City of Hutto

Agenda

City Council Meeting
Thursday, August 3, 2023 at 7:00 PM
City Council Chambers
Hutto City Hall
500 W. Live Oak Street

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**
2. **ROLL CALL**
3. **INVOCATION**
4. **PLEDGE OF ALLEGIANCE**
5. **PROCLAMATION**
   - 5.1. Hutto Farmer's Market Week - August 6 - 12, 2023
6. **CITY MANAGER COMMENTS**
7. **PUBLIC COMMENT**

   Any citizen wishing to speak during public comment may do so after completing the required registration form. The purpose of this item is to allow the residents of Hutto and other interested persons an opportunity to address the City Council on agenda issues and on non-agenda issues that are a matter of the jurisdiction of the City Council (i.e., City policy or legislative issues). Non-agenda issues regarding daily operational or administrative matters should be first dealt with at the administrative level by calling City Hall at (512) 759-4839 during business hours. Each person providing public comment will be limited to 3 minutes. Any citizen wishing to speak during public comment may do so after completing the required registration form. Written comments for this meeting may also be sent to comments@huttotx.gov PRIOR to 4:00 pm on August 3, 2023. The email must include name, address, phone # and email to be recognized properly. Written comments will be provided to Council.
8. **PRESENTATION**
   - 8.1. Quarterly update from Chamber of Commerce (Joe Gonzalez)
   - 8.2. Monthly Capital Improvement Projects Update Presentation (Matt Rector)
   - 8.3. Budget Presentation (City Manager James Earp)
9. **BOARDS AND COMMISSIONS ACTION**
   - 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.
10. **ORDINANCES**
    - 10.1. Consideration and possible action on Ordinance No. O-2023-052 creating a Stormwater

Management Program (Matt Rector)

a. Consideration and possible action dispensing with Second Reading pursuant to Section 3.13 of the Hutto City Charter.

10.2. Consideration and possible action on Ordinance No. O-2023-046 amending the City Rate Schedule to include fees associated with the Stormwater Management Program (Matt Rector)

10.3. Consideration and possible action amending Chapter 8, Stormwater and Drainage Standards, of the Unified Development Code to provide for cost participation of stormwater and drainage improvements (Legal)

a. Consideration and possible action dispensing with Second Reading pursuant to Section 3.13 of the Hutto City Charter

10.4. Consideration and possible action amending Section 10.615, Road Adequacy Standards, of the Unified Development Code to provide for cost participation of transportation extensions (Legal)

a. Consideration and possible action dispensing with Second Reading pursuant to Section 3.13 of the Hutto City Charter

10.5. Consideration and possible action approving Ordinance No. O-2023-049 amending Chapter 9, Water & Wastewater Standards, of the Hutto Unified Development Code by adding section 10.905, Developer Cost Participation for extension of water and wastewater main utility extensions (Legal)

a. Consideration and possible action dispensing with Second Reading pursuant to Section 3.13 of the Hutto City Charter

10.6. Consideration and possible action approving Ordinance No. O-2023-050 amending Article 14.07, Discrimination, of the Hutto Code of Ordinances to prohibit discrimination based on gender identity or sexual orientation (First Reading) (Councilmember Dan Thornton and Mayor Pro Tem Peter Gordon)

11. RESOLUTIONS

11.1. Consideration and possible action on Resolution No. R-2023-175 appointing a Charter Review Commission and providing recommendations for the Charter Review Commission to review (Councilmember Randal Clark, Mayor Pro Tem Peter Gordon)

12. OTHER BUSINESS

12.1. Consideration and possible action relating to Texas Attorney General Opinion AC-0001 relating to whether, under Texas Constitution Article XVI, Section 40, a State employee receiving all or part of their compensation from State funds may also receive compensation as an elected member of the Hutto City Council (Legal)

12.2. Discussion and possible action to reschedule the October 5th City Council meeting (James Earp)

13. CONSENT AGENDA ITEMS

13.1. Consider and possible action approving Resolution No. R-2023-180 finding that Oncor Electric Delivery Company LLC 's application to amend its distribution cost recovery factor and update generation riders to increase distribution rates within the City should

be denied; authorizing participation with the steering committee of cities served by Oncor; authorizing hiring of legal counsel; finding that the City's reasonable rate case expenses shall be reimbursed by the company; finding that the meeting at which this resolution is passed is open to the public as required by law; requiring notice of this resolution to the company and legal counsel (Legal)

13.2. Consideration and possible action on Resolution R-2023-168 approving an Economic Development Performance Agreement for Project Hutto Hospitality as approved by the Hutto Economic Development Corporation via Resolution R-2023-150 at their meeting on July 10, 2023 (Bob Farley)

13.3. Consideration and possible action relating to Resolution No. R-2023-174 of the City of Hutto, Texas, authorizing the City Manager to execute a change order with Associated Construction Partners, Ltd. in the amount of $119,894.39 related to the Frameswitch 20 Million Gallons per Day (MGD) Pumping Station and 3.0 Million Gallon (MG) Ground Storage Tank (GST) projects (CIP W-01 and W-03) (Matt Rector)

13.4. Consideration and possible action relating to Resolution No. R-2023-179 of the City of Hutto, Texas, approving housing reimbursement to the Interim Finance Director; and authorizing the City Manager to provide the reimbursement from budgeted funds and budget amendment (Legal)

13.5. Consideration and possible action on Ordinance No. O-2023-038 accepting and approving an annual service plan update to the service and assessment plan and updated assessment rolls for the Cross Creek Public Improvement District (Anne LaMere)

a. Consideration and possible action dispensing with Second Reading pursuant to Section 3.13 of the Hutto City Charter

13.6. Consideration and possible action relating to Ordinance No. O-2023-039 accepting and approving an annual service plan update to the service and assessment plan and updated assessment rolls for the Durango Farms Public Improvement District (Anne LaMere)

a. Consideration and possible action dispensing with Second Reading pursuant to Section 3.13 of the Hutto City Charter

13.7. Consideration and possible action on Ordinance No. O-2023-041 accepting and approving an annual service plan update to the service and assessment plan and updated assessment rolls for the Cottonwood Creek Public Improvement District (Anne LaMere)

a. Consideration and possible action dispensing with Second Reading pursuant to Section 3.13 of the Hutto City Charter

13.8. Consideration and possible action on Ordinance No. O-2023-042 accepting and approving an annual service plan update to the service and assessment plan and updated assessment rolls for the Mustang Creek Public Improvement District (Anne LaMere)

a. Consideration and possible action dispensing with Second Reading pursuant to Section 3.13 of the Hutto City Charter

13.9. Consideration and possible action on Ordinance No. O-2023-047 accepting and

approving an annual service plan update to the service and assessment plan and updated assessment rolls for the Co-Op Public Improvement District (Anne LaMere)

a. Consideration and possible action dispensing with Second Reading pursuant to Section 3.13 of the Hutto City Charter

13.10. Consideration and possible action approving Resolution No. R-2023-177 approving the amendment to the Interlocal Agreement between Williamson County Radio Communication System (RCS) and the City of Hutto and other "RCS Parties" (Jeff Yarbrough)

13.11. Consideration and possible action approving Resolution No. R-2023-178 relating to amending the City Manager's Contract, including but not limited to, Section 12 of the Agreement (Mayor Mike Snyder)

13.12. Consideration and possible action on Ordinance No. O-2023-040 for the proposed Specific Use Permit request for the property known as 3250 Limmer Loop, to allow outdoor recreation facility use (UDC 10.304.6) (Second Reading) (Ashley Bailey)

13.13. Consideration and possible action on approving the July 10 Special Called Joint Economic Development Corporation and City Council, July 20 Work Session, July 20 City Council, and July 22 Special Called City Council meeting minutes (Angela Lewis)

14. EXECUTIVE 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).

14.1. Consideration and possible action relating to Resolution No. R-2023-181 of the City of Hutto, Texas, authorizing the City Manager to negotiate and execute an agreement for a Wholesale Water Supply Contract for up to four (4) million gallons per day (MGD) of water supply

14.2. Consideration and possible action relating to Resolution No. R-2023-182 of the City of Hutto, Texas, authorizing the City Manager to execute a Groundwater Reservation Agreement to reserve up to five (5) million gallons per day (MGD) of Reserved Water from existing permitted groundwater rights from a Groundwater Source and negotiate a Groundwater Supply Contract from the same provider.

14.3. Receive legal advice pursuant to Texas Government Code Sec. 551.071 related to Pending Legal Requests, Potential Claims, Pending Litigation, Potential Litigation, and City Council Legal Requests.

15. ACTION RELATIVE TO EXECUTIVE SESSION

15.1. Consideration and possible action on Executive Session Agenda Items

16. CITY COUNCIL COMMENTS

Pursuant to Texas Government Code Sec. 551.0415, a member of the governing 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 Interests 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.

16.1. General Comments from City Council

16.2. Future Agenda Items

17. ADJOURNMENT

18. CERTIFICATION

I certify that this notice of the August 3, 2023 Hutto City Council meeting was posted on the City of Hutto website and the City Hall bulletin board of the City of Hutto on 7/31/23before 6:00 P.M.

Angela Lewis

The City of Hutto is committed to comply with the Americans Disability Act. The Hutto City Council Chamber is wheelchair accessible. Request for reasonable special accommodations must be made 48 hours prior to the meeting. Please email the City Secretary's office at Angela.Lewis@huttotx.gov or call (512) 759-4033 for assistance.