

July 10, 2012

The Bastrop City Council met in regular session on July 10, 2012 at 6:00 p.m. at the Council Chambers of City Hall, 1311 Chestnut Street, Bastrop, Texas. Members present were Mayor Terry Orr and Council Members Ken Kesselus, Kay Garcia McAnally, Willie DeLaRosa and Dock Jackson.

ANNOUNCEMENTS

1. CALL TO ORDER

At 6:00 p.m. Mayor Terry Orr called the meeting to order with all members present, with the exception of Joe Beal who was absent due to a business commitment.

2. PLEDGE OF ALLEGIANCE AND INVOCATION

Council Member Ken Kesselus led the pledges of allegiance to the U.S. and Texas flags. Mayor Terry Orr led the invocation.

3. PRESENTATIONS

A. CHARACTER EDUCATION – BASTROP STUDENT

Zak Chambers a Senior at Bastrop High School presented the Character Education character trait “Patriotism” for the month of July.

4. PROCLAMATIONS

There were no proclamations.

5. ANNOUNCEMENTS

Council Member Ken Kesselus stated that at the Lost Pine 8 Theatre ribbon cutting this evening Mr. Schulman was very complimentary in regard to the City Manager, Mike Talbot, City Staff, BEDC and City Council.

CITY MANAGER INFORMATIONAL UPDATE REPORT: ITEMS FOR UPDATE, DISCUSSION AND POSSIBLE ACTION:

A. MEETINGS AND EVENTS ATTENDED:

B. UPDATE ON CITY PROJECTS:

- 1. SPLASH PAD.**
- 2. PECAN STREET SEWER PROJECT.**
- 3. FAYETTE STREET SEWER PROJECT.**
- 4. CHESTNUT STREET/MAIN STREET SIDEWALK PROJECT.**
- 5. WATER WELLS.**

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.

City Manager, Mike Talbot stated his written City Manager Report was sent to the Council on Monday.

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.

A.1 APPROVAL OF MEETING MINUTES OF JUNE 16, 2012.

A.2 APPROVAL OF BASTROP MARKETING CORPORATION'S REQUEST FOR REIMBURSEMENT OF EXPENSES.

A.3 APPROVAL OF CHANGING THE TIME FOR COUNCIL MEETINGS FROM 6:00 P.M. TO 6:15 P.M.

A.4 APPROVAL OF THE STATUTORY DENIAL, FOR A PERIOD OF 180 DAYS FROM THE DATE OF COUNCIL ACTION ON THIS REQUEST FOR THE FINAL PLAT FOR PINE VISTA SUBDIVISION CREATING TWO (2) COMMERCIAL LOTS WITHIN THE CITY LIMITS OF BASTROP, TEXAS.

A.5 APPROVAL OF THE STATUTORY DENIAL, FOR A PERIOD OF 180 DAYS FROM THE DATE OF COUNCIL ACTION ON THIS REQUEST FOR THE FINAL PLAT FOR PURCELL POINTE SUBDIVISION CREATING THREE (3) COMMERCIAL LOTS WITHIN THE CITY LIMITS OF BASTROP, TEXAS.

Kay Garcia McAnally moved to approve the Consent Agenda. Motion was seconded by Willie DeLaRosa and carried unanimously.

B. PUBLIC HEARINGS:

B.1 CITIZEN COMMENTS.

Herb Goldsmith addressed the Council. Mr. Goldsmith commended the City Council and City Staff on the transparency of meetings by having the Agenda packets on the City's website.

Mr. Goldsmith commended the Council for being responsive to public questions. Mr. Goldsmith stated he had recommended to the County Commissioners that they have the same practices as the City and their response was: "Pay \$1.00 a page and you can pick up a copy of the Agenda packet at the Courthouse." Mr. Goldsmith commended Mayor Orr on allowing citizens to address the Council because this gives citizens an opportunity to get their feelings and comments to them.

C. OLD BUSINESS

D. NEW BUSINESS

ORDINANCES FOR FIRST READING:

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

D.1 CONSIDERATION, DISCUSSION AND POSSIBLE ACTION ON ACCEPTANCE OF MONTHLY FINANCIAL REPORT FOR THE PERIOD ENDING OF MAY 31, 2012.

Finance Director, Karla Stovall presented the monthly Financial Report for the period ending May 31, 2012. Ms. Stovall reviewed the report.

Brief discussion was held among Council, Mr. Talbot and Ms. Stovall.

Kay Garcia McAnally requested that Ms. Stovall email the Council and inform them of the amount of money – the Hotel Occupancy Tax money in Bastrop County - that the BEST (Bastrop, Elgin, Smithville – Texas) receives, how it will be distributed and how will this affect the cities.

Ken Kesselus moved to accept the reports. Seconded by Willie DeLaRosa and carried unanimously.

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 – APPOINTMENT OF COUNCIL MEMBERS TO BOARDS AND COMMISSIONS AND COMPLIANCE WITH STATE AND LOCAL LAW.
2. SECTION 551.086 – CERTAIN PUBLIC POWER UTILITIES: COMPETITIVE MATTERS.

At 6:28 p.m., Mayor Orr convened the Bastrop City Council into 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 – Appointment of Council Members to boards and commissions and compliance with state and local law.

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.

At 8:05 p.m., Mayor Orr reconvened the Bastrop City Council 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.

No action was taken.

F. ADJOURNMENT

At 8:06 p.m., Ken Kesselus moved to adjourn. Seconded by Dock Jackson and carried unanimously.

APPROVED:

ATTEST:

Terry Orr, Mayor

Teresa Valdez, City Secretary