

# City of Hutto

## Agenda

### Joint River Creek Development Corporation & Cottonwood Development Corporation Meeting Tuesday, September 28, 2021 at 12:00 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](http://huttotx.gov)

#### 1. CALL SESSION TO ORDER

#### 2. ROLL CALL

#### 3. 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 Board of Directors on agenda issues and on non-agenda issues that are a matter of the jurisdiction of the Board of Directors (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](mailto:comments@huttotx.gov) PRIOR to 4:00 pm on August 19, 2021. The email must include name, address, phone # and email to be recognized properly. Written comments will be provided to the Board of Directors.

#### 4. CONSENT AGENDA ITEMS

4.1. Consideration and possible action on approving the September 17, 2021, joint River Creek & Cottonwood Development Corporation meeting minutes.

#### 5. OTHER BUSINESS

5.1. Reconsideration of River Creek Development Board action directing the suspension of PID payments pursuant to the CoOp, Mustang Creek, and Cross Creek PIDs.

#### 6. EXECUTIVE SESSION

The River Creek Dev. Corp and the Cottonwood Dev. Corp 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).

6.1. Deliberate and seek the advice of legal counsel regarding the pursuit of claims arising out of the delivery of legal services rendered to the city, from 2017 to 2019, pursuant to Section 551.071 of the Texas Government Code.

6.2. Deliberate and seek the advice of legal counsel pursuant to Section 551.071 of the Texas Government Code regarding litigation between River Creek Development Corporation and City of Hutto, Texas, Plaintiffs v. Kenneth Paxton Jr., Attorney General of Texas, Preston Hollow Capital, LLC, 79 HCD Development, LLC, Public Finance

Authority and U.S. National Bank Association, Defendants, in the District Court of Williamson County Texas, 425<sup>th</sup> Judicial District, Cause No. 21-0759-C425.

- 6.3. Deliberate and seek the advice of legal counsel pursuant to Sec. 551.071 of the Texas Government Code related to pending litigation, to wit: Preston Hollow Capital, LLC v. Cottonwood Development Corporation, et al; Case number 21-50389, filed in the U.S. Fifth Circuit Court of Appeals and Longhorn Title Company v. Preston Hollow Capital, LLC, et. al; pending in the District Court of Williamson County, Texas.

## 7. ACTION RELATIVE TO EXECUTIVE SESSION

- 7.1. 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 of the delivery of legal services rendered to the city, from 2017 to 2019.
- 7.2. Consideration and possible action on legal advice received pursuant to Section 551.071 of the Texas Government Code regarding litigation between River Creek Development Corporation and City of Hutto, Texas, Plaintiffs v. Kenneth Paxton Jr., Attorney General of Texas, Preston Hollow Capital, LLC, 79 HCD Development, LLC, Public Finance Authority and U.S. National Bank Association, Defendants, in the District Court of Williamson County Texas, 425<sup>th</sup> Judicial District, Cause No. 21-0759-C425.
- 7.3. Consideration and possible action related to legal advice received pursuant to Texas Government Code Sec. 551.071 related to pending litigation, to wit: Preston Hollow Capital, LLC v. Cottonwood Development Corporation, et al; Case number 21-50389, filed in the U.S. Fifth Circuit Court of Appeals and Longhorn Title Company v. Preston Hollow Capital, LLC, et. al; pending in the District Court of Williamson County, Texas.

## 8. ADJOURNMENT

## 9. CERTIFICATION

I certify that this notice of the Joint Rivercreek Dev. Corp and Cottonwood Dev. Corp meeting was posted on the City of Hutto website and the City Hall bulletin board of the City of Hutto on September 23, 2021 at 2:00 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](mailto:City.Secretary@huttox.gov) or call (512) 759-4033 for assistance.