIDE - TRACT 10) BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:**

**BEGINNING** at a ½-inch iron rod set with "EASEMENT" cap, along an easterly line of Tract 13, and the westerly line of Tract 1, for the southwest corner hereof, from which a 60d nail found for the northwest corner of Delaware Springs Section 15, Phase Two, a Burnet County Subdivision, according to the plat recorded in Cabinet 2, Slide 176-B of the Plat Records of Burnet County, Texas and the northeast corner of Fox Crossing, a 60-foot public right-of-way, according to the plat of said Section 15, Phase Two, bears South 14°50'54" East, a distance of 39.21 feet;

**THENCE** North 14°50'54" West, over and across said 666.23 acres, along an easterly line of said Tract 13 and a westerly line of Tract 1, for the west line hereof, a distance of 60.02 feet, to a ½-inch iron rod set with "EASEMENT" cap, for the northwest corner hereof;

**THENCE** over and across said 666.23 acres and said Tract 1, for the north line hereof, the following courses and distances:

- 1) North 73°40'09" East, a distance of 68.31 feet, to a ½-inch iron rod set with "EASEMENT" cap, at the beginning of a curve to the right;
- 2) Along said Curve to the right (C1), having an arc length of 113.54 feet, a radius of 300.00 feet, and a chord bearing North 84°30'42" East, a distance of 112.87 feet, to a ½-inch iron rod set with "EASEMENT" cap, for an angle hereof;
- 3) South 84°38'45" East, a distance of 87.37 feet, to a ½-inch iron rod set with "EASEMENT" cap, at the beginning of a non-tangent curve to the left, along a westerly line of Tract 17, for the northeast corner hereof;

**THENCE** over and across said 666.23 acres, along a westerly line of said Tract 17 and said curve to the right (C2), for the east line hereof, having an arc length of 60.35 feet, a radius of 175.00 feet, and a chord bearing South 07°37'46" West, a distance of 60.05 feet, to a ½-inch iron rod set with "EASEMENT" cap, for the southeast corner hereof;

**THENCE** over and across said 666.23 acres and said Tract 1, for the south line hereof, the following courses and distances:

- 1) North 84°38'45" West, a distance of 73.49 feet, to a ½-inch iron rod set with "EASEMENT" cap, at the beginning of a curve to the left;

3010 West RR 1431, Suite B • Kingsland, Texas 78639  
325-388-3300 phone • 325-388-3320 fax  
www.cuplinassociates.com



- 2) Along said curve to the left (C3), having an arc length of 113.54 feet, a radius of 300.00 feet, and a chord bearing South  $84^{\circ}30'42''$  West, a distance of 112.87 feet, to a 1/2-inch iron rod set with "EASEMENT" cap, for an angle hereof;
- 3) South  $73^{\circ}40'09''$  West, a distance of 58.37 feet, to the **POINT OF BEGINNING**, containing 0.354 acres, more or less.

That I, Kyle P. Cuplin, a Registered Professional Land Surveyor, do hereby certify that the above description and accompanying plat is true and correct to the best of my knowledge and belief and that the property described herein was determined by a survey made on the ground under my direction and supervision, with all bearings being referenced to Texas Coordinate System, Central Zone.

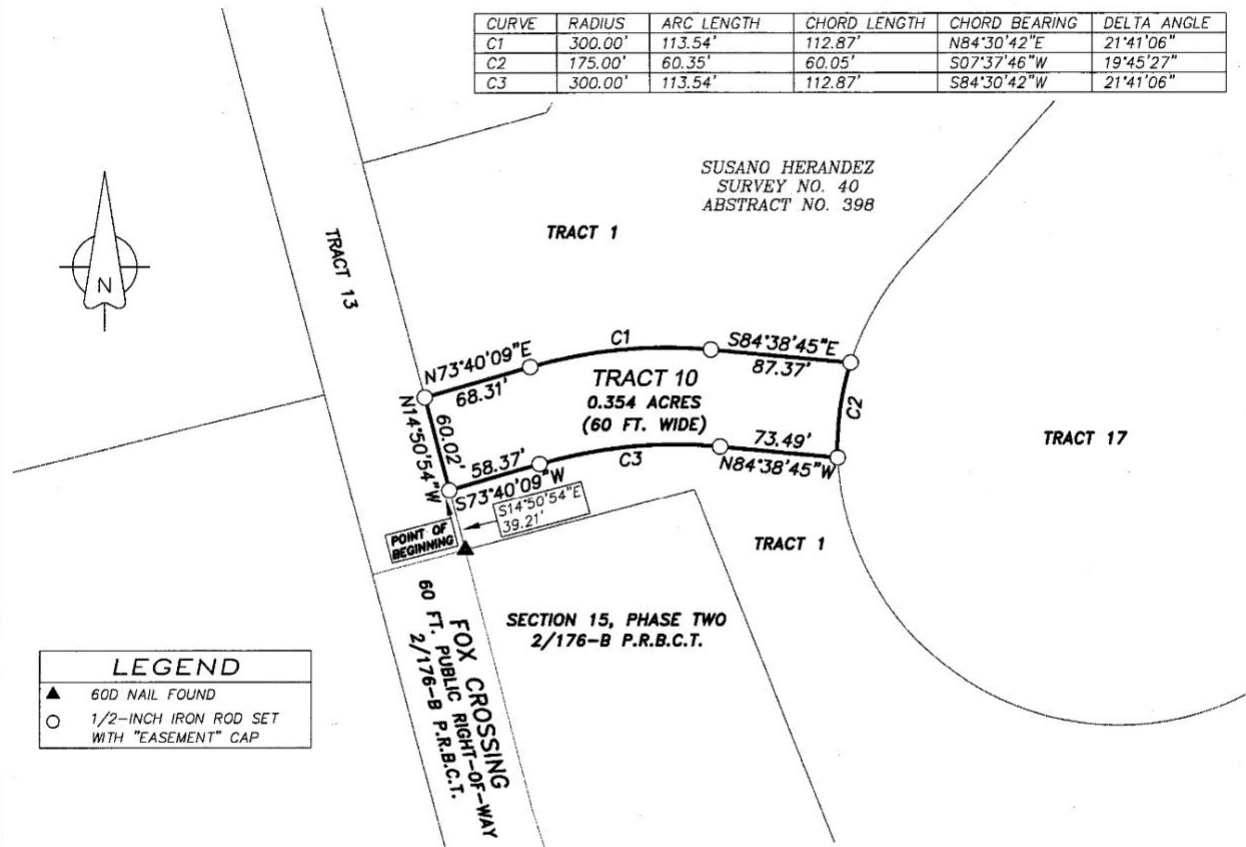
Kyle P. Cuplin 8/19/09  
Registered Professional Land Surveyor No. 5938  
Proj. No. 08222



# BOUNDARY SURVEY

LEGAL DESCRIPTION: BEING A 0.354 ACRE (60 FT. WIDE) TRACT OF LAND (TRACT 10), OUT OF THE SUSANO HERANDEZ SURVEY NO. 40, ABSTRACT NO. 398, SITUATED IN BURNET COUNTY, TEXAS, AND BEING A PORTION OF THE REMAINING PORTION OF A CALLED 666.23 ACRE TRACT OF LAND, DESCRIBED IN A DEED TO BILLY JOE FOX & LA VONNA FOX, AS RECORDED IN VOLUME 798, PAGE 880 OF THE OFFICIAL PUBLIC RECORDS OF BURNET COUNTY, TEXAS, SAID 0.354 ACRES (60 FT. WIDE – TRACT 10) BEING MORE PARTICULARLY DESCRIBED BY SEPARATE METES AND BOUNDS DESCRIPTION OF EVEN DATE ATTACHED HERETO AND MADE A PART OF THIS SURVEY.

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	300.00'	113.54'	112.87'	N84°30'42"E	21°41'06"
C2	175.00'	60.35'	60.05'	S07°37'46"W	19°45'27"
C3	300.00'	113.54'	112.87'	S84°30'42"W	21°41'06"



## LEGEND

- ▲ 60D NAIL FOUND
- 1/2-INCH IRON ROD SET WITH "EASEMENT" CAP

I HEREBY CERTIFY THAT THIS SURVEY WAS PERFORMED ON THE GROUND AND WAS SURVEYED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT THIS PROFESSIONAL SERVICE CONFORMS TO THE CURRENT MINIMUM STANDARDS FOR A BOUNDARY SURVEY AS ESTABLISHED BY THE TEXAS BOARD OF LAND SURVEYING.

Kyle P. Cuclin DATED 8/19/09  
KYLE P. CUCLIN, R.P.L.S. 5938



TEXAS COORDINATE  
SYSTEM  
CENTRAL ZONE

SHEET <b>3</b> OF <b>3</b>	PROJ. NO. <b>08222</b>	<b>BOUNDARY SURVEY</b> <b>TRACT 10</b> <b>0.354 ACRES</b> <b>(60 FT. WIDE)</b>		<b>CUPLIN &amp; ASSOCIATES, INC.</b> 3010 WEST RR 1431, SUITE B KINGSLAND, TEXAS 78639 PHONE: 325-388-3300 FAX: 325-388-3320	DATE <b>NO.</b> <b>2</b> DESCRIPTION REVISIONS	DRAWN BY: <b>REG</b> CHECKED BY: <b>KPC</b> APPROVED BY: FILE NO.: COPYRIGHT: 2009
	DATE: <b>07/31/09</b> SCALE <b>1" = 100'</b> 					

**EXHIBIT “C”**  
**FORM OF WARRANTY DEED**

**WARRANTY DEED****STATE OF TEXAS**

§

§

**COUNTY OF BURNET**

§

**NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBERS OR YOUR DRIVER'S LICENSE NUMBER.**

**DATE:** \_\_\_\_\_, 2025

**GRANTOR:** **DELAWARE SPRINGS RANCH INVESTMENTS, LLC, a Texas Limited Liability Company**

**GRANTOR'S MAILING ADDRESS:** **P.O. BOX 3383  
MIDLAND, TX 78611**

**GRANTEE:** **CITY OF BURNET**

**GRANTEE'S MAILING ADDRESS:** **P O BOX 1369  
1001 BUCHANAN DRIVE, SUITE 4  
BURNET, BURNET COUNTY, TEXAS 78611**

**CONSIDERATION:** Ten dollars cash in hand received and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged.

**PROPERTY (INCLUDING ANY IMPROVEMENTS):**

Being a 12.524 acre tract of land (Tract No. 17), out of the Eugenio Perez Survey No. 41, Abstract No. 672 and Susano Hernandez Survey No. 40, Abstract No. 398, both of which are situated in Burnet County, Texas, and being a portion of the remaining portion of a called 666.23 acre tract of land, described in a deed to Billy Joe Fox & Lavonna Fox, as recorded in Volume 798, page 880 of the Official Public Records of Burnet County, Texas (O.P.R.B.C.T.), said 12.524 acres (Tract No. 17) being more particularly described on the legal description attached hereto and made part hereof as **Exhibit "A"**; and

Together with all rights, privileges and appurtenances pertaining thereto, including but not limited to: water rights, claims, permits, strips and gores, easements, and cooperative or association memberships (if any).

**RELEASE OF EASEMENT:**

Grantor fully releases to Grantee that certain Easement legally described as being : a 0.354 acre (60 ft. Wide) tract of land (Tract 10), out of the Susano Hernandez Survey No. 40, Abstract No. 398, situated in Burnet County, Texas, and being a portion of the remaining portion of a called 666.23 acre tract of land, described in a deed to Billy Joe Fox & Lavonna Fox, as recorded in volume 798, page 880 of the Official Public Records of Burnet County, Texas, said 0.354 acres (60 ft. Wide - Tract 10) being more particularly described on the legal description attached hereto and made part hereof as **Exhibit “B”**.

**RESERVATIONS FROM CONVEYANCE:** None.

**EXCEPTIONS TO CONVEYANCE AND WARRANTY:**

- (1) Restrictions, covenants, conditions easements, and reservations, if any, relating to the Property, but only to the extent they are still in effect, shown of record in Burnet County, Texas;
- (2) All zoning laws, regulations, and ordinances of municipal and/or other governmental authorities, if any, but only to the extent that they are still in effect, relating to the Property; and
- (3) Ad valorem taxes and assessments for the current calendar year have been prorated as of the date hereof, and Grantee assumes and agrees to pay all taxes and assessments for the current calendar year prior to delinquency.

Grantor, for the consideration, receipt of which is acknowledged, and subject to the reservations from and exceptions to conveyance and warranty, grants, sells and conveys to Grantee the property, together with all and singular the rights and appurtenances thereto in any wise belonging, **to have and hold** it to Grantee, Grantee’s heirs, executors, administrators, successors or assigns forever. Grantor binds Grantor and Grantor’s heirs, executors, administrators, and successors to warrant and forever defend all and singular the property to Grantee and Grantee’s heirs, executors, administrators, successors and assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof.

In addition, Grantor fully releases to Grantee the Easement described herein.

When the context requires, singular nouns and pronouns include the plural.

*Signature pages to follow.*

To be effective as of the date set out above.

**GRANTOR**  
**DELAWARE SPRINGS RANCH**  
**INVESTMENTS, LLC, a Texas Limited**  
**Liability Company**

By: \_\_\_\_\_  
**Jordan Shipley, Manager**

**STATE OF TEXAS       §**  
**COUNTY OF BURNET   §**

This instrument was acknowledged before me on the \_\_\_\_\_ day of \_\_\_\_\_, 2025, by Jordan Shipley as manager of Delaware Springs Ranch Investments, LLC, on behalf of said company.

\_\_\_\_\_  
**NOTARY PUBLIC, THE STATE OF TEXAS**

**ACCEPTED BY:**

**CITY OF BURNET**

By: \_\_\_\_\_  
**Gary Wideman, Mayor**

**STATE OF TEXAS       §**  
**COUNTY OF BURNET   §**

This instrument was acknowledged before me on the \_\_\_\_\_ day of \_\_\_\_\_, 2025, by Gary Wideman as Mayor of the City of Burnet, Texas, on behalf of said municipality.

\_\_\_\_\_  
**NOTARY PUBLIC, THE STATE OF TEXAS**



## Item Brief

### **Meeting Date**

September 9, 2025

### **Agenda Item**

Discuss and consider action: Resolution No. R2025-71: A. Feild

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING ANNUAL PARTICIPATION IN THE ROUTINE AIRPORT MAINTENANCE PROGRAM (RAMP) AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION; AUTHORIZING CITY MATCHING FUNDS SUBJECT TO BUDGET APPROVAL; AUTHORIZING THE CITY MANAGER TO EXECUTE THE GRANT PROGRAM DOCUMENTS; AND PROVIDING AN EFFECTIVE DATE

### **Information**

The Texas Department of Transportation (TxDOT) Aviation Division offers the Routine Airport Maintenance Program (RAMP) to provide matching grant funds for eligible maintenance projects at general aviation airports. This is a reimbursable grant program in which the City must expend 100% of the project cost up front, and TxDOT reimburses 90% of eligible costs up to \$100,000 per fiscal year. The City is responsible for the remaining 10%, historically up to \$11,111.11 annually.

This resolution establishes the City's participation in the RAMP program as a standing annual authorization subject to budget approval, eliminating the need for a separate resolution each year. The City Manager will be authorized to apply for, accept, and execute the annual RAMP grant agreement with TxDOT and provide the required local match from the Airport Fund.

### **Fiscal Impact**

The total project cost for RAMP participation is \$111,111.11 annually. The City will initially budget and expend the full project cost from the Airport Fund, with TxDOT reimbursing 90% of eligible project costs (up to \$100,000). The City's net contribution will be approximately \$11,111.11 annually.

### **Recommendation**

Staff recommends approval of Resolution No. R2025-71 as presented.

**RESOLUTION NO. R2025-71**

**A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING ANNUAL PARTICIPATION IN THE ROUTINE AIRPORT MAINTENANCE PROGRAM (RAMP) AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION; AUTHORIZING CITY MATCHING FUNDS SUBJECT TO BUDGET APPROVAL; AUTHORIZING THE CITY MANAGER TO EXECUTE THE GRANT PROGRAM DOCUMENTS; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, the City of Burnet, as Sponsor, intends to make certain improvements to the Burnet Municipal Airport ("Airport") which qualify for state matching grant funding from the Texas Department of Transportation through its Routine Airport Maintenance Program (the "RAMP Grant"); and

**WHEREAS**, the Texas Department of Transportation (TxDOT) has indicated that routine airport maintenance is eligible for state funding through the RAMP program; and

**WHEREAS**, participation in the RAMP program requires the City of Burnet to provide a local cash match, historically up to \$11,111.11 annually, with TxDOT providing reimbursement of 90 percent of eligible project costs up to \$100,000 per year, pursuant to the terms of a grant agreement; and

**WHEREAS**, the RAMP Grant is a reimbursable program, requiring the City of Burnet to initially expend 100 percent of the project costs, with TxDOT reimbursing 90 percent of eligible costs up to \$100,000 per fiscal year, leaving the City responsible for the remaining 10 percent; and

**WHEREAS**, the City Council desires to make participation in the RAMP program a standing annual authorization, subject to the availability of appropriated funds within the City budget.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF 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. Authorization.** The City Manager is hereby authorized each fiscal year, subject to budget approval, to apply for and accept grant funds from TxDOT Aviation Division through the Routine Airport Maintenance Program (RAMP); to provide the required local cash match from the Airport Fund in an amount not to exceed the amount appropriated by the City Council in the annual budget; to expend the total project costs in accordance with the grant agreement; and to receive reimbursement from TxDOT for 90 percent of eligible project costs up to \$100,000 per fiscal year. The City Manager is further



authorized to execute the grant agreement and all necessary documents required by TxDOT.

**Section Three. Standing Authorization.** This resolution shall serve as continuing authorization for the City's participation in the RAMP program on an annual basis, without need for further individual resolutions, provided that the required local match has been appropriated in the annual budget.

**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 9th day of September 2025.

**CITY OF BURNET, TEXAS**

\_\_\_\_\_  
Gary Wideman, Mayor

**ATTEST:**

\_\_\_\_\_  
Maria Gonzales, City Secretary



## Item Brief

### **Meeting Date**

September 9, 2025

### **Agenda Item**

Discuss and consider action: Ordinance No. 2025-39: P. Langford

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, ADOPTING THE OFFICIAL BUDGET FOR THE CITY OF BURNET, TEXAS, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2025, AND ENDING SEPTEMBER 30, 2026, PROVIDING FOR THE INVESTMENT OF FUNDS; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

### **Information**

The City must adopt its annual budget by ordinance before the fiscal year begins (October 1). The process involves preparing a proposed budget, making it publicly available and then holding a public hearing to allow for public input. The budget is to be adopted via a record vote, and if it raises more property taxes than the previous year, a separate ratification vote is required. The budget presented for adoption complies with the requirements of the Texas Local Government Code Chapter 102.

### **Fiscal Impact**

The current proposed budget shows a net surplus for 2025-2026 and meets the Council's directive to budget a net profit for the general fund of at least three percent (3%) of expenditures, a net profit of at least four percent (4%) of expenses for the electric fund, and a net profit of at least five percent (5%) of expenses for the water and wastewater fund and the golf course fund.

### **Recommendation**

Staff recommends approval of Ordinance No. 2025-39 as presented.

**ORDINANCE NO. 2025-39**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, ADOPTING THE OFFICIAL BUDGET FOR THE CITY OF BURNET, TEXAS, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2025, AND ENDING SEPTEMBER 30, 2026, PROVIDING FOR THE INVESTMENT OF FUNDS; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, the proposed budget for fiscal year 2025-2026 was filed in the office of the City Secretary of the City of Burnet and on the City's website on August 8, 2025, and was made available to the citizens and public for their inspection; and

**WHEREAS**, the City Manager of the City of Burnet, Texas, has submitted to the City Council a proposed budget for fiscal year beginning October 1, 2025, and ending September 30, 2026, in accordance with the Burnet, Texas Code of Ordinances; and

**WHEREAS**, on August 26, 2025, the City Council of the City of Burnet, Texas, held a public hearing on its proposed budget for the fiscal year beginning October 1, 2025, and ending September 30, 2026; and

**WHEREAS**, all citizens and interested people were given an opportunity to be heard regarding the proposed budget; and

**WHEREAS**, at the conclusion of the public hearing on the proposed budget, the City Council voted to postpone the final vote to adopt the budget until September 9, 2025; and

**WHEREAS**, the City Council has considered the proposed budget and made such changes as it considers to be in the best interest of the municipal taxpayers.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, THAT:**

**Section One. Findings.** The foregoing recitals are hereby found to be true and correct and are hereby adopted and made a part hereof for all purposes as findings of fact.

**Section Two. Adoption of Official Budget.** That the official budget of the City of Burnet, for the fiscal year beginning October 1, 2025, and ending September 30, 2026, be and the same is hereby adopted by the Burnet City Council and the Burnet City Secretary is directed to keep and maintain a copy of such official budget on file in the office of the City Secretary, available for inspection by citizens and the general public.

**Section Three. City Manager Direction of Funds.** That all funds so appropriated and allocated shall be expended and used pursuant to the provisions of such an official budget and the Burnet City Manager shall be directed to appropriate and expend City funds accordingly. The City Manager may transfer any unneeded surplus in the amount

budgeted from one account to another in which a deficiency exists within the same fund. That, if and when in the judgment of the City Manager, actual or probable receipts are less than the amount estimated and herein appropriated for expenditures, the City Manager shall forthwith effect a like reduction in the expenditures of the departments.

**Section Four. City Manager Investment Authorization.** The City Manager is authorized from time to time as he may deem to be in the best interest of the City of Burnet to invest City funds not immediately required for current use, including operating funds and bond funds, in accordance with the City's Investment Policy and the Public Funds Investment Act.

**Section Five. Effective Date.** This ordinance shall be in force and effect from and after October 1, 2025.

**Section Six. Open Meetings.** It is hereby officially found and determined that this meeting was open to the public, and public notice of the time, place, and purpose of said meeting was given, all as required by the Open Meetings Act, Chapter 551, Texas Government Code.

**PASSED, APPROVED, AND ADOPTED** on this the 9th day of September 2025.

**CITY OF BURNET, TEXAS**

\_\_\_\_\_  
Gary Wideman, Mayor

**ATTEST:**

\_\_\_\_\_  
Maria Gonzales, City Secretary



## Item Brief

### **Meeting Date**

September 9, 2025

### **Agenda Item**

Discuss and consider action: Resolution No. R2025-70: P. Langford

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS,  
RATIFYING THE CITY OF BURNET FISCAL YEAR 2025-2026 BUDGET

### **Information**

Texas Local Government Code Section 102.007(c) provides that adoption of a budget that will require raising more revenue from property taxes than in the previous year requires a separate vote of the governing body to ratify the property tax increase reflected in the budget. A vote under this subsection is in addition to and separate from the vote to adopt the budget or a vote to set the tax rate required by Chapter 26, Tax Code, or other law.

### **Fiscal Impact**

The tax revenue to be generated in fiscal year 2025-2026 is an increase of approximately One Hundred and Ninety-Five Thousand and 00/100 Dollars (\$195,000) to the General Fund (assuming a ninety-five and a half percent (95.5%) collection rate) and an increase of approximately Four Thousand Six Hundred and 00/100 Dollars (\$4,600) to the Interest and Sinking Fund compared to the current fiscal year budgets.

### **Recommendation**

Staff recommend approval and adoption of Resolution R2025-70 ratifying the property tax revenue increase reflected in the City of Burnet Fiscal Year 2025-2026 Budget as presented.

## RESOLUTION NO. 2025-70

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, RATIFYING THE CITY OF BURNET FISCAL YEAR 2025-2026 BUDGET

**WHEREAS**, the City Council of the City of Burnet, Texas adopted its Fiscal Year 2025-2026 Budget; and

**WHEREAS**, the City of Burnet Fiscal Year 2025-2026 Budget as adopted raises more revenue from property taxes than was raised from property taxes in the previous year; and

**WHEREAS**, Texas Local Government Code Section 102.007(c) requires the City of Burnet to ratify the Fiscal Year 2025-2026 Budget by a separate vote;

**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 City Council of the City of Burnet does hereby in all things ratify the property tax reflected in the Fiscal Year 2025-2026 Budget which will require raising more revenue from property taxes than in the Fiscal Year 2024-2025 Budget.

**Section Three. Authorization.** This Resolution shall reflect the record vote of the City Council, as certified by the City Secretary, at which meeting a quorum was present and voting and shall constitute a part of this Resolution for all purposes.

**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, APPROVED, AND ADOPTED** on this the 9th day of September 2025.

**CITY OF BURNET, TEXAS**

\_\_\_\_\_  
Gary Wideman, Mayor

**ATTEST:**

\_\_\_\_\_  
Maria Gonzalez, City Secretary



## Item Brief

### **Meeting Date**

September 9, 2025

### **Agenda Item**

Discuss and consider action: Ordinance No. 2025-40: P. Langford

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, LEVYING AD VALOREM TAXES FOR USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2025 AND TERMINATING SEPTEMBER 30, 2026; PROVIDING FOR APPORTIONING EACH LEVY FOR SPECIFIC PURPOSES; AND PROVIDING WHEN TAXES SHALL BECOME DUE AND WHEN SAME SHALL BECOME DELINQUENT IF NOT PAID; PROVIDING OPEN MEETINGS CLAUSES AND PROVIDING FOR AN EFFECTIVE DATE

### **Information**

This ordinance will adopt the proposed tax rate of \$0.6131 per \$100 valuation, which is equal to the current tax rate. The proposed tax rate is lower than the no-new-revenue tax rate. This means that the City of Burnet is not proposing to increase property taxes for the 2025 tax year. However, property tax revenues for the City's General Fund are still expected to increase due to new properties and valuations added to the tax roll from growth.

### **Fiscal Impact**

An increase in ad valorem tax revenue of approximately One Hundred and Ninety-Five Thousand and 00/100 Dollars (\$195,000) is estimated to be collected in the City's General Fund over the current year's budget, assuming a ninety-five and a half percent (95.5%) collection rate.

### **Recommendation**

Staff recommends that Council adopt the proposed tax rate of \$0.6131 on each \$100.00 valuation with the following motion:

*"I move to approve Ordinance No. 2025-40 and adopt a tax rate of \$0.6131 on each \$100.00 valuation. This tax rate consists of two components, a Maintenance and Operation (M&O) rate of \$0.4979 on each \$100.00 valuation and an Interest and Sinking (I&S) rate of \$0.1152 on each \$100.00 valuation."*



**ORDINANCE NO. 2025-40**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS LEVYING AD VALOREM TAXES FOR USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2025, AND TERMINATING SEPTEMBER 30, 2026; PROVIDING FOR APPORTIONING EACH LEVY FOR SPECIFIC PURPOSES; AND PROVIDING WHEN TAXES SHALL BECOME DUE AND WHEN SAME SHALL BECOME DELINQUENT IF NOT PAID; PROVIDING OPEN MEETINGS CLAUSES AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, the City Council of the City of Burnet, Texas, approved the municipal budget for the fiscal year beginning October 1, 2025, and ending September 30, 2026; and

**WHEREAS**, it is necessary that an ordinance be passed levying an ad valorem tax on all property, both real and personal, within the corporate limits of the City of Burnet, Texas, in accordance with such budget and the Texas Tax Code; and

**WHEREAS**, the Tax Assessor of Burnet County and the Tax Collector of Burnet County have performed the statutory calculations required by Section 26.04 of the Texas Property Tax Code, and have published the no-new-revenue tax rate, the voter approval tax rate, an explanation of how they were calculated, and have fulfilled all other requirements for publication as contained in Section 26.04(e) of the Texas Property Tax Code, in a manner designed to come to the attention of all residents of said City and have submitted said rates to the City Council of said City prior to the regular City Council meeting on September 9, 2025; and

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, THAT:**

**Section One.** There is hereby levied and there shall be collected for the use and support of the municipal government of the City of Burnet (herein the "City") for the 2025-2026 fiscal year, upon all property, real, personal and mixed, within the corporate limits of said City on January 1, 2025, subject to taxation, a tax of \$0.6131 on each \$100.00 valuation of property, said tax being so levied and apportioned to the specific purposes here set forth:

- A. For the payment of current expenses and to be deposited in the general fund (for the purposes of maintenance and operations) as follows:

\$0.4979 on each one hundred dollars (\$100) of the taxable value of such property; and,

- B. To provide for sinking funds for the payment of the principal and interest and the retirement of the bonded debt, and the same shall become due as shall be necessary to pay the principal and interest of the current year as follows:

\$0.1152 on each one hundred dollars (\$100) valuation.

**Section Two.** That taxes levied under this ordinance shall be due October 1, 2025, and if not paid on or before January 31, 2026, shall immediately become delinquent.

**Section Three.** That the Burnet County Tax Assessor and Collector is hereby authorized to assess and collect the taxes of said City employing the above tax rate.

**Section Four.** That the Director of Finance of said City shall keep accurate and complete records of all monies collected under this Ordinance and the purposes for which same are expended.

**Section Five.** That monies collected pursuant to this Ordinance shall be expended as set forth in the City of Burnet annual budget for fiscal year 2025-2026.

**Section Six.** That all monies collected which are not specifically appropriated shall be deposited in the general fund.

**Section Seven.** All taxes shall become a lien upon the property against which assessed, and the Burnet County Tax Appraisal District as the assessor and collector of the City is hereby authorized and empowered to enforce the collection of such taxes according to the Constitution and laws of the State of Texas and ordinances of the City, and shall, by virtue of the tax rolls, fix and establish a lien by levying upon such property, whether real or personal, for the payment of said taxes, penalty and interest, and the interest and penalty collected from such delinquent taxes shall be apportioned to the general fund of the City. All delinquent taxes shall bear interest from the date of delinquency at the rate as prescribed by state law.

**Section Eight.** Effective Date. That this ordinance shall take effect and be in force from and after its passage.

**Section Nine.** Open Meetings. It is hereby officially found and determined that this meeting was open to the public, and public notice of the time, place, and purpose of said meeting was given, all as required by the Open Meetings Act, Chapter 551, Texas Government Code

**PASSED, APPROVED, AND ADOPTED** on this the 9th day of September 2025.

**CITY OF BURNET, TEXAS**

\_\_\_\_\_  
Gary Wideman, Mayor

**ATTEST:**

\_\_\_\_\_  
Maria Gonzalez, City Secretary