

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



June 27, 2023

Regular Council Meeting at 6:30 PM

Executive Session at 5:30 PM

Regular 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. EXECUTIVE SESSION

2A. City Council shall convene into closed executive session pursuant to Texas Government Code section 551.071 to seek the advice of legal counsel regarding recently enacted state legislation, including House Bill 2127.

2B. City Council shall convene into closed executive session pursuant to Texas Government Code section 551.071 and 551.074 to seek the advice of legal counsel regarding the

statutory aspects of pending ordinance amendments regarding personnel and procedures of the Planning and Zoning Commission.

Submitted by: Mayor Pro-tem Kirkland and Council Member Plunkett

- 2C. City Council shall convene into closed executive session pursuant to Texas Government Code section 551.071 to seek the advice of legal counsel regarding ambulance services.

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

4. CALL TO ORDER REGULAR MEETING

- 5. **PLEDGE OF ALLEGIANCE** - Paula Drake and Christina Davis, City of Bastrop Employees

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

- 6. **INVOCATION** - Hardy Overton, Police Chaplain

7. PRESENTATIONS

- 7A. Mayor's Report
- 7B. Council Members' Report
- 7C. City Manager's Report
- 7D. A proclamation of the City Council of the City of Bastrop, Texas recognizing July 2023, as Parks and Recreation Month.

Submitted by: Terry Moore, Bastrop Recreation Manager

8. WORK SESSIONS/BRIEFINGS

- 8A. Receive presentation on proposed amendments to the Rules of Procedure for the City Council and Boards and Commissions.

Submitted by: Alan Bojorquez, City Attorney

9. STAFF AND BOARD REPORTS

- 9A. Receive presentation on the unaudited Monthly Financial Report for the period ending May 31, 2023.

Submitted by: Tracy Waldron, Chief Financial Officer

- 9B. Receive presentation completed by Intelligent Consulting, LLC regarding the findings of the Development Services Department Assessment.

Submitted by: Sylvia Carrillo, ICMA-CM, CPM, City Manager

10. 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.

11. 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.

- 11A. Consider action to approve City Council minutes from the June 13, 2023, Regular meeting; June 15, 2023, Town Hall meeting; and June 20, 2023, Canvassing.

Submitted by: Ann Franklin, City Secretary

- 11B. Consider action of the City Council to award the contract to Vortex Lining Systems, LLC. in Resolution No. R-2023-93 for Tahitian Village Manhole Rehabilitation Project, in the sum not to exceed One Hundred Fifty Thousand Dollars, (\$150,000.00) as attached as Exhibit A; authorizing the City Manager to execute all necessary documents; providing for a repealing clause; and establishing an effective date.

Submitted by: Curtis Hancock, Director of Public Works

- 11C. Consider action to approve the second reading of Ordinance No. 2023-11, of the City Council of the City of Bastrop, Texas, amending the Bastrop Code of Ordinances Chapter 14, of the Bastrop Building Block (B3) Code, Article 2.4 Administration, Sec. 2.4.001(c) (1), and (4) Nonconforming Uses and Structures; (d) hanging Nonconforming Use (1) (a) (i) (b) and (e); and providing for findings of fact, repealer, severability, codification, effective date, proper notice and meeting.

Submitted by: Sylvia Carrillo, ICMA-CM, CPM, City Manager

12. ITEMS FOR INDIVIDUAL CONSIDERATION

- 12A. Hold public hearing on the Hunters Crossing Public Improvement District ongoing service plan and proposed assessment levy, consider any objections to the proposed assessments and, consider action to approve the first reading of Ordinance No. 2023-20 of the City Council of the City of Bastrop, Texas approving the Fiscal Year 2024 Annual Service Plan Update, including provisions related to assessments for the Hunters Crossing Public Improvement District; approving a Fiscal Year 2024 assessment roll for the District; and containing other provisions related to the Hunters Crossing Public Improvement District and the Hunter's Crossing Local Government Corporation; providing for an effective date and move to include on the July 11, 2023, agenda for second reading.

Submitted by: Tracy Waldron, Chief Financial Officer

- 12B. Consider action to approve Resolution R-2023-94 of the City Council of the City of Bastrop, Texas, approving the adoption of the land use assumptions and capital improvements plan related to the roadway impact fee study that was presented and discussed at the public hearing held on Tuesday, June 13, 2023.

Submitted by, Trey Job, Assistant City Manager

- 12C. Consider action to approve Resolution No. R-2023-96 and Resolution No. R-2023-99 of the City Council of the City of Bastrop, Texas, removing D. Moore and C. Caylor from Planning and Zoning Commission.

Submitted by: Mayor Pro-tem John Kirkland and Council Member Plunkett

- 12D. Consider action to approve the first reading of Ordinance No.2023-19 of the City Council of the City of Bastrop, Texas, requiring members of the Planning and Zoning, Zoning Board of Adjustment, and Historic Landmark Commission to resign their seat when running for other elected office.

Submitted by: Sylvia Carrillo, ICMA-CM, CPM, City Manager

- 12E. Consider action to approve the first reading of Ordinance No. 2023-16 of the City Council of the City of Bastrop, Texas, amending Chapter 14 of the Code of Ordinances, Chapter 2 of the B3 Code, providing for a supermajority vote of the City Council to approve certain Place Type zoning changes; and move to include on the July 11, 2023, agenda for second reading.

Submitted by: Sylvia Carrillo, ICMA-CM, CPM, City Manager

- 12F. Consider action to approve the first reading of Ordinance No. 2023-17 of the City Council of the City of Bastrop, Texas, amending Chapter 14 of the Code of Ordinances, Chapter 2 of the B3 Code, providing for a simple majority vote of the Planning and Zoning Commission to make recommendations to the City Council.

Submitted by: Sylvia Carrillo, ICMA-CM, CPM, City Manager

- 12G. Consider action to approve on first reading Ordinance No. 2023-18 of the City Council of the City of Bastrop, Texas, amending Chapter 14 of the Code of Ordinances, Chapter 2 of the B3 Code, providing for qualifications for Planning and Zoning Commission members.

Submitted by: Mayor Pro-tem John Kirkland and Council Member Plunkett

- 12H. Consider action to approve Resolution No. R-2023-97 of the City Council of the City of Bastrop, Texas, authorizing the City Manager to designate thirty parking spaces in the parking lot located at the corner of Willow Street and Farm Street at Fisherman's Park as parking for disabled patrons of the Big Bang event taking place on July 1, 2023: and providing an effective date.

Submitted by Terry Moore, Recreation Manager

- 12I. Consider action to approve Resolution R-2023-98 of the city council of the city of Bastrop, Texas, authorizing the city manager to sell certain real property located at the 2000 Block of Mill Street, Building Block 142 East of Water Street, and the 2000 Block of South Street, Building Block 143 East of Water Street.

Submitted by Trey Job, Assistant City Manager

- 12J. Consider action to approve Resolution No. R-2023-101 of the City Council of the City of Bastrop, Texas approving a Public Improvement Plan Agreement with Blakey Owner Apartments, LLC, a Delaware Limited Liability Company for Pearl River, Phase One, Lot 1 & 2as attached in Exhibit A; authorizing the City Manager to execute all necessary documents; providing for a repealing clause; and establishing an effective date.

Submitted by Trey Job, Assistant City Manager

- 12K. Consider action to approve Resolution No. R-2023-100 of the City Council of the City of Bastrop, Texas, approving a License agreement for encroachment onto the Water Street right of way. between the City of Bastrop and Howards Design Limited LLC, as attached in Exhibit A, authorizing the City Manager to execute all necessary documents; providing for a repealing clause; and establishing an effective date.

Submitted by: Trey Job, Assistant City Manager

13. 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: Thursday, June 22, 2023, at 5:30 p.m. and remained posted for at least two hours after said meeting was convened.

/s/ Ann Franklin
Ann Franklin, City Secretary