



# City of Hutto

## Agenda

### City Council Meeting

Thursday, April 2, 2020 at 7:00 PM

### City Council Chambers

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](http://www.huttotx.gov).

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1. CALL SESSION TO ORDER
2. ROLL CALL
3. INVOCATION
4. PLEDGE OF ALLEGIANCE
5. CITY COUNCIL COMMENTS

Pursuant to Texas Government Code Sec. 551.0415, a member of the governance body may make an announcement about items of community interest during a meeting of the governing body without given notice of the subject of the announcement. Items of Community Interests include: (1) expressions of thanks, congratulations, or condolence; (2) information regarding holiday schedule; (3) an honorary or salutary recognition of public official, public employee, or other citizen, except that a discussion regarding a change in the status of a person's public office or public employment is not an honorary or salutary recognition of the subdivision; (4) a reminder regarding social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the political subdivision; and (5) announcements involving imminent threat to the public health and safety of people in the political subdivision that has arisen after the posting of the agenda.

6. PROCLAMATIONS

7. PUBLIC COMMENT

Any citizen wishing to speak during public comment may do so after completing the required registration form. The purpose of this item is to allow the residents of Hutto and other interested persons an opportunity to address the City Council on agenda issues and on non-agenda issues that are a matter of the jurisdiction of the City Council (i.e., City policy or legislative issues). Non-agenda issues regarding daily operational or administrative matters should be first dealt with at the administrative level by calling City Hall at (512) 759-4839 during business hours. Each person providing public comment will be limited to 3 minutes.

*[Note: The Texas Open Meetings Act, Texas Government Code, Chapter 551, prohibits the City Council from fully discussing, debating, or considering subjects for which public notice has not been given on the agenda. Issues that cannot be referred to the City Staff for action may be placed on the agenda of a future City Council Session.]*

8. CITY MANAGER COMMENTS

9. CONSENT AGENDA ITEMS

9.1. Consideration and approval for the February 06, 2020 Regular City Council Meeting minutes.

[Regular City Council - 06 Feb 2020 - Minutes](#)

9.2. Consideration and approval for the February 27, 2020 Regular City Council Meeting minutes.

[Special Called City Council Meeting -27- Feb 2020 - Minutes](#)

9.3. Consideration and possible action on a resolution consenting to the use of the power of eminent domain by Williamson County within the jurisdiction of Hutto for the Southeast Loop construction project. (Samuel Ray)

[Agenda Item Report - AIR-20-141 - Pdf](#)

10. ORDINANCES

- 10.1. Consideration of a public hearing and possible action on the reading of an ordinance approving the annexation of the Sports and Health District properties, 42.5987 acres, more or less, of land, and to establish base zoning as SF-1 (Single Family Residential), located on Mager Lane and CR 132. (Ashley Lumpkin)

[Agenda Item Report - AIR-20-119 - Pdf](#)

- 10.2. Consideration and possible action regarding the Request for Qualifications (RFQ) submissions from Certified Public Accounting (CPA) firms to perform forensic audit services related to the City's 2019 Fiscal Year. (Michel Sorrell)

[Agenda Item Report - AIR-20-146 - Pdf](#)

- 10.3. Consideration and possible action on the second and final reading of an ordinance to provide a residence homestead exemption for disabled persons. (Michel Sorrell)

[Agenda Item Report - AIR-20-143 - Pdf](#)

- 10.4. Consideration and possible action on the second and final reading of an ordinance establishing an ad valorem tax ceiling for residential homestead property owners who are 65 or older. (Michel Sorrell)

[Agenda Item Report - AIR-20-142 - Pdf](#)

## 11. RESOLUTIONS

- 11.1. Consideration and possible action on an ordinance to suspend the effective date proposed by Atmos Energy Corporation – Mid-Tex Division, to increase rates under the gas reliability infrastructure program for 45 days, and authorize the City's continued participation in a coalition of cities known as the "Atmos Texas Municipalities". (Michel Sorrell)

[Agenda Item Report - AIR-20-147 - Pdf](#)

## 12. OTHER BUSINESS

### 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].

- 13.1. Receive legal advice from the City Attorney in accordance with Tex. Gov't Code § 551 .071 (1) involving the Declarations of Local, State and National Disaster, Emergency Orders, and related regulatory issues concerning COVID19 and as related to City of Hutto municipal operations.
- 13.2. Receive legal advice from the City Attorney in accordance with Tex. Gov't Code § 551.071(1) about pending litigation, to wit: *Brushy Creek, Ltd. V. City of Hutto*, Cause No. 19-1497-C395 (395th Judicial District Court, Williamson County, Texas).
- 13.3. Receive legal advice from the City Attorney in accordance with Tex. Gov't Code § 551.071 (2) about legal issues relating to current and former development agreements; including, without limitation, a certain Master Development Agreement dated September 20, 2019, between the City of Hutto and Legacy Hutto, LLC and a certain Multi-Party Development Agreement dated October 1, 2019, by and among the City of Hutto, Perfect Game Incorporated, Legacy Hutto, LLC, and Sports Facilities Development, LLC, both agreements relating to the development of a public sports and mixed-use district consisting of approximately 242 acres within the City.
- 13.4. Receive legal advice from the City Attorney on pending legal matters, Council legal requests and potential litigation.
- 13.5. Receive legal advice from the City Attorney on any posted agenda item.

14. ACTION RELATIVE TO EXECUTIVE SESSION

- 14.1. Discuss and consider the Declarations of Local, State and National Disaster, Emergency Orders, and related regulatory issues concerning COVID-19 and as related to City of Hutto municipal operations.
- 14.2. Discuss and consider current status of pending litigation concerning Brushy Creek, Ltd. V. City of Hutto, Cause No. 19-1497-C395 (395th Judicial District Court, Williamson County, Texas), and provide direction and authority relating to the same, to the City Manager and City Attorney, including, without limitation, respecting retaining counsel and witnesses.
- 14.3. Discuss and consider current and former development agreements and provide direction to the City Manager and City Attorney, respecting current and former development agreements including, without limitation, a certain Master Development Agreement dated September 20, 2019, between the City of Hutto and Legacy Hutto, LLC and a certain Multi-Party Development Agreement dated October 1, 2019, by and among the City of Hutto, Perfect Game Incorporated, Legacy Hutto, LLC, and Sports Facilities Development, LLC, both agreements relating to the development of a public sports and mixed-use district consisting of approximately 242 acres within the City.
- 14.4. Receive legal advice from the City Attorney on pending legal matters, Council legal requests and potential litigation.
- 14.5. Receive legal advice on any posted agenda item.

15. ADJOURNMENT