



## Item Brief

### **Meeting Date**

September 24, 2024

### **Agenda Item**

Discuss and consider action: Resolution No. R2024-69: D. Vaughn  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING THE PURCHASE OF APPROXIMATELY 4.39 ACRES OF LAND LOCATED ON EAST VALLEY STREET LEGALLY DESCRIBED AS 4.39 ACRES OUT OF THE ABS A0187 B.B. CASTLEBERRY SURVEY BURNET COUNTY, TEXAS, AND AUTHORIZING THE MAYOR TO EXECUTE THE PROPERTY CONTRACT

### **Information**

The City desires to purchase a 4.39-acre property located out of the B. B. Castleberry Survey, Abstract No. 187, in Burnet County, Texas. This property acquisition is part of the City's strategic initiative to support public development, infrastructure, and other municipal needs. The seller, Cheryl Ann Myers, has agreed to convey the property to the City for a total purchase price of one hundred twenty-five thousand and 00/100 dollars (\$125,000).

The proposed resolution authorizes the City to deposit five thousand and 00/100 dollars (\$5,000) in earnest money with Attorney's Abstract Title Company. Additionally, it empowers the Mayor, Gary Wideman, to execute the property contract on behalf of the City and take all necessary actions to finalize the purchase, including payment, due diligence, and documentation.

### **Fiscal Impact**

The cost of the property is one hundred twenty-five thousand and 00/100 dollars (\$125,000.00)

### **Recommendation**

Staff recommends the approval and adoption of Resolution R2024-69 as presented.

**RESOLUTION NO. R2024-69**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING THE PURCHASE OF APPROXIMATELY 4.39 ACRES OF LAND LOCATED ON EAST VALLEY STREET LEGALLY DESCRIBED AS 4.39 ACRES OUT OF THE ABS A0187 B.B. CASTLEBERRY SURVEY BURNET COUNTY, TEXAS, AND AUTHORIZING THE MAYOR TO EXECUTE THE PROPERTY CONTRACT: D. Vaughn**

**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 4.39-acre property located out of the B. B. Castleberry Survey, Abstract No. 187, in Burnet County, Texas, more particularly described in the Warranty Deed recorded as Instrument No. 200802852 in the Public Records of Burnet County, Texas, from Cheryl Ann Myers ("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 Twenty-Five Thousand Dollars and 00/100 (\$125,000.00); and

**WHEREAS**, the City of Burnet will deposit Earnest Money in the amount of Five Thousand Dollars and 00/100 Cents (\$5,000.00) with Attorney's Abstract Title Company, 117 E. Jackson Street, Burnet, TX 78611, within thirty 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 property described as 4.39 acres out of the B. B. Castleberry Survey, Abstract No. 187, in Burnet County, Texas, for the total purchase price of One Hundred Twenty-Five Thousand Dollars and 00/100 (\$125,000.00), 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 Cheryl Ann Myers, 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 24<sup>th</sup> day of September 2024.

**CITY OF BURNET, TEXAS**

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

**ATTEST:**

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Maria Gonzales, City Secretary