



City of Hutto

MINUTES

City Council Meeting

Thursday, January 20, 2022 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, Councilmember Robin Sutton, Councilmember Dan Thornton, Councilmember Mandi Villarreal Salvo, Councilmember Peter Gordon, Councilmember Krystal Kinsey.

Absent: MPT Tanner Rose

3. INVOCATION

4. PLEDGE OF ALLEGIANCE

5. CITY MANAGER COMMENTS

6. CITY COUNCIL COMMENTS

6.1. General Comments from City Council

Councilmember Villarreal Salvo:

I really enjoyed going to our, um, chamber of commerce, gala this past weekend, we got to see a lot of our local businesses that were there in attendance and just celebrate the work they're doing for the local community. I mean, that's what it's about is supporting our economy, in our local area. So, it was great conversations and actually walked away with about seven different items to, to work on with the city this week, so it was really, you know, productive in that regard.

In addition, Lead Hutto, just started a leadership program and myself and our Assistant City Manager from the city side are participating in that and a good cohort of people for this year, and I'm definitely looking forward to how that goes over the next few months. so, um, good stuff.

Councilmember Kinsey: yes, I had a few, just wanted to definitely note the celebration that happened on Monday with Martin Luther King Jr. day.

I too attended the gala, it was a wonderful time, I loved it.

It was really wonderful to kind of have some sense of normalcy and see all the smiling faces and recognizable faces that we haven't seen for quite some time.

Just a few kind of reminders of upcoming events that are happening to help Hutto. The Hutto Resource Center is having their fourth annual Superbowl on Sunday, February 6th from 4:30 to 6:30.

Then the Hutto High School their athletic booster club is having a casino night on February 18th. So just want to make public announcements about some of those things where the community can be involved in help, things that are going on in Hutto. Thank you.

6.2. City Council Liaison Reports

Councilmember Villarreal Salvo reported on Parks Advisory Board.

Councilmember Kinsey reported on Diversity & Inclusion Commission.

Mayor Snyder reported on Economic Development Corporation.

7. PUBLIC COMMENT

Maximillian Smith (not present to speak)

Kathleen Cook

Mayor Snyder requested to move Item 9.1 after 9.7. Item 12.5 after 11.2 and 11.1 after 12.5.

There were no objections.

8. CONSENT AGENDA ITEMS

8.1. Consideration and possible action on Resolution No. R-2022-006 accepting the infrastructure improvements for the subdivision known as Wilco Ranch Phase 2 Section 1. (Padma Patla)

8.2. Consideration and possible action on Resolution No. R-2022-007 acknowledging the assignment of the Transportation Impact Fee Waiver and Participation agreement between the City of Hutto and Kalogridis and Kalogridis Development, LLC to Hutto Landing 3 Property Owner, LP. (Legal)

Councilmember Villarreal Salvo made a motion to approve the consent agenda as presented. Councilmember Gordon seconded the motion. The motion passed unanimously. (6:0)

9. OTHER BUSINESS

9.2. Update on speed limit concerns. (Chief Jim Stuart)

Chief Stuart presented. Discussion ensued.

9.3. Update on TSTC Agreement. (City Manager Turner)

City Manager Turner presented. Discussion ensued. This item will come back at the February 3, 2022 City Council meeting.

9.4. Consideration and possible action to release the December 30, 2021 memorandum from the City Attorney concerning alleged Hutto City Charter violations. (Legal)

Councilmember Kinsey made a motion to approve Item 9.4 as presented.

Councilmember Sutton seconded the motion. The motion passed unanimously. (6:0)

9.5. Consideration and possible action on accepting the resignation of Mayor Pro Tem Rose.

Councilmember Kinsey made a motion to approve item 9.5 as presented.

Councilmember Thornton seconded the motion. The motion passed unanimously. (6:0)

9.6. Consideration and possible action on appointing a person to fill the unexpired term of Place 6 City Council Member for the City of Hutto, Texas.

Mayor Snyder made a motion to appoint Debbie Holland. Councilmember Thornton seconded the motion. Councilmember Gordon made a point of order. Point not taken. Councilmember Gordon challenged the ruling of the Chair. Councilmember Kinsey seconded the motion. The motion failed (4:2) with Councilmembers Kinsey, Gordon, Villarreal Salvo, Sutton against.

Discussion ensued.

Councilmember Gordon made a motion that we follow Robert's Rules of Order in this process, and that we follow the recommended procedure for not taking nominations, as though they were from the floor, for the council and that we vote, also following Robert's Rules of Order, as suggested by roll call.

Mayor Snyder withdrew his motion.

Councilmember Gordon made a motion to take nominations and do a roll call vote as outlined in Robert's Rules of Order. Councilmember Kinsey seconded the motion. The motion passed unanimously (6:0)

Councilmember Sutton nominated Dana Wilcott
Councilmember Krystal Kinsey nominated Randall Clark
Mayor Snyder nominated Debbie Holland
Councilmember Gordon nominated Todd Robinson

Discussion ensued.

Councilmember Sutton voted for Dana Wilcott
Councilmember Thornton voted for Debbie Holland
Councilmember Villarreal Salvo voted for Todd Robinson
Councilmember Gordon voted for Todd Robinson
Councilmember Kinsey voted for Randall Clark
Mayor Snyder voted for Debbie Holland

Councilmember Thornton voted for Debbie Holland
Councilmember Villarreal Salvo voted for Todd Robinson
Councilmember Gordon voted for Todd Robinson
Councilmember Kinsey voted for Debbie Holland
Mayor Snyder voted for Debbie Holland
Councilmember Sutton voted for Debbie Holland

Mayor made a motion to appoint Debbie Holland to the remainder of the term for Place 6. Councilmember Kinsey seconded the motion. The motion passed unanimously. (6:0)

9.7. Consideration and possible action on appointing a Mayor Pro Tem.

Discussion ensued. Item will be brought back at the February 3rd City Council meeting.

- 9.1. Consideration and possible action regarding possible appointments, re-appointments and/or removals to City Boards, Commissions, Task Forces, Economic Development Corporations, Local Government Corporations and Tax Increment Reinvestment Zone Boards, City Council Liaisons, and Area Government appointments.

Discussion ensued.

Mayor Snyder made a motion to appoint Councilmember Gordon to the River Creek Local Government Corporation and Councilmember Villarreal Salvo to the Cottonwood Development Local Government Corporation. Councilmember Gordon seconded the motion. The motion passed unanimously. (6:0)

Councilmember Gordon made a motion to appoint Justin Shepard to serve on the Communications Task Force. Councilmember Thornton seconded the motion. The motion passed unanimously. (6:0)

Councilmember Kinsey made a motion to be the liaison for the ADA Task Force. Mayor Snyder seconded the motion. The motion passed unanimously. (6:0)

10. ORDINANCES

- 10.1. Consideration and possible action regarding Ordinance No. O-2022-004, amending Article 10.04, Fireworks, of the Code of Ordinances by removing the extraterritorial jurisdiction from the scope of the regulations, consistent with state law. (Chief Jim Stuart, Legal)

Chief Stuart presented. Councilmember Villarreal Salvo made a motion to approve item 10.1 as presented. Councilmember Kinsey seconded the motion. The motion passed unanimously. (6:0)

- 10.2. Consideration and possible action on Ordinance No. O-2022-003 ordering a general election for the position of Mayor and Council places 3 and 6 to be held on May 7, 2022; providing for the publication and posting of notice; providing for early voting and election day voting; providing for performance of required administrative duties; making provisions for the conduct of such election; certifying provision of required accessible voting systems; and providing for other matters related to such election. (Legal)

Councilmember Villarreal Salvo made a motion to approve item 10.2 as presented. Councilmember Kinsey seconded the motion. The motion passed unanimously. (6:0)

11. RESOLUTIONS

- 11.2. Consideration and possible action on Resolution No. R-2022-004 approving the First Amendment to the Chapter 380 Economic Development Agreement between the City of Hutto and CB TIBP Investments, LLC. (Legal)

Councilmember Gordon made a motion to approve Item 11.2 as presented. Councilmember Villarreal Salvo seconded the motion. The motion passed unanimously. (6:0)

- 12.6. Receive legal advice pursuant to Texas Government Code Section 551.071 and deliberation regarding economic development negotiations relating to economic development projects pursuant to Texas Government Code 551.087 to deliberate the offer of a financial or other incentive to potential business prospects.

Entered executive session at 8:35 PM. Reconvened at 9:52 PM

- 11.1 Consideration and possible action on Resolution No. R-2021-184 authorizing the Mayor to execute a new Interlocal Agreement with Williamson County, Texas, for the waterline relocation next to CR 404. (Wade Benton, Commissioner Boles)

County Commissioner Boles was present for this discussion. Councilmember Gordon made a motion to approve Item 11.1 as presented. Councilmember Villarreal Salvo seconded the motion. The motion passed unanimously. (6:0)

12. EXECUTIVE SESSION- Entered: 10:11 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).

- 12.1. Receive legal advice pursuant to Texas Government Code Sec. 551.071 related to Pending Legal Requests, Potential Claims and City Council Legal Requests.
- 12.2. Receive legal advice pursuant to Texas Local Government Code Section 551.071 relating to the Master Development Agreement for the Co-Op District dated August 17, 2017, as amended, between the City of Hutto and MA Partners, LLC and related agreements.
- 12.3. Receive legal advice pursuant to Texas Government Code Section 551.071 to seek legal advice from its attorneys pertaining to Case No. 1:20-cv-1210, Odis Jones v. City of Hutto, et. al. filed in the U.S. District Court for the Western District of Texas, Austin Division.
- 12.4. Receive legal advice pursuant to Texas Government Code Section 551.071 and deliberate pursuant to Texas Government Code Section 551.074, Personnel Matters, relating to Mayor, Mayor Pro Tem and City Council Member qualifications for office pursuant to Hutto City Charter Section 3.02; including but not limited to residency requirements.
- 12.6 Receive legal advice pursuant to Texas Government Code Section 551.071 relating to Preston Hollow Capital, LLC v. Cottonwood Development Corp. et al., appeal pending in the Fifth Circuit Court of Appeals.

13. ACTION RELATIVE TO EXECUTIVE SESSION- Reconvened 11:23 PM

- 13.1. 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. **No action taken.**
- 13.2. Consider and possible action relating to legal advice pursuant to Texas Local Government Code Section 551.071 relating to the Master Development Agreement for the Co-Op District dated August 17, 2017, as amended, between the City of Hutto and MA Partners, LLC and related agreements. **No action taken.**
- 13.3. Consider and possible action relating to legal advice pursuant to Texas Government Code Section 551.071 to seek legal advice from its attorneys pertaining to Case No. 1:20-cv-1210, Odis Jones v. City of Hutto, et. al. filed in the U.S. District Court for the Western District of Texas, Austin Division. **No action taken.**
- 13.4. Consider and possible action relating to legal advice received pursuant to Texas Government Code Section 551.071 and deliberations pursuant to Texas Government Code Section 551.074, Personnel Matters, relating to Mayor, Mayor Pro Tem and City Council Member qualifications for office pursuant to Hutto City Charter Section 3.02; including but not limited to residency requirements. **Did not discuss in executive session. Item tabled.**
- 13.5. Consider and possible action relating to legal advice received pursuant to Texas Government Code Section 551.071 and deliberation regarding economic development negotiations relating to economic development projects pursuant to Texas Government Code 551.087 to deliberate the offer of a financial or other incentive to potential business prospects. **No action taken.**
- 13.6. Consideration and possible action relating to legal advice received pursuant to Texas Government Code Section 551.071 relating to Preston Hollow Capital, LLC v. Cottonwood Development Corp. et al., appeal pending in the Fifth Circuit Court of Appeals. **No action taken.**

14. ADJOURNMENT- 11:26 PM



Mike Snyder, Mayor

ATTEST:


