



# City of Hutto

*Amended*  
Agenda

## City Council Meeting

Thursday, May 7, 2020 at 7:00 PM

## City Council Chambers

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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)

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.

5.1. General Comments from City Council

6. PROCLAMATIONS

6.1. Proclamation for Motorcycle Awareness Month in the City of Hutto

7. PUBLIC COMMENT

Public Comments will be allowed via email, phone conference call and walk into Council Chambers for public comment.

Any citizen wishing to speak during public comment may do so after completing the required registration form to [comments@huttotx.gov](mailto:comments@huttotx.gov) prior to 4:00 pm on May 7, 2020. The email must include name, address, phone # and email to be recognized properly. 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).

Those appearing for public comment will be seated in the lobby until called into Council Chambers for comment and then exit the opposite door.

Comments for this meeting can also be sent to [comments@huttotx.gov](mailto:comments@huttotx.gov) PRIOR to 4:00 pm on May 7, 2020.

Citizens wishing to comment by phone may call:

One tap mobile  
+13462487799  
81525186654#

OR

Manual Dial  
888 475 4499 Toll-free  
Meeting ID: 815 2518 6654

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 of the minutes from the Regular City Council meeting on March 5,2020. (Stacy Schmitt)
- 9.2. Consideration and approval of the minutes for the Regular City Council Meeting on March 19, 2020. (Stacy Schmitt)
- 9.3. Consideration and approval of the minutes from the Special Called City Council Meeting on March 26, 2020. (Stacy Schmitt)
- 9.4. Consideration and approval of the minutes from the Special Called City Council Meeting on March 30, 2020. (Stacy Schmitt)

- 9.5. Consideration and possible action on a resolution regarding COVID-19 leave provided by the new Families First Coronavirus Response Act and authorizing City employees to utilize earned leave to supplement the 1/3 of pay not covered under the Act. (Jessica Gray)
- 9.6. Consideration and possible action on a resolution approving the proposed Legends of Hutto Phase Two Lot 1A, Block J Amended Plat, 3.25 acres, more or less, of land, 1 drainage easement and public utility easement lot, located on FM 1660 South. (Ashley Lumpkin)
- 9.7. Consideration and possible action on a resolution approving the proposed Commercial Development 1660 South, Hutto (Phase I) Lot 1A Amended Plat, 0.92 acres, more or less, of land, 1 commercial lot, located on FM 1660 South. (Ashley Lumpkin)

## 10. OTHER BUSINESS

- 10.1. Consideration and possible action to amend the minutes of the September 19, 2019 Council Meeting. (Stacy Schmitt)
- 10.2. Presentation of cost analysis and discussion relating to Abescape mowing contract vs. in house mowing of public rights of way. (Samuel Ray)

## 11. ORDINANCES

- 11.1. Consideration and possible action on the second reading of an ordinance concerning the first amendment to the Fiscal Year 2019-2020 Budget of the Hutto Community Development Corporation - Type B (Community Development Corporation). (Michel Sorrell, ACM; Steven Harris, Chair EDC; Don Carlson, Vice Chair EDC)
- 11.2. Consideration and possible action on an Ordinance of the City of Hutto, Texas continuing the Ordinance continuing the Declaration of Local Disaster extending the Declaration of Disaster to be consistent with Governor Abbott's Executive Orders and providing an effective date. (Dottie Palumbo, City Attorney)
- 11.3. Consideration and possible action on an Ordinance of the City of Hutto, Texas amending Article 1.02, City Council, Division 1. Generally, of the Hutto City Code by adding Section 1.02.001, Investigations by City Council; providing for penalties and an effective date. (Dottie Palumbo, City Attorney)

## 12. RESOLUTIONS

- 12.1. Consideration and possible action on a resolution adopting a revised investment policy. (Michel Sorrell)
- 12.2. Consideration and possible action on a resolution authorizing the Interim City Manager to execute an agreement for financial advisor services with Hilltop Securities Inc. (Michel Sorrell)
- 12.3. Consideration and possible action for a Resolution authorizing the Interim City Manager and City Attorney to negotiate and the Interim City Manager to execute an agreement for forensic audit subject to final approval by City Council and further authorizing Interim City Manager and City Attorney to negotiate and the Interim City Manager to execute an

interim agreement for performance of initial work for said forensic audit (Jennifer Burrington)

- 12.4. Consideration and possible action on a resolution authorizing the Interim City Manager to execute an agreement with P3 Works for administrative services for the City's Public Improvement Districts and for the City's Tax Increment Reinvestment Zones (Michel Sorrell)
- 12.5. Consideration and possible action on a resolution amending the Fiscal and Budgetary Policy. (Misti Hancock)
- 12.6. Consideration and possible action on a resolution authorizing Mayor Doug Gaul to sign a letter on behalf of the City requesting that Texas Governor Greg Abbott issue a proclamation pursuant to Section 418.016 of the Texas Government Code suspending Sections 41.001(a)(2) and 41.0052 of the Texas Election Code to the extent necessary to allow political subdivisions to hold the election postponed from May 2, 2020, at a date earlier than November 3, 2020. (Dottie Palumbo, City Attorney)

### 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].

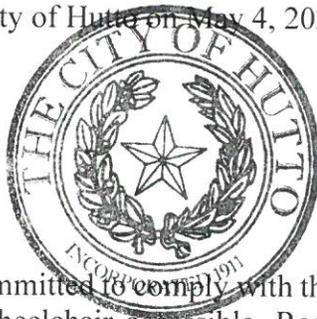
- 13.1. Receive legal advice regarding forensic audit, scope of work, and contract for services provided by Eide Bailey, LLP, in accordance with Tex. Gov't Code § 551.071(2).
- 13.2. Receive legal advice concerning the Hutto Sports, Health and Entertainment District in accordance with Tex. Govt. Code Section 551.071 and deliberations regarding Economic Development negotiations pursuant to Tex. Govt. Code Section 551.087 concerning a Grant Agreement pursuant to Texas Loc. Govt. Code Chapter 380 for an Alternative Project Grant pursuant to the Loan Agreement between Cottonwood Development Corporation and Preston Hollow Capital, LLC dated February 13, 2020.
- 13.3. Receive legal advice concerning the disclosure of potential conflicts of Interest and Consent for the Bojorquez Law Firm, P.C. to represent Local Government Corporations, Economic Development Corporations or Foundations created by the City of Hutto in accordance with Tex. Govt. Code § 551.071(2)
- 13.4. Receive legal advice concerning TCEQ Matter No. 2398, the Lealco Waste Transfer station in accordance with Tex. Govt. Code § 551.071.
- 13.5. Receive legal advice from the City Attorney on pending legal matters and Council legal requests pursuant Tex. Gov't. Code Section 551.071; including but not limited to legal requirements in creating a Park Foundation, status of public information act requests and litigation, and development agreements.

#### 14. ACTION RELATIVE TO EXECUTIVE SESSION

- 14.1. Receive legal advice regarding forensic audit, scope of work, and contract for services provided by Eide Bailey, LLP, in accordance with Tex. Gov't Code § 551.071(2).
- 14.2. Receive legal advice concerning the Hutto Sports, Health and Entertainment District in accordance with Tex. Govt. Code Section 551.071 and deliberations regarding Economic Development negotiations pursuant to Tex. Govt. Code Section 551.087 concerning a Grant Agreement pursuant to Texas Loc. Govt. Code Chapter 380 for an Alternative Project Grant pursuant to the Loan Agreement between Cottonwood Development Corporation and Preston Hollow Capital, LLC dated February 13, 2020.
- 14.3. Receive legal advice concerning the disclosure of potential conflicts of Interest and Consent for the Bojorquez Law Firm, P.C. to represent Local Government Corporations, Economic Development Corporations or Hutto Parks Foundation created by the City of Hutto in accordance with Tex. Govt. Code 551.071(2)
- 14.4. Receive legal advice concerning TCEQ Matter No. 2398, the Lealco Waste Transfer station in accordance with Tex. Govt. Code 551.071.
- 14.5. Receive legal advice from the City Attorney on pending legal matters and Council legal requests pursuant Tex. Gov't. Code Section 551.071; including but not limited to legal requirements in creating a Park Foundation, status of public information act requests and litigation, and development agreements.

#### 15. ADJOURNMENT

I certify that this notice of the May 7, 2020 City Council Meeting was posted on the City Hall bulletin board of the City of Hutto on May 4, 2020 at 5:00 P.M.



  
Stacy Schmitt, Appointed City Secretary

The City of Hutto is committed to comply with the Americans with Disability Act. The Hutto City Council Chamber is wheelchair accessible. Request for reasonable special communications or accommodations must be made 48 hours prior to the meeting. Please contact the Appointed City Secretary at [stacy.schmitt@huttotx.gov](mailto:stacy.schmitt@huttotx.gov) for assistance.