



City of Hutto

Agenda

City Council Meeting

Thursday, June 3, 2021 at 7:00 PM

City Council Chambers

In accordance with the Texas Open Meetings Act this meeting agenda is posted for public information, continuously, for at least 72 hours prior to the scheduled time of the meeting on the bulletin board located on the exterior wall of the City Hall building at 500 West Live Oak, Hutto, Texas. This meeting agenda is also accessible via the Internet at huttotx.gov

1. **CALL SESSION TO ORDER**
2. **ROLL CALL**
3. **INVOCATION**
4. **PLEDGE OF ALLEGIANCE**
5. **CITY COUNCIL COMMENTS**

Pursuant to Texas Government Code Sec. 551.0415, a member of the governing body may make an announcement about items of community interest during a meeting of the governing body without given notice of the subject of the announcement. Items of Community Interests include: (1) expressions of thanks, congratulations, or condolence; (2) information regarding holiday schedule; (3) an honorary or salutary recognition of public official, public employee, or other citizen, except that a discussion regarding a change in the status of a person's public office or public employment is not an honorary or salutary recognition of the subdivision; (4) a reminder regarding social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the political subdivision; and (5) announcements involving imminent threat to the public health and safety of people in the political subdivision that has arisen after the posting of the agenda.

5.1. General Comments from City Council

5.2. City Council Liaison Reports

6. **PUBLIC COMMENT**

Any citizen wishing to speak during public comment may do so after completing the required registration form. The purpose of this item is to allow the residents of Hutto and other interested persons an opportunity to address the City Council on agenda issues and on non-agenda issues that are a matter of the jurisdiction of the City Council (i.e., City policy or legislative issues). Non-agenda issues regarding daily operational or administrative matters should be first dealt with at the administrative level by calling City Hall at (512) 759-4839 during business hours. Each person providing public comment will be limited to 3 minutes.

Any citizen wishing to speak during public comment may do so after completing the required registration form. Comments for this meeting may also be sent to comments@huttotx.gov PRIOR to 4:00 pm on June 3, 2021. The email must include name, address, phone # and email to be recognized properly. Citizens wishing to comment by phone may call:

Toll Free Call In: 1-800-717-4201, Conference ID: 242-3288

Once you are in the conference call press *5 to signal that you are requesting to speak during public comment.

(Note: The Texas Open Meetings Act, Texas Government Code, Chapter 551, prohibits the City Council from fully discussing, debating, or considering subjects for which public notice has not been given on the agenda. Issues that cannot be referred to the City Staff for action may be placed on the agenda of a future City Council Session.)

7. CITY MANAGER COMMENTS

- 7.1. Recognition of J. Ashby Grundman for becoming a member of the American Institute of Certified planners.
- 7.2. Recognition of Holly Nagy, Honoree of the 2021 Municipal Clerks Honor Roll.

8. PROCLAMATIONS

- 8.1. Proclamation No. 2021-006: Proclaiming the City of Hutto a No Place for Hate.
- 8.2. Proclamation No. 2021-007: Proclaiming Saturday, June 19, 2021 as Juneteenth.

9. CONSENT AGENDA ITEMS

- 9.1. Consideration and possible action on approving the May 12, 2021 Special Called City Council meeting minutes.
- 9.2. Consideration and possible action on approving the May 20, 2021 City Council meeting minutes.
- 9.3. Consideration and possible action relating to a Public Improvement District, ("PID") Administrative Fee reimbursement from DPFPG, Development Planning & Financing Group, Inc. for the Co-OP PID, Cross Creek PID and Mustang Creek PID. (City Attorney-D. Palumbo)
- 9.4. Consideration and possible action on tax exemptions for disabled veterans. (Councilmember Arismendez)

10. ORDINANCES

- 10.1. Consideration and possible action on Ordinance No. O-2021-035 amending the budget for the fiscal year of October 1, 2020 through September 30, 2021, in accordance with existing statutory requirements.
- 10.2. Consideration and possible action on Ordinance No. O-2021-032 opening a public hearing on the levy of assessments on property within Cottonwood Creek Public Improvement District Improvement Area #1 and Approving Levying Special Assessments For, And Apportioning The Costs Of, Certain Improvements To Property In And For The Emory Crossing Public Improvement District Improvement Area #1; Fixing A Charge And Lien Against All Properties Within The District, And The Owners Thereof; Providing For The Manner And Method Of Collection Of Such Assessments; Making A Finding Of Special Benefit To Property In The District And The Real And True Owners Thereof; Approving A Service And Assessment Plan; Providing A Severability Clause; and Providing An Effective Date. (City Attorney-D.Palumbo)
- 10.3. Consideration and possible action on Ordinance No. O-2021- 032 adopting an ordinance levying special assessments for, and apportioning the costs of, certain improvements to property in and for the Cottonwood Creek Public Improvement District Improvement Area #1; fixing a charge against all properties within the District, and the Owners thereof; providing for the manner and method of collection of such assessments; making a finding of special benefit to property in the district and the real and true owners thereof; approving a service and assessment plan; providing a severability clause; and providing an effective date.(City Attorney-D. Palumbo)

- 10.4. Consideration and possible action on Ordinance No. O-2021-032 to dispense with second reading pursuant to Hutto City Charter Article 3, Section 3.13. (City Attorney-D. Palumbo)
- 10.5. Consideration and possible action on Ordinance No. O-2021-034 amending Chapter 18, Streets and Public Places; establishing Article 18.03, Right of Way Management, to provide for regulations related to the placement and removal of facilities in the right-of-way; and amending Appendix A, Fee Schedule, Article A1.000, Development Services, Engineering and Construction, of the Hutto Code of Ordinances to establish the fees for permit applications and all rents for use of the public rights-of-way by network providers. (City Attorney)
- 10.6. Consideration and possible action on Ordinance No. O-2021-034 to dispense with second reading pursuant to Hutto City Charter Article 3, Section 3.13. (City Attorney-D. Palumbo)

11. RESOLUTIONS

- 11.1. Consideration and possible action on Resolution No. R-2021-099 approving a proposed compensation study. (Lee Ann Huddleston)
- 11.2. Consideration and possible action on Resolution No. R-2021-098 approving the first amendment to the agreement between the City of Hutto and Legends of Hutto Home Owners Association to deed over ownership of the subdivisions drainage lots to the City of Hutto. (City Attorney)
- 11.3. Consideration and possible action on Resolution No. R-2021-036 Amending the Lease Agreement between the City of Hutto and YMCA of Greater Williamson County dated December 15, 2011, as amended, for operations of the Hutto Family YMCA. (City Attorney)
- 11.4. Consideration and possible action on Resolution No. R-2021-037 Amending the Management Agreement between the City of Hutto and YMCA of Greater Williamson County dated December 15, 2011, regarding the Lease of a Building Constructed by the City for Recreational Purposes. (City Attorney)
- 11.5. Consideration and possible action on Resolution No. R-2021-095 authorizing continued participation with the Steering Committee of Cities served by ONCOR; and authorizing the payment of seven cents per capita to the Steering Committee to fund regulatory and legal proceedings and activities related to ONCOR Electric Delivery Company, LLC.
- 11.6. Consideration and possible action on Resolution No. R-2021-093 authorizing the City of Hutto's execution and entering into multiple agreements regarding the development of the Cottonwood Creek Public Improvement District, including a financing agreement, a reimbursement agreement, a landowner agreement, a consenting party landowner agreement; ordering other matters in connection with the foregoing and providing an effective date. (City Attorney-D. Palumbo)
- 11.7. Consideration and possible action on Resolution No. R-2021-096 finding that ONCOR Electric Delivery Company LLC's application for approval to amend its distribution cost recovery factor to increase distribution rates within the city should be denied; authorizing participation with OCSC; authorizing the hiring of legal counsel and consulting services; finding that the city's reasonable rate case expenses shall be reimbursed by the company; finding that the meeting at which this resolution is passed is open to the public as required by law; requiring notice of this resolution to the company and legal counsel.

- 11.8. Consideration and possible action on Resolution No. R-2021-094 approving the Comprehensive Development and Consent Agreement between the City of Hutto and Hutto 525 Development Partners LP, creating the South Fork Ranch Municipal Utility District; authorizing the City Manager to execute the Development and Consent Agreement; repealing Resolution no. 2009-021-00 and providing an effective date. (City Attorney-D.Palumbo)
- 11.9. Consideration and possible action on Resolution R-2021-097 approving the amendment of the bylaws of the Hutto Economic Development Corporation, Type A; providing for repeal; providing for severability; and providing an effective date. (EDC Attorney)
- 11.10. Consideration and possible action on Resolution R-2021-069 of the City Council of the City of Hutto, Texas, consenting to the creation of a Municipal Utility District to be known as South Fork Ranch Municipal Utility District and the inclusion of approximately 164.29 acres of land, and annexation of approximately 362.47 acres of land, into the district; and providing an effective date.

12. OTHER BUSINESS

- 12.1. Consideration and possible action regarding the policy and procedure for submitting outside agency funding to Council. (Councilmember Rose)
- 12.2. Discussion regarding continued barricade violations at Durango Farms. (Councilmember Sutton)
- 12.3. Discussion and Possible Action regarding Possible Appointments, Re-appointments and/or Removals to City Boards, Commissions, Task Forces, Economic Development Corporations, Local Government Corporations and Tax Increment Reinvestment Zone Boards, City Council Liaisons and Area Government appointments.

13. EXECUTIVE SESSION

The City Council for the City of Hutto reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above as authorized by the Texas Government Code Sections 551.071 (Litigation/Consultation with Attorney), 551.072 (Deliberations regarding real property), 551.073 (Deliberations regarding gifts and donations), 551.074 (Deliberations regarding personnel matters) or 551.076 (Deliberations regarding deployment/implementation of security personnel or devices) and 551.087 (Deliberations regarding Economic Development negotiations).

- 13.1. Receive legal advice pursuant to Texas Government Code Sec. 551.071 related to Pending Legal Requests, Potential Claims and City Council Legal Requests.

14. ACTION RELATIVE TO EXECUTIVE SESSION

- 14.1. Consideration and possible action related to legal advice received pursuant to Texas Government Code Sec. 551.071 related to Pending Legal Requests, Potential Claims and City Council Legal Requests.

15. ADJOURNMENT

16. CERTIFICATION

I certify that this notice of the Hutto City Council meeting was posted on the City of Hutto website and the City Hall bulletin board of the City of Hutto on May 31, 2021 at 4:40 P.M.



Holly Nagy

The City of Hutto is committed to comply with the Americans Disability Act. The Hutto City Council Chamber is wheelchair accessible. Request for reasonable special accommodations must be made 48 hours prior to the meeting. Please email the City Secretary's office at City.Secretary@huttox.gov or call (512) 759-4033 for assistance.