

**Bastrop City Council  
January 12, 2016 at 6:30 pm**



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*In compliance with the requirements of Chapter 551 of the Texas Government Code, the public is hereby provided notice that it is possible that a quorum, or more, of the membership of the Bastrop Economic Development Corporation may be in attendance, to observe and/or participate in the above-referenced meeting of the Bastrop City Council.*  
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Pursuant to the Texas Government Code, Chapter 551, the Bastrop City Council will hold a Regular Meeting on January 12, 2016, in the City Council Chambers located at 1311 Chestnut Street, Bastrop, Texas to consider the following matters:

- 1. **CALL TO ORDER**
- 2. **PLEDGE OF ALLEGIANCE**
- 3. **INVOCATION** – Police Chaplain Phil Woods
- 4. **PRESENTATIONS** – NONE
- 5. **PROCLAMATIONS**
  - 1. Martin Luther King
- 6. **CITIZEN COMMENTS**
- 7. **ANNOUNCEMENTS**
  - A. Update on Comprehensive Plan Steering Committee – Kay Garcia McAnally and Dock Jackson
  - B. Farewell Open House honoring Pat Orr and former Mayor Terry Orr. Sunday, January 24th from 2:00 p.m. – 4:00 p.m. at the Episcopal Church Parish Hall –The community is invited. – Mayor Kesselus
  - C. Election schedule for May 7, 2016 Election and official announcement of Council Member Jackson’s resignation from the council – Ann Franklin
  - D. Statement by Council Member Jackson about his service on the Council.
  - E. Formal introduction of Mark Wobus, Fire Chief – Mike Talbot and Steve Adcock

**EXECUTIVE SESSION**

- 1. The Bastrop City Council will meet in a closed/executive session pursuant to the Texas Government Code, Chapter 551, Section 551.072, to deliberate concerning the purchase, exchange, lease, or value of real property owned by the City.
  - A. **SECTION 551.071(1)(A) & SECTION 551.071(2)** – Consultation with Attorney concerning: (1) potential, pending, threatened, and/or contemplated litigation or claims, including but not limited to water permits and supply and/or (2) matter upon which the Attorney has a duty and/or responsibility to report to the governmental body, concerning same, and/or any other matters posted on the agenda including contracts.
  - B. **SECTION 551.072** – Deliberation regarding real property: Regarding the purchase, exchange, lease, disposition, or value of real property
  - C. **SECTION 551.0-74** – Personnel Matters:

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.

**City Manager's Informational Report for the January 12, 2016 City Council Meeting:**

**I. Meetings and Events Attended:**

- A. Attended A Special Board Meeting of the Lost Pines Groundwater District on December 21, 2015.
  - B. Attended the Monthly Meeting of the Bastrop Main Street Advisory Board on January 4, 2016
  - C. Attended the Monthly Board Meeting of the Bastrop Art in Public Places on January 6, 2016.
  - D. Attended the Form Based Task Force Meeting on January 7, 2016.
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**II. Update on City Projects and Issues:**

- A. Discussion and Review of Water Usage for the period of December 1, 2015 through January 11, 2016.
  - B. Update on the proposed "Deal Points" for the construction of Wastewater Plant #3 to include West Bastrop Village.
  - C. Update on the Gills Branch Drainage Project
  - D. Update and Discussion of the Annual City Council Planning Retreat scheduled for January 23, 2016.
  - E. Update on Removal of the Sand Bar in Front of the Boat Ramp at Fisherman's Park.
  - F. Update on the Water Filtration Project – Willow Park Well Field
  - G. A Summary Report of the Facts Prepared by Mr. Charles Bundren Regarding Civil Action No. 124-21. City of Bastrop, Texas v. Lynn Rhonda and Scottie Vandiver. IN THE DISTRICT COURT OF BASTROP COUNTY TEXAS.
  - H. Update on filling the vacancy of the Main Street Director Position.
  - I. Update on the Texas Department of Transportation "Tahitian Village Overpass Project.
  - J. Review and Discussion Regarding the Cost Associated with Certain Repairs to the Rodeo Arena at Mayfest Park.
  - K. Update Regarding Alley D and the BEDC Main Street Project.
  - L. Discussion and Review Regarding Legal Fees.
  - M. Update on the Status of the XS Ranch PID
  - N. Management/Administrative Activities
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**III. Other City Activities:**

- A. City of Bastrop Convention Center Activities.
  - B. The City of Bastrop Main Street Program.
  - C. Planning Department – Inspection Report.
  - D. Update on the YMCA Program
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**Inviting input from the City 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.**

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 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, Ch. 551 Govt. Code, Vernon's TX Code, Annotated, the item below will be discussed in closed session.* 1. SECTION 551.071 – Consultations with Attorney related to legal matters  
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**A. CONSENT AGENDA** - *All the following items 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 Members so requests.*

			<u>TAB</u>	<u>PG</u>	<u>REQUESTOR</u>
A.1	Consideration, discussion and possible action regarding approval of minutes from Regular Council Meetings of November 24, 2015 and December 8, 2015.	A.1	1		City Secretary Ann Franklin
A.2	Approval of the proposed tax rebates for designated Historic Landmarks.	A.2	52		Director of Planning and Development Melissa McCollum
A.3	Approval of the Historic Landmark designation for 1014 Main Street.	A.3	56		Director of Planning and Development Melissa McCollum
A.4	Approval of the statutory denial, for a period of 180 days from the date of Council action on a request for the Final Plat of Aldridge Place Subdivision being a +/- 1.000 acre tract out of the Mozea Rousseau Survey A-56, located east of Lone Star Circle within Area A of the Extra Territorial Jurisdiction (ETJ).	A.4	67		Director of Planning and Development Melissa McCollum
A.5	Approval of the statutory denial, for a period of 180 days from the date of Council action on a request for the Final Plat of The Colony MUD 1A, Section 1, Phase 1 being a +/-23.925 acres (70 residential lots) within Area A of the Extra Territorial Jurisdiction (ETJ).	A.5	69		Director of Planning and Development Melissa McCollum

- A.6 Approval of the statutory denial, for a period of 180 days from the date of Council action on a request for the Preliminary Plat of XS Ranch, River Camp, Section 1 being a +/- 536.73 acres (752 single family residences) within Area A of the Extra Territorial Jurisdiction (ETJ). A.6 72 Director of Planning and Development  
Melissa McCollum
  
- A.7 Approval of Bastrop Marketing Corporation’s request for reimbursement of funds for November 2015 in accordance with the agreement to be spent on advertising and marketing the City of Bastrop area. A.7 74 Chief Financial Officer Tracy Waldron

**B. PUBLIC HEARINGS, ORDINANCES, & OTHER ITEMS ELIGIBLE FOR CONSIDERATION AND/OR ACTION**

- B.1 PUBLIC HEARING: Conduct a public hearing to receive citizens input on a request to rezone +/-90.91 acres, for Piney Creek Bend, out of the A11 Bastrop Town Tract, from SF-9, Single Family Residential and A/OS, Agricultural/Open Space to PD, Residential Planned Development located north of the railroad tracks on the northwest corner of Riverwood/Hawthorne and Carter Street, within the city limits of Bastrop, Texas. B.1 77 Director of Planning and Development  
Melissa McCollum
  
- B.2 **FIRST READING OF AN ORDINANCE GRANTING A ZONE CHANGE FOR +/-90.91 ACRES, FOR PINEY CREEK BEND, OUT OF THE A11 BASTROP TOWN TRACT, FROM SF-9, SINGLE FAMILY RESIDENTIAL AND A/OS, AGRICULTURAL/OPEN SPACE TO PD, RESIDENTIAL PLANNED DEVELOPMENT LOCATED NORTH OF THE RAILROAD TRACKS ON THE NORTHWEST CORNER OF RIVERWOOD/HAWTHORNE AND CARTER STREET, WITHIN THE CITY LIMITS OF BASTROP, TEXAS; AND PROVIDING AN EFFECTIVE DATE.** B.2 131 Director of Planning and Development  
Melissa McCollum
  
- B.3 PUBLIC HEARING: Consideration, discussion and possible action on a Variances to the Subdivision Ordinance, Section 5.50.1 (A) subdivision layouts shall avoid the inclusion of flag shaped lots, 6.50.2 A – Access to Lots – Each lot in a subdivision shall abut on a public street and Section 7.10.2 (A). Suburban Subdivision Standards – minimum lot width requirements. The proposed Home Place Subdivision is +/- 5.098 acres out of the Stephen F. Austin Survey, Abstract No. 2 located on Lovers Lane in the Bastrop, Texas Extra Territorial Jurisdiction (ETJ). B.3 143 Director of Planning and Development  
Melissa McCollum

**C. OLD BUSINESS - NONE**

**D. NEW BUSINESS**

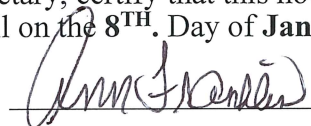
- D.1 Discussion and conversation about the Mayor’s intentions to deal with citizen comments in light of advice offered to him by the City Attorney, and explained by her at the December 8, 2015, City Council meeting. **D.1 150** Mayor Kesselus
- D.2 Consideration, discussion and possible action authorizing the City Manager to negotiate a new Bastrop Marketing Corporation (BMC) contract with the Hyatt Regency. **D.2 154** Mayor Kesselus and City Manager Mike Talbot
- D.3 **CONSIDERATION, DISCUSSION AND POSSIBLE ACTION REGARDING APPROVAL OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS, CALLING FOR THE FORMATION OF A NEW CITY DEPARTMENT OF MARKETING, TOURISM AND PUBLIC AFFAIRS; ENUMERATING PURPOSES AND OBJECTIVES RELATED TO THE FORMATION OF SAME; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.** **D.3 .156** Council Members McAnally and Gilleland
- D.4 Consideration, discussion and possible action regarding instructing the City Manager to negotiate with the Greater Austin YMCA in the effort to reach an agreement for a joint venture between the City and the Y to build a recreational facility in Bastrop. **D.4 160** Council Member Schiff Mayor Kesselus and
- D.5 Consideration, discussion, and possible action regarding the expenditure of legal fees and the possibility of hiring an in-house city attorney. **D.5 162** Council Member Schiff
- D.6 Discussion regarding diversity on the City boards, commissions, committees, and task forces. **D.6 164** Council Member Jackson
- D.7 Discussion regarding presence of three council members on the BEDC board. **D.7 195** Mayor Kesselus
- D.8 Consideration, discussion and possible action regarding clarification of appointment for Jimmy Crouch to the Construction Standards Board. **D.8 196** Mayor Kesselus

- D.9 **FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS, AMENDING CHAPTER 8 OF THE CITY CODE, ENTITLED "OFFENSES & NUISANCES," AND REVISING CERTAIN DEFINITIONS IN SECTION 8.07.001, AMENDING SECTION 8.07.003 ENTITLED "CARRYING IN CITY BUILDING OR VEHICLE", PROVIDING FOR PUBLICATION; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.** **D.9 199** City Manager  
Mike Talbot
- D.10 Consideration, discussion and possible action on acceptance of the unaudited Monthly Financial Reports for the period ending in Nov. 30, 2015. **D.10 204** Chief Financial  
Officer Tracy  
Waldron
- D.11 Consideration, discussion and possible action on acceptance of the Quarterly Investment Report for the period ending in Dec. 31, 2015. **D.11 256** Chief Financial  
Officer Tracy  
Waldron

**E. ADJOURNMENT**

CERTIFICATION

I, Ann Franklin, City Secretary, certify that this notice of meeting was posted at the Bastrop City Hall on the 8<sup>TH</sup>. Day of **January 2016** at **5:00 pm**

  
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NOTICE OF ASSISTANCE AT PUBLIC MEETINGS; THE CITY OF BASTROP IS COMMITTED TO COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT. BASTROP CITY HALL COUNCIL CHAMBERS ARE WHEELCHAIR ACCESSIBLE AND SPECIAL MARKED PARKING IS AVAILABLE. PERSONS WITH DISABILITIES WHO PLAN TO ATTEND A MEETING AND WHO MAY NEED ASSISTANCE ARE ENCOURAGED TO CONTACT THE CITY SECRETARY AT 512-332-8800. PLEASE PROVIDE A FORTY-EIGHT (48) HOUR NOTICE. Confirmed by **TC**