

RESOLUTION NO. R-2024-115

APPROVING A RENEWAL OF A PROPERTY USE LICENSE AGREEMENT WITH THE 1832 FARMER'S MARKET

A RESOLUTION OF THE CITY OF BASTROP, TEXAS, APPROVING AND AUTHORIZING THE EXECUTION OF A PROPERTY USE LICENSE AGREEMENT BETWEEN THE CITY OF BASTROP AND THE 1832 FARMER'S MARKET, LOCATED AT 1302 CHESTNUT STREET, BASTROP, TEXAS; PROVIDING FOR FINDING OF FACTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR PROPER NOTICE AND MEETING.

WHEREAS, the City owns the property located at 1302 Chestnut Street; and

WHEREAS, the 1832 Farmer's Market, operated by the nonprofit known as the Bastrop Sustainable Agricultural Community ("Nonprofit"), desires to continue to use a lot on the property for conducting and operating a community farmer's market; and

WHEREAS, having a farmer's market in the Main Street Program Area benefits the public and fulfills one of the goals/objectives of the City of Bastrop Main Street Program; and

WHEREAS, the Nonprofit agrees to pay the City of Bastrop \$350 per month for use of the lot for the renewal of its license to use the lot for the Farmer's Market; and

WHEREAS, the City Council has reviewed and desires to enter into the Property Use License Agreement for the 1832 Farmers Market ("Agreement"), which is attached hereto and incorporated herein as **Exhibit A**.

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. Approval & Execution: The City Council of the City of Bastrop hereby approves the Agreement (attached hereto and incorporated herein as **Exhibit A**) and authorizes the execution of the Agreement.

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

Section 5. 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 1st day of October 2024.

THE CITY OF BASTROP, TEXAS:

Lyle Nelson, Mayor

ATTEST:

Irma Parker, City Secretary

APPROVED AS TO FORM:

Alan Bojorquez, City Attorney