

**MARCH 7, 2023**

The Bastrop City Council met in a regular meeting on Tuesday, March 7, 2023, at 4:30 p.m. at the Bastrop City Hall Council Chambers, located at 1311 Chestnut Street, Bastrop, Texas. Members present were: Mayor Schroeder and Mayor Pro Tem Rogers and Council Members Lee, Plunkett, Crouch, and Kirkland. Officers present were: City Manager, Sylvia Carrillo; City Secretary, Ann Franklin; and City Attorney, Rezzin Pullum.

**CALL TO ORDER - SPECIAL MEETING - 4:30 P.M.**

Mayor Schroeder called the meeting to order at 4:30 p.m. with a quorum present.

**CITIZEN COMMENTS****SPEAKERS**

**Becky Schmitz**  
1105 Main Street  
Bastrop

**CONSENT AGENDA**

**A motion was made by Mayor Pro Tem Rogers to approve Items 3A, 3B, and 3C as listed on the Consent Agenda after being read into the record by City Secretary Ann Franklin. Seconded by Council Member Lee, motion was approved on a 4-0 vote. Council Member Plunkett was off the dais.**

- 3A. Consider action to approve Resolution No. R-2023-40 of the City Council of the City of Bastrop, Texas confirming appointment by the Mayor of Michael Lucas, Place 3 of the Parks Board, as required in Section 3.08 of the City's Charter, and establishing an effective date.  
Submitted by: Ann Franklin, City Secretary
- 3B. Consider action to approve Resolution No. R-2023-42 of the City Council of the City of Bastrop, Texas, approving a Joint Agreement between the City of Bastrop (City) and Bastrop Independent School District (BISD), City of Elgin, City of Smithville, Elgin Independent School District (EISD), Lexington Independent School District, McDade Independent School District and Wildwood Municipal Utility District for the May 6, 2023 Special and General Election for Bastrop, Texas, attached as Exhibit A; authorizing the City Manager to execute all necessary documents; and providing an effective date.  
Submitted by: Ann Franklin, City Secretary
- 3C. Consider action to approve Resolution No. R-2023-43 of the City Council of the City of Bastrop, Texas, authorizing participation with the State of Texas, through the office of the Attorney General, in the latest Global Opioid Settlements and approving settlement participation form submission to Attorney General Office; authorizing the City Manager to execute all related documents; and providing for an effective date.  
Submitted by: Sylvia Carrillo, City Manager

**ITEMS FOR INDIVIDUAL CONSIDERATION**

- 4A. Consider action to approve Resolution No. R-2023-33 revising the agreement for subdivision plat regulation in the City of Bastrop's ETJ in Bastrop County also known as the (1445 agreement); providing for repeal; and providing an effective date.  
Submitted by: Sylvia Carrillo, City Manager  
**Presentation was made by Sylvia Carrillo, City Manager**

**SPEAKERS**

**Myra Gaepf  
610 W. 5<sup>th</sup> St.  
Austin, Tx 78701  
512-472-7455**

**Rick Neff  
136 Territory Drive  
Bastrop, Tx**

**A motion was made by Mayor Pro Tem Rogers to approve Resolution No. R-2023-33, seconded by Council Member Lee, motion was approved on a 5-0 vote.**

- 4B. Consider action to approve Resolution No. R-2023-27 of the City Council of the City of Bastrop, Texas approving an agreement between the City of Bastrop and Bastrop River Company providing for a five year lease of a .52 acre portion of A11 Bastrop town tract, acres 5.100 (city park) located in Fisherman's Park with an option to renew for three additional two-year term upon mutual agreement; authorizing the city manager to execute said lease agreement on behalf of the city; and declaring an effective date.  
Submitted by: Trey Job, Assistant City Manager

**SPEAKER**

**Lee Harle  
205 Perkins St.  
Bastrop, TX  
512-921-8423**

**A motion was made by Mayor Pro Tem Rogers to approve Resolution No. R-2023-27 with a 3.5% increase over the first 5 years, seconded by Council Member Kirkland, motion was approved on a 5-0 vote.**

**EXECUTIVE SESSION**

**The City Council met at 5:03 p.m. in a closed/executive session pursuant to the Texas Government Code, Chapter 551.071 and 551.087, to discuss the following.**

- 4C. Consider action to approve amendments to the Development agreement between the City of Bastrop and Colorado Bend, LLC. Authorizing the City Manager to execute all necessary documents; providing for repeal; and providing an effective date.  
Submitted by: Sylvia Carrillo, City Manager

**Mayor Schroeder recessed the Executive Session at 5:57 p.m.**

- 4C. Consider action to approve amendments to the Development agreement between the City of Bastrop and Colorado Bend, LLC. Authorizing the City Manager to execute all necessary documents; providing for repeal; and providing an effective date.  
Submitted by: Sylvia Carrillo, City Manager

**No action was taken.**

- 4D. Hold a public hearing and consider action to approve the first reading of Ordinance No. 2023-04 of the City Council of the City of Bastrop, Texas, amending the Bastrop Building Block (B<sup>3</sup>) Code, Chapter 6, Section 6.5.003 amending the Authentic Bastrop Pattern Book, and amending Bastrop Code of Ordinances Section 3.01.001 International Code Council (ICC); International Code Family; and providing for findings of fact, repealer, severability, codification, effective date, proper notice and meeting; and move to include on the March 28, 2023, consent agenda for second reading.

Submitted by: Jennifer C. Bills, Director of Planning & Development

**Presentation was made by Jennifer C. Bills, Director of Planning & Development**

**Public hearing opened.**

**Public hearing closed.**

**A motion was made by Council Member Kirkland to approve the first reading of Ordinance No. 2023-04 with the following, and include on the March 28, 2023, consent agenda for second reading, seconded by Council Member Lee, motion was approved on a 5-0 vote.**

**Direction was given by the maker of the motion for staff to come back to second reading of the ordinance with the inclusion of: 50% or greater transparency; statement of allowing pet fences as long as it is not accessible to children; and removal of the reference to "pattern book".**

#### **EXECUTIVE SESSION CONTINUED**

**The City Council met at 6:15 p.m. in a closed/executive session pursuant to the Texas Government Code, Chapter 551, et seq, to discuss the following:**

- 5A. 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 City Council's oversight of the Bastrop Economic Development Corporation, including personnel, financial, and other related matters.

**Mayor Schroeder recessed the Executive Session at 7:20 p.m.**

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

- 5A. 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 City Council's oversight of the Bastrop Economic Development Corporation, including personnel, financial, and other related matters.

**A motion was made by Council Member Kirkland to approve Resolution No. R-2023-44, seconded by Mayor Pro Tem Rogers, motion was approved on a 5-0 vote.**

**Adjourned at 7:02 p.m. without objection.**

**APPROVED:**

**ATTEST:**

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Mayor Connie Schroeder

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City Secretary Ann Franklin

**The Minutes were approved on March 28, 2023, by Council Member **Name**'s motion, Council Member **Name**'s second. The motion was approved on a **5-0** vote.**