



STAFF REPORT

MEETING DATE: August 22, 2023

TITLE:

Consider action to approve Resolution No. R-2023-135 of the City Council of the City of Bastrop, Texas approving Agreements for Tree Mitigation for Pearl River projects, including Blakey Owner Apartments II, LLC for Multi-Family Phase II, and PRC 01 Bastrop, LLC for the Commercial phase, including related bonds, and authorizing the City Manager to execute all necessary documents.

AGENDA ITEM SUBMITTED BY:

Sylvia Carrillo, ICMA-CM, CPM, City Manager

BACKGROUND/HISTORY:

The Public Improvement Plan Agreement (PIPA) was developed as part of the City of Bastrop's Development Manual. This standardized agreement is a tool that can be used by staff. It allows a developer to final plat lots within the approved section of the subdivision prior to the completion of all public improvements.

Prior approval of a PIPA on June 27, 2023, for both above stated properties, did not take into account tree mitigation. This item seeks to remedy trees that were cut down in advance of a final approved site plan, to ensure the city has the ability to replant trees in other areas of the town as needed. The Pearl River site has a multifamily and commercial sections. This agenda item covers both as follows:

- (1) Agreement for Tree Mitigation by and between City of Bastrop and Blakey Owner Apartments II, LLC, a Texas limited liability company, relating to tree mitigation on 14.024 acres of land, situated in the City of Bastrop, Bastrop County, Texas, being the land described in that certain Special Warranty Deed dated as of March 31, 2023, and recorded on April 3, 2023, under Document No. 202304799 of the Official Public Records of Bastrop County, Texas
- (2) \$235,800.00 bond for obligations under Agreement for Tree Mitigation for 14.024 acres of land referenced in #1 above
- (3) Agreement for Tree Mitigation by and between the City of Bastrop and PRC 01 BASTROP, LLC, a Texas limited liability company, relating to tree mitigation on 49.821 acres of land, situated in the City of Bastrop, Bastrop County, Texas, being a portion of the land conveyed to PRC 01 Bastrop, LLC pursuant to special warranty deed being recorded under Document No. 202200112 of the Official Public Records of Bastrop County
- (4) \$739,200 bond for obligations under Agreement for Tree Mitigation for 49.821 acres referenced in #3 above

The cost estimates and scope of work included in the attached agreement has been reviewed by the necessary city staff. The agreements and bond have been reviewed and approved by the City Attorney.

POLICY EXPLANATION:

Texas Local Government Code Section 51.001 provides the City general authority to adopt an Ordinance or policy regulations that are for the good government, peace, or order of the City and is necessary or proper for carrying out a power granted by law to the City.

FISCAL IMPACT:

Undetermined at this time; dependent on the amount of trees replaced onsite. Any residual amount will be placed into the city's tree fund used to plant trees in other areas.

RECOMMENDATION:

Approve the resolution as presented.

ATTACHMENTS:

- Resolution No. R-2023-135
- Agreements and Bond

