

November 8, 2011

The Bastrop City Council met in regular session on November 8, 2011 at 6:00 p.m. at the Council Chambers of City Hall, 1311 Chestnut Street, Bastrop, Texas. Members present were Mayor Terry Orr and Council Members Julie Hart, Bill Peterson, Ken Kesselus, Joe Beal and Kay Garcia McAnally.

ANNOUNCEMENTS

1. CALL TO ORDER

At 6:00 p.m. Mayor Terry Orr called the meeting to order with all members present.

2. PLEDGE OF ALLEGIANCE AND INVOCATION

Reverend Jimmy Cottle led the invocation. Bastrop Economic Development Corporation Executive Director Dave Quinn led the pledges of allegiance to the U.S. and Texas flags.

3. PRESENTATIONS

A. CHARACTER EDUCATION – BASTROP STUDENT

Riley Adams a fifth grade student at Cedar Creek Intermediate School presented the Character Education character trait “Compassion” for the month of November.

B. UPDATE AND POSSIBLE ACTION ON REPORT FROM RONNIE MOORE, BASTROP COUNTY ENGINEER, REGARDING FIRE RECOVERY EFFORTS AND DEBRIS REMOVAL.

City Manager, Mike Talbot stated Bastrop County Engineer, Ronnie Moore will be updating the Council on the fire recovery efforts and debris removal.

Ronnie Moore addressed the Council. Mr. Moore stated he was in charge of the debris removal activities for the County. Mr. Moore stated all of the debris removal activities have to be in compliance with FEMA requirements in order for the County to receive the 75% reimbursement of costs. Mr. Moore stated there are three crews out in the burned area cutting trees, and there has to be a CPS coordinate for each tree cut. Mr. Moore stated there is a monitor out in the field who writes a ticket for trees cut, the ticket is given to the truck driver who is hauling the debris, the truck driver presents the ticket to the tower monitor at the debris location and then the tower monitor gives a load call, for example 70% load. All tickets have to be reconciled. The trucks get paid for the percentage of volume in truck. The tower monitor makes sure the truck is empty when it leaves the debris location. Mr. Moore stated the County had started with five debris collection sites and each had to go through the Texas Commission on Environmental Quality, the State Historical Preservation Office, the United States Fish and Wildlife Department and the Corp of Engineers. The County has two collection sites, one on Highway 21 and one on Highway 71. After the sites were approved the County then had to negotiate a lease with the property owners. Mr. Moore stated Bastrop County originally received a grant to remove debris in the right-of-ways and then the County requested and received permission to remove debris

from private property. Mr. Moore stated property owners have to sign a “right of removal” and other documents in order for the County to enter the private property and remove the debris. Mr. Moore stated the two types of debris that the County may remove are vegetated and construction. Mr. Moore stated 33,000 acres burned in the Bastrop Complex Wildfire, and of this 390 acres or 1.2% was inside the City limits. Mr. Moore stated 1677 residential structures were burned and 76 or 4.5% were in the City limits. Mr. Moore stated 190 residential structures or 11.3% were located in the Bastrop County Water Control Improvement District #2. Mr. Moore stated a Recovery Committee is being established by the County.

4. PROCLAMATIONS

There were no proclamations.

5. ANNOUNCEMENTS

City Manager, Mike Talbot stated Agenda Items B.1 and B.2 have been pulled from the Agenda per the applicant’s request.

Council Member Bill Peterson stated the Sustainable Design Assessment Team (SDAT) will be distributing door hangers informing citizens of the meetings to be held at the Convention Center on November 14th, 15th and 16th.

THE BASTROP CITY COUNCIL WILL ADJOURN AND RECONVENE ACTING AS THE CITY OF BASTROP AUTOMATED RED LIGHT ADVISORY COMMITTEE, WITH THE EXCEPTION OF MAYOR TERRY ORR WHO IS REPLACED BY GWEN O’BARR.

1. CONSIDERATION, DISCUSSION AND POSSIBLE ACTION ON THE STATUS OF THE “AUTOMATED RED LIGHT ENFORCEMENT” PROGRAM, INCLUDING PRESENTATION ON INFORMATION AND DOCUMENTATION SUPPORTING BASTROP POLICE DEPARTMENT’S RECOMMENDATION TO THE CITY COUNCIL THAT ADDITIONAL RED LIGHT CAMERAS BE INSTALLED AND OPERATED AT 1) STATE HIGHWAY 71 WESTBOUND AT HIGHWAY 95 AND 2) STATE HIGHWAY 71 EASTBOUND AT TAHITIAN.

THE CITY OF BASTROP AUTOMATED RED LIGHT ADVISORY COMMITTEE WILL ADJOURN AND THE BASTROP CITY COUNCIL WILL RECONVENE. (TO RECOGNIZE THE RECOMMENDATION OF THE AUTOMATED RED LIGHT ADVISORY COMMITTEE, THE BASTROP CITY COUNCIL WILL TAKE THIS MATTER UP UNDER NEW BUSINESS.)

City Manager, Mike Talbot stated the Bastrop Automated Red Light Advisory Committee meeting has been cancelled.

CITY MANAGER INFORMATIONAL UPDATE REPORT: ITEMS FOR UPDATE, DISCUSSION AND POSSIBLE ACTION:

A. MEETINGS AND EVENTS ATTENDED:

1. PLANNING AND ZONING COMMISSION MEETING ON NOVEMBER 3, 2011.

B. UPDATE ON CITY PROJECTS:

C. UPDATE ON CITY BUSINESS:

1. CONVENTION CENTER ACTIVITIES.
2. MAIN STREET PROGRAM ACTIVITIES.
3. COMMERCIAL/RESIDENTIAL CONSTRUCTION PROJECTS IN THE CITY.
4. YMCA ACTIVITIES.

D. DEPARTMENT AND BOARD REPORTS.

E. INVITING INPUT FROM COUNCIL RELATED TO ISSUES FOR POSSIBLE INCLUSION ON FUTURE AGENDAS, RELATED TO ISSUES SUCH AS (BUT NOT LIMITED TO) MUNICIPAL PROJECTS, PERSONNEL, PUBLIC PROPERTY, DEVELOPMENT AND OTHER CITY/PUBLIC BUSINESS.

City Manager, Mike Talbot gave an informational update on the listed items.

Julie Hart stated that a Joint Workshop Meeting was held earlier tonight with the Ethics Task Force and it was the consensus of Council that the First Reading of the proposed Ethics Ordinance will be on the December 13, 2011 City Council Agenda along with a Public Hearing on the proposed Ordinance. Ms. Hart stated the proposed Ordinance will be put on the City's web site and will be emailed to all members of the various City boards and commissions.

EXECUTIVE SESSION: THE COUNCIL RESERVES THE RIGHT TO CONVENE INTO EXECUTIVE SESSION AT ANY TIME DURING THE MEETING REGARDING ANY AGENDA ITEM. IN COMPLIANCE WITH THE OPEN MEETINGS ACT, CHAPTER 551 GOVERNMENT CODE, VERNON'S TEXAS CODE, ANNOTATED, THE ITEM BELOW WILL BE DISCUSSED IN CLOSED SESSION.

1. SECTION 551.071 – CONSULTATION WITH ATTORNEY.

At 6:30 p.m., Mayor Orr convened the Bastrop City Council into executive session regarding any agenda item, in compliance with the Open Meetings Act, Chapter 551, Government Code, Vernon's Texas Code, Annotated, the item below will be discussed in closed session.

1. Section 551.071 – Consultation with Attorney.

At 7:00 p.m., Mayor Orr reconvened the Bastrop City Council into open session to discuss, consider and/or take any actions necessary related to the executive session noted herein, or regular agenda items, noted on agenda, and/or related items.

No action was taken.

A. CONSENT AGENDA

ALL OF THE FOLLOWING ITEMS ON THE CONSENT AGENDA ARE CONSIDERED TO BE SELF-EXPLANATORY BY THE COUNCIL AND WILL BE ENACTED WITH ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A COUNCIL MEMBER SO REQUESTS.

- A.1 APPROVAL OF MEETING MINUTES OF OCTOBER 11, 17 AND 25, 2011.

- A.2 APPROVAL OF BASTROP MARKETING CORPORATION'S REQUEST FOR REIMBURSEMENT OF EXPENSES.

A.3 APPROVAL OF REQUEST BY BASTROP COUNTY TO CLOSE PINE STREET IN FRONT OF THE COURTHOUSE BETWEEN THE INTERSECTIONS OF WATER STREET AND PECAN STREET FROM APPROXIMATELY 5:00 P.M. UNTIL 8:00 P.M. ON FRIDAY, DECEMBER 9, 2011 FOR THE BASTROP COUNTY TREE LIGHTING CEREMONY.

A.4 APPROVAL OF SPECIAL EVENT PERMIT APPLICATION SUBMITTED BY THE BASTROP AREA CRUISERS TO HOST “TEXAS INDEPENDENCE WEEKEND CAR SHOW” IN FISHERMAN’S PARK AND DOWNTOWN FROM FRIDAY, MARCH 2, 2012 THROUGH SATURDAY, MARCH 4, 2012.

A.5 APPROVAL OF SPECIAL EVENT PERMIT APPLICATION SUBMITTED BY BLUEBONNET ELEMENTARY PTA TO HOST “RUN FOR THE BLUEBONNETS” ON SATURDAY, FEBRUARY 25, 2012.

Mayor Orr stated he had noted a correction to the Minutes of October 11, 2011 and the City Secretary had corrected it.

Kay Garcia McAnally asked that Item A.4 be pulled from the Consent Agenda for separate discussion.

Kay Garcia McAnally moved to approve the Consent Agenda with the correction to the Minutes and minus Item A.4. Seconded by Julie Hart and carried unanimously.

Kay Garcia McAnally asked if the Bastrop Area Cruisers were expecting the City to pay for the Police required for the event and whether they were expecting other services from the City for the proposed event.

Derek Van Gilder, President of the Bastrop Area Cruisers addressed the Council. Mr. Van Gilder stated those questions had not been brought to them and they would be happy to discuss that now if they need to. Mr. Van Gilder stated the Bastrop Area Cruisers has been putting on car shows for over 10 years, previously at Loblolly Pines. Mr. Van Gilder stated that the Downtown Business Alliance has partnered with them the last couple of years for the Veterans Day Car Show event and the event has grown considerably over the last five years. Mr. Van Gilder stated that as partners the Bastrop Area Cruisers had always operated the car show and it was considered the top car show in Central Texas with over 400 cars and bringing in about 1.5 million in revenue to Bastrop and approximately 15,000 visitors. Mr. Van Gilder stated the Bastrop Area Cruisers had planned on doing the car show again this year but had a difference in philosophy with the Downtown Business Alliance and the Downtown Business Alliance wanted to take over the show. Mr. Van Gilder stated the Bastrop Area Cruisers have separated from the November Car Show Event and plan to have the same show in March. Mr. Van Gilder stated the March show would come at a time when there is not another event in the City and they want to partner with the Pine Street Market Days because they have the same philosophy as the Bastrop Area Cruisers – to bring in money and give back to the community in the form of scholarships, money to the Veterans Memorial in Smithville and other nonprofits, etc.

Julie Hart stated she had concerns regarding the request. Ms. Hart stated her concerns were:

1) That the City normally plans for events one year in advance of the event because it requires a lot of City staff and doing that for an unproven event concerns her and 2) An article written by a Bastrop Area Cruiser member in a Newsletter from a North Texas Car Club reads that it is encouraging people to go to Fredericksburg instead of attending the Bastrop Veterans Day Car Show and this comes at a time when the citizens of Bastrop have been through the fire and the City has invested a lot of money to bring an event to the community by partnering with the Downtown Business Alliance. Ms. Hart stated the Council has to do what they think is best for the community.

Discussion was held among Council and Mr. Van Gilder.

Kay Garcia McAnally stated she was very offended by the person encouraging people to go to Fredericksburg. Ms. Garcia McAnally stated she could not justify spending money on this event.

Bill Peterson stated that all the downtown events for next year had been discussed and budgeted for and this request had not been budgeted for.

Ken Kesselus asked if the Bastrop Area Cruisers were going to apply for Hotel Occupancy Tax money to help fund the event. Mr. Kesselus asked if a conversation had been held with the City regarding the cost to the City.

Mr. Van Gilder stated they may, but they prefer to not do that and get local sponsors who have sponsored in the past.

Mr. Talbot stated the cost to the City had not been discussed.

Mr. Van Gilder asked that the Council approve the event, it was good for the City and it may not be as big as last year's event, but they intend to make it great, something the City can be proud of and will be run by a great organization.

Joe Beal stated that it seems a shame that something as good as a Veteran's Day event is now getting tarnished by town conflict. Mr. Beal stated he is not fully aware of all the details as some of the other Council Members but he can look at this and be disappointed. Mr. Beal stated that when the Veterans Day Car Show happens, it is a successful event, a lot of people show up and it is disruptive to the City, the downtown area transportation shuts down, requires a lot of City staff time and extra expense, but that does get paid for through the Hotel Occupancy Tax money that has been budgeted for such event. Mr. Beal stated he would want some public input from the community and also see if there are any conflicts with having a major car show on Texas Independence Day. Mr. Beal asked Mr. Van Gilder if the Council did not vote on this tonight would it cause a crunch for the Club to put a car show on.

Mr. Van Gilder stated they would like the Council to vote tonight.

Mayor Orr suggested the City and Bastrop Area Cruisers meet with the City Manager and have an opportunity to get cost estimates and man hours necessary to have the event. Mayor Orr asked if the Council were to take some time to look at this and bring the request back to a meeting in January would that give the Club sufficient time to go ahead with the event. Mayor Orr stated he was concerned about the event being downtown and being an unbudgeted event.

Mr. Van Gilder stated he could not give that answer tonight, but the longer the Council waits, the less successful the event.

Julie Hart moved to deny the Special Event Permit Application submitted by the Bastrop Area Cruisers to host “Texas Independence Weekend Car Show” because she is not comfortable with the unbudgeted expense. Seconded by Bill Peterson and carried unanimously.

B. PUBLIC HEARINGS:

B.1 PUBLIC HEARING: TO CONSIDER A CONDITIONAL USE PERMIT TO ALLOW A MANUFACTURED HOME AT 1918 HILL STREET BEING APPROXIMATELY 0.253 ACRES WITHIN FARM LOT BLOCK 14 EAST OF MAIN STREET IN AN AREA ZONED SF-7, SINGLE FAMILY RESIDENTIAL IN THE CITY LIMITS OF BASTROP, TEXAS.

Item was pulled from the Agenda per the Applicant’s request.

B.2 CONSIDERATION, DISCUSSION AND POSSIBLE ACTION ON APPROVAL OF THE FIRST READING OF AN ORDINANCE GRANTING A CONDITIONAL USE PERMIT TO ALLOW FOR A MANUFACTURED HOME AT 1918 HILL STREET BEING APPROXIMATELY 0.258 ACRES WITHIN FARM LOT BLOCK 14 EAST OF MAIN STREET WHERE THE PROPERTY IS ZONED SF-7, SINGLE FAMILY RESIDENTIAL WITHIN THE CITY LIMITS OF BASTROP, TEXAS; AND PROVIDING AN EFFECTIVE DATE.

Item was pulled from the Agenda per the Applicant’s request.

B.3 CITIZEN COMMENTS.

Debbie Moore addressed the Council. Ms. Moore reminded everyone of the Veteran’s Dar Car Show event this weekend.

C. OLD BUSINESS

C.1 CONSIDERATION, DISCUSSION AND POSSIBLE ACTION ON APPROVAL OF THE FIRST READING OF AN ORDINANCE GRANTING A CONDITIONAL USE PERMIT TO ALLOW A CHURCH TO BE CONSTRUCTED AT 2101 CEDAR STREET BEING APPROXIMATELY 2.122 ACRES OUT OF FARM LOT 12 WEST OF MAIN STREET WHERE THE PROPERTY IS ZONED SF-7, SINGLE FAMILY RESIDENTIAL WITHIN THE CITY LIMITS OF BASTROP, TEXAS; AND PROVIDING AN EFFECTIVE DATE. (APPLICANT HAS ASKED THAT THE APPLICATION FOR THE CUP BE REMOVED – COUNCIL WILL NEED TO REMOVE FROM THE TABLE AND THEN TAKE “NO ACTION”).

Discussion was held among Council and City Attorney J.C. Brown on whether the Council should remove the Item from the Table and take no action or to remove from the Table and deny the request for a Conditional Use Permit.

Kay Garcia McAnally moved to remove this item from the table and take no action on the item. Motion was seconded by Ken Kesselus.

Joe Beal suggested a substitute motion could be made to remove the item from the table and then actively consider the request and it be denied.

Joe Beal moved to make a substitute motion to remove the item from the table. Seconded by Julie Hart and carried unanimously.

Kay Garcia McAnally moved to deny the request for the Conditional Use Permit. Motion was seconded by Ken Kesselus. Motion carried 4:1.

FOR MOTION: Kay Garcia McAnally, Ken Kesselus, Bill Peterson and Joe Beal.

AGAINST MOTION: Julie Hart.

Kay Garcia McAnally withdrew her original motion.

D. NEW BUSINESS

ORDINANCES FOR FIRST READING:

D.1 CONSIDERATION, DISCUSSION AND POSSIBLE ACTION ON THE APPROVAL OF THE FIRST READING OF AN ORDINANCE AMENDING THE BUDGET FOR FISCAL YEAR 2011 IN ACCORDANCE WITH EXISTING STATUTORY REQUIREMENTS; APPROPRIATING THE VARIOUS AMOUNTS HEREIN; REPEALING ALL PRIOR ORDINANCES AND ACTIONS IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Orr read the caption of the Ordinance.

Chief Financial Officer, Karla Stovall stated the City Charter requires that when the budget is amended that the amendment be by Ordinance. Ms. Stovall stated the budget amendments included increase the budget appropriations for Fiscal Year 2011. Ms. Stovall stated all of the amendments were anticipated during the preparation of the fiscal Year 2011 budget. Ms. Stovall reviewed the budget amendments.

Kay Garcia McAnally moved to approve the Ordinance and place on the next City Council Meeting Consent Agenda for the second reading and adoption. Seconded by Ken Kesselus and carried unanimously.

D.2 CONSIDERATION, DISCUSSION AND POSSIBLE ACTION ON THE APPROVAL OF THE FIRST READING OF AN ORDINANCE AMENDING THE BASTROP CITY CODE OF ORDINANCES, APPENDIX A, FEE SCHEDULE, ARTICLE A.13.02 "WATER AND WASTEWATER RATES AND CHARGES" REPEALING CONFLICTING PROVISIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Mayor Orr read the caption of the ordinance.

City Manager, Mike Talbot stated the proposed Ordinance incorporates the rate changes per the Council's direction. Mr. Talbot stated the Council had several budget workshops on this. Mr. Talbot stated this is the first step in the Capital Improvement Plan, Option B for the Water and Wastewater Department.

Discussion was held among Council.

Mayor Orr stated he was concerned that if the City raised rates and then there is nothing left to pay for water and sewer line. Mayor Orr asked that the City take a hard conscious look at expenses of the Water and Wastewater Department operations and maintenance.

Mr. Talbot stated he would have a report on the expenses at the next Council meeting.

Bill Peterson moved to approve the Ordinance. Seconded by Ken Kesselus and carried unanimously.

ORDINANCES AND OTHER ITEMS ELIGIBLE FOR CONSIDERATION AND/OR ACTION:

D.3 CONSIDERATION, DISCUSSION AND POSSIBLE ACTION ON THE ADOPTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS, PROVIDING FOR THE ANNEXATION INTO THE CITY OF BASTROP, BASTROP COUNTY, TEXAS OF THE HEREINAFTER DESCRIBED SPARSELY OCCUPIED TERRITORY, LOCATED ADJACENT TO THE CITY'S CORPORATE LIMITS WITHIN THE EXTRATERRITORIAL JURISDICTION OF THE CITY AND NOT BEING A PART OF ANY INCORPORATED AREA; EXTENDING THE BOUNDARY LIMITS OF THE CITY SO AS TO INCLUDE THE TERRITORY CONSISTING OF APPROXIMATELY 1,265.41 ACRES OF LAND, MORE OR LESS INTO THE CITY'S MUNICIPAL LIMITS, FOR ALL PURPOSES; PROVIDING FOR RELATED ANNEXATION SERVICE PLANS; REPEALING CONFLICTING ORDINANCES AND RESOLUTIONS; INCLUDING A SEVERABILITY CLAUSE; GRANTING TO ALL THE INHABITANTS OF THE ANNEXED TERRITORY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING THE INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF THE CITY; AND ESTABLISHING AN EFFECTIVE DATE. (PROPERTIES LISTED BELOW)

Tract #3 Settlement on the Colorado, Lot 8, being a tract of approximately .6941 acres, BCAD Parcel ID – R66861, record property owner –Robert K. Long;

Tract #6 A98, of the Nancy Blakey Survey, being a tract of approximately .809 acres, BCAD Parcel ID – R24712, record property owner – WGK Enterprises, Inc.;

Tract #7 A98, of the Nancy Blakey Survey, being a tract of approximately 1.920 acres, BCAD Parcel ID – R78667, record property owner – Steven Classen;

Tract #9 A98, of the Nancy Blakey Survey, being a tract of approximately 42.660 acres, BCAD Parcel ID – R23813, record property owners – Tin and Muoi Ngo;

Tract #12 Suburbia Estates, Lot 1A, Resubdivision of Lot 1, being approximately 2.844 acres, BCAD Parcel ID – R75417, record property owner – Jason Alley;

Tract #13 Suburbia Estates, Lot 2, being approximately 5.4510 acres, BCAD Parcel ID – R23160, record property owner – Germer Industries, Inc.;

Tract #14 [*Withdrawn by the City from the annexation process.*]

- Tract #15** [Withdrawn by the City from the annexation process.]
- Tract #16** Suburbia Estates, Lot 3, (Amended Plat of Tracts 5-8), being approximately 6.84 acres, BCAD Parcel ID – R23184, record property owners – Charles Henry McAuley and Josephine Emily Schmidt;
- Tract #18** Tx DOT right-of-way adjacent to and south of Highway 71 and FM 20 being approximately 129.23 acres;
- Tract #19** Colorado River generally along the southeast and southwest boundary extending for approximately 2,800 linear feet of tract R35704 and generally along the northeast and northwest boundary of tract R47759 totaling approximately 17 acres; and
- Tract #20** Highway 969 along the western boundaries of tracts R47759 and R23100 and existing City limits being approximately 8.07 acres.
- Tract #1** A limited portion, i.e., ±45 acres out of A3, of the Stephen F. Austin Survey, being a tract of approximately 347.862 acres, BCAD Parcel ID – R35704, record property owner – Bar W Ranch Partnership, LTD;
- Tract #2** A98, of the Nancy Blakey Survey, Tract 2, being a tract of approximately 322.788 acres, , BCAD Parcel ID – R47759, record property owner –Lloyd F. Ketha, c/o Karmen Townsend;
- Tract #4** A98, of the Nancy Blakey Survey, being a tract of approximately 12.911 acres, , BCAD Parcel ID – R60445, record property owner – Robert E. Duff Children’s Trust & J. Bradley Duff Children’s Trust, c/o John B. Duff ;
- Tract #5** Lone Star Storage Subdivision, Reserve A98 of the Nancy Blakey Survey, being a tract of approximately 54.126 acres, BCAD Parcel ID – R23100, record property owner –Robert E. Duff Children’s Trust & J. Bradley Duff Children’s Trust, c/o John B. Duff ;
- Tract #8** A98, of the Nancy Blakey Survey, being a tract of approximately 396.9410 acres, BCAD Parcel ID – R23092, record property owner –John B. and Robert E. Duff;
- Tract #10** A98, of the Nancy Blakey Survey, being a tract of approximately 169.773 acres BCAD Parcel ID – R108532, record property owner – John Dale Weaver, Jr. c/o Walters Southwest, ;
- Tract #11** Suburbia Estates, Lot 1B, Resubdivision of Lot 1, being approximately 8.705 acres, BCAD Parcel ID – R75418, record property owner – Jason Alley;
- Tract #17** A98, of the Nancy Blakey Survey, being approximately 40.231 acres, BCAD Parcel ID – R23221, record property owner – Bobbie Jean Talley;

Mayor Orr read the caption of the Ordinance.

City Manager, Mike Talbot thanked Planning and Development Director, Melissa McCollum and her staff for all the hard work involved with this annexation and thanked City Attorney, J.C. Brown for all the legal research involved. Mr. Talbot stated this is a historical moment for the City, this is the largest annexation ever undertaken by the City of Bastrop. Mr. Talbot stated there were no landowners present tonight in opposition of the annexation.

Bill Peterson moved to adopt the Ordinance. Seconded by Joe Beal and carried unanimously.

Mayor Orr stated on behalf of the Council he extended a thank you to Mr. Talbot for taking the initiative for this annexation project.

D.4 CONSIDERATION, DISCUSSION AND POSSIBLE ACTION ON ACCEPTANCE OF MONTHLY FINANCIAL REPORT AND QUARTERLY INVESTMENT REPORT FOR PERIOD ENDING SEPTEMBER 30, 2011.

Chief Financial Officer, Karla Stovall presented the Preliminary Monthly Financial Reports and Quarterly Investments Report for period ending September 30, 2011. Ms. Stovall stated these reports do not include the budget amendments under Agenda Item D.1. Ms. Stovall reviewed the report.

Brief discussion was held among Council and Ms. Stovall.

Julie Hart moved to accept the Preliminary Monthly Financial Reports and Quarterly Investments Report for period ending September 30, 2011. Motion was seconded by Bill Peterson. Motion carried 4:0. *(Kay Garcia McAnally had left the Council Chambers for a brief moment and was not in the room when the vote was taken)*

FOR MOTION: Julie Hart, Bill Peterson, Joe Beal and Ken Kesselus.

D.5 CONSIDERATION, DISCUSSION AND POSSIBLE ACTION ON ADOPTION OF A RESOLUTION CASTING VOTES FOR INDIVIDUAL(S) AS A MEMBER OF THE BASTROP CENTRAL APPRAISAL DISTRICT BOARD OF DIRECTORS.

City Secretary, Teresa Valdez stated at the October 25, 2011 City Council Meeting the City Council nominated Oscar Cassel and Gene Sampson as candidates for the election of the Board of Directors for the Bastrop Central Appraisal District. Ms. Valdez stated the City has received the Official Ballot for the Election of the Board of Directors for the Bastrop Central Appraisal District. Ms. Valdez stated the City is required to cast its vote by written Resolution and must submit said Resolution to the Chief Appraiser before December 15, 2011. Ms. Valdez stated the City has 206 votes to cast for the candidate(s) of its choice.

Ken Kesselus stated he had included Mr. Gene Sampson in his nomination last Council Meeting but has since then found out that Mr. Sampson is not a City resident.

Ken Kesselus moved to adopt the Resolution which cast 206 votes for Oscar Cassel. Seconded by Julie Hart and carried unanimously.

D.6 CONSIDERATION, DISCUSSION AND POSSIBLE ACTION TO RECOGNIZE THE RECOMMENDATION OF THE AUTOMATED RED LIGHT ADVISORY COMMITTEE REGARDING INSTALLATION OF ADDITIONAL RED LIGHT CAMERAS.

Mr. Talbot stated this item had been pulled from the Agenda since the Red Light Advisory Committee Meeting had been cancelled.

E. EXECUTIVE SESSION:

E.1 THE BASTROP CITY COUNCIL WILL MEET IN A CLOSED/EXECUTIVE SESSION PURSUANT TO THE TEXAS GOVERNMENT CODE, CHAPTER 551, SECTION 551.071(1)(A) AND SECTION 551.071(2) (CONSULTATIONS WITH ATTORNEY) AND

SECTION 551.072 (DELIBERATIONS ABOUT REAL PROPERTY) TO DISCUSS THE FOLLOWING:

1. CONSULTATIONS WITH ATTORNEY: (1) THREATENED AND/OR CONTEMPLATED LITIGATION; AND (2) MATTERS UPON WHICH THE ATTORNEY HAS A DUTY AND/OR RESPONSIBILITY TO REPORT TO THE GOVERNMENTAL BODY.
2. DELIBERATIONS ABOUT REAL PROPERTY: ACQUISITION AND/OR DISPOSITION OF PROPERTY FOR PUBLIC PURCHASE, PUBLIC PARKING/COMMUNITY USE.

At 8:35 p.m., Mayor Orr convened the Bastrop City Council into a closed/executive session pursuant to the Texas Government Code, Chapter 551, Section 551.071(1)(A) and Section 551.071(2) (Consultations with Attorney) to discuss the following:

1. Consultations with Attorney: (1) Threatened and/or contemplated litigation; and (2) Matters upon which the attorney has a duty and/or responsibility to report to the governmental body.

E.2 THE BASTROP CITY COUNCIL WILL RECONVENE INTO OPEN SESSION TO DISCUSS, CONSIDER AND/OR TAKE ANY ACTIONS NECESSARY RELATED TO THE EXECUTIVE SESSIONS NOTED HEREIN, OR REGULAR AGENDA ITEMS, NOTED ABOVE, AND/OR RELATED ITEMS.

At 9:05 p.m., Mayor Orr reconvened the Bastrop City Council into open session to discuss, consider and/or take any actions necessary related to the Executive Sessions noted herein, or regular agenda items, noted above, and/or related items.

No action was taken.

F. ADJOURNMENT

At 9:07 p.m., Joe Beal moved to adjourn. Seconded by Kay Garcia McAnally and carried unanimously.

APPROVED:

ATTEST:

Terry Orr, Mayor

Teresa Valdez, City Secretary