



City of Hutto

Agenda

City Council Meeting

Thursday, October 1, 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

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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

5.2. City Council Commission Liaison Reports

6. 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.

Any citizen wishing to speak during public comment may do so after completing the required registration form. Comments for this meeting may also be sent to comments@huttotx.gov PRIOR to 4:00 pm on October 1, 2020. The email must include name, address, phone # and email to be recognized properly.

Citizens wishing to comment by phone may call:

Toll Free Call In: 1-800-717-4201

Conference ID: 242-3288

Once you are in the conference call press *5 to signal that you are requesting to speak during public comment.

[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.]

7. CITY MANAGER COMMENTS

8. CONSENT AGENDA ITEMS

8.1. Consideration and possible action on a resolution approving the proposed Cottonwood Creek Phase 3 Final Plat, 32.904 acres, more or less, of land, 138 residential lots, located on CR 199.(Ashley Lumpkin) 6 - 7

[Agenda Item Report - AIR-20-305 - Pdf](#)

8.2. Consideration and possible action on a resolution approving the proposed Highlands North Section 3 Final Plat, 44.847 acres, more or less, of land, 134 residential lots, located on CR 133.(Ashley Lumpkin) 8 - 9

[Agenda Item Report - AIR-20-309 - Pdf](#)

8.3. Consideration and possible action on a resolution approving the subdivision plat approval extension request for the Hutto Highlands Section 2 Phase 3 Final Plat, 42.698 acres, more or less, of land, 114 residential lots, located on FM 1660 North.(Ashley Lumpkin) 10

[Agenda Item Report - AIR-20-360 - Pdf](#)

8.4. Consideration and possible action on a resolution approving the subdivision plat approval extension request for the Hutto Square Section 6 Final Plat, 16.015 acres, more or less, of land, 64 residential lots, located on Limmer Loop.(Ashley Lumpkin) 11

[Agenda Item Report - AIR-20-361 - Pdf](#)

8.5. Consideration and possible action to approving the August 20, 2020 City Council Work Session minutes.

8.6. Consideration and possible action on approving the August 20, 2020 City Council meeting minutes.

8.7. Consideration and possible action on approving the August 27, 2020 Special Called City Council meeting minutes.

9. ORDINANCES

9.1. Consideration and possible action on Ordinance No. O-2020-034 accepting and approving Annual Service and Assessment Plan Update for Mustang Creek Public Improvement District. (Second Reading)

9.2. Consideration and possible action on Ordinance No. O-2020-035 accepting and

approving Annual Service and Assessment Plan Update for Cross Creek Public Improvement District. (Second Reading)

9.3. Consideration and possible action on Ordinance No. O-2020-033 accepting and approving Annual Service and Assessment Plan Update for Co-Op Public Improvement District. (First Reading)(Tabled at the 9/17/20 meeting)

9.4. Consideration and possible action on approving the second reading of Ordinance No.O-2020-042 approving the annual update to the Co-Op Public Improvement District (PID) Service and Assessment Plan (SAP) from July 3, 2019 City Council meeting.(Jon Snyder PID Administrator)

10. RESOLUTIONS

10.1. Consideration and Possible Action on a Resolution Authorizing the City Manager to Execute 3 Supplemental Agreements for HNTB Corporation to Individual Task Orders Related to the FM 1660 Intersection Improvement Projects. (Samuel Ray)

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[Agenda Item Report - AIR-20-347 - Pdf](#)

[HNTB - TO01-Supp01](#)

[HNTB - TO01-Supp02](#)

[HNTB - TO03_Supp02](#)

11. OTHER BUSINESS

11.1. Consideration of and possible appointments to City Boards and Commissions.(City Secretary)

11.2. Consideration and possible action on compliance with the May 11, 2017 Master Development Agreement, as amended between the City of Hutto and MA Partners. (Councilmember T. Rose)

11.3. Consideration and possible action on requesting that the City Manager require current City Employees to appear and provide information and for subpoenas to be issued by the City Secretary for witnesses to appear at the October 8, 2020 3.16 Investigation, concerning the Transition, Severance and Separation Agreement, Special Called City Council meeting. (City Attorney)

11.4. Consideration and possible action regarding a status update on Resolution No. R-2020-075 that was approved on August 27, 2020 pertaining to waiving the attorney-client privilege concerning McGinnis Lochridge law firm's attorney fee bills in response to R000706-073019.

11.5. Update on Lakeside Lift Station. (Samuel Ray)

12. 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].

- 12.1. Receive legal advice from the City Attorney in accordance with Tex. Gov't Code § 551.071 (1) about pending litigation, to wit: Case 1:20-cv-00978 Preston Hollow Capital, LLC v. Cottonwood Development Corporation, et al; pending in the United States District Court for the Western District of Texas, Austin Division, engage the law firm of Russell Rodriguez Hyde Bullock, LLP to jointly represent the City and Cottonwood Development Corporation; and entering into a Joint Defense Agreement between Cottonwood Development Corporation and the City of Hutto, Texas in connection with the litigation.
- 12.2. Receive legal advice pursuant to Texas Government Code Sec. 551.071 related to Pending Legal Requests, Potential Claims and City Council Legal Requests.

13. ACTION RELATIVE TO EXECUTIVE SESSION

- 13.1. Possible action on legal advice received from the City Attorney in accordance with Tex. Gov't Code § 551.071 (1) about pending litigation, to wit: Case 1:20-cv-00978 Preston Hollow Capital, LLC v. Cottonwood Development Corporation, et al; pending in the United States District Court for the Western District of Texas, Austin Division, engage the law firm of Russell Rodriguez Hyde Bullock, LLP to jointly represent the City and Cottonwood Development Corporation; and entering into a Joint Defense Agreement between Cottonwood Development Corporation and the City of Hutto, Texas in connection with the litigation.
- 13.2. Possible action on legal advice received pursuant to Texas Government Code Sec. 551.071 related to Pending Legal Requests, Potential Claims and City Council Legal Requests.

14. ADJOURNMENT

15. CERTIFICATION

I certify that this notice of the **October 1, 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 **September 25, 2020** at **5:00 P.M.**



Holly Nagy

The City of Hutto is committed to comply with the Americans Disability Act. The Hutto City Council Chamber is wheelchair accessible. Request for reasonable special accommodations must be made 48 hours prior to the meeting. Please email the City Secretary's office at City.Secretary@huttox.gov or call (512) 759-4033 for assistance.