CITY COUNCIL
MEETING MINUTES
AUGUST 1, 2019

The Hutto City Council met in a special session on Thursday, August 1, 2019, in Council Chambers, City Hall, 500 W. Live Oak, Hutto, TX 78634.

CALL SESSION TO ORDER

Mayor Gaul called the session to order at 7:00 p.m.

ROLL CALL

Members of the City Council present were Mayor Doug Gaul, Mayor Pro-tem Tom Hines, Councilmember Scott Rose, Councilmember Mike Snyder, Councilmember Peter Gordon, Councilmember Patti Martinez and Councilmember Tanner Rose.

Members of staff that were present were Odis Jones, City Manager; Michel Sorrell, Assistant City Manager; Byron Frankland, Assistant City Manager; Paul Hall, Chief of Police; Michel Sorrell, Chief Financial Officer; Ashley Lumpkin, Executive Director Infrastructure & Development Services; Jessica Bullock, Director of Economic Development; Emily Parks, Assistant to the City Manager; Tony Host, Executive Director of Community Services; and Lacie Hale, City Secretary.

INVOCATION

Invocation was given by Chaplain Jonathan Robles, with the Hutto Police Department.

PLEDGE OF ALLEGIANCE

Mayor Gaul led the Pledge of Allegiance and the Texas Pledge.

Councilmember Tanner Rose requested an addition and submitted a formal ethics complaint to the City Secretary. Requesting an official ***ethics review into Councilwoman Patti Martinez'*** *wedding which took place on June 22. Councilman Tanner Rose passed down documents to the city secretary, to start the three-day process.*

PUBLIC COMMENT

Robert Clark, of 109 W. Live Oak Street, is proud to be a hippo and appreciates everything that is being done in the City of Hutto. There is a lot of action now, as far as businesses. The right city manager has been hired to get that accomplished. He knows there are a lot of people that don't feel that way and appreciates their input also. Growth is going to keep taxes down in the long run.

Michael Roepke, of 851 County Road 459, Coupland Texas, 78615, shared his concerns regarding the proposed tax increase. He is not arguing that a minimal minor increase made be needed at some point but not the significant increase proposed. The financially responsible thing to do is to live within the means of income you currently have. The decision will not just have a consequence for families but also businesses. He asked Council to listen to those in the middle. The decisions you make will affect those families.

Debbie Shores, of 110 Kerley Drive, recently moved to Hutto for a lot of reasons. She shared that what she is seeing with the tax increases will force her to pack up her home and move. It is not fiscally responsible. There is an uproar of people because they don't feel like Council is being transparent. She asked Council to do the right thing. They are elected official who got there and can be removed.

Andrew Bos, of 118 Rinehardt Street, understands about the tax issue and usually businesses bring it down. They are seeing the exact opposite, that is an issue. As far as the budget, he can see the operating tax portion go down, but the debt rate is going up and it is not showing in the roads. It is showing in parks and the city hall building. The debt rate is outrageous.

Glen Pierce, of 302 E. Live Oak Street, was the Mayor from 1996 to 2001. Round Rock went through what Hutto is going through now. The taxes were lowered, with time, because of a progressive Council. The reason there is a high tax rate right now is because we have had a no growth Council for so long. When business is being run off then the tax rate is increased.

Steven Harris, of 1106 Canoe Cove, complimented the City Manager and City Council for driving growth. It brings higher property values and revenue to the City will grow. He urged Council to wait for the revenues.

France Albert, of 2451 County Road 132, shared that a surveyor came onto her property and wanted additional information. The surveyors had no reason why they were there. A realtor also stopped by and asked if they wanted to sell because the City wanted to buy.

Mike Fowler, of 108 W. Live Oak Street, appreciates and recommends approval to buy the Holmstrom home. In terms of economic development, he believes has done the right thing the past two years. He is pro-growth. He thinks Odis Jones is doing a heck of a job.

Motion: Mayor Gaul made a motion to move 11C to next on the agenda. Councilmember Martinez seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 7 ayes, 0 nays

11C. Consideration and possible action on the proposed Ad Valorem tax rate, including taking a record vote on the proposed tax rate, and setting dates, times, and places for a public hearing and adoption of the tax rate. (Michel Sorrell)

Motion: Councilmember Scott Rose made a motion to set the proposed tax rate to $0.63151 and set the public hearings for August 15 and August 22. Mayor Pro-tem Hines seconded the motion.

Vote:

Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Peter Gordon
Councilmember Patti Martinez

Nayes Councilmember Mike Snyder
Councilmember Tanner Rose

Action: The motion passed with 5 ayes, 2 nays

PUBLIC HEARINGS:

6A. Open and conduct the first public hearing regarding the proposed annexation of the Chandler Corner Subdivision, 26.303 acres, more or less, of land, and to establish base zoning as AG (Agriculture), located at the southwest corner of Chandler Road and FM 1660 North. (Ashley Lumpkin)

Public Hearing was held from 7:37 pm to 7:37 pm. No one spoke.

No Council action was taken.

6B. Open and conduct the first public hearing regarding the proposed annexation of the Fritz Tract, 5.9753 acres, more or less, of land, and to establish base zoning as AG (Agriculture), located on CR 132. (Ashley Lumpkin)

Public Hearing was held from 7:39 pm to 7:39 pm. No one spoke.

No Council action was taken.

6C. Open and conduct the first public hearing regarding the proposed annexation of the Limmer-Walnut Corner Tracts, 552.648 acres, more or less, of land, and to establish base zoning as AG (Agriculture), located on FM 1 660 South. (Ashley Lumpkin)

Public Hearing was held from 7:41 pm to 7:45 pm.

Richard Hamala of 102 N. Railroad Ave., representative of the homeowners, raised his concerns about the noticing for this agenda item and shared the landowners are against annexation. They are interested in pursuing a PID but prefer keeping the district in place and have a strategic partnership agreement that guarantees the land be annexed.

No Council action was taken.

6D. Open and conduct the first public hearing regarding the proposed annexation of the M. Moore Family Farms Tracts, 528.774 acres, more or less, of land, and to establish base zoning as AG (Agriculture), located on CR 132 and also on Limmer Loop. (Ashley Lumpkin)

Public Hearing was held from 7:47 pm to 7:47 pm. No one spoke.

No Council action was taken.

6E. Open and conduct the first public hearing regarding the proposed annexation of the No-Count LLC Tracts, 157.0848 acres, more or less, of land, and to establish base zoning as AG (Agriculture), located on CR 119 and also on CR 108. (Ashley Lumpkin)

Public Hearing was held from 7:49 pm to 7:50 pm. No one spoke.

Gary Olander from 2207 Bancroft #804 Houston, Tx 77027, shared he was not in favor of the annexation and preferred a development agreement.

No Council action was taken.

6F. Open and conduct the fir s t public hearing regarding the proposed annexation of the TK Industrial Park, 35.51 acres, more or less, of land, and to establish base zoning as AG (Agriculture), located on CR 108. (Ashley Lumpkin)

Public Hearing was held from 7:51 pm to 7:51 pm. No one spoke.

No Council action was taken.

CONSENT AGENDA ITEMS

7A. Consideration and possible action approving the minutes of the June 19, 2019 Special City Council Meeting, June 28, 2019 Special Council Meeting, July 3, 2019 Regular Council Meeting, and July 11, 2019 Special City Council Meeting. (Lacie Hale)

7B. Consideration and possible action on a resolution approving the proposed Highlands North Preliminary Plat, 204.3 acres, more or less, of land, 462 residential lots, located on CR 132. (Ashley Lumpkin)

7C. Consideration and possible action on a resolution approving the proposed RSI Hutto Revised Preliminary Plat, 315.28 acres, more or less, of land, 1314 residential lots, located on FM 1660 North. (Ashley Lumpkin)

7D. Consideration and possible action on the second and final reading of an ordinance approving a specific use permit for the property located on Ed Schmidt Boulevard, Emory Farms Commercial Lots 2, 3, 4 and 5, 4.299 acres, more or less, of land, allowing a lodging establishment in the 8-1 (Local Business) zoning district. (Ashley Lumpkin)

Motion: Councilmember Snyder made a motion to remove agenda item 7D from the consent agenda. Councilmember Tanner Rose seconded the motion.

Vote: Ayes Mayor Doug Gaul
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Nay Mayor Pro-tem Tom Hines

Action: The motion passed with 6 ayes, 1 nay

Motion: Councilmember Tanner Rose made a motion to approve agenda items 7A, 7B, and 7C as presented on the consent agenda. Councilmember Scott Rose seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 7 ayes, 0 nays

Motion: Mayor Pro-tem Hines made a motion to approve 7D as presented. Councilmember Martinez seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Nay Councilmember Mike Snyder

Action: The motion passed with 6 ayes, 1 nay

CITY MANAGER COMMENTS

8A. Presentation of a continuous improvement strategy which provides a laser focus on the organization's goal to achieve revenue targets and operational expense saving targets through cross-functional teamwork. (Allison Hosgood)

No Council action was taken.

Motion: Councilmember Scott Rose made a motion to move 8D to next on the agenda. Councilmember Martinez seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 7 ayes, 0 nays

8D. Presentation of Certificate of Appreciation to City Employees for serving the Hutto community and residents. (Odis Jones)

No Council action was taken.

Motion: Councilmember Tanner Rose made a motion to move 8E to next on the agenda. Councilmember Scott Rose seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 7 ayes, 0 nays

8E. Presentation of the Government Finance Officers Association's (GFAO) Distinguished Budget Presentation Award. (Odis Jones)

No Council action was taken.

8B. Budget review and discussion. (Michel Sorrell and Chief Paul Hall)

Motion: Councilmember Martinez made a motion to table agenda item 8B. Mayor Pro-tem Hines seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Patti Martinez

Nayes Councilmember Peter Gordon
Councilmember Tanner Rose

Action: The motion passed with 5 ayes, 2 nays

8C. Presentation of the City Financials for the Month of June as required by the fiscal and budgetary policy. (Michel Sorrell)

No Council action was taken.

ORDINANCES

9A. Consideration and possible action on ordinance to adopt the new City Council Protocol. (Mike Shaunessy)

Motion: Councilmember Snyder made a motion to approve 9A, consideration and possible action on ordinance to adopt the new City Council Protocol effective August 1, 2019 with the pagination adjustments. Mayor Pro-tem Hines seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Peter Gordon
Councilmember Patti Martinez

Nayes Councilmember Mike Snyder
Councilmember Tanner Rose

Action: The motion passed with 5 ayes, 2 nays

RESOLUTIONS

10A. Consideration and possible action on a resolution of the City of Hutto amending the Hutto Economic Development Corporation Type A Bylays

No Council action was taken.

10B. Consideration and possible action on a resolution of the City of Hutto to amend the Hutto Economic Development Corporation Type B Bylaws.

No Council action was taken.

Motion: Mayor Pro-tem Hines made a motion to pull agenda items 10A and 10B. Councilmember Martinez seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 7 ayes, 0 nays

l0C. Consideration and possible action on a resolution of the City of Hutto, Texas, ('City') responding to the application of Atmos Energy corporation -Midtex Division, to increase rates under the gas reliability infrastructure program; suspending the effective date of this rate application for forty-five days; authorizing the City to continue to participate in a coalition of cities known as the 'Atmos Texas Municipalities;' determining that the meeting at which the resolution was adopted complied with the Texas Open Meetings act; making such other findings and provisions related to the subject and declaring an effective date. (Michel Sorrell)

Motion: Mayor Pro-tem Hines made a motion to continue to participate in a coalition of cities known as the 'Atmos Texas Municipalities. Councilmember Martinez seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 7 ayes, 0 nays

10D. Consideration and possible action on a resolution authorizing the City Manager to execute a Development Agreement related to Project Durango. (Jessica Geray)

Motion: Mayor Pro-tem Hines made a motion to approve the resolution authorizing the City Manager to execute a Development Agreement related to Project Durango. Councilmember Martinez seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 7 ayes, 0 nays

10E. Resolution authorizing the City Manager to execute an Interlocal Agreement with Williamson County for the collection of Public Improvement District (PID) Assessments. (Michel Sorrell)

Motion: Mayor Pro-tem Hines made a motion to authorize the City Manager to execute an Interlocal Agreement with Williamson County for the collection of Public Improvement District Assessments. Councilmember Scott Rose seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 7 ayes, 0 nays

10F. Consideration and possible action on a resolution authorizing the City Manager to enter into an agreement with Excel Construction Services to perform work on the Shiloh Pumping Station to increase capacity from 2.16 million gallons per day to 3.27 million gallons per day for an amount not to exceed $351,491.00. (Samuel Ray)

Motion: Councilmember Martinez made a motion to adopt 10F as written. Councilmember Gordon seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines

Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 7 ayes, 0 nays

l 0G. Consideration and possible action on a resolution to authorize the City Manager to execute a Wholesale Water Services Agreement between the City of Hutto and Manville Water Supply Corporation. (Mike Shaunessy)

Motion: Mayor Pro-tem Hines made a motion to authorize the City Manager to execute a Wholesale Water Services Agreement between the City of Hutto and Manville Water Supply Corporation. Councilmember Martinez seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 7 ayes, 0 nays

l0H. Consideration and possible action on a resolution authorizing the City Manager to execute a 380 agreement with Southside Market (Jessica Geray)

Motion: Mayor Pro-tem Hines made a motion to authorize the City Manager to execute a 380 agreement with Southside Market. Councilmember Tanner Rose seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

Councilmember Snyder recused himself from the dais.

101. Consideration and possible action on a resolution to adopt the Council Chambers Rental Policy. (Emily Parks)

Motion: Mayor Pro-tem Hines made a motion to pull agenda items 10I. Councilmember Tanner Rose seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 7 ayes, 0 nays

10J. Resolution authorizing the City Manager to execute an engagement letter with the audit firm Whitley Penn, LLP for fiscal year 2019 audit. (Michel Sorrell)

Motion: Councilmember Martinez made a motion to authorize the City Manager to execute an engagement letter with the audit firm Whitley Penn, LLP for fiscal year 2019 audit. Councilmember Gordon seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 7 ayes, 0 nays

OTHER BUSINESS

11A. Consideration of and possible appointments to City Boards and Commissions

Motion: Councilmember Tanner Rose appoint Kyle Lovinggood to the Planning and Zoning Commission. Councilmember Snyder seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 7 ayes, 0 nays

Motion: Mayor Gaul appoint Susanna Boyer to the Planning and Zoning Commission. Councilmember Tanner Rose seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 7 ayes, 0 nays

11B. Consideration of and possible appointments to Economic Development Board. (Lacie Hale)

No Council action was taken.

EXECUTIVE SESSION

12A. Executive Session, as authorized by Texas Government Code Section 551.087, Economic Development, and Texas Government Code Section 551.071, Discussion and Consultation with Attorney, relating to Project Expansion.

12B. Executive Session, as authorized by Texas Government Code Section 551.071, Consultation with Attorney, to discuss potential litigation against the Attorney General.

12C. Executive Session, as authorized by Texas Government Code Section 551.074, regarding city attorney.

Agenda item 12B. was not discussed during Executive Session.

No action was taken in Executive Session.

Executive Session was held from 10:22 pm to 10:58 pm.

ADJOURNMENT

There being no further business to be heard, the meeting was adjourned at 10:58 p.m.

CITY OF HUTTO

Doug Gaul, Mayor

ATTESTED:

Lacie Hale, City Secretary