

**MINUTES OF REGULAR COUNCIL MEETING  
BASTROP CITY COUNCIL  
February 13, 2018**

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

**PLEDGE OF ALLEGIANCE AND TEXAS PLEDGE OF ALLEGIANCE**

Eduardo Garcia and Lisette Orona, Members of Peer Assisted Leadership (PALS) and the Green Team (recycling program), Lost Pines Elementary led the pledges.

**INVOCATION**

Pastor Johnny Bond of Bastrop Church of Christ, gave the invocation.

**PRESENTATIONS**

- 4A. A presentation from the Bastrop Police Department, as required by law, on the 2017 racial profile report submitted to the State of Texas.

**Chief Steve Adcock gave a presentation from the Bastrop Police Department on the 2017 racial profile report submitted to the State of Texas as required by law.**

- 4B. A proclamation of the City Council of the City of Bastrop, Texas, recognizing February 18-24, 2018 as Engineers Week.

**Mayor Schroeder read the City of Bastrop, Texas, proclamation recognizing February 18-24, 2018 as Engineers Week into record, the proclamation was accepted by Mayor Pro Tem Schiff.**

- 4C. Receive presentation from Cygnet Strategies regarding the Cultural Arts & Culinary District report.

**Presentation was made by Cygnet Strategies.**

- 4D. A proclamation of the City Council of the City of Bastrop, Texas, recognizing the month of February as Black History Month.

**Mayor Schroeder read the City of Bastrop, Texas proclamation recognizing February as Black History Month into record, the proclamation was accepted by Council Member Bill Peterson.**

- 4E. Mayor's Report

**Mayor Schroeder thanked Bastrop Signs and Sandra at the Cottage who went above and beyond with their support for the Small Business Revolution. Mayor Schroeder gave an update on It's time Texas. She is very proud of the success of this project. Mayor Schroeder reminded all that the Council had previously approved money to purchase some AED machines. She was notified that a machine had been used on a person prior to the ambulance arriving to save a**

person's life. Very proud of this expenditure. Mayor Schroeder announced that Ms. Espinoza with the Municipal Court had received her Level One Court Clerk certification. She also gave a shout out to Court Administrator Kim Walters on doing an excellent job. She gave an update on her recent vacation with husband Charlie. She made a stop in Americus Georgia who was also in the top 10 for the Small Business Revolution. They had a great time on vacation. Mayor Schroeder, Lynda Humble and Shawn Kirkpatrick attended the Entertainment Evolution Experience. She attended a variety of local events as well.

#### 4F. Council Member Reports

**Council Member Jones** attended the Green Expo in Smithville and said it was very good.

**Council Member Ennis** attended several events but was particularly pleased with the Joint Meeting held between Bastrop and LaGrange Main Street Boards. Excellent Workshop.

**Council Member Peterson** thanked Mayor Schroeder for the Black History Month Proclamation and for recognizing all Veterans in the audience.

### 5. WORK SESSIONS/BRIEFINGS

5A. Discuss the findings of the Retail Coach study of the impact on Bastrop's sales tax revenue of the mixed-use development set for construction at SH 71 and SH 130. **Presentation was made by City Manager, Lynda Humble.**

5B. Discuss the Small Business Revolution – Main Street Series; Top 5 Winners Announced on February 13, 2018 at 5:45 a.m. CST; Voting Begins Immediately; Series Winner Announced on February 27, 2018 – What is Bastrop's Status? **Presentation was made by City Manager Lynda Humble.**

**Bastrop was named as one of the "Top 5".**

5C. Receive presentation on the Capital Improvement Program Scoring Criteria as provided in the Comprehensive Plan 2036. **Presentation was made by City Engineer Wesley Brandon.**

5D. Discuss the Capital Improvement Plan Community Survey. **Presentation was made by City Engineer Wesley Brandon.**

### 6. STAFF AND BOARD REPORTS

6A. Presentation and update from the Bastrop Economic Development Corporation; update on January Economic Development Corporation Board of Directors meeting; and update on 2018 Launch! Small Business Workshops. **Presentation was made by Main Street Director, Sarah O'Brien.**

**Mayor Schroeder called for a 5-minute recess from 8:30 – 8:35 pm**

**CITIZEN COMMENTS**

**Stephen Beard** – Mr. Beard is from Waco, Texas and is the Vice President of Pine Forest Investments Group, LLC. Mr. Beard referred to the proposed settlement agreement from 2017. He urged the Council to discuss the agreement during executive session as the Group would like to get this matter settled. He informed the Council that Pine Forest will pay up to an additional 1.2 million dollars over and above the purchase price as agreed upon in the original documents of 2013. He stated that this case was heard in the 3<sup>rd</sup> Court of Appeals in Austin, Texas in November. A ruling is expected at any time. If any part of that ruling is in favor of Pine Forest, it will mean a new trial. If that is the case, then the 1.2 million dollars comes off the table. Mr. Beard stated the group would like to get this settled.

**Glenn Johnson** – Mr. Johnson spoke to the Council regarding the Van Diver property and settlement.

**CONSENT AGENDA**

**A motion was made by Council Member Nelson to approve Item 8A listed on the Consent Agenda after being read into the record by Mayor Schroeder. Seconded by Council Member Ennis, motion was approved on a 5-0 vote.**

8A. Consider action to approve City Council minutes from the January 18, 2018, Joint Council and Parks Advisory Board meeting; January 18, 2018, Joint Council and Fairview Cemetery Advisory Board meeting; and January 23, 2018, regular meeting.

**ITEMS FOR INDIVIDUAL CONSIDERATION**

9A. Hold public hearing and consider action to approve the first reading of Ordinance No. 2018-02 of the City Council of the City of Bastrop, Texas, granting a Conditional Use Permit to allow a Mini-Warehouse use for Lot 1 of the Beck, N.H.P., & Prokop Subdivision, Section 2, located at 510 West SH 71, within the city limits of Bastrop, Texas; as shown in "Exhibit A"; setting out conditions; repealing conflicting provisions; providing a severability clause; and establishing an effective date and move to include on the February 27, 2018, agenda for a second reading.

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

**Council Member Jones made the motion to approve the first reading of Ordinance No. 2018-02 with the following direction, seconded by Council Member, motion was approved on a 5-0 vote.**

**Direction was given to staff to continue to work with the developer to ensure the building rendering presented to Council is the guide for the final rendering.**

9B. Consider action to approve Resolution No. R-2018-09 of the City Council of the City of Bastrop, Texas approving the Bylaws of the Youth Advisory Council; as attached in Exhibit A; providing for a repealing clause; and establishing an effective date.

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

**Council Member Nelson made a motion to approve Resolution No. R-2018-09, seconded by Mayor Pro Tem Schiff, motion was approved on a 5-0 vote.**

- 9C. Consider action to approve Resolution No. R-2018-10 of the City Council of the City of Bastrop, Texas, confirming the appointment by the Mayor to the Zoning Board of Adjustments, as required in Section 3.08 of the City's Charter, as outlined in Exhibit A; and establishing an effective date.

**A motion was made by Council Member Jones to approve Resolution No. R-2018-10, seconded by Mayor Pro Tem Schiff, motion was approved on a 5-0 vote.**

**The Resolution appointed:**

**Pablo Serna to Alternate #1 on the Zoning Board of Adjustments, term ending 2019.**

- 9D. Consider action to approve Resolution No. R-2018-11 of the City Council of the City of Bastrop, Texas, appointing the Mayor as the City of Bastrop's Clean Air Coalition representative as required in Article II of the Clean Air Coalition of the Capital Area Council of Governments by-laws; and establishing an effective date.

**A motion was made by Mayor Pro Tem Schiff to approve Resolution No. R-2018-11 with the following amendment, seconded by Council Member Ennis, motion was approved on a 5-0 vote.**

**The amendment was to replace the appointing of the Mayor as the City of Bastrop's Clean Air Coalition representative with the appointing of Council Member Lyle Nelson as the City of Bastrop's Clean Air Coalition representative in Resolution No. R-2018-11.**

## **EXECUTIVE SESSION**

**The City Council met at 9:24 p.m. in a closed/executive session pursuant to the Texas Government Code, Chapter 551, et seq, to discuss the following:**

- 10A. City Council shall convene into closed executive session pursuant to Section 551.072 of the Texas Government Code to discuss purchase of four (4) pieces of property in and around the Downtown area.
- 10B. City Council shall convene into closed executive session pursuant to Section 551.071 of the Texas Government Code to discuss and deliberate litigation matters with the City Attorney regarding City of Bastrop vs. Vandiver.

**The Bastrop City Council reconvened at 10:25 p.m. into open (public) session.**

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

No Action was taken.

**ADJOURNMENT**

**Adjourned at 10:26 p.m. without objection.**

APPROVED:

  
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Mayor Connie B. Schroeder

ATTEST:

  
\_\_\_\_\_  
City Secretary Ann Franklin

**The Minutes were approved on February 27, 2018, by Mayor Pro Tem Schiff's motion, Council Member Ennis' second. The motion was approved on a 3-0 vote. Council Member Peterson was absent. Council Member Nelson was off the dais.**