The Hutto City Council met in a regular session on Thursday, June 16, 2016, in the Hutto City Council Chamber, 401 W. Front Street, Hutto, TX 78634.

CALL SESSION TO ORDER

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

ROLL CALL

Members of the City Council that were present were Mayor Doug Gaul, Mayor Pro-tem Michael J. Smith, Councilmember Anne Cano, Councilmember Tom Hines, Councilmember Nathan Killough, Councilmember Lucio Valdez, and Councilmember Bettina Jordan.

Members of staff that were present were Micah Grau, Assistant City Manager, Charlie Crossfield, City Attorney, Helen Ramirez, Development Services Director, Earl Morrison, Chief of Police, Melanie Hudson, Finance Director, and Seth Gipson, City Secretary.

INVOCATION

The invocation was given by Pastor Will Hutchinson with Resonate Community Church.

PLEDGE OF ALLEGIANCE

Mayor Gaul led the Pledge of Allegiance.

PUBLIC COMMENT

5A. Remarks from visitors

Steven Harris – 1106 Canoe Cove – requested that the City Council add the Pledge to Texas Flag as part of the regular council meetings.

PRESENTATIONS

6A. Recognition of the City of Hutto for earning the Distinguished Budget Presentation Award from the Government Finance Officers Association of the United States and Canada (GFOA) for its annual budget for fiscal year beginning October 1, 2015.

Micah Grau, Acting City Manager, made the staff presentation. This is the 10th consecutive year that the City has received the award. The award represents a significant achievement by the City of Hutto. It reflects the commitment of the
governing body and staff to meeting the highest principles of governmental budgeting. In order to receive the budget award, the City had to satisfy nationally recognized guidelines for effective budget presentation. These guidelines are designed to assess how well the City’s budget serves as a policy document, a financial plan, an operations guide, and a communications device. Budget documents must be rated ‘proficient’ in all four categories, and in the fourteen mandatory criteria within those categories, to receive the award.

The GFOA’s Distinguished Budget Presentation Awards Program is the only national awards program in governmental budgeting. This will mark the 10th consecutive year that the City of Hutto has received this award.

6B. Presentation on the preliminary results of the 2016 Citizen Survey.

Item 6B was pulled from the agenda.

CONSENT AGENDA ITEMS:

All items listed 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.

7A. Consideration and possible action on a resolution concerning the acceptance of the water, wastewater, street and drainage improvements of the Hutto Crossing Phase Two subdivision.

Item 7A was removed from the consent agenda and addressed as part of the regular agenda items.


Item 7B was removed from the consent agenda and addressed as part of the regular agenda items.

7C. Consideration and possible action on the second and final reading of an ordinance adopting the Historic Preservation Property Tax Freeze Program.

Item 7C was removed from the consent agenda and addressed as part of the regular agenda items.

7D. Consideration and possible action on the meeting minutes for the June 2, 2016 City Council Regular Meeting.
**MOTION:** Councilmember Anne Cano moved to approve item 7D on the consent agenda as presented. Councilmember Tom Hines seconded the motion. The motion carried with 7 ayes and 0 nays.

7A. Consideration and possible action on a resolution concerning the acceptance of the water, wastewater, street and drainage improvements of the Hutto Crossing Phase Two subdivision.

*Helen Ramirez, Development Services Director,* was there to answer any questions from the City Council.

Councilmember Tom Hines asked a question regarding street parking and if parking was only allowed on one side of the street. Mrs. Ramirez stated that parking is allowed on both sides of the street as allowed in the Unified Development Code.

**MOTION:** Mayor Pro-tem Michael Smith moved to approve the resolution concerning the acceptance of the water, wastewater, street and drainage improvements of the Hutto Crossing Phase Two subdivision. The motion carried with 7 ayes and 0 nays.


Councilmember Nathan Killough recused himself from item 7B.

Councilmember Valdez asked where do the funds come from for this program. Staff stated that this does not affect citizen’s taxes.

**MOTION:** Councilmember Anne Cano moved to approve the second and final reading of an ordinance amending Chapter 1, Article 1.06, Economic Development of the Code of Ordinances (2014 Edition) regarding the Downtown Incentive Program Property Tax Rebate Policy. Councilmember Nathan Killough seconded the motion. The motion carried with 5 ayes and 1 nay.

7C. Consideration and possible action on the second and final reading of an ordinance adopting the Historic Preservation Property Tax Freeze Program.

Councilmember Anne Cano recused herself from item 7C.

**MOTION:** Councilmember Tom Hines moved to approve the second and final reading of an ordinance adopting the Historic Preservation Property Tax Freeze Program. Councilmember Lucio Valdez seconded the motion. The motion carried with 6 ayes and 0 nays.
ORDINANCES


Helen Ramirez, Development Services Director, gave the staff presentation. The Police Department and the Development Services Code Enforcement Division have found it difficult to enforce the City's current Noise standards found in both the Code of Ordinances and the Unified Development Code (UDC) due to the fact that the exceptions listed under the UDC and the Code of Ordinance are differ and the threshold for determining when noise is considered a nuisance is not measureable. It is standard practice for cities to adopt maximum decibel levels as a way to determine and measure when noise becomes a nuisance.

The proposed amendment to the City of Hutto Code of Ordinances includes the following:

- **Establishing a maximum threshold decibel level (dBA) for declaring a nuisance, when noise exceeds 85 dBA during the daytime and 70 dBA during the nighttime. This includes approving a method for measuring noise, by way of a Sound Level Meter, that meet standards prescribed by the American Standards Association.**

- **Applying these noise requirements within our City Limits, and within 5,000 feet outside the City Limits. The applicability to a portion of the City's Extraterritorial Jurisdiction (ETJ) is permitted and is proposed due to the City not being able to apply zoning in our (ETJ). Certain uses can cause substantial noise and impact residents residing adjacent to our ETJ.**

- **Eliminate the distance requirements and limits of hours of operation identified in the Code of Ordinances and replace them with maximum threshold decibel levels. This will allow businesses, particularly in Old Town, to comply with the noise ordinance without being restricted by zoning or specific hours of operation.**

- **With regard to Construction Noise, the existing Unified Development Code (UDC) permitted work hours and the Code of Ordinance conflict. The proposed amendment to the Code of Ordinance will now be consistent with the UDC and allow construction noise to occur from 7:00 a.m. to 7:00 p.m. Monday through Saturday.**

- **With regard to Construction Noise, the existing Code of Ordinance allows a “special be requested in case of urgent necessity in the interest of public safety and convenience. The proposed amendment establishes a Special Exception process that can be applied to construction, as well as other activities/events.**
• Lastly, the proposed amendment to the Code of Ordinances expands upon the list of Exemptions to the noise ordinance to include, for example, parades, church bells, playground noise.

The proposed amendment to the Code of Ordinances has complied with noticing requirements as notice was published in the Taylor Daily Press and notice has also been posted on the City of Hutto’s website.

Discussion ensued concerning the enforcement and how this will affect existing businesses within the ETJ, times outlined in the ordinance, standards used by our benchmark cities, and definitions.

Mayor Doug Gaul opened the public hearing at 7:45 pm.

There being no public to comment. Mayor Doug Gaul closed the public hearing at 7:45 pm.

Councilmember Tom Hines asked that the distance that this ordinance is enforced within the ETJ be reduced from 5000 feet to 500 feet and that the times be changed to 7:00am - 8:00pm Monday through Thursday, and 7:00am – 7:00pm on Friday and Saturday.

**MOTION:** Councilmember Tom Hines moved to approve the first reading of an ordinance amending the Code of Ordinances (2014 Edition), Chapter 14, Article 14.03: Noise with the stated amendments. Councilmember Anne Cano seconded the motion. The motion carried with 7 ayes and 0 nays.

8B. Consideration of a public hearing and possible action on the first reading of an ordinance amending the Unified Development Code (UDC) Chapter 3, Section 10.312.7: Noise.

Helen Ramirez, Development Services Director, gave the staff presentation. This modification of the Unified Development Code (UDC) is to reduce confusion concerning the noise ordinance by referencing the code of ordinances instead of having its own section.

Mayor Doug Gaul opened the public hearing at 7:50pm.

There being no public to comment. Mayor Doug Gaul closed the public hearing at 7:50pm.

**MOTION:** Councilmember Tom Hines moved to approve the first reading of an ordinance amending the Unified Development Code (UDC) Chapter 3, Section 10.312.7: Noise. Mayor Pro-tem Michael Smith seconded the motion. The motion carried with 7 ayes and 0 nays.
RESOLUTIONS

9A. Consideration of a public hearing and possible action on a resolution changing the name of FM 685 to Chris Kelley Boulevard (from US 79 to Klattenhoff Lane).

Micah Grau, Acting City Manager, made the staff presentation. As the one-year mark of Sergeant Chris Kelley's line-of-duty death approaches, the renaming of FM 685 is an appropriate recognition of Sergeant Kelley's ultimate sacrifice to the citizens of Hutto. Sergeant Kelley was a 7-year veteran of the Hutto Police Department and a former soldier in the US Air Force. His role of defender to his country and his City has been an example of pride and service for the Hutto Police Department and all of the Hutto City employees.

Mr. Grau outlined the renaming process and how this will be completed through Williamson County and TxDOT. He also clarified that the renaming will only be from US 79 to SH 130 instead of continuing on to Klattenhoff Lane.

Mayor Doug Gaul opened the public hearing at 7:56pm.

There being no public to comment. Mayor Doug Gaul closed the public hearing at 7:56 pm.

MOTION: Councilmember Tom Hines moved to approve the resolution changing the name of FM 685 to Chris Kelley Boulevard (from US 79 to SH 130). Councilmember Bettina Jordan seconded the motion. The motion carried with 7 ayes and 0 nays.

WORK SESSION

9A. Presentation and discussion concerning the Council/ESD Task Force report.

Micah Grau, Acting City Manager, made the staff presentation. The City Council and the WCESD#3 Board appointed a task force to evaluate fire service needs in Hutto. The report of the Task Force's work will be presented. The Task Force approached the WCESD#3 about conducting a joint meeting with the City Council. However, at their meeting on May 26, the WCESD#3 Commissioners decided to instead let each body hear the initial draft report independently. The Task Force is working with the WCESD#3 to present the report at their next meeting on June 23. A joint meeting is being planned for July.

Mr. Grau provided an overview of the preliminary report:

- Timeline of the Task Force
- City Council Objectives of the Task Force
- History of Fire Protection Services in Hutto
- Current Services Provided by the ESD #3
- Data Analysis of the following:
  - Growth Patterns
- Benchmark Comparisons
- Future Station Analysis & Design
- Financial Analysis of the ESD #3

- Recommendations and options
  - Improve emergency response south of US 79
  - Conduct study to evaluate the best location for future fire station
  - Determine strategy to finance future fire stations
  - Establish an interlocal agreement

- Options for financing a new fire station

Mayor Gaul thanked the task force for all of their hard work.

7A. Consideration and possible action on a resolution concerning the acceptance of the water, wastewater, street and drainage improvements of the Hutto Crossing Phase Two subdivision.

Helen Ramirez, Development Services Director, made one clarification about the street width. Mrs. Ramirez clarified that the street width is outlined in the Planned Unit Development not the Unified Development Code.

EXECUTIVE SESSION

10A. Executive session as authorized by §551.074, Texas Government Code, Personnel Matters, to deliberate the appointment, employment, evaluation, or duties of public officer or employees: City Manager.

The Hutto City Council recessed into executive session at 8:50pm.

The Hutto City Council reconvened into regular session at 9:47pm.

ACTION RELATIVE TO EXECUTIVE SESSION

11A. Consideration and possible action related to the Executive session as authorized by §551.074, Texas Government Code, Personnel Matters, to deliberate the appointment, employment, evaluation, or duties of public officer or employees: City Manager.

MOTION: Councilmember Nathan Killough moved to appoint Micah Grau as interim City Manager. Councilmember Tom Hines seconded the motion. The motion carried with 7 ayes and 0 nays.

MOTION: Councilmember Tom Hines moved to direct city staff to contact three search firms so the council can interview them. Councilmember Anne Cano seconded the motion. The motion carried with 7 ayes and 0 nays.
ADJOURNMENT

There being no further business, the meeting was adjourned at 9:47 pm.

CITY OF HUTTO, TEXAS

[Signature]
Doug Gaul, Mayor

ATTEST:

[Signature]
Seth Gipson, City Secretary