

**MINUTES OF REGULAR COUNCIL MEETING
BASTROP CITY COUNCIL
December 12, 2017**

The Bastrop City Council met in a Regular Meeting on Tuesday, December 12, 2017, at 6:30 p.m. at the Bastrop City Hall Council Chambers, located at 1311 Chestnut Street, Bastrop, Texas. Members present were Mayor Schroeder and Council Members Ennis, Nelson and Peterson. Officers present were City Manager Lynda Humble, City Secretary Ann Franklin, and City Attorney Alan Bojorquez.

CALL TO ORDER

At 6:30 p.m. Mayor Schroeder called the meeting to order with a quorum being present. Mayor Pro Tem Schiff and Council Member Jones were absent.

PLEDGE OF ALLEGIANCE

Cadet Commanding Officer, Kayla Simon; Cadet Seaman, Alex Holder; and Seaman, Riley Dunn, Bastrop High School Navy Junior Reserve Officers Training Corps (NJROTC), led the Pledge of Allegiance.

INVOCATION

Reverend Bob Long gave the invocation.

PRESENTATIONS

4A. Mayor's Report

Sarah O'Brien announced that Bastrop made the top ten finalists for "Small Business Revolution".

Terry Moore – "It's Time Texas" is a partnership between the YMCA and the City of Bastrop. It is about driving a local effort to make healthy easier in the community. The "Happy Healthy New Year Bash will be held on January 13, 2018, three (3) hour event held at the Bastrop Convention Center, 9:00 a.m. – Noon. This is a three (3) month challenge that begins on January 8, 2018, citizens will be encouraged to sign up at the January 13th event and throughout the three (3) months. The end game is to help the community become healthier and stronger. The winning community in each size category will receive funds to go towards future community health efforts.

A MINUTE WITH THE MAYOR Transparency - The Council has spent an enormous amount of time and effort to make sure everything it does is transparent. The agendas are posted with backup material on the Friday prior to the meeting and meetings are live streamed. All sitting Councilmembers have published phone numbers and email addresses. There are "Work Session" items on the agenda, almost everything that Council votes on has been on a prior Council agenda as a "Work Session" item.

ACTIVITIES OF MAYOR SCHROEDER SINCE THE LAST COUNCIL MEETING:

- November 29
 - o Free Range Chicken Meeting
- December 1
 - o First Friday Art Walk
 - o A Christmas Carol Rag at the Bastrop Opera House

- December 2
 - Snow Day at Fisherman's Park
- December 4-7
 - Emergency Management Training
- December 6
 - Joint Work Session Council and BAIPP
 - Joint Work Session Council and Main Street
- December 7
 - KVUE "My Home Town" Interview
- December 8
 - TEDC Sales Tax Workshop
 - Rendezvous Ball
- December 9
 - Historic Home Tour
 - Lighted Christmas Parade
 - Library Open House
- December 11
 - Robotics Showcase (EDC sponsored)

UPCOMING EVENTS:

- December 13
 - Quarterly Community Support Meeting
 - TML Region 10 Meeting
- December 16
 - Sip, Shop and Swirl
- December 18
 - BEDC Board Meeting
- December 19
 - BEDC Open House
- January 3
 - Chamber Luncheon
- January 4
 - Farm Street Opry
- January 5
 - First Friday Art Walk

- 4B. Councilmember's Report
Council Member Peterson – The Lighted Parade was very nice, people from out of town attended.

Council Member Nelson

December 7th

- **Attended the Parks Board Meeting**
- Rode in the Lighted Parade, the parade was outstanding.**

Council Member Ennis

Thanked the staff for the work put into the Lighted Parade, it was a great experience.

4C. City Manager's Report

Notice to Citizens: By now the utility bills should have been received, but some have not. The due date is normally the 15th of each month. But, there have been technical challenges in getting the bills out this month. Due to this difficulty, the due date has been extended to December 22nd and cut-offs will be January 2nd. Apologies for the confusion.

WORK SESSION/BRIEFINGS

5A. Receive presentation regarding Park Land Dedication at Bob Bryant Park and Extension of the Boys & Girls Club Contract.

Presentation was made by Managing Director of Public Works & Leisure Services Trey Job and City Attorney Alan Bojorquez.

5B. Receive presentation on proposed update to Subdivision ordinance, Part 2.

This item was withdrawn.

5C. Provide update on The Villages at Hunters Crossing and compliance with Conditional Use Permit (CUP).

Presentation was made by Planning Department Assistant Director Jennifer Bills.

STAFF AND BOARD REPORTS - NONE**CITIZEN COMMENTS**

Rhonda Vandiver – Ms. Vandiver expressed her dissatisfaction with the actions of the City towards her.

Mike Kelly – Stated that he was speaking to help with the transparency and that he was aware of the Council's obligations in campaigning.

CONSENT AGENDA

A motion was made by Council Member Ennis to approve Items 8A, 8B, 8C, 8D and 8E listed on the Consent Agenda after being read into the record by City Secretary, Ann Franklin. Seconded by Council Member Peterson, motion was approved on a 3-0 vote. Mayor Pro Tem Schiff and Council Member Jones were absent.

8A. Consider action to approve minutes from the November 28, 2017 meeting.

8B. Consider action to approve Resolution No. R-2017-98 of the City Council of the City of Bastrop, Texas approving the 2018 Council Meeting Schedule, attached as Exhibit A; and providing an effective date.

8C. Consider action to approve Resolution No. R-2017-103 of the City Council of the City of Bastrop, Texas adopting the Budget Planning Calendar for the Fiscal Year 2019, attached as Exhibit A; repealing all resolutions in conflict; and providing an effective date.

- 8D. Consider action to approve the second reading of Resolution No. R-2017-96 of the City Council of the City of Bastrop, Texas, approving the terms of an economic development performance agreement between the Bastrop Economic Development Corporation and Seton Family of Hospitals; approving the terms of an agreement for construction of stormwater drainage improvements with Seton Family of Hospitals and 71 Retail Partners, LP, in an amount exceeding ten thousand dollars (\$10,000); repealing all resolutions in conflict; providing severability; and providing an effective date.
- 8E. Consider action to approve the second reading of Resolution No. R-2017-97 of the City Council of the City of Bastrop, Texas, approving the expenditure of Bastrop Economic Development funds for the extension of the public road known as Agnes Street as an infrastructure improvement project in an amount exceeding ten thousand dollars (\$10,000); repealing all resolutions in conflict; and providing an effective date.

ITEMS FOR INDIVIDUAL CONSIDERATION

- 9A. Consider action to approve the first reading of ordinance No. 2017-29 of the City Council of the City of Bastrop, Texas, amending the Code of Ordinances to provide for creating and enacting Chapter 1, Article 1.19, of the Bastrop Code of Ordinances; creating a Youth Advisory Council and providing for the Council's Organization, Membership, Responsibilities, and Resources; and providing for findings of fact, enactment, effective date, repealer, severability, codification, and proper notice and meeting.
Presentation was made by City Manager Lynda Humble; Megan Brandon, Social Studies Research Methods Teacher and students, Colorado Collegiate Academy.

A motion was made by Council Member Ennis to approve the first reading of Ordinance No. 2017-29 and to include on the January 9, 2018, agenda for a second reading with the following amendments, seconded by Council Member Peterson, motion was approved on a 3-0 vote. Mayor Pro Tem Schiff and Council Member Jones were absent.

The amendment was to include in the ordinance language that states the recommendations for appointments will be made by a Bastrop Independent School District representative.

- 9B. Consider action to approve Resolution No. R-2017-104 of the City Council of the City of Bastrop, Texas adopting the Bastrop Election Calendar for the May 5, 2018 and possible run-off election on June 9, 2018, attached as Exhibit A, and providing an effective date.
Presentation was made by City Secretary Ann Franklin.

A motion was made by Council Member Nelson to approve Resolution No. R-2017-104, seconded by Council Member Peterson, motion was approved on a 3-0 vote. Mayor Pro Tem Schiff and Council Member Jones were absent.

Mayor Schroeder recessed the Council meeting at 7:32 p.m.

Mayor Schroeder called the meeting back to order at 7:36 p.m.

- 9C. Consider action to approve the first reading of Ordinance No. 2017-30 of the City Council of the City of Bastrop, Texas amending the Code of Ordinances, related to Chapter 12, titled "Traffic and Vehicles", Article 12.12, titled "Golf Carts" and regulating the operation

of golf carts on public streets; providing for a penalty for the violation of this ordinance; providing for repealing, savings, and severability clauses; and move to include on the January 9, 2018 agenda for a second reading.

Presentation was made by Public Safety Director/Chief of Police Steve Adcock.

A motion was made by Council Member Nelson to approve the first reading of Ordinance No. 2017-30 and to include on the January 9, 2018, agenda for a second reading, seconded by Council Member Peterson, motion was approved on a 3-0 vote. Mayor Pro Tem Schiff and Council Member Jones were absent.

- 9D. Consider action to approve the first reading of Ordinance No. 2017-31 of the City Council of the City of Bastrop, Texas, amending the Code of Ordinances by amending Chapter 3, by adding article 3.21, "Streets: Public Right-of-Way Management" and adding sections to provide for definitions, municipal authorization, registration, compensation and fees; provide for administration and enforcement; provide for construction obligations; permit required; provide for construction obligations; permit required; provide for conditions of public right-of-way occupancy; provide for insurance requirements and indemnity; providing for improperly installed facilities; provide for restoration of property; provide for revocation or denial of permit; provide for appeal from denial of permit; provide for inspections; provide for abandoned facilities; provide that underground installation preferred; provide for courtesy and proper performance; provide for signage; providing for graffiti abatement; providing for alternate means or method; waiver; provide for legal action; provide for a design manual; provide for prohibited or restricted areas for wireless facilities in the right-of-way; provide for preferred locations; provide for order of preference regarding attachment to existing facilities; provide for placement requirements; provide for concealment or camouflage required when possible; provide for general requirements; provide for electrical supply; provide for installation and inspections; provide for requirements in regard to removal, replacement, maintenance and repair; provide for requirements upon abandonment; provide for general provisions; provide for insurance, indemnity, bonding and security deposits; provide for design manual updates; provide for administrative hearing – request for exemption; and providing for the following: findings of fact, enactment, repealer, severability, codification, effective date, and proper notice & meeting and move to include on the January 9, 2018 City Council agenda for a second reading.

Presentation was made by Engineering Director Wesley Brandon.

A motion was made by Council Member Peterson to approve the first reading of Ordinance No. 2017-31 and to include on the January 9, 2018, agenda for a second reading, seconded by Council Member Nelson, motion was approved on a 3-0 vote. Mayor Pro Tem Schiff and Council Member Jones were absent.

- 9E. Hold public hearing and consider action to approve the first reading of Ordinance No. 2017-32 of the City Council of the City of Bastrop, Texas amending the Code Ordinances, Chapter 14 titled "Zoning", Section 37 titled "Exterior Construction Requirements", providing a repealing clause; providing a severability clause; providing a savings clause; and providing for an effective date; and move to include on the January 9, 2018, agenda for a second reading.

Presentation was made by Planning Department Assistant Director, Jennifer Bills.

Public hearing was opened.

Public hearing was closed.

A motion was made by Council Member Peterson to approve the first reading of Ordinance No. 2017-32 and to include on the January 9, 2018, agenda for a second reading, seconded by Council Member Nelson, motion was approved on a 3-0 vote. Mayor Pro Tem Schiff and Council Member Jones were absent.

- 9F. Consider action to approve Resolution No. R-2017-105 of the City Council of the City of Bastrop, Texas, approving the Final Plat known as The Colony 1A, Section 1, Phase A, being 23.965 acres out of the Jose Manuel Bangs Survey, located west of FM 969 and south of the future extension of Sam Houston Drive, within the extra-territorial jurisdiction of Bastrop, Texas, attached as Exhibit A; repealing all conflicting resolutions; and providing an effective date.

Presentation was made by Planning Department Assistant Director Jennifer Bills and Engineering Director Wesley Brandon.

A motion was made by Council Member Ennis to approve Resolution No. R-2017-105, seconded by Council Member Peterson, motion was approved on a 3-0 vote. Mayor Pro Tem Schiff and Council Member Jones were absent.

- 9G. Consider action to approve Resolution No. R-2017-106 of the City Council of the City of Bastrop, Texas, approving the Final Plat known as The Colony MUD 1A, Section 2A, being 15.377 acres out of the Jose Manuel Bangs Survey Abstract 5, located west of FM 969, within the extra territorial jurisdiction of Bastrop, Texas, attached as Exhibit A, repealing all conflicting resolutions; and providing an effective date.

Presentation was made by Planning Department Assistant Director Jennifer Bills.

A motion was made by Council Member Nelson to approve Resolution No. R-2017-106, seconded by Council Member Ennis, motion was approved on a 3-0 vote. Mayor Pro Tem Schiff and Council Member Jones were absent.

- 9H. Consider action to approve Resolution No. R-2017-107 of the City Council of the City of Bastrop, Texas, approving the Final Plat known as The Colony 1A, Section 2B, being 8.312 acres out of the Jose Manuel Bangs Survey, located west of FM 969 and north of the future extension of Sam Houston Drive, within the extra-territorial jurisdiction of Bastrop, Texas, attached as Exhibit A, repealing all conflicting resolutions; and providing an effective date.

Presentation was made by Planning Department Assistant Director Jennifer Bills.

A motion was made by Council Member Ennis to approve Resolution No. R-2017-107, seconded by Council Member Peterson, motion was approved on a 3-0 vote. Mayor Pro Tem Schiff and Council Member Jones were absent.

- 9I. Consider action to approve Resolution No. R-2017-108 of the City Council of the City of Bastrop, Texas, approving the Final Plat known as Pecan Park, Section 6B, being 14.00 acres out of the Mozea Rousseau Survey, Abstract 56, located south of the extension of Childers Drive, within the city limits of Bastrop, Texas, attached as Exhibit A, repealing all conflicting resolutions; and providing an effective date.

Presentation was made by Planning Department Assistant Director Jennifer Bills and Engineering Director Wesley Brandon.

A motion was made by Council Member Nelson to approve Resolution No. R-2017-108, seconded by Council Member Peterson, motion was approved on a 3-0 vote. Mayor Pro Tem Schiff and Council Member Jones were absent.

- 9J. Hold public hearing and consider action to approve Resolution No R-2017-109 of the City Council of the City of Bastrop, Texas, granting a variance to Bastrop Code of Ordinances Article 4.02.004 Sale of Alcoholic Beverages, Distance of premises from a church, school, or hospital, on property located at 1006 Main Street, within the city limits of Bastrop, Texas, establishing an effective date.

Presentation was made by Planner and GIS Coordinator Allison Land.

Public hearing was opened.

Public hearing was closed.

A motion was made by Council Member Ennis to approve Resolution No. R-2017-109, seconded by Council Member Peterson, motion was approved on a 3-0 vote. Mayor Pro Tem Schiff and Council Member Jones were absent.

- 9K. Hold public hearing and consider action to approve the first reading of Ordinance No. 2017-28 of the City Council of the City of Bastrop, Texas, approving an amendment to the Bastrop Code of Ordinances, Chapter 4, Titled "Business Regulations", Article 4.02, Titled "Sale of Alcoholic Beverages" and providing for findings of fact, repealer, severability, codification, effective date, proper notice and meeting and move to include on the January 9, 2018, agenda for a second reading.

Presentation was made by Planner and GIS Coordinator Allison Land.

Public hearing was opened.

Public hearing was closed.

A motion was made by Council Member Ennis to approve the first reading of Ordinance No. 2017-28 and to include on the January 9, 2018, agenda for a second reading, seconded by Council Member Peterson, motion was approved on a 3-0 vote. Mayor Pro Tem Schiff and Council Member Jones were absent.

- 9L. Consider action to approve Resolution No. R-2017-88 of the City Council of the City of Bastrop, Texas awarding a contract for services associated with operating, supporting, staffing and providing a public pool to the YMCA of Austin – Bastrop Branch, at a cost of Thirty-Thousand and 00/100 Dollars (\$30,000.00), as 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 Managing Director of Public Works & Leisure Services Trey Job

A motion was made by Council Member Nelson to approve Resolution No. R-2017-88, seconded by Council Member Peterson, motion was approved on a 3-0 vote. Mayor Pro Tem Schiff and Council Member Jones were absent.

- 9M. Consider action to approve Resolution No. R-2017-112 of the City Council of the City of Bastrop, Texas authorizing a twenty-five (25) year lease agreement between the City of

Bastrop, Texas and the Bastrop Community Senior Center, Inc. for the Bastrop Activity Center located at 1209 Linden Street, Building A, attached as Exhibit A in consideration for Ten and 00/100 Dollars per year and assistance to the City when property is required to be a shelter; authorize the City Manager to execute all necessary documents; providing a repealing clause; and providing an effective date.

Presentation was made by City Manager Lynda Humble.

A motion was made by Council Member Ennis to approve Resolution No. R-2017-112, seconded by Council Member Nelson, motion was approved on a 3-0 vote. Mayor Pro Tem Schiff and Council Member Jones were absent.

- 9N. Consider action to approve Resolution No. R-2017-113 of the City Council of the City of Bastrop, Texas confirming appointments by the Mayor to the Historic Landmark Commission and Planning and Zoning Commission, as required in Section 3.08 of the City's Charter, as outlined in Exhibit A; and establishing an effective date.

Presentation was made by Mayor Schroeder.

A motion was made by Council Member Nelson to approve Resolution No. R-2017-113, seconded by Council Member Peterson, motion was approved on a 3-0 vote. Mayor Pro Tem Schiff and Council Member Jones were absent.

The Resolution appointed:

Dianna Rose to complete the term of Place 5 on the Historic Landmark Commission, term ending 2019.

Cheryl Lee to complete the term of Place 1 on the Planning and Zoning Commission, term ending 2019.

- 9O. Consider action to approve Resolution No. R-2017-114 of the City Council of the City of Bastrop, Texas, ratifying the purchase of 0.041acre tract adjacent to the cemetery property, Bastrop County property I.D. 123510, Farm Lot 67 E M St., approving a purchase price of Three Thousand Four Hundred and 00/100 Dollars (\$3,400.00), authorizing execution of documentation, and providing for a repealer, severability, and an effective date.

Presentation was made by City Manager Lynda Humble and Chief Financial Officer Tracy Waldron.

A motion was made by Council Member Peterson to approve Resolution No. R-2017-114, seconded by Council Member Ennis, motion was approved on a 3-0 vote. Mayor Pro Tem Schiff and Council Member Jones were absent.

- 9P. Consider action to approve Resolution No. R-2017-115 of the City Council of the City of Bastrop, Texas, assigning voting rights by proxy by the City of Bastrop, Texas to Noe Reyes, Esquire, for the Pine Forest Property Owner's Association 2018 Annual Meeting; authorizing the City Manager to execute all necessary documentation; providing for a repealing clause; and providing an effective date.

Presentation was made by City Manager Lynda Humble.


A motion was made by Council Member Peterson to approve Resolution No. R-2017-115, seconded by Council Member Ennis, motion was approved on a 3-0 vote. Mayor Pro Tem Schiff and Council Member Jones were absent.

EXECUTIVE SESSION - NONE

ADJOURNMENT

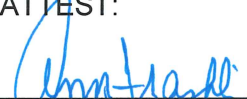
Adjourned at 9:04 p.m. without objection.

APPROVED:



Mayor Connie B. Schroeder

ATTEST:



City Secretary Ann Franklin

The Minutes were approved on January 9, 2018, by Council Member Ennis' motion, Mayor Pro Tem Schiff's second. The motion was approved on a 5-0 vote.