The Hutto City Council met in a regular session on Thursday, January 19, 2017, 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 Odis Jones, City Manager, Melanie Melancon, Assistant City Manager, Charlie Crossfield, City Attorney, Helen Ramirez, Executive Director Business/Development Services, Earl Morrison, Chief of Police, Danielle Singh, City Engineer, Christina Kane-Gibson, Public Information Officer, 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 and the Texas Pledge.

PUBLIC COMMENT

5A. Remarks from visitors

There were no remarks from visitors.

PRESENTATIONS

6A. Recognition of the City of Hutto for receiving the Police-Community Partnerships National Award for 2016 from the National Association of Town Watch for its outstanding participation in ‘America’s Night Out Against Crime.’

Chief Earl Morrison and Officer Suzanne Glass, made a brief presentation about the City’s participation in ‘America’s Night Out Against Crime’ and presented the 2016...
Police-Community Partnerships National Award to Mayor Doug Gaul and the Hutto City Council.

WORK SESSIONS

7A. Work Session regarding the annual update from the Historic Preservation Commission.

The following Historic Preservation Commission members were in attendance: Ray Alba, Vice Chair, Nicolas Linzenmeyer, Commissioner, and Curtis Orton, Commissioner.

Helen Ramirez, Executive Director of Business/Development Services, made the staff presentation. Ms. Ramirez provided an overview of the Commission’s accomplishments for the past year and highlighted the following: Certificates of Appropriateness, Warrants, number of new and expanding businesses in Old Town, implementation of the Façade Grant Program, and the Commission’s goals for 2017.

There was a brief discussion on possible changes to codes and how the Commission was working with staff to improve the codes. Finally, the Council thanked the Commission for their hard work.

7B. Work Session to discuss construction updates regarding the East Street Improvement Project.

Danielle Singh, City Engineer, made the staff presentation. Ms. Singh provided a brief overview of the project scope, original budget, and estimated change in budget following design. Ms. Singh provided possible options to mitigate the increases in costs which included:

1. Reduce Project Scope by $237,700.00
2. Transfer Funds from Pavement Management (staffs recommendation)
3. Issue New Debt (Certificates of Obligation)

Possible reductions in scope that were presented included:

1. Removing Plaza Parking
2. Removing the resurfacing and improvements from Farley St. to US 79
3. Reducing landscaping (if Plaza remains)

Discussion ensued regarding the original scope of the project and when the parking lot was added to the design, how the funds will be replenished in the Pavement Management Budget if they are transferred to cover the increased costs, and the timeline for making a final decision on the reduction in scope.

Ms. Singh pointed out that an alternative bid system could be used (i.e. parking lot, resurfacing, etc. could be bid separately) and then the Council could determine what items they would like removed to reduce the scope of the project in a more efficient manner.
RESOLUTIONS

8A. Consideration and possible action on a resolution concerning the adoption of the Williamson County, Texas Hazard Mitigation Plan, dated January 2017.

Danielle Singh, City Engineer, introduced Greg Williams, Deputy Director for Williamson County Office of Emergency Management. Mr. Williams provided a brief overview of the purpose of the Hazard Mitigation Plan. He pointed out that a committee examines infrastructure, hazardous materials located in the area, rail issues, etc. within the county and each city. This plan helps identify the potential risks ahead of time. Mr. Williams also pointed out that approval of this plan would open up several grant opportunities.

MOTION: Councilmember Tom Hines moved to approve a resolution concerning the adoption of the Williamson County, Texas Hazard Mitigation Plan, dated January 2017. Councilmember Nathan Killough seconded the motion.

VOTE: Ayes: Mayor Doug Gaul
Mayor Pro-tem Michael Smith
Councilmember Anne Cano
Councilmember Tom Hines
Councilmember Nathan Killough
Councilmember Lucio Valdez
Councilmember Bettina Jordan

Nays: None
Abstain: None
Absent: None

ACTION: The motion carried with 7 ayes and 0 nays.

ORDINANCES


Mayor Gaul opened the public hearing at 7:50pm and left it open until the next City Council Meeting set for February 2, 2017.

OTHER BUSINESS

10A. Consideration and possible action on the recommended Charter Amendments for the proposed May 2017 Charter Election.

Seth Gipson, City Secretary, made the staff presentation. The City Council discussed each proposition and voted on them separately.
**Proposition 1:** Shall Sections 2.02, 2.04(b), 3.09, 3.14, 3.16, 4.01(a), 4.01(b), 4.01(c), 4.02, 5.01(b), 5.03(a), 6.02, 6.09(b), 7.03(a), 7.08(b), 7.08(d), 8.13, 8.14, 9.01, 9.02, 9.03, 9.05, 9.07, 10.01(c), 11.01, 11.04(f), 11.04(g), 13.04 and 13.11 of the Hutto City Charter be amended by 1) making corrections to grammar, spelling and punctuation errors throughout all Articles of the Charter; 2) deleting redundant or surplus wording, and deleting outdated or antiquated wording; and 3) making non-substantive vocabulary changes in order to use modern and consistent terminology?

**MOTION:** Councilmember Tom Hines moved to approve proposition 1, as presented. Councilmember Anne Cano seconded the motion.

**VOTE:**

**Ayes:**
- Mayor Doug Gaul
- Mayor Pro-tem Michael Smith
- Councilmember Anne Cano
- Councilmember Tom Hines
- Councilmember Nathan Killough
- Councilmember Lucio Valdez
- Councilmember Bettina Jordan

**Nays:** None

**Abstain:** None

**Absent:** None

**ACTION:** The motion carried with 7 ayes and 0 nays.

**Proposition 2:** Shall Sections 1.03(a), 1.03(d), 2.06, 3.09, 3.12, 5.01(a), 5.02, 5.03(c), 5.03(e), 5.06, 6.02(b), 6.08, 7.03(b)(2), 8.05(a), 8.07(b), 8.07(d), 8.12, 9.04, 9.07, and 13.11 of the Hutto City Charter be amended by updating and correcting references to current state laws, deleting provisions of the Charter that are inconsistent with current law or are preempted by current law, and deleting references to obsolete laws?

**MOTION:** Councilmember Anne Cano moved to approve proposition 2, as presented. Mayor Pro-tem Michael Smith seconded the motion.

**VOTE:**

**Ayes:**
- Mayor Doug Gaul
- Mayor Pro-tem Michael Smith
- Councilmember Anne Cano
- Councilmember Tom Hines
- Councilmember Nathan Killough
- Councilmember Lucio Valdez
- Councilmember Bettina Jordan

**Nays:** None

**Abstain:** None

**Absent:** None

**ACTION:** The motion carried with 7 ayes and 0 nays.
Proposition 3: Shall the Hutto City Charter be amended by deleting the “City of Hutto’s Vision” statement?

MOTION: Mayor Pro-tem Michael Smith moved to approve proposition 3, as presented. Councilmember Anne Cano seconded the motion.

VOTE: Ayes: Mayor Doug Gaul
Mayor Pro-tem Michael Smith
Councilmember Anne Cano
Councilmember Tom Hines
Councilmember Nathan Killough
Councilmember Lucio Valdez
Councilmember Bettina Jordan

Nays: None
Abstain: None
Absent: None

ACTION: The motion carried with 7 ayes and 0 nays.

Proposition 4: Shall Section 3.01 of the Hutto City Charter be amended by limiting a person to serving a maximum of two consecutive full terms of office in the position of Mayor or City Council member?

MOTION: Councilmember Nathan Killough moved to approve proposition 4, as presented. Councilmember Lucio Valdez seconded the motion.

VOTE: Ayes: Mayor Pro-tem Michael Smith
Councilmember Anne Cano
Councilmember Tom Hines
Councilmember Nathan Killough
Councilmember Lucio Valdez
Councilmember Bettina Jordan

Nays: Mayor Doug Gaul
Abstain: None
Absent: None

ACTION: The motion carried with 6 ayes and 1 nays.

Proposition 5: Shall Section 3.05 of the Hutto City Charter be amended to provide that the Mayor Pro-Tem shall act as the Mayor, in addition to the disability or absence of the Mayor, when the Mayor fails to carry out the duties of the office?

MOTION: Councilmember Tom Hines moved to approve proposition 5, as presented. Councilmember Nathan Killough seconded the motion.

VOTE: Ayes: Mayor Doug Gaul
Mayor Pro-tem Michael Smith
Councilmember Anne Cano
Councilmember Tom Hines  
Councilmember Nathan Killough  
Councilmember Lucio Valdez  
Councilmember Bettina Jordan  

Nays: None  
Abstain: None  
Absent: None  

**ACTION:** The motion carried with 7 ayes and 0 nays.

**Proposition 6:** Shall Sections 3.05, 4.01(e), 4.01(f) and 8.11 of the Hutto City Charter be amended to clarify the signatory and contracting authority of the Mayor and City Manager?

**MOTION:** Mayor Pro-tem Michael Smith moved to approve proposition 6, as presented. Councilmember Lucio Valdez seconded the motion.

**VOTE:**  
Ayes: Mayor Doug Gaul  
Mayor Pro-tem Michael Smith  
Councilmember Anne Cano  
Councilmember Tom Hines  
Councilmember Nathan Killough  
Councilmember Lucio Valdez  
Councilmember Bettina Jordan  

Nays: None  
Abstain: None  
Absent: None  

**ACTION:** The motion carried with 7 ayes and 0 nays.

**Proposition 7:** Shall Section 3.06(b)(2) of the Hutto City Charter be amended to reduce, from five (5) to four (4), the number of affirmative votes of the members of the City Council necessary to find that a Council member has violated an express prohibition of the Hutto City Charter resulting forfeiture of his/her office?

**MOTION:** Councilmember Tom Hines moved to not approve proposition 7. Councilmember Bettina Jordan seconded the motion.

**VOTE:**  
Ayes: Mayor Doug Gaul  
Mayor Pro-tem Michael Smith  
Councilmember Anne Cano  
Councilmember Tom Hines  
Councilmember Nathan Killough  
Councilmember Lucio Valdez  
Councilmember Bettina Jordan  

Nays: None  
Abstain: None  
Absent: None
**ACTION:** The motion carried with 7 ayes and 0 nays.

**Proposition 8:** Shall Section 3.10 of the Hutto City Charter be amended to reduce the number of City Council members necessary to establish a quorum from five (5) to four (4)?

**MOTION:** Councilmember Lucio Valdez moved to approve proposition 8, as presented. Councilmember Nathan Killough seconded the motion.

**VOTE:**

**Ayes:** Mayor Doug Gaul  
| Mayor Pro-tem Michael Smith  
| Councilmember Anne Cano  
| Councilmember Nathan Killough  
| Councilmember Lucio Valdez  
| Councilmember Bettina Jordan

**Nays:** Councilmember Tom Hines

**Abstain:** None

**Absent:** None

**ACTION:** The motion carried with 6 ayes and 1 nays.

**Proposition 9:** Shall Section 3.12 of the Hutto City Charter be amended to require a roll call vote to document all actions of the City Council?

**MOTION:** Councilmember Tom Hines moved to approve proposition 9, as presented. Councilmember Anne Cano seconded the motion.

**VOTE:**

**Ayes:** Mayor Doug Gaul  
| Mayor Pro-tem Michael Smith  
| Councilmember Anne Cano  
| Councilmember Tom Hines  
| Councilmember Nathan Killough  
| Councilmember Lucio Valdez  
| Councilmember Bettina Jordan

**Nays:** None

**Abstain:** None

**Absent:** None

**ACTION:** The motion carried with 7 ayes and 0 nays.

**Proposition 10:** Shall Section 3.13 of the Hutto City Charter be amended to delete the requirement that ordinances only be introduced or read at regular City Council meetings?

**MOTION:** Mayor Pro-tem Michael Smith moved to approve proposition 10, as presented. Councilmember Anne Cano seconded the motion.
**VOTE:**

**Ayes:**
- Mayor Doug Gaul
- Mayor Pro-tem Michael Smith
- Councilmember Anne Cano
- Councilmember Tom Hines
- Councilmember Nathan Killough
- Councilmember Lucio Valdez
- Councilmember Bettina Jordan

**Nays:** None

**Abstain:** None

**Absent:** None

**ACTION:** The motion carried with 7 ayes and 0 nays.

**Proposition 11:** Shall Section 3.14 of the Hutto City Charter be amended to reduce, from five (5) to four (4), the number of affirmative votes of members of the City Council required to adopt an emergency clause for an emergency ordinance and to adopt an emergency ordinance?

**MOTION:** Councilmember Nathan Killough moved to approve proposition 11, as presented. Councilmember Anne Cano seconded the motion.

**VOTE:**

**Ayes:**
- Mayor Doug Gaul
- Mayor Pro-tem Michael Smith
- Councilmember Anne Cano
- Councilmember Tom Hines
- Councilmember Nathan Killough
- Councilmember Lucio Valdez
- Councilmember Bettina Jordan

**Nays:** None

**Abstain:** None

**Absent:** None

**ACTION:** The motion carried with 7 ayes and 0 nays.

**Proposition 12:** Shall Section 4.01(c) of the Hutto City Charter be amended to reduce, from five (5) to four (4), the number of affirmative votes of members of the City Council necessary to suspend or remove the City Manager?

**MOTION:** Councilmember Anne Cano moved to approve proposition 12, as presented. Councilmember Bettina Jordan seconded the motion.

**VOTE:**

**Ayes:**
- Councilmember Anne Cano
- Councilmember Bettina Jordan

**Nays:**
- Mayor Doug Gaul
- Mayor Pro-tem Michael Smith
- Councilmember Tom Hines
- Councilmember Nathan Killough
- Councilmember Lucio Valdez

**ACTION:** The motion carried with 7 ayes and 0 nays.
Abstain: None
Absent: None

ACTION: The motion failed with 2 ayes and 5 nays.

**Proposition 13:** Shall Section 4.04 of the Hutto City Charter be amended to provide that the City Council, instead of the City Manager, is authorized to appoint the City Attorney?

**MOTION:** Councilmember Tom Hines moved to approve proposition 13, as presented. Councilmember Nathan Killough seconded the motion.

**VOTE:**

Ayes: Mayor Doug Gaul
Mayor Pro-tem Michael Smith
Councilmember Anne Cano
Councilmember Tom Hines
Councilmember Nathan Killough
Councilmember Lucio Valdez
Councilmember Bettina Jordan

Nays: None
Abstain: None
Absent: None

**ACTION:** The motion carried with 7 ayes and 0 nays.

**Proposition 14:** Shall Section 8.04(b) of the Hutto City Charter be amended to delete the mandate that ten percent of the annual budget be placed in a contingency fund to be used for emergency purposes?

**MOTION:** Councilmember Nathan Killough moved to approve proposition 14, as presented. Councilmember Tom Hines seconded the motion.

**VOTE:**

Ayes: Mayor Doug Gaul
Mayor Pro-tem Michael Smith
Councilmember Anne Cano
Councilmember Tom Hines
Councilmember Nathan Killough
Councilmember Lucio Valdez
Councilmember Bettina Jordan

Nays: None
Abstain: None
Absent: None

**ACTION:** The motion carried with 7 ayes and 0 nays.

**Proposition 15:** Shall Section 8.05(b) of the Hutto City Charter be amended to clarify that an amendment to the City’s budget cannot increase authorized expenditures to an amount greater than estimated income and other available funds?

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**MOTION:** Mayor Pro-tem Michael Smith moved to approve proposition 15, as presented. Councilmember Anne Cano seconded the motion.

**VOTE:**

**Ayes:**
- Mayor Doug Gaul
- Mayor Pro-tem Michael Smith
- Councilmember Anne Cano
- Councilmember Tom Hines
- Councilmember Nathan Killough
- Councilmember Lucio Valdez
- Councilmember Bettina Jordan

**Nays:** None
**Abstain:** None
**Absent:** None

**ACTION:** The motion carried with 7 ayes and 0 nays.

**Proposition 16:** Shall Section 8.07(b) of the Hutto City Charter be amended to expand the types of debt instruments that may be issued by the City in situations when emergency appropriations are necessary to meet a public emergency, instead of being limited to only issuing emergency notes in such situations?

**MOTION:** Councilmember Tom Hines moved to approve proposition 16, as presented. Councilmember Nathan Killough seconded the motion.

**VOTE:**

**Ayes:**
- Mayor Doug Gaul
- Mayor Pro-tem Michael Smith
- Councilmember Anne Cano
- Councilmember Tom Hines
- Councilmember Nathan Killough
- Councilmember Lucio Valdez
- Councilmember Bettina Jordan

**Nays:** None
**Abstain:** None
**Absent:** None

**ACTION:** The motion carried with 7 ayes and 0 nays.

**Proposition 17:** Shall Section 12.03 of the Hutto City Charter be amended to prohibit a member of a City board or commission from continuing in such position after being elected to a City office, rather than such prohibition being applicable after a board or commission member's filing for an elective office of the City?

**MOTION:** Councilmember Anne Cano moved to approve proposition 17, as presented. Councilmember Tom Hines seconded the motion.

**VOTE:**

**Ayes:**
- Mayor Doug Gaul
- Mayor Pro-tem Michael Smith

**Nays:** None
**Abstain:** None
**Absent:** None
Councilmember Anne Cano
Councilmember Tom Hines
Councilmember Nathan Killough
Councilmember Lucio Valdez
Councilmember Bettina Jordan

Nays: None
Abstain: None
Absent: None

ACTION: The motion carried with 7 ayes and 0 nays.

Proposition 18: Shall Section 13.03(c) of the Hutto City Charter be amended to provide that, in addition to currently being applicable to City employees, the nepotism provisions of the Charter shall apply to appointees of the City?

MOTION: Councilmember Anne Cano moved to approve proposition 18, as presented. Councilmember Tom Hines seconded the motion.

VOTE: Ayes: Mayor Doug Gaul
Mayor Pro-tem Michael Smith
Councilmember Anne Cano
Councilmember Tom Hines
Councilmember Nathan Killough
Councilmember Lucio Valdez
Councilmember Bettina Jordan

Nays: None
Abstain: None
Absent: None

ACTION: The motion carried with 7 ayes and 0 nays.

Proposition 19: Shall Section 13.03(d) of the Hutto City Charter be amended to clarify that a city official or employee shall comply with the provisions of the Texas Local Government Code, Chapter 171, as amended, regulating conflicts of interest of local public officials?

MOTION: Councilmember Anne Cano moved to approve proposition 19, as presented. Mayor Pro-tem Michael Smith seconded the motion.

VOTE: Ayes: Mayor Doug Gaul
Mayor Pro-tem Michael Smith
Councilmember Anne Cano
Councilmember Tom Hines
Councilmember Nathan Killough
Councilmember Lucio Valdez
Councilmember Bettina Jordan

Nays: None
Abstain: None

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Absent: None

**ACTION:** The motion carried with 7 ayes and 0 nays.

**Proposition 20:** Shall Section 13.04 of the Hutto City Charter be amended to delete language stating that the personnel policies adopted by the City have the full force and effect of law?

**MOTION:** Councilmember Nathan Killough moved to approve proposition 20, as presented. Councilmember Anne Cano seconded the motion.

**VOTE:**

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**ACTION:** The motion carried with 7 ayes and 0 nays.

**Proposition 21:** Shall Section 13.05 of the Hutto City Charter be amended to delete outdated language requiring the adoption of a comprehensive plan within two (2) years after the initial adoption of the Charter, and adding language requiring the City Council to review the comprehensive plan at least every four (4) years?

**MOTION:** Councilmember Anne Cano moved to approve proposition 21, as presented. Mayor Pro-tem Michael Smith seconded the motion.

**VOTE:**

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**ACTION:** The motion carried with 7 ayes and 0 nays.

**Proposition 22:** Shall Section 13.12 of the Hutto City Charter be amended by requiring the Charter to be reviewed at least every four (4) years by a Charter Review Commission appointed by the City Council?
MOTION: Mayor Pro-tem Michael Smith moved to approve proposition 22, as presented. Councilmember Lucio Valdez seconded the motion.

VOTE: Ayes: Mayor Doug Gaul
Mayor Pro-tem Michael Smith
Councilmember Anne Cano
Councilmember Tom Hines
Councilmember Nathan Killough
Councilmember Lucio Valdez
Councilmember Bettina Jordan

Nays: None
Abstain: None
Absent: None

ACTION: The motion carried with 7 ayes and 0 nays.

Proposition 23: Shall Section 3.09 of the Hutto City Charter be amended by reducing the number of regular monthly meetings required to be held by the City Council from two (2) to one (1)?

MOTION: Councilmember Tom Hines moved to approve proposition 23, as presented. Councilmember Anne Cano seconded the motion.

VOTE: Ayes: Mayor Doug Gaul
Mayor Pro-tem Michael Smith
Councilmember Anne Cano
Councilmember Tom Hines
Councilmember Nathan Killough
Councilmember Lucio Valdez
Councilmember Bettina Jordan

Nays: None
Abstain: None
Absent: None

ACTION: The motion carried with 7 ayes and 0 nays.

EXECUTIVE SESSION

9A. Executive Session as authorized by Section 551.071, Texas Government Code, Consultation with Attorney, concerning Heart of Texas Water Contract.

The City Council recessed into executive session at 8:20 p.m.

The City Council reconvened into regular session at 9:22 p.m.

ADJOURNMENT
There being no further business, the meeting was adjourned at 9:22 p.m.

CITY OF HUTTO, TEXAS

Doug Gaul, Mayor

ATTEST:

Seth Gipson, City Secretary