

**Bastrop, TX City Special Council Meeting
Agenda**

Bastrop City Hall City Council Chambers
1311 Chestnut Street
Bastrop, TX 78602
(512) 332-8800



May 15, 2018 at 6:30 P.M.

City of Bastrop City Council meetings are available to all persons regardless of disability. If you require special assistance, please contact the City Secretary at (512) 332-8800 or write 1311 Chestnut Street, 78602, or by calling through a T.D.D. (Telecommunication Device for the Deaf) to Relay Texas at 1-800-735-2989 at least 48 hours in advance of the meeting.

As authorized by Section 551.071 of the Texas Government Code, this meeting may be convened into closed Executive Session for the purposes of seeking confidential legal advice from the City Attorney on any item on the agenda at any time during the meeting.

The City of Bastrop reserves the right to reconvene, recess, or realign the Special Session or called Executive Session or order of business at any time prior to adjournment.

1. CALL TO ORDER

2. LEADING THE PLEDGES – Jacob Rogers – Son of Council Member Rogers.

AMERICAN FLAG

TEXAS PLEDGE OF ALLEGIANCE

Honor the Texas Flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.

3. INVOCATION – Pastor Bob Long

4. Consider action to approve Resolution No. R-2018-32 of the City Council of the City of Bastrop, Texas to canvass the May 5, 2018 Election for Place 2 and Place 4 of the Bastrop City Council; and establishing an effective date.

5. OATH OF OFFICE

5A. Incoming Council Member Drusilla Rogers, Place 2

- Swearing Oath of Office, The Honorable Chris Duggan, State District Judge, District 423
 - Signature of official documents, Ann Franklin, City Secretary
 - Welcome by Council
 - Comments by Council Member Drusilla Rogers
-

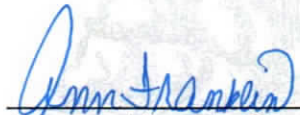
- 5B. Incoming Council Member Bill Ennis, Place 4
- Swearing Oath of Office, The Honorable Chris Duggan, State District Judge, District 423
 - Signature of official documents, Ann Franklin, City Secretary
 - Welcome by Council
 - Comments by Council Member Bill Ennis

6. ELECTION OF MAYOR PRO TEM

7. ADJOURNMENT

RECEPTION FOR OUTGOING MAYOR PRO TEM GARY SCHIFF AND NEWLY ELECTED COUNCIL MEMBERS BILL ENNIS AND DRUSILLA ROGERS IMMEDIATELY FOLLOWING ADJOURNMENT OF MEETING.

I, the undersigned authority, do hereby certify that this Notice of Meeting as posted in accordance with the regulations of the Texas Open Meetings Act on the bulletin board located at the entrance to the City of Bastrop City Hall, a place of convenient and readily accessible to the general public, as well as to the City's website, www.cityofbastrop.org and said Notice was posted on the following date and time: Friday, May 11, 2018 at 1:00 p.m. and remained posted for at least two hours after said meeting was convened.



Ann Franklin, City Secretary



STAFF REPORT

MEETING DATE: May 15, 2018

AGENDA ITEM: 4

TITLE:

Consider action to approve Resolution No. R-2018-32 of the City Council of the City of Bastrop, Texas to canvass the May 5, 2018 Election for Place 2 and Place 4 of the Bastrop City Council; and establishing an effective date.

STAFF REPRESENTATIVE:

Ann Franklin, City Secretary

BACKGROUND/HISTORY:

Sec. 67.002. CANVASS OF PRECINCT RETURNS.:

(a) Except as otherwise provided by law, the precinct election returns for each election shall be canvassed by the following authority:

- (1) for an election ordered by the governor or by a county authority, the commissioners court of each county in which the election is held; and
- (2) for an election ordered by an authority of a political subdivision other than a county, the political subdivision's governing body.

(b) The canvass of precinct returns shall be conducted in accordance with this chapter except as otherwise provided by this code.

POLICY EXPLANATION:

N/A

FUNDING SOURCE:

N/A

RECOMMENDATION:

Consider action to approve Resolution No. R-2018-32 of the City Council of the City of Bastrop, Texas to canvass the May 5, 2018 Election for Place 2 and Place 4 of the Bastrop City Council; and establishing an effective date.

ATTACHMENTS:

- Summary Report
- ENGLISH - Resolution No. 2017-32
- SPANISH - Resolution No. 2017-32

Run Date:05/09/18 05:00 PM

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	TOTAL VOTES	%	EARLY VOTING	ELECTION DAY	PROVISIONAL
PRECINCTS COUNTED (OF 3)	3	100.00			
REGISTERED VOTERS - TOTAL	0				
BALLOTS CAST - TOTAL	991		701	290	0
Board of Directors, Place 1 WCID					
VOTE FOR 1					
Eddy Plummer	190	47.98	125	65	0
Sam Kier	206	52.02	166	40	0
Board of Directors, Place 2 WCID					
VOTE FOR 1					
John Creamer	190	47.74	153	37	0
Butch Carmack	208	52.26	140	68	0
Board of Directors, Place 3 WCID					
VOTE FOR 1					
Stephen Ross	140	35.09	88	52	0
Mary Beth O'Hanlon	259	64.91	206	53	0
City Council, Place 2					
VOTE FOR 1					
Victor Gonzalez	262	40.87	172	90	0
Drusilla Rogers	379	59.13	277	102	0
City Council, Place 4					
VOTE FOR 1					
Bill Ennis	522	100.00	369	153	0

RESOLUTION NO. R-2018-32

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS TO CANVASS THE MAY 5, 2018 ELECTION FOR PLACE 2 AND PLACE 4 OF THE BASTROP CITY COUNCIL; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, on May 5, 2018, a general election was held for the purpose of electing City Council Members for Place 2 and Place 4; and

WHEREAS, the returns of the general election have been made to the Council and show that the votes for City Council Members were cast as follows:

CITY COUNCIL MEMBER PLACE 2

Victor Gonzalez 262 votes

Drusilla Rogers 379 votes

CITY COUNCIL MEMBER Place 4

Bill Ennis 522 votes

WHEREAS, Drusilla Rogers received a majority of all votes cast for the office of City Council Member Place 2; and

WHEREAS, Bill Ennis received a majority of all votes cast for the office of City Council Member Place 4.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS:

SECTION 1. The Council finds that all of the recitals contained in this resolution are true and adopts them as findings of fact by this governing body; and

SECTION 2. The Council finds that the results of the general election as tabulated and canvassed reflect the votes cast at the election; and

SECTION 3. The Council accepts and approves the returns for the general election, as tabulated and received and canvassed, and declares that the following persons are declared elected and may qualify for the office indicated for terms that begin May 15, 2018:

City Council Member Place 2 Drusilla Rogers; and

City Council Member Place 4 Bill Ennis.

SECTION 4. With this canvass, Council is making official the precinct returns received from Bastrop County.

SECTION 5. That this Resolution shall take effect immediately upon its passage, and it is so resolved.

DULY RESOLVED AND ADOPTED by the City Council of the City of Bastrop this 15th day of May, 2018.

CITY OF BASTROP, TEXAS

APPROVED:

Connie B. Schroeder, Mayor

ATTEST:

Ann Franklin, City Secretary

APPROVED AS TO FORM:

Alan Bojorquez, City Attorney

RESOLUCIÓN NO. R-2018-32

UNA RESOLUCIÓN DEL CONSEJO MUNICIPAL DE LA CIUDAD DE BASTROP, TEXAS PARA LLEVAR A CABO EL REPASO DE RESULTADOS DE LA ELECCIÓN DEL 5 DE MAYO, 2018 PARA LOS PUESTOS 2 Y 4 DEL CONSEJO DE LA CIUDAD DE BASTROP; Y PARA DETERMINAR LA FECHA DE VIGOR.

POR CUANTO, el 5 de mayo, 2018 se llevó a cabo una elección general con el propósito de elegir a miembros del Consejo de la Ciudad para el Puesto 2 y el Puesto 4; y

POR CUANTO, los resultados de la elección general se han presentado al Consejo e indican que los votos emitidos a favor de los miembros del Consejo de la Ciudad fueron los siguientes:

CONCEJAL PARA EL CONSEJO DE LA CIUDAD EN EL PUESTO 2

Victor Gonzalez 262 votos

Drusilla Rogers 379 votos

CONCEJAL PARA EL CONSEJO DE LA CIUDAD EN EL PUESTO 4

Bill Ennis 522 votos

POR CUANTO, Drusilla Rogers recibió la mayoría de todos los votos emitidos para el Puesto 2 de concejal del Consejo de la Ciudad; y

POR CUANTO, Bill Ennis recibió la mayoría de todos los votos emitidos para el Puesto 4 de concejal del Consejo de la Ciudad.

AHORA, POR LO TANTO, RESUÉLVASE POR EL CONSEJO DE LA CIUDAD DE BASTROP, TEXAS QUE:

SECCIÓN 1. El Consejo determina que todas las declaraciones contenidas en esta resolución son verdaderas y que se aprueban por ser determinaciones de hecho por este cuerpo gubernamental; y

SECCIÓN 2. El Consejo determina que los resultados de la elección general de acuerdo con su tabulación y su repaso representan los votos emitidos en la elección; y

SECCIÓN 3. El Consejo acepta y aprueba los resultados de la elección general, tal como se han tabulado, recibido y repasado y declara que las siguientes personas han sido electas y que pueden calificar para el puesto indicado para los plazos que se inician el 15 de mayo, 2018;

Concejal del Consejo de la Ciudad Puesto 2 Drusilla Rogers; y

Concejal del Consejo de la Ciudad Puesto 4 Bill Ennis

SECCIÓN 4. Con este repaso, el Consejo declara que son oficiales los resultados de los precintos recibidos del Condado de Bastrop.

SECCIÓN 5. Que esta Resolución sea efectiva inmediatamente cuando sea aprobada, y por lo presente así se resuelve.

DEBIDAMENTE RESUELTO Y ADOPTADO por el Consejo de la Ciudad de Bastrop este día 15 de mayo, 2018.

CIUDAD DE BASTROP, TEXAS

APROBADO:

Connie B. Schroeder, Alcalde

CERTIFICO:

Ann Franklin, Secretaria de la Ciudad

APROBADA SU REDACCIÓN:

Alan Bojorquez, Fiscal de la Ciudad



STAFF REPORT

MEETING DATE: May 15, 2018

AGENDA ITEM: 5A

TITLE:

Incoming Council Member Drusilla Rogers, Place 2

- Swearing Oath of Office, The Honorable Chris Duggan, State District Judge, District 423
- Signature of Official Documents
- Welcome by Council
- Comments by Council Member Drusilla Rogers

STAFF REPRESENTATIVE:

Ann Franklin, City Secretary

BACKGROUND/HISTORY:

Texas Constitution

Article 16. General Provisions

Sec. 1. OFFICIAL OATH. (a) All elected and appointed officers, before they enter upon the duties of their offices, shall take the following Oath or Affirmation:

"I, _____, do solemnly swear (or affirm), that I will faithfully execute the duties of the office of _____ of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State, so help me God."

(b) All elected or appointed officers, before taking the Oath or Affirmation of office prescribed by this section and entering upon the duties of office, shall subscribe to the following statement:

"I, _____, do solemnly swear (or affirm) that I have not directly or indirectly paid, offered, promised to pay, contributed, or promised to contribute any money or thing of value, or promised any public office or employment for the giving or withholding of a vote at the election at which I was elected or as a reward to secure my appointment or confirmation, whichever the case may be, so help me God."

Texas Election Code

Title 6,

Sec. 67.016. CERTIFICATE OF ELECTION. (a) After the completion of a canvass, the presiding officer of the local canvassing authority shall prepare a certificate of election for each candidate who is elected to an office for which the official result is determined by that authority's canvass.

POLICY EXPLANATION:

N/A

FUNDING SOURCE:

N/A

RECOMMENDATION:
N/A

ATTACHMENTS:

- Oath of Office
- Certificate of Election
- Statement of Appointed Officer



OATH OF OFFICE

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF TEXAS,
I, **Drusilla Rogers**, do solemnly swear (or affirm), that I will faithfully execute the
duties of the office of City Council – Place 2 of the City of Bastrop, of the State of
Texas, and will to the best of my ability preserve, protect, and defend the
Constitution and laws of the United States and of this State, so help me God.

Affiant

SWORN TO and subscribed before me by affiant on this 15th day of May 2018.

State of Texas

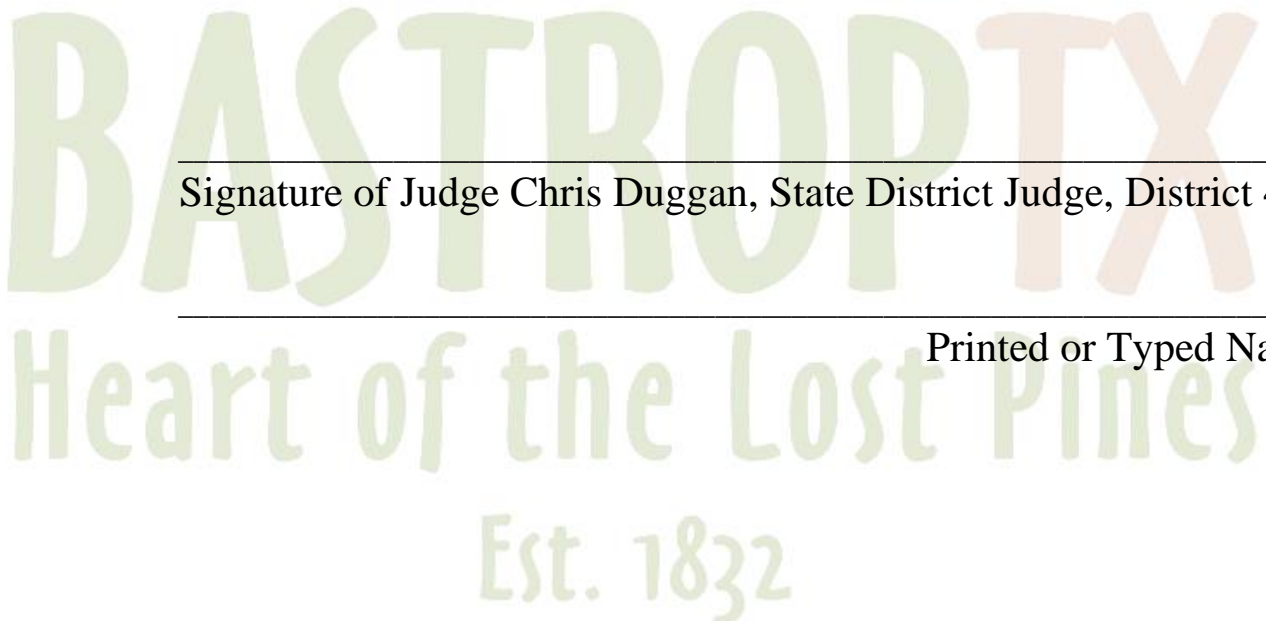
County of Bastrop

Sworn to and subscribed before me this 15th day of May 2018.

(seal)

Signature of Judge Chris Duggan, State District Judge, District 423

Printed or Typed Name





In the name and by the authority of

The State of Texas

THIS IS TO CERTIFY, that at a general election held on

5th, May, 2018

DRUSILLA ROGERS was

duly elected

COUNCIL MEMBER, PLACE TWO

In testimony whereof, I have

Hereunto signed my name and
Caused the Seal of Bastrop, TX. to be
Affixed at the City of Bastrop,
This the 15th day of May, 2018

Connie B. Schroeder, Mayor



City of Bastrop

Statement of Elected/Appointed Officer

(Pursuant to Tex. Const. art. XVI, §1(b), amended 2001)

I, **Drusilla Rogers**, do solemnly swear (or affirm), that I have not directly or indirectly paid, offered, promised to pay, contributed, or promised to contribute any money or thing of value, or promised any public office or employment for the giving or withholding of a vote at the election at which I was elected or as a reward to secure my appointment or confirmation, whichever the case may be, so help me God.

This 15th day of May, 2018.

UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING STATEMENT AND THAT THE FACTS STATED THEREIN ARE TRUE.



STAFF REPORT

MEETING DATE: May 15, 2018

AGENDA ITEM: 5B

TITLE:

Incoming Council Member Bill Ennis, Place 4

- Swearing Oath of Office, The Honorable Chris Duggan, State District Judge, District 423
- Signature of Official Documents
- Welcome by Council
- Comments by Council Member Bill Ennis

STAFF REPRESENTATIVE:

Ann Franklin, City Secretary

BACKGROUND/HISTORY:

Texas Constitution

Article 16. General Provisions

Sec. 1. OFFICIAL OATH. (a) All elected and appointed officers, before they enter upon the duties of their offices, shall take the following Oath or Affirmation:

"I, _____, do solemnly swear (or affirm), that I will faithfully execute the duties of the office of _____ of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State, so help me God."

(b) All elected or appointed officers, before taking the Oath or Affirmation of office prescribed by this section and entering upon the duties of office, shall subscribe to the following statement:

"I, _____, do solemnly swear (or affirm) that I have not directly or indirectly paid, offered, promised to pay, contributed, or promised to contribute any money or thing of value, or promised any public office or employment for the giving or withholding of a vote at the election at which I was elected or as a reward to secure my appointment or confirmation, whichever the case may be, so help me God."

Texas Election Code

Title 6,

Sec. 67.016. CERTIFICATE OF ELECTION. (a) After the completion of a canvass, the presiding officer of the local canvassing authority shall prepare a certificate of election for each candidate who is elected to an office for which the official result is determined by that authority's canvass.

POLICY EXPLANATION:

N/A

FUNDING SOURCE:

N/A

RECOMMENDATION:
N/A

ATTACHMENTS:

- Oath of Office
- Certificate of Election
- Statement of Appointed Officer



OATH OF OFFICE

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF TEXAS,
I, **Bill Ennis**, do solemnly swear (or affirm), that I will faithfully execute the duties
of the office of City Council – Place 4 of the City of Bastrop, of the State of Texas,
and will to the best of my ability preserve, protect, and defend the Constitution and
laws of the United States and of this State, so help me God.

Affiant

SWORN TO and subscribed before me by affiant on this 15th day of May 2018.

State of Texas

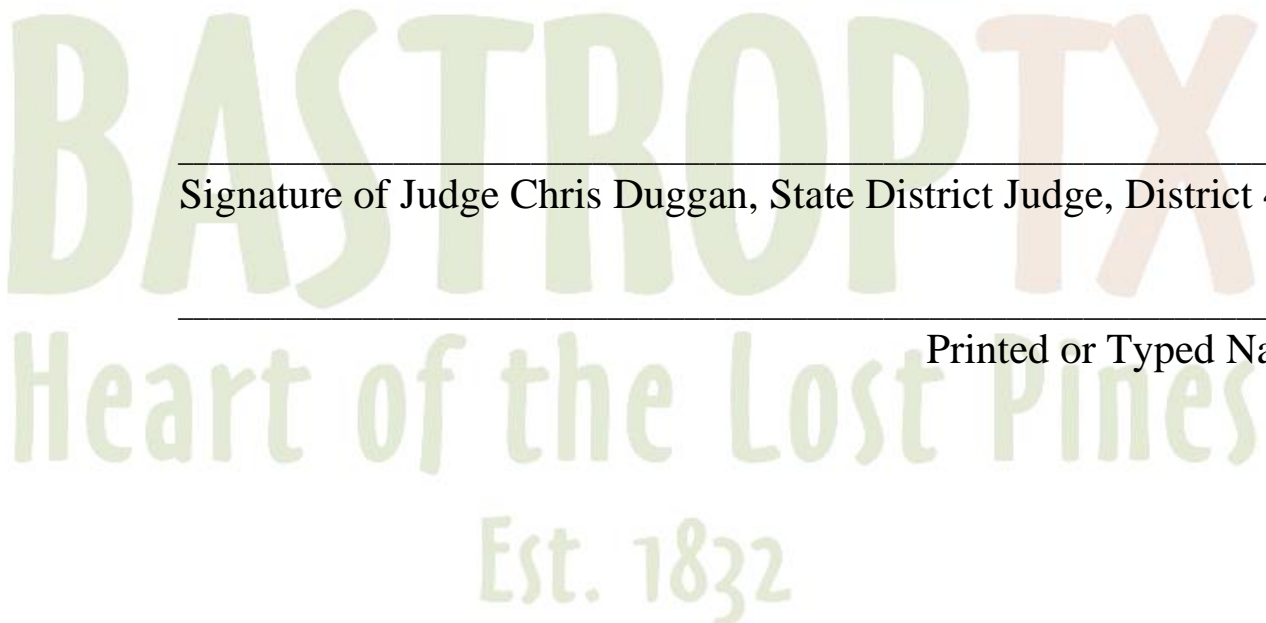
County of Bastrop

Sworn to and subscribed before me this 15th day of May 2018.

(seal)

Signature of Judge Chris Duggan, State District Judge, District 423

Printed or Typed Name





In the name and by the authority of

The State of Texas

THIS IS TO CERTIFY, that at a general election held on

5th, May, 2018

BILL ENNIS was

duly elected

COUNCIL MEMBER, PLACE FOUR

In testimony whereof, I have

Hereunto signed my name and
Caused the Seal of Bastrop, TX. to be
Affixed at the City of Bastrop,
This the 15th day of May, 2018

Connie B. Schroeder, Mayor



City of Bastrop

Statement of Elected/Appointed Officer

(Pursuant to Tex. Const. art. XVI, §1(b), amended 2001)

I, **Bill Ennis**, do solemnly swear (or affirm), that I have not directly or indirectly paid, offered, promised to pay, contributed, or promised to contribute any money or thing of value, or promised any public office or employment for the giving or withholding of a vote at the election at which I was elected or as a reward to secure my appointment or confirmation, whichever the case may be, so help me God.

This 15th day of May, 2018.

UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING STATEMENT AND THAT THE FACTS STATED THEREIN ARE TRUE.



STAFF REPORT

MEETING DATE: May 15, 2018

AGENDA ITEM: 6

TITLE:

Election of Mayor Pro Tem.

STAFF REPRESENTATIVE:

City Manager, Lynda Humble

BACKGROUND/HISTORY:

Article 1.03 – Mayor and City Council

Division 2. – Mayor

Sec. 1.03.034 - Mayor Pro Tem.

- (a) At the first meeting of the Council after the regular annual election, or as soon thereafter as practicable, one of the Councilmembers shall be elected mayor pro tem.
- (b) The mayor pro tem shall hold office for one year.
- (c) The mayor pro tem shall preside over all meetings of the Council during the absence of the mayor, and when both the mayor and mayor pro tem are absent, the members present (if a quorum) may call another member to preside.

POLICY EXPLANATION:

N/A

FUNDING SOURCE:

N/A

RECOMMENDATION:

Election of Mayor Pro Tem.