



City of Hutto

MINUTES

City Council Meeting

Thursday, October 21, 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 – 7:00PM**

2. **ROLL CALL**

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

Councilmember Thornton arrived at 7:02 PM

3. **INVOCATION- Led by Councilmember Gordon**

4. **PLEDGE OF ALLEGIANCE**

5. **CITY COUNCIL COMMENTS**

5.1. General Comments from City Council

Councilmember Kinsey: I just wanted to say thank you to the Chamber for Olde Tyme Days. I was there earlier in the day. I think there was a great turnout, so thank you to those vendors and to the people that came out. I'm always hoping for it to be a little bit bigger, a little bit better but I think overall it was a beautiful day, great weather and I saw a lot of familiar faces so that's always a really good feeling especially amongst the time we are coming out of I guess. It's really nice to actually see faces and to see people out. So, I was really, really happy with that event. I just wanted to put a reminder out there about Treats on East on Sunday, not this Sunday, but the following Sunday I believe its from 5 to 7:30 PM. So I hope to see even more smiling faces. Thank you.

Councilmember Villarreal Salvo: I want to echo Councilmember Kinsey about the Old Tyme Days event. It was such a joy. I got to volunteer out there with my husband on Saturday morning or afternoon. And, there were so many people out there and they were just enjoying the incredible weather, enjoying Hutto to its fullest and it was just honestly awesome to see that and I look forward to it just getting better every year. I also want to say a very big thank you to some of the silent people in our community that are not the loud voices that we hear often but they're watching and they're keeping in touch with what's happening with their city government. A few of them reached out to me after the last meeting and wanted to show their support for the women on the city council. It reminds us that we're doing something that isn't always easy and we get talked over sometimes and it's just nice that we're up here. I was really encouraged by that and I wanted to say thank you for taking the initiative to reach out to us because we don't hear that often. It makes being up here a little bit easier especially when we don't feel like we're being heard, so, I just want to remind my fellow ladies up here that we do have support in the community and people are watching even though they may not be the vocal minority that we hear it from a lot. I really enjoyed a lot of the volunteer events that were going on in the past few weeks. There are a lot of people in the community

that I know don't always go to the Mayor, they don't always go to Councilmember Thornton. We each have our own constituents that reach out to each of us individually for whatever reasons. To those that come out to me, thank you. I know you probably feel welcome going to any other councilmember. To those that go to any other councilmember and don't come to me, I'm not bothered by that at all either. There are seven of us up here and we're all here to serve so thank you all for participating with your government. That's all I have to say.

Mayor Snyder: Last night—I've got a couple—last night was a meeting for our first step at bringing Hutto to be declared a music friendly city by the State of Texas. It was a pretty good turnout there. I expect more from staff over the next few months as we work towards that designation. I'm also going to start sharing each meeting with the calendar for the next two meetings so that we can be prepared for some of the items coming up. For November 4th, we have that as Parks month. I have a note that we'll be inviting the Chairman of the Parks Board. We'll also have a discussion on the credit card fees that are being charged to our utility bills. There will also be a discussion on promotion, transfers, disciplinary, hiring, use of force within the police department and a representative from the HPOA, Hutto Police Officers Association will be here. On November 18th, I have a note for a financial report and a drainage ditch masterplan that we should be expecting to hear on. Then, also coming up, I'd like to add a couple of items. We can put them in December. One of them—both of them are concerning the same subject. One of them is ADA and the discussion and possible action directing staff should the council decide to do something but regarding closed captioning of our council meetings. We've been talking about it, so, it may be a good idea to have the council vote to see if we need to add money or whatever. The second one is a discussion and possible action regarding City Hall and whether or not it meets ADA requirements and the TAS standards. And, so, that's another one that I've heard many times about and I think it's probably time we just talk about it as a council and see if that's the direction to go.

5.2. City Council Liaison Reports

Councilmember Kinsey gave an update on Diversity & Inclusion Commission concerning goals and their attendance at the upcoming event, Treats on East.

Councilmember Villarreal Salvo gave an update on Parks Advisory Commission.

Councilmember Gordon gave an update on Planning & Zoning Commission.

6. **PUBLIC COMMENT**

7. **CITY MANAGER COMMENTS**

7.1. General City Manager Comments

7.2. Introduction of Jim Stuart, Interim Police Chief – Will be introduced at the 11/4/21 meeting.

8. **PROCLAMATIONS**

8.1. Proclamation No. 2021-014: Proclaiming November 1, 2021, as National Family Literacy Day.

8.2. Proclamation No. 2021-015: Proclaiming October 2021 as Cyber Security Awareness Month.

8.3. Proclamation No. 2021-016: Proclaiming October 2021 as Chiropractic Health Month.

9. CONSENT AGENDA ITEMS

- 9.1. Consideration and possible action on approving the October 7, 2021, City Council meeting minutes.
- 9.3. Consideration and possible action on Ordinance No. O-2021-062 amending the budget for the fiscal year of October 1, 2020, through September 30, 2021, in accordance with existing statutory requirements, appropriating and setting aside the necessary funds for additional expenditures. (Second Reading) (Angie Rios)

Councilmember Villarreal Salvo made a motion to approve items 9.1. and 9.3. as presented. Councilmember Sutton seconded the motion. The motion passed unanimously.

- 9.2. Consideration and possible action on Resolution No. R-2021-152 a Resolution accepting the infrastructure improvements for the subdivision known as Durango Farms Phase 1. (Wade Benton)

Councilmember Sutton made a motion to approve consent Item 9.2 as presented Councilmember Villarreal Salvo seconded the motion. The motion passed unanimously. (7:0)

10. OTHER BUSINESS

- 10.1. 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 appointments, and Advisory Committees.

Councilmember Villarreal Salvo announced the following board appointments: Communications Task Force – Sydney Johnson, Historic Preservation Commission – Alexis Alex Ortiz, D&I – Kandice Walker

Councilmember Villarreal-Salvo made a motion to approve appointments as discussed in Item 10.1. as presented Councilmember Kinsey seconded the motion. The motion passed unanimously. (7:0)

Item 10.1. will be brought back at the November 4, 2021 City Council meeting.

- 10.2. Consideration and possible action on the charge, goals, and objectives of the Diversity and Inclusion Commission, including possible suspension or dissolution of the Commission.

Chairman Brian Thompson spoke on the objectives and goals of the Diversity and Inclusion Commission. A discussion ensued. Mayor Snyder asked that the Diversity and Inclusion Commission return to the November 18, 2021 meeting to provide an update.

Items 11.2. through 11.7. were moved up.

Before proceeding to Item 11.2., a local resident, Helen Coffman, addressed the council and made a public comment. The meeting proceeded to Item 11.2.

- 11.2. Consideration and possible action on Ordinance No. O-2021-063 opening a public hearing on the levy of assessments on property within the Durango Farms Public Improvement District and Approving Levying Special Assessments For, And Apportioning The Costs Of, Certain Improvements To Property In And For The Durango Farms Public Improvement District; 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. (First Reading)(City Attorney)

Public hearing open at 8:07PM, closed at 8:08PM.

Councilmember Kinsey made a motion to approve consent Item 11.2. as presented Councilmember Sutton seconded the motion. The motion passed unanimously. (7:0)

- 11.3. Consideration and possible action on Ordinance No. O-2021-063 to dispense with second reading pursuant to Hutto City Charter Article 3, Section 3.13.

Councilmember Villarreal Salvo made a motion to dispense with the second reading of O-2021-063, Councilmember Kinsey seconded the motion. The motion passed unanimously. (7:0)

- 11.4. Consideration and possible action on Ordinance No. O-2021-064 Authorizing The Issuance Of The "City Of Hutto, Texas Special Assessment Revenue Bonds, Series 2021 (Durango Farms Public Improvement District Project)"; Approving And Authorizing An Indenture Of Trust, A Bond Purchase Agreement, An Offering Memorandum, A Continuing Disclosure Agreement, And Other Agreements And Documents In Connection Therewith; Making Findings With Respect To The Issuance Of Such Bonds; And Providing An Effective Date. (First Reading)(City Attorney)

Councilmember Villarreal Salvo made a motion to approve Item 11.4. as presented, Councilmember Gordon seconded the motion. The motion passed unanimously. (7:0)

- 11.5. Consideration and possible action on Ordinance No. O-2021-064 to dispense with second reading pursuant to Hutto City Charter Article 3, Section 3.13.

Councilmember Gordon made a motion to dispense with the second reading of O-2021-064, Councilmember Villarreal Salvo seconded the motion. The motion passed unanimously. (7:0)

- 11.6. Consideration and possible action on Ordinance No. O-2021-065 Authorizing The Issuance Of The "City Of Hutto, Texas Special Assessment Revenue Bonds, Series 2021 (Cottonwood Creek Public Improvement District Improvement Area #1 Project)"; Approving And Authorizing An Indenture Of Trust, A Bond Purchase Agreement, An Offering Memorandum, A Continuing Disclosure Agreement And Other Agreements And Documents In Connection Therewith; Making Findings With Respect To The Issuance Of Such Bonds; And Providing An Effective Date. (First Reading)(City Attorney)

Councilmember Villarreal Salvo made a motion to approve Item 11.6. as presented, Councilmember Gordon seconded the motion. The motion passed unanimously. (7:0)

- 11.7. Consideration and possible action on Ordinance No. O-2021-065 to dispense with second reading pursuant to Hutto City Charter Article 3, Section 3.13.

Councilmember Villarreal Salvo made a motion to dispense with the second reading of O-2021-065, Councilmember Kinsey seconded the motion. The motion passed unanimously. (7:0)

Break – meeting resumed at 8:59PM

- 10.3. Consideration and possible action on Sound Study update.

David with Roland Woolworth & Associates gave a presentation of the findings pertaining to the sound study. A discussion ensued.

- 10.4. Roads and Transportation Update- 1660 Projects. (Wade Benton)

- 10.5. Update on Live Oak gas line relocation.

- 10.6. Consideration and possible action on a recommendation to form a City of Hutto Internal Audit Committee.(Warren Hutmacher)

Mayor Snyder made a motion to direct staff to bring back an RFP proposal to be released by November 4, 2021. Prepare a budget amendment in the amount of \$60k to cover the cost of the program, create a citizen application and a resolution creating the committee. Councilmember Gordon seconded the motion. The motion passed unanimously. (7:0)

- 10.7. Discussion and possible action to waive attorney-client privilege and release to the public the memo from the City Attorney dated 31 August 2021 regarding the 2019 annexations as discussed in Executive Session on 7 October 2021. (Councilmember Gordon)

MPT Rose made a motion to approve Item 10.7., Councilmember Gordon seconded the motion. The motion passed unanimously. (7:0)

- 10.8. Discussion and possible action related to award of a construction contract to Cash Construction Company, Inc. in the amount of \$4,875,512.00 for construction of improvements associated with the City of Hutto Transmission and Distribution Waterline Improvements project.

Councilmember Villarreal Salvo made a motion to approve Item 10.8. as presented, Councilmember Kinsey seconded the motion. The motion passed unanimously. (7:0)

11. ORDINANCES

- 11.1. Consideration of a public hearing and possible action on Ordinance No. O-2021-066 approving the proposed annexation of the Thomison Tracts, 53.12 acres, more or less, of land, and to establish the base zoning for the property as SF-1 (Single-Family Residential). (First Reading)(Ashley Lumpkin).

Public hearing open at 10:43PM, closed at 10:43PM.

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

MPT Rose made a motion to dispense with the second reading of Item 11.1., Councilmember Kinsey seconded the motion. The motion passed unanimously. (7:0)

12. RESOLUTIONS

- 12.1. Consideration and possible action on Resolution R-2021-159 selecting DCS Engineering as the engineering firm for the design of an Aquifer Storage and Recovery Well project. (Wade Benton)

MPT Rose made a motion to approve Item 12.1. as presented, Councilmember Gordon seconded the motion. The motion passed. (5:2) Mayor Snyder and Councilmember Kinsey against.

13. EXECUTIVE SESSION – Entered 11:34PM

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. Executive session in accordance with Texas Open Meetings Act Section 551.074, PERSONNEL MATTERS: CLOSED MEETING to deliberate the employment and evaluation of a public officer or employee - City Manager.
- 13.3. Receive legal advice pursuant to Texas Government Code Sections 551.071, 551.087, and 551.072 to deliberate and seek legal advice regarding economic development negotiations and real property in connection with project Darwin.

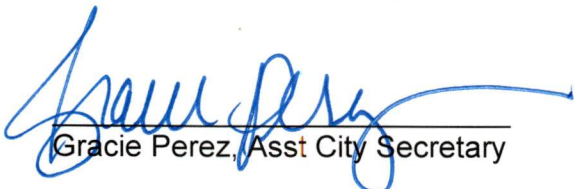
14. ACTION RELATIVE TO EXECUTIVE SESSION – Reconvened: 1:58AM

- 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. – Not in executive session
- 14.2. Consideration and possible action on Executive Session in accordance with Texas Open Meetings Act Section 551.074, PERSONNEL MATTERS: CLOSED MEETING to deliberate the employment and evaluation of a public officer or employee - City Manager. – No action taken
- 14.3. Consideration and possible action on legal advice received pursuant to Texas Government Code Sections 551.071, 551.087, and 551.072 to deliberate and seek legal advice regarding economic development negotiations and real property in connection with project Darwin. – No action taken

15. ADJOURNMENT - 2:00AM

PASSED AND APPROVED this 4th day of November, 2021.

ATTEST:


Gracie Perez, Asst City Secretary


Mike Snyder, Mayor