



City of Hutto

MINUTES

City Council Meeting Thursday, July 1, 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 7:00 PM

2. ROLL CALL

Members of the Council present: Mayor Mike Snyder, MPT Tanner Rose Councilmember Robin Sutton, Councilmember Dan Thornton, Councilmember Mandi Villarreal Salvo, Councilmember Peter Gordon, Councilmember Krystal Kinsey.

3. INVOCATION- Led by Councilmember Gordon

4. PLEDGE OF ALLEGIANCE

5. CITY COUNCIL COMMENTS

5.1. General Comments from City Council - **None**

5.2. City Council Liaison Reports – **None**

6. PUBLIC COMMENT- **None**

7. CITY MANAGER COMMENTS

- Recognition of Lee Ann Huddleston
- Introduction of Irene Talioaga
- Lakeside Lift Station Update
- Groundbreaking Southeast Loop Segment 1
- Hutto Hippo Painting
- 4th of July Event

8. PROCLAMATIONS

8.1 Proclamation No. 2021-010 - Condemning the Xenophobia, Racism, and Discrimination Crimes Committed Against the Asian and Pacific Islander Community.

9. CONSENT AGENDA ITEMS

- 9.1. Consideration and possible action on approving the June 10, 2021 Special Called Joint City Council meeting minutes.
- 9.2. Consideration and possible action on approving the June 14, 2021 Special Called City Council meeting minutes.
- 9.3. Consideration and possible action on approving the June 17, 2021 City Council meeting minutes.

- 9.4. Consideration and possible action on Resolution No. R-2021-105 approving an Agreement between Williamson County, Texas and the City of Hutto, Texas for billing and collection services related to the Cottonwood Creek Public Improvement District. (City Attorney-D.Palumbo)
- 9.5. Consideration and possible action on Resolution No. R-2021-106 approving an Agreement between Williamson County, Texas and the City of Hutto, Texas for billing and collection services related to the Emory Crossing Public Improvement District. (City Attorney-D.Palumbo)

Councilmember Villarreal Salvo pulled Item 9.6

Councilmember Gordon made a motion to approve Items 9.1, 9.2, 9.3, 9.4, 9.5 with the addition to add a note that no action was taken during Executive Session during the June 17th meeting minutes and to amend 9.4 and 9.5 to change the signature from Mayor to City Manager. Councilmember Thornton seconded the motion. The motion passed unanimously. (7:0)

- 9.6. Consideration and possible action on Ordinance No. O-2021-039 approving the proposed Specific Use Permit for the Hutto Independent School District Transportation Facility at 4035 FM 1660 North, 165 acres, more or less, of land, to allow a reduction in the required landscaping and building elevations. (Second Reading)(Ashley Lumpkin)

Discussion ensued. Decorative rocks, bushes and shrubbery added.

Councilmember Villarreal Salvo made a motion to approve Item 9.6 as presented. Councilmember Sutton seconded the motion the motion passed unanimously. (7:0)

10. ORDINANCES

- 10.1. Consideration and possible action on Ordinance No. O-2021-040 amending the budget for the fiscal year of October 1, 2020 through September 30, 2021, by appropriating and setting aside the necessary funds out of the general fund for payments to Williamson County for Animal Shelter Expansion Project and YMCA of Greater Williamson County for capital repair and replacements for Hutto Recreation Center, in accordance with existing statutory requirements. (First Reading) (Lee Ann Huddleston)

Councilmember Gordon made a motion to approve Item 10.1 as presented. Councilmember Sutton seconded the motion. The motion passed unanimously. (7:0)

11. RESOLUTIONS

- 11.1. 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)

Councilmember Villareal Salvo made a motion to approve Item 11.1 as presented. Councilmember Gordon seconded the motion. The motion passed unanimously. (7:0)

- 11.2. 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)

Councilmember Villareal Salvo made a motion to approve Item 11.2 as presented. Councilmember Gordon seconded the motion. The motion passed unanimously. (7:0)

Mayor Snyder requested to move Item 12.5 up. There were no objections.

- 12.5 Discussion and Possible Action regarding Possible Appointments, Re-appointments and/or Removals to City Boards, Commissions, Task Forces, Economic Development Corporations, Local Government Corporations, Tax Increment Reinvestment Zone Boards, City Council Liaisons and Area Government appointments.

Councilmember Gordon made a motion to appoint Kurt Schwerdtfeger to the Planning and Zoning Commission. Mayor Snyder seconded the motion. The motion passed unanimously. (7:0)

Councilmember Gordon made a motion to appoint Kurt Schwerdtfeger to the Building and Standards Commission. Mayor Snyder seconded the motion. The motion passed unanimously. (7:0)

Mayor Snyder made a motion to reappoint himself to the Economic Development Corporation. MPT Rose seconded the motion. The motion passed unanimously. (7:0)

Discussion ensued regarding Council Liaisons. Item will be brought back at the July 15, 2021 Council meeting.

Councilmember Gordon made a motion to reappoint Don Carlson to the Economic Development Corporation. Councilmember Villarreal Salvo seconded the motion. The motion passed unanimously. (7:0)

- 11.3. Consideration and possible action on Resolution No. R-2021-104 authorizing the City Manager to execute an agreement for Professional Auditing Services with BrooksWatson & Co., PLLC

Will be brought back at the July 15, 2021 City Council meeting.

- 11.4. Consideration and possible action on Resolution R-2021-108 authorizing and directing Attorney Ross Fischer to provide the materials related to the investigation for Councilmember Place 3, for interference with the day-to-day operations, contracts, and daily affairs of the city, including violations of the City of Hutto Charter, to the City Attorney; and waiving the attorney-client privilege for the completed investigative report. (City Attorney C. Rosas-Grillet)

MPT Rose made a motion to approve Resolution No. R-2021-108 as presented with the addition to allow the City Attorney to release the materials to City Council added to section 2. Councilmember Sutton seconded the motion. The motion passed unanimously. (7:0)

- 11.5. Consideration and possible action on Resolution R-2021-109 authorizing an Amended and Restated Agreement between the City of Hutto, Longhorn Real Estate Ventures, LLC and Aend Industries, Inc, and authorizing the City Manager to execute the Agreement . (City Attorney C. Rosas-Grillet)

Item will be brought back at the July 15, 2021 City Council meeting.

- 11.6. Consideration and possible action on Resolution No. R-2021-103 authorizing the City of Hutto to auction surplus police vehicles and public works equipment.

Item will be brought back at the July 15, 2021 City Council meeting.

- 11.7. 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 provide for the conveyance of a drainage easement for the operation, maintenance, repair, and replacement of drainage facilities to the City of Hutto.

Update only. No action taken.

12. OTHER BUSINESS

- 12.1. Discussion and possible action on the plaque on the front of City Hall. (Councilmember Rose)

Discussion ensued. Item will be brought back at the August 5, 2021 City Council meeting.

- 12.2. Consideration and possible action and/or direction to staff regarding road barriers within the Durango Farms project, proposed financing structure of Durango Farms Public Improvement District, and status of MA Durango Farms, LLC as "Developer" under the City of Hutto, Texas PID Policy, and other matters relating thereto. (City Attorney-D.Palumbo)

Discussion ensued. Kevin Pierce was present for this item.

Councilmember Gordon made a motion to accept the MOU as presented by the City Manager with the addition of the lockbox on East Street. MPT Rose seconded the motion. The motion passed unanimously. (7:0)

- 12.3. Discussion and possible action on amending Resolution No. R-2021-081 regarding public comments at City Council Meetings. (Mayor Snyder)

Discussion ensued. Item will be brought back at the July 15, 2021 City Council meeting.

- 12.4. Discussion with possible action on ordinance revisions to section 2.02.003 of the Hutto City Code to provide for resignation procedures for members of City boards and commissions, establish the date a vacancy is created in the event of a resignation, and modify the nomination procedures for City boards and commissions. (Councilmember Gordon).

Item will be brought back at the August 5, 2021 City Council meeting.

Councilmember Gordon requested to move Item 13.3 into open session. There were no objections.

- 13.3 Receive legal advice pursuant to Texas Local Government Code Section 551.071 relating to waiving the attorney-client privilege for Bojorquez Law Firm Memo regarding alleged charter violation. (City Attorney - C. Rosas-Grillet)

MPT Rose requested to move Item 14.3 up to be considered with Item 13.3. There were no objections.

- 14.3 Consideration and possible action on legal advice pursuant to Texas Local Government Code Section 551.071 relating to waiving the attorney-client privilege for Bojorquez Law Firm Memo regarding alleged charter violation. (City Attorney - C. Rosas-Grillet)

Councilmember Thornton made a motion to waive the attorney-client privilege for the Bojorquez Law Firm memo on alleged charter violation dated June 30, 2021.
Councilmember Sutton seconded the motion. The motion passed unanimously. (7:0)

13. EXECUTIVE SESSION Entered: 10:17 PM

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.
- 13.2. Deliberate the employment, evaluation, and duties of the City Manager pursuant to Texas Government Code Section 551.074, Personnel Matters, including performance goals and expectations.
- 13.4 Receive legal advice pursuant to Texas Government Code Sec. 551.071 related to the Annual Comprehensive Financial Report for the year ended September 30, 2020 and potential claims against former employees. (City Attorney - C. Rosas-Grillet)

-Postponed.

14. ACTION RELATIVE TO EXECUTIVE SESSION Reconvened: 12:18 AM

- 14.1. Consider 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.

No action taken.

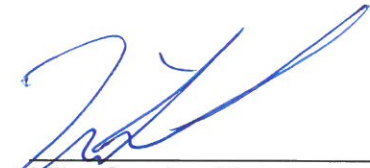
- 14.2. Consideration and possible action on the employment, evaluation, and duties of the City Manager pursuant to Texas Government Code Section 551.074, Personnel Matters, including performance goals and expectations.

No action taken.

- 14.4 Consideration and possible action on legal advice received pursuant to Texas Local Government Code Section 551.071 related to the Annual Comprehensive Financial Report for the year ended September 30, 2020 and potential claims against former employees. (City Attorney- D.Palumbo)- **Postponed**

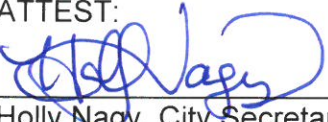
15. ADJOURNMENT: 12:19 AM

PASSED and APPROVED this 15th day of July, 2021.



Mike Snyder, Mayor

ATTEST:



Holly Nagy, City Secretary