

RESOLUTION NO. R-2017-44

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS AUTHORIZING THE PURCHASE OF A PARCEL OF LAND CONTAINING 1,639 SQUARE FEET IN THE AMOUNT OF TWENTY THOUSAND FOUR HUNDRED EIGHTY-SEVEN DOLLARS AND FIFTY CENTS (\$20,487.50) SITUATED IN BUILDING BLOCK 4 WEST OF WATER STREET, ACCORDING TO THE PLAT OF THE CITY OF BASTROP, TEXAS RECORDED IN PLAT CABINET 1, SLIDE 23A OF THE PLAT RECORDS OF BASTROP COUNTY, AND BEING A PART OF THAT TRACT DESCRIBED AS 0.113 ACRE IN A DEED FROM JACK GRIENSENBECK, ET UX, TO BASTROP CHAMBER OF COMMERCE DATED NOVEMBER 2, 1993 AND RECORDED IN VOLUME 685, PAGE 498 OF THE OFFICIAL RECORDS OF BASTROP COUNTY; GRANTING THE USE OF FOUR (4) PARKING SPACES FOR EXCLUSIVE USE TO THE BUILDING LOCATED AT 927 MAIN STREET FOR A TERM OF NINETY-NINE (99) YEARS UNLESS THE BUILDING OR PARKING LOT IS DEMOLISHED; AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE AGREEMENT, CLOSING DOCUMENTS, AND ANY DOCUMENT NECESSARY TO FINALIZE THE PURCHASE OF THE PROPERTY; APPROVING A REPEALING CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Bastrop, Texas is re-building a parking lot in an area known as Alley D; and

WHEREAS, the City of Bastrop, Texas is making improvements including paving, relocation of utilities and drainage; and

WHEREAS, the City of Bastrop, Texas needs to purchase 1,639 square feet of property from Bastrop Chamber of Commerce in order to own and control the property for public purpose; and

WHEREAS, the City of Bastrop, Texas recognizes that the property being purchased is currently used for private parking and adds value to the main structure located at 927 Main Street for which exclusive parking spaces will be provided as a part of this transaction.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS:

Section 1: That the City of Bastrop, Texas will purchase a parcel of land containing 1,639 square feet from Bastrop Chamber of Commerce in the amount of Twenty Thousand Four Hundred Eighty-Seven Dollars and Fifty Cents (\$20,487.50) situated in Building Block 4 West of Water Street, according to the plat of the City of Bastrop, Texas recorded in Plat Cabinet 1, Slide 23A of the Plat Records of Bastrop County, and being a part of that tract described as 0.113 acre in a deed from Jack Griensenbeck, et ux, to Bastrop Chamber of Commerce dated November 2, 1993 and recorded in Volume 685, Page 498 of the Official Records of Bastrop County, said Smarzik tract having originally been described in a deed from Jack Griesenbeck, as shown in Exhibit A.

Section 2: That the City of Bastrop, Texas will grant four (4) permanent parking places to exclusive use to the building located at 927 Main Street for a term of Ninety-Nine (99) years unless the building or parking lot is demolished first.

Section 3: That the City of Bastrop, Texas City Council authorizes the City Manager to execute all necessary documents to complete this transaction.

Section 4: That this Resolution shall take effect immediately upon its passage, and it is so resolved.

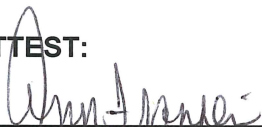
DULY RESOLVED AND ADOPTED by the City Council of the City of Bastrop this 27th day of June, 2017.

APPROVED:



Connie B. Schroeder, Mayor

ATTEST:



Ann Franklin, City Secretary

APPROVED AS TO FORM:



David F. Bragg, City Attorney

STATE OF TEXAS
COUNTY OF BASTROP

BASTROP CHAMBER OF COMMERCE
TRACT "3"
1,639 SQUARE FEET

All that certain tract or parcel of land containing **1,639 square feet** situated in Building Block 4 West of Water Street, according to the plat of the City of Bastrop, Texas recorded in Plat Cabinet 1, Slide 23A of the Plat Records of Bastrop County, and being a part of that tract described as 0.113 acre in a deed from Jack Griesenbeck, et ux, to Bastrop Chamber of Commerce dated November 2, 1993 and recorded in Volume 685, Page 498 of the Official Records of Bastrop County, said **1,639 square foot** tract being more particularly described by metes and bounds as follows:

Commencing at a concrete nail found 0.10 feet West of the East margin of Main Street (55.56 foot wide right-of-way) for witness to the Southwest corner of said Bastrop Chamber of Commerce tract and the Northwest corner of the (called) 0.107 acre Ruth and Richard Smarzik tract (County Clerk's File #201501605 - Vol. 668, Pg. 552 B.C.O.R.), said point having a coordinate value of North = 10,016,727.15 feet and East = 3,249,334.55 feet according to the Texas State Plane Coordinate System - Central Zone - NAD 83(CORS 96);

Thence North 87 degrees 01 minutes 34 seconds East, departing said Main Street along the common line between said Smarzik and Bastrop Chamber of Commerce tracts, 118.13 feet to a 1/2" iron rod set for the Southwest corner of the tract herein described and the **PLACE OF BEGINNING**;

Thence **North 02 degrees 58 minutes 26 seconds West**, departing said common line and severing said Chamber of Commerce tract, **27.62 feet** to a point on the South wall of an existing building, also being the common line between said Bastrop Chamber of Commerce tract and the (called) 0.160 acre Bastrop Properties, Ltd. tract (Vol. 1838, Pg. 42 B.C.O.R.), for the Northwest corner of the tract herein described, from which a Southeast corner of said building bears North 87 degrees 02 minutes 22 seconds East, 0.50 feet;

BASTROP CHAMBER OF COMMERCE
TRACT "3" - 1,639 SQUARE FEET
PAGE 2 OF 3

Thence **North 87 degrees 02 minutes 22 seconds East**, along the common line between said Bastrop Chamber of Commerce tract, said Bastrop Properties, Ltd. tract and the (called) 0.067 acre Chestnut Street, Ltd. "Tract 5" (Vol. 1022, Pg. 447 B.C.O.R.), **59.48 feet** to a 1/2" iron rod found in the West line of the Donald Bennett tracts (County Clerk's File #201415627 - B.C.O.R.) for the Southeast corner of said Chestnut Street, Ltd. tract, the Northeast corner of said Bastrop Chamber of Commerce tract and the Northeast corner of the tract herein described;

Thence **South 02 degrees 26 minutes 17 seconds East, 27.61 feet** along the common line between said Bastrop Chamber of Commerce tract and said Bennett tract to a 1/2" iron rod set (at the previous location of a 5/8" iron rod found in a 2016 survey) in the North line of said Smarzik tract for the Southwest corner of said Bennett tract, the Southeast corner of said Bastrop Chamber of Commerce tract and the Southeast corner of the tract herein described;

Thence **South 87 degrees 01 minutes 34 seconds West, 59.22 feet** along the common line between said Smarzik tract and said Bastrop Chamber of Commerce tract to the **PLACE OF BEGINNING** and containing **1,639 square feet**.

Bearings, distances and coordinates used herein are "GRID" based on the Texas State Plane Coordinate System - Central Zone - NAD 83(CORS 96). Convergence = +01 degree 33 minutes 07 seconds. Combined factor = 0.99999309.

STATE OF TEXAS

COUNTY OF BASTROP

I, Kevin Von Minden, a Registered Professional Land Surveyor, do hereby certify the foregoing field notes to be true and correct to the best of my knowledge and belief.

BEFCO ENGINEERING, INC.
Firm No. 10001700
Consulting Engineering & Land Surveying



Kevin Von Minden, R.P.L.S.
Registration No. 4438
May 22, 2017
BEFCO Job No. 17-6940(3)



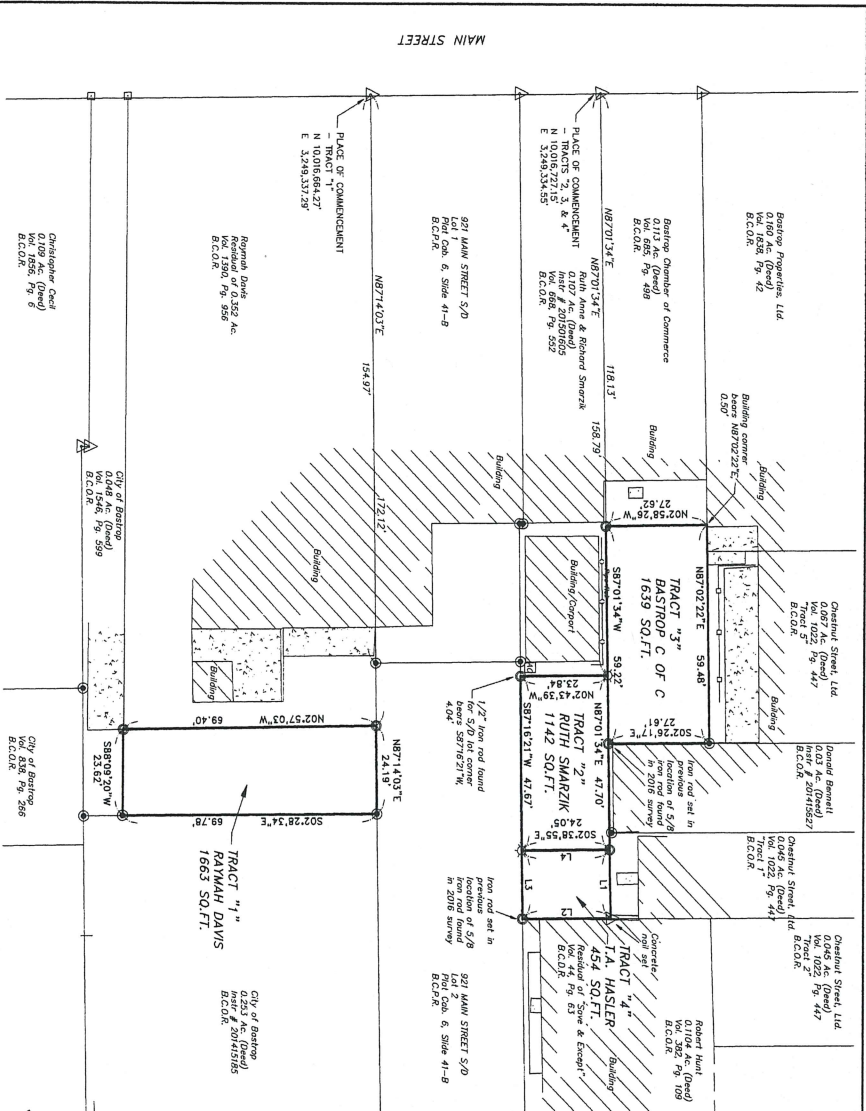
PLAT SHOWING THE SURVEY OF 4 TRACTS SITUATED IN BUILDING BLOCK 4 WEST OF WATER STREET, ACCORDING TO THE PLAT OF THE CITY OF BASTROP, TEXAS RECORDED IN PLAT CABINET 1, SLIDE 234 OF THE PLAT RECORDS OF BASTROP COUNTY, SAID 4 TRACTS BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

TRACT "1" - RAYMAH DAVIS - 1.663 SQUARE FEET BEING A PART OF THAT TRACT DESCRIBED AS 0.382 ACRE IN A DEED FROM CLYDE STEPHENS TO KENNETH CRISDIP DATED DECEMBER 3, 2003 AND RECORDED IN VOLUME 1390 PAGE 966 OF THE OFFICIAL RECORDS OF BASTROP COUNTY;

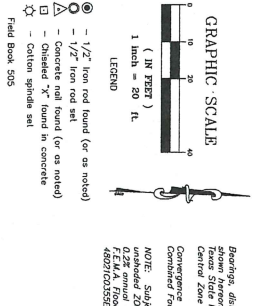
TRACT "2" - RUTH & RICHARD SMARZIK - 1142 SQUARE FEET BEING PART OF THAT TRACT DESCRIBED AS 0.107 ACRE IN A DEED FROM VIOLET JOHN ET AL TO RUTH ANNE SMARZIK AND RICHARD SMARZIK DATED FEBRUARY 6, 2015 AND RECORDED IN COUNTY CLERK'S FILE #201501695 OF THE OFFICIAL RECORDS OF BASTROP COUNTY; SAID SMARZIK TRACT HAVING BEEN ORIGINALLY DESCRIBED IN A DEED FROM JACQ GREENENBECK ET UX TO MARY OGDEN SCHUIZ2 DATED JUNE 1, 1993 AND RECORDED IN VOLUME 668, PAGE 582 OF THE OFFICIAL RECORDS OF BASTROP COUNTY;

TRACT "3" - BASTROP CHAMBER OF COMMERCE 1.639 SQUARE FEET BEING A PART OF THAT TRACT DESCRIBED AS 0.113 ACRE TO A DEED FROM JACK GREENENBECK, ET UX TO BASTROP CHAMBER OF COMMERCE DATED NOVEMBER 24, 1993 AND RECORDED IN VOLUME 685, PAGE 498 OF THE OFFICIAL RECORDS OF BASTROP COUNTY;

TRACT "4" - T.A. HASLER - 454 SQUARE FEET BEING THE RESIDUAL OF THAT TRACT RESERVED TO T.A. HASLER AS A "SAVE AND EXCEPT" IN A DEED DATED SEPTEMBER 28, 1908 AND DATE DATED SEPTEMBER 28, 1908 AND RECORDED IN VOLUME 44, PAGE 63 OF THE DEED RECORDS OF BASTROP COUNTY.



LINE	BEARING	DISTANCE
L1	S87°16'21\"	18.28
L2	S87°16'21\"	18.28
L3	S87°16'21\"	18.28
L4	N02°38'55\"	24.05



GRAPHIC SCALE
1 INCH = 30 FT.

LEGEND

- - 1/2" iron rod found (or as noted)
- △ - Concrete rod found (or as noted)
- ⊙ - Corner of survey
- ⊙ - Cotton spindle set
- ⊙ - Fred Beck 505

Bearing, distance and coordinates were determined by using the Texas State Plane Coordinate System - Central Zone - NAD 83 (CONS 801).
Convergence = +0.1310\"

NOTE: Subject tract is designated as unimproved ZONE "X" (area outside the F.E.M.A. Flood Insurance Rate Map No. 482010035C, revised January 19, 2006).

THIS SURVEY WAS COMPLETED BY THE SURVEYOR AND THE TITLE COMMITMENT SUBJECT TRACT MAY BE SUBJECT TO ANY RESTRICTIONS OR EXCEPTIONS THAT APPEAR ON THE TITLE COMMITMENT DISCLOSE.

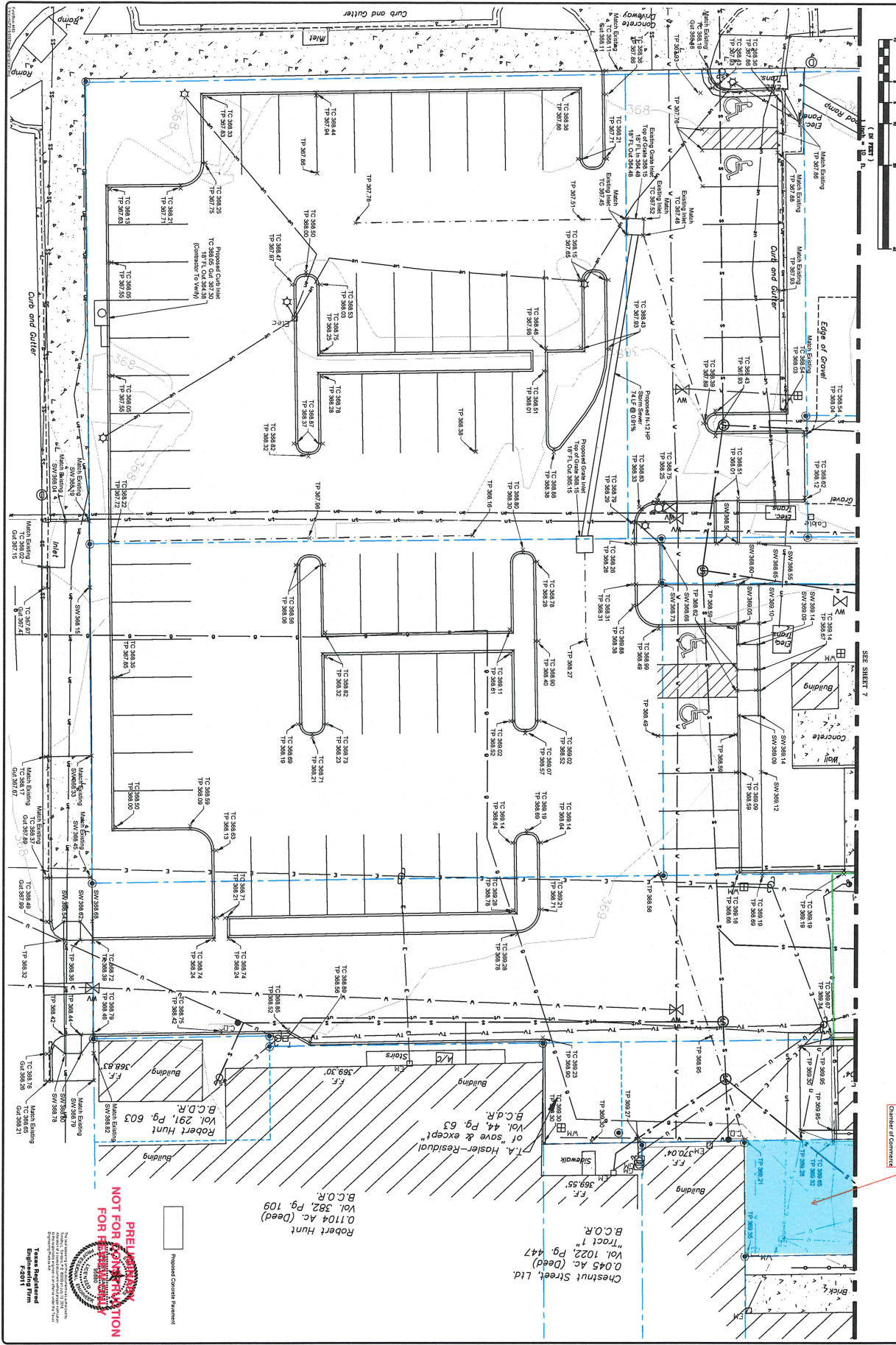
STATE OF TEXAS
COUNTY OF BASTROP

I, Kevin Von Minden, a Registered Professional Land Surveyor, do hereby certify that this survey was made on the ground, that this plat correctly represents the facts found at the time of the survey, and that this professional services conforms to the current Texas Society of Professional Surveyors Standards and Specifications for a Category "B" Land Survey.

Kevin Von Minden, R.P.L.S.
Registration No. 4438
BASTROP, TEXAS
KEVIN VON MINDEN SURVEYING, INC.
1501 W. 10th Street, Suite 100
Bastrop, Texas 77817
May 22, 2017

Surveyor Seal: KEVIN VON MINDEN, 4438, STATE OF TEXAS, PROFESSIONAL LAND SURVEYOR

Surveyor License No. 17-58940



SEE SHEET 7

EXISTING ELEVATIONS
Quantity of Concrete

PRELIMINARY
NOT FOR CONSTRUCTION
FOR ESTIMATION PURPOSES ONLY

Texas Registered
Professional Engineer
No. 10000
P. O. Box 611
Lubbock, TX 79405
(806) 798-2011

6
SHEET
DATE: 07/17/18
GRADING
PLAN

REVISION:
DRAWN BY: JCP
CHECKED BY: OK
BRNO 100 NO.
11-44-00
PLUM SCALE
1" = 20'

CITY OF BASTROP
ALLEY "D"
PARKING LOT IMPROVEMENTS

BEFCO
BEFCO ENGINEERING, INC.
P. O. Box 611
Lubbock, TX 79405
(806) 798-2011

Robert Hunt
0.1104 Ac. (Dead)
Vol. 382, Pg. 109
B.C.R.

Chestnut Street, Ltd.
0.045 Ac. (Dead)
Vol. 1022, Pg. 447
B.C.R.

I.A. Hosler-Residual
of "save & except"
Vol. 44, Pg. 63
B.C.R.

Robert Hunt
Vol. 291, Pg. 603
B.C.R.