



City of Hutto

Agenda

City Council Meeting

Thursday, September 2, 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. Written comments for this meeting may also be sent to comments@huttotx.gov PRIOR to 4:00 pm on September 2, 2021. The email must include name, address, phone # and email to be recognized properly. Written comments will be provided to Council.

7. CITY MANAGER COMMENTS

7.1. Introduction of Autumn Speer, Planning Manager

7.2. Introduction of Gracie Perez, Assistant City Secretary

8. PROCLAMATIONS

- 8.1. Proclamation No. 2021-012: Proclaiming October 5, 2021 as National Night Out.

9. CONSENT AGENDA ITEMS

- 9.1. Consideration and possible action on approving the August 19, 2021 City Council meeting minutes.
- 9.2. Consideration and possible action on approval of the August 19, 2021 work session minutes.
- 9.3. Consideration and possible action on Resolution No. R-2021-138 Opioid Settlement.

10. ORDINANCES

- 10.1. Consideration and possible action on Ordinance No. O-2021-049 establishing a Comprehensive Plan Advisory Committee providing for the scope and authority of the committee, providing for the appointment of the members and providing for time of service. (First Reading)(Ashley Lumpkin)
- 10.2. Consideration and possible action on Ordinance No. O-2021-049 to dispense with second reading pursuant to Hutto City Charter Article 3, Section 3.13.
- 10.3. Consideration of a public hearing and possible action on Ordinance No. O-2021-054 approving and adopting a budget for the City of Hutto for the Fiscal Year beginning October 1, 2021 and ending September 30, 2022. (First Reading)(Angie Rios)
- 10.4. Consideration of a public hearing and possible action on Ordinance No. O-2021-055 levying Ad Valorem taxes for the use and support of the municipal government for the City of Hutto for the Tax Year 2021. (First Reading)(Angie Rios)
- 10.5. Consideration and possible action on Ordinance No. O-2021-056 prescribing certain fees for the City of Hutto, Texas, amending all applicable ordinances and other instruments; providing for a schedule of fees and charges. (First Reading)
- 10.6. Consideration and possible action on Ordinance No. O-2021-050 accepting and approving an Annual Service Plan Update to the Service and Assessment Plan for the Co-Op Public Improvement District.(First Reading)(D.Palumbo)
- 10.7. Consideration and possible action on Ordinance No. O-2021-050 to dispense with second reading pursuant to Hutto City Charter Article 3, Section 3.13.
- 10.8. Consideration and possible action on Ordinance No. O-2021-051 accepting and approving an Annual Service Plan Update to the Service and Assessment Plan for the Cross Creek Public Improvement District.(First Reading)(D.Palumbo)
- 10.9. Consideration and possible action on Ordinance No. O-2021-051 to dispense with second reading pursuant to Hutto City Charter Article 3, Section 3.13.
- 10.10. Consideration and possible action on Ordinance No. O-2021-052 accepting and approving an Annual Service Plan Update to the Service and Assessment Plan for the Mustang Creek Public Improvement District. (First Reading)(D.Palumbo)
- 10.11. Consideration and possible action on Ordinance No. O-2021-052 to dispense with second reading pursuant to Hutto City Charter Article 3, Section 3.13.
- 10.12. Consideration and possible action on Ordinance No. O-2021-053 approving a negotiated settlement between Atmos Cities Steering Committee (ACSC) and Atmos Energy Corporation, Mid-Tex Division regarding the company's rate review mechanism. (First Reading)(Legal)

- 10.13. Consideration of a public hearing and possible action on Ordinance No. O-2021-054 approving a zoning change request by Tex Mix 685 from SF-1, Single Family to General Commercial (B-2) for approximately 20.063 acres, more or less, generally located along Chris Kelley Blvd/FM 685. (First Reading)(Ashley Lumpkin)
- 10.14. Consideration and possible action on Ordinance No. O-2021-054 to dispense with second reading pursuant to Hutto City Charter Article 3, Section 3.13.

11. RESOLUTIONS

- 11.1. Consideration and possible action on Resolution No. R-2021-138 approving a Memorandum of Understanding by and among the Cities of Cedar Park, Georgetown, Round Rock, Taylor, Hutto, Leander, and Liberty Hill (collectively the “Cities”) and the County of Williamson (“County”) to proceed with identifying and evaluating the services currently being provided by the Williamson County and Cities Health District.
- 11.2. Consideration and possible action on Resolution No. R-2021-139 approving an Amended and Restated Cooperative Agreement by and between Williamson County and the Cities of Cedar Park, Georgetown, Round Rock, Taylor, Hutto, Leander, and Liberty Hill under Chapter 121, Subchapter E of the Texas Health and Safety Code.
- 11.3. Consideration and possible action on Resolution No. R-2021-137 approving a Second Amended and Restated Development Agreement between the City of Hutto and MA Durango, LLC for a property being approximately 105 acres, also known as Durango Farms.(D.Palumbo)
- 11.4. Consideration and possible action on Resolution No. R-2021-131 authorizing the City of Hutto's execution and entering into the Durango Farms Public Improvement District Financing and Reimbursement Agreement; ordering other matters in connection with the foregoing and providing an effective date. (D.Palumbo)
- 11.5. Discussion and possible action on Resolution No. R-2021-140 authorizing the City Manager to execute an Impact Fee Credit or Reimbursement Agreement with Meritage Homes for the Cross Creek Development.(D.Palumbo)

12. OTHER BUSINESS

- 12.1. Discussion and possible action related to HNTB Master Services Agreement Supplemental Agreement No. 3 for ongoing Road Bond Projects.
- 12.2. Consideration and possible action amending an Ordinance on school zones. (Councilmember Villarreal Salvo)
- 12.3. Consideration and possible action regarding filing a notice on the Electronic Municipal Market Access website, a service of the Municipal Securities Rulemaking Board, regarding past actions by City Officials and Administrators involving bond issuances and expenditure of bond proceeds. (D.Palumbo)
- 12.4. Consideration 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, Area Government, and Advisory Committees.

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 Pending Litigation and City Council Legal Requests.
- 13.2. Deliberate and seek the advice of legal counsel regarding the pursuit of claims arising out the delivery of legal services rendered to the city, from 2017 to 2019, pursuant to Section 551.071 of the Texas Government Code.
- 13.3. Deliberate and seek the advice of legal counsel regarding the pursuit of claims arising out of Emergency Service District No. 17 operations as alleged by the City of Pflugerville in *Rogers, et. al v. Travis County ESD No. 17, et. al*, filed in Travis County District Court.

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 Pending Litigation and City Council Legal Requests.
- 14.2. Consideration and possible action on legal advice received pursuant to Section 551.071 of the Texas Government Code regarding the pursuit of claims arising out the delivery of legal services rendered to the city, from 2017 to 2019.
- 14.3. Consideration and possible action on legal advice received regarding the pursuit of claims arising out of Emergency Service District No. 17 operations as alleged by the City of Pflugerville in *Rogers, et. al v. Travis County ESD No. 17, et. al*, filed in Travis County District Court.

15. ADJOURNMENT

16. CERTIFICATION

I certify that this notice of the September 2, 2021 Hutto City Council meeting was posted on the City of Hutto website and the City Hall bulletin board of the City of Hutto on August 30, 2021 at 5:20 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.