

**NOTICE OF REGULAR MEETING
BASTROP CITY COUNCIL
February 14, 2012 6:00 P.M.**

Pursuant to the Texas Government Code, Chapter 551, the City Council of Bastrop, Texas will hold a regular meeting on **February 14, 2012 at 6:00 p.m.** at Council Chambers of City Hall, 1311 Chestnut Street, Bastrop, Texas and will consider the following matters to wit:

REGULAR MEETING	TAB	PAGE	ORIGINATOR	STATUS
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ANNOUNCEMENTS

1. Call to Order
2. Pledge of Allegiance and Invocation
3. Presentations:
 - A. Character Education – Bastrop student
 - B. Texas Registered Municipal Clerk Recertification and Scholarship award – Teresa Valdez
 - C. Librarian of the Year – Mickey DuVall
 - D. Service Pin awards
4. Proclamations
5. Announcements

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

- A. Meetings and Events Attended:
 1. Lost Pines Groundwater Conservation District Board of Director's 2012 Rules Committee Meeting on January 26, 2012.
 2. Planning and Zoning Commission Special Meeting on January 26, 2012.
 3. International Economic Development Council (IEDC) Leadership Conference in San Antonio on January 29-31, 2012.
 4. Parks Board monthly meeting on February 2, 2012.
 5. Special City Council Meeting on February 8, 2012 regarding Form-Based Codes.
- B. Update on City Projects:
 1. Construction of the new sidewalk behind the Library.
 2. Farm Street Project.
 3. Splash Pad Project – Groundbreaking Ceremony February 17, 2012 at 10:00 a.m.
 4. New sewer line for Fisherman's Park.
 5. Bastrop State Park Swimming Pool.
 6. Convention Center Well.
 7. Zoning issues – red granite driveways.
 8. Gills Branch Drainage Project.
 9. Construction Water Well I.
 10. Bastrop Fine Arts Guild Project.
 11. Review of the bonding rating process – February 7, 2012.
 12. Buc-ee's Project.
 13. Back-up generators for Water/Wastewater operations.
 14. Community Development Block Grant (CDBG) – Gills Branch Sewer Project.
 15. Alley B Project.
 16. E930 – Integrated Emergency Management Course (IEMC): Community-specific training (4 day class)
 - a. Employee Emergency Management Training
- 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 January 24 and February 8, 2012.	A.1	1	Teresa Valdez
A.2 Adoption of a Resolution of the City Council of Bastrop approving a project (Development of a strategic plan utilizing the services of a professional firm in a contract not to exceed \$52,000), using funds provided by the Bastrop Economic Development Corporation, in an amount exceeding \$10,000.	A.2	14	Dave Quinn
A.3 Re-appointment by Mayor and confirmation by Council of Alternate Member to Regular Member on the Bastrop Zoning Board of Adjustment; and appointment by Mayor and confirmation by Council of Member to the Bastrop Zoning Board of Adjustment.	A.3	17	Mayor Terry Orr
A.4 Approval of Interjurisdictional Mutual Aid Agreement approved by Capital Area Council of Governments on February 8, 2006 between Bastrop County, City of Elgin, City of Smithville and City of Bastrop.	A.4	21	Teresa Valdez
A.5 Approval of Bastrop Marketing Corporation's request for Reimbursement of expenses.	A.5	33	Karla Stovall
A.6 Approval of the statutory denial, for a period of 180 days from the date of Council action on this request, for the Preliminary and Final Plat for 40' of Bear Hunter Drive Phase 1 located on the western portion of Hunters Crossing Subdivision extending from the LCRA Easement to the frontage road of Highway 71 West within the city limits of the City of Bastrop, Texas.	A.6	36	Melissa McCollum
A.7 Approval of a third extension request to the statutory denial, for a period of 180 days from the date of Council action on this request, for the Preliminary Plat for Bastrop Grove located east of State Highway 304 in the city limits of Bastrop, Texas.	A.7	38	Melissa McCollum
A.8 Approval of an extension to the statutory denial, for a period of 180 days from the date of Council action on this request, for the Amended Plat of Lots 2-1, 2-2 and 2-81, Block 1, Tahitian Village, Unit 2 to combine three lots into 1 residential lot located within the City of Bastrop, Texas Extra Territorial Jurisdiction (ETJ).	A.8	41	Melissa McCollum
A.9 Adoption of an Ordinance granting a Conditional Use Permit to allow for the construction of a 70 foot tall commercial cell tower antenna, where 35 feet is allowed, with the construction to be located on 0.06 +/- of an acre lease space, out of a parent tract of 3.75 +/- acres in the Bastrop West Commercial, Section One, Lot 2, Block A, an area zoned C2, Commercial located within the city limits of Bastrop, Texas; setting out conditions; and providing an effective date.	A.9	43	Mike Talbot
A.10 Approval of Special Event Permit Application submitted by Bastrop Business Women's Club to host "Pine Street Market Days" on the second Saturday of every month from April through December 2012, as well as the Saturday of Yesterfest; and approval of request to extend south onto Water Street from the intersection of Pine Street and Water Street down to the intersection of Water Street and Walnut Street on the second Saturdays in November and December during the Veteran's Day Car Show event and the Christmas Parade and Celebrations.	A.10	47	Mike Talbot

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|--|------|----|------------------|
| A.11 Approval of request by Boy Scout Michael Ragan for waiver of permit fees related to his Eagle Scout Project at the Bastrop Food Pantry. | A.11 | 61 | Teresa Valdez |
| A.12 Adoption of a Resolution calling for and establishing the Linden and 95 as a Revitalization Plan Area, Bastrop, Texas. | A.12 | 63 | Melissa McCollum |

B. PUBLIC HEARINGS:

B.1 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 acceptance of "Certification of Unopposed Candidate" and approval of the FIRST READING of an Ordinance declaring unopposed candidate in the March 3, 2012 Special City Election elected to office; cancelling the Election; providing a severability clause; and providing an effective date. | D.1 | 68 | Teresa Valdez |
| D.2 Consideration, discussion and possible action on the FIRST READING of a proposed Ordinance of the City Council of the City of Bastrop, Texas amending the budget for the Fiscal Year 2012 in accordance with existing statutory requirements; appropriating the various amounts herein; repealing all prior ordinances and actions in conflict herewith; and providing for an effective date. | D.2 | 72 | Karla Stovall |

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

- | | | | |
|---|-----|-----|-------------|
| D.3 Consideration, discussion and possible action concerning a request from the Bastrop County Audubon Society to construct a chimney swift tower honoring Judy Ing to be located at Bob Bryant Park. | D.3 | 85 | Mike Talbot |
| D.4 Consideration, discussion and possible action concerning a request from the Gulf Coast Healey Club of Houston, Texas for a special events permit to display vintage Austin Healey Sports Cars on Main Street from Chestnut Street to Spring Street on April 14, 2012. | D.4 | 108 | Mike Talbot |
| D.5 Consideration, discussion and possible action concerning a request from Lone Star Relays for a special events permit to commence The Texas Independence Relay in the City of Bastrop. | D.5 | 125 | Mike Talbot |
| D.6 Consideration, discussion and possible action concerning a Resolution of the City Council of Bastrop, Texas designating a portion of the City as an "Historic Chicken Sanctuary" area. | D.6 | 149 | Mike Talbot |
| D.7 Consideration, discussion and possible action concerning the speed limit on Farm Street from State Highway 95 to Fayette Street. | D.7 | 151 | 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, Section 551.071(1)(A) and Section 551.071(2) (Consultations with Attorney); Section 551.072 (Deliberations about Real Property); Section 551.074 (Personnel Matters) and Section 551.087 (Deliberation Regarding Economic Development Negotiations) to discuss the following:

1. 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. Deliberations about Real Property: Acquisition, exchange, lease or value of real property for public purposes.
3. Personnel: Appeal of employees termination.
4. Deliberation Regarding Economic Development Negotiations: Project Hollywood.

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 17th day of February 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

STANDARDIZED AGENDA RECOMMENDATION FORM

CITY COUNCIL

DATE SUBMITTED: February 9, 2012

MEETING DATE: February 14, 2012

1. Agenda Item: **City Manager informational update report: Items for update, discussion and possible action:**

A. Meetings and Events Attended:

1. **Lost Pines Groundwater Conservation District Board of Director's 2012 Rules Committee Meeting on January 26, 2012.**
2. **Planning and Zoning Commission Special Meeting on January 26, 2012.**
3. **International Economic Development Council (IEDC) Leadership Conference in San Antonio on January 29-31, 2012.**
4. **Parks Board monthly meeting on February 2, 2012.**
5. **Special City Council Meeting on February 8, 2012 regarding Form-Based Codes.**

B. Update on City Projects:

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2. **Farm Street Project.**
3. **Splash Pad Project – Groundbreaking Ceremony February 17, 2012 at 10:00 a.m.**
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5. **Bastrop State Park Swimming Pool.**
6. **Convention Center Well.**
7. **Zoning issues – red granite driveways.**
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11. **Review of the bonding rating process – February 7, 2012.**
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13. **Back-up generators for Water/Wastewater operations.**
14. **Community Development Block Grant (CDBG) – Gills Branch Sewer Project.**
15. **Alley B Project.**
16. **E930 – Integrated Emergency Management Course (IEMC):
Community-specific training (4 day class)
a. Employee Emergency Management Training**

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.

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: _____

Municipal Courts

Activity Detail

December 1, 2011 to December 31, 2011

100.0 Percent Reporting Rate
1 Reports Received Out of a Possible 1

Court: Bastrop

CRIMINAL CASES							
	Traffic Misdemeanors			Non-Traffic Misdemeanors			
	Non-Parking	Parking	City Ordinance	Penal Code	Other State Law	City Ordinance	Total
Cases Pending 12/1/2011:							
<i>Active Cases</i>	235	0	28	82	81	62	488
<i>Inactive Cases</i>	969	0	6	121	120	47	1,263
Docket Adjustments	0	0	0	0	0	0	0
Cases Added:							
New Cases Filed	101	2	0	34	15	13	165
Cases Reactivated	13	0	0	3	1	1	18
All Other Cases Added	0	0	0	0	0	0	0
Total Cases on Docket	349	2	28	119	97	76	671
Dispositions:							
Dispositions Prior to Court Appearance or Trial:							
Uncontested Dispositions	21	0	0	0	0	1	22
Dismissed by Prosecution	6	0	0	3	0	2	11
Total Dispositions Prior to Court Appearance or Trial	27	0	0	3	0	3	33
Dispositions at Court Appearance or Trial:							
Convictions:							
<i>Guilty Plea or Nolo Contendere</i>	24	0	0	9	3	1	37
<i>By the Court</i>	0	0	0	0	0	0	0
<i>By the Jury</i>	0	0	0	0	3	0	3
Acquittals:							
<i>By the Court</i>	0	0	0	1	0	0	1
<i>By the Jury</i>	0	0	0	0	0	0	0
Dismissed by Prosecution	0	0	0	0	0	0	0
Total Dispositions at Court Appearance or Trial	24	0	0	10	6	1	41
Compliance Dismissals:							
After Driver Safety Course	16	---	---	---	---	---	16
After Deferred Disposition	9	0	0	5	14	4	32
After Teen Court	1	0	0	1	0	2	4
After Tobacco Awareness Course	---	---	---	---	0	---	0
After Treatment for Chemical Dependency	---	---	---	0	0	---	0
After Proof of Financial Responsibility	1	---	---	---	---	---	1
All Other Transportation Code Dismissals	3	0	0	0	0	0	3
Total Compliance Dismissals	30	0	0	6	14	6	56
All Other Dispositions	1	0	0	2	0	2	5
Total Cases Disposed	82	0	0	21	20	12	135
Cases Placed on Inactive Status	15	0	0	5	3	2	25
Cases Pending 12/31/2011:							
<i>Active Cases</i>	252	2	28	93	74	62	511
<i>Inactive Cases</i>	971	0	6	123	122	48	1,270
Show Cause Hearings Held	5	0	0	0	2	1	8
Cases Appealed:							
After Trial	0	0	0	0	0	0	0
Without Trial	0	0	0	0	0	0	0

Municipal Courts
Activity Detail
December 1, 2011 to December 31, 2011
100.0 Percent Reporting Rate
1 Reports Received Out of a Possible 1
Court: Bastrop

CIVIL/ADMINISTRATIVE CASES	
	Total
Cases Pending 12/1/2011:	
<i>Active Cases</i>	0
<i>Inactive Cases</i>	0
Docket Adjustments	0
Cases Added:	
New Cases Filed	0
Cases Reactivated	0
All Other Cases Added	0
Total Cases on Docket	0
Dispositions:	
Uncontested Civil Fines or Penalties	0
Default Judgments	0
Agreed Judgments	0
Trial/Hearing by Judge/Hearing Officer	0
Trial by Jury	0
Dismissed for Want of Prosecution	0
All Other Dispositions	0
Total Cases Disposed	0
Cases Placed on Inactive Status	0
Cases Pending 12/31/2011:	
<i>Active Cases</i>	0
<i>Inactive Cases</i>	0
Cases Appealed:	
After Trial	0
Without Trial	0
JUVENILE/MINOR ACTIVITY	
	Total
Transportation Code Cases Filed.....	2
Non-Driving Alcoholic Beverage Code Cases Filed.....	0
Driving Under the Influence of Alcohol Cases Filed	1
Drug Paraphernalia Cases Filed.....	0
Tobacco Cases Filed.....	0
Failure to Attend School Cases Filed.....	1
Education Code (Except Failure to Attend) Cases Filed.....	0
Violation of Local Daytime Curfew Ordinance Cases Filed	4
All Other Non-Traffic Fine-Only Cases Filed.....	6
Transfer to Juvenile Court:	
<i>Mandatory Transfer</i>	0
<i>Discretionary Transfer</i>	0
Accused of Contempt and Referred to Juvenile Court (Delinquent Conduct).....	0
Held in Contempt by Criminal Court (Fined or Denied Driving Privileges).....	0
Juvenile Statement Magistrate Warning:	
<i>Warnings Administered</i>	2
<i>Statements Certified</i>	1
Detention Hearings Held.....	0
Orders for Non-Secure Custody Issued.....	1
Parent Contributing to Nonattendance Cases Filed.....	5

Municipal Courts
Activity Detail
December 1, 2011 to December 31, 2011
100.0 Percent Reporting Rate
1 Reports Received Out of a Possible 1
Court: Bastrop

ADDITIONAL ACTIVITY		
	Number Given	Number Requests for Counsel
Magistrate Warnings:		
<i>Class C Misdemeanors</i>	18	---
<i>Class A and B Misdemeanors</i>	20	12
<i>Felonies</i>	9	4
		Total
Arrest Warrants Issued:		
<i>Class C Misdemeanors</i>		26
<i>Class A and B Misdemeanors</i>		8
<i>Felonies</i>		3
Capiases Pro Fine Issued		17
Search Warrants Issued		0
Warrants for Fire, Health and Code Inspections Filed		0
Examining Trials Conducted		0
Emergency Mental Health Hearings Held		0
Magistrate's Orders for Emergency Protection Issued		1
Magistrate's Orders for Ignition Interlock Device Issued		0
All Other Magistrate's Orders Issued Requiring Conditions for Release on Bond		0
Driver's License Denial, Revocation or Suspension Hearings Held		0
Disposition of Stolen Property Hearings Held		0
Peace Bond Hearings Held		0
Cases in Which Fine and Court Costs Satisfied by Community Service:		
<i>Partial Satisfaction</i>		5
<i>Full Satisfaction</i>		17
Cases in Which Fine and Court Costs Satisfied by Jail Credit		19
Cases in Which Fine and Court Costs Waived for Indigency		0
Amount of Fines and Court Costs Waived for Indigency		\$ 0
Fines, Court Costs and Other Amounts Collected:		
<i>Kept by City</i>		\$ 19,397
<i>Remitted to State</i>		\$ 6,463
<i>Total</i>		\$ 25,850

Municipal Courts
Activity Detail
November 1, 2011 to November 30, 2011

100.0 Percent Reporting Rate
1 Reports Received Out of a Possible 1

Court: Bastrop

CRIMINAL CASES							
	Traffic Misdemeanors			Non-Traffic Misdemeanors			
			City		Other	City	
	Non-Parking	Parking	Ordinance	Penal Code	State Law	Ordinance	Total
Cases Pending 11/1/2011:							
Active Cases	227	0	28	101	113	67	536
Inactive Cases	981	0	6	118	123	48	1,276
Docket Adjustments	3	0	0	1	(1)	1	4
Cases Added:							
New Cases Filed	78	0	0	20	6	12	116
Cases Reactivated	17	0	0	5	3	3	28
All Other Cases Added	0	0	0	0	0	0	0
Total Cases on Docket	322	0	28	126	122	82	680
Dispositions:							
Dispositions Prior to Court Appearance or Trial:							
Uncontested Dispositions	17	0	0	2	0	0	19
Dismissed by Prosecution	10	0	0	7	3	1	21
Total Dispositions Prior to Court Appearance or Trial	27	0	0	9	3	1	40
Dispositions at Court Appearance or Trial:							
Convictions:							
Guilty Plea or Nolo Contendere	30	0	0	17	14	6	67
By the Court	0	0	0	0	0	0	0
By the Jury	0	0	0	0	0	0	0
Acquittals:							
By the Court	0	0	0	0	0	0	0
By the Jury	0	0	0	0	0	0	0
Dismissed by Prosecution	0	0	0	0	0	0	0
Total Dispositions at Court Appearance or Trial	30	0	0	17	14	6	67
Compliance Dismissals:							
After Driver Safety Course	13	---	---	---	---	---	13
After Deferred Disposition	6	0	0	4	21	3	34
After Teen Court	0	0	0	1	0	0	1
After Tobacco Awareness Course	---	---	---	---	1	---	1
After Treatment for Chemical Dependency	---	---	---	0	0	---	0
After Proof of Financial Responsibility	4	---	---	---	---	---	4
All Other Transportation Code Dismissals	2	0	0	0	0	0	2
Total Compliance Dismissals	25	0	0	5	22	3	55
All Other Dispositions	0	0	0	5	2	8	15
Total Cases Disposed	82	0	0	36	41	18	177
Cases Placed on Inactive Status	5	0	0	8	0	2	15
Cases Pending 11/30/2011:							
Active Cases	235	0	28	82	81	62	488
Inactive Cases	969	0	6	121	120	47	1,263
Show Cause Hearings Held	7	0	0	1	17	2	27
Cases Appealed:							
After Trial	0	0	0	0	0	0	0
Without Trial	0	0	0	0	0	0	0

Municipal Courts
Activity Detail
November 1, 2011 to November 30, 2011
100.0 Percent Reporting Rate
1 Reports Received Out of a Possible 1
Court: Bastrop

CIVIL/ADMINISTRATIVE CASES	
	Total
Cases Pending 11/1/2011:	
<i>Active Cases</i>	0
<i>Inactive Cases</i>	0
Docket Adjustments	0
Cases Added:	
New Cases Filed	0
Cases Reactivated	0
All Other Cases Added	0
Total Cases on Docket	0
Dispositions:	
Uncontested Civil Fines or Penalties	0
Default Judgments	0
Agreed Judgments	0
Trial/Hearing by Judge/Hearing Officer	0
Trial by Jury	0
Dismissed for Want of Prosecution	0
All Other Dispositions	0
Total Cases Disposed	0
Cases Placed on Inactive Status	0
Cases Pending 11/30/2011:	
<i>Active Cases</i>	0
<i>Inactive Cases</i>	0
Cases Appealed:	
After Trial	0
Without Trial	0
JUVENILE/MINOR ACTIVITY	
	Total
Transportation Code Cases Filed.....	1
Non-Driving Alcoholic Beverage Code Cases Filed.....	1
Driving Under the Influence of Alcohol Cases Filed	0
Drug Paraphernalia Cases Filed.....	0
Tobacco Cases Filed.....	1
Failure to Attend School Cases Filed.....	0
Education Code (Except Failure to Attend) Cases Filed.....	0
Violation of Local Daytime Curfew Ordinance Cases Filed	8
All Other Non-Traffic Fine-Only Cases Filed.....	7
Transfer to Juvenile Court:	
<i>Mandatory Transfer</i>	0
<i>Discretionary Transfer</i>	10
Accused of Contempt and Referred to Juvenile Court (Delinquent Conduct).....	0
Held in Contempt by Criminal Court (Fined or Denied Driving Privileges).....	0
Juvenile Statement Magistrate Warning:	
<i>Warnings Administered</i>	3
<i>Statements Certified</i>	3
Detention Hearings Held.....	0
Orders for Non-Secure Custody Issued.....	3
Parent Contributing to Nonattendance Cases Filed.....	0

Municipal Courts
Activity Detail
November 1, 2011 to November 30, 2011

100.0 Percent Reporting Rate
1 Reports Received Out of a Possible 1

Court: Bastrop

ADDITIONAL ACTIVITY		
	Number Given	Number Requests for Counsel
Magistrate Warnings:		
<i>Class C Misdemeanors</i>	16	---
<i>Class A and B Misdemeanors</i>	21	14
<i>Felonies</i>	10	7
		Total
Arrest Warrants Issued:		
<i>Class C Misdemeanors</i>		16
<i>Class A and B Misdemeanors</i>		5
<i>Felonies</i>		2
Capiases Pro Fine Issued		71
Search Warrants Issued		0
Warrants for Fire, Health and Code Inspections Filed		0
Examining Trials Conducted		0
Emergency Mental Health Hearings Held		0
Magistrate's Orders for Emergency Protection Issued		0
Magistrate's Orders for Ignition Interlock Device Issued		0
All Other Magistrate's Orders Issued Requiring Conditions for Release on Bond		0
Driver's License Denial, Revocation or Suspension Hearings Held		0
Disposition of Stolen Property Hearings Held		0
Peace Bond Hearings Held		0
Cases in Which Fine and Court Costs Satisfied by Community Service:		
<i>Partial Satisfaction</i>		7
<i>Full Satisfaction</i>		20
Cases in Which Fine and Court Costs Satisfied by Jail Credit		45
Cases in Which Fine and Court Costs Waived for Indigency		0
Amount of Fines and Court Costs Waived for Indigency		\$ 0
Fines, Court Costs and Other Amounts Collected:		
<i>Kept by City</i>		\$ 13,967
<i>Remitted to State</i>		\$ 4,941
<i>Total</i>		\$ 18,909

CITY OF BASTROP
UTILITY/FINANCE MONTHLY REPORT
January 31, 2012

	<u>MONTHLY</u> <u>FY 2011-2012</u>	<u>MONTHLY COMPARISON</u> <u>FY 2010-2011</u>
METERS READ AND BILLED:		
ELECTRICAL:		
Residential:	1978	1949
Commercial:	599	600
Key Accounts:	46	47
Total Customers:	2623	2596
WATER:		
Residential:	2238	2195
Commercial:	620	604
Total Customers:	2858	2799

<u>SALES OF SERVICES:</u>	<u>MONTHLY</u> <u>FY 2011-2012</u>	<u>YEAR TO DATE</u> <u>FY 2011-2012</u>	<u>YEAR TO DATE</u> <u>COMPARISON</u> <u>FY 2010-2011</u>
ELECTRICAL:			
KWH:	4,669,105	18,572,689	17,380,371
Amount:	\$492,741.43	\$2,107,394.96	\$1,960,381.97
* KWH Purchased/ LCRA	4,765,330		
WATER:			
Gallons:	29,928,600	145,602,700	124,126,600
Amount:	\$158,320.37	\$668,568.96	\$579,692.00
* Gallons Pumped/ Treated	31,881,000		
WASTEWATER:			
Amount:	\$113,246.64	\$496,739.12	\$394,629.62
WORK ORDERS WRITTEN:	147		
OTHER RECEIPTS:			
SALES TAX:	\$263,974.65	\$971,343.78	\$847,835.29
ECONOMIC DEV. SALES TAX	\$131,967.53	\$485,599.04	\$427,358.07
FRANCHISE TAX:	\$14,387.50	\$109,555.31	\$126,458.41
OCCUPATION TAX:	\$3,325.00	\$6,830.00	\$1,940.00
MIXED BEVERAGE TAX:	\$4,958.41	\$9,953.12	\$12,273.12

*We read from approximately the 1st day through the 22ND day of the month; therefore, these are overlapping periods and difficult to compare.

**Bastrop Public Library
Librarian's Report
February 6, 2012**

1. Library Statistics for the month of December. Circulation statistics are down 24% compared to December 2010; gate count is down 16% compared to December 2010; programming is down 31% compared to December 2010; Internet usage is down 17% compared with December 2010 and reference requests are down 6% compared to December 2010.
2. In the month of January 103 children and adults attended Story time.
3. On Monday, January 2 the library was closed for the New Year's holiday.
4. On Tuesday, January 3 Bonnie Ueckert hosted "Gnomeo & Juliette" Brown Bag movie. Five children attended the movie.
5. On Saturday, January 7 five children read to Bow Wow Book Buddies.
6. On Monday, January 9 Mickey DuVall, Sheilah Kosco and Bonnie Ueckert met to discuss emergency management training.
7. On Thursday, January 12 Bonnie Ueckert taught library skills to 15 homeschool students.
8. On Thursday, January 12 Sheilah Kosco hosted a Teen Advisory Board meeting. Nineteen teens attended the meeting.
9. On Monday, January 16 the library closed in observance of the Martin Luther King, Jr. holiday.
10. On Thursday, January 19 library staff attended risk management and safety training at city hall.
11. On Thursday, January 19 Sheilah Kosco hosted a teen Board Game Tournament. Twenty-two teens competed in the tournament.
12. On Friday, January 20 Bonnie Ueckert provided a library tour for 22 Calvary kindergarten students.
13. On Saturday, January 21 Bonnie Ueckert hosted a "Snow Day" Super Saturday event. Forty-four children and adults did crafts and then the children had a snowball fight using socks.
14. On Saturday, January 21 Mickey DuVall attended Main Street Retreat held at the Hyatt Resort.
15. On Monday, January 23 Bonnie Ueckert hosted six children from the Calvary After School program.
16. On Monday, January 23 Bonnie Ueckert hosted first, second and third graders from the Minonite School. Twelve students received the library tour.
17. On Tuesday, January 24 Mickey DuVall and Sheilah Kosco met to discuss the 2012-2017 long-range plan.
18. On Tuesday, January 24 Mickey DuVall met with Sue Lane McCulley, Richard and Janet West concerning the Friends of the Bastrop Public Library placing a storage unit on library property.
19. On Thursday, January 26 Sheilah Kosco assisted Kevin Unger in installing new Teen and Children's computers.

20. On Thursday, January 26 Sheilah Kosco hosted a teen video game night. Twenty-five teens attended the event.
21. On Friday, January 27 Willie Schlickeisen, Sheilah Kosco and Mickey DuVall attended a CTLS, Inc. Winter Membership meeting at the Temple Public Library.
22. On Monday, January 30 Sheilah Kosco, Bonnie Ueckert, Linda Jenkins and Melissa Bullara met to begin preparations for the 2012 Summer Reading Club.
23. On Monday, January 30 Sheilah Kosco assisted Kevin Unger with computer issues.

Respectfully submitted: Mickey DuVall, Library Director

BASTROP FIRE DEPARTMENT MONTHLY FIRE DEPARTMENT REPORT

January-12

Part 1

Number of Calls, by type

Structure *	<u>1</u>	Wildland **	<u>0</u>
Vehicles	<u>2</u>	EMS Assist	<u>5</u>
Mutual Aid	<u>2</u>	False Alarms	<u>11</u>
Control Burns	<u>35</u>	Haz-Mat	<u>9</u>
Rescue/Extrication	<u>7</u>	Other	<u>5</u>

Total Calls 77

* % of Structure Saved (Use back of page, if needed)

75%		%

	Dist. 1	Dist. 2	Dist. 3	Dist. 4	Other
Fires By District	<u>6</u>	<u>12</u>	<u>8</u>	<u>22</u>	<u>2</u>
CTY	<u>27</u>	<u>0</u>			

** Total Number of Acres Burned 0

Part 2

PERSONNEL HOURS*

Total Personnel Hours at Calls (Part 1)	<u>436.45</u>
Total Personnel Hours at Training	<u>216</u>
Total Personnel Hours at other Events	<u>200</u>

Total Personnel Hours This Month 852.45

1. Number of Accidents/Injuries this Month. 0

Part 3

Average Response Time 6.77 Minutes

Top 5 Responders	Amount of Calls
1 <u>bill laird</u>	<u>70</u>
2 <u>carolyn laird</u>	<u>49</u>
3 <u>JOSH GILL</u>	<u>41</u>
4 <u>violet schneider</u>	<u>33</u>
5 <u>gilbert .d brock k</u>	<u>31</u>

CITY OF BASTROP

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

CITY COUNCIL

DATE SUBMITTED: February 9, 2012

MEETING DATE: February 14, 2012

1. Agenda Item: **Approval of meeting minutes of January 24, 2012 and February 8, 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: _____

January 24, 2012

The Bastrop City Council met in regular session on January 24, 2012 at 6:00 p.m. at the Council Chambers of City Hall, 1311 Chestnut Street, Bastrop, Texas. Members present were Mayor Terry Orr and Council Members Joe Beal, Julie Hart, Ken Kesselus, Bill Peterson and Kay Garcia McAnally.

ANNOUNCEMENTS**1. CALL TO ORDER**

At 6:00 p.m. Mayor Terry Orr called the meeting to order with all members present.

2. PLEDGE OF ALLEGIANCE AND INVOCATION

Council Member Julie Hart led the pledges of allegiance to the U.S. and Texas flags. Reverend Bob Long led the invocation.

3. PRESENTATIONS**A. CERTIFIED COURT CLERK LEVEL 1 – PATSY PARANICH**

City Manager, Mike Talbot presented Patsy Paranich with a certificate for completion of the Certified Court Clerk Level 1 program.

4. PROCLAMATIONS

There were no proclamations.

5. ANNOUNCEMENTS

Mayor Orr stated the sales tax for December 2011 was 25% above where it was on December 2010.

Kay Garcia McAnally gave an update on the City presenting service pins to persons who have served on City Boards and Commissions. Ms. Garcia McAnally asked that the Mayor place on the February 14, 2012 Council Agenda "Presentation of Service Pins".

Kay Garcia McAnally stated the Art in Public Places Task Force will have placed the pictures of the City's Mayors in City Hall by the middle of February.

Mayor Orr announced that on this coming Friday, January 27, 2012 he and his wife Patricia will be celebrating their 53rd wedding anniversary.

Mayor Orr stated the Council will follow the following order for the Agenda tonight: City Manager's Report, Consent Agenda and then Executive Session prior to the public hearing.

CITY MANAGER INFORMATIONAL UPDATE REPORT: ITEMS FOR UPDATE,

DISCUSSION AND POSSIBLE ACTION:**A. MEETINGS AND EVENTS ATTENDED:**

1. LOST PINES GROUNDWATER CONSERVATION DISTRICT MONTHLY MEETING – JANUARY 18, 2012.
2. WATER COMMITTEE MONTHLY MEETING ON JANUARY 17, 2012.
3. DID SPECIAL TAPING OF “CITY TALK”.

B. UPDATE ON CITY PROJECTS:

1. CONSTRUCTION OF THE NEW SIDEWALK BEHIND THE LIBRARY.
2. FARM STREET PROJECT.
3. SPLASH PAD PROJECT.
4. NEW SEWER LINE FOR FISHERMAN’S PARK.
5. BASTROP STATE PARK SWIMMING POOL.
6. CONVENTION CENTER WELL.
7. ADDRESSED ISSUES ASSOCIATED WITH THE ZONING PUBLIC HEARING TO BE HELD ON JANUARY 24, 2012, REGARDING A REQUEST TO ERECT A CELL TOWER.
8. BRUSH PICK-UP IN THE CITY.
9. CONSTRUCTION OF WATER WELL I.
10. REGIONAL WATER PLAN – REGION K.
11. BOND REVIEW PROCESS FOR THE ISSUANCE OF WATER AND WASTEWATER REVENUE BONDS.
12. BUC-EE’S PROJECT.
13. BACK-UP GENERATORS FOR WATER/WASTEWATER OPERATIONS.
14. COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) – GILLS BRANCH SEWER PROJECT.
15. A SPECIAL MEETING OF THE CITY COUNCIL REGARDING SMART BASE CODES – FEBRUARY 7TH OR 8TH.

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. 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 gave an informational update on the listed items except for Item #6.

Joe Beal requested the City do a groundbreaking ceremony for the Splash Park.

Mr. Talbot stated the correct dates for a Special Council Meeting regarding Smart Base Codes are February 8th or 9th.

It was the consensus of Council to schedule a Special Council Meeting regarding Smart Base Codes on February 8, 2012 at 6:00 p.m.

Ken Kesselus stated he would like for the City Manager to prepare a report on the ramifications

of getting appraisals for the new year of the homes which were burned out and the City prorating, giving credit or reimbursing people their taxes.

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 JANUARY 10, 2012.

A.2 ADOPTION OF A RESOLUTION OF THE CITY COUNCIL OF BASTROP APPROVING A PROJECT (DEVELOPMENT OF A STRATEGIC PLAN UTILIZING THE SERVICES OF A PROFESSIONAL FIRM IN A CONTRACT NOT TO EXCEED \$52,000) USING FUNDS PROVIDED BY THE BASTROP ECONOMIC DEVELOPMENT CORPORATION, IN AN AMOUNT EXCEEDING \$10,000.

A.3 APPOINTMENT BY MAYOR AND CONFIRMATION BY COUNCIL OF MEMBER TO BASTROP PARKS BOARD.

A.4 APPROVAL OF SPECIAL EVENT PERMIT APPLICATION SUBMITTED BY THE FAMILY CRISIS CENTER TO HOST "PEDAL THROUGH THE PINES" ON SATURDAY, MARCH 3, 2012.

A.5 APPROVAL OF REQUEST TO ACCEPT THE PUBLIC UTILITIES WITHIN HUNTERS CROSSING SUBDIVISION, SECTION 3D AND 5A.

A.6 APPROVAL OF THE EXPIRATION OF THE PRELIMINARY PLAT FOR PHASE II OF THE B & B SUBDIVISION LOCATED WITHIN BUILDING BLOCK 113 BEING 1.371 ACRES IN THE CITY LIMITS OF BASTROP, TEXAS.

A.7 APPROVAL OF CONTRACT FOR ELECTION SERVICES BETWEEN BASTROP COUNTY ELECTIONS ADMINISTRATOR AND THE CITY OF BASTROP.

A.8 ADOPTION OF A RESOLUTION CALLING FOR AND ESTABLISHING PROCEDURE FOR A GENERAL ELECTION, BASTROP, TEXAS.

Bill Peterson moved to approve the Consent Agenda. Seconded by Kay Garcia McAnally and carried unanimously.

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

At 6:28 p.m., Mayor Orr convened the Bastrop City Council into executive session in compliance with the Open Meetings Act, Chapter 551 Government Code, Vernon's Texas Code, Annotated, to discuss the following:

1. Section 551.071 – Consultation with Attorney: Agenda Item B.1 and B.2.

At 7:22 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 session.

No action was taken.

Council took a brief recess from 7:23 p.m. until 7:28 p.m.

B. PUBLIC HEARINGS:

B.1 PUBLIC HEARING: CONSIDERATION, DISCUSISON AND POSSIBLE ACTION ON A REQUEST FOR A CONDITIONAL USE PERMIT TO ALLOW THE CONSTRUCTION OF A 70 FOOT TALL COMMERCIAL CELL TOWER ANTENNA, WHERE 35 FEET IS ALLOWED, WITH THE CONSTRUCTION TO BE LOCATED ON 0.06+/- OF AN ACRE LEASE SPACE, OUT OF A PARENT TRACT OF 3.75 +/- ACRE IN BASTROP WEST COMMERCIAL SECTION ONE, LOT 2, BLOCK A, IN AN AREA ZONED C2, COMMERCIAL BEING LOCATED IN THE CITY LIMITS OF BASTROP, TEXAS.

Planning and Development Director, Melissa McCollum addressed the Council. Ms. McCollum stated this leased space is generally located behind Bastrop Marketplace (Subway, Clint's Liquor, Little Caesars), in an area zoned C-2, Commercial Heavy. Ms. McCollum stated the Planning and Zoning Commission reviewed this item at their regularly scheduled meeting on August 25, 2011 and City Council consideration of this item has been postponed and re-notified four (4) times, due to various circumstances. Ms. McCollum stated notifications of the hearing on the Conditional Use Permit have been provided to surrounding property owners six (6) times, for both Planning and Zoning Commission and City Council meetings. Ms. McCollum stated the Planning and Zoning Commission conducted a public hearing on August 25, 2011 and voted 4-2 to recommend denial of the Conditional Use Permit. Ms. McCollum stated staff recommends denial of the Conditional Use Permit and believes that the proposed 70 feet height is not consistent with the existing shopping center area and that the height of the cell tower does not meet the Conditional Use Permit requirements or the additional standards applied to "Special Height Regulations." Ms. McCollum stated the proposed cell tower is the third design that the applicant Beb Francis, The Francis Law Firm, has submitted to staff for review. Ms. McCollum stated the Planning and Zoning Commission had not seen the updated information provided by the applicant on pages 73 to 83 of the Agenda Packet. Ms. McCollum stated called the Council's attention to a PowerPoint presentation showing the location of the property on a map and City regulations and codes regarding the requested Conditional Use Permit.

Beb Francis thanked the City staff for all their work regarding the cell tower. Mr. Francis called the Council's attention to the PowerPoint presentation showing the location. Mr. Francis stated they have met all setback requirements of the City's Code and they will be providing a six feet

chain link fence with green slats and additional landscaping around the perimeter of the property. Mr. Francis stated the proposed site is C-2, Commercial zoning and commercial antenna are allowed by right but limited to 35 feet in height. Mr. Francis stated they are requesting a Conditional Use Permit to allow a height of 70 feet.

Scott Vonryan with Capital Telecom addressed the Council. Mr. Vonryan called the Council's attention to the PowerPoint presentation showing existing structures in the proposed area and photo simulations of how the 70 foot tower would look from various locations. Mr. Vonryan stated the 70 foot tower is much less obtrusive than what is already in the area. Mr. Vonryan called the Council's attention to Page 74 of the Agenda packet which shows that according to the projections, if the new site is not deployed, by January 2013 approximately 3,700 calls won't go through during the busiest hour of the day. Mr. Vonryan stated there will also be data issues. Mr. Vonryan explained that each tower has a certain limited capacity of calls and when it reached that capacity calls are "blocked" or do not go through.

Mr. Francis stated AT & T was concerned about the busy hours of a day and calls not going through. Mr. Francis stated a good example of this was during the Bastrop County Complex Fire. Mr. Francis stated included in the Agenda packet is a letter from Valmont with a sealed engineering stamp giving specifics on the tower and that the tower is designed to collapse upon itself if that were to ever happen. Mr. Francis stated this is a very important project and he respectfully requests the City Council grant the Conditional Use Permit.

Joe Beal asked Mr. Francis the following question: "In all of your analysis in trying to solve service problems, did you determine, given the City's restraints, was this the best place to put this structure from a service standpoint?"

Mr. Francis stated he could absolutely assure Mr. Beal that "Yes, this is the best place" and many months went into looking at locations for the antenna tower.

Kay Garcia McAnally stated in the beginning she was very much against the tower, but after working at the command center during the fire, she is absolutely adamant that the City have enough capacity to reach loved ones during emergencies.

Ken Kesselus asked Ms. McCollum to summarize why the Board of Adjustment failed to grant a variance and the reasons the Planning and Zoning Commission recommends denial of the request, and why staff is opposed to the Conditional Use Permit.

Ms. McCollum stated the Board of Adjustment was presented with a request for a Variance to the City's Code. The request was for a 90 feet in height pine tree looking tower. Ms. McCollum stated the City's Code contains very strict rules on when a Variance can be granted and the Board of Adjustment felt the request presented did not meet the requirements to grant a Variance. Ms. McCollum stated that a Conditional Use Permit was then requested and the Planning and Zoning Commission votes 4-2 to recommend denial of the Conditional Use Permit. Ms. McCollum stated staff recommends denial because the proposed cell tower is not harmonious and compatible with the surrounding uses, and does not meet the height, bulk and scale relationship with surrounding uses and structures.

Discussion was held among Council, Mr. Francis and Ms. McCollum.

Dave Quinn, Executive Director of Bastrop Economic Development Corporation, addressed the Council. Mr. Quinn stated he does know that capacity for any infrastructure in a City is very important to economic growth in the City. Mr. Quinn stated he thinks a lot of our economy is built on doing business on the go. Mr. Quinn stated he thinks it is critical to allow investment and allow this to happen.

Bonnie Coffey addressed the Council. Ms. Coffey stated she is a business owner and a volunteer for the Bastrop Main Street Program. Ms. Coffey stated the Bastrop Main Street Program is working on becoming a Certified Entrepreneur Ready Community. Ms. Coffey stated the Main Street Program is also working on a telephone application. Ms. Coffey encouraged Council to think about the people coming to Bastrop and that we need to provide them the infrastructure they need.

Debbie Moore addressed the Council. Ms. Moore stated that anyone who was in the City on September 4, 2011 when the fire began knows what it was like trying to tell people to get out and not being able to get phone calls to go through. Ms. Moore stated that God willing next time we will be prepared and this antenna is something we need.

Kay Wesson addressed the Council. Ms. Wesson stated she had two issues: 1) Development of the Jenkins property, the developer has asked her to say that they are not in opposition to this; and 2) As a business owner in that hot area, and the increase in data, she wants it to work.

Kristi Koch addressed the Council. Ms. Koch stated as a member of the Bastrop Planning and Zoning Commission, the largest reason the Planning and Zoning Commission had recommended denial of this request was that the applicant had not shown a need and the additional information presented to Council tonight shows that need. Ms. Koch stated she thinks that with the new information provided the Planning and Zoning Commission might have voted differently. Ms. Koch stated she personally supports the request for a Conditional Use Permit.

Julie Hart commended the City staff and the Planning and Zoning Commission for the work put in on this. Ms. Hart stated the City's Ordinance regarding this is antiquated and the Council needs to make a change in the Ordinance. Ms. Hart stated she agreed with Mr. Quinn and that communications is important to the City's future development. Ms. Hart stated she is excited that the applicant wants to make this investment and move the City forward.

Mayor Orr declared the public hearing closed.

B.2 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 THE CONSTRUCTION OF A 70 FOOT TALL COMMERCIAL CELL TOWER ANTENNA, WHERE 35 FEET IS ALLOWED, WITH THE CONSTRUCTION TO BE LOCATED IN 0.06 +/- OF AN ACRE LEASE SPACE, OUT OF A PARENT TRCT OF 3.75 +/- ACRES IN BASTROP WEST COMMERCIAL SECTION ONE, LOTE 2, BLOCK A IN AN AREA ZONED C2, COMMERCIAL BEING LOCATED IN THE CITY LIMITS OF BASTROP, TEXAS; SETTING OUT CONDITIONS; AND PROVIDING AN EFFECTIVE DATE.

Mayor Orr stated in accord with Bastrop Code of Ordinances, Section 10.8 (E)(1), the City has received written objections from 20% or more of the area of the adjacent landowners to the property on which the requested Conditional Use Permit is applicable, which written objections comply with the provisions of Section 211.006 of the Local Government Code of the State of Texas. Mayor Orr stated accordingly, the City Council will now vote, in accord with the standards of Section 10.8 (E)(1), to determine whether the City Council will approve the Conditional Use Permit requested by Capital Telecom Acquisition, LLC, or deny same.

Joe Beal moved to approve the Ordinance on First Reading granting a Conditional Use Permit and that the Ordinance be placed on the Consent Agenda for the Second Reading. Seconded by Kay Garcia McAnally and carried unanimously.

Mr. Beal stated the reason he made the motion to approve, even though the Planning and Zoning Commission and staff recommended denial, he believes that this service is needed for the City of Bastrop citizens, there is no alternative place because this is the best place from a service standpoint and he is comfortable with this solution.

Ken Kesselus stated he would bet money that the City is behind the curve on cell towers and the Council is going to have to look at the Ordinance regarding such. Mr. Kesselus stated he is more concerned that two City Boards, staff and 20% of adjacent landowners objected to the request.

Kay Garcia McAnally stated in this case the Council needs to consider all the people, not just the 20% surrounding the location. Ms. Garcia McAnally stated it should be looked at from the fact that it will benefit the entire City rather than the few it will touch.

Bill Peterson stated he agreed with Mr. Beal and Ms. Garcia McAnally.

Mayor Orr stated when he moved to Bastrop in 1992 he was dependent on communications and Bastrop worked. Mayor Orr stated he can assure you if the City has an area where people are driving through and their phones drop calls, they are going to keep on driving.

Ken Kesselus moved the Council defer this motion until the second meeting in February, defer to the City Manager, Mike Talbot to do research on possibilities of solving our technical problems in some other way and also taking a look at, as comprehensive as you can, of what he might recommend, or staff might recommend in terms of Ordinance changes, in particularly if Mike were to find a different location that would work.

Motion died for lack of a second.

Mr. Talbot assures Mr. Kesselus and Council that staff has spent a considerable amount of time on this and he assures Council will see a new Ordinance regarding cell towers. Mr. Talbot stated he was in favor of the Conditional Use Permit being approved.

Mr. Kesselus ask Mr. Talbot what were his reasons for being in favor of the Conditional Use Permit.

Mr. Talbot stated he did not know how many times he has studied the pictures and he thinks the tower is compatible with surrounding uses. Mr. Talbot stated he has talked to an engineer in

Dallas who has worked both sides of the issue of cell towers and this engineer told him that big companies just do not go out and arbitrarily pick a site because they know they would draw the wrath of Council. Mr. Talbot stated this engineer has offered to assist him with the development of an ordinance addressing cell towers. Mr. Talbot stated this engineer also provided him with an Attorney General opinion on this.

Teresa Valdez called the roll for the main motion made by Mr. Beal and seconded by Ms. Garcia McAnally.

FOR MOTION: Joe Beal, Kay Garcia McAnally, Julie Hart, Bill Peterson and Ken Kesselus.

Motion carried.

Council took a brief recess from 8:55 p.m. to 9:00 p.m.

B.3 CITIZEN COMMENTS.

There were no citizen comments.

C. OLD BUSINESS

D. NEW BUSINESS

ORDINANCES FOR FIRST READING:

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

D.1 CONSIDERATION, DISCUSSION AND POSSIBLE ACTION ON ACCEPTANCE OF MONTHLY FINANCIAL REPORTS FOR THE PERIOD ENDING OF DECEMBER 31, 2011 AND QUARTERLY INVESTMENT REPORT.

Finance Director, Karla Stovall presented the monthly Financial Report, for period ending December 31, 2011, and the Quarterly Investment Report . Ms. Stovall reviewed the reports.

Brief discussion was held among Council and Ms. Stovall.

Joe Beal moved to accept the monthly Financial Report and the Quarterly Investment Report. Seconded by Bill Peterson and carried unanimously.

D.2 CONSIDERATION, DISCUSSION AND POSSIBLE ACTION CONCERNING AUTHORIZING THE CITY MANAGE TO PROCEED FORWARD WITH A PIPE BURSTING PROJECT FOR THE SANITARY WASTEWATER MAIN RUNNING FROM COVERT CHEVROLET RUNNING EAST ON THE SOUTH SIDE OF STATE HIGHWAY 71 SERVICE ROAD AND THEN RUNNING SOUTHWARD TO THE GENERAL AREA BETWEEN COMFORT SUITES/TACO BELL.

City Manager, Mike Talbot stated the current wastewater main running from Covert Chevrolet eastwardly on the south side of State Highway 71 service road and then southwardly to the general area of Comfort Suites/Taco Bell and connecting to 15-inch gravity main is a 10-inch wastewater main. Mr. Talbot stated this year's Capital Improvement Program calls for "pipe bursting" this line to a 12-inch main. Mr. Talbot stated after reviewing this wastewater main and considering the growth occurring in west Bastrop, the City staff and I are proposing increasing the capacity of this line from 12-inch main to pipe bursting to a 15-inch main. Mr. Talbot stated increasing the main this additional size will provide for abundance of "Wastewater Collection Capacity" in the western quadrant of the City. Mr. Talbot stated the original budget for this project is \$518,318.00 and increasing the size of the main from 12-inch to 15-inch will cost an additional \$336,682.00 for a total cost of \$852,000.00. Mr. Talbot stated the only reason the City was able to consider increasing the size of this main is that the Well H project came in approximately \$300,000.00 below budget. Mr. Talbot stated he also contacted Mickey Fishbeck and asked her to run the City's "Water and Wastewater Rate Model" to see if the additional cost of this wastewater project would significantly impact the proposed future rates increases for the City's Five Year Capital Improvements Program. Mr. Talbot stated as noted in Ms. Fishbeck's memo included in the Agenda packet, it will only have a minor impact on the rates. Mr. Talbot stated Gene Kruppa with BEFCO Engineering is present tonight to answer any questions that Council may have.

Gene Kruppa addressed the Council. Mr. Kruppa stated included in the Agenda packet is the report from BEFCO Engineering. Mr. Kruppa stated the increase in size basically enhances flow and an 81% increase in flow. Mr. Kruppa stated that if the money is available he definitely recommends doing this.

Discussion was held among Council.

Joe Beal moved to authorize the City Manager to proceed with the pipe bursting project based on the engineering report and the financial analysis. Seconded by Bill Peterson and carried unanimously.

D.3 CONSIDERATION, DISCUSSION AND POSSIBLE ACTION ON APPOINTMENT BY MAYOR AND CONFIRMATION BY COUNCIL OF MEMBER TO THE CENTRAL TEXAS CLEAN AIR COALITION OF THE CAPITAL AREA COUNCIL OF GOVERNMENTS.

Mayor Orr appointed Ken Kesselus to the Central Texas Clean Air Coalition for the year 2012.

City Secretary, Teresa Valdez called the roll for confirmation of the appointment.

FOR APPOINTMENT: Bill Peterson, Julie Hart, Joe Beal and Kay Garcia McAnally.
ABSTAIN: Ken Kesselus

Council Member Ken Kesselus was appointed to serve as the Council's representative to the Central Texas Clean Air Coalition.

E. EXECUTIVE SESSION:

E.1 THE BASTROP CITY COUNCIL WILL MEET IN A CLOSED/EXECUTIVE SESSION PURSUANT TO THE TEXAS GOVERNMENT CODE, CHAPTER 551, SECTION 551.071(1)(A) AND SECTION 551.071(2) (CONSULTATIONS WITH ATTORNEY); AND SECTION 551.072 (DELIBERATIONS ABOUT REAL PROPERTY) TO DISCUSS THE FOLLOWING:

1. 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. DELIBERATION ABOUT REAL PROPERTY: ACQUISITION, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY.

At 9:20 p.m., Mayor Orr convened the Bastrop City Council into a closed/executive session pursuant to the Texas Government Code, Chapter 551, Section 551.071(1)(A) and Section 551.071(2) (Consultations with Attorney); and Section 551.072 (Deliberations about Real Property) to discuss the following:

1. 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. Deliberations about Real Property: Acquisition, 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.

At 10:15 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 10:11 p.m., Bill Peterson moved to adjourn. Seconded by Kay Garcia McAnally and carried unanimously.

APPROVED:

ATTEST:

Terry Orr, Mayor

Teresa Valdez, City Secretary

February 8, 2012

The Bastrop City Council met in Special Meeting on Wednesday, February 8, 2012 at 6:00 p.m. at the Bastrop City Hall Council Chambers, 1311 Chestnut Street, Bastrop, Texas. Members present were Mayor Terry Orr and Council Members Bill Peterson, Joe Beal, Ken Kesselus and Kay Garcia McAnally.

1. CALL TO ORDER

At 6:00 p.m., Mayor Terry Orr called the meeting to order with all members present with the exception of Julie Hart who was absent.

2. PRESENTATION, DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON FORM-BASED CODE/BLEUPRINT IMPLEMENTATION FOR THE CITY OF BASTROP.

Mayor Orr welcomed everyone to the Special Meeting. Mayor Orr stated this meeting will be an exchange of information and ideas and he will lead the recognition of persons wanting to speak on a more informal basis.

City Manager, Mike Talbot stated last summer while he was attending the annual Texas City Manager Association Conference he attended a presentation on Form-Based Codes and what that means to the City. Mr. Talbot stated Scott Polikov gave a presentation on this and he was so impressed that he had attached the presentation to his City Manager Evaluation that he had given to Council. Mr. Talbot stated several months after that the City received the SDAT program and Form-Based Code was brought up in the SDAT public hearings.

Planning and Development Director, Melissa McCollum addressed the Council. Ms. McCollum stated this is to be an informative meeting and she hopes it will be an introduction into the City of Bastrop implementing Form-Based Code. Ms. McCollum introduced Scott Polikov of Gateway Planning and stated Mr. Polikov has vast experience in Form-Based Code all over the State of Texas and other areas.

Scott Polikov introduced Brad Lonberger, Pablo Serna, Robert Parsons and Milosav Selcic. Mr. Polikov gave a PowerPoint presentation on Form-Based Code. Mr. Polikov began the presentation with the following questions: What makes Bastrop important and what creates opportunities. Mr. Polikov stated Mr. Selcic defines Urbanism as places where you can have regular unplanned chance meetings with people you don't know. Mr. Polikov stated Bastrop already has some of that here and the question is how do you build on that. Mr. Polikov stated the key to Form-Based Code is to focus on form and neighborhoods. Form has to do with the building and such on the parcel and how does it relate to other things. Mr. Polikov showed some case studies of how Form-Based Code has worked in other cities: McKinney, Texas; Owensboro, Kentucky; Duncanville, Texas; Fort Worth Camp Bowie Redevelopment Initiative and Historic Oak Street in Roanoke, Texas.

Discussion was held among the Council and Mr. Polikov.

Mayor Orr then asked if anyone in the audience had questions.

The following persons presented questions to Mr. Polikov for discussion: Joel Valdez, Tommy Hoover, Lisa Patterson, Marilyn Whites, Carol Rice, Dave Quinn and Judi Hoover.

Mayor Orr stated that Mr. Polikov had mentioned the most important point, which is that all people of all stations in life are welcome and should have an option to live downtown.

Ms. McCollum stated she was hoping that this presentation would lead the City of Bastrop to draft a Form-Based Code for our community and she is sure we can make it work for our community.

Joe Beal stated he believed the direction to give to the City Manager from his personal standpoint is: This is the sort of re-development and development of a unique place, this is a special place and we are going to grow, but he personally does not want the City to spend a whole lot of time on this, like the Historic Landmark Commission had spent on the Historic Overlay District proposal only to find that there was not the community zeal to do that. Mr. Beal stated as we look at this opportunity it is extremely important that we create a public input process in the beginning to see what the community has stomach for, not only those that live in the historic downtown area; and then stay on that path.

Mr. Talbot stated he could not agree more with Mr. Beal and that is why he thought it was extremely important to have Mr. Polikov do this presentation. Mr. Talbot stated that when the SDAT report is received the Council can see what the community has to say.

3. ADJOURN

At 8:01 p.m., Bill Peterson moved to adjourn. 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: January 17, 2012

MEETING DATE: February 14, 2012

1. Agenda Item: **Adoption of a Resolution of the City Council of Bastrop approving a project (Development of a strategic plan utilizing the services of a professional firm in a contract not to exceed \$52,000), using funds provided by the Bastrop Economic Development Corporation, in an amount exceeding \$10,000.**

2. Party Making Request: **Dave Quinn, BEDC Executive Director**

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

On January 23, 2012, the Bastrop Economic Development Corporation Board of Directors approved the development of a strategic plan utilizing the services of a professional firm in a contract not to exceed \$52,000.

4. Policy Implication: _____

5. Budgeted: X 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. R-2012-3

**A RESOLUTION OF THE CITY COUNCIL OF BASTROP, TEXAS,
APPROVING A PROJECT, USING FUNDS PROVIDED BY THE BASTROP
ECONOMIC DEVELOPMENT CORPORATION, IN AN AMOUNT EXCEEDING
\$10,000.**

WHEREAS, the Board of the Bastrop Economic Development Corporation ("BEDC") met on January 23, 2012, and at that time took formal action to support and provide funds for various projects; and

WHEREAS, Section 4B(3), of the Texas Economic Development Act, mandates that prior to the BEDC funding a project involving an expenditure by the BEDC of more than \$10,000, per project, the City Council shall adopt a Resolution authorizing the project, which Resolution shall be read by the City Council, on two separate occasions; and

WHEREAS, the City has reviewed the January 23, 2012, actions of the BEDC related to the project noted herein below, has considered and evaluated that project, and has found it meritorious of the Council's approval.

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

- (1) The City Council of the City of Bastrop, Texas, hereby approves the following project, which had been approved for funding by the BEDC:
 - a. To fund a Strategic Plan in an amount not to exceed \$52,000.
- (2) The City Manager is hereby authorized to convey a copy of this Resolution of approval, as appropriate.
- (3) That this Resolution shall take effect immediately from and after its passage, and is accordingly so resolved.

READ and ACKNOWLEDGED on First Reading on the 24th of January 2012.

READ and ADOPTED on Second Reading on the 14th day of February 2012.

APPROVED:

Terry Orr, Mayor

ATTEST:

Teresa Valdez, City Secretary

APPROVED AS TO FORM:

Jo-Christy Brown, City Attorney

CITY OF BASTROP

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

CITY COUNCIL

DATE SUBMITTED: February 6, 2012

MEETING DATE: February 14, 2012

1. Agenda Item: **Re-appointment by Mayor and confirmation by Council of Alternate Member to Regular Member on the Bastrop Zoning Board of Adjustment; and appointment by Mayor and confirmation by Council of Member to the Bastrop Zoning Board of Adjustment.**

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

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

Debra Thorne-Francis has been serving as an Alternate Member on the Bastrop Zoning Board of Adjustment. Due to a resignation there is a vacancy on the Bastrop Zoning Board of Adjustment. Mayor Orr is re-appointing Debra Thorne-Francis from being an Alternate Member to being a Regular Member of the Bastrop Zoning Board of Adjustment.

By moving Debra Thorne-Francis to a Regular Member of the Zoning Board of Adjustment it created a vacancy in the Alternate Member position #6. Mayor Orr is appointing J. Drew Pickle (Board application attached) to the Alternate Member position #6 on the Bastrop Zoning Board of Adjustment.

Mayor Orr is requesting confirmation by Council to the re-appointment of Debra Thorne-Francis and the appointment of J. Drew Pickle.

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

PLEASE TYPE OR PRINT CLEARLY

NAME: J. Drew Pickle
TELEPHONE: 512.332.0290 (H) 512.496.9611 (W)
EMAIL ADDRESS: jdrewpicklehd@hotmail.com
ADDRESS:(RESIDENCE) 404 Oak St. Bastrop, TX 78602

(MAILING) Same as above

I have lived in Bastrop SIX years.

DO YOU RESIDE WITHIN THE CITY LIMITS OF BASTROP? YES X 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: Supervisor
(If retired, please indicate former occupation or profession)

EDUCATION (Optional): M.Ed.

PROFESSIONAL AND/OR COMMUNITY ACTIVITIES: Been employed by LCRA for seven years.
Serve on the Calvary Episcopal School Board of Trustees.

ADDITIONAL PERTINENT INFORMATION/REFERENCES: Referred by Councilman Kesselus.

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

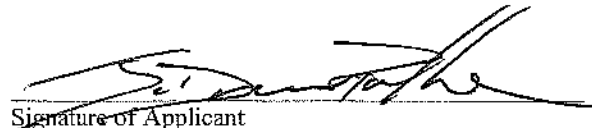
☐ Main Street Advisory Board

☐ Board of Adjustment

☐ Cemetery Advisory Board

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

Name of Board/Commission _____

Signature of Applicant 

Date 4/20/2012

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

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

CITY COUNCIL

DATE SUBMITTED: February 6, 2011

MEETING DATE: February 14, 2012

1. Agenda Item: **Approval of Interjurisdictional Mutual Aid Agreement approved by Capital Area Council of Governments (CAPCOG) on February 8, 2006 between Bastrop County, City of Elgin, City of Smithville and City of Bastrop.**

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

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

Mike Fisher, Bastrop County Emergency Management Coordinator has brought it to my attention that the attached Interjurisdictional Mutual Aid Agreement approved by the Capital Area Council of Governments was never officially approved by the Bastrop City Council nor the City of Smithville City Council. Since there was no documentation that the City of Smithville had ever signed the Agreement it was presented to the Smithville City Council and was approved by the City of Smithville on May 9, 2011. Mr. Fisher stated he was almost certain that the City of Bastrop had signed this agreement somewhere in the timeframe of March-May 2006. I have searched City records and I have contacted CAPCOG and neither I nor CAPCOG was able to locate this agreement signed by the City of Bastrop.

Mr. Fisher stated this Agreement is a pre-requisite to several Federal Emergency Management Agency (FEMA) grants and reimbursement programs and it is important that the City of Bastrop sign the Agreement.

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: _____

**INTERJURISDICTIONAL
MUTUAL AID AGREEMENT**

STATE OF TEXAS

§
§
§

This Mutual Aid Agreement ("Agreement") is entered into by, between, and among the political subdivisions located wholly or partially within the State of Texas that by their signatures on duplicate original copies of this Agreement have consented to the terms of this Agreement (collectively, "the Parties").

RECITALS

The Parties recognize the vulnerability of the people and communities located within the State to damage, injury, and loss of life and property resulting from Disasters and/or civil emergencies and recognize that Disasters and/or civil emergencies may present equipment and manpower requirements beyond the capacity of each individual Party; and

The Parties must confront the threats to public health and safety posed by possible terrorist actions and weapons of mass destruction and other incidents of man-made origin, and the threats to public health and safety from natural Disasters, all capable of causing severe damage to property and danger to life; and

The Parties to this Agreement recognize that Mutual Aid has been provided in the past and have determined that it is in the best interests of themselves and their citizens to create a plan to foster communications and the sharing of resources, personnel and equipment in the event of such calamities; and

The governing officials of the Parties desire to secure for each Party the benefits of Mutual Aid for the protection of life and property in the event of a Disaster and/or Civil Emergency; and

The Parties wish to make suitable arrangements for furnishing Mutual Aid in coping with Disasters and/or civil emergencies and are so authorized and make this Agreement pursuant to Chapter 791, Texas Government Code (Interlocal Cooperation Act); Chapter 418, Texas Government Code (Texas Disaster Act of 1975); Chapter 421, Texas Government Code (Homeland Security); and Chapter 362, Local Government Code; and

The Parties recognize that a formal agreement for Mutual Aid would allow for better coordination of effort, would provide that adequate equipment and manpower is available, and would help ensure that Mutual Aid is accomplished in the minimum time possible in the event of a Disaster or Civil Emergency and thus desire to enter into an agreement to provide Mutual Aid.

It is expressly understood that any Mutual Aid extended under this Agreement and the operational plans adopted pursuant thereto, is furnished in accordance with the "Texas Disaster Act of 1975" and other applicable provisions of law.

NOW, THEREFORE, the Parties agree as follows:

1. **RECITALS.** The recitals set forth above are true and correct.
2. **DEFINITIONS.** For purposes of this Agreement, the terms listed below will have the following meanings:
 - A. **AGREEMENT** - this Interjurisdictional Mutual Aid Agreement, duly executed.
 - B. **ADMINISTRATIVE AGENCY** - the entity designated by the Parties to be responsible for maintaining and distributing Point of Contact information and for maintaining the original signature pages of the Parties to this Agreement.
 - C. **ASSISTING PARTY** - the Party furnishing equipment, supplies, facilities, services and/or manpower to the Requesting Party.
 - D. **CIVIL EMERGENCY** - an unforeseen combination of circumstances or the resulting consequences thereof within the geographic limits of a given jurisdiction that calls for immediate action or for which there is an urgent need for assistance or relief to protect the general citizenry.
 - E. **DISASTER** - the occurrence or imminent threat of widespread or severe damage, injury, or loss of life or property resulting from any natural or man-made cause, including fire, flood, earthquake, wind, storm, wave action, oil spill or other water contamination, volcanic activity, epidemic, air contamination, blight, drought, infestation, explosion, riot, hostile military or paramilitary action, energy emergency (as that term is defined in Chapter 418 of the Texas Government Code), acts of terrorism, and other public calamity requiring Emergency action or requiring homeland security activity (as that term is defined in Chapter 421 of the Texas Government Code).
 - F. **EMERGENCY** - any occurrence, or threat thereof, whether natural or caused by man, in war or in peace, which results in substantial injury or harm to the population, or substantial damage to or loss of property.
 - G. **MUTUAL AID** - includes, but is not limited to, such resources as facilities, equipment, services, supplies, and personnel.
 - H. **THE PLAN** - CAPCOG Regional Mutual Aid Plan or any plan that supersedes it.
 - I. **POINT OF CONTACT** - the individual or office authorized by the governing body of each Party to request or respond to a request for Mutual Aid on behalf of the Party. A Party's Emergency Management Director or Chief Executive Officer is always a Point of Contact.
 - J. **REQUESTING PARTY** - the Party requesting aid in the event of a Disaster or a Civil Emergency.
3. **ADMINISTRATIVE AGENCY.** The Parties hereby designate the Capital Area Council of Governments ("CAPCOG") to be the Administrative Agency under this Agreement. CAPCOG is responsible for maintaining and distributing current Point of Contact information to all Parties. CAPCOG is also responsible for maintaining the original signature pages of the Parties to this Agreement.
4. **POINT OF CONTACT DESIGNATION.** Each party shall provide the Administrative Agency with a written protocol by which its designated Points of Contact may be contacted twenty-four hours a

day, seven days a week. This protocol will designate, by name or position, the person or persons authorized to request or respond to a request for Mutual Aid on behalf of a Party under terms of this Agreement and will include at least two alternate means of contacting the Party's Point(s) of Contact. Each Party must notify the Administrative Agency of any change in its Point of Contact protocol as soon as practicable by submitting it in writing to: Executive Director, Capital Area Council of Governments, 2512 S. IH-35, Suite 200, Austin, Texas 78704 or by fax to the Executive Director of CAPCOG at 512/916-6001.

5. **PARTY'S EMERGENCY MANAGEMENT PLAN.** Each Party shall prepare and keep current an emergency management plan for its jurisdiction to provide for emergency and/or disaster mitigation, preparedness, response and recovery, in accordance with Chapter 418 of the Texas Government Code. The emergency management plan shall incorporate the use of available resources, including personnel, equipment and supplies, necessary to provide and/or receive Mutual Aid. The emergency management plan shall be submitted to the Governor's Division of Emergency Management.

6. **IMPLEMENTATION OF AGREEMENT.** A Point of Contact for his/her respective jurisdiction shall take all steps necessary for the implementation of this Agreement.

7. **INITIATION OF REQUEST.** A request under this Agreement may be made by a Point of Contact after one of the following occurs:

- (a) A declaration of a local state of Disaster pursuant to Chapter 418 of the Texas Government Code;
- (b) A finding of a state of Civil Emergency; or
- (c) The occurrence or imminent threat of an emergency such that local capabilities are or are predicted to be exceeded.

The provision of Mutual Aid under this Agreement shall continue, whether or not the local Disaster declaration or state of Civil Emergency is still active, until the services of the Assisting Party are no longer required.

8. **PROCEDURES FOR REQUESTS AND PROVISION OF MUTUAL AID.** A Point of Contact may request Mutual Aid assistance by: (1) submitting a written Request for Assistance to a Point of Contact of an Assisting Party, (2) orally communicating a request for Mutual Aid assistance to a Point of Contact of an Assisting Party, which shall be followed by a written request, or (3) by submitting a request in accordance with the Plan. The written request shall reference that the request is made pursuant to this Agreement. Mutual Aid shall not be requested by a Party unless it is directly related to the Disaster or Emergency and resources available from the normal responding agencies to the stricken area are deemed to be inadequate, or are predicted to be expended prior to resolution of the situation. All requests for Mutual Aid must be transmitted by a Point of Contact of the Requesting Party to a Point of Contact of the Assisting Party or in accordance with the terms of the Plan.

A. **REQUESTS DIRECTLY TO ASSISTING PARTY:** The Requesting Party's Point of Contact may directly contact a Point of Contact of the Assisting Party and provide the necessary information as prescribed in Section 8.B. hereto.

B. **REQUIRED INFORMATION BY REQUESTING PARTY.** Each request for assistance shall be accompanied by the following information, to the extent known:

- 1) A general description of the damage or injury sustained or threatened;
- 2) Identification of the emergency service function or functions for which assistance is needed (e.g. fire, law enforcement, emergency medical, search and rescue, transportation,

communications, public works and engineering, building, inspection, planning and information assistance, mass care, resource support, health and other medical services, etc.), and the particular type of assistance needed;

3) The amount and type of personnel, equipment, materials, supplies, and/or facilities needed and a reasonable estimate of the length of time that each will be needed; and

4) The location or locations to which the resources are to be dispatched and the specific time by which the resources are needed; and

5) The name and contact information of a representative of the Requesting Party to meet the personnel and equipment of any Assisting Party at each location to which resources are dispatched.

This information may be provided on a form designed for this purpose or by any other available means.

C. ASSESSMENT OF AVAILABILITY OF RESOURCES AND ABILITY TO RENDER ASSISTANCE. When contacted by a Requesting Party, a Point of Contact of the Party from which aid is requested agrees to assess local resources to determine availability of personnel, equipment and other assistance based on current or anticipated needs. All Parties shall render assistance to the extent personnel, equipment and resources are deemed available. No Party shall be required to provide Mutual Aid unless it determines in its sole discretion that it has sufficient resources to do so based on current or anticipated events within its own jurisdiction.

D. INFORMATION REQUIRED OF THE ASSISTING PARTY. A Point of Contact who determines that the Assisting Party has available personnel, equipment, or other resources, shall so notify the Requesting Party and provide the following information, to the extent known:

- 1) A complete description of the personnel and their expertise and capabilities, equipment, and other resources to be furnished to the Requesting Party;
- 2) The estimated length of time that the personnel, equipment, and other resources will be available;
- 3) The name of the person or persons to be designated as supervisory personnel; and
- 4) The estimated time of arrival for the assistance to be provided to arrive at the designated location.

This information may be provided on a form designed for this purpose or by any other available means.

E. SUPERVISION AND CONTROL: When providing assistance under the terms of this Agreement, the personnel, equipment, and resources of any Assisting Party will be under the operational control of the Requesting Party, the response effort to which shall be organized and functioning in accordance with the guidelines outlined in the National Incident Management System. Direct supervision and control of personnel, equipment and resources and personnel accountability shall remain with the designated supervisory personnel of the Assisting Party. Emergency Medical Services organizations providing assistance under this Agreement will utilize the medical protocols authorized by their medical director. The designated supervisory personnel of the Assisting Party shall: maintain daily personnel time records, material records, and a log of equipment hours; be responsible for the operation and maintenance of the equipment and other resources furnished by the Assisting Party; and shall report work progress to the Requesting Party. The Assisting Party's personnel and other resources shall remain subject to recall by the Assisting Party at any time, subject to reasonable notice to the Requesting Party.

F. CAPCOG Regional Mutual Aid Plan: By their signatures below, each Party hereto certifies

that it will provide Mutual Aid assistance under this Agreement in accordance with the Plan.

G. FOOD, HOUSING, AND SELF-SUFFICIENCY: Subject to Paragraph 9 of this Agreement, the Requesting Party shall have the responsibility of providing food and housing for the personnel of the Assisting Party from the time of their arrival at the designated location to the time of their departure. However, Assisting Party personnel and equipment should be, to the greatest extent possible, self-sufficient while working in the Emergency or Disaster area. The Requesting Party may specify only self-sufficient personnel and resources in its request for assistance.

H. COMMUNICATIONS: Unless specifically instructed otherwise, the Requesting Party shall have the responsibility for coordinating communications between the personnel of the Assisting Party and the Requesting Party. Assisting Party personnel should be prepared to furnish their own communications equipment sufficient only to maintain communications among their respective operating units, if such is practicable.

I. RIGHTS AND PRIVILEGES: Personnel who are assigned, designated or ordered by their organization's governing body to perform duties pursuant to this Agreement shall continue to receive the same wages, salary, pension, and other compensation and benefits for the performance of such duties, including injury or death benefits, disability payments, and workers' compensation benefits, as though the service had been rendered within the limits of the jurisdiction where the personnel are regularly employed.

J. TERM OF DEPLOYMENT: The initial duration of a request for assistance will be specified by the Requesting Party, to the extent possible by the situation.

K. SUMMARY REPORT: Within ten working days of the return of all personnel deployed under this Agreement, the Requesting Party will prepare a Summary Report of the event, and provide copies to each Assisting Party. The report shall, at a minimum, include a chronology of events and description of personnel, equipment and materials provided by one Party to the other.

9. COSTS. All costs associated with the provision of Mutual Aid, including but not limited to compensation for personnel; operation and maintenance of equipment; damage to equipment; medical expenses; and food, lodging and transportation expenses shall be paid for by the Assisting Party and reimbursed by the Requesting Party at actual cost. Requests for reimbursement must be submitted as soon as practicable but in no event later than sixty (60) days after the return of all personnel deployed under this Agreement. Failure to submit a request for reimbursement within the specified time frame will result in the Assisting Party not being reimbursed for the Mutual Aid provided unless Federal or State Government extends the deadline for filing requests for reimbursement. Such requests shall identify with specificity each service, labor, or equipment provided and the unit and total costs associated with each. The Assisting Party shall be responsible for creating and maintaining for a period of three years a record of all costs incurred, both reimbursed and unreimbursed costs, in providing aid under this Agreement. Such costs and reimbursements shall be paid from current funds of the respective Party. In the event federal funds are available for costs associated with the provision of Mutual Aid, the Parties agree that the Requesting Party must make the claim for the eligible costs of the Assisting Party on its subgrant application and will disburse the federal share of funds to the Assisting Party. Reimbursement under this section will be made by the Requesting Party no later than: (1) one-hundred eighty (180) days after receipt of the request for reimbursement; or (2) ninety (90) days after the Requesting Party receives reimbursement from the federal or state government, whichever is sooner. The Parties hereto recognize that each benefits from the existence of this Mutual Aid Agreement and expect that each will both provide and receive critical aid over the life of the Agreement. The Assisting Party may assume in whole or in part any costs associated with

the provision of Mutual Aid or may loan or donate equipment or services to the Requesting Party without charge or cost.

10. **INSURANCE**

A. **WORKERS' COMPENSATION COVERAGE:** Each Party shall be responsible for its own actions and those of its employees and is responsible for complying with the Texas Workers' Compensation Act.

B. **AUTOMOBILE LIABILITY COVERAGE:** Each Party shall be responsible for its own actions and is responsible for complying with the Texas motor vehicle financial responsibility laws.

C. **GENERAL LIABILITY, PUBLIC OFFICIALS LIABILITY, AND LAW ENFORCEMENT LIABILITY:** Each Party agrees to obtain or continue its general liability, public official's liability and law enforcement liability insurance, if applicable, or maintain a comparable self-insurance program.

D. **OTHER COVERAGE:** The Assisting Party shall provide and maintain its standard packages of medical and death benefit insurance coverage while its personnel are assisting the Requesting Party.

11. **WAIVER OF CLAIMS AGAINST PARTIES; IMMUNITY RETAINED.** Pursuant to §§ 421.062-Liability Under Interlocal Contract and 791.006-Liability in Fire Protection Contract or Provision of Law Enforcement Services, Texas Government Code, the Party furnishing services under this Agreement is not responsible for any civil liability that arises from the furnishing of those services.

A. It is expressly agreed that the furnishing of assistance under this Agreement by a Party owning a public power utility and involving the use of public power utility personnel or equipment ("Utility Assisting Party") shall be deemed to be the furnishing of a service "related to a homeland security activity" within the ambit of § 421.062, Texas Government Code. A Requesting Party shall make no claim of any kind against a Utility Assisting Party based on an assertion that services were rendered in a proprietary capacity or that the actions of a Utility Assisting Party constituted proprietary activities. If the furnishing of services by a Utility Assisting Party ever is held not "related to a homeland security activity" within the ambit of § 421.062, the Requesting Party assumes all risk of and responsibility for any claims against the Utility Assisting Party that arise out of the Utility Assisting Party's furnishing of assistance under this Agreement.

B. No Party waives or relinquishes any immunity or defense on behalf of itself, its governing body, officers, employees and agents as a result of the foregoing sentence or its execution of this Agreement and the performance of the covenants contained herein.

12. **EXPENDING FUNDS.** Each Party that performs services or furnishes aid pursuant to this Agreement shall do so with funds available from current revenues of the Party. No Party shall have any liability for the failure to expend funds to provide aid hereunder.

13. **TERM.** This Agreement shall become effective as to each Party on the date signed and shall continue in force and remain binding on each and every Party through December 31 of the year signed. This Agreement shall renew automatically for a period of one year upon the completion of the initial term and each subsequent term unless and until such time as the governing body of a Party terminates its participation in this Agreement pursuant to Section 22 of this Agreement. Termination of participation in

this Agreement by a Party or Parties shall not affect the continued operation of this Agreement between and among the remaining Parties.

14. **ENTIRETY.** This Agreement contains all commitments and agreements of the Parties with respect to the Mutual Aid to be rendered hereunder during or in connection with a Disaster and/or Civil Emergency. No other oral or written commitments of the Parties with respect to Mutual Aid under this Agreement shall have any force or effect if not contained herein, except as provided in Sections 16 and 17 below.
15. **RATIFICATION.** Each Party hereby ratifies the actions of its personnel and the rendering and/or receiving of Mutual Aid taken prior to the date of this Agreement.
16. **OTHER MUTUAL AID AGREEMENTS.** It is understood that certain Parties may have heretofore contracted or may hereafter contract with each other for Mutual Aid in Civil Emergency and/or Disaster situations, and it is agreed that, to the extent there is a conflict between this Agreement and any other such Mutual Aid agreement, the provisions of this Agreement shall be superior to any such individual contract; provided, however, that the Assisting and Requesting Parties may agree to use expense reimbursement provisions of another existing Mutual Aid Agreement between them.
17. **INTERLOCAL COOPERATION ACT.** The Parties agree that Mutual Aid in the context contemplated herein is a "governmental function and service", including aid rendered by a municipally-owned public power utility, and that the Parties are "local governments" as that term is defined herein and in the Interlocal Cooperation Act, Texas Government Code Chapter 791.
18. **CONFIDENTIALITY.** The Parties recognize that the provision of Mutual Aid under this Agreement may result in the transfer of confidential medical information between them. The parties recognize and agree to guard the confidentiality of such information as required by the federal Health Insurance Portability and Accountability Act of 1996 (HIPAA), the Texas Medical Practice Act, and other state privacy laws pertaining to the confidentiality of medical records.
19. **SEVERABILITY.** If a provision contained in this Agreement is held invalid for any reason, the invalidity does not affect other provisions of the Agreement that can be given effect without the invalid provision, and to this end the provisions of this Agreement are severable.
20. **VALIDITY AND ENFORCEABILITY.** If any current or future legal limitations affect the validity or enforceability of a provision of this Agreement, then the legal limitations are made a part of this Agreement and shall operate to amend this Agreement to the minimum extent necessary to bring this Agreement into conformity with the requirements of the limitations, and so modified, this Agreement shall continue in full force and effect.
21. **AMENDMENT.** This Agreement may be amended only by the mutual written consent of the Parties.
22. **TERMINATION.** Any Party may at any time by resolution or notice given to the Administrative Agency decline to participate in the provision of Mutual Aid. The governing body of a Party which is a signatory hereto shall, by resolution, give notice of termination of participation in this Agreement and submit a certified copy of such resolution to the Administrative Agency. Such termination shall become effective not earlier than 30 days after the filing of such notice. The termination by one or more of the Parties of its participation in this Agreement shall not affect the operation of this Agreement as between the other Parties hereto.

23. **THIRD PARTIES.** This Agreement is intended to inure only to the benefit of the Parties hereto. This Agreement is not intended to create, nor shall be deemed or construed to create any rights in third parties.

24. **NOTICE.** Any notice required or permitted between the Parties must be in writing, addressed to the attention of each respective Point of Contact, and shall be delivered in person, or mailed certified mail, return receipt requested, or may be transmitted by facsimile transmission as follows:

25. **WARRANTY.** The Agreement has been officially authorized by the governing or controlling body or agency of each Party hereto by order, ordinance or resolution and each signatory to this Agreement guarantees and warrants that the signatory has full authority to execute this Agreement and to legally bind the respective Party to this Agreement.

26. **GOVERNING LAW AND VENUE.** The laws of the State of Texas shall govern this Agreement. In the event of an Emergency or Disaster physically occurring within the geographical limits of only one county that is a Party hereto, venue shall lie in the county in which the Emergency or Disaster occurred. In the event of an Emergency or Disaster physically occurring in more than one county that is a Party hereto, venue shall be determined in accordance with the Texas Rules of Civil Procedure.

27. **HEADINGS.** The headings at the beginning of the various provisions of this Agreement have been included only in order to make it easier to locate the subject covered by each provision and are not to be used in construing this Agreement.

****The Rest of this Page is Intentionally Left Blank****

EXECUTED by the Parties hereto, each respective entity acting by and through its duly authorized official as required by law, on multiple counterparts each of which shall be deemed to be an original, on the date specified on the multiple counterpart executed by such entity.

NAME OF ENTITY: BASTROP COUNTY

Signature: IS/ Title: Bastrop County Judge

Printed Name: RONNIE McDERMID

Date: 5-8-2006

EXECUTED by the Parties hereto, each respective entity acting by and through its duly authorized official as required by law, on multiple counterparts each of which shall be deemed to be an original, on the date specified on the multiple counterpart executed by such entity.

NAME OF ENTITY: City of Bastrop, Texas

Signature: _____ Title: Mayor

Printed Name: Terry Orr

Date: Approved 2-08-2006 Document on February 14, 2012.

CITY OF BASTROP

AGENDA ITEM

A.5

STANDARDIZED AGENDA RECOMMENDATION FORM

CITY COUNCIL

DATE SUBMITTED: January 27, 2012

MEETING DATE: February 14, 2012

1. Agenda Item: **Approval of Bastrop Marketing Corporation's request for reimbursement of expenses.**

2. Party Making Request: **Karla Stovall, Chief Financial Officer**

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

4. Policy Implication: _____

5. Budgeted: X 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
FINANCE
DEPARTMENT**

Memo

To: Mayor, City Council and City Manager
From: Karla Stovall, Chief Financial Officer
Date: February 9, 2012
Re: Reimbursement of Accrued Bastrop Marketing Corporation Expenses

Attached is the request from Bastrop Marketing Corporation (BMC) for payment of funds in accordance with the Tourism Marketing Agreement that was signed with the City of Bastrop in November 2003.

This request is for the time period for December 2011. There is a month lag in the receipt of the hotel occupancy tax monies.

It is recommended that Council approve the reimbursement of funds in the amount of \$34,035.62 for December 2011 to BMC in accordance with our agreement to be spent on advertising and marketing the City of Bastrop area. This amount represents 45% of the tax collections.

If you have any questions regarding this agreement please contact me at 512-332-8820.

October 2011 through September 2012 - Budget

[illegible]

check: \$

STANDARDIZED AGENDA RECOMMENDATION FORM

CITY COUNCIL

DATE SUBMITTED: February 8, 2012

MEETING DATE: February 14, 2012

1. Agenda Item: **Approval of the statutory denial, for a period of 180 days from the date of Council action on this request, for the Preliminary and Final Plat for 40' of Bear Hunter Drive Phase 1 located on the western portion of Hunters Crossing Subdivision extending from the LCRA Easement to the frontage road of Highway 71 West within the City limits of the City of Bastrop, Texas.**

2. Party Making Request: **City of Bastrop**

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

A city must take action on a plat within 30 days or the plat is automatically approved.

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: _____

THE FINAL PLAT OF BEAR HUNTER DRIVE PHASE 1

STATE HIGHWAY 71 (300' R.O.W.)

SCALE: 1" = 100'

LEGEND

- CONCRETE MANHOLE FOUND
- IRON ROD SET
- IRON ROD FOUND
- LEFT HANDER
- DUCK LETTER
- R.L. QUADANT SECTION LINE
- P.U.L. PUBLIC UTILITY EASEMENT
- D.E. DRAINAGE EASEMENT
- W.P.E. WATERWORK EASEMENT
- L.S.L. LATERAL SURVEY EASEMENT
- B.C.O.R. BOUNDARY

LINE TABLE		
LINE	LENGTH	REMARKS
L1	45.81	SURVEYED
L2	41.02	377.13' W

DATED JANUARY 18, 2012
 DEDICATED
 FORESTAR (USA) REAL ESTATE GROUP INC.
 8001 WEST WILLOW CANYON DRIVE
 AUSTIN, TEXAS 78719
 PHONE (512) 433-5500
 FAX (512) 433-5501

ENGINEER AND SURVEYOR
 CARLOS A. MANUEL, INC.
 8001 WEST WILLOW CANYON DRIVE
 AUSTIN, TEXAS 78719
 PHONE (512) 240-5100
 FAX (512) 240-5101

TOTAL ACRES: 6.577 ACRES
 SURVEY: NANCY BLAKEY SURVEY, A-98

NANCY BLAKEY SURVEY A-98
 (281.001 ACRES)
 FORESTAR (USA) REAL ESTATE GROUP
 VOLUME 1113, PAGE 870
 B.C.O.R.

Continuation of 2007 L258A EXHIBIT A-98
 (NANCY BLAKEY SURVEY A-98)

PROPOSED
 HUNTERS CROSSING SECTION SEVEN B

STATE OF TEXAS
 COUNTY OF BASTROP

KNOW ALL MEN BY THESE PRESENTS:
 THAT FORESTAR (USA) REAL ESTATE GROUP INC., FORMERLY SANCHE INVESTMENT COMPANY, ACTING HEREIN BY AND THROUGH CARLOS A. MANUEL, INC., ENGINEER AND SURVEYOR, HAS CAUSED TO BE PREPARED AND SUBMITTED TO THE CITY COUNCIL OF BASTROP COUNTY, TEXAS, FOR CONSIDERATION AND APPROVAL, A CERTAIN 281.001 ACRES OF LAND OUT OF THE NANCY BLAKEY SURVEY, ABSTRACT NO. 98, SITUATED IN BASTROP COUNTY, TEXAS, AS CORRECTED TO SHOW HUNTERS CROSSING, ON DEED RECORDED IN VOLUME 1113, PAGE 870 OF THE 2007 RECORDS OF BASTROP COUNTY, TEXAS, TO HERETOFOR UNKNOWN 0.577 ACRES OF LAND, IN ACCORDANCE WITH THE ATTACHED MAP OR PLAT, TO BE KNOWN AS

"FINAL PLAT OF BEAR HUNTER DRIVE PHASE 1"

AND DOES HEREBY DEED TO THE PLAT, THE USE OF THE STREETS AND EASEMENTS SHOWN HEREON, SUBJECT TO ANY EASEMENTS AND/OR RESTRICTIONS HERETOFORE SHOWN AND NOT RELEASED.

WITNESS MY HAND, THIS ____ DAY OF _____, 20__ A.D.

CARLOS A. MANUEL, INC.
 ENGINEER AND SURVEYOR
 FORESTAR (USA) REAL ESTATE GROUP INC.
 8001 WEST WILLOW CANYON DRIVE
 AUSTIN, TEXAS 78719

STATE OF TEXAS
 COUNTY OF BASTROP

KNOW ALL MEN BY THESE PRESENTS:
 BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY PERSONALLY APPEARED STEVE WELLS, KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING INSTRUMENT OF WRITING, AND HE ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATIONS THEREIN EXPRESSED AND IN THE CAPACITY THEREIN STATED.

WITNESS MY HAND AND SEAL OF OFFICE, THIS ____ DAY OF _____, 20__ A.D.

NOTARY PUBLIC IN AND FOR THE STATE OF TEXAS

STATE OF TEXAS
 COUNTY OF BASTROP

KNOW ALL MEN BY THESE PRESENTS:
 I, CARLOS A. MANUEL, INC., ENGINEER AND SURVEYOR, DO HEREBY CERTIFY THAT THE FOREGOING INSTRUMENT OF WRITING AND ITS CERTIFICATE OF AUTHORIZATION WAS FILED FOR RECORD IN MY OFFICE ON THE ____ DAY OF _____, 20__ A.D., IN THE PLAT RECORDS OF SAID COUNTY AND STATE IN PLAT CABLED _____ PAGE(S) _____, RECORDED FOR RECORD AT _____ O'CLOCK ____ M., THIS ____ DAY OF _____, 20__ A.D.

WITNESS MY HAND AND SEAL OF OFFICE OF THE COUNTY CLERK, THE ____ DAY OF _____, 20__ A.D.

_____, COUNTY CLERK, BASTROP COUNTY, TEXAS

DE: TERRY

STATE OF TEXAS
 COUNTY OF BASTROP

KNOW ALL MEN BY THESE PRESENTS:
 I, CARLOS A. MANUEL, INC., ENGINEER AND SURVEYOR, DO HEREBY CERTIFY THAT THE STREETS AND EASEMENTS SHOWN HEREON, COMPARED WITH THE SUBDIVISION RECORDS FOR THE CITY OF BASTROP, AND THAT THE TWO YEAR FLOOD PLAIN IS AS SHOWN AND WILL BE CONSIDERED WITHIN THE BOUNDARY EASEMENT AND OR DRAINAGE DITCH-DE-WAY, AS SHOWN HEREON.

ENGINEERING BY: D. J. B. B. DATE: 1-18-12
 CARLOS A. MANUEL, INC., P.E. NO. 8720
 CARLOS A. MANUEL & ASSOCIATES, INC.
 8001 WEST WILLOW CANYON DRIVE
 AUSTIN, TEXAS 78719

STATE OF TEXAS
 COUNTY OF BASTROP

KNOW ALL MEN BY THESE PRESENTS:
 THAT I, CARLOS A. MANUEL, INC., ENGINEER AND SURVEYOR, DO HEREBY CERTIFY THAT I PREPARED THIS PLAT FROM AN ACTUAL AND ACCURATE ON-THE-GROUND SURVEY OF THE LAND AND THAT THE OTHER INFORMATION SHOWN THEREON WERE PROPERLY PLACED UNDER MY PERSONAL SUPERVISION AND ACCORDANCE WITH THE SUBDIVISION RECORDS OF THE CITY OF BASTROP, BASTROP COUNTY, TEXAS. ALL EASEMENTS OF RECORD HAVE BEEN IDENTIFIED ON THIS PLAT TO THE BEST OF MY KNOWLEDGE.

SUBMITTED BY: Carlos A. Manuel, Inc. DATE: 18 Jan 2012
 CARLOS A. MANUEL, INC., P.E. NO. 8720
 CARLOS A. MANUEL & ASSOCIATES, INC.
 8001 WEST WILLOW CANYON DRIVE
 AUSTIN, TEXAS 78719
 www.carlosa.com

APPROVED THIS ____ DAY OF _____, 20__ BY THE CITY COUNCIL OF BASTROP COUNTY, TEXAS.

APPROVED:
 TERRY DOW,
 MAYOR OF THE CITY OF BASTROP, TEXAS

ATTEST:
 CITY CLERK,
 CITY OF BASTROP, TEXAS

RECEIVED	DATE	REMARKS

STANDARDIZED AGENDA RECOMMENDATION FORM

CITY COUNCIL

DATE SUBMITTED: February 8, 2012

MEETING DATE: February 14, 2012

1. Agenda Item: **Approval of a third extension request to the statutory denial, for a period of 180 days from the date of Council action on this request, for the Preliminary Plat for Bastrop Grove located east of State Highway 304 in the city limits of Bastrop, Texas.**

2. Party Making Request: **City of Bastrop**

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

The statutory denial will expire February 16, 2012 resulting in the state mandated 30 day time clock to begin. A city must take action on a plat within 30 days or the plat is automatically approved. Staff continues to work on the issues involved in this project and does not anticipate resolution prior to February 16, 2012.

Council previously granted extensions February 8, 2011 and August 9, 2011.

October 11, 2011 City Council voted to table the Preliminary Plat until after the first of the year 2012.

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) _____

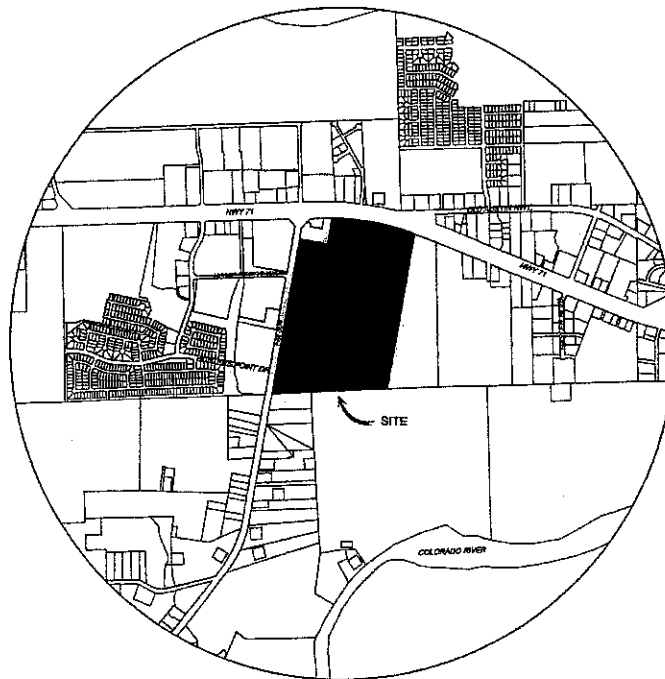
8. Staff Recommendation: **Staff requests approval of a third extension request of the statutory denial for an additional 180 days commencing on February 15, 2012.**

9. Advisory Board: _____ Approved _____ Disapproved _____ None

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

11. Action Taken: _____

BASTROP GROVE



VICINITY MAP

N.T.S.

STANDARDIZED AGENDA RECOMMENDATION FORM

CITY COUNCIL

DATE SUBMITTED: February 8, 2012

MEETING DATE: February 14, 2012

1. Agenda Item: **Approval of an extension to the statutory denial, for a period of 180 days from the date of Council action on this request, for the Amended Plat of Lots 2-1, 2-2 and 2-81, Block 1, Tahitian Village, Unit 2 to combine three lots into 1 residential lot located within the City of Bastrop, Texas Extra Territorial Jurisdiction (ETJ).**

2. Party Making Request: **City of Bastrop**

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: **The statutory denial will expire February 16, 2012 resulting in the state mandated 30 day time clock to begin. A city must take action on a plat within 30 days or the plat is automatically approved. Staff continues to work on the issues involved in this project and does not anticipate resolution prior to February 16, 2012. Therefore, Staff requests approval of an extension of the statutory denial for an additional 180 days commencing on February 15, 2012.**

9. Advisory Board: _____ Approved _____ Disapproved _____ None

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

11. Action Taken: _____

STANDARDIZED AGENDA RECOMMENDATION FORM

CITY COUNCIL

DATE SUBMITTED: January 18, 2012

MEETING DATE: February 14, 2012

1. Agenda Item: **Adoption of an Ordinance granting a Conditional Use Permit to allow the construction of a 70 foot tall commercial cell tower antenna, where 35 feet is allowed, with the construction to be located on 0.06+/- of an acre lease space, out of a parent tract of 3.75 +/- acres in Bastrop West Commercial Section One, Lot 2, Block A in an area zoned C2, Commercial being located in the city limits of Bastrop, Texas; setting out conditions; and providing an effective date.**

2. Party Making Request: **Bebb Francis, The Francis Law Firm**

3. Nature of Request: (Brief Overview) Attachments: Yes ____ 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) _____

8. Staff Recommendation:

9. Advisory Board: _____ Recommended Approval _____ None

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

11. Action Taken: _____

ORDINANCE NO. _____

AN ORDINANCE GRANTING A CONDITONAL USE PERMIT TO ALLOW FOR THE CONSTRUCTION OF A 70 FOOT TALL COMMERCIAL CELL TOWER ANTENNA, WHERE 35 FEET IS ALLOWED, WITH THE CONSTRUCTION TO BE LOCATED ON 0.06 +/- OF AN ACRE LEASE SPACE, OUT OF A PARENT TRACT OF 3.75 +/- ACRES IN THE BASTROP WEST COMMERCIAL, SECTION ONE, LOT 2, BLOCK A, AN AREA ZONED C2, COMMERCIAL LOCATED WITHIN THE CITY LIMITS OF BASTROP, TEXAS; SETTING OUT CONDITIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Bebb Francis, The Francis Law Firm (hereinafter referred to as the “Applicant”), filed a request for a Conditional Use Permit on July 6, 2011 to allow for the construction of a 70 foot tall commercial cell tower antenna, where 35 feet is allowed, with the construction to be located on 0.06+/- of an acre lease space, out of a parent tract of 3.75 +/- acres in Bastrop West Commercial Section One, Lot 2, Block A in an area zoned C2, Commercial being located in the city limits of the City of Bastrop as shown on the site survey attached hereto as Exhibit “A”; and

WHEREAS, pursuant to Section 43.4 B, Special Height Regulations in the Zoning Ordinance of the City of Bastrop, Texas, to allow a 70 foot tall commercial antenna tower in an area zoned C2, Commercial, zoning district where the maximum allowable height of a structure is 35’; 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 25, 2011, 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 25, 2011 and consideration of the evidence and testimony presented therein, the Commission recommended denial 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 January 24, 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 70 foot tall commercial antenna tower, 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 Bastrop Marketplace, LTD to allow the construction of a 70 foot tall commercial cell tower antenna, where 35 feet is allowed, with the construction to be located on 0.06+/- of an acre lease space, out of a parent tract of 3.75 +/- acres in Bastrop West Commercial Section One, Lot 2, Block A in an area zoned C2, Commercial being located within the city limits of the City of Bastrop, Texas, is hereby approved, subject to compliance with the following conditions:

1. Construction shall be in conformance with the City of Bastrop regulations and shall meet the special requirements of Section 42, Site Development.
2. All necessary permits for the proposed development shall be acquired prior to construction of the 70 foot tall commercial antenna tower on the subject property.
3. A Site Development Permit shall be applied for and secured within one (1) year from the date the Conditional Use Permit is granted (second reading of the ordinance).

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

READ and ACKNOWLEDGED on First Reading on the 24th day of January 2012.

READ and APPROVED on the Second Reading on the 14th day of February 2012.

APPROVED:

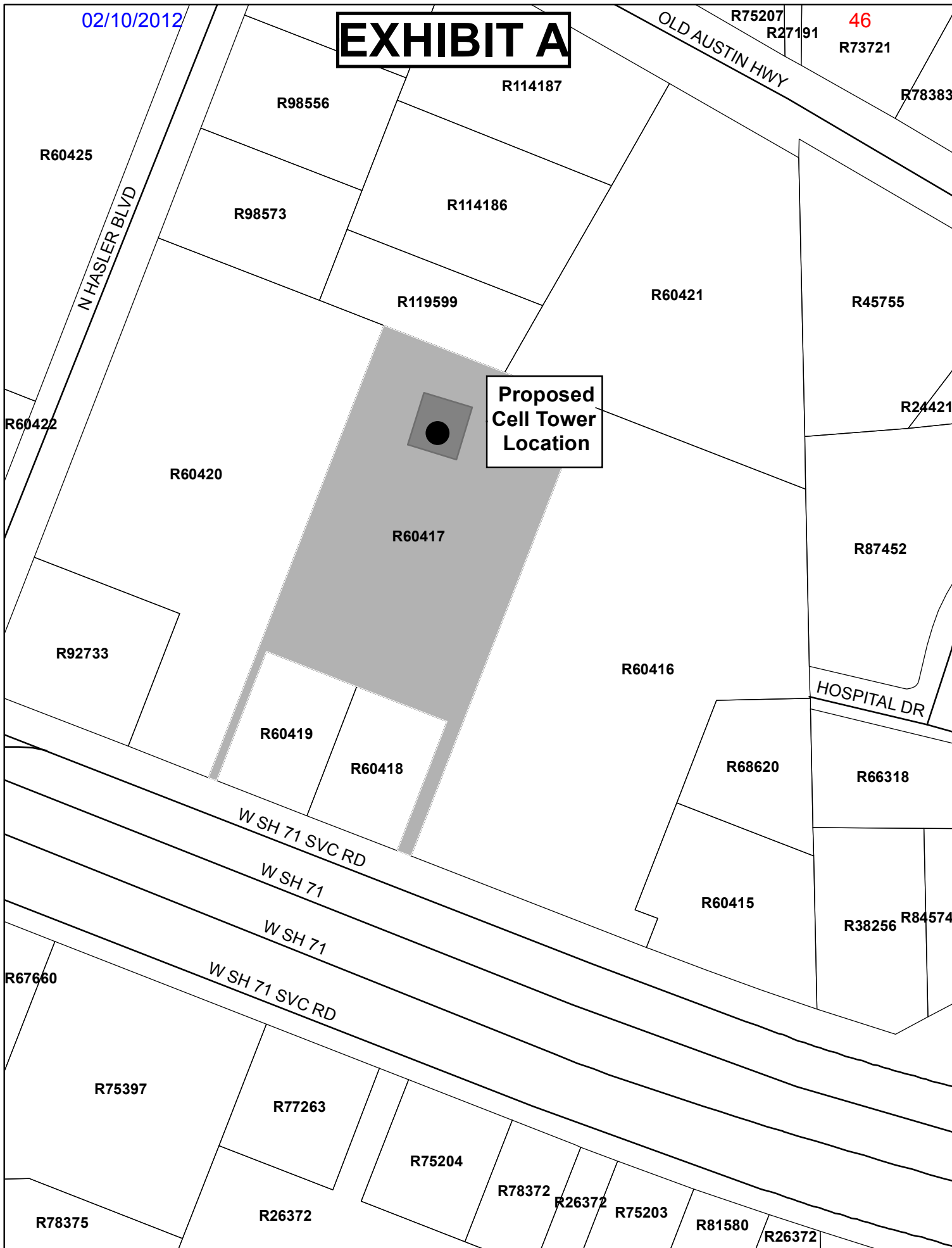
ATTEST:

Terry Orr
Mayor

Teresa Valdez
City Secretary

02/10/2012

EXHIBIT A



STANDARDIZED AGENDA RECOMMENDATION FORM

CITY COUNCIL

DATE SUBMITTED: February 08, 2012

MEETING DATE: February 14, 2012

1. Agenda Item: **Approval of Special Event Permit Application submitted by Bastrop Business Women's Club to host "Pine Street Market Days" on the 2nd Saturday of every month from April through December 2012, as well as the Saturday of Yesterfest. This organization additionally requests permission to extend south onto Water Street from the intersection of Pine Street and Water Street down to the intersection of Water Street and Walnut Street on the 2nd Saturdays in November and December during the Veteran's Day Car Show event and the Christmas Parade and Salebrations.**

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 X 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:

Special Event Permit Application

Revised 11/17/2011

Parks Board meeting date: <u>N/A</u> Day Date	Approved: Yes ☐ No ☐
Agenda deadline: <u>N/A</u> Day Date	Date copies made: <u>N/A</u> Day Date
City Council meeting date: <u>Tuesday</u> <u>2/14/12</u> Day Date	Approved: Yes ☐ No ☐
Agenda deadline: <u>Wed</u> <u>2/08/12</u> Day Date	Date sent to Secretary: <u>Wed</u> <u>2/08/12</u> Day Date
Special Event Review Committee meeting date: <u>Thurs</u> <u>1/26/12 9am</u> Day Date	Approved: Yes ☐ No ☐
Copied for: <u>Special Event Review Committee (5) + event coordinators (2)</u>	
Date copies made: _____ Day Date	Final Walk-Through meeting: _____ Day Date

Name of event: Pine Street Market DaysLocation of event: One Pine Street between Main Street and Water StreetPurpose of event: For vendors to sell arts and crafts and some times foods.Date(s): April to December 2012 Day(s): Second Saturdays & Yesterfest Times: 6:30 am until 6:00 pmSetup: 2nd Sat Apr/Dec 6am / 66 am to 8:30 a / cleanup: 5pm to 6 pm / 5pm to 6pm
Date Time Date TimeName of organization: Bastrop Business WomenAddress of organization: PO Box 359, Bastrop, TX 78602Twila Charter, President
303-0539 (C)?Event coordinator #1: Pearl Bolding, ChairDaytime: 303-6233 Fax: _____ Cell: 304-8850
Area Code/Number Area Code/Number Area Code/NumberE-mail address: Dolores Hestdalen cords27@aol.comEvent coordinator #2: Dolores HestdalenDaytime: 303-6347 Fax: n/a Cell: 284-2213
Area Code/Number Area Code/Number Area Code/NumberE-mail address: cords27@aol.com

Please submit the following where applicable:

Item	Item	Item
☒ Application signed & dated	☒ Map of activity route & site locations	☐ Sound Permit
☐ Banner permits	☒ Non-profit status proof	☐ TABC Certificate & City Letter
☐ Fireworks permit & safety plan	☒ Processing fee <u>1/13/12</u>	
☒ Insurance certificate	☒ Security deposit <u>on file</u>	

Event: 02/10/2012 Pine Street Market Days Date(s): April to Dec 2012 Date Submitted: JAN 0 1 2012 49

Please describe event activities (may continue on separate sheet of paper, if necessary):

Cars will start coming in from Main Street onto Pine Street at 6:30 am. Vendors will set up tables, merchandise, chairs, etc. and sell their merchandise at 9 am until 5 pm unless otherwise stated, such as Christmas Parade, in December. Vendors will start taking down and packing up at 5 pm and bring their cars in at that time.

Street closures: Pine Street from Main to Water Street in Nov and Dec part of Water Street will also be closed.

Assistance from City departments (Including Police Dept): Need baracades for Main and Water and Trash Boxes.

Please submit the following with application where applicable:

Processing Fee:

- ☐ NO FEE because: _____
- ☒ \$100.00 with proof of non-profit status
- ☒ \$300 for all others
- ☒ Shall **NOT** be waived
- ☒ Must accompany submitted application
- ☒ Cashier's Check or Money Order issued by US Post Office made payable to City of Bastrop
- Fee paid with: Cashier's Check # _____ or Money Order # _____

Security Deposit Fee:

- ☐ NO FEE because: _____
- ☒ \$500.00
- ☒ Shall **NOT** be waived *on file*
- ☒ Must accompany submitted application
- ☒ Refunded if City property is clean and free of litter and damage after the event
- ☒ Cashier's Check or Money Order issued by US Post Office made payable to City of Bastrop
- Fee paid with: Cashier's Check # 903 793 or Money Order # _____
November 09, 2009

Insurance Certificate:

- ☒ General liability policy in the amount of one million dollars (\$1,000,000.00)
- ☒ The City of Bastrop must be **named** as an insured party
- ☒ Additional affected entities must be **named** as insured parties (i.e., BEDC)
- ☒ Submitted with application *Copy of binder*
- ☒ Will be submitted when received from insurance carrier
- ☐ Letter with intent to insure submitted
- ☐ DBA insurance carrier
- ☐ Chamber of Commerce insurance carrier
- ☒ City of Bastrop insurance carrier *included in certificate.*

Comments: Complete

Site Map Showing Locations of the Following:

- ☒ Vendors; temporary structures (*booths, stages, tents, Moonwalks, carnival rides, etc.*); trailers; vehicles; bikes and motorcycles; watercrafts; aircrafts; equipment; amplification devices; portable toilets; traffic flow for pedestrians, vehicles, and other activities; emergency medical stations; fire lanes, etc
- ☒ Proposed detours and street closures
- ☒ Route for parade, race, or other similar activity, showing start and finish locations
- Map submitted: ☒ Yes ☐ No

Comments: _____

Sound Permit for Amplified Music, Voices, or Activities (*show location[s] on map*):

- ☒ No, not needed
- ☐ Yes: Permit obtained from Public Works & Parks Department submitted. Locations: _____

Comments: _____

Event: 02/10/2012 Street Market Days

Date(s): April thru Dec 2012

Date Submitted: JAN 04 2012 51

Please complete the following (may continue on separate sheet of paper if necessary). Mark "N/A" if not applicable.

Admission Fees:

- ☒ No
- ☐ Yes: If yes, describe: _____
- Open to public: ☐ Yes ☐ No

Alcoholic Beverages:

- ☒ No
- ☐ Yes. A copy of the TABC (Texas Alcohol Beverage Commission) certificate must be presented to the City Manager for his signature approval; and the City Manager will provide a letter of approval to submit to TABC with their certificate.

Comments: _____

Animals (show location[s] on map):

- ☒ No
- ☐ Yes: Describe types of animals used and plans for handling animal waste: _____

Attendance:

- Anticipated approximate number of persons attending each day of event: Unknown
- Approximate number of volunteers and workers: Approx 4 to help set up and take down and direct traffic.

Banner Permit:

- Obtain Permit for banners hung on City property. Banners should have air-flow slits to prevent tears and grommets to hold rope. Please provide ropes for hanging. They will be returned to you.

☒ No ☐ Yes: How many? _____ Location? _____

- Banners hung on TXDOT right-of-ways require Permit Form 2057 obtained from Department of Transportation on Hwy 21 and Loop 150, (512) 321-2221. **BANNERS HUNG OVER COLLEGE/PECAN FEEDER ROAD NEXT TO HWY 71 MUST BE MADE OF MESH AND HAVE GROMMETS. PLEASE PROVIDE 10 TO 12 SNAP RINGS AND ROPE FOR HANGING BANNERS. THESE WILL BE RETURNED TO YOU.**

☒ No ☐ Yes

- Banners not retrieved within one (1) week after completion of event may be disposed, destroyed, or otherwise handled as deemed appropriate due to lack of storage space

Comments: _____

Electrical Requirements (show location[s] on map):

- ☐ No
- ☒ Yes: Describe amperage, voltage, and apparatus needs for all activities and vendors: _____

Some vendors require electricity. Use the electrical near Gracy's.

Hot check maybe needed.

Emergency Services (show location[s] on map):

- First aid station: ☒ No ☐ Yes: Location: Will call 911
- Ambulance service on stand-by: ☐ Yes ☒ No

Fireworks Permit (show location[s] on map):

- ☒ No
- ☐ Yes: Contact State Fire Marshal's office in Austin, (512) 305-7932, www.tdi.state.tx.us
- Person or group handling the firework display: _____

Comments: _____

Inspections (show location[s] on map):

- Temporary structures (stages, booths, tents, canopies, Moonwalks, carnival rides, etc.) and special electrical and water/wastewater needs must be inspected prior to the event
- Flame-retardant material certificate provided to inspector for structures equal to or larger than 200 square feet in diameter
- Contact City of Bastrop Building Official at (512) 332-8840 to schedule an appointment

Comments: n/a

Litter Control (show location[s] on map):

- Describe in detail number, size, location, and removal of trash receptacles and disposal of contents: _____

Individual vendors take care of this along with the group organization

- Cook-off: ☒ No
- Cook-off: ☐ Yes: _____-yard roll-off dumpster ordered by and at applicant's expense: _____

Parking (show location[s] on map):

- Coordination and cost is the responsibility of the Applicant. Describe in detail plans for remote parking area(s) and/or shuttle service to and from parking areas to event, if applicable:

Comments: Vendors use the parking lots next to Pine Street and the Court House.

Portable Toilets (show location[s] on map):

- ☒ No
- ☐ Yes: Number and location of units ordered (Jackpot Portable Toilets 512/303-1466 or American PortaCan of Texas 866/315-0990): Usually have one in Pine St parking lot?

Comments: The Bastrop Business Women order toilet from Jackpot when needed.

Rodeo Arena:

- ☒ No ☐ Yes: Contact Linda Waxman @ (512) 303-4321

Comments: _____

Security Plan:

- ☒ No ☐ Yes: Off-duty Bastrop police officers may be available for a fee. Call (512) 332-8600 for information

Comments: _____

Show Barn:

- ☒ No ☐ Yes: Contact Allen Stewart @ (512) 413-8512 or Phyllis Mathison @ (512) 332-6001

Comments: _____

Signage (show location[s] on map):

- ☒ No We do put up no parking signs the night before.
- ☐ Yes: Describe number of, location, and type of proposed on-site and off-site signage: _____

Street Closures (show location[s] on map): At Main and Pine and Water and Pine.

Temporary Structures, i.e., Booths, Stages, Tents, Moonwalks, Carnival Rides, Etc (show location[s] on map):

- ☐ No
- ☒ Yes: Describe types and uses for event. Identify the person(s) or group using the structure(s): _____

Vendors will use their own tables and canopies only. They will set up on both sides
of Pine Street.

Vehicles, Equipment, Trailers, Watercrafts, Aircrafts, Bicycles, Motorcycles, etc (show location[s] on map):

- ☒ No
- ☐ Yes: Describe types and uses for event: _____

Vendors (show location[s] on map):

- Vendors should have valid tax ID numbers if selling their wares
- Other than food: ☐ No ☒ Yes Vendors have their own.
- Food vendors: ☐ No ☒ Yes: Each food vendor, whether selling or giving away food, is responsible for obtaining his/her own temporary permit from **Bastrop County Health and Sanitation Department**, 806 Water Street, (512) 332-7276 or (512) 581-7176: Vendors are told about food permit.

Comments: _____

Water/Wastewater (show location[s] on map):

- ☒ No
- ☐ Yes: Describe water needs and for disposal of wastewater, including capture and containment, as approved by the

Water/Wastewater Department: _____

Signature Page

I, the undersigned Applicant, hereby agree to indemnify and hold harmless the City of Bastrop, its officers, employees, agents, and representatives against all claims of liability and causes of action resulting from injury or damage to persons or property arising out of the Special Event.

Dolores Hestdalen
Dolores Hestdalen **Applicant** Pearl Bolding, Chair

1-4-12
Date

Special Event Review Committee Signatures

The City's Special Event Coordinator will obtain the following applicable signatures.
In order to expedite the process, a designee may sign for any of the following in his or her absence

Mark W.
☒ Police Department

1-26-12
Date

Michael H. Talbot
☒ City Manager

2-2-12
Date

James Alfonso Robert Jr.
☒ Public Works & Parks Department

1/26/12 1-26-12
Date

Curly
☒ Bastrop Power & Light Department

1-26-2012
Date

☐ Water/Wastewater Department

Date

City of Bastrop
Public Works, Parks, & Recreation
1209 Linden Street *physical address*
P. O. Box 427 *mailing address*
Bastrop, TX 78602
(512) 332-8920 *main*
(512) 321-1313 *fax*



02/10/2012

55

Pine Street Market Days

2nd Saturdays April - December 2012

RECEIVED JAN 13 2012

THIS CHECK IS VOID WITHOUT A GREEN & BLUE BORDER AND BACKGROUND PLUS A KNIGHT & FINGERPRINT WATERMARK ON THE BACK - HOLD AT ANGLE TO VIEW

FIRST NATIONAL BANK
BASTROP ★ ELGIN ★ SMITHVILLE

Member FDIC

Purchaser: **BASTROP BPW MARKET DAYS**

Notice to Customer

If this check is lost, destroyed, or stolen, the bank will not accept a replacement request on the check until 90 days after the issue date and then only with the issuance of a "Declaration of Loss" certification.

SS

January 13, 2012

CASHIER'S CHECK

520391

\$100.00

One Hundred Dollars And 00/100 *****

PAY TO THE
ORDER OF

CITY OF BASTROP

Lylia Swearingen
Authorized Signature

⑈ 5 2039 ⑈ ⑆ 114904953 ⑆

⑈ 187898 ⑈

02/10/2012

COPY

Pine Street Market Days
2nd Saturdays April – December 2012

56

This cashier's check issued on behalf of the Bastrop Business Women for Pine Street Market Days Special Event Permit Application security deposit fee in the amount of \$500.00 will suffice for future applications until otherwise notified by the City of Bastrop Finance Department.

Marty DuVall
02/01/11

THIS CHECK IS VOID WITHOUT A BLUE & GREEN BORDER AND BACKGROUND PLUS A KNIGHT & FINGERPRINT WATERMARK ON THE BACK - HOLD AT ANGLE TO VIEW

FIRST NATIONAL BANK
★ ELGIN ★ SMITHVILLE

Member FDIC

Account: PEARL BOLDING
SECURITY DEPOSIT

Notice to customer
The purchase of an Indemnity Bond will be required
before this check will be replaced or refunded in the
event it is lost, misplaced or stolen

YG

November 09, 2009

CASHIER'S CHECK

903793

\$500.00

Five Hundred Dollars And 00/100 *****

CITY OF BASTROP

Yvonne Arcie
Authorized Signature

SIGNATURE AREA CONTAINS A KNIGHT & FINGERPRINT WATERMARK - HOLD AT ANGLE TO VIEW

⑈903793⑈ ⑆114904953⑆

⑈187898⑈

02/10/2012

STATE OF TEXAS

57

AUSTIN, 78774

May 18, 1994

NOV 09 2009

Pine Street Market Days
2nd Saturdays April - December 2012

Texas Federation of Business &
Professional Women's Club, Inc.
3019 Medlin Dr., Ste. 200
Arlington, TX 76015-2336

Dear Taxpayer:

I am happy to report that Texas Federation of Business & Professional Women's Club, Inc., Taxpayer No. 1-75-0772142-5, qualifies for exemption from state franchise tax. In the event that we have reason to believe that it no longer qualifies for the exemption, we will notify the registered agent that the exempt status is under review. The franchise tax exemption as a 501(c)(4) organization is effective April 1, 1948.

This corporation also qualifies for exemption from the state and local sales taxes effective June 17, 1981, as a 501(c)(4) organization. It may now issue an exemption certificate in lieu of the sales tax on taxable items if they relate to the purpose of the exempt organization and are not used for the personal benefit of a private stockholder or individual. The certificate does not require a number to be valid and may be reproduced in any quantity.

If your organization makes any sales of taxable items or services, please contact our Tax Assistance Section at 1-800-252-5555 to determine if a sales tax permit is needed. The regular number is 512/463-4600.

If the organization changes its name, registered agent or registered office address, it is required to notify the Secretary of State.

If you have any questions, please call me toll free at 1-800-531-5441, ext. 3-4142. The regular number is 512/463-4142.

Sincerely,

Wanda K. Carter

Wanda K. Carter
Exempt Organizations Section

SM/74

Non Profit Status
Page 1 of 2

02/10/2012

Department of the Treasury
Internal Revenue Service

Pine Street Market Days
2nd Saturdays April - December 2012

10V 09 2009

AUSTIN, TX 73301

In reply refer to: 18160699
AUG. 03, 1987 LTR 139AU
74-2452552 0000 00 000
04105

BASTROP BUSINESS & PROFESSIONAL
BUSINESS WOMEN
PO BOX 359
BASTROP TX 78602

Correct Employer Identification Number: 74-2452552 ✓

Dear Sirs:

We are sorry, but we assigned you more than one employer identification number. The above number is your correct one - the number shown at the bottom of this letter is the incorrect one. We will consolidate under your correct number any previous payments or returns you have sent us under the incorrect number.

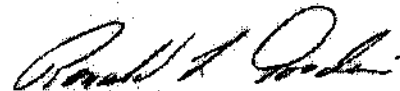
Please use the correct number and your full account name exactly as shown above on business tax returns, payments, and related correspondence.

If you have any questions, please write to us at the address shown on this letter. If you prefer, you may call the IRS telephone number listed in your local directory. An employee there may be able to help you, but the office at the address shown on this letter is most familiar with your case.

If you write to us, please provide your telephone number and the most convenient time for us to call in case we need more information. Attach this letter to any correspondence to help us identify your case. Keep the copy for your records.

Thank you for your cooperation.

Sincerely yours,



Ronald Goodwin
Chief, Processing Division

Incorrect Number:
74-2451987

Enclosure:
Copy of this letter

Nonprofit Status
Page 2 of 2

CERTIFICATE OF LIABILITY INSURANCE

JAN 9 2012
59

DATE (MM/DD/YYYY)
12/12/2011
OLDER. THIS
HE POLICIES
AUTHORIZED

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLI

Pine Street Market Days
2nd Saturdays April - December 2012

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Koehler Barton Insurance 799 Highway 71W Bastrop TX 78602-3177		CONTACT NAME: Rose Goertz PHONE (A/C No. Ex): (512) 321-2584 E-MAIL ADDRESS: rose@kbitexas.com FAX (A/C No): (512) 321-7104	
INSURED Bastrop Business And Professional Women P O Box 359 Bastrop TX 78602		INSURER(S) AFFORDING COVERAGE INSURER A: Nautilus Insurance INSURER B: INSURER C: INSURER D: INSURER E: INSURER F:	

COVERAGES **CERTIFICATE NUMBER:** CL11121200453 **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY		NN087033	1/14/12	1/14/13	EACH OCCURRENCE \$ 1,000,000
	☒ COMMERCIAL GENERAL LIABILITY					DAMAGE TO RENTED PREMISES (Per occurrence) \$ 100,000
	☐ CLAIMS-MADE ☒ OCCUR					MED EXP (Any one person) \$ 5,000
						PERSONAL & ADV INJURY \$ 1,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:					GENERAL AGGREGATE \$ 1,000,000
	☐ POLICY ☐ PROJECT ☐ LOC					PRODUCTS - COM/OP AGG \$ included
	AUTOMOBILE LIABILITY					COMBINED SINGLE LIMIT (Per accident) \$
	☐ ANY AUTO					BODILY INJURY (Per person) \$
	☐ ALL OWNED AUTOS					BODILY INJURY (Per accident) \$
	☐ SCHEDULED AUTOS					PROPERTY DAMAGE (Per accident) \$
	☐ HIRED AUTOS					
	UMBRELLA LIAB					EACH OCCURRENCE \$
	EXCESS LIAB					AGGREGATE \$
	DED RETENTION \$					
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY					WC STATUTORY LIMITS OTHER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)					E.L. EACH ACCIDENT \$
	If yes, describe under DESCRIPTION OF OPERATIONS below					E.L. DISEASE - EA EMPLOYEE \$
						E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

CERTIFICATE HOLDER

CANCELLATION

City of Bastrop
1311 Chestnut Street
Bastrop, Texas 78602

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

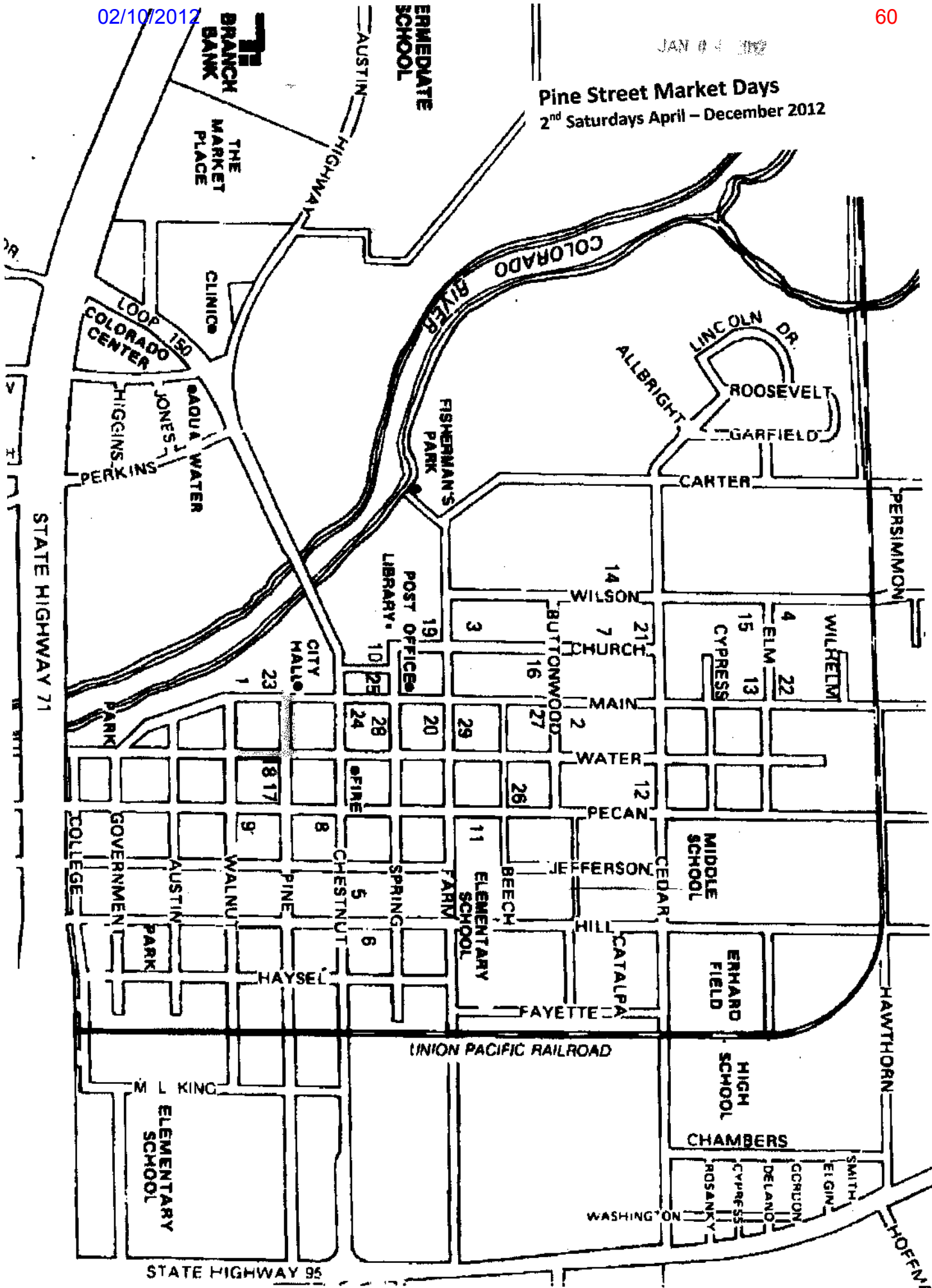
AUTHORIZED REPRESENTATIVE

[Signature]

JAN 04 2012

Pine Street Market Days

2nd Saturdays April – December 2012



CITY OF BASTROP

AGENDA ITEM: A.11

STANDARDIZED AGENDA RECOMMENDATION FORM

CITY COUNCIL

DATE SUBMITTED: February 9, 2012

MEETING DATE: February 14, 2012

1. Agenda Item: **Approval of request by Boy Scout Michael Ragan for waiver of permit fees related to his Eagle Scout Project at the Bastrop Food Pantry.**
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: _____

Mayor Terry Orr and City Council Members
City of Bastrop
February 6, 2012

Dear Mr. Mayor and Council Members,

I am a boy scout with Troop 78 in Austin, and I am planning to conduct my Eagle Scout Project at the Bastrop Food Pantry. There is an exposed walkway between buildings that is used to transport food, and the director of the Food Pantry feels that it would be helpful to have this walkway covered so that it can be used in the rain.

As my project, I am planning to construct a metal roof for the walkway, and I am submitting an accessory permit to the City of Bastrop. We are also planning to add lights to the walkway so that it can be used after dark, so there is also an electrical permit involved. All the work will be performed by volunteers, and all the materials will be donated or supplied by the Bastrop Food Pantry, all for non-profit.

With this letter I am requesting a waiver for the accessory permit fee and the electrical permit fee for the walkway cover and lights to be installed at the Bastrop Food Pantry.

Thank you very much for your consideration..

Sincerely,

Michael Ragan

The total amount of Permit fees I am requesting to be waived is \$20

Michael Ragan
13006 South Madrone Trail,
Austin, TX 78737
512-288-7034
miragan@austin.rr.com

CITY OF BASTROP

AGENDA ITEM

A.12**STANDARDIZED AGENDA RECOMMENDATION FORM**

CITY COUNCIL

DATE SUBMITTED: February 9, 2012

MEETING DATE: February 14, 2012

1. Agenda Item: **Adoption of a Resolution calling for and establishing the Linden and 95 as a Revitalization Plan Area, Bastrop, Texas.**

2. Party Making Request: **Melissa McCollum, Director of Planning and Development**

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

The Planning and Zoning Commission held a Special Meeting February 8, 2012 and recommended unanimously a Resolution to establish the Linden and 95 Revitalization Plan Area to aid in the application of Texas Department of Housing and Community Affairs (TDHCA) monies.

As Director of Planning and Development, I am recommending adoption of the Resolution establishing the Linden and 95 Revitalization Plan.

4. Policy Implication: _____

5. Budgeted: _____ Yes XX No

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: XX Approved _____ Disapproved _____ None

The Planning and Zoning Commission conducted a Special Planning Meeting on February 8, 2012 and voted 5-0 to recommend to City Council to approve a Resolution to City Council to delineate the Linden and 95 Revitalization Area.

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

11. Action Taken:

RESOLUTION NO. R-2012- _____

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS DESIGNATING LINDEN AND 95 AREA AS A “REVITALIZATION AREA” TO AID APPLICATIONS SUBMITTING TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS (TDHCA) TAX CREDIT APPLICATIONS

WHEREAS, The City of Bastrop Texas has received interest in a proposed development for affordable single family housing at the intersection of Mesquite, Carter and Wilson that is requesting aid from the Texas Department of Housing and Community Affairs (TDHCA) Tax Credit applications; and

WHEREAS, The City of Bastrop Texas is supportive of development and redevelopment within the Linden and 95 Revitalization Plan Area bounded by existing City Limits to the North and Carter Street to the West, Hwy 95 to the East and Linden Street to the South; and

WHEREAS, §42(m)(1)(C)(iii), Texas Administrative Code, which gives Housing Tax Credit points for being part of a community revitalization plan. TDHCA HOME Program funds will not qualify for points in this category “unless a resolution, ordinance or other vote” adopts the area covered by the plan; and

WHEREAS, after a Workshop Session on January 26, 2012 and following a Special Planning and Zoning Meeting on February 8, 2012 considered the evidence and testimony presented therein, the Planning and Zoning Commission recommended approval of the “Linden and 95 Revitalization Plan” by a vote of 5-0 to be forwarded to City Council to consider adopting a Resolution; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS, DOES RESOLVE AS FOLLOWS:

The City of Bastrop, Texas adopts and designates the area within the boundaries of the existing City Limits to the North and Carter Street to the West, Hwy 95 to the East and Linden Street to the South to be a the “Linden and 95 Revitalization Plan”. **SEE EXHIBIT A**

RESOLVED AND ADOPTED BY THE CITY COUNCIL, AND SIGNED IN AUTHENTICATION OF ITS PASSAGE THE 14TH DAY OF FEBRUARY 2012.

APPROVED:**ATTEST:**

Terry Orr, Mayor
On Behalf of the City Council

Teresa Valdez
City Secretary

**CITY OF BASTROP
LINDEN AND 95 REVITALIZATION PLAN
FEBRUARY 2012**

LOCATION

The Linden and 95 Revitalization area is located north of historic downtown Bastrop within the boundaries of the existing City Limits to the North and Carter Street to the West, Hwy 95 to the East and Linden Street to the South. This area is also located within the Texas enterprise zone that was established per the latest decennial census and indicates the identified block group has an over 20% poverty rate. The area that is covered by this plan is an area described and depicted on Exhibit A.

DESCRIPTION OF THE NEIGHBORHOOD

The current boundaries of this plan will include the City Limits to the North and Carter Street to the West, Hwy 95 to the East and Linden Street to the South. This area is a mixture of both developed and raw land, and a mixture of multi-family and single family housing as well as community non-profits, parks and government facilities. The area covered in this plan is comprised of a mixture of commercial and industrial developments. The poverty rate in this area exceeds 20%, and the City is interested in making sure this land is developed and redeveloped in a manner that will enhance and revitalize the existing neighborhood with new construction of affordable housing and quality development. This area is directly north of Old Town/Downtown Bastrop, having direct access to all downtown amenities and city/county governmental offices and is near the Boys and Girls Club of Bastrop and the Bastrop Little League Fields, and Bastrop Head Start.

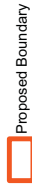
REVITALIZATION NEEDS

Housing: The area covered by this plan currently contains no new housing stock, either for single family home ownership or single family home rental opportunities. There are several tracts that are vacant and could be developed or re-developed within this boundary. The area would benefit from the availability of new, safe, affordable housing stock that could be made available to residents of a variety of incomes, including people of lower incomes. The City will promote the development of the undeveloped land as affordable housing to mixed income levels by (1) ensuring that the land is zoned properly for such use and (2) identifying federal, state, and private resources that are available to assist with the development of such housing and (3) working with the developers and the neighborhood to ensure compatibility.

CITY'S CONTRIBUTION TO REVITALIZATION

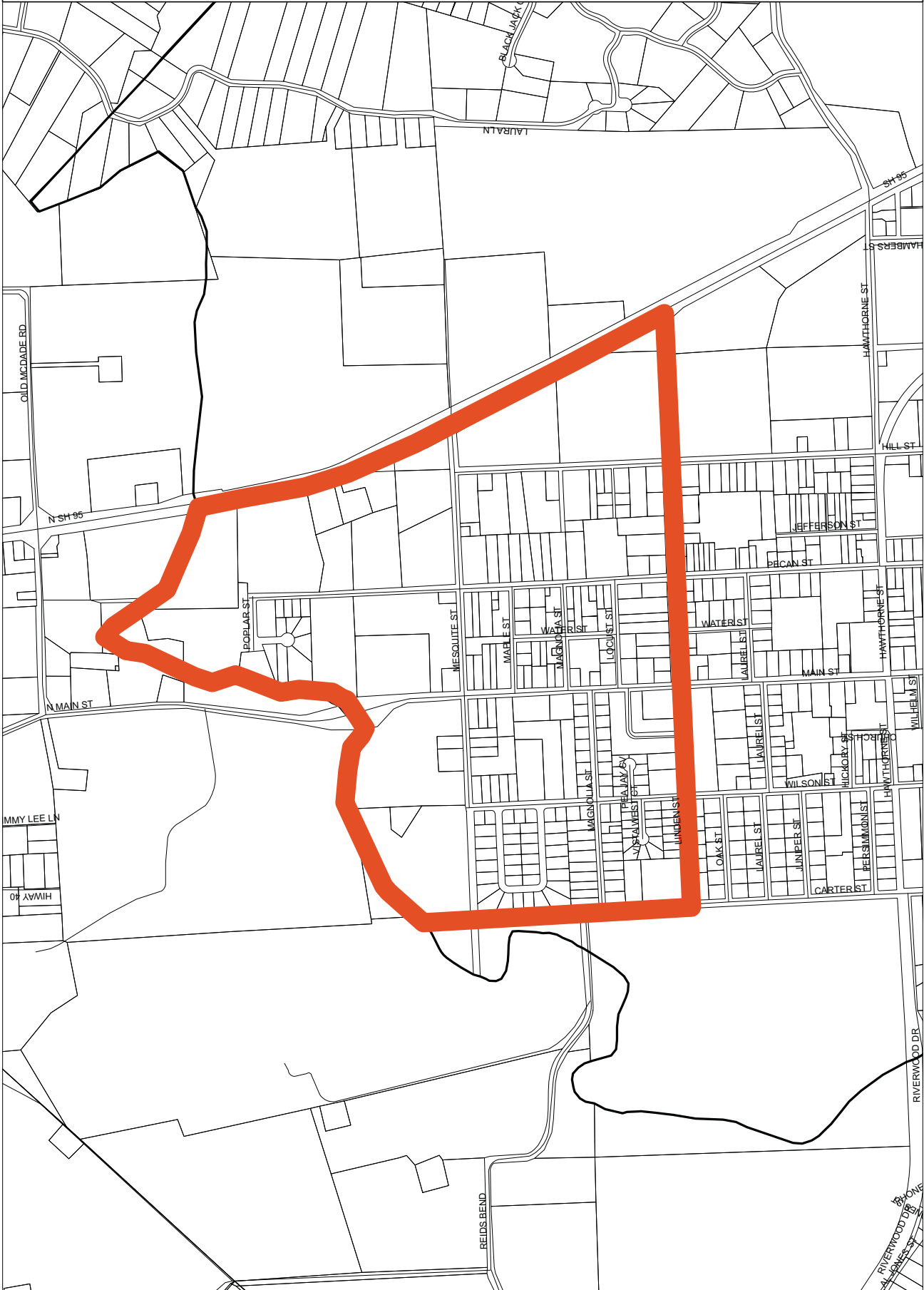
Located in a state enterprise zone, the Linden and 95 Revitalization Plan Area is eligible for state enterprise zone incentives and the City of Bastrop would be willing to discuss possible solutions to challenges faced by developments proposing to develop within the zone on a case by case basis. The City of Bastrop will encourage appropriate development within the area covered by this plan by ensuring that all applicable City of Bastrop Code and Regulations are met by any proposed development within the revitalization area.

Legend



Cartographic Data for
 General Planning Purposes Only

The accuracy and precision of this cartographic data is not guaranteed. It is intended for general planning purposes only. This data does not replace surveys conducted by registered Texas land surveyors nor does it constitute an official record. The City of Bastrop, nor any of its employees, do not make any warranty of merchantability and fitness for any particular purpose, nor any legal liability or responsibility for the accuracy, completeness or usefulness of any such information, nor does it represent that its use would not infringe upon privately owned rights.



CITY OF BASTROP

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

CITY COUNCIL

DATE SUBMITTED: February 9, 2012

MEETING DATE: February 14, 2012

1. Agenda Item: **Consideration, discussion and possible action on acceptance of "Certification of Unopposed Candidate" and approval of the FIRST READING of an Ordinance declaring unopposed candidate in the March 3, 2012 Special City Election elected to office, cancelling the Election; providing a severability clause; and providing an effective date.**

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

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

According to Texas Election Code Section 2.052, as soon as possible after the deadline for declaration of write-in candidacy, if no candidate in an election is opposed on the ballot or by a declared writ-in candidate, the city secretary must deliver to the city council a certification that each candidate for office is unopposed. Upon receiving the certification, the city council may, by order or ordinance, declare the unopposed candidates elected to office, in which case the election is not held.

Attached is the "Certification of Unopposed Candidate".

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: **Approval of FIRST READING of Ordinance cancelling election.**

9. Advisory Board: _____ Approved _____ Disapproved _____ None

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

11. Action Taken: _____

**CERTIFICATION OF UNOPPOSED CANDIDATES
BY THE CITY SECRETARY**

To: Mayor Terry Orr

I, Teresa Valdez, certify that I am the City Secretary of the City of Bastrop, Texas and the authority responsible for preparing the ballot for the March 3, 2012 Special City Election. I further certify that no proposition is to appear on the ballot at the election, no person has made a declaration of write-in candidacy, and the following candidate is unopposed:

Place 1 Dock Jackson

City Secretary
City of Bastrop, Texas

Dated this 9th day of February 2012.

Ordinance No. _____

**AN ORDINANCE DECLARING UNOPPOSED CANDIDATE IN THE
MARCH 3, 2012 SPECIAL CITY ELECTION, ELECTED TO OFFICE;
CANCELLING THE ELECTION; PROVIDING A SEVERABILITY CLAUSE;
AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, the Special City Election was called for March 3, 2012, for the purpose of filling a vacancy of the unexpired “transitional term” of Council Member at Large, Place 1; and

WHEREAS, the mandatory, statutory deadline for filing for the unexpired “transitional term” of Council Member at Large, Place 1 position on the City Council expired at close of business on Wednesday, February 1, 2012; and

WHEREAS, as of close of business on Wednesday, February 1, 2012, no persons who were qualified by law to oppose the one candidate who had filed for candidacy with the City Secretary to be placed on the ballot, for the unexpired “transitional term” of Council Member at Large, Place 1 City Council open for election on March 3, 2012; and

WHEREAS, the City Secretary has certified in writing that: (1) there is no proposition on the ballot, (2) that no person has made a declaration of write-in candidacy, and (3) that the candidate on the ballot is unopposed for election to office; and

WHEREAS, under these circumstances, Subchapter C, Chapter 2, Election Code, authorizes the City Council to cancel the election, at this time, and to subsequently declare the candidate ‘elected to office’ as of the date/time the election of March 3, 2012 would have been officially canvassed by the City Council.

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

Section 1. The March 3, 2012 Special City Election is hereby canceled, and the City Secretary is directed to cause a copy of this Ordinance to be posted on election day at each polling place that would have been used in the election.

Section 2. The following candidate, who as of this date, and because of the expiration of the statutory filing deadline, will remain unopposed in the Special City Election, that was to be held on March 3, 2012, will be declared ‘elected to office’ and shall be issued a certificate of election at the next regular session of the City Council following the March 3, 2012 special election date.

Place 1 Dock Jackson

Section 3. It is declared to be the intent of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance is declared invalid by the judgment or decree of a court of competent jurisdiction, the invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance since the city council would have enacted them without the invalid portion.

READ AND APPROVED on the FIRST READING this the 14th day of February 2012.

READ AND ADOPTED on the SECOND READING this the ___th day of February 2012.

APPROVED:

Terry Orr, Mayor

ATTEST:

Teresa Valdez, City Secretary

STANDARDIZED AGENDA RECOMMENDATION FORM

CITY COUNCIL

DATE SUBMITTED: February 8, 2012

MEETING DATE: February 14, 2012

1. Agenda Item: **Consideration, discussion and possible action on the FIRST READING of a proposed Ordinance of the City Council of the City of Bastrop Texas amending the budget for the Fiscal Year 2012 in accordance with existing statutory requirements; appropriating the various amounts herein; repealing all prior ordinances and actions in conflict herewith; and providing for an effective date.**

2. Party Making Request: **Karla Stovall, Chief Financial Officer**

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

4. Policy Implication:

These budget amendments increase the budget appropriations for Fiscal Year 2012.

Funds included in these amendments include: General Fund, Water Wastewater Fund, Bastrop Power & Light Fund, and Library Board Fund.

- **General Fund includes:**

Fire Department has received donations to be used for fire equipment.

Fire Department received a reimbursement for travel & training from the Bastrop Fire Department, Inc.

City Manager's increase in salary, approved at November 22, 2011 Council Meeting.

Library Department received an e-rate reimbursement from the Texas Department of Information that is only allowable to Library's.

Parks Department received a donation for Christmas Decorations.

Splash Park budget created.

Received insurance on library books and truck contents that were lost in the 9/4/2011 fire.

Grant Proceed received for Library Department.

Set-up of Revenues and Expenditures for the Transfer Station.

Reclassification of Municipal Court Technology Designated Funds to IT and Municipal Court for a portion of the cost for a new server and an air conditioner for the server room.

The City received donations to be allocated towards fire victims.

Reclassify Salary Adjustment Plan expense to each department as approved during the FY 2012 budget process.

- **Water Wastewater Fund includes reclassification of the Salary Adjustment plan as approved during the FY 2012 budget process.**

- **Bastrop Power & Light Fund includes reclassification of the Salary Adjustment plan as approved during the FY 2012 budget process.**

- **Library Board Fund** includes the purchase and installation of an automatic door opener at the Library.
- **General Obligation Bonds, Series 2007 Fund** includes expenses for the Splash Park and Sidewalk.

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 Budget Amendments.**

9. Advisory Board: _____ Approved _____ Disapproved _____ None

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

11. Action Taken: _____

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE BUDGET FOR THE FISCAL YEAR 2012 IN ACCORDANCE WITH EXISTING STATUTORY REQUIREMENTS; APPROPRIATING THE VARIOUS AMOUNTS HEREIN; REPEALING ALL PRIOR ORDINANCES AND ACTIONS IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Manager of the City of Bastrop has submitted to the Mayor and Council proposed amendment(s) to the budget of the revenues and/or expenditures/expenses of conducting the affairs of said city and providing a complete financial plan for Fiscal Year 2012; and,

WHEREAS, the Mayor and Council have now provided for and conducted a public hearing on the budget as provided by law. Now, Therefore:

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

That the proposed budget amendments for the fiscal year 2012, as submitted to the City Council by the City Manager and which budget amendments are attached hereto as Exhibit "A" is hereby adopted and approved as the amended budget of said city for Fiscal Year 2012; and

Ordinance and prior actions in conflict herewith are hereby repealed; and

This Ordinance shall be and remain in full force and effect from and after its final passage and publication in accordance with existing statutory requirements.

READ and APPROVED on First Reading on the 14th day of February 2012.

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

APPROVED:

ATTEST:

Terry Orr, Mayor

Teresa Valdez, City Secretary

**City of Bastrop
Memorandum**

TO: Mayor & City Council Members

FROM: Karla Stovall, Chief Financial Officer

SUBJECT: Ordinance Amending FY 2012 Budget

DATE: February 2, 2012

Recommendation:

To approve Ordinance Amending the Budget for unanticipated revenue and expenses incurred not included in the original budget approved by City Council.

Background:

The city charter requires that when the budget is amended that the amendment be by ordinance. The budget amendments include an increase to the budget appropriations for Fiscal Year 2012.

Funds included in these amendments include: General Fund, Water Wastewater Fund, Bastrop Power & Light Fund, and Library Board Fund.

- General Fund includes:
 - Fire Department has received donations to be used for fire equipment.
 - Fire Department received a reimbursement for travel & training from the Bastrop Fire Department, Inc.
 - City Manager's increase in salary, approved at November 22, 2011 Council Meeting.
 - Library Department received an e-rate reimbursement from the Texas Department of Information that is only allowable to Library's.
 - Parks Department received a donation for Christmas Decorations.
 - Splash Park budget created.
 - Received insurance on library books and truck contents that were lost in the 9/4/2011 fire.
 - Grant Proceed received for Library Department.
 - Set-up of Revenues and Expenditures for the Transfer Station.
 - Reclassification of Municipal Court Technology Designated Funds to IT and Municipal Court for a portion of the cost for a new server and an air conditioner for the server room.
 - The City received donations to be allocated towards fire victims.
 - Reclassify Salary Adjustment Plan expense to each department as approved during the FY 2012 budget process.
- Water Wastewater Fund includes reclassification of the Salary Adjustment plan as approved during the FY 2012 budget process.
- Bastrop Power & Light Fund includes reclassification of the Salary Adjustment plan as approved during the FY 2012 budget process.

- Library Board Fund includes the purchase and installation of an automatic door opener at the Library.
- General Obligation Bonds, Series 2007 Fund includes expenses for the Splash Park and Sidewalk.

**FY 2012
BUDGET AMENDMENTS
GENERAL FUND**

Un-Audited Fund Balance as of 9-30-11	2,035,470
FY 2012 Budgeted Revenues	8,051,848
FY 2012 Budgeted Appropriations	(8,049,090)
Budget Amendments (net)	<u>(219,066)</u>
Ending Fund Balance	<u>1,819,162</u>

DEPARTMENT	BUDGET	AMOUNT	DESCRIPTION	ACCOUNT NUMBER
Matching Revenues to Expenditures:				
Library Department	Neutral	1,881	TX Dept of Information E-rate Reimb.	101-00-00-4536
Parks Department	Neutral	3,000	Donations received for Christmas Decorations	101-00-00-4536
Public Works Department	Neutral	4,000	Transfer Station Receipts	101-00-00-4049
Municipal Court Department	Neutral	3,800	Reclassification of Court Technology Fds	101-00-00-3121
Organizational Department	Neutral	2,000	Fire Victim Donations	101-00-00-4536
Fire Department	Neutral	1,528	Fire Dept. Inc. - Training	101-00-00-4536
			Insurance Proceeds - Library Books/Truck	
Library/Parks Departments	Neutral	6,329	Contents	101-00-00-4537
Library Department	Neutral	5,285	Library Grant's received as of 1/31/2012	101-00-00-4501
New Revenues:				
Fire Department	Increase	3,900	Donations received for Fire Dept	101-00-00-4536
	Total Revenues	31,723		

Matching Expenditures to Revenues:

Library Department	Neutral	(1,881)	Library Communications	101-21-00-5401
Parks Department	Neutral	(3,000)	River of Lights	101-18-19-5371
Public Works Department	Neutral	(4,000)	Transfer Station Expenses	101-18-10-5546
IT Department	Neutral	(1,000)	IT Supplies - Server	101-07-00-5202
Municipal Court Department	Neutral	(2,800)	Air Conditioner for Server Room	101-12-00-5668

BUDGET AMENDMENTS GENERAL FUND

02/10/2012

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Organizational Department	Neutral	(2,000)	Reserve Emergency Mgt	101-02-00-5521
Fire Department	Neutral	(1,528)	Fire-Travel & Training	101-11-00-5605
Library Department	Neutral	(5,444)	Library Books lost in fire	101-21-00-5231
Parks Department	Neutral	(885)	Truck Contents lost in fire	101-18-19-5228
Library Department	Neutral	(5,285)	Library Grant's received as of 1/31/2012	101-21-00-5242

New Expenditures:

City Manager Department	Increase	(10,000)	City Manager - Salaries	101-03-00-5101
City Manager Department	Increase	(765)	City Manager - Social Security	101-03-00-5150
City Manager Department	Increase	(1,495)	City Manager - Retirement	101-03-00-5151
City Manager Department	Increase	(46)	City Manager - Workers Comp	101-03-00-5156
Fire Department	Increase	(14,650)	Fire Equipment (\$10,750 Donations received FY 2011)	101-11-00-5206
Parks Department	Increase	(196,010)	Splash Park Expenses	101-18-19-6715

Reclassification of Expenditures:

General Organizational	Neutral	95,385	Salary Adjustment Plan	101-02-00-5901
City Manager Department	Neutral	(2,855)	City Manager - Salaries	101-03-00-5101
City Manager Department	Neutral	(219)	City Manager- Social Security	101-03-00-5150
City Manager Department	Neutral	(272)	City Manager - Retirement	101-03-00-5151
City Manager Department	Neutral	(10)	City Manager - Workers Comp	101-03-00-5156
City Manager Department	Neutral	(1,721)	City Manager - Insurance	101-03-00-5155
City Secretary Department	Neutral	(770)	City Secretary - Salaries	101-04-00-5101
City Secretary Department	Neutral	(59)	City Secretary - Social Security	101-04-00-5150
City Secretary Department	Neutral	(74)	City Secretary - Retirement	101-04-00-5151
City Secretary Department	Neutral	(3)	City Secretary - Workers Comp	101-04-00-5156
City Secretary Department	Neutral	(450)	City Secretary - Insurance	101-04-00-5155
Finance Department	Neutral	(3,369)	Finance - Salaries	101-05-00-5101
Finance Department	Neutral	(258)	Finance - Social Security	101-05-00-5150
Finance Department	Neutral	(321)	Finance - Retirement	101-05-00-5151

**FY 2012
BUDGET AMENDMENTS
GENERAL FUND**

Finance Department	Neutral	(11) Finance - Workers Comp	101-05-00-5156
Finance Department	Neutral	(3,450) Finance - Insurance	101-05-00-5155
Finance Department	Neutral	(3,238) Finance, Meter Services - Salaries	101-05-15-5101
Finance Department	Neutral	(248) Finance, Meter Services, Social Security	101-05-15-5150
Finance Department	Neutral	(308) Finance, Meter Services - Retirement	101-05-15-5151
Finance Department	Neutral	(3,150) Finance, Meter Services, Insurance	101-05-15-5155
Human Resources Department	Neutral	(1,023) Human Resources - Salaries	101-06-00-5101
Human Resources Department	Neutral	(79) Human Resources - Social Security	101-06-00-5150
Human Resources Department	Neutral	(98) Human Resources - Retirement	101-06-00-5151
Human Resources Department	Neutral	(450) Human Resource - Insurance	101-06-00-5155
IT DEPARTMENT	Neutral	(1,028) IT - Salaries	101-07-00-5101
IT DEPARTMENT	Neutral	(79) IT - Social Security	101-07-00-5150
IT DEPARTMENT	Neutral	(98) IT - Retirement	101-07-00-5151
IT DEPARTMENT	Neutral	(450) IT - Insurance	101-07-00-5155
Police Department	Neutral	(3,475) Police, Adm. - Salaries	101-09-10-5101
Police Department	Neutral	(266) Police, Adm. - Social Security	101-09-10-5150
Police Department	Neutral	(331) Police, Adm. - Retirement	101-09-10-5151
Police Department	Neutral	(49) Police, Adm. - Workers Comp	101-09-10-5156
Police Department	Neutral	(2,023) Police, Adm. - Insurance	101-09-10-5155
Police Department	Neutral	(471) Police, Code Enf. - Salaries	101-09-12-5101
Police Department	Neutral	(37) Police, Code Enf. - Social Security	101-09-12-5150
Police Department	Neutral	(45) Police, Code Enf. - Retirement	101-09-12-5151
Police Department	Neutral	(2) Police, Code Enf. - Workers Comp.	101-09-12-5156
Police Department	Neutral	(450) Police, Code Enf. - Insurance	101-09-12-5155
Police Department	Neutral	(2,246) Police, CID - Salaries	101-09-21-5101
Police Department	Neutral	(172) Police, CID - Social Security	101-09-21-5150
Police Department	Neutral	(214) Police, CID - Retirement	101-09-21-5151
Police Department	Neutral	(1,350) Police, CID - Insurance	101-09-21-5155
Police Department	Neutral	(10,590) Police, Patrol - Salaries	101-09-22-5101
Police Department	Neutral	(811) Police, Patrol - Social Security	101-09-22-5150
Police Department	Neutral	(1,007) Police, Patrol - Retirement	101-09-22-5151
Police Department	Neutral	(6,750) Police, Patrol - Insurance	101-09-22-5155
Police Department	Neutral	(474) Police, Animal Services - Salaries	101-09-25-5101

**FY 2012
BUDGET AMENDMENTS
GENERAL FUND**

Police Department	Neutral	(37)	Police, Animal Services - Social Security	101-09-25-5150
Police Department	Neutral	(46)	Police, Animal Services - Retirement	101-09-25-5151
Police Department	Neutral	(450)	Police, Animal Services - Insurance	101-09-25-5155
Municipal Court Department	Neutral	(3,016)	Court - Salaries	101-12-00-5101
Municipal Court Department	Neutral	(231)	Court - Social Security	101-12-00-5150
Municipal Court Department	Neutral	(287)	Court - Retirement	101-12-00-5151
Municipal Court Department	Neutral	(2,023)	Court - Insurance	101-12-00-5155
Planning Department	Neutral	(3,432)	Planning - Salaries	101-15-00-5101
Planning Department	Neutral	(263)	Planning - Social Security	101-15-00-5150
Planning Department	Neutral	(327)	Planning - Retirement	101-15-00-5151
Planning Department	Neutral	(2,250)	Planning - Insurance	101-15-00-5155
Public Works Department	Neutral	(69)	Public Works - Workers Comp.	101-18-10-5156
Public Works Department	Neutral	(4,945)	Public Works - Insurance	101-18-10-5155
Public Works Department	Neutral	(990)	Const. Manager - Salaries	101-18-16-5101
Public Works Department	Neutral	(76)	Const. Manager - Social Security	101-18-16-5150
Public Works Department	Neutral	(95)	Const. Manager - Retirement	101-18-16-5151
Public Works Department	Neutral	(539)	Const. Manager - Insurance	101-18-16-5155
Public Works Department	Neutral	(4,563)	Parks - Salaries	101-18-19-5101
Public Works Department	Neutral	(350)	Parks - Social Security	101-18-19-5150
Public Works Department	Neutral	(434)	Parks - Retirement	101-18-19-5151
Public Works Department	Neutral	(4,855)	Parks - Insurance	101-18-19-5155
Public Works Department	Neutral	(1,581)	Custodian - Salaries	101-18-20-5100
Public Works Department	Neutral	(121)	Custodian - Social Security	101-18-20-5150
Public Works Department	Neutral	(151)	Custodial - Retirement	101-18-20-5151
Public Works Department	Neutral	(1,800)	Custodian - Insurance	101-18-20-5155
Library Department	Neutral	(5,160)	Library - Salaries	101-21-00-5101
Library Department	Neutral	(395)	Library - Social Security	101-21-00-5150
Library Department	Neutral	(519)	Library - Retirement	101-21-00-5151
Library Department	Neutral	(1,526)	Library - Insurance	101-21-00-5155

Total Expenditures	(250,789)
Net Change	(219,066)

FY 2012
BUDGET AMENDMENTS
WATER WASTEWATER FUND

Un-Audited Fund Balance as of 9-30-11 1,322,493
 FY 2012 Budgeted Revenues 3,226,700
 FY 2012 Budgeted Appropriations (3,175,873)

Budget Amendments (net)
 Ending Fund Balance 0
1,373,320

DEPARTMENT	BUDGET	AMOUNT	DESCRIPTION	ACCOUNT NUMBER
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New Revenues:

Total Revenues 0

New Expenditures:

0

Reclassification of Expenditures:

Water/Wastewater Department	Neutral	15,100	W/WWW Salary Adjustment	202-35-10-5901
Water/Wastewater Department	Neutral	(7,905)	W/WWW Salaries	202-35-10-5101
Water/Wastewater Department	Neutral	(605)	W/WWW Social Security	202-35-10-5150
Water/Wastewater Department	Neutral	(750)	W/WWW Retirement	202-35-10-5151
Water/Wastewater Department	Neutral	(5,840)	W/WWW Insurance	202-35-10-5155

Total Expenditures 0
 Net Change 0

FY 2012
BUDGET AMENDMENTS
BASTROP POWER & LIGHT FUND

Un-Audited Fund Balance as of 9-30-11	3,616,138
FY 2012 Budgeted Revenues	6,986,560
FY 2012 Budgeted Appropriations	(6,998,816)
Budget Amendments (net)	0
Ending Fund Balance	<u>3,603,882</u>

DEPARTMENT	BUDGET	AMOUNT	DESCRIPTION	ACCOUNT NUMBER
New Revenues:				
		<u>0</u>		
	Total Revenues	0		

New Expenditures:

0

Reclassification of Expenditures:

Bastrop Power & Light Fund	Neutral	10,800	BP&L - Salary Adjustment Plan	404-60-00-5901
Bastrop Power & Light Fund	Neutral	(5,764)	BP&L - Salaries	404-60-00-5101
Bastrop Power & Light Fund	Neutral	(440)	BP&L - Social Security	404-60-00-5150
Bastrop Power & Light Fund	Neutral	(546)	BP&L - Retirement	404-60-00-5151
Bastrop Power & Light Fund	Neutral	(4,050)	BP&L - Insurance	404-60-00-5155

Total Expenditures	<u>0</u>
Net Change	<u>0</u>

**FY 2012
BUDGET AMENDMENTS
LIBRARY BOARD FUND**

DEPARTMENT	BUDGET	AMOUNT	DESCRIPTION	ACCOUNT NUMBER
Un-Audited Fund Balance as of 9-30-11	10,418			
FY 2012 Budgeted Revenues	2,540			
FY 2012 Budgeted Appropriations	(5,150)			
Budget Amendments (net)	(2,835)			
Ending Fund Balance	4,973			
New Revenues:				
Total Revenues		0		
New Expenditures:				
Library Board	Increase	(2,835)	Building Maintenance	505-81-00-5345
Total Expenditures		(2,835)		
Net Change		(2,835)		

**FY 2012
BUDGET AMENDMENTS
GENERAL OBLIGATION BONDS, SERIES 2007 FUND #712**

Un-Audited Fund Balance as of 9-30-11 189,649
 FY 2012 Budgeted Revenues 0
 FY 2012 Budgeted Appropriations 0

Budget Amendments (net)
 Ending Fund Balance (187,032)
2,617

DEPARTMENT	BUDGET	AMOUNT	DESCRIPTION	ACCOUNT NUMBER
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New Revenues:

Total Revenues 0

New Expenditures:

(97,412)	Splash Pad - park improvements	712-00-00-6715
(89,620)	Sidewalk - park improvements	712-00-00-6131

Total Expenditures (187,032)
 Net Change (187,032)

STANDARDIZED AGENDA RECOMMENDATION FORM

CITY COUNCIL

DATE SUBMITTED: February 8, 2012

MEETING DATE: February 14, 2012

1. Agenda Item: **Consideration, discussion and possible action concerning a request from the Bastrop County Audubon Society to construct a Chimney Swift Tower honoring Judy Ing to be located at Bob Bryant Park**

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

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

The Bastrop County Audubon Society made a presentation regarding the construction a “Chimney Swift Tower” to be located at Bob Bryant to the Parks Board at their February Monthly Board Meeting. The purpose is to honor Judy Ing a long time conservationst who passed away unexpectedly in May 2010. Attached for the City Council review is a complete proposal regarding this Chimney Swift Tower and proposed location of the tower in Bob Bryant Park. The Parks Board voted to recommend to the City Council that the Bastrop County Audubon Society be approved for constructing the tower at Bob Bryant Park. I advised the Audubon Society that the Council may require a lease agreement between the City and the Society to construct the tower at the park.

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: _____

Bastrop County Audubon Society

Since 1983

Proposal:
The Judy Ing Chimney Swift
Tower for Bastrop, Texas

Judy Ing, conservationist, philanthropist, commercial artist/photographer, Bastropian, and devoted mother, was killed in a car crash in Bastrop in May, 2010.



Some achievements

- ❖ President, Bastrop County Environmental Network (BCEN).
- ❖ President, Bastrop County Audubon Society: Member 1988-2010.
- ❖ Activist: aquifer / river problems, strip mining, logging threats, recycling center, hazardous waste disposal, pipeline, State Park blue birds conservation, more.



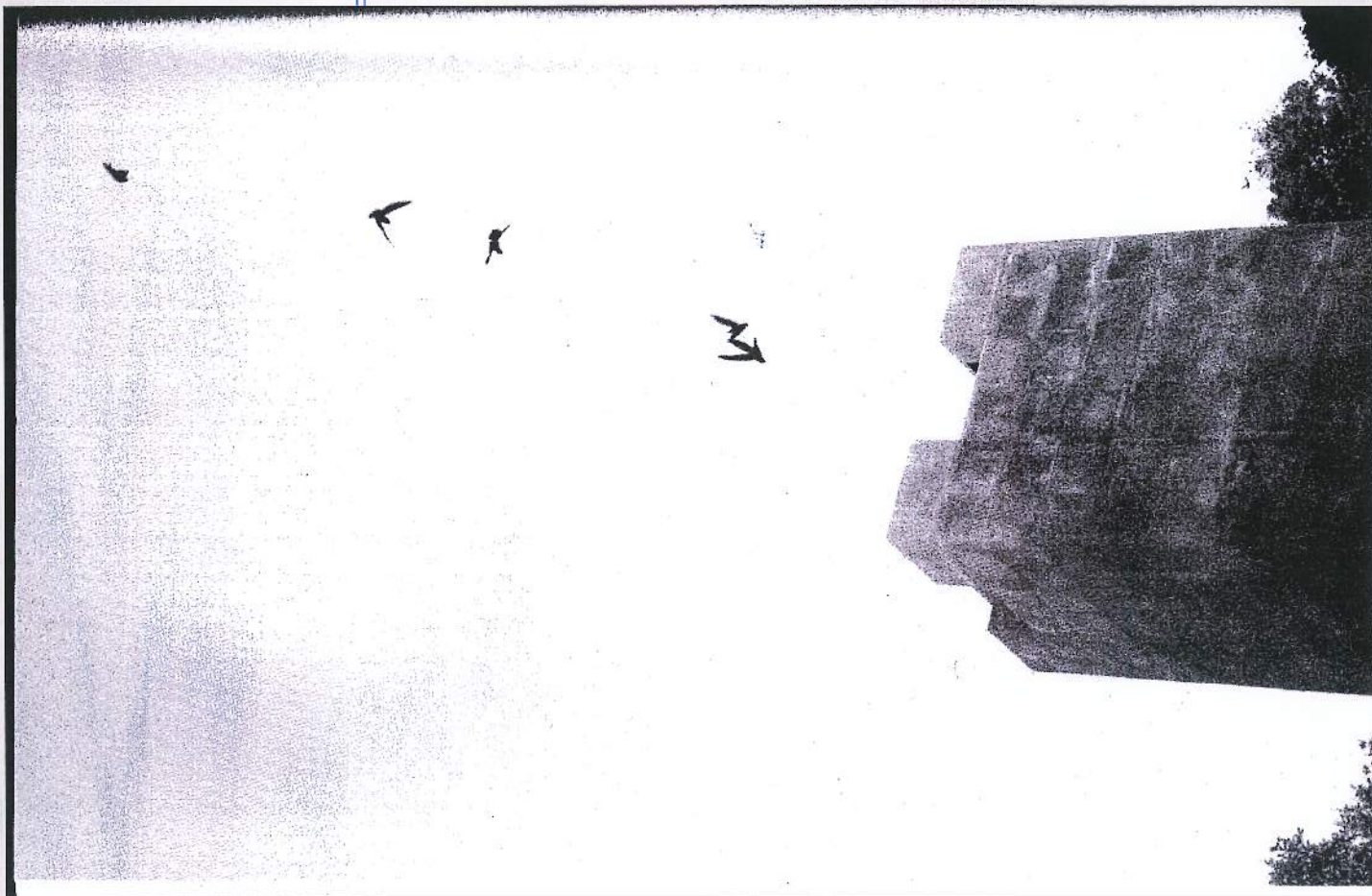
- ❖ Founded the Sarah Ing Scholarship Award given annually to a BHS graduating drama student

Project: Construct a Chimney Swift Tower in a Bastrop City Park

BCAS Proposes:

- ❖ to help Chimney Swifts survive in Bastrop
- ❖ to honor Judy Ing with a useful and educational conservation project
- ❖ to increase understanding about Chimney Swifts with a kiosk display of information surrounding the base of the tower
- ❖ to assure accessibility of the educational opportunity by convenient public location of the tower
- ❖ to bear all construction expense and cost of maintenance

- ❖ The species population has declined more than 50% since 1960 due to fewer industrial chimneys, more natural gas heating, and narrower and capped household chimneys.
- ❖ Central Texans are national leaders in the research, design, and building of Chimney Swift towers due to Paul and Georgan Kyle of Austin.



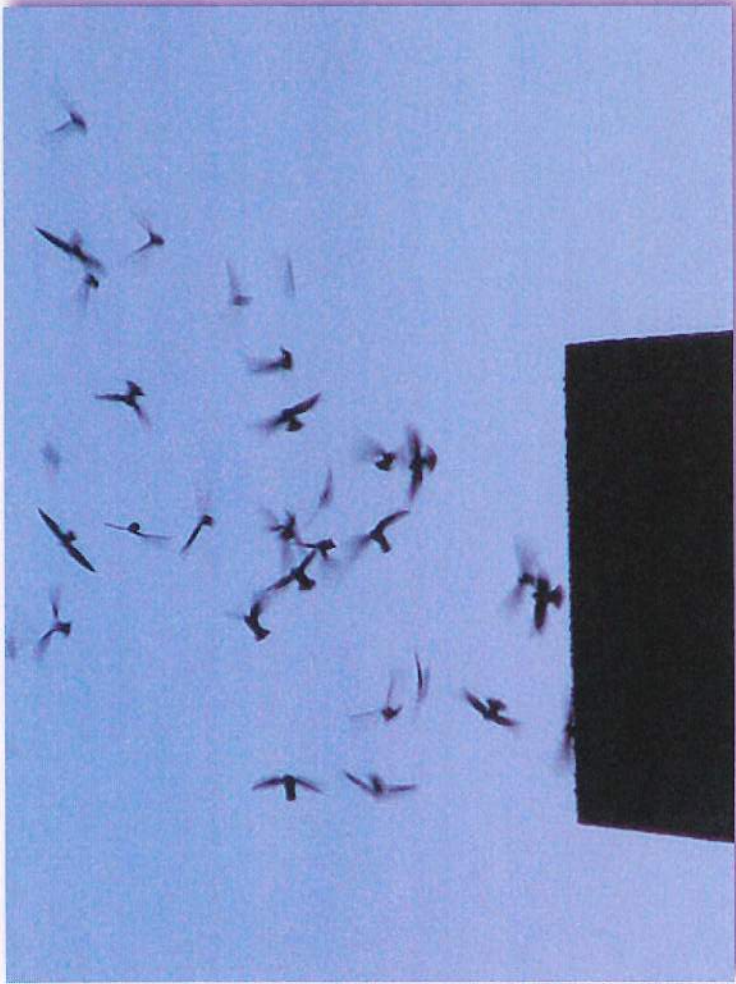
Chimney Swifts are a fascinating and unusual bird

02/10/2012



- ❖ Almost always on the wing, they are eating, drinking, even copulating in the air.
- ❖ They eat flying insects at various altitudes, foraging over many habitats (mosquitoes, flies...).
- ❖ They have unusual clawlike and weak feet and stay vertical and clinging rather than perching upright.
- ❖ There are more myths and misunderstandings about them than almost any other common bird as they go so often unobserved.
- ❖ That they winter in Brazil, Peru, the Western Amazon basin to the Pacific is recent knowledge.
- ❖ They do not form a big breeding colony as many suppose; only one nesting pair per roost.

92



- ❖ Swifts can't use bird houses; they need towers.

Only one nesting pair
per site



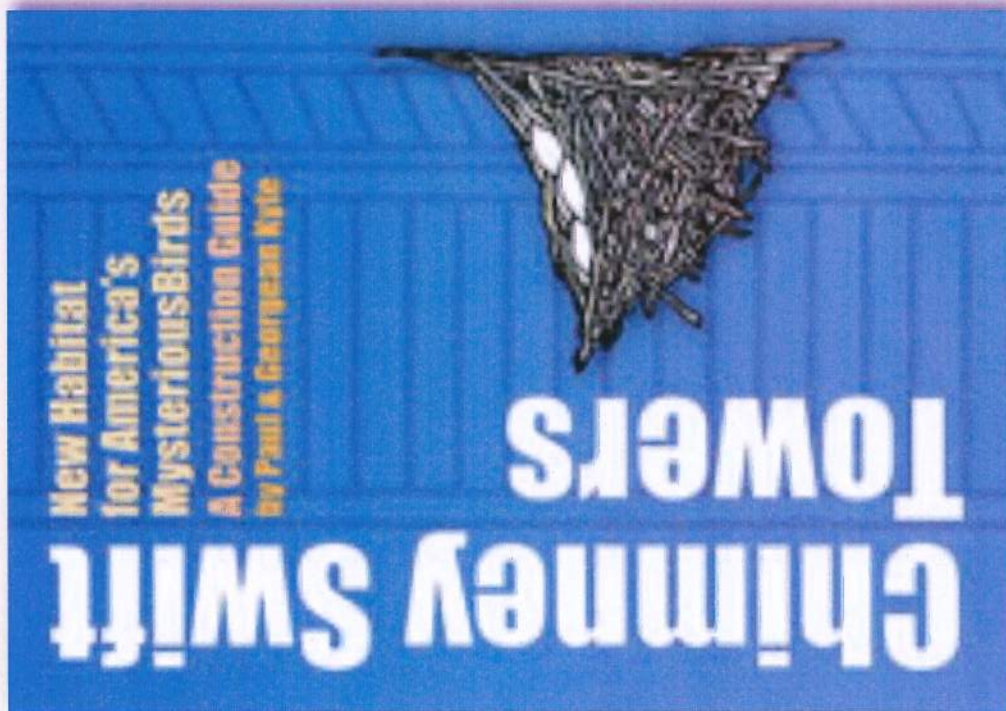
Photo source: Audubon Minnesota. The nest is
glued to the wall by the swift's saliva
secretion.



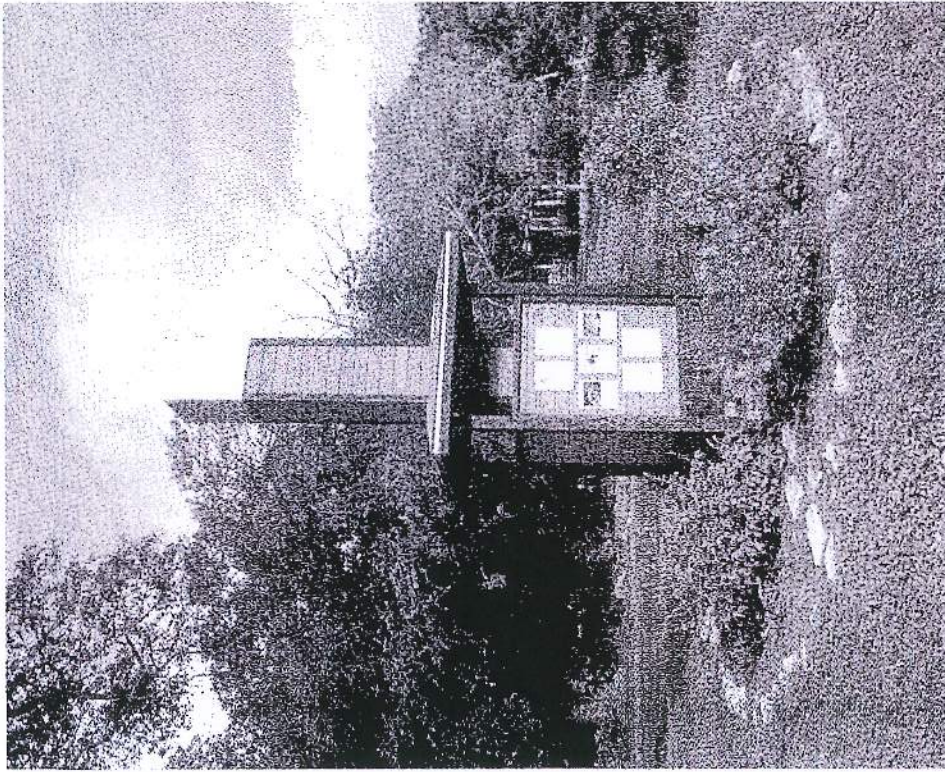
North
American
Range



This book, published by Texas A&M Press gives full instruction, supply lists, and schematics for construction of Chimney Swift towers with built-in predator guards, temperature-minimizing design, durability, and access for annual maintenance.



This tower with
kiosk is
maintained by
the Ridgelea
Neighborhood
Association in
Austin



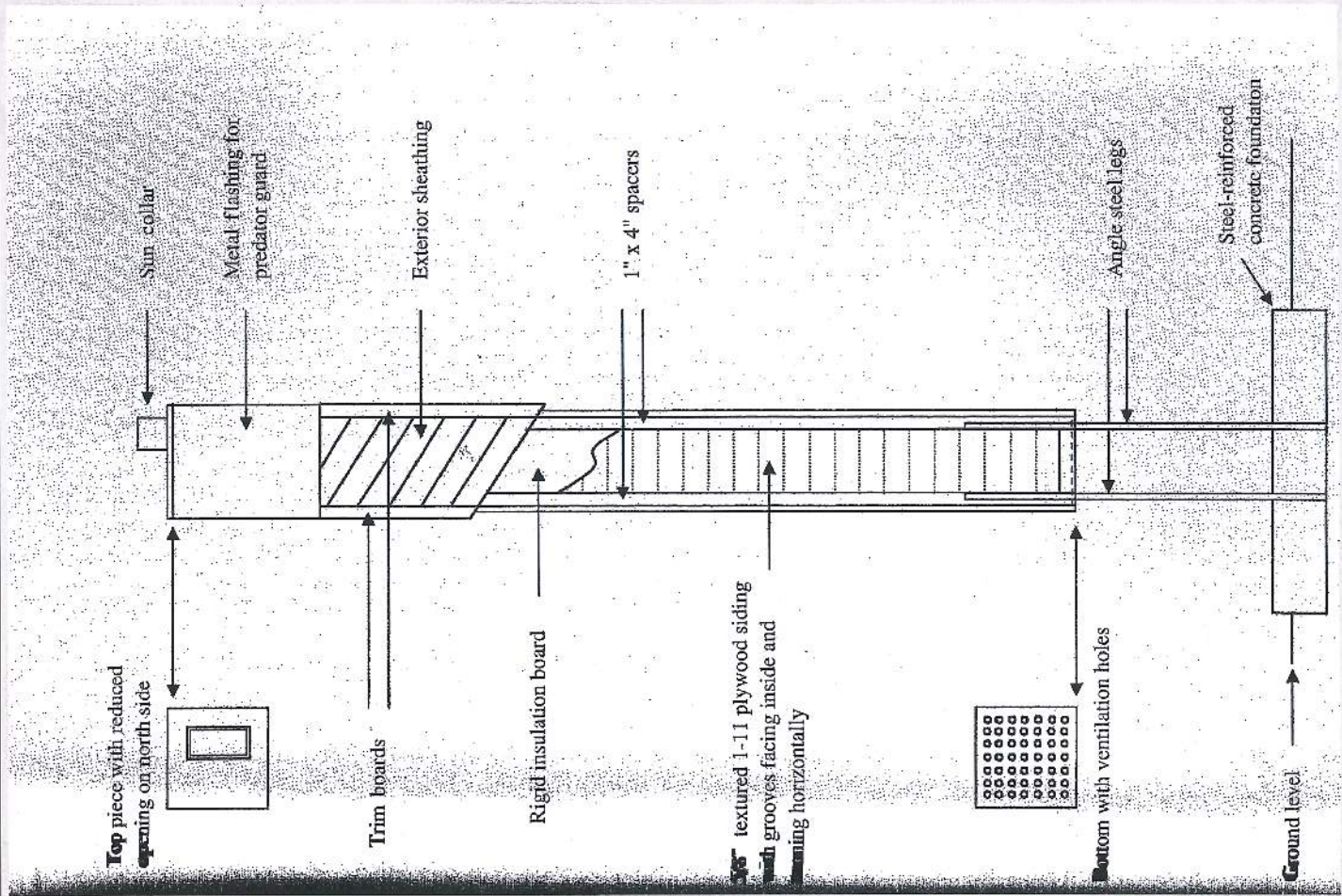
Designed for modulating high temperatures

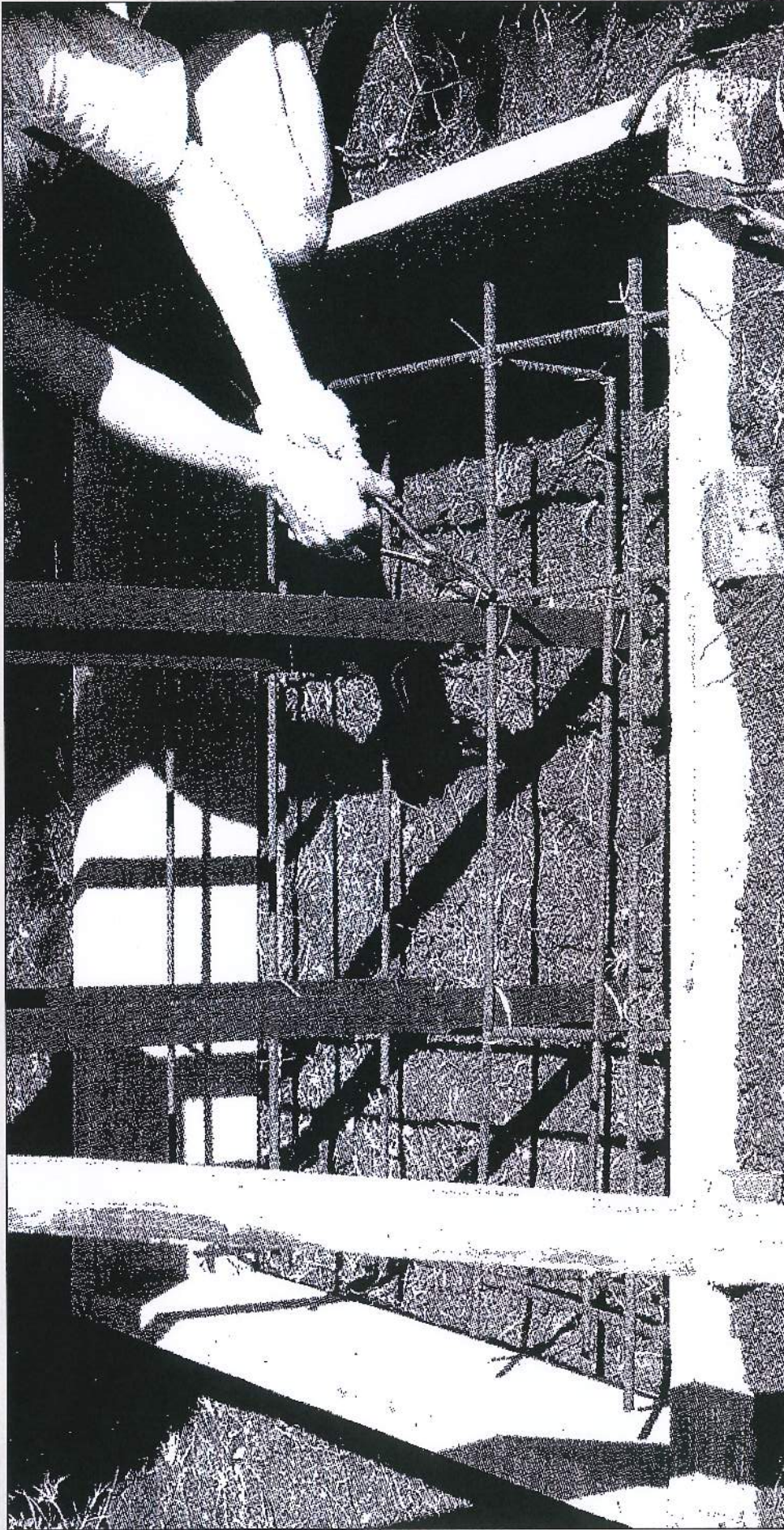
Sun collar

Insulation

Ventilation

Layers





Tying steel into the foundation

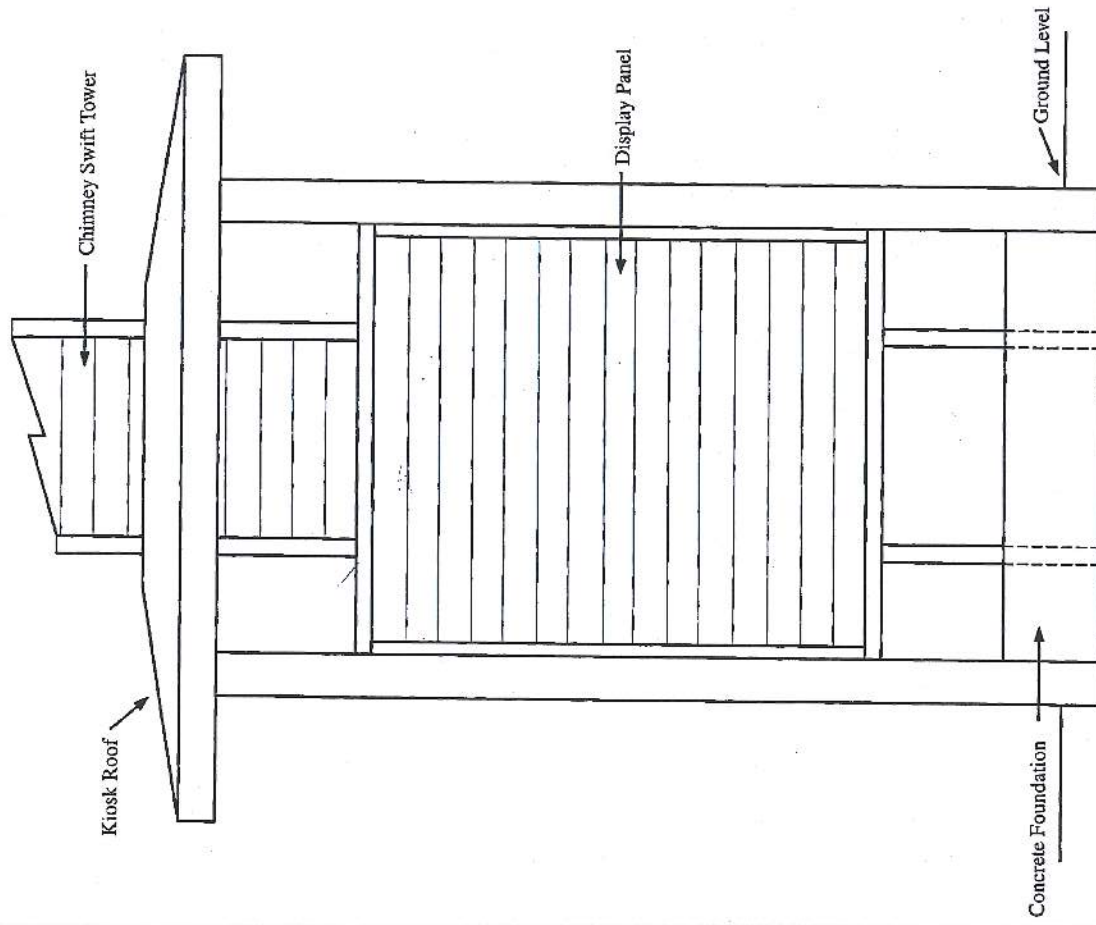


Figure 6.
Kiosk Tower detail.

Kiosk detail

Roof for rain and shade

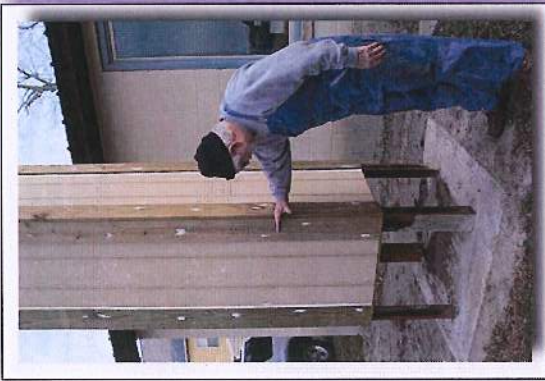
Display panel, 4' x 4'

Surrounding panels help protect from sun and inadvertent nest disturbance

Free-standing, helps protect from ants

Kiosk Information: four sides

- ❖ About Bastrop County
Audubon Society
- ❖ About Judy Ing
- ❖ About Chimney Swifts
- ❖ About Bob Bryant Park?



No. Carolina



Indiana



Minnesota



Brooklyn, NY



Omaha, Nebraska

Masonry Chimney Swift Tower

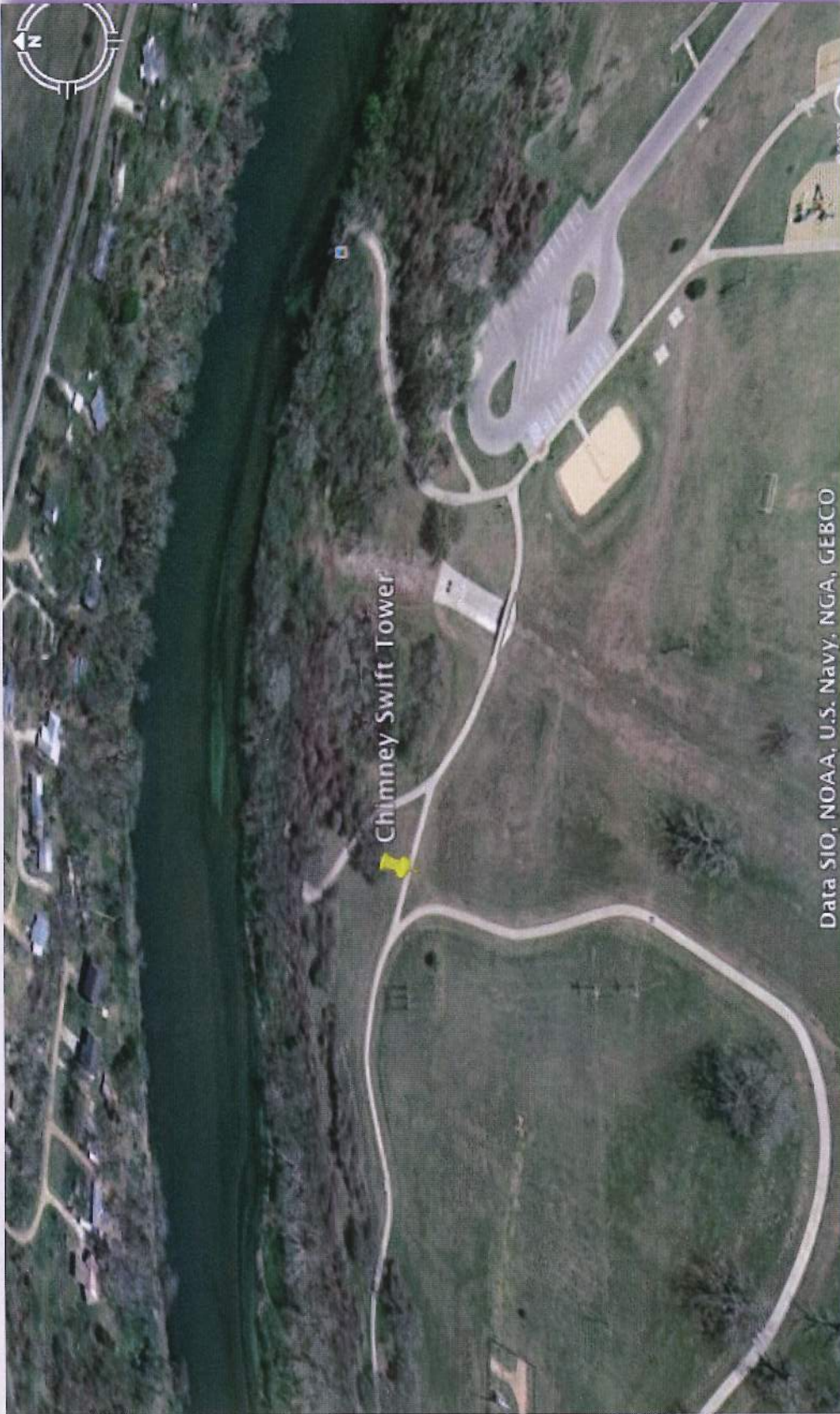
Date



Houston



Spicewood



Desired site: Bob Bryant Park

adjacent the loop path

Date

Constructing a Chimney Swift Tower in a Bob Bryant Park

- ❖ will insure Chimney Swifts have a home in Bastrop
- ❖ will honor Judy Ing with a useful and educational conservation project
- ❖ will increase understanding about Chimney Swifts with a kiosk display of information surrounding the base of the tower
- ❖ will assure accessibility of the educational opportunity by convenient public location of the tower.

Thank you

Bastrop County Audubon Society
www.bastropcountyaudubon.org

Mission: to conserve and educate concerning natural resources and habitats for birds and other wildlife, especially in Bastrop County.

Keynote Slide Show produced by Mary Ellen Branan

STANDARDIZED AGENDA RECOMMENDATION FORM

CITY COUNCIL

DATE SUBMITTED: February 8, 2012

MEETING DATE: February 14, 2012

1. Agenda Item: **Consideration, discussion and possible action concerning a request from the Gulf Coast Healey Club of Houston, Texas for a Special Events Permit to display vintage Austin-Healey sports cars on Main Street from Chestnut Street to Spring Street on April 14, 2012.**

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

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

The City of Bastrop has received a "Special Events Permit" from the Gulf Coast Healy Club of Houston, Texas to hold "Car Show" displaying vintage "Austin Healy" on Main Street from Chestnut Street to Spring Street on April 14th from 8:00AM to Noon. Since this is a ½ day event public safety matters can be handled by the officers on duty on the 14th of April. No additional staff will be required. The Main Street Manager has contacted all the business in the area of the car show and fully supports issuance of the Special Events Permit.

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: _____

Event: 02/10/2012 Texas Healey Roundup Date(s): Sat 4/14/12 te Submitted: 12/09/11 109

Special Event Permit Application

Revised 11/17/2011

COPY

Parks Board meeting date: N/A Day Date Approved: Yes ☐ No ☐

Agenda deadline: Day Date Date copies made: Day Date

City Council meeting date: Tues 1/24/12 Day Date Approved: Yes ☐ No ☐

Agenda deadline: Tues 1/17/12 Day Date Date sent to Secretary: Day Date

Special Event Review Committee meeting date: Thurs 12/15/11 @ 11am Day Date Approved: Yes ☐ No ☐

Copied for: Special Event Review Committee (4) + event coordinators (2)

Date copies made: Day Date Final Walk-Through meeting: Day Date

Name of event: TEXAS HEALEY ROUNDUP

Location of event: 1000 BLK MAIN ST. BETWEEN CHESTNUT AND SPRING STS.

Purpose of event: DISPLAY OF VINTAGE AUSTIN-HEALEY SPORTS CARS

Date(s): APRIL 14, 2012 Day(s): SATURDAY Times: 9:00AM TO NOON

Setup: APRIL 14, 2012 / 8:00AM Date Time Cleanup: APRIL 14, 2012 / NOON Date Time

Name of organization: GULF COAST HEALEY CLUB, HOUSTON

Address of organization: 4023 TENNYSON ST., HOUSTON, TEXAS 77005

Event coordinator #1: MIKE JOHNSON

Daytime: 713/665-5665 Area Code/Number Fax: 713/665-6213 Area Code/Number Cell: 281/813-7412 Area Code/Number

E-mail address: MASPRITE@SRCGLOBAL.NET

Event coordinator #2: TERRY SWONKE

Daytime: 281/292-1900 Area Code/Number Fax: 281/292-2679 Area Code/Number Cell: 832/876-0685 Area Code/Number

E-mail address: TSWONKE2@GMAIL.COM

Please submit the following where applicable:

✓	Item	✓	Item	✓	Item
	Application signed & dated		Map of activity route & site locations		Sound Permit
	Banner permits		Non-profit status proof		TABC Certificate & City Letter
	Fireworks permit & safety plan		Processing fee		
	Insurance certificate		Security deposit		

Event: 02/10/2012 Healey Round-in Date(s): Sat 4/14/12 Fee Submitted: 12/09/11

Please describe event activities (may continue on separate sheet of paper, if necessary):

SEE ATTACHED

Street closures:

SEE ATTACHED

Assistance from City departments (including Police Dept):

SEE ATTACHED

02/10/2012

Tx Healey Roundup

Sat 4/14/12

Dec'd 11/17/11

Please describe event activities

Austin-Healey automobiles are British sports cars in production from 1952 to 1967. Each year the three Austin-Healey car clubs in Texas have a joint event in April called Texas Healey Roundup. 2012 will be our 32nd annual meet and is organized this year by the Houston club. In years past we have held our meet in Kerrville, Nacogdoches, Marble Falls, Temple, Lake Texoma, Tyler, Hillsboro and many others.

In looking for an event location for 2012 we feel Bastrop would be an ideal choice for its central location, right scale, historic importance and interesting surrounding roads. And, hopefully, we will have wildflowers in bloom. All of this makes for great open-top touring and exploring.

This will be a weekend event beginning with registration on Friday afternoon. On Saturday morning we hold a popularity display of the cars. Early afternoon on Saturday we organized the cars for a back-roads rally with cars leaving at one minute intervals. In the afternoon we hold a gymkhana (timed autocross) in which the cars are sent out one at a time on a closed course through cones. Saturday evening is our banquet dinner and Sunday morning is brunch and awards ceremony. We close the event by 1:00pm to let drivers get home before dark. Typically we have 60+/- cars and about 120 people.

Having a display site that can attract and engage the local citizens and merchants has always proven to be popular. Our club members are always interested in talking about their cars and having interesting shops and restaurants within walking distance is a benefit.

For this application we seek permission to hold the popularity display of cars on Main Street in Bastrop and request that the city close the 1000 block of Main Street on Saturday morning, April 14, 2012. We anticipate 50 cars on display. This block is approximately 300' long and 50'+/- paved width. These cars are small enough that we can easily park at 90 degrees to the curb line on each side of the street and still leave maneuvering room for parking. We will be able to hold our event on this single block even taking into account the newly installed street light islands.

At the close of the Popularity display at noon on Saturday, the cars and drivers will vacate their parking spaces and reorganize for the afternoon event at the host hotel.

Street Closures

1000 block of Main Street between Chestnut Street and Spring Street (one block only). See attached maps.

Assistance from City departments

Public Works – street barricades or traffic cones at each end of the block 2 PW

City Police – traffic control as required one officer

Event: TX Healey Round Date(s): Sat 4/14/12 Submitted: 12/09/11

Please submit the following with application where applicable:

Processing Fee:

- ☐ NO FEE because: _____
- ☐ \$100.00 with proof of non-profit status
- ☒ \$300 for all others
- ☐ Shall **NOT** be waived
- ☐ Must accompany submitted application
- ☐ Cashier's Check or Money Order issued by US Post Office made payable to City of Bastrop
- Fee paid with: Cashier's Check # 1191803614 or Money Order # _____

Security Deposit Fee:

- ☐ NO FEE because: _____
- ☒ \$500.00
- ☐ Shall **NOT** be waived
- ☐ Must accompany submitted application
- ☐ Refunded if City property is clean and free of litter and damage after the event
- ☐ Cashier's Check or Money Order issued by US Post Office made payable to City of Bastrop
- Fee paid with: Cashier's Check # 1191803615 or Money Order # _____

Insurance Certificate:

- ☐ General liability policy in the amount of one million dollars (\$1,000,000.00)
- ☐ The City of Bastrop must be **named** as an insured party
- ☐ Additional affected entities must be **named** as insured parties (i.e., BEDC)
- ☐ Submitted with application
- ☒ Will be submitted when received from insurance carrier - INSURANCE TERM BEGINS ON JAN 1ST
- ☒ Letter with intent to insure submitted
- ☐ DBA insurance carrier
- ☐ Chamber of Commerce insurance carrier
- ☐ City of Bastrop insurance carrier

Comments: SEE SPECIMEN CERTIFICATE AND COVER LETTER FROM AUSTIN-HEALEY CLUB OF AMERICA

Site Map Showing Locations of the Following:

- ☐ Vendors; temporary structures (booths, stages, tents, Moonwalks, carnival rides, etc.); trailers; vehicles; bikes and motorcycles; watercrafts; aircrafts; equipment; amplification devices; portable toilets; traffic flow for pedestrians, vehicles, and other activities; emergency medical stations; fire lanes, etc
- ☐ Proposed detours and street closures
- ☐ Route for parade, race, or other similar activity, showing start and finish locations
- Map submitted: ☒ Yes ☐ No

Comments: SEE ATTACHED MAPS OF ARRIVAL ROUTE AND DISPLAY LAYOUT ON MAIN ST.

Sound Permit for Amplified Music, Voices, or Activities (show location[s] on map):

- ☒ No, not needed
- ☐ Yes: Permit obtained from Public Works & Parks Department submitted. Locations: _____

Comments: _____

Event: 02/10/2012 TX Healey Roundup

Date(s): Sat 4/14/12

Submitted: 12/09/11 ¹¹³

Please complete the following (may continue on separate sheet of paper if necessary). Mark "N/A" if not applicable.

Admission Fees:

- ☒ No
- ☐ Yes: If yes, describe: _____
- Open to public: ☐ Yes ☐ No

Alcoholic Beverages:

- ☒ No
- ☐ Yes. A copy of the TABC (Texas Alcohol Beverage Commission) certificate must be presented to the City Manager for his signature approval; and the City Manager will provide a letter of approval to submit to TABC with their certificate.

Comments: _____

Animals (show location[s] on map):

- ☒ No
- ☐ Yes: Describe types of animals used and plans for handling animal waste: _____

Attendance:

- Anticipated approximate number of persons attending each day of event: 80-100 CLUB MEMBERS PLUS TYPICAL SATURDAY SIDEWALK TRAFFIC
- Approximate number of volunteers and workers: ALL CLUB MEMBERS

Banner Permit:

- Obtain Permit for banners hung on City property. Banners should have air-flow slits to prevent tears and grommets to hold rope. Please provide ropes for hanging. They will be returned to you.

☒ No ☐ Yes: How many? _____ Location? _____

- Banners hung on TXDOT right-of-ways require Permit Form 2057 obtained from Department of Transportation on Hwy 21 and Loop 150, (512) 321-2221. **BANNERS HUNG OVER COLLEGE/PECAN FEEDER ROAD NEXT TO HWY 71 MUST BE MADE OF MESH AND HAVE GROMMETS. PLEASE PROVIDE 10 TO 12 SNAP RINGS AND ROPE FOR HANGING BANNERS. THESE WILL BE RETURNED TO YOU.**

☐ No ☐ Yes

- Banners not retrieved within one (1) week after completion of event may be disposed, destroyed, or otherwise handled as deemed appropriate due to lack of storage space

Comments: _____

Electrical Requirements (show location[s] on map):

- ☒ No
- ☐ Yes: Describe amperage, voltage, and apparatus needs for all activities and vendors: _____

Event: 02/10/2012 TX Healey Roundup

Date(s): Sat 4/14/12

Fee Submitted: 12/09/11 114

Emergency Services (show location[s] on map):

- First aid station: ☒ No ☐ Yes: Location: _____
- Ambulance service on stand-by: ☐ Yes ☒ No

Fireworks Permit (show location[s] on map):

- ☒ No
- ☐ Yes: Contact State Fire Marshal's office in Austin, (512) 305-7932, www.tdi.state.tx.us
- Person or group handling the firework display: _____

Comments: _____

Inspections (show location[s] on map):

- Temporary structures (stages, booths, tents, canopies, Moonwalks, carnival rides, etc.) and special electrical and water/wastewater needs must be inspected prior to the event
- Flame-retardant material certificate provided to inspector for structures equal to or larger than 200 square feet in diameter
- Contact City of Bastrop Building Official at (512) 332-8840 to schedule an appointment

Comments: N/A

Litter Control (show location[s] on map):

- Describe in detail number, size, location, and removal of trash receptacles and disposal of contents: _____

N/A NO FOOD WILL BE SERVED

- Cook-off: ☒ No
- Cook-off: ☐ Yes: _____-yard roll-off dumpster ordered by and at applicant's expense: _____

Parking (show location[s] on map):

- Coordination and cost is the responsibility of the Applicant. Describe in detail plans for remote parking area(s) and/or shuttle service to and from parking areas to event, if applicable:

Comments: N/A

Portable Toilets (show location[s] on map):

- ☒ No
- ☐ Yes: Number and location of units ordered (Jackpot Portable Toilets 512/303-1466 or American PortaCan of Texas 866/315-0990):

Comments: _____

Rodeo Arena:

- ☒ No ☐ Yes: Contact Linda Waxman @ (512) 303-4321

Comments: _____

Event: 02/10/2012 Tx Healy Round Date(s): Sat 4/14/12 te Submitted: 12/09/11

Security Plan:

- ☒ No ☐ Yes: Off-duty Bastrop police officers may be available for a fee. Call (512) 332-8600 for information

Comments: _____

Show Barn:

- ☒ No ☐ Yes: Contact Allen Stewart @ (512) 413-8512 or Phyllis Mathison @ (512) 332-6001

Comments: _____

Signage (show location[s] on map):

- ☒ No
- ☐ Yes: Describe number of, location, and type of proposed on-site and off-site signage: Might need to use "No parking after Midnight" signs. Chamber may have these.

Street Closures (show location[s] on map): 1000 BLOCK OF MAIN ST. (SEE MAP)

Temporary Structures, i.e., Booths, Stages, Tents, Moonwalks, Carnival Rides, Etc (show location[s] on map):

- ☒ No
- ☐ Yes: Describe types and uses for event. Identify the person(s) or group using the structure(s): _____

Vehicles, Equipment, Trailers, Watercrafts, Aircrafts, Bicycles, Motorcycles, etc (show location[s] on map):

- ☒ No
- ☐ Yes: Describe types and uses for event: _____

Vendors (show location[s] on map):

- Vendors should have valid tax ID numbers if selling their wares
- Other than food: ☒ No ☐ Yes
- Food vendors: ☒ No ☐ Yes: Each food vendor, whether selling or giving away food, is responsible for obtaining his/her own temporary permit from **Bastrop County Health and Sanitation Department**, 806 Water Street, (512) 332-7276 or (512) 581-7176:

Comments: _____

Water/Wastewater (show location[s] on map):

- ☒ No
- ☐ Yes: Describe water needs and for disposal of wastewater, including capture and containment, as approved by the

Water/Wastewater Department: _____

Austin-Healey Club of America Insurance Program

The Austin-Healey Club of America provides coverage for all its Clubs across the country and Canada and has insurance coverage for its Property, General Liability, Directors and Officers, and an Umbrella policy, plus a Fidelity Bond on its Treasurer. This coverage is more than adequate to satisfy any requirements the AHCA may be required to provide. The coverage is effective January 1st of each year.

The AHCA utilizes a recognized expert agent/broker in the handling of Classic and Collector Car Clubs insurance needs and they work with reputable insurance companies that specialize in this kind of coverage. The AHCA has a reputation as a responsible and forthright club in dealing with its agent/broker and carriers and is dedicated to enhancing that reputation. This letter of assurance should satisfy most entities.

When required by an event venue, a specific Certificate of Insurance will be provided upon submission by the local AHCA club of a completed request form to the Insurance Coordinator with all the required information. This Certificate will show the amounts and coverage, along with any specific provisions that may be requested.

For more specific questions, please contact the Insurance Coordinator below.

Fred E. Dabney II, Insurance Coordinator
Austin-Healey Club of America
2327 Christensens Court
Charlotte, NC 28270

E-mail: fdabney2@perigee.com
Phone 704.366-9808
Cell 704.258-8887



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

6/20/11 1d

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER

J.C. Taylor, Inc.
320 S. 69th St.
Upper Darby, Pa. 19082

CONTACT

NAME: Loretta Dearing

PHONE

TOLL FREE EXT: 1-800-272-6784

FAX

(N/A, N/A)

E-MAIL

ADDRESS

PRODUCER

CUSTOMER ID #

INSURER(S) AFFORDING COVERAGE

NAIC #

INSURER A: Maryland Casualty

INSURER B:

INSURER C:

INSURER D:

INSURER E:

INSURER F:

INSURED

Austin Healey Club of America
c/o Fred Dabney, II
2327 Christensen Court
Charlotte, NC 28270-7700

REVISION NUMBER:

COVERAGES

CERTIFICATE NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDITIONAL INSURER	POLICY NUMBER	POLICY EFF. DATE (MM/DD/YYYY)	POLICY EXP. DATE (MM/DD/YYYY)	LIMITS
A	☒ GENERAL LIABILITY ☒ COMMERCIAL GENERAL LIABILITY CLAIMS-MADE ☒ OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: ☒ POLICY ☐ PRO-JECT ☐ LOC ☒ AUTOMOBILE LIABILITY ☐ ANY AUTO ☐ ALL OWNED AUTOS ☐ SCHEDULED AUTOS ☒ HIRED AUTOS ☒ NON-OWNED AUTOS		PAS38148616	1/1/11	1/1/12	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (Per occurrence) \$1,000,000 MED-EXR (Any one person) \$10,000 PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS - COM/PROP AGG \$2,000,000
A	☒ UMBRELLA LIAB EXCESS LIAB DEDUCTIBLE RETENTION \$		PAS38148616	1/1/11	1/1/12	COMBINED SINGLE LIMIT (Per accident) \$1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ EACH OCCURRENCE \$3,000,000 AGGREGATE \$3,000,000
A	☒ WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/ MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	YIN	N/A			WC STATUTORY LIMITS E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 191, Additional Remarks Schedule, if more space is required)

Bonneville Austin Healey Club Chapter

Classic Sports Car Show

July 30, 2011

Park City, Utah
Lower Main St., between 7th & 9th Sts.

CERTIFICATE HOLDER

Park City Municipal Corporation
445 Marsac Ave.
Park City, Utah 84060

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

Thomas J. Meakin

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Certificate of Insurance Request

The Austin-Healey Club of America, Inc.

Complete this form only if the event you are holding is requiring your Club to provide them (the location owner or the organization) a Certificate of Insurance from AHCA.
Please send your request within 60 days of the event.

Name of requesting AHCA region or area club: *Gulf Coast Healey Club, Houston*

Date of event: *April 14, 2012*

Type of event: *Popularity car show*

Will bleachers be used: *Yes No*

Location of event: *Bastrop, Texas; 1000 Block of Main Street*

Owner of premises where the event will be held: *City of Bastrop, Texas*

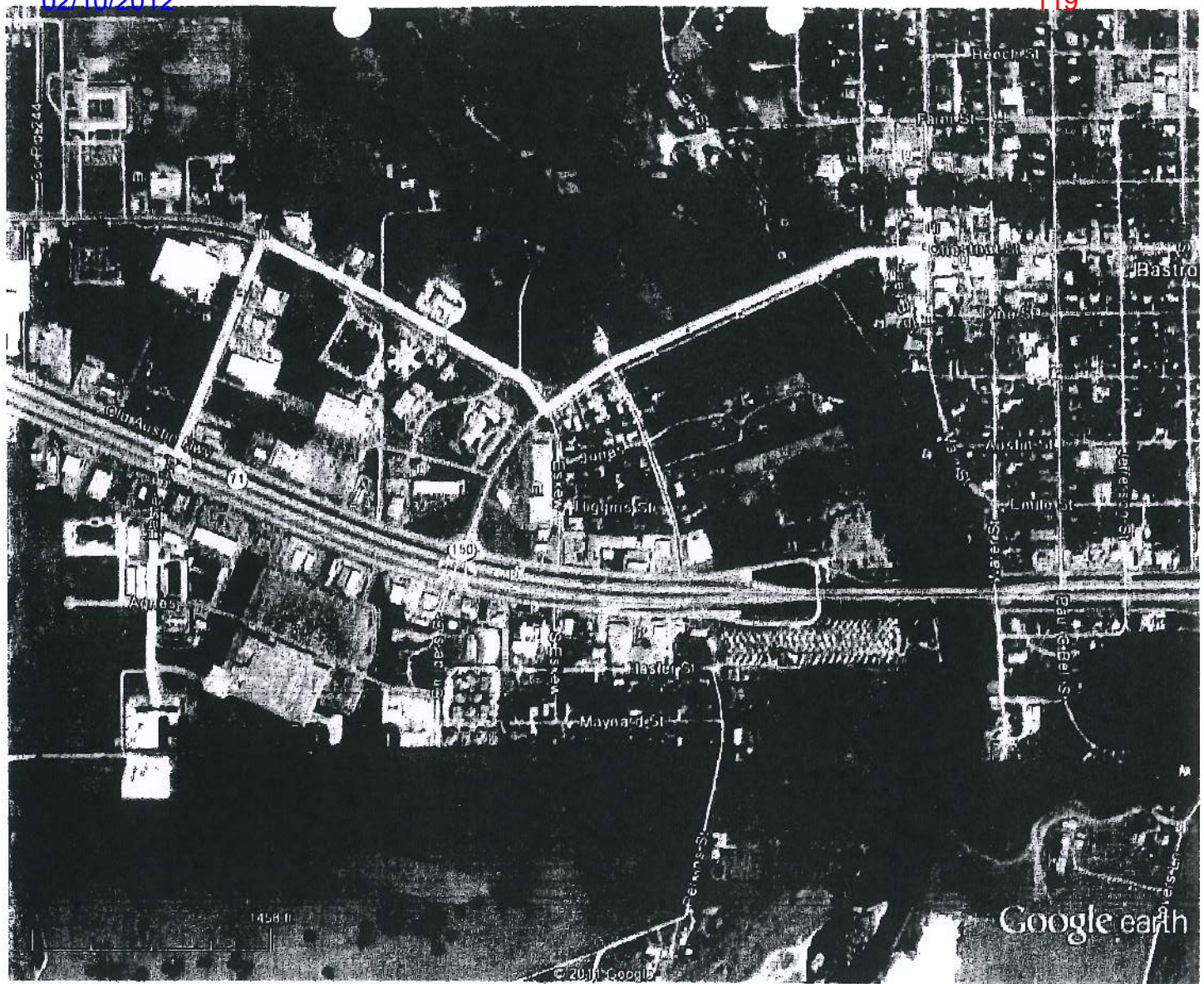
Certificate should be mailed or faxed to: *Mike Johnson
Texas Healey Roundup coordinator
4023 Tennyson St.
Houston, Texas 77005*

Any special instructions: *include City of Bastrop as named insured*

Send or e-mail this form to: **Fred Dabney, AHCA Insurance Coordinator**
2327 Christensens Court
Charlotte, NC 28270

E-mail: fdabney2@perigee.net

If you have any questions, please e-mail or phone Fred at: Home 704-366-9808 or
Cell 704-258-8887



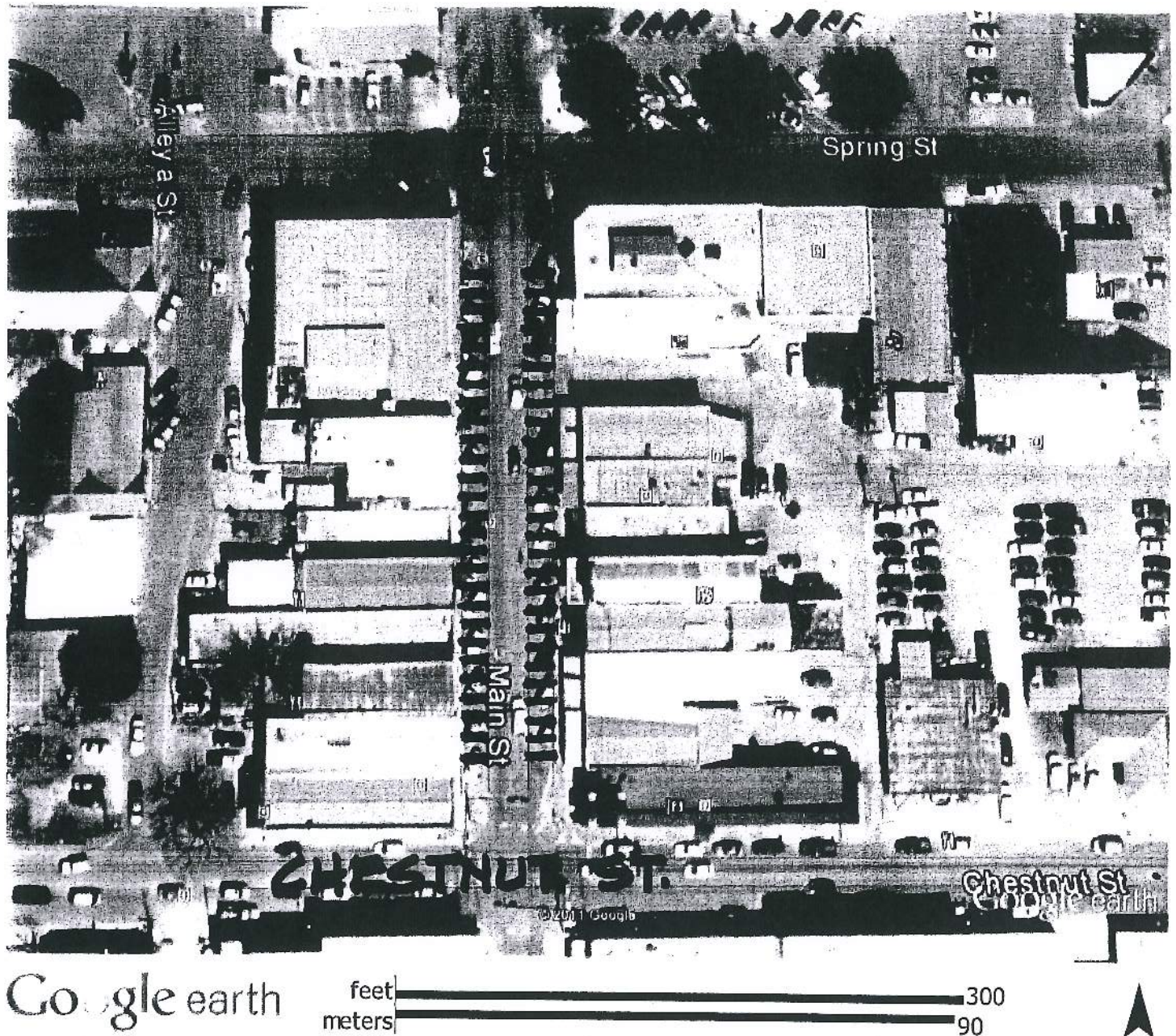
Google earth

feet 3000
km 1



TEXAS HEALEY ROUNDUP
BASTROP, TEXAS
AUSTIN-HEALEY CAR SHOW

APRIL 14, 2012



TEXAS HEALEY ROUNDUP
BASTROP, TEXAS
AUSTIN-HEALEY CAR SHOW

APRIL 14, 2012

02/10/2012

Event:

TX Healy Round 2

Date(s):

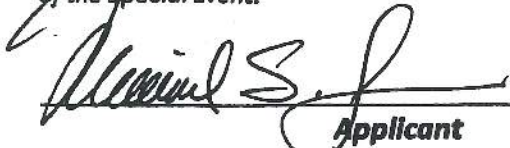
Sat 4/14/12

Date Submitted:

12/09/11

Signature Page

I, the undersigned Applicant, hereby agree to indemnify and hold harmless the City of Bastrop, its officers, employees, agents, and representatives against all claims of liability and causes of action resulting from injury or damage to persons or property arising out of the Special Event.



Applicant

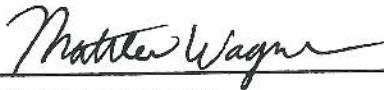
MICHAEL S. JOHNSON

Dec 9, 2011

Date

Special Event Review Committee Signatures

The City's Special Event Coordinator will obtain the following applicable signatures.
In order to expedite the process, a designee may sign for any of the following in his or her absence





Police Department

12/15/11

Date





City Manager

1-4-12

Date





Public Works & Parks Department

2-5-2011

Date



Bastrop Power & Light Department

Date



Water/Wastewater Department

Date

City of Bastrop
Public Works & Parks
1209 Linden Street *physical address*
P. O. Box 427 *mailing address*
Bastrop, TX 78602
(512) 332-8920 *main*
(512) 321-1313 *fax*



Bastrop Main Street Program

Memo

To: Mike Talbot
From: Nancy Wood, Director
CC:
Date: 2/6/2012
Re: Texas Healey Roundup – Bastrop, April 14, 2012

Outcome of conversations with retailers on North Main regarding closing the street on Saturday, April 14, for the Texas Healey Roundup event:

On Friday, February 3, I spent the morning talking in person to retailers on North Main Street (1000 block) about the possibility of closing that portion of the street to accommodate a car show/display of 60 Austin-Healey sports cars for the Texas Healey Roundup. The unanimous comment was "Please allow the group to display cars; always a good business day for us!" The feeling was that, with enough advanced warning, closing the street from 8 a.m. to noon would not adversely impact business and would, in fact, add revenue to this particular weekend: the first weekend after Easter and the Saturday just before income tax is due (both traditionally low revenue weekends for most retailers.)

Attached to this memo is an e-mail from Mike Johnson, event organizer, detailing plans for this short event, and photos of the show set-up in another town. We will provide dining and shopping brochures for participants along with the downtown historic walking tour brochure.

Please let me know what else I need to do to provide information for making a decision on closing North Main Street (1000 block) for this event. The shops are open to the event and will help in any way they can so that participants experience a warm welcome to Bastrop. Below is a list of the merchants interviewed.

Regards,

Nancy Wood
Director, Bastrop Main Street Program

Shops:

Liberty Glenn
R. A. Green Mercantile
Lock Drug
Bastrop Copier
Bastrop Fine Art Guild Gallery
Visitor Center

Restaurants:

Deli Depot
Anita's

Main Street

From: Mike Johnson <masprite@sbcglobal.net>
Sent: Sunday, January 22, 2012 9:39 PM
To: Main Street
Cc: Mike Johnson; Marty Duvall
Subject: Texas Healey Roundup - Bastrop
Attachments: DSC02971.jpg; DSC02958.jpg; DSC02963.jpg; DSC02966.jpg; DSC02967.jpg

Nancy,

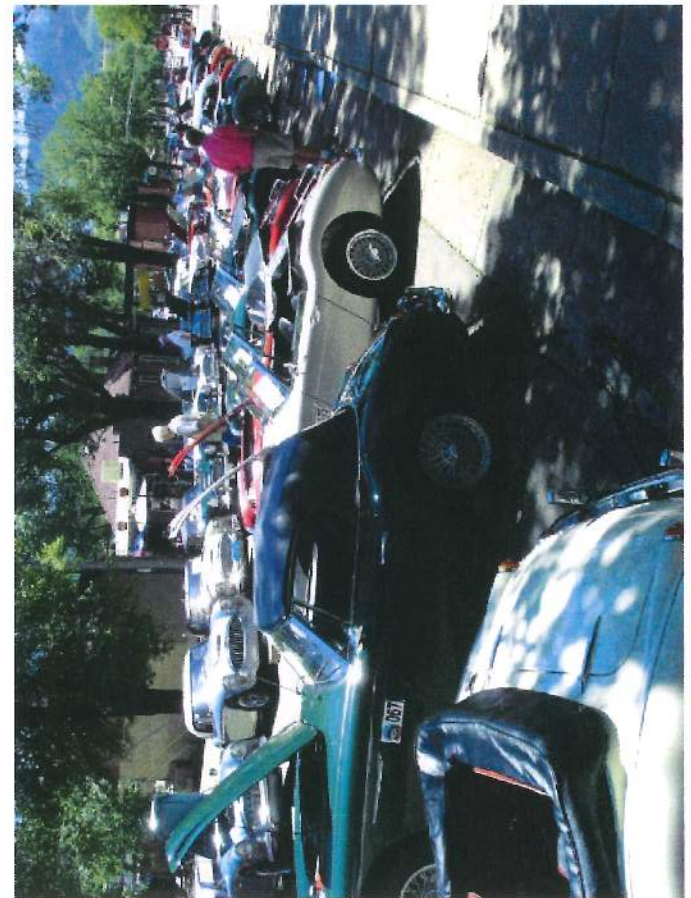
As requested, attached are photos from a recent Austin Healey event that are representative of the street layout we would have along the 1000 block of Main Street in Bastrop. This portion of our weekend event will be held on Saturday morning, April 14, 2012 from 8:00am to noon. The cars will be grouped by model. Club members will vote on their favorite examples from each group based on originality, best restoration, daily driver, diamond-in-the-rough, etc.

In our planning over the past years of our events, we have had the best success and highest interest when we have the cars displayed on downtown streets or courthouse squares that allow easy access for the public to see and enjoy these vintage British sports cars.

In my meeting with the Public Works Committee for Special Events on December 15, 2011 we discussed a preferred route from the host hotel to downtown Bastrop that would cause the least traffic disruption. I anticipate approximately (50) cars; (25) on each side of the street which will be directed into position and parked perpendicular to the curb.

Please let me know if I can furnish any additional information.

Mike Johnson
Event Coordinator for Texas Healey Roundup 2012 masprite@sbcglobal.net



STANDARDIZED AGENDA RECOMMENDATION FORM

CITY COUNCIL

DATE SUBMITTED: February 8, 2012

MEETING DATE: February 14, 2012

1. Agenda Item: **Consideration, discussion and possible action concerning a request from Lone Star Relays for a Special Events Permit to commence the Texas Independence Relay in the City of Bastrop.**
2. Party Making Request: **Michael H. Talbot**
3. Nature of Request: (Brief Overview) Attachments: Yes X No

Please see attached memo and related materials!

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: _____

MEMO

TO: MAYOR ORR & CITY COUNCIL MEMBERS

FROM: MICHAEL H. TALBOT, CITY MANAGER

DATE: FEBRUARY 7, 2012

RE: – REQUEST FOR SPECIAL EVENT PERMIT FOR “LONE STAR RELAYS.”

OVERVIEW OF EVENT:

Lone Star Relay (the “Applicant”) is a for profit company that puts on an annual running event called “The Texas Independence Relay” for the purpose of celebrating Texas’s history. The Texas Independence Relay is a 203 mile, twelve (12) person team, running event (“Event”), that is scheduled to take place on Saturday, March 30, 2012. The last few years the Event was started in Gonzales, Texas. The City of Bastrop has received a “Special Permit Application” requesting the City’s permission to start the Event in Bastrop this year, with the Event ending in La Porte, Texas. The Applicant has advised the City that this year the Event is expecting approximately 200 teams, accordingly, the Applicant has advised the City Bastrop that it anticipates there will be approximately 2,000 runners participating. With the Event starting in Bastrop, there will be about 250 people (both runners and organizers) at the “starting location,” during peak times. To reach the finish line by sundown on Sunday March 31st the slowest teams must start no later than approximately 6:00 to 6:30 a.m. on Saturday. Each team is assigned their own individual start time. Throughout most of the morning, teams will start in “203 minute” increments (and there will be a few 5-10 minute breaks each hour, as well). Most of the teams will have been started by 11:00 a.m. However, because each “minute/per mile (in average pace) results in a difference in finishing time of over 3 hours, the fastest teams will not start until after 2:00 p.m. on Saturday March 3rd. In reviewing the proposed details of this Event with the Applicant, it appears that activities in Bastrop (i.e., the starting point) will likely not be finished until at least 3:00 p.m.

APPLICANT’S PROPOSED ROUTING ALTERNATIVES:

A proposed Route Map of the Event is attached to this memo. The Applicant is requesting to start the Event in “Fisherman’s Park,” with twelve (12) person racing teams beginning the race at the entrance of the “Riverwalk” and having the teams exiting the “Riverwalk” at “Ferry Park”. If Route One is used, once the runners exit Ferry Park, the 12 person teams would run down Main Street, to the intersection of Chestnut and Main Street. Once at the intersection of Chestnut and Main Street, the 12 persons team will break up, and only one runner from each team would continue running eastward, on the Chestnut Street sidewalks, through the intersection of Chestnut Street and Highway 95. From there, the runner would continue eastward on the shoulder of Loop 150, all the way to the Bastrop State Park. If Route Two is used, the teams would again exit at Ferry Park, then the teams would run down Water Street, taking a right on Walnut Street, left on Pecan Street, left on to Pine Street and, then, right on to Main Street, with the team run ending (as with Route One) at the intersection Main and Chestnut Streets. At that point, a single team member would run for the team, as outlined for the Route One alternative.

The Applicant representative has advised City Staff that he prefers "Route Two," if that is acceptable to and approved by the Council.

Either route would require the closing of Main Street, from Pine Street to the intersection of Main and Chestnut Street for the duration of the "start," which is from approximately 6:00 a.m. to approximately 3:00 p.m.

CITY STAFFING/BUDGET:

Costs to the City for hosting this Event are not included the FY-12 budget. To facilitate this Event, the City would be required to utilize the employees in the Public Works Department, the Parks Department, as well as a number of Police Officers, to ensure public safety, etc. The City staff has estimated that the cost for the City to support this Event would be approximately \$5,300.00.

MAIN STREET MERCHANT INPUT:

Since this is a first time event for the City, and either Route proposed would impact a portion of Main Street, I asked the Main Street Manager, Nancy Woods, to survey all of the potentially affected businesses on Main Street. A list of those businesses surveyed is attached to this Memo as Exhibit "B." **All** surveyed businesses **were opposed** to the closing of Main Street for the period of time requested by the Applicant.

TRAFFIC/SAFETY:

A final planning issue is that the Applicant has advised that there would be a number of vans parked through-out the downtown area to support this Event, because as the teams "break-up" the remainder of the team members are transported by Event vans, drive to be transported to the location where the next runner will take over the run. With 200 teams envisioned, the van traffic would result in increased traffic and parking throughout the downtown area.

PARKS BOARD REVIEW/RECOMMENDATION:

The Parks Board (the "Board") reviewed the Applicant's proposal extensively at their February Board meeting, taking into account the factors outline above. The Board also recognized and considered that the runner and their supporters would potentially stay at local Bastrop hotels/inns/B&Bs, and that the preceding Friday night March 29, 2012 the Event sponsors/Applicant would rent the Convention Center for a pre-Event gathering. **The Board recommends that the City Council deny** the original request, but it suggests that the Applicant consider staging the Event at Mayfest Park. If Mayfest Park is used, the Event would be safer, would not disrupt the Downtown merchants, and would also have a reduced impact on City staff and budget.



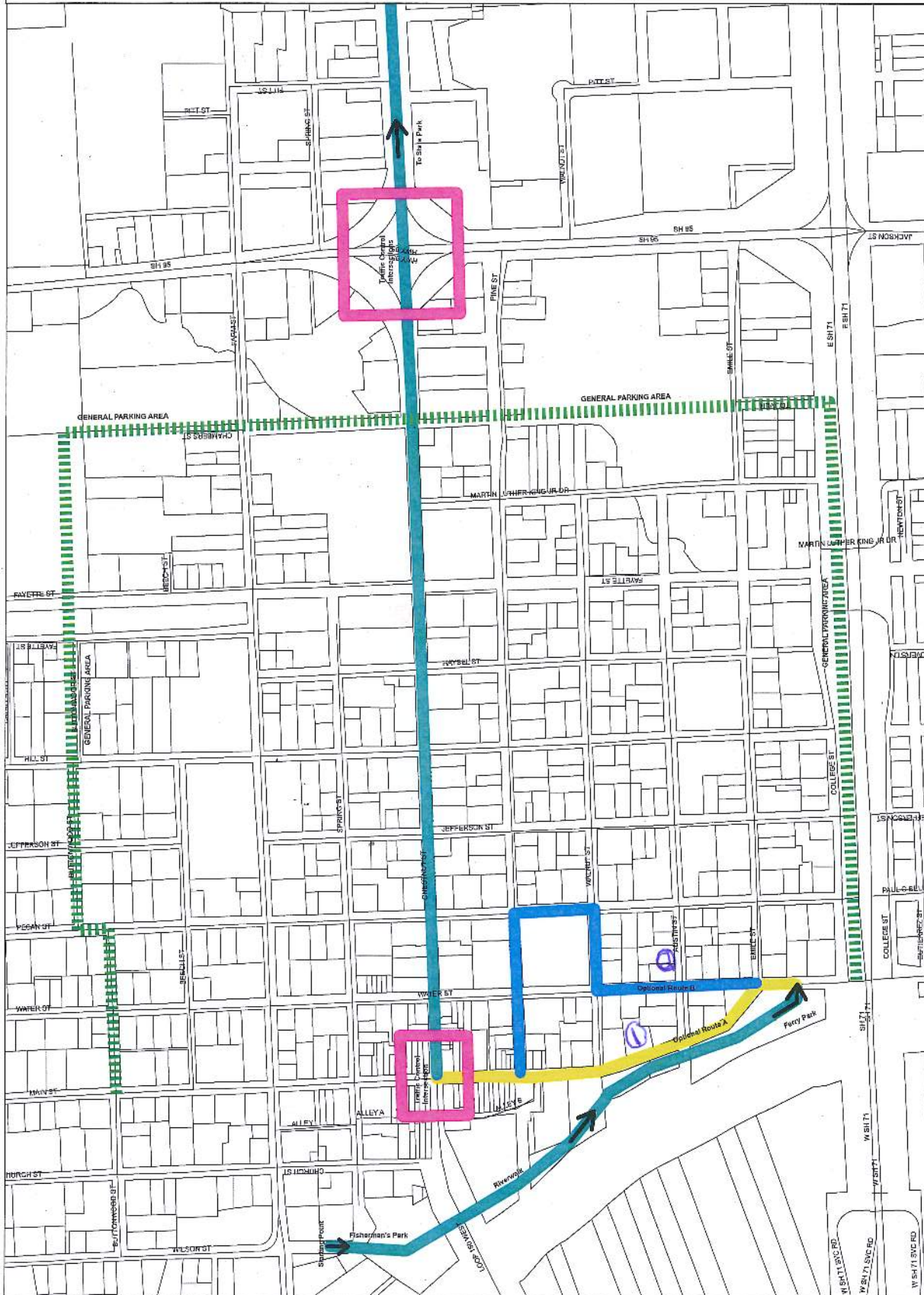
Texas Independence
Relay Route Map for
March 31 - April 1
Relays 2012

Cartographic Data for
General Planning Purposes Only

The accuracy and precision of this cartographic data is limited and should be used for informational purposes only. The City of Bastrop does not warrant the accuracy or precision of this data. The City of Bastrop, nor any of its employees, do not make any warranty of merchantability and fitness for any particular purpose, or any kind of liability or responsibility for the accuracy, completeness or usefulness, or any such information, nor does it warrant that the information will be used in any way that is not intended or upon which a third party could rely.



February 2012



Route map

Bastrop Main Street Program

Memo

To: Mike Talbot
From: Nancy Wood
CC: [Click here and type name]
Date: 01/31/2012
Re: Closing Main Street for Texas Independence Relay March 31, 2012

Outcome of conversations with retailers on South Main regarding closing the street on Saturday, March 31, for the Texas Independence Relay event:

On Monday, January 30, I spent the afternoon talking in person to retailers on South Main Street (800 and 900 blocks) about the possibility of closing that portion of the street to accommodate relay teams for the Texas Independence Relay. The unanimous comment was "Please don't close the street on our most productive day, sales wise, during the week!" The feeling was that closing the street from 6 a.m. to 3 p.m. would result in a significant loss of sales revenue.

To augment the visitor experience when race-goers come downtown to eat in the restaurants, the merchants propose being open late on Friday evening, offering coupons and special deals to people participating in the event and visiting Bastrop, helping fill a "goodie bag" for race participants and their supporters, displaying a "Welcome to Bastrop" sign in their display windows, and in general welcoming everyone to Bastrop for Friday and Saturday. They do not want the City to close South Main Street for the Saturday of this event.

Please let me know what else I need to do to provide information for making a decision on closing South Main Street for this event. The shops are open to the event and will help in any way; they just do not want the street closed to normal Saturday traffic and business. Below is a list of the merchants interviewed.

Regards,

Nancy Wood
Director, Bastrop Main Street Program

Shops

Bebe's Courtyard
Apothecary's Hall
Glit-Z-Chix
Liza Jane's
Piney Creek Candles
Bastrop Picture Frame Emporium
The Book Basket
Cripple Creek & Company

Restaurants:

Maxine's on Main
Baxters on Main
Cindy's Downtown

Texas Independence Relay Cost Estir

Personnel/Equipment	Cost	Total
Public works Foreman	\$20.00hr X 12hr	\$240.00
6 Public Works employees	\$12.00hr X 12hr(6)	\$864.00
3 Public Works Pickups	\$19.00hr X 12hrs (3)	\$684.00
2 Public Work Employees to hang Banners	\$12.00 X 8hrs(2)	\$192.00
Bucket Truck to hang Banners	\$6.75 X4hrs	\$27.00
		\$2,007.00
Police Personnel and Equipment	Cost	Total
Patrol Supervisor	35.00hr X 9 hrs	\$315.00
7 Patrol Officers	35.00 X 9 hrs (7 officers)	\$2,205.00
5 patrol Cars	16.25hr x 9 hrs (5 units)	\$731.25
		\$5,258.25

**Bastrop Police
Department**

Memo

To: City Manager Mike Talbot
From: Asst. Police Chief Matt Wagner
CC: Police Chief Michael Blake
Date: 2/7/2012
Re: Texas Independence Relay

On Friday January 13, 2012 I contacted the city of Gonzales to discuss their past involvement with the Texas Independence Relay. I first spoke to a Gonzales Police Dept. Lieutenant, and was advised that the Police Dept. has provided at no cost six bike officers to work the event. I asked why the event was leaving Gonzales she advised that The city had new coordination for the event and that was all she knew about it.

I then contacted Gonzales City Hall to inquire about the event and I was directed to Barbara the Main St. Manager. Barbara advised that they had provided significant assistance to the Independence Relay the first year they were there. The community felt that the event could generate business for them so they provided volunteer assistance and a tent was donated, the School opened a gym up to allow runners to stay their overnight and charged five dollars each to cover security costs. Once the event was over a 1500.00 dollar donation was made.

Barbara advised that the second year the community again helped but reduced their involvement due to lack of financial return to the community. Barbara also advised that they were going to again reduce their involvement this year, but had not heard from the event coordinator.

Respectfully

M. Wagner

02/10/2012

DEC 19 2011

Event: Texas Independence RelayDate(s): 3/30/12 - 3/31/12Date Submitted: 3/30/12

Special Event Permit Application

Revised 11/17/2011

COPY Talbot

Parks Board meeting date: Thurs 2/02/12 @ 6:30 pm Approved: Yes ☐ No ☐

Agenda deadline: _____ Date copies made: _____

City Council meeting date: Tuesday 2/14/12 @ 6:00 pm Approved: Yes ☐ No ☐

Agenda deadline: _____ Date sent to Secretary: _____

Special Event Review Committee meeting date: Thursday 1/05/12 @ 10AM Approved: Yes ☐ No ☐

Copied for: Special Event Review Committee (6) + event coordinators (1)

Date copies made: _____ Final Walk-Through meeting: _____

Name of event: Texas Independence Relay

Location of event: Fisherman's Park

Purpose of event: Community goodwill; promote fitness, Texas history + teamwork

Date(s): 3/30/12 - 3/31/12 Day(s): Friday + Saturday Times: See event summary

Setup: 3/30/12 Time: _____ Cleanup: 3/31/12 Time: 2:30 pm

Name of organization: Lone Star Relays

Address of organization: 3905 Sam Bass Rd., Round Rock, TX 78681

Event coordinator #1: Jay Hilscher

Daytime: 512-716-5041 Area Code/Number: _____ Fax: _____ Area Code/Number: _____ Cell: 512-716-5041 Area Code/Number: _____

E-mail address: Jay@texasindependencerelay.com

Event coordinator #2: _____

Daytime: _____ Area Code/Number: _____ Fax: _____ Area Code/Number: _____ Cell: _____ Area Code/Number: _____

E-mail address: _____

Please submit the following where applicable:

Item	Item	Item
☒ Application signed & dated	☒ Map of activity route & site locations	☒ Sound Permit
☐ Banner permits	☐ Non-profit status proof	☐ TABC Certificate & City Letter
☐ Fireworks permit & safety plan	☐ Processing fee	
☐ Insurance certificate	☐ Security deposit	

02/10/2012

Event:

Texas Independence

Date(s):

3/30/12 - 3/31/12

Date Submitted:

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Relay

Please describe event activities (may continue on separate sheet of paper, if necessary):

See event summary

Relay race participants will arrive in Bastrop on Friday 3/30/12. Set up in ^{FP} park. will start on this day.

1st team race starts Saturday 3/31/12 around 6 AM in FP.

Plan to hire security guard for items left inside FP Friday night prior to race on Saturday.

Street closures:

see event summary Main & Walnut.
Cones at intersections: down Walnut between Main & Pecan. Runners will go around Courthouse.
Possibly close Main between Pine and Chestnut.

Assistance from City departments (Including Police Dept):

see event summary
Traffic control.

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**COME AND TAKE IT!**

THE TEXAS INDEPENDENCE RELAY EVENT SUMMARY – CITY OF BASTROP

The Texas Independence is a 203 mile running relay that celebrates Texas's history and greatness. It also encourages fitness and fosters teamwork as teams up to 12 runners split the course's 40 legs to navigate through Houston to reach the San Jacinto Monument (where the final battle for Texas's Independence was won) in La Porte, TX (just east of Houston). In the past it has started in Gonzales, Texas, but it will start in Bastrop on March 31, 2012!

Brief TIR History:

This upcoming year will mark the 5th running of the Texas Independence Relay. The race has consistently grown so that 200 teams are expected to run the 2012 event (there were 160 teams in 2011). This translates in over 2,000 people visiting Bastrop from other metro Texas locations, many of whom will be staying overnight on Friday night.

In 2009, Governor Rick Perry ran the Texas Independence Relay, and the event has also had Olympian Leo Manzano, one of the fastest American mile runners ever host a small 1 mile fun run for children.

Moving forward, we look to aggressively grow the event so that it reaches over 500 teams (~6,000 participants) within a few years.

Start Line Schedule:

While 2,000+ runners is a significant number of runners, the nature of the event (due to it's length) makes it so that there will be about 250 people at the starting location during the

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peak times. To reach the finish line by sundown on Sunday, the slowest teams must start between 6 – 6:30AM on Saturday. Each team gets their own individual start time. Throughout most of the morning, teams will start in 2 or 3 minute increments (and there will be a few 5 -10 minute breaks each hour as well). Most of the teams will have been started by 11AM. However, because each minute per mile in average pace results in a difference in finishing time of over 3 hours, the fastest teams will not start until after 2PM.

Start Line Location:

The start line will be located in Fisherman's Park (west of downtown... down on Farm Street). This is an excellent location as it is aesthetically pleasing near the river, but it is also out the way so that few roads need to be closed. Parking in the Library parking lot and on streets near the Library will be adequate.

We do feel that it would be best to reserve the north end of the park (but not the playground equipment, soccer fields, basketball court) until noon on the 31st. Around noon, we will have a children's fun run down to the end of the path and back. After that time, because the number of teams will be few, we do not feel that the park needs to be closed.

The Route:

From the Fisherman's Park, teams (up to 12) will run together down the path along the river until it ends at Ferry Park. The teams will run up the steps and proceed North on Main Street. They will then run around the courthouse (East on Walnut – North on Pecan – West on Pine) to get better acquainted with Bastrop before reaching Main Street Again. Here on Main, between Pine and Chestnut, it would be ideal to have at least a one lane closure (the Northbound lane). When the teams reach Chestnut, an individual runner will head east on Chestnut, while the rest of the team will be done with their team run. Since the individual runners will be spread out, there is no need for any lane closure of Chestnut between Main and Hwy 21/95. However, there will need to be traffic assistance for runners crossing Hwy 21/95. Also, there will need to be a lane closure of 150 (east of Hwy 21/95) as the runners make their way to Bastrop State Park. From there, the course will proceed through the Lost Pines State Parks (Park Road 1C), before making its way to Smithville, down to Flatonia, etc.

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Traffic Control Assistance:

The locations where traffic assistance is necessary are:

- 1) One officer at Main & Walnut St. – Here teams will be crossing Main to head East on Walnut.
- 2) Two officers at Main & Chestnut – Here teams will be finishing their "prologue" run together. An individual runner will turn right to head towards Bastrop State Park. The rest of the team will cross Chestnut to make their way to their vans, which will be parked near the library.
- 3) Four officers to assist runners crossing Hwy 21/95.
- 4) One officer to assist runners as they cross Hwy 150 just before entering Bastrop State Park.
- 5) One officer at the starting area from 11PM Friday to 6AM Saturday.

Tx State Guard may assist with traffic control.

Other Considerations / Assistance:

- 1) Please see the attached maps of the Start Line and Course. At the start line, there will be the team check-in / breakfast area (at the covered area), a starting line, sponsor pop-up tents (on the east side of the path).
- 2) A couple of extra portable restrooms may be required (right near Fisherman Park's bathrooms).
- 3) Many 5ft X 3ft Texas state flags and Come And Take It flags will be hung from the light poles (both in the park, along the path, and downtown). Flags will also be hung along the fence along the path. These flags will be provided.
- 4) A mesh banner may need to be hung across Main St (at Farm).
- 5) Assistance moving "Goody" bags from the Friday night party (at the convention center) to the start line would be appreciated. We may be working with the Chamber of Commerce for volunteers, so it is not clear at this point who will be helping with this.
- 6) Teams are started with a miniature cannon (an experienced cannon starter will be present). Also, there will be an announcer and a DJ. None of these are loud at a distance, especially compared to concert settings, and the decibel threshold of 85 for

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residences will not be exceeded. However, it is good for officers on duty to be aware of these things.

- 7) Lights and power/electricity will be required at the start area.
- 8) Placement of a large Texas flag (40ft X 20ft) on the side of the convention center (Facing Chestnut).
- 9) Individual cones set at the intersections of: 1) Walnut & Main, 2) Walnut & Water St., 3) Walnut & Pecan, 4) Pecan and Pine, 5) Pine & Water, 6) Pine & Main, 7) Main and Chestnut to signal to motorists to use caution.
- 10) ~90 cones will be needed to block the right eastbound lane of Chestnut (between Hwy 95 and the split at Bastrop State Park) between 5AM and 3PM on Saturday, March 31. This works out to 1 cone every 10-12meters.
- 11) We would like to use chalk (like what is used on football fields) to put a Texas Flag on the ground on the slope towards the river by the start line).
- 12) We will likely have a larger (not miniature) cannon on Main (just south of Chestnut) with a couple of Texas Revolution Reinactors.

Event: Texas Independence RelayDate(s): 3/30/12 - 3/31/12Date Submitted: DEC 19 2011

Please submit the following with application where applicable:

Processing Fee:

- ☐ NO FEE because: _____
- \$100.00 with proof of non-profit status
- \$300 for all others
- Shall **NOT** be waived
- Must accompany submitted application
- Cashier's Check or Money Order issued by US Post Office made payable to City of Bastrop
- Fee paid with: Cashier's Check # _____ or Money Order # 14-399507560

Security Deposit Fee:

- ☐ NO FEE because: _____
- \$500.00
- Shall **NOT** be waived
- Must accompany submitted application
- Refunded if City property is clean and free of litter and damage after the event
- Cashier's Check or Money Order issued by US Post Office made payable to City of Bastrop
- Fee paid with: Cashier's Check # 073019 or Money Order # _____

Insurance Certificate:

- General liability policy in the amount of one million dollars (\$1,000,000.00)
- The City of Bastrop must be named as an insured party
- Additional affected entities must be named as insured parties (i.e., BEDC)
- ☐ Submitted with application
- ☒ Will be submitted when received from insurance carrier
- ☒ Letter with intent to insure submitted
- ☐ DBA insurance carrier
- ☐ Chamber of Commerce insurance carrier
- ☐ City of Bastrop insurance carrier

Comments: Will fax, email, or deliver actual certificate**Site Map Showing Locations of the Following:**

- Vendors; temporary structures (booths, stages, tents, Moonwalks, carnival rides, etc.); trailers; vehicles; bikes and motorcycles; watercrafts; aircrafts; equipment; amplification devices; portable toilets; traffic flow for pedestrians, vehicles, and other activities; emergency medical stations; fire lanes, etc
- Proposed detours and street closures
- Route for parade, race, or other similar activity, showing start and finish locations
- Map submitted: ☒ Yes ☐ No

Comments: see event summary**Sound Permit for Amplified Music, Voices, or Activities (show location[s] on map):**

- ☐ No, not needed
- ☒ Yes: Permit obtained from Public Works & Parks Department submitted. Locations: _____

Fisherman's Park - see event summary

Comments: _____

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Event: Texas Independence
RelayDate(s): 3/30/12 - 3/31/12Date Submitted: DEC 19 2011

Please complete the following (may continue on separate sheet of paper if necessary). Mark "N/A" if not applicable.

Admission Fees:

- ☒ No
- ☐ Yes: If yes, describe: _____
- Open to public: ☐ Yes ☐ No

Alcoholic Beverages:

- ☒ No
- ☐ Yes. A copy of the TABC (Texas Alcohol Beverage Commission) certificate must be presented to the City Manager for his signature approval; and the City Manager will provide a letter of approval to submit to TABC with their certificate.

Comments: _____

Animals (show location[s] on map):

- ☒ No
- ☐ Yes: Describe types of animals used and plans for handling animal waste: _____

Attendance:

- Anticipated approximate number of persons attending each day of event: See event summary
- Approximate number of volunteers and workers: about 30

Banner Permit:

- Obtain Permit for banners hung on City property. Banners should have air-flow slits to prevent tears and grommets to hold rope. Please provide ropes for hanging. They will be returned to you. 5x3 TX State Flags & Come & Get it flags
☐ No ☐ Yes: How many? _____ Location? Look to hang many flags - see event summary
Bring banners on Thursday.
- Banners hung on TXDOT right-of-ways require Permit Form 2057 obtained from Department of Transportation on Hwy 21 and Loop 150, (512) 321-2221. **BANNERS HUNG OVER COLLEGE/PECAN FEEDER ROAD NEXT TO HWY 71 MUST BE MADE OF MESH AND HAVE GROMMETS. PLEASE PROVIDE 10 TO 12 SNAP RINGS AND ROPE FOR HANGING BANNERS. THESE WILL BE RETURNED TO YOU.**
☐ No ☒ Yes
- Banners not retrieved within one (1) week after completion of event may be disposed, destroyed, or otherwise handled as deemed appropriate due to lack of storage space hang flag @ pavilion

Comments: ★★ Discuss Thoroughly ★★**Electrical Requirements (show location[s] on map):**

- ☐ No
- ☒ Yes: Describe amperage, voltage, and apparatus needs for all activities and vendors: May need City crew 3pm 7pm to hang flags & banners. needed at Fisherman's Park Not check in FP

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Event:

Texas Independence

Date(s):

3/30/12 - 3/31/12

Date Submitted:

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Relay

Emergency Services (show location[s] on map):

- First aid station: ☐ No ☒ Yes: Location: on site EMT moves along w/ event
- Ambulance service on stand-by: ☒ Yes ☐ No

Fireworks Permit (show location[s] on map):

- ☒ No ☐ Yes: Contact State Fire Marshal's office in Austin, (512) 305-7932, www.tdi.state.tx.us
- Person or group handling the firework display: See event summary

Comments: _____

Inspections (show location[s] on map):

- Temporary structures (stages, booths, tents, canopies, Moonwalks, carnival rides, etc.) and special electrical and water/wastewater needs must be inspected prior to the event
- Flame-retardant material certificate provided to inspector for structures equal to or larger than 200 square feet in diameter
- Contact City of Bastrop Building Official at (512) 332-8840 to schedule an appointment

Comments: 10 x 10 pop up tents**Litter Control** (show location[s] on map):

- Describe in detail number, size, location, and removal of trash receptacles and disposal of contents: _____

trash cans in park Team vehicles handle any trash.
Volunteers will clean up areas in Park used by participants.

- Cook-off: ☒ No - unless community wants to have one
- Cook-off: ☐ Yes: _____-yard roll-off dumpster ordered by and at applicant's expense: _____

Parking (show location[s] on map):

- Coordination and cost is the responsibility of the Applicant. Describe in detail plans for remote parking area(s) and/or shuttle service to and from parking areas to event, if applicable:

Super Saturday @ 10 AM
 Comments: library parking lot + adjacent streets consider lot
between library and church (small white church)
City area can be blocked off for parking.

Portable Toilets (show location[s] on map):

- ☒ No
- ☐ Yes: Number and location of units ordered (Jackpot Portable Toilets 512/303-1466 or American PortaCan of Texas 866/315-0990): Bathrooms out of commission, when lift station construction

Comments: maybe for 2 coordinators responsibility. occurs.**Rodeo Arena:**

- ☒ No ☐ Yes: Contact Linda Waxman @ (512) 303-4321

Comments: _____

Event: Texas Independence Date(s): 3/30/12 - 3/31/12 Date Submitted: DEC 19 2011

Security Plan:

- ☐ No ☐ Yes: Off-duty Bastrop police officers may be available for a fee. Call (512) 332-8600 for information

Comments:

Relay
See event summary Will need security guard
in FP Friday night. 95 & Chestnut traffic control.
28 officers. 2 on Chestnut. at the "Y".

Show Barn:

- ☒ No ☐ Yes: Contact Allen Stewart @ (512) 413-8512 or Phyllis Mathison @ (512) 332-6001

Comments:

Signage (show location[s] on map):

- ☐ No ☐ Yes: Describe number of, location, and type of proposed on-site and off-site signage: Discuss

See event summary in detail. Want to display
Main St & Ferry Ave. Signs & some banners.

Street Closures (show location[s] on map):

See event summary

Temporary Structures, i.e., Booths, Stages, Tents, Moonwalks, Carnival Rides, Etc (show location[s] on map):

- ☐ No ☒ Yes: Describe types and uses for event. Identify the person(s) or group using the structure(s):

see event summary, pop up tent(s), starting line

Vehicles, Equipment, Trailers, Watercrafts, Aircrafts, Bicycles, Motorcycles, etc (show location[s] on map):

- ☒ No ☐ Yes: Describe types and uses for event: Vans for teams will "leapfrog"

along side route.

Vendors (show location[s] on map):

- Vendors should have valid tax ID numbers if selling their wares
- Other than food: ☐ No ☐ Yes
- Food vendors: ☐ No ☐ Yes: Each food vendor, whether selling or giving away food, is responsible for obtaining his/her own temporary permit from Bastrop County Health and Sanitation Department, 806 Water Street, (512) 332-7276 or (512) 581-7176: Food will be donated to teams.

Comments: Do HEB breakfast foods like bananas require a permit?

Water/Wastewater (show location[s] on map):

- ☒ No ☐ Yes: Describe water needs and for disposal of wastewater, including capture and containment, as approved by the

Water/Wastewater Department: _____

Event: Texas Independence
RelayDate(s): 3/30/12 - 3/31/12Date Submitted: DEC 19 2011**Signature Page**

I, the undersigned Applicant, hereby agree to indemnify and hold harmless the City of Bastrop, its officers, employees, agents, and representatives against all claims of liability and causes of action resulting from injury or damage to persons or property arising out of the Special Event.

[Signature]
Applicant

12/14/12
Date

Special Event Review Committee Signatures

The City's Special Event Coordinator will obtain the following applicable signatures.
In order to expedite the process, a designee may sign for any of the following in his or her absence

☒ Police Department

Date

☒ City Manager

Date

☒ Public Works & Parks Department

Date

☐ Bastrop Power & Light Department

Date

☐ Water/Wastewater Department

Date

City of Bastrop
Public Works & Parks
1209 Linden Street *physical address*
P. O. Box 427 *mailing address*
Bastrop, TX 78602
(512) 332-8920 *main*
(512) 321-1313 *fax*



02/10/2012

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NOTICE TO CUSTOMERS:
DECLARATION OF LOSS FORM
REQUIRED PRIOR TO REPLACEMENT OF
THIS DOCUMENT.



FIRST TEXAS BANK
51125-2501 * P.O. BOX 5 * ROUND ROCK, TEXAS 78660

Z44P8037

073019

RFMITTER

ONE STAR RELAYS

88-474/1149

Date NOVEMBER 3, 2011

Pay To The
Order Of

*****CITY OF BASTROP*****

\$500.00

\$ **500.00**

DOLLARS

When held to light, if circular watermarks are not present, do not cash. See back for additional security features.

Cashier's Check

econ03

⑈073019⑈ ⑆114904746⑆

⑈01⑈625⑈3⑈

WESTERN UNION MONEY ORDER

WESTERN UNION FINANCIAL SERVICES INC. - ISSUER

Payable at Wells Fargo Bank Grand Junction - Downtown, N.A., Grand Junction, Colorado

Englewood, Colorado



(ISSUING AGENT)

***PAY EXACTLY \$300.00 14-399507560

A 671139 D 121911

T 1319 02

143995075601 L 000582

\$ 300.00

PAY EXACTLY THREE HUNDRED DOLLARS AND NO CENTS

PAY TO THE
ORDER OF

City of Bastrop

PAYMENT FOR/ACCT. #

905 S. Bastrop Road
Bastrop, LA 71229
72681

PURCHASER'S SIGNATURE

⑆102100400⑆ 40143995075601⑈

MONEY ORDER RECEIPT - NON NEGOTIABLE

Try the new Western Union Payments service for all your bills
and get guaranteed proof of payment. To learn more and to
search over 10,000 billers, goto WesternUnionPaysMyBills.com.

AGT 671139 LOC 000582 DT 121911 \$300.00 3HUNDREDDOLLARS AND
NO CENTS

Payable to:
RETAIN THIS MONEY ORDER RECEIPT. IT MUST BE INCLUDED WITH ALL REFUND REQUESTS. BE SURE TO READ IMPORTANT
INFORMATION BELOW AND ON BACK.
PURCHASE AGREEMENT: You the purchaser agree that Western Union Financial Services Inc. (WUFSI) need not stop payment
on, or replace, or refund a lost or stolen WUFSI Money Order unless (1) you fill in the face of the Money Order at the time of
purchase, and (2) you report the loss or theft to Western Union Financial Services Inc. in writing immediately, and (3) You provide
WUFSI with this original Money Order receipt issued by Western Union Financial Services Inc., Englewood, Colorado. For customer
service, call 1-800-999-9660.

* 14399507560 *



LOAD THIS DIRECTION, THIS SIDE UP

LOAD THIS DIRECTION, THIS SIDE UP

DEC 19 2011

Jay:

We have submitted the application to Philadelphia Insurance Company for quoting. They provided your race coverage last year and are willing to do the same for the 2012 race. I am just waiting on the quote to get your approval to bind. We should, hopefully, have something within the next week or so.

Thank you,

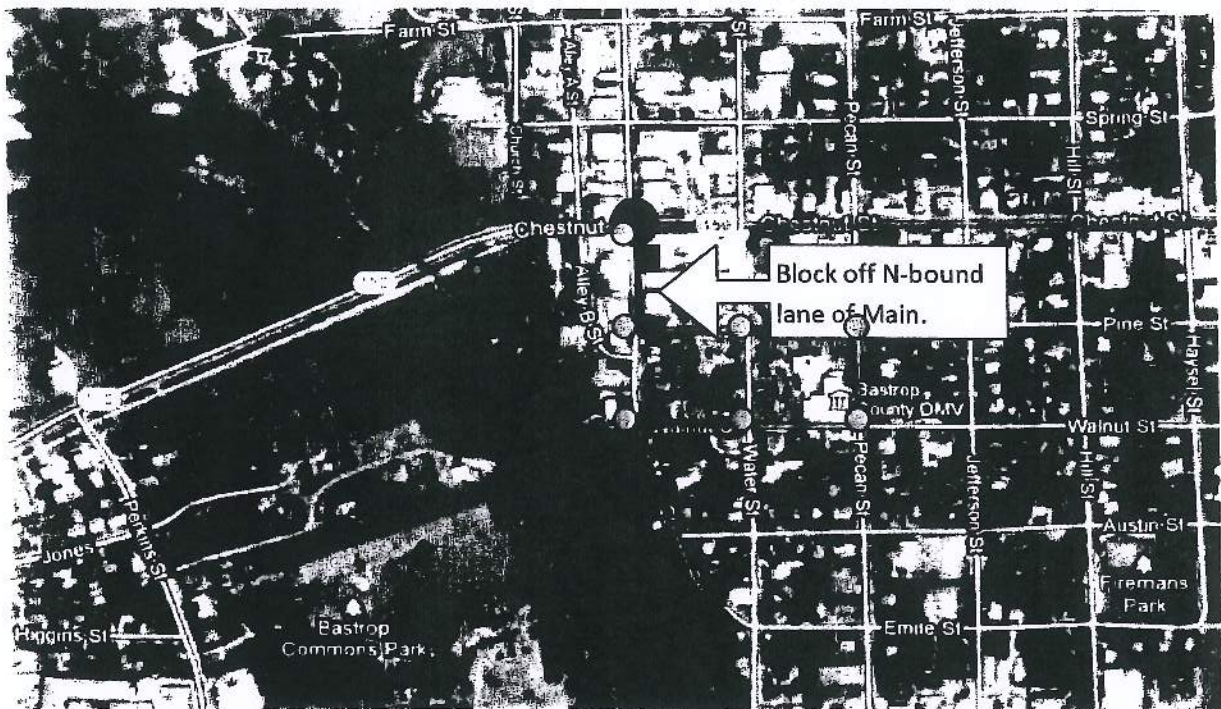
Janet Dennis
Account Manager

Watkins Insurance Group
direct 512-637-4129
512-452-8877 / 800-460-5932
fax 512-452-0999
jdennis@watkinsinsurancegroup.com

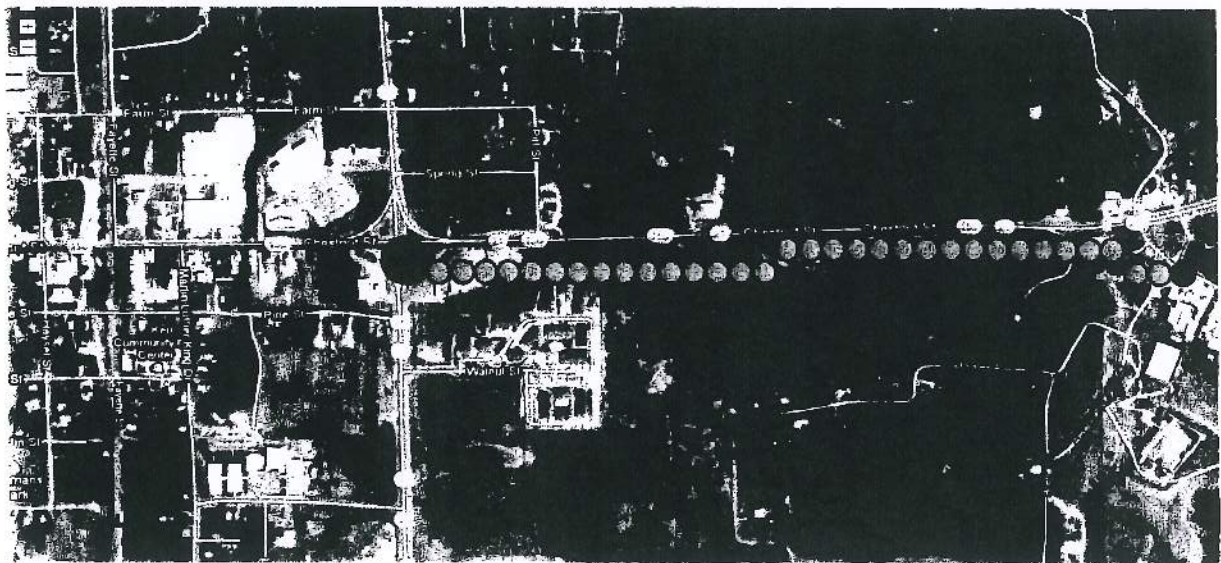
Watkins Insurance
GROUP

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Route of Prologue (Down Fisherman's Park Path and through downtown)

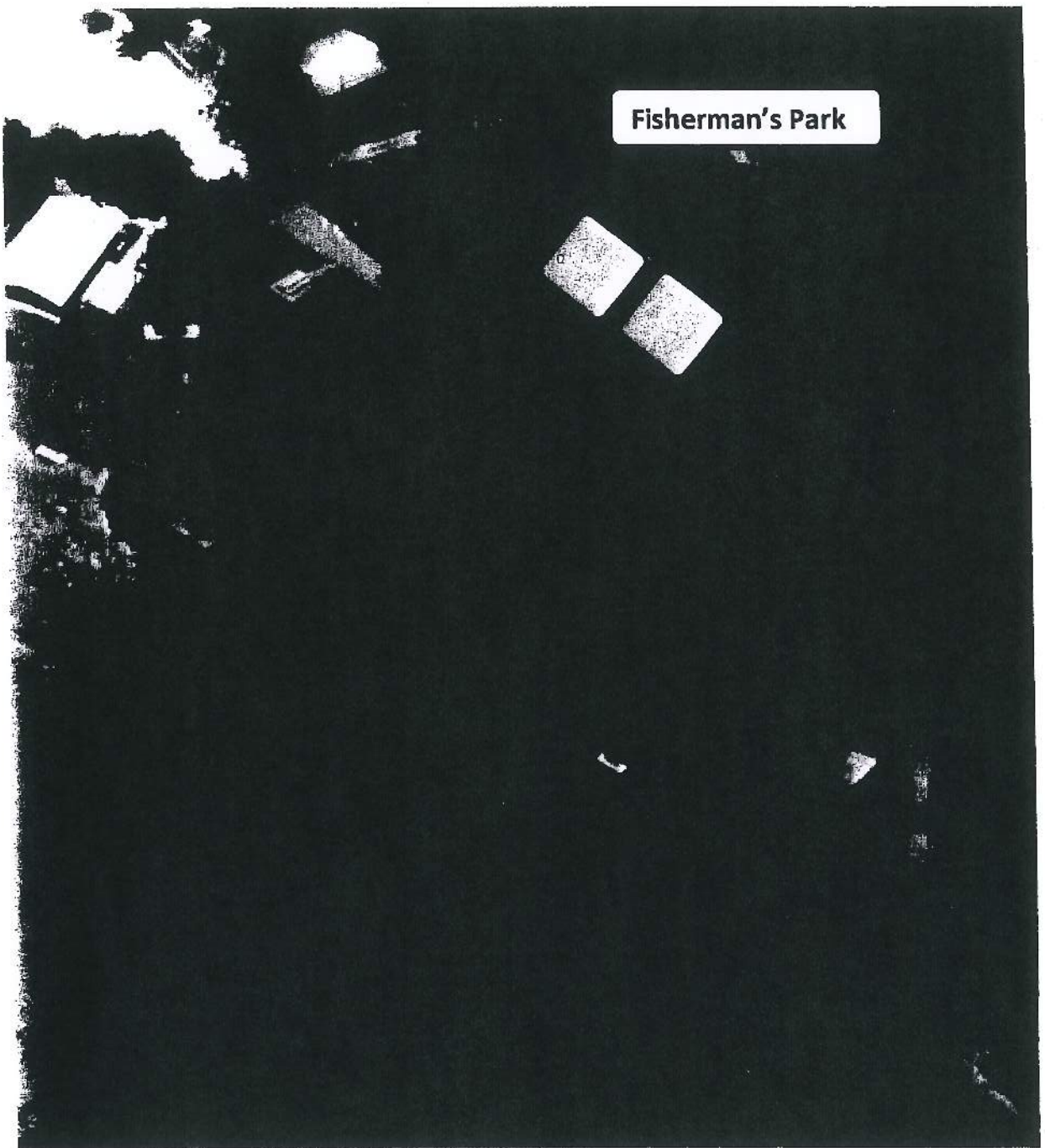


From City of Bastrop to Bastrop State Park

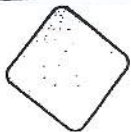


- Indicates Police Officer – Traffic Control.
- Indicates cone placement (or “Event in Process” warning) ~90 cones to be placed between 95 and Bastrop State Park.
- Placement of Cannon (non-firing) / Community Support

Start Area



Fisherman's Park



Sponsor Pop-up Tent



Start Line

02/10/2012

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Event: Texas Independence 1 Date(s): 3/30/12 - 3/31/12 Date Submitted: DEC 19 2011

Relay

Sound Permit Application

Revised 5/7/2011 1:48 PM

City of Bastrop - Public Works, Parks, & Recreation
1209 Linden Street; Bastrop, Texas 78602Tel: (512) 321-3957 Metro: (512) 303-7035 Fax: (512) 321-1313
Office Hours: 7:00 a.m. to 11:30 a.m. and 1:00 p.m. to 3:30 p.m.Special Event on City Property ☒Special Event on Private (not City) Property ☐Park Pavilion Rental ☒Activity on City Property ☒Activity on Private (not City) Property ☐

Permits are required for use of any and all amplified sound within the city limits by other than normal household portable stereo equipment, occurring on private (not City) and public residential and non-residential property. Permits are valid only for the duration of the event named in this application.

A permit for events held in residential areas is valid between the hours of **8:00 a.m. and 10:00 p.m.**

A permit for events held in non-residential areas is valid between the hours of **8:00 a.m. and midnight (12:00 a.m.)**.

The volume of the sound amplified shall not exceed **85 dB(A) (daytime)** or **80 dB(A) (night time)** when measured from the nearest receiving property. The Police Department can request the permit holder to turn down or turn off the amplified sound if there are complaints.

YOU MUST HAVE THIS PERMIT IN YOUR POSSESSION AT THE TIME OF THE EVENT!

Responsible party: Lone Star Relays
Address: 3905 Sam Bass Rd., Round Rock, TX 78681
Phone No: 512-716-5041 Fax No: _____
E-mail address: Jay@texasindependencerelay.com
Date(s) of event, rental, or activity: 3/31/12
Name of event or activity: Texas Independence Relay (starting line)
Location(s) of event, rental, or activity: Fisherman's Park
Location(s) of amplified sound equipment: Fisherman's Park

Start time (AM or PM): 6:00 AM End time (AM or PM): 2:30 PM
Number of speakers used: 2 Number of amplifiers used: if one is used, it is small

Comments: See event summary DJ to announce.
Small canon fired every relay.

[Signature]
Signature of Applicant

12/14/11
Date

02/10/2012

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Event: Texas Independence Relay

Date(s): Fri & Sat 03/30-31/2012

Date Submitted: 12/19/11

Location(s): Fisherman's Park & portion of downtown

Rev Committee Mtg: Thurs 01/05/12 @ 10am Parks Board Mtg: 02/02/12

Council Mtg: 02/14/12

Special Event Walk-Through Review List

Revised 12/20/2011 3:10 PM

Today's Date: Thurs 1/05/12
Day Date

Set Up Days, Dates, and Times: JP Fri afternoon - hanging flags from light poles
glasses, mugs, shirts, etc set up in JP. Set up start area around Pavilion & around picnic

Clean up Days, Dates, and Times: Sat 3/31/12 Tables. Gate @ archway
1st team @ 6am. Ends in Bastrop @ 2:20 pm. Crew to help open.
Friday & Saturday > 2 guys.

Admission Fees: _____

Alcoholic Beverages: _____

Animals: _____

Attendance: ~2000 Volunteer ID's: Yellow shirts, reflective vests

Banners: Want to hang state flags & other flags around the route***discuss in detail Bring Thursday

Electrical Requirements: Need hot check in Fisherman's Park

Emergency Services (First Aid station/ambulance service): EMT personnel participate

Fireworks Permit: _____

Inspections: 10x10 pop-up tents

Litter Control: Volunteers will clean up park areas. Team vehicles handle relay runners' trash

Parking: Library parking lot, streets, grounds between Library and white church
before 10am we will block city area.

Portable Toilets: Will need portables as bathrooms may be closed for construction
Discuss with coordinator, who was informed this is his responsibility of lift station

Rodeo Arena: _____

Security Plan: Will need to hire security guard Friday night in Fisherman's Park
95/Chestnut. Y"
Pelan/Chestnut.

Show Barn: _____

Signage: **Discuss in detail. Coordinator wants to display flags & some banners

Sound Permit: **Discuss use of cannon Sound off at each start of relay.

Street Closures: **See summary & discuss in detail Chestnut involves TX DOT permit.

Office @ Chestnut & 95. Main Street - Route around Othouse & Ferry Park to Chestnut

Temporary Structures: Pop-up tents

Vehicles, Equipment, Trailers, Watercrafts, Aircrafts, Bicycles, Motorcycles, etc: Vans for relay teams

Vendors (permits/power cords): Food donated to teams. Businesses affiliated with relay.

Water/Wastewater: _____

Notes: Permission for State Guard to camp in FP on Friday night.

* Asking for HOT funds. * Would like to have 10 officers.

Meeting Friday - discuss with Mike. **
Prepare copy for Steve
cl. Jaka **

STANDARDIZED AGENDA RECOMMENDATION FORM

CITY COUNCIL

DATE SUBMITTED: February 8, 2012

MEETING DATE: February 14, 2012

1. Agenda Item: **Consideration, discussion and possible action concerning a Resolution of the City Council of Bastrop, Texas designating a portion of the City as an "Historic Chicken Sanctuary" area.**

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

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

Council Member McAnally has requested that the attached resolution be placed on Tuesday night's agenda for consideration by the Council.

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. 2012 - _____**A RESOLUTION OF THE
CITY COUNCIL OF BASTROP, TEXAS DESIGNATING A PORTION OF THE CITY AS
AN 'HISTORIC CHICKEN SANCTUARY' AREA**

WHEREAS, the City of Bastrop, Texas, ("City"), a Home Rule municipality incorporated and operating under the Laws of the State of Texas and, accordingly has been granted full legal authority to enact regulations to further the public health, safety and welfare; and

WHEREAS; City Ordinance Sec. 2.01.007(a) designates the City as a bird sanctuary, in recognition of the benefits to the community afforded by the protection of certain wild birds, and fowls ("Code"); and

WHEREAS; the City Council has determined that such sanctuary protection should be extended to certain fowl that are not currently included in the Code, which fowl are known locally and identified as an 'historic chicken population' that is found to reside in and populate a certain area of town along Farm Street, between Highway 95 and Fayette Street.

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

1. The City Council hereby formally declares that the area of the City between Highway 95 and Fayette Street, along Farm Street, is a sanctuary for the protection of a certain fowl population, which are known locally and identified as the "Historic Chicken Population."
2. Further, the portion of Farm Street between Highway 95 and Fayette Street is hereby declared to be identified as "The Farm Street Historic Chicken Sanctuary." Notwithstanding this declaration, nothing in this Resolution invokes the application of the Endangered Species Act of 1973, as amended, or any other federal, state or local law or regulation, unless such regulations would otherwise automatically apply.
3. The Historic Chickens populating that portion of Farm Street shall be afforded the same protection as is set forth in the City Code, Section 2.01.007, entitled "Injury or Destruction of Wild Birds."
4. The terms of this Resolution shall become effective immediately upon passage of this Resolution, subject to publication as required by State law.

PASSED, ADOPTED AND APPROVED this the 14th day of February 2012.

APPROVED:

ATTEST:

MAYOR TERRY ORR

TERESA VALDEZ, CITY SECRETARY

STANDARDIZED AGENDA RECOMMENDATION FORM

CITY COUNCIL

DATE SUBMITTED: February 9, 2012

MEETING DATE: February 14, 2012

1. Agenda Item: **Consideration, discussion and possible action concerning the speed limit on Farm Street from State Highway 95 to Fayette Street.**

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

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

Attached for the City Council review is a map illustrating the various speed limits on Farm Street from the entrance of Fisherman's Park to State Highway 95. You will note by reviewing the map that the speed limit on Farm Street from the entrance of Fisherman's Park to Water Street is 20 M.P.H. I did a brief review of the City's file and cannot find a reason or what the City might have been planning for when they set the speed limit for this area of Farm Street. Council Member McAnally requested that this item be placed on Tuesday night's agenda so as to be able to discuss the speed limit on Farm Street from S.H. 95 to Fayette Street.

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: _____

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CITY OF BASTROP

