



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

301 E. Jackson Street, Burnet, TX

Tuesday, March 24, 2026 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, March 24, 2026** at 5:00 PM in the City of Burnet Council Chambers located at 301 E. Jackson Street, 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. Fire Department Quarterly Report: M. Ingram
2. February Financial Report: P. Langford

**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 March 10, 2026 Regular Meeting Minutes  
Approval of the March 16, 2026 Workshop Minutes

**7. PUBLIC HEARINGS/ACTION:**

**8. ACTION ITEMS:**

1. Discuss and consider action: Resolution No. R2026-17: D. Vaughn

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING THE REDEVELOPMENT OF THE BURGER KING BUILDING ON SOUTH WATER STREET AS A HTEAO STORE AS A PROJECT UNDER THE TEXAS ECONOMIC DEVELOPMENT ACT FOR AN AMOUNT GREATER THAN \$10,000

2. Discuss and consider action: Resolution No. R2026-15: E. Belaj

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AUTHORIZING PAYMENT IN THE AMOUNT OF \$155,950 TO MERITAGE HOMES OF TEXAS, LLC PURSUANT TO THE DEVELOPER PARTICIPATION AGREEMENT FOR THE CREEKFALL PHASE 3 WATER AND SEWER MAIN OVERSIZING PROJECT; AND PROVIDING AN EFFECTIVE DATE

3. Discuss and consider action for Resolution No. 2026-19: E. Belaj

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, SELECTING THE PROPOSAL FOR GENERATOR GRANT PROJECT (TDEM DR-4705-0026) UNDER REQUEST FOR PROPOSAL 2026-002; AWARDDING A CONTRACT TO A SELECTED CONTRACTOR; AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONTRACT ON BEHALF OF THE CITY

4. Discuss and consider action: Resolution No. R2026-16: K. McBurnett

A RESOLUTION BY THE CITY OF BURNET, TEXAS, ("CITY") RESPONDING TO THE APPLICATION OF ATMOS ENERGY CORPORATION – MIDTEX DIVISION, TO INCREASE RATES UNDER THE GAS RELIABILITY INFRASTRUCTURE PROGRAM; SUSPENDING THE EFFECTIVE DATE OF THIS RATE APPLICATION FOR FORTY-FIVE DAYS; AUTHORIZING THE CITY TO CONTINUE TO PARTICIPATE IN A COALITION OF CITIES KNOWN AS THE "ATMOS TEXAS MUNICIPALITIES;" DETERMINING THAT THE MEETING AT WHICH THE RESOLUTION WAS ADOPTED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING SUCH OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE

5. Discuss and consider action: Resolution No. R2026-18: K. McBurnett

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AUTHORIZING THE REPLASTERING OF THE SWIMMING POOLS AT THE YMCA FACILITY LOCATED AT 1601 SOUTH WATER STREET AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH LANDMARK AQUATIC FOR SAID WORK

6. Discuss and consider action: Ordinance 2026-09 L. Kimbler

AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING CITY OF BURNET CODE OF ORDINANCE, CHAPTER 22 (ENTITLED "BUILDINGS AND BUILDING REGULATIONS") BY AMENDING SECTION 22-59 (ENTITLED "AMENDMENTS TO THE INTERNATIONAL RESIDENTIAL CODE"); AND AMENDING SECTION 22-167 (ENTITLED "AMENDMENTS TO THE INTERNATIONAL ENERGY CONSERVATION CODE"); PROVIDING FOR PENALTY; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

7. Discuss and consider action: City of Burnet July 2025 flood response, including but not limited to FEMA and TDEM Public Assistance Recovery Process; floodplain

development regulations; repair and reconstruction of City facilities; community assistance programs; debris management; participation in the NRCS Emergency Watershed Protection (EWP) Buyout Program, including property eligibility criteria, project area identification, projected costs, and survey and appraisal requirements; direction to staff; and other related flood issues: D. Vaughn

**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 17<sup>th</sup> day of March 2026

**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 March 17, 2026 at or before 5 o'clock p.m. and remained posted continuously for at least three full business days prior to the meeting date.



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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).*

# Fire Department Quarterly Report

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ITEM 5-1.

# Reliable Tire Fire June 30, 2025

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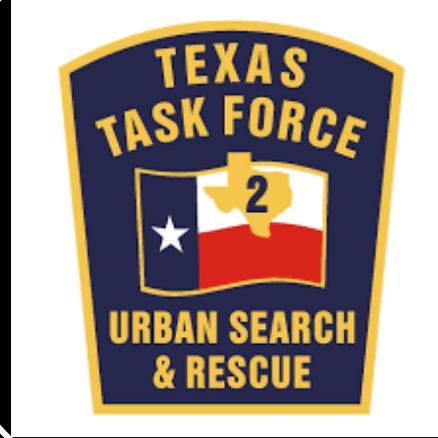


# July 5, 2025 Floods

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# Texas Task Force 2nd Texas Air National Guard



# The Thad Mercer



ITEM 5-1.



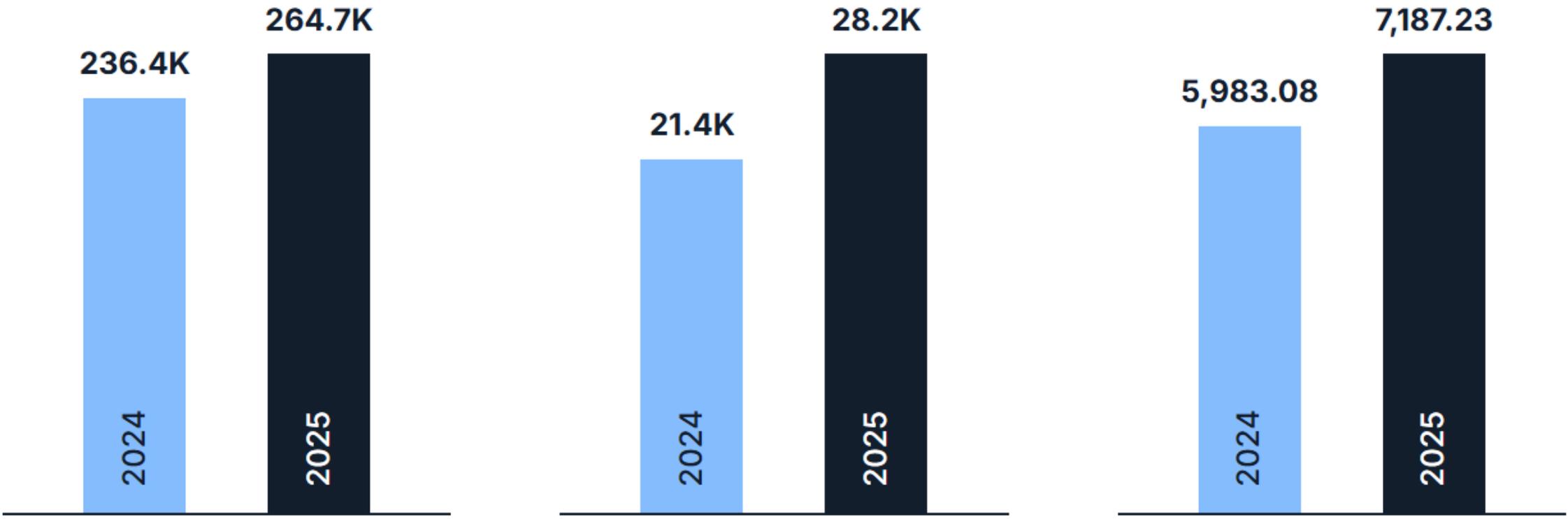
The Budget  
Magician

- 
- Happy 5-Year Anniversary to CareFlite!



# 2025 by the numbers

Key metrics from your fleet this year



**264.7K miles**  
traveled safely

**28.2K trips**  
completed this year

**7,187.23 hours**  
spent on the road

STATE OF TEXAS {}

COUNTY OF BURNET {}

CITY OF BURNET {}

On this, the 10<sup>th</sup> day of March 2026, 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 301 E. Jackson, Burnet, TX thereof with the following members present, to-wit:

- Mayor Gary Wideman
- Council Members Cindia Talamantez, Tommy Gaut, Philip Thurman, Joyce Laudenschlager, and Ricky Langley
- City Manager David Vaughn
- City Secretary Maria Gonzales

Guests: Keith McBurnett, Haley Archer, Eric Belaj, Adrienne Feild, Tony Hefferin, Mark Ingram, Leslie Kimbler, Thad Mercer, Tony Nash, Andrew Scott, Jacob Thomas, Raymond Whelan, Jodie and Ronnie Waggoner, Vici McMahon, Carmen Plugh, J and Becca Metz, Nikki Castle, Linda Freetag, Mary Jane Shanes, Dwayne Tuttle, Regina Lary, Crista Goble Bromley, Wendy Keele, Lori and Kenneth Covert, Fiona Carpenter, Sherry Ray, Kathy and Alan Snider, Angela Moore, Yolanda Carr, Michelle and Brian Jovanovich, Radip Chaylajain, Sai Mauiu, Calib Williams, Sara Hazlewood, Tina Thomas, Dana Walker, Mitch Walker, Sheri and Gary Albertson, Michael Howlett, Hunter Reynolds, Gregadeb Fagor, Barbara J. DeHart, Tom Benz, Sue and Doug Brunson, Kyle Brunson, Saif Manin, Cynthia Akinloye, Joel Frazier, Caden Senn

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) Engineering and Public Works Quarterly Report: E. Belaj

City Engineer Eric Belaj provided an overview of several City departments and their current projects.

The Texas Division of Emergency Management (TDEM) is continuing to clear creeks in the area following recent flooding and is expected to wrap up the work soon.

Within the Development Services Department, FEMA has assessed damages in the area. There are currently six new developments and plats under review, as well as four fiber communication projects underway. Two projects have recently been completed: the Seton Cardiology Clinic and Commercial National Bank.

The Valley Street Well has had its casing removed. The Street Department has been addressing a beaver issue and has also completed the playground at Hamilton Creek Park. Additionally, updates

to the baseball fields and batting cages at the quadplex have been completed following flood damage.

At the water treatment plant, significant maintenance work continues on the storage tank, which helps extend its service life and prevents the City from needing to purchase a new one.

The Water/Wastewater Department recently repaired a leak in front of Hoffy’s and continues to complete numerous work orders on a daily basis.

The Electric Department has been utilizing newly purchased equipment, making lighting repairs at the ball fields and continuing work on the McNeil reconductor project.

Mr. Belaj also introduced Bruce Vogler, the City of Burnet mechanic. He noted that Bruce is extremely knowledgeable in his work and plays an important role in keeping the City’s equipment and operations running smoothly.

CONSENT AGENDA ITEMS:

6.1) Approval of the February 24, 2026 Regular Meeting Minutes

Council Member Joyce Laudenschlager 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: Ordinance No. 2026-06: L. Kimbler

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING ORDINANCE NO. 2021-01 AND THE OFFICIAL ZONING MAP OF THE CITY BY REZONING PROPERTY LOCATED AT THE NORTH CORNER OF COUNTY ROAD 108 AND NORTH WATER STREET (PROPERTY ID: 125129) FROM ITS PRESENT DESIGNATION OF AGRICULTURE – DISTRICT “A” TO A DESIGNATION OF MEDIUM COMMERCIAL – DISTRICT “C-2”; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

Mayor Gary Wideman opened the public hearing at 5:17 p.m. Vici McMahan, Ronald Waggoner, Carmen Plunk, J. Metz, Nikki Castle, Alan Snider, Lori Covert, Tina Thomas, Sara Hazlewood, and Hunter Reynolds all spoke in opposition of the ordinance. Case Hollub spoke in favor. There being no one further wishing to speak, the public hearing was closed at 5:49 p.m.

A motion was made by Mayor Gary Wideman to approve the rezoning to C-1 (Light Commercial). Council Member Tommy Gaut seconded the motion. A roll call vote was conducted. Council Members Tommy Gaut, Philip Thurman, Joyce Laudenschlager and Mayor Gary Wideman voted Aye. Council Members Cindia Talamantez and Ricky Langley voted No. The motion carried.

ACTION ITEMS:

8.1) Discuss and consider action: Appointment of one Commissioner to the Housing Authority of the City of Burnet: M. Gonzales

Council Member Philip Thurman made a motion to approve the appointment of Patsy Thomas as the tenant Commissioner to the Burnet Housing Authority Board of the City of Burnet as presented. Council Member Cindia Talamantez seconded the motion. The motion passed unanimously.

8.2) Discuss and consider action: Resolution No. R2026-13: K. McBurnett

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, DESIGNATING A DOWNTOWN DISTRICT; DEFINING ITS BOUNDARIES; PROVIDING FOR INCORPORATION OF AN EXHIBIT MAP; AND PROVIDING AN EFFECTIVE DATE

Council Member Ricky Langley made a motion to approve Resolution No. R2026-13 as presented. Council Member Joyce Laudenschlager seconded the motion. The motion passed unanimously.

8.3) Discuss and consider action: Resolution No. R2026-14: D. Vaughn

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, REPUDIATING AN UNRECORDED SPECIAL WARRANTY DEED RECEIVED FROM THE BURNET FOUNDATION INDUSTRIAL COMPANY FOR THE CONVEYANCE OF A TOTAL OF 3.45 ACRES AND DATED OCTOBER 17, 2008

Council Member Ricky Langley made a motion to approve Resolution No. R2026-14 as presented. Council Member Tommy Gaut seconded the motion. The motion passed unanimously.

8.4) Discuss and consider action: Ordinance No. 2026-07: D. Vaughn

AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING CHAPTER 110, ARTICLE IV., SECTION 110-144 (ENTITLED “PURCHASED POWER COST ADJUSTMENT CLAUSE”) OF THE CODE OF ORDINANCES AND AUTHORIZING RECOVERY OF CURRENT YEAR FISCAL LOSSES FROM RATE PAYERS DUE TO ERCOT ADJUSTMENTS; PROVIDING SEVERABILITY AND OPEN MEETINGS CLAUSES; AND PROVIDING FOR OTHER RELATED MATTERS

Council Member Joyce Laudenschlager made a motion to approve Ordinance No. 2026-07 as presented. Council Member Cindia Talamantez seconded the motion. The motion passed unanimously.

8.5) Discuss and consider action: City of Burnet July 2025 flood response, including but not limited to FEMA and TDEM Public Assistance Recovery Process; floodplain development regulations; repair and reconstruction of City facilities; community assistance programs; debris management; participation in the NRCS Emergency Watershed Protection (EWP) Buyout Program, including property eligibility criteria, project area identification, projected costs, and survey and appraisal requirements; direction to staff; and other related flood issues: D. Vaughn

No report was given, nor any action taken.

8.6) Discuss and consider action: Ordinance No. 2026-08: P. Langford

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING ORDINANCE 2025-39; THE ORIGINAL BUDGET ORDINANCE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2025, AND ENDING SEPTEMBER 30, 2026, 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. 2026-08 as presented. Council Member Tommy Gaut 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 6:26 p.m. Council Member Joyce Laudenschlager seconded the motion. The motion passed unanimously.

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Gary Wideman, Mayor

**ATTEST:**

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

STATE OF TEXAS {}

COUNTY OF BURNET {}

CITY OF BURNET {}

On this, the 16<sup>th</sup> day of March 2026, the City Council of the City of Burnet convened in a Workshop Session, at 11:30 a.m. in the City Council Chambers, located at 301 E. Jackson, Burnet, TX thereof with the following members present, to-wit:

- Mayor Gary Wideman
- Council Members Cindia Talamantez, Tommy Gaut, Philip Thurman, Joyce Laudenschlager
- Absent Ricky Langley
- City Manager David Vaughn
- City Secretary Maria Gonzales

Guests: Habib Erkan, Jr., Keith McBurnett, Jill Disler, Patricia Langford, Andrew Scott, Caden Senn

Call to Order: Mayor Gary Wideman called the meeting to order at 11:48 a.m.

CONSIDERATION ITEMS:

2.1) Discuss and consider action: Resolution No. R2026-17: D. Vaughn

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING THE REDEVELOPMENT OF THE BURGER KING BUILDING ON SOUTH WATER STREET AS A H-TEA-O STORE AS A PROJECT UNDER THE TEXAS ECONOMIC DEVELOPMENT ACT FOR AN AMOUNT GREATER THAN \$10,000

Mayor Gary Wideman made a motion to approve Resolution No. R2026-17 as presented. Council Member Joyce Laudenschlager seconded the motion. The motion passed unanimously.

2.2) Discuss and consider action: Provide direction to staff regarding potential future ordinance revisions related to utility reconnect fees, service fees, and the utility disconnect process: J. Disler

Assistant Finance Director Jill Disler reviewed the current fees for customer reconnection following service disconnection. The existing rates are \$30 for reconnections during business hours and \$75 for after-hours reconnections.

Staff is considering implementing a single, standardized reconnection fee of \$50 to simplify the process and improve convenience for customers. Additionally, it was recommended that the fee for service order calls be adjusted to \$50 per call during business hours, while after-hours service calls would remain at \$75.

City staff will continue evaluating the proposed pricing structure and disconnection procedures and will return to the Council with further recommendations at a later date.

2.3) Discuss and consider action: City of Burnet July 2025 flood response, including but not limited

to FEMA and TDEM Public Assistance Recovery Process; floodplain development regulations; repair and reconstruction of City facilities; community assistance programs; debris management; participation in the NRCS Emergency Watershed Protection (EWP) Buyout Program, including property eligibility criteria, project area identification, projected costs, and survey and appraisal requirements; direction to staff; and other related flood issues: D. Vaughn

City Manager David Vaughn reported to the Council that the buyout program for flood victims has been placed on hold due to the federal government shutdown. Mr. Vaughn also shared that per EWP guidelines, the City is not permitted to accept any additional applications. The deadline for Request for Proposals for appraisal services related to the buyout program is set for April 9, 2026.

Mr. Vaughn also reported that the bridge at Hamilton Creek sustained significant damage during the flood and is estimated to cost approximately \$150,000 to rebuild. He noted that funding may be reallocated as needed, as the walking trail also requires improvements, including lighting. Council directed staff to focus on the need for lighting and trail improvements rather than reconstruction of the bridge.

The walking trail at Haley Nelson Park was similarly damaged during the flood. FEMA has agreed to allocate \$300,000 for repairs. Staff is evaluating the possibility of using concrete for the trail replacement.

In addition, FEMA will reimburse the City approximately \$90,000 to repair and replace damaged irrigation equipment. In anticipation of these funds, the City plans to proceed with purchasing a new center pivot to enhance irrigation efforts rather than repair the outdated system.

Mr. Vaughn further reported that asphalt on Applewood was displaced due to flooding. A temporary repair has been completed; however, a permanent solution, likely involving concrete, will be implemented once funding is available.

Lastly, electrical wiring and conduit at Hamilton Creek Park require replacement. With anticipated FEMA funding, this project will move forward, and Electric Superintendent Andrew Scott and his team will begin ordering the necessary materials.

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 12:42 p.m.

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

**ATTEST:**

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



## Item Brief

### **Meeting Date**

March 24, 2026

### **Agenda Item**

Discuss and consider action: Resolution No. R2026-17: D. Vaughn

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING THE REDEVELOPMENT OF THE BURGER KING BUILDING ON SOUTH WATER STREET AS A HTEAO STORE AS A PROJECT UNDER THE TEXAS ECONOMIC DEVELOPMENT ACT FOR AN AMOUNT GREATER THAN \$10,000

### **Information**

The Burnet Economic Development Corporation Board of Directors approved Resolution No. BEDC R2026-03 on March 16, 2026, authorizing participation in the redevelopment of the former Burger King building located on South Water Street as an H-Tea-O store. The project qualifies as an Economic Development Project under Section 505.158 of the Texas Local Government Code, which allows Type B economic development corporations to undertake projects that promote new or expanded business enterprises.

Because the project involves expenditures greater than \$10,000, approval by the City Council is required under the Texas Economic Development Act. This resolution formally adopts the findings of the BEDC Board and authorizes the project.

City Council approved the resolution on first reading on March 16, 2026. This agenda item is for second reading and final approval.

### **Fiscal Impact**

Project funding is provided through the Burnet Economic Development Corporation in accordance with BEDC Resolution No. BEDC R2026-03.

### **Recommendation**

Staff recommends approval of Resolution No. R2026-17 on second reading as presented.

**RESOLUTION NO. R2026-17**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING THE REDEVELOPMENT OF THE BURGER KING BUILDING ON SOUTH WATER STREET AS A HTEAO STORE AS A PROJECT UNDER THE TEXAS ECONOMIC DEVELOPMENT ACT FOR AN AMOUNT GREATER THAN \$10,000**

**WHEREAS**, on March 16, 2026 the Burnet Economic Development Corporation’s Board of Directors approved Resolution No. BEDC R2026-03; and

**WHEREAS**, City Council adopts the findings of Resolution No. BEDC R2026-03 as its own; and

**WHEREAS**, City Council finds that the Economic Development Project described in Resolution No. BEDC R2026-03 is authorized under the Economic Development Act codified as Title 12 Subtitled C1, Texas Local Government Code; and

**NOW, THEREFORE BE IT RESOLVED 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. Authorization of Project.** Pursuant to Section 505.158, Texas Local Government Code the redevelopment of the Burger King building on South Water Street as an H-Tea-O Store in the City and County of Burnet, Texas as proposed by Burnet Economic Development Corporation Resolution No. BEDC R2026-03 is hereby authorized as an Economic Development Project.

**Section Three. Open Meetings.** It is hereby officially found and determined that the meeting at which this resolution was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, *Chapter 551, Tex. Gov’t Code*.

**Section Four. Effective Date.** This resolution shall take immediate effect after being approved on second reading.

**PASSED** on first reading this the 16<sup>th</sup> day of March, 2026.

**PASSED, APPROVED AND ADOPTED** on second reading this the 24<sup>th</sup> day of March, 2026.

**CITY OF BURNET**

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Gary Wideman, Mayor

**ATTEST:**

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Maria Gonzales, City Secretary



City Council  
Regular Meeting

March 24, 2026

# Qualifying Economic Development Project

Discuss and consider action: Resolution No. R2026-17: D. Vaughn

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING THE REDEVELOPMENT OF THE BURGER KING BUILDING ON SOUTH WATER STREET AS A HTEAO STORE AS A PROJECT UNDER THE TEXAS ECONOMIC DEVELOPMENT ACT FOR AN AMOUNT GREATER THAN \$10,000





## Proposed Resolution

- Redevelopment of the former Burger King building on South Water Street as an HTeaO store
- The project qualifies as an Economic Development Project under Texas Local Government Code Section 505.158
- Allows Type B Economic Development Corporations to support projects that:
  - Promote new or expanded business enterprises
  - Encourage commercial redevelopment
  - Support local economic development





## Approval Process

- The Burnet Economic Development Corporation approved the project on March 16, 2026
- The Burnet City Council approved the first reading of the resolution on March 16, 2026
- Approval of the second reading of the resolution provides Final Approval authorizing the **redevelopment** of the **former Burger King** building as an **HTeaO store** under the Texas Economic Development Act





# Questions?

## Recommendation

- Staff recommends approval of Resolution No. R2026-17 on second reading as presented.





## Item Brief

### **Meeting Date**

March 24, 2026

### **Agenda Item**

Discuss and consider action: Resolution No. R2026-15: E. Belaj

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AUTHORIZING PAYMENT IN THE AMOUNT OF \$155,950 TO MERITAGE HOMES OF TEXAS, LLC PURSUANT TO THE DEVELOPER PARTICIPATION AGREEMENT FOR THE CREEKFALL PHASE 3 WATER AND SEWER MAIN OVERSIZING PROJECT; AND PROVIDING AN EFFECTIVE DATE

### **Information**

The City of Burnet previously entered into a Developer Participation Agreement with Meritage Homes of Texas, LLC related to the development of Creekfall Phase 3. As part of the agreement, Meritage Homes installed water and sewer infrastructure that was oversized beyond the capacity required for the subdivision itself.

Oversizing infrastructure during construction allows the City to increase long-term system capacity and avoid the need for future replacement or parallel infrastructure when adjacent areas develop. The agreement established the City’s responsibility to participate in the cost difference between the standard infrastructure required for the development and the larger infrastructure needed to support future growth.

The oversizing work has now been completed, and per the agreement, payment is now due.

### **Fiscal Impact**

The City’s participation amount for the oversizing improvements is \$155,950, as identified in the executed Developer Participation Agreement.

### **Recommendation**

Staff recommends approval of Resolution No. R2026-15 as presented.

**RESOLUTION NO. R2026-15**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AUTHORIZING PAYMENT IN THE AMOUNT OF \$155,950 TO MERITAGE HOMES OF TEXAS, LLC PURSUANT TO THE DEVELOPER PARTICIPATION AGREEMENT FOR THE CREEKFALL PHASE 3 WATER AND SEWER MAIN OVERSIZING PROJECT; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, the City of Burnet entered into a Developer Participation Agreement with Meritage Homes of Texas, LLC to construct and oversize certain water and sewer infrastructure associated with the Creekfall Phase 3 subdivision; and

**WHEREAS**, the agreement provides that the City will participate in the cost of oversizing the water and sewer mains to provide additional capacity to serve future development and public infrastructure needs; and

**WHEREAS**, the City’s participation amount for the oversizing improvements is \$155,950, as identified in the agreement; and

**WHEREAS**, the required improvements have been completed and payment is now due in accordance with the terms of the Developer Participation Agreement.

**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 Council hereby authorizes payment in the amount of \$155,950 to Meritage Homes of Texas, LLC pursuant to the Developer Participation Agreement for the Creekfall Phase 3 Water and Sewer Main Oversizing Project.

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

**Section Four. Open Meetings.** It is hereby officially found and determined that the meeting at which this resolution was passed was open to the public and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

**Section Five. Effective Date.** That this resolution shall take effect immediately upon its passage, and approval as prescribed by law.

**PASSED AND APPROVED** on this the 24th day of March 2026.

**CITY OF BURNET, TEXAS**

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

**ATTEST:**

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

ITEM 8-2.



<b>Meritage Homes of Texas, LLC</b> <a href="mailto:annette.hermiston@meritagehomes.com">annette.hermiston@meritagehomes.com</a> 512-615-6414 12301 Research Blvd, Bldg 4, Suite 400 Austin, TX 78759	<b>Invoice #</b> 3/5/2026 <b>Community:</b> <b>Creekfall PH 3</b>
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**Bill To: City of Burnett**

<b>Description:</b>	<b>Phase:</b>	<b>Amount:</b>
Utility Oversizing Agreement	3	\$ 155,950.00

<b>Total</b>	<b>\$ 155,950.00</b>
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**City Council  
Regular Meeting  
March 24, 2026**

# Payment Authorization

Discuss and consider action: Resolution No. R2026-15: E. Belaj

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AUTHORIZING PAYMENT IN THE AMOUNT OF \$155,950 TO MERITAGE HOMES OF TEXAS, LLC PURSUANT TO THE DEVELOPER PARTICIPATION AGREEMENT FOR THE CREEKFALL PHASE 3 WATER AND SEWER MAIN OVERSIZING PROJECT; AND PROVIDING AN EFFECTIVE DATE





## Payment Authorization

- City entered into a Developer Participation Agreement with Meritage Homes of Texas, LLC
- Agreement related to infrastructure construction for Creekfall Phase 3 subdivision
- Developer installed water and sewer infrastructure larger than required for the subdivision
- Oversizing improvements have been completed
- This resolution authorizes payment of \$155,950 to Meritage Homes of Texas, LLC





# Questions?

## Recommendation

- Staff recommends approval of Resolution No. R2026-15 as presented.





## Item Brief

### Meeting Date

October 22, 2024

### Agenda Item

Discuss and consider action for Resolution No. 2026-19: E. Belaj

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, SELECTING THE PROPOSAL FOR GENERATOR GRANT PROJECT (TDEM DR-4705-0026) UNDER REQUEST FOR PROPOSAL 2026-002; AWARDING A CONTRACT TO A SELECTED CONTRACTOR; AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONTRACT ON BEHALF OF THE CITY

### Information

The City previously participated in the Burnet County Hazard Mitigation Plan Update in response to the requirements of HMGP DR-4705. Part of that plan included installing backup generators at several locations throughout the City: Delaware Ranch Lift Station, Eagles Nest Pump Station, East Tank Pump Station, and Main Street Water Plant. Currently, there is no backup power for these sites.

The City recently held a bid opening for this project on March 5, 2026, at 11:00 a.m., at which five bids were received. The proposed improvements consist of installing four diesel generators (Cummins or Caterpillar) and associated appurtenances. Other brands were allowed but were required to be comparable in reliability, parts availability, maintenance records, and availability of nearby qualified maintenance technicians. Bidders were also allowed to include alternates along with the base bid.

McDonald Municipal and Industrial offered the best value to the City at \$871,000.00. The project was estimated to cost \$1,062,400.00, with \$265,600 representing the local share. The contractor has requested no less than 300 calendar days to complete the project, with likely completion in January 2027.

The received bids were sent to GLS (design engineer) for review and tabulation to ensure the low bidder used appropriate and competitive pricing. See attached tabulated bids.

GLS determined that this contractor has completed many similar projects throughout Central Texas. Council may elect to accept staff’s recommendation below, reject all bids, or proceed with further evaluation.

**Fiscal Impact**

City has budgeted \$1,062,400.00 for this project.

**Recommendation**

Staff Recommends approval of Resolution No. 2026-19 as presented, awarding the contract to the recommended contractor.

**RESOLUTION NO. R2026-19**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, SELECTING THE PROPOSAL FOR GENERATOR GRANT PROJECT (TDEM DR-4705-0026) UNDER REQUEST FOR PROPOSAL 2026-002; AWARDING A CONTRACT TO A SELECTED CONTRACTOR; AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONTRACT ON BEHALF OF THE CITY**

**WHEREAS**, the City Council authorized City staff to apply for the TDEM Hazard Mitigation Grant Program (HMGP); and

**WHEREAS**, the City was awarded a \$796,800 TDEM-HMGP grant with the City Council allocating an additional \$265,600 in matching funds; and

**WHEREAS**, the bids for the Generator Grant Project have been received, evaluated, and prepared by City Staff and design engineer for award; and

**WHEREAS**, after considering City staff’s recommendations, public testimony presented at the public meeting where this resolution was read, and the submitted bid(s), the City Council deems the bid recommended by City staff to be the lowest qualified bid to the City.

**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. Approval; Selection and Award.** City Council finds and determines the following:

- The bid submitted in response to the noted Request for Proposal **2026-002** is hereby selected for the **GENERATOR GRANT PROJECT (TDEM – DR-4705-0026)**.
- The Construction Contract attached hereto is hereby approved, with those general conditions, special conditions, and related matters made part of the Request for Proposal, incorporated therein by reference.
- The aforementioned Construction Contract is awarded to **McDonald Municipal and Industrial**; subject to the provisions set out in Section Three below.

**Section Three. Authorization.** The City Manager is hereby authorized and directed to execute an instrument substantially similar to the Construction Contract approved in Section Two above, for a contract amount of **\$871,000.00**; and shall take such further

action and execute such ancillary documents as may be reasonably necessary to facilitate the purpose of this resolution.

**Section Four. Open Meetings.** It is hereby officially found and determined that the meeting at which this resolution was passed was open to the public and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

**Section Five. Effective Date.** That this resolution shall take effect immediately upon its passage and approval as prescribed by law.

**PASSED AND APPROVED** on this the 24<sup>th</sup> day of March 2026.

**CITY OF BURNET, TEXAS**

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

**ATTEST:**

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



ARCHITECTURE • ENGINEERING • INTERIORS  
LANDSCAPE • SURVEYING

LUFKIN • BRYAN • TYLER • WACO • GROESBECK

March 10, 2026

City of Burnet  
1001 Buchannon Dr., Ste. 4  
Burnet, Texas 78611

Attn: Eric Belaj, PE, CFM  
Sent Via Email: [ebelaj@cityofburnet.com](mailto:ebelaj@cityofburnet.com)

**RE: Generator Grant Project  
TDEM-HMGP DR 4705-0026  
GLS Job No. 613020**

Mr. Belaj and City Council:

Bids were received for the referenced project on March 5, 2026. Five (5) bids were received. The lowest, qualified bid was submitted by McDonald Municipal & Industrial in the amount of \$871,000.00.

GLS recommends award of bid in the total amount of eight hundred seventy-one thousand dollars (\$871,000.00). The official bid tab of all bids is attached.

John Rusk, PE  
Project Engineer

**Enclosures**

**Bid Tabulation  
City of Burnet - New Generator Project**

**McDonald Municipal & Industrial**  
5044 Timber Creek Drive  
Houston, Texas 77017  
713-921-1368

**Ready Power, LLC**  
4900 Calliope Street  
New Orleans, LA 70125  
504-234-2656

**TTE, LLC**  
270 North Ridge Road  
Marble Falls, Texas 78654  
512-461-0806

**JM Pipeline, LLC**  
PO Box 1999  
Burnet, Texas 78611  
830-953-1010

**CRI Electric, Inc.**  
2307 Bandera Road, Ste. 101  
San Antonio, Texas 78228  
210-509-8889

**Contractor Information:**

ITEM	DESCRIPTION	QTY	UNIT	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
<b>General</b>													
1	Payment, Performance, and Maintenance Bonds and Insurance including all related items, & appurtenances, complete in place.	1	LS	\$30,000.00	\$30,000.00	\$38,179.00	\$38,179.00	\$15,000.00	\$15,000.00	\$50,000.00	\$50,000.00	\$141,074.00	\$141,074.00
<b>TOTAL General.....</b>					<b>\$30,000.00</b>	<b>\$38,179.00</b>		<b>\$15,000.00</b>		<b>\$50,000.00</b>		<b>\$141,074.00</b>	
<b>Delaware Ranch LS</b>													
1	Mobilization including all related items, & appurtenances, complete in place	1	LS	\$20,000.00	\$20,000.00	\$23,320.00	\$23,320.00	\$12,000.00	\$12,000.00	\$15,000.00	\$15,000.00		\$13,762.00
2	Conduit and wiring including all related items, & appurtenances, complete in place.	1	LS	\$30,000.00	\$30,000.00	\$9,250.00	\$9,250.00	\$18,600.00	\$18,600.00	\$25,000.00	\$25,000.00		\$148,924.00
3	Tree and stump removal, including all related items, & appurtenances, complete in place.	1	LS	\$1,000.00	\$1,000.00	\$5,046.00	\$5,046.00	\$4,350.00	\$4,350.00	\$5,000.00	\$5,000.00		\$9,008.00
4	Security fence including gate, and all related items, & appurtenances, complete in place.	67	LF	\$50.00	\$3,350.00	\$75.00	\$5,025.00	\$76.80	\$5,145.60	\$225.00	\$15,075.00		\$8,540.00
5	Generator including all related items, & appurtenances, complete in place	1	EA	\$51,650.00	\$51,650.00	\$95,026.00	\$95,026.00	\$124,350.00	\$124,350.00	\$175,000.00	\$175,000.00		\$87,868.00
6	Automatic transfer switch including all related items, & appurtenances, complete in place.	1	EA	\$8,000.00	\$8,000.00	\$12,886.00	\$12,886.00	\$12,600.00	\$12,600.00	\$25,000.00	\$25,000.00		\$35,471.00
7	Site prep and grading including all related items, & appurtenances, complete in place.	1	LS	\$10,000.00	\$10,000.00	\$2,523.00	\$2,523.00	\$6,700.00	\$6,700.00	\$15,000.00	\$15,000.00		\$10,939.00
8	Concrete slab for generator including all related items, & appurtenances, complete in place.	1	EA	\$25,000.00	\$25,000.00	\$6,728.00	\$6,728.00	\$9,170.00	\$9,170.00	\$18,000.00	\$18,000.00		\$11,738.00
9	Start-up and training including all related items, & appurtenances, complete in place	1	LS	\$5,000.00	\$5,000.00	\$5,886.00	\$5,886.00	\$2,870.00	\$2,870.00	\$10,000.00	\$10,000.00		\$5,500.00
10	SCADA conduit and wiring including coordination with City's SCADA Contractor including all related items, & appurtenances, complete in place.	1	LS	\$3,000.00	\$3,000.00	\$3,028.00	\$3,028.00	\$2,385.00	\$2,385.00	\$75,000.00	\$75,000.00		\$15,500.00
11	Grounding for generator and ATS including all related items, & appurtenances, complete in place.	1	EA	\$3,000.00	\$3,000.00	\$2,018.00	\$2,018.00	\$5,815.00	\$5,815.00	\$5,000.00	\$5,000.00		\$10,565.00
<b>TOTAL (Delaware Ranch LS Package).....</b>					<b>\$160,000.00</b>	<b>\$170,736.00</b>		<b>\$203,985.60</b>		<b>\$383,075.00</b>		<b>\$357,815.00</b>	

**Bid Tabulation  
City of Burnet - New Generator Project**

<b>Eagle's Nest Pump Station</b>													
1	Mobilization including all related items, & appurtenances, complete in place	1	LS	\$20,000.00	\$20,000.00	\$23,320.00	\$23,320.00	\$14,750.00	\$14,750.00	\$15,000.00	\$15,000.00		\$14,468.00
2	Conduit and wiring including all related items, & appurtenances, complete in place relating to alternate items.	1	LS	\$35,000.00	\$35,000.00	\$14,296.00	\$14,296.00	\$22,000.00	\$22,000.00	\$25,000.00	\$25,000.00		\$148,924.00
3	Security fence including gate, and all related items, & appurtenances, complete in place.	93	LF	\$37.00	\$3,441.00	\$75.00	\$6,975.00	\$76.80	\$7,142.40	\$225.00	\$20,925.00		\$10,939.00
4	Removal of existing security fence including gate, fence, vertical post, barbed wire, and all related items, & appurtenances, complete in place.	96	LF	\$20.00	\$1,920.00	\$15.00	\$1,440.00	\$50.00	\$4,800.00	\$15.00	\$1,440.00		\$6,941.00
5	Generator including all related items, & appurtenances, complete in place	1	EA	\$53,639.00	\$53,639.00	\$121,095.00	\$121,095.00	\$128,000.00	\$128,000.00	\$150,000.00	\$150,000.00		\$97,672.00
6	Automatic transfer switch including all related items, & appurtenances, complete in place.	1	EA	\$10,000.00	\$10,000.00	\$10,091.00	\$10,091.00	\$12,600.00	\$12,600.00	\$25,000.00	\$25,000.00		\$42,978.00
7	Site prep and grading including all related items, & appurtenances, complete in place.	1	LS	\$13,000.00	\$13,000.00	\$3,364.00	\$3,364.00	\$10,000.00	\$10,000.00	\$20,000.00	\$20,000.00		\$10,939.00
8	Concrete slab for generator including all related items, & appurtenances, complete in place.	1	EA	\$25,000.00	\$25,000.00	\$7,569.00	\$7,569.00	\$9,170.00	\$9,170.00	\$25,000.00	\$25,000.00		\$11,738.00
9	Start-up and training including all related items, & appurtenances, complete in place	1	LS	\$5,000.00	\$5,000.00	\$5,886.00	\$5,886.00	\$2,870.00	\$2,870.00	\$10,000.00	\$10,000.00		\$5,500.00
10	SCADA conduit and wiring including coordination with City's SCADA Contractor including all related items, & appurtenances, complete in place.	1	LS	\$3,000.00	\$3,000.00	\$3,028.00	\$3,028.00	\$2,385.00	\$2,385.00	\$75,000.00	\$75,000.00		\$15,500.00
11	Grounding for generator and ATS including all related items, & appurtenances, complete in place.	1	EA	\$3,000.00	\$3,000.00	\$2,018.00	\$2,018.00	\$5,815.00	\$5,815.00	\$5,000.00	\$5,000.00		\$10,565.00
<b>TOTAL (Eagle's Nest Pump Station Package).....</b>				<b>\$173,000.00</b>		<b>\$199,082.00</b>		<b>\$219,532.40</b>		<b>\$372,365.00</b>		<b>\$376,164.00</b>	

**Bid Tabulation  
City of Burnet - New Generator Project**

<b>East Tank Pump Station</b>												
1	Mobilization including all related items, & appurtenances, complete in place	1	LS	\$20,000.00	\$20,000.00	\$23,320.00	\$23,320.00	\$12,200.00	\$12,200.00	\$15,000.00	\$15,000.00	\$12,649.00
2	Conduit and wiring including all related items, & appurtenances, complete in place relating to alternate items.	1	LS	\$40,000.00	\$40,000.00	\$12,155.00	\$12,155.00	\$22,115.00	\$22,115.00	\$25,000.00	\$25,000.00	\$169,788.00
3	Security fence including gate, and all related items, & appurtenances, complete in place.	160	LF	\$21.00	\$3,360.00	\$75.00	\$12,000.00	\$66.80	\$10,688.00	\$225.00	\$36,000.00	\$18,223.00
4	Removal of existing security fence including gate, fence, vertical post, barbed wire, and all related items, & appurtenances, complete in place.	128	LF	\$20.00	\$2,560.00	\$15.00	\$1,920.00	\$50.00	\$6,400.00	\$15.00	\$1,920.00	\$8,540.00
5	Generator including all related items, & appurtenances, complete in place	1	EA	\$78,080.00	\$78,080.00	\$138,960.00	\$138,960.00	\$192,700.00	\$192,700.00	\$175,000.00	\$175,000.00	\$122,370.00
6	Automatic transfer switch including all related items, & appurtenances, complete in place.	1	EA	\$15,000.00	\$15,000.00	\$12,614.00	\$12,614.00	\$12,600.00	\$12,600.00	\$25,000.00	\$25,000.00	\$48,368.00
7	Site prep and grading including all related items, & appurtenances, complete in place.	1	LS	\$10,000.00	\$10,000.00	\$3,364.00	\$3,364.00	\$8,000.00	\$8,000.00	\$15,000.00	\$15,000.00	\$10,939.00
8	Block retaining wall including all related items, & appurtenances, complete in place.	50	LF	\$300.00	\$15,000.00	\$250.00	\$12,500.00	\$165.00	\$8,250.00	\$500.00	\$25,000.00	\$62,108.00
9	Concrete slab for generator including all related items, & appurtenances, complete in place.	1	EA	\$25,000.00	\$25,000.00	\$8,410.00	\$8,410.00	\$9,325.00	\$9,325.00	\$25,000.00	\$25,000.00	\$11,738.00
10	Start-up and training including all related items, & appurtenances, complete in place	1	LS	\$5,000.00	\$5,000.00	\$5,886.00	\$5,886.00	\$2,900.00	\$2,900.00	\$10,000.00	\$10,000.00	\$5,500.00
11	SCADA conduit and wiring including coordination with City's SCADA Contractor including all related items, & appurtenances, complete in place.	1	LS	\$3,000.00	\$3,000.00	\$3,028.00	\$3,028.00	\$2,400.00	\$2,400.00	\$75,000.00	\$75,000.00	\$15,500.00
12	Grounding for generator and ATS including all related items, & appurtenances, complete in place.	1	EA	\$3,000.00	\$3,000.00	\$2,018.00	\$2,018.00	\$6,300.00	\$6,300.00	\$5,000.00	\$5,000.00	\$12,944.00
<b>TOTAL (East Tank Pump Station Package).....</b>				<b>\$220,000.00</b>		<b>\$236,175.00</b>		<b>\$293,878.00</b>		<b>\$432,920.00</b>		<b>\$498,667.00</b>

ITEM 8-3.

**Bid Tabulation  
City of Burnet - New Generator Project**

<b>Main St. Water Plant</b>												
1	Mobilization including all related items, & appurtenances, complete in place	1	LS	\$20,000.00	\$20,000.00	\$23,320.00	\$23,320.00	\$12,000.00	\$12,000.00	\$15,000.00	\$15,000.00	\$20,414.00
2	Conduit and wiring including all related items, & appurtenances, complete in place relating to alternate items.	1	LS	\$80,000.00	\$80,000.00	\$26,910.00	\$26,910.00	\$39,650.00	\$39,650.00	\$25,000.00	\$25,000.00	\$189,712.00
3	Generator including all related items, & appurtenances, complete in place	1	EA	\$112,000.00	\$112,000.00	\$252,281.00	\$252,281.00	\$248,000.00	\$248,000.00	\$190,000.00	\$190,000.00	\$190,656.00
4	Automatic transfer switch including all related items, & appurtenances, complete in place.	1	EA	\$20,000.00	\$20,000.00	\$30,274.00	\$30,274.00	\$17,400.00	\$17,400.00	\$25,000.00	\$25,000.00	\$64,358.00
5	Site prep and grading including all related items, & appurtenances, complete in place.	1	LS	\$15,000.00	\$15,000.00	\$4,205.00	\$4,205.00	\$10,400.00	\$10,400.00	\$15,000.00	\$15,000.00	\$18,223.00
6	Concrete slab for generator including all related items, & appurtenances, complete in place.	1	EA	\$30,000.00	\$30,000.00	\$12,614.00	\$12,614.00	\$10,900.00	\$10,900.00	\$40,000.00	\$40,000.00	\$11,738.00
7	Start-up and training including all related items, & appurtenances, complete in place	1	LS	\$5,000.00	\$5,000.00	\$6,728.00	\$6,728.00	\$2,900.00	\$2,900.00	\$10,000.00	\$10,000.00	\$5,500.00
8	SCADA conduit and wiring including coordination with City's SCADA Contractor including all related items, & appurtenances, complete in place.	1	LS	\$3,000.00	\$3,000.00	\$3,028.00	\$3,028.00	\$2,400.00	\$2,400.00	\$75,000.00	\$75,000.00	\$15,500.00
9	Grounding for generator and ATS including all related items, & appurtenances, complete in place.	1	EA	\$3,000.00	\$3,000.00	\$2,018.00	\$2,018.00	\$6,300.00	\$6,300.00	\$5,000.00	\$5,000.00	\$14,675.00
<b>TOTAL (Main St. Water Plant Package).....</b>				<b>\$288,000.00</b>		<b>\$361,378.00</b>		<b>\$349,950.00</b>		<b>\$400,000.00</b>		<b>\$530,776.00</b>
<b>TOTAL BASE BID (General, Delaware Ranch LS, Eagle's Nest Pump Station, East Tank Pump Station, Main St. Water Plan)</b>				<b>\$871,000.00</b>		<b>\$1,005,550.00</b>		<b>\$1,082,346.00</b>		<b>\$1,638,360.00</b>		<b>\$1,904,496.00</b>



**City Council  
Regular Meeting**

**March 24, 2026**

# Generator Grant Bid Award

Discuss and consider action for Resolution No. 2026-19: E. Belaj

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, SELECTING THE PROPOSAL FOR GENERATOR GRANT PROJECT (TDEM DR-4705-0026) UNDER REQUEST FOR PROPOSAL 2026-002; AWARDING A CONTRACT TO A SELECTED CONTRACTOR; AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONTRACT ON BEHALF OF THE CITY





# TIMELINE

## Background



Aug 2023: Grant Scope



Sept 2023: Grant Application



Feb 2025: Grant Award



Jul 2025: Engineering Start



Mar 2026: Bid Award



Jan 2027: Project Finish





**BUDGETED**  
**\$1,062,400**

# Grant Funds

- Hazard Mitigation Grant administered by TDEM
- City was awarded a \$1,062,400 grant
- City's portion is \$265,600
- TDEM Funds \$796,800
- Management Funds (Federal) \$53,000
- Engineering Fee is \$102,500
- Install four permanent backup generators at four critical facilities: Burnet Water Treatment Plant, two pump stations, and one lift station

PROJECT FUNDS OBLIGATIONS						
Version/Amendment	Date	Total Subgrant Amount	Federal Share %	Federal Share Amount	Local Share %	Local Share Amount
0	1/30/2025	\$1,062,400.00	75%	796,800.00	25%	265,600.00

MANAGEMENT COSTS OBLIGATIONS						
Version/Amendment	Date	Total Management Costs	Federal Share %	Federal Share Amount	Local Share %	Local Share Amount
0	1/30/2025	\$53,000.00	100%	\$53,000.00	0%	\$0





5 Bids Received

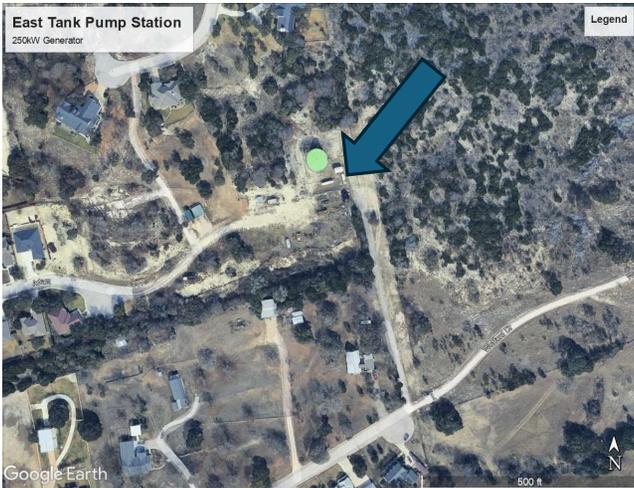
## Bids

- 5 Bids
- Lowest Qualified Bid: **McDonald Municipal and Industrial**
- Bid Amount: \$871,000
- Contractor requests 300 Calendar Days to complete
- Completion Estimated to be Jan. 2027





# 4 Generator Locations





**BIDS**

- **FY 25/26 Budget Allocation: \$ 1,062,400**
- **Recommended Contractor: McDonald Municipal and Industrial**

# Funding

Total Bid: \$871,000.00

Main St. Water Plant												
1	Mobilization including all related items, & appurtenances, complete in place	1	LS	\$20,000.00	\$20,000.00	\$23,320.00	\$23,320.00	\$12,000.00	\$12,000.00	\$15,000.00	\$15,000.00	\$20,414.00
2	Conduit and wiring including all related items, & appurtenances, complete in place relating to alternate items.	1	LS	\$80,000.00	\$80,000.00	\$26,910.00	\$26,910.00	\$39,650.00	\$39,650.00	\$25,000.00	\$25,000.00	\$189,712.00
3	Generator including all related items, & appurtenances, complete in place	1	EA	\$112,000.00	\$112,000.00	\$252,281.00	\$252,281.00	\$248,000.00	\$248,000.00	\$190,000.00	\$190,000.00	\$190,656.00
4	Automatic transfer switch including all related items, & appurtenances, complete in place.	1	EA	\$20,000.00	\$20,000.00	\$30,274.00	\$30,274.00	\$17,400.00	\$17,400.00	\$25,000.00	\$25,000.00	\$64,358.00
5	Site prep and grading including all related items, & appurtenances, complete in place.	1	LS	\$15,000.00	\$15,000.00	\$4,205.00	\$4,205.00	\$10,400.00	\$10,400.00	\$15,000.00	\$15,000.00	\$18,223.00
6	Concrete slab for generator including all related items, & appurtenances, complete in place.	1	EA	\$30,000.00	\$30,000.00	\$12,614.00	\$12,614.00	\$10,900.00	\$10,900.00	\$40,000.00	\$40,000.00	\$11,738.00
7	Start-up and training including all related items, & appurtenances, complete in place	1	LS	\$5,000.00	\$5,000.00	\$6,728.00	\$6,728.00	\$2,900.00	\$2,900.00	\$10,000.00	\$10,000.00	\$5,500.00
8	SCADA conduit and wiring including coordination with City's SCADA Contractor including all related items, & appurtenances, complete in place.	1	LS	\$3,000.00	\$3,000.00	\$3,028.00	\$3,028.00	\$2,400.00	\$2,400.00	\$75,000.00	\$75,000.00	\$15,500.00
9	Grounding for generator and ATS including all related items, & appurtenances, complete in place.	1	EA	\$3,000.00	\$3,000.00	\$2,018.00	\$2,018.00	\$6,300.00	\$6,300.00	\$5,000.00	\$5,000.00	\$14,675.00
<b>TOTAL (Main St. Water Plant Package)</b>				<b>\$288,000.00</b>		<b>\$361,378.00</b>		<b>\$349,950.00</b>		<b>\$400,000.00</b>		<b>\$530,776.00</b>
<b>TOTAL BASE BID (General, Delaware Ranch LS, Eagle's Nest Pump Station, East Tank Pump Station, Main St. Water Plan)</b>					<b>\$871,000.00</b>	<b>\$1,005,550.00</b>		<b>\$1,082,346.00</b>		<b>\$1,638,360.00</b>		<b>\$1,904,496.00</b>





**AWARD**

# Questions?

## **Recommendation**

- Staff recommends approval of Resolution No. 2026-19 as presented to award the contract to the recommended contractor.

*Recommendation Letter and Tabulated bids are included.*





## Item Brief

### Meeting Date

March 24, 2026

### Agenda Item

Discuss and consider action: Resolution No. R2026-16: K. McBurnett

A RESOLUTION BY THE CITY OF BURNET, TEXAS, ("CITY") RESPONDING TO THE APPLICATION OF ATMOS ENERGY CORPORATION – MIDTEX DIVISION, TO INCREASE RATES UNDER THE GAS RELIABILITY INFRASTRUCTURE PROGRAM; SUSPENDING THE EFFECTIVE DATE OF THIS RATE APPLICATION FOR FORTY-FIVE DAYS; AUTHORIZING THE CITY TO CONTINUE TO PARTICIPATE IN A COALITION OF CITIES KNOWN AS THE "ATMOS TEXAS MUNICIPALITIES;" DETERMINING THAT THE MEETING AT WHICH THE RESOLUTION WAS ADOPTED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING SUCH OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE

### Information

This resolution authorizes the suspension for 45 days of the effective date proposed by Atmos Energy Corporation – MidTex Division to increase rates under the Gas Reliability Infrastructure Program and authorizes the City’s continued participation in a coalition of cities known as the “Atmos Texas Municipalities.”

### ATMOS Texas Municipalities

The City is a member of the Atmos Texas Municipalities (“ATM”). The ATM group was organized by a number of municipalities served by Atmos Energy Corporation – MidTex Division (“Atmos Energy”) and has been represented by the law firm of Herrera Law & Associates, PLLC to assist in reviewing applications to change rates submitted by Atmos Energy.

### “GRIP” Rate Application

Under section 104.301 of the Gas Utility Regulatory Act (“GURA”), a gas utility is allowed to request increases in its rates to recover a return on investments it makes between general rate cases. This section of GURA is commonly referred to as the “GRIP” statute, that is, the “Gas Reliability Infrastructure Program.”

Under a decision by the Supreme Court of Texas, the Court concluded that a filing made under the GRIP statute permitted gas utilities the opportunity to recover return on capital expenditures made during the interim period between general rate cases by applying for an interim rate adjustment and that proceedings under the GRIP statute did not contemplate either adjudicative hearings or substantive review of utilities' filings for interim rate adjustments. Instead, the Court concluded, the GRIP statute provides for a ministerial review of the utility's filings to ensure compliance with the GRIP statute and the Railroad Commission's rules, and that it is within the Railroad Commission's authority to preclude cities from intervening and obtaining a hearing before the Railroad Commission.

**ATMOS Energy's "GRIP" Application**

On or about February 20, 2026, Atmos Energy filed for an increase in gas utility rates under the Gas Reliability Infrastructure Program ("GRIP"). Atmos Energy's application if approved by the Commission will result in an increase in the monthly customer charges as shown below:

<b>Rate Schedule</b>	<b>Current Customer Charge</b>	<b>Proposed 2026 Interim Rate Adjustment</b>	<b>Adjusted Charge</b>	<b>Increase Per Bill</b>
<b>Rate R – Residential Sales</b>	\$25.03 per customer per month	\$10.59 per customer per month	\$35.62 per customer per month	\$10.59
<b>Rate C – Commercial Sales</b>	\$140.01 per customer per month	\$38.65 per customer per month	\$178.66 per customer per month	\$38.65
<b>Rate I (Industrial) &amp; Rate T (Transportation)</b>	\$2,100.00 per meter per month	\$658.18 per meter per month	\$2,758.18 per meter per month	\$658.18

Also, Atmos Energy's proposed increase in revenue results in the following approximate percentage increases in a customer's base-rate bills. Base rates recover Atmos Energy's costs excluding the cost of gas and are the costs that are directly within Atmos Energy's control:

Residential Gas Service: 42.31% increase in customer charge per bill  
 Commercial Gas Service: 27.61% increase in customer charge per bill  
 Industrial & Transportation Gas Service: 31.34% increase in customer charge per meter

The increase in an average customer's bill is shown below:

Residential Gas Service: 20.86% increase in customer bill  
 Commercial Gas Service: 17.28% increase in customer bill  
 Industrial: 21.05% increase in customer bill  
 Transportation: 10.58% increase in customer bill

Atmos Energy’s application, if approved by the Railroad Commission, will result in a systemwide increase in Atmos Energy’s revenue of about \$286.9 million, of which ATM’s portion is about \$28.2 million. Atmos Energy proposed an effective date of April 21, 2026.

**Review and Action Recommended**

In light of the Texas Supreme Court’s opinion, the City’s ability to review and effectuate a change in Atmos Energy’s requested increase is limited. Nonetheless, to allow for a limited review of Atmos Energy’s GRIP application, and given the limited authority cities have in GRIP cases, it is recommended that the City suspend Atmos Energy’s proposed effective date of April 21, 2026 for forty-five days as allowed by state law, so that the City may evaluate whether the data and calculations in Atmos Energy’s rate application are correctly done.

Therefore, ATM’s Special Counsel, the law firm of Herrera Law & Associates, PLLC recommends that the City adopt a resolution suspending Atmos Energy’s proposed effective date for 45 days. Assuming a proposed effective date of April 21, 2026, Atmos Energy’s proposed effective date is suspended until June 5, 2026.

Atmos Energy recently filed a request to increase natural gas rates under the Gas Reliability Infrastructure Program (GRIP). The request was filed on February 20, 2026 and proposes increases to the monthly customer charge for residential, commercial, and industrial customers.

Under state law, cities served by a gas utility can suspend the effective date of a proposed rate increase for up to 45 days. This gives cities time to review the application and make sure the information and calculations are accurate.

Atmos Energy proposed that the rate increase take effect on April 21, 2026. If this resolution is approved, the City will suspend the effective date for 45 days, which would delay the rate increase until June 5, 2026 while the application is reviewed.

The resolution also allows the City to continue working with other Texas cities through a group called Atmos Texas Municipalities (ATM). This group works together to review Atmos rate cases and represent the interests of cities and their residents.

**Fiscal Impact**

This resolution does not approve a rate increase. It only delays the proposed increase so the application can be reviewed. Atmos Energy is required to reimburse the City for reasonable expenses related to reviewing the rate case, as allowed by law.

**Recommendation**

Staff recommends approval of Resolution No. R2026-16 as presented.

**RESOLUTION NO. R2026-16**

**A RESOLUTION BY THE CITY OF BURNET, TEXAS, ("CITY") RESPONDING TO THE APPLICATION OF ATMOS ENERGY CORPORATION – MIDTEX DIVISION, TO INCREASE RATES UNDER THE GAS RELIABILITY INFRASTRUCTURE PROGRAM; SUSPENDING THE EFFECTIVE DATE OF THIS RATE APPLICATION FOR FORTY-FIVE DAYS; AUTHORIZING THE CITY TO CONTINUE TO PARTICIPATE IN A COALITION OF CITIES KNOWN AS THE "ATMOS TEXAS MUNICIPALITIES;" DETERMINING THAT THE MEETING AT WHICH THE RESOLUTION WAS ADOPTED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING SUCH OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE**

**WHEREAS**, on or about February 20, 2026, Atmos Energy Corporation – MidTex Division ("Atmos Energy") filed for an increase in gas utility rates under the Gas Reliability Infrastructure Program ("GRIP"), which if approved, results in an increase in the monthly customer charges as follows:

<b>Rate Schedule</b>	<b>Current Customer Charge</b>	<b>Proposed 2026 Interim Rate Adjustment</b>	<b>Adjusted Charge</b>	<b>Increase Per Bill</b>
<b>Rate R – Residential Sales</b>	\$25.03 per customer per month	\$10.59 per customer per month	\$35.62 per customer per month	\$10.59
<b>Rate C – Commercial Sales</b>	\$140.01 per customer per month	\$38.65 per customer per month	\$178.66 per customer per month	\$38.65
<b>Rate I (Industrial) &amp; Rate T (Transportation)</b>	\$2,100.00 per meter per month	\$658.18 per meter per month	\$2,758.18 per meter per month	\$658.18

**WHEREAS**, Atmos Energy’s application, if approved by the Railroad Commission, will result in a systemwide increase in Atmos Energy’s revenue of about \$286.9 million, of which ATM’s portion is about \$28.2 million; and

**WHEREAS**, the City has a special responsibility to exercise due diligence with regard to rate increases of monopoly utilities who operate within its boundaries; and

**WHEREAS**, the application to increase rates by Atmos Energy is complex; and

**WHEREAS**, the effective date proposed by Atmos Energy is April 21, 2026 but a suspension by the City will mean that the rate increase cannot go into effect prior to June 5, 2026; and

**WHEREAS**, it is necessary to suspend the effective date for the increase in rates for forty-five days, so that the City can assure itself that the data and calculations in Atmos Energy’s rate application are correctly done and are in conformity with section 104.301 of the Gas Utility Regulatory Act.

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

**Section One.** That the statements and findings set out in the preamble to this resolution are hereby in all things approved and adopted.

**Section Two.** The City suspends the requested effective date by Atmos Energy for forty-five days pursuant to the authority granted the City under Section 104.301 of the Texas Utilities Code. The City finds that additional time is needed in order to review the data and calculations that provide the basis for the rate increase application.

**Section Three.** The City shall continue to act jointly with other cities that are part of a coalition of cities known as the Atmos Texas Municipalities (“ATM”).

**Section Four.** The City authorizes the law firm of Herrera Law & Associates, PLLC, to act on its behalf in connection with Atmos Energy’s application to increase rates.

**Section Five.** To the extent Atmos Energy’s application to increase rates under section 104.301 of the Gas Utility Regulatory Act (“GURA”) is considered a ratemaking proceeding Atmos Energy is ordered to reimburse the City’s reasonable rate case expenses incurred in response to Atmos Energy’s rate increase application within 30 days of receipt of invoices for such expenses to the extent allowed by law, or pursuant to agreement between Atmos and ATM.

**Section Six.** A copy of this resolution shall be sent to Mr. Christopher A. Felan, Vice President, Rates & Regulatory Affairs, Atmos Energy Corporation, 5420 LBJ Freeway, Suite 1800, Dallas, Texas 75240; and to Mr. Alfred R. Herrera, Herrera Law & Associates, PLLC, P.O. Box 302799, Austin, Texas 78703, or via email to [AHerrera@HerreraLawPLLC.com](mailto:AHerrera@HerreraLawPLLC.com).

**Section Seven.** The meeting at which this resolution was approved was in all things conducted in compliance with the Texas Open Meetings Act, Texas Government Code, Chapter 551.

**Section Eight.** This resolution shall be effective immediately upon passage.

**PASSED AND APPROVED** on this the 24th day of March 2026.

**CITY OF BURNET, TEXAS**

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

**ATTEST:**

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



City Council  
Regular Meeting  
March 24, 2026

# Atmos Energy GRIP Rate Application

Discuss and consider action: Resolution No. R2026-16: K. McBurnett

A RESOLUTION BY THE CITY OF BURNET, TEXAS, ("CITY") RESPONDING TO THE APPLICATION OF ATMOS ENERGY CORPORATION – MIDTEX DIVISION, TO INCREASE RATES UNDER THE GAS RELIABILITY INFRASTRUCTURE PROGRAM; SUSPENDING THE EFFECTIVE DATE OF THIS RATE APPLICATION FOR FORTY-FIVE DAYS; AUTHORIZING THE CITY TO CONTINUE TO PARTICIPATE IN A COALITION OF CITIES KNOWN AS THE “ATMOS TEXAS MUNICIPALITIES;” DETERMINING THAT THE MEETING AT WHICH THE RESOLUTION WAS ADOPTED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING SUCH OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE





# Atmos Energy GRIP Rate Application

- Atmos Energy recently filed a request to increase natural gas rates under the Gas Reliability Infrastructure Program (GRIP)
- GRIP allows utilities to recover infrastructure investment costs between general rate cases
- The City of Burnet is part of a coalition of cities called Atmos Texas Municipalities (ATM)
- Under Texas law, cities served by a gas utility have limited authority in GRIP cases but may:
  - Suspend the effective date of the increase for up to 45 day to review the utility's filing





## Purpose of the Resolution

This resolution will:

- Suspend the proposed rate increase for 45 days
- Allow time to review the rate application
- Continue the City's participation in the ATM coalition

Under state law, cities cannot stop a GRIP rate adjustment, but they can delay the effective date for 45 days to allow legal counsel and the Atmos Texas Municipalities coalition time to review the filing for compliance and accuracy.





# Questions?

## Recommendation

- Staff recommends approval of Resolution No. R2026-16 as presented.





## Item Brief

### **Meeting Date**

March 24, 2026

### **Agenda Item**

Discuss and consider action: Resolution No. R2026-18: K. McBurnett

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AUTHORIZING THE REPLASTERING OF THE SWIMMING POOLS AT THE YMCA FACILITY LOCATED AT 1601 SOUTH WATER STREET AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH LANDMARK AQUATIC FOR SAID WORK

### **Information**

The City of Burnet maintains ownership of the YMCA facility, including the swimming pool infrastructure. The plaster surface in the YMCA pools has reached the end of its service life and requires replacement in order to maintain safe and functional aquatic facilities for community use.

The City received a proposal from Landmark Aquatic to complete the project utilizing BuyBoard Cooperative Purchasing Contract No. 701-23. The proposed scope of work includes a full strip and replaster of both pools with a Level 1 Quartz finish, along with associated work such as saw cutting waterline tile and lane lines, installing new toe tile, chemical balancing, and related equipment and materials.

The cost of the proposed work is \$188,068.00, based on a proposal dated March 13, 2026. The resolution also authorizes a contingency amount of up to \$15,000 to address potential unforeseen conditions and post-project cleanup costs associated with the replastering work.

### **Fiscal Impact**

The project cost is \$188,068.00, with an authorized contingency of up to \$15,000 for a potential total project cost not to exceed \$203,068.00.

### **Recommendation**

Staff recommends approval of Resolution No. R2026-18 as presented.

**RESOLUTION NO. R2026-18**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AUTHORIZING THE REPLASTERING OF THE SWIMMING POOLS AT THE YMCA FACILITY LOCATED AT 1601 SOUTH WATER STREET AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH LANDMARK AQUATIC FOR SAID WORK**

**WHEREAS**, the City of Burnet maintains ownership of the YMCA facility located at 1601 South Water Street, including the swimming pool infrastructure; and

**WHEREAS**, the swimming pools at the facility require replastering in order to maintain safe and functional aquatic facilities for public use; and

**WHEREAS**, the City has received a proposal from Landmark Aquatic to perform the replastering work utilizing BuyBoard Cooperative Purchasing Contract No. 701-23; and

**WHEREAS**, the proposal includes a full strip and replaster of two pools with Level 1 Quartz finish, along with associated work such as saw cutting waterline tile and lane lines, installation of new toe tile, chemical balancing, and related materials and equipment; and

**WHEREAS**, the total cost for the proposed work is \$188,068.00, as outlined in the proposal dated March 13, 2026; and

**WHEREAS**, the City Council finds it prudent to authorize a contingency amount to address unforeseen conditions and post-project cleanup costs associated with the replastering work.

**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. Approval.** The City Council hereby approves the replastering of the YMCA swimming pools located at 1601 South Water Street, Burnet, Texas, for the purpose of maintaining and improving the City-owned aquatic facilities

**Section Three. Authorization.** The City Manager is hereby authorized to execute an agreement with Landmark Aquatic for the replastering of the two swimming pools in an amount not to exceed \$188,068.00, consistent with the proposal dated March 13, 2026.

**Section Four. Contingency Authorization.** The City Council hereby authorizes the City Manager to approve up to \$15,000 in contingency expenditures associated with the project, including potential unforeseen construction conditions and post-project cleanup costs.

**Section Five. 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 Six. Effective Date.** That this resolution shall take effect immediately upon its passage, and approval as prescribed by law.

**PASSED AND APPROVED** on this the 24th day of March 2026.

**CITY OF BURNET, TEXAS**

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

**ATTEST:**

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

Progressive Commercial Aquatics, LLC  
 2510 Farrell Road  
 Houston, TX 77073  
 Email: HXService@landmarkaquatic.com  
 Phone: 281-982-0212

QUOTE ID: 5451  
 SERVICE: City of Burnet  
 LOCATION:  
 STREET: 1601 S Water St  
 CITY: Burnet, TX 78611

CONTACT: Matt Feild  
 mfeild@cityofburnet.com  
 DATE SUBMITTED: 03/13/2026  
 PREPARED BY: --

DESCRIPTION:  
 (2) pool Replaster

SCOPE OF WORK:  
 Buy Board 701-23

**\*\*Quote Includes\*\***

- Full Strip of (2) pools
- Replaster (2) pools with Level 1 Quartz
- Saw cut waterline tile & lane lines
- Install new toe tile
- Replace
- Dumpsters
- Forklift
- Chemicals
- Chemical Balancing

**\*\*Quote Excludes\*\***

- Main Drains (\*can be added upon request)
- Waterline/ Lane line tile work
- Brushing and vacuuming after startup
- Draining and refilling the pool is excluded and must be done by the city
- permits and bonds are excluded
- Anything not specifically listed

**\*\*If any tile falls off due to vibration of chipping hammers it will be quoted for repair or replacement at that time via change order**

ITEM	QUANTITY	UNIT PRICE	TOTAL
Full Strip and replaster of both pools	1	\$188,068.00	\$188,068.00
<b>Total</b>			\$188,068.00

ITEM 8-5.

PRINT NAME

DATE

Landmark Aquatic has no duties or obligations beyond those contained in this proposal, and we are not bound by any terms or conditions not contained in this proposal, unless set forth in a subcontract agreement acceptable to us and signed by us. If we are directed to proceed with our work and no subcontract agreement is signed by us, the only terms and conditions governing our work are those contained in this proposal.

**NOTICE TO OWNER**

Failure of this Contractor to pay those persons supplying material or services to complete this contract can result in the filing of a mechanic’s lien on the property, which is the subject of this agreement pursuant to Chapter 429.rsmo. To avoid this result, you may ask this Contractor for “Lien Waivers” from all persons supplying material or services for the work described in this contract. Failure to secure Lien Waivers may result in your paying for labor and material twice.

**DEFAULT CLAUSE**

If invoices go unpaid past 30 days, customer will receive a \$40.00 late fee. Additionally, a 1.5% monthly fee on all past due invoice amounts will be applied. In the event of default by buyer of any provision of this contract, buyer agrees to pay all collection costs, and interest from date of default. Reasonable attorney’s fee shall be awarded to the prevailing party in action brought under this contract. Owner agrees that, in the event of breach or cancellation by owner, owner shall be responsible for charges to date of breach plus contract profits.

*Quote is only valid for 30 days; All work is warranted for a period of one year from date of completion.*



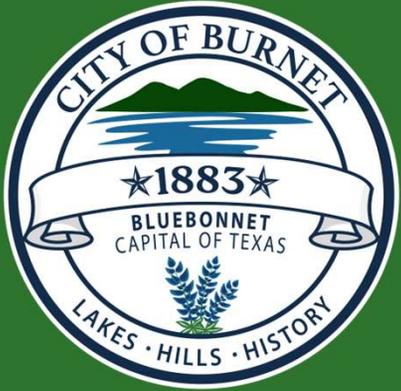
City Council  
Regular Meeting  
March 24, 2026

# Replastering YMCA Pool

Discuss and consider action: Resolution No. R2026-18: K. McBurnett

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AUTHORIZING THE REPLASTERING OF THE SWIMMING POOLS AT THE YMCA FACILITY LOCATED AT 1601 SOUTH WATER STREET AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH LANDMARK AQUATIC FOR SAID WORK





## Replastering YMCA Pool

- The existing plaster surface has reached the end of its service life
- Scope of Work:
  - Full strip and replaster of two pools
  - Level 1 Quartz finish
  - Saw cutting waterline tile and lane lines
  - Installation of new toe tile
  - Chemical balancing



## Project Cost

### Base Project Cost:

- \$188,068- BuyBoard Contract No. 701-23

### Contingency Authorization:

- Up to \$15,000

### Total Potential Project Cost:

- \$203,068





# Questions?

## Recommendation

- Staff recommends approval of Resolution No. R2026-18 as presented.



## Item Brief

### **Meeting Date**

March 24, 2026

### **Agenda Item**

Discuss and consider action: Ordinance 2026-09 L. Kimbler

AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING CITY OF BURNET CODE OF ORDINANCE, CHAPTER 22 (ENTITLED “BUILDINGS AND BUILDING REGULATIONS”) BY AMENDING SECTION 22-59 (ENTITLED “AMENDMENTS TO THE INTERNATIONAL RESIDENTIAL CODE”); AND AMENDING SECTION 22-167 (ENTITLED “AMENDMENTS TO THE INTERNATIONAL ENERGY CONSERVATION CODE”); PROVIDING FOR PENALTY; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE

### **Information**

In February 2025, City Council adopted the 2021 International Codes. The energy efficiency provisions of the 2021 International Residential Code and the 2021 International Energy Conservation Code designate Burnet County as Climate Zone 3A, while adjacent Williamson County and Travis County are designated as Climate Zone 2A. Code compliance requirements for Climate Zone 3A are generally more stringent than those for Climate Zone 2A.

Due to the lack of a clearly documented climatic distinction between Burnet County and neighboring counties designated as Climate Zone 2A, staff propose to amend the 2021 International Residential Code and International Energy Conservation Code to apply Climate Zone 2A to Burnet. A home constructed in Burnet in accordance with the 2021 codes, as amended to Climate Zone 2A, would achieve comparable code-prescribed baseline energy efficiency to a similar home constructed in Williamson or Travis Counties. Additionally, adoption of Climate Zone 2A standards may reduce construction costs associated with more stringent Climate Zone 3A requirements, thereby supporting housing affordability and overall project feasibility.

### **Recommendation**

Staff recommends approval of Ordinance No. 2026-09 as presented.

**ORDINANCE NO. 2026-09**

**AN ORDINANCE OF THE CITY COUNCIL OF BURNET, TEXAS, AMENDING CITY OF BURNET CODE OF ORDINANCE, CHAPTER 22 (ENTITLED “BUILDINGS AND BUILDING REGULATIONS”) BY AMENDING SECTION 22-59 (ENTITLED “AMENDMENTS TO THE INTERNATIONAL RESIDENTIAL CODE”); AND AMENDING SECTION 22-167 (ENTITLED “AMENDMENTS TO THE INTERNATIONAL ENERGY CONSERVATION CODE”); PROVIDING FOR PENALTY; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, the City Council has determined that adoption and enforcement of up to date and effective building codes are necessary for the preservation of the health, safety, general welfare and morals of the community, and

**WHEREAS**, the energy efficiency chapter of the 2021 International Residential Code and the International Energy Conservation Code designate Burnet County as being in Climate Zone 3A while the adjacent Williamson and Travis Counties is designated as being in Climate Zone 2A, and

**WHEREAS**, documented climatic differences between Burnet and neighboring counties are negligible; and

**WHEREAS**, code compliance standards established for Climate Zone 3A are substantially more rigorous than standards in effect for Climate Zone 2A; and

**WHEREAS**, a home located in Burnet County and built to the 2021 International Energy Conservation Code established for Climate Zone 2A will achieve comparable levels of energy efficiency as an identical home located in Williamson or Travis Counties; 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 22-59 (entitled “Amendments to the International Residential Code”) of the Code of Ordinances of the City of Burnet is hereby amended by adding the language that is underlined (underlined) as follows:

(u) TABLE N1101.7 (R301.1) CLIMATE ZONES, MOISTURE REGIMES, AND WARM HUMID DESIGNATION BY STATE, COUNTY AND TERRITORY is amended to designate Burnet County, Texas as Climate Zone 2A.

**Section Two. Code Amendment.** Section 22-167 (entitled “Amendments to the International Energy Conservation Code”) of the Code of Ordinances of the City of Burnet is hereby amended by adding the language that is underlined (underlined) as follows:

(e) TABLE R301.1 CLIMATE ZONES, MOISTURE REGIMES, AND WARM HUMID DESIGNATION BY STATE, COUNTY AND TERRITORY is amended to designate Burnet County, Texas as Climate Zone 2A.

**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 24<sup>th</sup> day of March 2026.

**CITY OF BURNET, TEXAS**

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Gary Wideman, Mayor

**ATTEST:**

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Maria Gonzales, City Secretary

## CITY OF BURNET

# City Council Regular Meeting March 24, 2026

Discuss and consider action: Ordinance 2026-09 L. Kimbler

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 22 (ENTITLED “BUILDINGS AND BUILDING REGULATIONS”) BY AMENDING SECTION 22-59 (ENTITLED “AMENDMENTS TO THE INTERNATIONAL RESIDENTIAL CODE”); AND AMENDING SECTION 22-167 (ENTITLED “AMENDMENTS TO THE INTERNATIONAL ENERGY CONSERVATION CODE”); PROVIDING FOR PENALTY; PROVIDING CUMULATIVE, REPEALER AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE



*Bluebonnet Capital of Texas*



## CITY OF BURNET

# Climate Zone Amendment

- February 2025 adoption of 2021 International Codes
- 2021 IECC and IRC designate Burnet County as Climate Zone 3A
- Neighboring Counties, Williamson and Travis, are Climate Zone 2A
- Code compliance for 3A more stringent



*Bluebonnet Capital of Texas*



## CITY OF BURNET

# Climate Zone Amendment

- Due to lack of climatic distinction, staff proposes to amend 2021 IRC and IECC to apply Climate Zone 2A for Burnet
- Achieves comparable code-prescribed energy efficiency to similar homes built in neighboring counties
- Reduces construction costs associated with more stringent 3A requirements and supports housing affordability



*Bluebonnet Capital of Texas*



# Questions?

## Recommendation

- Staff recommends approval of Ordinance No. 2026-09 as presented.



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