



POSTED
September 8, 2023
VICINTA STAFFORD
County Clerk - Burnet County, Texas
By Shanna Wall Deputy

BURNET COUNTY COMMISSIONERS COURT

Jim Luther, Jr
Precinct 1

Damon Beierle
Precinct 2

James Oakley
County Judge

Billy Wall
Precinct 3

Joe Don Dockery
Precinct 4

An agenda packet containing detailed information on the items listed below is distributed to the County Judge, Commissioners, and County Clerk the Friday preceding the meeting. The agenda packet is also posted on the county website at www.burnetcountytexas.org, under Public Meetings. A hard copy of the agenda packet is available in the County Clerk's office. Our Mission Statement: The mission of Burnet County is to maintain overall efficient and effective management of county resources while providing the services mandated by state and federal law and desired by the citizens of Burnet County.

REGULAR MEETING DATE: Tuesday September 12, 2023

MEETING TIME: 9:00 a.m.

MEETING PLACE: 2nd Floor Courtroom located at 220 S. Pierce, Burnet, Texas

1. Call to Order
2. Invocation and Pledge of Allegiance to the flags.
3. Public Comments. Any person with business before the Commissioner's Court not scheduled on the agenda may speak to the Court. No formal action can be taken on these items at this meeting. Comments regarding specific agenda items should occur when the item is called. There is a 2-minute speaking limit.
4. Presentation of a good citizenship award to Commissioner Damon Beierle by the Bluebonnet Chapter of the Sons of the American Revolution (Beierle)
5. Discussion and/or action regarding a variance request from the Burnet County Subdivision Regulations by Michael and Janie Krumpler for a 7 acre tract out of a 34.39 acre tract identified as BCAD parcel #55217 located at 2285 CR 200 (Beierle)
6. Discussion and/or action regarding naming 3 streets/roads in the business park located off 7501 E. SH 71 for 911 addressing purposes (Dockery)
7. Discussion and/or action regarding the replat of lots 164 and 165, Summit Springs, to be known as lot 164A, Summit Springs, a combination of 2 lots into 1 (Dockery)
8. Discussion and/or action regarding the replat of lots 5 and 6, Block 2, Legendary Estates on Lake LBJ, Phase 1, to be known as lot 5A, Block 2, Legendary Estates on Lake LBJ, Phase 1, a combination of 2 lots into 1 (Luther)
9. Discussion and/or action regarding the replat of lots 95 and 96, The Ranches at Canyon Creek, Phase 3, to be known as lot 95A, The Ranches at Canyon Creek, Phase 3, a combination of 2 lots into 1 (Wall)
10. Discussion and/or action regarding a request for a variance from the Burnet County Subdivision Regulations by Kyle Jordan for a 5 acre tract out of a 30.01 acre tract, identified as BCAD Parcel #50943, located at CR 332 and Redbird Trail (Wall)



BURNET COUNTY COMMISSIONERS COURT

Jim Luther, Jr
Precinct 1

Damon Beierle
Precinct 2

James Oakley
County Judge

Billy Wall
Precinct 3

Joe Don Dockery
Precinct 4

11. Discussion and/or action concerning TLGC 232.103 and 232.104 and amending the Burnet County Subdivision Regulations for compliance with HB 3697 (Oakley)
12. Discussion and/or action concerning naming 4 streets in an office/warehouse rental development located off 7501 E. SH71. The streets are Maddux Way, Atomic Alley, Spellman Trail and Hunter's Pass (Dockery)
13. Discussion and/or action regarding the notification by the County Judge to the Commissioners Court of Burnet County payroll irregularities and the potential of directing the Burnet County Auditor to employ a forensic accounting firm to inspect/audit Burnet county payroll records (Oakley)
14. Discussion and/or action concerning Commissioner's Court members compliance with Local Govt. code Chapter 171, dealing with conflict of interest (Oakley)
15. Discussion and/or action allowing the use of county equipment and manpower to assist the Burnet Rodeo Association in arena preparation for their upcoming fundraiser (Beierle)
16. Discussion and/or action regarding the purchase of a solar power radar sign from Radarsign for Road & Bridge Pct. 1 (Luther)
17. Discussion and/or actin concerning the Burnet Central Appraisal District Board of Directors nominees (Oakley)
18. Discussion and/or action regarding the approval to sign the Certificate for Capital Area Housing Finance Corporation (Oakley)
19. Discussion and/or action concerning the approval to apply and sign application for the City of Marble Falls Hotel Occupancy Tax (HOT) Reimbursement Grant for the Burnet County Historical Commission - Certified Local Government Program Statewide all-day training for CLG Program in September 2024. Requested amount is \$1,000.00 (Dockery)
20. Discussion and/or action regarding the adoption of FY24 Compensation Plan (Oakley/S.Luther)
21. Discussion and/or action for the approval to accept and sign the Notice of Grant Award for the FY 24 MVCPA grant for the Heart of Texas Auto Theft Task Force. Participants include Burnet, Coryell, and McLennan Counties. Williamson County also has the option to join at a later time. The total grant amount is \$664,313.00 Match will come from Program Income from 69A inspections and McLennan County. Additional match will come from Williamson County if they choose to join within the Fiscal Year. Grant Period is 9/1/23 - 8/31/24 (Oakley/Smith)
22. Discussion and/or action regarding the approval of the monthly Treasurer's report for July 2023 (Oakley/Crownover)



BURNET COUNTY COMMISSIONERS COURT

Jim Luther, Jr
Precinct 1

Damon Beierle
Precinct 2

James Oakley
County Judge

Billy Wall
Precinct 3

Joe Don Dockery
Precinct 4

23. Executive Session. Discussion with Burnet County Commissioner's Court and the County Civil Attorney(s) and/or the County Attorney in accordance with Texas Government Codes 551.071. The Commissioners Court reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any matters as authorized by the Texas Government Code including, but not limited to, 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), 551.087 (Economic Development), 418.183 (Deliberations about Homeland Security Issues), 551.0725 (Contracts being negotiated).
24. Reconvene in Open Session.
25. Discussion and/or action regarding items discussed in Executive Session and take up for Consideration and possible action, pursuant to Chapter 262, Texas Local Government Code.
26. Discussion and/or action regarding the disbursement of budgeted salary to the Burnet County Judge for time period of suspension (Oakley)
27. Discussion and/or action regarding reimbursement of legal fees for Hon. James Oakley related to the "Not Guilty" finding in CR 02179, 33rd Judicial District Court, Blanco County for the charge of Abuse of Official Capacity. As per Sec. 157.901 TX Loc. Gov. Code and TX Attorney General Opinion KP-0037 (2015), such reimbursement is subject to a finding by the Commissioners Court that such a payment is primarily for a public interest and not merely for the personal interest of James Oakley. Further, such reimbursement is subject to a second finding by the Commissioners Court that the prosecution was for actions taken by James Oakley that was within the scope of his official duties (Arredondo)
28. Discussion and/or action regarding Department Updates:
29. Acknowledgement of Receipt:
- On August 22, 2023 the Commissioners Court approved an amendment to the personnel policy. Please acknowledge receipt of the most up to date version of the policy so it can be included in the court minutes.
 - ESD #4 Audit Report for Year Ending September 30, 2022
 - Bertram Volunteer Fire Department Audit Report for year ending September 30, 2022
 - TCEQ Notice of a Public Meeting
 - Letter from the Secretary of State in regards to the requirements relating to paper-based voting systems.
 - MIS Summary Oct. 2022 - Sept. 2023
 - Marble Falls EMS Update
 - TCEQ Notice of Receipt of application and intent to obtain Air Permit



BURNET COUNTY COMMISSIONERS COURT

Jim Luther, Jr
Precinct 1

Damon Beierle
Precinct 2

James Oakley
County Judge

Billy Wall
Precinct 3

Joe Don Dockery
Precinct 4

30. Discussion and/or action regarding contracts, agreements or grants to be approved and/or ratified:
 - a. Approval to accept the FY 22 State Criminal Alien Assistance Program Grant for \$10,010.00
 - b. Two Xerox Machines to replace the Xerox leases for JP 3 and 4
 - c. Inter local agreement with Coryell and McLennan Counties for the FY 24 MVCPA Grant for the Heart of Texas Auto Theft Task Force
 - d. EZ Task quote for website redesign and a 3 year hosting subscription
 - e. Turnkey Contract
 - f. HCHS Proposed Contract for FY 23/24
 - g. Approval to accept allocation and sign the contract for the FY24 9-1-1 GIS funding from the CAECD in the amount of \$124,871.25. 10/1/23 - 9/30/24
 - h. Cooperative agreement with the City of Burnet and the City of Bertram Dispatch Services for FY24
 - i. Contract labor agreement with Levy Kykema for architectural design service for the vacant building adjacent to the Annex on the Square
 - j. Approval for P. Stull as an Independent Contractor Agreement for Veteran's Transportation
 - k. Tourism Sponsorship for the Marble Falls Fall Festival in the amount of \$750.00
 - l. Tourism Sponsorship for Fiesta Jam

31. Discussion and/or action concerning calling for Bids and Bid openings, request for proposals/qualifications and related openings:

32. The following items are part of the Consent Agenda and require no deliberation by the Commissioner's Court. Any item from this agenda may be considered separately:
 - a. Consideration and approval of any pending personnel issues within the policy.
 - b. Consideration and approval concerning budget amendments.
 - c. Consideration and approval concerning budget line item transfers.
 - d. Consideration and authorization of payment of claims previously approved by the County Auditor.
 - e. Acceptance of reports of County Officials as required by LGC 115.02 previously examined by the County Auditor
 - f. Consideration and approval regarding Departmental equipment requests and/or property transfers.
 - g. Correspondence.

33. Discussion regarding any previous agenda items.

34. Calendar Review.

35. Adjournment



BURNET COUNTY COMMISSIONERS COURT

Jim Luther, Jr
Precinct 1

Damon Beierle
Precinct 2

James Oakley
County Judge

Billy Wall
Precinct 3

Joe Don Dockery
Precinct 4

A handwritten signature in black ink, appearing to read "J. Oakley".

Judge James Oakley, Burnet County Judge

A handwritten signature in black ink, appearing to read "E Arredondo".

Reviewed by: Eddie Arredondo, County Attorney

The Commissioners' Court reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any matters as authorized by the Texas Government Code including, but not limited to, Sections: 551.071 (Consultation with Attorney) 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations) Deliberations about Security Devices), 551.087 (Economic Development), 418.183 (Deliberations about Homeland Security Issues). Compliance with the Americans with Disabilities Act, Burnet County will provide for reasonable accommodations for persons attending Commissioners' Court. To better serve you, requests should be received 24 hours prior to the meetings. Please contact Ms. Stephanie McCormick, Commissioners' Court Coordinator, at (512) 715-5276. Please note, the location of the meeting is subject to change based upon availability of the Courtroom. If meeting location is changed, notice at the above meeting location shall be posted to ensure public access to meeting is granted.