



Item Brief

Meeting Date

September 23, 2025

Agenda Item

Discuss and consider action: Resolution No. R2025-74: P. Langford

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AUTHORIZING THE USE OF CURRENT AND FUTURE RESTRICTED WASTEWATER IMPACT FEES FOR DEBT SERVICE

Information

Impact fee collections are authorized by Chapter 395 of the Texas Local Government Code and serve as a tool that cities can use to recoup, from developers, some of the costs that new development places on city infrastructure. These fees are restricted in that they may only be used to fund certain costs. Tex. Loc. Gov't Code § 395.012 (c), allows the use of impact fees for the payment of principal and interest on bonds issued by the City to finance capital improvements identified in their capital improvement plan.

The current budget has appropriated the use of wastewater impact fees in the amount of \$75,000 to supplement the Wastewater Fund Debt Service expenses related to the sewer plant. As of August 31, 2025, the balance in the Wastewater Impact Fee account was \$194,844.57 and the total budgeted Wastewater Debt Service expense for 2024-2025 was \$871,287.

This resolution, if passed, would allow the City to use up to the current balance of the Wastewater Impact fees collected for the Wastewater Debt Service payments and allow the use of future impact fees collected for future budgeted Wastewater Debt Service payments.

Fiscal Impact

\$190,000 will be transferred from the Wastewater Impact Fee account to Water and Wastewater to supplement the debt service payment.

Recommendation

Staff recommends the approval of Resolution No. R2025-74 as presented.

RESOLUTION NO. R2025-74

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS AUTHORIZING THE USE OF CURRENT AND FUTURE RESTRICTED WASTEWATER IMPACT FEES FOR DEBT SERVICE

WHEREAS, the City established a community impact fee which shall be imposed against new development in order to generate revenues for funding or recouping the costs of capital improvements or facility expansions necessitated by and attributable to such new development in Section 2-291.

WHEREAS, the City Council finds, determines, and declares the Community Impact Fee will be \$1,173.00 for wastewater service, as indicated in Division 2, entitled "Community Impact Fee Established," and Section 2-292, entitled "Amount," as originally approved in City Ordinance No. 2004-22 and readopted in City Ordinance No. 2025-03.

WHEREAS, the City has established a separate Restricted Texpool Wastewater Impact Fee account for the deposit of wastewater impact fees collected.

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

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

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

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 Council does hereby approve that current and future wastewater impact fees collected may be used for wastewater debt expenses.

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

Section Four. Deposit. The Council does hereby direct that the funds be invested in accordance with the City's Investment Policy as a restricted account.

Section Five. Withdrawal. The Council does hereby direct that funds may be withdrawn from the Restricted Texpool Wastewater Impact Fee account without any further action by Council if specifically used for Wastewater debt service expenses. Any other use of the Wastewater Impact fees collected must be approved by Council before withdrawal.

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

PASSED AND APPROVED on this the 23rd day of September 2025.

CITY OF BURNET, TEXAS

Gary Wideman, Mayor

ATTEST:

Maria Gonzales, City Secretary