

**BASTROP CITY COUNCIL
November 13, 2018**

The Bastrop City Council met in a Regular Meeting on Tuesday, November 13, 2018, at 6:30 p.m. at the Bastrop City Hall Council Chambers, located at 1311 Chestnut Street, Bastrop, Texas. Members present were Mayor Schroeder, Mayor Pro Tem Nelson and Council Members Ennis, Peterson and Rogers. Officers present were City Manager Lynda Humble, Deputy City Secretary Traci Chavez and City Attorney Alan Bojorquez.

Council Member Jones arrived at the meeting at 6:45 p.m.

REGULAR SESSION - CALL TO ORDER

At 6:30 p.m. Mayor Schroeder called the meeting to order with a quorum being present.

PLEDGE OF ALLEGIANCE

Parker Krcmar and Remy Yzaguirre, Red Rock Elementary PALS Program led the pledges.

INVOCATION

Pastor Ervin Jackson, Police Chaplain gave the invocation.

PRESENTATIONS

- 4A. Mayor's Report
- 4B. Councilmembers' Report
- 4C. City Manager's Report
- 4D. A proclamation of the City Council of the City of Bastrop, Texas, recognizing November 5-9, 2018, as Municipal Court Week.
Mayor Schroeder recognized November 5-9, 2018, as Municipal Court Week Proclamation was read into record by Mayor Schroeder and received by Court Administrator, Kim Walters.

WORK SESSION/BRIEFINGS - NONE

STAFF AND BOARD REPORTS

- 6A. Receive presentation from Bastrop Housing Authority on their 2018 Annual Report.
Presentation was given by Bastrop Housing Authority, Executive Director, Brandy Spencer.
- 6B. Provide Update on FY 2018 Organizational Work Plan Accomplishments & Discuss FY 2019 Organizational Work Plan.
Presentation was given by City Manager, Lynda Humble,

7. CITIZEN COMMENTS

Terry Moore
415 Patton Cove,

Bastrop, Texas 7862

8. CONSENT AGENDA

A motion was made by Mayor Pro Tem Nelson to approve Items 8A and 8D listed on the Consent Agenda after being read into the record by Deputy City Secretary, Traci Chavez. Seconded by Council Member Rogers, motion was approved on a 5-0 vote.

- 8A. Consider action to approve City Council minutes from the October 23, 2018 meeting.
- 8C. Consider action to approve Resolution No. R-2018-111 of the City Council of the City of Bastrop, Texas, approving the Pecan Park, Section 3F Final Plat, being 1.758 acres out of the Mozea Rousseau Survey, Abstract 56, located east of the extension of Trailside Lane, within the city limits of Bastrop, Texas, as shown in Exhibit A; repealing all conflicting resolution; and providing an effective date.
This item was withdrawn from the agenda.
- 8D. Consider action to approve Resolution No. R-2018-112 of the City Council of the City of Bastrop, Texas abandoning a ten-foot (10') easement, forty feet (40') in length, located within a one-hundred and ninety foot (190') Public Utility Easement (PUE) located along the northern property line of Lot 2, Chestnut Square Subdivision, being located in Bastrop, Texas, as shown in Exhibit "A"; providing for a repealing clause; and establishing an effective date.

DISCUSSION ITEM

- 8B. Consider action to approve the second reading of Ordinance No. 2018-30 amending the budget for the Fiscal Year 2019 in accordance with existing statutory requirements; appropriating the various amounts herein as attached in Exhibit "A"; repealing all prior ordinances and actions in conflict herewith; and providing for an effective date.
A motion was made by Council Member Rogers to approve the second reading of Ordinance No. 2018-30, seconded by Council Member Ennis, motion was approved on a 5-0 vote.

INDIVIDUAL CONSIDERATION

- 9A. Consider action and approve Resolution No. R-2018-113 of the City Council of the City of Bastrop, Texas, making determinations regarding certain project-specific Exceptions and/or Exemptions as provided by Emergency Ordinance 2018-1, Section 8 (Temporary Moratorium); and Emergency Ordinance 2018-2, Section 7 (Emergency Drainage Application Rules).
Presentation was made by Planning and Development Assistant Director, Jennifer Bills.
- A motion was made by Mayor Pro Tem Nelson to approve Resolution No. R-2018-113 for 414 Magnolia Street, seconded by Council Member Jones, motion was approved on a 5-0 vote.**

A motion was made by Council Member Jones to approve Resolution No. R-2018-113 for 173 Mahalua Lane, seconded by Council Member Peterson, motion was approved on a 5-0 vote.

A motion was made by Council Member Jones to approve Resolution No. R-2018-113 for 2411 Main Street, seconded by Council Member Rogers, motion was approved on a 5-0 vote.

A motion was made by Mayor Pro Tem Nelson to approve Resolution No. R-2018-113 for 112 Park/114 Corporate Drive, seconded by Council Member Jones, motion was approved on a 5-0 vote.

- 9D. Consider action to approve Resolution No. R-2018-93 of the City Council of the City of Bastrop, Texas awarding a community support service agreement for services associated with operating, marketing and providing cultural art and theater services, to the Bastrop Opera House, at a cost of Ninety-Two Thousand and Five-Hundred and 00/100 Dollars (\$92,500), attached as Exhibit A; authorizing the City Manager to execute all necessary documents for the contract; providing for a repealing clause; and establishing an effective date.

Presentation was made by Director of Downtown and Hospitality, Sarah O'Brien.

A motion was made by Council Member Ennis to approve Resolution No. R-2018-93, seconded by Council Member Jones, motion was approved on a 5-0 vote.

- 9H. Consider action to approve the first reading of Ordinance No. 2018-31 amending the budget for the Fiscal Year 2019 in accordance with existing statutory requirements; appropriating the various amounts herein as attached in Exhibit "A"; repealing all prior ordinances and actions in conflict herewith; providing for an effective date; and move to include on the November 27, 2018 City Council consent agenda for a second reading.

Presentation was made by Chief Financial Officer, Tracy Waldron.

A motion was made by Council Member Ennis to approve the first reading of Ordinance No. 2018-31 and place on November 27, 2018 consent agenda for second reading, seconded by Council Member Peterson, motion was approved on a 5-0 vote.

- 9E. Consider action to approve Resolution No. R-2018-94 of the City Council of the City of Bastrop, Texas awarding a community support service agreement for services for operating, marketing and staffing a historical museum and visitor center and providing visitor center services, to the Bastrop County Historical Society, at a cost of One Hundred Forty-Six Thousand Nine-Hundred Thirty-Seven and 00/100 Dollars (\$146,937), attached as Exhibit A; authorizing the City Manager to execute all necessary documents for the contract; providing for a repealing clause; and establishing an effective date.

Presentation was made by Director of Downtown and Hospitality, Sarah O'Brien.

A motion was made by Mayor Pro Tem Nelson to approve Resolution No. R-2018-94 with the following amendment, seconded by Council Member Rogers, motion was approved on a 4-0 vote. Council Member Ennis recused himself.

The amendment was to delete the section of the contract related to automatic renewal.

- 9F. Consider action to approve Resolution No. R-2018-95 of the City Council of the City of Bastrop, Texas awarding a Community Support Service Agreement associated with providing recreation and pool services, to the YMCA of Austin/Bastrop Branch, at a cost of Seventy-Nine Thousand and Eight Hundred and 00/100 Dollars (\$79,800), attached as Exhibit A; authorizing the City Manager to execute all necessary documents for the contract; providing for a repealing clause; and establishing an effective date.
Presentation was made by Director of Downtown and Hospitality, Sarah O'Brien.

A motion was made by Council Member Jones to approve Resolution No. R-2018-95, seconded by Council Member Ennis, motion was approved on a 5-0 vote.

- 9C. Hold public hearing and consider action to approve the first reading of Ordinance No. 2018-33 of the City Council of the City of Bastrop, Texas, granting a Conditional Use Permit to allow a manufactured house on 0.572 acres of Farm Lot 65, East of Main Street, located at 1603 State Highway 95, an area zoned A/OS, Agricultural/Open Space, within the city limits of Bastrop, Texas; as shown in Exhibits A and B; setting out conditions; including a severability clause; establishing an effective date and motion to include on the November 27, 2018 Consent Agenda.
Presentation was made by Assistant Director of Planning and Development, Jennifer Bills.

Public hearing was opened.

Public hearing was closed.

A motion was made by Council Member Jones to approve the first reading of Ordinance No. 2018-33 and place on November 27, 2018 consent agenda for second reading, seconded by Council Member Ennis, motion was approved on a 4-0 vote. Council Member Peterson Recused himself.

- 9G. Consider action to approve Resolution No. R-2018-109 of the City Council of the City of Bastrop, Texas, approving a Site Agreement Lease for Air Quality Monitoring with the Capital Area Council of Governments (CAPCOG) for a portion of property in the City's Mayfest Park, located at 25 American Legion Drive, for a term of five (5) years at a total rent of One and 00/100 Dollar (\$1.00); attached as Exhibit A; authorizing City Manager to execute all appropriate documentation; providing for a repealing clause; and establishing an effective date.

Presentation was made by Managing Director of Public Works and Leisure Services, Trey Job.

A motion was made by Mayor Pro Tem Nelson to approve Resolution No. R-2018-109, seconded by Council Member Peterson, motion was approved on a 5-0 vote.

- 9B. Hold public hearing and consider action to approve the first reading of Emergency Ordinance No. 2018-1-A of the City Council of the City of Bastrop, Texas, extending the temporary moratorium, Emergency Ordinance No. 2018-1, enacted August 23, 2018; including a severability clause; establishing an effective date and motion to include on the November 15, 2018 Special Meeting Agenda.
Presentation was made by City Manager Lynda Humble.

Public hearing was opened.

Public hearing was closed.

A motion was made by Mayor Pro Tem Nelson to approve the first reading of Emergency Ordinance No. 2018-1-A and include on the November 15, 2018 Special Meeting Agenda, seconded by Council Member Peterson, motion was approved on a 5-0 vote.

- 9I. Consider action to approve Resolution No. R-2018-106 of the City Council of the City of Bastrop, Texas approving a Wholesale Water Service Agreement with Aqua Water Supply Corporation, attached as Exhibit A; authorizing the City Manager to execute all necessary documents; providing for a severability clause; and establishing an effective date.
Presentation was made by City Manager Lynda Humble.

A motion was made by Council Member Jones to approve Resolution No. R-2018-106 with the following amendment, seconded by Council Member Ennis, motion was approved on a 5-0 vote.

The amendment was for the first term to be 50 years and automatic renewal of 50 years.

EXECUTIVE SESSION

The City Council met at 9:13 p.m. in a closed/executive session pursuant to the Texas Government Code, Chapter 551, et seq, to discuss the following:

- 10A. City Council shall convene into closed executive session pursuant to Section 551.071 of the Texas Government Code to confer with City Attorney regarding legal advice related to the status of the 1445 Interlocal Agreement between the City of Bastrop and Bastrop County for the review of subdivision applications in the City's extraterritorial jurisdiction.

- 10B. City Council shall convene into closed executive session pursuant to Sections 551.071 of the Texas Government Code to confer with City Attorney seeking legal advice regarding statutory and home-rule charter parameters for public notices, public hearings, community engagement, and city council involvement in the Building Bastrop initiative.

- 10C. City Council shall convene into closed executive session pursuant to Sections 551.071 of the Texas Government Code to confer with City Attorney seeking legal advice regarding the settlement of outstanding mowing liens on property located at 1002 Church Street.

The Bastrop City Council reconvened at 10:48 p.m. into open (public) session.

TAKE ANY NECESSARY OR APPROPRIATE ACTION ON MATTERS POSTED FOR CONSIDERATION IN CLOSED/EXECUTIVE SESSION.

No action taken.

ADJOURNMENT

Adjourned at 10:48 p.m. without objection.

APPROVED:



Mayor Connie B. Schroeder

ATTEST:



Deputy City Secretary Traci Chavez

The Minutes were approved on November 27, 2018, by Mayor Pro Tem Nelson's motion, Council Member Ennis' second. The motion was approved on a 3-0 vote. Council Members Peterson and Jones were absent.