



City of Hutto

Agenda

Charter Review Commission

Monday, December 18, 2023 at 5:30 PM

Executive Conference Room

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 and ANNOUCE A QUORUM PRESENT**
- 2. ROLL CALL**
- 3. CITIZEN COMMENTS**
- 4. OTHER BUSINESS**
 - 4.1. Consideration and possible action on Hutto City Charter Section 3.01 Selection of City Council. (Attached proposed Amendment)
 - 4.2. Consideration and possible action on Hutto City Charter Article 6 Recall. (Attached Recall Chart)
 - 4.3. Consideration and possible action on Charter Review Committee proposed Charter Amendments
- 5. ADJOURNMENT**
- 6. CERTIFICATION**

I certify that this notice of the December 18, 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 December 14, 2023 before 5:00 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) 759-4839 for assistance.



City of Hutto

NOTES

**Charter Review Commission Meeting
Tuesday, December 12, 2023 at 5:30 PM
Executive Conference Room
Hutto City Hall
500 W. Live Oak Street**

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1. CALL SESSION TO ORDER and ANNOUNCE A QUORUM PRESENT

Chair Onnesha Williams called roll and established a quorum present at 5:37 pm.

Cory Denena
Onnesha Williams
Rick Hudson
Beatriz Bocanegra
Charles Warner - absent
Perry Savard
Tony Wertz

2. CITIZEN COMMENTS - None

3. REGULAR AGENDA

3.1. Consideration and possible action on approval of November 28, 2023 Charter Review Meeting minutes

Motion by Tony Wertz, seconded by Rick Hudson approving the minutes with the edit of correctly spelling Commissioner Beatriz Bocanegra's name. Vote passed 6,0.

3.2. Consideration and possible action on Hutto City Charter Article 11 – Franchise of Public Utilities, Sections 11.01 – 11.08

Motion by Perry Savard, seconded by Rick Hudson to accept Article 11 with no changes. Vote passed 6,0.

3.3. Consideration and possible action on Hutto City Charter Article 12 – Boards and Commissions, Sections 12.01 – Section 12.04

Motion by Onnesha Williams, seconded by Rick Hudson to introduce a protocol for onboarding commissioners at the first meeting after appointment, and a protocol for nominating and electing chairs, and vice chairs. Vote failed 3,3, Wertz, Hudson, and Savard dissenting.

Motion by Perry Savard, seconded by Onnesha Williams to take a ten-minute recess. Vote passed 6,0.

Recessed at 7:34 pm. Reconvened at 7:45 pm.

Motion by Onnesha Williams, seconded by Rick Hudson to direct the City Manager to create an onboarding handbook for all Boards and Commissions and present it annually at an orientation. Chairs will review the handbook with each newly appointed board member at the first meeting after their appointment. Vote passed 6,0.

Motion by Rick Hudson, seconded by Onnesha Williams to add a paragraph of additions to Section 12.01. An amendment to the motion was made by Onnesha Williams, seconded by Rick Hudson to separate the additions into three parts for voting. Vote passed 4,2, Savard and Wertz dissenting.

Motion by Rick Hudson, seconded by Perry Savard to add language to Section 12.01 regarding each Board and Commission electing a Chair, and Vice Chair every other year, and having this election no later than August 31. Vote passed 6,0.

Motion by Rick Hudson, seconded by Beatriz Bocanegra adding language to Section 12.01 stating the Chair and Vice Chair must be members of the Board or Commission for which they will serve as Chair/Vice Chair, and elected by their fellow commissioners. Vote passed 6,0.

Motion by Rick Hudson, seconded by Onnesha Williams to add language to Section 12.01 establishing a 2-term limit to serving as Chair or Vice Chair of a Board or Commission. Vote passed 5,1, Savard dissenting.

Motion by Rick Hudson, seconded by Tony Wertz adding subsection 12.04 (h) establishing that a quorum is set at four members present. Vote passed 6,0.

Commissioner Beatriz Bocanegra suggested a grammatical correction to the following section: 12.04 (c)

Motion by Perry Savard, seconded Rick Hudson to accept the rest of Article 12 with the grammatical corrections. Vote passed 6,0.

At this time, a motion was made by Onnesha Williams, seconded by Cory Denena to table items 3.6, 3.7, and 3.8 until the following meeting, December 18. Vote passed 5,1, Hudson dissenting.

3.4. Consideration and possible action on Hutto City Charter Article 13 – General Provisions, Sections 13.01 – Section 13.15

Commissioner Rick Hudson suggested grammatical corrections to the following sections: 13.06, 13.09 (a)(3), 13.12 (a)(2)

Motion by Perry Savard, seconded by Tony Wertz to accept all proposed changes to Article 13, including additions discussed and grammatical corrections. Vote passed 6,0.

Action items:

City Attorney Dottie Palumbo will add all Texas Penal Code violations to Section 13.09 – Prohibitions and add to Article 13 that the Ethics Ordinance will be reviewed annually by the Board of Ethics.

- 3.5. Consideration and possible action on Hutto City Charter Article 14 – Transitional Provisions, Section 14.01 – Section 14.03

Motion by Perry Savard, seconded by Tony Wertz to accept Article 14 with no changes. Vote passed 6,0.

- 3.6 Consideration and possible action on Hutto City Charter Section 3.01 Selection of City Council.

No Action taken

- 3.7 Consideration and possible action on Hutto City Charter Article 6 – Recall

No Action taken

- 3.8 Consideration and possible action on Charter Review Committee proposed Charter Amendments

No Action taken

4. ADJOURNMENT-Time: 9:11 pm

Onnesha Williams, Chair

Angela Lewis, City Secretary

Section 3.01 Proposed Amendment of Hutto City Charter Section 3.01, Selection

The city council shall have seven (7) members, six (6) councilpersons and a mayor. The manner of their election is prescribed herein. Each councilperson shall be elected to and occupy a place on the council, such places being numbered one (1), two (2), three (3), four (4), five (5) and six (6). The mayor's position on the council shall be place seven (7).

Four (4) members of the council whose positions shall be places one (1), two (2), three (3) and four (4), shall be residents of and elected by the qualified voters of single-member geographical districts of the city, known as districts one (1), two (2), three (3) and four (4), as such districts may from time to time be determined by the city council in with this Section, and created and described by ordinance. Two (2) members of the council and the mayor shall be elected by the qualified voters of the entire city, commonly known as at large. One (1) at large member, place five (5), shall be a resident of district one (1) or two (2), and one (1) at large member, place six (6), shall be a resident of district three (3) or four (4).

The council shall from time to time create and describe by ordinance election districts known as districts one (1), two (2), three (3) and four (4). Such districts shall be created so that each will contain, as nearly as possible, a population equivalent to the others, according to the latest available census data.

City	% of qualified voters required for Recall	County	Last Election	Total # registered of voters in County
Taylor	N/A	Williamson	70,006 (Constitutional Amendment and Special Election)	420,091 (January 2023)
Round Rock	10%	Williamson	22,329 (Round Rock ISD Election)	420,091 (January 2023)
Georgetown	15%	Williamson	14,763 (Proposition C Election)	420,091 (January 2023)
Pflugerville	10%	Travis	114,914 (General & Special Election)	870,024 (January 2023)
Cibolo	Mayor – 5% Councilpersons – 10%	Guadalupe	16,063 (General & Special Election)	120,935 (January 2023)
Manor	N/A	Travis	114,914 (General & Special Election)	870,024 (January 2023)
Leander	10%	Williamson	70,006 (Constitutional Amendment and Special Election)	420,091 (January 2023)
Elgin	25% or 200, whichever is greater	Bastrop	4,610 (General & Special Election)	39,572 (January 2023)
Lockhart	Mayor/City Council Member – 15% District Council Member – 25%	Caldwell	370 (General/Joint Election)	6,160 (May 2023)
Alpine	N/A	Brewster	1,368 (Constitutional Amendment Election)	7,176 (November 2023)
Corpus Christi	10%	Nueces	25,004 (Joint Constitutional Election)	211,265 (November 2023)
El Paso	20%	El Paso	44,610 (Uniform & Special Election)	497,067 (November 2023)
Fredericksburg	30% but not less than 200	Gillespie	5,337 (Constitutional Amendment Election)	21,218 (November 2023)

La Marque	Council Member – 51% of votes from the election they were elected. Mayor – 51% of votes from the last citywide election.	Galveston	38,528 (Constitutional & Special Election)	236,980 (January 2023)
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City	Reason for Recall
Taylor	N/A
Round Rock	For incompetency, noncompliance with the Charter or misconduct or malfeasance in office.
Georgetown	For incompetence, misconduct, or malfeasance in office.
Pflugerville	(No specific reasons listed) A recall petition...shall distinctly and specifically state each ground for removal in sufficient detail to give the city official who is the subject of the petition reasonable notice of the matters and things with which he is charged.
Cibolo	For incompetency, misconduct or malfeasance in office.
Manor	N/A
Leander	(No specific reasons listed) The people of the city reserve the power to recall any elected city officer by filing a petition demanding the removal of the elected officer.
Elgin	(No specific reasons listed) The mayor or any member of the council, whether elected or appointed, may be removed from office by recall.
Lockhart	(No specific reasons listed) The people of the city reserve the power to recall any member of the city council and may exercise such power by filing with the city secretary a petition demanding the removal of that city council member.
Alpine	N/A
Corpus Christi	(No specific reasons listed) Each page of the petition shall contain a general statement of the grounds for recall, which shall not be subject to challenge.
El Paso	(No specific reasons listed) Any elected officer of the City may be removed from office, for stated reasons, by those voters who are qualified to vote for a successor to such office.
Fredericksburg	(No specific reasons listed) The recall petition must distinctly and specifically point out the ground or grounds upon which such petition for removal is predicated, and if there be more than one ground, shall specifically state each ground with such certainty as to give the officer sought to be removed notice of the matters and things with which he is charged.