



# City of Round Rock

## Meeting Minutes - Draft

### City Council

Thursday, September 14, 2023

#### A. CALL MEETING TO ORDER

*The Round Rock City Council met in regular session on September 14, 2023 in the City Council chambers at 221 E. Main Street. Mayor Morgan called the meeting to order at 6:04 pm.*

#### B. ROLL CALL

**Present:** 6 - Mayor Craig Morgan  
Mayor Pro-Tem Matthew Baker  
Council Member Michelle Ly  
Council Member Rene Flores  
Council Member Frank Ortega  
Council Member Hilda Montgomery

**Absent:** 1 - Council Member Kristin Stevens

#### C. PLEDGES OF ALLEGIANCE

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

#### D. CITIZEN COMMUNICATION

*There were no citizens wishing to speak.*

#### E. PROCLAMATIONS:

##### E.1 [Consider proclaiming September 16, 2023 as "Fiesta Amistad Day" in the City of Round Rock.](#)

*Mayor Morgan read and presented the proclamation.*

##### E.2 [Consider proclaiming September 15, 2023 to October 15, 2023 as "Hispanic Heritage Month" in the City of Round Rock.](#)

*Council Member Flores read and presented the proclamation.*

**F. STAFF PRESENTATIONS:****F.1** [Consider a presentation and department update from Sports Management and Tourism.](#)

*Chad McKenzie, Sports Management and Tourism Director made the staff presentation.*

**G. CONSENT AGENDA:**

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

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**G.1** [Consider approval of the minutes for the August 24, 2023 City Council meeting.](#)

*This item approved under the Consent Agenda.*

**G.2** [Consider a resolution authorizing the Mayor to execute an Agreement with Casco Industries, Inc. for the purchase of public safety and firehouse supplies and equipment.](#)

*This item approved under the Consent Agenda.*

**G.3** [Consider a resolution authorizing the Mayor to execute an agreement with Progressive Commercial Aquatics, Inc. for the purchase of swimming pool chemicals, supplies and equipment.](#)

*This item approved under the Consent Agenda.*

**G.4** [Consider a resolution authorizing the Mayor to execute an Interlocal Agreement for Joint and Cooperative Purchasing with the City of Liberty Hill.](#)

*This item approved under the Consent Agenda.*

**G.5** [Consider a resolution authorizing the Mayor to execute Supplement Agreement No. 1 to "City of Round Rock Agreement for Professional Consulting Services Related to Investment Advisory Services with Valley View Consulting, L.L.C."](#)

*This item approved under the Consent Agenda.*

**G.6** [Consider a resolution authorizing the Mayor to execute an Agreement with Iteris, Inc. for the purchase of traffic control products, supplies and equipment.](#)

*This item approved under the Consent Agenda.*

**G.7** [Consider a resolution authorizing the Mayor to execute an Agreement with Veolia Water Technologies Treatment Solutions USA for the purchase of Aquaray UV Systems.](#)

*This item approved under the Consent Agenda.*

**H. PUBLIC HEARINGS:****H.1** [Consider public testimony regarding the annexation of a 6.52 acre portion of CR-118.](#)

*Brad Wiseman, Planning Director, made the presentation.*

*Mayor Morgan opened the public hearing for speakers. There being none, the public hearing was closed.*

**I. RESOLUTIONS:****I.1** [Consider a resolution authorizing the Mayor to execute an Agreement to Maintain a Non-Conforming Billboard with Lamar Advantage Holding Company.](#)

*Brad Wiseman, Planning Director made the presentation.*

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

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**I.2** [Consider a resolution authorizing the Mayor to execute an Agreement with Certified Arbor Care, Inc. for tree pruning and removal services.](#)

*Rick Atkins, Parks and Recreation Director made the staff presentation for both I.2 and I.3.*

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

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**I.3**      [Consider a resolution authorizing the Mayor to execute an agreement with Bartlett Tree Experts for tree pruning and removal services.](#)

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

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

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**I.4**      [Consider a resolution authorizing the Mayor to execute a Quantity Adjustment/Change Order No. 2 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 Flores, seconded by Council Member Ortega, to approve the Resolution. The motion passed by the following vote:**

**Ayes:** 5 - Mayor Pro-Tem Baker  
Council Member Ly  
Council Member Flores  
Council Member Ortega  
Council Member Montgomery

**Nays:** 0

**Absent:** 2 - Mayor Morgan  
Council Member Stevens

**I.5**      [Consider a resolution authorizing the Mayor to execute a Professional Consulting Services Agreement with Waeltz & Prete, Inc. for the Old Settlers Park - Lakeview Area Project.](#)

*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:** 6 - Mayor Morgan  
Mayor Pro-Tem Baker  
Council Member Ly  
Council Member Flores  
Council Member Ortega  
Council Member Montgomery

**Nays:** 0

**Absent:** 1 - Council Member Stevens

- I.6**     [Consider a resolution determining that "Competitive Sealed Proposal" is the delivery method which provides the best value for the Old Settlers Park - Lakeview Area Project.](#)

*This item was pulled from consideration. No action was taken.*

- I.7**     [Consider a resolution determining that "Competitive Sealed Proposal" is the delivery method which provides the best value for the Two Million Gallon Reuse Water Ground Storage Tank Project.](#)

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

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

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

- I.8**     [Consider a resolution determining that TanksCo Inc, provides the best value for the City for the Barton Hill Elevated Tank and McNeil Ground Storage Tank Recoating Project and authorizing the Mayor to execute a Standard Form of Agreement.](#)

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

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

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**I.9**      [Consider a resolution authorizing the Mayor to execute a Professional Consulting Services Agreement with Freese and Nichols, Inc for the Southeast Area 1 - Flood Mitigation Alternatives Analysis Project.](#)

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

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

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**I.10**      [Consider a resolution authorizing the Mayor to execute Supplemental Contract No. 1 with Plummer and Associates, Inc. for the BCRWWS East Wastewater Treatment Plant Tertiary Filters Project.](#)

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

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

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**I.11**      [Consider a resolution authorizing the Mayor to execute Supplemental Contract No. 1 with Alan Plummer Associates, Inc. for the BCRWWS East Wastewater Treatment Plant Expansion \(Construction Phase Services\) Project.](#)

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

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

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**I.12** [Consider a resolution authorizing the City Manager to issue a Purchase Order to Palomar Modular Buildings LLC for a modular office building.](#)

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

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**I.13** [Consider authorizing the Mayor to execute a resolution setting a public hearing date to consider land use assumption and capital improvement plans for setting updated water and wastewater impact fees.](#)

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

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**I.14** [Consider authorizing the Mayor to execute a resolution setting a public hearing date to consider land use assumption and capital improvement plans for roadway impact fees.](#)

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

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**I.15** [Consider a resolution authorizing the Mayor to execute three Possession and Use Agreements with Nelson Homestead Family Partnership, Ltd. for 27.691 acres required to construct CR 112 roadway improvements.](#)

*Gary Hudder, Transportation 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:** 6 - Mayor Morgan  
Mayor Pro-Tem Baker  
Council Member Ly  
Council Member Flores  
Council Member Ortega  
Council Member Montgomery

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**I.16** [Consider a resolution authorizing the Mayor to execute a Utility Relocation Agreement with Manville Water Supply Corporation for the relocation of water system improvements for the Gattis School Segment 6 Project.](#)

*Gary Hudder, Transportation Director made the staff presentation.*

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

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens



**I.17**     [Consider a resolution authorizing the Mayor to execute a contract with DigDug Construction, LLC for the Kenney Fort/Joe DiMaggio/Brushy Creek Landscape Enhancements Project.](#)

*Gary Hudder, Transportation Director made the staff presentation.*

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

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**I.18**     [Consider a resolution authorizing the Mayor to execute Supplemental Contract No. 1 with Kimley-Horn and Associates for the Harrell Parkway Reconstruction Project.](#)

*Gary Hudder, Transportation Director made the staff presentation.*

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

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**I.19**     [Consider a resolution authorizing the Mayor to execute a First Amendment to the Interlocal Agreement with Capital Metropolitan Transportation Authority for transit services.](#)

*Gary Hudder, Transportation 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:** 6 - Mayor Morgan  
Mayor Pro-Tem Baker  
Council Member Ly  
Council Member Flores  
Council Member Ortega  
Council Member Montgomery

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**I.20**     [Consider a resolution determining the necessity and authorizing the use of the City's power of eminent domain to acquire a 0.077 acre parcel from property owned by Sheree Michele Rodriguez and Estefan Jacob Rodriguez required for the Red Bud South Project.](#)

*Gary Hudder, Transportation Director made the staff presentation.*

Mayor Pro-Tem Baker made a motion 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 0.077-acre tract of land from property owned by Sheree Michele Rodriguez and Estefan Jacob Rodriguez, as described in Exhibit A of the resolution. Council Member Ortega seconded the motion. The motion passed by the following vote:

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**I.21**     [Consider a resolution determining the necessity and authorizing the use of the City's power of eminent domain to acquire a 0.101 acre parcel from property owned by John W. and Janea C. Pabst required for the Red Bud South Project.](#)

*Gary Hudder, Transportation Director made the staff presentation.*

Mayor Pro-Tem Baker made a motion 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 0.101-acre tract of land from property owned by John W. Pabst and Janea C. Pabst f/k/a Janea M. Culpepper, as described in Exhibit A of the resolution. Council Member Ortega seconded the motion. The motion passed by the following vote:

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**I.22**     [Consider a resolution determining the necessity and authorizing the use of the City's power of eminent domain to acquire a 0.164 acre parcel from property owned by Jeannie M. McCulloch required for the Red Bud South Project.](#)

*Gary Hudder, Transportation Director made the staff presentation.*

**Mayor Pro-Tem Baker made a motion 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 0.164-acre tract of land from property owned by Jeannie M. McCulloch, as described in Exhibit A of the resolution. Council Member Ortega seconded the motion. The motion passed by the following vote:**

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**I.23**     [Consider a resolution determining the necessity and authorizing the use of the City's power of eminent domain to acquire a 0.096 acre parcel from property owned by Ronald R. and Susan L. Woytek required for the Red Bud South Project.](#)

*Gary Hudder, Transportation Director made the staff presentation.*

**Mayor Pro-Tem Baker made a motion 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 0.096-acre tract of land from property owned by Ronald R. Woytek and Susan L. Woytek, as described in Exhibit A of the resolution. Council Member Ortega seconded the motion. The motion passed by the following vote:**

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**I.24**     [Consider a resolution determining the necessity and authorizing the use of the City's power of eminent domain to acquire a 0.077 acre parcel from property owned by Gale and Zahir Bacchus required for the Red Bud South Project.](#)

*Gary Hudder, Transportation Director made the staff presentation.*

**Mayor Pro-Tem Baker made a motion 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 0.077-acre tract of land from property owned by Gale Bacchus and Zahir Bacchus, as described in Exhibit A of the resolution. Council Member Ortega seconded the motion. The motion passed by the following vote:**

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**I.25**     [Consider a resolution authorizing the City Manager to execute contracts for pre-approved budgeted items in the maximum amount of \\$200,000.](#)

*Gary Hudder, Transportation Director made the staff presentation.*

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

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**J.        ORDINANCES:**

**J.1**      [Consider public testimony regarding, and an ordinance adopting the FY 2023-2024 Annual Budget for the City of Round Rock. \(Second Reading\)](#)

*Susan Morgan, CFO made the staff presentation. Mayor Morgan opened the public hearing for speakers. There being none, the public hearing was closed.*

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

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**J.2**      [Consider public testimony regarding, and an ordinance adopting the 2023 Property Tax Rate for the City of Round Rock. \(Second Reading\)](#)

*Susan Morgan, CFO made the staff presentation. Mayor Morgan opened the public hearing for speakers. There being none, the public hearing was closed.*

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

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**J.3**      [Consider ratifying the property tax increase reflected in the FY 2023-2024 Budget.](#)

**A motion was made by Council Member Ortega, seconded by Council Member Flores, to ratify the property tax increase reflected in the FY 2023-2024 Budget. The motion passed by the following vote:**

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

**Nays:** 0

**Absent:** 1 - Council Member Stevens

**K. COUNCIL COMMENTS REGARDING ITEMS OF COMMUNITY INTEREST**

**L. EXECUTIVE SESSION:**

**L.1** [Consider Executive Session as authorized by §551.072, Government Code, related to the purchase and/or value of real property to wit: 16 Brenda Lane, Round Rock, Texas.](#)

*Council recessed into executive session. Mayor Morgan called the session to order at 7:21 pm and adjourned at 7:55 pm. Council returned to regular session, no action taken.*

**M. ADJOURNMENT**

*There being no further business, Mayor Morgan adjourned the meeting at 7:57 pm.*

*Minutes by:*

*Meagan Spinks, City Clerk*