

City of Round Rock

Meeting Minutes - Final City Council

Thursday, June 23, 2016

CALL REGULAR SESSION TO ORDER – 7:00 P.M.

The Round Rock City Council met in regular session on Thursday, June 23, 2016 in the City Council chambers at 221 E. Main Street. Mayor McGraw called the meeting to order at 7:02 pm.

ROLL CALL

Present: 7 - Mayor Alan McGraw
Mayor Pro-Tem Craig Morgan
Councilmember Frank Leffingwell
Councilmember Rene Flores
Councilmember Will Peckham
Councilmember Writ Baese
Councilmember Kris Whitfield

Absent: 0

PLEDGES OF ALLEGIANCE

Mayor McGraw led the following Pledges of Allegiance: United States and Texas

CITIZEN COMMUNICATION

Rodney Howard, 1222 Leah Ln., spoke to the City Council regarding Kenney Fort Blvd phases 2 and 3.
Mordechai Kaz, 2807 Settlement Dr., objects to converting the Baca Center Grand Room into a black box theater.
James Buchanan, 3616 Meadow Park Drive, spoke to the City Council regarding the refuse ordinance amendments.
Jason Brecht, 3408 Nocona Cv., spoke to the City Council regarding the refuse ordinance amendments.
Pat Cavanaugh, 2001 Laura Ct., spoke to the City Council regarding communication.

CONSENT AGENDA:

All item listed on the Consent Agenda were enacted by one motion. There was no separate discussion of the items and no items were removed from the Consent Agenda and considered separately.

A motion was made by Councilmember Writ Baese, seconded by Councilmember Kris Whitfield to approve the consent agenda. The motion carried by the following vote:

Aye: 7 - Mayor McGraw
Mayor Pro-Tem Morgan
Councilmember Leffingwell
Councilmember Flores
Councilmember Peckham
Councilmember Baese
Councilmember Whitfield

Nay: 0

Absent: 0

- E.1 2016-3589** Consider approval of the minutes for the June 9, 2015 City Council meeting.
The minutes were approved under the consent agenda.

- E.22016-3541

Consider a resolution authorizing the Mayor to execute Supplemental Contract No. 1 with Stantec Consulting Inc. for the 2015-2017 On-Call Traffic Operations Engineering Services Work Authorization.
This resolution was approved under the consent agenda.
- E.32016-3542

Consider a resolution authorizing the Mayor to execute Supplemental Contract No. 1 with Brown & Gay Engineers, Inc. for the 2015-2017 On-Call Traffic Operations Engineering Services Work Authorization.
This resolution was approved under the consent agenda.
- E.42016-3563

Consider a resolution authorizing the Mayor to execute Supplemental Contract No. 1 with HDR Engineering, Inc. for the 2015-2017 On-Call Traffic Operations Engineering Services Work Authorization.
This resolution was approved under the consent agenda.
- E.52016-3564

Consider a resolution authorizing the Mayor to execute Supplemental Contract No. 1 with Terracon Consultants for On-Call Geotechnical Services Work Authorization.
This resolution was approved under the consent agenda.
- E.62016-3565

Consider a resolution authorizing the Mayor to execute Supplemental Contract No. 1 with Raba Kistner Consultants Inc. for On-Call Geotechnical Services Work Authorization.
This resolution was approved under the consent agenda.

PUBLIC HEARINGS:

- F.12016-3443

Consider public testimony regarding the draft CDBG 2016-2017 Annual Action Plan.

*Lorie Lankford, Deputy Chief Finance Officer, made the staff presentation.
Mayor McGraw opened the public hearing.
There being no testimony, the public hearing was closed.*

RESOLUTIONS:

- G.12016-3592

Consider a resolution authorizing the Mayor to execute a Memorandum of Understanding with KR Acquisitions, LLC.

Ben White with the Round Rock Chamber made the staff presentation.

A motion was made by Mayor McGraw, seconded by Councilmember Whitfield, that this resolution be approved. The motion carried by the following vote:

Aye: 7 - Mayor McGraw
Mayor Pro-Tem Morgan
Councilmember Leffingwell
Councilmember Flores
Councilmember Peckham
Councilmember Baese
Councilmember Whitfield

Nay: 0

Absent: 0
- G.22016-3561

Consider a resolution authorizing the Mayor to execute a Contract with Patin Construction, LLC for the Sunrise Road Median Construction Project.

Gary Hudder, Transportation Director made the staff presentation.

A motion was made by Councilmember Morgan, seconded by Councilmember Peckham, that this resolution be approved. The motion carried by the following vote:

Aye: 7 - Mayor McGraw
Mayor Pro-Tem Morgan
Councilmember Leffingwell
Councilmember Flores
Councilmember Peckham
Councilmember Baese
Councilmember Whitfield

Nay: 0

Absent: 0

G.3 2016-3560

Consider a resolution authorizing the Mayor to execute an Agreement to Share Costs with the Brazos River Authority for the No-Net-Loss Study.

Michael Thane, Utilities Director made the staff presentation.

A motion was made by Councilmember Whitfield, seconded by Councilmember Peckham, that this resolution be approved. The motion carried by the following vote:

Aye: 6 - Mayor McGraw
Mayor Pro-Tem Morgan
Councilmember Leffingwell
Councilmember Peckham
Councilmember Baese
Councilmember Whitfield

Nay: 0

Absent: 0

Abstain: 1 - Councilmember Flores

G.4 2016-3571

Consider a resolution authorizing the Mayor to execute a Contract for Engineering Services with LAN, Inc. for the Neighborhood Stormwater Modeling 2016-2018 Work Authorization.

Michael Thane, Utilities and Environmental Services Director made the staff presentation.

A motion was made by Councilmember Morgan, seconded by Councilmember Peckham, that this resolution be approved. The motion carried by the following vote:

Aye: 7 - Mayor McGraw
Mayor Pro-Tem Morgan
Councilmember Leffingwell
Councilmember Flores
Councilmember Peckham
Councilmember Baese
Councilmember Whitfield

Nay: 0

Absent: 0

G.5 2016-3572

Consider a resolution authorizing the Mayor to execute a Contract for Engineering Services with AECOM for the Creek Stormwater Modeling 2016-2018 Work Authorization.

Michael Thane, Utilities and Environmental Services Director made the staff presentation.

A motion was made by Councilmember Baese, seconded by Councilmember Whitfield, that this resolution be approved. The motion carried by the following vote:

Aye: 7 - Mayor McGraw
Mayor Pro-Tem Morgan
Councilmember Leffingwell
Councilmember Flores
Councilmember Peckham
Councilmember Baese

Councilmember Whitfield

Nay: 0

Absent: 0

ORDINANCES:

H.1 2016-3543

Consider public testimony regarding, and an ordinance granting a partial tax exemption from ad valorem taxes for certain qualified historically significant properties in the city limits of Round Rock. (First Reading)*

Brad Wiseman, Planning and Development Services Director, made the staff presentation.

Mayor McGraw opened the public hearing. There being no testimony, the public hearing was closed.

A motion was made by Councilmember Whitfield, seconded by Councilmember Flores, that this ordinance be approved. The motion carried by the following vote:

Aye: 7 - Mayor McGraw
Mayor Pro-Tem Morgan
Councilmember Leffingwell
Councilmember Flores
Councilmember Peckham
Councilmember Baese
Councilmember Whitfield

Nay: 0

Absent: 0

A motion was made by Councilmember Peckham, seconded by Councilmember Baese, to dispense with the second reading and adopt this ordinance. The motion carried by the following vote:

Aye: 7 - Mayor McGraw
Mayor Pro-Tem Morgan
Councilmember Leffingwell
Councilmember Flores
Councilmember Peckham
Councilmember Baese
Councilmember Whitfield

Nay: 0

Absent: 0

H.2 2016-3525

Consider an ordinance annexing a 2.184 acre tract of City-owned property and a 0.173 acre tract of right-of-way along a portion of A.W. Grimes. (First Reading)*

Brad Wiseman, Planning and Development Services Director, made the staff presentation.

A motion was made by Councilmember Leffingwell, seconded by Councilmember Morgan, that this ordinance be approved. The motion carried by the following vote:

Aye: 7 - Mayor McGraw
Mayor Pro-Tem Morgan
Councilmember Leffingwell
Councilmember Flores
Councilmember Peckham
Councilmember Baese
Councilmember Whitfield

Nay: 0

Absent: 0

A motion was made by Councilmember Morgan, seconded by Councilmember Whitfield, to dispense with the second reading and adopt this ordinance. The motion carried by the following vote:

Aye: 7 - Mayor McGraw
Mayor Pro-Tem Morgan
Councilmember Leffingwell
Councilmember Flores
Councilmember Peckham
Councilmember Baese
Councilmember Whitfield

Nay: 0

Absent: 0

H.3 2016-3539

Consider an ordinance amending Chapter 32, Sections 32-22 and 32-23, Code of Ordinances (2010 Edition), regarding residential refuse and commercial refuse. (Second Reading)

Brad Wiseman, Planning and Development Services Director made the staff presentation.

Mayor McGraw opened the public hearing. There being no testimony, the public hearing was closed.

A motion was made by Councilmember Peckham, seconded by Councilmember Morgan, that this ordinance be approved. The motion carried by the following vote:

Aye: 7 - Mayor McGraw
Mayor Pro-Tem Morgan
Councilmember Leffingwell
Councilmember Flores
Councilmember Peckham
Councilmember Baese
Councilmember Whitfield

Nay: 0

Absent: 0

H.4 2016-3573

Consider an ordinance amending Chapter 46, Sections 46-134 -138, Code of Ordinances (2010 Edition), regarding fence requirements and maintenance. (Second Reading)

Brad Wiseman, Planning and Development Services Director made the staff presentation.

Mayor McGraw opened the hearing for public testimony.

James Buchanan spoke regarding removing fences completely.

There being no further testimony, the public hearing was closed.

A motion was made by Councilmember Whitfield, seconded by Councilmember Leffingwell, that this ordinance be approved. The motion carried by the following vote:

Aye: 7 - Mayor McGraw
Mayor Pro-Tem Morgan
Councilmember Leffingwell
Councilmember Flores
Councilmember Peckham
Councilmember Baese
Councilmember Whitfield

Nay: 0

Absent: 0

H.5 2016-3574

Consider an ordinance amending Chapter 46, Section 46-195, Code of Ordinances (2010 Edition), regarding screening of dumpsters. (Second Reading)

Brad Wiseman, Planning and Development Services Director, made the staff presentation.

Mayor McGraw opened the public hearing.

There being no testimony, the public hearing was closed.

A motion was made by Councilmember Morgan, seconded by Councilmember Peckham, that this ordinance be approved. The motion carried by the

following vote:

Aye: 7 - Mayor McGraw
Mayor Pro-Tem Morgan
Councilmember Leffingwell
Councilmember Flores
Councilmember Peckham
Councilmember Baese
Councilmember Whitfield

Nay: 0

Absent: 0

APPOINTMENTS:

I.1 2016-3531 Consider the appointment of a Mayor Pro-Tem.

A motion was made by Councilmember Peckham, seconded by Councilmember Whitfield, to appoint Councilmember Craig Morgan as Mayor Pro-Tem. The motion carried by the following vote:

Aye: 7 - Mayor McGraw
Mayor Pro-Tem Morgan
Councilmember Leffingwell
Councilmember Flores
Councilmember Peckham
Councilmember Baese
Councilmember Whitfield

Nay: 0

Absent: 0

I.2 2016-3596 Consider confirming the City Manager's appointment of one (1) member to the Civil Service Commission.

A motion was made by Councilmember Whitfield, seconded by Councilmember Morgan, to confirm the City Manager's appointment of Jeff Seiler to the Civil Service Commission. The motion carried by the following vote:

Aye: 7 - Mayor McGraw
Mayor Pro-Tem Morgan
Councilmember Leffingwell
Councilmember Flores
Councilmember Peckham
Councilmember Baese
Councilmember Whitfield

Nay: 0

Absent: 0

I.3 2016-3590 Consider the appointment of a Municipal Judge and Associate Municipal Judge to fill expired terms.

A motion was made by Councilmember Morgan, seconded by Councilmember Baese, to reappoint Judges Dan McNery and Troy Voelker as Municipal Judge and Associate Municipal Judge. The motion carried by the following vote:

Aye: 7 - Mayor McGraw
Mayor Pro-Tem Morgan
Councilmember Leffingwell
Councilmember Flores
Councilmember Peckham
Councilmember Baese
Councilmember Whitfield

Nay: 0

Absent: 0

- I.42016-3587

Consider five (5) appointments to the Planning and Zoning Commission to fill expired terms.

The Council, by poll, reappointed Matt Baker, David Pavliska, Stacie Bryan, Rob Wendt, and Jennifer Henderson to the Planning and Zoning Commission.
- I.52016-3586

Consider three (3) appointments to the Historic Preservation Commission to fill expired terms.

A motion was made by Councilmember Morgan, seconded by Councilmember Whitfield, to appoint Sharon Whitaker, reappoint Pamela Sue Anderson, and leave one vacancy to the Historic Preservation Commission. The motion carried by the following vote:

Aye: 7 - Mayor McGraw
Mayor Pro-Tem Morgan
Councilmember Leffingwell
Councilmember Flores
Councilmember Peckham
Councilmember Baese
Councilmember Whitfield

Nay: 0

Absent: 0
- I.62016-3588

Consider five (5) appointments to the Zoning Board of Adjustment to fill expired terms.

A motion was made by Councilmember Morgan, seconded by Councilmember Whitfield, to appoint Rick Villarreal and Rudy Porter as alternates, John Holman as a regular member and reappoint Robert Eskridge, and Roy Beard as regular members to the Zoning Board of Adjustment The motion carried by the following vote:

Aye: 7 - Mayor McGraw
Mayor Pro-Tem Morgan
Councilmember Leffingwell
Councilmember Flores
Councilmember Peckham
Councilmember Baese
Councilmember Whitfield

Nay: 0

Absent: 0

COUNCIL COMMENTS REGARDING ITEMS OF COMMUNITY INTEREST

EXECUTIVE SESSION:

The Council recessed to Executive Session. Mayor McGraw called the meeting to order at 8:20 p.m. and adjourned it at 9:00 p.m.

- K.12016-3595

Consider Executive Session as authorized by §551.072, Government Code, to deliberate the purchase of and/or value of the leasehold interest of the Chamber of Commerce building at 212 E Main Street.
- K.22016-3603

Consider Executive Session as authorized by §551.071 Government Code, related to consultation with the City Attorney regarding a matter where the duty of the City Attorney under the Texas Disciplinary Rules of Professional Conduct clearly conflicts with Chapter 551 of the Government Code.

ADJOURNMENT

There being no further business, Mayor McGraw adjourned the meeting at 9:00 p.m.

Respectfully Submitted,

Sara L. White, City Clerk