



**CITY COUNCIL
MEETING MINUTES
OCTOBER 17, 2019**

The Hutto City Council met in a regular session on Thursday, October 17, 2019, in Council Chambers, City Hall, 500 W. Live Oak, Hutto, TX 78634.

CALL SESSION TO ORDER

Mayor Gaul called the session to order at 7:01 p.m.

ROLL CALL

Members of the City Council present were Mayor Doug Gaul, Mayor Pro-tem Tom Hines, Councilmember Scott Rose, Councilmember Mike Snyder, Councilmember Peter Gordon, and Councilmember Tanner Rose.

Members of staff that were present were Odis Jones, City Manager; Michel Sorrell, Assistant City Manager; Byron Frankland, Assistant City Manager; Paul Hall, Chief of Police; Michel Sorrell, Chief Financial Officer; Ashley Lumpkin, Executive Director Infrastructure & Development Services; Jessica Bullock, Director of Economic Development; Emily Parks, Assistant to the City Manager; Tony Host, Executive Director of Community Services; and Lacie Hale, City Secretary.

INVOCATION

Invocation was given by Pastor Mark Meredith, with the Lifepointe Fellowship in Hutto.

PLEDGE OF ALLEGIANCE

Mayor Gaul led the Pledge of Allegiance and the Texas Pledge.

CITY COUNCIL COMMENTS

Councilmember Tanner Rose announced that Old Tyme Days and the Library Book Sale are this upcoming weekend.

6. PROCLAMATIONS

Proclamation declaring October 20 - 26, 2019 as National Friends of the Library Week.

7. PUBLIC COMMENT

Ronald Kinard of 2016 Hat Bender Loop, Round Rock, Texas, gave his time to Robin Sutton. Ms. Sutton shared that she is offended when documents are redacted, by new developments that are tearing down structures, by voting tonight to give the City Manager close to a million dollars to

spend without any oversight, that the citizens are paying a tax increase and a budget that increased by 102%.

Robin Sutton of 505 East Street shared that she is frustrated because no one cares anymore.

Aubrey Williams of 106 Millook Haven gave her time to Robin Sutton. Ms. Sutton shared that she is completely disappointed and asked development to be slowed down.

Lucas Evans of 3750 County Road 132 South requested more than 3 minutes to talk. Promoted his business and offered services for free to the City.

Robin Oman of 402 Estate Drive shared her concerns with Covered Bridge.

Jorde Matthews of 314 Estate Drive shared points regarding sidewalks for Lakeside Estates,

8. CITY MANAGER COMMENTS

8.A. Monthly Financials for August & September 2019 (Michel Sorrell)

Abby King of 4420 West Metcalf Street deferred her time to Robin Sutton. Ms. Sutton shared she is excited to hear about this item and how money was paid to the attorneys to investigate Mike Snyder.

Motion: Councilmember Tanner Rose made a motion to table agenda item 8.A. to the next meeting. Councilmember Snyder seconded the motion.

Vote: Ayes Mayor Doug Gaul
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Tanner Rose

Naye Mayor Pro-tem Tom Hines

Action: The motion passed with 5 ayes, 1 nay

8.B. Project Expansion Timeline Review

No Council action was taken.

Motion: Councilmember Tanner Rose made a motion to pull agenda items 9.A., 9.D., and 9.E. Councilmember Snyder seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose

Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

9.A. Consideration and possible action on the second and final reading of an ordinance regarding the proposed annexation of the Pfeiffer Tracts, 27.97 acres, more or less, of land, and to establish base zoning as B-1 (Local Business), located on FM 685. (Ashley Lumpkin)

John Kline of 433 Little Lake Road shared that he moved to Hutto because it is quiet. Explained that everything around Lakeside Estates is extremely complex because there is a lot going on. Requested the City and Developer sit down and meet with the residents.

Kelly Louis of 126 Dana Drive explained this is the first step in developing. She encouraged Council to listen to what the citizens of Hutto want. Her concerns were responsible growth, that keeps the classes at a healthy ratio, safety and flooding. There is a reason they chose to stay in Hutto and do not want it changing. Ms. Louis also encouraged Council to review their community engagement practices and policy.

Jorde Matthews of 314 Estate Drive lives in the center of both of the developments and has not received any notifications. He finds this disconcerting and would appreciate more care in the developments.

Nancy Woodcock shared she received a certified notice but hardly any of her neighbors received it. This does affect everyone. It would be easier to work together.

Motion: Mayor Pro-tem Hines made a motion to table agenda items 9.A., and 11.B. until the developer is prepared to come back to the Council. Councilmember Scott Rose seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

Motion: Councilmember Snyder made a motion to amend the motion to just table item 9.A. Councilmember Gordon seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon

Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

9.C. Consideration and possible action on a resolution authorizing the City manager to prepare a Municipal Service Plan for the proposed annexation of Cottonwood Creek, 46.68 acres, more or less, of land located on CR 199. (Ashley Lumpkin)

Lucas Evans shared this will alter access to his property. He is being proactive instead of a victim of this. Arranged a meeting with the Lennar Homes and BGE, that put him at ease because the project is not moving as fast as he thought. The flood plain is really frightening. Council has never really stepped foot on a great leap towards the east. He invited Council to come out to see the biggest tree in Hutto, that will be taken out by Carl Stern.

Motion: Councilmember Tanner Rose made a motion to pull item 9.C. from the consent agenda. Councilmember Gordon seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

9.B. Consideration and possible action approving the minutes of the September 19, 2019 Regular City Council Meeting. (Lacie Hale)

Motion: Councilmember Tanner Rose made a motion to approve item 9.B. on the consent agenda. Councilmember Scott Rose seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

Motion: Mayor Pro-tem Hines made a motion to approve item 9.C. on the consent agenda. Councilmember Tanner Rose seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

9.D. Consideration and possible action on a resolution to approve an interlocal agreement between the City of Hutto and the Hutto Independent School District regarding use of facilities. (Jeffrey White)

Motion: Councilmember Scott Rose made a motion to amend the motion to approve 9.D. Mayor-pro tem Hines seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

9.E Consideration and possible action directing Planning and Zoning Commission to review zoning laws and notifications for zoning actions and make recommendation to Council for any potential amendments. (Ashley Lumpkin)

Motion: Councilmember Scott Rose made a motion to approve agenda item 9.E.. Councilmember Gordon seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

Motion: Councilmember Tanner Rose made a motion to amend the motion that Planning and Zoning meet then Council receives a brief the following Council meeting in November. Councilmember Snyder seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

10. **ORDINANCES**

10.A. **Consideration of a public hearing and possible action on the first reading of an ordinance approving the Hutto Exchange Public Utility Easement (PUE) partial vacation/reduction from 50-feet to 10-feet at the property known as 205 Exchange Boulevard. (Samuel Ray)**

Public Hearing was held from 8:34 pm to 8:35 pm.

Robin Sutton of 505 East Street quoted a statement made by the City Engineer at the Planning and Zoning meeting.

Motion: Councilmember Tanner Rose made a motion to approve 10.A as presented. Mayor Pro-tem Hines seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

10.B. **Consideration and possible action on the second and final reading of an ordinance amending the Code of Ordinances (2014 Edition, as amended), Chapter 16, Article 16.02 Unified Development Code (UDC) Chapter 3 Section 10.303 Zoning Districts, Section 10.303.7 B-1, 10.304 Permitted Uses, 10.304.5 Residential Uses, 10.304.6 Commercial and Retail Uses, 10.304.7 Industrial Uses, 10.304.8 Institutional and Civic Uses, 10.304.9 Temporary Uses, 10.304.10 Accessory Uses, 10.306 Residential Uses, 10.307 Commercial and Retail Uses, 10.308 Industrial Uses, 10.309 Institutional and Civic Uses, 10.310 Temporary Uses, 10.311 Accessory Uses. (Ashley Lumpkin)**

Motion: Councilmember Snyder made a motion to table item 10.B. Councilmember Tanner Rose seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon

Nay Councilmember Tanner Rose

Action: The motion passed with 5 ayes, 1 nay

10.C.Consideration and possible action on the second and final reading of an ordinance approving the Planned Unit Development (PUD) zoning ordinance for the Durango Farms Planned Unit Development (PUD), 105.2 acres, more or less, of land, located on FM 1660 North. (Ashley Lumpkin)

Rob Peak of 700 Main Street reiterated his concerns about the traffic that will be brought through Old Town.

Motion: Councilmember Gordon made a motion to approve with the second and final reading of an ordinance approving the Planned Unit Development (PUD) zoning ordinance for the Durango Farms Planned Unit Development (PUD), 105.2 acres, more or less, of land, located on FM 1660 North. stipulation that all homes built in the two OT3 tracts conform with HPC guidelines, for building only, until transferred to the homeowner. Councilmember Snyder seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Peter Gordon

Nayes Councilmember Mike Snyder
Councilmember Tanner Rose

Action: The motion passed with 4 ayes, 2 nays

Motion: Councilmember Snyder made a motion to amend the motion by adding the developer will work with a good faith effort permit and pay for the installation of a light at FM 1660 and Maeger. Councilmember Gordon seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon

Councilmember Patti Martinez
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

10.D. Consideration of a public hearing and possible action on the first reading of an ordinance regarding the proposed annexation of Cottonwood Creek, 46.68 acres, more or less, of land, and to establish base zoning as SF-1 (Single Family Residential), located on CR 199. (Ashley Lumpkin)

Public Hearing was held from 9:27 pm to 9:27 pm.

Motion: Mayor Pro-tem Hines made a motion to approve agenda item 10.D. Councilmember Tanner Rose seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

10.E. Consideration and possible action on the second and final reading of an ordinance amending the Fiscal Year 2018-19 Budget to reflect organizational changes, revision and addition of Capital Improvement Projects, purchase of equipment, and the inclusion of Public Improvement District Funds, and other miscellaneous adjustments. (Michel Sorrell)

Motion: Mayor Pro-tem Hines made a motion to approve agenda item 10.E. Councilmember Tanner Rose seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

10.F. Consideration and possible action on the first reading of an ordinance amending the Code of Ordinances (2014 Edition), Section 2.02.001, Qualification of Boards and

Commission Members, regarding the residency requirement for Library Advisory Board.(Emily Parks)

Motion: Councilmember Scott Rose made a motion to approve agenda item 10.F. Councilmember Tanner Rose seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

Motion: Councilmember Gordon made a motion wave the second reading. Mayor Pro-tem Hines seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

10.G. Consideration and possible action of an ordinance authorizing the issuance and sale of one ore more series of City of Hutto, Texas Combination Tax and Revenue Certificates of Obligation; authorizing the levy of an ad valorem tax and the pledge of certain revenues in support of the certificates; approving an official statement, the form of a paying agent/registrar agreement and other agreements related to the sale and issuance of the certificates; establishing procedures for selling and delivering one or more series of the certificates; and authorizing other matters related to the issuance of the certificates. (Michel Sorrell)

Motion: Mayor Pro-tem Hines made a motion to approve agenda item 10.G. Councilmember Gordon seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

10.H. Consideration and possible action on the first reading of an ordinance amending the City of Hutto Code Of Ordinances (2014 Edition), Appendix A Fee Schedule, Article A3.000, Solid Waste Collection.(Michel Sorrell)

Motion: Mayor Pro-tem Hines made a motion to approve agenda item 10.H. Councilmember Scott Rose seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon

Nay Councilmember Tanner Rose

Action: The motion passed with 5 ayes, 1 nay

11. RESOLUTIONS

11.A. Consideration and possible action on the proposed Durango Farms Preliminary Plan, 94.9 acres, more or less, of land, 257 residential lots, one multifamily lot, and one commercial lot, located on FM 1660 North. (Ashley Lumpkin)

Robin Sutton of 505 East Street asked for clarification on what the difference is between Resolutions and Ordinances. Also, appreciated the vote for agenda item 10.C.

Motion: Councilmember Scott Rose made a motion to approve agenda item 11.A. Councilmember Gordon seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

11.B. Public hearing, consideration, and possible action to adopt a resolution of the City of Hutto, Texas, authorizing and creating the Covered Bridge Public Improvement District within the City of Hutto pursuant to Chapter 372 Texas Local Government Code (Jessica Geray)

Public Hearing was held from 10:12 pm to 10:23 pm.

Nancy Woodcock asked if the Covered Bridge is in stone. She explained how this project is like having a stampede and a dumping ground.

Robin Sutton feels like this town is being run over like a stampede and no one is giving consideration for those affected by the developments. Asked development to be slowed down.

Kelly Louis of 126 Dana Drive asked about the increase of HOA dues and would like it known that Lakeside Estates will not have any financial burden associated with this PID. Shared issues that other cities are experiencing with PIDs.

Jorde Matthew of 314 Estate Drive guarantees that traffic will be added in front of this house and shares the same concerns about the PID, that Ms. Louis had.

Motion: Mayor Pro-tem Hines made a motion to table agenda item 11.B. Councilmember Snyder seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

11.C. Resolution authorizing City Manager to execute agreement with Legends of Hutto Home Owners Association to deed ownership of drainage lots to the City of Hutto. (Samuel Ray)

Thomas Cook shared that he is in favor of this Resolution.

Motion: Councilmember Scott Rose made a motion to authorize the City Manager to execute agreement with Legends of Hutto Home Owners Association to deed ownership of drainage lots to the City of Hutto. Councilmember Tanner Rose seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

- 11.D. Resolution authorizing the City Manager to execute various construction contracts, professional service agreements and material purchase agreements related to completion of the Innovation Business Park Improvements in the amount not to exceed \$2,276,285.31. (Samuel Ray)**

Robin Sutton of 505 East Street shared that she wants to know why the City is giving the City Manager free range with \$2,276,285.31.

Executive Session was held from 11:15 pm to 11:30 pm, as authorized by Texas Local Government Code Section 551.071, consultation with City Attorney.

Motion: Mayor Pro-tem Hines made a motion to approve agenda item 11.D. Councilmember Scott Rose seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Peter Gordon

Nays Councilmember Mike Snyder
Councilmember Tanner Rose

Action: The motion passed with 4 ayes, 2 nays

- 11.E. Resolution authorizing City Manager to execute change order #4 for the Shiloh Ground Storage Tank in the amount of \$7,950.00. (Samuel Ray)**

Motion: Councilmember Tanner Rose made a motion to approve agenda item 11.E. Mayor Pro Tem Hines seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

- 11.F. Consideration and possible action on a resolution amending the bylaws of the Economic Development Corporation Type A Board. (Tim Jordan)**

Motion: Councilmember Snyder made a motion to table agenda items 11.F. and 11.G. until the next meeting in November. Councilmember Scott Rose seconded the motion.

Vote: Ayes Mayor Doug Gaul

Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

11.G. Consideration and possible action on a resolution amending the bylaws of the Community Development Corporation Board. (Tim Jordan)

12. OTHER BUSINESS

12.A. *Consideration of and possible appointments to City Boards and Commissions. (Lacie Hale)*

No Council action was taken.

12.B. *Consideration and possible action to reschedule the regularly scheduled October 3, 2019 City Council meeting to October 24, 2019.*

Motion: Councilmember Scott Rose made a motion to approve agenda items 12.B. Councilmember Scott Rose seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

12.C. *Consideration and possible action regarding ordinance 07-001-00 on financial disclosures.*

Robin Sutton of 505 East Street thinks that people who are negotiating the contracts and deals should have some sort of accountability to the tax payers that are paying for it.

Rick Hudson of 1207 Rhonda Cove shared that this is egregious, unwarranted and prompted by keyboard warriors.

Motion: Councilmember Snyder made a motion to update the ordinance to reflect the addition of the EDC Board members, the EDC Coordinator, and City Manager to the same requirements that the City Council and Planning and

Zoning Commission have. Councilmember Tanner Rose seconded the motion.

Vote: Ayes Mayor Doug Gaul
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Tanner Rose

Nayes Mayor Pro-tem Tom Hines

Action: The motion passed with 5 ayes, 1 nays

Motion: Councilmember Snyder made a motion to continue discussion on agenda item 12.C. Councilmember Gordon seconded the motion.

Vote: Ayes Mayor Doug Gaul
Mayor Pro-tem Tom Hines
Councilmember Scott Rose
Councilmember Mike Snyder
Councilmember Peter Gordon
Councilmember Tanner Rose

Action: The motion passed with 6 ayes, 0 nays

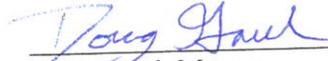
13. EXECUTIVE SESSION

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].

15. ADJOURNMENT

There being no further business to be heard, the meeting was adjourned at 12:14 a.m.

CITY OF HUTTO



Doug Gaul, Mayor

ATTESTED:



Lacie Hale, City Secretary