

STANDARDIZED AGENDA RECOMMENDATION FORM

CITY COUNCIL

DATE SUBMITTED: September 15, 2016
MEETING DATE: September 20, 2016

1. Agenda Item: **Discussion, consideration and possible action on the Preliminary Plat for Pecan Park Section 6A being +/-10.961 acres within the Mozea Rousseau Survey A-56, located east of Childers Drive (Childers Drive to be extended) and south of the 100' wide LCRA easement within the city limits of Bastrop, Texas.**

2. Party Making Request: **Melissa McCollum, Director of Planning and Development**

3. Nature of Request: (Brief Overview) Attachments: Yes X X No _____

4. Policy Implication: _____

5. Budgeted: _____ Yes _____ No N/A
Bid Amount: _____ Budgeted Amount: _____
Under Budget: _____ Over Budget: _____
Amount Remaining: _____

6. Alternate Option/Costs: _____

7. Routing:	<u>NAME/TITLE</u>	<u>INITIAL</u>	<u>DATE</u>	<u>CONCURRENCE</u>
a)	_____	_____	_____	_____
b)	_____	_____	_____	_____

8. Staff Recommendation: **Staff recommends approval of the requested Preliminary Plat for Pecan Park Section 6A being +/-10.961 acres within the Mozea Rousseau Survey A-56, located east of Childers Drive (Childers Drive to be extended) and south of the 100' wide LCRA easement within the city limits of Bastrop, Texas.**

9. Advisory Board Recommendation: XX Recommended Approval _____ Denial _____ None

The Planning and Zoning Commission conducted a meeting August 25, 2016 and unanimously recommended approval, five in favor, of the Preliminary Plat for Pecan Park, Section 6A being +/-10.961 acres within the Mozea Rousseau Survey A-56, located east of Childers Drive (Childers Drive to be extended) and south of the 100' wide LCRA easement within the city limits of Bastrop, Texas.

10. Manager's Recommendation: _____ Approved _____ Disapproved _____ None

11. Motion Requested: **Approve the preliminary plat.**

City of Bastrop

Agenda Information Sheet:

City Council Meeting Date:



September 13, 2016

Project Description:

Discussion, consideration and possible action for the Preliminary Plat of Pecan Park, Section 6A being +/- 10.961 acres within the Mozea Rousseau Survey A-56, located east of Childers Drive (proposed extension) and south of the 100' wide LCRA easement within the city limits of Bastrop, Texas.

Item Summary:

Owner: DM Pecan Park Associates, LTD, Duke McDowell
Applicant: Charles Wirtanen, P.E., Bowman Consulting Group, Ltd.
Location: East of Childers Drive and south of the LCRA easement
Utilities: City water, sewer, and Bluebonnet electric
Zoning: Planned Development, PD,

Background:

Pecan Park Development, comprising of 311 acres of both residential and commercial development, has a Memorandum of Understanding (MOU) that was approved by City Council on November 12, 2013. It was signed off by both parties (Pecan Park and City of Bastrop) on December 12, 2013. Staff has provided the first 12 pages of the MOU.

Section 6A (+/-12.181 acres) is zoned Planned Development (PD) and the Planning and Zoning Commission recommended approval on July 30, 2015 and 2nd reading by City Council on August 25, 2015.

- **PD-SFS – Single Family Select** – Traditional lots, minimum lot size 50' x 120', home size 1,200 square feet; staggered 20'-25' front building setbacks, Homes in these areas shall be at least ten feet (10') apart, five feet (5') from the property line. 45% maximum acreage within the PD is permitted.

Status:

The Section 6A preliminary plat includes 44 (forty-four) residential lots and 3 (three) open space lots. The property has a zoning classification of "PD-SFS", and the following lot standards apply:

<u>Distri</u> <u>ct</u>	<u>Min.</u> <u>Lot</u> <u>Area</u>	<u>Min.</u> <u>Dwelli</u> <u>ng</u> <u>Unit</u> <u>Size</u>	<u>Min.</u> <u>Lot</u> <u>Widt</u> <u>h</u>	<u>Min.</u> <u>Lot</u> <u>Dept</u> <u>h</u>	<u>Min.</u> <u>Fron</u> <u>t</u> <u>Yard</u>	<u>Min.</u> <u>Interi</u> <u>or</u> <u>Side</u> <u>Yard</u>	<u>Min.</u> <u>Side</u> <u>when</u> <u>two-</u> <u>story &</u> <u>adj. SF</u> <u>Zone</u>	<u>Min.</u> <u>Ext.</u> <u>Yard</u> <u>(See</u> <u>Sec.43.</u> <u>3)</u>	<u>Min.</u> <u>Rear</u> <u>Yard</u>	<u>Min.</u> <u>Rear</u> <u>when</u> <u>two-</u> <u>story</u> <u>&Adj.</u> <u>SF</u> <u>Zone</u>	<u>Max.</u> <u>Heigh</u> <u>t of</u> <u>Build</u>	<u>Max.</u> <u>Lot</u> <u>Cover</u> <u>age</u>
PD-SFS	6,000 sq. ft.	1,200 sq. ft.	50'	120'	20' - 25'	5.0'		15.0'	15'		35'	75%

Traffic Impact Analysis (TIA):

A Traffic Impact Analysis (TIA) has been submitted by the developer that lists the recommended improvements based on the level of build-out within the project. According to the TIA, improvements will be needed when 398 lots are platted. Currently, 273 lots are platted or proposed, which leaves approximately 125 lots available for development before improvements are needed.

The table below summarizes the current projects within Pecan Park:

Section 4	70 Lots (Platted)
Section 5A	48 Lots (Platted)
Section 5B	43 Lots (Under construction)
Section 3A	68 Lots (Proposed)
<u>Section 6A</u>	<u>44 Lots (Proposed)</u>
Total	273 Lots

Drainage/Flood Plain:

According to information provided by the design engineer, stormwater runoff generally flows southward toward the Colorado River, which defines the southern boundary of the overall Pecan Park development. In order to maintain this general flow path, the developer has proposed to install a storm sewer system designed to collect and route stormwater generated within the development to the Colorado River. The design engineer has provided a preliminary layout of the proposed system. In accordance with the approved MOU and a Technical Memorandum prepared by Espey Consultants, stormwater detention will not be required or necessary for the Pecan Park development.

Streets:

Roadway access will be provided from Childers Drive, adjacent to proposed Pecan Park, Section 3A. Rimrock Court will terminate at a temporary turn-around in order to allow for its extension to future sections.

Basis of Support:

Staff supports the Pecan Park, Sections 6A Preliminary Plat. The preliminary plat appears to comply with the approved MOU and all appropriate subdivision requirements.

Comments:

Eight (8) adjacent property owner notifications were mailed August 16, 2016. Two responses in opposition have been received.

Staff Recommendation:

Staff recommends approval of the requested Preliminary Plat for Pecan Park Section 6A being +/-10.961 acres within the Mozea Rousseau Survey A-56, located east of Childers Drive (Childers Drive to be extended) and south of the 100' wide LCRA easement within the city limits of Bastrop, Texas.

Planning and Zoning Commission Recommendation:

The Planning and Zoning Commission conducted a meeting August 25, 2016 and unanimously recommended approval, five in favor, of the Preliminary Plat for Pecan Park, Section 6A being +/-10.961 acres within the Mozea Rousseau Survey A-56, located east of Childers Drive (Childers Drive to be extended) and south of the 100' wide LCRA easement within the city limits of Bastrop, Texas.

Attachments:

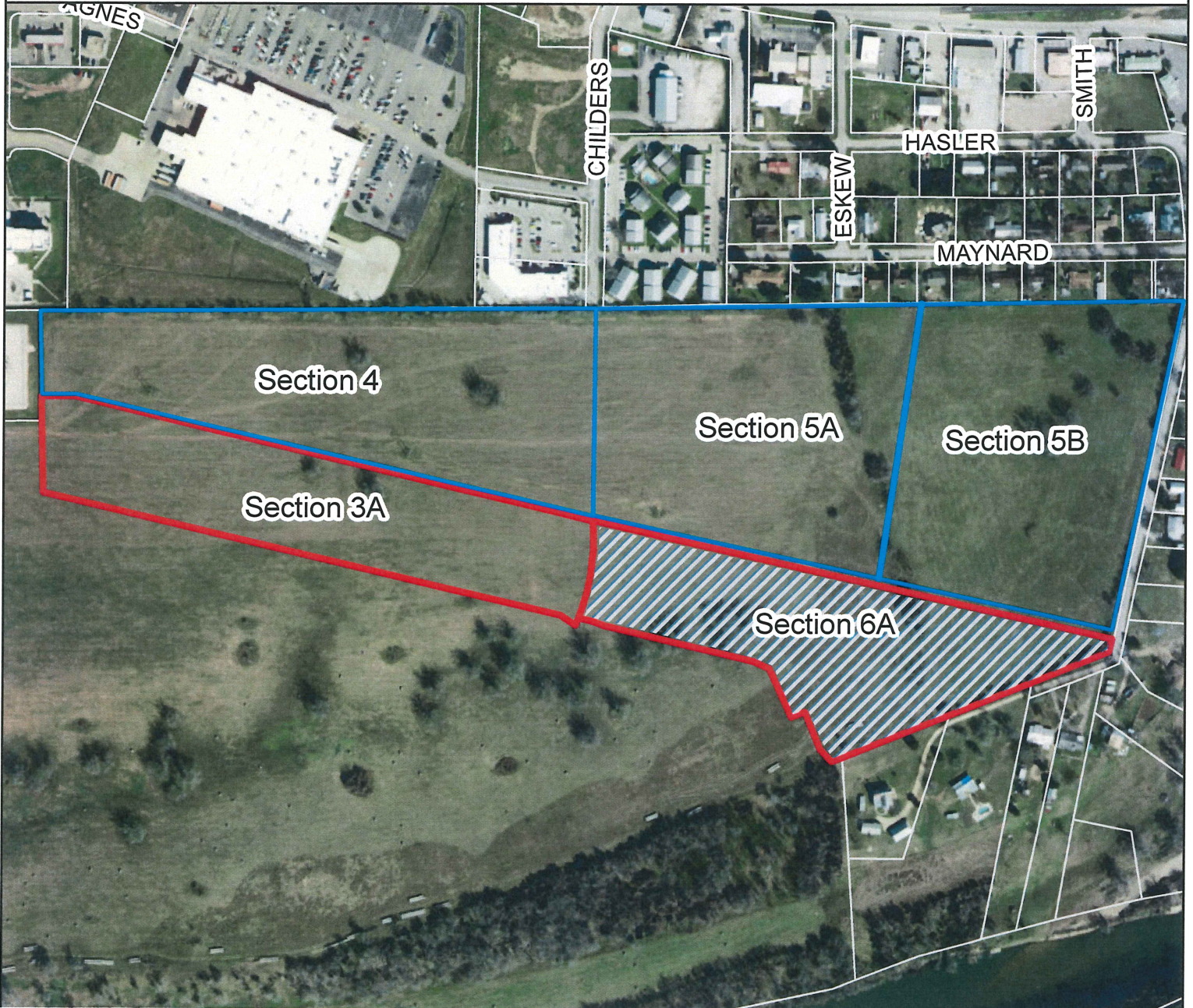
Location map, plat layout and surrounding property owner responses

City Contact:

Melissa M. McCollum, AICP, LEED AP, Director and
Wesley Brandon, PE, City Engineer
Planning and Development Department



Property Location Map for Pecan Park Sections 6A



Legend

 Section 6A

PECAN PARK RESIDENTIAL SECTION 6A

PRELIMINARY PLAT ONLY - NOT FOR RECORDATION

FINISH FLOOR TIONS
MINIMUM ELEVATION
353.57
353.73
353.59
353.20
353.30
352.73
352.75
352.83
354.19
353.92
353.56
353.32
353.06
352.88
353.10
353.37
353.30
353.22
353.02
352.79
352.91
353.40
353.13
353.20
353.64
354.26
354.85
355.41
356.44
356.85
356.85
356.83

- LEGEND**
- 1/2" IRON ROD FOUND UNLESS OTHERWISE NOTED
 - 5/8" IRON ROD FOUND
 - /STAKE 1/2" IRON ROD W/ PLASTIC CAP STAMPED "STAKE SURVEYING FOUND"
 - /RPLS 1753 1/2" IRON ROD W/ PLASTIC CAP STAMPED "RPLS 1753 FOUND"
 - ▲ CALCULATED POINT
 - △ BENCHMARK
 - () RECORD INFORMATION PER VOL. 1482, PG. 70, O.P.R.B.C.T.X.
 - () RECORD INFORMATION PER CAL. 3, PG. 1769, P.R.B.C.T.X.
 - [] RECORD INFORMATION
 - D.R.B.C.T.X. DEED RECORDS OF BASTROP COUNTY, TEXAS
 - P.R.B.C.T.X. PLAT RECORDS OF BASTROP COUNTY, TEXAS
 - O.P.R.B.C.T.X. OFFICIAL RECORDS OF BASTROP COUNTY, TEXAS
 - O.P.R.B.C.T.X. OFFICIAL PUBLIC RECORDS OF BASTROP COUNTY, TEXAS
 - B.S.L. BUILDING SETBACK LINE
 - S.S.E. STORM SEWER EASEMENT
 - DRAINAGE EASEMENT TO BE VACATED PRIOR TO SECTION 6A RECORDATION

BENCHMARK LIST:
 THE VERTICAL DATUM FOR THIS PROJECT IS CDD0121A, NAVD83, BASED ON NOS OPUS SOLUTION GENERATED FROM GPS FIELD MEASUREMENTS MADE MARCH 1 & 2, 2016 AND VERIFIED BY SHARRET REFERENCE STATION RTCA-REF 2309 (ELGIN)
 TBM 70124-89:
 COTTON ON SPINDLE SET.
 ELEVATION = 357.33 FEET.

LOT SUMMARY

RESIDENTIAL LOTS	44
OPEN SPACE LOTS	3
TOTAL LOTS	47

PROPOSED STREET LENGTH

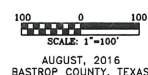
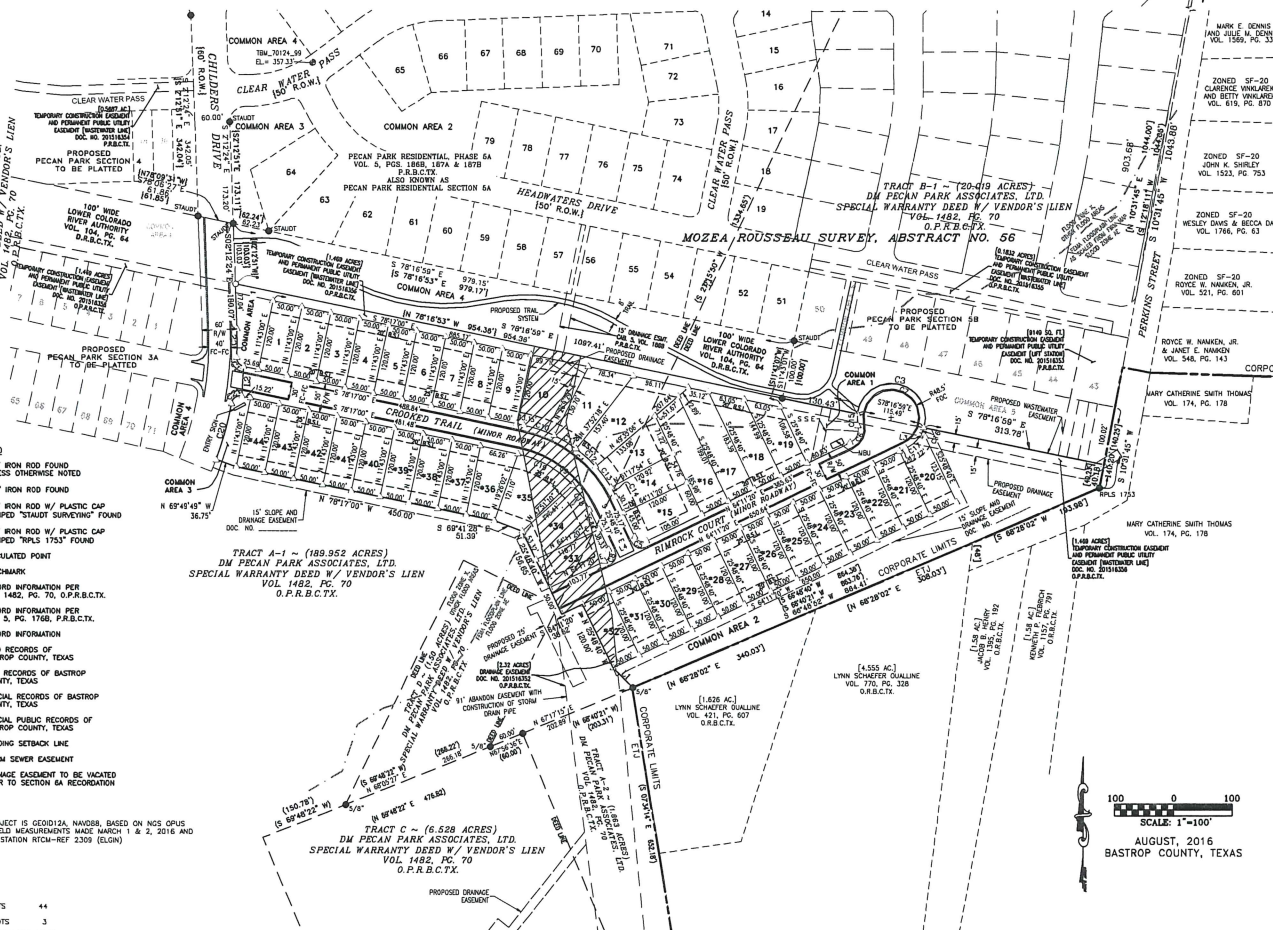
TRAILSTONE DRIVE	780 FEET
RIHWICK COURT	680 FEET
TOTAL STREET LENGTH	1460 FEET

AREA SUMMARY

LOTS	9,146 ACRES
RIGHT-OF-WAY	1,815 ACRES
OVERALL AREA	10,961 ACRES

ZONING

PD SFS - SINGLE FAMILY SELECT PER PECAN PARK ZONING ORDINANCE, PUD ORD-2015-15
 PD SFS ALLOWED 45% OF PUD ACREAGE WITH THIS SUBDIVISION THERE WILL BE 5.33%



AUGUST, 2016
 BASTROP COUNTY, TEXAS

STATE OF TEXAS)
 COUNTY OF TRAVIS)
 ENGINEERS STATEMENT:

THIS IS TO CERTIFY THAT I AM AUTHORIZED TO PRACTICE THE PROFESSION OF ENGINEERING IN THE STATE OF TEXAS, THAT I HAVE REVIEWED THE PRELIMINARY PLAT SUBMITTED HEREIN, THAT ALL INFORMATION SHOWN HEREON IS ACCURATE AND CORRECT TO THE BEST OF MY KNOWLEDGE AS RELATED TO THE ENGINEERING PORTIONS THEREOF. ALL ENGINEERING WORK FOR THE ROAD AND DRAINAGE WITHIN THIS SUBDIVISION WILL BE COMPLETED IN COMPLIANCE WITH THE CITY OF BASTROP REGULATIONS AND GENERALLY ACCEPTED ENGINEERING STANDARDS AT THE OF CONSTRUCTION PLAN PREPARATION AND SUBMITTAL.

Charles R. Whitman, P.E.
 CHARLES R. WHITMAN, P.E.
 REGISTERED PROFESSIONAL ENGINEER
 NO. 59420 - STATE OF TEXAS
 BOWMAN CONSULTING GROUP
 120 SOUTH CAPITAL OF TEXAS HIGHWAY
 BUILDING 3, SUITE 220
 AUSTIN, TEXAS 78746
 PHONE: (512)327-1180

AUGUST 8, 2016
 DATE



STATE OF TEXAS)
 COUNTY OF TRAVIS)
 ENGINEER'S CERTIFICATE:

I, JOHN D. BARNARD, A REGISTERED PROFESSIONAL LAND SURVEYOR, DO HEREBY CERTIFY THAT I PREPARED THIS PLAT FROM AN ACTUAL ON-THE-GROUND SURVEY OF THE LAND, AND THAT ALL CORNER MONUMENTS SHOWN THEREON WERE PROPERLY PLACED UNDER MY PERSONAL SUPERVISION, IN ACCORDANCE WITH THE SUBDIVISION CODE OF THE CITY OF BASTROP, TEXAS.

John D. Barnard
 JOHN D. BARNARD
 REGISTERED PROFESSIONAL LAND SURVEYOR
 NO. 57418-STATE OF TEXAS
 BOWMAN CONSULTING GROUP
 120 SOUTH CAPITAL OF TEXAS HIGHWAY
 BUILDING 3, SUITE 220
 AUSTIN, TEXAS 78746

DATE

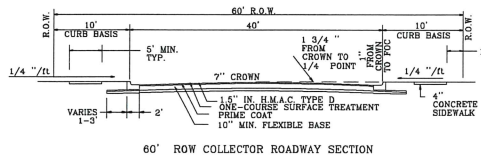


Bowman Consulting Group, Ltd.
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 Phone: (512) 327-1180 Fax: (512) 327-4052
 www.bowmanconsulting.com © Bowman Consulting Group, Ltd.
 TBPE Firm No. F-14309 | TBPLS Firm No. 101206-00

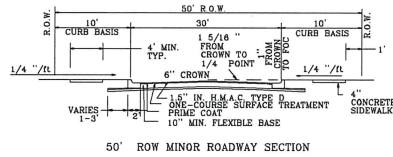
PRELIMINARY PLAT
 PECAN PARK RESIDENTIAL SECTION 6A
 BASTROP COUNTY, TEXAS

PECAN PARK RESIDENTIAL SECTION 6A

PRELIMINARY PLAT ONLY - NOT FOR RECORDATION

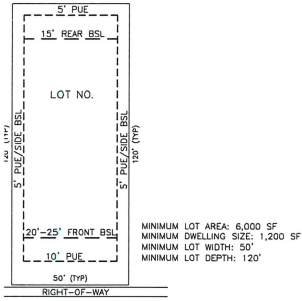


- 60' ROW COLLECTOR ROADWAY SECTION**
- NOTES:
1. ALL UNPAVED AREAS WITHIN THE LIMITS OF CONSTRUCTION SHALL BE SODDED OR SEEDS AS INDICATED.
 2. BASE COURSE TO EXTEND BEYOND CURB 1' FOR SOILS WITH PI OF 20 OR LESS, 3' FOR ALL OTHER SOILS.
 3. 4" MINIMUM THICKNESS OF BASE UNDER CURB.
 4. CROWN IS PARABOLIC.
 5. PAVEMENT THICKNESS IS A MINIMUM. ACTUAL THICKNESS TO BE DETERMINED BASED ON GEOTECHNICAL ENGINEERING REPORT RECOMMENDATIONS.
 6. SIDEWALKS TO BE INSTALLED PER CITY OF BASTROP ZONING REQUIREMENTS. DEVELOPER IS REQUIRED TO INSTALL SIDEWALKS ALONG ALL AREAS NOT ADJACENT TO BUILDING LOTS. INDIVIDUAL BUILDERS ARE REQUIRED TO INSTALL SIDEWALKS ADJACENT TO BUILDING LOTS.



- 50' ROW MINOR ROADWAY SECTION**
- NOTES:
1. ALL UNPAVED AREAS WITHIN THE LIMITS OF CONSTRUCTION SHALL BE SODDED OR SEEDS AS INDICATED.
 2. BASE COURSE TO EXTEND BEYOND CURB 1' FOR SOILS WITH PI OF 20 OR LESS, 3' FOR ALL OTHER SOILS.
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 6. SIDEWALKS TO BE INSTALLED PER CITY OF BASTROP ZONING REQUIREMENTS. DEVELOPER IS REQUIRED TO INSTALL SIDEWALKS ALONG ALL AREAS NOT ADJACENT TO BUILDING LOTS. INDIVIDUAL BUILDERS ARE REQUIRED TO INSTALL SIDEWALKS ADJACENT TO BUILDING LOTS.

CROCKED TRAIL ~ MINOR ROADWAY
RIMROCK COURT ~ MINOR ROADWAY



SECTION 6A
TYPICAL LOT DETAIL
(NOT TO SCALE)

PRELIMINARY PLAT NOTES:

1. VERTICAL DATUM - NAVD 88 (GEOID12A) PER RESULT OF THE NATIONAL GEODETIC SURVEY ON-LINE POSITIONING USER SERVICE (OPUS) BASED ON FIELDWORK GPS STATIC SESSIONS RUN ON MARCH 1 AND 2, 2016 AND VERIFIED WITH DATA COLLECTION FROM NORTH AMERICA REFERENCE EPOCH 12 0309 (ELGAS).
2. ALL EASEMENTS OF RECORD AS INDICATED ON THE MOST RECENT TITLE RUN DATED 4-7-2014, CONDUCTED BY NATIONAL INVESTORS TITLE INSURANCE COMPANY, TITLE COMMITMENT OF NO. 13170072-LAK ISSUED BY INDEPENDENCE TITLE COMPANY, FOR PROPERTY INCLUDING PROPERTY ARE SHOWN ON THIS PRELIMINARY PLAT.
3. ALL SUBDIVISION IMPROVEMENT PERMITS SHALL CONFORM TO THE CITY OF BASTROP CODE OF ORDINANCES, CONSTRUCTION STANDARDS, AND GENERALLY ACCEPTED ENGINEERING PRACTICES.
4. CONSTRUCTION PLANS AND SPECIFICATIONS FOR ALL SUBDIVISION IMPROVEMENTS SHALL BE REVIEWED AND ACCEPTED BY THE CITY OF BASTROP PRIOR TO ANY CONSTRUCTION WITHIN THE SUBDIVISION.
5. EROSION AND SEDIMENTATION CONTROLS CONSTRUCTED IN ACCORDANCE WITH THE SUBDIVISION ORDINANCE OF THE CITY OF BASTROP ARE REQUIRED FOR ALL CONSTRUCTION ON EACH LOT.
6. BUILDING SETBACKS SHOWN SHALL BE IN ACCORDANCE WITH PECAN PARK ZONING ORDINANCE NO. ORD-2015-15.
7. PRIOR TO CONSTRUCTION OF ANY IMPROVEMENTS ON LOTS IN THIS SUBDIVISION, BUILDING PERMITS WILL BE OBTAINED FROM THE CITY OF BASTROP.
8. SIDEWALKS SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE SUBDIVISION ORDINANCE OF THE CITY OF BASTROP. HOMEOWNERS WILL BE RESPONSIBLE FOR CONSTRUCTION OF SIDEWALKS LOCATED ON THE STREET FRONTAGE OF SINGLE FAMILY LOTS. THE DEVELOPER WILL CONSTRUCT SIDEWALKS AND CURB RAMPS AS REQUIRED IN ALL OTHER AREAS OF THE SUBDIVISION AT THE TIME OF SUBDIVISION CONSTRUCTION.
9. ALL UTILITIES WILL BE UNDERGROUND.
10. DEVELOPER/OWNER SHALL BE SOLELY RESPONSIBLE FOR ALL RELOCATION AND MODIFICATIONS TO EXISTING UTILITIES.
11. PURSUANT TO A TECHNICAL MEMORANDUM PREPARED BY ESPEY CONSULTANTS, INC. (DATED FEB. 22, 2010) DEMONSTRATING THAT DEVELOPMENT OF THE PECAN PARK PROPERTY WOULD NOT ADVERSELY AFFECT THE REGULATORY FLOOD PLAN OF THE COLORADO RIVER, A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND PECAN PARK ASSOCIATES, LTD. WAS APPROVED BY THE CITY COUNCIL (NOV. 12, 2013) THAT STATES "THE CITY SHALL NOT REQUIRE OWNER TO CONSTRUCT ON-SITE DRAINAGE ON ANY PORTION OF THE LAND WITHIN THE NATURAL DRAINAGE AREA OF THE PROPERTY."
12. NO LOT OR STRUCTURE SHALL BE OCCUPIED PRIOR TO THE APPLICANT SUBMITTING TO THE CITY OF BASTROP DOCUMENTATION OF SUBDIVISION REGISTRATION WITH THE TEXAS DEPARTMENT OF LICENSING AND REGULATIONS (TDLR) AND PROVIDE DOCUMENTATION OF REVIEW AND COMPLIANCE OF THE SUBDIVISION CONSTRUCTION PLANS WITH TEXAS ARCHITECTURAL BARBERS ACT (TAB).
13. NO LOT IN THIS SUBDIVISION SHALL BE OCCUPIED UNTIL CONNECTED TO THE APPROVED WATER DISTRIBUTION AND WASTEWATER COLLECTION FACILITIES.
14. WASTEWATER AND WATER SYSTEMS SHALL CONFORM TO TCEQ (TEXAS COMMISSION ON ENVIRONMENTAL QUALITY).
15. IMPACT FEES FOR THIS SUBDIVISION SHALL BE BASED ON ORDINANCE NO. 2011-21 AND PER THE MEMORANDUM OF UNDERSTANDING FOR DEVELOPER/OWNER APPROVED BY BASTROP CITY COUNCIL NOVEMBER 12, 2013.
16. SITE DEVELOPMENT CONSTRUCTION PLANS SHALL BE REVIEWED AND ACCEPTED BY THE CITY OF BASTROP.
17. FISCAL SURETY FOR SUBDIVISION CONSTRUCTION, IN A FORM ACCEPTABLE TO THE CITY OF BASTROP, SHALL BE PROVIDED PRIOR TO FINAL PLAT APPROVAL BY THE CITY.
18. THE OWNER OF THIS SUBDIVISION, AND HIS OR HER SUCCESSORS AND ASSIGNS, ASSUMES SOLE RESPONSIBILITY FOR PLANS FOR CONSTRUCTION OF SUBDIVISION IMPROVEMENTS WHICH COMPLY WITH APPLICABLE CODES AND REQUIREMENTS OF THE CITY OF BASTROP.
19. BY APPROVING THIS PRELIMINARY PLAT, THE CITY OF BASTROP ASSUMES NO OBLIGATION TO CONSTRUCT ANY INFRASTRUCTURE IN CONNECTION WITH THIS SUBDIVISION. ANY SUBDIVISION INFRASTRUCTURE REQUIRED FOR THE DEVELOPMENT OF THE LOTS IN THIS SUBDIVISION IS THE SOLE RESPONSIBILITY OF THE DEVELOPER AND/OR THE OWNERS OF THE LOTS. FAILURE TO CONSTRUCT ANY REQUIRED INFRASTRUCTURE TO CITY STANDARDS MAY BE JUST CAUSE FOR THE CITY TO DENY APPLICATIONS FOR CERTAIN DEVELOPMENT PERMITS INCLUDING BUILDING PERMITS, SITE PLAN APPROVALS AND CERTIFICATES OF OCCUPANCY.
20. NO BUILDINGS, FENCES, LANDSCAPING OR OTHER STRUCTURES ARE PERMITTED WITHIN DRAINAGE EASEMENTS SHOWN, EXCEPT AS APPROVED BY THE CITY OF BASTROP.
21. ALL DRAINAGE EASEMENTS, STORM WATER FACILITIES / FEATURES SHALL BE MAINTAINED BY THE PROPERTY OWNER OR HIS OR HER ASSIGNS.
22. FLOOD WARNING: THE DEGREE OF FLOOD PROTECTION REQUIRED BY THE CITY OF BASTROP FLOOD DAMAGE PREVENTION ORDINANCE IS CONSIDERED REASONABLE FOR REGULATORY PURPOSES AND IS BASED ON SCIENTIFIC AND ENGINEERING CONSIDERATIONS. IN SOME OCCASIONS, GREATER FLOODS CAN AND WILL OCCUR AND FLOOD HEIGHTS MAY BE INCREASED BY MAN-MADE OR NATURAL CAUSES. ACCEPTANCE OF THIS PLAT BY THE CITY COUNCIL DOES NOT IMPLY THAT LAND OUTSIDE THE AREAS OF SPECIAL FLOOD HAZARD OR LIVES PERMITTED WITHIN SUCH AREAS WILL BE FREE FROM FLOODING OR FLOOD DAMAGES. NOR SHALL ACCEPTANCE OF THIS PLAT CREATE LIABILITY ON THE PART OF THE CITY OF BASTROP OR ANY EMPLOYEES, AGENTS, OR OFFICERS THEREOF FOR ANY DAMAGES THAT RESULT FROM RELIANCE ON THE INFORMATION CONTAINED WITHIN THIS PLAT OR ANY ADMINISTRATION DECISION LAWFULLY MADE HEREUNDER.
23. TEMPORARY AND PERMANENT EASEMENTS TO BE PROVIDED, AS REQUIRED AT THE CITY'S SOLE DISCRETION FOR OFF-SITE WATER, WASTEWATER AND DRAINAGE IMPROVEMENTS.
24. PROPERTY OWNER SHALL PROVIDE FOR ACCESS TO ALL EASEMENTS AS MAY BE NECESSARY AND SHALL NOT PROHIBIT ACCESS BY GOVERNMENTAL AUTHORITIES.
25. AS SHOWN HEREON, A TEN (10) FOOT WIDE PUBLIC UTILITY EASEMENT (P.U.E.) IS HEREBY DEDICATED ADJACENT TO STREET ROW ON ALL LOTS A FIVE (5) FOOT WIDE P.U.E. IS HEREBY DEDICATED ALONG EACH SIDE LOT LINE UNLESS OTHERWISE NOTED.
26. ALL CONSTRUCTION WORK MUST COMPLY WITH TCEQ GENERAL CONSTRUCTION STORM WATER PERMIT TXR150000.
27. ALL TRAFFIC-RELATED WORK MUST COMPLY WITH THE RECOMMENDATIONS CONTAINED IN THE TRAFFIC IMPACT ANALYSIS DATED DECEMBER, 2014 AS PREPARED BY ALIANCE TRANSPORTATION GROUP, INC. RELATED TO THIS PROJECT AS APPROVED BY THE CITY OF BASTROP.
28. DESIGN ELEMENTS SHOWN ON THE PRELIMINARY PLAN ARE SUBJECT TO REVISION DURING SUBSEQUENT APPROVAL PROCESS (E.G. CONSTRUCTION PLANS, FINAL PLAT, ETC.).
29. THE DEVELOPER SHALL BE RESPONSIBLE FOR OBTAINING ANY AND ALL PERMITS AND/OR APPROVALS AS REQUIRED BY OTHER REGULATORY AGENCIES FOR DEVELOPMENT OF THE PROJECT. PRIOR TO CITY ACCEPTANCE OF PUBLIC IMPROVEMENTS IN THE LOTA EASEMENTS THE DEVELOPER SHALL PROVIDE CORRESPONDENCE FROM THE LOTA ACKNOWLEDGING THE LOCATION OF PUBLIC IMPROVEMENTS.
30. GRADING AND DRAINAGE PROPOSED FOR THIS SUBDIVISION COULDES WITH APPROVED COLOR CASE NO. 08-8-BOUZER DATED JULY 31, 2008. A LOMA WILL BE SUBMITTED AND PROCESSED SUBSEQUENT TO COMPLETION OF CONSTRUCTION.
31. THE MINIMUM FINISH FLOOR ELEVATIONS SHOWN FOR LOTS ARE IN CONFORMANCE WITH THE APPROVED COLOR FOR THE PROPERTY.
32. REVERS BEND AT PECAN PARK COMMUNITY ASSOCIATION, INC. OR APPLICABLE HOA SHALL BE RESPONSIBLE FOR COMMON AREA MAINTENANCE.
33. PARK DEDICATION WILL BE SATISFIED FOR ALL RESIDENTIAL BY A FUTURE DEDICATION OF 10 ACRES. THE SIZE OF THAT PUBLIC PARK WILL EXCEED THE PARALLEL DEDICATION AS SET OUT IN THE CITY'S ORDINANCE, ONE (1) ACRE FOR EACH ONE HUNDRED (100) PROPOSED DWELLING UNITS OR FIVE (5) PERCENT OF THE TOTAL RESIDENTIAL PLANTED AREA (EXCLUDING STREETS), WHICHEVER IS GREATER. A LIBERAL ESTIMATED BOG TOTAL RESIDENTIAL DWELLING UNITS WOULD EQUATE TO 8.5 ACRES; 5.0% OF THE EXPLORED PLATTED AREA OF APPROXIMATELY 157.62 ACRES WOULD EQUATE TO 7.88 ACRES. (ESTIMATES PER OUR PROFESSIONAL LAND PLANNER, AS CURRENTLY PROPOSED, SECTION 1 - 17.76 ACRES, SECTION 2 - 30-ACRES; SECTION 3 - 16.65 ACRES, SECTION 4 - 11.02 ACRES, SECTION 5 - 25.85 ACRES, SECTION 6 - 17.50 ACRES, SECTION 7 - 18.44 ACRES)
34. IT IS THE RESPONSIBILITY OF EACH RESIDENTIAL BUILDER TO DESIGN AND CONSTRUCT A SUITABLE GRADING AND DRAINAGE SCHEME WHICH WILL CONVEY SURFACE WATER WITHOUT PONDING IN THE LOT OR UNDER THE HOUSE, FROM HIS STRUCTURE TO THE DRAINAGE SYSTEM CONSTRUCTED BY THE SUBDIVISION DEVELOPER.
35. PUBLIC UTILITY AND DRAINAGE EASEMENTS WHERE SHOWN AND/OR DESCRIBED HEREON ARE INTENDED TO INDICATE AN EASEMENT FOR CONSTRUCTION, OPERATION, AND MAINTENANCE OF PUBLIC UTILITIES AND DRAINAGE SYSTEMS, INCLUDING, BUT NOT LIMITED TO, SANITARY SEWERS, FORCE MAINS, WATER LINES, TELEPHONE SIGNAL CONDUITS, ELECTRIC CONDUITS, DRAINAGE PIPES, AND NATURAL GAS LINES.
36. INSTALLATION AND MAINTENANCE OF A TEMPORARY EMERGENCY ACCESS MAY BE REQUIRED.
37. THE DEVELOPER SHALL PROVIDE APPROPRIATE TEST REPORTS AND CERTIFICATIONS CONFIRMING THE PROPER SELECTION, PLACEMENT, AND COMPACTOR OF FILL MATERIAL WITHIN THE DEVELOPMENT.
38. EASEMENT WIDTHS SHOWN MAY REQUIRE ADJUSTMENTS AFTER UTILITY DEPTHS ARE PROVIDED.

Bowman
CONSULTING

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Phone: (512) 927-1180 Fax: (512) 327-4082
www.bowmanconsulting.com | Bowman Consulting Group, Ltd.
TBPE Firm No. F-14309 | TBPLS Firm No. 101206-00

PRELIMINARY PLAT
PECAN PARK RESIDENTIAL SECTION 6A
BASTROP COUNTY, TEXAS

FILED DATE: Aug 10 2016 10:45:15 AM

**NOTICE OF MEETINGS
PLANNING AND ZONING COMMISSION AND BASTROP CITY COUNCIL**

Dear Property Owner:

The **Bastrop Planning and Zoning Commission** will hold a meeting on Thursday, August 25, 2016 at 6:00 p.m. and the **Bastrop City Council** will hold a meeting Tuesday, September 13, 2016 at 6:30 p.m. in the Council Chambers, 1311 Chestnut Street, Bastrop, Texas to consider the Pecan Park Residential Section 6A Preliminary Plat creating 44 residential lots located in the city limits of Bastrop, Texas.

The Applicant is: Duke McDowell

Property Location: Section 6Ais located east of Childers Drive
(Childers Drive will be extended) and south of the
100' wide LCRA easement
11 x 17 Preliminary Plats Included with this Notice

RECEIVED
AUG 23 2016
By LE

Legal Description: +/-10.961 acre tract in the Mozea Rousseau Survey A-56

As a property owner within 200' of the above referenced property, you are being notified of the meeting and invited to attend to express your opinion. Petitions and letters, either in support or opposition to this request, may be submitted to the Planning Department at City Hall located at 1311 Chestnut Street, Bastrop, Texas.

X

X

PROPERTY OWNER'S RESPONSE

As a property owner within 200': (please check one)

- I am in favor of the request.
 I am opposed to the request.
 I have no objection to the request

RECEIVED
AUG 23 2016
By LE

Property Owner Name: Kathy Thomas
Property Address: 712 Perkins Street
Mailing Address: same

Phone (optional): 512-923-4153
Email (optional): _____

Property Owner's Signature: Kathy Thomas

Comments: (Optional)

Received extensive flooding from the raised elevation in Sec 6A again on 8/16. I do not see any improved drainage plans as presented at the July Council Mtg. Just plain tired of the adverse effects of this subdivision onto the long-time adjoining neighbors. Duke McDowell says he wants to be a friendly neighbor, yet has not once apologized for the damage caused.

Preliminary Plat -- Pecan Park Section 6A (mailed 8/16/2016)

Please provide reply to: Planning and Development Department
City of Bastrop, P.O. Box 427, Bastrop, Texas 78602 or via fax (512) 332-8829
Planning and Development office phone number (512) 332-8840

**NOTICE OF MEETINGS
PLANNING AND ZONING COMMISSION AND BASTROP CITY COUNCIL**

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*
X

PROPERTY OWNER'S RESPONSE

As a property owner within 200': (please check one)

- I am in favor of the request.
 I am opposed to the request.
 I have no objection to the request

Property Owner Name: JACOB HENRY
Property Address: 716 PERKINS ST.
Mailing Address: " " "

Phone (optional): _____
Email (optional): _____

Property Owner's Signature: Jacob B. Henry
Comments: (Optional)

Please see attached letter.

Please provide reply to: Planning and Development Department
City of Bastrop, P.O. Box 427, Bastrop, Texas 78602 or via fax (512) 332-8829
Planning and Development office phone number (512) 332-8840

Preliminary Plat – Pecan Park Section 6A (mailed 8/16/2016)

RECEIVED
AUG 25 2016

By [Signature]

Jacob B. Henry, P.E.
716 Perkins St.
Bastrop, Texas 78602

August 25, 2016

Planning and Development Department
PO Box 427
Bastrop, Texas 78602

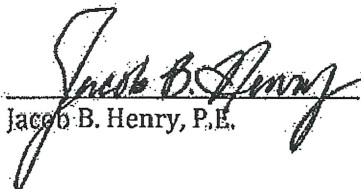
Re: Opposition to Pecan Park Section 6A Preliminary Plat

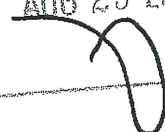
Dear Planning and Development Department,

I am adamantly opposed to the small lot size proposed on the south side of Rimrock Court (Lots 20-31), which border existing residents located south and east of this area. This area of Section 6A is the last portion of Pecan Park that borders much larger existing, riverfront, acreage home sites to the south and east. This proposed plat, with much smaller lots, will devalue our existing riverfront properties. These 12 lots are only 27% of the lots proposed in the Section 6A preliminary plat, so this is not a request to change the entire section.

Please help protect our existing riverfront property values and require Pecan Park to increase the lot sizes on the south side of Rimrock Court to that similar of what was approved for Section 5B directly to the north. Thank you in advance for your serious consideration to these comments and concerns.

Respectfully,


Jacob B. Henry, P.E.

RECEIVED
AUG 25 2016
By 

STANDARDIZED AGENDA RECOMMENDATION FORM

CITY COUNCIL

DATE SUBMITTED: September 15, 2016

MEETING DATE: September 20, 2016

1. Agenda Item: **SEE BELOW**

2. Party Making Request: **Interim City Manager, Marvin Townsend**

3. Nature of Request: (Brief Overview) Attachments: Yes No

4. Policy Implication:

5. Budgeted: Yes No N/A

Bid Amount: _____ Budgeted Amount: _____

Under Budget: _____ Over Budget: _____

Amount Remaining: _____

6. Alternate Option/Costs: _____

7. Routing: NAME/TITLE INITIAL DATE CONCURRENCE

- a) _____
- b) _____
- c) _____

8. Staff Recommendation: **Recommend substituting the Fort Worth firm of Taylor, Olson, Adkins, Stralla and Elam, L.L.P. for attorney Charles Bundren in the red light camera case of Watson v. Allen et al. The firm represents 24 Texas cities in the same litigation. The lawsuit is now in District Court in Fort Worth. The firm's hourly rate of \$260 for partner work is less than the \$295 per hour being paid. The costs incurred will be evenly distributed among the 25 cities being represented by the firm.**

9. Advisory Board: Approved Disapproved None

10. Manager's Recommendation: Approved Disapproved None

11. Motion Required:

Memo

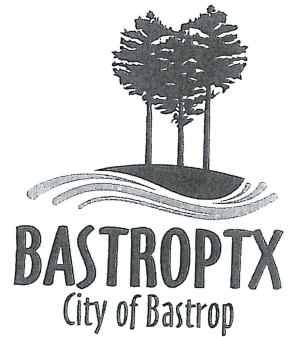
To: Mayor Kesselus and Council Members
From: Marvin Townsend, City Manager
Date: September 13, 2016
Re: Letter Agreement for Legal Services for Watson v. City of Allen et al

We have made arrangements (see letter dated Sept. 12, 2016) to substitute the Fort Worth Firm of Taylor, Olson, Adkins, Sralla & Elam, L.L.P. for attorney Charles Bundren in the red light camera case now pending in the Fort Worth District Court.

Mr. George Staples will be the lead attorney for the firm, which represents Amarillo, Balch Springs, Balcones Heights, Baytown, Burleson, Denton, Diboll, El Paso, Elgin, Grand Prairie, Haltom City, Hutto, Irving, Killeen, Longview, Lufkin, Marshall, Mesquite, North Richland Hills, Richland Hills, Round Rock, Southlake, Sugarland and Watauga.

The attached letter agreement from Mr. Staples sets forth the terms of the representation and how costs will be shared among the 24 other city clients.





September 12, 2016

Mr. George A. Staples
Taylor, Olson, Adkins, Sralla & Elam, L.L.P.
6000 Western Place, Suite 200
Fort Worth, Texas 76107

Dear Mr. Staples

Thank you for returning my call. We would like for you to add Bastrop to your list of cities you represent in the case of Watson et al v. City of Allen et al.

I am attaching a report that was submitted to the City Council at its September 8, 2016 City Council meeting. The City Council instructed me to determine if a Fort Worth attorney already involved in the case could handle the balance of this litigation. I know you are the person the City Council had in mind. We have sent the attached letter to American Traffic Systems.

I have left a phone message with Mr. Charles Bundren, advising him that the City Council wishes to utilize a Fort Worth firm to handle the balance of the Watson et al v. City of Allen et al case. I look forward to his response.

Please let me know what else needs to be done. Thank you for your assistance.

Sincerely,

A handwritten signature in cursive script, appearing to read "Marvin Townsend".

Marvin Townsend
City Manager

CC: Charles Bundren, Attorney
David Bragg, Bastrop City Attorney
Steve Adcock, Director of Public Safety, City of Bastrop
Tracy Waldron, Chief Financial Officer, City of Bastrop

Enclosures: Two (2)



6000 WESTERN PLACE, SUITE 200
1-30 AT BRYANT IRVIN ROAD
FORT WORTH, TEXAS 76107
EMAIL: TOASE@TOASE.COM

TAYLOR • OLSON • ADKINS • SRALLA • ELAM
L.L.P.

ATTORNEYS & COUNSELORS

TELEPHONE: (817) 332-2580
TOLL FREE: (800) 318-3400
FACSIMILE: (817) 332-4740
WEBSITE: WWW.TOASE.COM

GEORGE STAPLES
gstaples@toase.com

September 13, 2016

Via Email

Mr. Marvin Townsend
Interim City Manager
City of Bastrop
P.O. Box 427
Bastrop, TX 78602

RE: Letter Agreement for Legal Services:
Watson v. City of Allen, et al; *Cause No. 153-278080-15 (4:15-cv-00335-A)*

Dear Mr. Townsend:

On behalf of the firm of Taylor, Olson, Adkins, Sralla & Elam, L.L.P., I would like to thank you for the confidence that you have shown in us by selecting our firm to defend the City of Bastrop in the above styled matter. We will do everything within our power to justify the trust that you have shown in us by selecting us as your legal representative.

As part of our routine in opening new files, we provide a Letter Agreement to our new clients. The purpose of this letter is to establish the attorney/client relationship which will permit us to claim privilege from discovery. Our firm does not utilize employment contracts with specific time durations. It is our policy that representation is entirely an "at-will" arrangement, in which representation continues only so long as the client has absolute confidence in the law firm they have selected. This Letter Agreement will be effective from the date it is executed until such time you may decide that it best to seek other representation, or until written notification is sent by either party that the terms of this agreement are no longer acceptable. It will be unnecessary to renew so long as the basic terms and conditions remain essentially the same.

Under the terms and conditions of this agreement, our law firm will provide the City a defense in conjunction with the defense of other cities which have requested our representation in the above entitled and numbered cause on the following basis. You agree to pay the law firm an amount based on an hourly rate of \$260.00 an hour for partner work, \$205.00 an hour for associate work and \$95.00 an hour for paralegal work and out-of-pocket expenses on these matters divided by the number of cities which we represent at the time. Additional details on expenses can be provided on request. Invoices for certain types of individual expenses, such as deposition transcripts or printing charges, may be sent to you from time to time for immediate payment direct to our suppliers.

I will be the primary attorney working on this matter and will bill at the partner hourly rate. We have many qualified attorneys in our firm who may assist the City on this matter and the firm as a whole will be at your service.

Under our normal billing procedures, we will submit statements to you on a monthly basis, with billing for the City of Bastrop commencing on August 29, 2019. Statements are always due and payable upon receipt, however, there may be occasions involving unforeseen circumstances when an account will go unpaid, and in such instances we will attempt to work with you, if you communicate the nature of the delay to us. We reserve the right to terminate our attorney-client relationship at any time that any statement remains due and unpaid or that a requested advance retainer deposit against any clearly foreseeable charges is not received.

Occasionally, when a statement for a specific project is rendered near its conclusion, posting of some time and charges (such as telephone, reproduction, telecopier charges, Westlaw charges, court costs, or similar items) may be delayed, or there may be a delayed invoice for an expense which is not delivered to this firm until after the transaction has closed. In such cases, these "after closing" expenses will also be billed to you, even though you may have already received a "final" statement previously.

Should you have any questions as to any statement, please contact me at your earliest convenience so that we can resolve any problems without delay.

As you know, we cannot make representations to you as to the probability of ultimate success in any matter, and similarly we cannot guarantee any particular result. However, we do agree to exert in good faith our reasonable, ethical professional efforts in representation of our clients.

Although we attempt to retain for a reasonable time copies of most documents generated by this law firm, the firm cannot be held responsible in any way for failing to do so, and the firm hereby expressly disclaims any such responsibility or liability. You must ultimately retain all originals and copies you desire among your own files for future reference.

We will keep you informed on a regular basis of the status of the litigation and provide you copies of pleadings and notice of settings on hearings.

Because we will be representing several municipalities in the defense of this lawsuit, we are required to bring to your attention the implications, risks and advantages of such multiple representation. From our review of the pleadings already filed and our initial analysis of the allegations being made, it appears to us that common representation of multiple cities can be undertaken impartially and without improper effect on responsibilities to other clients. The allegations against each city are identical and they raise the same legal theories that are not based on individualized actions of the various cities. In this regard, it would appear that our legal analysis and strategy would be identical for each city.

It should be understood that common representation automatically requires a waiver of attorney-client privilege between the cities represented, as to the matters in this lawsuit. There

can be no confidences between us and the City of Bastrop regarding this lawsuit which could not also be disclosed to the other commonly represented cities. With respect to client confidences, however, we would still be obligated to maintain any confidences given to us by the City of Bastrop with respect to third parties. In this regard, your signature below constitutes a limited waiver of attorney-client privilege with respect to other commonly represented cities in matters related to the lawsuit.

Please understand that our role in representing several cities will prevent us from asserting a position on behalf of the City of Bastrop that is contrary to the best interests of all the cities. While a lawyer normally acts as a partisan and advocate for a single client in a matter, our representation of multiple clients in this lawsuit requires that we not favor one city over another. We expect the interests of all cities in this lawsuit to be aligned but you should be aware of the potential for differing perspectives, which we must take into consideration.

If at any time you are not satisfied with our representation and you wish to request our withdrawal from representing you, we will do so. The same will also apply should any of the represented cities request our withdrawal from multiple representation. If at any time a legal conflict arises between any of our commonly represented cities, we will have to stop representing all clients in this matter and each will have to obtain its own legal counsel to continue the defense of the lawsuit.

If at any time during this representation you have any problem or complaint, please do not hesitate to call me, and I will do whatever I reasonably can to resolve it to your satisfaction. I wish to notify you that the State Bar of Texas investigates and prosecutes professional misconduct committed by Texas attorneys. Although not every complaint against or dispute with a lawyer involves professional misconduct, the State Bar Office of General Counsel will provide you with information about how to file a complaint. For more information, you may call toll free, 1-800-932-1900.

If these terms are acceptable, please sign in the space indicated below and return the approved letter to our office. If for any reason the terms of this letter are not acceptable, please let me know immediately so that we can make any necessary changes.

We truly appreciate the opportunity to be of service to you, and I look forward to a mutually beneficial relationship.

Very truly yours,

TAYLOR, OLSON, ADKINS, SRALLA
& ELAM, L.L.P.

By: 

George Staples

APPROVED AND ACCEPTED:

Marvin Townsend
City of Bastrop

Date: _____

STANDARDIZED AGENDA RECOMMENDATION FORM

CITY COUNCIL

DATE SUBMITTED: September 15, 2016

MEETING DATE: September 20, 2016

1. Agenda Item: **CONSIDERATION, DISCUSSION AND POSSIBLE ACTION ON THE CITY COUNCIL CASTING AN OFFICIAL BALLOT FOR THE TEXAS MUNICIPAL LEAGUE INTERGOVERNMENTAL RISK POOL BOARD OF TRUSTEES ELECTION.**

2. Party Making Request: **Interim City Manager, Marvin Townsend**

3. Nature of Request: (Brief Overview) Attachments: Yes No

4. Policy Implication:

5. Budgeted: Yes No N/A

Bid Amount: _____ Budgeted Amount: _____

Under Budget: _____ Over Budget: _____

Amount Remaining: _____

6. Alternate Option/Costs: _____

7. Routing: NAME/TITLE INITIAL DATE CONCURRENCE

a) _____

b) _____

c) _____

8. Staff Recommendation:

9. Advisory Board: Approved Disapproved None

10. Manager's Recommendation: Approved Disapproved None

11. Motion Required:

Memo

To: Mayor Kesselus and City Council Members
From: City Manager Marvin Townsend
Date: September 15, 2016
Re: TMLIRP Board Election

Texas Municipal League Intergovernmental Risk Pool Board of Trustee Election.

The Board is composed of 12 individuals elected by the total membership of approximately 2,700 local governments (all types of local governments except counties and school districts. 3 individuals appointed by the Board to bring needed expertise to the Board and 3 ex-officio members. The 15 elected or appointed members serve 6 year terms with 5 expiring every 2 years. (See composition of the Board on the following page)

The Board nominates one person to serve in each expiring elected position which this year are positions 6 through 9. The Board has recommended that the incumbents be reelected.

The Board's goal is to insure that the Board is representative of the members being served, including consideration of type of governments and geographic distribution.

The Pool is adjusting to its second change in Executive Directors in the last 4 years. Experienced Board leadership is important at this time.


Three of the four incumbents have served as Board Chair for 2 year terms. The forth is the current president of TML.

A vote for the incumbents is recommended. The incumbents are:

Place 6 – Mary Gauer
Place 7 – C.J. Wax
Place 8 – Larry Melton
Place 9 – Andres Garza

Mike Talbot continues to serve on the Board since he is on the Board of Directors of the Lost Pines Groundwater Conservation District, which is also a member of the Pool. His term on the Board runs through 2018.





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Board of Trustees

Larry Melton	Place 8	Chair, Odessa Housing Authority
Peter H. Vargas	Place 4	Vice Chair, City of Allen
Robert T. Herrera	Place 1	City of Cibolo
J.W. (Buzz) Fullen	Place 2	Henderson Housing Authority
George Shackelford	Place 3	City of Tomball
Leo Montalvo	Place 5	Appointed (McAllen)
Mary Gauer	Place 6	Central Texas Council of Governments
Charles "C.J." Wax	Place 7	City of Rockport
Andres Garza, Jr.	Place 9	City of Wharton
Donald S. Henderson	Place 10	Appointed (El Paso)
Randy Criswell	Place 11	City of Canyon
Michael Talbot	Place 12	City of Bastrop
Byron Black	Place 13	Johnson County CAD
Pat Norriss	Place 14	Nortex Regional Planning Commission
Rickey Childers	Place 15	Appointed (Lancaster)
Bennett Sandlin		TML Representative Ex-Officio (Austin)
Henry Wilson		TML Representative Ex-Officio (Hurst)
Michael Smith		TMLIEBP Representative Ex-Officio (Jacksboro)
Carol Loughlin		Executive Director

See Board of Trustees [Meeting Agenda and Minutes](#). The Agenda for the July 22-23, 2016 Board and Committee meetings have been published.



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Texas Municipal League Intergovernmental Risk Pool

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TMLIRP
 PO Box 149194
 Austin, Texas 78714
 (512) 491-2300 or (800) 537-6655

LOST PINES GROUNDWATER CONSERVATION DISTRICT

BOARD OF DIRECTORS

Keith Hansberger 12/31/17

David Fleming 12/31/17

Carl Steinbach 12/31/17

Doug Prinz 12/31/17

Michael Simmang 12/31/17

Billy Sherrill 12/31/19

Larry Schatte 12/31/19

Clifton Seidel 12/31/19

Mike Talbot 12/31/19

Alice Darnell (who is no longer on the board) 12/31/19

OFFICIAL BALLOT

Texas Municipal League Intergovernmental Risk Pool Board of Trustees Election

This is the official ballot for the election of Places 6 – 9 of the Board of Trustees for the Texas Municipal League Intergovernmental Risk Pool. Each Member of the Pool is entitled to vote for Board of Trustee members. Please record your organization's choices by placing an "X" in the square beside the candidate's name or writing in the name of an eligible person in the space provided. You can only vote for one candidate for each place.

The officials listed on this ballot have been nominated to serve a six-year term on the TML Intergovernmental Risk Pool (Workers' Compensation, Property and Liability) Board of Trustees.

Ballots must reach the office of David Reagan, Secretary of the Board, no later than September 30, 2016. Ballots received after September 30, 2016, cannot be counted. **The ballot must be properly signed and all pages of the ballot must be mailed to: Trustee Election, David Reagan, Secretary of the Board, P.O. Box 149194, Austin, Texas 78714-9194. If the ballot is not signed, it will not be counted.**

PLACE 6

- Mary Gauer (Incumbent).** Ms. Gauer has served on the TML Risk Pool Board of Trustees since 1998 and as Chair from 2010 to 2012. She served on the Harker Heights City Council from 1991 to 1998, and as Mayor from 1998 to 2004. Ms. Gauer serves as an elected citizen member of the Executive Committee of the Central Texas COG. She has served as President of the TML Association of Mayors, Councilmembers and Commissioners and the TML Region 9. She has also served as chair or member of several TML legislative committees.

- Kyle J. Jung.** City Manager for Manvel (Region 14) since January 17, 2012. Mr. Jung has more than 20 years of local government experience working for the cities of Flatonia and Sour Lake as City Manager, cities of Lubbock and Big Spring in various administrative roles, and with the Texas Municipal League. At the Texas Municipal League, he was chiefly responsible for the governance of the Texas City Management Association. Mr. Jung has a Master's degree in public administration with an emphasis in budgeting and personnel management from Texas Tech University.

WRITE IN CANDIDATE:

PLACE 7

- Richard Jorgensen.** City Manager of Giddings (Region 10). Previously, he served as City Manager for Vidor, Silsbee, and Sour Lake. Mr. Jorgensen has 20 years' experience in city government preparing, coordinating and monitoring the annual fiscal budget. He has also been involved in 4A and 4B economic development corporations for 13 years as either chairman or as a director. He has a Bachelor's degree in business administration and a Master's degree in public administration. He is involved with the Texas City Managers Association, serving on the Board for two years.

- C.J. Wax (Incumbent).** Mayor of Rockport since 2010. Mr. Wax is the current President of TML and served as the TML Region 11 Board Representative to the TML Board from 2011-15. He has served on the TML Risk Pool Board since 2013. He also has served on the Care Regional Board of Trustees since 2014 (currently as Chairman), on the Texas Windstorm Task Force under Chairman Todd Hunter, and on the Rockport Planning and Zoning Commission from 2009-10. He currently represents Rockport on the Coastal Bend COG, Aransas County Pathways, and Storm Water Advisory Committees.

WRITE IN CANDIDATE:

PLACE 8

- Jim Cox.** City Administrator for the City of Leonard (Region 13) since October 1, 2015. He previously served as City Administrator in Lindale, Texas, and Groesbeck, Texas. He also served for two terms on the City Council and on the Home Rule Charter Commission for Bay City, Texas. Mr. Cox is active in TCMA serving on the Membership Committee and Small Cities Advisory Board. He is a graduate of the Certified Public Manager Program at Stephen F. Austin University and attended the University of Texas at Arlington majoring in Business Administration.

- Andrea M. Gardner.** City Manager for the City of Copperas Cove (Region 9) since 2007. Previously, she was the Assistant City Manager/Director of Finance for Copperas Cove, Director of Finance for Pearland, and the Senior Budget Coordinator for Pasadena. She holds a Bachelor's degree in Accounting from the University of Houston and is a Certified Public Manager. Ms. Gardner also serves on the Metropolitan Planning Organization Technical Committee as the City's representative and the Central Texas COG's Executive Committee as a Citizen Liaison.

- Larry Melton (Incumbent).** Mayor for Odessa (Region 4) from 2001 to 2012. Mr. Melton also served three years as a councilmember. He has served on the TML Risk Pool Board of Trustees since 2009 and as Chair since 2014. He is the Chief Executive Officer of a regional public accounting firm, Johnson, Miller and Company, where he is responsible for all administrative and human resources areas of the firm. Previously, Mr. Melton was in the banking business for approximately 30 years. He is active in the United Way of Odessa and Odessa Chamber of Commerce. In 1993, he was honored as Odessa's outstanding citizen.

WRITE IN CANDIDATE:

PLACE 9

- Richard L. Davis.** City Manager for Baytown (Region 14) since 2015. Mr. Davis also served as City Manager for West Jordan, Utah; Town Manager for Fountain Hills, Arizona; and City Manager for West Point City, Utah. He has a Bachelor's degree in Public Relations from BYU and a Master's degree in Public Administration from BYU. He is a graduate of the Romney Institute of Public Management (Marriott School of Management) and the recipient of the Lennis M. Knighton Award for high academic achievement. He is a credentialed Municipal Manager by the International City and County Management Association.

- Andres Garza (Incumbent).** City Manager for the City of Wharton (Region 14) since 1994. Mr. Garza has served on the TML Risk Pool Board of Trustees since 1984, serving as Chair from 1994-1996. He served as the Pearsall City Manager from 1980 to 1994. Mr. Garza has been in public service for over 39 years of which 36 have been as a City Manager. He serves on the TML Small City's Advisory Council, has a BBA degree from Southwest Texas State University, and is a member of TCMA and ICMA.

- Rick A. Schroder.** City Administrator for the City of Helotes (Region 7) since September 2008. Mr. Schroder also served Helotes as the Economic Development Corporation's Specialist from November 2006 to September 2008. He graduated Magna Cum Laude from Trinity University in 2004 and earned a Master of Public Service and Administration in 2006 from the George H.W. Bush School of Government and Public Service at Texas A&M University. He interned for Congressman Henry Bonilla and for Ron Kaufman, former White House Political Director for President George H.W. Bush.

WRITE IN CANDIDATE:

Certificate

I certify that the vote cast above has been cast in accordance with the will of the majority of the governing body of the public entity named below.

Witness by hand, this _____ day of _____, 2016.

Signature of Authorized Official

Title

Printed Name of Authorized Official

Printed Name of Political Entity