

**RESOLUTION NO. 2026-01-567**

**A RESOLUTION OF THE CITY OF SMITHVILLE, TEXAS, FORMALLY DESIGNATING A CITY USE OF THE PROPERTY GENERALLY LOCATED AT 500 MAPLE STREET, SMITHVILLE, TX 78957, ALSO KNOWN AS KEILBERG PARK, MAKING LEGISLATIVE FINDINGS, AND PROVIDING SEVERABILITY AND AN EFFECTIVE DATE.**

**WHEREAS**, the City of Smithville (“the City”) is a Type A general law municipality located in Bastrop County, which has codified its regulations and enforcement; and

**WHEREAS**, the City Council for the City of Smithville finds that the real property located at 500 Maple Street, Smithville, TX 78957, referred to as Keilberg Park (“Park”), is made up of approximately 10 acres of real property. Such property has previously been dedicated as park and recreational land; and

**WHEREAS**, the Lower Colorado River Authority (“LCRA”) is in need of land from the City of Smithville to lease a 100’ x 100’ (.23 acres) portion of the Park property to develop a self-supporting communications tower for their LTE communications network pursuant to the Easement Acquisition Agreement (“Agreement”). Such tower is needed for various public safety reasons, environmental management reasons, and to service City citizens; and

**WHEREAS**, the communications tower will be located fully within the 100’ x 100’ space, with no guyed wires associated with the tower; and

**WHEREAS**, LCRA is offering a lease amount of \$75,000 in consideration for the 100’ x 100’ space within Keilberg Park, with the agreement limited to a time period of fifty (50) years; and

**WHEREAS**, LCRA will pay all development costs associated with building the tower and there will be no out-of-pocket expense to the City of Smithville; and

**WHEREAS**, LCRA will indemnify the City from any loss arising from the tower operation and will remove the tower improvements and return the property to its original condition at the end of the easement period; and

**WHEREAS**, LCRA proposed two possible locations (“Easement Areas”) for the tower, one being in a 100’ x 100’ space located on the north-west portion of the Park and one being in the south half of the Park in a 100’ x 100’ space; and

**WHEREAS**, the City of Smithville has evaluated the Easement Areas and determined that the area identified on “Exhibit A” presents the most feasible and prudent option to place the communications tower with as minimal of an impact as possible on the remaining parkland; and

**WHEREAS**, the City of Smithville has evaluated the Park and the proposed location for the communications tower and determined no feasible or prudent alternatives exist for the

placement of the communications tower; and the project includes all reasonable planning to minimize harm to the park;

**WHEREAS**, after presentations made at City Council meetings and hearing from City staff, the City staff recommended adoption of the Agreement; and

**WHEREAS**, the City Council for the City of Smithville finds and designates the Easement Area identified on “Exhibit A” within Keilberg Park shall be changed in use to allow for the needed tower and will be used for any authorized municipal purpose and is to be characterized as serving a necessary public purpose with no limitation, until determined otherwise by the City Council at a future date; and

**WHEREAS**, the City Council for the City of Smithville finds that since the City acquired title to Keilberg Park, it is the sole entity to manage the property, develop the property, and supervise the property; and

**WHEREAS**, the City Council for the City of Smithville finds that allowing the use of the park area identified on “Exhibit A” within Keilberg Park for the LCRA self-supporting communications tower is in the best interest of the general public and supports good governance on behalf of the City.

**WHEREAS**, the City Council for the City of Smithville finds that it posted notice of this topic in the newspaper for consideration of designating a use of the property, and provided all required notices to the public of the City Council’s intent to designate a formal use of the property; and

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SMITHVILLE, TEXAS that the Easement Area identified in “Exhibit A” of Keilberg Park is hereby changed in use from parkland to a use for any authorized municipal purpose, but specifically for LCRA’s self-supporting communications tower and such use is determined to help serve a public purpose. Such location is the only reasonable and viable location for the tower, which is needed in the area. No feasible or prudent alternatives exist for the placement of the communications tower, and the project includes all reasonable planning to minimize harm to the park**

**DULY PASSED AND APPROVED**, on the 27th day of January, 2026, at a regular meeting of the City Council of the City of Smithville, Texas, which was held in compliance with the Open Meetings Act, Gov’t. Code §551.001, et. Seq. at which meeting a quorum was present and voting.

**CITY OF SMITHVILLE, TEXAS**

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Sharon Foerster, *Mayor*

**ATTEST:**

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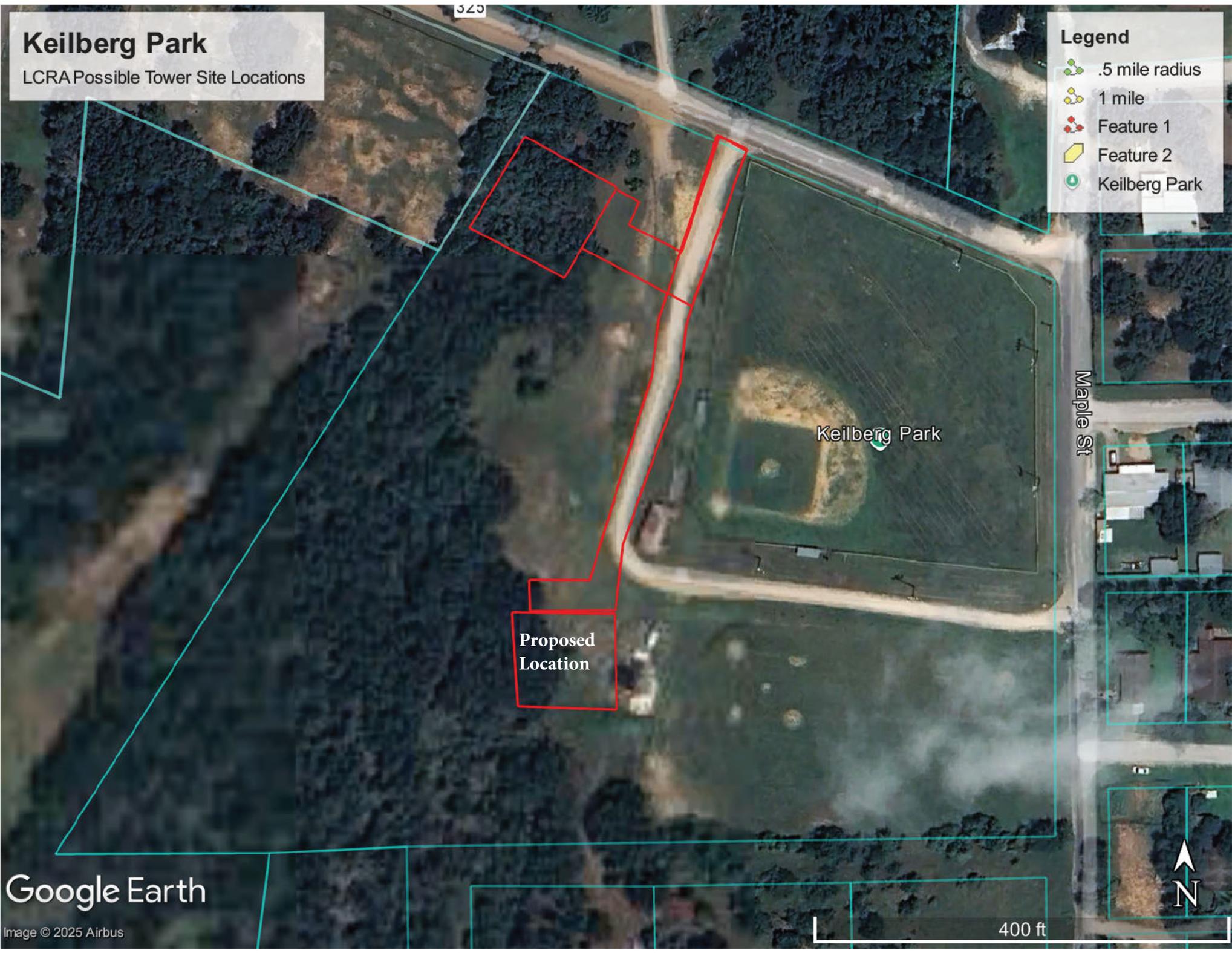
Jennifer Lynch, *City Secretary*

# Keilberg Park

LCRA Possible Tower Site Locations

**Legend**

-  .5 mile radius
-  1 mile
-  Feature 1
-  Feature 2
-  Keilberg Park



Keilberg Park

Maple St

320

Proposed Location

Google Earth

Image © 2025 Airbus

400 ft

