MINUTES OF REGULAR COUNCIL MEETING
BASTROP CITY COUNCIL
JULY 14, 2015

The Bastrop City Council met in a Regular Meeting on Tuesday, July 154, 2015 at 6:30 PM at the Bastrop City Hall Council Chambers, located at 1311 Chestnut Street, Bastrop, Texas. Members present were Mayor Ken Kesselus, Council Members, Kelly Gilleland, Willie DeLaRosa, Kay Garcia McAnally, Gary Schiff and Dock Jackson.

1. CALL TO ORDER

At 6:30 PM Mayor Kesselus called the Meeting to order with a Quorum being present.

2. PLEDGE OF ALLEGIANCE

Ms. Kayli Head led the Pledge of Allegiance and the Pledge to the Texas Flag

3. INVOCATION

Mayor Ken Kesselus gave the Invocation.

4. PRESENTATIONS –

1. Bastrop County Historical Society – President Sandra Chipley
Ms. Chipley introduced Ms. Georgina Ngozi, the newly hired Executive Director of the Bastrop County Museum. She gave an overview of Ms. Ngozi work experience and stated she is a great asset to the Museum. Ms. Ngozi addressed the Council and said she felt at home in Bastrop and was eager to get to work. The Council welcomed Ms. Ngozi.

5. PROCLAMATIONS - Bastrop Volunteer Honor Roll, Class of 2015:

Mayor Kesselus read the Proclamation and Ms. Kayli Head, Main Street Director, accepted the Proclamation. Volunteers present were acknowledged by the Council.

6. CITIZEN COMMENTS

Mr. Scott Harris addressed the Council and spoke about the Bastrop Arena and how important for the Community it is. He would like to see the area cleaned up a bit.

Ms. Linda Waxman addressed the Council and spoke about the Bastrop Arena and how the Bastrop Family Rodeo Club had worked hard to get the Arena built and had maintained the Arena for over 20 years and would like to see this important asset kept up with and allow people access to the Arena for family activities.

Ms. Doug Staton addressed the Council and spoke on behalf of the Bastrop Family Rodeo Club and expressed their desire to assist and be included when setting the new Rules and Procedures.

Mayor Kesselus thanked all guest speakers for their time.

7. ANNOUNCEMENTS

Mayor Kesselus stated he felt it was a good idea to vote for the HOT Funding at the end of July. Mayor Kesselus stated that he had been interviewed many times regarding the JADE HELM 15 and basically he is telling them all "That it is business as usual in Bastrop". Council Member Jackson stated he had also been interviewed as well. Ms. McAnally reminded CM Talbot to schedule a YMCA Workshop and CM Talbot explained that item is addressed in his CM Report.

City Manager's Informational Report for the July 14, 2015 City Council Meeting:

I. Meetings and Events Attended:

A. Attended the Special Meeting of the Bastrop Economic Development Corporation on July 24, 2015.
B. Attended the Special Meeting of the Lost Pines Groundwater Conservation District on July 24, 2015
C. Special City Council Budget Workshop on July 7, 2015.

II. Update on City Projects and Issues:

A. Discussion and Review of Water Usage for the period of June 1, 2015 through July 13, 2015 2015.
B. Update on the AMI Project.
C. Update on the FY-16 Budget
D. Update on Current City Infrastructure Projects:
A. Farm Street Reconstruction Project [Smith Construction]
B. Water, Haysel & Spring Streets Infrastructure Project. [Facility Maintenance]
C. Tahitian Village Overpass Project
D. Alley D Improvements
E. Update on the Comprehensive Plan.
F. Update on the work Accomplished in the Northern area of the City.
G. Update on the Downtown Parking & Main Street Parking Issues.
H. Rules & Regulations Regarding the "Rodeo Arena".
I. Bastrop Art In Public Places Call for "Sculpture Project".
J. Request from the Bastrop Marketing Corporation to make Expenditures of Hotel/Motel Funds.
K. Update on House Bill 910 and Senate Bill 11.
L. Update on Bastrop Opera House
M. Management/Administrative Activities

III. Other City Activities:

A. City of Bastrop Convention Center Activities.
B. The City of Bastrop Main Street Program.
C. Planning Department – Inspection Report.
D. Update on the YMCA Program.

Inviting input from the City Council related to issues for possible inclusion on future agendas related to issues such as (but not limited to) municipal projects, personnel, public property, development and other City/public business.

CM Talbot informed the Council that water use in the City is on the rise which is normal for this time of year. He also explained that in about 2 weeks there will be a walk thru and we will be totally automatic with our water and electric meters.

Item C – CM Talbot felt the Workshop on July 7, 2015 was a beneficial one. He informed the Council that we should be receiving the Certified Tax Rolls during the last week of July.

Item E – CM Talbot explained that the City Boards are working on nominating members for the Comp Plan Committee. Mr. Schiff suggesting letting Mayor Kesselus pick out citizens to round out the Committee. Council agreed with this.

Council Member Jackson stated he had received some calls regarding the retiree benefits of health insurance and would like to see an update on this.

CM Talbot told the Council that he would be bring more information to them regarding House Bill 910 and Senate Bill 11 on his next report.

A. CONSENT AGENDA

All of the following items on the Consent Agenda are considered to be self-explanatory by the Council and will be enacted with one motion. There will be no separate discussion of these items unless a Council Members so requests.

A.1 **Consideration**, discussion and possible action regarding approval of minutes from Regular Council Meeting June 9, 2015 and Special Workshop meeting July 7, 2015.

A.2 Approval of the statutory denial, for a period of 180 days from the date of Council action on this request for the Final Plat of a Northwest Portion of Farm Lot 11, East of Main Street being +/- 1.413 acres located within the city limits of Bastrop, Texas.

A.3 **Approval** of the statutory denial, for a period of 180 days from the date of Council action on a request for the Amended Plat of +/- 0.512 acres out of Farm Lot 17, East of Main Street located within the city limits of Bastrop, Texas.

A.4 **Approval** of Bastrop Marketing Corporation's request for reimbursement of expenses.

A.5 Consideration, Discussion And Possible Action On A Resolution Of The City Of Bastrop, Texas, In Response To Request For Interim Rate Increase By CenterPoint Energy Resources Corp., South Texas Division ("CenterPoint"); Finding That Rates Could Not Be Set; Recommending That The Statute Authorizing Interim Rate Relief Known As The "Gas Reliability Infrastructure Program" Be Amended During The 85th Session Of The Texas Legislature So That Costs Of The Program Can Be Reviewed In A Timely And Meaningful Manner In Order For Just And Reasonable Rates To Be Established By The Bastrop City Council. Determining That The Meeting At Which This Resolution Was Adopted Complied With The Texas Open Meetings Act; Making Such Other Findings And Provisions Related To The Subject; And Declaring An Effective Date.

Council Member Garcia McAnally made the motion to approve the Consent Agenda, seconded by Council Member DeLaRosa and passed unanimously.

B. PUBLIC HEARINGS, ORDINANCES, & OTHER ITEMS ELIGIBLE FOR CONSIDERATION AND/OR ACTION - NONE

C. OLD BUSINESS - NONE

D. NEW BUSINESS

D.1 Presentation and possible discussion form Civic Organizations seeking Community

Support Funding (CS) for services not currently provided by the City for Fiscal Year 2016.

A. Austin Habitat for Humanity, Inc. – No representative present
B. Bastrop County Child Welfare Board – No representative present
C. Bastrop County Emergency Food Pantry and Support Center – Executive Director Tresha Silva spoke on behalf of the Center.
D. Bastrop County Women's Shelter, Inc. dba Family Crisis Center – Director Sherry Murphy spoke on behalf of the Center.
E. Bastrop Pregnancy Resource Center – No representative present
F. Boys and Girls Club of Bastrop County – Ronnie Green spoke on behalf of the Organization
G. Children's Advocacy Center of Bastrop – Executive Director Terry Beattie spoke on Behalf of Center.
H. Combined Community Action – Executive Director Kelly Franke spoke on behalf of Organization.
I. Court Appointed Special Advocates (CASA) – Executive Director Kristi Glasper Spoke on behalf of the Organization.
J. In the Streets-Hands up High Ministry – Pastor Roland Nova spoke on behalf of the Organization.
K. Literacy Volunteers of Bastrop – Board President Dale Burke spoke on behalf of the Organization.
L. Mission U-Too – Rev. Dr. Noah Panlili spoke on behalf of the Organization.
M. YMCA of Austin/Bastrop Branch – Director of Bastrop YMCA Terry Moore Spoke on behalf of the Organization.

Mayor Kesselus thanked all Organizations for taking the time to come to the Meeting and for all they do for the Communities they serve. Mayor Kesselus reminded Council to get their voting in by the end of July. Ms. Gilleland asked if the $80,000 was a locked in amount. Mr. DeLaRosa answered that that would be a Budget Item and could be discussed at a Workshop. Question was asked to the time frame for the Boys and Girls Club to build on the Bob Bryant Park land. Mr. Green answered it would be about 3 years. The Council would like to see information brought so that they could evaluate efficiently.

Mayor Kesselus asked if Council had any objections to switch the places between Item D.2 and Item D.3. Council had no objections.

D.3 Consideration, Discussion And Possible Action regarding a Presentation By Hardee Partners, LLC On The Bastrop Convention & Exhibit Center.

Ms. Cami Hardee of Hardee Partners, LLC gave a PowerPoint presentation. The Council asked questions and briefly discussed various items. Ms. Gilleland asked if a hotel had ever expressed interest in the property next door or had the City ever sought out a hotel for that property. CM Talbot answered no. Questions were asked about multiple marketing vs. 1 joint marketing group. The prime concern would be the vast expense. Mr. Schiff asked if the Convention Center had repeat business year and after. Ms. Hardee referred the question to Ms. Kathy Danielson, director of Convention Center who responded yes there have been repeat events such as the Sami Show and Green Expo. Mr. Schiff asked Ms. Hardee if perhaps the rates were cut in half would make a difference with getting more events. Ms. Hardee responded "No, not without marketing person". Mr. Jackson agreed that the Convention Center lacked a good marketing plan. Mr. Schiff stated that he sees no coordinated effort on marketing Bastrop, but could a group doing all of the marketing as a whole. Ms. Gilleland and Ms. Garcia McAnally agreed 100% with Mr. Schiff. Ms. Gilleland said there needs to be a central marketing group and feels that instead of giving money for advertising to multiple groups it should be given to a marketing department.

Mayor Kesselus allowed for break from 8:40 PM to 8:47 PM.

D.2 Consideration, discussion and possible action regarding the update from the Vision Task Force On progress of the five initiatives, including possible action on the Marketing Initiative recommendation.

Council Member McAnally presented a power point presentation and read the presentation to the Council. Mr. Schiff asked if this plan called for working with the Bastrop Marketing Corp at this time. Mr. Jackson asked if monies for the DMO (Destination Marketing Organization) would come from current HOT allocations to organizations. Further discussion held among Council. The Vision Task Force recommended the Council take action on five items. They are as follows:
1) Continue the Vision Task Force's advisory role for the Marketing Initiative
2) Agree on the "Destination Bastrop" DMO scenario as a replacement for BMC
3) Direct the City Manager to extend our contract with our Marketing Consultancy to include the development of "Destination Bastrop" framework.
4) Allocate HOT Funds to create "Destination Bastrop" in FY 2016
5) Continue the current system of Tier 2 Grant for FY 2016 through May 2016

Mayor Kesselus was not ready for action on the above items and wanted to give Council time to digest the presentations from both Ms. Hardee and the Vision Task Force. The Mayor stated that he and the City Manager would meet to discuss these items. Ms. McAnally then requested that she also be in attendance for discussions with CM Talbot and Mayor Kesselus. Mayor Kesselus agreed that all three would meet.

D.9 Consideration, discussion and possible action regarding the **FIRST READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS, AMENDING CHAPTER 1, GENERAL PROVISIONS OF THE BASTROP CITYCODE OF ORDINANCES, TO AMEND ARTICLE 1.16 'ART IN PUBLIC PLACES', MAKING THE ART IN PUBLIC PLACES TASK FORCE A CITY BOARD, PROVIDING FOR MEMBERSHIP, POLICIES AND**

REGULATIONS RELATED TO SAME; PROVIDING A SEVERABILITY CLAUSE, REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

Mayor Kesselus read the caption of the Ordinance. Mr. Schiff made the motion to approve the First Reading and place on the next Consent Agenda. Mr. DeLaRosa seconded the motion which passed unanimously.

D.10 Consideration, discussion and possible action of the Amended Bylaws of the BAIPP.

Mr. DeLaRosa moved to approve Item D.10. Mr. Jackson seconded the motion which passed unanimously.
D.8 Consideration, discussion and possible action regarding the approval of changing the MS150 Route for the special event scheduled for April 17, 2016.

Chief Adcock explained that he was seeking approval from the Council to allow or disallow MS150 to continue the route down Loop 150 to the Intermediate School as they have in the past or did Council wish to have them change the route.

Ms. McAnally made the motion to allow MS150 continue the route on Loop 150 as in the past. Ms. Gilleland seconded the motion which passed unanimously.

D.7 Consideration, discussion and possible action regarding the **FIRST READING OF AN ORDINANCE AMENDING CHAPTER 6 OF THE CODE OF ORDINANCES OF THE CITY OF BASTROP, TEXAS, ENTITLED "HEALTH AND SANITATION," SECTION 6.04.001, AND SECTION 6.04.004(a)(4), RELATED TO WEED ABATEMENT ON PRIVATE PROPERTY UP TO EDGE OF ROADWAYS AND/OR CURB(S); ESTABLISHING FINES FOR THE VIOLATION OF SAID ARTICLES; ESTABLISHING ENFORCEMENT AUTHORITY, REPEALING ANY INCONSISTENT PROVISIONS; AND PROVIDING AN EFFECTIVE DATE.**

Mayor Kesselus read the caption of the proposed Ordinance. Mr. DeLaRosa made the motion to approve the Item and place on the next Consent Agenda. Ms. McAnally seconded the motion. Mr. DeLaRosa asked Chief Adcock if the Ordinance had always been this way. Chief stated that the Ordinance remains the same however the language has changed. Motion passed unanimously.

D.5 Consideration, discussion and possible action regarding Board appointment by Mayor Kesselus and subject to confirmation by the Bastrop City Council on the appointment of Ms. Janie McFarlin to serve the remaining term of Ms. Nettie Kimble who has resigned from the Bastrop Housing Authority as Resident Commissioner.

Ms. Garcia McAnally made the motion to approve the Item. Mr. Delarosa seconded the motion which passed unanimously.

D.6 Consideration, discussion and possible action awarding a contract to Environmental Improvement Inc. To perform all work required to complete the Willow Plant Filtration Project for the alternate bid amount of $645,000.00

Mr. DeLaRosa made the motion to approve. Ms. McAnally seconded the motion which passed unanimously.

D.4 Consideration, discussion and possible action on acceptance of the unaudited Monthly Financial Reports and Quarterly Investment Report for the period ending in May 31, 2015.

CFO Tracy Waldron gave brief overview of financial statements. Mr. DeLaRosa asked how Ms. Waldron felt about the financial positon, which she replied great. Mr. DeLaRosa moved to approve the Item. Ms. McAnally seconded the motion which passed unanimously.

D.11 Consideration, discussion and action to approve holding a "public hearing on the issue of the formation of the XS Ranch Public Improvement District", to be held on August 11, 2015 at Bastrop City Hall.

Mr. John Landwier addressed Council and gave a brief overview of the Item. Mr. Schiff made the motion to approve the Item. Mr. DeLaRosa seconded the motion which passed unanimously.

E. EXECUTIVE SESSION

E.1 At 10:18 PM Mayor Kesselus convened the Bastrop City Council into a Closed/Executive Session pursuant to the Texas Government Code, Chapter 551, et seq, and discussed the following:

1. **SECTION 551.071(1)(A) & SECTION 551.071(2)** – Consultation with Attorney concerning: (1) potential, pending, threatened, and/or contemplated litigation or claims, including but not limited to water permits and supply and/or (2) matter upon which the Attorney has a duty and/or responsibility to report to the governmental body, concerning same, and/or any other matters posted on the Agenda including contracts.
2. **SECTION 551.0-74** – Personnel Matters:
   1. City Manager

At 11:45 PM, Mayor Kesselus reconvened the Bastrop City Council into Regular Session to discuss, consider and/or take any actions necessary related to the Executive Sessions notes herein, or Regular Agenda items, noted above, and/or related items. Mr. DeLaRosa left Executive Session at 11:15 and did return. No action taken by Council.

F. ADJOURNMENT

At 11.46 PM, Mr. Schiff made the motion to adjourn. Ms. Gilleland seconded the motion which passed unanimously.

APPROVED:

Mayor Ken Kesselus

ATTEST:

Traci Chavez

Interim City Secretary Traci Chavez