

**NOTICE OF REGULAR MEETING
BASTROP CITY COUNCIL
June 12, 2012 6:00 P.M.**

Pursuant to the Texas Government Code, Chapter 551, the City Council of Bastrop, Texas will hold a regular meeting on **June 12, 2012 at 6:00 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. Character Education – Bastrop Student
4. Proclamations
 - A. Smart Irrigation Month
5. Announcements

OATH OF OFFICE

1. Oath of Office to be administered to Council Member Joseph Beal.

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 May 22 and May 29, 2012. | A.1 | 5 | Teresa Valdez |
| A.2 Adoption of a Resolution of the City Council of Bastrop approving a project (construction overrun cost associated with Phase II of the Chestnut Street Sidewalk Improvement Project) using funds provided by the Bastrop Economic Development Corporation, in an amount exceeding \$10,000. | A.2 | 23 | Mike Talbot |
| A.3 Adoption of an Ordinance 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.3 | 26 | Karla Stovall |
| A.4 Approval of Special Event Application submitted by the Bastrop Juneteenth Committee in partnership with Downtown Business Alliance to host "Juneteenth Celebration" on June 15-16, 2012, in Fisherman's Park and Kerr Community Park, as well as on Main Street and in the City Hall parking lot. | A.4 | 38 | Mike Talbot |
| A.5 Approval of revised and updated Library Long-Range Plan. | A.5 | 54 | Mickey DuVall |
| A.6 Approval of Bastrop Marketing Corporation's request for reimbursement of expenses. | A.6 | 78 | Karla Stovall |
| A.7 Adoption of a Resolution to support the application to Texas Commission on the Arts to have a portion of the City of Bastrop named a Cultural Arts District. | A.7 | 82 | Nancy Wood |
| A.8 Approval of Special Event Permit Application submitted by Bastrop Chamber of Commerce to host "Patriotic Festival" to be held in Fisherman's Park on Saturday, July 7, 2012. | A.8 | 86 | Mike Talbot |

A.9 Approval of Notice of Activity submitted by the Macedonia Baptist Church to host “Family and Friends Festival on June 16, 2012, on Church grounds with permission to close MLK Street between Pine Street and Walnut Street.	A.9	108	Mike Talbot
A.10 Approval of Special Event Permit Application submitted by the Downtown Business Alliance to host “Pet & Pal Parade” on July 7, 2012, in downtown Bastrop.	A.10	112	Mike Talbot

B. PUBLIC HEARINGS:

B.1 PUBLIC HEARING: The City Council will solicit and receive information from members of the public claiming to be the rightful owner of the property, if any, generally identified as U.S. currency and collector quality coins found in Fisherman’s Park, in the City of Bastrop, Texas on or about January 18, 2012.	B.1	128	J.C. Brown, City Attorney
B.2 Consideration, discussion and possible action on determining the disposition of the found property (generally identified as U.S. currency and collector quality coins found in Fisherman’s Park, in the City of Bastrop, Texas on or about January 18, 2012), if possible.	B.2	130	J.C. Brown, City Attorney
B.3 PUBLIC HEARING: Zoning Ordinance requirement for a Public Hearing, as required in Section 21.6 Special Requirements, for a site plan and façade elevations not approved at the time of zoning approval for Senior Housing to be located in the 400 Block of Old Austin Highway, currently zoned MF2, Multi Family within the city limits of Bastrop, Texas.	B.3	131	Melissa McCollum
B.4 Consideration, discussion and possible action on approval of site plan and façade elevations not approved at the time of zoning approval for Senior Housing to be located in the 400 Block of Old Austin Highway, currently zoned MF2, Multi Family within the city limits of Bastrop, Texas.	B.4	141	Melissa McCollum
B.5 PUBLIC HEARING: On a request for a Conditional Use Permit (CUP) to Section 43.4 special height regulations to allow for a structure of three (3) stories, 42 feet, where 35 feet is allowed, for senior housing, Phase 1 and Phase 2 to be located on +/- 2.99 acres within Bastrop West Commercial, Block A, Lot 7A-1C-A and Lot 7A-1B-A, an area zoned MF2, Multi Family-2 located within the city limits of the City of Bastrop, Texas.	B.5	142	Melissa McCollum
B.6 Consideration, discussion and possible action on the FIRST READING of a proposed Ordinance of the City Council of the City of Bastrop, Texas to grant a Conditional Use Permit to allow for the construction of a structure to be three (3) stories, 42 feet, where 35 feet is allowed, for senior housing, Phase 1 and Phase 2 to be located on +/- 2.99 acres within Bastrop West Commercial, Block A, Lot 7A-1C-A and Lot 7A-1B-A, an area zoned MF2, Multi Family-2 located within the city limits of the City of Bastrop, Texas; setting out conditions; and providing an effective date.	B.6	159	Melissa McCollum

B.7 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

D. NEW BUSINESS

ORDINANCES FOR FIRST READING:

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| D.1 Consideration, discussion and possible action on the FIRST READING of an Ordinance 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. | D.1 | 164 | Dave Quinn |
| D.2 Consideration, discussion and possible action on the FIRST READING of an Ordinance of the City Council of Bastrop, Texas, unifying provisions in existing Ordinances related to the membership, terms and filling of vacancies on various City Boards and Commissions; providing a severability clause; and providing an effective date. | D.2 | 175 | J.C. Brown, City Attorney |

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

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| D.3 Consideration, discussion and possible action on a request from Kenny Dryden for a Variance to Bastrop City Code Chapter 4, Section 4.09.002, to drill a water well within the Bastrop City limits. | D.3 | 196 | James Miller |
| D.4 Consideration, discussion and possible action on the Preliminary Plat for Hunters Crossing, Section 9C being approximately 3.102 acres of land situated in the Hunters Crossing Subdivision, located on State Highway 304 and Home Depot Way in the city limits of Bastrop, Texas. | D.4 | 207 | Melissa McCollum |
| D.5 Consideration, discussion and possible action on the Preliminary Plat for Bear Hunter Drive, Phase 1, being approximately 1,069.05 feet of land situated in the Hunters Crossing Subdivision, located south of of State Highway 71 West frontage road in the city limits of Bastrop, Texas. | D.5 | 211 | Melissa McCollum |
| D.6 Consideration, discussion and possible action on the Preliminary Plat for Pine Vista, being approximately 8.858 acres of land being part of the Bastrop Town Tract, Abstract A-11, located East of Highway 95 and South of Loop 150/Chestnut Street in the city limits of Bastrop, Texas. | D.6 | 217 | Melissa McCollum |
| D.7 Consideration, discussion and possible action on acceptance of Monthly Financial Report for the period ending of April 30, 2012. | D.7 | 221 | Karla Stovall |

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 – money found in Fisherman's Park, and (2) matters upon which the Attorney has a duty and/or responsibility to report to the governmental body.

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 6th day of June 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.

Confirm time posted: TC