



City of Hutto

MINUTES

City Council Meeting

Thursday, July 7, 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 www.huttotx.gov

1. **CALL SESSION TO ORDER – 7:00 PM**
2. **ROLL CALL**

Members of City Council present: Mayor Mike Snyder, Councilmember Robin Sutton, Councilmember Randal Clark, Mayor Pro Tem Dan Thornton, Councilmember Krystal Kinsey, Councilmember Amberley Kolar and Councilmember Peter Gordon.

Absent: None

Members of staff present: Isaac Turner, Interim City Manager; Matt Wojnowski, Assistant City Manager; Angela Walton, City Secretary; Wade Benton, Consultant, Ashley Bailey, Executive Director of Business and Development; Dottie Palumbo, Legal Counsel and Gracie Perez, Assistant City Secretary

3. **INVOCATION – Gail Warren, Little Ebenezer Baptist Church**
4. **PLEDGE OF ALLEGIANCE**
5. **CITY MANAGER COMMENTS**

5.1. **Isaac Turner, Interim City Manager**

Mr. Mayor and members of the Council, members of the public, I offer the following announcements. First of all I'm very pleased to introduce you to one of our newest employees, Kate Moriarty. Kate has been here about a week and a half. We are so glad to have her. We just look forward to your joining our team. You probably saw her during the City Manager interview process and she was very helpful with that. I want to express my appreciation to the Council, staff, members of the public and fellow agencies in assisting us with that City Manager interview process. I thought that was one of the best ones I've ever seen done and people were very complimentary if it. Even the candidates were complimentary. So it has to be really good.

Thank you to everyone that participated with the Fourth of July celebration. We estimate there was 4500 people in attendance. Just a wonderful job done by the staff and vendors and Police Department and our community outreach program. I appreciate anyone that had anything to do with that, that was just great.

The next Hutto Market Day will be July 16 from 9 o'clock am until 4:00 pm in historic downtown Hutto.

Finally, after many months of anticipation, you'll notice on the walls, are core values are up and pillars are up. They are up here and also in the Executive Conference room. I would like to thank Council for everything. We had supply chain issues but i want to thank the Community Relations Division for getting those up for us. Thank you Mr. Mayor and members of the Council.

6. PROCLAMATION

- 6.1. *Park and Recreation Month - July 2022 – Jeff White, Parks Superintendent, made a presentation on Parks staff. Mayor Snyder presented a proclamation proclaiming July Parks and Recreation Month.*

7. RECOGNITION

- 7.1. *Flag Box Eagle Scout Recognition (Matt Wojnowski) – Elliot Konbada was recognized by Mayor Snyder and City Council on his accomplishments on attaining Eagle Scout designation and his Flag box project.*

8. CITY COUNCIL COMMENTS

7.1 General Comments from City Council

Councilmember Robin Sutton:

I want to say the interviews even though I was remote, I think they went really well. I think we had a great group of candidates we got to talk to. And I think that we have a candidate that will help move us forward and give us exactly what Hutto needs right now. The other thing is, I was at the fireworks on the 4th. Considering how hot it was, it was very nice out there. We didn't feel any sweat; it was amazing and a nice crowd. And a great fireworks display.

I would also like to welcome Officer Gary Humphreys, Officer Moody, Officer Joseph and Officer Shawn Morrow to the Police Department. Welcome and we look forward to you continuing to help make Hutto one of the safest cities in Texas.

Councilmember Krystal Kinsey:

This is the first regularly scheduled meeting since the Juneteenth celebration. It was a hot day! There was not a cloud in sight for any kind of shade. Just thank you to everyone he came out, it was a great event. Every year getting a little bit bigger and bigger so next year, it's going to be the same way.

The Hutto Women's Alliance, their event that they do, all the proceeds go to scholarships for Hutto High School seniors. They had a really intimate event, Girls Night Out but they will be doing another, usually do three events a year so the next one

will be in November for Friendsgiving. Kind of going along with the Parks and Recreation, they been doing another big project with volunteers, the Butterfly Garden at Hutto Lake Park. So, they are always looking for volunteers and I think there are three openings on the Parks Board. So they are always looking for people who want to get involved like being outside, want to do better for the community and at the time and effort into our Parks and Recreation.

There are two other events being put on by the Hutto ISD Parent and Family Engagement. They are doing a Reading Ready bus. Their giving away books. They are taking a break for this week but will start back up next week, July 11. There will be a Cottonwood Creek Mobile Home Village from 9 to 11 in the morning. And then again in the evening you will be at the Siena Poll North from 1 o'clock to 3 o'clock. There giving away free books, get the kids reading, it's a really great thing put on by the Hutto ISD and keep all kids brains moving throughout the summer so those are just some of the upcoming things that are going on.

7.2. City Council Liaison Reports

None.

9. PUBLIC COMMENT

- Victor Koncada
- Brian Thompson
- Gail Warren

10. CONSENT AGENDA ITEMS

- 10.1. Consideration and possible action on approving the May 19, 2022 City Council meeting minutes.
- 10.2. Acceptance of May 2022 Financial Report (Angie Rios)
- 10.3. Consideration and possible action on Ordinance No. O-2022-032 amending Section 2.03.041 of the Hutto Code of Ordinances to modify the residency requirement of the City Manager to increase the time to establish residency from six (6) to twelve (12) months after accepting the position. (Legal)
- 10.4. Consideration and possible action on Ordinance No. O-2022-032 to dispense with the second reading pursuant to Hutto City Charter Article 3, Section 3.13 (Legal)

A motion was made by Mayor Pro Tem Gordon to approve all consent agenda items as presented. Councilmember Clark seconded the motion. The motion passed 7,0.

At this time, Mayor Snyder reported that it was requested that Executive Session Items 14.6 and 15.4 are moved up in the agenda, and there were no objections.

City Council went into Executive Session at 7:35 pm, and reconvened open session at 8:01 pm. Mayor Snyder reported that no action was taken in Executive Session.

Item 15.4

Consideration and possible action on Executive Session in accordance with Texas Open Meetings Act Section 551.074, Personnel Matters: Closed Meeting to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee - City Manager, Interim City Manager.

Mayor Pro Tem Gordon made the motion to approve the new City Manager's employment agreement, and Councilmember Sutton seconded. Councilmember Thornton made an amendment that the employment agreement would be released to the public after execution, and all were in agreement. Motion passed 7,0.

At this time, Item 12.1 was moved up in the agenda.

12. ORDINANCES

- 12.1 Consideration and possible action on Ordinance No. 2022-031 amending Section 2.02.203 of the Hutto Code of Ordinances to modify the staggered terms of the Diversity and Inclusion Commission. (Legal) (First Reading)

Mayor Pro Tem Gordon introduced this item and provided a brief background.

Councilmember Kinsey made the motion to approve Ordinance No. 2022-031, and Councilmember Sutton seconded. Motion passed 7,0.

- 12.2 Consideration and possible action on Ordinance No. O-2022-031 to dispense with the second reading pursuant to Hutto City Charter Article 3, Section 3.13 (Legal)

Mayor Pro Tem Gordon made the motion to dispense the second reading, and Councilmember Kinsey seconded. Motion passed 7,0.

11. RESOLUTIONS

- 11.1. Consideration and possible action on Resolution No. 2022-064 approving and confirming term expiration dates and seat numbers for City board, commission, and task force members. (Mayor Pro Tem Peter Gordon and Councilmember Krystal Kinsey).

Councilmember Kinsey made the motion to approve Resolution No. 2022-064, and Councilmember Kolar seconded. Motion passed 7,0.

- 11.2. Consideration and possible action on Resolution No. 2022-065 amending the City of Hutto's Public Improvement District Policy. (Legal, Ashley Bailey)

The resolution will be amended to consider recommendations of City Council and be brought back to the August 18 City Council meeting.

13. OTHER BUSINESS

- 13.1 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.

Mayor Pro Tem Gordon made the motion to approve all reappointment of those members whose terms expired on June 30, Councilmember Kolar seconded. Motion passed 7,0.

Councilmember Clark made the motion to volunteer to serve on Capital Area Council of Governments, and Councilmember Kinsey seconded. Motion passed 7,0.

- 13.2 Presentation - Information Technology (IT) Master Plan Update (David Reeves)

David Reeves, IT Manager, presented an overview of the IT Master Plan Update. Received as information.

- 13.3 Presentation of Fiscal Year 2023 Proposed Budget (Angie Rios)

Angie Rios, Chief Financial Officer, presented the 2023 proposed budget to City Council as well as the budget calendar.

At this time, Mayor Snyder reported Executive Session Item 14.3 is was being pulled for open session.

- 14.3. Deliberate pursuant to Texas Government Code Section 551.074 regarding a complaint or charge against the Mayor under the City Council Protocols, Section 2(m), Violations of Protocols.

City Council members discussed this item and noted that it was incorrectly posted (Section 2(m) should be been Section 2(n). This item will be corrected and reposted on the next meeting agenda.

14.1 EXECUTIVE SESSION – *Entered at 10:35 PM*

- 14.1 Receive legal advice pursuant to Texas Government Code Sec. 551.071 related to Pending Legal Requests, Potential Claims, Pending Litigation and City Council Legal Requests.
- 14.2 Receive legal advice pursuant to Texas Government Code Section 551.071 and deliberate regarding economic development pursuant to Texas Government Code Section 551.087 to deliberate the offer of a financial or other incentive to business prospects; including deliberations regarding the purchase, sale,

exchange or value of real property pursuant to Texas Government Code Section 551.072.

- 14.3 Deliberate pursuant to Texas Government Code Section 551.074 regarding a complaint or charge against the Mayor under the City Council Protocols, Section 2(m), Violations of Protocols.
- 14.4 Receive legal advice pursuant to Texas Government Code Section 551.071 and deliberate pursuant to Texas Government Code Sections 551.087 and 551.072 regarding economic development negotiations in and around the Megasite and consideration and conveyance of assignment and assumption agreements conveying Option to Purchase Real Property Agreements to promote economic development and receive legal advice pursuant to Texas Government Code Section 551.071 relating to special district financing, including but not limited to the creation of a Tax Increment Reinvestment Zone in and around the Megasite.
- 14.5 Receive legal advice pursuant to Texas Government Code Section 551.071 related to pending Equal Employment Opportunity Commission and employment claims.
- 14.6 Executive Session in accordance with Texas Open Meetings Act Section 551.074, Personnel Matters: Closed Meeting to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee- City Manager, Interim City Manager.
- 14.7 Receive legal advice pursuant to Texas Government Code Sec. 551.071 related to Co- Op Development Agreements and related agreements; Durango Farms Amended and Restated Development Agreement as amended and Butler Loan Agreement with Cottonwood Local Government Corporation.
- 14.8 Receive legal advice pursuant to Texas Government Code Section 551.071 related to construction defects in Brooklands Subdivision; including potential litigation for repair of construction defects.

15. ACTION RELATIVE TO EXECUTIVE SESSION – *Reconvened at 12:48 AM*

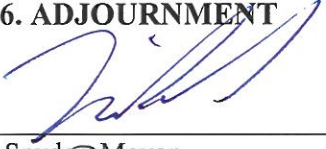
- 15.1 Consideration and possible action related to legal advice received pursuant to Texas Government Code Sec. 551.071 related to Pending Legal Requests, Potential Claims and City Council Legal Requests. *No action was taken.*
- 15.2 Consideration and possible action related to legal advice received pursuant to Texas Government Code Section 551.071 and deliberations regarding economic development pursuant to Texas Government Code Section 551.087 to deliberate the offer of a financial or other incentive to business prospects; including deliberations regarding the purchase, sale, exchange or value of real property pursuant to Texas Government Code Section 551.072. *No action was taken.*
- 15.3 Consideration and possible action related to deliberations pursuant to Texas Government Code Section 551.074 regarding a complaint or charge against the Mayor under the City Council Protocols, Section 2(m), Violations of Protocols.
- 15.4 Consideration and possible action on Executive Session in accordance with Texas Open Meetings Act Section 551.074, Personnel Matters: Closed Meeting to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee - City Manager, Interim City Manager. *No action was taken.*

- 15.5 Consideration and possible action relating to legal advice received pursuant to Texas Government Code Section 551.071 and deliberate pursuant to Texas Government Code Sections 551.087 and 551.072 regarding economic development negotiations in and around the Megasite and consideration and conveyance of assignment and assumption agreements conveying Option to Purchase Real Property Agreements to promote economic development and receive legal advice pursuant to Texas Government Code Section 551.071 relating to special district financing, including but not limited to the creation of a Tax Increment Reinvestment Zone in and around the Megasite. *No action was taken.*
- 15.6 Consideration and possible action related to legal advice received pursuant to Texas Government Code Sec. 551.071 related to Co-Op Development Agreements and related agreements; Durango Farms Amended and Restated Development Agreement as amended and Butler Loan Agreement with Cottonwood Local Government Corporation.

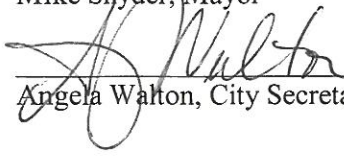
Councilmember Thornton made the motion to appoint the Mayor and Mayor Pro Tem to engage and negotiate with the principles on the terms discussed in Executive Session on the Durango Development Agreement and Butler Loan Agreement. Councilmember Clark seconded. Motion passed 7,0.

- 15.7 Consideration and possible action related to legal advice received pursuant to Texas Government Code Section 551.071 related to construction defects in Brooklands Subdivision; including potential litigation for repair of construction defects.
No action was taken.

16. ADJOURNMENT



Mike Snyder, Mayor



Angela Walton, City Secretary

