



City of Hutto

MINUTES

City Council Meeting

Thursday, October 12, 2023 at 7:00 PM

City Council Chambers

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 www.huttotx.gov

1. CALL SESSION TO ORDER: 7:00 PM

2. ROLL CALL

Members of City Council present: Mayor Mike Snyder, Mayor Pro Tem Peter Gordon, Councilmember Brian Thompson, Councilmember Dan Thornton, Councilmember Amberley Kolar, Councilmember Dana Wilcott, Councilmember Randal Clark

Absent: None

Members of staff that were present were James Earp, City Manager; Matt Wojnowski, Assistant City Manager; Dottie Palumbo, Legal Counsel; Ashley Bailey, Executive Director of Development Services; Kate Moriarty, Management Analyst; Matt Rector, City Engineer; Amanda Taylor, Assistant City Secretary

3. INVOCATION –Pastor Arthur Spence from Little Ebenezer Baptist Church

4. PLEDGE OF ALLEGIANCE

5. PROCLAMATIONS

5.1 Domestic Violence Awareness Month – *Accepted by Kayla Coleman and other HPD and HOPE Alliance staff*

5.2 Anti-Bullying Month – *Accepted by Hutto ISD Counselors and students.*

6. CITY MANAGER COMMENTS

- Possibly drop back to Stage 2 watering restrictions
- Olde Tyme days – Oct. 14 run by the Hutto Chamber of Commerce
- Partial Solar Eclipse – Oct. 14
- Home decorating contest – Registration closes Oct. 19
- Family Camp-out Night at Adam Orgain Park – Oct. 20
- Frights Festival – Oct 28th
- Touch-a-Truck – Nov 1st
- Crafting Corner – Oct 24th
- Adult Book club – Oct 26th
- Boards and Commissions – Open vacancies and minimum requirements
- Annual City Budget is in effect – Many Capital projects coming

- Watched episode 6 of the CIP video series
- Professional Recognition – New Hires are Clifford Calasopa, Streets and Drainage Technician, and Michael Thompson, Utility Technician. Jordan Sims has been promoted from PARD Technician to a Street and Drainage Technician

7. PUBLIC COMMENTS

- Dr. Maurice Kaunda
- Robin Sutton
- Zoc Hopwood – yielded to Heather Mack
- Greg Ortiz – yielded to Heather Mack
- Heather Mack
- Bethany Hoffman – yielded to Connie Gooding
- Connie Gooding
- Beatrice Bocanegra
- Tracey Janowitz

At this time, Mayor Pro Tem Gordon requested moving up item 16.1

16.1. General Comments from City Council

Mayor Pro Tem Gordon, Councilmember Wilcott, Councilmember Kolar, Councilmember Thompson and Councilmember Clark provided comments.

8. PRESENTATIONS

- 8.1 Capital Improvement Projects Monthly Presentation – *Presented by Matt Rector, City Engineer*

9. PUBLIC HEARINGS AND REALTED ACTION

- 9.1 Conduct a public hearing and consider possible action on Ordinance No. O-2023-071 regarding a Co-Op Planned Unit Development Amendment, 35.102 acres, more or less, located on US 79 West at CoOp Blvd (First Reading) (Ashley Bailey)

Public Hearing opened at 8:33 pm. There were no speakers, and Public Hearing closed at 8:33 pm.

A motion was made by Councilmember Clark and seconded by Mayor Pro Tem Gordon to approve Ordinance No. O-2023-071. The vote passed 7,0.

- 9.2 Conduct a public hearing and possible action on Ordinance No. O-2023-033 for the proposed Specific Use Permit request for the property known as 901 Ed Schmidt Boulevard, to allow a drive-through facility (UDC 10.304.10) (Ashley Bailey)

Public Hearing opened at 8:38 pm. The applicant for the project, Guillermo Calvio, came forward to answer Council and public questions. There were no other speakers. Public Hearing closed at 8:43 pm.

A motion was made by Councilmember Kolar and seconded by Mayor Pro Tem Gordon to approve Ordinance No. O-2023-033. The vote passed, 6,1 (Snyder dissenting). Council requested that options to mitigate smoke from the property be brought back with the second reading of the Ordinance.

10. BOARDS AND COMMISSIONS ACTION

- 10.1 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.

A motion was made by Councilmember Wilcott and seconded by Councilmember Kolar to appoint Bruce Anderson, who currently serves on the Library Advisory Board, to the Diversity and Inclusion Commission. The vote passed 7,0.

At this time, Councilmember Clark requested to recall item 9.2 to ask legal counsel if it would be considered a conflict of interest for a councilmember to vote on an item if they live in close proximity to the property being discussed. Legal counsel stated they would research the answer and bring forth their findings when Council considers the second reading of the ordinance.

11. RESOLUTIONS

- 11.1 Consideration and possible action on Resolution No. R-2023-252 adopting the City of Hutto Sponsorship Policy (Community Experience and Engagement Hub)

A motion was made by Councilmember Clark and seconded by Councilmember Thornton to approve Resolution No. R-2023-252. The vote passed 7, 0.

- 11.2 Consideration and possible action on Resolution No. R-2023-266 allowing for payment from the Utility Fund balance prior to issuance of FY24 Certificates of Obligation for Water and Wastewater projects with reimbursement to the Utility Fund from issued bond proceeds (Anne LaMere)

A motion was made by Councilmember Thornton and seconded by Councilmember Kolar to approve Resolution No. R-2023-266. The vote passed 7, 0.

12. OTHER BUSINESS

- 12.1 Consideration and possible action on Ordinance No. O-2023-062 for the proposed Specific Use Permit request for the property known as 4037 FM 1660 (North), to allow an elevated water pump station (UDC 10.304.8) (Second Reading) (James Earp / Ashley Bailey)

A motion was made by Councilmember Kolar and seconded by Councilmember Clark to approve Ordinance No. O-2023-062. The vote passed 7,0.

- 12.2 Discussion and possible action authorizing release of memo relating to Article 6, Recall of the Hutto City Charter (Legal)

A motion was made by Mayor Pro Tem Gordon and seconded by Councilmember Clark to release the legal memo to the public.

A motion was made by Councilmember Thompson and seconded by Councilmember Clark to amend the original motion to post the memo on the City Website as a scrolling marquee, and on the Council public forum page.

A motion was made by Councilmember Kolar and seconded by Councilmember Thompson to amend the motion to post the memo under the Government/City Council webpage under City Council Protocols. The vote passed 7,0.

Councilmember Thompson rescinded his original motion to amend.

The final vote on the motion to release the memo and post it on the City webpage under the Government/City Council webpage passed 7,0.

13. CONSENT AGENDA ITEMS

- 13.1 Consideration and possible action on Resolution No. R-2023-231 approving the amendment to Individual Project Order (IPO) 2023-06 with STV for professional services to include the design for the South East Loop Wastewater Interceptor Project (Capital Improvement Project WW10-2023) in the amount of \$1,872,629.02 (Matt Rector)
- 13.2 Consideration and possible action on Resolution No. R-2023-255 authorizing the City Manager to execute an Individual Project Order (IPO) with K Friese and Associates in the amount of \$877,032.06 for the Exchange BLVD project (Matt Rector)

- 13.3 Consideration and possible action on Resolution No. R-2023-237 authorizing the City Manager to execute an Individual Project Order (IPO) with Freese and Nichols, Inc. in the amount of \$831,016 for the CR 199 Reconstruction project (Matt Rector)
- 13.4 Consideration and possible action on Resolution No. R-2023-260 approving the amendment to Individual Project Order (IPO) 2023-06 with DCS Engineering for professional services to include the design for the SmartBall Testing, Pressure Testing, and Iron Removal (CIP Project No. W-016) in the amount of \$643,860 (Matt Rector)
- 13.5 Consideration and possible action on Resolution No. R-2023-262 to award Unity Mowing Services a 6 month purchase order for mowing of Parks, Right of Ways, and Legends of Hutto Drainage areas in the amount of \$255,465. (Rick Coronado & Jeff White)
- 13.6 Consideration and possible action on Resolution No. R-2023-233 authorizing the City Manager to execute an Individual Project Order (IPO) with TranSystems Corporation Consultants in the amount of \$283,626 for the Exchange BLVD at Limmer Loop Intersection Improvements project (Matt Rector)
- 13.7 Consideration and possible action on Resolution No. R-2023-253 authorizing the City Manager to execute an Individual Project Order (IPO) with K Friese and Associates in the amount of \$250,000, for the Drainage Master Plan Update project (Matt Rector)
- 13.8 Consideration and possible action on Resolution No. R-2023-229 authorizing the City Manager to execute an Individual Project Order (IPO) with Freese and Nichols, Inc. in the amount of \$180,000 for the Mobility Master Plan Update project (Matt Rector)
- 13.9 Consideration and possible action on Resolution No. R-2023-220 authorizing the City Manager to execute an Individual Project Order (IPO) with WSB LLC in the amount of \$134,000 for the D01-2024 Legends of Hutto Drainage Ditches project (Matt Rector)
- 13.10 Consideration and possible action on Resolution No. R-2023-263 authorizing the City Manager to execute an Individual Project Order (IPO) with Cobb-Fendley and Associates in the amount of \$134,038 for Surveying and Utility Engineering on the Exchange BLVD project (Matt Rector)
- 13.11 Consideration and possible action on Resolution No. R-2023-239 authorizing the City Manager to execute an Individual Project Order (IPO) with Kimley-Horn,

and Associates, Inc. in the amount of \$132,000.00 for the Water and Wastewater Impact Fees project (Matt Rector)

- 13.12 Consideration and possible action on Resolution No. R-2023-238 authorizing the City Manager to execute an Individual Project Order (IPO) with Freese and Nichols, Inc. in the amount of \$110,000.00 for the Traffic Impact Fee Study Update project (Matt Rector)
- 13.13 Consideration and possible action on Resolution No. R-2023-257 authorizing the City Manager to execute an Individual Project Order (IPO) with SURVEYING AND MAPPING, LLC., in the amount of \$99,886.50, for Surveying Services on the CR 199 Reconstruction project (Matt Rector)
- 13.14 Consideration and possible action on Resolution No. R-2023-261 authorizing the City Manager to execute an Individual Project Order (IPO) with Cobb Fendley and Associates, Inc. in the amount of \$86,108 for the CR 199 Reconstruction project (Matt Rector)
- 13.15 Consideration and possible action on Resolution No. R-2023-265 authorizing the City Manager to execute an Individual Project Order (IPO) with MWM DesignGroup in the amount of \$30,000.00 for Architecture and Landscape Architecture Services on the Brushy Creek Amphitheater project (Matt Rector)
- 13.16 Consideration and possible action on Resolution No. R-2023-256 authorizing the City Manager to execute an Individual Project Order (IPO) with Braun Inertec, Inc. in the amount of \$20,631 for Geotechnical Services on the CR 199 Reconstruction project (Matt Rector)
- 13.17 Consideration and possible action on Resolution No. R-2023-264 authorizing the City Manager to execute an Individual Project Order (IPO) with Rock Engineering in the amount of \$18,940.00 for Geotechnical Engineering on the Exchange BLVD project (Matt Rector)
- 13.18 Consideration and possible action on approving the September 21, 2023 and September 28, 2023 City Council meeting minutes (Angela Lewis)
- 13.19 Consider action on Ordinance No. O-2023-063 for the proposed amendment to the Townwest Commons Planned Unit Development (PUD), 18.83 acres, more or less, of land, located northwest of US79 and Ed Schmidt Blvd (Second Reading) (Ashley Bailey)
- 13.20 Consideration and possible action on approval of Ordinance No. O-2023-067 regarding Blanket Purchase Orders (Second Reading) (Anne LaMere)

A motion was made by Councilmember Thompson and seconded by Mayor Pro Tem Gordon to approve Consent Agenda Item Nos. 13.1, 13.2, 13.3, 13.4, 13.5, 13.6, 13.7, 13.8, 13.9, 13.10, 13.11, 13.12, 13.13, 13.14, 13.15, 13.16, 13.17, 13.18, 13.19, and 13.20 as presented. The vote passed 7,0.

14. EXECUTIVE SESSION – *Convened into Executive Session at 9:58 pm*

14.1 Receive legal advice pursuant to Texas Government Code Section 551.071 (Consultation with Attorney relating to Preserve Hutto, LLC TPDES Permit No. WQ0016145001 and authorizing the filing of a request for a contested case hearing

14.2 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.

There was no action taken in Executive Session.

15. ACTION RELATIVE TO EXECUTIVE SESSION – *Reconvened at 10:30 pm*

There was no action taken.

16. CITY COUNCIL COMMENTS

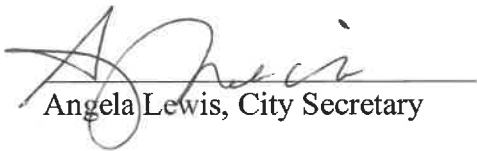
16.2 Future Agenda Items

Councilmember Thornton requested an update in November on the Directors of Chaos agreement.

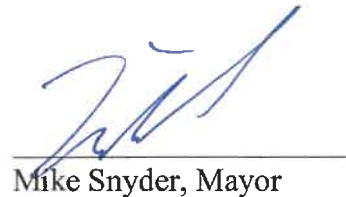
16.3 Future Additional or Rescheduled meetings as allowed by Hutto City Code Section 1.02.033 Additional or Rescheduled Meetings

17. ADJOURNMENT – *October 12th, 2023 at 10:31 PM*

ATTEST:


Angela Lewis, City Secretary




Mike Snyder, Mayor