



City of Round Rock

Meeting Minutes - Final

City Council

Thursday, May 27, 2021

CALL MEETING TO ORDER

The Round Rock City Council met in regular session on Thursday, May 27, 2021 in the City Council Chambers located at 221 E. Main Street, Round Rock. Mayor Morgan called the session to order at 6:07 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
Texas*

FAREWELL TO OUTGOING COUNCIL MEMBER

OATH OF OFFICE

- E.1 [Administration of the oath of office to the newly elected Council Member for Place 3.](#)
- E.2 [Administration of the oath of office to the newly elected Council Member for Place 5.](#)

After the administration of oaths, the City Council took a 10 minute recess for Council Member Baese to leave the dais and for Council Member Stevens to take her seat on the dais.

The City Council reconvened to regular session at 6:58 PM.

CITIZEN COMMUNICATION

Janneke Parrish spoke regarding street lamps being put in Frontier Park.

CONSENT AGENDA:

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

Approval of the Consent Agenda

A motion was made by Mayor Pro-Tem Flores, seconded by Council Member Baker, to approve the Consent Agenda. The motion carried 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.1 [Consider approval of the minutes for the May 13, 2021 City Council meeting.](#)

The minutes were approved on the Consent Agenda.

G.2 [Consider an ordinance granting a franchise to Waste Management of Texas, Inc. to engage in the collection of non-residential refuse. \(Second Reading\)](#)

This item was adopted on seconding reading on the Consent Agenda.

G.3 [Consider an ordinance granting a franchise to Texas Disposal Systems, Inc. to engage in the collection of non-residential refuse. \(Second Reading\)](#)

This item was adopted on seconding reading on the Consent Agenda.

G.4 [Consider an ordinance granting a franchise to Central Texas Refuse, LLC to engage in the collection of non-residential refuse. \(Second Reading\)](#)

This item was adopted on seconding reading on the Consent Agenda.

G.5 [Consider an ordinance granting a franchise to Central Waste and Recycling to engage in the collection of non-residential refuse. \(Second Reading\)](#)

This item was adopted on seconding reading on the Consent Agenda.

- G.6** [Consider an ordinance granting a franchise to Waste Connections Lone Star, Inc. to engage in the collection of non-residential refuse. \(Second Reading\)](#)

This item was adopted on seconding reading on the Consent Agenda.

- G.7** [Consider a resolution authorizing the Mayor to execute an Agreement with Youngblood Auto & Tire, LLC for the purchase of tire supplies and equipment.](#)

This item was approved on the Consent Agenda.

- G.8** [Consider a resolution authorizing the Mayor to execute an Agreement with Carrier Corporation for the purchase of HVAC equipment, supplies and installation services.](#)

This item was approved on the Consent Agenda.

- G.9** [Consider a resolution authorizing the City Manager to issue a Purchase Order to Silsbee Ford for the purchase of City vehicles.](#)

This item was approved on the Consent Agenda.

- G.10** [Consider a resolution authorizing the City Manager to issue a Purchase Order to Chastang Enterprise, Inc. for the purchase of a City vehicle.](#)

This item was approved on the Consent Agenda.

- G.11** [Consider a resolution authorizing the City Manager to issue a Purchase Order to Rossman Enterprises, Inc. for the purchase and installation of vehicle exhaust removal systems for the Fire Department.](#)

This item was approved on the Consent Agenda.

- G.12** [Consider a resolution authorizing the Mayor to execute an Engagement Letter with Whitley Penn, LLP for the 2021 financial and compliance audit.](#)

This item was approved on the Consent Agenda.

RESOLUTIONS:

- H.1** [Consider a resolution authorizing the Mayor to execute an Interlocal Agreement with TML Health Benefits Pool for participation as a Non-Risk qualified employer.](#)

Valerie Francois, HR Director, made the staff presentation.

A motion was made by Council Member Montgomery, 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

H.2 [Consider a resolution authorizing the City Manager to issue a Purchase Order to Motorola Solutions, Inc. for the purchase of radios for the Police Department.](#)

Allen Banks, Police Chief 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

H.3 [Consider a resolution authorizing the submittal of a grant application for FY 2021 Federal Transit Authority Section 5307 funds for the fixed route system and paratransit services.](#)

Gary Hudder, Transportation Director, made the staff presentation.

A motion was made by Mayor Pro-Tem Flores, 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

Mayor Morgan went out of the regular order to consider the following item:

I.4 [Consider an ordinance rezoning 40.73 acres located at the northwest corner of the intersection of Ray Berglund Drive and Double Creek Drive from the C-1 \(General Commercial\) zoning district and SF-2 \(Single-Family - Standard Lot\) zoning district to the PUD \(Planned Unit Development\) No. 128 zoning district. \(Second Reading\)](#)

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

Anthony Smith, 600 Ray Berglund, spoke regarding concerns he has regarding the proposed PUD.

A motion was made by Mayor Pro-Tem Flores, seconded by Council Member Ortega, to adopt on second reading 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

Mayor Morgan then continued with the regular order of the agenda.

H.4 [Consider a resolution authorizing the Mayor to execute a Professional Consulting Services Agreement with MODE Design Company for design services for the Kinningham House.](#)

Chad McDowell, General Services Director, made the staff presentation.

A motion was made by Council Member Baker, 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

H.5 Consider a resolution authorizing the Mayor to execute a Professional Consulting Services Agreement with 2P Consultants, LLC for survey and design services for the Kinningham House.

Chad McDowell, General Services Director, 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

H.6 Consider a resolution determining that Competitive Sealed Proposal is the delivery method which provides the best value for the Kinningham House Project.

Chad McDowell, General Services 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

H.7 Consider a resolution authorizing the Mayor to execute Quantity Adjustment/Change Order No. 1 with Thalle Construction Co. Inc. for the Brushy Creek Regional Wastewater System (BCRWWS) - East Plant Expansion to 30 MGD Project.

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

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.8 [Consider a resolution authorizing the Mayor to execute a Contract with Royal Vista, Inc. for the Chisholm Valley Water, Wastewater, and Storm Drain Improvements - Area 3 Project.](#)

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

A motion was made by Council Member Ortega, 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

H.9 [Consider a resolution authorizing the Mayor to execute a Professional Consulting Services Agreement with HOT Inspection Services, Inc. for the South Highway 81 Elevated Tank Rehab Project.](#)

Michael Thane, Utilities and Environmental Service 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

H.10 [Consider a resolution authorizing the Mayor to execute a Facilities Extension Agreement with Oncor Electric Delivery Company LLC for the Brushy Creek Regional Wastewater Treatment Plant.](#)

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

A motion was made by Mayor Pro-Tem Flores, 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

H.11 [Consider a resolution authorizing the Mayor to execute a Third Amendment to the Wastewater Service Agreement with Fern Bluff Municipal Utility District.](#)

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

A motion was made by Council Member Baker, 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

H.12 [Consider a resolution determining the necessity for, and authorizing the use of the City's power of eminent domain to acquire a temporary construction and access easement in and across 0.373 acres of land \(Parcel 22TCE\) from property owned by Laura C. Stich and Kenneth C. Ross for the BCRUA Phase 2 raw water delivery project.](#)

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

A motion was made by Mayor Pro-Tem Flores, seconded by Council Member Baker, to approve this resolution which authorizes the use of the power of eminent domain to acquire a temporary construction and access easement interest to the following parcel of land for the BCRUA Phase 2 Raw Water Delivery Project: a 0.373 acre of land from property owned by Laura C. Stich and Kenneth C. Ross, as described in Exhibit A of 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:

I.1 [Consider an ordinance adopting Amendment No. 1 to the FY 2020-2021 Operating Budget. \(Second Reading\)](#)

Susan Morgan, CFO, made the staff presentation.

A motion was made by Council Member Montgomery, seconded by Council Member Ortega, to approve the first reading the Ordinance, with the second reading on 6/10/21. 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

I.2 [Consider an ordinance amending Chapter 42, Section 42-192, Code of Ordinance \(2018 Edition\), by adding new one-way alleys. \(Second Reading\)](#)

Gary Hudder, Transportation Director, made the staff presentation.

A motion was made by Council Member Baker, seconded by Mayor Pro-Tem Flores, to approve the first reading the Ordinance, with the second reading on 6/10/21. 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

I.3 [Consider public testimony regarding, and an ordinance zoning 4.78 acres located on the south side of South A.W. Grimes Boulevard and west of Glenn Drive to the C-2 \(Local Commercial\) 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 none, the public hearing was closed.

A motion was made by Mayor Pro-Tem Flores, seconded by Council Member Ly, to approve the first reading 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 Mayor Pro-Tem Flores, 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

I.5 [Consider an ordinance approving Amendment No. 3 to Planned Unit Development \(PUD\) No. 60 to add additional uses to the list of allowable uses for property located at the southeast corner of N IH 35 and Bass Pro Drive. \(Second Reading\)](#)

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

A motion was made by Council Member Baker, seconded by Council Member Ortega, to adopt on second reading 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:

K.1 [Consider Executive Session as authorized by §551.071, Government Code, related to consultation with attorneys regarding the City's response to the Comptroller of Public Accounts' proposed rule amendment related to sales tax.](#)

The City Council recessed to executive session. Mayor Morgan called the session to order at 8:25 PM and adjourned it at 9:25 PM.

The City Council then reconvened to regular session and took the following action:

ACTION RELATIVE TO EXECUTIVE SESSION:

- L.1** [Consider possible action related to executive session related to consultation with attorneys regarding the City's response to the Comptroller of Public Accounts' proposed rule amendment related to sales tax.](#)

A motion was made by Mayor Pro-Tem Flores, seconded by Council Member Ly, to authorize the City Attorney to take the action recommended in executive session. 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

ADJOURNMENT

There being no further business, Mayor Morgan adjourned the meeting at 9:26 PM.

Respectfully submitted,

Sara L. White, City Clerk