



City of Hutto

AMENDED MINUTES

City Council Meeting

Thursday, July 2, 2020 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 www.huttotx.gov

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1. CALL SESSION TO ORDER **7:00 PM**

2. ROLL CALL

Members of the City Council present were Mayor Doug Gaul, Councilmember Scott Rose, Councilmember Mike Snyder, Councilmember Peter Gordon, Councilmember Patti Martinez, Councilmember Tanner Rose.

Absent: MPT Hines

Members of staff that were present were Byron Frankland, Assistant City Manager; Michel Sorrell, Assistant City Manager and CFO; Holly Nagy, City Secretary and; Dorothy Palumbo, City Attorney.

3. INVOCATION - Led by Councilmember Peter Gordon.

4.

PLEDGE OF ALLEGIANCE- Mayor Gaul opened the meeting with the Pledge of Allegiance and the Texas Pledge.

5. CITY COUNCIL COMMENTS

Pursuant to Texas Government Code Sec. 551.0415, a member of the governance 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 Interest 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

Councilmember Snyder: stated that earlier this year a request was made for the release of all transition, separation, and termination agreements. This Council as a whole received 17 different documents, last month it was brought

to my attention that there was another group of transition agreements that not all of the council received. This batch is exclusively for certain members of the executive team of the City of Hutto. Not sure why Council as a whole didn't receive the documents that was requested. It is because of ongoing issues with what Councilmembers ask for on information, and what Councilmembers receive that I am requesting an agenda item to discuss and have possible action to have regarding a 316 investigation into this matter. I would like the item to include the ability to subpoena witnesses as needed to help understand essentially what is going on in this city. Councilmember Tanner Rose seconded the request for agenda item.

Councilmember Martinez: would like to address the concerns Ms. Nicole Calderone had about the lack of my physical presence during council meetings lately. Typically, not one to share my personal business, but since it's been brought to the public's attention, I'll be happy to explain. I have torn two discs in my back in October and have and multiple bilateral steroid injections. I'd much rather be here in person, I know the connection is very poor over video conference and has prohibited my ability to have a good debate with you guys, you all can't hear me. That's why I'm here, I'm just going to suffer through it, and conduct business as usual. I apologize for my lack of presence and thank you for your understanding.

6. PROCLAMATIONS

7. PUBLIC COMMENT

- Nicole Calderone- via telephone
- Robin Sutton – in person
- Onnesha Williams- in person
- Mary Senibaldi- via email
- Mark McGivern- via email
- David Roark- via email
- Ida Weaver- via email
- James Weaver- via email
- Kathleen Cook- via email

8. CITY MANAGER COMMENTS

- Misti Hancock presented the budget calendar.

July 23rd and August 13th are special meetings for the budget hearings for public comment and votes.

9. CONSENT AGENDA ITEMS

*Councilmember T. Rose made a motion to pull Items 9.1 and 9.2,
Councilmember Martinez seconded the motion. The motion passed. (5:1)*

<u>VOTE:</u>	Ayes	Nays	Abstain	Absent
Mayor Doug Gaul	X			
Mayor Pro Tem Tom Hines				X
Councilmember Scott Rose		X		
Councilmember Mike Snyder	X			
Councilmember Peter Gordon	X			
Councilmember Patti Martinez	X			
Councilmember Tanner Rose	X			

ACTION: The motion carried by a vote of 5 ayes to 1 nays.

- 9.1. Resolution authorizing the Interim City Manager to execute an engagement letter with the audit firm Whitley Penn, LLP for fiscal year 2020 audit. (Michel Sorrell)

Councilmember S. Rose made a motion to approve Item 9.1. Councilmember Martinez seconded the motion. The motion passed. (4:2)

<u>VOTE:</u>	Ayes	Nays	Abstain	Absent
Mayor Doug Gaul	X			
Mayor Pro Tem Tom Hines				X
Councilmember Scott Rose	X			
Councilmember Mike Snyder		X		
Councilmember Peter Gordon	X			
Councilmember Patti Martinez	X	X		
Councilmember Tanner Rose				

ACTION: The motion carried by a vote of 4 ayes to 2 nays.

- 9.2. Consideration and possible action on a resolution authorizing the Interim City Manager to execute an agreement for bond counsel legal services with McCall Parkhurst & Horton. (Michel Sorrell)

Councilmember S. Rose made a motion to approve Item 9.2, Councilmember Martinez seconded the motion. The motion passed (5:1)

<u>VOTE:</u>	Ayes	Nays	Abstain	Absent
Mayor Doug Gaul	X			
Mayor Pro Tem Tom Hines				X
Councilmember Scott Rose	X			
Councilmember Mike Snyder	X			
Councilmember Peter Gordon	X			
Councilmember Patti Martinez	X			
Councilmember Tanner Rose		X		

ACTION: The motion carried by a vote of 5 ayes to 1 nay.

10. ORDINANCES

- 10.1 Consideration and possible action on the first reading of an ordinance approving a Community Development Corporation budget amendment and expenditure approved by the Community Development Corporation Board of Directors in the amount of \$300,000 to fund program administration and loans made available through the Small Business Loan and Disaster Relief Project and \$50,000 to fund General Counsel legal services to the Corporation.

Recessed 8:10 PM

Returned 8:20 PM

Councilmember S. Rose made a motion to table Item 10.1 until the next meeting (7/16) and would like to have a CDC Member present. Councilmember Martinez seconded the motion.

Councilmember Snyder would like to see some back up documentation.

The motion passed unanimously.

11. RESOLUTIONS

12. OTHER BUSINESS

- 12.1. Discussion and possible action on the next steps, schedule and interview process for the search for the City Manager.

Mr. Doug Thomas from SGR presented. Presentation ensued.

Councilmember Snyder made a motion to keep the candidate names confidential until top 5 candidates are chosen. Councilmember Martinez seconded the motion. The motion passed unanimously.

- 12.2. Discussion, consideration and possible action on the Mayor's order of June 29, 2020, issued pursuant to the authority of Governor Abbott's Executive Order GA-28 to make any necessary modifications to protect the public health and safety and reduce the substantial risk of harm to the public related to COVID-19 consistent with the Governor's executive orders.

Councilmember Snyder made a motion to revoke the Mayor's Order of June 29, 2020 at 12:00 AM on 7/3/2020. Councilmember S. Rose seconded the motion. The motion passed unanimously.

- 12.3. Consideration and Possible Appointments, Re-appointments and/or Removals to City Boards and Commissions.

Discussion ensued regarding starting a diversity task force/commission.

Councilmember Martinez made a motion to add the following item to the next agenda: Discussion and possible action on a resolution creating a diversity board or commission.

Mayor Gaul suggested soliciting input from various individuals.

Councilmember Martinez appointed Jerica Lawyer to the Planning & Zoning Commission. Councilmember S. Rose seconded the motion. The motion passed unanimously.

Councilmember Gordon appointed Kevin Grimm to the Parks Advisory Board. Councilmember Martinez seconded the motion. The motion passed unanimously.

13. EXECUTIVE SESSION – *Held in open 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 Deliberate the duties of the Mayor and City Council Members pursuant to Texas Government Code Section 551.074, Personnel Matters.

Councilmember S. Rose made a motion to table Items 13.1 and 14.1 to be held in open session and when all 7 members can be present. Councilmember Martinez seconded the motion.

VOTE:	Ayes	Nays	Abstain	Absent
Mayor Doug Gaul	X			
Mayor Pro Tem Tom Hines				X
Councilmember Scott Rose	X			
Councilmember Mike Snyder		X		
Councilmember Peter Gordon		X		
Councilmember Patti Martinez	X			
Councilmember Tanner Rose		X		

ACTION: The motion **failed** by a vote of 3 ayes to 3 nays.

Discussion ensued regarding the specifics of discussing the item.

Brief 5-minute recess was taken. Councilmember Martinez rejoined the meeting via video conference.

Item 13.1 was discussed in open session at this time.

14. ACTION RELATIVE TO EXECUTIVE SESSION

- 14.1. Deliberate the duties of the Mayor and City Council Members pursuant to Texas Government Code Section 551.074, Personnel Matters.

Item was held in open session. No action taken.

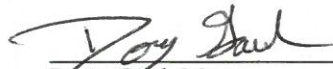
15. ADJOURNMENT – 11:39 PM

PASSED and APPROVED this 6th day of August, 2020.

ATTEST:


Holly Nagy, City Secretary




Doug Gaul, Mayor