

CITY OF BASTROP

BASTROP CITY COUNCIL REGULAR CITY COUNCIL MEETING MINUTES

Tuesday, December 10, 2024

The Bastrop City Council met in Regular Meeting on Tuesday, December 10, 2024, at 5:00 p.m. at the Bastrop City Hall Council Chambers, 1311 Chestnut Street, Bastrop, Texas, with the following action taken to wit:

Council Members Present

Mayor Lyle Nelson
Mayor Pro-Tempore John Kirkland
Council Member Cynthia Meyer
Council Member Cheryl Lee*¹
Council Member Kerry Fossler
Council Member Kevin Plunkett

Council Members Absent

None

Staff Present

City Manager Sylvia Carrillo-Trevino
Assistant City Manager Andres Rosales
City Attorney Alan Bojorquez
City Secretary Irma G. Parker
Assistant City Secretary Victoria Psencik
Chief Financial Officer Edi McIlwain
Development Services Director James Cowey
Police Chief Vicky Steffanic
Information Technology Director Jaime Saldivar
Community Engagement Director Kathy Danielson
Public Works Director John Eddleton
Parks & Recreation Director Terry Moore
Human Resources Director Tanya Cantrell
Assistant to City Manager Viviana Andres
Senior Planner Kennedy Higgins
Project Manager Hudson Mills
Project Manager Elizabeth Wick

1. CALL TO ORDER

With a quorum being present Mayor Nelson called the Regular City Council meeting to order at 5:00 p.m.

2. PLEDGE OF ALLEGIANCE –United States of America and Texas Flags

Rylee Romney and Lindsey McFarland representing the Bastrop High School Girls Soccer Team, led the Pledge of Allegiance.

3. INVOCATION

City of Bastrop Police Chaplain Ketrich Steger delivered the invocation.

4. EXECUTIVE SESSION

4A. **Section 551.071 to seek the advice of legal counsel and to deliberate regarding a request from the Valverde Development, to appeal the Impact Fee and fee structure as adopted by the Impact Fee Ordinance (2022-18).**

- 4B. Section 551.071 to seek the advice of legal counsel and to deliberate matters related to development fees associated with the transfer of the Certificate of Convenience and Necessities for the Valverde Development.
- 4C. Section 551.071 to seek the advice of legal counsel regarding proposed development agreement and utility agreement with WB Bastrop Land, LLC, for the Ironwood Development project.
- 4D. Section 551.071 and 551.074 to seek the advice of legal counsel regarding the appointment of an Interim City Attorney.
- 4E. Section 551.071 to seek the advice of legal counsel and to deliberate regarding a request from the PRC 01 Bastrop, LLC, (Sendero Development) to enter into an agreement regarding the development process as outlined in the 380 Agreement executed on June 11, 2024.

Mayor Nelson closed the Open Meeting to convene the City Council into Executive (Closed) Session at 5:04 p.m. pursuant to Texas Government Code, Chapter 551. as follows:

5. TAKE ANY NECESSARY OR APPROPRIATE ACTION ON MATTERS POSTED FOR CONSIDERATION IN CLOSED/EXECUTIVE SESSION.

- 4A. Section 551.071 to seek the advice of legal counsel - Valverde Development
Citizen Comments: Brian Grace; Signed Speaker Card, but did not speak
- 4B. Section 551.071 to seek the advice of legal counsel - transfer of the Certificate of Convenience and Necessities for the Valverde Development.
- 4C. Section 551.071 to seek the advice of legal counsel - WB Bastrop Land, LLC, for the Ironwood Development project.
- 4D. Section 551.071 and 551.074 to seek the advice of legal counsel - appointment of an Interim City Attorney.
- 4E. Section 551.071 to seek the advice of legal counsel - PRC 01 Bastrop, LLC, (Sendero Development) 380 Agreement executed on June 11, 2024.

Mayor Nelson reconvened the City Council into Open Session at 6:40 p.m. Mayor Nelson called for any action as a result of Executive Session.

MOTION: Council Member Fossler moved to approve a Memorandum of Understanding with PRC 01 Bastrop, LLC, Item 4E regarding the Sendero Development. Mayor Pro-Tempore Kirkland seconded the motion. Motion carried unanimously.

6. PRESENTATIONS

- 6A. Mayor's Report

6B. **Council Members' Report**

7. **STAFF AND BOARD REPORTS**

7A. **City Manager's Report**

8. **CITIZEN COMMENT(S)**

No requests made to address the City Council on an item, not on the agenda

9. **CONSENT AGENDA**

9B. **Consider and act on Resolution No. R-2024-168, accepting a donation from D. R. Horton in the amount of \$5,000.00 (Five Thousand Dollars) for the upcoming Bastrop Mardi Gras Event being held in Downtown Bastrop, TX, on Saturday February 1, 2025.**

Submitted by: Kathy Danielson, Community Engagement Director

9C. **Consider and act on the second reading of Ordinance No. 2024-36, amending the budget for the Fiscal Year 2024 in accordance with existing statutory requirements; appropriating the various amounts herein as attached in Exhibit A; repealing all prior ordinances and actions in conflict herewith; and establishing an effective date.**

Submitted by: Edi McIlwain, CPA, Chief Financial Officer

9D. **Consider and act on Resolution No. R-2024-166, approving an Interlocal Agreement between Bastrop County and the City of Bastrop with CloudGavel for Electronic Warrants Cloud-Based Services (Exhibit A); authorizing the City Manager to execute all necessary documents, providing for a repealing clause; and establishing an effective date.**

Submitted by: Vicky Steffanic, Chief of Police

9E. **Consider and act on the second reading of Ordinance No. 2024-42 approving the "Covered Applications and Prohibited Technology Policy" as required by Senate Bill 1893.**

Submitted by: Tanya Cantrell, Human Resources Director & Jaime Saldivar, Information Technology Director

9F. **Consider and act on the request to refund a Replat Application Fee in the amount of One Thousand, Nine Hundred Eighty-Six Dollars and Twenty-Nine Cents (\$1,986.29), and to refund the Board / Commission Appeal Application Fee in the amount of Three Thousand, Six Hundred Eighty-One and 00/100 Dollars (\$3,681.00) for the property located at 112 Post Oak Rim, Bastrop, Texas, within the city limits of Bastrop.**

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

- 9H. **Consider and act on the second reading of Ordinance No. 2024-43, amending the FY 25 Operating Budget to fund the replacement of the Bob Bryant Park Playscape, Shade Structure Cloth, New Playground Surfacing and Swings Feature in the amount of \$100,000 from the General Fund Operating Fund Balance.**

Submitted by: Edi McIlwain, Finance Director & Terry Moore, Parks & Recreation Director

Mayor Nelson called for requests to remove any item from the Consent Agenda for separate discussion. Council Member Fossler requested Item 9A be removed from the Consent Agenda for separate discussion. City Manager Sylvia Carrillo-Trevino requested Item 9G be pulled from the Consent Agenda for separate discussion.

MOTION: Council Member Lee moved to approve the Consent Agenda 9B through 9F and 9H as presented. Council Member Plunkett seconded the motion. Motion carried unanimously.

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- 9A. **Consider and act to approve the following Bastrop City Council meeting minutes:**

- 1. Tuesday, November 12, 2024, Regular Meeting;**
- 2. Thursday, November 21, 2024, Special Meeting; and**
- 3. Tuesday, December 3, 2024, Joint City Council and Bastrop Economic Development Corporation Board Meeting.**

Submitted by: Victoria Psencik, Assistant City Secretary

MOTION: Council Member Fossler moved to approve Item 9A.2 to add *Note For The Record* to clarify her vote in the November 21, 2024 Meeting Minutes and approve Items 9A.1 and 9A.3 as presented. Council Member Plunkett seconded the motion. Motion carried unanimously.

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- 9G. **Consider and act on Resolution No. R-2024-180, accepting donations to the City of Bastrop for the Texas Municipal League (TML) Region 10 Holiday Quarterly Meeting, Hosted by the City of Bastrop, From Various Companies and Individuals in the Total Amount of Two Thousand *Three Hundred And Forty And 00/100 Dollars* (\$2,040.00 *\$2,340.00*); As Attached in Exhibit A; Authorizing the City Manager to Execute all Necessary Documents; Providing for a Repealing Clause; And Establishing an Effective Date**

Submitted by: Andres Rosales, Assistant City Manager

MOTION: Council Member Meyer moved to approve Resolution No. R-2024-180 with amendment submitted by City Manager Carrillo-Trevino to add \$300.00 donation from International Consulting Engineers (ICE) and updating the donation amount to \$2,340.00. Member Plunkett seconded the motion. Motion carried unanimously.

10. ITEMS FOR INDIVIDUAL CONSIDERATION – PUBLIC HEARINGS – DEVELOPMENT CODE AMENDMENTS

- 10A. **Conduct a public hearing, consider and act on the first reading of Ordinance No. 2024-44, of the City of Bastrop, Texas, approving the zoning change for 10.56 +/- acres out of Nancy Blakey Survey Abstract 98, located west of FM 969, within the City of Bastrop from P2 Rural to P5 Core as shown in Attachment 2; providing for findings of fact; providing for repealer; providing for severability; providing for enforcement; providing for proper notice and meeting; and establishing an effective date; and move to include on January 14, 2024, Consent Agenda for second reading.**

Submitted by: Kennedy Higgins, Senior Planner

Mayor Nelson opened the Public Hearing at 7:05 p.m.

Public Hearing: No citizen comments.

Mayor Nelson closed the Public Hearing at 7:06 p.m.

MOTION: Mayor Pro-Tempore Kirkland moved to postpone Item 10A until the January 14, 2025, City Council meeting. Council Member Meyer seconded the motion. Motion carried unanimously.

Editor's Note: Section 10B, 10C, 10D and 10E – "ITEMS FOR INDIVIDUAL CONSIDERATION – PUBLIC HEARINGS – DEVELOPMENT CODE AMENDMENTS" presented together as they all pertained to Bastrop Building Block (B3) Code.

- 10B. **Conduct a public hearing, consider, and act on the first reading of Ordinance No. 2024- 46, of the City of Bastrop, Texas amending the Code of Ordinances, related to Chapter 14, The Bastrop Building Block (B3) Code, Article 6.3 General Lot Standards, Section 6.3.005 ALLEYS & DRIVEWAY LOCATIONS (a), (b) and (c) 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 January 14, 2025 Consent Agenda for the second reading.**

Submitted by: Kennedy Higgins, Senior Planner

- 10C. **Conduct a public hearing, consider, and act on the first reading of Ordinance No. 2024- 47, of the City of Bastrop, Texas amending the Code of Ordinances, related to Chapter 14, The Bastrop Building Block (B3) Code, Article 6.3 General Lot Standards, Section 6.3.006 PARKING (b)(4)(5)(7) and (9) 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 January 14, 2025 Consent Agenda for the second reading.**

Submitted by: Kennedy Higgins, Senior Planner

- 10D. **Conduct a public hearing, consider, and act on the first reading of Ordinance No. 2024- 48, of the City of Bastrop, Texas amending the Code of Ordinances, related to Chapter 14, The Bastrop Building Block (B3) Technical Manual, Article 2.1 General Standards And Requirements, section 2.1.006 Parking Areas (a)(1) 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 January 14, 2025 Consent Agenda for the second reading.**

Submitted by: Kennedy Higgins, Senior Planner

- 10E. **Conduct a public hearing, consider, and act on the first reading of Ordinance No. 2024- 49, of the City of Bastrop, Texas amending the Code of Ordinances, related to Chapter 14, The Bastrop Building Block (B3) Code, Article 6.3 General Lot Standards, Section 6.3.003 Building Placement (a)(3)(A) 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 January 14, 2025 Consent Agenda for the second reading.**

Submitted by: Kennedy Higgins, Senior Planner

Mayor Nelson opened the Public Hearing at 8:13 p.m.

Public Hearing: Pablo Serna. Mr. Serna was called to the podium to provide comments during the public hearing, he did not respond.

Mayor Nelson closed the Public Hearing at 8:13 pm for Bastrop Building Block (B3) Code Amendment listed in Item 10B, 10C, 10D, and 10E.

MOTION: Council Member Fossler moved to approve the first reading of the following Agenda Items as presented:

1. Item 10B - Ordinance No. 2024-46, Amending Chapter 14 – “The Bastrop Building Block (B3) Code”, Article 6.3 – “General Lot Standards”, Section 6.3.005 – “Alleys & Driveway Locations (a), (b) and (c);
2. Item 10D - Ordinance No. 2024-48, Amending Chapter 14 – “The Bastrop Building Block (B3) Technical Manual”, Article 2.1 – “General Standards And Requirements”, Section 2.1.006 - “Parking Areas (a)(1)”; and
3. Item 10E - Ordinance No. 2024-49, Amending Chapter 14 – “The Bastrop Building Block (B3) Code”, Article 6.3 – “General Lot Standards”, Section 6.3.003 – “Building Placement (a)(3)(A)”. as presented.

Council Member Lee seconded the motion. Motion carried unanimously.

MOTION: Mayor Pro-Tempore Kirkland moved to approve the first reading of Item 10C - Ordinance No. 2024-47 amending Chapter 6 – ‘Private Realm Development Standards’, Article 6.3 – “General Lot Standards of the Bastrop Building Block (B3) Code” Section 6.3.006(7) – “Parking” to read as follows – “*Residential garage facades, if provided, shall begin in the second or third layer and on-site parking is allowed in the first layer*”. Council Member Lee seconded the motion. Motion carried unanimously

10F. **Conduct a public hearing, consider, and act on the first reading of Ordinance No. 2024- 50, of the City of Bastrop, Texas amending the Code of Ordinances, related to Chapter 14, The Bastrop Building Block (B3) Code, Article 6.3 General Lot Standards, Section 6.3.006 PARKING (a) and (b)(1)(2) 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 January 14, 2025 Consent Agenda for the second reading.**

Submitted by: Kennedy Higgins, Senior Planner

Mayor Nelson opened the Public Hearing at 8:29 pm for the Bastrop Building Block (B3) Code Amendment listed in Item 10F.

Public Hearing: No comments.

Mayor Nelson closed the Public Hearing at 8:29 pm for the Bastrop Building Block (B3) Code Amendment listed in Item 10F.

MOTION: Mayor Pro-Tempore Kirkland moved to the first reading of Ordinance No. 2024-50 with the following additions to Chapter 14 – “The Bastrop Building Block (B3) Code”, Article 6.3 – “General Lot Standards”, Section 6.3.006 – “Parking” – to:

1. Define a minimum parking space as measuring ten feet by twenty feet (10’ x 20’);
 2. Clearly state that the required minimum parking spaces must not obstruct sidewalks; and
 3. Change the requirement to a minimum of one (1) parking space for each bedroom.
- Council Member Meyer seconded the motion. Motion carried unanimously.

11. ITEMS FOR INDIVIDUAL CONSIDERATION

11A. **Consider and act on Resolution 2024-182, Accepting Notice of Withdrawal by the Bojorquez Law Firm, PC, from Representing the City and Resignation of City Attorney Alan Bojorquez Dated November 25, 2024; Direct City Manager to Coordinate Transition of Services; Providing for Repealing Clause; and Establish an Effective Date.**

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

MOTION: Council Member Meyer moved to approve Resolution No. R-2024-182 accepting notice of withdrawal by the Bojorquez Law Firm, PC from representing the city and resignation of City Attorney Alan Bojorquez as presented. Council Member Plunkett seconded the motion. Motion carried unanimously.

- 11B. **Consider and act on Resolution No. R-2024-181, approving and authorizing an engagement letter with the Chapman Firm for legal services pertaining to the construction of public works projects, as attached in Exhibit A; authorizing the City Manager to execute all necessary documents; upon request and providing for findings of fact, repealer, severability, effective date, proper notice, and meeting.**

Submitted by: Andres Rosales, Assistant City Manager

MOTION: Council Member Plunkett moved to approve Resolution No. R-2024-181 approving and authorizing an engagement letter with the Chapman Firm for legal services for public works construction projects as presented. Council Member Meyer seconded the motion. Motion carried unanimously.

- 11C. **Consider and act on first reading of Ordinance No. 2024-51; An Ordinance Ordering a Special Election to be held on Saturday, May 3, 2025 for the Recall of Mayor Lyle Nelson According to the Bastrop Home Rule Charter; Designating Polling Places with the City; Establishing other Procedures for the Conduct of the Special Election, Including Providing that the Election is to be held as a Joint Election in Conjunction with Bastrop County; Providing a Severability Clause; and Providing an Effective Date.**

Submitted and Presented by: Irma G. Parker, City Secretary, TRMC, CMC

MOTION: Mayor Pro-Tempore Kirkland moved to POSTPONE Item 11C to the January 14, 2025, City Council Meeting. Council Member Plunkett seconded the motion. Motion carried unanimously.

- 11D. **Consider and act on Resolution No. R-2024-179, Supporting of Employees Andres Rosales, Irma G. Parker, Victoria Psencik, Vivianna Nicole Andres, Elisha Perkins, Doug Haggerty, Kathy Danielson, James E. Cowey, Laura Allen, John Eddleton, Curtis Hancock, Jaime Saldivar, Jimmie Campbell, and Tim Vande Vorde as Listed and Named by Council Member Cheryl Lee; Directing This Document With Associated Exhibits to be Prepared with a Certified Copy Delivered to Each Named Employee; Directing that this Document Be Provided to Human Resources For Inclusion In Each Employee Personnel File; Providing For A Repealing Clause; And Establishing An Effective Date.**

Submitted by: Mayor Pro-Tempore Kirkland and Council Member Meyer
Presented by: City Secretary Irma G. Parker

MOTION: Council Member Plunkett moved to approve Resolution No. R-2024-179 supporting the employees listed in Item 11D that were named in Council Member Cheryl Lee's Memo. Mayor Pro-Tempore Kirkland seconded the motion.

[Editor's Note: no vote taken at this time. Council Member Lee began to read her speech into the record]

MOTION: Council Member Meyers called for a Point of Order to address rule violation by Council Member Lee as her comments should relate to Item 11D - Resolution R-2024-179. Point of Order denied.

[Editor's Note: Points of order can interrupt the speaker, does not require a second, and cannot be debated or amended. When a Point of Order is called, the Mayor rules on its validity. Mayor Nelson did not validate. Council Member Lee began to comment on her report.]

MOTION: Council Member Meyer moved to Appeal Mayor Nelson's decision. Council Member Council Member Plunkett seconded the motion. Motion carried 3 to 2 with Council Member Lee and Council Member Fossler voting against.

[Editor's Note: Mayor Nelson returned to main motion.]

MOTION: Council Member Plunkett moved to approve Resolution No. R-2024-179 supporting the employees listed in Item 11D that were named in Council Member Cheryl Lee's Memo as presented. Mayor Pro-Tempore Kirkland seconded the motion. Motion carried unanimously

11E. **Consider and act on Resolution No. R-2024-176, Appointing Michael Burkhart to Place 4 of the Hunters Crossing Local Government Corporation Board for a Three-Year Term beginning December 2024 and Ending in September 2027; Receiving Confirmation by the City Council of the Appointment; And Providing for an Effective Date.**

Submitted by: Mayor Lyle Nelson

MOTION: Mayor Pro-Tempore Kirkland moved to approve Resolution No. R-2024-176 appointing Michael Burkhart to Place 4 of the Hunters Crossing Local Government Corporation Board. Council Member Lee seconded the motion. Motion carried unanimously.

11F. **Consider and act on the first reading of Ordinance No. 2024-45, of the City of Bastrop, Texas, amending Chapter 13, Article 13.02, Section 13.02.012 – Providing for Line Extension Agreements for the extension of certain water and/or wastewater lines; and providing for a findings of fact, repealer; severability, codification, effective date, proper notice and meeting, and move to include on January 14, 2024, Consent Agenda for second reading.**

Submitted by: Vivianna Nicole Andres, Assistant to the City Manager

MOTION: Council Member Plunkett moved to approve first reading of Ordinance No. 2024-45 amending Chapter 13, Article 13.02, Section approve 13.02.012 providing for line extension agreements for the extension of certain water and/or wastewater lines and to include on the January 14, 2025 Consent Agenda for the second reading. Council Member Fossler seconded the motion. Motion carried unanimously.

- 11G. **Consider and act on Resolution No. R-2024-170, approving and authorizing execution of the first amendment to the Viridian Development Agreement between the City of Bastrop and Continental Homes of Texas, L.P., regarding the Valverde Development; providing for severability; providing for repeal; and providing an effective date.**

Submitted and Presented by: Andres Rosales, Assistant City Manager

MOTION: Council Member Lee moved to approve Resolution No. R-2024-170 authorizing the execution of the first amendment to the Viridian Development Agreement. Council Member Fossler seconded the motion. Motion carried unanimously.

- 11H. **Consider and act on Resolution No. R-2024-175, Approving the 2025 City Council Meeting Schedule, attached as Exhibit A; and providing an effective date.**

Submitted by: Victoria Psencik, Assistant City Secretary

MOTION: Council Member Fossler moved to approve Resolution No. R-2024-175 approving the 2025 City Council Meeting Schedule. Mayor Pro-Tempore Kirkland seconded the motion. Motion carried unanimously.

- 11I. **Consider and act on Resolution No. R-2024-183, authorizing participation with the State of Texas, through the Office of the Attorney General, in the latest global opioid settlement with Kroger and approving settlement participation form attached as Exhibit A.**

Submitted by: Alan Bojorquez, City Attorney

MOTION: Mayor Pro-Tempore Kirkland moved to approve Resolution No. R-2024-183 authorizing participation with the State of Texas in the opioid settlement Kroger (grocery stores and pharmacies) by approving the settlement participation form. Council Member Plunkett seconded the motion. Motion carried unanimously.

- 11J. **Consider and act on Resolution No. R-2024-164 allowing the Mayor to promote and advocate for the City of Bastrop with Legislative and Administrative bodies leading up to and during the 89th Legislative Session, rescinding Section 1, Item 7 from Resolution No. R-2024-049 adopted April 29, 2024.**

Submitted by: Mayor Nelson and Council Member Lee

Citizen Comments: Linda Curtis was called to the podium to address the City Council. No comments made.

MOTION: Mayor Pro-Tempore Kirkland moved to TABLE until January 14, 2025 to address as a WORKSHOP ITEM. Council Member Meyer seconded the motion. Motion carried unanimously.

12. ITEMS FOR INDIVIDUAL CONSIDERATION – PURCHASING

12A. **Consider and act on Resolution No. R-2024-167, approving a construction contract with 304 Construction, LLC for a not-to-exceed amount of Four Hundred Ninety-Four Thousand, Two Hundred Sixty-Five Dollars and Zero Cents (\$494,265.00) for the construction of the Fairview Cemetery Columbaria Project; as attached in Exhibit A; authorizing the City Manager to execute all necessary documents; providing for a repealing clause; and establishing an effective date.**

Submitted by: Elizabeth Wick, CFM, Project Manager

MOTION: Council Member Plunkett moved to approve Resolution No. R-2024-167 awarding a construction contract with 304 Construction LLC for the Fairview Cemetery Columbaria Project. Council Member Meyer seconded the motion. Motion carried 4 to 0. Council Member Lee was off of the dais.

12B. **Consider and act on Resolution No. R-2024-173, Awarding a contract for the Maintenance, Mowing & Landscaping Services for Parks and Public Buildings to Brightview Landscape Services, Inc., in the amount of Ninety Thousand Seven Hundred Thirty-Six And 00/100 Dollars (\$90,736.00) as attached as Exhibit A; authorizing the City Manager to execute all necessary documents for the contract; providing for a repealing clause; and establishing an effective date.**

Submitted by: Terry Moore, Parks & Recreation Director

MOTION: Mayor Pro-Tempore Kirkland moved to approve Resolution No. R-2024-173 awarding a contract with Brightview Landscape Services Inc for Maintenance, Mowing, and Landscaping Services for Parks and Public Buildings. Council Member Lee seconded the motion. Motion carried unanimously.

12C. **Consider and act on Resolution No. R-2024-174, awarding a contract for the Maintenance, Mowing & Landscaping Services for Hunters Crossing to Community Lawn Care and Maintenance, LLC., in the amount of Fifty-Nine Thousand Eight Hundred And 00/100 Dollars (\$59,800.00) as attached as Exhibit A; authorizing the City Manager to execute all necessary documents for the contract; providing for a repealing clause; and establishing an effective date.**

Submitted by: Terry Moore, Parks & Recreation Director

MOTION: Council Member Plunkett moved to approve Resolution No. R-2024-174 awarding a contract with Community Lawn Care and Maintenance LLC for Maintenance, Mowing, and Landscaping Services for Hunters Crossing. Mayor Pro-Tempore Kirkland seconded the motion. Motion carried unanimously.

- 12D. **Consider and act on Resolution No. R-2024-172, awarding a contract for the Maintenance, Mowing & Landscaping Services for Public Right-of-Ways to Community Lawn Care and Maintenance, LLC, in the amount of One Hundred Twenty-Four Thousand Seven Hundred And 00/100 Dollars (\$124,700.00) as attached in Exhibit A; authorizing the City Manager to execute all necessary documents for the contract; providing for a repealing clause; and establishing an effective date.**

Submitted by: John Eddleton, Public Works Director

MOTION: Council Member Plunkett moved to approve Resolution No. R-2024-172 awarding a contract with Community Lawn Care and Maintenance LLC for Maintenance, Mowing, and Landscaping Services for Public Right-of-Ways. Council Member Fossler seconded the motion. Motion carried unanimously.

- 12E. **Consider and act on Resolution No. R-2024-171, approving Change Order #1 with BAR Constructors, Inc. in the amount of Two Hundred Seventy-Two Thousand, Two Hundred Nineteen Dollars and Forty-Nine Cents (\$272,219.49) for construction of the redesigned stormwater outfall structure as part of the Wastewater Treatment Plant #3 Project; as attached in Exhibit A; authorizing the execution of all necessary documents; upon request and providing for findings of fact, repealer, severability, effective date, proper notice, and meeting.**

Submitted by: Andres Rosales, Assistant City Manager

MOTION: Council Member Plunkett moved to approve Resolution No. R-2024-171 for Change Order #1 with BAR Constructors Inc for construction of the redesigned stormwater outfall structure as part of the Wastewater Treatment Plant #3 Project. Council Member Fossler seconded the motion. Motion carried unanimously.

- 12F. **Consider and act on Resolution No. R-2024-177, approving and authorizing the issuance of a Request for Proposals (RFP) for Banking Services, as attached in Exhibit "A"; providing for a repealing clause; and establishing an effective date.**

Submitted by: Edi McIlwain, CPA, Chief Financial Officer

MOTION: Council Member Plunkett moved to approve Resolution No. R-2024-177 authorizing the issuance of a Request for Proposal for Banking Services. Mayor Pro-Tempore Kirkland seconded the motion. Motion carried unanimously.

- 12G. **Consider and act on Resolution No. R-2024-178, approving to extend the term of the current Bank Depository Agreement with First National Bank of Bastrop, from December 31, 2024 until January 31, 2025, as attached in Exhibit A; authorizing the City Manager to execute all necessary documents; providing for a repealing clause; and establishing an effective date.**

Submitted by: Edi McIlwain, CPA, Chief Financial Officer

MOTION: Council Member Fossler moved to approve Resolution No. R-2024-178 to extend the term of the current Bank Depository Agreement with First National Bank of Bastrop from December 31, 2024 until January 31 2025. Council Member Lee seconded the motion. Motion carried unanimously.

13. ITEMS FOR INDIVIDUAL CONSIDERATION – CHARTER AMENDMENTS

- 13A. **Consider and act on the first reading of Ordinance No. 2024-41 to canvass returns and declare the results of the adoption or rejection of proposed amendments to the existing Home Rule Charter at the Special Election held on Tuesday, November 5, 2024; providing a severability clause; and providing an effective date.**

Submitted and Presented by: Irma G. Parker, City Secretary, TRMC, CMC

Citizen Comment(s): Linda Curtis

MOTION: Mayor Pro-Tempore Kirkland moved to approve the first reading of Ordinance No. 2024-41 canvassing returns and declare the results of the adoption or rejection of proposed amendments to the existing Home Rule Charter at the Special Election held on Tuesday, November 5, 2024, and move to include on the January 14, 2025, agenda. Council Member Plunkett seconded the motion. Motion carried 4 to 1. Council Member Fossler voting against.

- 13B. **Consider and act on first reading of Ordinance No. 2024-52, Amending the Code of Ordinances Chapter 1 “General Provisions”, Article 1.03 “Mayor & City Council”, Division 2 “Mayor”, Section. 1.03.032 – “Compensation” and Section. 1.03.033 “Expense Account”; Division 3 “City Council”, Section 1.03.061 “Composition; Meetings”, Section 1.03.062 “Compensation of Councilmembers” to Comply with the City of Bastrop Home Rule Charter; Providing for Findings of Fact, Adoption, Enforcement, Repealer, and Severability; Establishes an Effective Date; And Ensures Proper Notice and Meeting.**

Submitted by: Irma G. Parker, City Secretary, TRMC, CMC

MOTION: Mayor Pro-Tempore Kirkland moved to approve the first reading of Ordinance No. 2024-52 amending the Code of Ordinances Chapter 1 “General Provisions”, Article 1.03 “Mayor & City Council”, Division 2 “Mayor”, Section. 1.03.032 – “Compensation” and Section. 1.03.033 “Expense Account”; Division 3 “City Council”, Section 1.03.061 “Composition; Meetings”, Section 1.03.062 “Compensation of Councilmembers” to Comply with the City of Bastrop Home Rule Charter. Council Member Lee seconded the motion. Motion carried unanimously.

13C. **Consider and act on Resolution No. R-2024-184, To Ratify the Mayor and City Council Salary Increases as Approved at the November 5, 2024 Special Election With Approval of Proposition I; Authorizing and Directing the city secretary and human resources director to Execute all Necessary Documents for the Salary of Elected Officials; Providing for a Repealing Clause; And Establishing an Effective Date.**

Submitted by: Irma G. Parker, City Secretary, TRMC, CMC

MOTION: Council Member Lee moved to approve Resolution No. R-2024-184 ratifying the Mayor and City Council Salary Increases as approved at the November 5, 2024 Special Election with approval of Proposition I. Mayor Pro-Tempore Kirkland seconded the motion. Motion carried unanimously.

14. ADJOURNMENT

Upon receiving a motion duly made and seconded to adjourn, the December 10th Regular Meeting was adjourned at 9:31 p.m.

CITY OF BASTROP, TEXAS

Lyle Nelson, Mayor

ATTEST:

Irma G. Parker, City Secretary

ⁱ Council Member Lee left the dais at 9:01 p.m. and returned at 9:05 p.m.