

City of Round Rock  
Regular City Council Meeting  
Thursday, November 14, 2013

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The Round Rock City Council met in Regular Session on Thursday, November 14, 2013, in the City Council Chamber, 221 E. Main Street.

[CALL REGULAR SESSION TO ORDER - 7:00 P.M.](#)

Mayor McGraw called the meeting to order at 7:16 PM

[ROLL CALL](#)

Those members present were Mayor Alan McGraw, Mayor Pro-Tem Kris Whitfield, Councilmember Craig Morgan, Councilmember George White, Councilmember Joe Clifford, Councilmember Carlos T. Salinas, and Councilmember John Moman. Also present were City Manager Steve Norwood, City Attorney Steve Sheets, Assistant City Manager Laurie Hadley, and Assistant City Manager Bryan Williams. No one was absent from this meeting.

[PLEDGES OF ALLEGIANCE](#)

[CITIZEN COMMUNICATION](#)

Shirley Marquardt, spoke to the City Council regarding the Stage Coach in and gave a brief history of the building.

[PROCLAMATIONS, STAFF RECOGNITION AND SPECIAL PRESENTATIONS:](#)

[E.1 Consider a presentation recognizing the 2013 Local Legend award recipients.](#)

Jerry Hodges, Chairman of the Historic Preservation Commission made the presentation to the City Council and gave a brief history of each award recipient.

[CONSENT AGENDA:](#)

[F.1 Consider approval of the minutes for the October 24, 2013 City Council meeting.](#)

[F.2 Consider an ordinance adopting Amendment No. 2 to the FY 2012-2013 Operating Budget.](#)

[\(Second Reading\)](#)

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE ADOPTING AMENDMENT NO. 2 TO THE OPERATING BUDGET OF THE CITY OF ROUND ROCK, TEXAS FOR FISCAL YEAR 2012-2013.

[F.3 Consider an ordinance changing the time of the December 5, 2013 City Council meeting](#)

[from 7:00 p.m. to 5:30 p.m. \(First Reading\)\\*](#)

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE CHANGING THE TIME OF THE FIRST REGULAR DECEMBER MEETING OF THE ROUND ROCK CITY COUNCIL FOR THE MONTH OF DECEMBER, 2013; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

F.4 Consider a resolution authorizing the Mayor to execute a contract with MCCi for the purchase of Laserfiche software and support services.

F.5 Consider a resolution authorizing the Mayor to execute a Job Access Reverse Commute (JARC) Project Grant Agreement with Capital Metropolitan Transportation Authority.

F.6 Consider a resolution authorizing the Mayor to execute the 2013-2014 Community Development Block Grant (CDBG) Agreement with U.S. Department of Housing and Urban Development.

F.7 Consider a resolution authorizing the Mayor to execute a Community Development Block Grant (CDBG) Agreement with Williamson-Burnet County Opportunities for the 2013-2014 Trails and Landscaping Program.

MOTION: Mayor Pro-Tem Kris Whitfield moved to approve the Consent Agenda. Councilmember John Moman seconded the motion.

VOTE:      Ayes:      Councilmember Craig Morgan  
                                 Councilmember John Moman  
                                 Councilmember Joe Clifford  
                                 Councilmember Carlos T. Salinas  
                                 Councilmember George White  
                                 Mayor Pro-Tem Kris Whitfield  
                                 Mayor Alan McGraw

                 Nays:      None  
                 Absent:      None

ACTION: The motion carried unanimously.

MOTION: Councilmember Joe Clifford moved to dispense with the second reading of item F3 and adopt the Ordinance. Councilmember Craig Morgan seconded the motion.

VOTE:      Ayes:      Councilmember Craig Morgan  
                                 Councilmember John Moman  
                                 Councilmember Joe Clifford  
                                 Councilmember Carlos T. Salinas  
                                 Councilmember George White  
                                 Mayor Pro-Tem Kris Whitfield  
                                 Mayor Alan McGraw

                 Nays:      None  
                 Absent:      None

ACTION: The motion carried unanimously.

ORDINANCES:

G.1 Consider public testimony regarding and an ordinance creating a reinvestment zone for a 5.293 acre tract of the land known as Oakmont Centre Sec 5, Block B, Lot 1 and owned by Fog Break, Ltd. (First Reading)\*

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE DESIGNATING A 5.293 ACRE TRACT OF LAND, KNOWN AS OAKMONT CENTRE SEC. 5, BLOCK B, LOT 1, ROUND ROCK, WILLIAMSON COUNTY, TEXAS, OWNED BY FOG BREAK, LTD., AS REINVESTMENT ZONE NO. 26 FOR COMMERCIAL/INDUSTRIAL TAX ABATEMENT, CITY OF ROUND ROCK, TEXAS, ESTABLISHING THE BOUNDARIES THEREOF AND OTHER MATTERS RELATING THERETO.

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

MOTION: Councilmember Joe Clifford moved to approve the ordinance. Mayor Pro-Tem Kris Whitfield seconded the motion.

VOTE:      Ayes:      Councilmember Craig Morgan  
                                 Councilmember John Moman  
                                 Councilmember Joe Clifford  
                                 Councilmember Carlos T. Salinas  
                                 Councilmember George White  
                                 Mayor Pro-Tem Kris Whitfield  
                                 Mayor Alan McGraw

                 Nays:      None

                 Absent:      None

ACTION: The motion carried unanimously.

MOTION: Mayor Pro-Tem Kris Whitfield moved to dispense with the second reading and adopt the Ordinance. Councilmember Craig Morgan seconded the motion.

VOTE:      Ayes:      Councilmember Craig Morgan  
                                 Councilmember John Moman  
                                 Councilmember Joe Clifford  
                                 Councilmember Carlos T. Salinas  
                                 Councilmember George White  
                                 Mayor Pro-Tem Kris Whitfield  
                                 Mayor Alan McGraw

                 Nays:      None

                 Absent:      None

ACTION: The motion carried unanimously.

[G.2 Consider public testimony regarding and an ordinance amending the Planned Unit Development \(PUD\) No. 61 zoning district to allow boat, camper and ATV sales and repair, and indoor shooting ranges as secondary uses. \(First Reading\)\\*](#)

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING ORDINANCE NO. AZ-05-05-26-11D2, ADOPTED BY THE CITY COUNCIL OF ROUND ROCK, TEXAS, ON MAY 26, 2005, BY AMENDING SECTIONS II.5, AND II.6, APPROVED BY THE CITY COUNCIL IN SAID ORDINANCE, PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

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

MOTION: Mayor Pro-Tem Kris Whitfield moved to approve the ordinance. Councilmember John Moman seconded the motion.

VOTE:      Ayes:      Councilmember Craig Morgan

Councilmember John Moman  
Councilmember Joe Clifford  
Councilmember Carlos T. Salinas  
Councilmember George White  
Mayor Pro-Tem Kris Whitfield  
Mayor Alan McGraw

Nays: None  
Absent: None

ACTION: The motion carried unanimously.

MOTION: Councilmember Craig Morgan moved to dispense with the second reading and adopt the ordinance. Councilmember Carlos T. Salinas seconded the motion.

VOTE: Ayes: Councilmember Craig Morgan  
Councilmember John Moman  
Councilmember Joe Clifford  
Councilmember Carlos T. Salinas  
Councilmember George White  
Mayor Pro-Tem Kris Whitfield  
Mayor Alan McGraw

Nays: None  
Absent: None

ACTION: The motion carried unanimously.

[G.3 Consider an ordinance readopting Chapter 24, Article II, Code of Ordinances \(2010 Edition\), regarding youth curfew regulations. \(First Reading\)\(Requires Two Readings\)](#)

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE TO READOPT AND CONTINUE CHAPTER 24, ARTICLE II, CODE OF ORDINANCES, CITY OF ROUND ROCK, TEXAS, 2010, REGARDING A JUVENILE CURFEW IN CONFORMITY WITH SECTION 370.002 OF THE TEXAS LOCAL GOVERNMENT CODE; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

Captain Willie Richards made the staff presentation.

MOTION: Councilmember John Moman moved to approve the first reading. Mayor Pro-Tem Kris Whitfield seconded the motion.

VOTE: Ayes: Councilmember Craig Morgan  
Councilmember John Moman  
Councilmember Joe Clifford  
Councilmember Carlos T. Salinas  
Councilmember George White  
Mayor Pro-Tem Kris Whitfield  
Mayor Alan McGraw

Nays: None  
Absent: None

ACTION: The motion carried unanimously. The second reading of this ordinance will be on November 26, 2013.

[G.4 Consider an ordinance amending Chapter 44, Sections 44-29 and 44-30, Code of Ordinances \(2010 Edition\), regarding water and sewer service to wholesale customers. \(First Reading\)\(Requires Two Readings\)](#)

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING CHAPTER 44, SECTIONS 44-29 AND 44-30, CODE OF ORDINANCES (2010 EDITION), CITY OF ROUND ROCK, TEXAS, REGARDING RATES FOR WATER AND SEWER SERVICE TO WHOLESALE CUSTOMERS; AND PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES AND RESOLUTIONS.

Cheryl Delaney, Finance Director made the staff presentation.

MOTION: Councilmember John Moman moved to approve the first reading of the ordinance.

Mayor Pro-Tem Kris Whitfield seconded the motion.

VOTE:      Ayes:      Councilmember Craig Morgan  
                                 Councilmember John Moman  
                                 Councilmember Joe Clifford  
                                 Councilmember Carlos T. Salinas  
                                 Councilmember George White  
                                 Mayor Pro-Tem Kris Whitfield  
                                 Mayor Alan McGraw

                 Nays:      None  
                 Absent:      None

ACTION: The motion carried unanimously. The second reading of this ordinance will be on November 26, 2013.

[G.5 Consider an ordinance designating the intersection of County Road 117/County Road 122 at Red Bud Lane as a stop intersection. \(First Reading\)\(Requires Two Readings\)](#)

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING THE TRAFFIC CODE BY DESIGNATING THE FOLLOWING INTERSECTION AS A STOP INTERSECTION: COUNTY ROAD 117/COUNTY ROAD 122 AT RED BUD LANE; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

Gary Hudder, Transportation Director made the staff presentation.

MOTION: Councilmember Joe Clifford moved to approve the first reading of the ordinance.

Councilmember Carlos T. Salinas seconded the motion.

VOTE:      Ayes:      Councilmember Craig Morgan  
                                 Councilmember John Moman  
                                 Councilmember Joe Clifford  
                                 Councilmember Carlos T. Salinas  
                                 Councilmember George White  
                                 Mayor Pro-Tem Kris Whitfield  
                                 Mayor Alan McGraw

                 Nays:      None  
                 Absent:      None

ACTION: The motion carried unanimously. The second reading of this ordinance will be on November 26, 2013.

[G.6 Consider an ordinance designating the intersection of E. Liberty Avenue and N. Sheppard Street as an all-way stop intersection. \(First Reading\)\(Requires Two Readings\)](#)

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING THE TRAFFIC CODE BY DESIGNATING THE INTERSECTION OF E. LIBERTY AVENUE AND N. SHEPPARD STREET AS AN ALL-WAY STOP INTERSECTION; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

Gary Hudder, Transportation Director made the staff presentation.

MOTION: Mayor Pro-Tem Kris Whitfield moved to approve the first reading of the ordinance.

Councilmember John Moman seconded the motion.

VOTE:      Ayes:      Councilmember Craig Morgan  
                                 Councilmember John Moman  
                                 Councilmember Joe Clifford  
                                 Councilmember Carlos T. Salinas  
                                 Councilmember George White  
                                 Mayor Pro-Tem Kris Whitfield  
                                 Mayor Alan McGraw

                 Nays:      None  
                 Absent:      None

ACTION: The motion carried unanimously. The second reading of this ordinance will be on November 26, 2013.

RESOLUTIONS:

[H.1 Consider a resolution authorizing the Mayor to execute a tax abatement agreement with Austin Pharma/Insys Therapeutics, Inc.](#)

Ben White with the Round Rock Chamber of Commerce made the presentation to Council.

MOTION: Councilmember Joe Clifford moved to approve the resolution. Councilmember Carlos

T. Salinas seconded the motion.

VOTE:      Ayes:      Councilmember Craig Morgan  
                                 Councilmember John Moman  
                                 Councilmember Joe Clifford  
                                 Councilmember Carlos T. Salinas  
                                 Councilmember George White  
                                 Mayor Pro-Tem Kris Whitfield  
                                 Mayor Alan McGraw

                 Nays:      None  
                 Absent:      None

ACTION: The motion carried unanimously.

[H.2 Consider a resolution adopting a Chapter 380 Economic Development Program for Austin Pharma/Insys Therapeutics, Inc.](#)

Ben White with the Round Rock Chamber of Commerce made the presentation to the Council.

MOTION: Councilmember Craig Morgan moved to approve the resolution. Mayor Pro-Tem Kris

Whitfield seconded the motion.

VOTE:      Ayes:      Councilmember Craig Morgan  
                                 Councilmember John Moman  
                                 Councilmember Joe Clifford  
                                 Councilmember Carlos T. Salinas  
                                 Councilmember George White  
                                 Mayor Pro-Tem Kris Whitfield  
                                 Mayor Alan McGraw

                 Nays:      None  
                 Absent:      None

ACTION: The motion carried unanimously.

[H.3 Consider a resolution authorizing the Mayor to execute a Chapter 380 agreement with Austin Pharma/Insys Therapeutics, Inc.](#)

Ben White with the Round Rock Chamber of Commerce made the presentation to the Council.

MOTION: Councilmember Joe Clifford moved to approve the resolution. Mayor Pro-Tem Kris

Whitfield seconded the motion.

VOTE:      Ayes:      Councilmember Craig Morgan  
                                 Councilmember John Moman  
                                 Councilmember Joe Clifford  
                                 Councilmember Carlos T. Salinas  
                                 Councilmember George White  
                                 Mayor Pro-Tem Kris Whitfield  
                                 Mayor Alan McGraw

                 Nays:      None  
                 Absent:      None

ACTION: The motion carried unanimously.

[H.4 Consider a resolution establishing a Chapter 380 Economic Development Program for D.M.A. Enterprises.](#)

Ben White with the Round Rock Chamber of Commerce made the presentation to the Council.

MOTION: Mayor Pro-Tem Kris Whitfield moved to approve the resolution. Councilmember John

Moman seconded the motion.

VOTE:      Ayes:      Councilmember Craig Morgan  
                                 Councilmember John Moman  
                                 Councilmember Joe Clifford  
                                 Councilmember Carlos T. Salinas  
                                 Councilmember George White  
                                 Mayor Pro-Tem Kris Whitfield  
                                 Mayor Alan McGraw

                 Nays:      None





Councilmember Joe Clifford  
Councilmember Carlos T. Salinas  
Councilmember George White  
Mayor Pro-Tem Kris Whitfield  
Mayor Alan McGraw

Nays: None  
Absent: None

ACTION: The motion carried unanimously.

[H.8 Consider a resolution approving the funding of certain capital projects from the General Self-Financed Construction Fund.](#)

Cheryl Delaney, Finance Director made the staff presentation.

MOTION: Councilmember John Moman moved to approve the resolution. Mayor Pro-Tem Kris Whitfield seconded the motion.

VOTE: Ayes: Councilmember Craig Morgan  
Councilmember John Moman  
Councilmember Joe Clifford  
Councilmember Carlos T. Salinas  
Councilmember George White  
Mayor Pro-Tem Kris Whitfield  
Mayor Alan McGraw

Nays: None  
Absent: None

ACTION: The motion carried unanimously.

[H.9 Consider a resolution adopting the Community Development Block Grant \(CDBG\) Budget for the 2013-2014 Program Year.](#)

Cheryl Delaney, Finance Director made the staff presentation.

MOTION: Councilmember Carlos T. Salinas moved to approve the resolution. Mayor Pro-Tem Kris Whitfield seconded the motion.

VOTE: Ayes: Councilmember Craig Morgan  
Councilmember John Moman  
Councilmember Joe Clifford  
Councilmember Carlos T. Salinas  
Councilmember George White  
Mayor Pro-Tem Kris Whitfield  
Mayor Alan McGraw

Nays: None  
Absent: None

ACTION: The motion carried unanimously.

[H.10 Consider a resolution authorizing the Mayor to execute Supplemental Contract No. 1 with Atkins North America, Inc. for the General Services \(2013-2014\) Wastewater Project.](#)

Michael Thane, Utilities Director made the staff presentation.

MOTION: Councilmember Carlos T. Salinas moved to approve the resolution. Councilmember Joe Clifford seconded the motion.

VOTE:      Ayes:      Councilmember Craig Morgan  
                                 Councilmember John Moman  
                                 Councilmember Joe Clifford  
                                 Councilmember Carlos T. Salinas  
                                 Councilmember George White  
                                 Mayor Pro-Tem Kris Whitfield  
                                 Mayor Alan McGraw

                 Nays:      None  
                 Absent:      None

ACTION: The motion carried unanimously.

[H.11 Consider a resolution authorizing the Mayor to execute a contract with Site Specialties, LLC for the Freeman Tract Type 1 Reuse Waterline Project.](#)

Michael Thane, Utilities Director made the staff presentation.

MOTION: Councilmember Carlos T. Salinas moved to approve the resolution. Councilmember Craig Morgan seconded the motion.

VOTE:      Ayes:      Councilmember Craig Morgan  
                                 Councilmember John Moman  
                                 Councilmember Joe Clifford  
                                 Councilmember Carlos T. Salinas  
                                 Councilmember George White  
                                 Mayor Pro-Tem Kris Whitfield  
                                 Mayor Alan McGraw

                 Nays:      None  
                 Absent:      None

ACTION: The motion carried unanimously.

[H.12 Consider a resolution approving the action of the Round Rock Transportation and Economic Development Corporation in amending the Transportation Capital Improvement Program \(TCIP\).](#)

Gary Hudder, Transportation Director made the staff presentation.

MOTION: Councilmember Joe Clifford moved to approve the resolution. Mayor Pro-Tem Kris Whitfield seconded the motion.

VOTE:      Ayes:      Councilmember Craig Morgan  
                                 Councilmember John Moman  
                                 Councilmember Joe Clifford  
                                 Councilmember Carlos T. Salinas  
                                 Councilmember George White  
                                 Mayor Pro-Tem Kris Whitfield  
                                 Mayor Alan McGraw

                 Nays:      None

Absent: None

ACTION: The motion carried unanimously.

[H.13 Consider a resolution authorizing the Mayor to execute Quantity Adjustment/Change Order No. 5 with Chasco Constructors for the Kenney Fort Boulevard \(Arterial A\) Project.](#)

Gary Hudder, Transportation Director made the staff presentation.

MOTION: Councilmember Joe Clifford moved to approve the resolution. Councilmember John Moman seconded the motion.

VOTE:      Ayes:      Councilmember Craig Morgan  
                                 Councilmember John Moman  
                                 Councilmember Joe Clifford  
                                 Councilmember Carlos T. Salinas  
                                 Councilmember George White  
                                 Mayor Pro-Tem Kris Whitfield  
                                 Mayor Alan McGraw

Nays: None

Absent: None

ACTION: The motion carried unanimously.

[H.14 Consider a resolution authorizing the Mayor to execute Quantity Adjustment/Change Order No. 2 with Patin Construction, LLC for the Southwest Downtown Infrastructure Improvements - San Saba Street and West Liberty Avenue Project.](#)

Gary Hudder, Transportation Director made the staff presentation.

MOTION: Councilmember John Moman moved to approve the resolution. Mayor Pro-Tem Kris Whitfield seconded the motion.

VOTE:      Ayes:      Councilmember Craig Morgan  
                                 Councilmember John Moman  
                                 Councilmember Joe Clifford  
                                 Councilmember Carlos T. Salinas  
                                 Councilmember George White  
                                 Mayor Pro-Tem Kris Whitfield  
                                 Mayor Alan McGraw

Nays: None

Absent: None

ACTION: The motion carried unanimously.

[H.15 Consider a resolution authorizing the Mayor to execute a contract with Patin Construction, LLC for the Sam Bass Road at Creek Bend Boulevard Turn Lane Improvements Project.](#)

Gary Hudder, Transportation Director made the staff presentation.

MOTION: Councilmember George White moved to approve the resolution. Councilmember Craig Morgan seconded the motion.

VOTE:      Ayes:      Councilmember Craig Morgan  
                                 Councilmember John Moman  
                                 Councilmember Joe Clifford  
                                 Councilmember Carlos T. Salinas  
                                 Councilmember George White  
                                 Mayor Pro-Tem Kris Whitfield  
                                 Mayor Alan McGraw

                 Nays:      None  
                 Absent:      None

ACTION: The motion carried unanimously.

[H.16 Consider a resolution authorizing the use of eminent domain to condemn an easement interest in a parcel of land located at 409 West Liberty Avenue for the public use of public utilities.](#)

This item was withdrawn from the agenda.

[H.17 Consider a resolution authorizing the Mayor to execute a Property Exchange Contract with Chandler Creek Parcel G&I, L.P. and Chandler Creek Parcel J&K, L.P.](#)

Gary Hudder, Transportation Director made the staff presentation.

MOTION: Councilmember Joe Clifford moved to approve the resolution. Mayor Pro-Tem Kris Whitfield seconded the motion.

VOTE:      Ayes:      Councilmember Craig Morgan  
                                 Councilmember John Moman  
                                 Councilmember Joe Clifford  
                                 Councilmember Carlos T. Salinas  
                                 Councilmember George White  
                                 Mayor Pro-Tem Kris Whitfield  
                                 Mayor Alan McGraw

                 Nays:      None  
                 Absent:      None

ACTION: The motion carried unanimously.

[COUNCIL COMMENTS REGARDING ITEMS OF COMMUNITY INTEREST](#)

EXECUTIVE SESSION:

[J.1 Consider Executive Session as authorized by §551.072, Government Code, related to the purchase of real property for municipal purposes.](#)

The Council recessed into executive session. The Mayor called the closed session to order at 8:26 PM and adjourned it at 9:06 PM.

[ADJOURNMENT](#)

There being no further business, the meeting adjourned at 9:06 PM.

Respectfully Submitted,  
  
Sara L. White, TRMC, City Clerk