

Bastrop, TX City Council Meeting Agenda
Bastrop City Hall City Council Chambers
1311 Chestnut Street
Bastrop, TX 78602
(512) 332-8800



March 26, 2024

Joint Meeting with BEDC at 5:30 PM

Regular City Council Meeting at 6:30 PM

City of Bastrop City Council meetings are available to all persons regardless of disability. If you require special assistance, please contact the City Secretary at (512) 332-8800 or write 1311 Chestnut Street, 78602, or by calling through a T.D.D. (Telecommunication Device for the Deaf) to Relay Texas at 1-800-735-2989 at least 48 hours in advance of the meeting.

The City of Bastrop reserves the right to reconvene, recess, or realign the Regular Session or called Executive Session or order of business at any time prior to adjournment.

PLEASE NOTE: ANYONE IN ATTENDANCE WISHING TO ADDRESS THE COUNCIL MUST COMPLETE A CITIZEN COMMENT FORM AND GIVE THE COMPLETED FORM TO THE CITY SECRETARY PRIOR TO THE START OF THE CITY COUNCIL MEETING. ALTERNATELY, IF YOU ARE UNABLE TO ATTEND THE COUNCIL MEETING, YOU MAY COMPLETE A CITIZEN COMMENT FORM WITH YOUR COMMENTS AT CITYOFBASTROP.ORG/CITIZENCOMMENT AT LEAST TWO HOURS BEFORE THE MEETING STARTS ON THE REQUESTED DATE. COMMENTS SUBMITTED BY THIS TIME WILL BE GIVEN TO THE CITY COUNCIL DURING THE MEETING AND INCLUDED IN THE PUBLIC RECORD, BUT NOT READ ALOUD. COMMENTS FROM EACH INDIVIDUAL IN ATTENDANCE WILL BE LIMITED TO THREE (3) MINUTES.

- 1. 5:30 PM - CALL TO ORDER JOINT MEETING**
- 2. JOINT MEETING WITH BASTROP CITY COUNCIL AND BASTROP ECONOMIC DEVELOPMENT CORPORATION**
- 2A. Joint Meeting with the Bastrop Economic Development Corporation (BEDC) regarding a Sports Complex and a potential Qualified Hotel Project (QHP) and action to potentially create a project for BEDC.

Submitted by: Sylvia Carrillo-Trevino, ICMA-CM, CPM, Interim Executive Director of the BEDC and City Manager

- 3. 6:30 PM - CALL TO ORDER REGULAR MEETING**

4. **PLEDGE OF ALLEGIANCE** - Alyvia Tamayo and Kynleigh Whitworth, Mina Elementary Gifted and Talented Program

TEXAS PLEDGE OF ALLEGIANCE - *Honor the Texas Flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.*

5. **INVOCATION** - Bob Long, Police Chaplain

6. **PRESENTATIONS**

- 6A. Mayor's Report
- 6B. Council Members' Report
- 6C. City Manager's Report

7. **WORK SESSIONS/BRIEFINGS - NONE**

8. **STAFF AND BOARD REPORTS**

- 8A. Receive Annual Racial Profiling Report from the City of Bastrop Police Department.

Submitted by: Vicky Steffanic, Chief of Police

9. **CITIZEN COMMENTS**

At this time, three (3) minute comments will be taken from the audience on any topic. Anyone in attendance wishing to address the Council must complete a citizen comment form and give the completed form to the City Secretary prior to the start of the City Council meeting. Alternately, if you are unable to attend the council meeting, you may complete a citizen comment form with your comments at www.cityofbastrop.org/citizencommentform at least two hours before the meeting starts on the requested date. Comments submitted by this time will be given to the City Council during the meeting and included in the public record, but not read aloud. In accordance with the Texas Open Meetings Act, if a citizen discusses any item not on the agenda, City Council cannot discuss issues raised or make any decision at this time. Instead, City Council is limited to making a statement of specific factual information or a recitation of existing policy in response to the inquiry. Issues may be referred to City Manager for research and possible future action.

It is not the intention of the City of Bastrop to provide a public forum for the embarrassment or demeaning of any individual or group. Neither is it the intention of the Council to allow a member of the public to slur the performance, honesty and/or integrity of the Council, as a body, or any member or members of the Council individually or collectively, or members of the City's staff. Accordingly, profane, insulting or threatening language directed toward the Council and/or any person in the Council's presence will not be tolerated.

10. **APPROVAL OF MINUTES**

- 10A. Consider action to approve City Council minutes from the March 12, 2024, Regular meeting.

Submitted by: Ann Franklin, City Secretary

11. ITEMS FOR INDIVIDUAL CONSIDERATION

- 11A. Consider action to approve Resolution No. R-2024-33 of the City Council of the City of Bastrop, Texas, approving Amendment #6 to the Task Authorization #2, of the original Professional Services Agreement with Freese and Nichols, Inc. (FNI) to provide additional construction phase services for the Simsboro Water Treatment Plant, Well Field, and Transmission Facilities project for a not to exceed amount of Five Hundred Sixteen Thousand, Nine Hundred Seventy-Five Dollars (\$516,975.00); authorizing the City Manager to execute all necessary documents; providing for a repealing clause; and establishing an effective date.

Submitted by: Fabiola de Carvalho, CFM, AMP MIAM, Executive Director of Engineering and Construction Management

- 11B. Consider action to approve Resolution No. R-2024-37 of the City Council of the City of Bastrop, Texas, approving and ratifying the execution of a Wholesale Wastewater Services Agreement and a Wastewater Facility Payment Contribution Agreement between the City and Corix Utilities Inc., as attached as Exhibits A and B respectively; providing for a repealing clause; and establishing an effective date.

Submitted by: Sylvia Carrillo-Trevino, ICMA-CM, CPM, City Manager

- 11C. Consider action to approve Resolution No. R-2024-34 of the City Council of the City of Bastrop, Texas, approving a Wastewater Easement Acquisition Agreement between the City and Corix Utilities Inc., as attached as Exhibit A; authorizing the City Manager to execute all necessary documents; providing for a repealing clause; and establishing an effective date.

Submitted by: Sylvia Carrillo-Trevino, ICMA-CM, CPM, City Manager

- 11D. Consider action to approve Resolution No. R-2024-35 of the City Council of the City of Bastrop, Texas, approving an Agreement between the City, 7Arrows Land Staff, LLC, and Corix Utilities Inc., for 7Arrows Land Staff, LLC, to provide professional land rights acquisition services in the amount not to exceed Five Hundred Thousand Five Hundred Dollars (\$500,500.00), as attached as Exhibit A; authorizing the City Manager to execute all necessary documents; providing for a repealing clause; and establishing an effective date.

Submitted by: Sylvia Carrillo-Trevino, ICMA-CM, CPM, City Manager

- 11E. Consider action to approve the first reading of Ordinance No. 2024-08 of the City Council of the City of Bastrop, Texas amending the Code of Ordinances, related to Chapter 14, The Bastrop Building Block (B3) Code, Article 9.2 Categories Of Preservation establishing standards and procedures; as attached in Exhibit A; and providing for findings of fact, repealer, severability, codification, effective date, proper notice, and meeting and move to include on the April 9, 2024, Consent Agenda for the second reading.

Submitted by: Kennedy Higgins, Senior Planner, Development Services Department

- 11F. Consider action to approve the first reading of Ordinance No. 2024-10 authorizing the amendment of the City of Bastrop FY2024 budget with a reduction of \$25,000 in revenue received from the Bastrop Economic Development Corporation allocated to the Main Street program; providing for severability; repealing conflicting ordinances; providing an

effective date; providing for proper meeting and notice; and move to include on the April 9, 2024, Consent Agenda for second reading.

Submitted by: Sylvia Carrillo-Trevino, ICMA-CM, CPM, City Manager, and Interim Director of the BEDC

- 11G. Consider action to approve Resolution No. R-2024-36 of the City Council of the City of Bastrop, Texas confirming appointments by the Mayor of Richard Smarzik to Place 6; Kathryn Lang to Place 4; Christopher Higgins to Place 3; and Judith Magana to Place 9, of the Main Street Board as required in Section 3.08 of the City's Charter; and establishing an effective date.

Submitted by: Sylvia Carrillo-Trevino, ICMA-CM, CPM, City Manager

- 11H. Consider action to approve Resolution No. R-2024-39 of the City Council of the City of Bastrop, Texas, approving an Interlocal Agreement with the Bastrop County Water Control and Improvement District No. 2 for the maintenance and improvement of certain streets, as attached in Exhibit A; authorizing the execution of all necessary documents; providing for repealer; and providing an effective date.

Submitted by: Andres Rosales, Interim Assistant City Manager

- 11I. Consider action to approve Resolution No. R-2024-40 of the City Council of the City of Bastrop, Texas, approving an interlocal agreement with the Bastrop County for the maintenance and improvement of certain streets, as attached in Exhibit A; authorizing the execution of all necessary documents; providing for repealer; and providing an effective date.

Submitted by: Andres Rosales, Interim Assistant City Manager

- 11J. Consider action to approve Resolution No. R-2024-38 of the City Council of the City of Bastrop, Texas adopting the previously accepted 2023 City of Bastrop Parks, Recreation and Open Space Master Plan.

Submitted by: Sylvia Carrillo-Trevino, ICMA-CM, CPM, City Manager

- 11K. Consider action to approve Resolution No. R-2024-29 regarding a petition filed by Eron R. Smith to remove approximately 128.563 acres of land, as described in the petition, from the City of Bastrop's extraterritorial jurisdiction pursuant to Local Government Code Chapter 42.

Submitted by: Sylvia Carrillo-Trevino, ICMA-CM, CPM, City Manager

12. EXECUTIVE SESSION

- 12A. City Council shall convene into closed executive session pursuant to Texas Government Code section 551.071 to seek the advice of legal counsel regarding Visit Bastrop's Destination and Marketing Services Agreement and related policies, procedures, and practices.

- 12B. City Council shall convene into closed executive session pursuant to Texas Government Code section 551.071 to seek the advice of legal counsel regarding the plans for the potential annexation of certain county roads as related to future development projects.

- 12C. City Council shall convene into closed executive session pursuant to Texas Government Code section 551.071 to seek the advice of legal counsel regarding current laws and procedures for the creation of a Municipal Utility District.
- 12D. City Council shall convene into closed executive session pursuant to Texas Government Code section 551.071 to seek the advice of legal counsel regarding current laws and procedures for creation of a Public Improvement District.
- 12E. City Council shall convene into closed executive session pursuant to Texas Government Code section 551.071 to seek the advice of legal counsel regarding a Mutual Release and Termination of Development Agreement with Bastrop Colorado Bend, LLC, including de-annexation of Bastrop 552 Project property.
- 13. TAKE ANY NECESSARY OR APPROPRIATE ACTION ON MATTERS POSTED FOR CONSIDERATION IN CLOSED/EXECUTIVE SESSION**
- 14. ADJOURNMENT**

All items on the agenda are eligible for discussion and action unless specifically stated otherwise.

The Bastrop City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), and 551.087 (Economic Development), and §551.086 (Competitive Matters regarding Electric Utility).

I, the undersigned authority, do hereby certify that this Notice of Meeting as posted in accordance with the regulations of the Texas Open Meetings Act on the bulletin board located at the entrance to the City of Bastrop City Hall, a place of convenient and readily accessible to the general public, as well as to the City's website, www.cityofbastrop.org and said Notice was posted on the following date and time: Friday, March 22, 2024 at 2:00 p.m. and remained posted for at least two hours after said meeting was convened.

/s/Victoria Psencik
Victoria Psencik, Assistant City Secretary