

BASTROP CITY COUNCIL FEBRUARY 12, 2019

The Bastrop City Council met in a Regular Meeting on Tuesday, February 12, 2019, at 5:30 p.m. at the Bastrop City Hall Council Chambers, located at 1311 Chestnut Street, Bastrop, Texas. Members present were Mayor Schroeder, Mayor Pro Tem Nelson and Council Members Ennis, Rogers and Jones. Council Member Peterson was absent. Officers present were City Manager Lynda Humble, Deputy City Secretary Traci Chavez and City Attorney Alan Bojorquez.

EXECUTIVE SESSION – CALL TO ORDER

At 5:30 p.m. Mayor Schroeder convened the City Council into a closed executive session pursuant to Section 551.071 of the Texas Government Code to confer with City Attorney regarding status of Building Bastrop Codes.

The Bastrop City Council reconvened at 6:30 p.m. into open session to take any necessary or appropriate action on matters posted for consideration in closed/executive session.
No action was taken.

REGULAR SESSION – CALL TO ORDER

At 6:30 p.m. Mayor Schroeder called the regular session to order with a quorum being present.

PLEDGE OF ALLEGIANCE

Christina Fortanel and Sienna Alanis, Photography Club

INVOCATION

Dale Burke, Police Chaplain gave the invocation

PRESENTATIONS

- 7A. Mayor's Report
- 7B. Councilmembers' Report
- 7C. City Manager's Report
City Manager Humble gave the Council an update on Pine Forest Unit 6 lawsuit.
- 7D. A Proclamation of the City Council of the City of Bastrop, Texas, recognizing February 17-23, 2019 as Engineers' Week.
Proclamation was read into records by Mayor Schroeder. City Engineer Jerry Palady received the proclamation.
- 7E. A proclamation of the City Council of the City of Bastrop, Texas, recognizing the month of February as Black History Month.
Proclamation was read into record by Mayor Schroeder. Dr. Kristi Lee from BISD received the proclamation.

WORK SESSION/BRIEFINGS

- 8A. Update and discussion of current Legislative Session and its impact on local municipalities.
Mayor Schroeder presented an overview of the Legislative Session.
- 8B. Update and discussion of Building Bastrop to include Guiding Policy Statement and update of progress of development codes since Design/Code Rodeos by Matt Lewis, Simplecity Design.
Mr. Lewis shared a power point presentation and provided an update to the Council.

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

- | | |
|---|---|
| 10A. Steve Beard
5408 Point Wood Circle
Waco, Texas 76710
(254) 722-0225 | Cheryl Lee
801 Laurel Street
Bastrop, Texas 78602
(512) 636-0374 |
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CONSENT AGENDA

A motion was made by Mayor Pro Tem Nelson to approve items 11A, and 11B listed on the Consent Agenda after being read into the record by Deputy City Secretary, Traci Chavez. Seconded by Council Member Ennis, motion was approved on a 4-0 vote.

- 11A. Consider action to approve City Council minutes from the January 22, 2019, regular meeting and January 24, 2019 Board & Commission Orientation.
- 11B. Consider action to approve Resolution No. R-2019-16 of the City Council of the City of Bastrop, Texas adopting various policies and procedures required in conformity with the Civil Rights Act, and the Fair Housing Act, as shown in Exhibit A, required under the Texas Community Development Block Grant Contract Number 7218019 through the Texas Department of Agriculture; providing for a repealing clause; and establishing an effective date.

ITEMS FOR INDIVIDUAL CONSIDERATION

- 12A. Consider action and approve Resolution No. R-2019-20 of the City Council of the City of Bastrop, Texas, making determinations regarding certain project-specific Exceptions and/or Exemptions as provided by Emergency Ordinance 2018-1, Section 8 (Temporary Moratorium); and Emergency Ordinance 2018-2, Section 7 (Emergency Drainage Application Rules).
Presentation was made by Assistant Director of Planning and Zoning, Jennifer Bills.

A motion was made by Council Member Jones to approve Resolution No. R-2019-02 for 123 Tonkawa Hills Drive, seconded by Mayor Pro Tem Nelson, motion was approved on a 4-0 vote.

A motion was made by Council Member Jones to approve Resolution No. R-2019-02 for 149 Mahalo Ct., seconded by Council Member Ennis, motion was approved on a 4-0 vote.

A motion was made by Council Member Jones to approve Resolution No. R-2019-02 for 110 Corporate Drive, seconded by Mayor Pro Tem Nelson, motion was approved on a 4-0 vote.

A motion was made by Council Member Jones to approve Resolution No. R-2019-02 for TBD Hawea Ct., seconded by Council Member Ennis, motion was approved on a 4-0 vote.

A motion was made by Council Member Jones to approve Resolution No. R-2019-02 for 118 Piney Ridge Drive, seconded by Council Member Rogers, motion was approved on a 4-0 vote.

A motion was made by Council Member Jones to approve Resolution No. R-2019-02 for The Colony MUD 1B, with the staff recommendation to limit the impervious cover on the single family lots to 55% for 45' lots or smaller and 45% for lots over 45'. Seconded by Council Member Rogers, motion was approved on a 3-1 vote with Mayor Pro Tem Nelson voting against motion.

- 12B. Consider action to approve Resolution No. R-2019-21 of the City Council of the City of Bastrop, Texas approving Task Order Number Two with Walker Partners for design, bid services, inspections, and construction administration services related to street maintenance and rehabilitation for the grand total amount of seventy-one thousand five hundred dollars and zero cents (\$71,700.00) as shown in Exhibit A of the Engineering Service Agreement; authorizing the City Manager to execute all necessary documents; providing for a repealing clause; and establishing an effective date.

Presentation was made by Managing Director of PW and Leisure Services, Trey Job.

A motion was made by Mayor Pro Tem Nelson to approve the first reading of Resolution No. R-2019-21, seconded by Council Member Rogers, motion was approved 3-0. Council Member Jones was away from the dais.

- 12C. Consider action to approve Resolution No. R-2019-04 of the City Council of the City of Bastrop, Texas awarding a contract to construct a 250,000 gallon elevated storage tank (EST), interior & exterior coating systems, lines, valves, and associated appurtenances to Landmark Structures of Fort Worth, Texas in the amount of One Million Four Hundred Ninety Thousand Eight Hundred Dollars and No Cents (\$1,490,800.00), as Exhibit A; authorizing the City Manager to execute all necessary documents; providing for a repealing clause; and establishing an effective date.

Presentation was made by Managing Director of PW and Leisure Services, Trey Job.

A motion was made by Mayor Pro Tem Nelson to approve the first reading of Resolution No. R-2019-04, seconded by Council Member Ennis, motion was approved 3-0. Council Member Jones was away from the dais.

- 12D. Consider action to approve Resolution No. R-2019-08 of the City Council of the City of Bastrop, Texas awarding a contract to construct a coated, bolted Ground Storage Tank with Concrete Footing/Ring Wall & Gravel/Select Fill Foundation to TTE, LLC of Spicewood, Texas in the amount of One Million One Hundred Forty-two Thousand One Hundred Dollars and No Cents (\$1,142,100.00) attached in Exhibit A; authorizing the City Manager to execute all necessary documents; providing for a repealing clause; and establishing an effective date.

Presentation was made by Managing Director of PW and Leisure Services, Trey Job.

A motion was made by Council Member Rogers to approve Resolution R-2019-08, seconded by Council Member Ennis, motion was approved 3-0. Council Member Jones was away from dais.

- 12E. Hold public hearing and consider action to approve Resolution No. R-2019-14 of the City Council of the City of Bastrop, Texas granting a variance to Bastrop Code of Ordinances Article 4.02.005 Sale of Alcoholic Beverages, Separation Requirements from Church, Public or Private School, or Public Hospital, on property located at 1507 Chestnut Street, within the city limits of Bastrop, Texas, as shown in Exhibit A; providing for a repealing clause; and establishing an effective date.

Presentation was made by Planner Allison Land.

Public hearing opened.

Public hearing closed.

A motion was made by Council Member Ennis to approve the first reading of Resolution No. R-2019-01, seconded by Council Member Rogers, motion was approved 3-0 vote. Council Member Jones was away from the Dias.

- 12F. Consider action to approve Resolution No. R-2019-15 of the City Council of the City of Bastrop, Texas, designating the Mayor, City Manager, Chief Financial Officer, and City Secretary as authorized signatories for contractual documents and documents for requesting funds pertaining to the Texas Community Development Block Grant Program (TxCDBG), Contract Number 7218019, as shown in Exhibit A; providing for a repealing clause; and establishing an effective date.

Presentation was made by Chief Financial Officer, Tracy Waldron.

A motion was made by Mayor Pro Tem Nelson to approve the Resolution No. R-2019-15, seconded by Council Member Ennis, motion was approved 4-0.

- 12G. Consider action to approve first reading of Ordinance No. 2019-01 of the City Council of the City of Bastrop, Texas, amending the Bastrop City Code of Ordinances, Chapter 15, Article 15.01, Section 15.01.016 "Monument, Memorial, or Tombstones; Construction Permit Required"; repealing conflicting provisions; providing for a severability clause; establishing an effective date; and move to include on the February 26, 2019 consent agenda for a second reading.

Presentation was made by Chief Financial Officer, Tracy Waldron.

A motion was made by Council Member Jones to approve the First Reading of Ordinance No. 2019-01 and to include on the February 26, 2019 consent agenda for second reading, seconded by Council Member Ennis, motion was approved 4-0.

- 12H. Hold public hearing and consider action to approve Resolution No. R-2019-17 of the City Council of the City of Bastrop, Texas; supporting an application for 2019 Housing Tax Credits by Riverwood Commons II, LP, for the development located at 440 Old Austin Highway, named Riverwood Commons II, to the Texas Department of Housing and Community Affairs to develop affordable rental senior housing, within the city limits of Bastrop, Texas; authorizing the Mayor to certify resolutions to Texas Department of Housing & Community Affairs; authorizing the City Manager to waive Two Hundred Fifty Dollars and No Cents (\$250.00) in development fees; and providing for an effective date. **Presentation was made by Assistant Planning Director Jennifer Bills.**

Public hearing opened.

Public hearing closed.

A motion was made by Council Member Ennis to approve the first reading of Resolution R-2019-17, seconded by Council Member Rogers, motion was approved 3-0. Council Member Jones was absent from the dais.

- 12I. Hold public hearing and consider action to approve Resolution No. R-2019-18 of the City Council of the City of Bastrop, Texas; acknowledging that Bastrop has more than two times the state average per capita of Housing Tax Credit units and supporting the 2019 Housing Tax Credit application by Riverwood Commons II, LP for the development located at 440 Old Austin Highway, named Riverwood Commons II, to the Texas Department of Housing and Community Affairs to develop affordable rental senior housing, within the city limits of Bastrop, Texas, authorizing the Mayor to certify resolutions to Texas Department of Housing & Community Affairs; authorizing the City Manager to waive Two Hundred Fifty Dollars and No Cents (\$250.00) in development fees; and providing for an effective date. **Presentation was made by Assistant Planning Director Jennifer Bills.**

Public Hearing Opened.

Public Hearing Closed.

A motion was made by Mayor Pro Tem Nelson to approve the first reading of Resolution No. R-2019-18, seconded by Council Member Ennis, motion was approved on a 3-0 vote. Council Member Jones was absent from the dais.

- 12J. Consider action to approve the first reading of Ordinance No. 2019-03 of the City Council of the City of Bastrop, Texas, amending the budget for the Fiscal Year 2019 in accordance with existing statutory requirements; appropriating the various amounts herein as attached in Exhibit A; repealing all prior ordinances and actions in conflict herewith; establishing an effective date and move to include on the February 26, 2019 City Council agenda for a second reading. **Presentation was made by Chief Financial Officer, Tracy Waldron.**

A motion was made by Council Member Rogers to approve Ordinance No. 2019-03 on the first reading and move to include on the February 26, 2019 City Council Agenda for a second reading, seconded by Council Member Jones, motion was approved on a 4-0 vote.

EXECUTIVE SESSION – 2 of 2

The City Council met at 9:16 p.m. in a closed/executive session pursuant to the Texas Government Code, Chapter 551, et seq, to discuss the following:

13A. City Council will convene into closed executive session pursuant to Section 551.071 of the Texas Government Code to confer with the City Attorney and outside legal counsel regarding the status of the Hunters Crossing Public Improvement District.

Mayor Pro Tem Nelson recused himself from the executive session item 13A.

13B. City Council shall convene into closed executive session pursuant to Section 551.074 of the Texas Government Code to discuss a salary for the Presiding Judge and the Associate Judge Request for Qualification Process for Municipal Court.

The Bastrop City Council reconvened at 11:00 p.m. into open (public) session.

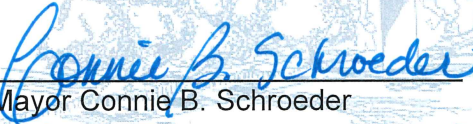
TAKE ANY NECESSARY OR APPROPRIATE ACTION ON MATTERS POSTED FOR CONSIDERATION IN CLOSED/EXECUTIVE SESSION

There was no action taken.

ADJOURNMENT

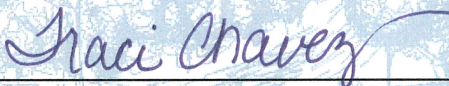
Adjourned at 11:00 p.m. without objection.

APPROVED:



Mayor Connie B. Schroeder

ATTEST



Deputy City Secretary Traci Chavez