City of Hutto

Minutes

City Council Meeting

Thursday, February 19, 2026 at 7:00 PM

City Council Chambers – 500 W. Live Oak Street

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

2. **ROLL CALL**

   Members of Council present: Mayor Snyder, Mayor Pro Tem Thornton, Councilmember Warner, Councilmember Morris, Councilmember Gordon, Councilmember Porterfield and Councilmember King

   STAFF:

   Staff members present: James Earp, City Manager; Matt Wojnowski, Assistant City Manager; Dottie Palumbo, Legal Counsel; David Amsler, Executive Director of Strategic Operations; Alberta Barrett, Finance Director; Sara Cervantes, Executive Director of Community Services; Rick Coronado, Public Works Director; Patricia Davis, Interim City Engineer; Abby Fenton, Communications Manager; Cheney Gamboa, Director of Economic Development; Laura Hallmark, City Secretary; Jake Isbell, Emergency Management Coordinator; Dwain Jones, Assistant Police Chief; Howard Koontz, Director of Development Services; Kate Moriarty, Executive Director of Administrative Services; Kristiana Spencer, Director of Human Resources; Lt. Nathan Spraggins; Jeff White, Parks and Recreation Director; Jeffrey Yarbrough, Police Chief

3. **INVOCATION –** Arthur Spence, Little Ebenezer Baptist Church

4. **PLEDGE OF ALLEGIANCE**

5. **PUBLIC COMMENT**

   There were no speakers.

6. **BOARDS AND COMMISSIONS**

   6.1. 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, and Area Government appointments.

   Motion by Councilmember Morris, second by Councilmember Gordon, to appoint Joelle Dan to the following boards: Historic Preservation Commission (Seat #1) and Zoning Board of Adjustment (Seat #7). Motion passed 7:0.

6.2. Consideration and possible action regarding recommendations or updates from City Council sub-committees (i.e. HISD).

There were no meetings to report.

7. PRESENTATIONS

7.1. Capital Improvement Transportation Projects (CIP) Updates and Presentations (Patricia Davis)

Patricia Davis, Interim City Engineer, presented the update.

7.2 Presentation, discussion, and possible action related to the provision of wastewater service to ATX Legacy Park formerly known as ATX Capital. (Amanda Brown, HD Brown Consulting)

Amanda Brown, with HD Brown Consulting, presented the information for this item.

Motion by Mayor Snyder, second by Councilmember Morris, to direct staff to being the process for a Development Agreement that includes the annexation of this property the road in a manner that aligns with the County plan, bring in with wastewater CCN and provide water flow for staff to determine three to five years as has been done with other agreements. Motion passed 7:0.

7.3 2025 Annual Racial Profiling Presentation (Chief Jeffrey Yarbrough)

Chief Yarbrough presented the information for this item.

8. CONSENT AGENDA ITEMS

8.2 Consideration and possible action on Resolution No. R-2026-045, amending and terminating an Advance Funding Agreement (AFA) between the City of Hutto and the Texas Department of Transportation (TxDOT) for the 79 at CR 132 Overpass, authorizing the City Manager to execute the agreement on behalf of the City of Hutto (CIP T07-2023). (Patricia Davis)

8.3 Consideration and possible action on Resolution No. R-2026-046 accepting the infrastructure improvements for the Emory Farms Arch Improvements, Capital Improvement Project (CIP-T11-2024) as public infrastructure. (Patricia Davis)

8.4 Consideration and possible action on Resolution No. R-2026-047 accepting the infrastructure improvements for the Frameswitch 3.0 MG GST #2 Pump Station Improvements, Capital Improvement Project (CIP-W02-2023) as public infrastructure. (Patricia Davis)

8.6 Consideration and possible action on Ordinance No. O-2026-007 correcting Ordinance No. O-2023-023 to rectify an administrative error and properly reflect the zoning designation of Light Industrial (LI) for the project known as the Opus Development. (Howard Koontz)

8.7 Consideration and possible action on Ordinance No. O-2026-003 to repeal and replace sections 1.06.031, 1.06.032, 1.06.033, 1.06.034 of the City of Hutto Code of Ordinances regarding incentive programs for the Historic Downtown District. (Cheney Gamboa)

8.8 Consideration and possible action on Resolution No. R-2026-028 to approve and adopt a policy and procedure in support of section 1.06.31, 1.06.32, 1.06.33, and 1.06.034 in the City of Hutto Code of Ordinances regarding an incentive program for properties and businesses located in Hutto's Historic District. (Cheney Gamboa)

8.11 Consideration and possible action on acceptance of the January 2026 financial report (Alberta Barrett)

8.12 Consideration and possible action on Resolution No. R-2026-050 relating to the Release of Ross Fischer Report with Exhibits and Notes for Investigation dated November 7, 2019. (Legal)

8.13 Consideration and possible action on approving the following City Council meeting minutes: February 5, 2026 Work Session and February 5, 2026 Regular Meeting. (Laura Hallmark)

Motion by Mayor Pro Tem Thornton, second by Councilmember Morris, to approve the items submitted on the Consent Agenda as noted above and for item 8.12, approving the release of the redacted version. Motion passed 7:0.

The following items were pulled for individual consideration:

8.1 Consideration and possible action on Resolution No. R-2026-044 authorizing the City Manager to execute an Individual Project Order (IPO) with WSB, in the amount of $95,000, for Owner's Representative services to support construction project management for City Capital Improvement Program (CIP) projects. (Patricia Davis)

Ms. Davis presented the information for this item. James Earp, City Manager, provides additional information.

Motion by Councilmember Morris, second by Councilmember King, to approve the item as presented. Motion passes 7:0.

8.5 Consideration and possible action on Resolution No. R-2026-048 accepting and acknowledging the dedication of parkland in a residential community known as Emory Crossing. (Jeff White)

Jeff White, Parks and Recreation Director, presented the information for this item.

Motion by Councilmember Morris, second by Councilmember King, to approve the item as presented. Motion passes 7:0.

8.9 Consideration and possible action on Resolution No. R-2026-049 authorizing the use of Community Benefit Fee Funds (CBFF) for the purchase of design plans for the Live Oak Extension project and directing staff to evaluate reimbursement from TIRZ No. 1. (Cheney Gamboa)

Cheney Gamboa, Director of Economic Development, presented the information for this item.

Motion by Councilmember Porterfield, second by Councilmember King, to approve the item as presented and direct staff to pursue reimbursement from TIRZ #1. Motion passed 7:0.

8.10 Consideration and possible action on Ordinance No. O-2026-008 amending the budget for FY 2026 for expenditures of the Hutto Economic Development Corporation and the Capital Improvement Fund. (Alberta Barrett)

Councilmember Gordon requested this item be pulled so it could be voted upon separately.

Motion by Councilmember Porterfield, second by Councilmember Morris, to approve the item as presented. Motion passed 6:1 (Gordon).

9. RESOLUTIONS

9.1 Consideration and possible action on Resolution No. R-2026-051 updating the City's Personnel Policy, Section 6.6. (Recording Time) to clarify timekeeping requirements for exempt and non-exempt employees. (Kristiana Spencer)

Kristiana Spencer, Director of Human Resources, presented the information for this item.

Council discussion regarding current process, personal experiences classified as an exempt employee and expectations.

Motion by Mayor Snyder, second by Councilmember Porterfield, to approve the item as presented. Motion FAILED 3:4 (Thornton, King, Gordon, Warner)

9.2 Consideration and possible action on directing staff on the adjusted scope for inclusion of the Certified Autism Center design elements and Resolution No. R-2026-052 authorizing the City Manager to execute Amendment No. 1, for design professional services with MWMDesignGroup, Inc. to increase original timeline by adding a period of 102 Days on the Hutto Lake Park Playground Project at no cost (CIP P34-2025). (Patricia Davis)

Ms. Davis and Mr. White presented the information for this item. Mr. Earp provided additional information.

Council discussion regarding planned equipment and possible changes with Certified Autism Center equipment, original plans, and expectations going forward.

Motion by Councilmember Porterfield, second by Mayor Snyder, to table the item to the next meeting. Motion passed 7:0.

10. OTHER BUSINESS

10.1 Discussion and possible action regarding a Request for Proposal from rideshare companies for on-demand PPP (Public Private Partnership) service to Hutto including but not limited to TRIPPP, Ztrip, Via and any other micro transit providers. (Mayor Snyder)

Motion by Mayor Snyder, second by Mayor Pro Tem Thornton, to direct staff to issue a RFP for rideshare. Motion passed 7:0.

10.2 Consideration and possible action regarding Police overtime including but not limited to special events, unplanned events, and other times where overtime is required. (Councilmember Porterfield)

Councilmember Porterfield related his reasoning for this agenda item. Council discussion regarding budget process, how and when overtime is used and process going forward.

There was no action on this item.

10.3 Consideration and possible action on disapproving of the City Manager accepting outside employment and/or contractual performance until subsequently approved by vote of City Council (taken from Section 12 of the 2nd Amended CM contract dated Aug 2023). (Councilmember Porterfield)

Motion by Councilmember Porterfield, second by Mayor Snyder, to disapprove outside employment and/or contractual performance until subsequently approved by a vote of the City Council.

Mr. Earp provided additional information for this item. Council discussion regarding time spent away from City; number of hours dedicated to this obligation; current City issues needing to be addressed.

Councilmember Morris offered a friendly amendment, which was accepted, to make this effective September 30, 2026.

Amended motion FAILED 3:4 (Gordon, King, Thornton, Warner).

11. EXECUTIVE SESSION

11.1 Receive legal advice pursuant to Texas Government Code Sec. 551.071, (Consultation with Attorney), to deliberate and seek legal advice regarding: a) Interlocal Agreements for the allocation of sales tax revenue between the Williamson County Emergency Services District #3 and the City of Hutto, Texas; b) Elecnor Belco Electrical Inc. default and termination of Contract authorized by Resolution R-2025-068, dated March 27, 2025 for Signals at Innovation and Limmer Loop Blvd., CIP T13-2024; c) Demand for street failures for Performance and Payment by City of Hutto, Texas on the Westfield Insurance Company maintenance bond number 355377R dated December 14, 2023 procured for maintenance of Emory Crossing Phase 3 Infrastructure; d) *Jones v. Hutto,* Fifth Circuit Court of Appeals Decision No. 24-50096, dated October 7, 2025, in the United States Court of Appeals for the Fifth Circuit; (appeal from Cause No. 1:20-cv-01210; In the United States District Court for the Western District of Texas; Austin Division).

11.2 Pursuant to Texas Government Code section 551.071 (Attorney Consultation) and section 551.072 (Real Estate) to deliberate and seek legal advice regarding: a) property located in the eastern portion of the City.

11.3 Receive legal advice pursuant to Texas Government Code Section 551.071 (Consultation with Attorney) and deliberations pursuant to Texas Government Code Sections 551.072, (Real Property); 551.087 (Economic Development Negotiations) related to pending economic development projects being considered by the Hutto Economic Development Corporation or the City of Hutto, including but not limited to: (a) Project Core; (b) Project Cottonwood; (c) Project Lake; (d) Project Sequel; (e) Project Megasite; (f) Project Titan; (g) Project Air; (h) Project Skybox; (i)

Project Heartbeat; (j) Project Shrine; (k) Project 2007; (l) Project Orchard; (m) Project Dynamite; and (n) Economic Development Factors influencing land value for the Megasite properties.

11.4 Pursuant to Texas Government Code section 551.071 (Attorney Consultation) and section 551.072 (Real Estate) to deliberate and seek legal advice regarding the acquisition of real property interests on the north side of Brushy Creek, in the triangulated area between Chris Kelley Boulevard, CR 163, and CR 139, as part of the Brushy Creek Wastewater Interceptor Phase 4 project (CIP WW11-2025) including a resolution authorizing the acquisition, including by use of eminent domain, if necessary: a) Parcel 18.1, b) Parcel 18.3, c) Parcel 26.1, d) Parcel 31.1, e) Parcel 31.4, f) Parcel 32, g) Parcel 32.1, and h) Parcel 35.

In Executive Session at 10:07 PM. Out at 12:56 AM.

12. ACTION RELATIVE TO EXECUTIVE SESSION

12.1 Consideration and possible action related to Executive Session agenda items, listed above.

There was no action for this item.

12.2 Consideration and possible action on Resolution authorizing the acquisition, including by use of eminent domain, if necessary, of real property interests on the north side of Brushy Creek, in the triangulated area between Chris Kelley Boulevard, CR 163, and CR 139, as part of the Brushy Creek Wastewater Interceptor Phase 4 project (CIP WW11-2025): a) Parcel 18.1, b) Parcel 18.3, c) Parcel 26.1, d) Parcel 31.1, e) Parcel 31.4, f) Parcel 32, g) Parcel 32.1, and h) Parcel 35.

a) Motion by Councilmember Gordon, second by Councilmember Morris, to approve Resolution No. R-2026-053 for parcel 18.1 as presented. Motion passed 7:0.

b) Motion by Councilmember Gordon, second by Councilmember Morris, to approve Resolution No. R-2026-054 for parcel 18.3 as presented. Motion passed 7:0.

c) Motion by Councilmember Gordon, second by Councilmember Morris, to approve Resolution No. R-2026-055 for parcel 26.1 as presented. Motion passed 7:0.

d) Motion by Councilmember Gordon, second by Councilmember Morris, to approve Resolution No. R-2026-056 for parcel 31.1 as presented. Motion passed 7:0.

e) Motion by Councilmember Gordon, second by Councilmember Morris, to approve Resolution No. R-2026-057 for parcel 31.4 as presented. Motion passed 7:0.

f) Motion by Councilmember Gordon, second by Councilmember Morris, to approve Resolution No. R-2026-058 for parcel 32 as presented. Motion passed 7:0.

g) Motion by Councilmember Gordon, second by Councilmember Morris, to approve Resolution No. R-2026-059 for parcel 32.1 as presented. Motion passed 7:0.

h) Motion by Councilmember Gordon, second by , to authorize the City Manager to negotiate a settlement for parcel 35 up to the amount discussed in Executive Session. Motion passed 7:0.

13. CITY COUNCIL COMMENTS

13.1 General Comments from City Council

13.2 Future Agenda Items

There was no action for the above items.

14. ADJOURNMENT – 1:02 AM

Mike Snyder, Mayor

ATTEST:

Laura Hallmark

Laura Hallmark, City Secretary