



# City of Hutto

## Agenda

City Council Meeting

Thursday, May 21, 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)

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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.

5.1. General Comments from City Council

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 action on a resolution regarding Oncor Electric Delivery Company and its filed application for approval of a Distribution Cost Recovery Factor ("DCRF"). 7 - 9  
[Agenda Item Report - AIR-20-183 - Pdf](#)  
[Model Staff Report \(Oncor 2020 DCRF\)](#)
- 9.2. Consideration and possible action on a resolution approving the proposed Brooklands Section Four Final Plat, 15.7896 acres, more or less, of land, 88 residential lots, located at Swindoll Lane at Brooklands Boulevard.(Ashley Lumpkin) 10 - 18  
[Agenda Item Report - AIR-20-065 - Pdf](#)  
[BrooklandsSecFourFP-U1-Plat\(3-13-20\)](#)
- 9.3. Consideration and possible action on a resolution approving the proposed Durango Farms Phase 1 Final Plat, 72.391 acres, more or less, of land, 138 residential lots, one multifamily lot, and one commercial lot, located on FM 1660 North at Mager Lane.(Ashley Lumpkin) 19 - 31  
[Agenda Item Report - AIR-20-156 - Pdf](#)  
[DurangoFarmsPh1FP-U1-FinalPlat\(4-27-20\)](#)
- 9.4. Consideration and possible action on a resolution approving the proposed Hutto Crossing Phase 4 Section 12 Final Plat, 12.25 acres, more or less, of land, one commercial lot, located at Carl Stern Drive at Cyril Drive.(Ashley Lumpkin) 32 - 40  
[Agenda Item Report - AIR-20-154 - Pdf](#)  
[HCPH4Sec12FP-U1-FinalPlat\(4-23-20\)](#)
- 9.5. Consideration and possible action on a resolution approving the proposed Highlands North Section 2 Final Plat, 36.040 acres, more or less, of land, 100 residential lots, located at CR 132 and Panico Road.(Ashley Lumpkin) 41 - 49  
[Agenda Item Report - AIR-20-101 - Pdf](#)  
[HighlandsNorthSec2FP-U1-FinalPlat\(4-6-20\)](#)
- 9.6. Consideration and possible action on a resolution approving the proposed Highlands North Revised Preliminary Plat, 204.298 acres, more or less, of land, 480 residential lots, located at CR 132 and CR 133.(Ashley Lumpkin) 50 - 72  
[Agenda Item Report - AIR-20-050 - Pdf](#)  
[HighlandsNorthRevPrelim-U1-PrelimPlat\(4-6-20\)](#)
- 9.7. Consideration and possible action on a resolution approving the proposed Mustang Creek Phase 4 Final Plat, 27.290 acres, more or less, of land, 107 residential lots, located on FM 1660 North. (Ashley Lumpkin) 73 - 83  
[Agenda Item Report - AIR-20-137 - Pdf](#)  
[MustangCreekPh4FP-U1-Plat\(4-21-20\)](#)
- 9.8. 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. (Second Reading) 84 - 90  
[Agenda Item Report - AIR-20-202 - Pdf](#)

[Ord No. O-2020-014 Investigations by City Council](#)

- 9.9. 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) 91  
[Agenda Item Report - AIR-20-218 - Pdf](#)
10. ORDINANCES
- 10.1. Consideration and possible action on an Ordinance to amend section 2.04.002- Police Department. (First Reading)(Byron Frankland) 92 - 96  
[Agenda Item Report - AIR-20-215 - Pdf](#)  
[Ord. amending Section 2.04.002 Police Department](#)
- 10.2. Consideration and possible action to approve an Ordinance adopting an adjournment time for City Council meetings. 97 - 99  
[Agenda Item Report - AIR-20-221 - Pdf](#)  
[Ordinance Amending Section 1.02.031 Date and time of regular meetings](#)
11. RESOLUTIONS
- 11.1. Public hearing, consideration and possible action to adopt a Resolution of the City of Hutto, Texas, authorizing and creating the Durango Farms Public Improvement District within the City of Hutto pursuant to Chapter 372 Texas Local Government Code (Jessica Geray). 100 - 136  
[Agenda Item Report - AIR-20-130 - Pdf](#)  
[Resolution](#)  
[Petition](#)  
[Existing Development Agreement](#)
- 11.2. Consideration and possible action authorizing the City to pursue alternative funding sources to respond to and recover from the Coronavirus (COVID 19) pandemic. (Misti Hancock, Dottie Palumbo) 137 - 142  
  
Staff recommends authorizing the City to pursue the alternate funding available for COVID-19 expenses.  
[Agenda Item Report - AIR-20-196 - Pdf](#)  
[Resolution FEMA COVID](#)  
[Resolution GOV PPE COVID](#)
12. OTHER BUSINESS
- 12.1. Presentation of 2019 Crime Statistics 143 - 145  
[Agenda Item Report - AIR-20-205 - Pdf](#)  
[2018-2019 Crime Statistics Per Capita](#)
- 12.2. Approval of Amended City Council Meeting Minutes of September 19, 2019 146 - 165  
[Agenda Item Report - AIR-20-206 - Pdf](#)  
[2019-09-19 Amended Council Minutes](#)
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 concerning the Hutto Sports, Health and Entertainment District in accordance with Tex. Govt. Code § 551.071 and deliberations regarding Economic Development negotiations pursuant to Tex. Govt. Code § 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.

13.2. 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 relating to Special District Financing pursuant to Tex. Govt. Code .§ 551.071.

13.4. Receive legal advice from the City Attorney on pending legal matters and Council legal requests pursuant Tex. Govt. Code § 551.071.

14. ACTION RELATIVE TO EXECUTIVE SESSION

14.1. Discussion and possible action on legal advice concerning the Hutto Sports, Health and Entertainment District in accordance with Tex. Govt. Code § 551.071 and deliberations regarding Economic Development negotiations pursuant to Tex. Govt. Code § 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.

14.2. Discussion and possible action on legal advice relating to Special District Financing pursuant to Tex. Govt. Code .§ 551.071.

14.3. Discussion and possible action on legal advice regarding joint legal representation of City of Hutto and Cottonwood Development Corporation in transactional and litigation matters, in accordance with Tex. Gov't Code § 551.071(2).

14.4. Discussion and possible action on legal advice from the City Attorney on pending legal matters and Council legal requests pursuant Tex. Govt. Code § 551.071.

15. ADJOURNMENT

16. CERTIFICATION

I certify that this notice of the **May 21, 2020** Hutto City Council meeting was posted on the City of Hutto website and the City Hall bulletin board of the City of Hutto on **May 15, 2020 at 4:50 P.M.**



Holly Nagy, *City Secretary*