

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



April 23, 2024

Regular City Council Meeting at 6:30 PM

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.

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

PLEASE NOTE: ANYONE IN ATTENDANCE WISHING TO ADDRESS THE COUNCIL MUST COMPLETE A CITIZEN COMMENT FORM AND GIVE THE COMPLETED FORM TO THE CITY SECRETARY PRIOR TO THE START OF THE CITY COUNCIL MEETING. ALTERNATELY, IF YOU ARE UNABLE TO ATTEND THE COUNCIL MEETING, YOU MAY COMPLETE A CITIZEN COMMENT FORM WITH YOUR COMMENTS AT CITYOFBASTROP.ORG/CITIZENCOMMENT AT LEAST TWO HOURS BEFORE THE MEETING STARTS ON THE REQUESTED DATE. COMMENTS SUBMITTED BY THIS TIME WILL BE GIVEN TO THE CITY COUNCIL DURING THE MEETING AND INCLUDED IN THE PUBLIC RECORD, BUT NOT READ ALOUD. COMMENTS FROM EACH INDIVIDUAL IN ATTENDANCE WILL BE LIMITED TO THREE (3) MINUTES.

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE** - Noah Tawater and Zachary Coleman, Colony Oaks Elementary Safety Patrol

TEXAS PLEDGE OF ALLEGIANCE - *Honor the Texas Flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.*

3. **INVOCATION** - Grady Chandler, Police Chaplain
4. **PRESENTATIONS**
 - 4A. Mayor's Report
 - 4B. Council Members' Report

- 4C. City Manager's Report
- 4D. A proclamation of the City Council of the City of Bastrop, Texas recognizing May 4, 2024, as National Lemonade Day.
- Submitted by: Ann Franklin, City Secretary
- 4E. A proclamation of the City Council of the City of Bastrop, Texas recognizing April 2024, as Sexual Assault Awareness Month.
- Submitted by: Ann Franklin, City Secretary
- 4F. A proclamation of the City Council of the City of Bastrop, Texas recognizing May 11, 2024, as World Migratory Bird Day.
- Submitted by: Ann Franklin, City Secretary
- 4G. A proclamation of the City Council of the City of Bastrop, Texas recognizing May 4, 2024, as Firefighter Appreciation Day.
- Submitted by: Ann Franklin, City Secretary
- 4H. A proclamation of the City Council of the City of Bastrop, Texas recognizing May 12, 2024 - May 18, 2024 as National Police Week.
- Submitted by: Ann Franklin, City Secretary
- 4I. A proclamation of the City Council of the City of Bastrop, Texas recognizing the Bastrop County Historical Society on their outstanding achievement.

Submitted by: Lyle Nelson, Mayor

5. WORK SESSIONS/BRIEFINGS - NONE

6. STAFF AND BOARD REPORTS

- 6A. Receive presentation on the unaudited Monthly Finance Report for the period ending February 29, 2024.

Submitted by: Edi McIlwain, Chief Financial Officer

7. CITIZEN COMMENTS

At this time, three (3) minute comments will be taken from the audience on any topic. Anyone in attendance wishing to address the Council must complete a citizen comment form and give the completed form to the City Secretary prior to the start of the City Council meeting. Alternately, if you are unable to attend the council meeting, you may complete a citizen comment form with your comments at www.cityofbastrop.org/citizencommentform at least two hours before the meeting starts on the requested date. Comments submitted by this time will be given to the City Council during the meeting and included in the public record, but not read aloud. In accordance with the Texas Open Meetings Act, if a citizen discusses any item not on the agenda, City Council cannot discuss issues raised or make any decision at this time. Instead, City Council is limited to making a statement of specific

factual information or a recitation of existing policy in response to the inquiry. Issues may be referred to City Manager for research and possible future action.

It is not the intention of the City of Bastrop to provide a public forum for the embarrassment or demeaning of any individual or group. Neither is it the intention of the Council to allow a member of the public to slur the performance, honesty and/or integrity of the Council, as a body, or any member or members of the Council individually or collectively, or members of the City's staff. Accordingly, profane, insulting or threatening language directed toward the Council and/or any person in the Council's presence will not be tolerated.

8. CONSENT AGENDA

The following may be acted upon in one motion. A Council Member or a citizen may request items be removed from the Consent Agenda for individual consideration.

- 8A. Consider action to approve City Council minutes from the April 6, 2024, Special Joint Workshop/Walking Tour and April 9, 2024, Regular meeting.

Submitted by: Ann Franklin, City Secretary

- 8B. Consider action to approve the second reading of Ordinance No. 2024-05 of the City Council of the City of Bastrop, Texas, amending the budget for the Fiscal Year 2024; appropriating the various amounts herein as attached in Exhibit A; repealing all prior ordinances and action in conflict herewith; and establishing an effective date.

Submitted by: Edi McIlwain, Chief Financial Officer

9. ITEMS FOR INDIVIDUAL CONSIDERATION

- 9A. Hold a public hearing and consider action to approve the first reading of Ordinance No. 2024-12 of the City Council of the City of Bastrop, Texas, disannexing from the City limits, for full purposes, land being approximately 312.61 acres, known as Bastrop Colorado Bend, Phase 1, out of the Stephen F. Austin Survey, Abstract No. 2, in Bastrop County, Texas, located west of Lovers Lane and southeast of the Colorado River.

Submitted by: Andres Rosales, Assistant City Manager

- 9B. Consider action to approve Resolution No. R-2024-43 of the City Council of the City of Bastrop, Texas, approving and authorizing the execution of a Lease Agreement between the Bastrop Christian Church and the City for the property located at 600 Spring Street, as attached as Exhibit A; providing for a repealing clause; and establishing an effective date.

Submitted by: Andres Rosales, Assistant City Manager

- 9C. Receive presentation of the Bastrop Bird Junction Project, the proposed nine (9) locations, and proposed outdoor Bird Sculptures, and consider action to approve the proposed locations and proposed outdoor Bird Sculptures for locations one (1), two (2), and five (5) as identified in Exhibit A, located within the City Limits of Bastrop, Texas.

Submitted by: James E. Cowey, Director of Development Services

- 9D. Consider action to approve Resolution No. R-2024-45 of the City Council of the City of Bastrop, Texas, approving and authorizing the issuance of a Request for Proposals (RFP) for Solid Waste and Recycling Services, as attached as Exhibit A; providing for repeal; and providing an effective date.

Submitted by: Andres Rosales, Assistant City Manager

- 9E. Consider action to approve Resolution No. R-2024-46 of the City Council of the City of Bastrop, Texas, approving a contract with PHI Health, LLC dba PHI Air Medical for annual membership for emergency air medical transport in an amount of Thirty-Two Thousand Three Hundred Thirty Four Dollars (\$32,334), authorizing the City Manager to execute all necessary documents, and providing for an effective date.

Submitted by: Andres Rosales, Assistant City Manager

10. EXECUTIVE SESSION

- 10A. City Council shall convene into closed executive session pursuant to Texas Government Code Sections 551.071, 551.072, and 551.087 to seek the advice of legal counsel regarding the real estate and economic development aspects of a potential development of a Qualified Hotel Project.
- 10B. City Council shall convene into closed executive session pursuant to Texas Government Code Sections 551.071 and 551.072 to seek legal council and discuss potential acquisition of real estate adjacent to Gills Branch, within the City of Bastrop.
- 10C. City Council shall convene into closed executive session pursuant to Texas Government Code Sections 551.071 and 551.087 to seek the advice of legal counsel regarding a 380 Agreement with the Bastrop County Museum & Visitor Center.
- 10D. City Council shall convene into closed executive session pursuant to Texas Government Code Sections 551.071 and 551.087 to seek the advice of legal counsel regarding potential economic development incentives for the Bastrop Opera House.
- 10E. City Council shall convene into closed executive session pursuant to Texas Government Code Sections 551.071 and 551.074 to seek the advice of legal counsel regarding the conduct of Mayor Lyle Nelson and results of the recent Board of Ethics decision, including remedial measures.

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

12. ADJOURNMENT

All items on the agenda are eligible for discussion and action unless specifically stated otherwise.

The Bastrop City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), and 551.087 (Economic Development), and §551.086 (Competitive Matters regarding Electric Utility).

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, April 19, 2024 at 3:00 p.m. and remained posted for at least two hours after said meeting was convened.

/s/Victoria Psencik
Victoria Psencik, Assistant City Secretary