



Item Brief

Meeting Date

January 14, 2025

Agenda Item

Discuss and consider action: Resolution No. R2025-06: D. Vaughn

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING THE PURCHASE OF 2 ACRES OF LAND LOCATED AT 107 BIG SKY, LEGALLY DESCRIBED AS S4231 EAGLE'S NEST LOT 78, SEC 2, A SUBDIVISION IN BURNET COUNTY, TEXAS, AND AUTHORIZING THE MAYOR TO EXECUTE THE PROPERTY CONTRACT

Information

Staff is in the process of working with the design engineer for additional storage tanks to be installed at the Eagles Nest Pump Station. It would be beneficial to this project and future maintenance/expansion projects to be able to acquire a portion, or all, of a 2-acre property located at 107 Big Sky, legally described as S4231 Eagle's Nest Lot 78, Sec 2, a subdivision in Burnet County, Texas.

The proposed resolution authorizes the purchase of the property and empowers the Mayor to execute the property contract on behalf of the City and take all necessary steps to finalize the purchase, including due diligence, payment, and documentation.

Fiscal Impact

To be determined by Council.

Recommendation

To be determined.

RESOLUTION NO. R2025-06

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING THE PURCHASE OF 2 ACRES OF LAND LOCATED AT 107 BIG SKY, LEGALLY DESCRIBED AS S4231 EAGLE'S NEST LOT 78, SEC 2, A SUBDIVISION IN BURNET COUNTY, TEXAS, AND AUTHORIZING THE MAYOR TO EXECUTE THE PROPERTY CONTRACT

WHEREAS, the City of Burnet, Texas, ("Buyer") has determined the need to acquire additional property to further its interests in public development, infrastructure, and other municipal purposes; and

WHEREAS, the City of Burnet desires to purchase a 2-acre property located 107 Big Sky, legally described as S4231 Eagle's Nest Lot 78, Sec 2, a subdivision in Burnet County, Texas, more particularly described in the Warranty Deed recorded as Instrument No. 202301250 in the Public Records of Burnet County, Texas, from Johnny Carbone ("Seller"); and

WHEREAS, the Seller has agreed to sell and convey the aforementioned property to the City of Burnet for a total purchase price of One Hundred One Thousand and 00/100 Dollars (\$101,000.00); and

WHEREAS, the City of Burnet will deposit Earnest Money in the amount of Three Thousand Nine Hundred and 00/100 Dollars (\$3,900.00) and an Option Fee in the amount of One Thousand Ninety and 00/100 Dollars (\$1,090.00), both with Attorney's Abstract Title Company, 117 E. Jackson Street, Burnet, TX 78611, within three days of the Seller's delivery of the Contract; and

WHEREAS, it is necessary to authorize the Mayor, Gary Wideman, to execute all documents and take all actions necessary to complete the purchase of this property on behalf of the City of Burnet.

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

Section One. Findings. The recitals stated above are hereby found to be true and correct and are incorporated into the body of this Resolution as if fully set forth herein.

Section Two. Approval. The City Council of the City of Burnet hereby approves the purchase of the 2-acre property located at 107 Big Sky, legally described as S4231 Eagle's Nest Lot 78, Sec 2, a subdivision in Burnet County, Texas for the total purchase price of One Hundred One Thousand and 00/100 Dollars (\$101,000.00), subject to the terms and conditions set forth in the Property Contract attached hereto as Exhibit "A".

Section Three. Authorization. The Mayor is hereby authorized and directed to execute the Property Contract between Johnny Carbone, as Seller, and the City of Burnet, as

Buyer, and to take all other actions necessary to complete the acquisition of the property described herein, including but not limited to the payment of earnest money, conducting due diligence, and executing any other related documents required to effectuate this transaction.

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 14th day of January 2025.

CITY OF BURNET, TEXAS

Gary Wideman, Mayor

ATTEST:

Maria Gonzales, City Secretary