

RESOLUTION NO. R-2024-108

**BASTROP COUNTY EMERGENCY FOOD PANTRY
COMMUNITY SERVICES & OFFSITE IMPROVEMENTS AGREEMENT**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS, APPROVING THE EXECUTION OF AN AGREEMENT BETWEEN THE CITY OF BASTROP AND THE BASTROP COUNTY EMERGENCY FOOD PANTRY FOR COMMUNITY SERVICES AND OFFSITE IMPROVEMENTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR PROPER NOTICE AND MEETING.

WHEREAS, the Bastrop County Emergency Food Pantry (“Organization”) is a non-profit organization that provides services, including emergency food assistance, to residents of the City of Bastrop (“City”) and Bastrop County;

WHEREAS, the Organization intends to develop a new food pantry location at 1201 Pine Street, Bastrop, Texas (“New Facility”), and to remodel its existing facility located at 806 Fayette Street, Bastrop, Texas (“Existing Facility”), in order to ensure its operations are sustainable and scalable to meet the needs of residents experiencing food insecurity and poverty; and

WHEREAS, to reduce the financial barriers to completing these improvements to its facilities and operations, the Organization has requested that the City provide certain Offsite Improvements as defined in the Community Services and Offsite Agreement (“Agreement”) attached hereto as **Exhibit A**, related to the construction of the New Facility, which will ensure adequate access to and from the facility to the public streets and adequate parking in the area to promote the flow of traffic in the area and promote public safety; and

WHEREAS, the City Council finds there to be unique, unusual, and compelling circumstances creating a justification for the City to provide such Offsite Improvements related to the New Facility in this situation, in order to serve the City’s interests in the public health, safety, and welfare of its residents.

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

Section 1. Finding of Facts. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Bastrop, Texas, and are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.

Section 2. Execution. The City Council authorizes the execution of the Agreement, attached and incorporated herein as **Exhibit A**.

Section 3. Severability. Should any portion or part of this Resolution be held for any reason invalid or unenforceable by a court of competent jurisdiction, the same shall not be construed to affect any other valid portion hereof, but all valid portions hereof shall remain in full force and effect.

Section 4. Repealer: All orders, ordinances, and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

Section 5. Effective Date: This Resolution shall be in full force and effect from and after its passage.

Section 6. Proper Notice & Meeting: The City Council hereby finds and declares that written notice of the date, hour, place, and subject of the meeting at which this Resolution was adopted was posted and that such meeting was open to the public as required by law at all times during which this Resolution and the subject matter hereof were discussed, considered and formally acted upon, all as required by the Texas Open Meetings Act, Chapter 551, Texas Government Code, as amended.

DULY RESOLVED & ADOPTED by the City Council of the City of Bastrop, Texas, on this, the 27th day of August, 2024.

THE CITY OF BASTROP, TEXAS:

Lyle Nelson, Mayor

ATTEST:

Irma Parker, Interim City Secretary

APPROVED AS TO FORM:

Alan Bojorquez, City Attorney