

**NOTICE OF REGULAR MEETING
BASTROP CITY COUNCIL
November 27, 2012 6:15 P.M.**

Pursuant to the Texas Government Code, Chapter 551, the City Council of Bastrop, Texas will hold a regular meeting on **November 27, 2012 at 6:15 p.m.** at Council Chambers of City Hall, 1311 Chestnut Street, Bastrop, Texas and will consider the following matters to wit:

<u>REGULAR MEETING</u>	<u>TAB</u>	<u>PAGE</u>	<u>ORIGINATOR</u>	<u>STATUS</u>
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ANNOUNCEMENTS

1. Call to Order
2. Pledge of Allegiance and Invocation
3. Presentations:
 - A. International Society of Arboriculture Certified Arborist – Jason Alfaro
4. Proclamations:
5. Announcements

CITY MANAGER INFORMATIONAL UPDATE REPORT: Items for update, discussion and possible action:

- A. Meetings and Events Attended:
 1. Lost Pines Groundwater Conservation District meeting on November 14, 2012.
- B. Update on City Projects:
 1. Chestnut Street Sidewalk Project.
 2. Bastrop Power & Light Administrative/Training Building.
 3. Bob Bryant Park Water Facilities Improvements Project.
 4. State Highway 71 Wastewater Project.
 5. Review of revised Park Ordinance.
 6. Fayette Street Wastewater Improvements Project.
 7. Grand opening of Buc-ee's.
 8. Pine Forest Unit #6.
 9. New City web-site.
 10. Annual City Hall Open House.
 11. City Manager's evaluation.
 12. Pecan Park Subdivision.
- C. Update on City Business:
 1. Convention Center Activities.
 2. Main Street Program Activities.
 3. Commercial/Residential Construction Projects in the City.
 4. YMCA Activities.
- D. Department and Board Reports.
- E. Inviting input from 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.

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 Member so requests.

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| A.1 Approval of meeting minutes of November 13, 2012. | A.1 | 8 | Teresa Valdez |
| A.2 Approval of an extension, for a period of 180 days commencing on December 7, 2012 for the Preliminary Plat for Bear Hunter Drive located within Hunters Crossing Subdivision south of State Highway 71 and west of Hunters Crossing Boulevard within the city limits of Bastrop, Texas. | A.2 | 16 | Melissa McCollum |
| A.3 Approval of an extension, for a period of 180 days commencing on December 7, 2012 for the Preliminary Plat for Hunters Crossing, Section 9C located west of State Highway 304 and south of Home Depot Way within the city limits of Bastrop, Texas. | A.3 | 22 | Melissa McCollum |
| A.4 Approval of the Special Event Permit submitted in the Application received from the Downtown Business Alliance (DBA) to host | A.4 | 26 | Trey Job |

“Christmas Parade & Salebrations” on Saturday, December 8, 2012, in downtown Bastrop.

A.5 Approval of the Special Event Permit submitted in the Application received from the Bluebonnet Elementary PTA to host “Run for the Bluebonnets” on Saturday, February 23, 2013, in Fisherman’s Park and downtown Bastrop.	A.5	41	Trey Job
A.6 Approval of Notice of Activity submitted by the Main Street Manager to host “Lost Pines Christmas Swirl and Food Tasting Event” on Thursday, December 6, 2012, in privately-owned establishments in downtown Bastrop, two of which are located within 300 feet of Calvary Episcopal Church.	A.6	56	Trey Job
A.7 Adoption of an Ordinance of the City Council of the City of Bastrop, Texas to grant a zone change from GR, General Retail to C-2, Commercial-2(Heavy), for +/-1.646 acres out of the Walnut Street Subdivision, being Block A, Lot 1 (Amended Plat of Lots 1 and 2, Block A, Walnut Street Subdivision Phase 1) within the city limits of Bastrop, Texas; and providing an effective date	A.7	60	Melissa McCollum
A.8 Adoption of an Ordinance of the City Council of the City of Bastrop, Texas, amending the budget for the Fiscal Year 2012 in accordance with existing statutory requirements; appropriating the various amounts herein; repealing all prior ordinances and actions in conflict herewith; and providing for an effective date.	A.8	64	Karla Stovall

B. PUBLIC HEARINGS:

B.1 PUBLIC HEARING: To receive public input on a request from Deli Depot, located at 1006 Main Street, Bastrop, Texas for a variance to Bastrop Code of Ordinances Article 4.02.004 Sale of Alcoholic Beverages, Distance of premises from church, school or hospital.	B.1	73	Mike Talbot
B.2 Consideration, discussion and possible action on request from Deli Depot, located at 1006 Main Street, Bastrop, for a variance to Bastrop Code of Ordinances Article 4.02.004 Sale of Alcoholic Beverages, Distance of premises from church, school or hospital.	B.2	83	Mike Talbot
B.3 PUBLIC HEARING: To receive public input on a request from Linda’s V., Incorporated for a variance to Bastrop Code of Ordinances Article 4.02.004 Sale of Alcoholic Beverages, Distance of premises from church, school or hospital, for property located at 1800 Walnut Street, Bastrop, Texas, to be known as La Hacienda Shopping Plaza.	B.3	87	Mike Talbot
B.4 Consideration, discussion and possible action on request from Linda’s V., Incorporated for a variance to Bastrop Code of Ordinances Article 4.02.004 Sale of Alcoholic Beverages, Distance of premises From church, school or hospital, for property located at 1800 Walnut Street, Bastrop, Texas, to be known as La Hacienda Shopping Plaza.	B.4	96	Mike Talbot
B.5 Citizen Comments.			

Executive Session: The Council reserves the right to convene into Executive Session at any time during the meeting regarding any agenda item. In compliance with the Open Meetings Act, Chapter 551 Government Code, Vernon’s Texas Code, Annotated, the item below will be discussed in closed session.

1. Section 551.071 – Consultations with Attorney

C. OLD BUSINESS

C.1 Consideration, discussion and possible action on adoption of an Ordinance of the City Council of the City of Bastrop ratifying the terms of two prior resolutions, expanding the public rights-of-way abandonments and conveyances noted therein, clarifying property	C.1	101	Melissa McCollum
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boundaries in the Riverview Heights Addition, and other related formal actions, adopted by the City with the intent to abandon, vacate and convey portions of Lincoln Drive to adjacent property owners in the City of Bastrop, Texas; and providing an effective date.

D. NEW BUSINESS

ORDINANCES FOR FIRST READING:

D.1 Consideration, discussion and possible action on the FIRST READING of an Ordinance modifying the contractual rates paid to Allied Waste Services for residential and commercial garbage collection service by Allied Waste Services; amending the rate of residential and commercial garbage service charged to the citizens of Bastrop, Texas for administrative and service rates; and providing an effective date. D.1 105 Mike Talbot

D.2 Consideration, discussion and possible action on the FIRST READING of an Ordinance amending the Bastrop City Code of Ordinances, Appendix A Fee Schedule, Article A13.02 "Water and Wastewater Rates and Charges" repealing conflicting provisions; providing severability; and providing an effective date. D.2 120 Mike Talbot

ORDINANCES AND OTHER ITEMS ELIGIBLE FOR CONSIDERATION AND/OR ACTION:

D.3 Consideration, discussion and possible action on a request from the Bastrop County Historical Society to remove the two (2) antique lamp posts located on the sidewalk in front of the old city hall. D.3 128 Mike Talbot

D.4 Consideration, discussion and possible action on a request from the Bastrop County Martin Luther King Holiday Commission to waive the fees for using the City of Bastrop Convention Center for the annual Martin Luther King Holiday event on January 21, 2013. D.4 130 Mike Talbot

E. EXECUTIVE SESSION

E.1 The Bastrop City Council will meet in a closed/executive session pursuant to the Texas Government Code, Chapter 551 to discuss the following:

1. Section 551.071(1)(A) and Section 551.071(2) - Consultations with Attorney: (1) threatened and/or contemplated litigation, and (2) matters upon which the Attorney has a duty and/or responsibility to report to the governmental body: CCN expansion by adjacent municipalities.
2. Section 551.072 – Deliberation regarding real property: Regarding the purchase, exchange, lease, or value of real property: a) Museum and b) Acquisition of property for public purpose.
3. Section 551.087 – Deliberation Regarding Economic Development Negotiations – Project Zebra I.

E.2 The Bastrop City Council will reconvene into open session to discuss, consider and/or take any actions necessary related to the executive sessions noted herein, or regular agenda items, noted above, and/or related items.

F. ADJOURNMENT

CERTIFICATE

I, the undersigned authority, do hereby certify that this Notice of Meeting was posted on the bulletin board, at the City Hall of the City of Bastrop, Texas, a place convenient and readily accessible to the general public at all times, and said notice was posted the 21st day of November 2012 at 11:00 a.m. Copies of this agenda have been provided to those members of the media requesting such information.

Teresa Valdez

Teresa Valdez, City Secretary

NOTICE OF ASSISTANCE AT PUBLIC MEETINGS THE CITY OF BASTROP IS COMMITTED TO COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT. BASTROP CITY HALL AND COUNCIL CHAMBERS ARE WHEELCHAIR ACCESSIBLE AND SPECIAL MARKED PARKING IS AVAILABLE. PERSONS WITH DISABILITIES WHO PLAN TO ATTEND THIS MEETING AND WHO MAY NEED ASSISTANCE ARE REQUESTED TO CONTACT THE CITY SECRETARY'S OFFICE AT 512-332-8811. PLEASE PROVIDE FORTY-EIGHT HOURS NOTICE WHEN FEASIBLE.

