



City of Round Rock

Meeting Minutes

City Council

Thursday, February 9, 2023

CALL MEETING TO ORDER

The Round Rock City Council met in regular session on February 9, 2023 in the City Council chambers at 221 E. Main Street. Mayor Morgan called the meeting to order at 6:03 pm.

ROLL CALL

Present: 7 - Mayor Craig Morgan
Mayor Pro-Tem Rene Flores
Council Member Michelle Ly
Council Member Matthew Baker
Council Member Frank Ortega
Council Member Kristin Stevens
Council Member Hilda Montgomery

Absent: 0

PLEDGES OF ALLEGIANCE

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

CITIZEN COMMUNICATION

Peter Orr, 1516 Ashwood Court, spoke regarding the cost of the Heritage Trail construction.

Michael Withrow, 901 S. Mays, thanked the Council for their response to the Ice Storm clean up.

Rachael Karavatz, 3401 McKayla Court, spoke regarding Item H.3 and expressed privacy concerns with the possible three story townhome development.

There were no further citizens wishing to speak at this time.

APPROVAL OF MINUTES:**E.1** [Consider approval of the minutes for the January 26, 2023 City Council meeting.](#)

A motion was made by Council Member Montgomery, seconded by Council Member Ortega, to approve the Minutes. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

APPOINTMENTS:**F.1** [Consider one \(1\) appointment to the Planning and Zoning Commission to fill an unexpired term.](#)

Council unanimously appointed Scott Huckabay to fill the unexpired term.

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

RESOLUTIONS:**G.1** [Consider a resolution adopting the City of Round Rock's Legislative Program for the 88th Legislative Session.](#)

Mayor Morgan made the presentation.

A motion was made by Council Member Ortega, seconded by Council Member Stevens, to approve the Resolution. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

G.2 [Consider a resolution accepting the City's Quarterly Financial and Investment Report for the quarter ended December 31, 2022.](#)

Susan Morgan, CFO made the staff presentation.

A motion was made by Mayor Pro-Tem Flores, seconded by Council Member Ortega, to approve the Resolution. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

G.3 [Consider a resolution calling a bond election for May 6, 2023; Making Provisions for Conducting the Election; and Resolving Other Matters Related to Such Election.](#)

Brooks Bennett, Assistant City Manager made the staff presentation.

A motion was made by Council Member Ortega, seconded by Council Member Baker, to approve the Resolution. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

G.4 [Consider a resolution authorizing the calling of the General Election for May 6, 2023.](#)

A motion was made by Council Member Ortega, seconded by Council Member Ly, to approve the Resolution. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

G.5 [Consider a resolution authorizing the Mayor to execute Election Services Agreement with Travis County for the May 6, 2023 General Election.](#)

A motion was made by Council Member Stevens, seconded by Council Member Ortega, to approve the Resolution. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

G.6 [Consider a resolution authorizing the Mayor to execute a Joint Election Agreement with Travis County for the May 6, 2023 General Election.](#)

A motion was made by Council Member Baker, seconded by Council Member Ortega, to approve the Resolution. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

G.7 [Consider a resolution authorizing the City Manager to issue a Purchase Order to Consolidated Traffic Controls, Inc. for the purchase of traffic signal poles.](#)

Gary Hudder, Transportation Director made the staff presentation.

A motion was made by Council Member Baker, seconded by Council Member Montgomery, to approve the Resolution. The motion passed by the following vote:

- Ayes:** 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

G.8 [Consider a resolution authorizing the Mayor to execute a Real Estate Contract with Martin A. and Debra A. Kreczmer for the purchase of a 0.138 acre parcel required for construction of the proposed Red Bud South roadway project.](#)

Gary Hudder, Transportation Director made the staff presentation.

A motion was made by Council Member Ortega, seconded by Council Member Stevens, to approve the Resolution. The motion passed by the following vote:

- Ayes:** 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

G.9 [Consider a resolution determining the necessity and authorizing the use of the City's power of eminent domain to acquire fee simple title to 0.125 acre of land from property owned by Robert Harold Behrens, required for the proposed Red Bud South Improvement Project.](#)

Gary Hudder, Transportation Director made the staff presentation.

Mayor Pro-Tem Flores moved that the City Council approve this resolution which authorizes the use of the power of eminent domain to acquire fee simple title to the following parcel of land for construction of proposed improvements to the Red Bud South Project: a 0.125-acre of land from property owned by Robert Harold Behrens, as described in Exhibit A of the resolution. The motion was seconded by Council Member Baker. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

G.10 [Consider a resolution authorizing the Mayor to execute an Interlocal Agreement with Williamson County regarding the Southwest Williamson County Regional Park Water Meter Relocation Project.](#)

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

A motion was made by Mayor Pro-Tem Flores, seconded by Council Member Stevens, to approve the Resolution. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

G.11 [Consider a resolution authorizing the Mayor to execute Supplemental Contract No. 1 with Kimley-Horn and Associates, Inc. for the DB Wood Raw Waterline Relocation Project.](#)

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

A motion was made by Council Member Ortega, seconded by Council Member Stevens, to approve the Resolution. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

G.12 [Consider a resolution approving the action of the Brushy Creek Regional Utility Authority \(BCRUA\) in authorizing the execution of Supplemental Contract No. 2 with Walker Partners for the BCRUA Phase 1D Water Treatment Plant Expansion Project.](#)

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

A motion was made by Council Member Baker, seconded by Mayor Pro-Tem Flores, to approve the Resolution. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

G.13 [Consider a resolution rejecting all bids submitted for the Frontier Park Improvement Project 2022.](#)

Rick Atkins, Parks and Recreation Director made the staff presentation.

A motion was made by Council Member Ortega, seconded by Council Member Ly, to approve the Resolution. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

G.14 [Consider a resolution rejecting all bids submitted for the Stark Park Improvement Project 2022.](#)

Rick Atkins, Parks and Recreation Director made the staff presentation.

A motion was made by Council Member Ortega, seconded by Council Member Stevens, to approve the Resolution. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

G.15 [Consider a resolution authorizing the Mayor to execute a Contract with DigDug Construction, LLC for the Bowman Park Improvements Project.](#)

Rick Atkins, Parks and Recreation Director made the staff presentation.

A motion was made by Council Member Baker, seconded by Council Member Ortega, to the Resolution. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

G.16 [Consider a resolution authorizing the Mayor to execute a Contract with Act Global Americas, Inc. for the Buck Egger Park Synthetic Turf Conversion Project.](#)

Rick Atkins, Parks and Recreation Director made the staff presentation.

A motion was made by Council Member Stevens, seconded by Council Member Ortega, to approve the Resolution. The motion passed by the following vote:

Ayes: 6 - Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 1 - Mayor Morgan

G.17 [Consider a resolution authorizing the Mayor to execute a Contract with Patin Construction LLC for the Heritage Trail West Project.](#)

Rick Atkins, Parks and Recreation Director made the staff presentation.

A motion was made by Council Member Baker, seconded by Council Member Ortega, to approve the Resolution. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

G.18 [Consider a resolution authorizing the Mayor to execute an Agreement with SKATX LLC for the purchase of event lighting, sound and staging services.](#)

Rick Atkins, Parks and Recreation Director made the staff presentation.

A motion was made by Mayor Pro-Tem Flores, seconded by Council Member Ortega, to approve the Resolution. The motion passed by the following vote:

- Ayes:** 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

G.19 [Consider a resolution removing the monarch designation for a tree located on a proposed development site at 611 Spring Street.](#)

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

A motion was made by Mayor Pro-Tem Flores, seconded by Council Member Stevens, to approve the Resolution. The motion passed by the following vote:

- Ayes:** 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

ORDINANCES:**H.1** Consider public testimony regarding, and an ordinance zoning 25.053 acres located south of E. Old Settlers Boulevard on the east side of N. Red Bud Lane to the Planned Unit Development (PUD) No.146 zoning district. (First Reading)*

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

Mayor Morgan opened the hearing for public testimony.

There being no testimony, the public hearing was closed.

A motion was made by Council Member Ortega, seconded by Council Member Montgomery, to approve the Ordinance. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

A motion was made by Council Member Baker, seconded by Council Member Ortega, to dispense with the second reading and adopt the Ordinance. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

H.2 [Consider public testimony regarding, and an ordinance rezoning 1.02 acres located on the west side of Red Bud Lane and north of Gattis School Road from the OF-1 \(General Office\) zoning district to the MF-1 \(Multifamily - Low Density\) zoning district. \(First Reading\)*](#)

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

Mayor Morgan opened the hearing for public testimony.

There being no testimony, the public hearing was closed.

A motion was made by Mayor Pro-Tem Flores, seconded by Council Member Montgomery, to approve the Ordinance. The motion passed by the following vote:

- Ayes:** 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

A motion was made by Council Member Ortega, seconded by Council Member Stevens, to dispense with the second reading and adopt the Ordinance. The motion passed by the following vote:

- Ayes:** 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

H.3 [Consider public testimony regarding, and an ordinance zoning 4.72 acres located northwest of N. CR 122 and east of Red Bud Lane to the TH \(Townhouse\) zoning district. \(First Reading\)*](#)

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

The developer applicant, Vincent Shaw, presented information and answered Council's questions.

Mayor Morgan opened the public hearing and the following people spoke:

Hope Lazono, Henri Chen, Jim Pizzitola, Michael Lazono, and Jason Ahl, all spoke against certain design elements of the development.

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

A motion was made by Mayor Pro-Tem Flores, seconded by Council Member Baker, to approve the Ordinance. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

A motion was made by Council Member Ortega, seconded by Council Member Ly, to dispense with the second reading and adopt the Ordinance. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

H.4 [Consider public testimony regarding, and an ordinance rezoning 4.77 acres located south of Louis Henna Boulevard on the south side of AW Grimes Boulevard from the C-2 \(Local Commercial\) zoning district to the PUD \(Planned Unit Development\) No. 145 zoning district. \(First Reading\)*](#)

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

Mayor Morgan opened the hearing for public testimony.

There being no testimony, the public hearing was closed.

A motion was made by Council Member Baker, seconded by Council Member Ortega, to approve the Ordinance. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

A motion was made by Council Member Ortega, seconded by Council Member Stevens, to dispense with the second reading and adopt the Ordinance. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

H.5 [Consider an ordinance amending Chapter 2, Sec. 2-326, Code of Ordinances, to increase the authority of the City Manager to contract for expenditures and approve certain change orders. \(First Reading\)*](#)

Susan Morgan, CFO made the staff presentation.

A motion was made by Mayor Pro-Tem Flores, seconded by Council Member Montgomery, to approve the Ordinance. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

A motion was made by Council Member Baker, seconded by Council Member Montgomery, to dispense with the second reading and adopt the Ordinance. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 0

COUNCIL COMMENTS REGARDING ITEMS OF COMMUNITY INTEREST

EXECUTIVE SESSION:

- J.1** [Consider Executive Session as authorized by §551.071, Government Code, related to consultation with attorneys regarding an update on the Comptroller of Public Accounts' proposed rule amendment related to sales tax.](#)
- J.2** [Consider Executive Session as authorized by §551.087 Government Code, related to consultation with the City Attorney regarding potential legal issues with the Economic Development Program Agreement with Crow Group Series, LLC.](#)

Council recessed into executive session. Mayor Morgan called the session to order at 8:45 pm and adjourned at 9:17 pm. Council returned to regular session, with no action taken.

ADJOURNMENT

There being no further business, Mayor Morgan adjourned the meeting at 9:18 pm.

*Respectfully submitted by:
Meagan Spinks, City Clerk*