

MINUTES OF REGULAR COUNCIL MEETING
BASTROP CITY COUNCIL
March 24, 2015

The Bastrop City Council met in a Regular Meeting on Tuesday, March 24, 2015 at 6:00 PM at the Bastrop City Hall Council Chambers, located at 1311 Chestnut Street, Bastrop, Texas. Members present were Mayor Ken Kesselus and Council Members, Kelly Gilleland, Kay Garcia McAnally, Dock Jackson, Joe Beal and Willie DeLaRosa.

1. CALL TO ORDER

Mayor Kesselus called the meeting to order at 6:00 PM

2. PLEDGES OF ALLEGIANCE

Assistant Police Chief James Altgelt led the pledges to the American Flag and the Texas Flag

3. INVOCATION

“An Irish Blessing” by Council Woman Kay Garcia McAnally

4. PRESENTATION(S)

A) XS Ranch on the *“First Phase of the Public Improvement District”*

A) City Manager Mike Talbot stated that the XS Ranch Project is moving forward but has several issues, he then introduced John Landwier of XS Ranch Project and John Landwier introduced Rick Rosenberg who would assist in the presentation and handout for the XS Ranch Project. Presentation and handout consisted of a proposed First Phase of Public Improvement District (PID) for the XS Ranch Project. Mayor Pro Tem DeLaRosa inquired about the “no extra taxation” referenced on page 4 of handout. Mr. Rosenberg explained PID, fees, and the benefits for the City. Mayor Kesselus ask Mr. Landwier to clarify other areas inability to annex XS Ranch. Mr. Landwier stated that the District has to wait on annexation referenced pages 6 and 8 of hand out. Disclosed possible aspects of PID Assessment, Bond Assessment and presented examples of other PID’s around Texas referencing pages 9, 10 and 11 of handout. Council Member Joe Beal ask if it were possible to capitalize any initial assessments to which Mr. Rosenberg stated that the first 2 years of debt service is covered. Mayor Kesselus ask Mr. Landwier to clarify for the Public that funds used for streets and bridge, not to restrict public access. Mr. Landwier stated multiple meetings with CM Talbot and Staff for Development Agreement process. Council Member Kay Garcia McAnally ask “when do you want an answer?” Mr. Landwier stated 30-60 days to enter into an Agreement and issue the PID Bond. Council Member McAnally stated “that was fair but would like to talk to Mike.” Mayor Kesselus ask CM Talbot about schedule and CM Talbot suggested April 10, 2015 to discuss components of the proposed PID for XS Ranch Project. MPT DeLaRosa ask is that the only time? CM Talbot suggested April 10th and have Special Meeting with Council on April 31st but can discuss at that time also. Mayor Kesselus inclined to wait until April 14th Regular Meeting for discussion and go from there. CM Talbot agreed and Phase I XS Ranch PID discussion placed on April 14th Agenda.

B) “Needs of citizens living in the north section of town” Pastor Roland Nava

B) Pastor Roland Nava addressed the Council with concerns from the North part of the City. He explained that additional street lights are needed. Some areas are very dark. In his opinion, as compared other sections of the city. Also CARTS, community service center and bus shelter for students. Handed out petition copies to Council. Suggested abandoned house on Pecan St for Community Center. Stated no recreation center, no pedestrian sidewalks in some areas. Ask Council to consider making changes. No bus shelters on Main/Linden, Main/Old McDade Rd, Main/Mesquite urged citizens of Bastrop to keep pressing forward to change things. Council Members were all in agreement about the various issues and thanked Pastor Nava for his assertiveness in bringing the issues before Council.

5. PROCLAMATION NONE

6. CITIZEN COMMENTS - Steve Mills (unknown subject due to previous City Secretary's incomplete Minutes.)

Mayor Kesselus extended accolades to BAIPP along with CM Talbot and Public Works for their efforts. Also recognized Council Member Kay Garcia McAnally for initiating the idea and getting the City to this point.

Council Member McAnally in turn thanked BAIPP Deborah Johnson and the team and stated that we should be more cognizant and ready to help because within 48 hours of being placed sculptures were vandalized.

Mayor Kesselus commented on the signage around the City stating "I'm from Austin and I'm here to steal your water" inviting the responsible party/parties to approach Council and discuss their concerns with Lost Pines Groundwater District and reiterating that our main goal is to provide water for the City of Bastrop. Council Member McAnally stated ability to provide feedback on the importance of water needs and the steps being taken to ensure this. Mayor stated at last budget City Manager was ask to cut tax by 2 cents and ask voters if they were to raise issues for Bond Election.

7. ANNOUNCEMENTS

- A) City of Bastrop, Texas was named a 2014 Tree City USA by the Arbor Day Foundation in honor of its commitment to effective urban forest management.
- B) CITY MANAGER'S INFORMATIONAL REPORT FOR MARCH 24, 2015:
 - I. Meetings and Events Attended:
 - A. Attended the Monthly Director's Meeting of the Bastrop Economic Development Corporation on March 16, 2015.
 - B. Attended the Monthly Director's Meeting of the Bastrop Chamber of Commerce on March 18, 2015.
 - II. Update on City Projects and Issues:
 - A. Discussion and Review of Water Usage for the month for the period of March 1, 2015 through March 22, 2015.

- B. Update on the Long Term Water Supply Project.
- C. Update on the AMI Project.
- D. Items for the Special City Council Meeting of March 31, 2015.
- E. Update on CBD Parking /Traffic Study.
- F. Review of Section 14 through Section 17 of the City of Bastrop Zoning Ordinance.
- G. Update on the Replacement of the Fire Department Roof.
- H. Update on the Comprehensive Plan.
- I. Update on RFP for Solid waste Services.
- J. Update on the CBD Parking/Traffic Study.
- K. Discussion/Review regarding Citizens complaints of Chickens running at-large in the City.
- L. Update on the bids for the Reconstruction of Farm Street
- M. Update on filling the Position of the Main Street Manager
- N. Update on the Water Reuse Project.
- O. Update on Water Filtration Project.

III. Other City Activities:

- A. Update on Bastrop Economic Development Corporation Activities.
- B. City of Bastrop Convention Center Activities.
- C. The City of Bastrop Main Street Program.
- D. Planning Department – Inspection Report.
- E. 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 gave up dates on Item B Long Term Water Supply and Item H Comprehensive Plan.

Item E update on CBD Parking/Traffic Study. Mr. DeLaRosa stated “business owners would be notified of Parking Study” CM Talbot stated there would be videotaping of parking. Mayor commented that the new stripping is effective. CM Talbot stated the City would need to pass an Ordinance so that Police Department has an enforcement measure.

Item I update on the RFP’s for Solid Waste Services, CM Talbot stated the City had received 5 bids and he would have recommendations on the April 14th Regular Meeting.

Item K update concerning Citizen’s complaints about chickens running at large in the City. Council Member McAnally spoke in defense of the chickens stating “chickens can be a nuisance but are a symbol and part of the rural area” suggested planting trees and shrubs for their habitat and trying to create a balance and protect the sanctuary.

Item M update to fill the Main Street Program Director position would be upcoming at a later time.

A. CONSENT AGENDA *All the following items 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 SECOND READING - Consideration, discussion, and possible action on the second reading of an Ordinance of the City of Bastrop, Texas, amending Ch. 13 “Utilities” to add Article 13.11 “Reclaimed Water” and Article 13.12 “Transportation of reclaimed water”; establishing conditions

& restrictions related to reclaimed water; establishing penalties for the violation of provisions for enforcement of these restrictions; providing a saving clause; providing for publication; providing severability and an effective date.

A.2 Approval of the statutory denial, for a period of 180 days from the date of Council action on this request for the 969 Final Plat located, on Highway 969 & Wilbarger Bend Road being approximately 51.02 acres out of the Josiah Wilbarger Survey #70 within Area A of the City of Bastrop, Texas Extra Territorial Jurisdiction (ETJ).

A.3 Approval of the statutory denial, for a period of 180 days from the date of Council action on this request for the Amending Plat of Lots 9-A and 10-A, Piney Ridge Subdivision, Section 2 Replat, combining two residential lots into one, within the city limits of Bastrop, Texas.

MPT DeLaRosa moved to approve Consent Agenda. Mr. Jackson seconded the motion. Motion passed unanimously.

B. PUBLIC HEARINGS, ORDINANCES, OTHER ITEMS FOR CONSIDERATION AND/OR ACTION
None

C. OLD BUSINESS
None

D. NEW BUSINESS

D.1 Approval of the **SECOND READING** of a proposed **ORDINANCE** of the City Council of the City of Bastrop, Texas amending City of Bastrop, Texas Zoning Ordinance No. 99-37, as amended,; adding new section Exhibit “B” to establish a **downtown Form Based Code Zoning (‘FBC’) District**; providing definitions, uses, and standards for development within the FBC District; providing for a penalty for violations; providing for publication; and providing an effective date.

Mayor Kesselus read the caption of the Ordinance SECOND READING Item D.1. Passed 4 with 1 abstention Council Member Kay McAnally.

D.2 Consideration, discussion and possible action on approval of Bastrop Arts in Public Places 2015 Art Transformer Project selection of mural artwork and anticipated transformer site locations. Presenter Theresa Saunders.

Mr. Talbot met with BP&L to collaborate on sites to be considered, Chamber of Commerce had opportunity to view what sites was selected. Consideration to transition BAIPP from a Task Force to a Board. Council Member Joe Beal move to transition BAIPP from Task Force to Board and to accept transformer site locations, Council Member Dock Jackson seconded, motion passed unanimously.

D.3 Consideration, discussion and possible action on the Award of Contract replacing the Water & wastewater line on Spring Street, Haysel, and Walnut Street to Facilities Rehabilitation INC. for the base price of \$ 602,210.00.

MPT DeLaRosa moved to award contract to Facilities Rehabilitation, Inc, seconded by Mr. Jackson, passed unanimously.

D.4 Consideration, discussion and possible action on approval of **Hotel Motel Funding Calendar** for funding requests for FY 2016.

Mr. Beal moved to accept report, seconded by Mr. DeLaRosa, passed unanimously.

D.5 Consideration, discussion and possible action on approval of **Community Support Calendar** for funding requests for FY 2016.

Mr. Beal moved to accept report, seconded by Mr. DeLaRosa, passed unanimously.

D.6 Consideration, discussion, and possible action on the **ADOPTION** of a **RESOLUTION** to select the proxy to represent the City of Bastrop, Texas at the Bluebonnet Electric Cooperative Annual Meeting to be held at 2:30 pm, on Tuesday, May 12, 2015 at the Sons of Hermann Hall, 1031 CR 223, in Giddings, Texas.

Mr. Beal moved to approve assigning proxy to Committee MPT DeLaRosa. Ms. McAnally offered to attend meeting, opposed by Mr. Beal. Mr. Beal moved to assign proxy to Committee, Mr. DeLaRosa seconded, vote taken, nay Ms. McAnally, Ms. Gilleland, Mr. Jackson. Yes, Mr. Beal, Mr. DeLaRosa. Motion failed 3-2

After further discussion, Council Member Kelly Gilleland moved to allow Ms. McAnally to vote City's Shares and attend Bluebonnet Meeting, seconded by Mr. Jackson, motion passed unanimously.

D.7 Consideration, discussion, and possible action on the approval and payment of the proposed **ARTWORK OPTIONS** as submitted to the City of Bastrop by the Texas Department of Transportation for the **State Highway 71/Tahitian Village Overpass Project**.

Ms. McAnally moved to approve design using HOT Funds, seconded by Mr. Jackson, passed unanimously.

D.8 Consideration, discussion, and possible action on a request from the Bastrop Homecoming Committee for a **VARIANCE** to Section 8.02.001 of the City of Bastrop Code of Ordinances to allow for the **Sale of Alcoholic Beverages at Mayfest Park**.

Mr. Jackson moved to grant Variance allowing Bastrop Homecoming Committee to sell alcoholic beverages at Mayfest Park, seconded by Kelly Gilleland, motion passed unanimously.

E. EXECUTIVE SESSION None

F. ADJOURNMENT

At 8:44 PM Council Member Kay McAnally moved to adjourn, seconded by Council Member Dock Jackson. Motion passed unanimously.

ATTEST:



Mayor Ken Kesselus

ATTEST:



Interim City Secretary Traci Chavez