

**NOTICE OF REGULAR MEETING
BASTROP CITY COUNCIL
September 25, 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 **September 25, 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:

REGULAR MEETING	TAB	PAGE	ORIGINATOR	STATUS
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ANNOUNCEMENTS

1. Call to Order
2. Pledge of Allegiance and Invocation
3. Presentations
4. Proclamations:
5. Announcements

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

- A. Meetings and Events Attended:
 1. Main Street Advisory Board monthly meeting on September 10, 2012.
 2. Bastrop Economic Development Corporation monthly meeting on September 17, 2012.
 3. Lost Pines Groundwater Conservation District monthly meeting on September 19, 2012.
 4. Hunters Crossing Local Government Corporation special meeting on September 20, 2012.
 5. City Board, Commission, Task Force & Committee Training on September 20, 2012.
- B. Update on City Projects:
 1. Chestnut Street Sidewalk Project.
 2. Bastrop Power & Light Administrative/Training Building.
 3. Bob Bryant Park Water Facilities Improvement Project.
 4. Request by the City of Bastrop Parks Board regarding the proposed Skate Park.
 5. A request from the Main Street Advisory Board to establish as part of the Main Street Offices in the building across from the Convention Center a "Community Volunteer Center.
 6. Bastrop Marketing Corporation Quarterly Report as of September 11, 2012
 7. Fayette Street Wastewater Improvements Project.
 8. Texas Department of Transportation notification of proposed road closure at the intersection of State Highway 71 and Farm to Market Road 969.
 9. Allied Waste Pilot Program for brush pick-up.
 10. Farm Street Project.
 11. Fall Clean-up Program.
 12. Pine Forest Unit #6.
 13. Reconstruction of Alley "A" behind the Post Office Annex.
- 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.

A.1 Approval of meeting minutes of September 11, 2012.	A.1	7	Teresa Valdez
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A.2 Adoption of an Ordinance granting a Conditional Use Permit to allow a home occupation at 1107 Hill Street being +/- 0.348 of an acre out of Building Block 31, east of Water Street, an area zoned SF-7, Single Family Residential located within the city limits Bastrop, Texas; setting out conditions; and providing an effective date.	A.2	16	Melissa McCollum
A.3 Adoption of an Ordinance of the City of Bastrop, Texas, adopting a budget and appropriating resources for Fiscal Year 2012-2013; beginning October 1, 2012 ending September 30, 2013; in accordance with existing statutory requirements; repealing all conflicting ordinances; containing a severability clause; and providing for an effective date.	A.3	21	Mike Talbot
A.4 Adoption of an Ordinance fixing the tax rate and levy for the City of Bastrop, Texas, for the purpose of paying the current expenses of the City for the Fiscal Year ending September 30, 2013, and for the further purpose of creating a sinking fund to retire the principal and interest of the bond indebtedness of the City; providing for a lien on all real and personal property to secure payment of taxes due thereon; containing a severability clause; repealing all ordinances and parts thereof in conflict herewith; and providing for an effective date.	A.4	25	Mike Talbot
A.5 Appointment by Mayor and confirmation by Council of Ms. Nettie Kimble to Bastrop Housing Authority Place 4 Board of Commissioners and re-appointment by Mayor and confirmation by Council of Members to the Bastrop Housing Authority Board of Commissioners.	A.5	29	Mayor Terry Orr
A.6 Appointment by Mayor and confirmation by Council of Place 5 and Place 9 Members to the Bastrop Main Street Program Advisory Board.	A.6	37	Mayor Terry Orr
A.7 Appointment by Mayor and confirmation by Council of Members to the Bastrop Art in Public Places Task Force.	A.7	43	Mayor Terry Orr
A.8 Adoption of a Resolution expressing official intent to reimburse certain expenditures of the City of Bastrop, Texas.	A.8	52	Mike Talbot
A.9 Approval of Bastrop Art in Public Places (BAIPP) Task Force Handbook for Artists and the BAIPP.	A.9	56	Mike Talbot
A.10 Approval of waiver of fee for hanging banner for event on October 6 & 7, 2012, as requested by Bastrop Fine Arts Guild.	A.10	78	Teresa Valdez

B. PUBLIC HEARINGS:

B.1 PUBLIC HEARING: To consider a request for a Variance to Bastrop Code of Ordinances Article 4.02.004 "Sale of Alcoholic Beverages, Distance from Church, School or Hospital" on property located at 1014 Main Street, Bastrop, Texas, to be known as Paw-Paw's Catfish House restaurant.	B.1	82	Mike Talbot
B.2 Consideration, discussion and possible action on a request for a Variance to Bastrop Code of Ordinances Article 4.02.004 "Sale of Alcoholic Beverages, Distance from Church, School, or Hospital" on property located at 1014 Main Street, Bastrop, Texas, to be known as Paw-Paw's Catfish House restaurant.	B.2	93	Mike Talbot
B.3 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:

D.1 Consideration, discussion and possible action on approval of the FIRST READING of an Ordinance of the City Council of the City of Bastrop, Texas amending Chapter 1, Article 1.04.001 of the City's Code of Ordinances, entitled "Boards, Committees and Commissions," related to multiple appointments of members to City Boards, Committees, Commissions, Task Forces and all other advisory bodies of the City of Bastrop; providing a savings clause; and providing an effective date.	D.1	96	Mike Talbot
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ORDINANCES AND OTHER ITEMS ELIGIBLE FOR CONSIDERATION AND/OR ACTION:

D.2 Consideration, discussion and possible action on ratifying the property tax increase reflected in the annual budget for the fiscal year Beginning October 1, 2012 and ending September 30, 2012.	D.2	99	Mike Talbot
D.3 Consideration, discussion and possible action on a request from Calvary Episcopal Church and School for a raised pedestrian crosswalk with in-pavement LED's spanning Alley A.	D.3	100	Mike Talbot & Melissa McCollum
D.4 Consideration, discussion and possible action on adoption of a Resolution nominating an individual as Member of the Bastrop Central Appraisal District Board of Directors.	D.4	120	Teresa Valdez
D.5 Consideration, discussion and possible action approving a request from the John Kleas Company for a Variance to Section 5.40 of the City of Bastrop Subdivision regulations that sidewalks be constructed along all streets in a subdivision.	D.5	126	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 – Legal authorization of expenditure regarding hotel/motel tax revenue funds.
2. Section 551.072 – Deliberation regarding real property: Regarding the purchase, exchange, lease, or Value of real property.

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 September 2012 at 9:30 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

CITY OF BASTROP

AGENDA ITEM : **City Manager Report****STANDARDIZED AGENDA RECOMMENDATION FORM**

CITY COUNCIL

DATE SUBMITTED: September 21, 2012

MEETING DATE: September 25, 2012

1. Agenda Item: **City Manager informational update report: Items for update, discussion and possible action:**
 - A. **Meetings and Events Attended:**
 1. Main Street Advisory Board monthly meeting on September 10, 2012.
 2. Bastrop Economic Development Corporation monthly meeting on September 17, 2012.
 3. Lost Pines Groundwater Conservation District monthly meeting on September 19, 2012.
 4. Hunters Crossing Local Government Corporation special meeting on September 20, 2012.
 5. City Board, Commission, Task Force & Committee Training on September 20, 2012.
 - B. **Update on City Projects:**
 1. Chestnut Street Sidewalk Project.
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 4. Request by the City of Bastrop Parks Board regarding the proposed Skate Park.
 5. A request from the Main Street Advisory Board to establish as part of the Main Street Offices in the building across from the Convention Center a "Community Volunteer Center.
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 9. Allied Waste Pilot Program for brush pick-up.
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 - 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. **Departmental 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.**

2. Party Making Request: **Mike Talbot**

3. Nature of Request: (Brief Overview) Attachments: Yes **X** No _____

4. Policy Implication: _____

5. Budgeted: _____ Yes _____ No N/A

Bid Amount: _____

Budgeted Amount: _____

Under Budget: _____

Over Budget: _____

Amount Remaining: _____

6. Alternate Option/Costs: _____

7. Routing: **NAME/TITLE** **INITIAL** **DATE** **CONCURRENCE**

a) _____

b) _____

c) _____

8. Staff Recommendation: _____

9. Advisory Board: _____ Approved _____ Disapproved _____ None

10. Manager's Recommendation: _____ Approved _____ Disapproved _____ None

11. Action Taken: _____

CITY OF BASTROP

AGENDA ITEM: **A.1****STANDARDIZED AGENDA RECOMMENDATION FORM**

CITY COUNCIL

DATE SUBMITTED: September 12, 2012

MEETING DATE: September 25, 2012

1. Agenda Item: **Approval of meeting minutes of September 11, 2012.**
2. Party Making Request: **Teresa Valdez, City Secretary**
3. Nature of Request: (Brief Overview) Attachments: Yes X No
4. Policy Implication: _____
5. Budgeted: _____ Yes _____ No _____ N/A
 Bid Amount: _____ Budgeted Amount: _____
 Under Budget: _____ Over Budget: _____
 Amount Remaining: _____
6. Alternate Option/Costs: _____
7. Routing:

	<u>NAME/TITLE</u>	<u>INITIAL</u>	<u>DATE</u>	<u>CONCURRENCE</u>
a)	_____	_____	_____	_____
b)	_____	_____	_____	_____
c)	_____	_____	_____	_____
8. Staff Recommendation: _____
9. Advisory Board: _____ Approved _____ Disapproved _____ None
10. Manager's Recommendation: _____ Approved _____ Disapproved _____ None
11. Action Taken: _____

September 11, 2012

The Bastrop City Council met in regular session on September 11, 2012 at 6:15 p.m. at the Council Chambers of City Hall, 1311 Chestnut Street, Bastrop, Texas. Members present were Mayor Terry Orr and Council Members Joe Beal, Ken Kesselus, Kay Garcia McAnally, Willie DeLaRosa and Dock Jackson.

ANNOUNCEMENTS

1. CALL TO ORDER

At 6:15 p.m. Mayor Terry Orr called the meeting to order with all members present.

Mayor Orr asked that everyone take a silent moment to reflect on today, the 11th Anniversary of the 9/11 tragedy that we as a Country experienced and also on the 1 year anniversary of the first Council meeting following the Bastrop County Complex Wildfire. Mayor Orr asked that everyone reflect on what those two events meant to our lives and community.

Council Member Willie DeLaRosa stated as we reflect on the tragedy of 11 years ago, as we look at the Flag and say the Pledge of Allegiance, remember our service men, police department and fire department who protect us.

2. PLEDGE OF ALLEGIANCE AND INVOCATION

Council Member Joe Beal led the pledges of allegiance to the U.S. and Texas flags. Reverend Richard Shahan led the invocation.

3. PRESENTATIONS

A. CHARACTER EDUCATION – BASTROP STUDENT

Cheyenne Heathman a Senior at Bastrop High School presented the Character Education character trait “Honesty” for the month of September.

4. PROCLAMATIONS

A. CONSTITUTION WEEK

Mayor Orr proclaimed the week of September 17 through 23, 2012 as “Constitution Week” in the City of Bastrop.

5. ANNOUNCEMENTS

Mayor Orr stated that through the efforts of Ms. Carolyn Banks, the City has been designated as a Cultural Arts District by the State of Texas.

Council Member Willie DeLaRosa recognized former Council Member John Creamer who was in the audience tonight.

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

- A. MEETINGS AND EVENTS ATTENDED:
 - 1. ATTENDED THE NIGHT OF HOPE EVENT ON SEPTEMBER 4, 2012.
 - 2. THE MONTHLY MEETING OF THE PLANNING AND ZONING COMMISSION AUGUST 30, 2012.
 - 3. UTILITY COMMITTEE MEETING ON SEPTEMBER 5, 2012.
 - 4. THE MONTHLY MEETING OF THE PARKS BOARD MEETING OF SEPTEMBER 6, 2012.
- B. UPDATE ON CITY PROJECTS:
 - 1. CHESTNUT STREET SIDEWALK PROJECT.
 - 2. WATER WELL OPERATIONS.
 - 3. BASTROP POWER & LIGHT ADMINISTRATIVE TRAINING BUILDING.
 - 4. BOB BRYANT WATER FACILITIES IMPROVEMENTS PROJECT.
 - 5. PROPOSED BASTROP ART IN PUBLIC PLACES: HANDBOOK.
 - 6. PROPOSED REVISED PARK ORDINANCE/FEE AS DEVELOPED BY THE CITY OF BASTROP PARKS BOARD.
 - 7. SET DATE FOR NEXT QUARTERLY MEETING.
 - 8. UPDATE ON SPLASH PAD OPERATIONS.
 - 9. FAYETTE STREET WASTEWATER IMPROVEMENTS PROJECT.
 - 10. CITIZEN CORRESPONDENCE REGARDING PINEY CREEK 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.

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

Mr. Talbot commented on Item B.2. Mr. Talbot stated the average water usage today is below what the City was experiencing last year this time.

Mr. Talbot commented on Item B.5. Mr. Talbot stated he had distributed the proposed Bastrop Art in Public Places Handbook at the August 28, 2012 Council Meeting. Mr. Talbot stated he has not received any comments from the Council so he will be placing the Handbook on the September 25, 2012 Council Agenda for approval.

Mr. Talbot commented on Item B.7. Mr. Talbot stated the best date for the quarterly Council Workshop is October 16, 2012. Mr. Talbot reminded the Council if they have any items they wish discussed they are to email them to the City Secretary who will give them to the Mayor and he will decide what to place on the Workshop Agenda for discussion.

Council Member Ken Kesselus stated the Utility Committee appreciates the cooperation between the staff and the City Manager in moving the Utility Committee along in a great direction.

Council Member Joe Beal stated the Utility Committee had recently held a productive meeting and did learn a lot of details. Mr. Beal stated the Utility Committee got a better understanding of how the Bastrop Power & Light system works and operates and that the City staff does a great job of operation.

Council Member Kay Garcia McAnally stated the business analysis person that attended the Utility Committee Meeting gave special recognition to Bastrop Power & Light Director, Curtis Ervin and City Manager, Mike Talbot on the way the Bastrop Power & Light is run.

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 AUGUST 28, 2012.

A.2 ADOPTION OF AN ORDINANCE AMENDING THE BUDGET FOR THE FISCAL YEAR 2012 IN ACCORDANCE WITH EXISTING STATUTORY REQUIREMENTS; APPROPRIATING THE VARIOUS AMOUNT HEREIN; REPEALING ALL PRIOR ORDINANCES AND ACTIONS IN CONFLICT HERewith; AND PROVIDING FOR AN EFFECTIVE DATE.

A.3 APPROVAL OF BASTROP MARKETING CORPORATION'S REQUEST FOR REIMBURSEMENT OF EXPENSES.

A.4 APPROVAL OF THE STATUTORY DENIAL, FOR A PERIOD OF 180 DAYS FROM THE DATE OF COUNCIL ACTION ON THIS REQUEST, FOR THE RESUBDIVISION OF LOTS 7 AND 8, BLOCK A, BURLESON CROSSING FINAL PLAT AND LOT 11-A, BLOCK A, AMENDED PLAT OF LOTS 11 AND 12, BLOCK A, BURLESON CROSSING FINAL PLAT LOCATED ON HIGHWAY 71 WEST WITHIN THE CITY LIMITS OF THE CITY 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 REPLAT OF LOT 4, BLOCK 2, BLUEBONNET ACRES, CORRECTED PLAT OF SECTION 1 WITHIN AREA A OF THE EXTRA TERRITORIAL JURISDICTION (ETJ) OF THE CITY OF BASTROP, TEXAS.

A.6 APPROVAL OF SPECIAL EVENT NOTICE OF ACTIVITY SUBMITTED BY THE FIRST BAPTIST CHURCH TO HOST "ANNUAL FAMILY FEST" ON WEDNESDAY, OCTOBER 31, 2012, ON FARM STREET BETWEEN WATER AND PECAN STREETS.

A.7 APPROVAL OF THE PURCHASE OF A PULL-BEHIND CHIPER, WITH A 6-INCH DIAMETER CAPACITY BY THE PUBLIC WORKS, PARKS & RECREATION DEPARTMENTS. THE DEPARTMENT WAS AWARDED GRANT FOR SAID PURCHASE THROUGH THE CAPITAL AREA COUNCIL OF GOVERNMENTS IN THE AMOUNT OF \$32,500. THIS CHIPPER WILL REDUCE THE AMOUNT OF "GREEN WASTE" HAULED TO THE LANDFILLS.

Mayor Orr read the caption of the Ordinance listed as Consent Agenda Item A.2.

Willie DeLaRosa moved to approve the Consent Agenda. Motion was seconded by Dock Jackson and carried unanimously.

B. PUBLIC HEARINGS:

B.1 PUBLIC HEARING: ON CITY OF BASTROP FISCAL YEAR 2012-2013 BUDGET FOR TAXPAYERS TO HAVE AN OPPORTUNITY TO EXPRESS THEIR VIEWS ON THE BUDGET; THE CITY OF BASTROP WILL ADOPT THE BUDGET AND TAX RATE FOR FISCAL YEAR 2012-2013 ON SEPTEMBER 25, 2012 AT 6:15 P.M. AT CITY HALL LOCATED AT 1311 CHESTNUT STREET, BASTROP, TEXAS 78602.

City Manager, Mike Talbot gave a PowerPoint presentation on the proposed City of Bastrop Fiscal Year 2012-2013 Budget. Mr. Talbot stated he felt it important to develop a theme which is "Mapping the Path". Mr. Talbot stated the theme is intended to reflect the variety of community issues, planning initiatives, economic development opportunities, projects and assessment efforts that are either currently underway or that are planned for this year. Mr. Talbot stated all of which will provide a profound direction for the City of Bastrop's future, during Fiscal Year 2013 and well beyond. Mr. Talbot stated that among the factors that commerce "mapping the path" for Fiscal Year 2013 are: 1) The development of seven priority issues by the City Council at the May 2012 City Council Retreat; 2) The continued strong partnership between the City and the Bastrop Economic Development Corporation; 3) The City's and the surrounding area's continued recovery from the tragic wildfires of September 2011; and 4) The City's ongoing work in planning for growth. Mr. Talbot stated key operational reviews and activities underway include: 1) Long-term water supply study; 2) National health care policy provisions; 3) The rate of recovery of both the global & national economy; 4) Municipal Capital Projects now underway or planned; and 4) The development of a "Future Bond – Capital Improvements Program". Mr. Talbot reviewed budget objectives for Fiscal Year 2013 for City Departments. Mr. Talbot stated the Truth-in-Taxation laws of the State of Texas require notices to be published and hold two public hearings if an entity's proposed tax rate exceeds the effective or rollback tax rate. Mr. Talbot stated the City's proposed tax rate does not exceed the effective or rollback tax rate. Mr. Talbot stated for the Fiscal Year 2012-2013, the City of Bastrop 2012 Property Tax Rates are identified as follows: Proposed Tax Rate – 0.584/\$100; Effective Tax Rate – 0.597/\$100; and Rollback Tax Rate: 0.587/\$100. Mr. Talbot reviewed the summary of revenues, expenditures and changes in Fund Balance of all operating and capital funds for Fiscal Year 2013-2013 Budget.

Mayor Orr stated he was very pleased that a lot of what he is seeing in this budget has to do with the safety of City employees. Mayor Orr commended Department Directors for looking out for

the safety of employees and stated that is a high scoring criteria in his mind for good management. Mayor Orr thanked the Council and stated this was the best coming together of ideas and cooperation in development of this budget, the best budget process yet for him serving as Mayor. Mayor Orr commended the City Manager for both the IT employees hired. Mayor Orr recognized Council Member Joe Beal for convincing the Council that the City needed an IT staff person and not as a consultant.

Council Member Joe Beal stated he wanted to re-emphasize that the decorum that the City Council showed during this budget process was refreshing, fun and good for the City. Mr. Beal thanked the Mayor for his leadership. Mr. Beal stated this is a good budget.

There were no public comments.

B.2 CONSIDERATION, DISCUSSION AND POSSIBLE ACTION ON APPROVAL OF THE FIRST READING OF AN ORDINANCE OF THE CITY OF BASTROP, TEXAS, ADOPTING A BUDGET AND APPROPRIATING RESOURCES FOR FISCAL YEAR 2012-2013; BEGINNING OCTOBER 1, 2012 ENDING SEPTEMBER 30, 2013; IN ACCORDANCE WITH EXISTING STATUTORY REQUIREMENTS; REPEALING ALL CONFLICTING ORDINANCES; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE; WITH THE SECOND READING AND FINAL ADOPTION OF THE CITY OF BASTROP BUDGET FOR FISCAL YEAR 2012-2013 TO BE HELD ON SEPTEMBER 25, 2012.

Mayor Orr read the caption of the ordinance.

City Manager, Mike Talbot stated he looked forward enthusiastically in “Mapping the Path” with the Council and staff.

Ken Kesselus moved to approve the first reading of the Ordinance and place on the Consent Agenda of the September 25, 2012 City Council meeting for the second reading and final adoption. Motion was seconded by Kay Garcia McAnally and carried unanimously.

B.3 PUBLIC HEARING: CONSIDERATION, DISCUSSION AND POSSIBLE ACTION ON A REQUEST FOR A CONDITIONAL USE PERMIT (CUP) TO ALLOW A HOME OCCUPATION AT 1107 HILL STREET BEING +/-0.348 OF AN ACRE OUT OF BUILDING BLOCK 31, EAST OF WATER STREET AN AREA ZONED SF-7, SINGLE FAMILY RESIDENTIAL LOCATED WITHIN THE CITY LIMITS OF THE CITY OF BASTROP, TEXAS.

Planning and Development Director, Melissa McCollum addressed the Council. Ms. McCollum stated the applicant Ronald L. Holan is requesting a Conditional Use Permit for a home occupation. Ms. McCollum stated the owner proposes to use one room as a “home office” for his construction company, Holan Construction. Ms. McCollum stated the Planning and Zoning Commission conducted a public hearing on August 30, 2012 and voted unanimously 6-0 to recommend approval of the Conditional Use Permit with the following stipulation: No heavy equipment or materials associated with the home occupations are allowed to be stored on site. Ms. McCollum stated staff recommends approval of the Conditional Use Permit with the stipulation recommended by the Planning and Zoning Commission.

Brief discussion was held among Ms. McCollum, Council and Mr. Holan.

There were no public comments.

B.4 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 A HOME OCCUPATION AT 1107 HILL STREET BEING +/- 0.348 OF AN ACRE TRACT OUT OF BUILDING BLOCK 31, EAST OF WATER STREET AN AREA ZONED SF-7, SINGLE FAMILY RESIDENTIAL LOCATED WITHIN THE CITY LIMITS OF THE CITY OF BASTROP, TEXAS; SETTING OUT CONDITIONS; AND PROVIDING AN EFFECTIVE DATE.

Mayor Orr read the caption of the Ordinance.

Willie DeLaRosa moved to approve the first reading of the Ordinance containing the stipulation recommended by the Planning and Zoning Council, and place on the September 25, 2012 City Council Consent Agenda, for the second reading and final adoption. Motion was seconded by Ken Kesselus and carried unanimously.

B.5 CITIZEN COMMENTS.

John Creamer addressed the Council. Mr. Creamer thanked everyone for the help during the fire last year, specifically the emergency hook-up of water in Tahitian Village. Mr. Creamer stated 286 homes were lost to the fire in Tahitian Village and there are about 80 homes being rebuilt, and about 44 brand new homes since the fire. Mr. Creamer stated that with the signing of the Pine Forest Unit #6 Development Agreement there can be more homes built and that benefits the City, Bastrop County Water Control Improvement District #2, Bastrop County and Bastrop Independent School District.

C. OLD BUSINESS

D. NEW BUSINESS

ORDINANCES FOR FIRST READING:

D.1 CONSIDERATION, DISCUSSION AND POSSIBLE ACTION ON APPROVAL OF THE FIRST READING OF AN ORDINANCE FIXING THE TAX RATE AND LEVY FOR THE CITY OF BASTROP, TEXAS, FOR THE PURPOSE OF PAYING THE CURRENT EXPENSES OF THE CITY FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2013, AND FOR THE FURTHER PURPOSE OF CREATING A SINKING FUND TO RETIRE THE PRINCIPAL AND INTERST OF THE BOND INDEBTEDNESS OF THE CITY; PROVIDING FOR A LIEN ON ALL REAL AND PERSONAL PROPERTY TO SECURE PAYMENT OF TAXES DUE THEREON; CONTAINING A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES AND PARTS THEREOF IN CONFLICT HERewith; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Orr read the caption of the Ordinance.

City Manager, Mike Talbot read the following portion of the proposed Ordinance:

“Section 1: There is hereby levied for the FY 2012-2013 upon all real property situated within the corporate limits of the City of Bastrop, Texas, and upon all personal property which was owned within the corporate limits of the City of Bastrop, Texas, on January 1, 2012, except so much thereof as may be exempt by the Constitution or laws of the State of Texas, a total tax of \$0.5840 on each \$100 of assessed valuation on all taxable property, which total tax herein so levied shall consist and be comprised of the following components:

a) An *ad valorem* tax rate of \$0.3504 on each \$100 of assessed valuation of all taxable property is hereby levied for general City purposes and to pay the current operating expenses of the City of Bastrop, Texas, for the fiscal year ending September 30, 2013, which tax, when collected shall be appropriated to and for the credit of the General Fund of the City of Bastrop, Texas.

b) An *ad valorem* tax rate of \$0.2336 on each \$100 of assessed valuation of taxable property is hereby levied for the purpose of creating an Interest and Sinking Fund with which to pay the interest and principal of the valid bonded indebtedness, and related fees of the City of Bastrop, now outstanding and such tax, when collected, shall be appropriated and deposited in and to the credit of the General Debt Service Fund of the City of Bastrop, Texas, for the fiscal year ending September 30, 2013.”

Mr. Talbot recommended approval of the Ordinance.

Kay Garcia McAnally moved to approve the first reading of the Ordinance and place on the September 25, 2012 City Council Consent Agenda, for the second reading and final adoption. Motion was seconded by Joe Beal and carried unanimously.

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

There were no ordinances and other items eligible for consideration and/or action.

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.
2. SECTION 551.086 – CERTAIN PUBLIC POWER UTILITIES: COMPETITIVE MATTERS.

At 7:25 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.

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 8:25 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 8:26 p.m., Dock Jackson moved to adjourn. Motion was seconded by Kay Garcia McAnally and carried unanimously.

APPROVED:

ATTEST:

Terry Orr, Mayor

Teresa Valdez, City Secretary

CITY OF BASTROP

AGENDA ITEM: **A.2****STANDARDIZED AGENDA RECOMMENDATION FORM**

CITY COUNCIL

DATE SUBMITTED: September 5, 2012

MEETING DATE: September 25, 2012

1. Agenda Item: **Adoption of an Ordinance granting a Conditional Use Permit to allow a home occupation at 1107 Hill Street being +/-0.348 of an acre out of Building Block 31, east of Water Street, an area zoned SF-7, Single Family Residential located within the city limits of Bastrop, Texas; setting out conditions; and providing an effective date.**

2. Party Making Request: **Ronald L. Holan**

3. Nature of Request: (Brief Overview) Attachments: Yes X No

The Bastrop City Council conducted a Public Hearing on September 11, 2012 and voted unanimously to approve the first reading of the Ordinance and place on the Consent Agenda of the September 25, 2012 Council meeting for the second reading and adoption.

4. Policy Implication: _____

5. Budgeted: _____ Yes _____ No _____ N/A

Bid Amount: _____

Budgeted Amount: _____

Under Budget: _____

Over Budget: _____

Amount Remaining: _____

6. Alternate Option/Costs: _____

7. Routing: **NAME/TITLE** **INITIAL** **DATE** **CONCURRENCE**

a) _____

b) _____

c) _____

8. Staff Recommendation: **Staff recommends approval of the Conditional Use Permit (CUP) to allow a home occupation in an existing single family home within the SF-7, Single Family Residential District to be used as an office for Holan Construction. The proposed use of the home office is consistent with the home occupation rules and guidelines.**

9. Advisory Board Recommendation: **XX** Recommend Approval Disapproved None

The Planning and Zoning Commission conducted a public hearing on August 30, 2012 and voted unanimously 6-0 to recommend approval of the Conditional Use Permit (CUP) to allow a home occupation in an existing single family home within the SF-7, Single Family Residential District to be used as an office for Holan Construction with the following stipulation:

No heavy equipment or materials associated with the home occupation (CUP) are allowed to be stored on site.

10. Manager's Recommendation: _____Approved _____Disapproved _____None

11. Action Taken: _____

ORDINANCE NO. _____

AN ORDINANCE GRANTING A CONDITONAL USE PERMIT TO ALLOW A HOME OCCUPATION AT 1107 HILL STREET BEING +/- 0.348 OF AN ACRE OUT OF BUILDING BLOCK 31, EAST OF WATER STREET, AN AREA ZONED SF-7, SINGLE FAMILY RESIDENTIAL LOCATED WITHIN THE CITY LIMITS OF BASTROP, TEXAS; SETTING OUT CONDITIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Ronald L. Holan (hereinafter referred to as the “Applicant”), filed a request for a Conditional Use Permit on August 1, 2012 to allow a Conditional Use Permit to allow a home occupation at 1107 Hill Street being +/- 0.348 of an acre tract out of Building Block 31, east of Water Street an area zoned SF-7, Single Family Residential located within the city limits of the City of Bastrop, Texas as shown on Exhibit “A”; and

WHEREAS, pursuant to Section 36.3 of the Use Charts within the Zoning Ordinance of the City of Bastrop, Texas; and

WHEREAS, pursuant to Section 33 of the City’s Zoning Ordinance of the City of Bastrop, Texas, a public notice has been given, and a public hearing was held on August 30, 2012, by the Planning and Zoning Commission (hereinafter referred to as the “Commission”) regarding the Applicant’s request for a Conditional Use Permit; and

WHEREAS, following a public hearing on August 30, 2012 and consideration of the evidence and testimony presented therein, the Commission recommended approval of the Applicant’s request for a Conditional Use Permit, subject to certain conditions set forth herein; and

WHEREAS, pursuant to Section 33 of the Zoning Ordinance of the City of Bastrop, Texas, a public notice has been given, and a public hearing was held September 11, 2012, by the City Council regarding the request for a Conditional Use Permit by the Applicant; and

WHEREAS, after consideration of the information presented, City Council finds that it is in the public interest to approve the requested Conditional Use Permit to allow a home occupation at 1107 Hill Street, subject to conditions noted herein.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BASTROP THAT:

Part 1: The Conditional Use Permit requested by Ronald L. Holan to allow a home occupation at 1107 Hill Street being +/- 0.348 of an acre tract out of Building Block 31, east of Water Street an area zoned SF-7, Single Family Residential located within the city limits of the City of Bastrop, Texas , is hereby approved, subject to compliance with the following conditions:

1. No heavy equipment or materials associated with the home occupation (CUP) are allowed to be stored on site.

Part 2: This ordinance shall take effect upon passage and in accordance with the laws of the State of Texas.

READ and APPROVED on First Reading on the 11th day of September 2012.

READ and ADOPTED on the Second Reading on the 25th day of September 2012.

APPROVED:

ATTEST:

Terry Orr
Mayor

Teresa Valdez
City Secretary



EXHIBIT A Property Location Map

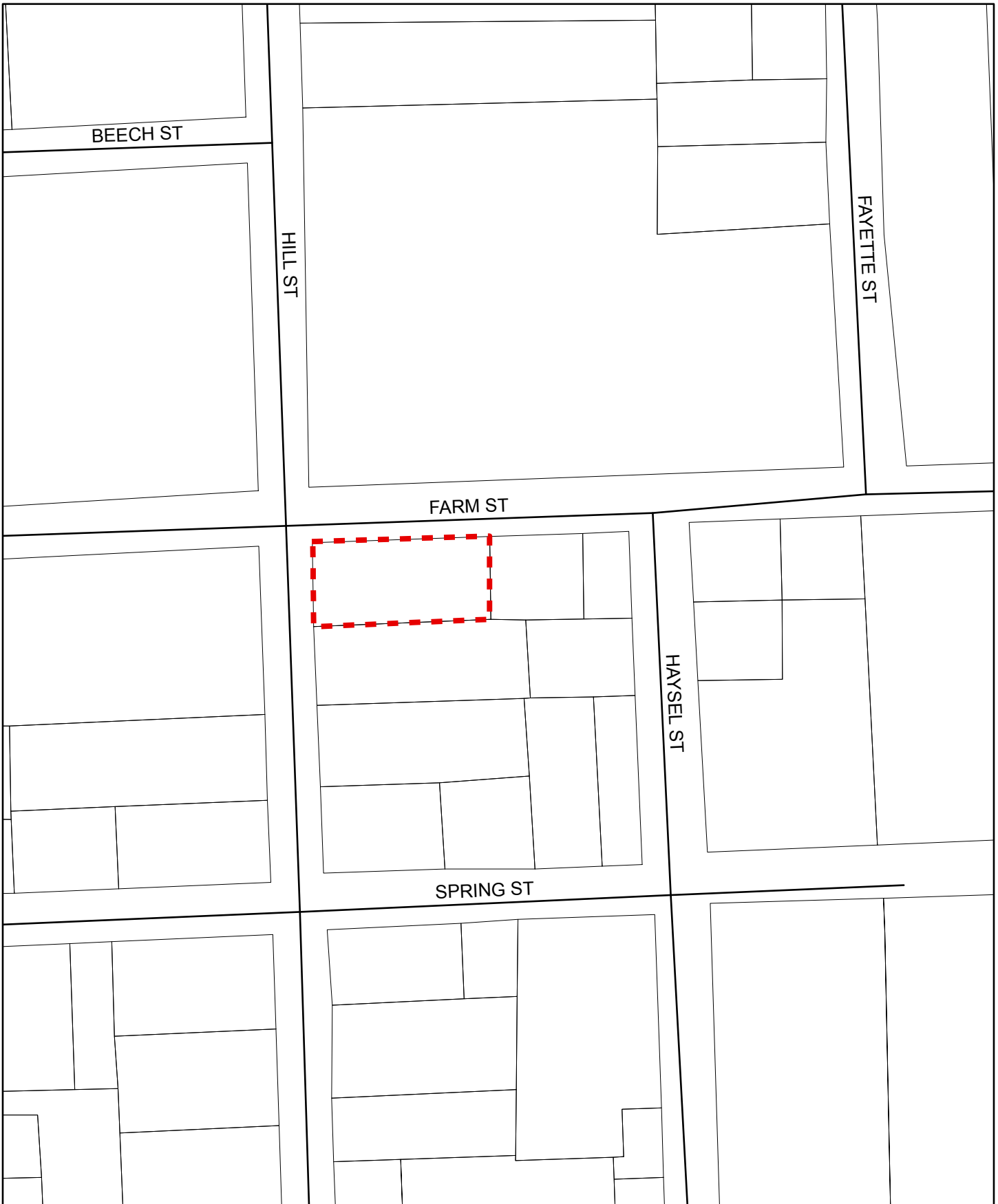
Conditional Use Permit for a Home Occupation
1107 Hill Street, zoned SF-7

20

Legend

roads

Parcels



CITY OF BASTROP

AGENDA ITEM: **A.3****STANDARDIZED AGENDA RECOMMENDATION FORM**

CITY COUNCIL

DATE SUBMITTED: September 5, 2012

MEETING DATE: September 25, 2012

1. Agenda Item: **Adoption of an Ordinance of the City of Bastrop, Texas, adopting a budget and appropriating resources for Fiscal Year 2012-2013, beginning October 1, 2012 ending September 30, 2013; in accordance with existing statutory requirements; repealing all conflicting ordinances; containing a severability clause; and providing for an effective date.**

2. Party Making Request: **Mike Talbot. City Manager**

3. Nature of Request: (Brief Overview) Attachments: Yes X No

The Bastrop City Council conducted a Public Hearing on September 11, 2012 and voted unanimously to approve the first reading of the Ordinance and place on the Consent Agenda of the September 25, 2012 Council meeting for the second reading and adoption.

4. Policy Implication: _____

5. Budgeted: _____ Yes _____ No _____ N/A

Bid Amount: _____

Budgeted Amount: _____

Under Budget: _____

Over Budget: _____

Amount Remaining: _____

6. Alternate Option/Costs: _____

7. Routing: **NAME/TITLE** **INITIAL** **DATE** **CONCURRENCE**

a) _____

b) _____

c) _____

8. Staff Recommendation:

9. Advisory Board Recommendation: **XX** Recommend Approval _____ Disapproved _____ None

10. Manager's Recommendation: _____ Approved _____ Disapproved _____ None

11. Action Taken: _____

ORDINANCE NO. 2012

AN ORDINANCE OF THE CITY OF BASTROP, TEXAS, ADOPTING A BUDGET AND APPROPRIATING RESOURCES FOR FISCAL YEAR 2012-2013, BEGINNING OCTOBER 1, 2012 AND ENDING SEPTEMBER 30, 2013; IN ACCORDANCE WITH EXISTING STATUTORY REQUIREMENTS; REPEALING ALL CONFLICTING ORDINANCES; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Manager and staff have prepared and filed with the City Secretary a proposed budget for the operation of the City during Fiscal Year 2012-2013; and

WHEREAS, the City Manager of the City of Bastrop has submitted to the Mayor and Council a proposed budget of the revenues and expenditures/expenses of conducting the affairs of said city and providing a complete financial plan for Fiscal Year beginning October 1, 2012 and ending September 30, 2013; and,

WHEREAS, the City Council on September 11, 2012 conducted a public hearing to receive input from citizens of the City concerning the content of the budget, and for which notices were duly posted in the *Bastrop Advertiser*; and

WHEREAS, the City has acknowledged that this budget will raise more property taxes than last year's budget by \$117,480 or 3.037%, and of that amount \$141,872 is tax revenue to be raised from new property added to the tax roll this year; and

WHEREAS, the City Council having considered the proposed budget at length, and having provided input in its preparation, has determined that the proposed budget and the revenues and expenditures contained therein are in the best interest of the City and, therefore, the Council desires to approve and adopt the budget by formal action.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BASTROP, BASTROP COUNTY, TEXAS, THAT:

Section 1. The proposed budget for the fiscal year beginning October 1, 2012 and ending September 30, 2013, as submitted to the City Council by the City Manager, which budget is attached hereto as Exhibit "A," for all purposes is hereby approved and adopted as the City's budget of all revenue and expenditures/expenses of the City of Bastrop, Texas for Fiscal Year 2012-2013; and

Section 2. The sum of twenty-seven million, one hundred and forty-nine thousand, and fifty-one U.S. Dollars (\$31,894,586.00) is hereby appropriated for the City's FY2012-2013 Budget. Further, these funds are for payment of operating, capital, and debt service expenses

associated with the operation and administration of the City, according to the various purposes and intents described in the FY 2012-2013 budget document.

Section 3. Should any paragraph, sentence, subdivision, clause, phrase or section of this Ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this Ordinance, as a whole or any part or provision thereof, other than the part or parts adjudged to be invalid, illegal, or unconstitutional.

Section 4. This Ordinance shall be in full force and effect from and after its adoption by the City Council, pursuant to applicable State and local laws and the City Charter.

Section 5. All other ordinances and Code provisions that are in conflict herewith are hereby repealed, but only to the extent of any such conflict or inconsistency.

READ and APPROVED on First Reading on the 11th day of September 2012.

READ and ADOPTED on Second Reading on the 25th day of September 2012.

APPROVED:

ATTEST:

Terry Orr, Mayor

Teresa Valdez, City Secretary

APPROVED AS TO FORM:
Law Offices of Jo-Christy Brown, PC
Jo-Christy Brown
City Attorney

CITY OF BASTROP, TEXAS
SUMMARY OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE
FISCAL YEAR 2012-2013 BUDGET

9/21/2012

	GENERAL FUND	GO DEBT SERVICE FUND	CAPITAL IMPROVEMENT FUNDS	SPECIAL REVENUE FUNDS	WASTEWATER FUNDS	BASTROP POWER & LIGHT	TOTAL ALL FUNDS
BEGINNING BALANCES	\$ 2,308,337	\$ 726,146	\$ 3,878,763	\$ 6,683,446	\$ 1,945,442	\$ 4,024,918	\$ 19,567,052
REVENUES:							
AD VALOREM TAXES	2,391,208	1,594,139	-	-	-	-	3,985,347
SALES TAXES	2,952,100	-	-	1,476,050	-	-	4,428,150
FRANCHISE & OTHER TAXES	412,500	-	-	2,628,228	-	-	3,040,728
LICENSES & PERMITS	102,000	-	-	1,000	-	-	103,000
SERVICE FEES	48,400	-	-	261,590	3,850,670	7,140,000	11,300,660
FINES & FORFEITURES	295,100	-	-	791,500	-	-	1,086,600
INTEREST & OTHER REVENUE	6,000	1,918	3,550	18,800	3,400	8,050	41,718
INTERGOVERNMENTAL	1,370,640	-	-	-	-	-	1,370,640
MISCELLANEOUS	21,000	-	-	68,000	81,100	-	170,100
TOTAL REVENUES	7,598,948	1,596,057	3,550	5,245,168	3,935,170	7,148,050	25,526,943
TRANSFERS FROM	732,580	-	-	1,384,500	585,000	-	2,702,080
TOTAL AVAILABLE RESOURCES	10,639,865	2,322,203	3,882,313	13,313,114	6,465,612	11,172,968	47,796,075
EXPENDITURES:							
GENERAL GOVERNMENT	2,628,198	-	-	1,153,580	-	-	3,781,778
PUBLIC SAFETY	2,819,167	-	-	673,360	-	-	3,492,527
DEVELOPMENT SERVICES	609,148	-	-	-	-	-	609,148
COMMUNITY SERVICES	2,454,082	-	-	1,306,100	-	-	3,760,182
UTILITIES	-	-	-	128,800	2,654,840	6,343,171	9,126,811
DEBT SERVICE	-	1,665,587	-	718,730	688,990	92,817	3,166,124
ECONOMIC DEVELOPMENT	-	-	-	1,367,620	-	-	1,367,620
CAPITAL PROJECTS	-	-	3,882,313	-	-	6,003	3,888,316
TOTAL EXPENDITURES	8,510,595	1,665,587	3,882,313	5,348,190	3,343,830	6,441,991	29,192,506
TRANSFER TO	-	-	-	1,333,580	755,000	613,500	2,702,080
ENDING FUND BALANCE	\$ 2,129,270	\$ 656,616	\$ -	\$ 6,631,344	\$ 2,366,782	\$ 4,117,477	\$ 15,901,489

TOTAL REVENUES: \$ 28,229,023
NET DECREASE IN FUND BALANCE: \$ 3,665,563
TOTAL APPROPRIABLE FUNDS: \$ 31,894,586

CITY OF BASTROP

AGENDA ITEM

A.4**STANDARDIZED AGENDA RECOMMENDATION FORM**

CITY COUNCIL

DATE SUBMITTED: September 5, 2012

MEETING DATE: September 25, 2012

1. Agenda Item: **Adoption of an Ordinance fixing the tax rate and levy for the City of Bastrop, Texas, for the purpose of paying the current expenses of the City for the Fiscal Year ending September 30, 2013, and for the further purpose of creating a sinking fund to retire the principal and interest of the bond indebtedness of the City; providing for a lien on all real and personal property to secure payment of taxes due thereon; containing a severability clause; repealing all ordinances and parts thereof in conflict herewith; and providing for an effective date.**

2. Party Making Request: **Michael H. Talbot, City Manager**

3. Nature of Request: (Brief Overview) Attachments: Yes ☒ No ☐

At the September 11, 2012 City Council meeting the City Council voted unanimously to approve the first reading of the Ordinance and place on the Consent Agenda of the September 25, 2012 Council meeting for the second reading and adoption.

4. Policy Implication:

5. Budgeted: ☐ Yes ☐ No ☐ N/A

Bid Amount: _____

Budgeted Amount: _____

Under Budget: _____

Over Budget: _____

Amount Remaining: _____

6. Alternate Option/Costs: _____

7. Routing: **NAME/TITLE** **INITIAL** **DATE** **CONCURRENCE**

a) _____

b) _____

c) _____

8. Staff Recommendation:

9. Advisory Board: ☐ Approved ☐ Disapproved ☐ None

10. Manager's Recommendation: ☐ Approved ☐ Disapproved ☐ None

11. Action Taken: _____

ORDINANCE NO. 2012-

AN ORDINANCE FIXING THE TAX RATE AND LEVY FOR THE CITY OF BASTROP, TEXAS, FOR THE PURPOSE OF PAYING THE CURRENT EXPENSES OF THE CITY FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2013, AND FOR THE FURTHER PURPOSE OF CREATING A SINKING FUND TO RETIRE THE PRINCIPAL AND INTEREST OF THE BOND INDEBTEDNESS OF THE CITY; PROVIDING FOR A LIEN ON ALL REAL AND PERSONAL PROPERTY TO SECURE PAYMENT OF TAXES DUE THEREON; CONTAINING A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES AND PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council of Bastrop, Texas has on this date, by way of separate Ordinance, duly approved and adopted a Budget for the operation for the City for fiscal year 2012-2013 (FY 2012-2013); and

WHEREAS, the aforesaid Ordinance anticipates and requires the levy of an *ad valorem* tax on all taxable property in the City of Bastrop; and

WHEREAS, the Chief Appraiser of Bastrop County Tax Appraisal District has prepared and certified the appraisal roll for the City of Bastrop, Texas, that roll being that portion of the approved appraisal roll of the Bastrop County Tax Appraisal District which lists property taxable by the City of Bastrop, Texas; and

WHEREAS, it is necessary to levy such an *ad valorem* tax at a given rate to generate revenues sufficient to meet the projected expenses of the City for FY 2012-2013; and

WHEREAS, the City has fully and timely complied with all notice and other requirements relative to the adoption of a tax rate for FY 2012-2013.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS, THAT:

Section 1. There is hereby levied for the FY 2012-2013 upon all real property situated within the corporate limits of the City of Bastrop, Texas, and upon all personal property which was owned within the corporate limits of the City of Bastrop, Texas, on January 1, 2012, except so much thereof as may be exempt by the Constitution or laws of the State of Texas, a total tax of \$0.5840 on each \$100 of assessed valuation on all taxable property, which total tax herein so levied shall consist and be comprised of the following components:

a) An *ad valorem* tax rate of \$0.3504 on each \$100 of assessed valuation of all taxable property is hereby levied for general City purposes and to pay the current operating expenses of the City of Bastrop, Texas, for the fiscal year ending September 30, 2013, which tax, when collected shall be appropriated to and for the credit of the General Fund of the City of Bastrop, Texas.

b) An *ad valorem* tax rate of \$0.2336 on each \$100 of assessed valuation of taxable property is hereby levied for the purpose of creating an Interest and Sinking Fund

with which to pay the interest and principal of the valid bonded indebtedness, and related fees of the City of Bastrop, now outstanding and such tax, when collected, shall be appropriated and deposited in and to the credit of the General Debt Service Fund of the City of Bastrop, Texas, for the fiscal year ending September 30, 2013.

Section 2. The City of Bastrop shall have lien on all taxable property located in the City of Bastrop to secure the payment of taxes, penalty, and interest, and all costs of collection, assessed and levied hereby.

Section 3. Taxes are payable in Bastrop, Texas at the Office of the Tax Assessor Collector of Bastrop County. The City shall have available all the rights and remedies provided by law for the enforcement of the collection of taxes levied under this Ordinance.

Section 4. The tax roll presented to the City Council, together with any supplements thereto, are hereby accepted and approved.

Section 5. Should any paragraph, sentence, provision, clause, phrase or section of this Ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this Ordinance, as a whole or any part or provision thereof, other than the part or parts adjudged to be invalid, illegal, or unconstitutional.

Section 6. This ordinance shall be in full force and effect from and after its adoption by the City Council and publication of its caption as the law and the City Charter provide in such cases.

Section 7. All other ordinances and Code provisions in conflict herewith are hereby repealed, but only to the extent of any such conflict or inconsistency and all other provisions of the Bastrop City Code not in conflict herewith shall remain in full force and effect.

Section 8. The repeal of any ordinance or parts thereof by the enactment of this Ordinance, shall not be construed as abandoning any action now pending under or by virtue of such ordinance; nor shall it have the effect of discontinuing, abating, modifying or altering any penalty accruing or to accrue, nor as affecting any rights of the City under any section or provision of any ordinances at the time of passage of this Ordinance.

READ and APPROVED on First Reading on the 11th day of September 2012.

READ AND ADOPTED on Second Reading on the 25th day of September 2012.

APPROVED:

ATTEST:

Terry Orr, Mayor

Teresa Valdez, City Secretary

On Behalf of the City Council
Of Bastrop, Texas

APPROVED AS TO FORM:
Law Offices of Jo-Christy Brown, PC
Jo-Christy Brown
City Attorney

CITY OF BASTROP

AGENDA ITEM: **A.5****STANDARDIZED AGENDA RECOMMENDATION FORM**

CITY COUNCIL

DATE SUBMITTED: September 21, 2012

MEETING DATE: September 25, 2012

1. Agenda Item: **Appointment by Mayor and confirmation by Council of Ms. Nettie Kimble to Bastrop Housing Authority Place 4 Board of Commissioners and re-appointment by Mayor and confirmation by Council of members to the Bastrop Housing Authority Board of Commissioners.**

2. Party Making Request: **Terry Orr, Mayor**

3. Nature of Request: (Brief Overview) Attachments: Yes X No

Place 4, the resident commissioner, of the Bastrop Housing Authority Board of Commissioners was previously held by Ms. Barbara Fuentes. Ms. Fuentes has asked that another resident be appointed to serve as the resident commissioner.

Ms. Brandy Spencer, Executive Director of the Bastrop Housing Authority has informed the City that Ms. Nettie Kimble is interested in serving as the resident commission on the Bastrop Housing Authority Board of Commissioners.

Per Ordinance No. 2012-13 adopted by the Council on June 26, 2012 the Members of the Bastrop Housing Authority Board of Commissioners “drew lots” to determine the number of years of service for each place.

Each Member of the Bastrop Housing Authority Board of Commissioners has submitted a letter requesting re-appointment to their respective Member Place. Those letters are included in the Agenda packet.

Members being re-appointed and their terms are:

Place 1	Gerald Francis	1 year term
Place 2	Anthony Robles	1 year term
Place 3	Annette Hyder	2 year term
Place 4	(Resident Commissioner)	2 year term
Place 5	Phil Woods	2 year term

4. Policy Implication: _____

5. Budgeted: _____ Yes _____ No _____ N/A

Bid Amount: _____

Budgeted Amount: _____

Under Budget: _____

Over Budget: _____

Amount Remaining: _____

6. Alternate Option/Costs: _____

7. Routing: NAME/TITLE INITIAL DATE CONCURRENCE
a) _____
b) _____
c) _____

8. Staff Recommendation: _____

9. Advisory Board: _____Approved _____Disapproved _____None

10. Manager's Recommendation: _____Approved _____Disapproved _____None

11. Action Taken: _____

CITY OF BASTROP
APPLICATION FOR CITY BOARDS/COMMISSIONS/COMMITTEES
FOR YEAR 2012-2013

PLEASE TYPE OR PRINT CLEARLY

NAME: Nathaniel M. Finkle

TELEPHONE: 612-412-6020 (H) _____ (W) _____

EMAIL ADDRESS: —

ADDRESS:(RESIDENCE) 1008 Emile St. apt. 10

Bastrop, La.

(MAILING) 78602

I have lived in Bastrop 24 years.

DO YOU RESIDE WITHIN THE CITY LIMITS OF BASTROP? YES ☒ NO ☐

****Various boards, commissions and committees of the City either allow for or require appointments of persons who reside in the County, the City's Extra Territorial Jurisdiction, and/or the Bastrop Independent School District. For more information on this please refer to the Articles of Incorporation or By Laws of the entities of interest. The City Secretary is able to assist in obtaining copies of the By-Laws, upon request.****

OCCUPATION OR AREA OF EXPERTISE: Nurses Assist.
 (If retired, please indicate former occupation or profession)

EDUCATION (Optional): 12th Grade Graduate

PROFESSIONAL AND/OR COMMUNITY ACTIVITIES: Religious Faith Baptist

ADDITIONAL PERTINENT INFORMATION/REFERENCES: _____

PLEASE INDICATE THE BOARDS, COMMISSIONS OR COMMITTEES YOU ARE INTERESTED IN SERVING. (List in Order of Preference)

☐ Bastrop Parks Board

☐ Bastrop Library Board

☐ City Resident

☐ BISD Area Resident

☐ Planning and Zoning Commission

☒ Bastrop Housing Authority

☐ Bastrop Economic Development Corporation

☐ Historic Landmark Commission

*Please indicate which position/s you are qualified to serve under

☐ Architect, Planner, Designer

☐ Licensed Real Estate Professional

☐ Own Commercial Historic Structure/Property

☐ Own Residential Historic Structure/Property

☒ General Resident of City of Bastrop

☐ Planning & Zoning Member

☐ Bastrop County Historic Society Member

☐ Construction Standards Board of Adjustments and Appeals

☐ Main Street Advisory Board

☐ Board of Adjustment

☐ Cemetery Advisory Board

☐ Art in Public Places Board

☐ Hunters Crossing Local Government Corporation Board

Please indicate if you are currently serving on a board/commission/committee

Name of Board/Commission None

Nutter M. Kimble
Signature of Applicant

9-19-2012
Date

PLEASE RETURN THIS FORM TO:

**CITY OF BASTROP
CITY SECRETARY'S OFFICE
P.O. BOX 427
BASTROP, TX 78602**

FOR OFFICE USE ONLY:

APPOINTED TO _____ ON _____
TERM EXPIRES _____

APPLICATIONS ARE KEPT ON ACTIVE FILE IN THE CITY SECRETARY'S OFFICE FOR ONE (1) YEAR AND APPLICANTS MAY BE RECONSIDERED SHOULD A NEW VACANCY ARISE.

08/28/2012

(date)

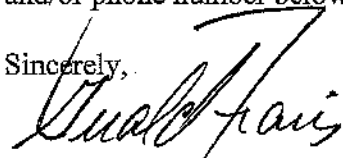
Mayor Terry Orr
City of Bastrop
1311 Chestnut Street
Bastrop, TX 78602

Dear Mayor Orr:

Please accept this letter as my official notice informing you that I, Gerald Francis,
Name of Member
am interested in being re-appointed to the Housing Authority Board of Commissioners
Name of Board/Commission
Place 1 for a term of 1 years.

If you have questions or require additional information, you may contact me at the address and/or phone number below.

Sincerely,



Gerald Francis
605 Rebecca
Bastrop, Texas 78602
512-549-5005

September 13, 2012

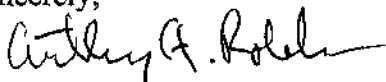
Mayor Terry Orr
City of Bastrop
1311 Chestnut Street
Bastrop, TX 78602

Dear Mayor Orr:

Please accept this letter as my official notice informing you that I, Anthony Robles,
Name of Member
am interested in being re-appointed to the Housing Authority Board of Commissioners
Name of Board/Commission
Place 2 for a term of 1 years.

If you have questions or require additional information, you may contact me at the address
and/or phone number below.

Sincerely,



Anthony A. Robles
P.O. Box 1449
Bastrop, Texas 78602
512-988-9077

08/28/2012
(date)

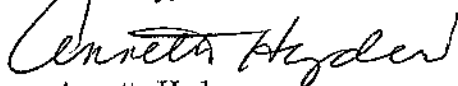
Mayor Terry Orr
City of Bastrop
1311 Chestnut Street
Bastrop, TX 78602

Dear Mayor Orr:

Please accept this letter as my official notice informing you that I, Annette Hyder,
Name of Member
am interested in being re-appointed to the Housing Authority Board of Commissioners
Name of Board/Commission
Place 3 for a term of 2 years.

If you have questions or require additional information, you may contact me at the address
and/or phone number below.

Sincerely,



Annette Hyder
1103 Haysel Street
Bastrop, Texas 78602
512-581-9981

08/28/2012
(date)

Mayor Terry Orr
City of Bastrop
1311 Chestnut Street
Bastrop, TX 78602

Dear Mayor Orr:

Please accept this letter as my official notice informing you that I, Phil Woods,
Name of Member
am interested in being re-appointed to the Housing Authority Board of Commissioners
Name of Board/Commission
Place 5 for a term of 2 years.

If you have questions or require additional information, you may contact me at the address
and/or phone number below.

Sincerely,



Phil Woods
471 Kelly Road
Bastrop, Texas 78602
512-627-5229

CITY OF BASTROP

AGENDA ITEM: **A.6****STANDARDIZED AGENDA RECOMMENDATION FORM**

CITY COUNCIL

DATE SUBMITTED: September 21, 2012

MEETING DATE: September 25, 2012

1. Agenda Item: **Appointment by Mayor and confirmation by Council of Place 5 and Place 9 Members to the Bastrop Main Street Program Advisory Board.**

2. Party Making Request: **Terry Orr, Mayor**

3. Nature of Request: (Brief Overview) Attachments: Yes X No

Please see attached email from Ms. Nancy Wood, Main Street Program Director regarding nominees to fill two vacancies on the Main Street Advisory Board.

Mayor Orr will be appointing and requesting confirmation by Council of Bonnie Coffey to the Place 5 Member position for a 2 year term and Jeanette Condray to the Place 9 position for a 3 year term.

4. Policy Implication: _____

5. Budgeted: _____ Yes _____ No N/A

Bid Amount: _____

Budgeted Amount: _____

Under Budget: _____

Over Budget: _____

Amount Remaining: _____

6. Alternate Option/Costs: _____

7. Routing: **NAME/TITLE** **INITIAL** **DATE** **CONCURRENCE**

a) _____

b) _____

c) _____

8. Staff Recommendation: _____

9. Advisory Board: _____ Approved _____ Disapproved _____ None

10. Manager's Recommendation: _____ Approved _____ Disapproved _____ None

11. Action Taken: _____

Teresa Valdez

From: Nancy Wood
Sent: Tuesday, September 11, 2012 11:07 AM
To: Teresa Valdez
Subject: Nominations for BMSP Advisory Board Vacancies

Hello!

Last evening, September 10, the Bastrop Main Street Program Advisory Board voted to forward the following people to the Mayor as nominees to fill two vacancies on the Board (Jane Hunt has resigned and Dock Jackson was elected to City Council) – **Jeanette Condray** who serves on the Design Committee (and who also represents the Bastrop Fine Arts Guild) and **Bonnie Coffey** who serves as the Chair for the Entrepreneur Ready Leadership Team, a sub-group of the Economic Restructuring Committee.

Both of these people have been very active on their respective committees and have agreed to serve on the Board; Bonnie will fill the two year vacant spot and Jeanette will fill the three year vacant spot. Please let me know what questions you have, and let me know that this note meets with the Mayor's approval. Thanks for all you do!

Nancy Wood
Director
Bastrop Main Street Program
1311 Chestnut Street
P.O. Box 427
Bastrop, TX 78602
512-332-8996 office
512-297-5382 cell
mainstreet@cityofbastrop.org

CITY OF BASTROP
APPLICATION FOR CITY BOARDS/COMMISSIONS/COMMITTEES
FOR YEAR 2012

PLEASE TYPE OR PRINT CLEARLY

NAME: Bonnie Coffey
TELEPHONE: 512.983.6471 (H) _____ (W)
ADDRESS:(RESIDENCE) 246 Cardinal Drive
Paig, TX 78659
(MAILING) _____

I have lived in Bastrop 2 years.

DO YOU RESIDE WITHIN THE CITY LIMITS OF BASTROP? YES _____ NO ✓

****Various boards, commissions and committees of the City either allow for or require appointments of persons who reside in the County, the City's Extra Territorial Jurisdiction, and/or the Bastrop Independent School District. For more information on this please refer to the Articles of Incorporation or By Laws of the entities of interest. The City Secretary is able to assist in obtaining copies of the By-Laws, upon request.****

OCCUPATION OR AREA OF EXPERTISE: Marketing, Organizing, Speaking
(If retired, please indicate former occupation or profession)

EDUCATION (Optional): BA, BS Mgmt

PROFESSIONAL AND/OR COMMUNITY ACTIVITIES:

Owner, Bonnie Coffey & Associates, LLC -
Certified Trainer & Associate, Contacts Count
Nat Assn of Commissioners for Women

ADDITIONAL PERTINENT INFORMATION/REFERENCES: _____

PLEASE INDICATE THE BOARDS, COMMISSIONS OR COMMITTEES YOU ARE INTERESTED IN SERVING. (List in Order of Preference)

- | | |
|--|--|
| ☐ Bastrop Parks Board | ☐ Bastrop Library Board |
| | ☐ City Resident |
| | ☐ BISD Area Resident |
| ☐ Planning and Zoning Commission | ☐ Bastrop Housing Authority |
| ☐ Bastrop Economic Development Corporation | ☐ Historic Landmark Commission |
| | *Please indicate which position/s you are qualified to serve under |
| | ☐ Architect, Planner, Designer |
| | ☐ Licensed Real Estate Professional |
| | ☐ Own Commercial Historic Structure/Property |
| | ☐ Own Residential Historic Structure/Property |
| | ☐ General Resident of City of Bastrop |
| | ☐ Planning & Zoning Member |
| | ☐ Bastrop County Historic Society Member |
| ☐ Construction Standards Board of Adjustments and Appeals | ☒ Main Street Advisory Board |
| ☐ Board of Adjustment | ☐ Cemetery Advisory Board |

Please indicate if you are currently serving on a board/commission/committee

Name of Board/Commission _____

Bonnie Coffey
Signature of Applicant

8/6/12
Date

PLEASE RETURN THIS FORM TO:

**CITY OF BASTROP
CITY SECRETARY'S OFFICE
P.O. BOX 427
BASTROP, TX 78602**

FOR OFFICE USE ONLY:

APPOINTED TO _____ ON _____
TERM EXPIRES _____

APPLICATIONS ARE KEPT ON ACTIVE FILE IN THE CITY SECRETARY'S OFFICE FOR ONE (1) YEAR AND APPLICANTS MAY BE RECONSIDERED SHOULD A NEW VACANCY ARISE.

CITY OF BASTROP
APPLICATION FOR CITY BOARDS/COMMISSIONS/COMMITTEES
FOR YEAR_2012-13_

PLEASE TYPE OR PRINT CLEARLY

NAME: Jeanette Condray_____

TELEPHONE: 512-576-1100 cell_____

EMAIL ADDRESS: jcondray5@gmail.com

ADDRESS:(RESIDENCE) 138 Serenity Drive_____

_____Bastrop, TX 78602_____

(MAILING)_____

I have lived in Bastrop 12_____years.

DO YOU RESIDE WITHIN THE CITY LIMITS OF BASTROP? YES_____NO__X__

******Various boards, commissions and committees of the City either allow for or require appointments of persons who reside in the County, the City's Extra Territorial Jurisdiction, and/or the Bastrop Independent School District. For more information on this please refer to the Articles of Incorporation or By Laws of the entities of interest. The City Secretary is able to assist in obtaining copies of the By-Laws, upon request.******

OCCUPATION OR AREA OF EXPERTISE: Accountant and Artist
(If retired, please indicate former occupation or profession)

EDUCATION(Optional): Courses at University of Texas and continuing Management courses.

PROFESSIONAL AND/OR COMMUNITY ACTIVITIES: I have served on the Board of the Bastrop Fine Arts Guild for 8 years, serving as Secretary, Treasurer and now the second term as President.

I am serving on the Main Street Design Committee and the Entrepreneur Ready Community Committee.

I participate in DBA and now serving on the Formula 1 Task Force.

I Co-Chair the Lost Pines Art Center Project on Chestnut Street.

I have assisted in starting and promoting First Friday

ADDITIONAL PERTINENT INFORMATION/REFERENCES:

Nancy Wood – Main Street, Karol Rice – Bastrop Fine Arts Guild and Art in Public Places Board. Kay McAnally – Art from the Ashes Project. Jane Hunt – Main Street Advisory Board and Design Committee. Deborah Johnson – First Friday. Mike Talbot – Lost Pines Art Center Project.

PLEASE INDICATE THE BOARDS, COMMISSIONS OR COMMITTEES YOU ARE INTERESTED IN SERVING. (List in Order of Preference)

- | | |
|--|---|
| ☐ Bastrop Parks Board | ☐ Bastrop Library Board
☐ City Resident
☐ BISD Area Resident |
| ☐ Planning and Zoning Commission | ☐ Bastrop Housing Authority |
| ☐ Bastrop Economic Development Corporation | ☐ Historic Landmark Commission
*Please indicate which position/s you are qualified to serve under
☐ Architect, Planner, Designer
☐ Licensed Real Estate Professional
☐ Own Commercial Historic Structure/Property
☐ Own Residential Historic Structure/Property
☐ General Resident of City of Bastrop
☐ Planning & Zoning Member
☐ Bastrop County Historic Society Member |
| ☐ Construction Standards Board of Adjustments and Appeals | ☒ Main Street Advisory Board |
| ☐ Board of Adjustment | ☐ Cemetery Advisory Board |
| ☐ Art in Public Places Board | ☐ Hunters Crossing Local Government Corporation Board |

Please indicate if you are currently serving on a board/commission/committee

Name of Board/Commission _____ Main Street Design Committee



Signature of Applicant

_____ 9/17/2012 _____
Date

PLEASE RETURN THIS FORM TO:

**CITY OF BASTROP
CITY SECRETARY'S OFFICE
P.O. BOX 427
BASTROP, TX 78602**

FOR OFFICE USE ONLY:

APPOINTED TO _____ **ON** _____
TERM EXPIRES _____

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CITY OF BASTROP

AGENDA ITEM: **A.7****STANDARDIZED AGENDA RECOMMENDATION FORM**

CITY COUNCIL

DATE SUBMITTED: September 21, 2012

MEETING DATE: September 25, 2012

1. Agenda Item: **Appointment by Mayor and confirmation by Council Members to the Bastrop Art in Public Places Task Force.**

2. Party Making Request: **Terry Orr, Mayor**

3. Nature of Request: (Brief Overview) Attachments: Yes X No

Please see attached email from Council Member Kay Garcia McAnally, Council liaison to the Bastrop Art in Public Places Task Force, regarding her recommendations to fill three vacancies on the Bastrop Art in Public Places Task Force.

Mayor Orr will be appointing and requesting confirmation by Council of the following persons to the Bastrop Art in Public Places Task Force: Jamie Howard, Teresa Saunders & Deborah Johnson.

4. Policy Implication: _____

5. Budgeted: _____ Yes _____ No N/A

Bid Amount: _____

Budgeted Amount: _____

Under Budget: _____

Over Budget: _____

Amount Remaining: _____

6. Alternate Option/Costs: _____

7. Routing: **NAME/TITLE** **INITIAL** **DATE** **CONCURRENCE**

a) _____

b) _____

c) _____

8. Staff Recommendation: _____

9. Advisory Board: _____ Approved _____ Disapproved _____ None

10. Manager's Recommendation: _____ Approved _____ Disapproved _____ None

11. Action Taken: _____

Teresa Valdez

From: Kay McAnally <kay.mcanally@gmail.com>
Sent: Wednesday, September 19, 2012 8:04 PM
To: Terry Orr Personal; Teresa Valdez; Karol Rice
Subject: Re: Art in Public Places Task Force Appointments

Dear Mayor Orr:

It is my pleasure to recommend the following people for The Bastrop Arts in Public Places Task Force:

Jamie Howard
Teresa Saunders
Deborah Johnson

I do hope we will be able to have them appointed at the next council meeting.

Thank you,

Kay Garcia McAnally

FEB-13-12

CITY OF BASTROP
APPLICATION FOR CITY BOARDS/COMMISSIONS/COMMITTEES
FOR YEAR 2012

PLEASE TYPE OR PRINT CLEARLY

NAME: Jamie Howard
 TELEPHONE: 512-985-5584 (H) 512-321-8694 (W)
 EMAIL ADDRESS: Cnjhoward@yahoo.com
 ADDRESS:(RESIDENCE) 154 Old Settlers Drive
Bastrop, Tx 78602
 (MAILING) _____

I have lived in Bastrop 10 years.

DO YOU RESIDE WITHIN THE CITY LIMITS OF BASTROP? YES _____ NO X

Various boards, commissions and committees of the City either allow for or require appointments of persons who reside in the County, the City's Extra Territorial Jurisdiction, and/or the Bastrop Independent School District. For more information on this please refer to the Articles of Incorporation or By Laws of the entities of interest. The City Secretary is able to assist in obtaining copies of the By-Laws, upon request.

OCCUPATION OR AREA OF EXPERTISE: Business owner, Art, Gallery, manufacturing
 (If retired, please indicate former occupation or profession)

EDUCATION (Optional): BA in Journalism from Texas State Univ.

PROFESSIONAL AND/OR COMMUNITY ACTIVITIES: Owner - Fireside Gallery &
Deep in the Heart Art Foundry

ADDITIONAL PERTINENT INFORMATION/REFERENCES: _____

PLEASE INDICATE THE BOARDS, COMMISSIONS OR COMMITTEES YOU ARE INTERESTED IN SERVING. (List in Order of Preference)

☐ Bastrop Parks Board

☐ Bastrop Library Board

☐ City Resident

☐ BISD Area Resident

☐ Planning and Zoning Commission

☐ Bastrop Housing Authority

☐ Bastrop Economic Development Corporation

☐ Historic Landmark Commission

*Please indicate which position/s you are qualified to serve under

☐ Architect, Planner, Designer

☐ Licensed Real Estate Professional

☐ Own Commercial Historic Structure/Property

☐ Own Residential Historic Structure/Property

☐ General Resident of City of Bastrop

☐ Planning & Zoning Member

☐ Bastrop County Historic Society Member

☐ Construction Standards Board of Adjustments and Appeals

☒ Main Street Advisory Board

☐ Board of Adjustment

☐ Cemetery Advisory Board

X BASTROP ART IN PUBLIC PLACES

Please indicate if you are currently serving on a board/commission/committee

Name of Board/Commission _____

Signature of Applicant _____

Date _____

PLEASE RETURN THIS FORM TO:

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CITY SECRETARY'S OFFICE
P.O. BOX 427
BASTROP, TX 78602**

FOR OFFICE USE ONLY:

APPOINTED TO _____ **ON** _____
TERM EXPIRES _____

APPLICATIONS ARE KEPT ON ACTIVE FILE IN THE CITY SECRETARY'S OFFICE FOR ONE (1) YEAR AND APPLICANTS MAY BE RECONSIDERED SHOULD A NEW VACANCY ARISE.

CITY OF BASTROP
APPLICATION FOR CITY BOARDS/COMMISSIONS/COMMITTEES
FOR YEAR _____

PLEASE TYPE OR PRINT CLEARLY

NAME: Teresa Saunders
 TELEPHONE: 210 508 8682 (H) _____ (W) _____
 EMAIL ADDRESS: teresahack@gmail.com
 ADDRESS:(RESIDENCE) 110 Pine Court
Bastrop, Tx 78602
 (MAILING) same

I have lived in Bastrop 5 years.

DO YOU RESIDE WITHIN THE CITY LIMITS OF BASTROP? YES _____ NO ☒

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OCCUPATION OR AREA OF EXPERTISE: Musician; past Risk management ^{clear}
 (If retired, please indicate former occupation or profession) channel corporate

current: Saunders Distributing,
 EDUCATION (Optional): 2 years college

PROFESSIONAL AND/OR COMMUNITY ACTIVITIES: _____

member: National Beer Wholesalers, Wholesale Beer Dist of Texas
member: Ascension Catholic Church, Ascension Alter Society,
Ascension Ladies of Charity,
Coordinator of music Ascension Youth choir/band

ADDITIONAL PERTINENT INFORMATION/REFERENCES: _____

PLEASE INDICATE THE BOARDS, COMMISSIONS OR COMMITTEES YOU ARE INTERESTED IN SERVING. (List in Order of Preference)

☐ Bastrop Parks Board

☐ Bastrop Library Board

☐ City Resident

☐ BiSD Area Resident

☐ Planning and Zoning Commission

☐ Bastrop Housing Authority

☐ Bastrop Economic Development Corporation

☐ Historic Landmark Commission

*Please indicate which position/s you are qualified to serve under

☐ Architect, Planner, Designer

☐ Licensed Real Estate Professional

☐ Own Commercial Historic Structure/Property

☐ Own Residential Historic Structure/Property

☐ General Resident of City of Bastrop

☐ Planning & Zoning Member

☐ Bastrop County Historic Society Member

☐ Construction Standards Board of Adjustments and Appeals

☐ Main Street Advisory Board

☐ Board of Adjustment

☐ Cemetery Advisory Board

Please indicate if you are currently serving on a board/commission/committee

Name of Board/Commission _____

Teresa T. Saunders
Signature of Applicant

8-15-12
Date

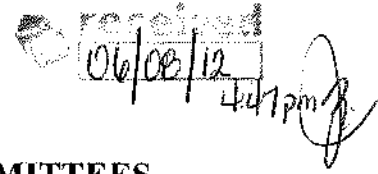
PLEASE RETURN THIS FORM TO:

**CITY OF BASTROP
CITY SECRETARY'S OFFICE
P.O. BOX 427
BASTROP, TX 78602**

FOR OFFICE USE ONLY:

APPOINTED TO _____ ON _____
TERM EXPIRES _____

APPLICATIONS ARE KEPT ON ACTIVE FILE IN THE CITY SECRETARY'S OFFICE FOR ONE (1) YEAR AND APPLICANTS MAY BE RECONSIDERED SHOULD A NEW VACANCY ARISE.



CITY OF BASTROP
APPLICATION FOR CITY BOARDS/COMMISSIONS/COMMITTEES
FOR YEAR 2012

PLEASE TYPE OR PRINT CLEARLY

NAME: Deborah Johnson
 TELEPHONE: 512-637-4275 (H) same (W)
 EMAIL ADDRESS: djohnsonart2006@yahoo.com
 ADDRESS:(RESIDENCE) 142 Pecos St.
Cedar Creek, TX 78612
 (MAILING) _____

I have lived in Bastrop 2 1/2 years.

DO YOU RESIDE WITHIN THE CITY LIMITS OF BASTROP? YES _____ NO X

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OCCUPATION OR AREA OF EXPERTISE: Artist and owner of Art Connections gallery,
 (If retired, please indicate former occupation or profession) 705 F Pine St.
Bastrop.

EDUCATION (Optional): B.S.

PROFESSIONAL AND/OR COMMUNITY ACTIVITIES: I have been a professional
Artist represented by various galleries for over 20 years.
I have been a member of Oil & Painters of America
since 1996, served as president of Capital Art
Society in Austin, and been member of Coppini
Academy of Fine Art. Current member of Bastrop
Fine Arts Guild.

ADDITIONAL PERTINENT INFORMATION/REFERENCES: _____

I am a member of Downtown Business
Alliance (DBA) Steering Committee and currently
Coordinate first Friday
Art Walk and window
display at Hyatt Lost Pines.

PLEASE INDICATE THE BOARDS, COMMISSIONS OR COMMITTEES YOU ARE INTERESTED IN SERVING. (List in Order of Preference)

☐ Bastrop Parks Board

☐ Bastrop Library Board

☐ City Resident

☐ BISD Area Resident

☐ Planning and Zoning Commission

☐ Bastrop Housing Authority

☐ Bastrop Economic Development Corporation

☐ Historic Landmark Commission

*Please indicate which position/s you are qualified to serve under

☐ Architect, Planner, Designer

☐ Licensed Real Estate Professional

☐ Own Commercial Historic Structure/Property

☐ Own Residential Historic Structure/Property

☐ General Resident of City of Bastrop

☐ Planning & Zoning Member

☐ Bastrop County Historic Society Member

☐ Construction Standards Board of Adjustments and Appeals

☐ Main Street Advisory Board

☐ Board of Adjustment

☐ Cemetery Advisory Board

☒ Art in Public Places

Please indicate if you are currently serving on a board/commission/committee

Name of Board/Commission Main Street Organizations Committee

Signature of Applicant

Date

PLEASE RETURN THIS FORM TO:

CITY OF BASTROP
CITY SECRETARY'S OFFICE
P.O. BOX 427
BASTROP, TX 78602

FOR OFFICE USE ONLY:

APPOINTED TO _____ ON _____
TERM EXPIRES _____

APPLICATIONS ARE KEPT ON ACTIVE FILE IN THE CITY SECRETARY'S OFFICE FOR ONE (1) YEAR AND APPLICANTS MAY BE RECONSIDERED SHOULD A NEW VACANCY ARISE.

Deborah Johnson

Art Connections Gallery, 705F Pine Street, Bastrop, TX 78602

Deborah Johnson, artist and owner of Art Connections Gallery, has been painting professionally for over 20 years. She began painting and drawing in adulthood as a creative outlet and found that it was that and so much more. After introductory classes at Laguna Gloria in Austin, Texas, she began to seek out artists that she admired for further instruction. Of particular influence on her were Char Eppright of Austin and Janice Yow Hindes of San Antonio.

Her work has been seen in many regional shows and galleries including Duntan Gallery in Chicago, IL, K. Rike Gallery in Dallas, Griffith Fine Art in Salado, Fiesta at Laguna Gloria and later ArtCity Austin. She has been in several art festivals in Houston, Dallas, and Lubbock as well as Atlanta, Georgia. She is particularly honored to have been in several national and regional shows of Oil Painters of America and a special exhibit sponsored by the Peace Foundation of Vologda, Russia.

Deborah has been a member of Capital Art Society, Austin Pastel Society, Coppini Academy of Fine Art, and now Bastrop Fine Arts Guild. She was a co-owner of Courtyard Art Gallery and Studios in Austin for several years. She has been teaching oil painting classes in Austin for 10 years and has now expanded those to Bastrop.

When Deborah and husband Glenn moved from Austin to Bastrop County in 2009, the dream to have a gallery in historic downtown Bastrop began to form. After a short time of showing her art alone in a small space on Main Street, she had the idea to form Art Connections Gallery where she would gather art of artists that she knows through various connections such as family, friends, neighborhood and shared interests and experiences. She also wanted a business committed to sharing with the community through giving a portion of sales to charities. A perfect location was found in a small historic building downtown and Art Connections was born in July of 2011.

Deborah has had a wonderful time gathering this wonderful collection of art and artists. She does still find time to create more oil paintings and pastel paintings, has dreams of co-authoring a book on the historic architecture of Bastrop, and has started taking mandolin lessons. Deborah is currently serving on the Organizations Committee of Main Street Program, is a member of the Steering Committee of Downtown Business Alliance, is leading the First Friday Art Walk committee and is on the Missions Committee at First United Methodist Church. She is grateful for the loving support of her husband Glenn Johnson and her children and grandson.

CITY OF BASTROP

AGENDA ITEM: **A.8****STANDARDIZED AGENDA RECOMMENDATION FORM**

CITY COUNCIL

DATE SUBMITTED: September 21, 2012

MEETING DATE: September 25, 2012

1. Agenda Item: **Adoption of a Resolution expressing official intent to reimburse certain expenditures of the City of Bastrop, Texas.**

2. Party Making Request: **Michael H. Talbot, City Manager**

3. Nature of Request: (Brief Overview) Attachments: Yes X No

4. Policy Implication: _____

5. Budgeted: _____ Yes _____ No N/A

Bid Amount: _____

Budgeted Amount: _____

Under Budget: _____

Over Budget: _____

Amount Remaining: _____

6. Alternate Option/Costs: _____

7. Routing: **NAME/TITLE** **INITIAL** **DATE** **CONCURRENCE**

a) _____

b) _____

c) _____

8. Staff Recommendation: _____

9. Advisory Board: _____ Approved _____ Disapproved _____ None

10. Manager's Recommendation: _____ Approved _____ Disapproved _____ None

11. Action Taken: _____

RESOLUTION NO. _____

**RESOLUTION EXPRESSING OFFICIAL INTENT TO REIMBURSE
CERTAIN EXPENDITURES OF THE CITY OF BASTROP, TEXAS**

WHEREAS, the City Council of the City of Bastrop, Texas (the "Issuer") expects to pay expenditures in connection with the projects described on Exhibit A attached hereto (the "Project") prior to the issuance of obligations to finance the Project;

WHEREAS, the Issuer finds, considers and declares that the reimbursement of the Issuer for the payment of such expenditures will be appropriate and consistent with the lawful objectives of the Issuer and, as such, chooses to declare its intention, in accordance with the provisions of Section 1.150-2 of the Treasury Regulations, to reimburse itself for such payments at such time as it issues obligations to finance the Project;

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS:

Section 1. The Issuer reasonably expects to incur debt, as one or more separate series of various types of obligations, with an aggregate maximum principal amount not to exceed \$1,000,000 for the purpose of paying the costs of the Project.

Section 2. All costs to be reimbursed pursuant hereto will be capital expenditures. No tax-exempt obligations will be issued by the Issuer in furtherance of this Resolution after a date which is later than 18 months after the later of (1) the date the expenditures are paid or (2) the date on which the property, with respect to which such expenditures were made, is placed in service.

Section 3. The foregoing notwithstanding, no tax-exempt obligation will be issued pursuant to this Resolution more than three years after the date any expenditure which is to be reimbursed is paid.

PASSED AND APPROVED THIS _____ DAY OF _____, 2012.

Mayor

EXHIBIT A

To pay costs related to constructing and improving streets, acquiring right-of-way, sidewalks, water, sewer and drainage improvements and relocation and the payment of professional services in connection therewith including legal, fiscal, engineering fees and other related costs.

CITY OF BASTROP

AGENDA ITEM: **A.9****STANDARDIZED AGENDA RECOMMENDATION FORM**

CITY COUNCIL

DATE SUBMITTED: September 12, 2012

MEETING DATE: September 25, 2012

1. Agenda Item: **Approval of Bastrop Art in Public Places (BAIPP) Task Force Handbook for Artists and the BAIPP.**

2. Party Making Request: **Mike Talbot, City Manager**

3. Nature of Request: (Brief Overview) Attachments: Yes X No

I submitted the proposed Bastrop Art in Public Places (BAIPP) Task Force Handbook on my City Manager's Report of August 28, 2011 for Council review, consideration and feed-back. I included the BAIPP Task Force Handbook as an item on my City Manager's Report of September 11, 2011 and informed the Council that since I had not received any comments or questions from the Council regarding the Handbook, I would be placing it on the September 25, 2012 Council Agenda for approval.

4. Policy Implication: _____

5. Budgeted: _____ Yes _____ No N/A

Bid Amount: _____

Budgeted Amount: _____

Under Budget: _____

Over Budget: _____

Amount Remaining: _____

6. Alternate Option/Costs: _____

7. Routing: **NAME/TITLE** **INITIAL** **DATE** **CONCURRENCE**

a) _____

b) _____

c) _____

8. Staff Recommendation: _____

9. Advisory Board: _____ Approved _____ Disapproved _____ None

10. Manager's Recommendation: _____ Approved _____ Disapproved _____ None

11. Action Taken: _____

CITY OF BASTROP, TEXAS**BASTROP ART IN PUBLIC PLACES****Welcome to the Bastrop Art in Public Places Program!**

The Bastrop Art in Public Places Task Force (BAIPP) was created by the City Council to advocate for the positive role art and design can play in an urban environment, such as the City of Bastrop (City). With this primary goal, the BAIPP has established a process for the collaboration between members of the Bastrop community and artists to enhance the art and culture of the City and for the City to acquire Works of Art.

Overview of the BAIPP**Purpose:**

The purpose of the BAIPP is to expand the enjoyment, access and appreciation of art. This includes assisting the City Council in developing guidelines and standards for the selection, display, and maintenance of art in the City and to acquire by purchase, loan or donation, works of art for display. The BAIPP reports to the City Council and the Mayor.

Goals:

The goals of the BAIPP are to:

1. Use the display of public Works of Art to further the Bastrop community's sense of civic pride.
2. Use the display of public Works of Art as an educational opportunity for the public, as well as other artists in the community and beyond.
3. Contribute to cultural tourism.
4. Support cultural diversity through art.
5. Make art accessible to all individuals, including those with special needs.
6. Encourage early collaboration on civic projects with design professionals and artists.

Function:

The BAIPP shall assist the City Council with the following:

1. Identifying and recommending suitable Works of Art to be displayed.
2. Facilitating the preservation of Works of Art to be displayed.
3. Assisting with the process and methodology for competitively selecting Works of Art to display.
4. Assisting with any other matter necessary and appropriate for the administration of the BAIPP in accord with its mission, vision, and goals.
5. Working within the Bastrop community to collaborate with entities on "art projects" that will enhance citizens' appreciation and understanding of art.

6. Obtaining funding for the acquisition of art, whether through the City's budget process, fund raising or grant procurement. In accord with BAIPP bylaws, all funds obtained for the benefit of the BAIPP shall be held by the City of Bastrop.

BASTROP ART IN PUBLIC PLACES

Handbook for Artists and the BAIPP

The Handbook is designed to be a resource and guide for artists participating in the City of Bastrop Art in Public Places Program (may be referred to herein as “BAIPP”).

I. Definitions:

“**Art in Public Places**” means any visual Work of Art displayed for two weeks or more located on City property or private property that is accessible for viewing by the public. This includes outside space, the exterior of a City owned facility, inside any City building, or on private property if the Work of Art is visible to the public.

“**Work of Art**” includes but is not limited to a sculpture, water feature, monument, mural, fresco, relief, painting, photograph, and glass installation. “Work of Art” would normally not include landscaping, paving, architectural ornamentation, or signs.

II. Overview of Acquisition of Works of Art:

Works of Art acquired in whole or in part by the City, with the assistance of the BAIPP, shall be acquired in the name of the City of Bastrop. The BAIPP may request that information on the “Works of Art” be available at various locations in the City.

Works of Art may be acquired by the City through the following means:

1. Permanent acquisition through advertisement and the competitive selection process.
2. Donations to the City that will be accepted and displayed at the discretion of the BAIPP, the Mayor, and the City Council.
3. Temporary loans that will be accepted and displayed at the discretion of the BAIPP, the Mayor, and the City Council.

III. BAIPP Artist Registry:

Artists seeking to participate in the BAIPP program are encouraged to join the BAIPP Artist Registry (“Registry”). The Registry is a directory of artists, identified by region, which contains the artist’s contact information, resumes, statements, and images of the artists’ artwork.

The Registry will be used as a resource for the community, through the BAIPP and the City Council, to identify artists who may contribute to the art, cultural, and educational experience of the City through both public and private projects. Artists whose names are maintained in the Registry will receive information regarding various projects undertaken by BAIPP and the City.

Artists seeking to be placed in the Registry should complete the form provided at the end of this Handbook or on the website listed below. Information should be sent to:

Bastrop Art in Public Places
1311 Chestnut Street
Bastrop, TX 78602

The website for BAIPP may be found as a link on the City of Bastrop Website at www.cityofbastrop.org

IV. Selection for Acquisition of Works of Art and Artist Project Participation:

Works of Art to be displayed in the City and the selection of artists to participate in a project with the City shall be approved by the City Council with the assistance and recommendation of the BAIPP and the Artist/Artwork Jury Panels, if applicable. Generally, artists and Works of Art will be selected based on the appropriateness of their work to a specific project, samples of an artist's past work, and an artist's proposed design for a particular project. More detailed information regarding a project for which a Work of Art or artist is sought will be included in a specific request for proposals (RFP's) or qualifications (RFQ's). When a Work of Art is to be incorporated in the design of a new facility, the artist selected for the project must be available to work with the City, and any relevant employees or third parties, throughout the duration of the project.

1. Methods of Selection:

Works of Art for display in the City on a permanent basis will typically be solicited by one of the following:

a. Public Call for Artists:

The BAIPP will publically advertise for artists to submit concepts or designs for a particular Work of Art or a specific art project. The BAIPP will base its selection on the requirements set forth in the particular request and the responses of the artists provided thereto, and will follow the selection process criteria setout in this Handbook.

b. Request for Qualifications (RFQ) :

The RFQ will provide the general project parameters including budget, space, goals, and project specifics for the artist to determine his/her appropriateness for the project. Detailed instructions for the submission of an application will be provided in the RFQ.

c. Request for Proposals (RFP) :

The RFP will request a specific proposal from the artist for a particular project. The RFP process may mandate that the artist develop a particular design and budget including references to all necessary materials, as well as a schedule for fabrication, completion and installation of a Work of Art.

d. Limited Entry Competition:

A limited number of artists will be invited by the BAIPP to compete for certain projects based on the artist's past work as determined by the BAIPP and approved by the City Council. Artists selected may be asked to submit images of past works or proposals based on the project prospectus.

e. Direct Selection/Direct Purchase:

In certain instances, an artist may be selected by the BAIPP, with the approval of the City Council, for a specific project and/or asked to work with a team of artists or design professionals. On occasion, the City may purchase a completed Work of Art for public display.

f. Art Donations or Loans of Works of Art:

The BAIPP will review and make recommendations to the City Council regarding the display of donated or loaned Works of Art in the same manner as Works of Art to be purchased by the City.

In the event an acquisition will implicate state purchasing laws, the BAIPP will perform in accord with all applicable state rules and regulations.

2 .Submissions/Qualifications of Artists:

The specific criteria and requirements applicable to a project which will determine the selection of an artist or a Work of Art by BAIPP, with approval of the City Council, will be set forth in the request or advertisement for the artist or Work of Art. However, submitting artists should generally be prepared to submit to the BAIPP the following:

- a. Statement of Interest: A defined statement of interest applicable to the requested Work of Art or project which clearly states the intent of the artist, including applicable ideas and approaches to the project. In addition, all questions posited by the BAIPP's request shall be answered clearly and succinctly.
- b. Images: The artist shall provide color images of relevant Works of Art in the format requested by the BAIPP. The artist should provide a selection of artwork that best represents the artist's skills. The artist may choose to submit additional detail, including, if applicable, the title of the Work of Art, date of completion, medium used, and dimensions.
- c. Resume: The resume submitted by the artist should be clear and concise and include a list of educational background, training, public and private art commissions, exhibitions, collaborations, and other pertinent experience.
- d. Professional References: Artists are encouraged to provide a list of

references, including contact information, for individuals that have prior experience working with the artist.

- e. Project Description Details: The artist must provide to the BAIPP all requirements necessary for the City to display and maintain the Work of Art, including, as applicable, installation and display requirements, cleaning, safety issues, lighting, and projected budgets.

3. General Criteria for the Selection of Artists to Work on a Project:

The following general criteria may be used by the BAIPP to select artists to work on a particular project. However, all additional criteria set forth in the RFQ will also apply:

- a. The submission of the artist's past work and the appropriateness of the artist's concepts and design to the project.
- b. The artist's demonstrated design capabilities and inherent quality of work.
- c. The appropriateness of the artist's preferred media in relationship to the proposed project, including the surrounding environment, natural landscape features, and the historical significance/charter of the project.
- d. Whether the artist's demonstrated artwork encourages diversity in style, scale, and media.
- e. The ability of the artist to effectively communicate with a variety of groups, including the BAIPP and other groups or interested parties such as design professionals, appropriate city personnel and other appropriate parties.

4. General Criteria for the Selection of Works of Art:

The following general criteria may be used by the BAIPP when selecting a Work of Art for display in the City. However, all additional criteria set forth in the RFP will also apply:

- a. Appropriateness of the Work of Art to the property on which it is to be displayed taking into consideration the surrounding environment, natural landscape features, and the historical significance/character of the property.
- b. Appropriateness of the material, textures, colors, and design of the Work of Art to the property and surrounding areas.
- c. Establishment of a continuity of the Works of Art displayed in the City through design and placement.
- d. Aesthetic and cultural diversity among the Works of Art to be displayed in the City through an unbiased selection process, a balanced inventory, and the display of variety of styles, design, and media.
- e. Safety and maintenance of the Work of Art.

V. Summary Outline of BAIPP Acquisition/Selection Process:

BAIPP shall have in place all necessary processes prior to initiating a call to artists for a specific project, including:

1. Online information, forms, RFPs or RFQs for the public, and guidelines specific to the project, and approved projected costs.
2. Artist/Artwork Selection Pool (ASP) to review all entries and select an artist or Work of Art to present to the BAIPP for presentation and approval by the City Council.

BAIPP will take the following steps when seeking to obtain, secure or select a Work of Art for the City's Art in Public Places Program:

1. Determine the need or desire for a specific Work of Art or public art project, with the approval of the City Council.
2. Define project details including a project concept, budget, funding sources, the projected timeline for the project, and the proposed location for the Work of Art, with the approval of the City Council.
3. Determine which artist/artwork selection method will be used by the BAIPP.
4. Inform the public regarding the anticipated project and obtain public input when appropriate.
5. Publish RFPs or RFQs, as necessary.
6. Call for the selection of a Jury Panel when appropriate for a specific project
7. Consultation with and between BAIPP and the Jury Panel resulting in the presentation of a final design of the project or Work of Art for approval from the City Council.
8. Negotiate and execute a contract with the selected artist, based on submitted qualifications and according to BAIPP and City guidelines.
9. Insure the fabrication, installation and maintenance of the selected Work of Art or project is properly completed.
10. Obtain all necessary maintenance procedures from the artist.
11. Propose public art dedication events, as appropriate.

VI. Artist/Artwork Selection Pool and Jury Panels:

1. Artist/Artwork Selection Pool (ASP):

BAIPP will establish an Artist/Artwork Selection Pool of at least fifteen (15) individuals from volunteers in the Bastrop community who do not serve on the

BAIPP Task Force but who are interested in facilitating the creation and installation of public art projects in Bastrop. In selecting the members of the ASP, the BAIPP will consider individuals with diverse backgrounds and experience including, but not limited to professional artists, designers, architects, academic instructors, and art gallery or museum professionals, as well as business, finance, project management, local real estate and other related fields. Individuals who are selected as members of the ASP should be available to serve on a Jury Panel for a minimum of one two-year term.

2. Jury Panels:

Jury Panels for a specific project approved by the City Council will be selected from the ASP. A Jury Panel will consist of no less than three (3) nor more than five (5) people. The purpose of the Jury Panel will be to coordinate and oversee the artist/artwork selection process, proposed project designs and budgets. Jury Panels will make final recommendations to the BAIPP, which will then seek final approval from the City Council. The Jury Panel will function as a temporary subcommittee of the BAIPP for each BAIPP project involving a public call for artists or Works of Art. A different Jury Panel shall serve for each BAIPP project and shall dissolve after that particular project has been completed and installed.

Each Jury Panel shall be responsible for reviewing and ranking artists' applications and responses to RFQ and RFP's, for interviewing artists, and recommending artists or Works for Art for specific projects to the BAIPP. ASP members may serve on more than one Jury Panel. Jury Panels, under the supervision of BAIPP, will be responsible for the management and oversight of an approved project, including fabrication and installation.

VII. General Information:

1. Ownership of Works of Art:

Works of Art installed on public property are the property of the City of Bastrop unless a prior contractual agreement has been agreed upon between the Artist (or other interested Party) and the City. Works of Art located on leased property are fixed assets and may not be removed by the lessee.

2. Maintenance of Works of Art:

Works of Art are maintained by the City of Bastrop or the party which owns the property on which the Work of Art is located unless other contractual agreements have been made between the City and the interested party. The Works of Art shall be maintained in accordance with the artist's instructions, safety concerns, and general maintenance practices. The artist responsible for the Work of Art shall be responsible for all necessary repairs within the contractual warranty period, as set forth in the Agreement between the City and the artist.

3. Warranties for Works of Art:

Works of Art purchased by the City pursuant to a written contract may have two types of warranties.

- a. Warranty of Title – Warranty of Title assures the City that the work is unique and does not infringe on an existing copyright.
- b. Warranty Against Defects – Warranty Against Defects guarantees that the work is free of defective materials or faulty fabrication or installation methods.

Warranties are typically two years from the date of installation but may vary with the project, pursuant to the Contract between the City and the artist.

4. Art Copyright:

The artist generally retains all applicable rights under copyright law to which the artwork, preliminary designs, drawings, specifications, and models may be subject. Specific terms and conditions related to “copyright” will be as set forth in the agreement between the City and the Artist.

5. Art Reproductions:

- a. The City of Bastrop may make and use graphic reproductions of the Works of Art for promotional purposes, including, but not limited to, brochures, media publicity, and exhibition catalogues or similar publications.
- b. Promotional reproductions of any Work of Art shall provide a credit line that includes the artist’s name and artwork title.
- c. The City may not make or use graphic reproductions of Works of Art without the express written permission of the artist, or the artist’s representative.
- d. The City is not responsible for any third party infringement on the artist’s copyright and intellectual property rights. It is understood that Works of Art may be photographed and used by the public without the City having any obligation to protect the intellectual property rights of the artist.

6. Art Loans:

Works of Art owned by the City may be loaned for exhibition.

7. Art Sale:

Works of Art owned by the City may later be sold or otherwise disposed of in accordance with legally mandated inventory guidelines.

CITY OF BASTROP, TEXAS

BASTROP ART IN PUBLIC PLACES
REGISTRY FORM

Online profile may be created at www.xxxxxxxxxxxxxxxxxxxxxxx

Name: _____

Address: _____

Phone Numbers:

Home: _____

Cell: _____

Work: _____

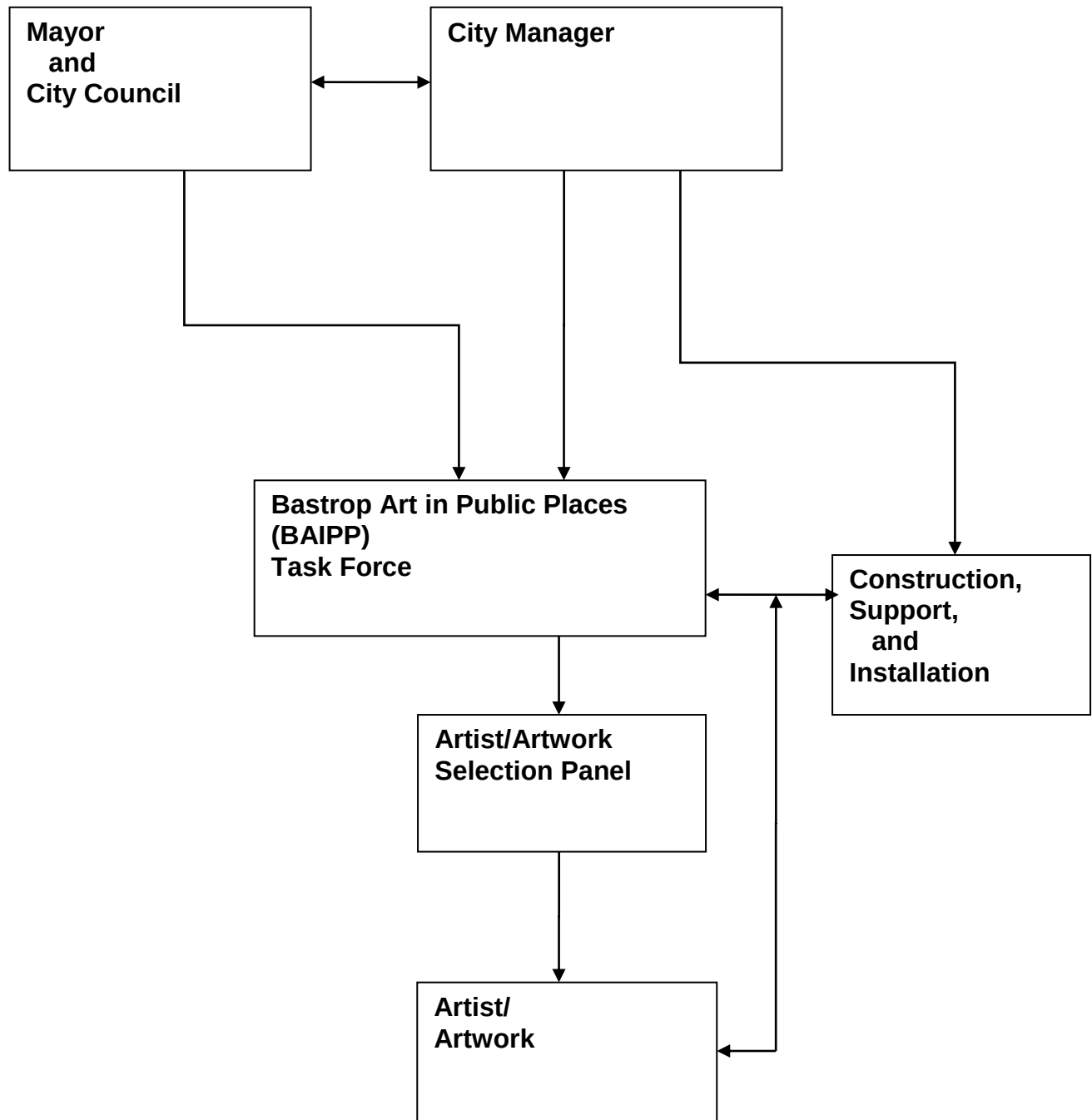
Email Address: _____

Web Site (or include three representational images of your work):

Media: _____

Statement about your work:

CITY OF BASTROP, TEXAS

BASTROP ART IN PUBLIC PLACES
ART SELECTION PROCESS FLOWCHART

ARTIST'S RESOURCE: Elements of a Successful Design Presentation

Artists are expected to present an inclusive overview of all components involved in a major public art project. Successful designs will typically contain the following elements:

Budget: The total budget summary includes an itemized list of costs. This should include supportive documentation and actual quotes from vendors and sub-contractors for materials, construction, installation, travel, insurance costs, etc. The artist's personal production costs and design fees needs to be included in the budget.

Site Conditions: Site conditions impacted by the planned project need to be reviewed. This may include items such as structures, topography, traffic patterns, landscaping, and other elements as they relate to the proposed project. The City and BAIPP work together to provide supportive documentation for a thorough understanding of the site

Lighting: Discuss the goal of supplementary lighting in the project. Review methods to meet that goal and the types of lighting that are recommended.

Materials: Include a concise listing of all materials to be used in the project. Review the durability and maintenance of critical materials. On-site work with products will require Material Safety and Data Sheets (MSDS) on-site.

Schedule: Provide a detailed schedule for final design, fabrication, installation, maintenance and removal, when necessary, of the entire project from start to finish.

Installation: Provide a concise overview of each step required for a successful project installation. This may include engineering for structural support, earthwork, and or lighting. Describe on-site and off-site fabrication tasks. Review special equipment required such as trucks or cranes for art placement.

Maintenance: Long-term maintenance of any public art installation is a critical aspect of the project unless specifically noted otherwise. Provide a detailed review of expected maintenance requirements and a proposed maintenance schedule. Support documentation from professional conservators may be advisable.

Safety and Public Welfare: The project must be fabricated and installed adhering to nationally recognized safety guidelines such as OSHA. The installed project cannot pose or create a safety issue for the general public.

Removal of Display: Temporary installations must include the removal of the art and restoration of the site in their proposals. Handbook approved by Bastrop City Council on September 25, 2012.

Terry Orr, Mayor

CITY OF BASTROP
BASTROP ART IN PUBLIC PLACES
TASK FORCE
BYLAWS

Article 1
NAME AND ADDRESS AND PURPOSE

- Article 1.1 Name:
The name of this organization shall be “Bastrop Art in Public Places” hereinafter also referred to as BAIPP, a Task Force of the City of Bastrop.
- Article 1.2 Address:
The mailing address of BAIPP is 1311 Chestnut Street, Bastrop, TX 78602.
- Article 1.3 Purpose:
The purpose of the BAIPP is to expand the enjoyment, access and appreciation of art in Bastrop, Texas. This includes assisting the Bastrop City Council in developing guidelines and standards for the selection, display, and maintenance of art in the City and to acquire by purchase or donation, works of art for display.
- Article 1.4 Open Meetings Act/Public Information Act:
Because the BAIPP is a Task Force, rather than a formal Board or Commission, the BAIPP shall not be subject to the Open Meetings Act for the purpose of posting regular meetings. However, the Texas Public Information Act shall apply to the records of the BAIPP.

Article 2
MISSION, VISION, AND GOALS

- Article 2.1 Mission Statement:
To increase awareness and appreciation of art, as well as increase civic pride through the display of art in Bastrop, Texas.
- Article 2.2 Vision Statement:
To create an environment where the City of Bastrop is locally and nationally recognized as an art and cultural center.
- Article 2.3 Goals:
- Use the display of public Works of Art to further the Bastrop community’s sense of civic pride.
 - Use the display of public Works of Art as an educational opportunity for the public, as well as to enhance art education with artists in the community, and beyond.

- Contribute to cultural tourism.
- Support cultural diversity through art.
- Make art accessible to all individuals, including those with special needs.
- Encourage early collaboration concerning artwork and display or art for civic projects with design professionals and artists.

Article 3 **DEFINITIONS**

Article 3.1 Definitions:

Article 3.1a “Art in Public Places”:

“Art in Public Places” means any visual Work of Art displayed for two weeks or more located on City property or private property that is accessible to the public. This includes outside space, the exterior of a City owned facility, inside any City building, or on private property if the Work of Art is intended by the display to be visible to and enjoyed by the public.

Article 3.1b “Work of Art”:

“Work of Art” includes, but is not limited to a sculpture, water feature, monument, mural, fresco, relief, painting, photograph, and glass installation. “Work of Art” would normally not include landscaping, paving, architectural ornamentation, or signs.

Article 4 **ART COLLECTION POLICY**

Article 4.1 Art Ownership:

Article 4.1a Works of Art acquired in whole or in part by the City of Bastrop with the assistance of the BAIPP shall be acquired in the name of and under the ownership of the City of Bastrop.

Article 4.1b The BAIPP will assist the City in obtaining funding for the City’s acquisition of art, whether through the City’s budget process, fund raising or grant procurement. All funds obtained for the benefit of the BAIPP shall be held by the City of Bastrop

Article 4.2 Art Selection Guidelines:

The BAIPP shall assist the City Council with acquiring Works of Art by :

- Identifying and recommending suitable Works of Art to be displayed.
- Facilitating the preservation of Works of Art to be displayed.
- Assisting with the process and methodology for competitively selecting Works of Art for acquisition and/or display.

- Assisting with any other matter necessary and appropriate for the administration of the BAIPP in accord with its mission, vision, and goals.
- Work within the Bastrop community to collaborate with entities on “art projects” that will enhance its citizen’s appreciation and understanding of art.

Article 4.3 Art Selection and Display Standards:

The BAIPP shall give special attention to the following issues, when applicable:

- Appropriateness of the Work of Art to the property on which the Work of Art is to be displayed, taking into consideration the surrounding environment, natural landscape features, and the historical significance/character of the property.
- Appropriateness of the material, textures, colors, and design of the Work of Art to the property and surrounding areas.
- Establishing continuity of the Works of Art displayed in the City through design and placement.
- Providing aesthetic and cultural diversity among the Works of Art to be displayed in the City of Bastrop, through an unbiased selection process, a balanced inventory, and the display of variety of styles, design, and media.

Article 5
PUBLIC ART DISPLAYS

Article 5.1 Displays of Works of Art in Public Places:

Article 5.1a Authority:

All Works of Art to be displayed in the City of Bastrop shall be approved by the City Council, with the assistance of and recommendations from the BAIPP. No final display decisions, alterations or changes to Works of Art shall be made without the oversight and approval of the City Council.

Article 5.1b Location and Selection:

Works of Art recommended by the BAIPP and selected and approved by the City Council may be displayed on public property or by agreement between a private property Owner and the City of Bastrop, on private property that has substantial public exposure to the Bastrop community and its visitors.

Article 5.1c City Facilities:

BAIPP may advise the City Council and City Manager regarding the design, execution, and placement of Works of Art when applicable to certain public improvement projects.

Article 5.1d Art Maintenance:

BAIPP shall inform the City Manager of required maintenance for Works of Art on display in the City of Bastrop. Works of Art which require substantial or significant maintenance shall be discussed and approved by the City Manager before proceeding with the required maintenance. The BAIPP shall be responsible for preparing, and providing to the City, an estimate of the anticipated maintenance responsibilities prior to the acquisition of a Work of Art.

Article 5.1e Loans:

Works of Art owned by the City may be loaned for exhibition, pursuant to recommendations by the BAIPP, and upon terms agreed to by the City and the party seeking to borrow the Work of Art, with Council approval.

Article 6 **MANAGEMENT**

Article 6.1 Management, Funding and Policies of the BAIPP:

Article 6.1a The BAIPP shall have the authority to promote the goals for which the BAIPP is created.

Article 6.1b The BAIPP shall adopt policies as may be deemed necessary to acquire and display Works of Art in the City of Bastrop, within the terms of the Bylaws and the Resolution that created the BAIPP, with such Policies to be presented for approval by the Council.

Article 6.1c Depending on the scope of the Work of Art to be acquired and displayed in the City of Bastrop, the BAIPP may be responsible for reporting to the City Manager, and/or the City Council regarding the progress of the project and the use of funds.

Article 6.1d The BAIPP shall be responsible for developing a “proposed” yearly operating budget for the acquisition and display of new Works of Art in the City of Bastrop, as well as any on going maintenance responsibilities for those Works for Art currently under the City’s possession or control. This budget shall be submitted to the City Manager on or before June 1st of each calendar year.

Article 6.1e The BAIPP shall be responsible for establishing an “Art Registry” through which artists may register their Works of Art for potential selection and display in the City of Bastrop. In addition, the BAIPP shall develop and implement, with the approval of the City Council, a fair and unbiased mechanism for selecting Works of Art to be displayed by the City.

Article 7

MEMBERSHIP

Article 7.1 Number and Description:

The members of the BAIPP shall be appointed by the Mayor, subject to confirmation by the City Council. The BAIPP shall consist of a minimum of five (5), but shall not exceed seven (7) voting members. The BAIPP may have a minimum of one “non-voting” *ex officio* representative from the City Council, who shall be appointed by the Mayor, and who shall not count as a “member” of the BAIPP, for any purpose. The *ex officio* representative shall operate as a Council liaison with the Task Force.

Article 7.2 Community Participants:

The BAIPP shall have the responsibility for identifying and recommending to the Mayor and the City Council individuals who shall be appointed by the Mayor with Council concurrence to assist the Task Force as ‘non-voting’ community participants of the BAIPP. Such non-voting community participants may include a Bastrop youth. Community Participants shall be appointed for a one year term, with the right of re-appointment for a single additional one year term.

Article 7.3 Terms of Office:

- Members of the BAIPP shall be appointed by the Mayor, subject to confirmation by the City Council, to serve three (3) year terms. Terms shall be staggered, by the drawing of lots by the initial appointees, so that the entirety of the BAIPP will not be replaced at one time.
- The Mayor, subject to confirmation by the City Council, shall name the Chairperson of the BAIPP.

Article 7.4 Meetings:

The BAIPP shall meet at least five (5) times per year. Regular and special meetings may be called or cancelled by the Chair and/or by petition of one-third of the then current membership of the BAIPP. The location of the meeting will be at City Hall unless otherwise determined and announced.

Article 7.5 Quorum:

A simple majority of the then existing voting membership shall constitute a quorum of the Task Force. A quorum is required for the BAIPP to convene and/or to take any action.

Article 7.6 Vacancies:

The BAIPP can make recommendations to the City Council to expand the Task Force membership, fill vacancies and/or appoint Community Participants. In the event of a vacancy in the membership of the BAIPP, the individual serving as the replacement, who shall be appointed by the Mayor and confirmed by the City Council, will serve the remaining term of the individual who is no longer serving.

Article 7.7 Resignations:

Any BAIPP member may resign, at any time, by giving notice of such resignation to the Chairperson and the City Manager, in writing. Unless otherwise specified, such resignations will take effect upon receipt. The Mayor, subject to confirmation by the City Council, shall appoint a successor to serve the remainder of the resigning member's unexpired term.

Article 7.7 Removal:

A member may be removed by the City Council at its sole discretion or upon recommendation by the BAIPP, for cause or no cause.

Article 8
OFFICERS

Article 8.1 Officers:

The officers of the BAIPP shall be: Chair, Vice-Chair, and Secretary/Treasurer.

Article 8.2 Election:

The Chair will solicit recommendations from the remaining BAIPP membership for appointment of the other Officers of the BAIPP. All nominees will have given their consent to having been nominated. The proposed slate of nominees will be reviewed and voted upon annually, by the BAIPP voting membership.

Article 8.3 Terms of Office:

The elected Officers of BAIPP will be elected to serve in their Office, for one year terms, with that service beginning on January 1.

Article 8.4 Duties of Officers:

Article 8.4a Chair:

- Shall serve as the Chief Executive Officer, act as spokesperson, appoint committee chairs, preside at Board meetings, prepare the meeting agenda and perform other duties as necessary to meet the objectives of BAIPP.

Article 8.4b Vice Chair:

- Shall preside in the absence of the Chair and shall perform such other duties as may be delegated by the Chair.

Article 8.4c Secretary/Treasurer:

- Shall transcribe the minutes of each meeting taken by the BAIPP, ensure that meeting minutes and attendance records are available when requested, assist the Chair as needed in notifying members of meetings, and maintain the roster and contact information.
- Shall work with the City Manager and the Finance Department to keep an accurate accounting of all funds received and expended by the BAIPP, which shall be held in the possession of the City, regardless of the source and whether from public or private sources.
- All written statements and accounts shall be maintained and filed in the office of the City Manager of the City a minimum of quarterly a year and when requested by the City Council, the Finance Department or the City Manager.

Article 8.5 Vacancies in Offices:

In case of a vacancy in an elected Office, the BAIPP will appoint an existing member to serve as a successor, to fill the unexpired term of Office.

Article 9
COMMITTEES

Article 9.1 BAIPP Committee:

Committees shall be appointed, as needed by the Chair, to assist the BAIPP with matters related to the Task Force's work. These committees shall cease to exist when the purpose for which the Committee was created has been accomplished.

Article 10
AMENDMENTS TO THE BYLAWS

Article 10.1 Amendments to the Bylaws

These Bylaws may be amended either by: (1) the City council, or (2) with the subsequent approval of the Council, upon a two-thirds vote of the then existing membership of the BAIPP, at any regular meeting, provided that the proposed changes have been presented to all members of the BAIPP, in writing, at least two weeks prior to the meeting during which the amendment will be acted upon.

Article 11
FISCAL YEAR

Article 11.1 Fiscal/Business Year:

The fiscal and business year of BAIPP shall be the same as the City of Bastrop.

Article 11.2 BAIPP/Committee Year:

The terms of Officers and appointees to task force/committees shall coincide with the beginning and end of the calendar year.

Article 12
PARLIAMENTARY AUTHORITY

Article 12.1 Parliamentary Procedure:

“Robert’s Rules of Order”, the most current publication, will be the final authority on all questions of parliamentary law, not covered by these Bylaws. The Chair may appoint a Parliamentarian if required.

Article 13
POLITICAL ACTIVITY

Article 13.1 Support of Issues:

BAIPP will work with City officials for preparation, enactment and enforcement of laws, ordinances, policies and regulations compatible with the objectives and purposes of the BAIPP.

Article 13.2 Candidate Support:

BAIPP shall not engage in any activity either supporting or opposing the candidacy of any individual, group of individuals, or party for political office.

Article 13.3 Use of Membership:

Members of the organization will refrain from utilizing their membership and/or the BAIPP name for political gain or for expressing opinions in a manner that suggests BAIPP supports the Task Force member's issue or opinion.

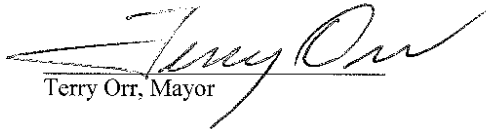
Article 14

CONFLICT OF INTEREST

Article 14.1 Conflicts of Interest:

Conflicts of Interest shall be resolved pursuant to the City of Bastrop's Ethics Ordinance.

Approved & Adopted by City Council on May 22, 2012.



Terry Orr, Mayor

CITY OF BASTROP

AGENDA ITEM: **A.10****STANDARDIZED AGENDA RECOMMENDATION FORM**

CITY COUNCIL

DATE SUBMITTED: September 12, 2012

MEETING DATE: September 25, 2012

1. Agenda Item: **Approval of waiver of fee for hanging banner for event October 6 & 7, 2012, as requested by Bastrop Fine Arts Guild.**

2. Party Making Request: **Teresa Valdez, City Secretary**

3. Nature of Request: (Brief Overview) Attachments: Yes **X** No _____

4. Policy Implication: _____

5. Budgeted: _____ Yes _____ No _____ N/A

Bid Amount: _____

Budgeted Amount: _____

Under Budget: _____

Over Budget: _____

Amount Remaining: _____

6. Alternate Option/Costs: _____

7. Routing: **NAME/TITLE** **INITIAL** **DATE** **CONCURRENCE**

a) _____

b) _____

c) _____

8. Staff Recommendation: _____

9. Advisory Board: _____ Approved _____ Disapproved _____ None

10. Manager's Recommendation: _____ Approved _____ Disapproved _____ None

11. Action Taken: _____



City of Bastrop
Special Event Application
For Banners

The Bastrop Fine Art Guild requests that the fee for hanging the Banner we waived due to our organization being a non-profit 501 (c) 3 organization.

The application for hanging the banner submitted separately. Event date is for October 6 & 7, 2012.

Thank you for your consideration.

Jeanette Condray, President
Bastrop Fine Arts Guild



City of Bastrop, Texas
Special Event Banner Permit Application
for Banners Hung on Banner Plaza

Revised 07/19/2012 3:28 PM

Cost included in Processing Fee if processed through Public Works, Parks, & Recreation Department

Special Event: Art on the Green

Date(s) of Event: Oct. 6 + Oct 7

Contact person: Janette Condray (Bastrop Fine Arts Guild)

Address: 138 Serenity Dr., Bastrop 78602

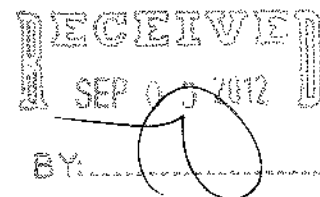
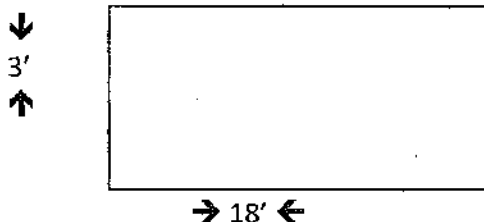
E-Mail: jcondray5@gmail.com

Phone: (504) 576-1100 Fax: () Cell Phone: _____

Banners will no longer be hung on the Old Iron Bridge per Ordinance No 2011-23a.

ONLY NON-PROFIT organization banners will be hung on Banner Plaza, which is at the intersection of Perkins and Loop 150 (a/k/a Chestnut).

- a. Banner Plaza will accommodate 3 banners at a time.
- b. Banners will hang for **no more than 3 weeks** prior to date of the event. If there are more than 3 banners submitted to hang for the same time period, the timeframe for hanging each banner may be shortened at the discretion of the City staff.
- c. Banners must measure 18 feet in width and 3 feet in height.

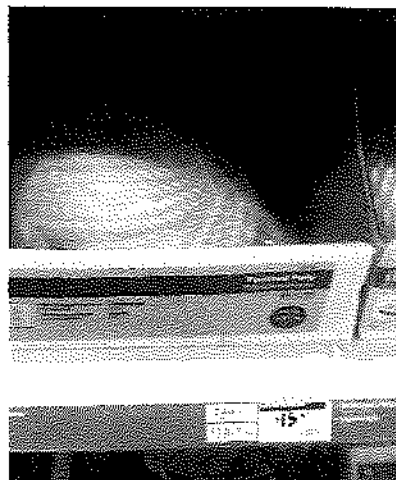


- d. Banners must be made of mesh to prevent wind tears.
- e. A banner must have grommets/eyelets (metal reinforced holes) on each corner and at least one in the middle of both sides, as well as grommets/eyelets spaced equally across the top and bottom of the banner.

Special Event Banner Permit Application
Page 2 of 2 pages

Name of Event: Art on the Green
Date(s) of Event: Oct 6 & 7

- f. Applicant must provide City crew with as many spring link, stainless steel clips as there are grommets/eyelets on the top and bottom of the banner. Clip size is 3/8" x 4" or 3". These clips can be found at Home Depot, Lowe's, and similar stores.
- g. Applicant must provide City crew with twisted poly or cotton poly rope, measuring 3/8" x 50' or 100'. These ropes can be found at Home Depot, Lowe's, and similar stores.
- h. Banners must be delivered to Public Works in a plastic storage bin labeled with event name and a contact name and number.
- i. Please contact Public Works at (512) 332-8920 **within 1 week** after completion of the event to arrange to pickup banner(s). Unclaimed banners will be disposed of due to lack of storage space.



RECEIVED
SEP 05 2012

BY: _____

CITY OF BASTROP

AGENDA ITEM

B.1**STANDARDIZED AGENDA RECOMMENDATION FORM**

CITY COUNCIL

DATE SUBMITTED: September 21, 2012

MEETING DATE: September 25, 2012

1. Agenda Item: **PUBLIC HEARING: To consider a request for a Variance to Bastrop Code of Ordinances Article 4.02.004 "Sale of Alcoholic Beverages, Distance from Church, School or Hospital" on property located at 1014 Main Street, Bastrop, Texas, to be known as Paw-Paw's Catfish House restaurant.**

2. Party Making Request: **Cheri & Bill Rice**

3. Nature of Request: (Brief Overview) Attachments: Yes X No

A letter dated September 17, 2012 was received on behalf of Paw-Paw's Catfish House restaurant requesting a variance to Bastrop Code of Ordinances Article 4.01, Section 4.02.004.

According to the Bastrop Code of Ordinances Article 4.01, Section 4.02.004 the City Council may provide variances to the 300-foot limitation (see attached copy of Code) if the City Council determines that the enforcement of the regulation in a particular instance is not in the best interest of the public, constitutes waste or inefficient use of land or other resources, creates an undue hardship on an applicant for a license or permit, does not serve its intended purpose, or is not effective or necessary, or for any other reason the Council, after consideration of the health, safety, and welfare of the public and the equities of the situation, determines is in the best interest of the community.

According to the Bastrop Code of Ordinances the Council is required to conduct a Public Hearing to receive public input on the requested variance. Notice of the required Public Hearing was provided to all property owners are stated in the Code and was published in the Bastrop Advertiser.

4. Policy Implication: _____

5. Budgeted: _____ Yes _____ No N/A

Bid Amount: _____

Budgeted Amount: _____

Under Budget: _____

Over Budget: _____

Amount Remaining: _____

6. Alternate Option/Costs: _____

7. Routing: **NAME/TITLE** **INITIAL** **DATE** **CONCURRENCE**

a) _____

b) _____

c) _____

8. Staff Recommendation: _____

9. Advisory Board: _____Approved _____Disapproved _____None

10. Manager's Recommendation: _____Approved _____Disapproved _____None

11. Action Taken: _____



September 17, 2012

Dear Mayor Orr and Bastrop City Council-

My name is Bill Rice and my wife and I are opening our new restaurant Paw-Paw's Catfish House at 1014 Main Street. We are looking forward to being part of your community.

We are applying for a TABC permit to serve beer and wine and need to ask the city for a variance and to sign our paperwork. We have spoken to Reverend Lisa Hines with Calvary Episcopal Church. She said that she had spoken to the congregation and that they would not have a problem with us having this permit.

We are hoping we can get on the schedule as soon as possible so that we can move forward.

Thank you so much for your time –

Cheri and Bill Rice
512-731-4606

Teresa Valdez

From: The Rev. Lisa S. Hines <rector@cecbastrop.org>
Sent: Monday, September 17, 2012 3:09 PM
To: Teresa Valdez
Cc: billricewho@gmail.com
Subject: Application for Liquor License

Teresa Valdez
City of Bastrop

Re: Paw Paws Catfish House
Application for Liquor License

Dear Ms. Valdez,

Calvary Episcopal Church does not object to the pending liquor license application of Paw Paws Catfish House on Main Street. In August, I made certain that our Vestry (board of lay leadership) was aware of the application, and it decided no action was necessary. We wish Bill and Cheri Rice well on their new business venture.

Please let me know if you require a signed copy of this letter.

Sincerely,

Lisa Hines

The Rev. Lisa S. Hines, Rector
Calvary Episcopal Church
603 Spring Street
P.O. Box 721
Bastrop, Texas 78602
512-303-7515
rector@cecbastrop.org

**NOTICE OF PUBLIC HEARING
BASTROP CITY COUNCIL**

Dear Property Owner:

The Bastrop City Council will conduct a public hearing on Tuesday, September 25, 2012 at 6:15 p.m. in the City Council Chambers, 1311 Chestnut Street, Bastrop, Texas on the following request:

The applicant is requesting a variance to Bastrop Code of Ordinances Article 4.02.004 Sale of Alcoholic Beverages, Distance of premises from church, school or hospital on property located at 1014 Main Street, Bastrop, Texas, proposed relocation of Paw-Paw's Catfish House restaurant.

The Applicant is: Henry and Pamela Bell, LTD

Property Location: 1014 Main Street – Paw-Paw's Catfish Restaurant

Legal Description: Building Block 8 W W Street, Acres 0.0949

(PLEASE SEE ATTACHED MAP AND APPLICANT'S REQUEST)

As a property owner within 300' of the above referenced property, you are being notified of the public hearing and invited to attend to express your opinion at the meeting or in writing by completing the form below. Written comments, either in support or opposition to this request, must be submitted to the City Secretary prior to the September 25, 2012 meeting at 1311 Chestnut Street, P.O. Box 427, Bastrop, Texas 78602, Fax (512) 332-8819 or call the City Secretary at (512) 332-8811.

X
X

PROPERTY OWNER'S RESPONSE

X
X

As a property owner within 300':
(please check ☒ one)

- ☒ I am in favor the request.
☐ I am opposed to the request.

Property Owner Name: Virginia Piper
Property Address: 1006 Main Street, Bastrop
Mailing Address: P.O. Box 383, Bastrop

Property Owner's Signature: UPi
Comments: (Optional)

Please reply to: City of Bastrop
P.O. Box 427
Bastrop, Texas 78602

Re: Variance to serve alcohol at Paw-Paw's Catfish Restaurant – 1014 Main Street (mailed: 9/17/2012)

9/21/2012

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**NOTICE OF PUBLIC HEARING
BASTROP CITY COUNCIL**

Dear Property Owner:

The Bastrop City Council will conduct a public hearing on Tuesday, September 25, 2012 at 6:15 p.m. in the City Council Chambers, 1311 Chestnut Street, Bastrop, Texas on the following request:

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The Applicant is: Henry and Pamela Bell, LTD

Property Location: 1014 Main Street – Paw-Paw's Catfish Restaurant

Legal Description: Building Block 8 W W Street, Acres 0.0949

(PLEASE SEE ATTACHED MAP AND APPLICANT'S REQUEST)

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X
X**PROPERTY OWNER'S RESPONSE**X
X

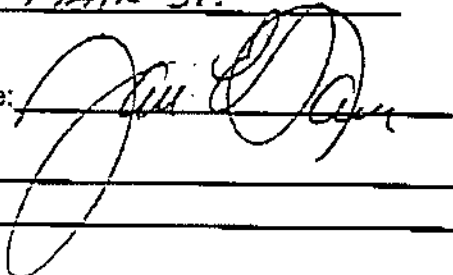
As a property owner within 300':
(please check ☒ one)

- ☒ I am in favor the request.
☐ I am opposed to the request.

Property Owner Name: JCG LAND & CATTLE CO.

Property Address: 924 MAIN ST.

Mailing Address: 924 MAIN ST.

Property Owner's Signature: 

Comments: (Optional)

Please reply to:
City of Bastrop
P.O. Box 427
Bastrop, Texas 78602

Re: Variance to serve alcohol at Paw-Paw's Catfish Restaurant – 1014 Main Street (mailed: 9/17/2012)

**NOTICE OF PUBLIC HEARING FOR
BASTROP CITY COUNCIL**

The Bastrop City Council will conduct a public hearing on Tuesday, September 25, 2012 at 6:15 p.m. in the City Council Chambers, 1311 Chestnut Street, Bastrop, Texas on the following request:

The applicant is requesting a variance to Bastrop Code of Ordinances Article 4.02.004 Sale of Alcoholic Beverages, Distance of premises from church, school or hospital on property located at 1014 Main Street, Bastrop, Texas, proposed relocation of Paw-Paw's Catfish House restaurant.

Interested persons are invited to provide comments at the public hearing. Written comments must be received at the office of the City Secretary by September 24, 2012 P.O. Box 427, or 1311 Chestnut Street, Bastrop, Texas 78602 (512) 332-8011.

Protestant Episcopal Church
Council of Diocese of Texas
1225 Texas Avenue
Houston TX 77002

Protestant Episcopal Church
Council of Diocese of Texas
PO Box 721
Bastrop TX 78602

Bastrop Properties, LTD
4801 W. Lovers Lane
Dallas TX 75209

Bastrop JAS Properties, LLC
1015 Main Street
Bastrop TX 78602

JBA Properties, LLC
1017 Main Street
Bastrop TX 78602

First National Bank of Bastrop
PO Drawer F
Bastrop TX 78602

KKG Bastrop Investments, LLC
5306 Clinton Drive
Houston TX 77020

Chestnut Street, LTD
PO Box 690
Elgin TX 78621

Bastrop Opera House, Inc.
PO Box 691
Bastrop TX 78602

Robin O'Connor
709 Spring Street
Bastrop TX 78602

Schiff & Associates, Inc.
c/o Tax Dept.
125 Lincoln Avenue
Grove City PA 16127

Lawrence & Regina Burchett
2100 Chaparral Park Road
Manchaca TX 78652

Gregory S. Warner
PO Box 225
Bastrop TX 78602

Mary Ann Sanborn
PO Box 749
Bastrop TX 78602

Carol H. Noble Trust
Carol H. Noble Trustee
204 NW 5th Street
Smithville TX 78957

John & Iris A. Mohrmann
413 St George
Gonzales TX 78629

David C. Muralt
Revocable Trust
3101 Jeanne Marie Ct
Austin TX 78745

Stephen Gitzendanner
11129 W. Primrose Ln
Avondale AZ 85323

JCG Land & Cattle Co, LLC
924 Main Street
Bastrop TX 78602

926 Main Street Bastrop, LLC
2201 S. Knoll St
Arlington VI 22202

Bastrop Chamber of Commerce
927 Main Street
Bastrop TX 78602

Amando & Fidel Garcia
710 Chestnut Street
Bastrop TX 78602

John W. Summers
149 Lazy Horse Trail
Paige TX 78659

Cynthia Lee Cannon
c/o Cynthia Sanders
PO Box 422
Bastrop TX 78602

Kathryn Bayes & Robert T. Holland
336 Porter Road
Bastrop TX 78602

Allbright Ventures, LP
1708 Roosevelt Street
Bastrop TX 78602

John & Robert Duff
11111 Wilcrest Green, Ste. 100
Houston TX 77042

Henry & Pamela Bell
6000 N. Lamar, Ste. 210
Austin TX 78752

Kathryn Whites Lang
1802 Main Street
Bastrop TX 78602

Charles E. Amos, II
1204 Church Street
Bastrop TX 78602

9/21/2012

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The Virginia Piper/Christopher Grief
Limited Partnership
701 Walnut Street
Bastrop TX 78602-3825

Daniel & Cynthia Hepker
PO Box 399
Bastrop TX 78602

Ann B. Dennis
249 Water Street
Eastport ME 04631

Jo Ann Wise
2919 Sinclair Street
Pasadena TX 77503-4147

**NOTICE OF PUBLIC HEARING
BASTROP CITY COUNCIL**

Dear Property Owner:

The Bastrop City Council will conduct a public hearing on Tuesday, September 25, 2012 at 6:15 p.m. in the City Council Chambers, 1311 Chestnut Street, Bastrop, Texas on the following request:

The applicant is requesting a variance to Bastrop Code of Ordinances Article 4.02.004 Sale of Alcoholic Beverages, Distance of premises from church, school or hospital on property located at 1014 Main Street, Bastrop, Texas, proposed relocation of Paw-Paw's Catfish House restaurant.

The Applicant is: Henry and Pamela Bell, LTD

Property Location: 1014 Main Street – Paw-Paw's Catfish Restaurant

Legal Description: Building Block 8 W W Street, Acres 0.0949

(PLEASE SEE ATTACHED MAP AND APPLICANT'S REQUEST)

As a property owner within 300' of the above referenced property, you are being notified of the public hearing and invited to attend to express your opinion at the meeting or in writing by completing the form below. Written comments, either in support or opposition to this request, must be submitted to the City Secretary prior to the September 25, 2012 meeting at 1311 Chestnut Street, P.O. Box 427, Bastrop, Texas 78602, Fax (512) 332-8819 or call the City Secretary at (512) 332-8811.

✂-----✂
✂ **PROPERTY OWNER'S RESPONSE** -----✂

As a property owner within 300':
(please check ✓ one)

- ☐ I am in favor the request.
☐ I am opposed to the request.

Property Owner Name: _____
Property Address: _____
Mailing Address: _____

Property Owner's Signature: _____
Comments: (Optional)

Please reply to: City of Bastrop
P.O. Box 427
Bastrop, Texas 78602

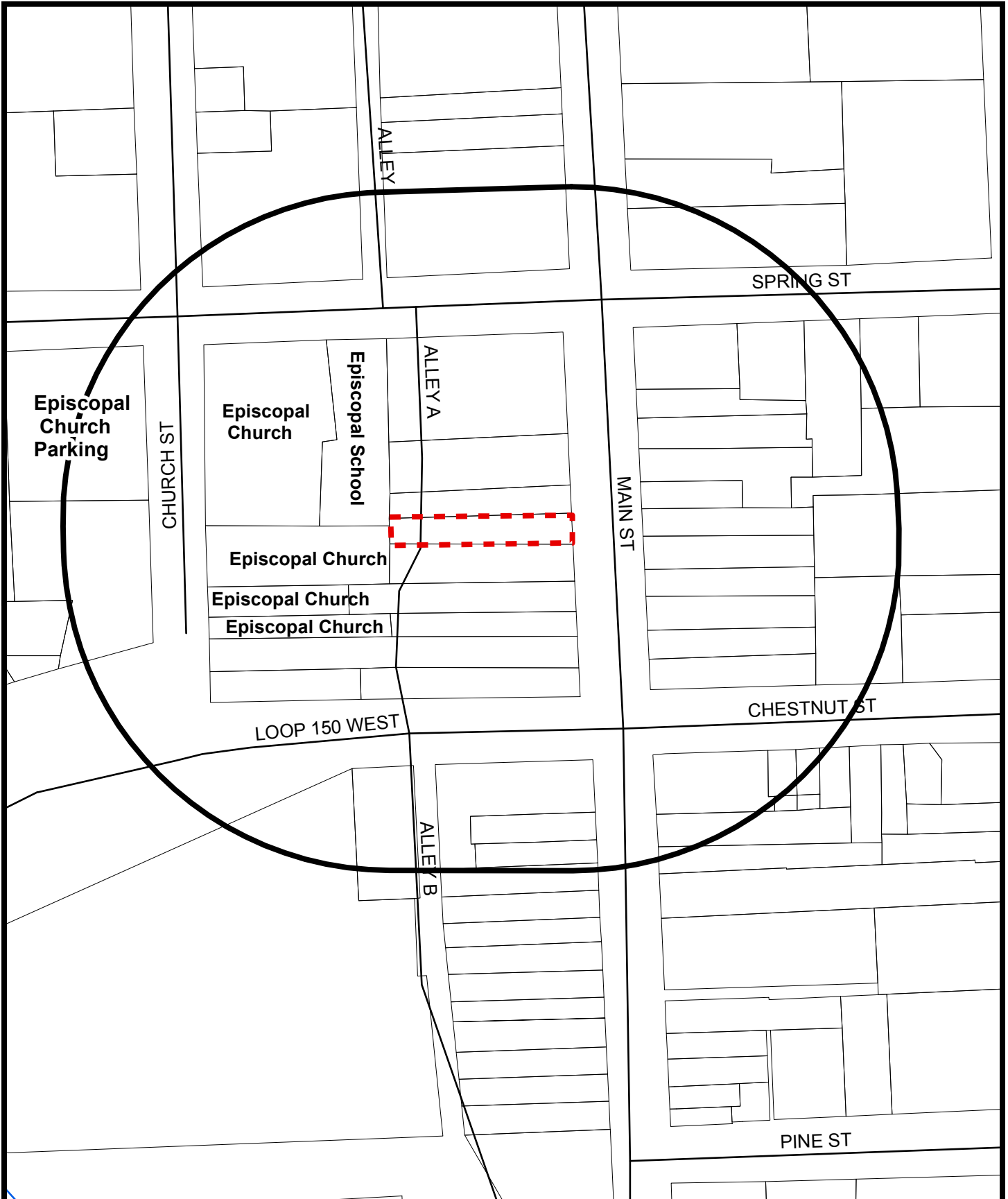
Re: Variance to serve alcohol at Paw-Paw's Catfish Restaurant – 1014 Main Street (mailed: 9/17/2012)

Property Location Map

1014 Main Street, Paw Paws Catfish

Legend 92

- 300' Buffer
- Parcels



CITY OF BASTROP

AGENDA ITEM

B.2

STANDARDIZED AGENDA RECOMMENDATION FORM

CITY COUNCIL

DATE SUBMITTED: September 21, 2012

MEETING DATE: September 25, 2012

1. Agenda Item: **Consideration, discussion and possible action on a request for a Variance to Bastrop Code of Ordinances Article 4.02.004 "Sale of Alcoholic Beverages, Distance from Church, School or Hospital" on property located at 1014 Main Street, Bastrop, Texas, to be known as Paw-Paw's Catfish House restaurant.**

2. Party Making Request: **Cheri & Bill Rice**

3. Nature of Request: (Brief Overview) Attachments: Yes X No

A letter dated September 17, 2012 was received on behalf of Paw-Paw's Catfish House restaurant requesting a variance to Bastrop Code of Ordinances Article 4.01, Section 4.02.004.

According to the Bastrop Code of Ordinances Article 4.01, Section 4.02.004 the City Council may provide variances to the 300-foot limitation (see attached copy of Code) if the City Council determines that the enforcement of the regulation in a particular instance is not in the best interest of the public, constitutes waste or inefficient use of land or other resources, creates an undue hardship on an applicant for a license or permit, does not serve its intended purpose, or is not effective or necessary, or for any other reason the Council, after consideration of the health, safety, and welfare of the public and the equities of the situation, determines is in the best interest of the community.

According to the Bastrop Code of Ordinances the Council is required to conduct a Public Hearing to receive public input on the requested variance. Notice of the required Public Hearing was provided to all property owners are stated in the Code and was published in the Bastrop Advertiser.

4. Policy Implication: _____

5. Budgeted: _____ Yes _____ No N/A

Bid Amount: _____

Budgeted Amount: _____

Under Budget: _____

Over Budget: _____

Amount Remaining: _____

6. Alternate Option/Costs: _____

7. Routing: NAME/TITLE INITIAL DATE CONCURRENCE

a) _____

b) _____

c) _____

8. Staff Recommendation: _____

9. Advisory Board: _____Approved _____Disapproved _____None

10. Manager's Recommendation: _____Approved _____Disapproved _____None

11. Action Taken: _____



September 17, 2012

Dear Mayor Orr and Bastrop City Council-

My name is Bill Rice and my wife and I are opening our new restaurant Paw-Paw's Catfish House at 1014 Main Street. We are looking forward to being part of your community.

We are applying for a TABC permit to serve beer and wine and need to ask the city for a variance and to sign our paperwork. We have spoken to Reverend Lisa Hines with Calvary Episcopal Church. She said that she had spoken to the congregation and that they would not have a problem with us having this permit.

We are hoping we can get on the schedule as soon as possible so that we can move forward.

Thank you so much for your time –

Cheri and Bill Rice
512-731-4606

CITY OF BASTROP

AGENDA ITEM: **D.1****STANDARDIZED AGENDA RECOMMENDATION FORM**

CITY COUNCIL

DATE SUBMITTED: September 21, 2012

MEETING DATE: September 25, 2012

1. Agenda Item: **Consideration, discussion and possible action on approval of the FIRST READING of an Ordinance of the City Council of the city of Bastrop, Texas amending Chapter 1, Article 1.04.001 of the City's Code of Ordinances, entitled "Boards, Committees and Commissions," related to multiple appointments of members to City boards, committees, commissions, task forces and all other advisory bodies of the City of Bastrop; providing a savings clause; and providing an effective date.**

2. Party Making Request: **Mike Talbot, City Manager**

3. Nature of Request: (Brief Overview) Attachments: Yes **X** No _____

4. Policy Implication: _____

5. Budgeted: _____ Yes _____ No N/A

Bid Amount: _____

Budgeted Amount: _____

Under Budget: _____

Over Budget: _____

Amount Remaining: _____

6. Alternate Option/Costs: _____

7. Routing: **NAME/TITLE** **INITIAL** **DATE** **CONCURRENCE**

a) _____

b) _____

c) _____

8. Staff Recommendation: _____

9. Advisory Board: _____ Approved _____ Disapproved _____ None

10. Manager's Recommendation: _____ Approved _____ Disapproved _____ None

11. Action Taken: _____

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS AMENDING CHAPTER 1, ARTICLE 1.04.001 OF THE CITY'S CODE OF ORDINANCES, ENTITLED "BOARDS, COMMITTEES AND COMMISSIONS," RELATED TO MULTIPLE APPOINTMENTS OF MEMBERS TO CITY BOARDS, COMMITTEES, COMMISSIONS, TASK FORCES AND ALL OTHER ADVISORY BODIES OF THE CITY OF BASTROP; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to the City's Home Rule Charter, the Council of the City of Bastrop has full authority to, and at this time has determined a need to amend a portion of an existing Code of Ordinances, allowing for the service of individuals on multiple City Boards, Committees, Commissions, Task Forces, and all other City Advisory Bodies.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS:

PART 1: That Section 1.04.001, "Attendance at Meetings; appointments" shall be, and is hereby amended as follows:

(e) ~~No member shall serve on more than one (1) board, commission or committee at a time, except for temporary boards, commissions, committees, or task forces when specifically authorized by the city council, and with the further exception that one(1) member of the planning and zoning commission may serve a concurrent term on the historic landmark commission.~~ (Reserved)

PART 2: That should any section, clause or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of this Ordinance or any other Ordinance of the City as a whole or any part thereof, other than the part so declared to be invalid.

PART 3: This Ordinance supersedes and repeals all Ordinances or parts of Ordinances, if any, in conflict herewith; however, such present Ordinances shall remain in full force and effect until the effective date of this Ordinance.

PART 4: This Ordinance supersedes and replaces all City and Advisory Body: (1) rules, (2) By-Laws, (3) policies, and (4) procedures that are in conflict herewith, as of the Effective Date of this Ordinance.

PART 5: This Ordinance shall take effect upon the date of final passage noted below, or when all applicable publication requirements, if any, are satisfied in accordance with the City's Charter, Code of Ordinances, and the laws of State of Texas. (the "Effective Date").

READ and APPROVED on First Reading on the 25th day of September 2012.

READ and ADOPTED on Second Reading on the ____ day of _____ 2012.

APPROVED:

BY: _____
Mayor Terry Orr

ATTEST

BY: _____
Teresa Valdez, City Secretary

APPROVED AS TO FORM:
Jo-Christy Brown
City Attorney, City of Bastrop

CITY OF BASTROP

AGENDA ITEM

D.2

STANDARDIZED AGENDA RECOMMENDATION FORM

CITY COUNCIL

DATE SUBMITTED: September 12, 2012

MEETING DATE: September 25, 2012

1. Agenda Item: **Consideration, discussion and possible action on ratifying the property tax increase reflected in the annual budget for the fiscal year beginning October 1, 2012 and ending September 30, 2012.**

2. Party Making Request: **Michael H. Talbot, City Manager**

3. Nature of Request: (Brief Overview) Attachments: Yes _____ No _____

Section 102.007 of the Local Government Code requires a governing body that adopts a budget which raises more revenue from property taxes than in the previous year to ratify, by a separate vote, the property tax increase reflected in the budget. A vote under this subsection is in addition to and separate from the vote to adopt the budget or a vote to set the tax rate required by Chapter Code, or other law. The proposed 2012-2013 budget will require raising more revenue from property taxes than in the previous year, and therefore requires a separate vote of the City Council to ratify the property tax increase reflected in the budget.

4. Policy Implication: _____

5. Budgeted: _____ Yes _____ No _____ N/A

Bid Amount: _____

Budgeted Amount: _____

Under Budget: _____

Over Budget: _____

Amount Remaining: _____

6. Alternate Option/Costs: _____

7. Routing: **NAME/TITLE** **INITIAL** **DATE** **CONCURRENCE**

a) _____

b) _____

c) _____

8. Staff Recommendation: **Council is requested to ratify the increase in property tax revenue reflected in the annual budget for Fiscal Year 2012-2013.**

9. Advisory Board: _____ Approved _____ Disapproved _____ None

10. Manager's Recommendation: _____ Approved _____ Disapproved _____ None

11. Action Taken: _____

STANDARDIZED AGENDA RECOMMENDATION FORM

CITY COUNCIL

DATE SUBMITTED: September 19, 2012

MEETING DATE: September 25, 2012

1. Agenda Item: **Consideration, discussion and possible action on a request from Calvary Episcopal Church and School for a raised pedestrian crosswalk with in-pavement LED's spanning Alley A.**
2. Party Making Request: **Calvary Episcopal Church/School, Tracy Bratton PE**
3. Nature of Request: (Brief Overview) Attachments: Yes XX No _____ See attached letter dated August 24, 2012.

Calvary Episcopal Church and School would like the City to help pay/fund a pedestrian crosswalk in Alley A. Tracy Bratton, PE has shown City cost estimates to be approximately \$29,000 plus additional maintenance at about \$14,000 for the alley. In addition to these costs, supplying electricity to the LED lights would be an additional \$2,500 (approximately) for a total of about \$45,500.

Staff has reviewed the proposal and has also analyzed potential costs for the overall improvement of Alley A, similar to the recent reconstructed Alley B. Water lines have been repaired in the alley about 6 times in the past ten years. Costs are approximate.

Utilities/Street/Alley A	Costs
Water Lines (lines about 100 years old)	\$20,000
Sewer/Wastewater	\$30,000
Electric (underground)	\$285,000
Conduit	\$50,000
Alley/Road Reconstruction	\$40,000
Replacement of Service	
Electrical	\$25,000
Conduit	\$10,000
Water	\$25,000
(Utilities + Service) Total	\$485,000
Contingency	\$50,000
Engineering	\$65,000
TOTAL	\$600,000*
*Costs are approximate, based on Alley B improvements and DOES NOT include bores needed under Chestnut to connect Alley B and proposed Alley A improvements and do not include any potential ATT and Time Warner costs	

4. Policy Implication: _____

5. Budgeted: \$45,500 to \$600,000+ XX No _____ Yes ___ N/A
 Bid Amount: _____ Budgeted Amount: \$0.00
 Under Budget: _____ Over Budget: _____
 Amount Remaining: _____

6. Alternate Option/Costs: _____

7. Routing: **NAME/TITLE** **INITIAL** **DATE** **CONCURRENCE**
a) _____

8. Staff Recommendation:

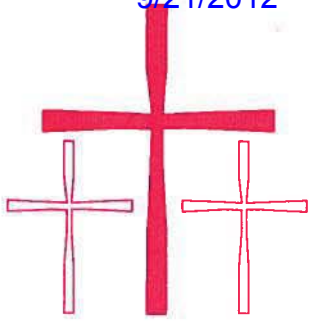
9. Advisory Board Recommendation: _____Approved _____Disapproved ____XX____None

10. Manager's Recommendation: _____Approved _____Disapproved ____None

11. Action Taken: _____

9/21/2012

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**Calvary
Episcopal
Church**

August 24, 2012

Dear Mayor Orr and Council:

Calvary Episcopal Church of Bastrop and Calvary Episcopal School of Bastrop respectfully request council consideration of our request to have a raised crosswalk installed in Alley A. Tracy Bratton, PE (representing the school) and Dan Hays-Clark and Carol Brown (representing the church) have met with City Staff to request their input regarding this request.

We were advised that the next step is to make a formal presentation to Council.

We respectfully request that this presentation and request be placed on the Council agenda at your earliest possible convenience.

Attached is an executive summary of the project including cost estimate, a copy of presentation of material that would be presented, and a reduced scale copy of the preliminary design.

Sincerely,

Carol Brown
Senior Warden, Calvary Episcopal Church

Tracy Bratton, PE
Trustee, Calvary Episcopal School

cc: Mike Talbot

P.O. Box 721
603 Spring Street
Bastrop, Texas 78602
(512) 303-7515
(512) 303-6615
calvaryepiscopal@austin.rr.com

Executive Summary

A. Overview

Calvary Episcopal Church and Calvary Episcopal School are requesting that the City of Bastrop install a raised pedestrian crosswalk with in-pavement LED's spanning Alley A. The requested crosswalk is described in the Section II.

Calvary Episcopal Church has had a presence in downtown Bastrop for more than one hundred years. The Church and Calvary Episcopal School occupy a large campus in downtown bounded by Spring Street, Chestnut Street, Main Street and Church Street. The Church has an average Sunday attendance of about 180, and Calvary Episcopal School has a total enrollment of seventy five students from pre-K through third grade.

All of the property on the east side of Alley A from Spring Street to Chestnut Street is Church property. When the Church acquired the old First National Bank Building several years ago, it created an extension to our campus to west side of the Alley A. Alley A now fully bisects our campus.

Following the expansion to the west side of the alley, and aware that there was a very real adverse safety potential for all parishioners crossing from one side of the campus to the other, but most especially for our youngest and oldest, several parishioners worked with the city for a public safety remedy. The result of those meetings was the installation of two speed bumps and crosswalk marking paint. Sadly these remedies have proven ineffective. In fact, they have made pedestrian safety worse. The speed bumps, which do not cover the alley fully from east to west have not only not slowed traffic, but the vast majority of cars veer "around" them, bringing vehicle traffic closer to both sidewalks. In addition, the speed bumps are such a distance from the crosswalk that traffic speeds up after crossing the bumps before reaching the crosswalk.

A new and even more urgent public safety issue has arisen. Calvary Episcopal School continues to expand. This fall, a new third grade classroom will open on the west side of the campus requiring that student traverse Alley A multiple times per day. It is proposed that in the Fall of 2013 a fourth grade classroom will move to the west side of the alley as well.

The volume of traffic on Alley A is undeniable. The rate of speed of this traffic and the short sight lines are also undeniable. Alley A has become a public safety issue for all pedestrian crossings, but most especially small children during school hours.

Tracy A. Bratton, PE has designed a thoroughly researched solution which will not only keep Calvary School children safe, but will also provide safe, ADA compliant passage for all pedestrians crossing from Main Street and west to those attractions sited at the east, including the library and the park.

B. Justification

As Calvary Episcopal School has grown, student transit across Alley A has become a real public safety issue. This year a third-grade classroom has opened on the west side of the alley which will require students to traverse Alley A from the west side to the east side multiple times per day. In fall of 2013 a proposed fourth grade classroom will also open on the west side of the alley further increasing student pedestrian crossings.

The current public safety issues at the crossing location are as follows:

- Volume of traffic on Alley A
- Speed of traffic (motorists use this as a way to avoid the light on Main Street)
- Volume of elementary age school children crossing Alley A
 - This volume will increase as Calvary School grows
- Existing speed bumps exacerbate problem as motorists veer around them and closer toward the sidewalks
- Short sight lines due to parking within Alley A making it difficult for motorists to see pedestrians and vice versa
- School signage is ineffective due to same short sight lines, parked cars, and closeness of this crosswalk to the corner where several vehicle routes converge
- Widest part of Alley is right at the crosswalk, motorists will naturally increase speed at this place because it is between the speed bumps and the alley is widest here. So the exact place where pedestrians cross is currently the most dangerous place to cross
- An added benefit of this crosswalk will create an ADA compliant pedestrian passage for all across Alley A and safer passage for everyone

C. Preliminary Cost Estimates

The cost is broke down into two components: the crosswalk, and deferred maintenance issues.

Crosswalk Improvements				
Item	Units	Unit Price	Quantity	Ext. Price
Saw cut asphalt	LF	\$ 1.50	90	\$ 135
Demo asphalt	SY	\$ 3	103	\$ 309
Demo concrete sidewalk ramp	SY	\$ 40	6	\$ 240
Bollards	EA	\$ 100	8	\$ 800
In-Pavement LED Light System (LED Lights, light base cans, controller, 2 ped. Activators)	LS	\$ 10,500	1	\$10,500
Install of In-Pavement LED System (inc. misc. conduit, wire, mounting poles; etc)	LS	\$ 2,200	1	\$ 2,200
Galvanized Steel Plate	EA	\$ 275	1	\$ 275
Concrete Paving ¹	SY	\$ 55	103	\$ 5,653
Concrete Sidewalk Ramp	EA	\$ 625	1	\$ 625
ADA required truncated dome pavers	EA	\$ 200	2	\$ 400
ADA compliant handrail ²	LF	\$ -	65	\$ -
Crosswalk Striping and required restriping of parking	LS	\$ 725	1	\$ 725
General Conditions	%	6%	\$21,862	\$ 1,312
OH & Profit	%	15%	\$21,862	\$ 3,279
Contingency	%	10%	\$21,862	\$ 2,186
			Subtotal	
			=	\$28,639

Needed Alley A Maintenance				
Item	Units	Unit Price	Quantity	Ext. Price
Pot Hole Repair	LS	\$ 7,500	1	\$ 7,500
Sweep & Seal Coat (entire alley) ³	SY	\$ 4.25	1,325	\$ 5,631
Restriping (remainder of alley) ³	LF	\$ 0.40	1,275	\$ 510
			Subtotal =	\$13,641

¹ -- Savings for asphalt paving approximately \$3,500. (Decreased pavement life.)

² -- This item has been donated.

³ -- These items are regular maintenance. They are not integral to the function of the crosswalk.

Unknown Cost: Power supply to the LED controller.



ALLEY "A" CROSSWALK PROJECT

CURRENT ISSUES

High Volume of Traffic and Pedestrians Young Pedestrians

Awareness

- Poor / worn striping
- Signage is ineffective because of the short distance
- Drivers cannot see pedestrians about to cross
- Pedestrians cannot see approaching cars

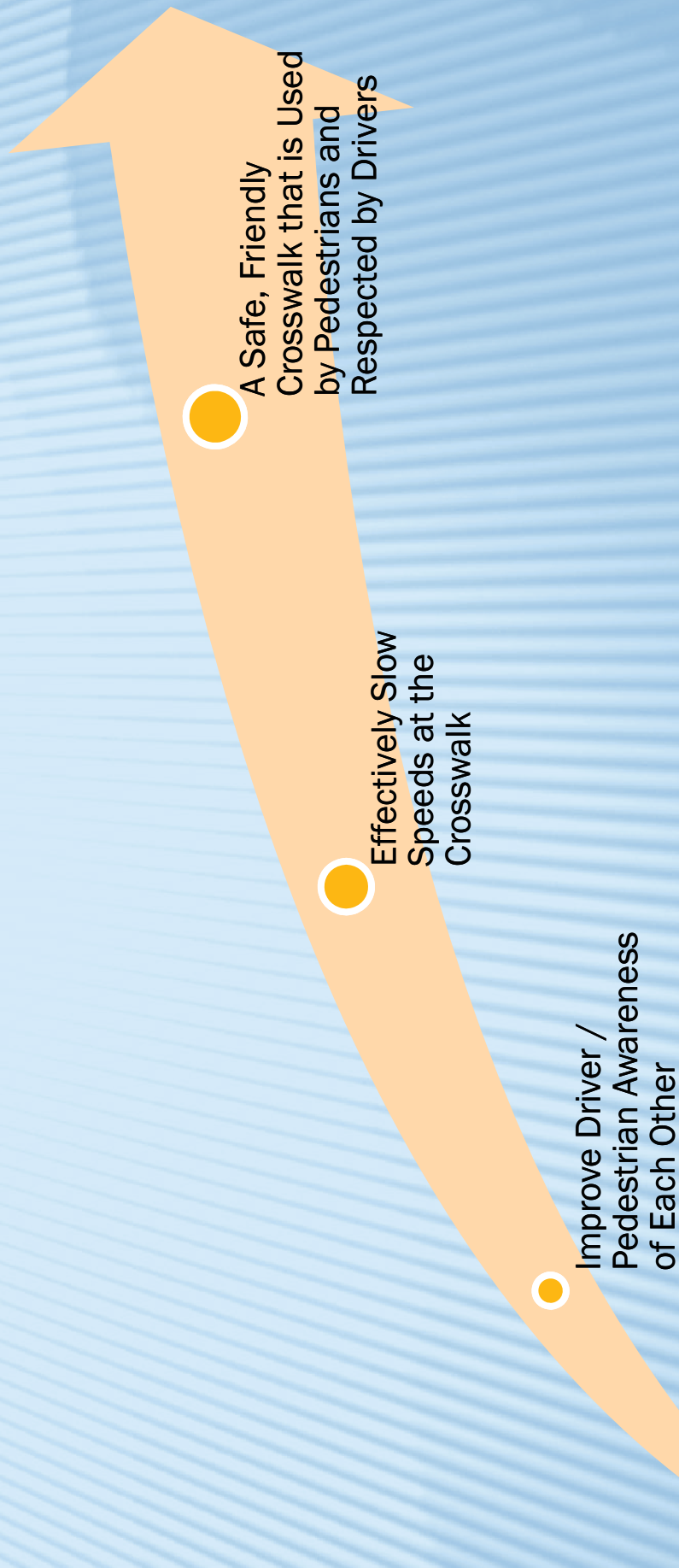
Speed

- Location of the current speed bumps
- Ease of avoiding the speed bumps
- Width of the Alley at the crosswalk

Predictability

- Pedestrians cross the Alley outside of the crosswalk
- Driver speed and willingness to yield varies

PROJECT GOALS



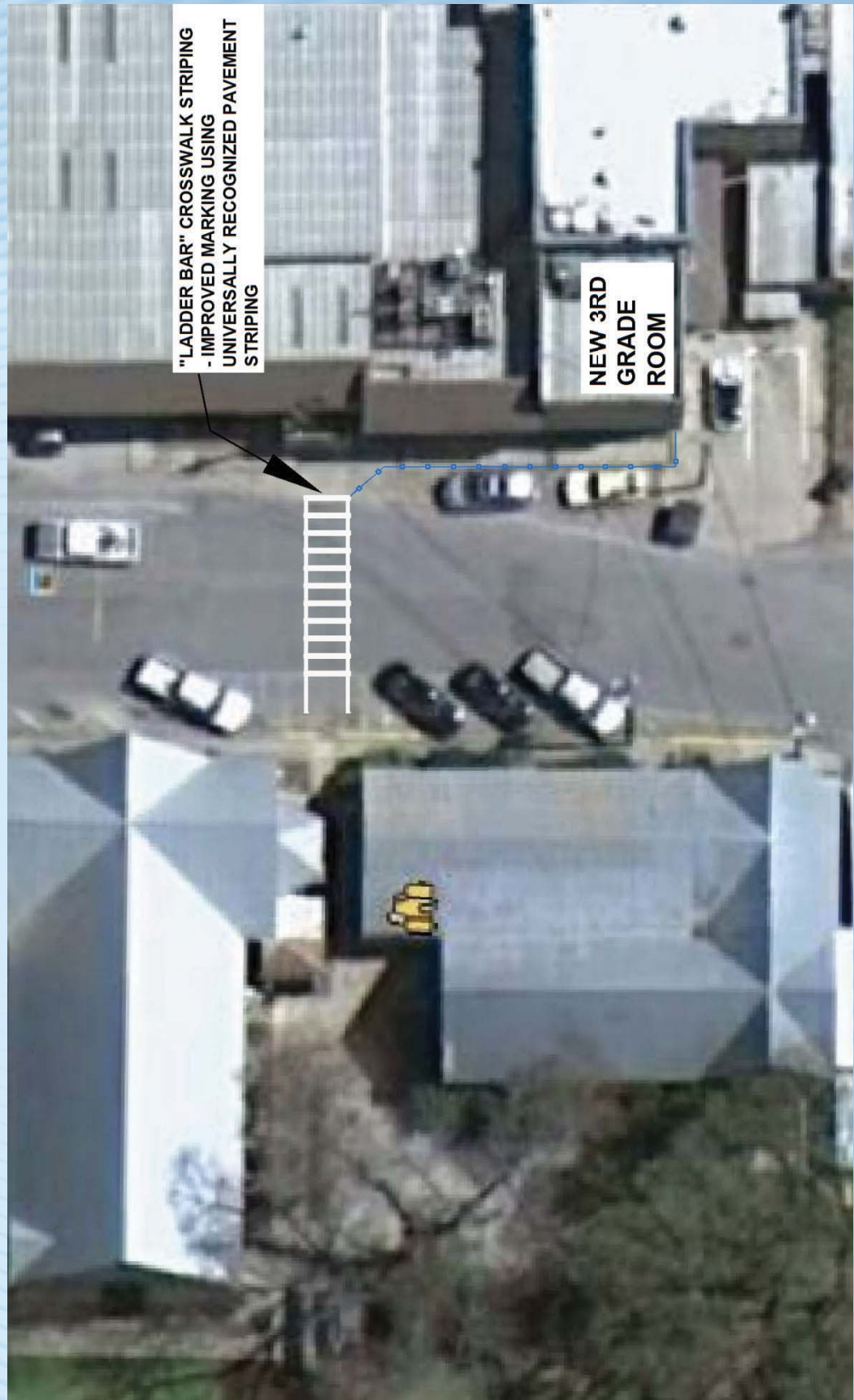
OVERVIEW



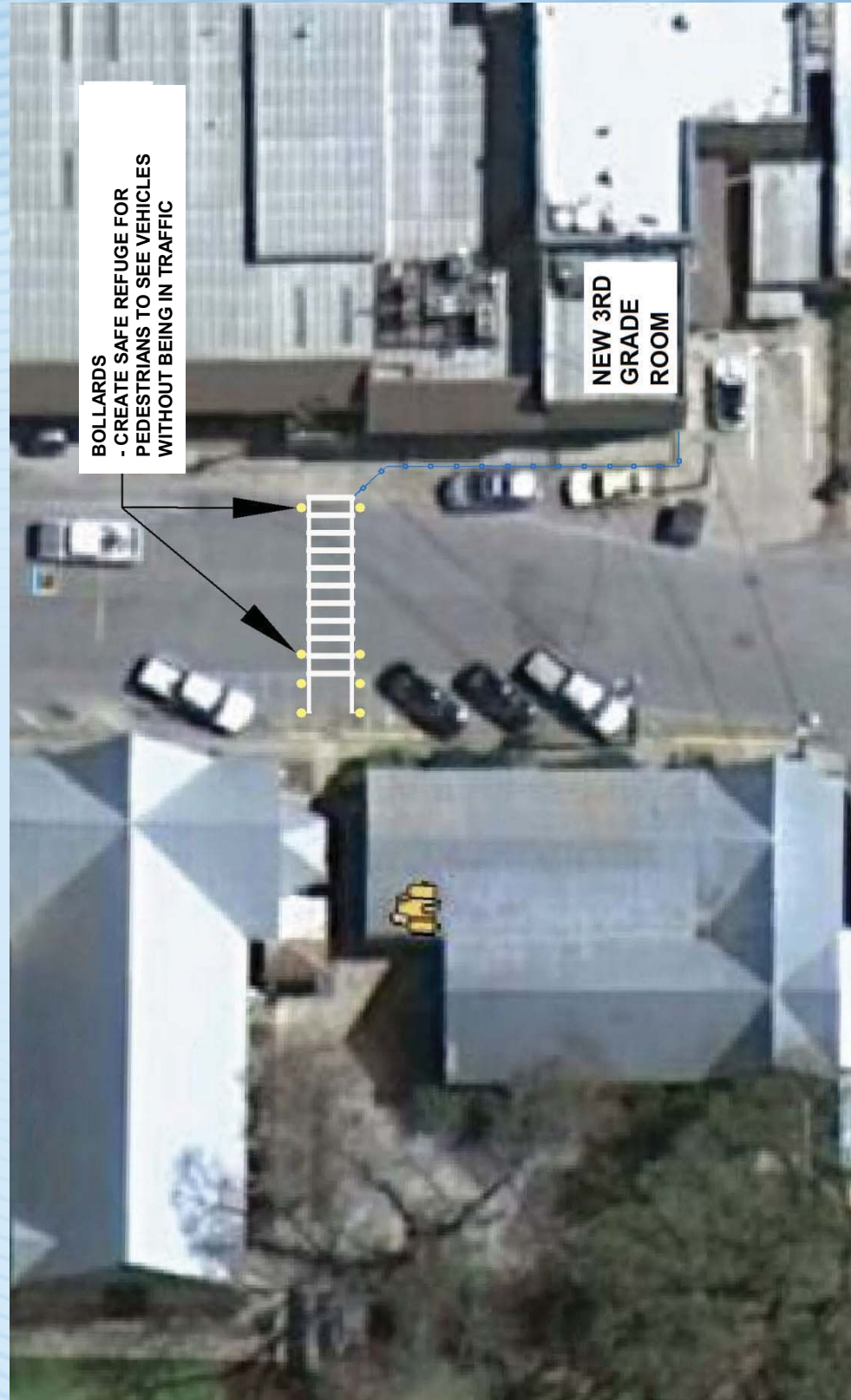
HANDRAIL



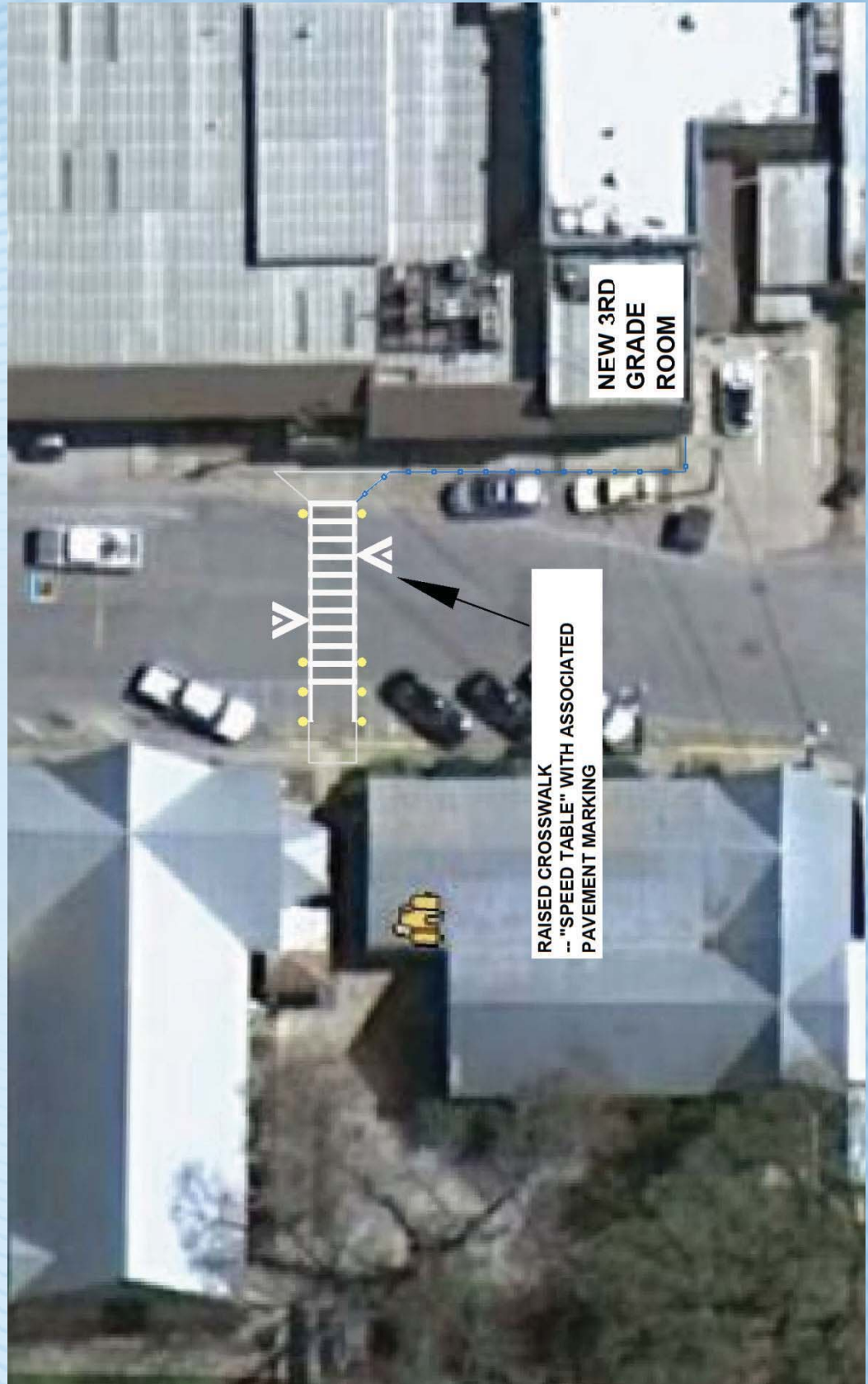
IMPROVED STRIPING



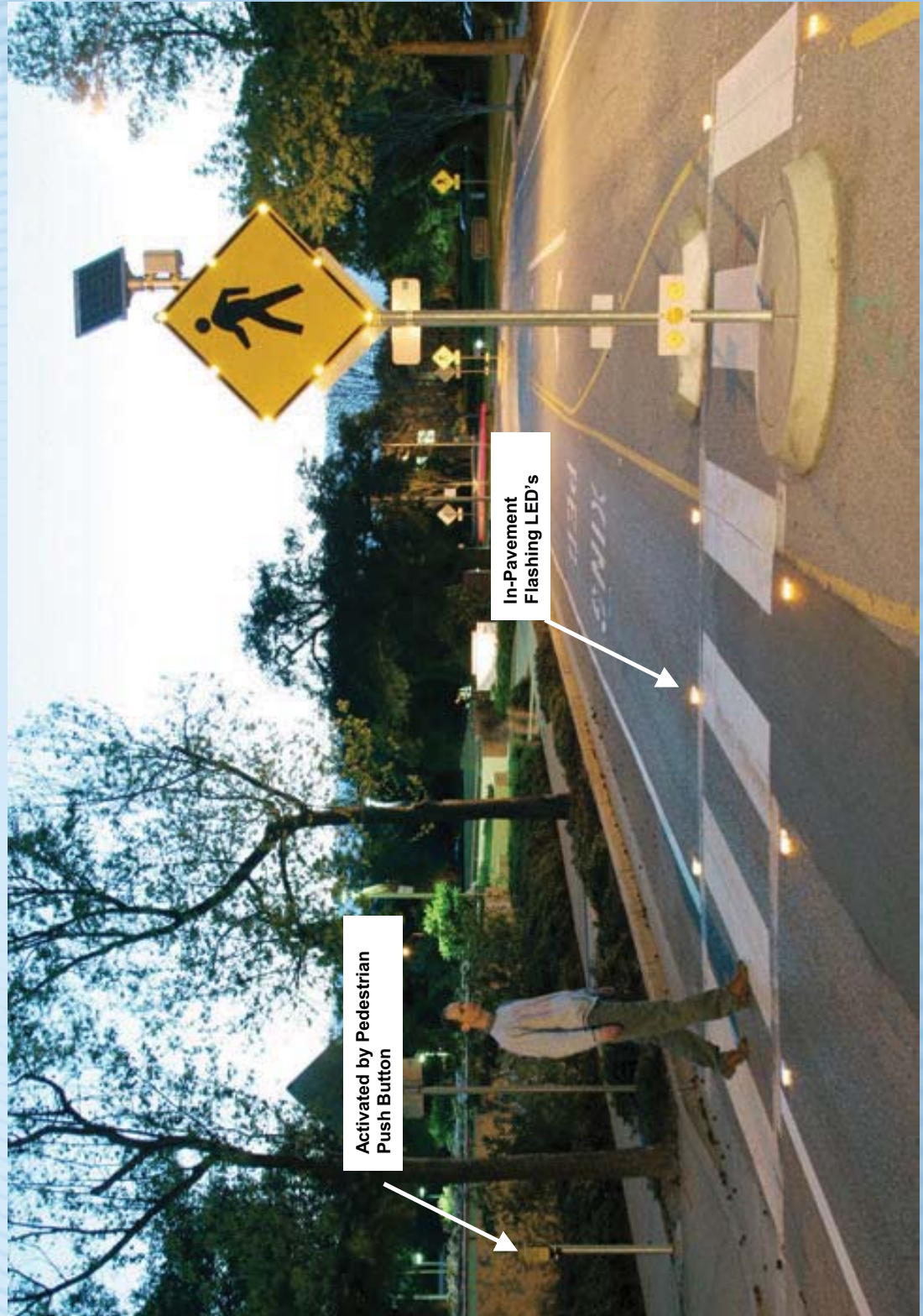
BOLLARDS



RAISED PEDESTRIAN CROSSING



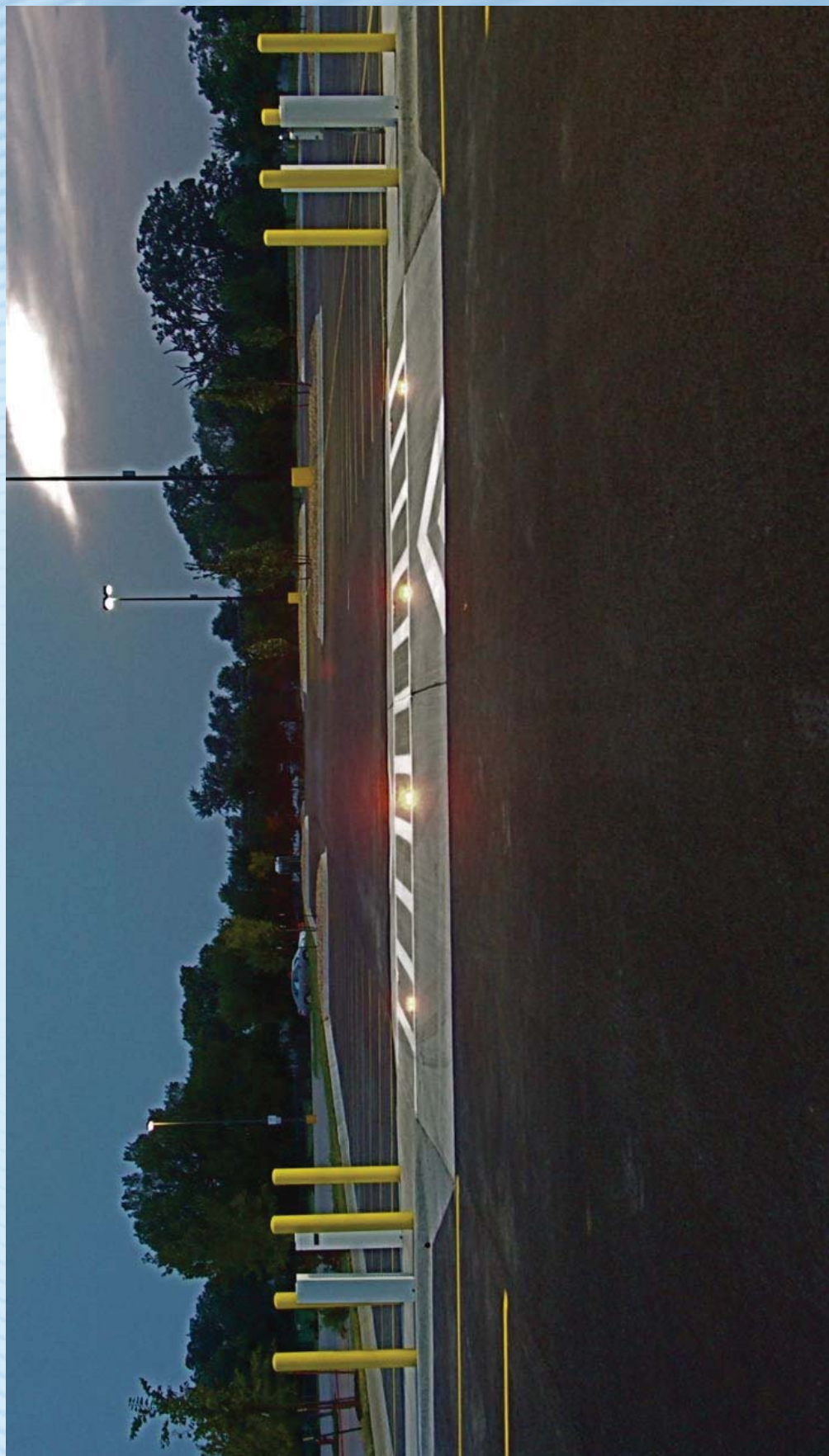
IN-PAVEMENT FLASHING LED'S



Activated by Pedestrian
Push Button

In-Pavement
Flashing LED's

BRINGING IT ALL TOGETHER



RECAP OF APPROACH TO IMPROVED SAFETY

Improve Driver / Pedestrian Awareness of Each Other

- “Ladder Bar” Crosswalk Striping
- Safe Refuge for Pedestrian with Improved Visibility
- In-pavement LED flashers signal drivers to the presence of a pedestrian

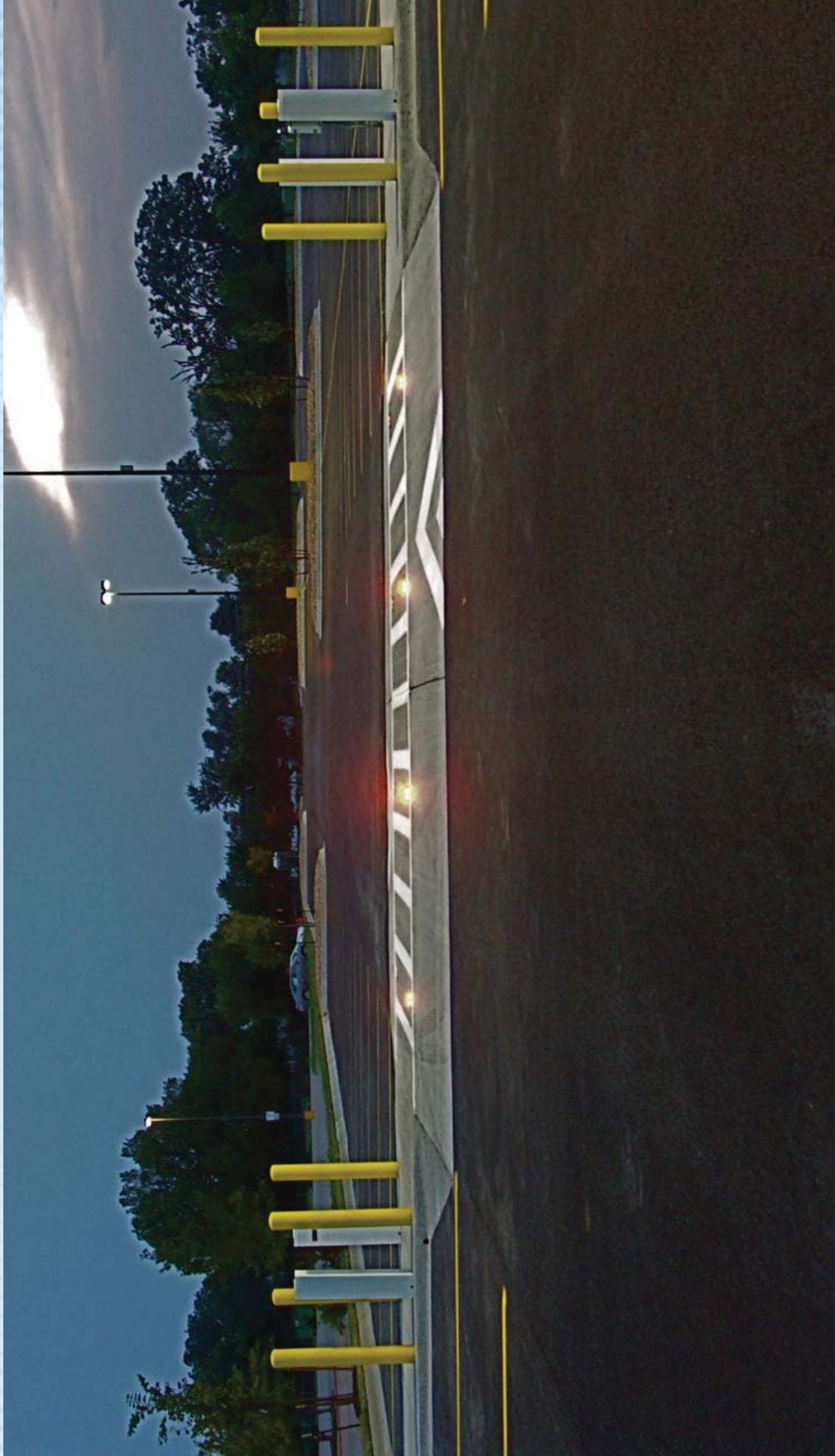
Effectively Slow Speeds at the Crosswalk

- Raised Pedestrian Crossing
- Bollards to Narrow Lanes
- Improved Awareness will Slow Speeds

Encourage Use of the Crosswalk

- Handrail
- Improved Safety will Increase Use
- ADA

DISCUSSION

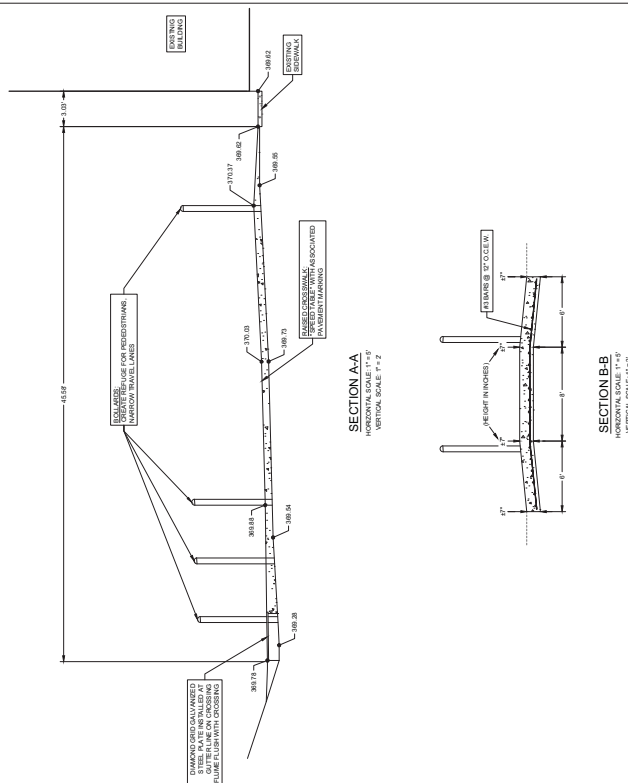
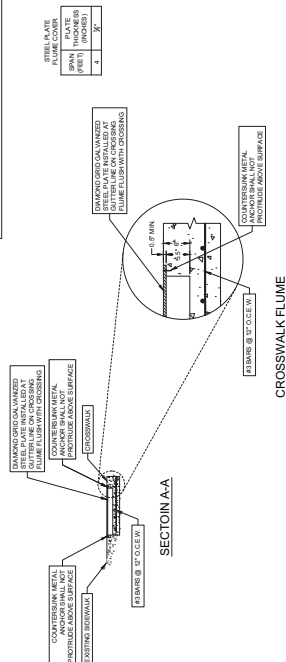
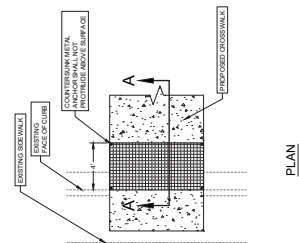
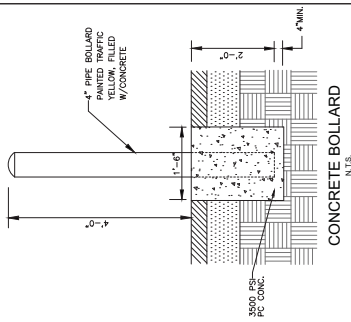
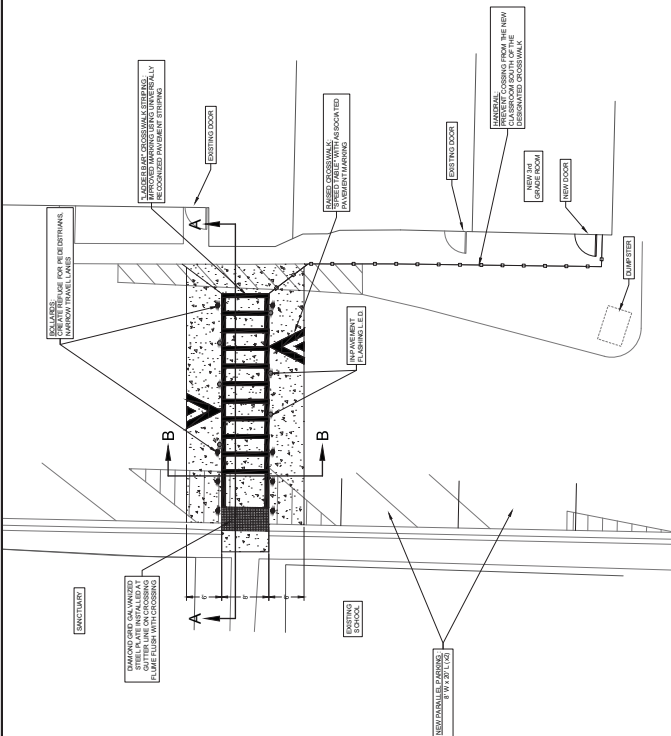
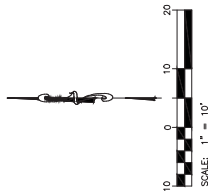


DESIGNED BY: R.G.
DRAWN BY: D.C.
CHECKED BY: T.B.
APPROVED BY: T.B.
DATE: NOVEMBER 2011

9/21/2012

THIS DOCUMENT IS RELEASED
OR THE PURPOSE OF INTERIM
REVIEW, MARK-UP, AND/OR
DRAFTING UNDER THE
AUTHORITY OF TRACY A.
BRATTON 90095, MAY 2012. IT
IS NOT TO BE USED FOR
CONSTRUCTION, BIDDING, OR
PERMIT PURPOSES.

NO.	REVISION	BY	DATE



CITY OF BASTROP

AGENDA ITEM: **D.4****STANDARDIZED AGENDA RECOMMENDATION FORM**

CITY COUNCIL

DATE SUBMITTED: September 21, 2012

MEETING DATE: September 25, 2012

1. Agenda Item: **Consideration, discussion and possible action on adoption of a Resolution nominating an individual as Member of the Bastrop Central Appraisal District Board of Directors.**

2. Party Making Request: **Teresa Valdez, City Secretary**

3. Nature of Request: (Brief Overview) Attachments: Yes X No

The City received a letter dated September 14, 2012 from the Bastrop Central Appraisal District (letter attached) notifying the City of a vacancy on the Bastrop Central Appraisal District Board of Directors. Under the Texas Property Code, election of the Bastrop County Appraisal District's Board of Directors is the responsibility of the governing bodies of the taxing entities of Bastrop County.

I contacted the Bastrop Central Appraisal District and asked if there was a list of persons interested in serving on the Board and I was told there was not such a list. In October of 2011 the City submitted a Resolution (copy attached) nominating two persons, Oscar Cassel and Gene Sampson, as Members of the Bastrop Central Appraisal District Board of Directors. Mr. Gene Sampson was elected in October 2011 by the taxing entities of Bastrop County.

The Bastrop Central Appraisal District is requesting each entity submit their nominee, to fill the vacancy, by Resolution.

4. Policy Implication: _____

5. Budgeted: _____ Yes _____ No N/A

Bid Amount: _____ Budgeted Amount: _____

Under Budget: _____ Over Budget: _____

Amount Remaining: _____

6. Alternate Option/Costs: _____

7. Routing: **NAME/TITLE** **INITIAL** **DATE** **CONCURRENCE**

a) _____

b) _____

c) _____

8. Staff Recommendation: _____

9. Advisory Board: _____ Approved _____ Disapproved _____ None

10. Manager's Recommendation: _____ Approved _____ Disapproved _____ None

11. Action Taken: _____



9/21/2012

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BASTROP CENTRAL APPRAISAL DISTRICT

P.O. DRAWER 578 • BASTROP, TEXAS 78602-0578
PHONE (512) 303-1930 • FAX (512) 303-4805

BOARD OF DIRECTORS

ELAINE SEIDEL
Chairman

BECKY BUNTE
Secretary

JOE GARLAND

DAVID REDD

GENE SAMPSON

LINDA HARMON

Chief Appraiser
MARK BOEHNKE
RPA/RTA

September 14, 2012

Mr. Mike Talbot, City Manager
City of Bastrop
P. O. Box 427
Bastrop TX 78602

Re: Bastrop CAD Board of Directors Vacancy

Dear Mr. Talbot:

I am writing to notify you of a vacancy on our Board of Directors. On Thursday, August 16, 2012, Mr. Joe Garland of Elgin, submitted his resignation as a member of the Bastrop Central Appraisal District Board of Directors.

Please find enclosed the procedures for filling a Board vacancy. In accordance with the code, each eligible entity has 45 days from the date of this notice to submit a nominee for the vacancy. Please submit your nominee by resolution adopted by your governing body by October 29, 2012.

I will deliver the list of nominees to our Board by November 2, 2012. The Board will then elect one of the nominees by majority vote. The new Board member will serve the remaining term until December 31, 2013.

Please let me know if you have any questions. You can contact me at 512-303-1930 or via email at markb@bastropcad.org.

Sincerely,

Mark Boehnke
Chief Appraiser

Enclosure

CERTIFIED MAIL# 7011 0470 0000 5944 7207

PROCEDURES TO FILL BOARD VACANCY

Excerpt from Texas Property Tax Code re Board Vacancy:

§ 6.03. Board of Directors

(1) If a vacancy occurs on the board of directors other than a vacancy in the position held by a county assessor-collector serving as a nonvoting director, each taxing unit that is entitled to vote by this section may nominate by resolution adopted by its governing body a candidate to fill the vacancy.

The unit shall submit the name of its nominee to the chief appraiser within 45 days after notification from the board of directors of the existence of the vacancy, and the chief appraiser shall prepare and deliver to the board of directors within the next five days a list of the nominees.

The board of directors shall elect by majority vote of its members one of the nominees to fill the vacancy.

~~~~~

BCAD Entities entitled to vote:

- Bastrop County
- Bastrop ISD
- Bastrop City
- Elgin ISD
- Elgin City
- Lexington ISD
- McDade ISD
- Smithville ISD
- Smithville City

~~~~~

9/14/2012 Send notice of vacancy to above entities

10/29/2012 Deadline to submit nominees to chief appraiser by resolution

11/3/2012 Deadline for chief appraiser to deliver nominees to Board of Directors

RESOLUTION NO. R-2012 -

WHEREAS, under the Texas Property Tax Code, Section 6.03, Board of Directors if a vacancy occurs on the board of directors other than a vacancy in the position held by a county assessor-collector serving as a nonvoting director, each taxing unit that is entitled to vote by this section may nominate b resolution adopted by its governing body a candidate to fill the vacancy.

The City of Bastrop does hereby **RESOLVE** to nominate the following individual as Member of the Bastrop Central Appraisal District Board of Directors.

Candidate(s):

PASSED AND APPROVED the 25th day of September 2012.

Terry Orr, Mayor

Attest:

Teresa Valdez, City Secretary

RESOLUTION NO. R-2011-23

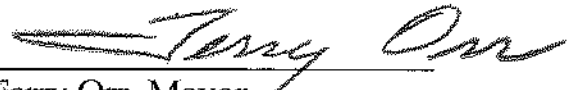
WHEREAS, under the Texas Property Tax Code, Section 6.03, election of the Bastrop County Appraisal District's Board of Directors is the responsibility of the governing bodies of the taxing entities of Bastrop County.

The City of Bastrop does hereby **RESOLVE** to nominate the following individual(s) as Member(s) of the Bastrop Central Appraisal District Board of Directors.

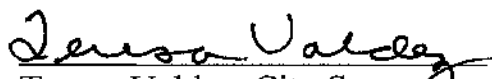
Candidate(s):

Oscar Cassel
Gene Sampson

PASSED AND APPROVED the 11th day of October 2011.


Terry Orr, Mayor

Attest:


Teresa Valdez, City Secretary

CITY OF BASTROP

AGENDA ITEM

D.5**STANDARDIZED AGENDA RECOMMENDATION FORM**

CITY COUNCIL

DATE SUBMITTED: September 20, 2012

MEETING DATE: September 25, 2012

1. Agenda Item: **Consideration, discussion and possible action approving a request from the John Kleas Company for a Variance to Section 5.40 of the City of Bastrop Subdivision regulations that sidewalks be constructed along all streets in a subdivision.**

2. Party Making Request: **Michael H. Talbot**

3. Nature of Request: (Brief Overview) Attachments: Yes X No

Attached is a letter Mr. John Kleas of the John Kleas Company requesting a Variance to the subdivision regulations Section 5.40 which requires that sidewalks be built when developing a new subdivision adjacent to City Streets. The only portion of the sidewalk he doesn't wish to construct is the sidewalk adjacent to Emile Street. His reason for not wanting to construct this portion of the sidewalks in accordance with the subdivision regulations is that a portion of Emile Street was constructed on his property. I can find no deed records ever showing that the City purchased this portion of the property to construct Emile Street. I feel certain that Emile Street has followed this alignment since Emile was constructed and so one could argue that the City has the portion of this property for Emile Street by proscriptive rights. The residents in the neighborhood would like to see this portion of the sidewalk built. If the City Council was to grant the variance and have the City Street Department construct this portion of the sidewalk, the cost to the City would be \$18,885.00.

4. Policy Implication: _____

5. Budgeted: _____ Yes _____ No N/A

Bid Amount: _____

Budgeted Amount: _____

Under Budget: _____

Over Budget: _____

Amount Remaining: _____

6. Alternate Option/Costs: _____

7. Routing: **NAME/TITLE** **INITIAL** **DATE** **CONCURRENCE**

a) _____

b) _____

c) _____

8. Staff Recommendation:

9. Advisory Board: _____ Approved _____ Disapproved _____ None

10. Manager's Recommendation: _____ Approved _____ Disapproved _____ None

11. Action Taken: _____

JOHN KLEAS CO.

Mike Talbot
Manager
City of Bastrop

September 12, 2012

Re: Contribution and donation to City of Bastrop on ROW of
Emile St. onto Pad#1; Purcell Pointe:

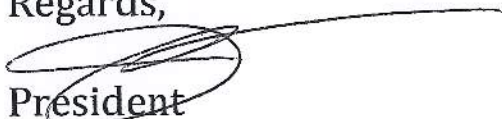
Dear Mr. Talbot,

In the enclosed survey are areas of right of way which our company intends to convey worth approximately \$111k/ \$18.00 sqft., and which we cannot sell to Pad#1 Purchaser(s) and regain the loss since the Emile St. road is on that area of the property. I would really appreciate the ability to have this new R.O.W. contribution allow us to waive the costs associated with the sidewalk that is potentially planned for this Emile St. curb area.

The area for the sidewalk along Emile St. is already exactly where the road encroachment occurs which we are voluntarily providing Title to the City.

I appreciate your attention to this matter.

Regards,


President

J.K. Co.

784 Oakdale Dr.
Austin, TX 78745

(O) 512-358-7992 (F) 512-532-0790

5.20.6 Cul-De-Sacs:

- A. Dead-end streets may be platted where the land being subdivided adjoins property not being subdivided, in which case the streets shall be carried to the boundaries thereof. Streets designed to be permanently dead-end shall not be longer than six hundred (600) feet and shall be provided at the closed end with a paved cul-de-sac at least eighty (80) feet in diameter on a street right-of-way of at least one hundred (100) feet in diameter.
- B. Temporary turnarounds are to be used at the end of a street more than four hundred (400) feet long that will be extended in the future. The following note should be placed on the plat: cross-hatched area is temporary easement for turnaround until street is extended (direction) in a recorded plat.

5.20.7 Partial or Half-Streets: Partial or half-streets may be provided where the City Council feels that a street should be located on a property line.

5.20.8 Street Names: New streets shall be named so as to provide continuity of name with existing streets and so as to prevent conflict with identical or similar names in other parts of the City as determined by the 911 coordinator for the City and/or County.

5.20.9 Private Streets: To prevent future conflicts regarding street maintenance, private streets are prohibited, except where justified by special considerations. Private streets may be permitted by approval of the City Council after evaluation of such considerations.

5.20.10 Street Signs: Street signs are required at all intersections. Signs should be of a type that meets the current City sign standard or match the existing street signs of the adjacent joining streets.

5.30 ALLEYS

5.30.1 Pavement Type: All alleys shall be paved with reinforced concrete conforming to street paving requirements.

5.30.2 Width: A minimum paved width of sixteen (16) feet and a minimum right-of-way of sixteen (16) feet shall be required for all alleys.

5.30.3 Drainage: Adequate drainage shall be provided with paved sections or by swales to drain all lots to streets without drainage easements through lots where possible. The depth of swale shall be as required for drainage with a minimum longitudinal slope of one-half (1/2) of one (1) percent toward a street or drainage easement.

5.40 SIDEWALKS

Sidewalks along street curb lines shall be required as set forth in City Zoning Ordinance. Sidewalks shall be not less than four (4) feet in width, parallel to and not more than two (2) feet above or below adjacent curb grade, and shall be located one (1) foot inside the dedicated right-of-way line and situated wholly within the dedicated right-of-way. Sidewalks abutting business property shall be a minimum width of six (6) feet. The area between curb and sidewalk shall be excavated or filled to provide a uniform grade to match with the longitudinal street grade. The ground elevation at the right-of-way line shall be not more than two (2) feet nor less than three (3)

inches above the elevation of the top of the adjacent curb. All sidewalks shall be of a continuing common surface, not interrupted by steps or abrupt changes in level. Wherever walks end, cross streets or parking areas, they shall bend to a common level by constructing handicapped ramps in compliance with ADA dimensions and regulations. All sidewalks shall be broom-swept smooth and uniform to provide a non-slip surface. Construction details shall be in accordance with the City's standard specifications.

5.50 LOTS

Standards that apply to residential lots are as follows:

5.50.1 Lot Size: All standard subdivision plats shall show lots meeting all of the following conditions:

- A. The depth of any lot shall not exceed three (3) times the average of the front and rear lot dimensions.

Special care shall be given in the design of subdivision lot layout to avoid inclusion of flag shaped lots. A subdivision designed with flag shaped lots with the apparent intent of avoiding street construction may be asked to resubmit using an alternative lot layout configuration.

- B. The minimum area of each lot shall be as follows:

Standard subdivision - corner lots shall be not less than twenty-five (25) percent greater than interior lots. Interior lots shall be not less than the square footage provided in the Zoning Ordinance.

If a lot is required to be served by an on-site wastewater facilities and where soil evaluation test prescribed by the State Regulatory Agency deems the minimum lot area insufficient, the City shall require additional area sufficient to accommodate the on-site facilities in accordance with Regulatory Agency criteria.

See Paragraph 5.110 of this Ordinance and Sections 11.607 [13.04.007] and 11.608 [13.04.008] of Chapter 11 [13] of City Code for limitations on use of on-site wastewater facilities.

- C. Corner lots shall have a minimum width of not less than twenty (20) percent greater than the minimum set forth for the zoning classification but in no case shall corner lots have a width of less than seventy-five (75) feet.
- D. [Deleted] (Ordinance 2004-10, pt. 1, adopted 5/11/04)
- E. Lots which front along a cul-de-sac arc or arc of a street curve shall have a minimum lot width of thirty-three (33) feet as measured along the chord of the arc at the property line.

(Ordinance 2000-33 adopted 9/26/00)



MATKINHOVER
ENGINEERING & SURVEYING

STORM WATER POLLUTION PREVENTION PLAN
FOR
PURCELL POINT
BASTROP TEXAS

WOB NO.	2348.06
DATE	06/20/11
DESIGNED	JDV
CHECKED	JDC
SHEET	C4 D

