



**CITY COUNCIL
MEETING MINUTES
FEBRUARY 15, 2018**

The Hutto City Council met in a regular session on Thursday, February 15, 2018, in the Hutto City Council Chamber, 401 W. Front Street, Hutto, TX 78634.

1. CALL SESSION TO ORDER

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

2. ROLL CALL

Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Nathan Killough
Councilmember Tim Jordan - Absent
Councilmember Lucio Valdez
Councilmember Terri Grimm

Members of the City Council that were present were Mayor Doug Gaul, Mayor Pro-tem Tom Hines, Councilmember Scott Rose, Councilmember Lucio Valdez, Councilmember Nathan Killough, and Councilmember Terri Grimm. Councilmember Tim Jordan was absent.

Members of staff that were present were Odis Jones, City Manager, Morgan Johnson, City Attorney, Helen Ramirez, Assistant City Manager, Byron Frankland, Chief of Police, Paul Hall, Assistant Chief of Police, Scot Stromsness, Executive Director of Public Works and Engineering, Carolyn Horner, Director of Planning, Eliska Padilla, Executive Director of Communications and Marketing, Ryan Morgan, Finance, Anthony Host, Engineering Project Manager, and Lisa Brown, City Secretary

3. INVOCATION

Tonight's invocation is conducted by Russell Daniel, Austin Christian Fellowship.

4. PLEDGE OF ALLEGIANCE

Mayor Gaul led the Pledge of Allegiance and Texas Pledge.

5. CITY COUNCIL COMMENTS

Mayor Pro-tem Tom Hines read a statement regarding the outcome of the investigation of the City Manager and the City Council wherein they were exonerated by the Texas Workforce Commission of all charges of sexual harassment and discrimination. Mayor Pro-tem Hines commented that the City Manager has done an excellent job of putting the City back on the right track despite the conditions and burdens created by previous staff.

6. PUBLIC COMMENT:

Any citizen wishing to speak during public comment regarding an item on or off the agenda may do so after completing the required registration card. In accordance with the Texas Attorney General's Opinion, any public comment that is made on an item that is not on the published final agenda will only be heard by the City Council. No formal action, discussion, deliberation, or comment will be made by the City Council. Each person providing public comment will be limited to 3 minutes.

Russell Metcalf – made a statement regarding his decision to leave the Hutto Economic Development Board and the circumstances surrounding his departure. He thank the City Council for giving him the opportunity to work toward better economic growth for the city, and as a property owner and tax payer he is excited to see the new development in the form of retail, commercial and light industrial.

Rick Hudson commented on the request for an additional \$130,000.00 for renovations and additions at Fritz Park. Mr. Hudson was concerned that the itemized additions did not add up to the requested \$130,000.00.

7. PRESENTATIONS:

7A. Presentation of the 2017 City of Hutto Racial Profiling and Uniform Crime Report. (Chief of Police, Byron Frankland)

Chief Byron Frankland presented the yearly report pursuant to the Sandra Bland Act regarding racial profiling and the report that must be filed by March 1, 2018.

He provided the following statistics for the period January 1, 2017 to December 31, 2017:

Motor vehicle stops - 2083

70 Citations Issued

Asian – 25

African American – 377

Caucasian – 1115

Hispanic – 454

Other – 8

Unknown – 1

Arrests

Asian – 2

African American – 34

Hispanic – 27

Other – 1

Caucasian – 64

Race known prior to stop

Yes – 58

No – 2025

Vehicle Searches – 48; Not searched – 2025

Consent Searches – 36 – yes; 112 – No

No formal complaints were filed against the police department during 2017

8. CONSENT AGENDA ITEMS:

All items on the consent agenda are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless requested by a Council member in which event, the item will be removed from the consent agenda and considered as a regular agenda item.

- 8A. Consideration and possible action on the meeting minutes for the January 4, 2018 and January 18, 2018 and February 1, 2018 Regular City Council Meetings. (Lisa L. Brown)
- 8B. Consideration and possible action on a resolution approving the proposed Hutto Highlands Section 2 Phase 1 Final Plat, 73.30 acres, more or less, of land, 274 residential lots, located east of FM 1660 North at CR 132. (Carolyn Horner)
- 8C. Consideration and possible action on a resolution approving the proposed Hanson's Corner Addition Resubdivisions of Lots 3A and 3B Block A Final Plat, 8.201 acres, more or less, of land, four commercial lots, located at the northeast corner of US 79 West and Ed Schmidt Boulevard (in the Home Depot center).
- 8D. Consideration and possible action on a resolution approving purchase of a storage array network with Freeit Data Solutions for an amount not to exceed \$61,000.00. (David Mason)

- 8E. Consideration and possible action on a resolution concerning the purchase of a John Deere 310L Backhoe from RDO Equipment Company under BuyBoards (TASB) contract #515-16 for an amount not to exceed \$92,000.00.

MOTION: Mayor Pro-tem Hines moved that consent agenda items 8A, 8B, 8C, 8D and 8E be approved. Councilmember Lucio Valdez seconded the motion

<u>VOTE:</u>	Ayes	Mayor Doug Gaul Mayor Pro-tem Tom Hines Councilmember Scott Rose Councilmember Nathan Killough Councilmember Lucio Valdez Councilmember Terri Grimm
	Nays:	None
	Abstain:	None
	Absent:	Councilmember Tim Jordan

ACTION: The motion carried with 6 ayes and 0 nays.

9. ORDINANCES:

- 9A. Consideration of a public hearing and possible action on the first reading of an ordinance amending the Code of Ordinances (2014 Edition), Chapter 16, Article 16.02 Unified Development Code (UDC) Chapter Two, Section 10.203.9. (Carolyn Horner)

Carolyn Horner presented for a first reading an ordinance to amend the Code of Ordinances (2014 Edition), Chapter 16, Article 16.02 Unified Development Code (UDC) Chapter Two, Section 10.203.9. The modification will allow the Planning and Zoning Board to refer certain requests to the Historic Preservation Board for a recommendation with the understanding that the referral is solely for a recommendation and not approval.

Mayor Gaul opened the matter for public hearing at 7:20 p.m. There being no public comments the hearing was closed at 7:20 p.m.

Mayor Pro-tem Hines expressed some concern that the recommendation be presented to the Council for review before an approval is issued. And requested new language for the second reading.

MOTION: Mayor Pro-tem Hines moved to approve the first reading of an ordinance amending the Code of Ordinances (2014 Edition), chapter 16, Article 16.02 Unified Development Code (UDC)

Chapter Two, Section 10.203.9 with the recommended changes discussed. Councilmember Rose seconded the motion.

<u>VOTE:</u>	Ayes:	Mayor Doug Gaul Mayor Pro-tem Tom Hines Councilmember Scott Rose Councilmember Nathan Killough Councilmember Lucio Valdez Councilmember Terri Grimm
	Nays:	None
	Abstain:	None
	Absent:	Councilmember Tim Jordan

ACTION: The motion carried with 6 ayes and 0 nays.

10. RESOLUTIONS:

- 10A. Consideration and possible action on a resolution authorizing the City Manager to prepare a Municipal Service Plan for the proposed annexation of the Neal Tracts, 167.375 acres, more or less, of land, out of the William Gatlin Survey, Abstract No. 271, located on the south side of CR 199.

Carolyn Horner presented a resolution recommending the City Council authorize the City Manager to prepare a Municipal Service Plan for the proposed annexation of the Neal Tracts, 167.375 acres, more or less, of land, out of the William Gatlin Survey, Abstract No. 271, located on the south side of CR 199. Councilmember Grimm emphasized that the annexation is voluntary.

MOTION: Councilmember Killough moved that the City Manager be authorized to prepare a Municipal Service Plan for the proposed annexation of the Neal Tracts, 167.375 acres, more or less, of land, out of the William Gatlin Survey, Abstract No. 271, located on the south side of CR 199. Councilmember Valdez seconded the motion.

<u>VOTE:</u>	Ayes:	Mayor Doug Gaul Mayor Pro-tem Tom Hines Councilmember Scott Rose Councilmember Nathan Killough Councilmember Lucio Valdez Councilmember Terri Grimm
	Nays:	None
	Abstain:	None
	Absent:	Councilmember Tim Jordan

ACTION: The motion carried with 6 ayes and 0 nays.

- 10B. Consideration and possible action on a resolution authorizing the City Manager to prepare a Municipal Service plan for the proposed annexation of the Wallin Family Hutto investments Tract, 136.0 acres, more or less, of land, out of the John Dykes Survey, Abstract No. 186, located on the west side of FM 1660 North, along the northern boundary of the Huttoperke Subdivision.

Carolyn Horner presented a resolution recommending the City Council authorize the City Manager to prepare a Municipal Service Plan for the proposed annexation of the Wallin Family Hutto investments Tract, 136.0 acres, more or less, of land, out of the John Dykes Survey, Abstract No. 186, located on the west side of FM 1660 North, along the northern boundary of the Huttoperke Subdivision. Councilmember Grimm emphasized that the annexation is voluntary.

MOTION: Mayor Pro-tem Hines moved that the City Manager be authorized to prepare a Municipal Service Plan for the proposed annexation of the Wallin Family Hutto investments Tract, 136.0 acres, more or less, of land, out of the John Dykes Survey, Abstract No. 186, located on the west side of FM 1660 North, along the northern boundary of the Huttoperke Subdivision. Councilmember Valdez seconded the motion.

VOTE:

Ayes:

Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Nathan Killough
Councilmember Lucio Valdez
Councilmember Terri Grimm

Abstain:

None

Absent:

Councilmember Tim Jordan

ACTION: The motion carried with 6 ayes and 0 nay.

- 10C. Consideration and possible action on a resolution authorizing the City Manager to prepare a Municipal Service Plan for the proposed annexation of the Overton-Wolter Tract, 181.33 acres, more or less, of land out of the John Dykes Survey, Abstract No. 186, located on the east side of CR 119 adjacent to the northeast boundary of the Huttoperke subdivision.

Carolyn Horner presented a resolution recommending the City Council authorize the City Manager to prepare a Municipal Service Plan for the proposed annexation of the Overton-Wolter Tract, 181.33 acres, more or less, of land out of the John Dykes Survey, Abstract No. 186, located on the east side of CR 119 adjacent to the northeast boundary of the Huttoperke subdivision. Councilmember Grimm emphasized that the annexation is voluntary.

MOTION: Councilmember Valdez moved that the City Manager be authorized to prepare a Municipal Service Plan for the proposed annexation of the Overton-Wolter Tract, 181.33 acres, more or less, of land out of the John Dykes Survey, Abstract No. 186, located on the east side of CR 119 adjacent to the northeast boundary of the Hutto-parke subdivision. Mayor Pro-tem Hines seconded the motion.

<u>VOTE:</u>	Ayes:	Mayor Doug Gaul Mayor Pro-tem Tom Hines Councilmember Scott Rose Councilmember Nathan Killough Councilmember Lucio Valdez Councilmember Terri Grimm
	Nays:	None
	Abstain:	None
	Absent:	Councilmember Tim Jordan

ACTION: The motion carried with 6 ayes and 0 nays.

- 10D. Consideration and possible action on a resolution authorizing the City Manager to prepare a Municipal Service Plan for the proposed annexation of the Packsaddle Tract, 169.99 acres, more or less, of land, located on the east side of FM 1660 North and adjacent to the northern boundary of the Rivers Crossing subdivision.

Carolyn Horner presented a resolution recommending the City Council authorize the City Manager to prepare a Municipal Service Plan for the proposed annexation of the Packsaddle Tract, 169.99 acres, more or less, of land, located on the east side of FM 1660 North and adjacent to the northern boundary of the Rivers Crossing subdivision. Councilmember Grimm emphasized that the annexation is voluntary.

MOTION: Mayor Pro-tem Hines moved that the City Manager be authorized to prepare a Municipal Service Plan for the proposed annexation of the Packsaddle Tract, 169.99 acres, more or less, of land, located on the east side of FM 1660 North and adjacent to the northern boundary of the Rivers Crossing subdivision. Councilmember Valdez seconded the motion

<u>VOTE:</u>	Ayes	Mayor Doug Gaul Councilmember Scott Rose Councilmember Nathan Killough Councilmember Lucio Valdez Councilmember Terri Grimm Mayor Pro-tem Tom Hines
	Nays:	
	Abstain:	None
	Absent:	Councilmember Tim Jordan

ACTION: The motion carried with 6 ayes and 0 nays.

- 10E. Consideration and possible action on a resolution regarding a Policy for Donation, Grants, Sponsorships, and Fundraising.

Eliska Padilla, Director of Communications and Camille Baptiste, Chairman of the Library Advisory Board, presented a resolution that authorizes the City Manager to accept donations, grants, sponsorship or fundraising in amounts up to \$50,000.00.

City Manager Odis Jones stated that any revenues taken in would be presented to the City Council.

Councilmember Valdez asked if there would be a donation agreement that would detail any restrictions. - Yes

Councilmember Killough asked if the policy would be applicable citywide? - Yes

MOTION: Councilmember Killough moved to approve a resolution regarding a Policy for Donations, Grants, Sponsorships, and Fundraising. Councilmember Grimm seconded the motion.

<u>VOTE:</u>	Ayes	Mayor Doug Gaul Councilmember Scott Rose Councilmember Nathan Killough Councilmember Lucio Valdez Councilmember Terri Grimm Mayor Pro-tem Tom Hines
	Nays:	None
	Abstain:	None
	Absent:	Councilmember Tim Jordan

ACTION: The motion carried with 6 ayes and 0 nays.

- 10F. Consideration and possible action on a resolution regarding an amended Policy for Naming Facilities, Events, and Properties.

Eliska Padilla, Director of Communications, Larry Foos, Director of Parks & Recreation, Camille Baptiste, Chair of the Library Advisory Board, and Kelly Gaydos, Chair of the Parks Board presented a resolution to amend the policy on how facilities, events and properties are named. The resolution provides information on how facilities, events and properties will be named through sponsorship, recommendation, etc.

MOTION: Councilmember Killough moved to approve a resolution regarding an amended Policy for Naming Facilities, Events and Properties. Mayor Pro-tem Hines seconded the motion.

<u>VOTE:</u>	Ayes	Mayor Doug Gaul Councilmember Scott Rose Councilmember Nathan Killough Councilmember Lucio Valdez Councilmember Terri Grimm Mayor Pro-tem Tom Hines
	Nays:	None
	Abstain:	None
	Absent:	Councilmember Tim Jordan

ACTION: The motion carried with 6 ayes and 0 nays.

10G. Consideration and possible action on a resolution for the appointment of a City Council Member to represent the City of Hutto on the Clean Air Coalition of the Capital Area Council of Governments.

Eliska Padilla presented a resolution to appoint a councilmember to represent the City on the Clean Air Coalition of the Capital Area Council of Governments. The Mayor last represented the City, but his term expired in December 2017, therefore, a new representative needs to be appointed to represent the City.

MOTION: Councilmember Grimm made a motion to re-appoint Mayor Gaul to represent the City of Hutto on the Clean Air Coalition of the Capital Area Council of Governments. Councilmember Killough seconded the motion.

<u>VOTE:</u>	Ayes	Mayor Doug Gaul Councilmember Scott Rose Councilmember Nathan Killough Councilmember Lucio Valdez Councilmember Terri Grimm Mayor Pro-tem Tom Hines
	Nays:	None
	Abstain:	None
	Absent:	Councilmember Tim Jordan

ACTION: The motion carried with 6 ayes and 0 nays.

10H. Consideration and possible action on a resolution authorizing the City Manager to expend up to \$130,000.00 for safety and necessary improvements to Fritz Park.

Anthony Host, Engineering Project Manager, presented a resolution to authorize the City Manager to spend up to \$130,000.00 for safety and necessary improvements to Fritz Park. The funds are needed to purchase a net to run along Highway 79 to block any balls hit over the fence from the field. Also covered are funds needed to extend the existing field turf and soil to accommodate 13 and 14 year old youth baseball and softball, men's, women's, and co-ed softball. The funds also include the price of signage.

Councilmember Grimm expressed irritation that the City is still spending money to improve Fritz Park, but agrees that the money needs to be spent to mitigate any damages from potential lawsuits resulting from a ball being hit onto Highway 79.

Councilmember Valdez is okay with the cost of the net, but is not in agreement with the other costs to improve the field.

Councilmember Killough stated the need to make the improvements to the field are necessary because we promised the baseball leagues a field to play on and we have not done so.

Mr. Host stated the improvements would open up the field to tournament play which will create revenue for the City.

MOTION: Councilmember Grimm made a motion to authorize the City Manager to spend up to \$130,000.00 for safety and necessary improvement to Fritz Park. The Motion was seconded by Council Member Hines.

VOTE:

Ayes

Mayor Doug Gaul
Councilmember Scott Rose
Councilmember Nathan Killough
Councilmember Terri Grimm
Mayor Pro-tem Tom Hines
Councilmember Lucio Valdez
None
Councilmember Tim Jordan

Nays:

Abstain:

Absent:

ACTION: The motion carried with 5 ayes and 1 nays.

EXECUTIVE SESSION:

11A. Executive Session, as authorized by Texas Government Code, Section 551.071, regarding consultation with Attorney, and Section 551.072 regarding the Manville Water Contract and public infrastructure.

11B Executive Session, as authorized by Texas Government Code, Section 551.071, regarding consulting with an Attorney, and Section 551.087, economic development negotiations.

The Council recessed into Executive Session at 8:01 p.m. and reconvened at 9:54 p.m. having taken no action.

ACTION RELATIVE TO THE EXECUTIVE SESSION:

12A. Consideration and possible action relative to Executive Session Item 11B.

MOTION: Mayor Pro-tem Hines moved to authorize the City Manager to negotiate an agreement for the Ollie Project. Councilmember Valdez seconded the motion.

VOTE:

Ayes

Mayor Doug Gaul
Councilmember Scott Rose
Councilmember Nathan Killough
Councilmember Terri Grimm
Mayor Pro-tem Tom Hines
Councilmember Lucio Valdez
None
Councilmember Tim Jordan

Nays:

Abstain:

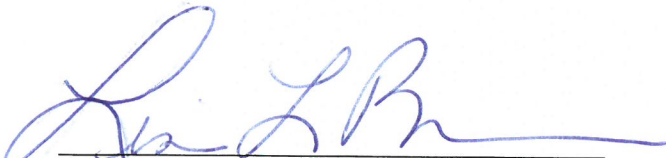
Absent:

ACTION: The motion carried with 6 ayes and 0 nays.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:56 p.m.

APPROVED:



Lisa L. Brown, City Secretary