



City of Round Rock

Meeting Minutes - Draft

City Council

Thursday, May 12, 2022

CALL MEETING TO ORDER

The Round Rock City Council met in regular session on Thursday, May 12, 2022 in the City Council chambers located at 221 E. Main Street, Round Rock. Mayor Morgan called the meeting to order at 6:06 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

Denise Rodgers, 605 Sloan St, Taylor, spoke in support of the Pride Proclamation. Teresa Allsep, 3217 Ash Glen, signed up but chose not to speak.

PROCLAMATIONS, STAFF RECOGNITION AND SPECIAL PRESENTATIONS:

- E.1** [Consider proclaiming May 15 - 21, 2022 as "National Police Officer Week" in the City of Round Rock.](#)

Mayor Morgan read and presented the proclamation to Assistant Police Chief Willie Richards.

- E.2** [Consider proclaiming May 29, 2022 as "Fiesta Amistad Day" in the City of Round Rock.](#)

Mayor Morgan read and presented the proclamation to David Villarreal with El Amistad Club.

E.3 [Consider proclaiming June 2022 as "National Pride Month" in the City of Round Rock.](#)

Mayor Morgan read and presented the proclamation to Richard Parson, founder of Round Rock Pride.

STAFF PRESENTATIONS:**F.1** [Consider a presentation and department update from Planning and Development Services.](#)

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

APPROVAL OF MINUTES:**G.1** [Consider approval of the minutes for the April 28, 2022 City Council meeting.](#)

A motion was made by Council Member Ortega, seconded by Council Member Montgomery, 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

Before consideration of the next item, Council Member Ly stated that she filed, with the City Clerk, a written disclosure statement of business dealings with Luna's Tacos. Attached to minutes.

VARIANCE:**H.1** [Consider a request from Luna's Tacos for a variance to Chapter 4, Section 4-3, Code of Ordinance \(2018 Edition\), which prohibits the sale of alcoholic beverages at a place of business within 300 ft of a public school.](#)

Steve Sheets, City Attorney made the staff presentation. Jose Padilla, Owner and Callie Pulse, General Manager of Luna's Tacos spoke regarding their request for a variance.

A motion was made by Mayor Pro-Tem Flores seconded by Council Member Ortega to approve the Variance Request. The motion carried by the following vote:

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

Nays: 1 - Council Member Montgomery

Absent: 0

RESOLUTIONS:

I.1 [Consider a resolution authorizing the Mayor to execute a Lease Estoppel Certificate and Agreement with Zions Bancorporation, N.A. DBA Amegy Bank and Round Rock Baseball Club LP.](#)

Steve Sheets, City Attorney 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

I.2 [Consider a resolution authorizing the Mayor to execute a Rule 11 Condemnation Settlement Agreement with Wilbur Eugene McConico, et al., for the acquisition of 6.120 acres located at 700 Pecan Avenue for development of the downtown parkland project.](#)

David Buzzell, Parks and Recreation Assistant Director made the 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

I.3 [Consider a resolution authorizing the Mayor to execute a Contract with Prota, Inc. for the Water Treatment Plant Pressure Control Valves Project.](#)

Michael Thane, Utilities and Environmental Services Director made the 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

I.4 [Consider a resolution authorizing the Mayor to execute a Quote from Azteca Systems, LLC amending the City's Master Software License Agreement by renewing the existing software and license and authorizing the purchase of additional software and services.](#)

Ramsey Saad, Information Technology Assistant Director made the presentation. Mayor Morgan stepped out for a moment, thereby missing the vote.

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 Pro-Tem Flores
Council Member Ly
Council Member Baker
Council Member Ortega
Council Member Stevens
Council Member Montgomery

Nays: 0

Absent: 1 - Mayor Morgan

I.5 [Consider a resolution authorizing the Mayor to execute an Agreement with Cellco Partnership for cellular and data services.](#)

Heath Douglas, Information Technology Director made the presentation.

A motion was made by Council Member Baker, 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

I.6 [Consider a resolution authorizing the Mayor to execute an Engineering Services Contract with 2P Consultants, LLC for the Fire Station No. 1 Project.](#)

Chad McDowell, General Services Director made the 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

I.7 [Consider a resolution authorizing the Mayor to execute an Agreement for Architectural Services and accompanying Supplemental Agreement No. 1 with McKinney York Architects for the Fire Station No. 1 Project.](#)

Chad McDowell, General Services Director made the presentation.

A motion was made by Council Member Stevens, 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

I.8 [Consider a resolution authorizing the Mayor to execute Quantity Adjustment/Change Order No. 2 with Chasco Constructors for the Oakmont Drive Extension Project.](#)

Gary Hudder, Transportation Director made the 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

I.9 [Consider a resolution authorizing the Mayor to execute Quantity Adjustment/Change Order No. 3 with Chasco Constructors for the Oakmont Drive Extension Project.](#)

Gary Hudder, Transportation Director made the 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

I.10 [Consider a resolution authorizing the Mayor to execute Supplemental Contract No. 4 with K. Friese & Associates, Inc. for the Kenney Fort Boulevard Extension Project.](#)

Gary Hudder, Transportation Director made the 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

I.11 [Consider a resolution authorizing the Mayor to execute a First Amendment to the Economic Development Program Agreement with Cargill Meat Solutions Corporation.](#)

Steve Sheets, City Attorney made the 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

I.12 [Consider a resolution authorizing the Mayor to execute an Engagement Letter with Whitley Penn, LLP for the 2022 financial and compliance audit.](#)

Susan Morgan, CFO made the 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

I.13 [Consider a resolution accepting the City's Quarterly Financial and Investment Report for the quarter ended March 31, 2022.](#)

Susan Morgan, CFO made the 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

ORDINANCES:

J.1 [Consider an ordinance adopting Amendment No. 1 to the FY 2021-2022 Operating Budget.](#)
[\(First Reading\)\(Requires Two Readings\)](#)

Susan Morgan, CFO made the presentation.

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

J.2 [Consider public testimony regarding, and an ordinance approving an amendment to the Comprehensive Plan 2030 to modify the Future Land Use Map to allow mixed-use development on 0.27 acres located northeast of the intersection of S. Mays Street and Tower Drive. \(First Reading\)*](#)

Brad Wiseman, Planning and Development Services Director made the 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 Mayor Pro-Tem Flores, 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 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

J.3 Consider public testimony regarding, and an ordinance rezoning 0.27 acres located northeast of the intersection of S. Mays Street and Tower Drive from the SF-2 (Single-Family - Standard Lot) zoning district to the MU-R (Mixed-Use Redevelopment and Small Lot) zoning district. (First Reading)*

Brad Wiseman, Planning and Development Services Director made the 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 Stevens, 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 Mayor Pro-tem Flores, 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

Mayor Morgan went out of agenda order and called item J.5 before Item J.4.

J.5 Consider public testimony regarding, and an ordinance approving Amendment No. 1 to Planned Unit Development (PUD) No. 125 to allow for urban multifamily development, located south of Gattis School Road and west of Westview Drive. (First Reading)*

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

Mayor Morgan opened the public hearing for speakers. There being none, 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 Stevens, 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

J.4 Consider public testimony regarding, and an ordinance rezoning 11.25 acres located north of E. Logan Street and east of S. Mays Street from the SF-2 (Single-Family - Standard Lot), LI (Light Industrial), and C-1 (General Commercial) zoning districts to the PUD (Planned Unit Development) No. 139 zoning district. (First Reading)*

Brad Wiseman, Planning and Development Services Director, Amanda Swor, Drenner Group and David Weinstein, WB Property Group made the presentation and answered questions from Council.

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

Amanda Keeter, 301 Deerfoot Dr.,

Sampson Jordan, 1003 Kimberly Cove,

Morgan Day, 1003 Kimberly Cove,

Cynthia Jordan, 604 Ridge Crest Dr.,

Frank Darr, 502 Meadow Creek,

Rene Rodriguez, 204 Deerfoot Dr.

Natalya Crier, 5827 Tributary Ridge Drive, Austin, submitted a card but did not speak.

There being no more speakers, the public hearing was closed

A motion was made by Mayor Pro-Tem Flores, seconded by Council Member Stevens, 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 Baker, 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

Mayor Morgan returned to regular agenda order.

COUNCIL COMMENTS REGARDING ITEMS OF COMMUNITY INTEREST

EXECUTIVE SESSION:

- L.1** Consider Executive Session as authorized by §551.071 Government Code relative to consultation with the city's attorneys regarding pending litigation, to wit: Texas Disposal Systems, Inc. v. City of Round Rock, et al, cause no. 22-0482-C395.

Mayor Morgan called the executive session to order at 9:20 pm and adjourned at 9:52 pm. The regular meeting reconvened and no action was taken.

ADJOURNMENT

There being no further business, Mayor Morgan adjourned the meeting at 9:52 pm.

Respectfully submitted by:

*Meagan Spinks
City Clerk*

DISCLOSURE OF BUSINESS DEALINGS

Pursuant to § 2-120 (f) of the Round Rock Code of Ordinances, a business entity in which I have a substantial interest has had business dealings with the owner of Lunas Tacos involving one or more transactions of \$500.00 or more each, for a total of \$2,500.00 or more, within the immediately preceding 12-month period.

Michelle Ly

Michelle Ly, Councilmember Place 1

Date: 5/12/2022

RECEIVED

MAY 12 2022

BY:

Meagan Spinks

in relation to
item H.1