



City of Hutto

MINUTES

Special Called City Council Meeting
Thursday, July 30, 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

1. **CALL SESSION TO ORDER:** 7:00 PM
2. **ROLL CALL:** Members of the City Council present were: Mayor Doug Gaul, MPT
Tom Hines (via video conference) Councilmember Scott Rose, (via video conference)
Councilmember Mike Snyder, Councilmember Peter Gordon, Councilmember Patti
Martinez, (via video conference) Councilmember Tanner Rose.

Members of staff that were present were: Charles W. Daniels, Interim City Manager,
Byron Frankland, Assistant City Manager; Stacy Schmitt, Assistant to the City
Manager; Holly Nagy, City Secretary and; Dorothy Palumbo, City Attorney.

3. **INVOCATION:**
4. **PLEDGE OF ALLEGIANCE:**
5. **CITY COUNCIL COMMENTS:**

- 5.1. General Comments from City Council

Councilmember T. Rose would like an item on the next weeks agenda in public session to discuss the application for the place 4 position and what went on there, so making this formal request here so it's documented.

Councilmember Martinez requested clarification.

Councilmember T. Rose: a discussion around the invalidation of I guess.... Nicole Calderone's application in public session. Councilmember Gordon seconded the motion.

Item will be brought forward on August 6, 2020.

Councilmember Gordon: As many of you are aware the Secretary of State's Office has ruled that my opponent in the upcoming election, cannot be listed on the ballot in November due to an inadvertent omission in her application. I've been asked questions about my involvement in this if any. I am setting the record straight, that I did not have anything to do with this action. The first I learned of this omission in the application was two days ago, on Tuesday, the same day that the rest of the Council and the Mayor were notified.

I did ask the City Secretary a question on Monday, three days ago, about the residency requirements for candidates, but I've been told my question had no bearing on the Secretary of State's decision in this case.

Councilmember Martinez: On that note regarding Ms. Calderone's application. Either we are a Council that follows the rules and the law, or we are a Council that don't follow the rules and laws, and we have to pick one. Unfortunately, there are requirements stated on the application, which items are optional and which items are not optional.....(inaudible).

6. PUBLIC COMMENT:

- Nicole Calderone
- Cassie Wolruff * via email.
- Johnny Rushing *via email.
- David Roark * via email.

7. RESOLUTIONS:

- 7.1. Consideration and possible action on a resolution authorizing the City Manager to execute renewal contracts for employee health benefit coverage with United Health Care for Medical, Dental and Vision, and CIGNA services for Group Life & AD&D, Voluntary Life, STD and LTD, and other additions to the employee benefits plan.

MPT Hines made a motion to approve item 7.1, Councilmember Martinez seconded the motion. The motion passed unanimously.

8. ORDINANCES:

- 8.1. Consideration and possible action on amending Section 2.02.190 B. 3. of Ordinance No. O-2020-021 Establishing a Diversity and Inclusion Commission to require that each candidate for appointment as a member of the Diversity and Inclusion Commission to be at least eighteen (18) years old.

Councilmember Martinez made a motion to approve item 8.1, Councilmember S.Rose seconded the motion. The motion passed unanimously.

9. EXECUTIVE SESSION:

Entered: 7:26 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].

- 9.1. Deliberate the appointment or employment of a City Manager from the applications submitted for the position of City Manager pursuant to Texas Government Code Section 551.074, Personnel Matters.
- 9.2. Receive legal advice pursuant to Texas Government Code Section 551.071(1) and (2) relating to the Hutto Sports, Health and Entertainment District; the Multi-Party Development Agreement; the Preston Hollow Capital, LLC Loan Agreement with Cottonwood Development Corporation and deliberations regarding Economic Development pursuant to Tex. Govt. Code § 551.087; and deliberate the purchase or sale of real property within the Hutto Sports, Health and Entertainment District pursuant to Texas Government Code Section 551.072.
- 9.3. Receive legal advice from the City Attorney in accordance with Tex. Gov't Code § 551.071 (1) about pending litigation, to wit: Legacy Hutto, LLC. V. City of Hutto , pending in the District Court of Williamson County, Texas.

10. ACTION RELATIVE TO EXECUTIVE SESSION:

Reconvened: 10:40 PM

- 10.1. Deliberate the appointment or employment of a City Manager from the applications submitted for the position of City Manager pursuant to Texas Government Code Section 551.074, Personnel Matters.
- 10.2. Discuss and possible action relating to the Hutto Sports, Health and Entertainment District; the Multi-Party Development Agreement; the Preston Hollow Capital, LLC Loan Agreement with Cottonwood Development Corporation and deliberations regarding Economic Development pursuant to Tex. Govt. Code § 551.087; and the purchase or sale of real property within the Hutto Sports, Health and Entertainment District pursuant to Texas Government Code Section 551.072.
- 10.3. Discuss and possible action relating to Legacy Hutto, LLC. V. City of Hutto, pending in the District Court of Williamson County, Texas.

11. OTHER BUSINESS:

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

Councilmember Snyder made a motion to approve item 11.1, Councilmember T. Rose seconded the motion. The motion passed unanimously.

12. ADJOURNMENT: 10:40 PM

PASSED and APPROVED this 13th of August, 2020

_____/s/_____
Doug Gaul, Mayor

ATTEST:

_____/s/_____
Holly Nagy, City Secretary

