

JUNE 27, 2023

The Bastrop City Council met in a regular meeting on Tuesday, June 27, 2023, at 5:30 p.m. at the Bastrop City Hall Council Chambers, located at 1311 Chestnut Street, Bastrop, Texas. Members present were: Mayor Nelson and Mayor Pro Tem Kirkland and Council Members Lee, Meyer, Plunkett, and Crouch. Officers present were: City Manager, Sylvia Carrillo; City Secretary, Ann Franklin; and City Attorney, Alan Bojorquez.

**CALL TO ORDER**

Mayor Nelson called the meeting to order at 6:30 p.m. with a quorum present.

**EXECUTIVE SESSION**

**The City Council met at 5:31 p.m. in a closed/executive session pursuant to the Texas Government Code, Chapter 551, et seq, to discuss the following:**

- 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

**Mayor Nelson recessed the Executive Session at 6:30 p.m.**

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

No action taken.

**CALL TO ORDER REGULAR MEETING**

Mayor Nelson called the regular meeting to order at 6:30 p.m. with a quorum present.

**PLEDGE OF ALLEGIANCE**

Madison and Jayden Davis led the pledges.

**INVOCATION**

Hardy Overton, Police Chaplain, gave the invocation.

**EXECUTIVE SESSION**

**The City Council met at 6:34 p.m. in a closed/executive session pursuant to the Texas Government Code, Chapter 551, et seq, to discuss the following:**

- 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

Mayor Nelson recessed the Executive Session at 7:32 p.m.

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

No action taken.

**ITEMS FOR INDIVIDUAL CONSIDERATION**

- 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

**SPEAKERS**

**Kerry Fossler  
1903 Main St.  
Bastrop, TX**

**Steve Chamberlain  
230 Oakforest Drive  
Cedar Creek, TX**

**Dora Epstein-Jone  
302 Cedar St  
Bastrop  
310-529-0337**

**DeAnn Caylor  
16513 Decker Creek Drive  
Manor, TX**

**Deborah Moore  
1306 Church St.  
Bastrop, TX**

**Maria Montoya Stayton  
1707 PECAN STREET  
Bastrop, TX**

**Denise Smith & Pete Langhans  
208 East Keanahalululu Lane  
Bastrop, TX**

**Ruth Todd  
100 Watercourse Way  
Bastrop, TX**

**Phil Hurley  
1408 Wilson Street  
Bastrop, TX**

Marie Blazek  
400 OAK STREET  
BASTROP, TX

Marie Blazek  
1408 Wilson St.  
Bastrop, Tx

Sheri Godwin  
115 Rainmaker Cove  
Bastrop, TX

Dax Addian Havrilak  
779 Peach Creek Rd  
Rosanky, TX

Patrice Parsons  
231 Baron Creek Trail  
Bastrop, TX

Bonnie Coffey

Mel Cooper  
603 Shiloh  
Bastrop, TX

A motion was made by Mayor Pro Tem Kirkland to approve the first reading of Ordinance No. 2023-19, seconded by Council Member Plunkett, motion was approved on a 3-2 vote. Those voting aye were: Mayor Pro Tem Kirkland and Council Members Plunkett and Crouch. Those voting nay were: Council Members Lee and Meyer.

- 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  
Presentation was made by Trey Job, Assistant City Manager.

**SPEAKERS**

Carrie Caylor  
1408 Wilson Street  
Bastrop, TX

Deborah Moore  
1306 Church Street  
Bastrop, TX

A motion was made by Mayor Pro Tem Kirkland to approve the first reading of Ordinance No. 2023-19 and removing Historic Landmark Commission from the item title and inserting Bastrop Economic Development Corporation, seconded by Council Member Crouch, motion was approved on a 5-0 vote.

- 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

**Presentation was made by Tracy Waldron, Chief Financial Officer and John Snider, B3Works.**

**Opened Public Hearing**

**Closed Public Hearing**

**A motion was made by Council Member Lee to approve the first reading of Ordinance No. 2023-20, seconded by Council Member Meyer, motion was approved on a 5-0 vote.**

- 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

**Presentation was made by Sylvia Carrillo, ICMA-CM, CPM, City Manager**

**SPEAKERS**

**Kerry Fossler  
1903 Main Street  
Bastrop, TX**

**A motion was made by Mayor Pro Tem Kirkland to approve the first reading of Ordinance No. 2023-16, seconded by Council Member Plunkett, motion was approved on a 5-0 vote.**

- 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

**Presentation was made by Sylvia Carrillo, ICMA-CM, CPM, City Manager**

**A motion was made by Council Member Plunkett to approve the first reading of Ordinance No. 2023-17, seconded by Council Member Meyer, motion was approved on a 5-0 vote.**

- 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

**Presentation was made by Mayor Pro-Tem John Kirkland and Council Member Plunkett**

**SPEAKERS**

**Carrie Caylor  
1408 Wilson Street  
Bastrop, TX**

**Herb Goldsmith  
1105 Pecan Street  
Bastrop, TX**

**Patrice Parsons  
231 Baron Creek Trail  
Bastrop, TX**

**Deborah Moore  
1306 Church Street  
Bastrop, TX**

**A motion was made by Mayor Pro Tem Kirkland to approve the first reading of Ordinance No. 2023-18, seconded by Council Member Plunkett, motion was approved on a 4-1 vote. Those voting aye were: Mayor Pro Tem Kirkland and Council Members Meyer, Plunkett, and Crouch. Those voting nay were: Council Member Lee.**

**CITIZEN COMMENTS**

**SPEAKERS**

**Nancy Woods  
906 Walnut Street  
Bastrop, TX**

**Patrice Parsons  
231 Baron Creek Trail  
Bastrop, TX**

**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  
The presentation was made by Mayor Nelson and received by members of the Parks Board; Terry Moore, Recreation Manager; and Curtis Hancock, Director of Public Works.

#### 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  
**Presentation was made by Alan Bojorquez, City Attorney.**

#### 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  
**Presentation was made 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  
**Presentation was made by Sylvia Carrillo, ICMA-CM, CPM, City Manager.**

#### CONSENT AGENDA

**A motion was made by Council Member Lee to approve Items 11A, 11B, and 11C as listed on the Consent Agenda after being read into the record by City Secretary Ann Franklin. Seconded by Council Member Crouch, motion was approved on a 5-0 vote.**

- 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

## ITEMS FOR INDIVIDUAL CONSIDERATION CONTINUED

- 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

**Presentation was made by Trey Job, Assistant City Manager**

**A motion was made by Council Member Meyer approve Resolution No. R-2023-94, seconded by Council Member Plunkett, motion was approved on a 5-0 vote.**

- 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

**Presentation was made by Terry Moore, Recreation Manager**

**A motion was made by Council Member Plunkett approve Resolution No. R-2023-97, seconded by Council Member Crouch, motion was approved on a 5-0 vote.**

- 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

**Presentation was made by Trey Job, Assistant City Manager**

**A motion was made by Council Member Lee approve Resolution No. R-2023-97, seconded by Council Member Crouch, motion was approved on a 5-0 vote.**

- 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

**Presentation was made by Trey Job, Assistant City Manager**

**A motion was made by Council Member Crouch approve Resolution No. R-2023-97, seconded by Council Member Plunkett, motion was approved on a 5-0 vote.**

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

Presentation was made by Trey Job, Assistant City Manager

A motion was made by Council Member Plunkett approve Resolution No. R-2023-97, seconded by Council Member Lee, motion was approved on a 5-0 vote.

EXECUTIVE SESSION

The City Council met at 11:08 p.m. in a closed/executive session pursuant to the Texas Government Code, Chapter 551, et seq, to discuss the following:

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.


Mayor Nelson recessed the Executive Session at 11:20 p.m.

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


No action taken.

Adjourned at 11:20 p.m. without objection.

APPROVED:

  
\_\_\_\_\_  
Mayor Lyle Nelson

ATTEST:

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

The Minutes were approved on July 11, 2023, by Mayor Pro Tem Kirkland’s motion, Council Member Lee’s second. The motion was approved on a 5-0 vote.