

TO: Honorable Mayor and Members of the City Council  
From: Paul A. Hofmann, City Manager  
Date: November 19, 2021  
Subject: Weekly Memo, November 15 – November 19, 2021



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### **Personnel Update**

Information Technology Director Jesse Miga has submitted his resignation in order to take a position in the private sector. Jesse’s anticipated last day will be December 8. Jesse has provided excellent services to the City of Bastrop during his tenure here and will be missed by the many friends he has with the City of Bastrop.

### **Emile Multi-Cultural Center**

We have had meetings with members of a newly formed non-profit organization dedicated to the cause of honoring the former Emile High School. The organization intends to construct a multicultural and recreation center on the site of the former high school and football field. Bastrop Independent School District owns the land and currently leases it to the Bastrop Youth Soccer Association.

The organization is very willing to work with the City, BISD, and the soccer association to see the project come to fruition. Everyone involved at this point have been receptive.

Trey Job and I met with the organization’s architect today, who was happy to learn more about the City’s development standards and emphasis on connectivity.

We will continue to share information and be part of collaborative discussions. At some point soon we’ll need to brief Council on what the City’s role in the project might be long term. Our capital plan includes a recreation center, and the Emile Multi-Cultural Center is eager to work with the city to see all of our objectives met.

### **Lost Pines Christmas**

The Lost Pines Christmas season is upon us! Here is a listing of the upcoming programing and events:

#### **River of Lights**

November 26 – December 30  
Fisherman’s Park & June Hill Pape Riverwalk Trail

#### **Wassail Fest and Small Business Saturday**

November 27, 11 a.m. – 5 p.m.  
Stroll historic Downtown Bastrop, check off that holiday list and sample House- Recipe Wassail from our shops, bars, and restaurants. Be sure to cast your ballot for your favorite recipe. Kick off the holiday season during a fun filled celebration supporting Bastrop’s Small Businesses.

## **Lost Pines Christmas Tree Lighting**

November 27, 6 p.m. – 7 p.m.

Feel the Christmas magic come alive with the City of Bastrop's Annual Christmas Tree Lighting. Join us at 6:00 p.m. in beautiful Fisherman's Park on Saturday, November 27, as Downtown Bastrop lights up the holiday season with the Lost Pines Christmas Tree Lighting! Visit with Santa, enjoy music and watch in wonder as the 2021 Lost Pines Christmas and River of Lights comes to life. You won't want to miss this fun, all-ages friendly event!

## **Lost Pines Christmas Open House**

December 11, 10 a.m. – 4 p.m.

Join us at Bastrop's Downtown Candy Cane Lane for the Holiday Open House where you can find treasures and eclectic specialty stores to snag Christmas gifts that are as original and independent as Bastrop. We are lucky to have plenty of unique shops all around Bastrop for clothing, art, music, and much more! Downtown will be decorated in a Christmas Candyland theme for perfect photo ops and fun—don't forget to stop by the City of Bastrop Public Library for some gingerbread house making fun.

## **Lost Pines Lighted Christmas Parade**

December 11, 6 p.m. – 8 p.m.

It's Bastrop's famous Lighted Christmas Parade! This parade is an absolute highpoint of the Lost Pines Christmas. More than 100 entries – from fanciful floats to fire trucks, from Honey Bears to Longhorns, from Santa's helpers to the man himself- will light up the Main Street Night for this joyful Bastrop tradition. Sugar Plums and sparkles, sights and sounds, cherished moments of Christmas past, or bright hopes for Christmas future, it is all there for a night of holiday magic.

## **Accolades for Court Employee**

Ms. Michele Mason sent the following email to Court Administrator, Kim Walters, regarding Ashley Barger. Court Clerk – Trail Coordinator

*"Hello, my name is Michele Mason and I recently received some of the best customer service ever. I had an issue with a citation I got in Bastrop & had to call the court. I had the pleasure of speaking with Ashley on several occasions. She was so very helpful, kind & understanding. In this day & age it's hard to find someone who can give out that kind of service & kindness & be so sincere about it."*

## **AGC Construction Association BBQ cook-off and rodeo**

The request for AGC Construction Association—Austin Chapter's a special event application for a Rodeo & BBQ Cook-Off at Mayfest Park on November 20, 2021, has been approved. This event features a bull riding contest, BBQ cook-off, petting zoo, kids' area, live music, and food vendors.

The Community Impact Manager continued communications with applicant, Wesley McManus, to assist the organization through the special event application process. On November 16<sup>th</sup>, Tim Rosenberg, an additional event organizer for the BBQ Cookoff and Rodeo, reached out to the Community Impact Manager. He provided clarity on the information requested the week prior, and staff approved the special event permit.

The City of Bastrop is excited for the opportunity to regularly program Mayfest Park in accordance with the 60-day special event permit requirement.

### **Bastrop County First Responders Request to amend Community Support Agreement**

Bastrop County First Responders has requested to amend its Community Support Funding Agreement for FY 2021-2022. They are not requesting a change in the amount of funding, just the scope of work resulting from a Food and Drug Administration (FDA) action that will have a significant unbudgeted impact on its service's ability to continue to provide the same level of care.

After the submission and awarding of the grant, the organization received notice that all 4 of its cardiac monitors will lose FDA Device Approvals on February 3rd, 2022. This action significantly changes the organization's priority from replacing the radios as originally requested to replacing cardiac monitors. Cardiac monitors allow Paramedics to perform Advanced Life Support. The organization has located a vendor that can provide for 2 monitors for \$19,900.00. They are requesting that the original awarded amount of \$17,277.00 be reimbursed for the purchase of these 2 monitors with the Bastrop County First Responders providing the additional funding of \$2,713.00 necessary for the purchase. The contract will be amended to reflect the change in use of funds.

### **Upcoming Training**

Below are future training opportunities through the calendar year. If you are interested in attending any of the training, please notify the City Secretary and she will take care of the registration for you.

#### **TML-TAMCC Elected Officials' Conference**

Date: February 2, 2022 - February 4, 2022

Time: All Day

Location: Sugar Land

#### **City Hall Essentials – Municipal Fundamentals Seminar**

Date: December 3, 2021

Time: 8:00 a.m. – 4:15 p.m.

Location: GoTo Platform

### **Future Agenda Items**

- December 13, 2021, Economic Development Policy Direction workshop

December 14, 2021

- Presentation of Strategic Planning Calendar
- Budget amendment FY2022
- 2022 Council Meeting Schedule
- Zoning Concept scheme 2<sup>nd</sup> reading Farm Street Village
- Pecan Park Commercial Planned Development
- Contract for Maintenance, Mowing and Landscaping Services for City Buildings and ROW's
- BCAD Board of Directors Election
- Tx Community Development Block Grant (several related items)
- Construction Management and Inspection Services Contract
- Main Street Agreement with Bastrop EDC

- Media Production Zone for Colorado Bend development (Movie Studio)
- MUD Policy

January 11, 2022

- 2<sup>nd</sup> reading amending budget FY2022
- Texas Combination Tax and Revenue Certificates of Obligation
- XS Ranch consent agreement to new owners
- Homeland Security Grant contract
- Emergency Management Performance Grant
- Provide approved policy directive to BEDC
- Call May 7, 2022, General Election, potential charter revisions

#### **Attachments**

- State Park Prescribed Burns
- HMGP Scope of Work Approval
- TML Legislative Update 45



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11/15/21

Paul Hofmann  
City Manager  
PO Box 427  
Bastrop, Texas 78602

Dear Mr. Hofmann:

As part of the Texas Parks and Wildlife Department's efforts to ensure good communications with our constituents and neighbors, and in compliance with §11.353 Parks and Wildlife Code, I want to inform you of the Department's intent to conduct one or more prescribed burns at **Bastrop State Park sometime between January 2022 and March 2022.**

Our primary target timeframe for these burns is sometime between **January 1, 2022 and March 31, 2022.** Burn opportunities are dependent on weather, vegetation conditions, current and expected fire danger, and many other considerations. **If we are unable to conduct these burns within this target timeframe we will contact you again with the next potential timeframe.**

A site-specific fire management plan for prescribed burning operations at Bastrop State Park is in place and we will be happy to share a copy with your office if you desire. In addition, neighboring landowners have been notified of the Department's intentions with the attached letter and map. In order to reach the community at large, a public notice will be published in the Bastrop Advertiser and Smithville Times prior to this burn period.

Additional community outreach on the upcoming burn may include information posted on the Department's website, social media outlets, and through a group text messaging application. If you or members of your staff would also like to receive these text message notifications prior to the burn, text this message: **@bsp01** to the number 81010.

Advance notifications have also been made to Judge Paul Pape, Commissioner Mel Hamner, Commissioner Clara Beckett, Commissioner Mark Meuth, Commissioner Donna Snowden, Senator Sarah Eckhardt, Representative John Cyrier, nearby water utility officials, and owners of any utility infrastructure within the prescribed burn area. Prior to ignition of any fires, city or county emergency services dispatch center, local area fire departments and the Texas Commission on Environmental Quality will be notified to ensure they are aware of these actions.

If you have any questions please contact Jamie Creacy at (512) 308-7148 or [Jamie.creacy@tpwd.texas.gov](mailto:Jamie.creacy@tpwd.texas.gov).

Sincerely,

**Jamie Creacy**  
**Park Superintendent**  
**Lost Pines Complex – Bastrop and Buescher State Parks**  
**PO Box 518**  
**Bastrop, Texas 78602**  
**Office - (512) 321-1673 Cell – (512) 308-7148**

Attachment: Landowner Notification Letter  
Landowner Notification Map

- Commissioners
- Arch "Beaver" Aplin, III  
Chairman  
Lake Jackson
- Dick Scott  
Vice-Chairman  
Wimberley
- James E. Abell  
Kilgore
- Oliver J. Bell  
Cleveland
- Paul L. Foster  
El Paso
- Anna B. Galo  
Laredo
- Jeffery D. Hildebrand  
Houston
- Robert L. "Bobby" Patton, Jr.  
Fort Worth
- Travis B. "Blake" Rowling  
Dallas
- Lee M. Bass  
Chairman-Emeritus  
Fort Worth
- T. Dan Friedkin  
Chairman-Emeritus  
Houston
- Carter P. Smith  
Executive Director



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11/15/21

Dear Bastrop State Park Neighbor:

The Texas Parks and Wildlife Department is planning to conduct prescribed burns in **Bastrop State Park** at 100 Park Road 1A, Bastrop, Texas 78602. The prescribed burns will take place in multiple areas: within the Park Road 1A Loop Road; the area north of Park Road 1A and Park Road 1C and southeast of Highway 21 East to Gotier Trace; the area south of Park Road 1C and north of Highway 71 between Harmon Road and Alum Creek; and the area north of Park Road 1C / Gotier Trace and south of Highway 21 East sometime between January 2022 and March 2022.

Our primary target timeframe for these burns is sometime between **January 1, 2022** and **March 31, 2022**. Burn opportunities are dependent on weather, vegetation conditions, current and expected fire danger, and many other considerations. **If we are unable to conduct these burns within this target timeframe we will contact you again with the next potential timeframe.**

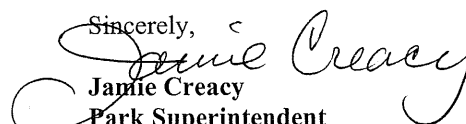
During the burn, you may see smoke in your neighborhood or on nearby roads. We caution you to reduce your speed and use your low-beam headlights when smoke is present. Other recommended precautions prior to the burn include relocating hay, pets, livestock, and equipment away from park boundary fences and providing defensible space around structures adjacent to park property.

Prescribed burns are a management tool used to restore forest and prairie habitats that were periodically burned by natural fires. Prescribed burns also reduce the potential damage a wildfire could cause by reducing available fuels such as dead trees, leaf litter, and other flammable vegetation on the landscape. Prescribed fires on state parks are conducted by Texas Parks and Wildlife Department personnel who have undergone extensive fire training and meet national wildland firefighting and incident management standards. Additionally, the State Park staff will work with local fire and emergency management officials to plan and conduct the prescribed fire.

Each prescribed fire plan defines the local weather and other conditions under which a prescribed burn may be conducted, the personnel and equipment required, and fire-break locations. Most importantly, the fire plan prioritizes public and firefighter safety. The plan reduces the risk of fire escaping onto adjacent properties and minimizes the effect of smoke in nearby residential and smoke sensitive areas. The plan also establishes contingency measures to protect adjacent properties if the fire were to escape established boundaries. The prescribed burns are ignited by hand in predetermined patterns that insure the best measures for containment.

Texas has a history of naturally occurring wildfires, making prescribed burns very important to maintaining habitats on State Parks. Private landowners should consider implementing wildfire mitigation efforts on their lands as well in order to preserve their property and way of life before a wildfire event starts. Information on how to be prepared can be found at: [www.FIREWISE.org](http://www.FIREWISE.org).

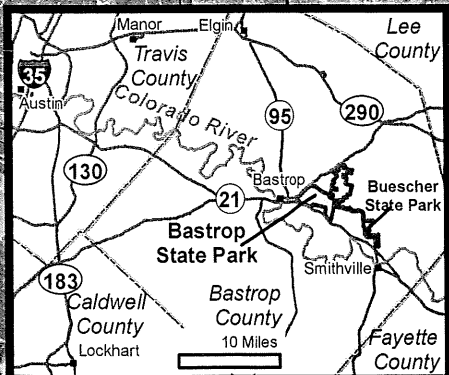
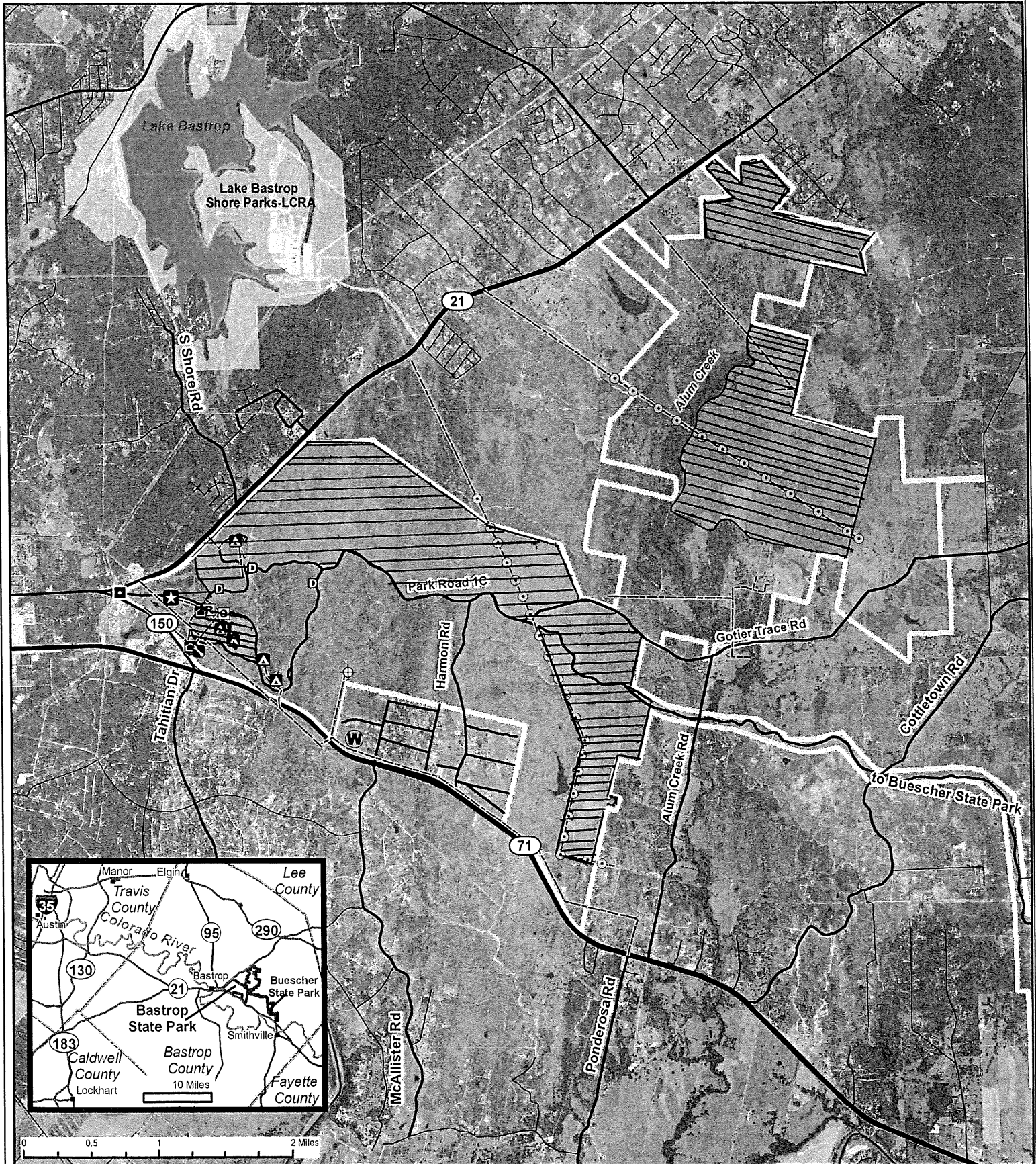
If you have any questions, please contact **Jamie Creacy** at **512-321-1673** or email at [jamie.creacy@tpwd.texas.gov](mailto:jamie.creacy@tpwd.texas.gov). If you would like to receive text message notifications prior to the burn, text 81010 with this message "**@bsp01**". Thank you for your support and understanding of this valuable and necessary habitat management and fuel reduction tool.

Sincerely,  
  
**Jamie Creacy**  
**Park Superintendent**  
**Bastrop and Buescher State Parks**  
**100 Park Road 1A, Bastrop, Texas 78602**  
**512-321-1673**

4200 SMITH SCHOOL ROAD  
AUSTIN, TEXAS 78744-3291  
512.389.4800  
[www.tpwd.texas.gov](http://www.tpwd.texas.gov)

To manage and conserve the natural and cultural resources of Texas and to provide hunting, fishing and outdoor recreation opportunities for the use and enjoyment of present and future generations.

# Bastrop SP, Bastrop County: Prescribed Fire Notice - Fall 2020 - Spring 2021



0 0.5 1 2 Miles

- |  |                       |                                 |
|--|-----------------------|---------------------------------|
| ★ Park Headquarters                        | ⊕ Radio Tower         | — Electric-Overhead Line        |
| ■ Park Entrance                            | ⊙ Electric Line Tower | ▭ Bastrop State Park            |
| 🏠 Park Residence (2)                       | ⊕ Water Tower         | ▨ Proposed Prescribed Fire Area |
| 🛠 Park Maintenance/Sign Shop               | Ⓛ Day Use Area (3)    | ▨ Lake Bastrop Shore Parks-LCRA |
| 🏢 Park Office/Group Barracks/Swimming Pool | Ⓜ Camping Area (5)    |                                 |
| 🍽 Refectory                                |                       |                                 |

Maps are for planning purposes only. No claims to accuracy are made or implied.



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 MAP ID: Bastrop RX Public-FY21  
 Notice Fall2019/Spring 2020; 20200806  
 UTM z14; imagery: NAIP 2016  
 TPWD: SP-NR-PGR: J Estes  
 Pipeline data from Railroad Commission



November 9, 2021

Mr. Paul Hofmann  
City Manager  
City of Bastrop  
1311 Chesnut Street  
Bastrop, Texas 78602

Subject: DR-4272-024 City of Bastrop Detention Pond Drainage Improvement  
Cost Overrun Request Approval

Dear Mr. Hofmann:

This letter is to notify you that the Federal Emergency Management Agency (FEMA) has reviewed and approved your cost overrun request for the above referenced project.

The revised Scope of Work (SOW) includes the installation of a permanent stormwater pump station to help discharge the detention pond in lieu of having to set up temporary pumping operations during or immediately after significant rainfall events. The pump station will be located at the southwest corner of the detention pond and would discharge into the City of Bastrop's existing storm sewer system near the new improvement approved under the initial SOW.

FEMA obligated an additional \$90,342.90 in federal funds for his project.

	<i>Federal</i>	<i>Non-Federal</i>	<i>Total</i>
Original	\$478,350.00	\$159,450.00	\$637,800.00
Amendment	\$90,342.90	\$30,114.30	\$120,457.20
Total	\$568,692.90	\$1898,564.30	\$758,257.20

Please note the revised federal share on your next quarterly progress report.

If you have any questions, please contact Jim Guin at 512-936-0282 or by email at [Jim.Guin@tdem.texas.gov](mailto:Jim.Guin@tdem.texas.gov).

Sincerely,

Jim Guin  
Mitigation Coordinator  
Texas Division of Emergency Management

Attachment: FEMA Approval Letter





# Legislative UPDATE

November 19, 2021  
Number 44

## **President Signs Federal Infrastructure Bill**

On Monday, President Biden signed the Infrastructure Investment and Jobs Act (IIJA) into law. As highlighted in [last week's Legislative Update](#), the IIJA is altogether a \$1.2 trillion bill that invests in the nation's infrastructure priorities including roads, bridges, rail, transit, airports, ports, energy transmission, water systems, and broadband. Of that amount, \$550 billion is new spending, and will mostly take the form of formula grants to states and competitive grants over the next five years. The IIJA sets aside roughly \$35 billion for infrastructure projects in Texas.

The League will monitor the rollout of the IIJA, and will provide information on how Texas cities can access funds as that information becomes available.

## **Governor Creates Task Force on Concert Safety**

Last week, Governor Abbott announced the creation of the Texas Task Force on Concert Safety. The task force will bring together music industry representatives and law enforcement groups including the Texas Police Chiefs Association, a TML affiliate, for several roundtable discussions to analyze concert safety and develop ways to enhance security at live music events in Texas. The task force will be led by Texas Music Officer Brendon Anthony and consist of representatives from the following organizations:

- Texas Music Office
- Combined Law Enforcement Association of Texas
- Sheriffs' Association of Texas
- Texas Department of Public Safety
- Texas Municipal Police Association
- Texas Police Chiefs Association
- Texas Alcoholic Beverage Commission
- Texas State Association of Fire Fighters

The task force will produce a report of recommendations and strategies to ensure concert safety and protect concertgoers.

## **Filing Period for Primary Election Now Open; Several Legislators Not Returning**

With the opening of the filing period for the 2022 primary election on November 13, many current legislators have announced their retirement or intent to seek election to a different office. In some cases, the new district maps have prompted a member to run for a different seat in the same chamber.

The members listed below have announced they will not run for their current seat, whether due to retirement or to run for other office. Again, some of the members listed below may return to the legislature representing a different district, or in a different capacity altogether:

- Rep. Michelle Beckley (D – Carrollton)
- Rep. Kyle Biedermann (R – Fredericksburg)
- Rep. Garnet Coleman (D – Houston)
- Rep. John Cyrier (R – Lockhart)
- Rep. Joe Deshotel (D – Beaumont)
- Rep. Alex Dominguez (D – Brownsville)
- Rep. John Frullo (R – Lubbock)
- Rep. Dan Huberty (R - Houston)
- Rep. Celia Israel (D – Austin)
- Rep. Phil King (R – Weatherford)
- Rep. Matt Krause (R – Fort Worth)
- Rep. Lyle Larson (R – San Antonio)
- Rep. Ben Leman (R – Anderson)
- Rep. Eddie Lucio III (D – Brownsville)
- Rep. Ina Minjarez (D – San Antonio)
- Rep. Jim Murphy (R – Houston)
- Rep. Claudia Ordaz-Perez (D – El Paso)
- Rep. Chris Paddie (R – Marshall)

- Rep. Tan Parker (R – Flower Mound)
- Rep. Eddie Rodriguez (D – Austin)
- Rep. Scott Sanford (R – McKinney)
- Rep. James Talarico (D – Round Rock)
- Rep. John Turner (D – Dallas)
- Rep. James White (R – Hillister)
- Sen. Dawn Buckingham (R – Lakeway)
- Sen. Eddie Lucio (D – Brownsville)
- Sen. Jane Nelson (R – Flower Mound)
- Sen. Kel Seliger (R – Amarillo)

The filing period for the 2022 primary remains open until December 13, 2021. The League will continue to update the list above in future editions of the *Legislative Update* as more legislators announce their intentions for the upcoming election.

## **TCOLE Proposes Law Enforcement Rules**

On November 5, 2021, the Texas Commission on Law Enforcement published [proposed rules](#) that, in pertinent part: (1) distinguish between a dishonorable discharge from the United States armed forces and a dishonorable discharge from a law enforcement agency; (2) clarify that a waiver of a Class A and B misdemeanor is nontransferable without approval; (3) add CPR training to the legislatively required training that must be completed by a telecommunicator; (4) clarify the requirements for reactivating a peace officer’s license if the officer is not appointed within specific time periods; and (5) add the pre-employment screening procedures that law enforcement agencies must follow in order to comply with S.B. 24 (the League previously reported on S.B. 24 [here](#)).

Comments on the proposed rules may be submitted electronically to [public.comment@tcole.texas.gov](mailto:public.comment@tcole.texas.gov) or in writing to Mr. Kim Vickers, Executive Director, Texas Commission on Law Enforcement, 6330 E. Highway 290, Suite 200, Austin, Texas 78723-1035.

## **COVID-19 Update (No. 209)**

All pandemic-related updates, including information about the American Rescue Plan’s city-related provisions, will be in the [Legislative Update Newsletter](#) from now on.

### **Emergency Orders Issued by Texas Supreme Court**

On November 10, 2021, the Supreme Court of Texas issued [Emergency Order 44](#). In it, the court recognizes that the [Texas Eviction Diversion Program](#) is closed to new applications. The order: (1) requires specific language to be included in citations relating to eviction from residential property for nonpayment of rent; (2) details eviction abatement procedures; (3) requires trial courts to allow representatives from volunteer or legal aid organizations to be present or provide assistance to eligible litigants; and (4) includes other provisions relating to evictions.

**Reminder:** TML Coronavirus materials are archived by date [here](#) and by subject [here](#).

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